

Oakland Unified School District

Board of Education
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Oakland, CA 94607
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boe@ousd.org E-Mail
<http://www.ousd.org>

[District's Granicus Live Meeting
Video Link \(In Progress\)](#)

[Granicus eComment](#)

[ZOOM LINK](#)



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Meeting Agenda Long - Final

Wednesday, August 23, 2023

4:00 PM

**Great Room, LaEscuelita Education Center, 1050 2nd Avenue, Oakland, CA
(entrance at or near 286 East 10th St.); Internet Streamed - Zoom & Granicus;
Broadcasted - KDOL-TV (Comcast Channel 27 and AT&T Channel 99)**

Board of Education

President Mike Hutchinson

Vice President Clifford Thompson

***Directors: Benjamin "Sam" Davis, Jennifer Brouhard, VanCedric Williams, (Vacancy),
Valarie Bachelor***

Student Directors: Anevay Cruz, Vida Mendoza

Staff: Kyla Johnson-Trammell, Superintendent & Secretary

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Personas que requieran servicios de traducción o interpretación o facilidades razonables para participar en juntas deberán notificar a la Oficina de la Mesa Directiva de Educación setenta y dos (72) horas antes de la junta ya sea al [\(510\)879-8199](tel:(510)879-8199)(VM); o boe@ousd.org (E-Mail); o [\(510\) 879-2300](tel:(510)879-2300) (eTTY/TDD); o [\(510\) 879-2299](tel:(510)879-2299) (eFax).

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個別人士需要傳譯及翻譯服務或有合理安排去參與會議的應該在舉行會議之前的七十二 (72) 小時通知教育委員會。請致電[\(510\)879-8199](tel:(510)879-8199) (留言) ; 或 boe@ousd.org (電郵) ; 或[\(510\) 879-2300](tel:(510)879-2300) (電子文字電話/聽障專用電信設備 (eTTY/TDD)) ; 或[\(510\) 879-2299](tel:(510)879-2299) (電子圖文傳真 (eFax))。

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Những người nào cần thông ngôn hay phiên dịch hay một sắp xếp hợp lý nào để tham gia các buổi họp phải thông báo Văn phòng của Hội đồng Giáo dục bảy mươi hai (72) tiếng đồng hồ trước buổi họp, số điện thoại [\(510\)879-8199](tel:(510)879-8199) (VM); hay là boe@ousd.org (E-Mail); hay là [\(510\) 879-2300](tel:(510)879-2300) (eTTY/TDD); hay là số [\(510\) 879-2299](tel:(510)879-2299) (eFax).

សេវាបកប្រែភាសា និងការអនុលោមតាមច្បាប់ជនជាតិអាមេរិកាំងពិការ

អ្នកណាដែលត្រូវការសេវាបកប្រែភាសាដោយផ្ទាល់មាត់ ឬជាលាយលក្ខណ៍កុំព្យូទ័រ ឬត្រូវការការជួយសម្របសម្រួលយ៉ាងសមរម្យ មួយ ដើម្បីចូលរួមក្នុងកិច្ចប្រជុំនានានោះ ត្រូវផ្តល់ដំណឹងទៅកាន់ការិយាល័យយើងកុំអន្ទ្រានចំនួន ឱ្យបានចិតសិបពី (72) ម៉ោង មុនកិច្ចប្រជុំ តាមរយៈទូរស័ព្ទលេខ [\(510\) 879-8199](tel:(510)879-8199) ឬតាមរយៈអ៊ីមែល boe@ousd.org ឬទូរស័ព្ទ eTTY/TDD លេខ [\(510\) 879-2300](tel:(510)879-2300) ឬទូរសារលេខ [\(510\) 879-2299](tel:(510)879-2299)។

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الهاتف الصوتي:	الهاتف للصم والبكم:	الفاكس الإلكتروني:	البريد الإلكتروني:
510.879.8199	510.879.2300	510.879.2299	boe@ousd.org

NOTICE - MEDIA/MEMBERS OF THE PUBLIC MAY ATTEND AND PARTICIPATE IN-PERSON OR VIRTUALLY

Members of the media and the public may attend and participate in the Board meeting in-person in The Great Room, La Escuelita Education Center, 1050 2nd Avenue, Oakland, CA 94606-2291 (entrance located at or near 286 East 10th St.) or virtually as described herein.

The following information is for those members of the media and public interested in viewing or listening to the Board meeting virtually.

- *Zoom: To view by Zoom, please click <https://ousd.zoom.us/j/89213937027> on or after the Noticed meeting time. Instructions on how to join a meeting by video conference are available at: <https://support.zoom.us/hc/en-us/articles/201362193-Joining-a-Meeting>.*
- *Phone: To listen by phone (via Zoom), please do the following at or after the Noticed meeting time: call (669) 900-9128, then enter **Webinar ID 892 1393 7027**, then press “#”. If asked for a participant id or code, press #. Instructions on how to join a meeting by phone are available at: [https://support.zoom.us/hc/en-us/articles/201362663 - Joining-a-meeting-by-phone](https://support.zoom.us/hc/en-us/articles/201362663-Joining-a-meeting-by-phone).*
- *To view the Board meeting from the District’s Home Page - Upcoming Events & Live Meeting Video, please select the meeting name and click on the “In Progress” link under Video or go to the Legislative Information Center (under Board of Education on Home Page)>Calendar Tab>Calendar>Today>Board of Education>”In Progress” link under Video.*

Public comment in-person is permitted within the times allotted for public comment on the Agenda. Virtual comment will also be permitted within the times allotted for public comment on the Agenda in the following two ways:

NOTICE - MEDIA/MEMBERS OF THE PUBLIC MAY ATTEND AND PARTICIPATE IN-PERSON OR VIRTUALLY (CONTINUED)

- *To comment by Zoom, click the “Raise Your Hand” button to request to speak when Public Comment is being taken on the eligible Agenda item. You will be called on (by the name you logged in with), unmuted and allowed to make public comment. After the allotted time, you will then be re-muted. Instructions on how to “Raise Your Hand” is available at:*

<https://support.zoom.us/hc/en-us/articles/205566129-RaiseHand-In-Webinar>.

