

# Oakland Unified School District

Board of Education  
Paul Robeson Building  
1025 2nd Avenue, Suite 320  
Oakland, CA 94606-2212  
(510) 879-8199 Voice  
(510) 879-8000 Fax  
(510) 879-8739 TTY/TDD  
boe@secmail.ousd.k12.ca.us



## AMERICANS WITH DISABILITIES ACT COMPLIANCE

Individuals requiring a reasonable accommodation to participate in meetings other than handicapped access, should notify the Office of the Board of Education seventy-two (72) hours prior to the meeting at either (510) 879-8678 (VM); or boe@secmail.ousd.k12.ca.us (E-Mail); or (510) 879-8739 (TTY/TDD); or (510) 879-8000 (Fax).

## Agenda (Long)

**Wednesday, April 13, 2005**

**4:00 PM**

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

## State Administrator and/or Board of Education

*Randolph E. Ward, Ed.D.*  
*State Administrator*  
*and/or*

*President Gary Yee and Vice President David Kakishiba*  
*Directors: Kerry Hamill, Gregory Hodge, Noel Gallo, Dan Siegel, Alice Spearman*  
*Student Directors: Anne Chiang and Brytteni Floyd-Mayo*  
*Staff: Edgar Rakestraw, Jr., Secretary, Board of Education*

- A. Call To Order**
  
- B. Roll Call**
  
- C. President's or State Administrator's Statement Disclosing Item(s)  
To Be Discussed In Closed Session Today**
  
- D. Closed Session Item(s)**

**Labor Matter**

**05-0268 Conference With Labor Negotiators**

United Administrators of Oakland Schools (UAOS), Service Employees International Union-Local 790 (SEIU), Oakland Education Association (OEA), Oakland Child Development Paraprofessional Association (OCDPA), American Federation of State, County and Municipal Employees- Local 257 (AFSCME), Brotherhood of Teamsters, Auto Truck Drivers- Local 70 of Alameda County, Brotherhood of Teamsters, Warehouse, Mail Order, Retail Employees- Local 853 of Alameda County, American Federation of Teachers/CFT-Local 771 (AFT), Building and Construction Trades Council of Alameda County.

**Legal Matter(s)**

- 05-0102      Conference With Legal Counsel - Existing Litigation**  
Emma Borens v. Oakland Unified School District, Alameda County Superior Court, Case No. 2002-055949.
- 05-0423      Conference with Legal Counsel - Existing Litigation**  
Sandra I. Wandschneider v. City of Oakland, et al., Alameda Superior Court, Case No. 2002-056997

**Pupil Matter(s)**

- 04-0232      Readmission Hearing - Student ZZ**
- 05-0417      Expulsion Appeal Hearing - Student SS**
- 05-0418      Expulsion Appeal Hearing - Student TT**
- 05-0419      Expulsion Appeal Hearing - Student UU**
- 05-0420      Expulsion Appeal Hearing - Student VV**
- 05-0421      Expulsion Appeal Hearing - Student WW**

**E.      Recess To Closed Session**

**F.      Reconvene To Public Session**

**G. Second Roll Call**

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

**I. Report of Student Board Members**

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

**05-0427 Student Directors' Report**

Presentation of Student Directors' Report by Brytteni Floyd-Mayo and/or Anne Chiang.

**J. State Administrator's Report**

**05-0426 District's FCMAT Recovery Plan: Human Resources**

Presentation of the District's FCMAT Recovery Plan: Human Resources.

**K. Public Hearing(s)**

*None*

**L. Special Recognitions and Presentations**

*None*

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

*This section of the Agenda, following Public Comment on any and all of the foregoing items printed on the Agenda, provides an opportunity for members of the public, for a maximum of three minutes or less (depending on the number of speakers), to directly address the State Administrator and/or the Board of Education on ALL OTHER items on the current agenda and on ANY ITEM of interest that is NOT ON THE CURRENT AGENDA, but is within the subject matter jurisdiction of the District. Minutes are not transferrable from speaker to speaker.*

## N. Adoption of General Consent Report

*"Adoption of the General Consent Report" means that all items appearing under this topic are approved in one motion unless the State Administrator allows an item to be removed and voted on separately or otherwise acted upon. Generally, items under this topic are routine items of business and are acted upon in one motion to conserve time and permit focus on other-than-routine items on the agenda.*

### Student Achievement



[05-0337](#)

#### **Professional Services Agreement - Summit Speech Pathology Services - Programs for Exceptional Children**

Approval by State Administrator, on behalf of the District, of Professional Services Agreement with Summit Speech Pathology Services, Inc., for the latter to provide speech and language services to school aged pupils between 5 and 22 in Programs for Exceptional Children, including but not limited to identification, assessment development and remediation of pupil's identified with speech and language difficulties, for the period January 3, 2005 through June 30, 2005, in an amount not to exceed \$61,000.00.

