

Oakland Unified School District

Board of Education
Paul Robeson Building
1025 2nd Avenue, Suite 108
Oakland, CA 94606-2212
(510) 879-8199 Voice
(510) 879-8000 Fax
(510) 879-8739 TTY/TDD
boe@ousd.k12.ca.us



ACCESSIBILITY OF AGENDA AND AGENDA MATERIALS

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AMERICANS WITH DISABILITIES ACT COMPLIANCE

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Agenda (Long)

Wednesday, September 24, 2008

4:00 PM

➤ **Board Room, Paul Robeson Building, 1025 2nd Avenue, Oakland,
CA 94606-2212
State Administrator and/or Board of Education**

***Vincent C. Matthews, State Administrator/Trustee and/or
President David Kakishiba and Vice President Alice Spearman
Directors: Kerry Hamill, Gregory Hodge, Gary Yee, Noel Gallo, Christopher Dobbins
Student Directors: Shannon Chase and Cecilia Lopez
Staff: Edgar Rakestraw, Jr., Secretary, Board of Education***

OAKLAND UNIFIED SCHOOL DISTRICT
State Administrator and/or Board of Education
Joint
Regular Meeting – September 24, 2008

Agenda Summary

- A. Call To Order
- B. Roll Call
- C. President's or State Administrator Statement Disclosing Closed Session Items
- D. Recess To Closed Session
- E. Closed Session Items
 - 1. Public Employee Matter(s)
 - 2. Labor Matter(s)
 - 3. Legal Matter(s)
 - 4. Pupil Matter(s)
- F. Recess To Closed Session
- G. Second Roll Call
- H. President's and State Administrator's Statement of Closed Session Reportable Action (If Any), respectively
- I. Report of Student Board Members
 - 08-2131- Student Directors' Report
- J. Speaker Request Cards/Modifications To the Agenda
- K. Adoption of the Pupil Discipline Consent Report
- L. Adoption of General Consent Report – State Administrator
- M. Adoption of General Consent Report – Board of Education
- N. Unfinished Business – State Administrator (None)
- O. Unfinished Business – Board of Education
 - Facilities Management
 - 08-1655 – Professional Services – Davillier-Sloan – Division of Facilities, Planning and Management
 - 08-1934 – Agreement – Legal Services – Division of Facilities, Planning and Management
- P. Joint New Business – State Administrator and/or Board of Education
 - 08-2135 – Minutes – State Administrator and/or Board of Education – September 10, 2008
- P1. New Business – State Administrator
 - Financial Management
 - 08-2116 – District's Quarterly Investment Report – As of August 31, 2008
 - 08-2117 – Gann Limit – 2007-2008 Fiscal Year and 2008-2009 Fiscal Year Projected Limit
- Q. New Business – Board of Education
 - Community Relations and Governance
 - 08-2136 – Endorsement of the California Dream Act – SB 1301
 - 08-2143 – Request for Proposals – Superintendent of Schools Search
 - 08-2137 – Status Report – Closing Campuses At Lunch Time
 - 08-2138 – AB 32 – California's Climate Change Program – Impact On Public Schools
 - 08-2139 – Status Report – District's Project Labor Agreement
 - Special Committee on the Future of the Oakland Athletic League
 - 08-1851 – Special Committee on the Future of the OAL – Recommendations – Future of Oakland Athletic League
- R. Special Recognitions and/or Presentations
- S. Public Comments on Non-Agenda Items (Up to 30 Minutes)
- T. Public Hearing(s) – State Administrator (None)
- U. Public Hearing – Board of Education
- V. Superintendent's Report
- W. State Administrator's Report
- X. Report of Regular Board Members
- Y. Introduction of New Matter
- Z. Adjournment

- A. Call To Order**

- B. Roll Call**

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

- D. Recess To Closed Session**

- E. Closed Session Item(s)**

Public Employee Matter(s)

08-2146	Public Employee Discipline/Dismissal/Release Public Employee Discipline/Dismissal/Release.	OE-06
08-2147	Public Employee Discipline/Dismissal/Release Public Employee Discipline/Dismissal/Release.	OE-06

Labor Matter(s)

08-0122 Conference With Labor Negotiators OE-06

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: Deborah Cooksey, Interim General Counsel

Legal Matter(s)

08-0006 Conference With Legal Counsel - Existing Litigation

Rodriguez v. East Bay Regional Park District, et al., Alameda County Superior Court, Case No. RG07353538

08-2133 Conference With Legal Counsel - Anticipated Litigation

Conference with Legal Counsel - Anticipated Litigation - Initiation of litigation pursuant to Government Code Section 54956.9(c): 1 case.

08-2145 Conference With Legal Counsel - Anticipated Litigation

Conference with Legal Counsel - Anticipated Litigation - Initiation of litigation pursuant to Government Code Section 54956.9(c): 1 case.

08-2150 Conference With Legal Counsel - Existing Litigation

Lewis v. Oakland Unified School District, Alameda County Superior Court, Case No. RG07346318

Pupil Matter(s)

Admission

08-1970 Admission Hearing - Student A OE-13

F. Reconvene To Public Session

G. Second Roll Call

H. President's or State Administrator's Statement of Reportable Action Taken In Closed Session and the Vote of Members or State Administrator, If Any

I. Report of Student Board Members

This is an oral and/or written report to the State Administrator, the Board of Education and the Public by a Student Board Member of any information or issue that he/she wishes to share regarding his/her past, present or future official activities.



08-2131 Student Directors' Report - September 24, 2008 GC-02

Presentation of Student Directors' Report by Shannon Chase and Cecilia Lopez -
September 24, 2008.

