

# Oakland Unified School District

Board of Education  
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## AMERICANS WITH DISABILITIES ACT COMPLIANCE

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## Minutes (Long)

**Wednesday, October 31, 2007**

**4:00 PM**

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

## State Administrator and/or Board of Education

*Vincent C. Matthews*  
*Interim State Administrator*  
*and/or*

*President David Kakishiba and Vice President Alice Spearman*  
*Directors: Kerry Hamill, Gregory Hodge, Gary Yee, Noel Gallo, Christopher Dobbins*  
*Student Directors: ShaCora Cowart and Markeshia James*  
*Staff: Edgar Rakestraw, Jr., Secretary, Board of Education*

**A. Call To Order**

*President David Kakishiba called the meeting to order at 4:20 P.M.*

**B. Roll Call**

**Roll Call:** Present: ShaCora Cowart, Markeshia James, Gregory Hodge, Christopher Dobbins, Alice Spearman, David Kakishiba and Vincent Matthews  
Absent: Kerry Hamill, Gary Yee and Noel Gallo

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

*President Kakishiba said the Board and State Administrator will be going into Closed Session to discuss anticipated litigation, public employee discipline/dismissal/release and pupil matters.*

**D. Closed Session Item(s)****Legal Matter(s)****07-1342 Conference With Legal Counsel - Anticipated Litigation**

Significant exposure to litigation pursuant to Government Code Section 54956.9(b): 1 potential case.

**Public Employee Matter****06-0769 Public Employee Discipline/Dismissal/Release**

Public Employee Discipline/Dismissal/Release

**07-0496 Public Employee Discipline/Dismissal/Release**

Public Employee Discipline/Dismissal/Release

**Pupil Matter(s)**

07-1328     **Expulsion Hearing - Student G**

07-1329     **Expulsion Hearing - Student H**

07-1330     **Expulsion Hearing - Student I**

## **E.    Recess To Closed Session**

*President Kakishiba recessed the meeting to Closed Session at 4:21 P.M.*

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

*Director Gary Yee present at 4:26 P.M.*

**Roll Call:** Present: Gregory Hodge, Gary Yee, Christopher Dobbins, Alice Spearman, David Kakishiba and Vincent Matthews  
Excused: ShaCora Cowart and Markeshia James  
Absent: Kerry Hamill and Noel Gallo

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

*Director Noel Gallo present at 4:32 P.M.*

**Roll Call:** Present: Gregory Hodge, Gary Yee, Noel Gallo, Christopher Dobbins, Alice Spearman, David Kakishiba and Vincent Matthews  
Excused: ShaCora Cowart and Markeshia James  
Absent: Kerry Hamill

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

*Director Kerry Hamill present at 4:47 P.M.*

**Roll Call:** Present: Kerry Hamill, Gregory Hodge, Gary Yee, Noel Gallo, Christopher Dobbins, Alice Spearman, David Kakishiba and Vincent Matthews  
Excused: ShaCora Cowart and Markeshia James

## **F.    Reconvene To Public Session**

*President Kakishiba reconvened the meeting to Public Session at 5:34 P.M.*

## **G. Second Roll Call**

**Roll Call:** Present: ShaCora Cowart, Markeshia James, Kerry Hamill, Gregory Hodge, Gary Yee, Noel Gallo, Christopher Dobbins, Alice Spearman, David Kakishiba and Vincent Matthews

## **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**

*ISA Vincent Matthews, reporting from both bodies, stated there are no reportable actions from the Closed Session.*

## **I. Speaker Request Cards/Modifications To the Agenda**

*Director Dobbins requested to comment on Item 07-1361 - Small Construction Contract - Chain Link and Fence - Lockwood Small Schools Project.*

*Director Gallo requested to comment on Item 07-1347 - Civic Center Department Facilities Use Handbook.*

*President Kakishiba said there are several items on the General Consent Calendar relating to the East Bay Asian Youth Center, of which he serves as the Chief Executive Officer. He will be stepping out of the Board Room when the agreements come up for approval and the meeting will be facilitated by Vice President Spearman.*

## **J. Adoption of the Pupil Discipline Consent Report**

### **Expulsion**

**07-1328 Expulsion Hearing - Student G**

**07-1329 Expulsion Hearing - Student H**

**07-1330 Expulsion Hearing - Student I**

### **Passed The Pupil Discipline Consent Report**

**A motion was made by Vincent Matthews, seconded by Vincent Matthews, 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 - Vincent Matthews  
Nay: 0  
Recused: 0  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

## K. Special Recognitions and/or Presentations

**07-1344****District Teacher of the Year - Paul McDermott - Sobrante Park Elementary School**

Adoption by State Administrator and Board of Education of Resolution 0708-0111 - Honoring Paul McDermott, of Sobrante Park Elementary School, as District's 2007 Teacher of the Year.

**Attachments:** [WEBxtender](#)  
[07-1344 - Tribute - Paul McDermott.pdf](#)  
[Paul McDermott Video.mpeg](#)

*Interim State Administrator Matthews introduced Paul McDermott, District Teacher of the Year. Mr. McDermott teaches at Sobrante Park Elementary, one of the most improved schools in the State. Mr. McDermott has been at the forefront of this academic growth. His students' test scores are among the best in the District and in the State. For the past several years at least 90 percent of his students are promoted at grade level or above even when most students come to him working below grade level. Mr. McDermott also earned high marks for his leadership qualities and his willingness to assist other teachers with management, instructional and professional development issues. Mr. McDermott graduated from the University of South Carolina and received his teaching certificate from Humboldt State in 1998.*

*A short video clip was shown on Mr. McDermott in the classroom and being interviewed. Afterwards, Mr. McDermott thanked everyone for the tremendous honor to do something that he cares about and to be recognized for it. He recognized his students saying they are the ones who have shown that it is possible to succeed. He recognized the school principal saying he has been there to motivate him.*

*Vice President Spearman read the Tribute to Mr. McDermott into the record.*

*The following member of the audience addressed the Board and State Administrator:*

*Betty Olson-Jones, President of OEA, congratulated Ms. Jones and Mr. McDermott. She was moved by both videos and by the remarks of both teachers. She was struck by their connections with their students and their passion. She spoke of the importance of recruiting and retaining excellent teachers. We also need to support the teachers in many*

ways. *We lose many teachers because they don't have the support. She agreed with the teacher remarks that teaching should be the highest level of professionalism. Our focus and our resources have to start by supporting teachers in their classrooms.*

*Director Gallo commended the two teachers, saying he appreciates their being in the Oakland Unified School District. He asked them to join the District in a special campaign to ensure that we attract and maintain the finest teachers possible for the children of Oakland.*

*Director Hodge said both his parents were public school teachers. He noted that most teachers spend their own money for classroom supplies. He encouraged the public to make a contribution to give teachers extra resources for materials and field trips.*

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

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Vincent Matthews  
Nay: 0  
Recused: 0  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0



### 07-1345

#### **District and Alameda County Teacher of the Year - Juliana Jones - Montera Middle School**

Adoption by State Administrator and Board of Education of Resolution 0708-0112 - Honoring Juliana Jones, of Montera Middle School, as District and Alameda County 2007 Teacher of the Year.

**Attachments:** [WEBxtender](#)  
[07-1345 - Tribute - Juliana Jones.pdf](#)  
[Juiliana Jones Video.mpeg](#)

*Interim State Administrator Matthews introduced Juliana Jones, District and Alameda County Teacher of the Year. She has a passionate commitment to the idea that all students can and should succeed in Math. Ms. Jones has taught mathematics to middle school students for seven years in Oakland schools. She attended the University of California, Los Angeles, and holds a National Board Certification in Early Adolescent Mathematics. She is a member of the National Teacher Advisory Council and is one of twelve math and science teachers on the California Teacher Advisory Council. She attributes her success in the classroom to the combination of her strong background in pure mathematics and the enthusiasm and drama she brings to the learning process.*

*A short video clip was shown on Ms. Jones in her classroom and being interviewed. Ms. Jones thanked the District for the tribute. She said it is the students who have shared so much with her over the past seven years and who made the magic in room 206. It is an honor to be with them every day. She has grown tremendously as a teacher since 2001. She spoke of her experience of going through the National Board Certification and that*

*process has been the single most profound professional development experience she has had. It opened the door to many other opportunities for her on the professionalism of teaching. She supports any way that the District can support teachers obtaining National Board certification in their subject matter. She said classroom teaching should be the highest level of professionalism. She challenged the District to keep its best teachers teaching.*

*Interim State Administrator read the Tribute to Ms. Jones into the record.*

*The following member of the audience addressed the Board and State Administrator:*

*Betty Olson-Jones, President of OEA, congratulated Ms. Jones and Mr. McDermott. She was moved by both videos and by the remarks of both teachers. She was struck by their connections with their students and their passion. She spoke of the importance of recruiting and retaining excellent teachers. We also need to support the teachers in many ways. We lose many teachers because they don't have the support. She agreed with the teacher remarks that teaching should be the highest level of professionalism. Our focus and our resources have to start by supporting teachers in their classrooms.*

*Director Gallo commended the two teachers, saying he appreciates their being in the Oakland Unified School District. He asked them to join the District in a special campaign to ensure that we attract and maintain the finest teachers possible for the children of Oakland.*

*Director Hodge said both his parents were public school teachers. He noted that most teachers spend their own money for classroom supplies. He encouraged the public to make a contribution to give teachers extra resources for materials, field trips, etc.*

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

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Vincent Matthews  
Nay: 0  
Recused: 0  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

## L. Report of Student Board Members



### [07-1334](#) Student Directors' Report - October 31, 2007

Presentation of Student Directors' Report by ShaCora Cowart and/or Markeshia James - October 31, 2007.

**Attachments:** [WEBxtender](#)  
[07-1334- Student Directors' Report - October 31, 2007.pdf](#)

*Student Director Markeshia Jones reported the All City Council adopted a new process to resolve student concerns. One delegate from each school will be designated to deal with Williams complaints and students concerns. The student will be responsible for meeting with students, outreach, and educating students about facilities, textbook and teacher issues. The delegate will be responsible for communicating student concerns to the principal and working with appropriate district staff to resolve the complaint. The All City Council elected their Vice President, Parliamentarian and Treasurer at the last meeting. Actions proposals were discussed regarding Peer Resources, Ethnic Studies Conference, Facilities, Textbooks, Teachers, College access and graduation, student voice, and school site councils.*

*Student Director ShaCora Cowart reported on the All City Council Meeting with Timothy White, Assistant Superintendent of Facilities. Skyline and Oakland High Schools have the most urgent concerns. The next general meeting for the District High Schools is November 15 starting at 1:00 P.M. on the Fremont Campus. The Middle Schools General Meeting will be at Westlake on November 13, starting at 10:00 A.M.*

**Discussed and Closed**

## **M. Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up To 30 Minutes**

### **Public Comments**

#### **07-1337 Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Sate Administrator/Board of Education - October 31, 2007**

Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Sate Administrator/Board of Education - October 31, 2007.

*Jim Mordecai spoke on the lack of a quorum at the last school board meeting. The agenda calls it a State Administrator and/or Board of Education Meeting. He said the State Superintendent returned School Governance to the School Board and the Board is running this meeting. The School Board was not there at the last meeting, however, Director Gallo continued to run the meeting although it was not his meeting--it was the State Administrator's meeting. He is going to introduce a bylaw which will restrict and prevent any board member from conducting a joint meeting of the School Board when the School Board is absent.*

*Brian Marion, parent, Crocker Highlands, said the District has not notified them yet that they are in Program Improvement Status 3 this year. The District is required to notify the parents. The District is required to consult with parents, school staff, and others, and the District is required to implement the plan to fix the problems. The District is required to designate no less than ten percent of Title I Part A funds for this program.*

*Jumoke Hinton Hodge, Director, West Oakland Educational Task Force, said the principal*



of West Oakland Middle School was e-mailed today by Ursula Reed that the school's one SSO would be reassigned tomorrow on an East Oakland Alternative School Campus. She said Mr. Jones has been part of the West Oakland Middle School community and was at Cole Elementary School last year. School site leaders are requesting the District to halt the reassignment immediately. She has been told that some parents will pull their kids out of the school if no security person is on campus.

Ward Rountree, Executive Director, OEA, said many OEA members are not being properly paid or paid on time for their time. There are far too many vacancies and insufficient substitutes to fill in for teachers when they are absent.

**Presented**

## Roll Call (Secretary's Observation)

Student Directors ShaCora Cowart and Markeshia James absent at 6:23 P.M.

**Roll Call:** Present: Kerry Hamill, Gregory Hodge, Gary Yee, Noel Gallo, Christopher Dobbins, Alice Spearman, David Kakishiba and Vincent Matthews  
Absent: ShaCora Cowart and Markeshia James

## N. Public Hearing(s)

### Fiscal



#### [07-1331](#) **Calling Parcel Tax Election for District - February 5, 2008**

Public Hearing and possible Adoption by State Administrator of Resolution No. 0708-0088 - Calling Parcel Tax Election - February 5, 2008.

