

Oakland Unified School District

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Meeting Agenda Long - Final

Wednesday, February 12, 2014

5:00 PM

➤ The Great Room, LaEscuelita Education Center, 1050 2nd Avenue, Oakland,
CA 94606-2291

Board of Education

President David Kakishiba

Vice President James Harris

Directors: Jody London, Jumoke Hinton Hodge, Anne C. Washington, Roseann Torres, Christopher Dobbins

Student Directors: Carmen Jimenez, Katebah Al-Olef

Staff: Gary Yee, Ed.D., Acting Superintendent/Secretary, Board of Education

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A. Call To Order - 5:00 P.M.

B. Roll Call

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

Closed Session Item(s)

Labor Matter(s)

14-0063 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: Jacqueline Minor, General Counsel

Pupil Matter(s)

14-0215 Expulsion Appeal Hearing - Student DD

Expulsion Appeal Hearing - Student DD

Legal Matter(s)

- 14-0157** **Conference With Legal Counsel - Existing Litigation**
FB vs. Oakland Unified School District, OAH Case No. 2013120905
- 14-0158** **Conference With Legal Counsel - Existing Litigation**
RR vs. Oakland Unified School District, OAH Case No. 2014010686
- 14-0159** **Conference With Legal Counsel - Existing Litigation**
OP vs. Oakland Unified School District, OAH Case No. 2013120195
-  **13-1418** **Conference With Legal Counsel - Existing Litigation**
American Indian Model Schools v. Oakland Unified School District, Alameda County Superior Court, Case No. RG13680906 (TRO)
- 14-0156** **Conference With Legal Counsel - Existing Litigation**
Matingou v. Oakland Unified School District, Alameda County Superior Court, Case No. RG13666645
- 13-2311** **Conference With Legal Counsel - Anticipated Litigation**
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: 1 case
- 13-2653** **Conference With Legal Counsel - Anticipated Litigation**
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: 1 case

Public Employment Matter(s)

- 13-0667** **Public Employment**
Superintendent of Schools

- D. Recess To Closed Session**

- E. Reconvene To Public Session - 6:00 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. Pledge of Allegiance**

- I. Speaker Request Card/Modification(s) To Agenda**

Members of the public may address the Board on any item listed on this Agenda, for three minutes per person or less, depending on the number of Speakers for the item, by filing a Speaker Request Card, clearly identifying the item listed on the Agenda, by legislative file number, alpha and/or title. A separate Speaker Request Card is required for each Agenda Item, except all legislative files listed under the General Consent Report are treated as a single item. A Speaker Request Card for any and all Agenda Items for this meeting must be in the hands of the Board staff or the presiding officer by the time the Board has reached this point in the Agenda of the meeting. A Speaker Request Card submitted after this point - Agenda Item I - will be filed."

Modification(s) to the Agenda allows for any change in the printed order of business including, but not limited to, an announcement that an Agenda item or legislative file will be considered out of Agenda printed order, that consideration of an Agenda item has been withdrawn, postponed, rescheduled or pulled"or taken off of the General Consent Report for separate discussion and/or possible action.

J. Public Comments On All Non-Agenda Items Within the Subject Matter Jurisdiction of the District (30 Minutes)

This section of the Agenda provides an opportunity for a member of the Public, for three minutes per person, or less, depending on the number of Speakers, to directly address the Board on any item of interest to a member of the Public that is not on the current Agenda, but is within the subject matter jurisdiction of the Board. Minutes are not transferrable from Speaker to Speaker. This item is limited to a total of thirty (30) minutes. A Member of the public, who has filed a Speaker Request Card, not heard under this section may be heard under Agenda Item V. The Board may not discuss or take any action on a non-agenda item at the current meeting, except the Board or staff, as permitted by law, may briefly respond to a statement made or questions posed by a member of the public. In addition, on his or her own initiative or in response to questions posed by the public, a member of the Board or its staff may ask a question for clarification, make a brief announcement, or make a brief report of personal activities.

[14-0172](#)

Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 30 Minutes - February 12, 2014

Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 30 Minutes - February 12, 2014.

K. Student Board Members' Report

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

 [14-0173](#)

Student Directors' Report - February 12, 2014

Presentation of Student Directors' Report - February 12, 2014.

Attachments:

[14-0173 Student Directors' Report - February 12, 2014](#)

L. Public Hearing(s)

None

M. Unfinished Business

☒  [13-2795](#)

**Decision - Aspire Public Schools - Monarch Academy -
Petition and Proposed Charter School (Renewal) - Grades
TK-5**

Approval by the Board of Education of Aspire Public Schools - Monarch Academy -
Petition and Proposed Charter School (Renewal) - Grades TK-5.