Attachments: [08-2131 - Student Directors' Report - September 24, 2008.pdf](#)

J. Speaker Request Cards/Modifications To the Agenda

All agenda item SPEAKER REQUEST CARDS shall have been submitted to the Secretary by this point in the agenda, but not later than before State Administrator or

Board commencement of consideration of an agenda item, in order to be invited to speak during the course of the meeting. Board members also will need to have pulled for discussion or made other requests on General Consent Report items by this point in the agenda in order to have the request considered during the course of the meeting.

K. Adoption of the Pupil Discipline Consent Report

Adoption of the Pupil Discipline Consent Report is the ratification of an individual case decision made by the State Administrator, in Closed Session, based on report and recommendations from the Pupil Discipline Hearing Panel to either suspend, expel, grant a suspended expulsion, revoke a suspended expulsion order, reinstate, readmit, admit a pupil or not to do any of the preceding regarding a pupil.

Admission

08-1970

Admission Hearing - Student A

OE-13

L. Adoption of General Consent Report - State Administrator

"Adoption by the State Administrator of the General Consent Report" means that all items appearing on the agenda under this topic are approved in one motion, without debate and/or discussion, unless consent has been given by the State Administrator, not later than Agenda Item J, that an item be removed from the Report for discussion and separate vote, if any.

Pupil Achievement



[08-1933](#)

**Professional Services Contract - Gibson and Associates -
Early Reading First Grant Evaluation**

OE-11

Approval by State Administrator of a Professional Services Contract between District and Gibson and Associates, for the latter to perform the mandatory evaluation of the District's management and programmatic performance of the Early Reading First Federal Grant, as described in the attached Scope of Work, for the period of September 25, 2008 through June 30, 2009, in an amount not to exceed \$99,000.00 (maximum reimbursable amount).

Funding Source: Early Reading First 2005 Grant

Attachments: [Document\(s\)](#)



[08-1943](#)

Professional Services Contract - San Francisco Bay Area Council, Learning for Life - Laurel Elementary School

OE-11

Approval by State Administrator of a Professional Services Contract between District and San Francisco Bay Area Council, Learning for Life, for the latter to provide a Reading Partner and two Math Partners to tutor 45 students struggling with reading and/or mathematics for a total of 10.5 hours per week; two Reading Partners/Spanish Instructors to tutor 30 students struggling with reading and/or mathematics for a total of 10.5 hours week; and Reading Partners/Spanish Instructors, each, to teach an Enrichment class focusing on Spanish language and different Spanish speaking cultures working with 15-20 students for an additional 3 hours per week, pursuant to terms and conditions described in Contract, for the period September 2, 2008 through June 30, 2009 in an amount not to exceed \$43,699.00 at Laurel Elementary School.

Funding Source: City of Oakland Funds for Children and Youth

Attachments: [Document\(s\)](#)



[08-1944](#)

Professional Services Contract - YMCA of the East Bay - Laurel Elementary School

OE-11

Approval by State Administrator of a Professional Services Contract between District and YMCA of the East Bay, for the latter to provide general recreation sports, including goals of showing youth forms of respect, caring, appreciation, teamwork, and cooperation towards peers, parents, teachers and themselves, for the period September 9, 2008 through June 30, 2009 in an amount not to exceed \$10,000.00 at Laurel Elementary School.

Funding Source: City of Oakland Fund for Children and Youth

Attachments: [Document\(s\)](#)



[08-1945](#)

Professional Services Contract - PMA Consulting - Laurel Elementary School

OE-11

Approval by State Administrator of a Professional Services Contract between District and PMA Consulting, for the latter to provide two art instructors for after school programs on each Monday, Wednesday, and Friday for two hours per day, beginning September 9, 2008 through May 29, 2009; one performing artist to provide instruction and leadership in Capoeira to students in after school programs on each Monday, Wednesday and Friday, for two hours per day beginning September 9, 2008 through May 29, 2009; one soccer coach to lead and provide instruction to students in the after school programs Monday through Friday for two hours per day, beginning September 9, 2008 through May 29, 2009; all of the foregoing for an amount not to exceed \$32,084.00, with the overall contract period running for services and administrative purposes from September 9, 2008 through June 15, 2009, inclusive.

Funding Source: City of Oakland Fund for Children and Youth

Attachments: [Document\(s\)](#)



[08-1946](#)

Memorandum of Understanding - Aspiranet - Webster Academy

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and Aspiranet, for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Webster Academy, for the period of September 25, 2008 through June 30, 2009, in an amount not to exceed \$83,814.00 (maximum reimbursable amount).

Funding Source: After School Education and Safety (ASES) Grant

Attachments: [Document\(s\)](#)



[08-1948](#)

Memorandum of Understanding - Aspiranet - Peralta Elementary School

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and Aspiranet, for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Peralta Elementary School, for the period of September 25, 2008 through June 30, 2009, in an amount not to exceed \$88,134.00 (maximum reimbursable amount).

Funding Source: After School Education and Safety Grant

Attachments: [Document\(s\)](#)



[08-1949](#)

Memorandum of Understanding - Aspiranet - Piedmont Avenue Elementary School

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and Aspiranet, for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Piedmont Avenue Elementary School, for the period of September 25, 2008 through June 30, 2009, in an amount not to exceed \$88,134.00 (maximum reimbursable amount).

Funding Source: After School Education and Safety Grant

Attachments: [Document\(s\)](#)



[08-1950](#)

**Memorandum of Understanding - Aspiranet - Carl Munck
Elementary School**

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and Aspiranet, for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the 21st Century Community Learning Center (21st CCLC) Program Grant Lead Agency at Carl Munck Elementary School, for the period of September 25, 2008 through June 30, 2009, in an amount not to exceed \$122,776.00 (maximum reimbursable amount).