**Attachments:** [WEBxtender](#)  
[Calling Parcel Tax Election](#)  
[OaklandUSDCharts2007.ppt](#)

President Kakishiba opened the Public Hearing at 6:26 P.M.

Interim State Administrator Vincent Matthews provided a history of the parcel tax which will sunset on June 30, 2009. Our District is determined to improve student access to college preparatory classes, electives, honors, and other academic courses to improve student access to quality teaching and to improve student access to technology and learning. State funding has been inadequate to meet these goals. This public hearing is being held which will call for the Registrar of Voters to submit to the voters of the District on February 5, 2008, the following parcel tax measure:

*"To attract and retain highly qualified teachers, maintain courses that help students qualify for college, maintain up-to-date textbooks and instructional materials, keep class sizes small, continue after-school academic programs, maintain school libraries, and provide programs, including arts and music, that enhance student achievement, shall Oakland*

*Unified School District, without increasing the current rate, continue to levy its education special tax of \$195 per parcel, commencing July 1, 2009, exempting low-income taxpayers, and with all money benefiting Oakland schools?"*

*Gene Bregman, using a PowerPoint Presentation, gave an overview of what his firm found on the survey of likely voters in a District telephone survey. There were 400 completed interviews.*

*Seventeen percent of respondents said the District is doing an excellent job. Twenty-nine percent of respondents with children in the District thought the District is doing a good job. Twenty-nine percent of respondents thought the District is doing a poor job.*

*Sixty-six percent of the respondents recognized the need in the District for more money.*

*Mr. Bregman said the respondents were asked about the quality of education in the District over the past year. Twenty-five percent of respondents said the District has a better quality of education. Twenty percent thought it was worse. Nineteen percent had no opinion.*

*Eighty percent of respondents were in favor of extending the current parcel tax at the current level.*

*Seventy-two percent of respondents were in favor of continuing the parcel tax.*

*Sixty-four percent of respondents were in favor of continuing the parcel tax and including a cost-of-living adjustment of two percent.*

*Seventy-nine percent of respondents said they were in favor of extending the current parcel tax at the current level and making it permanent.*

*There was no difference in looking at the different universe of people who would be voting in November, February or June and there was no difference at all in any of the questions.*

*Sixty-one percent of respondents were in favor of an additional parcel tax measure in the amount of \$50.*

*Sixty-eight percent of respondents were in favor of an additional parcel tax measure in the amount of \$30.*

*Fifty-four percent of respondents were in favor of one measure combining the \$195 and \$50 and making it permanent.*

*Mr. Bregman stated, based on the survey, increasing the parcel tax is not a wise idea at this time.*

*Public Speakers:*

*Lisa Blair, Principal of Reems Academy and Region IV representative for the California Charter School Association, speaking for 30 schools in the Oakland charter community, said their interest is in an equitable share of all resources, including the parcel*

tax for charter school students. Over 6700 students attend public charter schools in Oakland. All students deserve to receive funds to further education including revenue generated from a parcel tax which they have been excluded in the past. They asked for the District's commitment to the success of all students in Oakland regardless of their public school designation.

Nick Driver, General Manager, California Charter Schools Association, representing the State-wide advocacy association on behalf of 700 charter schools in the State, stated they have an interest in seeing all public schools strong and supporting their students. They support all students and they have a desire to work with the District to ensure the parcel tax measure is a strong one. They have concerns about the proposed measure and the proposed language. The measure continues to allow the exclusion of charter schools from existing Measure E funds, as well as past Measure B funds. The 6700 students in public charter schools are excluded from a significant portion of the funds which amounts to \$350 per student. Nothing in the current measure should legally exclude charter schools from receiving a portion. They do not support the Resolution in its current form.

Kim Eschenmann, parent and President of the Parents Advisory Council, Oakland Military Institute, said 388 signatures were gathered at OMI in favor of charter schools receiving a share of the parcel tax revenue. The parents cannot support the adoption of the proposed Resolution for the February ballot unless all public schools students receive the benefits of the tax proceeds. Equity and necessity demand that charter schools share in the parcel tax revenues to benefit public education in Oakland.

Isaac Kos-Reed, Board President, Dolores Huerta Learning Academy, stated Charter school students should have equal access to any parcel tax funding that comes to the District. Any parcel tax measure should explicitly include charter schools in Oakland.

Saul Drevitch, Director, Oakland School for the Arts (OSA), urged the District to include all of the students in Oakland.

Brian Marion, parent, Crocker Highlands Elementary, says the Parcel Tax Measure will not pass. The District is down low on the ticket and everybody cares about the race on top. If it does not pass, the District should pay off the AB39 debt in the next measure and program the four million dollars we pay a year to the State. We need the motion because the District loses money every time a student enrolls in a charter school from a District school.

Jim Mordecai said there has been problems in the way the parcel tax has been administered. We need to maintain the parcel tax. Charter schools are imposed on top of traditional public education by sucking the life blood out of traditional public education. A man shows up and is being paid with taxpayer money that was diverted into his pocket and he sits in Sacramento and he lobbies. The District does not know anything that goes on at Charter Schools. Oakland had a terrible thing about the corruption that went on. We do not have quality oversight.

Jumoke Hinton Hodge, Director of the West Oakland Educational Task Force, said 20 percent of our kids attend Charter schools. People hate the charter schools. She remembers standing here a year ago trying to keep a good quality school in West Oakland from going charter and there was no support from the OEA. We need to look at equitable

*distribution of funds. The District needs an opportunity to offer all Oakland children a solid education and choices to parents.*

*Ward Rountee, Executive Director, OEA, spoke in support of the parcel tax, as currently written. He finds it ironic that the charter school movement originally wanted no connection to this Board of Education, and they wanted to be removed and absolved of any responsibility for the District's oversight, yet they have accused the District of interfering too much with their business. Yet they come and beg for "their pieces of this pie."*

*Jenna Stauffer, Lighthouse Community Charter School, representing 550 students and their families and teachers, said they are committed to serving all of Oakland's children. She has been very pleased with the development of the Charter Schools Office. David Montes and his staff are building bridges with charter schools and between the charters. The parcel tax is a prime opportunity for the District to deliver on its promise to partner with charter schools. An amount of \$195 per student means a lot to them. As a property owner, Oakland voter, parent, and charter school leader, she urged the State Administrator and the Board to look at the amended language that the Charter Schools Association has put forward and include the charter schools in the process of looking at the parcel tax. They wish to be partners with the District.*

*Dr. Valerie Abad, Executive Director, COVA, said they are a part of the public school district and charter schools should be included in the District's bond (sic) measure language. She hopes they can work together on the bond language (sic).*

*Kenneth Reed, Principal, Dolores Huerta Learning Academy, asked the District to enhance the language of this measure to include all children that attend public schools.*

*Honey Clymer, Charter School parent, said charter school students deserve to receive what all other public school children receive.*

*Nyere Da Silva, teacher at Monarch Academy, urged the District to amend the language to proportionately include charter schools in the tax measure submitted to the voters. Historically, charter schools are excluded in parcel tax measures. In the interest of equitable distribution of funds and the many parents who are paying this tax, they deserve to be included in the resources.*

*Soo Zee Park, Director of Operations, Leadership Public Schools; Board Member, Lighthouse Charter School, and Oakland taxpayer, said it is the duty of the Board to ensure that all students receive a quality education.*

*Hugo Arabia, Oakland taxpayer, and Principal, OASIS High School, which serves 190 students, asked for a meeting to discuss the inclusion of charter school students in the parcel tax measure distribution. All public schools should be included in the benefits of tax proceeds.*

*Peter Hanley, Director of the Oakland Charter School Collaborative of the California Charter Schools Association, said they have problems with the substance and process used in developing the measure. They asked to be included in the process on October 15th in a committee to discuss how charter schools could be included in the parcel tax and that did not happen. They will deliver a petition with over 800 signatures of charter school parents*

*in support of the inclusion of charter schools in the parcel tax measure. There is time to look at the language of the measure and to bring in the community for input. They cannot support the measure as currently written.*

*Board Questions:*

*Director Dobbins asked about other school districts and parcel taxes. If charter schools were included, what percentage would they receive? Mr. Bregman said he is not able to answer the second question. The more affluent communities such as Palo Alto have much higher parcel taxes. Piedmont has a \$1,500 parcel tax. It varies and depends on the support of the community toward education and their willingness to open their wallets.*

*Director Yee commented on the polling results Mr. Bregman brought in 2003 and we had the same range of potential parcel tax amounts and at the time Mr. Bregman gave us similar kinds of data and likelihood of success of various scenarios. The votes were about ten percent higher than what he predicted. Mr. Bregman said any poll is a snapshot in time and the poll shows potential. The people of Oakland are very generous with the schools. He said the most prudent thing is to lock in the basic source of funding - the \$195.00 - and think about District needs beyond that. Director Yee asked if the District can increase the amount of the parcel tax? Mr. Bregman said the District can go anytime for additional amounts. This measure will make the \$195.00 parcel tax permanent.*

*Director Hodge asked about the demographics of the likely voter. Mr. Bregman said likely voters tend to be older, lived in the community for a longer period of time, they tend to have a lower proportion of people with children in the schools, more often homeowners than renters, and more likely to be White than of Color. Director Hodge asked about the percentage of likely voters who have children enrolled in private schools. Mr. Bregman said 38 percent of respondents have children. Of the 38 percent, one-third have children in either private or parochial schools. Director Hodge asked about polling data that would indicate the public is willing to share a percentage of the proceeds of the tax with charter schools. Mr. Bregman said there is no way of knowing unless we ask the question.*

*Director Hamill said every time Mr. Bregman tells us to stay conservative and go low, and every time we do, we win with more of a margin than we need. An extra \$30 per parcel means a lot to students. Since we are going to go to all the trouble, we might as well get something more for them and do it once. That is her recommendation. Director Yee stated he agreed with comments made by Director Hamill.*

*Vice President Spearman asked Mr. Bregman about the districts he polled. Mr. Bregman said he polled the whole Oakland Unified School District. The percentage of likely voters who will vote in November from the seven districts are: District One, 22%; District Two, 11%; District Three, 15%; District Four, 20%; District Five, 8%, District Six, 12%, and District Seven, 13%.*

*President Kakishiba spoke to the members of the charter school community. He read the letter from the Charter School Association. He is troubled by the tone of the letter because it implies the District has been systematic in excluding charter school students. It has never been the case, has never been petitioned by any charter school, charter school advocates or associations to be a part of a parcel tax for the multiple elections taking place. To say they have been excluded is incorrect. The nature of a charter school is they*

are applying to be constituted and to not be a part of a public school district and to be away from its governing structure. By so doing, charter schools have already made a decision about the fundamental relationship that school would have with a public school district. There is no case where the school district is consciously excluding students from receiving parcel tax money. It simply is a case of having previous parcel tax elections and the current one being considered to benefit district schools and district students enrolled in the Oakland Unified School District. If there is an inclusion now of charter schools and if voters approved, it would result in a three- to four-million dollar shortfall for the Oakland Unified School District. That is something the charter schools have not addressed. If the Board or State Administrator took that position, that is financially irresponsible and is abrogating our fiduciary responsibility to serve the taxpayers and students in this School District. We have to be much more honest in how we are going to address the issue. It is not an issue of injustice. He would urge the charter school community to have a conversation with the school district to look at this issue in a long-term manner. It will be a continuing need. To ask the District at this point to take away three million dollars from District schools when we cannot balance our budget presently is financially irresponsible. The charter school community is not addressing the practical realities that the School District is facing. He sympathizes with the charter schools. Their students are Oakland residents and they are publicly funded schools, but run by private nonprofit corporations, and therefore, not part of the legal framework of the District. He recommends that the District maintain this parcel tax and look at having conversations and strategies to look at different formulations. He is not going to recommend what amounts to a three- to four-million dollar reduction in this budget and jeopardizing the financial health of District schools.

Director Hodge talked about the connection between parcel tax, charter schools, and charter students. The charter school community spoke of shared portfolio of schools when charter boards are legally independent, autonomous boards. When we start talking about a shared portfolio, what do the charter schools bring to the table? Given the return of some authority on public relations and governance, he asked for a legal rationale to say whose decision it is to make. It is not clear to him that this is a State Administrator decision to make. Elections and taxes are fundamental aspects of community relations. He requested a legal opinion as to why the Board is not making this decision? It is not a given that this is a decision for the State Administrator to make.

Director Gallo said this is going to be a very difficult election. He asked what the additional \$30-\$40 tax translate into? What is Mr. Bregman's opinion on the District asking for an additional \$30 from the voters? Mr. Bregman said the 61% for the November election drops to 56% for a February election. The 68% for the \$30 tax is only 63% for February. There is evidence of past history that the District might be able to win. Part of the recommendation is that it would be more prudent to not risk the possibility of losing. The District probably has a better chance of passing the permanent parcel tax, then schedule additional parcel taxes in a future election. Leon Glaster, Chief Financial Officer, said the parcel tax translates into three million dollars a year for approximately 102,000 parcels.