- *To comment by phone (via Zoom), press “*9” to “Raise Your Hand” to request to speak when Public Comment is being taken on the eligible Agenda Item. You will be called on (by the Area Code and the last three digits of your phone number), unmuted and allowed to make public comment. After the allotted time, you will then be re-muted. Instructions of how to raise your hand by phone are available at:*

<https://support.zoom.us/hc/en-us/articles/201362663-Joining-a-meeting-by-phone>.

In addition, members of the public may submit written comments for a posted Board of Education Meeting Agenda Item, before a meeting or while a meeting is “In Progress,” from the District’s Home Page - Upcoming Events & Live Meeting Video by selecting Board of Education Agenda “[eComment](#)” or from the Legislative Information Center, as follows:

- *If before Sunday, click Calendar Tab>Next Week>Board of Education>[eComment](#)*
- *If Sunday or thereafter up thru day before Meeting, click Calendar Tab>This Week>Board of Education>[eComment](#)*
- *If day of Meeting, click Calendar Tab>Today>Board of Education>[eComment](#)*

Or “**eComment**” in bold on the cover page of the Agenda.

Written comments made on an eligible Agenda item, upon clicking of the Submit Button, are immediately sent via email to all members of the legislative body and key staff supporting the legislative body. Each eComment is a Public Record.

BOARD OF EDUCATION PROTOCOLS

The purpose of these protocols is to provide a basic set of professional standards by which the Board and the Superintendent are to function as a team. There is no intention to abridge the rights and obligations of Board Members to oversee the operation of the organization, nor to interfere with the Superintendent with her role as the Superintendent of OUSD.

General

- 1. Every action by a Board Member should be directed toward improving the educational program for students.*
- 2. Every Board Member will exhibit behavior that is honorable, honest, and dedicated to the success of the students and staff of the district.*
- 3. Each Board Member is to be treated with dignity and respect.*
- 4. Board Member Commitment will include:*
 - Participate fully in the discussion of issues*
 - Listen respectfully to all views and opinions*
 - Respect each individual's opinion*
 - Accept the majority action of the Board*

Board Members

- 5. An individual Board Member will not use the media as a personal forum, unless it is clearly indicated that the opinion is personal and not representative of the Board majority position.*
- 6. Each Board Member will make every effort to attend all Board meetings in person; and to start and end on time.*
- 7. Board Members will ensure opportunities for each to comment.*

Superintendent

8. Staff is the responsibility of the Superintendent who will bring recommendations to the Board for action.

9. Questions regarding Board agenda items are to be communicated to the Superintendent prior to the Board meeting and the Superintendent will respond in a timely manner.

10. The Superintendent is to communicate all significant administrative actions to the Board.

11. Legal and personnel matters will be confidential.

MEETING RULES OF ENGAGEMENT

- Up to Three (3) minute speaking limit for Board Members*
- No mingling with the audience*
- Address comments to other Board Members*
- Focus on agenda items*
- Don't repeat what's been said*
- Always be respectful*
- No interruptions*
- Enforce norms*
- Model desired behavior*

MEETING PROCEDURES

All Board meetings shall begin on time and shall be guided by an agenda prepared in accordance with Board bylaws and posted and distributed in accordance with the Ralph M. Brown Act (open meeting requirements) and other applicable laws.

(cf. 9322 - Agenda/Meeting Materials)

The President shall conduct Board meetings in accordance with law, Board Bylaws, and its parliamentary authority which shall enable the Board to efficiently consider issues and carry out the will of the majority.

(cf. 9121 - President)

The Board believes that late night meetings deter public participation, can affect the Board's decision-making ability, and can be a burden to staff. Regular Board meetings shall be adjourned not later than 11:00 p.m. unless the Board agrees to extend the meeting, which may only be done once by 45 minutes.

(cf. 9320 - Meetings and Notices)

- A. Call To Order - 4:00 P.M.**

- B. Roll Call**

- C. President's Statement Disclosing Item(s) To Be Discussed In Closed Session**

The items are listed pursuant to law.

Closed Session Item(s):**Labor Matter(s)**

- C.-1 **23-1724** **Conference With Labor Negotiators**
- United Administrators of Oakland Schools (UAOS), Service Employees International Union - Local 1021 (SEIU), Oakland Education Association (OEA), Oakland Child Development Paraprofessional Association (OCDPA), American Federation of State, County and Municipal Employees-Local 257 (AFSCME), Brotherhood of Teamsters, Auto Truck Drivers-Local 70 of Alameda County, Brotherhood of Teamsters, Warehouse, Mail Order, Retail Employees- Local 853 of Alameda County, American Federation of Teachers/CFT-Local 771 (AFT), Building and Construction Trades Council of Alameda County, California School Employees Association (CSEA).
- Principal District Representative(s): Jenine Lindsey, Interim General Counsel

Legal Matter(s)

- C.-2 **23-1688** **Conference With Legal Counsel - Anticipated Litigation**
- Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Government Code Section 54956.9: 1 case.
- C.-3 **23-1836** **Conference With Legal Counsel - Anticipated Litigation**
- Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Government Code Section 54956.9: 1 case.
- C.-4 **23-1890** **Conference With Legal Counsel - Existing Litigation**
- Hernandez v. Oakland Unified School District, First Student, Inc., et al., Alameda County Superior Court, Case No. RG19047090

Public Employee Performance Evaluation Matter(s)

C.-5 23-1726 **Public Employee Performance Evaluation**
Interim General Counsel

C1. Public Comment on Closed Session Items

This section provides an opportunity for members of the Public to address the Board on any Closed Session Item on the Agenda prior to the Board's recess to Closed Session for possible consideration of such Item.