Attachments:

[13-2795 Aspire Public Schools - Monarch Academy - Petition and
Proposed Charter School \(Renewal\) - Grades TK-5](#)

[13-2795 Presentation - Public Hearing - Aspire Public Schools -
Monarch Academy - Petition and Proposed Charter School \(Renewal\) -
Grades TK-5](#)

[13-2795 Public Hearing Notice - Proof of Publication - Aspire Public
Schools Monarch Academy](#)

[13-2795 Decision - Aspire Public Schools - Monarch Academy -
Petition and Proposed Charter School \(Renewal\) - Grades TK-5](#)

Legislative History

11/20/13	Board of Education	Received and Referred for Handling to the Charter Schools Office
12/18/13	Board of Education	Hearing Held and Closed

☒  [13-2796](#)

**Decision - Aspire Public Schools - ERES Academy -
Petition and Proposed Charter School (Renewal) - Grades
TK-8**

Approval by the Board of Education of Aspire Public Schools - ERES Academy -
Petition and Proposed Charter School (Renewal) - Grades TK-8.

Attachments:

[13-2796 Aspire Public Schools - ERES Academy - Petition and
Proposed Charter School \(Renewal\) - Grades TK-8](#)

[13-2796 Presentation - Public Hearing - Aspire Public Schools - ERES
Academy - Petition and Proposed Charter School \(Renewal\) - Grades
TK-8](#)

[13-2796 Public Hearing Notice - Proof of Publication - Aspire Public
Schools ERES Academ](#)

[13-2796 Decision - Aspire Public Schools - ERES Academy - Petition
and Proposed Charter School \(Renewal\) - Grades TK-8](#)

Legislative History

11/20/13	Board of Education	Received and Referred for Handling to the Charter Schools Office
12/18/13	Board of Education	Hearing Held and Closed

 [14-0191](#)**Progress Report - Voluntary Resolution Plan and Agreement To Resolve - U. S. Department of Education, Office For Civil Rights**

Presentation of a Progress Report From the Superintendent of Schools, or designee, on the Voluntary Resolution Plan and Agreement To Resolve - U. S. Department of Education, Office For Civil Rights.

Attachments:

[14-0191 Progress Report - Voluntary Resolution Plan and Agreement To Resolve - U. S. Department of Education, Office For Civil Rights](#)

 [14-0193](#)**Implementation Report - Board Policy 3150 - Business and Noninstructional Operations - Results-Based Budgeting**

Presentation of Implementation Report From the Superintendent of Schools, or designee, on Board Policy 3150 - Business and Non-instructional Operations - Results-Based Budgeting.

Attachments:

[14-0193 Implementation Report - Board Policy 3150 - Business and Noninstructional Operations - Results-Based Budgeting](#)

N. New Business [14-0207](#)**FY 2013-2014 Budget Amendment - Appropriation - Additional Allocation to Schools**

Approval by the Board of Education of the Appropriation of \$1.5 million dollars of unallocated funds to School Sites for the 2013-2014 School Year.

 [14-0212](#)**Feasibility Assessment - November 2014 General Election
Ballot - Parcel Tax - High School Graduation**

Approval by the Board of Education of a directive to the Superintendent of Schools to assess the feasibility of placing a District parcel tax measure on the November 2014 General Election Ballot to raise local revenue to ensure all high school students graduate and are prepared to succeed in college, career, and life after high school. The feasibility assessment shall address and answer the following questions:

1. What is the budget required to enable every high school to enroll every single student in a high-quality career academy or career pathway program (characterized by access to a full sequence of A-G classes; career technical education classes; work-based learning; and comprehensive wrap-around student support services)?
2. What is the leadership-readiness of each high school and central administration to systematically develop and establish high-quality career academies and career pathway programs for all high school students?
3. What is the state of the Measure G Parcel Tax Independent Citizens' Oversight Committee?
4. What are Oakland voters' attitudes toward a possible parcel tax measure in support of improving high school education?

Attachments:

[14-0212 Feasibility Assessment - November 2014 General Election
Ballot - Parcel Tax - High School Graduation](#)

 [14-0113](#)**Oakland Unified School Police Department - Bi-Annual
Report - Public Complaints Process and Complaints
Reports Policy - July 2013 - December 2013**

Presentation to the Board of Education of the Bi-Annual Report on the Oakland Unified School District Police Department Public Complaints Process and Complaints Reports Policy, for the period July 1, 2013 through December 30 2013, as required by Chapter 11 of the Police Policy Manual adopted June 27, 2012.

Attachments:

[14-0113 Oakland Unified School Police Department - Bi-Annual Report
- Public Complaints Process and Complaints Reports Policy - July 2013
- December 2013](#)

O. Adoption of the General Consent Report No. 1

'Adoption of the General Consent Report' means that all items appearing under this topic are approved in one motion unless a Member of the Board requests that an item be removed and voted on separately or otherwise acted upon. Generally, these legislative items are recommendations from standing or special committees, or otherwise routine in nature, or are proposed actions that are sufficiently supported by prior or present accompanying reference materials and/or information not requiring additional discussion and are acted upon in one motion to conserve time and permit focus on other-than-routine legislative items on the Agenda.