Director Yee said the charter schools have never offered to give us any of the money they get from grants to offset our deficit. They are on record as not supporting our measure which supports the other eighty percent of the kids if we do not include their students. He appreciates the comment about paying down our debt. He knows what our schools need

and what our District needs to recover. The additional three million dollars will go a huge way.

Director Dobbins said the parcel tax is an important measure which he supports. It is something the community is invested in and we need to invest in our public schools and it benefits everybody. Regarding the inclusion of charter schools, it is a future conversation that we need to have. He is supporting the measure as written.

Director Hodge asked about adding \$30 to the February ballot and not being approved, what are the prospects for June and November? Mr. Bregman said if you lose in February, you have to give the voters something different, and usually that means less. If the District decides to go for an increase, he would recommend having two separate measures on the same ballot. Director Hodge said he would be interested in having one measure at \$195 with a supplemental measure at \$30. Director Hamill said she would support that and it would be less risky. She also said it is wrong about what people are asking in terms of charter schools and it needs to be addressed. The District spends a substantial amount of money on Special Education. Charters receive start-up grants of \$300,000 for 300 kids, and they get to create schools. Charter school students do not share the burden of the District deficit. Charter students do not pay for the maintenance of 100 school sites and administrative buildings. This is not an equitable equation. Director Hamill said there is a lot of ambiguity in the District about charter schools. It's not about the concept of charters, but about how they were massed produced. It creates a huge burden on the regular system. She is not convinced that if we added the charter schools in the parcel tax that it would not hurt our proposition.

Vice President Spearman said she would support the initiative as proposed. She has friends who would vehemently campaign against the measure because of the inequities of the system. There are a lot of children who look like her that are not getting an equal part of the pie.

Director Gallo stated the kids in Oakland deserve better and there are many youngsters in Oakland doing well. He will support the recommendation for the two initiatives for \$195 tax and another initiative for \$30 for supporting our youngsters.

President Kakishiba closed the Public Hearing at 8:32 P.M.

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

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Vincent Matthews  
Nay: 0  
Recused: 0  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

*Interim State Administrator Matthews said this is a fiscal matter and it falls under State Administratorship.*

*MOTION by Director Hodges, SECOND by Vice President Spearman, that on February 5, 2007, we go to the voters and request \$195 per parcel as part of the extension of Measure E as a permanent revenue source; and secondarily, that we would have a second ballot measure at \$30 per parcel for the same purposes that are articulated in the current language of the Measure E Ballot Measure; that it also be permanent and in the same election.*

*AYES: Directors Noel Gallo, Kerry Hamill, Gregory Hodge, Gary Yee, Christopher Dobbins, Vice President Alice Spearman, and President David Kakishiba*

*NOES: None*

*ABSTAIN: None*

*Interim State Administrator Matthews stated he foremost recognized the needs of our District. Funding from the State is not enough for us to meet our needs. Funding from the Federal Government is not enough to meet our needs. It is of utmost importance to maintain what we currently have in place and that we lock in the \$195. What is before us tonight is the Resolution which calls for the \$195 figure. While he appreciates the Board's willingness to go after a higher amount, he is unable to approve that this evening. He can approve maintaining the \$195. There is no guarantee, but it does increase the risks if we increase the amount. We have never lost and he would like to keep that streak going. Because of these needs, he is approving the Resolution as it.*

*Director Hodge said we still have not answered the question about whose decision it is. We had to beg, as elected representatives of this community, this is what we should do, and the State Administrator, trumped that and he decided what to do. Board Members are the ones who have to get out and work this and ask our neighbors to support the schools. It is not clear in terms of our record. Some local authority was returned in July and what does that really mean? He is not interested in doing symbolic votes because he was voted democratically by the community to represent their interest. We should request a legal opinion, so that if this comes up again, we know who is actually making decisions.*

*President Kakishiba said he had requested a legal opinion about the meaning of Area 1. He has not received a written opinion but he did get a verbal response. It was the interpretation of the Interim General Counsel that Area 1 includes policies. He interpreted that as all and any policy that comes before the State Administrator is in fact under the jurisdiction under Area 1 of the Board. The Interim General Counsel disagreed with his opinion and said that only policies that either explicitly written in Area 1 Community Relations and Governance or policies that have to do with the subject matter in Area 1, e.g., policies on community relations. He disagreed with her and he can ask her for a legal opinion.*

*Director Hodge said when we look at the language of what we just passed, there's a citizen's oversight committee that is part of it. A citizen's oversight committee clearly is a governance function. Director Yee supported Director's Hodge's comments.*



## O. State Administrator's Report

None

## P. President's Report



[07-1339](#)

### Proposed Development of Downtown Education Complex (First Reading)

Update on the proposed Second Avenue School Facilities Construction Plan.

**Funding Source: General Obligation Bond - Measures A and B**

**Attachments:** [07-1339 - Proposed Development of Downtown Education Complex.pdf](#)

*President David Kakishiba called upon Timothy White, Assistant Superintendent of Facilities, for an update. Mr. White stated a financial report was presented in May on the disposition of this property. He read out several options for the disposition of the property including Dewey High School, MetWest High School, La Escuelita Elementary School, Yuk Yau Child Development Center, Centro Infantil Child Development Center and the Administrative Properties. During the process, a group calling themselves the Educational Complex Organizing Committee petitioned to the State Administrator to build an educational complex on this property. Mr. White was directed to plan and scope plans for an educational complex. A final report to the Board will be presented at the November Board Meeting along with a report from the citizen's committee on the vision for development of this property. The recommendation will include approval of a project design to move toward implementation of the project.*

*Mr. White said "No" in response to Director Hamill's query about any design work completed for La Escuelita? Mr. White said the developer discussions were dropped by the State in 2006.*

*President Kakishiba said the desired outcome on the 28th is to be able to present a concrete game plan and for the design process to be approved.*

*Public Speaker:*

*Jim Mordecai said the Brown Act provides for Board Members to briefly respond to questions raised by the public. He asked the following question: "When negotiations were undertaken to be an exclusive person to negotiate an exclusive contract for the developer, money was put out: Who got the money?"*

**Discussed and Closed**



[07-1341](#)

### 2008-2013 Multi-Year Fiscal Recovery Plan

Update on Development of the 2008-2013 Multi-Year Fiscal Recovery Plan.

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

*President David Kakishiba called upon Leon Glaster, Chief Financial Officer, for an update, Mr. Glaster read the memorandum in response to a request from the Board to*

*establish an additional five-year sustainable financial recovery plan for the District. There are five points: (1) Development of a positive general fund balance over the required multi-year period; (2) Restoration of the state-required 2% Reserve for Economic Uncertainties; (3) Thorough analysis of the long-term debt structure to include the State's \$100 million emergency loan and the Certificates of Participation; (4) Board approval to re-authorize voter-approved parcel tax to contribute to District's sustainable fiscal recovery; and (5) Negotiate collective bargaining agreements for fiscal year beginning July 1, 2008.*

*Mr. Glaster stated financial projections through 2010-2011 will be presented on March 12th.*

*Director Yee asked if the Board would be receiving an analysis of the original defining multi-year recovery plan that was generated four years ago? The points seem to be similar to the previous plan. To what extent was the previous plan a viable roadmap to recovery? Mr. Glaster said he has not reviewed the plan.*

*Jim Mordecai stated the report was not available on the web and no one has distributed one to the audience. District Secretary Rakestraw responded Mr. Glaster's report is on the web site under the agenda item.*

**Discussed and Closed**

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

*President David Kakishiba absent at 8:46 P.M.*

**Roll Call:** Present: Kerry Hamill, Gregory Hodge, Gary Yee, Noel Gallo, Christopher Dobbins, Alice Spearman and Vincent Matthews  
Absent: ShaCora Cowart, Markeshia James and David Kakishiba

## **Q. Adoption of General Consent Report**

### **Student Achievement**



**[07-1232](#)**

#### **Amendment No. 1 of Professional Services Contract - Performance Fact - Leadership Development Services - Elementary Network Executive Officers and Elementary Principals**

Approval by State Administrator of Amendment No. 1 of Professional Services Contract with Performance Fact, Inc., adding the funding, inadvertently omitted, for the costs of the services for the Network 4 schools, described in the Scope of Work of the original Agreement approved September 26, 2007 [Legislative File No. 07-1159], increasing the cost of original Agreement by \$20,000.00 from \$90,000.000 to \$110,000.00, for the period September 24, 2007 through June 30, 2008. All other terms and conditions of Agreement remaining in full force and effe

**Funding Source: Title II****Attachments:** [WEBxtender](#)**This Matter was Adopted on the Consent Agenda.****[07-1277](#)****Amendment No. 1 - Professional Services Contract - Action Learning Systems - SB 472 Professional Development Institute**

Approval by the State Administrator of Amendment No. 1 to Professional Services Contract, approved June 13, 2007 [Legislative File No. 07-0521] with Action Learning Systems, for the latter to provide a 5 day SB 472 English/Language Arts Professional Development Institute, for 100 middle and high school English/Language art teachers who use Holt Literature and Language Arts Instructional Materials, designed to support fidelity of implementation and ensure student mastery of grade-level content standards at a cost not to exceed \$75,000.00, extending time period from June 18, 2007 through June 22, 2007 to September 25, 2007 through June 30, 2008 for said training at no increase in cost. All other terms and conditions of Agreement remaining in full force and effect.

**Funding Source: SB 472****Attachments:** [WEBxtender](#)**This Matter was Adopted on the Consent Agenda.****[07-1324](#)****Professional Services Contract - OASES - Extended Day Arts Instruction**

Approval by State Administrator of Professional Services Contract with Oakland Asian Students Educational Services (OASES), for the latter to provide Academic Tutoring for the Extended Day Program, hire Enrichment Workshop Instructors, process Monthly Payroll of Instructors, and to administer GP/Measure E Arts Grants at Westlake Middle School for the period of October 1, 2007 through June 13, 2008, in an amount not to exceed \$76,060.00.

**Funding Source: General Purpose and Measure E****Attachments:** [WEBxtender](#)**This Matter was Adopted on the Consent Agenda.****[07-1327](#)****Professional Services Contract - Youth Together - Skyline High School Youth Center**

Approval by State Administrator of Professional Services Contract with Youth Together to provide academic tutoring, skills development in athletics, arts, music, theater, performance, leadership development, access to internships and training, mentorship, college readiness and other pro-social needs at Skyline High School for the period of August 10, 2007 through June 30, 2008, in an amount not to exceed \$120,000.00.

**Funding Source: Title I****Attachments:** [WEBxtender](#)**This Matter was Adopted on the Consent Agenda.**

[07-1333](#)**Professional Services Contract - Focus on Results - Middle & High School Network B**

Approval by State Administrator of a Professional Services Contract with Focus on Results for the latter to provide On-Site Service and Support, Monthly Training and Coaching for 18 schools; Distance Coaching, Pre-Planning and Preparation, as specified in the Scope of Work and incorporated herein by reference, for the period August 15, 2007 through June 30, 2008, in an amount not to exceed \$313,400.00.

**Funding Source: Measure E**

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

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

[07-1343](#)**2007-2008 Single Site Plans for Student Achievement and Site Parent Involvement Policies - Fruitvale Elementary School**

Approval by State Administrator of 2007-2008 Single Site Plan for Student Achievement and Individual Site Specific Parent Involvement Policies for the following school:

Elementary School

Fruitvale.

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

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

[07-1349](#)**Addendum B to Agreement with Equitable Audit - E Rate Funding Recovery Services**

Approval by State Administrator of Addendum B to Agreement with Equitable Audit, for the latter to recover District eligible E-Rate funding from the Schools and Libraries Corporation, as a results of a Federal Communications Commission order issued March 28, 2007 regarding E-Rate federal funding years 2001 and 2002, with a potential recovery to District of \$1,194,640.00, at a 15% net recovery fee or a net recovery fee not to exceed \$179,196.00, for the period August 22, 2007 through September 21, 2008.

**Funding Source: E-Rate**

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

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

## Human Resources

[07-1238](#)**Personnel Report No. 0007-0003**

Approval by the State Administrator of Personnel Report No. 0007-0003.

**Attachments:** [WEBxtender](#)  
[07-1238 - Personnel Report No. 0007-0003.pdf](#)

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



**07-1239**

**Educator-On-Loan Agreement - University of California, Berkeley,  
 History-Social Science Project (UCBH-SSP) - Phyllis Goldsmith**

Approval by the State Administrator of an Educator-On-Loan (Agreement) Between the District and University of California, Berkeley, History-Social Science Project (UCBH-SSP) for the on-loan services of Phyllis Goldsmith, for the latter to provide professional development to District history-social science teachers to help improve student literacy through the study of history-social science for the period August 22, 2007 through June 13, 2008 with costs reimbursable to the District in the amount of salary and benefits.