C1.-1 [23-1757](#) **Public Comment On Closed Session Items**
Public Comment On Closed Session Items - August 23, 2023.

D. Recess to Closed Session

E. Reconvene to Public Session - 5:30 P.M.

F. Second Roll Call

G. President's Statement of Reportable Action Taken In Closed Session and the Vote or Abstention of Members Present, If Any

H. Modification(s) To Agenda

This section allows for any change in the printed Order of Business including, but not limited to, an announcement that an item or legislative file will be considered out of Agenda printed order, that consideration of an Item has been withdrawn, postponed, rescheduled, or taken off of a General Consent Report for separate discussion and/or possible action.

I. Special Orders of the Day

This section is primarily for ceremonial items. There shall be one public comment opportunity prior to all Special Order items, which shall not exceed 10 minutes.

None

J. Student Board Members' Report

This section is for an oral or written report to the Board and to the public by the Student Board Members regarding any information that they wish to share regarding past, present, or future personal or official activities as a representative of the All-City Council and students of the District. There shall be public comment on this section, which shall not exceed 10 minutes.

J.-1

[23-1758](#)**Student Board Members' Report – August 23, 2023****Student Board Members' Report - August 23, 2023:**

- Review of ACC Priorities
 - Safety, Mental Health, and OYV
- Who is ACC?
 - Introducing our Governing Board
- Site Engagement
 - All City Council's vision for engaging high schools

Attachments: [23-1758 Student Board Members' Report – August 23, 2023](#)

K. Parent and Student Advisory Committee (PSAC) Report

This section is for an oral or written report to the Board and to the public by the lead delegate or designee of the Parent and Student Advisory Committee (PSAC) regarding any information that they wish to share regarding past, present, or future activities as parent/guardian representatives of the Parent and Student Advisory Committee and of all parents and guardians in the District. There need not be separate public comment on this section. This report need only occur at the first regular Board meeting of each month.

[No Report - First Regular Meeting Only]

L. Superintendent's Report

This section is for an oral or written report to the Board and to the public by the Superintendent or designee regarding any information that they wish to share regarding past, present, or future personal or official activities. There shall be public comment on this section, which shall not exceed 10 minutes.

L.-1

[23-1759](#)**Superintendent's Report – August 23, 2023**

Superintendent's Report - August 23, 2023:

School Highlights

Staffing Update

Enrollment Update

Attendance Update

Attachments: [23-1759 Superintendent's Report – August 23, 2023](#)**M. Comment by Collective Bargaining Units**

This section of the Agenda is an opportunity for the leadership of the District's recognized Collective Bargaining Units to address the Board on issues or matters of concern. Each bargaining unit shall have up to 5 minutes for its comment time.

M.-1

[23-1760](#)**Comments By Collective Bargaining Units - August 23, 2023**

Comments By Collective Bargaining Units - August 23, 2023.

N. Public Hearing(s)

This section is for public hearings. There shall be public comment for each public hearing, with no public comment period exceeding 10 minutes.

None

O. Public Comment on All Non-Agenda Items Within the Subject Matter Jurisdiction of the Board

This section shall not exceed 30 minutes.

O.-1 [23-1761](#) **Public Comment On All Non-Agenda Items Within the Subject Matter Jurisdiction of the Board - August 23, 2023**

Public Comment On All Non-Agenda Items Within the Subject Matter Jurisdiction of the Board - August 23, 2023.

P. Public Comment on All Agenda Items In Sections Q through Y

This section shall not exceed 30 minutes.

P.-1 [23-1762](#) **Public Comment On All Agenda Items In Sections Q through Y - August 23, 2023**

Public Comment On All Agenda Items In Sections Q through Y - August 23, 2023.

Q. Unfinished Business

None

R. New Business

☒  R.-1 [23-1749](#) **Consolidated Application and Reporting System (CARS) - Application for Funding - Fiscal Year 2023-2024 - Chief Business Officer**

Approval by the Board of Education of the Consolidated Application and Reporting System (CARS) 2023-2024 Application for Funding and authorizing the Superintendent of Schools, or designee, to submit said Application to the California Department of Education (CDE).

Attachments: [23-1749 Consolidated Application and Reporting System \(CARS\) - Application for Funding - Fiscal Year 2023-2024 - Chief Business Officer](#)


📄 R.-2 [23-1232](#)

Public Works LLC Report - Continuous School Improvement (CSI) Division - Redesign Overview - Chief Academic Officer

Presentation, discussion with and possible direction from the Board of Education to the Superintendent of Schools or designee, regarding the Continuous School Improvement Division Redesign Report (June 21, 2023) produced by Public Works LLC.

