

# Oakland Unified School District

Board of Education  
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## AMERICANS WITH DISABILITIES ACT COMPLIANCE

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## Minutes (Long)

**Wednesday, July 27, 2005**

**4:00 PM**

**Board Room, 1025 2nd Avenue, Oakland, CA 94606**

## State Administrator and/or Board of Education

*Randolph E. Ward, Ed.D.*

*State Administrator*

*and/or*

*President Gary Yee and Vice President David Kakishiba*

*Directors: Kerry Hamill, Gregory Hodge, Noel Gallo, Dan Siegel, Alice Spearman*

*Student Directors: Josue Hernandez and (Vacancy)*

*Staff: Edgar Rakestraw, Jr., Secretary, Board of Education*

**A. Call To Order**

*Secretary Edgar Rakestraw, Jr., at the request of State Administrator Randolph called the meeting to order at 4:05 P.M.*

**B. Roll Call**

**Roll Call:** Present: Randolph Ward

Absent: Kerry Hamill, Gregory Hodge, Dan Siegel, Alice Spearman, Noel Gallo, David Kakishiba and Gary Yee

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

*Secretary Rakestraw stated that items to be considered in Closed Session are as printed on the Agenda.*

**D. Closed Session Item(s)****Labor Matter(s)****05-0844 Conference With Labor Negotiators**

United Administrators of Oakland Schools (UAOS), Service Employees International Union-Local 790 (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.

Principal District Representative: Roy Combs, General Counsel

**Pupil Matter(s)****04-1370 Readmission Hearing - Student E**

- 04-1417     **Readmission Hearing - Student H**
- 04-1419     **Readmission Hearing - Student J**
- 04-1554     **Readmission Hearing - Student Z**
- 05-0373     **Readmission Hearing - Student FF**
- 05-0483     **Readmission Hearing - Student ZZ**
- 05-0610     **Readmission Hearing - Student III**
- 05-0791     **Readmission Hearing - Student E**
- 05-0792     **Admission Hearing - Student F**
- 05-0794     **Expulsion Appeal Hearing - Student G**

### **Roll Call (Secretary's Observation)**

*Director Alice Spearman present at 4:06 P.M.*

**Roll Call:** Present: Alice Spearman and Randolph Ward

Absent: Kerry Hamill, Gregory Hodge, Dan Siegel, Noel Gallo, David Kakishiba and Gary Yee

### **E. Recess To Closed Session**

*Secretary Rakestraw recessed the meeting to Closed Session at 4:06 P.M.*

### **Roll Call (Secretary's Observation)**

*Director Noel Gallo present at 4:08 P.M.*

**Roll Call:** Present: Alice Spearman, Noel Gallo and Randolph Ward

Absent: Kerry Hamill, Gregory Hodge, Dan Siegel, David Kakishiba and Gary Yee

## F. Reconvene To Public Session

*Acting President Noel Gallo reconvened the meeting to Public Session at 4:20 P.M.*

## G. Second Roll Call

**Roll Call:** Present: Alice Spearman, Noel Gallo and Randolph Ward

Absent: Kerry Hamill, Gregory Hodge, Dan Siegel, David Kakishiba and Gary Yee

## 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

*Acting President Gallo stated that there are no reportable items from Closed Session.*

## H1 Secretary's Note

*At this point in the meeting, Legislative Files were considered, other than in printed order, as follows: 05-0793; 05-0822; 04-1310; 05-0788; and 05-0842 followed by resumption of business in agenda printed order.*

## I. Report of Student Board Members

### 05-0842 Student Directors Report

Presentation of Student Directors' Report by Josue Hernandez.

*Jose Hernandez, Student Director, made his first statement as a Student Director. Mr. Hernandez stated he is an 11th grader at Castlemont School of Technology and Mills College Upper Bound. He is proud to represent the students and it is all about making a change. State Administrator Ward responded we look forward to working with Student Director Hernandez as a team member and as an ally in improving our schools.*

## J. State Administrator's Report



### [05-0822](#) Local Education Agency (LEA) Plan Addendum - July 2005

Approval by the State Administrator of the Local Education Agency (LEA) (District's) Plan Addendum - July 2005 with the California Department of Education.

**Attachments:** [WEBxtender](#)  
[05-082 - LEA Plan Addendum.ppt](#)

*Gibson and Associates reviewed the LEA five-year plan, conducted a review of the California Department of Education Academic Program Survey, and facilitated a process for school site leadership teams to complete an APS survey at their Program Improvement sites. Focus groups were conducted at elementary, middle and high schools and in conjunction with the SSCs. Three focus groups were conducted at a meeting on June 28. Five teacher focus groups were conducted at five P.I. sites and 38 school site plans were reviewed. Also reviewed were the coordinated compliance review of May 2005; AB466 elementary and secondary records; supplementary education service records; district correspondence regarding retention; progress reports to parents; and review of CAHSEE graduation rates.*

*Mr. Gibson spoke of the accountability structure to engage stakeholders in the process. In the focus groups there was an absence of trust on the part of teachers, parents, and principals; and inadequate information for these groups. They did not understand the process for school closures, program improvement restructuring, and the redesign. In the absence of transparency, mistrust develops and undermines all reform efforts. One of Gibson's recommendations and actions was to develop a stakeholder body to address the lack of trust, engagement and accountability. They recommend the stakeholder group include district leadership, parents, teachers and principals, as well as representation from special education, language development, adult education, early childhood education, higher education and OBA. The advisory group should receive information on program improvement, professional development budget, redesign, school closures, etc.*

*Mr. Gibson, using a PowerPoint, addressed and provided strategies in the areas of math intervention and acceleration in elementary schools; literacy intervention at the elementary and middle schools; summer school for low performing students; improved communications; a systematic approach to Special Education; implementation of least restrictive environment; a need to attract highly qualified teachers; concentration of resources and support for P.I. schools; improved parent education regarding district policies; responsive and accountable professional development policies; use of data for decision making by district leaders; clear fiscal operations for budgeting and accounting; recommendations for parent engagement activities; communications; parent newsletter, and training, surveys; and a study of parents who have left the district to determine why they have done so; and professional development for teachers.*

*Oscar Wright said Board Members were elected and have the responsibility of the education of our children.*

*Jim Mordecai spoke on school site responsibilities regarding professional staff development.*

*Director Gallo asked about implementation and monitoring of the recommendations contained in the report. President Yee proposed that the Board meet to understand the report with a commitment by Dr. Ward's staff for implementation steps and a time line. Dr. Kim Statham said staff will be addressing recommendations from various reports that need to be addressed and she will provide periodic briefings or a progress report on the items. Director Hamill spoke of the epidemic of assessment in the District and statewide and that is the problem. She would like principals to focus on one area to benchmark.*

**A motion was made by Randolph E. Ward, seconded by Randolph E. Ward, that this**

**matter be Adopted. The motion carried by the following vote:**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Randolph E. Ward  
Nay: 0  
Recused: 0  
Absent: 5 - Kerry Hamill, Gregory Hodge, Dan Siegel, David Kakishiba and Gary Yee  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