**Funding Source: UC Berkeley, History-Social Science Project**

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

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



**07-1240**

**Repeal and Creation of a Classified Represented Position - As Specified**

Approval by the State Administrator of Resolution No. 0708-0045 - Repealing and creating a new position to correct placement on the appropriate salary schedule and salary range, as specified in said Resolution, as follows:

Repeal, Position Below, Previously Approved in Resolution No. 0607-0214, June 27, 2007 (Legislative File I.D. 07-0713):

Family and Community Office

Repeal:

Position Title/FTE	Salary Schedule/Range
Specialist, Options (1.0 FTE)	Classified Management
	Salary Schedule, ADCL, Range 16
	\$72,900 - \$93,048
	261 days, 7.5 hours

Create:

Position Title/FTE	Salary Schedule/Range
Specialist, Options (1.0 FTE)	Classified
	Salary Schedule, WTCL, Range 56
	\$63,576 - \$85,145
	261 days, 7.5 hours

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

**Funding Source: General Purpose**

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

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



**[07-1248](#)**

**Application - Preliminary Single Subject Math Teaching Credential**

Approval by the State Administrator of Resolution No. 0708-0046 - Application to the Commission on Teacher Credentialing requesting one (1) Preliminary Single Subject Math Credential be issued to the following teacher for the 2007-2008 school year:

- Michael Raines, Preliminary Single Subject Math, EXCEL High School, Grades 9-12

**Attachments:**    [WEBxtender](#)

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



**[07-1250](#)**

**Provisional Internship Permit Renewals - Named Individuals**

Approval by the State Administrator of Resolution No. 0708-0047 - Supporting application to the California Commission on Teacher Credentialing for three (3) Provisional Internship Permit Renewals for one (1) elementary special day class; one (1) middle school physical education; and one (1) high school English to be issued to the individuals named below for the 2007-2008 school year:

- Kerri Gravette, Education Specialist, Deaf and Hard-of-Hearing, Non-Severely Handicapped  
Special Day Class, Franklin Elementary School
- Randy Taylor, Single Subject Physical Education, Urban Promise Academy, Grades 6-8
- Katherine Clarke Hines, Single Subject English, Skyline High, Grades 9-12.

**Attachments:**    [WEBxtender](#)

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



**[07-1251](#)**

**Elimination and Reclassification of Classified Positions - Financial Services Department**

Approval by State Administrator of Resolution No. 0708-0048 - Elimination and Reclassification of certain classified represented positions in the Financial Services Department as follows:

Financial Services Department

Elimination Of:

Position Title/FTE      Salary Schedule/Range

Account Clerk, Senior (5.0 FTE)

SEIU, Local 1021 White Collar

Salary Schedule, WTCL, Range 26

\$27,052 - \$36,278

12 months, 261 days, 7.5 hours

Reclassification To:

Position Title/FTE

Service Team Assistant I (2.0 FTE)

Salary Schedule/Range

SEIU, Local 1021 White Collar

Salary Schedule, WTCL, Range 38

\$36,278 - \$48,596

12 months, 261 days, 7.5 hours

Position Title/FTE

Service Team Assistant II (3.0 FTE)

Salary Schedule/Range

SEIU, Local 1021 White Collar

Salary Schedule, WTCL, Range 45

\$42,977 - \$57,614

12 months, 261 days, 7.5 hours

Elimination and Reclassification of these positions 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.**



**[07-1252](#)**

**Elimination and Creation of a Classified Management Position - Research, Evaluation and Assessment Department**

Approval by the State Administrator of Resolution No. 0708-0049 - Elimination and Creation of a certain classified management position in the Research, Evaluation and Assessment (REA) Department as follows:

Research, Assessment & Accountability

Elimination:

Position Title/FTE	Salary Schedule/Range
Executive Officer -	Classified Management Confidential
Research, Assessment & Accountability (1.0 FTE)	Salary Schedule, CFCA, Range 25 \$104,317 - \$133,146 261 days, 7.5 hours

Research, Evaluation and Assessment  
(formerly Research,  
Assessment & Accountability)

Create:

Position Title/FTE	Salary Schedule/Range
Director, Research, Evaluation and Assessment (REA)	Classified Management Confidential Salary Schedule, CFCA, Range 21 \$85,819 - \$109,534 261 days, 7.5 hours

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

**Funding Source: 75% General Purpose and 25% Economic Impact Aid (EIA)**

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

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



**07-1265**

**Creation of a Classified Management Confidential Position - Internal Auditor - Financial Services Department**

Approval by the State Administrator of Resolution No. 0708-0050 - Creation of a classified management confidential position in the Financial Services Department as follows:

Create:

Position Title/FTE	Salary Schedule/Range
Internal Auditor (1.0 FTE)	Classified Management Confidential Salary Schedule, CFCA, Range 19 \$77,840 - \$99,344 261 days, 7.5 hours

Creation of the 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.**



[07-1346](#)**Exemption Certification for Emergency Employment of Retired Member - Susan Woehrle**

Approval by State Administrator of Exemption Certification for Emergency Employment of Retired Member for Susan Woehrle, effective July 1, 2007 and authorizing filing of same with the California State Teachers' Retirement System.

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

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

## Complementary Learning

[07-1263](#)**Memorandum of Understanding (MOU) - Young Men's Christian Association - College Preparatory & Architecture Academy**

Approval by State Administrator of a Memorandum of Understanding with Young Men's Christian Association for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the 21st Century High School After School Safety and Enrichment for Teens (ASSETs) Grant Lead Agency at College Preparatory & Architecture Academy, for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$161,308.00 (maximum reimbursable amount).

**Funding Source: 21st Century High School After School Safety and Enrichment for Teens**

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

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

[07-1264](#)**Memorandum of Understanding (MOU) - Bay Area Community Resources - Bunche Academy**

Approval by State Administrator of a Memorandum of Understanding with Bay Area Community Resources for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the 21st Century High School After School Safety and Enrichment for Teens (ASSETs) Grant Lead Agency at Bunche Academy, for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$122,044.00 (maximum reimbursable amount).

**Funding Source: 21st Century High School After School Safety and Enrichment for Teens (ASSETs) Grant**

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

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

[07-1268](#)**Memorandum of Understanding (MOU) - Bay Area Community Resources - Dewey Academy**

Approval by State Administrator of a Memorandum of Understanding with Bay Area Community Resources for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the 21st Century High School After School Safety and Enrichment for Teens (ASSETS) Grant Lead Agency at Dewey Academy, for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$236,088.00 (maximum reimbursable amount).

**Funding Source: 21st Century High School After School Safety and Enrichment for Teens (ASSETS)**

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

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

[07-1269](#)**Memorandum of Understanding (MOU) - Bay Area Community Resources - Far West High School**

Approval by State Administrator of a Memorandum of Understanding with Bay Area Community Resources for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the 21st Century High School After School Safety and Enrichment for Teens (ASSETS) Grant Lead Agency at Far West High School, for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$100,546.00 (maximum reimbursable amount).

**Funding Source: 21st Century High School After School Safety and Enrichment for Teens (ASSETS)**

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

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

[07-1270](#)**Memorandum of Understanding (MOU) - Alternatives in Action - Life Academy**

Approval by State Administrator of a Memorandum of Understanding with Alternatives in Action for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the 21st Century High School After School Safety and Enrichment for Teens (ASSETS) Grant Lead Agency at Life Academy, for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$71,242.00 (maximum reimbursable amount).

**Funding Source: 21st Century High School After School Safety and Enrichment for Teens (ASSETS)**

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

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

[07-1271](#)**Memorandum of Understanding (MOU) - Young Men's Christian Association -**

**Mandela High School**

Approval by State Administrator of a Memorandum of Understanding with Young Men's Christian Association for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the 21st Century High School After School Safety and Enrichment for Teens (ASSETs) Grant Lead Agency at Mandela High School, for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$161,308.00 (maximum reimbursable amount).

**Funding Source: 21st Century High School After School Safety and Enrichment for Teens (ASSETs)**

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

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



**07-1272**

**Memorandum of Understanding (MOU) - Young Men's Christian Association - Media College Preparatory**

Approval by State Administrator of a Memorandum of Understanding with Young Men's Christian Association for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the 21st Century High School After School Safety and Enrichment for Teens (ASSETs) Grant Lead Agency at Media College Preparatory, for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$161,308.00 (maximum reimbursable amount).

**Funding Source: 21st Century High School After School Safety and Enrichment for Teens (ASSETs)**

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

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



**07-1273**

**Memorandum of Understanding (MOU) - East Bay Asian Youth Center - Oakland High School**

Approval by State Administrator of a Memorandum of Understanding with East Bay Asian Youth Center for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the 21st Century High School After School Safety and Enrichment for Teens (ASSETs) Grant Lead Agency at Oakland High School, for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$227,915.00 (maximum reimbursable amount).

**Funding Source: 21st Century High School After School Safety and Enrichment for Teens (ASSETs)**

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

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



**07-1274**

**Memorandum of Understanding (MOU) - Bay Area Community Resources - Oakland Technical High School**

Approval by State Administrator of a Memorandum of Understanding with Bay Area Community Resources for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the 21st Century High School After School Safety and Enrichment for Teens (ASSETs) Grant Lead Agency at Oakland Technical High School, for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$128,816.00 (maximum reimbursable amount).

**Funding Source: 21st Century High School After School Safety and Enrichment for Teens (ASSETS)**

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

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



**[07-1275](#)**

**Memorandum of Understanding (MOU) - Young Men's Christian Association - Robeson Visual and Performing Arts**

Approval by State Administrator of a Memorandum of Understanding with Young Men's Christian Association for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the 21st Century High School After School Safety and Enrichment for Teens (ASSETs) Grant Lead Agency at Robeson Visual and Performing Arts , for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$161,308.00 (maximum reimbursable amount).

**Funding Source: 21st Century High School After School Safety and Enrichment for Teens (ASSETS)**

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

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



**[07-1276](#)**

**Memorandum of Understanding (MOU) - Bay Area Community Resources - Rudsdale Continuation High School**

Approval by State Administrator of a Memorandum of Understanding with Bay Area Community Resources for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the 21st Century High School After School Safety and Enrichment for Teens (ASSETs) Grant Lead Agency at Rudsdale Continuation High School, for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$201,950.00 (maximum reimbursable amount).

**Funding Source: 21st Century High School After School Safety and Enrichment for Teens (ASSETS)**

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

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



**[07-1278](#)**

**Memorandum of Understanding (MOU) - Bay Area Community Resources - Street Academy**

Approval by State Administrator of a Memorandum of Understanding with Bay Area Community Resources for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the 21st Century High School After School Safety and Enrichment for Teens (ASSETS) Grant Lead Agency at Street Academy, for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$135,796.00 (maximum reimbursable amount).

**Funding Source: 21st Century High School After School Safety and Enrichment for Teens (ASSETS)**

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

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



**07-1279**

**Amendment No. 1 - Youth Together - Skyline High School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Youth Together to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the 21st Century Community Learning Center (21st CCLC) Program Grant Lead Agency at Skyline High School for the period of September 13, 2007 through June 30, 2008, in an amount not to exceed \$18,123.00, increasing the Agreement from \$106,260.00 to a not-to-exceed amount of \$124,383.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: 21st Century Community Learning Center**

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

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



**07-1280**

**Amendment No. 1 - Oakland Youth Chorus - Acorn Woodland Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Oakland Youth Chorus to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Acorn Woodland Elementary School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$28,163.00, increasing the Agreement from \$82,634.00 to a not-to-exceed amount of \$110,797.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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



**07-1281**

**Amendment No. 1 - Bay Area Community Resources - Bridges Academy**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Bay Area Community Resources to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Bridges Academy for the period of September 13, 2007 through June 30, 2008, in an amount not to exceed \$40,675.00, increasing the Agreement from \$87,834.00 to a not-to-exceed amount of \$128,509.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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



**[07-1282](#)**

**Amendment No. 1 - Higher Ground Neighborhood Development Corp. - Brookfield Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Higher Ground Neighborhood Development Corp to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Brookfield Elementary School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$34,405.00, increasing the Agreement from \$85,512.00 to a not-to-exceed amount of \$119,917.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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



**[07-1283](#)**

**Amendment No. 1 - AspiraNet - Coliseum College Preparatory Academy**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with AspiraNet to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Coliseum College Preparatory Academy for the period of September 13, 2007 through June 30, 2008, in an amount not to exceed \$83,024.00, increasing the Agreement from \$104,258.00 to a not-to-exceed amount of \$187,282.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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



**[07-1284](#)**

**Amendment No. 1 - East Bay Asian Youth Center - Franklin Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with East Bay Asian Youth Center to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Franklin Elementary School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$53,167.00, increasing the Agreement from \$145,861.00 to a not-to-exceed amount of \$199,028.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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