Funding Source: No Fiscal Impact

Attachments: [23-1232 Presentation - Public Works LLC Report - Continuous School Improvement \(CSI\) Division - Redesign Overview - Chief Academic Officer](#)
[23-1232 Board Memorandum & Executive Summary - Public Works LLC Report - Continuous School Improvement \(CSI\) Division - Redesign Overview - Chief Academic Officer](#)
[23-1232 Public Works LLC Report - Continuous School Improvement \(CSI\) Division - Redesign Overview - Chief Academic Officer](#)

☒  R.-3 [23-1684](#)**Application for Provisional Internship Permit –
California Commission on Teacher Credentialing –
Named Employees for School Year 2023-2024**

Approval by the Board of Education of Resolution No. 2324-0092 -
Application for Provisional Internship Permit - California Commission on
Teacher Credentialing - Named Employees for School Year 2023-2024:

1. Matthew Harris, 6th - 8th Grade Newcomer Science Teacher, Roosevelt Middle School;
2. Courtney Bean, TK - 5th Grade Mild/Moderate SDC, Grass Valley Elementary School;
3. Merhawi Zerom, 9th -12th Grade Math Teacher, Fremont High School;
4. Marcus Santo Domingo, 6th - 8th Grade Math Teacher, Montera Middle School;
5. Agustin Ruvalcaba, 9th - 12th Grade Social Science Teacher, Rudsdale High School;
6. Samuel Shaw, 9th - 12th Grade Geoscience Teacher, Life Academy;
7. Carol Treadwell, TK - 5th Grade Teacher, Montclair Elementary School;
8. Johanna Estrella, 6th - 8th Grade Bilingual Teacher, Melrose Leadership Academy;
9. Lady Diana Perez, 9th -12th Grade SpED Mild/Mod Teacher, Madison Park Academy; and
10. Jameenya Gillespie, TK - 5th Grade SpED Mod/Severe Teacher, Lockwood STEAM.

Attachments: [23-1684 Application for Provisional Internship Permit – California Commission on Teacher Credentialing – Named Employees for School Year 2023-2024](#)

☒  R.-4 [23-1687](#)

Application for Variable Term Waiver - CBEST and BCLAD - Commission on Teacher Credentialing - Named Employees for School Year 2023-2024

Approval by the Board of Education of Resolution No. 2324-0093 - Application for Variable Term Program Waiver - CBEST and BCLAD - California Commission on Teacher Credentialing - Named Employees for School Year 2023-2024:

1. Johanna Estrella, 6th - 8th Grade Bilingual Teacher, Melrose Leadership Academy;
2. Sophia Seiberth, (CBEST) TK-5th Grade Bilingual Teacher, International Community School; and
3. Sophia Seiberth, (BCLAD) TK-5th Grade Bilingual Teacher, International Community School.

Attachments: [23-1687 Application for Variable Term Waiver - CBEST and BCLAD - Commission on Teacher Credentialing - Named Employees for School Year 2023-2024](#)

S. **Adoption of the Pupil Discipline Consent Report**

This section is required by state law. For each individual pupil case from Closed Session, the Board determines whether to expel, grant a suspended expulsion, revoke a suspended expulsion order, reinstate, readmit, admit a pupil, or take other appropriate disciplinary action. Other than what is printed in the public agenda, all information regarding an individual pupil case cannot be disclosed pursuant to federal and state law.

None

T. Adoption of the General Consent Report

All items appearing on the agenda under "Adoption of the General Consent Report(s)" means that all items appearing on the agenda under this topic are approved in one motion per consent report unless a Board member requests that an item be removed and voted on separately or otherwise acted upon. Items so removed from a General Consent Report shall be considered separately in the agenda immediately after that General Consent Report (unless otherwise moved with other items by a Board member) and there shall be no additional or separate public comment on those items. Generally, these items are routine in nature, and are acted upon in one motion to conserve time and permit focus on other-than-routine items on the agenda. An item on a General Consent Report which a member has requested be removed, shall be removed, without debate for separate consideration and vote or other disposition. All items remaining on the General Consent Report(s), thereafter, shall be adopted in a single motion per consent report.

Chief, Systems and Services Officer

☒  T.-1 [23-1672](#)

Service Agreement - Gartner, Inc. - Technology Services Department

Ratification by the Board of Education of a Gartner, Inc. Service Agreement for Oakland Unified School District by and between the District and Gartner, Inc., Stamford, CT, for the latter to provide information technology research and advisory services - Gartner for IT Leaders Individual Access Advisor - as described in Agreement, incorporated herein by reference as though fully set forth, to the Technology Services Department, for the term July 1, 2023 through June 30, 2024, in an amount not to exceed \$46,526.00.

Vendor No.: 001803

Resource Code-Site No.: 0000-999

Funding Source: 0000 General Purpose

Attachments: [23-1672 Service Agreement - Gartner, Inc. - Technology Services Department](#)

Chief, Talent


☒  T.-2 [23-1575](#)

Memorandum of Understanding and Interagency Agreement - Trustees of the California State University Cal Poly Humboldt - Intern Partnership - Practica Programs K-12 - Talent/Human Resources Department

Approval by the Board of Education of a Memorandum of Understanding and Interagency Agreement (MOU or Agreement) for an Intern Partnership Program and Practica Program - applying to credentials in K-12 Teaching, including Multiple Subjects, Single Subjects, Designated Subjects, and Special Education Categories, including Added or Supplementary Authorizations; including Pupil Personnel Services in Communicative Sciences & Disorders, Mental Health & Wellness, Counseling & Guidance, Educational Therapy, Administration, and other Pupil Personnel Services credentials and certifications, as may be specified; including Fieldwork Experience for Master of Arts or Science and other Graduate-Level Degrees or Certifications with Emphasis in Pupil Personnel Services; including Fieldwork Experience for Pre-Credential Candidate Undergraduate Students - by and between Oakland Unified School District, a public school district in the State of California, County of Alameda and the Trustees of the California State University for Cal Poly Humboldt (CPH), for the term July 1, 2023 through June 30, 2026, at no cost to General Fund of the District.