### **Roll Call (Secretary's Observation)**

*President Gary Yee present at 4:25 P.M. and assumed the Chair at the conclusion of the presentation of Legislative File 05-0822.*

**Roll Call:** Present: Alice Spearman, Noel Gallo, Gary Yee and Randolph Ward  
Absent: Kerry Hamill, Gregory Hodge, Dan Siegel and David Kakishiba

### **Roll Call (Secretary's Observation)**

*Director Kerry Hamill present at 4:45 P.M.*

**Roll Call:** Present: Kerry Hamill, Alice Spearman, Noel Gallo, Gary Yee and Randolph Ward  
Absent: Gregory Hodge, Dan Siegel and David Kakishiba

### **Roll Call (Secretary's Observation)**

*Josue Hernandez, Student Director, present at 5:45 P.M.*

**Roll Call:** Present: Kerry Hamill, Alice Spearman, Noel Gallo, Gary Yee and Randolph Ward  
Absent: Gregory Hodge, Dan Siegel and David Kakishiba

## **K. Public Hearing(s)**

### **Fiscal**



#### **04-1310 Multi-Year Financial Recovery Plan**

Public Hearing and Adoption by the State Administrator of District's Multi-Year Financial Recovery Plan (MYFRP) (Revised).

**Attachments:** [WEBxtender](#)  
[04-1310\\_Multi-Year\\_Financial\\_Recovery\\_Plan\\_\(Revised\).pdf](#)

changes since the plan was presented in May are a revenue adjustment and a potential \$7,000,000 draw-down from the line-of-credit to fix the IFAS system. We have been working on a number of items and are now prepared to put the revisions on the web site.

Associate Superintendent for Finance, Javetta Robinson said the current report includes adjustments to changes in revenue limit due to the amount being transferred to charter schools and the amount needed to upgrade the IFAS system. The \$7,000,000 for IFAS is now in the Recovery Plan for 2005-2006.

Jim Mordecai said the law says redevelopment funds should go to schools within the redevelopment district.

Dr. Ward closed the public hearing.

**A motion was made by Randolph E. Ward, seconded by Randolph E. Ward, that this matter be Adopted. The motion carried by the following vote:**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Randolph E. Ward  
Nay: 0  
Recused: 0  
Absent: 3 - Gregory Hodge, Dan Siegel and David Kakishiba  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0



### 05-0793

#### **General Waiver Request - Public Hearing Notice Requirement - Fiscal Year 2002-2003 - Certification of Availability of Textbooks and Instructional Materials**

Public Hearing and Adoption by the State Administrator of General Waiver Request to the California Board of Education seeking waiver of Education Code Sections 60019(a) and 60119(b) (based on California State Controller Audit Finding #03-115, FY 2002-3) regarding notice requirements for Public Hearing pertaining to District's Certification of Availability of Textbooks and Instructional Materials for Fiscal Year 2002-2003.

**Attachments:** [WEBxtender](#)

Dr. Ward opened the public hearing.

Jim Mordecai expressed concerns about this hearing being held during the summer when a lot of people are out of town.

The public hearing was closed.

**A motion was made by Randolph E. Ward, seconded by Randolph E. Ward, that this matter be Adopted. The motion carried by the following vote:**

**Votes:** Adv Aye: 0  
Adv Nay: 0

Adv Abstain: 0  
Aye: 1 - Randolph E. Ward  
Nay: 0  
Recused: 0  
Absent: 3 - Gregory Hodge, Dan Siegel and David Kakishiba  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**05-0788****2005-2006 District Budget**

Public Hearing and Adoption by the State Administrator of the 2005-2006 Fiscal Year District Budget (all funds) in an amount not to exceed \$630,160,448.00.

**Attachments:** [WEBxtender](#)  
[05-0788\\_Proposed\\_2005\\_2006\\_District\\_Budget.pdf](#)  
[2005-2006 Budget Presentation.ppt](#)

*State Administrator Ward opened the public hearing. He asked Associate Superintendent for Finance, Javetta Robinson to make comments. Ms. Robinson, using a PowerPoint, provided comparative data on revenue limit ADA for 2004-2005 and 2005-2006. Our nonpublic ADA went down to 326 and our annual community day ADA went down to 34. Our cost-of-living-adjustment went from 2.41 percent to 4.23 percent. Our base revenue limit increased from \$4,961.26 to \$5,172.26 per ADA for 2005-2006. Ms. Robinson reviewed the comparative data on the 3rd interim with our estimated actuals for expenditures for restricted funds. There is a significant increase in contributions to restricted reducing Special Education revenues and expenses, leaving us with a positive \$1.7 increase for 2004-05 at this time. Total expenditures for Unrestricted is \$227,468,389.61 which is an increase over the prior year. Health benefits have now been incorporated in the budget because we did not cost -contain benefit costs. Costs related to fires had to be incorporated into the budget although we do get reimbursed over the deductible which was included in the revenue projections; costs of \$2,000,000 has been included in the 2005-2006 budget for fire damage expenditures for Castlemont and Oakland High School. State Administrator Ward stated we would have a \$400,000 positive fund balance if the District held health care costs at last year's level. President Yee stated he wanted the public to get a sense of the kinds of things we are trading off in terms of salaries and benefits and a positive report.*

*Jim Mordecai asked about revenues and projected budget for charter schools. He also spoke of amending law to provide the school board with the authority to approve charters.*

*State Administrator Ward closed the public hearing.*

**A motion was made by Randolph E. Ward, seconded by Randolph E. Ward, that this matter be Adopted. The motion carried by the following vote:**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Randolph E. Ward  
Nay: 0  
Recused: 0



Absent: 3 - Gregory Hodge, Dan Siegel and David Kakishiba  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

## Labor Relations



### 05-0845 Public Hearing - "Sunshining" - Brotherhood of Teamsters, Local 70 Initial Proposals for a Successor Agreement.

Public Hearing - "Sunshining" of Brotherhood of Teamsters, Local 70 initial proposals in negotiations with the District for a successor Agreement effective July 1, 2005.

Attachments: [WEBxtender](#)

*State Administrator Ward opened the public hearing. Jim Mordecai stated both that he was unable to open the WebExtender attachment on the agenda and that an attachment referenced in the document was not posted on the web.. State Administrator Ward asked Secretary Edgar Rakestraw, Jr., to investigate the matter. Secretary Rakestraw, agreeing to do so, stated that the document posted was as provided by the submitting department. State Administrator Ward closed the public hearing.*

**Hearing Held and Closed**

## L. Special Recognitions and Presentations

*None*

## M. Public Comments on All Other Agenda and Non-Agenda Items

*Kim Shipp, speaking of the PERB decision reinstating the Police Services Department and awarding back pay, said this decision resulted from District officials not diligently looking at the law and allowing people to operate in a vacuum.*

*Jim Mordecai commented on the consultant contract for \$125,000 listed on the General Consent Calendar for the Facilities Department. He also commented on the contract for the Reading is Fundamental program.*

## Roll Call (Secretary's Observation)

*Student Director Hernandez and President Gary Yee absent from meeting at approximately 6:50 P.M. Director Noel Gallo assumed chair as Acting President.*

**Roll Call:** Present: Kerry Hamill, Alice Spearman, Noel Gallo and Randolph Ward  
Absent: Gregory Hodge, Dan Siegel, David Kakishiba and Gary Yee

## N. Adoption of General Consent Report

### Student Achievement

[05-0456](#)

#### **Award of Bid/Contract - Copyrite - Open Court Consumables - Grades K-5**

Approval by the State Administrator of Award of Bid and Contract with Copyrite, San Ramon, CA, for the latter to reproduce and deliver Open Court (blackline master) consumables for all school sites grades K-5, in an amount not to exceed \$175,084.00 for the period April 1, 2005 through August 30, 2005; and rejecting all other bids.