**07-1285**

**Amendment No. 1 - East Bay Asian Youth Center - Garfield Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with East Bay Asian Youth Center to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Garfield Elementary School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$62,897.00, increasing the Agreement from \$195,408.00 to a not-to-exceed amount of \$258,305.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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



**07-1287**

**Amendment No. 1 - Bay Area Community Resources - Glenview Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Bay Area Community Resources to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Glenview Elementary School for the period of September 13, 2007 through June 30, 2008, in an amount not to exceed \$18,965.00, increasing the Agreement from \$59,634.00 to a not-to-exceed amount of \$78,599.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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



**07-1289**

**Amendment No. 1 - Oakland Small Schools Foundation - International Community School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Oakland Small Schools Foundation to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant and 21st Century Community Learning Center (21st CCLC) Program Grant Lead Agency at International Community School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$88,781.00, increasing the Agreement from \$95,134.00 to a not-to-exceed amount of \$183,915.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety (ASES) and 21st Century Community Learning Center (21st CCLC)**

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

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



**07-1290**

**Amendment No. 1 - Bay Area Community Resources - Jefferson Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Bay Area Community Resources to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Jefferson Elementary School for the period of September 13, 2007 through June 30, 2008, in an amount not to exceed \$48,874.00, increasing the Agreement from \$82,084.00 to a not-to-exceed amount of \$130,958.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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



**07-1291**

**Amendment No. 1 - East Bay Asian Youth Center - La Escuelita Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with East Bay Asian Youth Center to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at La Escuelita Elementary School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$31,350.00, increasing the Agreement from \$91,934.00 to a not-to-exceed amount of \$123,284.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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



[07-1292](#)**Amendment No. 1 - Spanish Speaking Citizens Foundation - Lazear Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Spanish Speaking Citizens Foundation to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Lazear Elementary School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$39,974.50, increasing the Agreement from \$83,192.00 to a not-to-exceed amount of \$123,166.50 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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

[07-1293](#)**Amendment No. 1 - Oakland Asian Students Educational Services - Lincoln Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Oakland Asian Students Educational Services to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant and 21st Century Community Learning Center (21st CCLC) Program Grant Lead Agency at Lincoln Elementary School for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$19,802.88, increasing the Agreement from \$168,972.00 to a not-to-exceed amount of \$188,774.88 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety (ASES) and 21st Century Community Learning Center (21st CCLC)**

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

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

[07-1294](#)**Amendment No. 1 - Bay Area Community Resources - Madison Middle School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Bay Area Community Resources to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant and 21st Century Community Learning Center (21st CCLC) Program Grant Lead Agency at Madison Middle School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$116,415.00, increasing the Agreement from \$101,215.00 to a not-to-exceed amount of \$217,630.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety (ASES) and 21st Century Community Learning Center (21st CCLC)**

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

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



**07-1295**

**Amendment No. 1 - East Bay Asian Youth Center - Manzanita Community School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with East Bay Asian Youth Center to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Manzanita Community School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$92,104.00, increasing the Agreement from \$95,134.00 to a not-to-exceed amount of \$187,238.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety**

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

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



**07-1296**

**Amendment No. 1 - Bay Area Community Resources - Markham Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Bay Area Community Resources to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant and 21st Century Community Learning Center (21st CCLC) Program Grant Lead Agency at Markham Elementary School for the period of September 13, 2007 through June 30, 2008, in an amount not to exceed \$62,854.00, increasing the Agreement from \$89,284.00 to a not-to-exceed amount of \$152,138.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety (ASES) and 21st Century Community Learning Center (21st CCLC)**

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

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



**07-1297**

**Amendment No. 1 - Higher Ground Neighborhood Development Corp. - New Highland Academy**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Higher Ground Neighborhood Development Corp to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at New Highland Academy for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$22,877.00, increasing the Agreement from \$85,512.00 to a not-to-exceed amount of \$108,389.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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



**07-1298**

**Amendment No. 1 - Bay Area Community Resources - Peralta Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Bay Area Community Resources to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Peralta Elementary School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$25,103.00, increasing the Agreement from \$89,134.00 to a not-to-exceed amount of \$114,237.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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



**07-1299**

**Amendment No. 1 - East Bay Asian Youth Center - Roosevelt Middle School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with East Bay Asian Youth Center to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Roosevelt Middle School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$108,163.00, increasing the Agreement from \$206,238.00 to a not-to-exceed amount of \$314,401.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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



**07-1300**

**Amendment No. 1 - AspiraNet - Roots International Academy**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with AspiraNet to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Roots International Academy for the period of September 13, 2007 through June 30, 2008, in an amount not to exceed \$86,942.00, increasing the Agreement from \$104,258.00 to a not-to-exceed amount of \$191,200.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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



**07-1301**

**Amendment No. 1 - Bay Area Community Resources - Santa Fe Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Bay Area Community Resources to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant and 21st Century Community Learning Center (21st CCLC) Program Grant Lead Agency at Santa Fe Elementary School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$97,229.00, increasing the Agreement from \$81,934.00 to a not-to-exceed amount of \$179,166.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety (ASES) and 21st Century Community Learning Center (21st CCLC)**

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

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



**07-1302**

**Amendment No. 1 - AspiraNet - United for Success**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with AspiraNet to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at United For Success for the period of September 27, 2007 through June 30, 2008, in an amount not to exceed \$91,497.00, increasing the Agreement from \$111,923.00 to a not-to-exceed amount of \$203,420.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety**

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

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



**07-1303**

**Amendment No. 1 - Oakland Leaf - Urban Promise Academy**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Oakland Leaf to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant and 21st Century Community Learning Center (21st CCLC) Program Grant Lead Agency at Urban Promise Academy for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$19,835.00, increasing the Agreement from \$128,511.00 to a not-to-exceed amount of \$148,346.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety (ASES) and 21st Century**

**Community Learning Center (21st CCLC)****Attachments:** [WEBxtender](#)**This Matter was Adopted on the Consent Agenda.****07-1304****Amendment No. 1 - AspiraNet - Webster Academy**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with AspiraNet to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Webster Academy for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$29,705.00, increasing the Agreement from \$85,012.00 to a not-to-exceed amount of \$114,717.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety****Attachments:** [WEBxtender](#)**This Matter was Adopted on the Consent Agenda.****07-1305****Amendment No. 1 - Bay Area Community Resources - Whittier Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Bay Area Community Resources to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Whittier Elementary School for the period of September 13, 2007 through June 30, 2008, in an amount not to exceed \$41,933.00, increasing the Agreement from \$87,934.00 to a not-to-exceed amount of \$129,867.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety****Attachments:** [WEBxtender](#)**This Matter was Adopted on the Consent Agenda.****07-1306****Amendment No. 1 - Bay Area Community Resources - Fred T. Korematsu Discovery Academy**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Bay Area Community Resources to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Fred T. Korematsu Discovery Academy for the period of September 13, 2007 through June 30, 2008, in an amount not to exceed \$30,538.00, increasing the Agreement from \$8,395.00 to a not-to-exceed amount of \$38,933.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety****Attachments:** [WEBxtender](#)**This Matter was Adopted on the Consent Agenda.****07-1307****Amendment No. 1 - Bay Area Community Resources - Preparatory Literary Academy of Cultural Excellence**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Bay Area Community Resources to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant and 21st Century Community Learning Center (21st CCLC) Program Grant Lead Agency at Preparatory Literary Academy of Cultural Excellence for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$102,420.00, increasing the Agreement from \$81,934.00 to a not-to-exceed amount of \$184,354.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety (ASES) and 21st Century Community Learning Center (21st CCLC)****Attachments:** [WEBxtender](#)**This Matter was Adopted on the Consent Agenda.****07-1308****Amendment No. 1 - AspiraNet - Rise Community School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with AspiraNet to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Rise Community School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$24,931.00, increasing the Agreement from \$74,083.00 to a not-to-exceed amount of \$99,014.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety****Attachments:** [WEBxtender](#)**This Matter was Adopted on the Consent Agenda.****07-1309****Amendment No. 1 - Bay Area Community Resources - Sankofa Academy**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Bay Area Community Resources to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Sankofa Academy for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$70,351.00, increasing the Agreement from \$81,934.00 to a not-to-exceed amount of \$152,285.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety**

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

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



**07-1310**

**Amendment No. 1 - Bay Area Community Resources - Hoover Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Bay Area Community Resources to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant and 21st Century Community Learning Center (21st CCLC) Program Grant Lead Agency at Hoover Elementary School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$29,095.00, increasing the Agreement from \$79,913.00 to a not-to-exceed amount of \$109,008.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety (ASES) and 21st Century Community Learning Center (21st CCLC)**

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

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



**07-1311**

**Amendment No. 1 - Bay Area Community Resources - Esperanza Academy**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Bay Area Community Resources to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant and 21st Century Community Learning Center (21st CCLC) Program Grant Lead Agency at Esperanza Academy for the period of September 13, 2007 through June 30, 2008, in an amount not to exceed \$41,563.00, increasing the Agreement from \$8,395.00 to a not-to-exceed amount of \$49,958.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety (ASES) and 21st Century Community Learning Center (21st CCLC)**

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

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

**07-1312 Amendment No. 1 - Murphy & Associates - Bret Harte Middle School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Murphy and Associates to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant and 21st Century Community Learning Center (21st CCLC) Program Grant Lead Agency at Bret Harte Middle School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$109,408.00, increasing the Agreement from \$126,808.00 to a not-to-exceed amount of \$236,216.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety (ASES) and 21st Century Community Learning Center (21st CCLC)**

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

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

**07-1313 Amendment No. 1 - Higher Ground Neighborhood Development Corp. - Allendale Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Higher Ground Neighborhood Development Corp to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Allendale Elementary School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$56,880.00, increasing the Agreement from \$88,562.00 to a not-to-exceed amount of \$145,442.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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

**07-1314 Amendment No. 1 - Oakland Leaf - Ascend Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Oakland Leaf to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant and 21st Century Community Learning Center (21st CCLC) Program Grant Lead Agency at Ascend Elementary School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$13,919.00, increasing the Agreement from \$107,550.00 to a not-to-exceed amount of \$121,469.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety (ASES) and 21st Century Community Learning Center (21st CCLC)**

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



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



**07-1315**

**Amendment No. 1 - East Bay Asian Youth Center - Bella Vista Elementary School**

07-1315 Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with East Bay Asian Youth Center to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Bella Vista Elementary School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$32,335.00, increasing the Agreement from \$91,960.00 to a not-to-exceed amount of \$124,295.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

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

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



**07-1316**

**Amendment No. 1 - Bay Area Community Resources - Emerson Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Bay Area Community Resources to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant and 21st Century Community Learning Center (21st CCLC) Program Grant Lead Agency at Emerson Elementary School for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$86,044.00, increasing the Agreement from \$81,934.00 to a not-to-exceed amount of \$167,979.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety (ASES) and 21st Century Community Learning Center (21st CCLC)**

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

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



**07-1318**

**Amendment No. 1 - Oakland Small Schools Foundation - Encompass Academy**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with Oakland Small Schools Foundation to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Encompass Academy for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$22,310.00, increasing the Agreement from \$80,572.00 to a not-to-exceed amount of \$102,882.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

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

**Attachments:**    [WEBxtender](#)

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



**07-1319**

**Amendment No. 1 - AspiraNet - Piedmont Avenue Elementary School**

Approval by State Administrator of an Amendment No. 1 to the Memorandum of Understanding with AspiraNet to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety (ASES) Grant Lead Agency at Piedmont Avenue Elementary for the period of August 30, 2007 through June 30, 2008, in an amount not to exceed \$26,870.00, increasing the Agreement from \$79,812.00 to a not-to-exceed amount of \$106,682.00 (maximum reimbursable amount). All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: After School Education and Safety**

**Attachments:**    [WEBxtender](#)

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



**07-1320**

**Memorandum of Understanding (MOU) - Bay Area Community Resources - Lafayette Elementary School**

Approval by State Administrator of a Memorandum of Understanding with Bay Area Community Resources for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety Program (ASES) Grant Lead Agency at Lafayette Elementary School, for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$82,434.00 (maximum reimbursable amount).

**Funding Source: After School Education and Safety**

**Attachments:**    [WEBxtender](#)

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



**07-1321**

**Memorandum of Understanding (MOU) - Young Men's Christian Association - Cole Middle School**

Approval by State Administrator of a Memorandum of Understanding with Young Men's Christian Association of the East Bay for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety Program (ASES) Grant Lead Agency at Cole Middle School, for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$128,507.00 (maximum reimbursable amount).