Attachments: [23-1575 Memorandum of Understanding and Interagency Agreement - Trustees of the California State University](#)

Deputy Chief, Facilities Planning and Management

☒  T.-3 [23-1731](#)

Declaring the Futility of Public Bidding and Awarding A Contract [Purchase Agreement] - Sof Surfaces, Inc. - Esperanza At Stonehurst Elementary School Site Improvement Project - Division of Facilities Planning and Management

Approval by the Board of Education of Resolution No. 2324-0036 Declaring the Futility of Public Bidding for the Purchase of Playmatting Tiles for the Site Improvement Project At Esperanza At Stonehurst Elementary School and Approving a Contract [Exhibit A - Purchase Agreement] for That Equipment [by and between the District and Sof Surfaces, Inc., Palatine, IL, for the latter to sell and deliver rubber tiles and associated products to cover asphalt and facilitate the build of the new play structure for the Esperanza At Stonehurst Elementary School Site Improvements Project, in an amount not to exceed \$76,042.02, with delivery not later than August 25, 2023].

Vendor No.: 003982

Resource Code-Site No.: 0006 177

Funding Source: Fund 01 ESSER III

Attachments: [23-1731 Declaring the Futility of Public Bidding and Awarding A Contract \[Purchase Agreement\] - Sof Surfaces, Inc. - Esperanza At Stonehurst Elementary School Site Improvement Project - Division of Facilities Planning and Management](#)

☒  T.-4 [23-1732](#)

Declaring the Futility of Public Bidding and Awarding A Contract [Purchase Agreement] - Sof Surfaces, Inc. - Hoover Elementary School Site Improvements Project - Division of Facilities Planning and Management

Approval by the Board of Education of Resolution No. 2324-0037 Declaring the Futility of Public Bidding for the Purchase of Playmatting Tiles for the Site Improvement Project At Hoover Elementary School and Approving a Contract [Exhibit A - Purchase Agreement] for That Equipment [by and between the District and Sof Surfaces, Inc., Palatine, IL, for the latter to sell and deliver rubber tiles and associated products to cover asphalt and facilitate the build of the new play structure for the Hoover Elementary School Site Improvements Project, in an amount not to exceed \$99,904.23, with delivery not later than August 25, 2023.]

Vendor No.: 003982

Resource Code-Site No.: 3213 170

Funding Source: FUnd 01, ESSER III

Attachments: [23-1732 Declaring the Futility of Public Bidding and Awarding A Contract \[Purchase Agreement\] - Sof Surfaces, Inc. - Hoover Elementary School Site Improvements Project - Division of Facilities Planning and Management](#)

☒  T.-5 [23-1733](#)

Declaring the Futility of Public Bidding and Awarding A Contract [Purchase Agreement] - Sof Surfaces, Inc. - Lockwood STEAM Elementary School Site Improvements Project - Division of Facilities Planning and Management

Approval by the Board of Education of Resolution No. 2324-0038 Declaring the Futility of Public Bidding for the Purchase of Playmatting Tiles for the Site Improvement Project At Lockwood STEAM Elementary School and Approving a Contract [Exhibit A - Purchase Agreement] for That Equipment [by and between the District and Sof Surfaces, Inc., Palatine, IL, for the latter to sell and deliver rubber tiles and associated products to cover asphalt and facilitate the build of the new play structure for the Lockwood STEAM Elementary School Site Improvements Project, in an amount not to exceed \$114,087.65, with delivery not later than August 25, 2023.]

Vendor No.: 003982

Resource Code-Site No.: 0006 160

Funding Source: Fund 01, ESSER III

Attachments: [23-1733 Declaring the Futility of Public Bidding and Awarding A Contract \[Purchase Agreement\] - Sof Surfaces, Inc. - Lockwood STEAM Elementary School Site Improvements Project - Division of Facilities Planning and Management](#)

☒  T.-6 [23-1734](#)

Declaring the Futility of Public Bidding and Awarding A Contract [Purchase Agreement] - Sof Surfaces, Inc. - Acorn Woodland Elementary School Site Improvements Project - Division of Facilities Planning and Management

Approval by the Board of Education of Resolution No. 2324-0039 Declaring the Futility of Public Bidding for the Purchase of Playmatting Tiles for the Site Improvement Project At Acorn Woodland Elementary School and Approving a Contract [Exhibit A - Purchase Agreement] for That Equipment [by and between the District and Sof Surfaces, Inc., Palatine, IL, for the latter to sell and deliver rubber tiles and associated products to cover asphalt and facilitate the build of the new play structure for the Acorn Woodland Elementary School Site Improvements Project, in an amount not to exceed \$60,142.36, with delivery not later than August 25, 2023.]