**Funding Source: Local Assistance Entitlement**

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



[05-0363](#)

#### **Amendment No. 3 - Professional Services Agreement - Sudha S. Mani - Data Systems Development**

Ratification by State Administrator, on behalf of the District, of Amendment No. 3 with Sudha S. Mani, for the latter to modify the design of and implementation of OAKS afterschool attendance database system in the Research and Assessment Department, in an additional amount of \$33,600.00, increasing the current contract from a not to exceed amount of \$66,440.00 to a not to exceed amount of \$100,040.00 for the period April 4, 2005 through June 30, 2005.

**Funding Source: Title I**

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



**05-0365**

**Amendment No. 1- Professional Services Agreement - Springback Learning Center - Title I - After School Tutoring**

Approval by State Administrator, on behalf of the District, of Amendment No.1 to Professional Services Agreement with Springback Learning Center,forthe latter to provide Title I Supplemental Educational Service for one additionally identified 3rd-9th grader, in an additional amount not to exceed \$1,624.59, increasing the current contract from a not to exceed amount of \$8,122.95 to a not to exceed amount of \$9,747.54 for the period of January 2005 through June 2005.

**Funding Source: Title I**

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



**05-0366**

**Amendment No. 1 - Professional Services Agreement - The Princeton Review - Title I - After School Tutoring**

Approval by State Administrator on behalf of the District of Amendment No. 1 of Professional Services Agreement with The Princeton Review, for the latter to provide Title I Supplemental Educational Services (After School Tutoring) for an additionally identified 100 3rd-8th graders, in an additional amount of \$152,524.60, increasing the current contract from a not to exceed amount of \$97,475.40 to a not to exceed amount of \$250,000.00 for the period of January 2005 through June 2005.

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



**05-0367**

**Amendment No. 1 - Professional Services Agreement - Spectra Services - Title I - After School Tutoring**

Approval by State Administrator, on behalf of the District, of Amendment No. 1 to Professional Services Agreement with Spectra Services, for the latter to provide Title I Supplemental Educational Services (After School Tutoring) for 30 additionally identified K-8th graders, in an additional amount of \$48,737.70, increasing the current contract from a not to exceed amount of \$64,983.60 to a not to exceed amount of \$113,721.30 for the period of January 2005 through June 2005.

**Funding Source: Title I**

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



**05-0406**

**Professional Services Agreement - Speech Pathology Group, Inc. - Programs for Exceptional Children**

Approval by State Administrator on behalf of the District of a Professional Services Agreement with Speech Pathology Group, for the latter to provide speech therapy services and related services to identified elementary school aged pupils in Programs for Exceptional Children, for the period January 10, 2005 through June 17, 2005 in an amount not to exceed \$211,200.00.

**Funding Source: Local Assistance Entitlement**

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



**05-0408**

**Open Court/Foro Abierto Reading Program, 2002 Version**

Adoption by State Administrator on behalf of the District of the Open Court/Foro Abierto Reading Program, 2002 version for grades K-5.

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

## Human Resources



**05-0405**

**Personnel Report No. 0005-0013**

Approval of Personnel Report No. 0005-0012.

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



**05-0413**

**Resolution No. 0405-0108 - Creation of Certain Certificated and Classified Positions**

Approval by State Administrator of Resolution No. 0405-0108 creating Certificated and Classified positions, as specified, in the District as follows:

Create:

Position Title/FTE	Salary Schedule/Range
Manager of Curriculum (FTE 1.0)	Certificated Management Salary Schedule A227, Range 18 \$78,354 - \$100,023 227 days, 7.5 hrs.
School Improvement Coach (FTE 15.0)	SEIU, Local 790 White Collar Salary Schedule WTCL, Range 53 \$53,198 - \$71,220 261 days, 7.5 hrs.

and the State Administrator is further authorized to fill these positions pursuant to applicable District employment procedures and requirements.

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

**Fiscal**



**05-0409**

**Resolution 0405-0110 - Change of Bank Account Signatories - District's Revolving Fund Account**

Approval by the State Administrator, on behalf of the District, of Resolution 0405-0110 authorizing change of bank account signatories for the District's Revolving Fund Account.

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



**05-0410**

**Resolution 0405-0111 - Change of Bank Account Signatories - District's Payroll Direct Deposit Account**

Approval by the State Administrator, on behalf of the District, of Resolution 0405-0111 authorizing change of bank account signatories for the District's Payroll Direct Deposit Account.