**Funding Source: After School Education and Safety**

**Attachments:**    [WEBxtender](#)

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

[07-1322](#)**Memorandum of Understanding (MOU) - Bay Area Community Resources - Lockwood Elementary School**

Approval by State Administrator of a Memorandum of Understanding with Bay Area Community Resources for the latter to provide Tutoring, Arts, Recreation, Leadership and Family Literacy activities for the site's Comprehensive After School Program in the capacity of the After School Education and Safety Program (ASES) Grant Lead Agency at Lockwood Elementary School, for the period of November 1, 2007 through June 30, 2008, in an amount not to exceed \$89,982.00 (maximum reimbursable amount).

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

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

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

## Facilities

[07-1233](#)**Professional Services Agreement - ACC Environmental Testing - Emerson Elementary School Modernization Project**

Approval by State Administrator of Professional Services Agreement with ACC Environmental Testing, Oakland, CA, for the latter to perform limited bulk sampling of the suspect asbestos-containing material, floor black mastic, in the Child Development Center and the cementitious floor and adhesives in the toilet rooms at the Emerson Elementary School Campus in conjunction with the Emerson Elementary School Modernization Project for the period commencing July 1, 2007 and concluding no later than December 31, 2007 in an amount not-to-exceed \$1,190.00.

**Funding Source: General Obligation Bond-Measure B**

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

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

[07-1234](#)**Professional Services Agreement - ZG Planning & Design - Highland New Classroom Building Project**

Approval by State Administrator of Professional Services Agreement with ZG Planning & Design, San Francisco, CA, for the latter to provide programming, site planning, preparation of drawings and specifications for submission and approval by Division of State Architect and various other items described herein in conjunction with the Highland Child Development Center - Highland New Classroom Building Project for the period commencing September 18, 2007 and concluding upon completion of the desired services described herein, but no later than December 31, 2009 in an amount not-to-exceed \$402,000.00.

**Funding Source: General Obligation Bond-Measure B**

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

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

[07-1347](#)**Civic Center Department Facilities Use Handbook**

Adoption by State Administrator of Resolution No. 0708-0089 - Authorizing and Adopting a Civic Center Department Facilities Use Handbook in accordance with applicable law.

**Attachments:** [WEBxtender](#)  
[07-1347 - Civic Center Department Facilities Use Handbook.pdf](#)

*Director Gallo noted that organized users will need to go through a centralized permit process to use any classroom, cafeteria, conference room, gymnasium, baseball field or soccer field in the District. There is a fee involved for usage to cover custodial coverage, maintenance, security, land lighting costs. Tim White said this item addresses one of the FCMAT standards.*

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

[07-1350](#)**Small Construction Contract - Digital Design Communications - Cleveland Elementary School Modernization Project**

Approval by State Administrator of Small Construction Contract with Digital Design Communications, for the latter to install (1) 06 MM fiber cable from Main Distribution Frame (MDF) to Portable 1, install (1) 2 foot wall cabinet and new 3560 port switch in the portable, reinstall approximately 20 feet of existing 4000 wiremold and add (5) new data cables and other services, as described in the Scope of Work, in conjunction with the Cleveland Elementary School Modernization Project for the period commencing September 17, 2007 and concluding December 31, 2007, in an amount not to exceed \$14,980.00.

**Funding Source: General Obligation Bond-Measure B**

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

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

[07-1351](#)**Small Construction Contract - Eagle Electric - Cleveland Elementary School Modernization Project**

Approval by State Administrator of Small Construction Contract with Eagle Electric, for the latter to add surface Wiremold 700 in classrooms #9, 10, 11, and 12 (West Building); install eight (8) surface Wiremold 700 duplex receptables (2 per classroom); pull new #12 AWG wire to existing outlets within room, and other services, as described in the Scope of Work, in conjunction with the Cleveland Elementary School Modernization Project for the period commencing September 17, 2007 and concluding December 31, 2007, in an amount not to exceed \$3,750.00.

**Funding Source: General Obligation Fund-Measure B**

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

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

[07-1352](#)**Professional Services Agreement - SCA Environmental, Inc. - Webster Academy Portable Demolition Project**

Approval by the State Administrator of a Professional Services Agreement with SCA Environmental, Inc., for the latter to provide hazardous material abatement services on portables scheduled to be demolished at the Webster Academy site, for the period June 15, 2007 through August 1, 2007, in an amount not to exceed \$8,590.00.

**Funding Source: General Obligation Bond-Measure B**

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

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



**07-1353**

**Amendment No. 1 - Kleinfelder - Cleveland Elementary School Modernization Project**

Approval by State Administrator of Amendment No. 1 to Professional Services Agreement with Kleinfelder, Pleasonton, CA, for the latter to provide additional testing and inspection services requested by the Division of State Architect (DSA) for the Cleveland Elementary School Modernization Project in an additional amount not-to-exceed \$6,960.00, increasing the Agreement from \$6,987.00 to a not-to-exceed amount of \$13,947.00, and extending the end date from August 31, 2007 to December 31, 2007. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond-Measure B**

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

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



**07-1354**

**Amendment No. 2 - Architecture for Education - King Estates Small Schools Project**

Approval by State Administrator of Amendment No. 2 to Professional Services Agreement with Architecture for Education, Pasadena, CA, providing the latter reimbursement for DSA plan review fees and additional design services for lighting for the King Estates Small Schools Project in an additional amount not-to-exceed \$19,370.00, increasing the Agreement from \$269,550.00 to a not-to-exceed amount of \$288,920.00, and extending the end date from January 31, 2007 to December 31, 2007. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Fund-Measure A**

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

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



**07-1355**

**Small Construction Contract - Kudsk Construction - Lowell New Schools Project**

Approval by State Administrator of Small Construction Contract with Kudsk Construction, Berkeley, CA, for the latter to replace the sheet rock at the ceilings, install new ceiling tiles to match existing ones and provide seventeen (17) new light fixtures in Building A, Rooms 3 and 5 in conjunction with the Lowell New Schools Site for the period commencing September 1, 2007 and concluding December 31, 2007, in an amount not to exceed \$24,650.00.

**Funding Source: Deferred Maintenance**

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

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



**07-1356**

**Resolution - New Project Budgets - Small Schools Conversions - Named Schools**

Approval by State Administrator of Resolution No. 0708-0085 - Authorizing and approving New Project Budgets and Scope of Work for the Measure A Project for the Lockwood Small Schools Conversion, Lowell Small Schools Conversion, Webster Small Schools Conversion and the Whittier Small Schools Conversion, in the amount of \$171,719.00.

**Funding Source: General Obligation Bond-Measure A**

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

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



**07-1357**

**Professional Services Contract - ProTech Consulting & Engineering - Cleveland Elementary School Modernization Project**

Approval by the State Administrator of a Professional Services Agreement with ProTech Consulting & Engineering, Redwood City, CA for the latter to provide hazardous materials consulting services including: pre-work (baseline) air monitoring; pre-work containment inspections; asbestos and lead air monitoring during active asbestos/lead work; post-work inspections; post asbestos abatement air monitoring and project close-out for the Cleveland Elementary School Modernization Project, for the period January 30, 2007 through August 31, 2007, in an amount not to exceed \$16,980.00.

**Funding Source: General Obligation Bond-Measure B**

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

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



**07-1359**

**Resolution - Additional Project Budget - Measure B Projects - Cox Elementary School Portable Relocation Project**

Approval by State Administrator of Resolution No. 0708-0084 - Authorizing and approving Amendment No. 5 - One Additional Project Budgets and Scope of Work for Measure B Projects for architectural/engineering fees, Inspections, Main Construction, and Contingency Fee for the Cox Elementary School Portable Relocation Project, for a total amount of \$500,000.00.

**Funding Source: General Obligation Bond-Measure B**

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

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



**07-1360**

**Resolution - Project Budget Increase - Measure B Projects - Emerson Elementary School Modernization Project**

Approval by State Administrator of Resolution No. 0708-0079 - Authorizing and approving Project Budget Increase for the Emerson Elementary School Modernization Project in an amount of \$582,500.00, increasing the budget from \$3,695,000.00 to \$4,277,500.00, for reasons - architectural & engineering fees, main construction, contingency costs - delineated in said Resolution.

**Funding Source: General Obligation Bond-Measure B**

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

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



**07-1361**

**Small Construction Contract - Chain Link Fence & Supply - Lockwood Small Schools Project**

Approval by State Administrator of Small Construction Contract with Chain Link Fence & Supply, Livermore, CA, for the latter to supply and install a new seven (7) feet iron fence with eight (8) feet opening double swing gate at the Lockwood Small Schools Site for the period commencing September 1, 2007 and concluding December 31, 2007, in an amount not to exceed \$11,934.00.

**Funding Source: General Obligation Bond-Measure A**

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

*Director Dobbins asked if this fence is the one constructed in front of the school? If so, the principal and school community are grateful because it has increased the security at the school.*

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



**07-1363**

**Small Construction Contract - Chain Link Fence & Supply - Jefferson Elementary School Project**

Approval by State Administrator of Small Construction Contract with Chain Link Fence & Supply, Livermore, CA, for the latter to supply and install a new 115 inch opening by 7 feet high (115" x 7') double swing gate into existing fence at the Jefferson Elementary School Portable Replacement Project for the period commencing September 1, 2007 and concluding December 31, 2007, in an amount not to exceed \$1,150.00.

**Funding Source: General Obligation Bond-Measure B**

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

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



**07-1358**

**Resolution - Additional Project Budgets - Measure B Projects - Health Centers at Named Schools**

Approval by State Administrator of Resolution No. 0708-0083 - Authorizing and approving Amendment No. 4 - Five Additional Project Budgets and Scopes of Work, \$4,100.00 each for architectural/engineering fees for Calvin Simmons, Madison, Havenscourt, Cole, and Roosevelt Middle Schools Health Centers, for a total amount of \$20,500.00.

**Funding Source: General Obligation Bond-Measure B**

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

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

## Fiscal



**07-1317**

### **Professional Services Agreement - Education Resource Strategies - Expect Success**

Approval by the State Administrator of a Professional Services Agreement with Education Resource Strategies, for the latter to provide consultants to help with Expect Success projects, in the areas of financial and personnel data analysis, resource reallocation opportunities, and data inquiry tools for site administrators in an amount not to exceed \$123,000.00.

**Funding Source: Expect Success**

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

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



**07-1323**

### **Professional Services Agreement - Kelling, Northcross & Nobriga ("KNN") - Financial Advisor to District**

Approval by the State Administrator of a Professional Services Agreement with Kelling, Northcross & Nobriga, a Division of Zions First National Bank ("KNN"), for the firm to serve as Financial Advisor to the District performing the services as specified in Agreement (Exhibit A), - bond transactions and consultant services for non-transactions - for the period July 1, 2007 through June 30, 2008, at a cumulative cost not-to-exceed \$105,000.00.

**Funding Source: General Purpose; General Obligation Bond-Measure B**

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

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

## State Administrator and/or Board of Education



**07-1336**

### **Minutes - State Administrator and/or Board of Education - Joint Regular Meeting - October 10, 2007**



Ratification by State Administrator of the joint State Administrator and Board of Education Regular Meeting Minutes of October 10, 2007, except that portion of Legislative File 07-1222 - Board of Education Minutes, September 26, 2007 and sections Q -Board of Education; S; and U (lack of Board quorum) , prepared by Secretary and staff shortly after said meeting.

**Attachments:** [Webxtender](#)  
[07-1336 - State Administrator and/or Board of Education - Joint Meeting Minutes - October 10, 2007 \(Board lacked Quorum\)](#)

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

## Passed The General Consent Report

**A motion was made by Vincent Matthews, seconded by Vincent Matthews, 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 - Vincent Matthews  
Nay: 0  
Recused: 0  
Absent: 1 - David Kakishiba  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

## Statement by Vice President of Board Regarding David Kakishiba

*Vice President Spearman read the following statement into the record:*

*On or about October 17, 2007, President David Kakishiba informed the District that he had received letters of complaint made against him for the allegations of unethical conduct. The specific allegations are that the East Bay Asian Youth Center, an East Bay nonprofit of which President Kakishiba serves as the Executive Director, took an advocacy position on the proposed development of certain property in Oakland, and that President Kakishiba used his position as a member of the Board to cause fliers opposing the project to be sent home with students at unnamed schools. President Kakishiba denies that he has committed any unethical conduct. At the direction of Vice President of Board pursuant to Board Bylaw 9012, the General Counsel's Office has retained an independent investigator to examine the allegation. Upon receipt of the investigator's report, the Board will take appropriate action, if any is required. The Board will have no further comment on this matter during the investigation.*

## R. Unfinished Business

## Roll Call (Secretary's Observation)

*President David Kakishiba present at 8:59 P.M.*

**Roll Call:** Present: Kerry Hamill, Gregory Hodge, Gary Yee, Noel Gallo, Christopher Dobbins, Alice Spearman, David Kakishiba and Vincent Matthews  
Absent: ShaCora Cowart and Markeshia James

## Fiscal



### 07-1206

#### **Chief Financial Officer Employment Contract - Leon Glaster - Financial Services**

Approval by State Administrator of Chief Financial Officer Employment Contract Between the District and Leon Glaster, for the latter to serve in the position as Chief Financial Officer, for the period October 1, 2007 through September 30, 2008, for a cumulative contact amount not to exceed \$176,015.00.