**Funding Source: Reading First Funds/Measure E**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

[05-0795](#)

#### **2005-2006 Reading Is Fundamental Subcontract Agreement**

Approval by the State Administrator of the District's 2005-06 Reading Is Fundamental (RIF) Subcontract Agreement, CA-117-Z, with Reading Is Fundamental (RIF), Inc., Washington, DC, accepting \$136,644.00 in funding pursuant to terms and conditions thereof, and further authorization to submit and accept amendment or modification thereto for the current fiscal year.

**Funding Source: PTA, Parent/Faculty Council, Dad's Club, Diocese of Oakland, School Improvement Program, Economic Impact Aid, and General Purpose Funds.**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

[05-0796](#)

#### **Professional Services Agreement - Catapult Learning - Emerson Elementary School After-School Literacy Program**

Ratification by the State Administrator of a Professional Services Agreement with Catapult Learning, LLC, for the latter to provide after-school literacy instruction for eighty (80) pupils at Emerson Elementary School for the period May 1, 2005 through June 30, 2005 in an amount not to exceed \$80,000.00.

**Funding Source: Title 1**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

[05-0802](#)

#### **Amendment No. 1 - Professional Services Agreement - Chaz Walker DBA Oba Dogon**

Approval by the State Administrator of Amendment No.1 of a Professional Services Agreement with Chaz Walker, dba Oba Dogon, increasing provision of mentoring, counseling and enrichment activities for Lockwood Elementary School students requiring continuous emotional and adult supervision to succeed in school, for an additional amount not to exceed \$7,000, increasing the original amount of \$60,000 to \$67,000 for the period October 28, 2004 through June 30, 2005. All other terms and conditions of the original Agreement remain in full force and effect.

**Funding Source: High Priority Schools Grant (HPSG)**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

## Human Resources



### **05-0814** Personnel Report No. 0005-0020

Approval by State Administrator of Personnel Report No. 0005-0020.

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



### **05-0815** Resolution No. 0506-0009 - Elimination of Certain Classified Position

Approval by State Administrator of Resolution No. 0506-0009 - Eliminating represented classified position in the District as specified herein due to lack of funds:

No. of Positions (FTE)	Position Title
1.0	Community Service Worker II

Total FTE: 1.0

**Funding Source: Indian Affairs Grant (Expired)**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



### **05-0816** Resolution No. 0506-0012 - Creation of a Classified Represented Position in the Technology Services Department

Approval by State Administrator of Resolution No. 0506-0012 - Creating a represented classified position in the Technology Services Department, as follows:

Create:

Position Title/FTE	Salary Schedule/Range
Network Infrastructure Specialist (1.0 FTE)	White Collar Salary Schedule Range 49, \$48,137 - \$64,615 261 days, 7.5 hrs.

Creation of this position as specified herein authorizes the State Administrator to fill the newly created position subject to the District's employment procedures.

**Funding Source: General Purpose**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0818](#)**

**Resolution No. 0506-0014 - Creation of Certain Certificated and Classified Represented and Non-Represented Positions in the District**

Approval by the State Administrator of Resolution No. 0506-0014 - Creating the following certificated and classified represented and non-represented positions in the District:

Create:

Position Title/FTE Salary Schedule/Range

Communications Office

External Information Services Specialist Classified Management Confidential

(1.0 FTE) Salary Schedule, Range 15

\$65,098 - \$83,093

261 days, 7.5 hrs.

Community Accountability

Assistant to the Chief of Classified Management Confidential

Community Accountability (1.0 FTE) Salary Schedule, Range 12

\$56,230 - \$71,779

261 days, 7.5 hrs.

New School Development Group

Program Manager, New School Incubator UAOS Classified Management

(2.0 FTE) Salary Schedule ADCL, Range 18

\$78,354 - \$100,023

261 days, 7.5 hrs.

School Improvement Coach (1.0 FTE) UAOS Certificated Management

Salary Schedule A209, Range 79

\$71,977 - \$91,903

209 days, 7.5 hrs.

Risk Management

Benefits Supervisor (1.0 FTE) UAOS, Classified Management

Salary Schedule ADCL, Range 13

\$61,401 - \$78,354

261 days, 7.5 hrs.

Benefits Specialist (2.0 FTE) SEIU, Local 790 White Collar

Salary Schedule WTCL, Range 32

\$30,353 - \$40,677

261 days, 7.5 hrs.

Strategic Projects

Executive Officer of Strategic Projects

Classified Management

Confidential

(1.0 FTE) Salary Schedule, Range 25

\$104,317 - \$133,146

261 days, 7.5 hrs.

Performance Management UAOS, Classified Management

Manager (1.0 FTE) Salary Schedule, Range 18

\$78,354 - \$100,023

261 days, 7.5 hrs.

Performance Management Coach  
Management

UAOS Classified

Salary Schedule, Range 16  
\$71,077 - \$90,721  
261 days, 7.5 hrs.

Creation of each position as specified herein authorizes the State Administrator to fill the newly created position subject to the District's employment procedures.

**Funding Source: General Purpose, Categorical and Grant Money**

**Attachments:** [WEBxtender](#)

*The position of Director of Performance Management, in original version, was deleted; and the Performance Management Program Manager title, in original version, was revised to read Performance Management Manager along with a modification in the original job description.*

**This Matter was Adopted on the Consent Agenda.**



**[05-0820](#)**

**Resolution No. 0506-0013 - Elimination and Creation of Certain Classified Positions in the District**

Approval by State Administrator of Resolution No. 0506-0013 - Eliminating and creating certain classified positions in the Transfer Unit of the Student, Family and Community Services Department and the Student Assignment Office within Strategic Projects:

Transfer Unit of Student, Family and Community

Services:

Eliminate

Position Title/FTE	Salary Schedule/Range
Administrative Assistant I (1.0 FTE)	SEIU, Local 790 White Collar Salary Schedule, Range 40 \$36,911 - \$49,397 261 days, 7.5 hrs.

Program Manager (Cord FTP) (1.0 FTE)	UAOS Administrative Classified, Range 14 \$64,455 - \$82,262 261 days, 7.5 hrs.
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Student Assignment Office within Special Projects:

Create

Position Title/FTE	Salary Schedule/Range
Manager, Student Assignments (1.0 FTE)	UAOS Administrative Classified, Range 16 \$71,077 - \$90,721 261 days, 7.5 hrs.