Vendor No.: 003982

Resource Code-Site No.: 0006 165

Funding Source: Fund 01 ESSER III

Attachments: [23-1734 Declaring the Futility of Public Bidding and Awarding A Contract \[Purchase Agreement\] - Sof Surfaces, Inc. - Acorn Woodland Elementary School Site Improvements Project - Division of Facilities Planning and Management](#)


Chief Academic Officer

☒  T.-7 [23-1042](#)**Amendment No 1, Grant Agreement - California
Department of Social Services - English Language
Learner and Multilingual Achievement Department**

Approval and support by the Board of Education of District's Grant Application to Amend the California Department Social Services, Refugee Program Bureau, for the Refugee School Impact Program Plan, extending grant period and allocation in additional amount of \$664,527.03 increasing original amount of Agreement from \$110,000.00 to \$774,527.03, extending the term of the agreement from October 01, 2021 to September 30, 2024 to June 30, 2026. The California Newcomer Education and Well-Being term of July 1st, 2021 through September 30, 2024 and All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: California Department of Health and Human Services
Agency - Department of Social Services - Refugee School Impact
Grant**

Attachments: [23-1042 Amendment No 1, Grant Agreement - California Department of Social Services - English Language Learner and Multilingual Achievement Department](#)

☒  T.-8 [23-1567](#)**Services Agreement 2022-2023 - Better Together
Audiology - Special Education Department**

Approval by the Board of Education of a Services Agreement 2022-2023 by and between the District and Better Together Audiology, Oakland, CA, for the latter to provide services that will include the assessment of the impact of the hearing loss on the students ability to access their education, recommendations, fitting, and monitoring hearing assistive technology, training staff on proper use, implementation and basic troubleshooting of all hearing devices, consultation to staff and families on how to support students who are Deaf and Hard of Hearing, and making recommendations for environmental modifications, via the Special Education Department, for the period of July 1, 2023 through June 30, 2024, in an amount not to exceed \$109,300.00.

Resource Code-Site No.: 6500-975

Funding Source: Special Education Fund

Attachments: [23-1567 Services Agreement 2022-2023 - Better Together Audiology - Special Education Department](#)

☒  T.-9[23-1571](#)**Services Agreement 2022-2023 - EDU Healthcare-
Special Education Department**

Ratification by the Board of Education of a Services Agreement 2022-2023 by and between the District and EDU Healthcare, Cornelius, NC, for the latter to provide services that include physical therapy services to students with Individualized Education Programs (IEPs); consultation to staff and families, IEP meetings, Progress Reports, Medi-Cal billing, assessment for Special Education, general case management duties, communication with school staff, parents, students, outside providers, professional development and all duties associated with the role of school-based Physical Therapist, via the Special Education Department, for the period of July 1, 2023 through June 30, 2024, in an amount not to exceed \$49,900.00.

Resource Code-Site No.: 6500-975

Funding Source: Special Education Funding


Attachments: [23-1571 Services Agreement 2022-2023 - EDU Healthcare- Special Education Department](#)

☒  T.-10[23-1685](#)**Grant Proposal - California Department of Education -
WorkAbility I Grant 2023-2024 - District's SELPA**

Acceptance by the Board of Education of 2022-2023 Grant Funding Application WorkAbility I Grant Proposal (Project No. 088-03), pursuant to terms and conditions thereof, from the California Department of Education, in the amount of \$318,420.00, to provide instructional services and support for employment and post- secondary education for students of the District's SELPA for Fiscal Year 2023-24.

**Funding Source: California Department of Education, WorkAbility I
Project Grant**

Attachments: [23-1685 Grant Proposal - California Department of Education - WorkAbility I Grant 2023-2024 - District's SELPA](#)


☒  T.-11 [23-1690](#)

Memorandum of Understanding - No-Cost - Asian Health Services - School Based Health Center - Community Schools and Student Services Department

Ratification by the Board of Education of a Memorandum of Understanding - No Cost by and between the District and Asian Health Services, Oakland, CA, for the latter to provide services through its school-based health centers by partnering with named Oakland schools - Oakland High School, Lincoln Elementary School, Franklin Elementary School - to help meet the medical health, dental health, mental health, health education and youth development needs of the students; partner with other service providers on said campuses to provide a holistic set of wrap-around services that remove barriers to learning and ensure increased access to care, as specifically delineated in the Agreement, incorporated herein by reference as though fully set forth, for the period of July 1, 2023 through June 30, 2027, via the Community Schools and Services Department, at no cost to the District.

Funding Source: No Fiscal Impact

Attachments: [23-1690 Memorandum of Understanding - No-Cost - Asian Health Services - School Based Health Center - Community Schools and Student Services Department](#)


☒  T.-12 [23-1692](#)

Memorandum of Understanding – No-Cost - Native American Health Center – School Based Health Center - Community Schools and Student Services Department

Ratification by the Board of Education of a Memorandum of Understanding by and between the District and the Native American Health Centers, Oakland, CA, for the latter to partner with named Oakland schools - Madison Park Academy (Lower and Upper Campuses); Skyline High School, Life Academy; Frick School Bret Harte School - to help meet the medical health, dental health, mental health, health education and youth development needs of the students; partner with other service providers on these campuses to provide a holistic set of wrap-around services that remove barriers to learning and ensure increased access to care, and other services, as specifically delineated in the Agreement, incorporated herein by reference as though fully set forth, for the period of July 1, 2023 through June 30, 2027, via the Community Schools and Services Department, at no cost to the District.

Funding Source: No Fiscal Impact

Attachments: [23-1692 Memorandum of Understanding – No-Cost - Native American Health Center – School Based Health Center - Community Schools and Student Services Department](#)

☒  T.-13 [23-1774](#)

Contract for Services - First 5 Alameda County - City of Oakland Children's Health Initiative (Measure AA Funds) - Early Childhood Education Department

Approval by the Board of Education of a Contract for Services (Contract No. PS-CHI-2324-225) by and between First 5 Alameda County, Alameda, CA, and the District, with the latter accepting \$4,829,782.00, to operate a California Children and Families First Act of 1998 (Proposition 10) Program promoting, supporting, and improving the early development of children from the prenatal stage to five years of age, as more specifically delineated in Exhibit A of the Agreement, incorporated herein by reference as though fully set forth, for the period of July 1, 2023 and June 30, 2024, via the Early Childhood Education Department.