**Funding Source: General Purpose**

**Attachments:** [WEBxtender](#)  
[07-1206 - Chief Financial Officer Consulting Contract - Leon Glaster - Financial Services \(Version 1 - Tabled\).pdf](#)  
[Chief Financial Officer Employment Contract.pdf](#)

*Director Hamill asked about the terms of the contract. Interim State Administrator Matthews said it is a full-time contract.*

*Public Speaker:*

*Jim Mordecai stated he originally opposed this item because he thought it was a consultant contract and due to the possible non-withholdings to the IRS.*

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

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Vincent Matthews  
Nay: 0  
Recused: 0  
Absent: 0 - ShaCora Cowart and Markeshia.James  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

## State Administrator

**07-1150 Amended Board Policy - Instruction - BP 6153 - Field Trips and Excursions**

Adoption by State Administrator of Amended Board Policy - Instruction - BP 6153 - Field Trips and Excursions.

**Attachments:** [WEBxtender](#)  
[07-1150 - Amended Board Policy - Instruction - BP 6153 - Field Trips and Excursions.pdf](#)

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

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Vincent Matthews  
Nay: 0  
Recused: 0  
Absent: 0 - ShaCora Cowart and Markeshia.James  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

## Board of Education

**07-1158 Annual Statement of All Receipts and Expenditures of the District - 2006-2007 Fiscal Year (Unaudited Actuals) (Closing of the Books)**

Board Continued Discussion with Administration of Financial Status of District including the Annual Statement of All Receipts and Expenditures of the District for the 2006-2007 Fiscal Year (Unaudited Actuals), (aka, Closing of the Books).

**Attachments:** [WEBxtender](#)  
[07-1158 - Annual Statement of All Receipts and Expenditures of the District - 2006-2007 Fiscal Year \(Staff Responses To Board Members Questions\).pdf](#)

*Leon Glaster, Chief Financial Officer, provided a five-page response to specific questions to the September 12 Unaudited Actual Report. District Secretary Rakestraw stated the document is available on the District's web page.*

*Director Yee stated he and Director Hodge agree that this item would be more suitable for the State Administrator. President Kakishiba repeated his earlier statement that the General Counsel believes the previous board policy is not under the jurisdiction of the School Board. The item tonight relates to board questions raised at the September 26 Board Meeting.*

*Vice President Spearman asked what is our actual daily balance? What is our cash balance? What is our monthly cash balance? Mr. Glaster said he has a cash flow document that can be provided at the next meeting. It will show the cash balance based on a monthly basis and is tied to staff payroll. It has the breakdown of current obligations and current money in the bank and shows the cash flow. Vice President Spearman said she*

would like to know how much cash we have brought in and how much cash we have expended for the period August, September and October and a projection for income and how much we expend.

Director Yee requested an assessment of the amount of staff time that these kinds of ad hoc requests require. If this is something that Mr. Glaster does in the normal course of his work and he has the numbers, that is one thing. If, on the other hand, this is a special case, then we have to evaluate it with all the other requests. We are just going through a process of recovering governance and he would like to be cognizant of respect of staff time.

Director Yee asked if all available funds to schools sites are at the sites? Mr. Glaster said all money and grant funds that we are aware of are currently at the sites.

Director Hamill asked if this is budgeting that Mr. Glaster sees commonly where the percentage of overall budget gets unexpended by the end? What is his advice for ensuring that it does not happen on a routine basis? Mr. Glaster said every District he has worked in has had the issue of carryovers. It relates to the timing of the arrival of the funding and it gets into the hands of the site late. There has been a concerted effort here to develop a comprehensive process to spend money more effectively.

In response to Director Hamill regarding carryover, Brad Stam, Chief Academic Officer, said the carryover has been loaded early and coincides with the Fall revision of the site plans which allows for the alignment of resources to the revisions in the school activity based upon the Fall data that arrived in August. We are planning to significantly reduce the carryover this year. We will also ensure the Network Officers and Fiscal Associates work with the sites to encumber the funds earlier in the year as well.

Interim State Administrator Matthews said one of the first things Mr. Glaster attacked when he came in was putting money into the hands of schools as quickly as possible. Over a month's time we have gotten money into the hands of schools.

Director Hamill asked staff to monitor the level of expenditures at school sites versus budgeted and downtown the same way. Mr. Glaster said that is one of the priorities of the new budget director.

Vice President Spearman asked if the District received a "ding" by the State for an excessive carryover in Title I? Mr. Glaster said "No." Vice President Spearman asked if more of the money was reapportioned back to the school sites or were the funds kept in Central Administration? Mr. Glaster said he would review data. The money at school sites followed the children and the carryover would go back to the sites. If it was at Central Administration, the funds would be prioritized and rebudgeted based on the goals and direction of the organization.

Vice President Spearman said she is in the Masters in Governance class at CSBA and she just finished the financial piece in September. One of the items they drilled into them was to find out the cash flow every month at their respective districts. Mr. Glaster said we do track that and we do have the report. He will share the report at the next board meeting.

President Kakishiba asked about the status on the long-term debt. Do our COPs have a higher interest rate than our State loan? Mr. Glaster said our COPs have a much higher

interest rate. The COPs rate is a competitive rate to the banks and is tied to our BBB credit. President Kakishiba asked staff to consider using the \$35,000,000 draw-down to pay off the COPs. Mr. Glaster said the only direction for the money was to use the funds for IFAS and technology upgrades. President Kakishiba said it would save us \$2.6 million a year.

President Kakishiba asked if there is any information in the report that the Board should be alerted to? Mr. Glaster said we are in the middle of a deep analysis of all the budgets and he is working diligently on the First Interim Report. President Kakishiba said it is his understanding that at the time of interim budget reports that there would be a report on cash flow and they go hand in hand. He requested a follow up at the debriefing. President Kakishiba reiterated Director Yee's concern about board members making lots of requests for information. We did settle on a process with the State Administrator in that the requests received from Board Members at Board Meetings will be debriefed.

#### **Discussed and Closed**



#### **07-1162**

#### **Board Policy - Students - BP 5116.1 - Intradistrict Open Enrollment**

Annual Review by Board of Education and Adoption of amended Board Policy - Students - BP 5116.1 - Intradistrict Open Enrollment, if required.

#### **RECOMMENDATION**

That the Board adopt the following motion regarding this annual review of Board Policy 5116.1 - Intradistrict Open Enrollment.

The Board, upon recommendation of staff, finds and declares, upon its annual review of Board Policy 5116.1 - Intradistrict Open Enrollment, that the current policy meet current needs of District, is consistent with law and needs no amendment or change at this time.

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

[07-1162 - Board Policy - Students - BP 5116.1 - Intradistrict Open Enrollment.pdf](#)

[07-1162 - Board Policy - Students - BP 5116.1 - Intradistrict Open Enrollment \(v2\).pdf](#)

*Kirsten Vital, Chief of Accountability, stated the intent of the Options Process was an equity strategy to allow access to families to exercise a choice in the educational program for their child. She hired new staff in August in the Family and Community Office to support her in the process. Renato Almanzor, Director of the Family and Community Office, was introduced. Dr. Almanzor provided a brief history of the enrollment process. For the past ten years, although the District has attempted to place a child into the neighborhood school, there have been years of operating within a megaboundary situation, due to space, not enough teaching stations, teacher contractual maximums, OEA contract, class size reduction maximums and underperforming issues now being considered under Program Improvement status. Since 1997 the Coordinator of the Student Assignment Office worked with principals to identify space, capacity and establishing a window period for parents to submit applications to attend schools out of their attendance areas. In 2002 when NCLB was enacted, we incorporated Program Improvement notices into the process to the families. In 2004 the first Options Fair was conducted because of the impact of the small school movement. For the 2006-07 year we enacted a K-12 process for the entire City and since then it has been increasingly successful.*

*Dr. Almanzor talked about issues with the megaboundary enrollment. Our current policy has neighborhood first, siblings second. Some of the families are recognizing that because of high mobility rates, siblings are ending up in different schools and they want siblings prioritized over the neighborhood priority. We are working as well with the increase of Kindergarten from half day to full day. A few years ago, the Kindergarten spaces offerings were reduced and those are some of the issues being addressed.*

*Dr. Almanzor said staff is also working on the assignments process. The challenge is the lack of public access to information and participation. In some areas in Oakland, families are unaware of deadlines and processes in the assignment process for our schools and programs. Even when they are in the process, some families lack an understanding of the waiting list, capping priority and lottery decision processes. Our Work Plans this year will address those two issues. Regarding ISSUE NO. 1, the Portfolio Management Office will review attendance changes as a possible solution to focus schools targeted for enrollment issues, such as overcrowding. They will be making recommendations of any boundary adjustments for 2008-09 on December 12.*

*Regarding ISSUE NO. 2, we are implementing an Options Procedures Workshop in areas that normally do not participate. We are continuing to work with Family Advocates, Head Start, as well as Alameda County, First Five, and Bananas.*

*Finally, we are addressing Issues 1 and 2 by having meetings in November and December with principals to discuss possible changes for the 2009-10 school year enrollment process.*

*Ms. Vital said we know there are challenges we need to solve and administrative regulations. We need the time to look at the data and do the analysis. We are suggesting that work continue in order to go through this Options Window, then potentially make recommendations to the Board around policy changes for next school year.*

*Director Yee said this policy is fundamental to our work as school board members. The notion of choice and boundaries are fundamentally political decisions based upon knowledge of neighborhoods and communities. He would be protective of the Board's responsibility to make an intelligent decision on this. He asked that no action be taken on the item tonight. Having attended most of the Options Fairs, Director Yee said the emphasis on CHOICE over QUALITY is undermining the possibility of neighborhood schools being places where neighborhood people want to go. This policy cannot be considered without looking at school quality at the same time. The OPTIONS POLICY is undermining the quality of many of our neighborhood schools by drawing enrollment away from schools that have lower APIs which then forces those schools to consolidate classes and eliminate teachers who are sometimes the least experienced, least senior teachers. It results in a vacancy chain phenomenon caused by parents having the most access to mobility and transportation investing, tend to enroll their kids into schools which are already high performing. He said CHOICE is not as informed as we think. Some principals at the OPTIONS FAIRS are very proud of their hidden jewels and generally those are schools were nobody knows where they are. Program Improvement schools are also required to be at the OPTIONS FAIRS. How do they compete with a school like Think College Now which has a bright new building and a new faculty?*

*Director Yee said the second category are those principals who are at high performing, high impacted schools. They also have to attend the OPTIONS FAIRS and promote the*

*excellence of their schools. To what end? Are there actually options for parents to apply to get into those schools? It creates a natural sense of discouragement.*

*Director Yee asked if the principals have any say on the central office OPTIONS POLICY when Central Office assigned students to their schools. When can a school make their own decisions regarding mixed enrollment classes and multi-age classes? It is not clear where central office decisionmaking begins and ends and where site decisions begin and end. He does not believe that the traditional schools have the opportunity to make thoughtful intelligent instructional decisions. He would like to hold the sites accountable for those decisions along with their Executive Officers to ensure a quality experience for every kid no matter what school.*

*Director Yee said he is not prepared to adopt any CHOICE policy or any options policy which does not have an equal emphasis on school quality.*

*Director Dobbins talked of the impact freeways have had on our schools in dividing up the City in certain areas--hills schools and heartland schools. Choice provides an options for people to move out and attend other schools. We have declining enrollment. There are some challenges with the Options process and it is a very difficult issue.*

*Director Hamill stated the District has always had a CHOICE program. Schools do a great job of selling themselves. Information should be front and center on the District web site and people should be looking for schools very early on. Families who live across the street from a school are not guaranteed a spot in the school because the siblings of other people are there. We need to be crystal clear on the rules and the rules need to be administered very fairly. She has noticed over the last couple of years that more neighborhood families are sending their children to Piedmont Avenue School. The parents understand the CHOICE policies have made it more difficult to enroll in another schools unless the family is low income. She requested clarification on the rules and categories.*

*Ms. Vital said the practice for the past couple of years has been neighborhood sibling, Program Improvement status, then open lottery. There are challenges within that and beyond that. In some schools, there are not enough slots for all of the children who live in the neighborhood. The District has used the megaboundary practice to redirect students from a school that is full to another school. In the current process, though, last year 83% of Kindergarten families got in, there still is 17% that did not get in and the process was not clear. There were over 900 appeals last year, including siblings with different last names who were not counted as siblings. She suggested doing an analysis for potential policy changes and clarifying the guidelines in order to be transparent.*