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



**05-0411**

**Resolution 0405-0112 - Change of Bank Account Signatories - District's Payroll Tax and Deposit Account**

Approval by the State Administrator, on behalf of the District, of Resolution 0405-0112 authorizing change of bank account signatories for the District's Payroll Tax and Deposit Account.

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



**05-0412**

**Resolution 0405-0113 - Change of Bank Account Signatories - District's Verified Funds - Alameda County Superintendent of Schools**

Approval by the State Administrator, on behalf of the District, of Resolution 0405-0113 authorizing change of bank account signatories for the District's Verified Funds Deposited With or In the Custody or Care of Alameda County Superintendent of Schools.

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



**05-0416**

**Resolution 0405-0114 - Declaring As Surplus and Obsolete a List of Music Instruments**

Adoption by State Administrator of Resolution No. 0405-0114 - Declaring as surplus and obsolete a list of music instruments located in the Procurement and Distribution Center, 900 High Street, Oakland, California, and authorizing and directing the Operations Officer to sell said music instruments pursuant to Education Code Sections 1754 and 17546, respectively.

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

## Facilities



**05-0385**

**Professional Services Agreement - Baseline Engineering - Skyline High School Paving Project**

Ratification by State Administrator, on behalf of the District, of Professional Services Agreement with Baseline Engineering, Alameda, CA, for the latter to provide civil engineering needed for the repaving of the main drive, front parking area, basketball and tennis courts in conjunction with the Skyline High School Paving Project for the period commencing February 18, 2005 and concluding upon completion of the desired services described therein, but not later than September 18, 2005 in an amount not to exceed \$57,300.00.

**Funding Source: Deferred Maintenance**

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



**05-0386**

**Professional Services Agreement - Baseline Engineering - Maxwell Park Elementary Retaining Wall Project**

Ratification by State Administrator, on behalf of the District, of Professional Services Agreement with Baseline Engineering, Alameda, CA, for the latter to provide design and engineering services to replace a failed section of the retaining wall in conjunction with the Maxwell Park Elementary Retaining Wall Project for the period commencing January 14, 2005 and concluding upon completion of the desired services described therein, but not later than March 30, 2005 in an amount not to exceed \$12,900.00.

**Funding Source: Deferred Maintenance**

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



**05-0387**

**Professional Services Agreement - Gelfand RNP - Cox Elementary School Additional Classroom Project**

Ratification by State Administrator, on behalf of the District, of Professional Services Agreement with Gelfand RNP, San Francisco, CA, for the latter to provide architectural services including scoping, design, agency approval, construction administration and closeout tasks in conjunction with the Cox Elementary School Additional Classroom Project for the period commencing February 21, 2005 and concluding upon completion of the desired services described therein, but no later than September 1, 2007 in an amount not to exceed \$615,000.00.

**Funding Source: General Obligation Bond**

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



**05-0388**

**Change Order No. 5 - Global Modular - School of Social Justice Portable Project**

Ratification by State Administrator, on behalf of the District, of Change Order No. 5 with Global Modular, Chowchilla, CA, for the latter to provide ramping system to accommodate path of travel for handicap access in conjunction with the School of Social Justice Portable Project in an amount not to exceed \$40,958.00, increasing the Agreement from \$796,243.24 to \$837,201.24. All other terms and conditions of Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

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



**05-0389**

**Emergency Resolution 0405-0067 - Montera Middle School - Fire and Related Damage**

Approval by State Administrator, on behalf of the District, of Resolution 0405-0067 declaring the condition of the fire damage at Montera Middle School to constitute an emergency, establishing and authorizing a budget in the amount of \$250,000.00 for the emergency abatement of damaged materials, cleansing of the air and repair work at the school site, authorizing contracts as specified herein, subject to the approval of the Alameda County Superintendent of Schools.

**Funding Source: Self Insurance**

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



**05-0390**

**Amendment No. 1 - Professional Services Agreement - Spectrum Solutions - Division of Facilities, Planning and Management Project Tracking Software Project**

Ratification by State Administrator, on behalf of the District, of Amendment No. 1 to Professional Services Agreement with Spectrum Solutions, Tarzana, CA, for the latter to track and report additional projects using the FAST software and to compensate for additional time incurred to track and report projects from the original contract in conjunction with the Division of Facilities, Planning and Management Project Tracking Software Project in an amount not to exceed \$10,000.00, increasing the Agreement from \$6,950.00 to a not-to-exceed amount of \$16,950.00. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

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



**05-0399**

**Small Construction Contract - Burris Window Shades - School of Social Justice Portables Project**

Ratification by State Administrator, on behalf of the District, of Small Construction Contract with Burris Window Shades, Oakland, CA, for the latter to supply and install thirty-two alabaster colored Levelor two inch blinds in eight classrooms in conjunction with the School of Social Justice Portables Project for the period commencing January 24, 2005 and terminating on March 25, 2005, in an amount not to exceed \$3,405.00.