Teaching and Learning Matter(s)☒  [14-0038](#)**Amendment No. 1 - Subcontract With Kidango, Inc. -
Fiscal Year 2012-2013 - Early Childhood Education**

Approval by the Board of Education of Resolution No. 1314-0077 - Authorizing the Revision (Amendment No. 1) To the 2012-13 Subcontract with Kidango, a Private Not for Profit Child Development Agency, a Portion of the Oakland Unified School District's Fiscal Year 2012-13 Child Development Funding, subject to the requirement that Kidango comply with all the terms and conditions in the original funding to the District, revising section 2 and section 7 of the subcontract to clarify that the subcontract was funded from both the CSPP-2019 and the CCTR-2009 State Agreements in said Fiscal Year, providing both Kidango, Inc., and the District protection in the event of a state mandated audit for Fiscal Year 2012-2013.

Funding Source: California Department of Education**Attachments:**

[14-0038 Amendment No. 1 - Subcontract with Kidango, Inc. - Fiscal Year 2012-2013 - Early Childhood Education](#)

☒  [14-0044](#)**Amendment No. 1 - Memorandum of Understanding - Safe
Passages - After School Program - United for Success
Academy**

Approval by Board of Education of Amendment No. 1 of the Memorandum of Understanding (MOU) between District and Safe Passages, Oakland, CA, for the latter to provide services as lead agency in program coordination, math intervention, homework support, student supervision and a variety of enrichment services for the Comprehensive After School Program at United for Success Academy, for the period of July 1, 2013 through August 29, 2014, in the additional amount of \$144,026.00, increasing the MOU not to exceed amount from \$126,811.00 to \$270,837.00. All other terms and conditions of the MOU remain in full force and effect.

Resource Code - 4124-228**Funding Source: 21st Century Community Learning Centers (21st CCLC) Core
and Equitable Access Funds****Attachments:**

[14-0044 Amendment No. 1 - Memorandum of Understanding - Safe Passages - After School Program - United for Success Academy](#)

☒  [14-0072](#)

**Amendment No. 1, Contract No. CCTR-3009 - General
Child Care and Development Programs - Early Childhood
Education**

Adoption by the Board of Education of Resolution No. 1314-0095 - Approving Amendment No. 1, Contract No. CCTR-3009, General Child Care and Development Programs, Project No. 01-6125-00-3 between District and the California Department of Education, accepting increase in grant award for the General Child Care and Development Programs operated by the Early Childhood Education Department, in the additional amount of \$62,259.00, increasing the cumulative grant award from \$2,507,110.00 to \$2,569,369.00, for the period July 1, 2013 to June 30, 2014, pursuant to terms and conditions thereof, if any.

Funding Source: General Child Care and Development Programs

Attachments:

[14-0072 Amendment No. 1, Contract No. CCTR-3009 - General Child Care and Development Programs - Early Childhood Education](#)

☒  [14-0100](#)

**Memorandum of Understanding - Playworks - Emerson
Elementary School**

Approval by the Board of Education of a Memorandum of Understanding between the District and Playworks, Oakland, CA, for the latter to provide a full-time Program Coordinator to support students and teachers to transform recess and play into a positive, community-building experience that promotes collaboration and physical and emotional safety, in order to improve academic achievement at Emerson Elementary School, for the period July 1, 2013 to August 29, 2014, in an amount not to exceed \$30,000.00.

Resource Code - 7090-115

Funding Source: EIA-Instruction

Attachments:

[14-0100 Memorandum of Understanding - Playworks - Emerson Elementary School](#)

☒  [14-0103](#)

**Memorandum of Understanding - Playworks - Lincoln
Elementary School**

Approval by the Board of Education of a Memorandum of Understanding between the District and Playworks, Oakland, CA, for the latter to provide a full-time Program Coordinator to support students and teachers to transform recess and play into a positive, community-building experience that promotes collaboration and physical and emotional safety, in order to improve academic achievement at Lincoln Elementary School, for the period July 1, 2013 to August 29, 2014, in an amount not to exceed \$30,000.00.

Resource Code - 0523-133

Funding Source: SIP

Attachments:

[14-0103 Memorandum of Understanding - Playworks - Lincoln Elementary School](#)

☒  [14-0209](#)

Professional Services Contract - Attitudinal Healing Connection, Inc. - Encompass Academy

Ratification by the Board of Education of a Professional Services Contract between the District and Attitudinal Healing Connection, Inc., Oakland, CA, for the latter to provide drumming circles for the purpose of community building work with the intent to encourage students' on-time arrival at school at Encompass Academy, for the term February 7, 2014 through June 6, 2014 at a cost not to exceed \$3,361.00.