Funding Source: 21st Century Community Learning (21st CCLC) Program Grant

Attachments: [Document\(s\)](#)



[08-1951](#)

**Memorandum of Understanding - Aspiranet - East Oakland
Pride Elementary School**

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and Aspiranet, for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety Program (ASES) Grant Lead Agency at East Oakland Pride Elementary School, for the period of September 25, 2008 through June 30, 2009, in an amount not to exceed \$83,814.00 (maximum reimbursable amount).

Funding Source: After School Education and Safety (ASES) Grant

Attachments: [Document\(s\)](#)



[08-1952](#)

**Memorandum of Understanding - Aspiranet - International
Community School**

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and Aspiranet, for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at International Community School, for the period of September 25, 2008 through June 30, 2009, in an amount not to exceed \$82,384.00 (maximum reimbursable amount).

Funding Source: After School Education and Safety (ASES) Grant

Attachments: [Document\(s\)](#)



[08-1953](#)

**Memorandum of Understanding - Aspiranet - Coliseum
College Preparatory Academy**

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and Aspiranet, for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Coliseum College Preparatory Academy, for the period of September 25, 2008 through June 30, 2009, in an amount not to exceed \$126,188.00 (maximum reimbursable amount).

Funding Source: After School Education and Safety Grant

Attachments: [Document\(s\)](#)



[08-1954](#)

**Memorandum of Understanding - Aspiranet - Roots
International Academy**

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and Aspiranet, for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Roots International Academy, for the period of September 25, 2008 through June 30, 2009, in an amount not to exceed \$83,942.00 (maximum reimbursable amount).

Funding Source: After School Education and Safety (ASES) Grant

Attachments: [Document\(s\)](#)



[08-1956](#)

**Memorandum of Understanding - A+ Educational Centers -
Supplemental Educational Services - Named Schools**

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and A+ Educational Centers, Malibu, CA, for the latter to provide Supplemental Educational Services (SES) in the form of tutorial services for students at Allendale, Ascend, Bret Harte, East Oakland Arts, Esperanza, Garfield, Horace Mann, Leadership, Manzanita Community, Maxwell Park, Oakland High, Oakland Technical, Skyline, and Westlake, utilizing Title I funds under No Child Left Behind, section 116(e) for the period of September 25, 2008 through June 11, 2009, in an amount not to exceed \$30,000.00 (maximum reimbursable amount).

Funding Source: Title I

Attachments: [Document\(s\)](#)



[08-1957](#)

**Memorandum of Understanding - ARC Associates -
Supplemental Educational Services - Named Schools**

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and ARC Associates, Oakland, CA, for the latter to provide Supplemental Educational Services (SES) in the form of tutorial services for students at Brookfield, Esperanza, Hoover, Horace Mann, Lazear, New Highland, Roosevelt, and Santa Fe, utilizing Title I funds under No Child Left Behind, section 116(e) for the period of September 25, 2008 through June 11, 2009, in an amount not to exceed \$50,000.00 (maximum reimbursable amount).

Funding Source: Title I

Attachments: [Document\(s\)](#)



[08-1958](#)

**Memorandum of Understanding - Extreme Learning -
Supplemental Educational Services - Named Schools**

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and Extreme Learning, Morgan Hill, CA, for the latter to provide Supplemental Educational Services (SES) in the form of tutorial services for students at Allendale, Bret Harte, Horace Mann, Lazear, Leadership, Maxwell Park, and Oakland Technical, utilizing Title I funds under No Child Left Behind, section 116(e) for the period of September 25, 2008 through June 11, 2009, in an amount not to exceed \$50,000.00 (maximum reimbursable amount).

Funding Source: Title I

Attachments: [Document\(s\)](#)



[08-1959](#)

**Memorandum of Understanding - Girls Moving Forward,
LLC - Supplemental Educational Services - Named Schools**

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and Girls Moving Forward, LLC, Emeryville, CA, for the latter to provide Supplemental Educational Services (SES) in the form of tutorial services for students at Allendale, Bridges, Brookfield, Esperanza, Frick, Garfield, Hoover, Horace Mann, James Madison, Lafayette, Lazear, Leadership, Lockwood, M L King Jr, Manzanita Community, Markham, Maxwell Park, Melrose Leadership, New Highland, Oakland High, Oakland Technical, Robeson, Roosevelt, Santa Fe, Skyline, Urban Promise, Webster, Westlake, and Whittier, utilizing Title I funds under No Child Left Behind, section 116(e) for the period of September 25, 2008 through June 11, 2009, in an amount not to exceed \$500,000.00 (maximum reimbursable amount).

Funding Source: Title I

Attachments: [Document\(s\)](#)



08-1960

**Memorandum of Understanding - Jair Learning, LLC -
Supplemental Educational Services - Named Schools**

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and Jair Learning, LLC, San Lorenzo, CA, for the latter to provide Supplemental Educational Services (SES) in the form of tutorial services for students at Allendale, Brookfield, Lafayette, Manzanita Community, New Highland, and Roosevelt, utilizing Title I funds under No Child Left Behind, section 116(e) for the period of September 25, 2008 through June 11, 2009, in an amount not to exceed \$200,000.00 (maximum reimbursable amount).

Funding Source: Title I

Attachments: [Document\(s\)](#)



08-1961

**Memorandum of Understanding - Professional Tutors of
America, Inc. - Supplemental Educational Services - Named
Schools**

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and Professional Tutors of America, Inc, Brea, CA, for the latter to provide Supplemental Educational Services (SES) in the form of tutorial services for students at Lafayette, Leadership, Oakland, Roosevelt, Skyline, and Sojourner Truth Independent Study, utilizing Title I funds under No Child Left Behind, section 116(e) for the period of September 25, 2008 through June 11, 2009, in an amount not to exceed \$30,000.00 (maximum reimbursable amount).