Assignment Specialist (2.0 FTE)	SEIU, Local 790 White Collar Salary Schedule, Range 38 \$35,129 - \$47,056 261 days, 7.5 hrs.
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Creation of each position as specified herein authorizes the State Administrator to fill the newly created positions subject to the District's employment procedures.

**Funding Source: General Purpose**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0823**

**Addendum No. 1 - Agreement - The New Teacher Project - Certificated Employment Services (Shortages)**

Approval by State Administrator of Addendum No. 1 to Agreement Between District and New Teachers Support Project, approved April 11, 2005, adding provision that allows District to pay a \$2,000 training stipend to each trainee who is deemed to have satisfactorily completed the training, totaling no more than 55 trainees or \$110,000.00; all other terms and conditions of the Agreement remaining in full force and effect.

**Funding Source: Transition to Teaching Grant**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

## Student, Family and Community Services



[05-0787](#)

### **Memorandum of Understanding - Alameda County Health Care Services Agency (HCSA) - Medical Administrative Activity (MAA) Claims**

Approval by State Administrator of a Memorandum of Understanding Between the District and Alameda County Health Care Services Agency, (HEAC) for the latter to submit Medi-Cal Administrative Activity (MAA) claims for reimbursement to the State for the District, with the estimated cost of fees not to exceed 1% of the total MAA reimbursement received for the period of July 1, 2004 through June 20, 2005.

**Funding Source: Alameda County Health Care Services Agency**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

## Fiscal



[05-0729](#)

### **Letter of Understanding - JT2 Integrated Resources - Workers Compensation Claims Administration**

Ratification by State Administrator of Letter of Understanding, amending Contract No. 02-0442, with J2T Integrated Resources, for the latter to continue to provide Third Party Administrator Claim Services for the Workers Compensation Program, for an additional \$1,629,022.00, increasing the current contract to a cumulative amount of \$3,862,026.00, for the period of July 1, 2005 through June 30, 2007. All other terms and conditions of the original Agreement, approved June 12, 2002, remain in full force and effect.

**Funding Source: Self-Insurance**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



[05-0824](#)

### **Insurance Renewal - SAFER (JPA) - District Property Insurance**

Approval by the State Administrator of payment of insurance premium of \$553,643.00 to Oakland Association of Insurance Agents, Inc., as District's Insurance Broker, for District Property Insurance Coverage Policy, as delineated, for a cumulative limit of \$250,000,000.00 with School Association for Excess Risk (SAFER - JPA), for the period of July 1, 2005 through June 30, 2006, with the specific Memorandum of Coverage, subject to form and content approval by the General Counsel.

**Funding Source: Self-Insurance**



**Attachments:**    [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0825**

**Insurance Renewal - Hartford Life and Accident Insurance Company - Business Travel Accident Insurance**

Approval by the State Administrator of payment of insurance premium of \$3,261.00 to Oakland Association of Insurance Agents, Inc., as District's Insurance Broker, for Business Travel Accident Insurance Coverage Policy for the State Administrator, members of the Board of Education, officers and employees, as delineated, with Hartford Life and Accident Insurance Company for the period of July 16, 2005 through July 16, 2008.

**Funding Source: Self-Insurance**

**Attachments:**    [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0826**

**Insurance Renewal - Fireman's Fund Insurance Company - District-wide - Electronic Data Processing Equipment**

Approval by State Administrator of payment of insurance premium of \$81,965.00 to Oakland Association of Insurance Agents, Inc., as District's Insurance Broker, for a Blanket Electronic Data Processing Policy, for up to a coverage limit of \$22,179,692.00 for computers, telephone systems, switches, and other electronic data machines, with Fireman's Fund Insurance, for the policy period August 1, 2005 through August 1, 2006.

**Funding Source: Self-Insurance**

**Attachments:**    [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0827**

**Insurance Renewal - Hartford Steam Boiler Inspection & Insurance Company - District-wide - Boiler and Machinery**

Approval by the State Administrator of payment of insurance premium of \$53,435.00 to Oakland Association of Insurance Agents, Inc., as District's Insurance Broker, for a District wide Boiler and Machinery Breakdown Coverage Policy, for up to a coverage limit of \$50,000,000.00, with the Hartford Steam Boiler Inspection & Insurance Company, for the policy period July 1, 2005 through July 1, 2006.

**Funding Source: Self-Insurance**

**Attachments:**    [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0829**

**District Grant Application - California Department of Education - Rise Elementary School**

Approval and support by the State Administrator of a Grant Application to California Department of Education, seeking funding to provide Even Start Family Literacy Services for parents and children ages 0 to 7 at Rise Elementary School in the amount of \$172,500.00, for the period of July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or part, pursuant to terms and conditions thereof, if any.

**Funding Source: California Department of Education**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0830](#)**

**District Grant Application - California Department of Education - Adult Education ESL/CBET - Fruitvale Area**

Approval and support by the State Administrator of a Grant Application to California Department of Education, seeking funding to provide Even Start Family Literacy Services through ESL/CBET and ongoing Adult Education Programs for families residing in the Fruitvale school area in the amount of \$172,500.00, for the period of July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or part, pursuant to terms and conditions thereof, if any, and further approving a Memorandum of Administrative Understanding with the Spanish Speaking Unity Council (operator of the Fruitvale Even Start Program), pursuant to terms and conditions stated, for operation of the Program, subject to receipt of grant funding.

**Funding Source: California Department of Education**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0831](#)**

**District Grant Application - California Department of Education - Manzanita SEED Elementary and Manzanita Senior Elementary Schools**

Approval and support by the State Administrator of a Grant Application to California Department of Education, seeking funding to provide Even Start Family Literacy Services for parents and children ages 0 to 7 at Manzanita SEED Elementary School and Manzanita Senior Elementary School in the amount of \$172,500.00, for the period of July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or part, pursuant to terms and conditions thereof, if any.

**Funding Source: California Department of Education**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0832](#)**

**Donation - Pacific Gas & Electric - ACORN Woodland, Howard, Stonehurst and Castlemont Schools**

Acceptance by the State Administrator of a donation from Pacific Gas & Electric Company, via City Councilmember Larry Reid, providing funding for the School Recognition Project at ACORN Woodland, Howard, Stonehurst and Castlemont Schools in the amount of \$5,000, for the period of July 1, 2005 to June 30, 2006, pursuant to the terms and conditions thereof, if any.

**Funding Source: Pacific Gas and Electric Company**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0833](#)**

**Donation - City of Oakland - Cesar Chavez Educational Center After Schools Programs**

Acceptance by the State Administrator of a donation from City of Oakland, to support the after school program for School Security Officers' overtime and custodial services in the amount of \$20,500, at Cesar Chavez Educational Center, via Council President Ignacio De La Fuente, for the 2004-05 fiscal year, pursuant to the terms and conditions thereof, if any.