Resource Code - 5825-181

Funding Source: Measure G Parcel Tax

Attachments:

[14-0209 Professional Services Contract - Attitudinal Healing Connection, Inc. - Encompass Academy](#)

Finance and Human Resources Matter(s)

☒  [13-2533](#)

High School Network - Specialized Secondary Program Grant Application - Coliseum College Preparatory Academy

Approval and support by the Board of Education of District's Specialized Secondary Program Application to the California Department of Education, seeking \$50,000.00, in funding to support Social Justice Pathway Program, described in said application, at Coliseum College Preparatory Academy, for the period of August 26, 2013 - June 12, 2014 and if granted, in whole or in part, acceptance of same, pursuant to the terms and conditions thereof and authorization to submit amendments thereto, for the grant period, if any.

Attachments:

[13-2533 High School Network - Specialized Secondary Program Grant Application - Coliseum College Preparatory Academy](#)

☒  [14-0098](#)

Personnel Report No. 0013-0008

Approval by the Board of Education of Personnel Report 0013-0008.

Attachments:

[14-0098 Personnel Report No. 0013-0008](#)

☒  [14-0114](#)

**Program-Funded State and Local Task Force Agreement -
District - Police Services and the Drug Enforcement
Administration Task Force (DEA) Task Force Group
Oakland**

Approval by the Board of Education of Program-Funded State and Local Task Force Agreement - District - Police Services and the Drug Enforcement Administration Task Force (DEA) Task Force Group Oakland between the United States Department of Justice, Drug Enforcement Administration and the District, to detail one District Police Officer to said Task Force, pursuant to the terms and conditions of Agreement, for the term September 30, 2013 to September 29 2014, with the District being reimbursed the cost of overtime for the assigned Officer with said reimbursement not to exceed \$17,202.00 during the federal fiscal year.

Funding Source: U. S. Department of Justice, Drug Enforcement Administration

Attachments:

[14-0114 Program-Funded State and Local Task Force Agreement -
District - Police Services and the Drug Enforcement Administration
Task Force \(DEA\) Task Force Group Oakland](#)

☒  [14-0116](#)

**Professional Services Contract - PMC Investigative
Services - Oakland Unified School District Police Services
Department**

Approval by the Board of Education of a Professional Services Contract between District and PMC Investigative Services, Walnut Creek, CA, for the latter to conduct Internal Affairs investigations related to Police Services issues, as described in the Scope of Work, incorporated herein by reference as though fully set forth, for the period January 1, 2014 through June 30, 2017, in an amount not to exceed \$50,000.00.

Funding Source: General Purpose

Attachments:

[14-0116 Professional Services Contract - PMC Investigative Services -
Oakland Unified School District Police Services Department](#)

☒  [14-0167](#)

**Agreement - Dan Lindheim - Oakland Unified School
District**

Ratification by the Board of Education of an Agreement between District and Dan Lindheim, Berkeley, CA, for the latter to analyze and make recommendations to the District regarding: a) District Central Office structure and the relationship of respective Central Office departments and school sites; b) District budget development procedures (central office, sites, relationships between central office and sites); c) the District's ability to remedy audit findings and to avoid future similar findings; and d) the adequacy of District financial systems (and the data integrity between financial, budget, payroll, and human resources systems), for the period January 1, 2014 to June 30, 2014 at a cost not to exceed \$84,000 for the Fiscal Year.

Attachments:

[14-0167 Agreement - Dan Lindheim - Oakland Unified School District](#)

☒  [14-0026](#)**Grant Agreement and Conditions - ConnectEd: The California Center for College and Career - James Irvine Foundation - Leadership, Curriculum and Instruction**

Approval by the Board of Education of Grant Agreement and Conditions between ConnectEd: The California Center for College and Career, through support of the James Irvine Foundation, and District, with the latter accepting funding for Project: Grant for Priority Areas of Growth for the District-wide System of Linked Learning, pursuant to Goal and Grant Expectations stated herein, incorporated herein by reference as though fully set forth, for the term July 1, 2013 through June 30, 2014, in an amount not to exceed Four Hundred Fifty Thousand (\$450,000.00).

Resource Code - 9135-909**Funding Source: ConnectEd****Attachments:**

[14-0026 Grant Agreement and Conditions - ConnectEd: The California Center for College and Career - James Irvine Foundation - Leadership, Curriculum and Instruction](#)

☒  [13-2094](#)**Grant - The Chiling Hammer Foundation Fund - Leadership, Curriculum, and Instruction**

Approval by the Board of Education of Acceptance of Grant from the Chiling Hammer Education Fund at the East Bay Community Foundation, for District's New Teacher Support and Development Program, for the term July 1, 2013 through June 30, 2014, in the amount of \$42,000.00.