Funding Source: Title I

Attachments: [Document\(s\)](#)



08-1962

**Memorandum of Understanding - Sylvan Learning Center -
Supplemental Educational Services - Named Schools**

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and Bay Area Education Support Systems dba Sylvan Learning, Piedmont, CA, for the latter to provide Supplemental Educational Services (SES) in the form of tutorial services for students at ACORN Woodland, Allendale, Bret Harte, Claremont, Garfield, Horace Mann, James Madison, Lafayette, Leadership, M L King Jr, Manzanita Community, Maxwell Park, New Highland, Oakland, Oakland Technical, Santa Fe, Skyline, and Westlake, utilizing Title I funds under No Child Left Behind, section 116(e) for the period of September 25, 2008 through June 11, 2009, in an amount not to exceed \$60,000.00 (maximum reimbursable amount).

Funding Source: Title I

Attachments: [Document\(s\)](#)



08-1973

Memorandum of Understanding - Eastbay Spanish Speaking Citizens Foundation - Peralta Creek Middle School

OE-11

Approval by State Administrator of a Memorandum of Understanding between District and Eastbay Spanish Speaking Citizens Foundation, Oakland, CA for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety Program (ASES) Grant Lead Agency at Peralta Creek Middle School, for the period of September 25, 2008 through June 30, 2009, in an amount not to exceed \$52,138.00 (maximum reimbursable amount).

Funding Source: After School Education and Safety Grant

Attachments: [Document\(s\)](#)

Financial Management



08-1916

Grant Award - Early Reading First - U.S. Department of Education - Benefiting Named CDCs

OE-08

Ratification by the State Administrator of the District's application to and acceptance of Early Reading First Grant Award in the amount of \$3,967,979.00 from the United States Department of Education for development of and implementation of reading readiness programs at Bella Vista, ACORN Woodland, Tilden, Santa Fee and Yuk Yau Annex Child Development Centers for the period September 1, 2008 through August 31, 2011, pursuant to terms and conditions of grant, and further authorizing acceptance of and execution of amendments thereto, as may be mutually agreed, if any, for the grant time period.

Funding Source: U.S. Department of Education

Attachments: [Document\(s\)](#)



08-1918

District Grant Application - Making Connections - Named Sites

OE-08

Approval and support by the State Administrator of a District Grant Application made to Making Connections Oakland, seeking funding to prepare preschoolers for Kindergarten at International Child Development Center, Garfield and Lafayette Schools, in the amount of \$14,500.00, for the period of July 1, 2008 through June 30, 2009 and, if granted, in whole or in part, authorization to accept same, pursuant to terms and conditions thereof, if any.

Funding Source: Making Connections

Attachments: [Document\(s\)](#)



08-2148

Consultant Contract - Leon Glaster - Fiscal Services

OE-08

Approval by State Administrator of Consultant Contract Between the District and Leon Glaster, for the latter to provide fiscal services including, but not limited to review/monitor technology upgrade on financial management system; provide assistance for transition of new Chief Financial Officer to the District; lead District's team in responding to the FCMAT review and report on financial management; provide ongoing assistance in working with the State Controller's Office on audit reports; complete work begun on projects, such as untangling cash analysis in 2003-04 fiscal year and review of payroll issues; and support the District in collective bargaining, for the period October 1, 2008 through June 30, 2009 in an amount not to exceed \$75,000.00.

Funding Source: General Purpose

Attachments: [Document\(s\)](#)

M. Adoption of the General Consent Report - Board of Education

"Adoption by the Board of Education of the General Consent Report" means that all items appearing on the agenda under this topic are approved in one motion, without debate and/or discussion, unless consent has been given by a majority of governing board members, not later than Agenda Item J, that an item be removed from the Report for discussion and separate vote, if any.

Facilities Management

[08-1890](#)**Facilities Use Agreement - Millsmont Academy Secondary -
District Portable**

OE-10

Approval by the Board of Education of a Charter Facilities Agreement By and Between District and Aspire Public Schools (APS), a non-profit public benefit corporation operating Millsmont Secondary Charter School, for the latter's occupancy and use of a District-owned portable on the grounds of the St. Benedict's Campus, located at 8030 Atherton Street, Oakland, CA for the 2008-2009 School Year, pursuant to terms and conditions described in Agreement, for a rental value from APS of \$7,200.00.

Funding Source: Millsmont Academy Secondary

Attachments: [Document\(s\)](#)

[08-1990](#)**Professional Services Agreement - ACC Environmental -
Castlemont Auditorium Renovations Project**

OE-10

Approval by Board of Education of Professional Services Agreement between District and ACC Environmental, Oakland, CA, for the latter to provide project planning, specifications, project management and air monitoring services for the required abatement in conjunction with the Castlemont Auditorium Renovations Project for the period commencing August 28, 2008 and concluding no later than August 28, 2009 in an amount not to exceed \$9,720.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)

[08-2003](#)**Professional Services Agreement - Cor-O-Van Moving -
District-Wide Moving Project**

OE-10

Approval by Board of Education of Professional Services Agreement between District and Cor-O-Van Moving, Dublin, CA, for the latter to provide all labels, manpower and equipment necessary to perform moving; prepare both origin and destination location for moving; pad wrap all PCs to ensure safe shipping and various other items as described herein in conjunction with the District-Wide Moving Project for the period commencing July 1, 2008 and concluding no later than June 30, 2009 in an amount not to exceed \$360,000.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)

[08-2006](#)**Professional Services Agreement - HY Architects - Sequoia
Portable Installation Project**