**Funding Source: City of Oakland**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0834](#)**

**District Grant Application - Philanthropic Ventures - Lincoln Elementary School**

Approval and support by the State Administrator of a Grant Application to Philanthropic Ventures, seeking funding to provide field trip bus transportation and admission fees for field trip to Coyote Point Museum for 3rd grade class at Lincoln Elementary School in the amount of \$500.00, for the period of July 1, 2004 to June 30, 2005 and, if awarded, to accept same, in whole or part, pursuant to terms and conditions thereof, if any.

**Funding Source: Philanthropic Ventures**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0835](#)**

**District Grant Application - Philanthropic Ventures - Lincoln Elementary School**

Approval and support by the State Administrator of a Grant Application to Philanthropic Ventures, seeking funding to provide field trip bus transportation and admission fees for field trip to Coyote Point Museum for kindergarten class at Lincoln Elementary School in the amount of \$500.00, for the period of July 1, 2004 to June 30, 2005 and, if awarded, to accept same, in whole or part, pursuant to terms and conditions thereof, if any.

**Funding Source: Philanthropic Ventures**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

[05-0836](#)**District Grant Application - Philanthropic Ventures - Lincoln Elementary School**

Approval and support by the State Administrator of a Grant Application to Philanthropic Ventures, seeking funding to provide field trip bus transportation and admission fees for field trip to Coyote Point Museum for 2nd grade class at Lincoln Elementary School in the amount of \$500.00, for the period of July 1, 2004 to June 30, 2005 and, if awarded, to accept same, in whole or part, pursuant to terms and conditions thereof, if any.

**Funding Source: Philanthropic Ventures**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

[05-0838](#)**District Grant Application - Bay Area Air Quality Management District - Roosevelt Middle School**

Approval and support by the State Administrator of a Grant Application to Bay Area Air Quality Management District, seeking funding to provide for the installation of a secure parking area for Roosevelt Middle School in the amount of \$20,000.00, for the period of October 1, 2005 to September 30, 2006 and, if awarded, to accept same, in whole or part, pursuant to terms and conditions thereof, if any.

**Funding Source: Bay Area Air Quality Management District**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

[05-0839](#)**District Grant Application - United States Department of Education - Student Educational Data**

Approval and support by the State Administrator of a Grant Application to United States Department of Education, seeking funding to provide support of the integration of the new student information system, data portal, student assessment and library/textbook management software for effective use of data to improve student achievement in line with Key District Instructional Indicators for all schools in the amount of \$317,440.00, for the period of July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or part, pursuant to terms and conditions thereof, if any.

**Funding Source: United States Department of Education**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

[05-0840](#)**District Grant Application - United States Department of Education - Oakland, Oakland Tech and Skyline High Schools**

Approval and support by the State Administrator of a Grant Application to United States Department of Education, seeking funding for teachers, staff, students, parents and community partners for training to support the development of individualized smaller learning community programs to nurture student achievement at Oakland High, Oakland Technical and Skyline High Schools in the amount of \$2,650,000.00, for the period of July 1, 2005 to June 30, 2010 and, if awarded, to accept same, in whole or part, pursuant to terms and conditions thereof, if any.

**Funding Source: United States Department of Education**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0841**

**2005-2006 Consolidated Application for Funding Categorical Aid Programs, Part I**

Approval by State Administrator of the 2005-2006 Consolidated Application for Funding Categorical Aid Programs, Part I seeking funding in the amount of \$26,286,803.00, for the period of July 1, 2005 through June 30, 2006 and further authorizing submission of the application to the California Department of Education for specified state and federal funding for instruction and instructional support services and upon approval, in whole or in part, authorizing acceptance of same pursuant to terms and conditions thereof; and same for amendments thereto for the time period.

**Funding Source: California Department of Education**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

## Facilities



**05-0753**

**Award of Bid and Construction Contract - Bohm Environmental Solutions - Castlemont Small Schools Art Building Abatement**

Ratification by State Administrator of Resolution No. 0405-0144 - Awarding Bid and Construction Contract to Bohm Environmental Solutions, Oakland, CA, for the latter to remove and dispose of approximately 5,000 square feet of asbestos containing adhesive and VCT (Vinyl Composition Tile) from the Art Building Classrooms 1, 2, and 3 in conjunction with the Castlemont Small Schools Art Building Abatement Project for the period commencing June 23, 2005 and ending July 1, 2005 in the amount of \$11,100.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0754**

**Professional Services Agreement - Edgardo Umadhay - Havenscourt Middle School Paving Project**

Ratification by State Administrator of Professional Services Agreement with Edgardo Umadhay, San Francisco, CA, for the latter to provide inspection services in conjunction with the Havenscourt Middle School Paving Project for the period commencing June 22, 2005 and concluding no later than August 29, 2005 in an amount not-to-exceed \$10,800.00.

**Funding Source: Deferred Maintenance**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0755](#)**

**Professional Services Agreement - Edgardo Umadhay - Lockwood Elementary School Paving Project**

Ratification by State Administrator of Professional Services Agreement with Edgardo Umadhay, San Francisco, CA, for the latter to provide inspection services in conjunction with the Lockwood Elementary School Paving Project for the period commencing June 22, 2005 and concluding no later than August 29, 2005 in an amount not-to-exceed \$10,800.00.

**Funding Source: Deferred Maintenance**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0757](#)**

**Professional Services Agreement - Gale Associates, Inc. - Emerson Elementary School Water Intrusion Investigation Project**

Ratification by State Administrator of Professional Services Agreement with Gale Associates, Inc., Mountain View, CA, for the latter to review floor slab-related items shown on the original drawings and other available District documents, perform site visits to observe existing conditions, extract two concrete cores, test three floor vapors and prepare a report of findings and recommendations, in conjunction with the Emerson Elementary School Water Intrusion Investigation Project for the period commencing March 1, 2005 and concluding no later than September 1, 2005 in an amount not-to-exceed \$14,500.00.

**Funding Source: General Purpose**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0758](#)**

**Professional Services Agreement - Gelfand RNP Architects - Cox Elementary Modernization**

Ratification by State Administrator of Professional Services Agreement with Gelfand RNP Architects, San Francisco, CA, for the latter to provide Scoping, Design, Agency Approval, Construction Administration and Closeout of Modernization Services in conjunction with the Cox Elementary Modernization Project for the period commencing May 1, 2005 and concluding no later than March 1, 2007 in an amount not-to-exceed \$140,000.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0759](#)**

**Award of Bid and Construction Contract - Kudsk Construction - Castlemont Small Schools Renovation Project**

Ratification by State Administrator of Resolution No. 0405-0104, Awarding Bid and Construction Contract with Kudsk Construction, Berkeley, CA, for the latter to convert Castlemont Small School Buildings 200, 300 and the Art Building into science rooms, remodel office area to create classrooms, oversee seismic and fire alarms, intercom and assessable restroom, and retrofit the fire sprinkler system throughout the entire campus in conjunction with the Castlemont Small Schools Renovation Project for the period commencing June 23, 2005 and ending November 20, 2005 in the amount of \$3,420,000.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0760](#)**

**Professional Services Agreement - Nor-Cal Moving - District-wide Moving Project**

Ratification by State Administrator of Professional Services Agreement with Nor-Cal Moving, San Leandro, CA, for the latter to provide professional services for District-wide moving and storage services for the District in response to the District request for proposal for moving services, which was awarded to vendor May 15, 2005 and concluding no later than December 31, 2006 in an amount not-to-exceed \$130,395.00.