Resource Code - 9058-909**Attachments:**

[13-2094 Grant - The Chiling Hammer Foundation Fund - Leadership, Curriculum, and Instruction](#)

☒  [13-2700](#)**Grant Award - Philanthropic Ventures Foundation - Alameda County's Higher Education Fund - Alameda County Behavioral Health Care Services - Behavioral Health - Family, School, and Community Partnerships Department**

Acceptance by the Board of Education of a Grant Award from Philanthropic Ventures Foundation, from the Alameda County Higher Education Fund, in the amount of \$10,878.00, to implement the Prevention Intervention Protection (PIP) (bully prevention) model under contract with Alameda County Behavioral Health Care Services, for the period October 8, 2013 through June 30, 2014, pursuant to terms and conditions thereof, if any.

Resource Code - 9011-922**Funding Source: Philanthropic Ventures Foundation****Attachments:**

[13-2700 Grant Award - Philanthropic Ventures Foundation - Alameda County's Higher Education Fund - Alameda County Behavioral Health Care Services - Behavioral Health - Family, School, and Community Partnerships Department](#)

 [14-0033](#)**Award - California School Boards Association - Golden Bell Award - Wellness Champions - Family, School, and Community Partnerships Department**

Acceptance by the Board of Education of the California School Boards Association, 2013 Golden Bell Award, in recognition of the District's Wellness Champions Program, and check in the amount of \$5,000.00.

Funding Source: California School Boards Association**Attachments:**

[14-0033 Award - California School Boards Association - Golden Bell Award - Wellness Champions - Family, School, and Community Partnerships Department](#)

 [14-0042](#)**Amendment No. 1 - Local Agreement for Child Development Services - California Department of Education - CSPP-3019, California State Preschool Program - Early Childhood Education**

Approval by the Board of Education of Resolution No. 1314-0078 - Amendment No. 1 - Local Agreement for Child Development Services, Contract No. CSPP-3019, California State Preschool Program, Project No. 01-6125-00-3 between District and the California Department of Education, accepting funds for the California Preschool Program operated by the Early Childhood Education Department for the period of July 1, 2013 through June 30, 2014, in the additional amount of \$151,695.00, increasing the Maximum Reimbursable Amount (MRA) from \$10,241,810.00 to \$10,393,505.00, pursuant to terms and conditions herein. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: California Department of Education**Attachments:**

[14-0042 Amendment No. 1 - Local Agreement for Child Development Services- California Department of Education - CSPP-3019, California State Preschool Program - Early Childhood Education](#)

 [14-0078](#)**Grant Award - Quest Foundation - Esperanza Elementary School**

Acceptance by Board of Education of Grant award from the Quest Foundation, in the amount of \$22,860.00, for two chrome book mobile laptop carts for Esperanza Elementary School, for the term September 20, 2013 through September 20, 2014, pursuant to the terms and conditions thereof.

Funding Source: Quest Foundation**Attachments:**

[14-0078 Grant Award - Quest Foundation - Esperanza Elementary School](#)

☒  [14-0127](#)**Donation - Italian Cultural Society - Oakland Technical High School**

Acceptance by the Board of Education of a donation from the Italian Cultural Society, in support of the Italian Language Course at Oakland Technical High School, for the period August 1, 2013 through June 13, 2014, in an amount of \$9,000.00, pursuant to terms and conditions thereof, if any.

Funding Source: Italian Cultural Society

Attachments: [14-0127 Donation - Italian Cultural Society - Oakland Technical High School](#)

☒  [14-0206](#)**Amendment - Board By-Laws - BB 9250 - Remuneration, Reimbursement and Other Benefits**

Adoption by the Board of Education of Amendment - Board By-Laws - BB 9250 - Remuneration, Reimbursement and Other Benefits, defining "hardship" as used in Education Code Section 35120 in order to clarify when a Board Member who has missed a meeting is eligible for payment of the monthly stipend.

Attachments: [14-0206 Amendment - Board By-Laws - BB 9250 - Remuneration, Reimbursement and Other Benefits](#)

☒  [14-0210](#)**Professional Services Contract - Attitudinal Healing Connection - West Oakland Middle School**

Ratification by the Board of Education of a Professional Services Contract between the District and Attitudinal Healing Connection, Inc., Oakland, CA, for the latter to provide one (1) Artist in residence who will use the side-by-side professional development model to work with teachers to integrate visual arts into the curriculum at West Oakland Middle School, for the period February 7, 2014 through June 6, 2014 at a cost not to exceed \$11,500.00.

Resource Code - 5825-204**Funding Source: Measure G Parcel Tax**

Attachments: [14-0210 Professional Services Contract - Attitudinal Healing Connection - West Oakland Middle School](#)

☒  [14-0211](#)**Professional Services Contract - Attitudinal Healing Connection, Inc. - Frick Middle School**

Ratification by the Board of Education of the Professional Services Agreement between the Oakland Unified School District and Attitudinal Healing Connection Inc., Oakland, CA, for the latter to provide 2 Artists at Frick Middle School to work with teachers to integrate visual and cultural art into the curriculum for the period February 4, 2014 through June 6, 2014 at a cost not to exceed \$14,052.00.