Funding Source: First 5 Alameda County

Attachments: [23-1774 Contract for Services - First 5 Alameda County - City of Oakland Children's Health Initiative \(Measure AA Funds\) - Early Childhood Education Department](#)

Measure G1 Commission – April 25, 2023 and June 27, 2023 - Shivani Grover, Chairperson



☒  T.-14 [23-1873](#)

Measure G1 Districtwide Teacher Retention and Middle School Improvement Act Oversight Commission - Measure G1 Funding Allocation - Named Schools

Adoption by the Board of Education of Resolution No. 2324-0151 Measure G1 - Districtwide Teacher Retention and Middle School Improvement Act Oversight Commission Recommendation Approving 2023-2024 Measure G1 Grant Proposals for Named Schools, 2023-2024 Amended Measure G1 Grant Proposal for Edna Brewer Middle School and 2022-2023 Amened Grant Proposal for Lighthouse Community Charter (K-8) School.

Attachments: [23-1873 Measure G1 Districtwide Teacher Retention and Middle School Improvement Act Oversight Commission - Measure G1 Funding Allocation - Named Schools](#)

Board of Education

- ☒  T.-15 [23-1829](#) **Supporting Net Energy Metering for School Solar Projects - Director Benjamin "Sam" Davis and Director Valarie Bachelor**
- Adoption by the Board of Education of Resolution No. 2324-0091 - In Support of Net Energy Metering for School Solar Projects.
- Sponsors:** Davis and Bachelor
- Attachments:** [23-1829 Supporting Net Energy Metering for School Solar Projects - Director Benjamin "Sam" Davis and Director Valarie Bachelor](#)
-
- ☒  T.-16 [23-1828](#) **Minutes - Board of Education - Regular Meeting - August 9, 2023**
- Ratification by the Board of Education of its Regular Meeting Minutes of August 9, 2023, prepared by Staff shortly after said Meeting.
- Attachments:** [23-1828 Minutes - Board of Education - Regular Meeting - August 9, 2023](#)

U. Adoption of General Consent Report - General Obligation Bonds Measures B, J and Y

All items appearing on the agenda under "Adoption of the General Consent Report(s)" means that all items appearing on the agenda under this topic are approved in one motion per consent report unless a Board member requests that an item be removed and voted on separately or otherwise acted upon. Items so removed from a General Consent Report shall be considered separately in the agenda immediately after that General Consent Report (unless otherwise moved with other items by a Board member) and there shall be no additional or separate public comment on those items. Generally, these items are routine in nature, and are acted upon in one motion to conserve time and permit focus on other-than-routine items on the agenda. An item on a General Consent Report which a member has requested be removed, shall be removed, without debate for separate consideration and vote or other disposition. All items remaining on the General Consent Report(s), thereafter, shall be adopted in a single motion per consent report.

Facilities Committee - August 17, 2023 - Benjamin "Sam" Davis, Chair

☒  U.-1 [23-1386](#)

**Award of a Lease-Leaseback Agreement - Overaa
Construction - Roosevelt Middle School Modernization
Project - Division of Facilities Planning and
Management**

Approval by the Board of Education, upon recommendation by the Facilities Committee, of the Award of a Lease-Leaseback Agreement by and between the District and Overaa Construction, Richmond, CA, for the latter to provide preconstruction and construction services, as described in the Scope of Work, incorporated herein by reference as though fully set forth, for the Roosevelt Middle School Modernization Project, in an amount not to exceed \$49,000,000.00 with work scheduled to commence on August 24, 2023, and automatically ends on the date that the final Sublease Payment is due (estimated to be December 31, 2027),

Vendor No.: 003224


Resource Code-Site No.: 9655 212

Funding Source: Fund 21 Building Fund Measure Y

Attachments: [23-1386 Award of a Lease-Leaseback Agreement - Overaa Construction - Roosevelt Middle School Modernization Project - Division of Facilities Planning and Management](#)

Legislative History

6/15/23	Facilities Committee	Not Discussed and/or Taken Up
8/17/23	Facilities Committee	Recommended Favorably to the Board of Education

☒  U.-2 [23-1146](#) **Change Order No. 2, Agreement Between Owner and Contractor – Arntz Builders, Inc. – Cole Campus Central Administration Center Project–Division of Facilities Planning and Management**


Approval by the Board of Education of Change Order No. 2, Agreement Between Owner and Contractor by and between the District and Arntz Builders, Inc., Petaluma, CA, for additional construction services which includes PCO's 2-14, 16-25, 27, and 29 for various contract changes, for the Cole Campus Central Administration Center Project, in the amount of \$726,765.75, increasing the contract price from \$38,572,174.81 to \$39,298,940.56. All other terms and conditions of the Agreement remain in full force and effect.