**Funding Source: General Obligation Bond and Developer Fees**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0761](#)**

**Professional Services Agreement - Testing Engineers, Inc - Oakland High School Football Track and Field Project**

Ratification by State Administrator of Professional Services Agreement with Testing Engineers, Inc, San Leandro, CA, for the latter to provide reinforcing, sampling, testing, and tagging of the concrete and the reinforcing steel used in relocatable restroom and concessions building, four light poles, retaining walls, and curbs in conjunction with the Oakland High School Football Track and Field Project for the period commencing on June 6, 2005 and concluding no later than December 31, 2005 in an amount not-to-exceed \$7,581.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

**05-0762 Lease Agreement - Vulcan Properties - 900 High Street**

Ratification by State Administrator of Lease Agreement with Vulcan Properties, Oakland, CA, for the lease of the District's property at 900 High Street to allow Vulcan Properties to run conduit on the side of the District's Purchasing Building to accommodate their fire alarm for the 10-year period commencing on May 17, 2005 and ending May 17, 2015 in an amount not-to-exceed \$50.00.

**Funding Source: Capital Facilities Fund - Revenue**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

**05-0763 Construction Contract - Ross Recreation Equipment - Crocker Highland Elementary School Modernization Project**

Ratification by State Administrator of Construction Contract with Ross Recreation Equipment, Santa Rosa, CA, for the latter to provide and install a 2,469 square feet playground poured-in-place surface in conjunction with Crocker Highland Elementary School Modernization Project for the period commencing June 1, 2005 and ending August 31, 2005 in the amount of \$28,951.24.

**Funding Source: General Obligation Bond and Donation**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

**05-0764 Amendment No. 1 - W L C Architects - Garfield Elementary School Modernization Project**

Ratification by State Administrator of Amendment No. 1 to Professional Services Agreement with W L C Architects, Emeryville, CA, for the latter to provide core samples from the depth of 50 feet for the new elevator tower foundation in conjunction with the Garfield Elementary School Modernization Project in an additional amount of \$14,840.00, increasing the Agreement from \$315,000.00 to a not-to-exceed amount of \$329,840.00. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

**05-0766 Change Order No. 13 - Albay Construction Co. - Burckhalter Elementary School Modernization Project**



Ratification by State Administrator of Change Order No. 13 to Construction Contract with Albay Construction Co., Martinez, CA, for the latter to perform 16 pre-approved change order items including repairing sewer, rain water piping, safety fence, perimeter landscape grading and drainage tree service, trimming auditorium light fixtures to hide gap at 2 sides, provide auditorium lighting, provide new hardware to 21 existing doors and other services as described therein in conjunction with the Burckhalter Elementary School Modernization Project in the amount of \$105,658.61, increasing the Agreement from \$2,751,001.99 to \$2,811,697.76, and extending the end date from February 5, 2005 to December 13, 2005. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0769](#)**

**Award of Bid and Construction Contract - Bohm Environmental Solutions - Urban Promise Academy New Facility Project**

Ratification by State Administrator of Resolution No. 0405-0121 - Awarding Bid and Construction Contract to Bohm Environmental Solutions, Oakland, CA, for the latter to abate approximately 30,000 square feet of asbestos containing vinyl composition tiles from the Whitton building in conjunction with the Urban Promise Academy New Facility Project for the period commencing June 23, 2005 and ending on July 8, 2005 in the amount of \$72,222.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0770](#)**

**Repair Contract - Game Time - Manzanita Elementary School Repair Project**

Ratification by State Administrator of Repair Contract with Game Time, Novato, CA, for the latter to provide components and installation to repair the play structure in conjunction with the Manzanita Elementary School Repair Project for the period commencing April 1, 2005 terminating on June 30, 2005 in an amount not-to-exceed \$48,917.32.

**Funding Source: Risk Management**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0771](#)**

**Professional Services Agreement - Tarit K. Sengupta - Hillcrest Elementary School New Classroom Project**

Ratification by State Administrator of Professional Services Agreement with Tarit K. Sengupta, Diamond Bar, CA, for the latter to provide State required inspection services in conjunction with the Hillcrest Elementary School New Classroom Project for the period commencing June 22, 2005 and shall conclude upon completion of the project or permanent abandonment of the Project by the District, or December 23, 2005, whichever date comes first, in an amount not-to-exceed \$78,000.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0772](#)**

**Professional Services Agreement - VPRM  
Architectural/Programming/Planning - Oakland High School Restroom Fire  
Repair Project**

Ratification by State Administrator of Professional Services Agreement with VPRM, Suisun City, CA, for the latter to provide a survey of fire damage and architectural services for the chase wall area and to prepare remediation documentation in conjunction with the Oakland High School Restroom Fire Repair Project for the period commencing June 1, 2005 concluding no later than December 31, 2005 in an amount not-to-exceed \$13,200.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0773](#)**

**Award of Bid and Construction Contract - West Coast Contractors - Oakland  
Technical High School Modernization Project**

Ratification by State Administrator of Resolution No. 0405-0143 - Awarding Bid and Construction Contract to West Coast Contractors, Fairfield, CA, for the latter to provide new electrical services, interior and exterior finishes, ADA upgrades, new fire sprinkler system, and window restoration in conjunction with the Oakland Technical High School Modernization Project for the period commencing June 23, 2005, with substantial completion slated for December 23, 2006, in the amount of \$18,987,000.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0774](#)**

**Amendment No. 2 - Arthur Tam & Associates - Castlemont Small Schools  
Project**

Ratification by State Administrator of Amendment No. 2 to Professional Services Agreement with Arthur Tam & Associates, Oakland, CA, for the latter to provide revisions to architectural, structural, and electrical plans for the renovation of four buildings for small schools due to a District requested change in plans to use existing wiring and heating, ventilation and air conditioning system in conjunction with the Castlemont Small Schools Project in an amount not-to-exceed \$26,400.00, increasing the Agreement from \$336,800.00 to a not-to-exceed amount of \$363,200.00. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0775](#)**

**Amendment No. 4 - Stafford King Wiese Architects - Allendale Elementary School Portable Replacement Project**

Ratification by State Administrator of Amendment No. 4 to Professional Services Agreement with Stafford King Wiese Architects, Sacramento, CA, for the latter to continue services to resolve outstanding design related issues, in conjunction with the Allendale Elementary School Portable Replacement Project in an amount not-to-exceed \$67,277.98, increasing the Agreement from \$154,102.85 to a not-to-exceed amount of \$221,380.83. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0776](#)**