Resource Code - 5825-203**Funding Source: Measure G Parcel Tax**

Attachments: [14-0211 Professional Services Contract - Attitudinal Healing Connection, Inc. - Frick Middle School](#)

Facilities Matter(s)☒  [14-0034](#)**Amendment No. 1, Independent Consultant Agreement for Professional Services - Gelfand Partners - Whittier Interim Housing Project**

Approval by the Board of Education of Amendment No. 1, Independent Consultant Agreement for Professional Services between District and Gelfand Partners, San Francisco, CA, for the former to provide latter Division of State Architect Architects fees, reimbursables and the latter to provide Civil Engineering survey and plans to tie into existing water, sewer and electrical services in conjunction with the Whittier Interim Housing Project, in an additional amount not to exceed \$6,775.00, increasing the Contract not to exceed amount from \$31,200.00 to \$37,450.00 and extending the Contract date of April 24, 2013 through December 31, 2013 to February 1, 2014. All other terms and conditions of the Agreement remain in full force and effect.

Resource Code - 7710-163**Funding Source: County School Facilities Fund****Attachments:**

[14-0034 Amendment No. 1, Independent Consultant Agreement for Professional Services - Gelfand Partners - Whittier Interim Housing Project](#)

☒  [14-0035](#)**Amendment No. 7, Architect and Engineering Contract - Gould Evans - Montclair New Classroom Building Project**

Approval by the Board of Education of Amendment No. 7, Architect and Engineering Contract between District and Gould Evans, San Francisco, CA, for the latter to provide review of miscellaneous structural issues, window and storefront shop drawings numerous times, change from a warming kitchen to a cooking kitchen, reimbursables, time extension on projection due to delay in the construction schedule and an estimated dollar amount for possible future changes not known at this time in conjunction with the Montclair New Classroom Building Project, in an additional amount not to exceed \$156,507.00, increasing the Contract not to exceed amount from \$1,551,255.00 to \$1,707,762.00. All other terms and conditions of the Contract remain in full force and effect.

Resource Code - 9499-143**Funding Source: Measure B****Attachments:**

[14-0035 Amendment No. 7, Architect and Engineering Contract - Gould Evans - Montclair New Classroom Building Project](#)

☒  [14-0036](#)**Amendment No. 3, Independent Consultant Agreement for Professional Services - Ninyo & Moore - Calvin Simmons Improvements and Career Tech Lab Project**

Approval by the Board of Education of Amendment No. 3, Independent Consultant Agreement for Professional Services between District and Ninyo & Moore, Oakland, CA, for the latter to provide structural steel and welding inspections, geotechnical observation and testing for the artificial turf soccer field and fire access lane, and inspection services for the various renovations to existing buildings and on-site facilities; technical consultations and site visits the various unforeseen issues as well as hazardous materials abatement in conjunction with the Calvin Simmons Improvements and Career Tech Lab Project, in an additional amount not to exceed \$37,840.00, increasing the Contract not to exceed amount from \$158,546.00 to \$196,386.00 and extending the Contract date of September 16, 2011 through December 31, 2013 to February 8, 2014. All other terms and conditions of the Contract remain in full force and effect.

Resource Code - 7710-205

Funding Source: County School Facilities Fund

Attachments:

[14-0036 Amendment No. 3, Independent Consultant Agreement for Professional Services - Ninyo & Moore - Calvin Simmons Improvements and Career Tech Lab Project](#)

☒  [14-0037](#)**Independent Consultant Agreement for Professional Services - Nexus IS - Division of Facilities Planning and Management Project**

Approval by the Board of Education of Independent Consultant Agreement for Professional Services between District and Nexus IS, Pleasanton, CA, for the latter to provide on-call technical support and maintenance to assure operation of surveillance camera systems at each of the Phase IV project sites; on an as needed basis; and all labor, material, equipment, and supervision will be in accordance with the CMAS schedule contained in the original agreement, in conjunction with the Division of Facilities Planning and Management Project, more specifically delineated in the Scope of Services in Exhibit "A", incorporated herein by reference as though fully set forth, for the period commencing January 23, 2014 and concluding no later than December 31, 2014 in an amount not to exceed \$200,000.00.

Resource Code - 7710-918

Funding Source: County School Facilities

Attachments:

[14-0037 Independent Consultant Agreement for Professional Services - Nexus IS - Division of Facilities Planning and Management Project](#)

☒  [14-0040](#)

**Grant Award - California Department of Education -
CRPM-3002, Facilities Renovation and Repair Program -
Early Childhood Education**

Adoption by the Board of Education of Resolution No. 1314-0076 - Approving Agreement No. CRPM-3002, Facilities Renovation and Repair, Project No. 01-6125-00-3 between District and the California Department of Education, accepting funds for the Facilities Renovation and Repair of Jefferson and Yuk Yau Child Development Centers, operated by the Early Childhood Education Department, in the amount of \$148,799.00, for the period July 1, 2013 to June 30, 2016, pursuant to terms and conditions thereof, if any.