**Funding Source: General Obligation Bond**

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



**05-0400**

**Amendment No. 2 - Professional Services Agreement - Game Time - Tilden Pre-School Site Reutilization Project**

Ratification by State Administrator, on behalf of the District, of Amendment No. 2 to Professional Services Agreement with Game Time, Novato, CA, for the latter to supply and install a play structure and replace the existing bars in the kindergarten play area with a new slide structure and rubber-safe padding in conjunction with the Tilden Pre-School Site Reutilization Project in an amount not to exceed \$22,644.95, increasing the Agreement from \$37,720.97 to a not-to-exceed amount of \$60,365.92. All other terms of the Agreement remain in full force and effect.

**Funding Source: Site Reutilization**

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



**05-0401**

**Amendment No. 1 - Professional Services Agreement - Game Time - Tilden Pre-School Site Reutilization Project**

Ratification by State Administrator, on behalf of the District, of Amendment No. 1 to Professional Services Agreement with Game Time, Novato, CA, for the latter to supply and install on telescope enclosure, one 36" roof structure, one tic-tac-toe panel, one math panel including freight, taxes and costs of providing bonds in conjunction with the Tilden Pre-School Site Reutilization Project in an amount not to exceed \$5,367.55, increasing the Agreement from \$32,353.42 to a not-to-exceed amount of \$37,720.97. All other terms of the Agreement remain in full force and effect.

**Funding Source: Site Reutilization**

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



**05-0402**

**Professional Services Agreement - Loving & Campos Architects Inc. - Elmhurst Middle Additional Restroom Project**

Ratification by State Administrator, on behalf of the District, of Professional Services Agreement with Loving & Campos Architects Inc., Walnut Creek, CA, for the latter to provide architectural, plumbing, minor civil engineering, building manufacturing coordination, DSA processing, limited construction administration and job closeout services, in conjunction with the Elmhurst Middle Additional Restroom Project for the period commencing March 1, 2005 and conclude upon completion of the desired services described therein, but no later than May 31, 2005, in an amount not to exceed \$19,500.00.

**Funding Source: General Obligation Bond**

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



**05-0403**

**Professional Services Agreement - Placemakers - Oakland Technical High School Modernization Project**

Ratification by State Administrator, on behalf of the District, of Professional Services Agreement with Placemakers, Emeryville, CA, for the latter to provide all services required to comply with the California Environmental Quality Act (CEQA) including, conducting a site visit, attend issues meeting, prepare architectural assessment, prepare a draft initial study, prepare mitigated negative declaration, prepare CEQA-Required notices, prepare mitigation monitoring and reporting program, attend public hearing and prepare a notice of determination in conjunction with the Oakland Technical High School Modernization Project for the period commencing March 9, 2005 and concluding no later than June 1, 2005 in an amount not to exceed \$12,195.00.

**Funding Source: General Obligation Bond**

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



**05-0404**

**Professional Services Agreement - Testing Engineers, Inc - Castlemont High School Shop Modernization Project**

Ratification by State Administrator, on behalf of the District, of Professional Services Agreement with Testing Engineers, Inc, San Leandro, CA, for the latter to provide construction inspection and testing of reinforcing steel, concrete cast in place, structural steel, grout under base plates, fireproofing, and provide engineering services and a final report in conjunction with the Castlemont High School Shop Modernization Project for the period commencing March 1, 2005 and conclude no later than February 28, 2006 in an amount not to exceed \$38,184.00.

**Funding Source: General Obligation Bond**

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

## State Administrator and/or Board of Education



[05-0333](#)

### **Decision - Oakland School for the Arts - Grades 9-12 Proposed Amendment**

Approval by State Administrator of request by officials of Oakland School of the Arts to withdraw, vacate or cancel the Proposed Charter Amendment adding Grade 9-12, submitted on March 9, 2004, without prejudice to submission of a new petition and charter in the future.

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



[05-0425](#)

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

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

Regular Meeting, March 30, 2005.

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

## **O. Unfinished Business**

*None*

## **P. New Business**

*None*

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

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

**04-0232**

**Readmission Hearing - Student ZZ**

**05-0417      Expulsion Appeal Hearing - Student SS**

**05-0418      Expulsion Appeal Hearing - Student TT**

**05-0419      Expulsion Appeal Hearing - Student UU**

**05-0420      Expulsion Appeal Hearing - Student VV**

**05-0421      Expulsion Appeal Hearing - Student WW**

**R.    Board Discussion**

**S.    Adjournment**