**Resolution No. 0405-0139 - Project Budget Increase - Bella Vista CDC Portable Replacement Project**

Adoption of Resolution No. 0405-0139 by the State Administrator - Authorizing and approving the Bella Vista CDC Portable Replacement Project Budget Increase in the amount of \$612,731.00 increasing the budget from \$1,534,500.00 to \$2,147,231.00 and approval of the related budget transfer to load the project budgets.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0778](#)**

**Resolution No. 0405-0163 - Project Budget Increase - Bret Harte Middle School Modernization Project**

Ratification by the State Administrator of Resolution No. 0405-0163 - Authorizing and approving the Bret Harte Middle School Modernization Project increase in the amount of \$95,624.65 increasing the budget from \$3,434,422.00 to \$3,530,046.65 and approval of the related budget transfer to load the project budget.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0779](#)**

**Resolution No. 0405-0174 - Project Budget Increase - Burckhalter Elementary School Modernization Project**

Ratification by the State Administrator of Resolution No. 0405-0174 - Authorizing and approving the Burckhalter Elementary School Modernization Project increase in the amount of \$519,875.00 increasing the budget from \$5,600,372.00 to \$6,120,247.00, and approval of the related budget transfer to load the project budget.

**Funding Source: General Obligation Bond/Deferred Maintenance**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0780](#)**

**Resolution No. 0405-0167 - Project Budget Increase - ADA Accessibility Project Increments I, II, and III**

Ratification by the State Administrator of Resolution No. 0405-0167 - Authorizing and approving project budget increases in the Americans with Disabilities Act (ADA) Accessibility Project Increments I, II, and III in the amount of \$73,123.00 increasing the budget from \$2,799,050.00 to \$2,872,173.00, and approval of the related budget transfers to load the project budgets.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0781](#)**

**Resolution No. 0405-0168 - Project Budget Increase - ADA Accessibility Projects Increment III and Chabot Project**

Ratification by the State Administrator of Resolution No. 0405-0168 - Authorizing and approving the project budget increases for the Americans with Disabilities Act (ADA) Accessibility, Increment III Project, Madison Middle School, in the amount of \$288,975.00 increasing the budget from \$531,766.00 to \$820,741.00, and the Chabot Elementary School Portable Installation Project in the amount of \$3,000.00 increasing the budget from \$77,430.00 to \$80,430.00 and approval of the related budget transfer to load the project budgets.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0782](#)**

**Resolution No. 0405-041 - Project Budget Increase - Garfield Elementary School Modernization Project**

Ratification by the State Administrator of Resolution No. 0405-0141 - Authorizing and approving the project budget increase for the Garfield Elementary School Modernization Project in the amount of \$2,260,000.00 increasing the budget from \$5,801,170.00 to \$8,061,170.00, and approval of the related budget transfer to load the project budget increase.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0783](#)**

**Resolution No. 0405-0173 - Project Budget Increase - Oakland High School Track and Field Project**

Ratification by the State Administrator of Resolution No. 0405-0173 - Authorizing and approving the project budget increase for the Oakland High School Track and Field Project in the amount of \$482,608.00 increasing the budget from \$2,000,000.00 to \$2,482,608.00, and approval of the related budget transfer to load the project budget increase.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0784](#)**

**Resolution No. 0405-0155 - Emergency Resolution - Declaring the Condition of Fire Damage at Castlemont High School**

Ratification by the State Administrator of Resolution No. 0405-0155 - Declaring the condition of fire damage at the Castlemont High School to constitute an emergency, and authorizing a budget for the emergency abatement of damaged materials, cleansing of air, and repair work at the school site in the amount of \$250,000.00, authorizing contracts as specified herein, subject to the approval of the Alameda County Superintendent of Schools.

**Funding Source: Self Insurance**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0785](#)**

**Resolution No. 0405-0170 - Project Budget - Oakland High School Restroom Fire Repair Project**

Ratification by the State Administrator of Resolution No. 0405-0170 - Authorizing and approving the project budget for Oakland High School Restroom Fire Repair Project in the amount of \$122,550.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

[05-0797](#)**Resolution No. 0506-0010 - Project Budget - Piedmont CDC Interior Improvements Project**

Ratification by State Administrator of Resolution No. 0506-0010 - Authorizing and approving the Project Budget for the Piedmont CDC Interior Improvements Project in the amount of \$348,973.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

[05-0798](#)**Change Order No. 2 - Bay Construction Company - McClymonds High School**

Ratification by State Administrator of Change Order No. 2 to Construction Contract with Bay Construction Company, Oakland, CA, for the latter to perform 7 pre-approved change order items including making changes to door framing per DSA instructions, removing 650 square feet ceiling framing, revising infill detail of garage door opening, providing steam coil piping per SKM-2, providing AC-1 with steam coil and power exhaust per contract drawing revision #1 dated May 27, 2004, removing and replacing flooring in the restroom and other scope as described therein in conjunction with the McClymonds High School in the amount of \$87,941.04, increasing the Agreement from \$651,725.21 to \$739,666.25 and increase contract end date by 66 days to December 23, 2004. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

[05-0799](#)**Change Order No. G2 - North State Pacific - Jefferson Elementary School Modernization Project**

Ratification by State Administrator of Change Order No. G2 to Construction Contract with North State Pacific, Petaluma, CA, for the latter to provide safety fencing around portable during demolition, adding 19 feet fencing with one (1) pair of gates for upper yard access, installing gas line for heaters in portables, adding additional fire alarm components, running sewer lines to existing toilets and restrooms and other items as described therein in conjunction with the Jefferson Elementary School Modernization Project in the amount of \$47,946.00, increasing the Agreement from \$422,271.00 to \$470,217.00. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

[05-0805](#)**Small Construction Contract - American Air Conditioning - Bret Hart Middle School Modernization Project**

Ratification by State Administrator of Small Construction Contract with American Air Conditioning, San Leandro, CA, for the latter to complete the installation of the fire alarm system in conjunction with the Bret Hart Middle School Modernization Project for the period commencing June 15, 2005 and terminating June 30, 2005 in an amount not-to-exceed \$5,053.75.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0806](#)**

**Professional Services Agreement - Martin Ron & Associates - Cox Elementary School Modernization Project**

Ratification by State Administrator of Professional Services Agreement with Martin Ron & Associates, San Francisco, CA, for the latter to conduct topographic surveying and engineering mapping services in conjunction with the Cox Elementary School Modernization Project for the period commencing June 6, 2005 and concluding no later than September 30, 2005 in an amount not-to-exceed \$58,480.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0807](#)**

**Professional Services - RP Construction Inspection Services - Garfield Elementary School Modernization Project**

Ratification by State Administrator of Professional Services with RP Construction Inspection Services, Wilton, CA, for the latter to provide state required inspection services in conjunction with the Garfield Elementary School Modernization Project for the period commencing June 22, 2005 and conclude upon completion of the project, or permanent abandonment of the Project by the District, or September 30, 2006, whichever date comes first in an amount not-to-exceed \$180,600.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**[05-0808](#)**