OE-10

Approval by Board of Education of Professional Services Agreement between District and HY Architects, Oakland, CA, for the latter to provide professional architectural and engineering services, including architectural design, preparation of drawings package for DSA, local fire and construction administration, for the design of one 10'x32' portable building in conjunction with the Sequoia Portable Installation Project for the period commencing July 1, 2008 and concluding upon completion of the desired services described herein, but no later than December 31, 2008 in an amount not to exceed \$15,330.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



08-2009

**Professional Services Agreement - Nor-Cal Moving Services
- Various Sites Project**

OE-10

Approval by Board of Education of Professional Services Agreement between District and Nor-Cal Moving Services, San Leandro, CA, for the latter to provide professional moving and relocation services for four school sites: Hoover, Chabot, Laurel and Madison Schools, in conjunction with Various Sites Modernization Projects for the period commencing July 1, 2008 and concluding no later than June 30, 2009 in an amount not to exceed \$67,521.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



08-2012

**Professional Services Agreement - Safeplay By Design, Inc. -
District-Wide Playstructure Inspections Project**

OE-10

Approval by Board of Education of Professional Services Agreement between District and Safeplay By Design, Inc., Elk Grove, CA, for the latter to provide inspection of District-wide playgrounds at elementary schools and Child Development Centers (approximately 39 sites, 90 play structures), including impact testing at glue down tile padding for approximately 37 play structure pads and a contingency of 3 audit and impact tests at schools to be determined and preparation of hard copy and digital copies of the compiled inspection audit and surface testing, in conjunction with the District-Wide Play structure Inspections Project for the period commencing September 20, 2008 and concluding no later than December 31, 2009 in an amount not to exceed \$44,800.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



08-2017

**Professional Services Agreement - Simplex Grinnell -
Sequoia Portable Installation Project**

OE-10

Approval by Board of Education of Professional Services Agreement between District and Simplex Grinnell, Livermore, CA, for the latter to provide fire alarm hookups including wire pulling, wire continuity review/testing, termination/trimming of devices, provide a technician, and perform services on a time and materials basis, in conjunction with the Sequoia Portable Installation Project for the period commencing August 22, 2008 and concluding no later than December 31, 2008, in an amount not to exceed \$14,950.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



08-2020

**Change Order No. 1 - Alaniz Construction Co., Inc. -
McClymonds Small Schools Project**

OE-10

Approval by Board of Education of Change Order No. 1 to Construction Contract between District and Alaniz Construction Co., Inc., Fremont, CA, for the latter to provide the laying of petromat fiber on approximately 30,000 square feet of the parking lot before the 2" thick new asphalt overlay; 1,345 square feet of additional area of the parking lot to be removed by 2", compact base and place 2" thick new asphalt and various other items as described herein in conjunction with the McClymonds Small Schools Project in the additional amount of \$25,033.16, increasing the Agreement from \$72,160.00 to \$97,193.16. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: Deferred Maintenance

Attachments: [Document\(s\)](#)



08-2029

**Change Order No. 3 - Baycor Builders, Inc. - Peralta Fire
Repair Project**

OE-10

Approval by Board of Education of Change Order No. 3 to Construction Contract between District and Baycor Builders, Inc., San Rafael, CA, for the latter to ASI#2, Pleum wire versus conduit, add roof crickets, replace fire damaged telecom conduits and re-feed conductors; replace roof strainers and repair roof bubbles and various other items as described herein in conjunction with the Peralta Fire Repair Project in the additional amount of \$18,587.00, increasing the Agreement from \$1,840,744.35 to \$1,859,331.35. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: Risk Management

Attachments: [Document\(s\)](#)



08-2032

**Amendment No. 2 - ACC Environmental Consultants -
Chabot Portable Replacement Project**

OE-10

Approval by Board of Education of Amendment No. 2 to Professional Services Agreement between District and ACC Environmental Consultants, Oakland, CA, for the latter to provide additional soils testing which has been requested by the District in order: 1) to inform concerned neighbors of soil conditions (based on the earlier sampling performed by ACC, District felt that there was a low likelihood of potential issues); 2) to provide the contractor with data to allow appropriate dust mitigation and preliminary information regarding possible soil disposition in the off haul phase; 3) to closely approximate possible DTSC requirement so if they request additional samples ACC will have already obtained them in conjunction with the Chabot Portable Replacement Project in an additional amount not to exceed \$11,438.00, increasing the Agreement from \$13,980.00 to a not-to-exceed amount of \$25,418.00. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



08-2039

**Amendment No. 5 - Gelfand/RNP - Cox Elementary School
New Classroom Building Project**

OE-10

Approval by Board of Education of Amendment No. 5 to Professional Services Agreement between District and Gelfand/RNP, San Francisco, CA, for the latter to provide an additional scope design for the relocation of two portables for the REACH Administrative Offices, demolition of four portables and the installation of two classroom portables, including redesign of the fire alarm system for the CDC and the Interim Housing projects due to a discontinuation of the District standard specified panels and various other items as described herein, in conjunction with the Cox Elementary School New Classroom Building Project in an additional amount not to exceed \$49,050.00, increasing the Agreement from \$1,268,834.00 to a not-to-exceed amount of \$1,317,884.00. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



08-2048

**Amendment No. 1 - KDI Consultants, Inc. - Oakland High
School Modernization-Williams Settlement Project**

OE-10

Approval by Board of Education of Amendment No. 1 to Professional Services Agreement between District and KDI Consultants, Inc., Benicia, CA, for the latter to provide additional inspection services due to a District requested change in conjunction with the Oakland High School Modernization-Williams Settlement Project, in an additional amount not to exceed \$35,650.00, increasing the Agreement from \$179,250.00 to a not-to-exceed amount of \$214,900.00. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



[08-2119](#)