Vendor No.: 000493

Resource Code-Site No.: 9655-109

Funding Source: Fund 21 Building Fund, Measure Y

Attachments: [23-1146 Change Order No. 2, Agreement Between Owner and Contractor – Arntz Builders, Inc. – Cole Campus Central Administration Center Project–Division of Facilities Planning and Management](#)

☒  U.-3 [23-1521](#) **Agreement for Engineering Services – Jensen Hughes, Inc. - Fire and Intrusion Alarm Community Day School Site Project - Division of Facilities Planning and Management**


Approval by the Board of Education of an Agreement for Engineering Services by and between the District and Jensen Hughes, Inc., Concord, CA, for the latter to design modification of the existing fire and intrusion alarms in portable 100, as described in Exhibit C of the Agreement, incorporated herein by reference as though fully set forth, for the Community Day School Fire & Intrusion Alarm Design Services Project, in the not-to-exceed amount of \$26,565.00, which includes a not-to-exceed amount of \$2,415.00 for additional Services, with work scheduled to commence on August 24, 2023, and scheduled to end October 31, 2023.

Vendor No.: 002281

Resource Code-Site No.: 9655 333

Funding Source: Fund 21 Measure Y

Attachments: [23-1521 Agreement for Engineering Services – Jensen Hughes, Inc. - Fire and Intrusion Alarm Community Day School Site Project - Division of Facilities Planning and Management](#)

☒  U.-4 [23-1527](#)

**Amendment No. 2, Architectural Services Agreement –
Shah Kawasaki Architects – Cole Administration
Center Project - Division of Facilities Planning and
Management**


Approval by the Board of Education of Amendment No. 2, Agreement for Architectural Services by and between the District and Shah Kawasaki Architects, Oakland, CA, for the latter to provide additional architectural services which consists of construction administration support, commissioning & close-out services, as described in the Proposal dated May 22, 2023, attached to the Amendment as Exhibit A, for the Cole Administration Center Project, in an additional amount of \$205,750.00, increasing Agreement not to exceed amount from \$3,890,875.00 to \$4,096,625.00, and extending the term of the Agreement from September 19, 2019 through December 31, 2023 to August 30, 2024 (an additional 242 calendar days. All other terms and conditions of the Agreement remain in full force and effect.

Vendor No.: 003881

Resource Code-Site No.: 9655 109

Funding Source: Fund 21 Building Funds Measure Y

Attachments: [23-1527 Amendment No. 2, Architectural Services Agreement – Shah Kawasaki Architects – Cole Administration Center Project - Division of Facilities Planning and Management](#)

☒  U.-5 [23-1553](#) **General Services Agreement – Sandis Civil Engineers Surveyors Planners – East Oakland Pride Elementary Site Improvements Project - Division of Facilities Planning and Management**

Ratification by the Board of Education of General Services Agreement by and between the District and Sandis Civil Engineers Surveyors Planners, Campbell, CA, for the latter to provide surveying services, utility locating and additional services, if needed, as described in the proposal of June 7, 2023, incorporated herein by reference as though fully set forth, required to perform the proposed asphalt paving and site improvements scope for the East Oakland Pride Elementary Site Improvements Project, in the not-to-exceed amount of \$37,950.00, which includes a contingency of \$3,450.00, with work scheduled to commence on July 1, 2023, and scheduled to last until June 30, 2024.

Attachments: [23-1553 General Services Agreement – Sandis Civil Engineers Surveyors Planners – East Oakland Pride Elementary Site Improvements Project - Division of Facilities Planning and Management](#)

☒  U.-6 [23-1675](#) **Agreement for Architectural Services – LCA Architects – East Oakland Pride Elementary School Site Improvements Project – Division of Facilities Planning and Management**

Approval by the Board of Education of an Agreement for Architectural Services by and between the District and LCA Architects, Oakland, CA, for the latter to provide architectural services which consists of site investigation, design reports, as-builts, and schematic design of district approval for the East Oakland Pride Elementary School Site Improvements Project, in the not-to-exceed amount of \$545,159.00, which includes a not-to-exceed amount of \$477,417.00, for Basic Services, a not-to-exceed amount of \$47,742.00 for additional services, and a not-to-exceed amount of \$20,000.00 for reimbursable expenses, as the selected consultant, with work scheduled to commence on August 24, 2023, and scheduled to last until December 30, 2024.

Vendor No.: 002515

Resource Code-Site No.: 9655 107

Funding Source: Fund 21 Building Funds Measure Y

Attachments: [23-1675 Agreement for Architectural Services – LCA Architects – East Oakland Pride Elementary School Site Improvements Project – Division of Facilities Planning and Management](#)

V. President's Report

This section is for an oral or written report to the Board and to the public by the President regarding any information that they wish to share regarding past, present, or future personal or official activities.

V.-1 [23-1763](#) **President's Report - August 23, 2023**

President's Report - August 23, 2023.

W. Regular Board Members' Report

This section is for an oral or written report, consistent with Brown Act requirements, to Board and to the public by each Board member (excluding the Student Board members) regarding any information that they wish to share regarding past, present, or future personal or official activities, celebrations, and recognitions.

W.-1 [23-1764](#) **Regular Board Member's Report – August 23, 2023**

Regular Board Member's Report - August 23, 2023.

X. Introduction of New Legislative Matter(s)

Every Regular Meeting agenda shall provide for the Introduction of New Matter(s). Board members, except a Student Director, desiring to have a motion, resolution, order, or other subject matter scheduled for action by the Board shall announce the subject nature of the intended matter during this item, provide written language of the specific legislative proposal and supporting documentation for such item and file it with the Superintendent. Or alternatively, the member may file his or her request in the same manner as a member of the public. The President, without objection of the majority, shall assign the subject matter to the appropriate standing or special committee, if appropriate, for consideration of its programmatic, financial and/or other impact or consideration; otherwise, the President, without objection of the majority, shall determine when the subject matter shall be taken up by the Board.

Y. Adjournment