*Director Hamill asked why the policy does not explicitly state the current priorities of Sibling, Program Improvement Status, and Lottery Practice? Ms. Vital said an administrative regulation would be an appropriate place for specificity. We need to see if this is working for our families. As we get the OPTIONS brochures in, she wants to run the data to see if we had sibling first in order to understand what happens depending on priority. It is not as specific as it needs to be and there are a lot of practices which are not in writing for families and that needs to change.*

*Director Hamill said the Board Policy does not mean much to her as she reads it. She could not apply it, nor could she sit in a meeting and answer people's question about*

*whether they are going to get in or get rerouted. She is unsure of the value of it.*

*Vice President Spearman said unless we get some specificity in the policy, she cannot support the policy tonight. Her daughter actually thought that if she did not fill out the OPTIONS FORM, that her child would be attending the neighborhood school. Instead, her child was directed to a school across town. We need to advertise the enrollment priorities because many parents still think the old regulations are still in use; that if a parent wished to enroll in a school other than the neighborhood school, the parent would fill out a form, and if they did not, the child would attend the neighborhood school. Before we go through the OPTIONS, the District needs to be specific, because of the parents who are unaware of new enrollment procedures.*

*Public Comment:*

*Brian Marion, parent, Crocker Highlands Elementary, said the flip side of the equity access for CHOICE is the constitutional challenge the District will suffer if the policy is approved tonight. If the District constantly changes the paradigms in the District, the parents are going to lose trust in the District. The Options Fair is being held on December 7 and 8, but the boundaries will not be set until December 12. He is concerned about the procedure, process and appeals.*

*President Kakishiba said he finds the policy explicit. He heard a different policy by staff. He is concerned about the implementation being in line with the current policy.*

*Director Yee said he would be in favor of tabling the policy as he has problems with the intent and implementation.*

*District Secretary Rakestraw said this is our current policy. Director Hamill said we are not implementing anything close to our current policy. The policy is very explicit about our priorities. It is not a good idea to have the policy on the books when it has no relationship to the priorities the District is implementing.*

*President Kakishiba said this could conceivably be our operational expectation in the Coherent Governance monitoring model. We could ask staff to present a compliance report to the policy either on the current practice and/or the existing policy and any recommendations for changes. There are a lot of parents involved in the schools in all seven districts that have raised concerns to the Board. It might be worth the effort to have a community task force to weigh in on this and look at the evaluation and consider changes to the policy.*

*Director Yee said the larger issue is the quality choice issue. We should remove the language regarding caring about families' diverse needs and interests if we are not serious about it and call it a school choice policy and define the choices. We should be able to create some rules around overcrowding and space considerations; and balance space considerations with quality and choice as the three principles of this policy. He would be in favor of setting aside in any school a number of spaces for a lottery of choice for high demand schools.*

*President Kakishiba asked Directors Yee and Hamill to form an ad hoc committee to develop a Resolution for this policy by November 28th. Director Hamill asked staff to*



*clarify how a totally different policy got created and implemented. Where did the priorities come from? Who created them? Why didn't staff bring the Board a policy document of what they did?*

**Tabled to a Date Certain**



**07-1335**

**Minutes - State Administrator and/or Board of Education - Joint Regular Meeting - September 26, 2007**

Ratification by Board of Education of its portion of the Minutes of September 26, 2007, of the joint meeting Minutes of the State Administrator and/or Board of Education, prepared by Secretary and staff shortly after said joint meeting.

**Attachments:** [Webxtender](#)  
[07-1335 - Board of Education Portion of Joint Meeting Minutes of September 26, 2007](#)

**A motion was made by Alice Spearman, seconded by Christopher Dobbins, that this matter be Adopted. The motion carried by the following vote:**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 7 - Kerry Hamill, Gregory Hodge, Gary Yee, Noel Gallo, Christopher Dobbins, Alice Spearman and David Kakishiba  
Nay: 0  
Recused: 0  
Absent: 0 - ShaCora Cowart and Markeshia.James  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

## S. New Business

### Fiscal



**07-1286**

**Amended Board Policy -- Business and Non-instructional Operations - BP 3430 - Investment of District Funds**

Adoption by State Administrator of Amended Board Policy - Business and Non-Instructional Operations - BP 3430 - Investment of District Funds.

**Attachments:** [WEBxtender](#)  
[07-1286 - Board Policy 3430 - Investing.pdf](#)

*Vice President Spearman asked about philosophical disagreements with this policy, i.e., divesture of funds out of South Africa? Would we be able to say that and ensure that it is done under this policy? Mr. Glaster said we have money invested with the County Treasurer and in Sacramento.*

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

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Vincent Matthews  
Nay: 0  
Recused: 0  
Absent: 0 - ShaCora Cowart and Markeshia.James  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

## Community Accountability



**07-1326**

### **Amended Board Policy 0420.4 - Charter Schools - Philosophy, Goals and Objectives**

Adoption by the State Administrator of Amended Board Policy 0420.4 - Charter Schools - Philosophy, Goals and Objectives.

**Attachments:** [WEBxtender](#)  
[07-1326 BP - Philosophy, Goals and Objectives - Charter Schools.pdf](#)

*Vice President Spearman said there were modifications to language which were accepted by staff. She has not seen anything in writing. District Secretary Rakestraw said the changes are on the District's web site.*

*Later in the discussion, Vice President Spearman acknowledged, as she had requested, language in the draft policy that speaks to parent complaints from charters and whether the District shall provide technical assistance before a charter is granted.*

*Public Comment:*

*Jim Mordecai said charter schools are in competition with traditional public schools. He supports the change, but he does not support charter schools.*

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

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Vincent Matthews  
Nay: 0  
Recused: 0  
Absent: 0 - ShaCora Cowart and Markeshia.James  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

## Board of Education



### 07-1332 Quarterly Report - Williams Uniform Complaints - October 2007

Adoption by the Board of Education of the October 2007 Quarterly Report(s) on Williams Uniform Complaints.

**Attachments:** [WEBxtender](#)  
[07-1332 - Quarterly Report - Williams Uniform Complaints - October 2007.pdf](#)

*Gabriel Valenzuela, Ombudsman, reviewed the October quarterly report on Williams Uniform Complaints. During the last three months, the District had a total of 11 complaints involving instructional materials, teacher vacancies and facility conditions. All complaints have been resolved.*

*Director Dobbins asked how the issue of the unsanitary kitchen at Sherman is being resolved? Mr. Valenzuela said the principal and staff would like a new kitchen. Tim White, Assistant Superintendent of Facilities, said the complaint related to the type of sink in the kitchen. We are going to work with Food Services regarding the type of modifications to accommodate the kitchen.*

*Director Yee asked about remedying the problem as reported in Williams complaints? Mr. Valenzuela said if there is a teacher vacancy, the resolution is the posting of the position. We are required to remedy the problem within 30 days and provide a response to the complainant within 45 days. Parents have the right to file a Williams complaint if there is a teacher vacancy.*

*Director Hamill said all Board Members received a packet of information listing a number of complaints from Public Advocates. She asked staff to send Board Members a follow-up memo that addresses the issues. Mr. Valenzuela said staff is working on a response and Board Members would receive a copy of the response. District Secretary Rakestraw said the General Counsel is also involved in the response to Public Advocates because of possible litigation.*

*Director Hamill asked if someone has a vent structure in their classroom and the air comes out at a decibel level that is so loud that they cannot hear the students or themselves teach--would that condition qualify under a Williams Complaint? Mr. Valenzuela said it may if it is disrupting the learning environment.*

*Vice President Spearman asked if the allegations by Public Advocates are considered complaints? Mr. Valenzuela said they are and will be included in the next Quarterly Report.*

**A motion was made by Noel Gallo, seconded by Kerry Hamill, that this matter be Adopted. The motion carried by the following vote:**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 5 - Gregory Hodge, Gary Yee, Noel Gallo, Christopher Dobbins and David Kakishiba

Nay: 2 - Kerry Hamill and Alice Spearman  
Recused: 0  
Absent: 0 - ShaCora Cowart and Markeshia.James  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**07-1365****Board Member Meeting Attendance Absence Findings and Compensation**

Adoption by Board of Education of Resolution No. 0708-0114 - Board Member Meeting Attendance Absence Findings and Compensation.

**Attachments:** [WEBxtender](#)  
[07-1375 - Board Member Meeting Attendance Absence Findings and Compensation.pdf](#)

*Jim Mordecai said the Board should be held responsible for not attending meetings which is being done to a certain extent. He asked about the type of benefits that board members receive and the pay that they receive.*

*Director Hodges asked about the categories for being ill, being on District business, absence due to hardship being acceptable by the Board. What is that supposed to be? His missed meetings were due to work obligations. He considers his employment a hardship. He also stated Board Members do not receive compensation for many community meetings. All of a sudden there is scrutiny about Board Member attendance and it does not encourage people to serve on the School Board. He requested a response as to what is meant by absence due to hardship being acceptable by the Board. Are cases going to be reviewed case by case? District Secretary Rakestraw said absence due to hardship is listed in the Education Code, but there is no case law on it.*

*Director Hodge said in December he will be required to make a choice between attending a work related matter on the national project for black boys in Chicago at a time when a Board retreat is scheduled on a FCMAT report. We need clarification on amount deducted for number of board meetings held.*

*President Kakishiba asked all Board Members to e-mail their definition of "hardship" with the results being presented at the next Board meeting. District Secretary Rakestraw said nothing has been deducted yet and the question to General Counsel would be whether or not it could be retroactively applied.*

**A motion was made by Alice Spearman, seconded by Kerry Hamill, that this matter be Adopted. The motion carried by the following vote:**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 7 - Kerry Hamill, Gregory Hodge, Gary Yee, Noel Gallo, Christopher Dobbins, Alice Spearman and David Kakishiba  
Nay: 0  
Recused: 0  
Absent: 0 - ShaCora Cowart and Markeshia.James  
Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

## T. Introduction of New Matter



[07-1371](#)

### **Leadership Public Schools - College Park - Petition and Proposed Charter (Renewal)**

Presentation of Leadership Public Schools - Petition and Proposed Charter (Renewal)

**Attachments:** [Document\(s\)](#)  
[07-1371 - Leadership Public Schools - College Park - Petition and Proposed Charter \(Renewal\).pdf](#)

*Kwasi Reed, Dean of Students, LPS College Park, submitted a charter renewal to the District. Five additional copies of the documents will be sent to the District tomorrow.*



[07-1372](#)

### **Aspire Public Schools - Millsmont Secondary Academy - Petition and Proposed Charter**

Presentation of Aspire Public Schools - Millsmont Secondary Academy - Petition and Proposed Charter.

**Attachments:** [Document\(s\)](#)  
[07-1372 - Aspire Public Schools - Millsmont Secondary Academy - Petition and Proposed Charter \(Renewal\).pdf](#)

*Gloria Lee, Aspire Public Schools, said the school has two campuses in East Oakland-Millsmont Academy that are operating under a single K-12 charter that was approved in 2004. They have been talking with District staff about the administrative benefits of having each of the campuses operate under its own separate charter. A charter petition was submitted to enable them to operate each campus under a separate charter.*



[07-1373](#)

### **East Bay Conservation Corps Civicorps Schools - Civicorps Middle School - Petition and Proposed Charter**

Presentation of East Bay Conservation Corps Civicorps Schools - Civicorps Middle School - Petition and Proposed Charter

**Attachments:** [Document\(s\)](#)  
[07-1373 - East Bay Conservation Corps Civicorps Schools - Civicorps Middle School - Petition and Proposed Charter.pdf](#)

*Venessa Flynn submitted charter petition on behalf of the East Bay Conservation Corps for a middle school. The East Bay Conservation Corps will be changing its name to CIVICORPS SCHOOLS. An explanation is included with their charter petition.*

**07-1404**

### **Board Quorum**

Board Meetings Not Gaining a Quorum Count Against the Pay of All Board Member Not in Attendance. Amendment to BB 9250.

*Jim Mordecai presented this item.*

**07-1405 Board ByLaw 9323**

Board Bylaw 9323 amended by striking the word "may" and substituting the word "will" whenever it appears in the BB 9323 beginning "Four members shall constitute a quorum...";.

*Jim Mordecai presented this item.*

**07-1406 Chairing Joint Meetings**

Request a Board Bylaw be written limiting Board Members from Chairing Joint Meetings of State Administrator and Board of Education when a Board Quorum does not Exist.

*Jim Mordecai presented this item.*

**U. Report of Regular Board Members**

*Director Dobbins reported that he visited all 19 schools in District 6 today. There is a community meeting scheduled at Burckhalter Elementary School Monday, November 5, regarding potential school closures. There are meetings scheduled for Explore Middle School for this Saturday and November 15th. Coliseum College Prep is having a fundraiser on November 14th at Lukka's Restaurant. Skyline had a tremendous College Information Night which was attended by many students. Director Dobbins said he visited Indiana for the We the People Center for Civic Education Development Training Program.*

**V. Adjournment**

*President Kakishiba adjourned the meeting at 10:35 P.M.*

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

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