**Small Construction - Chain Link Fence & Supply, Inc. -
Ralph Bunche Middle School Project**

OE-10

Approval by Board of Education of Small Construction between District and Chain Link Fence & Supply, Inc., Livermore, CA, for the latter to remove and reinstall existing fence and 20 feet opening gate and install one each 4 feet opening gate in conjunction with the Ralph Bunche Middle School Project for the period commencing August 18, 2008 and terminating September 30, 2008 in an amount not to exceed \$2,560.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



[08-2120](#)

**Small Construction - Chain Link Fence & Supply, Inc. -
Cox Elementary School Project**

OE-10

Approval by Board of Education of Small Construction between District and Chain Link Fence & Supply, Inc., Livermore, CA, for the latter to provide fabrication and installation of the following: 8' wide and 8' tall double swing gate; 12' wide and 8' tall double swing gate, and installation of two (2) new 4" gate posts. matching the existing green vinyl chain link, in conjunction with the Cox Elementary School Project for the period commencing September 2, 2008 and terminating December 31, 2008 in an amount not to exceed \$2,510.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



[08-2121](#)

**Small Construction - DAN Electric - Sequoia Elementary
School Project**

OE-10

Approval by Board of Education of Small Construction between District and DAN Electric, Alameda, CA, for the latter to provide all labor and materials for the power, intrusion alarm, intercom and telephone to the new SDC in conjunction with the Sequoia Elementary School Project for the period commencing August 22, 2008 and terminating October 31, 2008 in an amount not to exceed \$14,990.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



[08-2122](#)

**Small Construction - Lloyd F. McKinney Associates, Inc. -
Calvin Simmons Middle School Health Center Project**

OE-10

Approval by Board of Education of Small Construction between District and Lloyd F. McKinney Associates, Inc., Hayward, CA, for the latter to furnish and install phone jacks and cabling in conjunction with the Calvin Simmons Middle School Health Center Project for the period commencing July 23, 2008 and terminating September 30, 2008 in an amount not to exceed \$4,200.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



[08-2123](#)

**Small Construction - Lloyd F. McKinney Associates, Inc. -
Madison Middle School Health Center Project**

OE-10

Approval by Board of Education of Small Construction between District and Lloyd F. McKinney Associates, Inc., Hayward, CA, for the latter to furnish and install phone jacks and cabling in conjunction with the Madison Middle School Health Center Project for the period commencing July 23, 2008 and terminating September 30, 2008 in an amount not to exceed \$4,200.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



[08-2124](#)

**Small Construction - Lloyd F. McKinney Associates, Inc. -
Havenscourt Middle School Health Center Project**

OE-10

Approval by Board of Education of Small Construction between District and Lloyd F. McKinney Associates, Inc., Hayward, CA, for the latter to furnish and install phone jacks and cabling in conjunction with the Havenscourt Middle School Health Center Project for the period commencing July 23, 2008 and terminating September 30, 2008 in an amount not to exceed \$4,200.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



[08-2125](#)

**Small Construction - Lloyd F. McKinney Associates, Inc. -
Roosevelt Middle School Health Center Project**

Approval by Board of Education of Small Construction between District and Lloyd F. McKinney Associates, Inc., Hayward, CA, for the latter to furnish and install phone jacks and cabling in conjunction with the Roosevelt Middle School Health Center Project for the period commencing July 23, 2008 and terminating September 30, 2008 in an amount not to exceed \$4,200.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



[08-2126](#)

**Small Construction - Lloyd F. McKinney Associates, Inc. -
Cole Middle School Health Center Project**

OE-10

Approval by Board of Education of Small Construction between District and Lloyd F. McKinney Associates, Inc., Hayward, CA, for the latter to furnish and install phone jacks and cabling in conjunction with the Cole Middle School Health Center Project for the period commencing July 23, 2008 and terminating September 30, 2008 in an amount not to exceed \$4,200.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



08-2127

**Small Construction Contract - Sposeto Engineering -
Elmhurst Middle School Project**

Approval by Board of Education of Small Construction Contract between District and Sposeto Engineering, Union City, CA, for the latter to repair asphalt and replace utility box in conjunction with the Elmhurst Middle School Project for the period commencing August 11, 2008 and terminating August 23, 2008 in an amount not to exceed \$3,074.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



08-2128

**Award of Bid and Construction Contract - Gary Doupnik
Manufacturing, Inc. - Sequoia Elementary School Project**

OE-10

Approval by the Board of Education of Resolution No. 0809-0009 - Award of Bid and Construction Contract between District and Gary Doupnik Manufacturing, Inc., Loomis, CA, for the latter, as lowest responsive, responsible bidder, to provide the purchase, delivery and installation of one (1) relocatable portable classroom building in conjunction with the Sequoia Elementary School Project for the period commencing June 26, 2008 and terminating December 31, 2008 in the amount of \$27,778.00; and rejecting all other bids, if any.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



08-2129

**Award of Bid and Construction Contract - Gary Doupnik
Manufacturing, Inc. - Stonehurst Small Schools Project**

OE-10

Approval by the Board of Education of Resolution No. 0809-0008 - Award of Bid and Construction Contract between District and Gary Doupnik Manufacturing, Inc., Loomis, CA, for the latter, as lowest responsive, responsible bidder, to provide the purchase, delivery and installation of two (2) relocatable portable classroom building in conjunction with the Stonehurst Small Schools Project for the period commencing July 29, 2008 and terminating December 30, 2008 in the amount of \$95,000.00; and rejecting all other bids, if any.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



[08-2130](#)

**Small Construction Agreement-Marfield Company-Whittier
Elementary School Project**

OE-10

Approval by Board of Education of Small Construction Contract between District and Marfield Company, Richmond, CA, for the latter to provide environmental services that include removal, encapsulation and disposal of asbesto containing pipe insulation and black mastic flooring (approximately 150 square feet of floor tile from the third floor old nurses station and the remaining floor tile from the second floor boy's restroom) in conjunction with the Whittier Elementary School Project for the period commencing July 29, 2008 and terminating August 5, 2008 in an amount not to exceed \$2,885.00.