Funding Source: CRPM Facilities Renovation and Repair Grant

Attachments: [14-0040 Grant Award - California Department of Education - CRPM-3002, Facilities Renovation and Repair Program - Early Childhood Education](#)

☒  [14-0046](#)

**Small Design Contract - S. Meek Architecture -
Washington Elementary School Interim Housing Portables
Project**

Approval by the Board of Education of Small Design Contract between District and S. Meek Architecture, San Francisco, CA, for the latter to provide design and construction documents, agency approval, bid documents, construction administration, and project closeout, and more in conjunction with the Washington Elementary School Interim Housing Portables Project, more specifically delineated in the Scope of Services in Exhibit "A", incorporated herein by reference as though fully set forth, for the period commencing February 15, 2014 and concluding no later than February 15, 2015 in an amount not to exceed \$32,350.00.

Resource Code - 7710-161

Funding Source: County School Facilities Fund

Attachments: [14-0046 Small Design Contract - S. Meek Architecture - Washington Elementary School Interim Housing Portables Project](#)

☒  [14-0048](#)

Independent Consultant Agreement for Professional Services - Greenbank Associates - Division of Facilities Planning and Management Project

Approval by the Board of Education of Independent Consultant Agreement for Professional Services between District and Greenbank Associates, Piedmont, CA, for the latter to provide aid to the District in the advertisement, planning, development, coordination and management of the following programs; District-wide Collaborative for High Performance School; "OUSD em Power" District Energy Initiative; coordination of Strategic Energy and Water Efficiency Plan with Prop 39 Planning and Implementation, District-wide Sustainability Management, CHPS/Green Schools and Sustainability -related Grant Development in conjunction with the Division of Facilities Planning and Management Project, more specifically delineated in the Scope of Services in Exhibit "A", incorporated herein by reference as though fully set forth, for the period commencing upon execution of the Agreement more specifically delineated in Exhibit "A" in an amount not to exceed \$258,000.00.

Resource Code - 9599-918

Funding Source: Measure B

Attachments:

[14-0048 Independent Consultant Agreement for Professional Services - Greenbank Associates - Division of Facilities Planning and Management Project](#)

Board of Education Matter(s)

☒  [14-0086](#)

Minutes - Board of Education - Annual Organizational Meeting - January 6, 2014

Ratification by the Board of Education of Its Annual Organizational Meeting Minutes of January 6, 2014 prepared by Staff shortly after said Meeting.

Attachments:

[14-0086 Minutes - Board of Education - Annual Organizational Meeting - January 6, 2014](#)

Legislative History

1/29/14	Board of Education	Tabled
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☒  [14-0087](#)

Minutes - Board of Education - Special Meeting - January 6, 2014

Ratification by the Board of Education of Its Special Meeting Minutes of January 6, 2014 prepared by Staff shortly after said Meeting.

Attachments:

[14-0087 Minutes - Board of Education - Special Meeting - January 6, 2014](#)

Legislative History

1/29/14	Board of Education	Tabled
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 [14-0088](#)**Minutes - Board of Education - Regular Meeting - January 15, 2014**

Ratification by the Board of Education of Its Regular Meeting Minutes of January 15, 2014 prepared by Staff shortly after said Meeting.

Attachments: [14-0088 Minutes - Board of Education - Regular Meeting - January 15, 2014](#)

Legislative History

1/29/14 Board of Education Tabled

  [14-0174](#)**Minutes - Board of Education - Special Meeting - January 29, 2014 - A.M.**

Ratification by the Board of Education of Its Special Meeting Minutes of January 29, 2014, prepared by Staff shortly after said Meeting.

Attachments: [14-0174 Minutes - Board of Education - Special Meeting - January 29, 2014 - A.M.](#)

  [14-0175](#)**Minutes - Board of Education - Regular Meeting - January 29, 2014 - P.M.**

Ratification by the Board of Education of Its Regular Meeting Minutes of January 29, 2014, prepared by Staff shortly after said Meeting.

Attachments: [14-0175 Minutes - Board of Education - Regular Meeting - January 29, 2014 - P.M.](#)

  [14-0176](#)**Minutes - Board of Education - Special Meeting - January 31, 2014**

Ratification by the Board of Education of Its Special Meeting Minutes of January 31, 2014 prepared by Staff shortly after said Meeting.

Attachments: [14-0176 Minutes - Board of Education - Special Meeting - January 31, 2014](#)

  [14-0197](#)**Amendment - In Part - Compliance With Annual Organizational Meeting Requirements**

Adoption by Board of Education of Resolution No.1314-0100A - Amending - In Part - Compliance With Annual Organizational Meeting Requirements, Adopted Pursuant to Board Bylaw 9100, January 6, 2014.