**Professional Services - School Facility Consultants - Division of Facilities, Planning and Management**

Ratification by State Administrator of Professional Services with School Facility Consultants, Sacramento, CA, for the latter on an on-going basis to determine and acquire eligibility for State funding of new school construction and modernization of existing facilities projects, assistance with preparation and submittal of California Department of Education (CDE) and State Allocations Board (SAB) applications for new construction and modernization projects, and performance of other duties as delineated herein, for the Division of Facilities, Planning and Management for the period commencing July 1, 2005 and concluding no later than June 30, 2006 in an amount not-to-exceed \$125,000.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0809**

**Professional Services - Spectrum Solutions - Division of Facilities, Planning and Management**

Ratification by State Administrator of Professional Services with Spectrum Solutions, Tarzana, CA, for the latter to download accounting data from the District's accounting system and provide expenditure reports for construction projects for the entire life of the project for the Division of Facilities, Planning and Management for the period commencing July 1, 2005 and concluding no later than June 30, 2006 in an amount not-to-exceed \$160,000.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0810**

**Amendment No. 5 - Bell & Byrens Architects - ADA Increment III Project - Various Sites**

Ratification by State Administrator of Amendment No. 5 to Professional Services Agreement with Bell & Byrens Architects, Oakland, CA, for the latter to change doors to exit only for security purposes in conjunction with the ADA Increment III Project for various sites, in an amount not-to-exceed \$18,000.00, increasing the Agreement from \$279,728.00 to a not-to-exceed amount of \$297,728.00, and extending the end date from April 30, 2005 to December 31, 2005. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0811**

**Amendment No. 1 - RP Construction Inspection Services - Parker Elementary School Modernization Project**



Ratification by State Administrator of Amendment No. 1 to Professional Services Agreement with RP Construction Inspection Services, Wilton, CA, for the latter to provide additional inspection services in conjunction with the Parker Elementary School Modernization Project in an amount not-to-exceed \$84,280.00, increasing the Agreement from \$110,000.00 to a not-to-exceed amount of \$194,280.00, and extending the end date from September 30, 2005 to January 31, 2006. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0812**

**Amendment No. 8 - Stafford King Wiese Architects - Allendale Elementary School Portable Project**

Ratification by State Administrator of Amendment No. 8 to Professional Services Agreement with Stafford King Wiese Architects, Sacramento, CA, for the latter to provide additional punchlist and DSA closeout services in conjunction with the Allendale Elementary School Portable Project in an amount not-to-exceed \$9,239.00, increasing the Agreement from \$295,724.83 to a not-to-exceed amount of \$304,963.83. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

## Labor Relations



**05-0789**

**Memorandum of Understanding - District and United Administrators of Oakland Schools - Salary Range Adjustment**

Ratification by State Administrator of a Memorandum of Understanding Between the District and United Administrators of Oakland Schools, adopting a new salary range (Range 82a) effective July 1, 2005 for principals assigned to alternative or small comprehensive high schools.

**Funding Source: General Purpose**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0800**

**Memorandum of Understanding - District and Oakland Education Association - 2005 Summer Intervention Programs**

Ratification by State Administrator of the 2005 Summer Intervention Programs Memorandum of Understanding Between Oakland Education Association and District.

**Funding Source: General Purpose**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0846**

**Collective Bargaining Agreement - District and American Federation of State, County and Municipal Employees, Local 257 (AFSCME)**

Adoption by State Administrator of Tentative Agreement, subject to affirmative AB 1200 review by the Alameda County Superintendent of Schools, as Agreement between District and American Federation of State, County and Municipal Employees (AFSCME), Local 257, representing custodians, aides to handicapped and food service workers, for the period of July 1, 2005 through June 30, 2008.

**Funding Source: General Purpose**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

## State Administrator and/or Board of Education



**05-0790**

**Letter Agreement - Between District and Aspire Public Schools, Inc. - District's Internal Charter School**

Approval by State Administrator of a Letter Agreement with Aspire Public Schools, delineating the legal and administrative responsibilities of the District and Aspire Public Schools (APS) specific to the relationship with the District as authorizer of and APS as the operator of Aspire Elementary School (Charter approved by the District on March 30, 2005 for a five-year term), and Aspire/UC Berkeley Secondary School (Charter approved by the District on February 23, 2005 for a five-year term for the period August 1, 2005 through February 22, 2010). The terms of this Agreement amend and supplement any Memoranda of Understanding By and Between the District and APS governing these internal charter schools.

**Funding Source: Charter School ADA**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0801**

**Minutes, State Administrator and/or Board of Education**

Ratification of State Administrator and/or Board of Education minutes prepared by Secretary and staff shortly thereafter for the following meetings:

Regular Meeting, June 29, 2005

Special Meeting, June 30, 2005

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0843**

**Award of Bid and Contract- Centralized Library and Textbook Management System**

Adoption by State Administrator of Resolution No. 0506-0015 - Awarding Bid and Contract for Centralized Library and Textbook Management System to Follett Software, McHenry, IL, in an amount not to exceed \$847,845.63, as the lowest responsive and responsible bidder; rejecting all other bids and further authorizing a Contract with successful bidder, pursuant to terms and conditions stated in said Resolution.

**Funding Source: Student Information System Funding**

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**



**05-0847**

**Certification and Mutual Indemnification Agreement - County of Alameda - Measure E Parcel Tax Collection**

Approval by the State Administrator of Certification and Mutual Idemnification Agreement with the County of Alameda for the collection of the District's Fiscal Year 2005/6 Measure E Parcel Tax.

**Attachments:** [WEBxtender](#)

**This Matter was Adopted on the Consent Agenda.**

## **Passed The Consent Agenda**

**A motion was made by Randolph E. Ward, seconded by Randolph E. Ward, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Randolph E. Ward  
Nay: 0  
Recused: 0  
Absent: 4 - Gregory Hodge, Dan Siegel, David Kakishiba and Gary Yee  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

## **O. Unfinished Business**

*None*

**P. New Business**

*None*

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

- 04-1370 Readmission Hearing - Student E
- 04-1417 Readmission Hearing - Student H
- 04-1419 Readmission Hearing - Student J
- 04-1554 Readmission Hearing - Student Z
- 05-0373 Readmission Hearing - Student FF
- 05-0483 Readmission Hearing - Student ZZ
- 05-0610 Readmission Hearing - Student III
- 05-0791 Readmission Hearing - Student E
- 05-0792 Admission Hearing - Student F
- 05-0794 Expulsion Appeal Hearing - Student G

**Passed The Pupil Discipline Consent Report**

A motion was made by Randolph E. Ward, seconded by Randolph E. Ward, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Votes: Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Randolph E. Ward

Nay: 0  
Recused: 0  
Absent: 4 - Gregory Hodge, Dan Siegel, David Kakishiba and Gary Yee  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**R. Board Discussion**

*Acting President Gallo asked for an Opening of School plan for board members at the next meeting. He would like to take a tour of the schools in District 5 to review facilities.*

**S. Adjournment**

*Acting President Gallo adjourned the meeting at 7:34 P.M.*

Prepared By: \_\_\_\_\_

Approved By: \_\_\_\_\_