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)



[08-2141](#)

**Request for Proposals - Facilities/Real Property Assessment
Management Consulting Services**

OE-10

Approval by Board of Education of Request for Proposals ("RFP") for Facilities / Real Property Asset Management Consulting Services.

Attachments: [Document\(s\)](#)

[08-2141 - Request for Proposals - Facilities Real Property Assessment Management Consulting Services.pdf](#)

Personnel Management



[08-1908](#)

**Creation of a Classified Management Position - Financial
Services Department**

OE-06

Approval by the Board of Education of Resolution No. 0809-0016 - Creation of a represented classified management position in the Financial Services Department as follows:

Create:

Position Title/FTE	Salary Schedule/Range
Program Manager MAA/LEA	Salary Schedule, ADCL, Range 14
(1.0)	\$67,595 - \$86,270
	12 months, 261 days, 7.5 hours

Creation of the above-stated position as specified herein authorizes the Superintendent of Schools to fill the newly created position subject to the District's employment procedures.

Funding Source: General Purpose with all expenses for the position being offset against federal revenues.

Attachments: [Document\(s\)](#)



08-1987

Personnel Report No. 0008-0004

OE-06

Approval by the Board of Education of Personnel Report No. 0008-0004.

Attachments: [Document\(s\)](#)



08-1988

Release Agreement - On-Loan Services of Anisa Rasheed

OE-06

Approved by the Board of Education of a Release Agreement between the District and the California State University East Bay Foundation's, Project SOAR, for the on-loan services of Anisa Rasheed for the latter to serve in the capacity of Director of Project SOAR, to provide academic support through tutorial services, guidance and counseling support for approximately 3,500 District students in SOAR 2 College summer programs, field trips to colleges, SAT Prep, and preparation for the California High School Exit Exam, with salary and benefits reimbursable to the District, for the period August 15, 2008 through August 31, 2009.

Funding Source: Alameda County Office of Education

Attachments: [Document\(s\)](#)



08-1989

**Creation and Elimination of Positions - Print and Mail
Services Departments**

OE-06

Approval by the Board of Education of Resolution No. 0809-0028 - Creation and Elimination of classified positions in the Print and Mail Services Departments as follows:

Eliminate:

Position Title/FTE	Salary Schedule/Range
Manager, Administrative Services (1.0 FTE)	Classified Management Salary Schedule ADCL, Range 9
	\$52,957 - \$67,595
	12 months, 261 days, 7.5 hours

Create:

Position Title/FTE	Salary Schedule/Range
Lead, Duplicating Equipment Operator (1.0 FTE)	Classified White Collar Salary Schedule WTCL, Range 25
	\$26,402 - \$35,370
	12 months, 261 days, 7.5 hours

Lead, Mail Services (1.0 FTE)	Classified White Collar Salary Schedule, WTCL, Range 23
	\$25,126 - \$33,763
	12 months, 261 days, 7.5 hours

Creation of these positions as specified herein authorizes the Superintendent of Schools to fill the newly created positions subject to the District's employment procedures.

Funding Source: General Purpose funds

Attachments: [Document\(s\)](#)



08-2149

Chief of Oakland Schools' Police Department Employment Contract - Arturo Michel

OE-06

Approval by Board of Education of Employment Contract Between the District and Arturo Michel, for the latter to serve in the position of Chief of Oakland Schools' Police Department, for the period July 1, 2008 through June 30, 2009, in an amount not to exceed \$114,999.30.

Funding Source: General Purpose

Attachments: [Document\(s\)](#)

Community Relations and Governance



[08-2134](#)

Minutes - State Administrator and/or Board of Education - September 3, 2008 (Special Meeting)

GC-01

Ratification by Board of Education of all sections of the State Administrator and/or Board of Education Special Meeting Minutes of September 3, 2008, prepared by Secretary and staff shortly after said meeting.

Attachments: [Document\(s\)](#)
[08-2134 - Minutes - State Administrator and/or Board of Education - September 3, 2008 \(Special Meeting\)](#)

N. Unfinished Business - State Administrator

None

O. Unfinished Business - Board of Education

Facilities Management



[08-1655](#)

Professional Services - Davillier-Sloan - Division of Facilities, Planning and Management Project

OE-10

Approval by the Board of Education of Professional Services Agreement between District and Davillier-Sloan, Oakland, CA, for the latter to provide efficient operation and administration of the Oakland Unified School District Project Labor Agreement (PLA) in conjunction with the Division of Facilities, Planning and Management Project for the period commencing July 1, 2008 and concluding no later than June 30, 2009 in an amount not to exceed \$180,000.00.

Funding Source: General Obligation Bond

Attachments: [Document\(s\)](#)

Legislative History

8/13/2008	State Administrator and/or Board of Education	Withdrawn
8/13/2008	State Administrator and/or Board of Education	Tabled



[08-1934](#)

**Agreement - Legal Services - Division of Facilities Planning
and Management - Bryant and Brown Law Firm**

OE-10

Approval by Board of Education of a Professional Services Agreement between District and Bryant and Brown Law Firm, for the latter to provide, upon request, legal advice relating to the following aspects of the District's school facilities related concerns: Measure B Oversight Committee, development of a District local vendor policy, Facilities Use Agreement between District and City, and additional projects as specifically requested by the District, with the latter subject to advanced approval by the Superintendent of Schools, for the period July 1, 2008 through June 30, 2009, in an amount not-to exceed \$150,000.00.