Attachments: [14-0197 Amendment - In Part - Compliance With Annual Organizational Meeting Requirements](#)

 [14-0206](#)**Amendment - Board By-Laws - BB 9250 - Remuneration, Reimbursement and Other Benefits**

Adoption by the Board of Education of Amendment - Board By-Laws - BB 9250 - Remuneration, Reimbursement and Other Benefits, defining "hardship" as used in Education Code Section 35120 in order to clarify when a Board Member who has missed a meeting is eligible for payment of the monthly stipend.

Attachments: [14-0206 Amendment - Board By-Laws - BB 9250 - Remuneration, Reimbursement and Other Benefits](#)

 [14-0253](#)**Designation - Enacted Conflict of Interest Policy - As Conflict of Interest (CI), 10000 - Board Policies Series**

Approval by the Board of Education of the designation of the Conflict of Interest Code (CI), adopted January 15, 2014 (Legislative File No. 13-2808, Enactment No. 14-0067), as CI, 10000 in the Board Policies Series.

Attachments: [13-2808 Designation - Enacted Conflict of Interest Policy - As Conflict of Interest \(CI\), 10000 - Board Policies Series](#)

O1. Adoption of General Consent Report No. 2

 [13-2922](#)**Individual Service Agreement - East Bay Asian Youth Center - After School and Family Engagement - Roosevelt Middle School**

Approval by the Board of Education of an Individual Service Agreement to the Master Memorandum of Understanding (MMOU) between the District and East Bay Asian Youth Center, Oakland, CA, for the latter to provide its Menu of Service, Option E, for the development of systemic and sustainable parent partnerships, conduct cycles of inquiry into high leverage parent partnership practices in middle schools, and to bring recommendations to the broader Roosevelt School Community for discussion and decision at Roosevelt Middle School for the period of November 1, 2013 through June 15, 2014, in an amount not to exceed \$15,600.00, pursuant to the terms and conditions as specified in the MMOU.

Resource Code - 4124-212

Funding Source: 21st Century Community Learning Community Family Literacy Grant

Attachments: [13-2922 Individual Service Agreement - East Bay Asian Youth Center - After School and Family Engagement - Roosevelt Middle School](#)

P. Adoption of the Pupil Discipline Consent Report

Adoption of the Pupil Discipline Consent Report by the Board is the final Public Session decision, required by state law, on an individual pupil case from Closed Session, based on consideration of 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. An individual pupil case specifics, other than as disclosed on printed agenda, is non-discloseable pursuant to federal law.

- ☒ **14-0215 Expulsion Appeal Hearing - Student DD**
Expulsion Appeal Hearing - Student DD

Q. Introduction of New Legislative Matter(s)

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.

R. Special Recognitions and Presentations

None

S. Superintendent's Report

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

[14-0177](#)

Superintendent's Report - February 12, 2014

Presentation of the Report of the Superintendent of Schools - February 12, 2014.

T. President's Report

This is an oral report to the Board and to the Public by the President of the Board of any information that he/she wishes to share regarding past, present or future personal or official activities as the chief officer of the Board.

[14-0190](#)**President's Report - February 12, 2014**

Presentation of the Report of the President of the Board - February 12, 2014.

U. Board Members' Report

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

[14-0178](#)**Board Member's Report - February 12, 2014**

Presentation of the Regular Board Members Report - February 12, 2014.

V. Public Comments On All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - 30 Minutes (Continued)

This section of the Agenda may provide an opportunity for a member of the Public not heard under Agenda Item J, for three minutes per person, or less, depending on the number of Speakers remaining, to directly address the Board, on any item of interest to a member of the Public that is not on the current Agenda, but is within the subject matter jurisdiction of the Board, subject to terms and conditions stated herein. Minutes are not transferable from Speaker to Speaker. A Speaker may be heard under this Item - V - only if s/he timely submitted a Speaker Request Card by the time Agenda Item I is considered, the 30 minutes under Agenda Item J was exhausted before being called to speak and the 30 minutes of this section has not been exhausted. A Speaker Request Card called during Agenda Item J but not responded to by the requester is not repeated and a new Speaker Request Card is not accepted under this - U - Agenda item. Not more than 30 minutes shall be allocated for the purpose of this item. Likewise, as under Agenda Item J, the Board may not discuss or take any action on a non-agenda item not appearing on the posted agenda for this meeting, except the Board or staff, as permitted by law, may briefly respond to a statement made or questions posed by a member of the public. In addition, on his or her own initiative or in response to questions posed by the public, a member of the Board or its staff may ask a question for clarification, make a brief announcement, or make a brief report of personal activities.

[14-0172](#)**Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 30 Minutes - February 12, 2014**

Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 30 Minutes - February 12, 2014.

W. Adjournment