Funding Source: General Obligation Bond - Measure B

Attachments: [Document\(s\)](#)

**P. Joint New Business - State Administrator and/or Board of
Education**



[08-2135](#)

**Minutes - State Administrator and/or Board of Education -
September 10, 2008**

GC-01

Ratification by State Administrator of sections K, L, N, P, T, W of the joint State Administrator and Board of Education Regular Meeting Minutes of September 10, 2008 and ratification by Board of Education of said Minutes sections M, O, Q, U, V, X, Y and joint ratification by both of all other sections, prepared by Secretary and staff shortly after said joint meeting.

Attachments: [Document\(s\)](#)

[08-2135 - Minutes - State Administrator and/or Board of Education -
September 10, 2008](#)

P1. New Business - State Administrator

Financial Management



[08-2116](#)

**District's Quarterly Investment Report - As of August 31,
2008**

OE-08

Approval by State Administrator of the District's Quarterly Investment Report, as of August 31, 2008, pursuant to Government Code Section 53646.

Attachments: [Document\(s\)](#)
[08-2116 - District's Quarterly Investment Report - As of August 31, 2008.pdf](#)



[08-2117](#)

Gann Limit - 2007-2008 Fiscal Year and 2008-2009 Fiscal Year Projected Limit

OE-08

Approval by the State Administrator of Resolution 0809-0048 - Adopting the Gann limit for 2007-2008 Fiscal Year and projected Gann Limit for the 2008-2009 Fiscal Year in accordance with the provisions of Article XIII-B of the California Constitution and applicable statutory law.

Attachments: [Document\(s\)](#)
[08-2177 - Gann Limit - 2007-2008 Fiscal Year and 2008-2009 Fiscal Year.pdf](#)

Q. New Business - Board of Education

Community Relations and Governance



[08-2136](#)

Endorsement of the California Dream Act - SB 1301

GC-02

Adoption by the Board of Education of Resolution No. 0809-0050 - Endorsing and Urging Governor to Sign Senate Bill 1301 - The California Dream Act.

Attachments: [Document\(s\)](#)
[08-2136 - Endorsement of the California Dream Act - SB 1301.pdf](#)



[08-2143](#)

Request for Proposals - Superintendent of Schools Search

B/CR-01

Approval by Board of Education for the Interim Superintendent to issue a Letter of Invitation or a Request for Proposals for Search for Permanent Superintendent of Schools.

Attachments: [Document\(s\)](#)
[08-2143 - Requests for Proposals - Superintendent of Schools Search.pdf](#)



[08-2137](#)

Status Report - Closing Campuses At Lunch Time

OE-14

Presentation of a Staus Report on District's Plans, Impementation and Timelines for Enhancing School Lunches and Closing Campuses at the Noon Meal Hour.

Attachments: [closed campus presentation.ppt](#)



[08-2138](#)

AB 32 - California's Climate Change Program - Impact On Public Schools

OE-14

Presentation on Assembly Bill 32 - California's Climate Change Program and its impact on local public schools.

Attachments: [08-2138 - AB 32 - California's Climate Change Program - Impact On Public Schools.ppt](#)



[08-2139](#)

Status Report - District's Project Labor Agreement

OE-03

Presentation of Status Report on the District's Project Labor Agreement.

Attachments: [08-2139 - Status Report - District's Project Labor Agreement.pdf](#)

Special Committee on the Future of the Oakland Athletic League



[08-1851](#)

Special Committee on the Future of the OAL - Recommendations - Future of the Oakland Athletic League

OE-14

Adoption by Board of Education of Resolution No. 0809-0051 - Recommendations from the Special Committee on the Future of the Oakland Athletic League (OAL) including but not limited to the OAL remaining a Section of the California Interscholastic Federation.

Attachments: [08-1851 - Oakland Athletic League \(OAL\) Documents.pdf](#)
[08-1851 - Recommendations - Future of the Oakland Athletic League \(9-18-08\).pdf](#)
[08-1851R - Special Committee on the Future of the OAL - Recommendations - Future of the Oakland Athletic League.pdf](#)

Legislative History

8/21/2008	Special Committee On the Future of the Oakland Athletic League	Hearing Held and Closed
9/18/2008	Special Committee On the Future of the Oakland Athletic League	Recommended Favorably

R. Special Recognitions and/or Presentations

None

S. Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 30 Minutes

This section of the Agenda provides a 30 minute opportunity for members of the public, individually for three minutes or less, depending on the number of speakers, to directly address the State Administrator and/or the Board on subject matter not on the current Agenda that is within the jurisdiction of the District. Minutes are not transferrable from speaker to speaker.

Public Comments

[08-2132](#)

Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - State Administrator/Board of Education - Regular Meeting - September 24, 2008

Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - State Administrator/Board of Education - Regular Meeting - September 24, 2008.

T. Public Hearing(s) - State Administrator

None

U. Public Hearing - Board of Education

None

V. Superintendent's Report

This is an oral report to the Public by the Superintendent of Schools of any information that he/she wishes to share regarding his/her past, present or future personal or official

activities.

W. State Administrator's Report

This is an oral report to the Public by the State Administrator of any information that he/she wishes to share regarding his/her past, present or future personal or official activities.

X. Report of Regular Board Members

This is an oral report to the Public by an Elected Board member of any information that he/she wishes to share regarding his/her past, present or future personal or official activities.

Y. Introduction of New Matter

This section of the agenda permits the introduction of new business matter within subject matter jurisdiction of District that may be scheduled, pursuant to requirements of Board By-Law 9322, for a future meeting.

Z. Adjournment