

# Oakland Unified School District

Board of Education  
LaEscuelita Education Center  
1050 2nd Avenue, Workspace B-237 (2nd Floor)  
Oakland, CA 94606-2212  
(510) 879-8199 Voice  
(510) 273-3235 Fax  
(510) 273-3474 TTY/TDD  
boe@ousd.k12.ca.us



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## Meeting Agenda Long - Final

Wednesday, April 24, 2013

5:00 PM

➤ The Great Room, LaEscuelita Education Center, 1050 2nd Avenue, Oakland,  
CA 94606-2212; 1412 Olde Eden Drive, High Point, NC, 27265

## Board of Education

*President David Kakishiba*  
*Vice President Jumoke Hinton Hodge*  
*Directors: Jody London, Gary Yee,*  
*Christopher Dobbins, Roseann Torres,*  
*James Harris*  
*Student Directors: Carmen Jimenez,*  
*Pierre Salmeri*  
*Staff: Edgar Rakestraw, Jr., Secretary,*  
*Board of Education*

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

**B. Roll Call**

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

**Closed Session Item(s)**

**Pupil Matter(s)**

**13-0276            Reconsideration of Expulsion Order - Student E**  
Reconsideration of Expulsion Order - Student E

**Legal Matter(s)**

**11-2010            Conference With Legal Counsel - Anticipated Litigation**  
Initiation of Litigation Pursuant to Subdivision (c) of Section 54956.9: 1 case.

**12-1542            Conference With Legal Counsel - Anticipated Litigation**  
Initiation of Litigation Pursuant to Subdivision (c) of Section 54956.9: 1 case

**13-0708            Conference With Legal Counsel - Existing Litigation**  
EP vs. Oakland Unified School District, OAH Case No.  
2013030300/2013040044

**Public Employee Matter(s)**

**13-0726 Public Employee Appointment/ Discipline / Release**

Public Employee Appointment/ Discipline / Release

**13-0755 Public Employee Appointment/ Discipline / Release**

Public Employee Appointment/ Discipline / Release

**Labor Matter(s)****13-0123 Conference With Labor Negotiators**

United Administrators of Oakland Schools (UAOS), Service Employees International Union - Local 1021 (SEIU), Oakland Education Association (OEA), Oakland Child Development Paraprofessional Association (OCDPA), American Federation of State, County and Municipal Employees-Local 257 (AFSCME), Brotherhood of Teamsters, Auto Truck Drivers-Local 70 of Alameda County, Brotherhood of Teamsters, Warehouse, Mail Order, Retail Employees- Local 853 of Alameda County, American Federation of Teachers/CFT-Local 771 (AFT), Building and Construction Trades Council of Alameda County, California School Employees Association (CSEA).




Principal District Representative: Jacqueline Minor, General Counsel

**D. Recess To Closed Session****E. Reconvene To Public Session - 6:00 P.M.****F. Second Roll Call****G. President's Statement of Reportable Action Taken In Closed Session and the Vote or Abstention of Members Present, If Any**



## H. Pledge of Allegiance

### H1. Special Order(s) of The Day

- ☒  [13-0775](#)      **Appointment - Acting Superintendent of Schools - School Year 2013-2014**  
Consideration and possible appointment of Gary Yee, Ed.D., as Acting Superintendent of Schools, School Year 2013-2014.  
**Attachments:**      [13-0775 Appointment - Acting Superintendent of Schools - School Year 2013-2014](#)
- ☒  [13-0785](#)      **Day of the Teacher - May 7, 2013**  
Adoption by Board of Education of Resolution No. 1213-0152 - Recognizing May 7, 2013 as National Day of Teacher and Designating Said Date As "Day of Teacher" In the District.  
**Attachments:**      [13-0787 Day of the Teacher - May 7, 2013](#)
- ☒  [13-0786](#)      **Designation/Selecting - Zachary Pitt-Smith and Jenny Clark - Oakland Unified School District's 2013-2014 "Teacher of the Year"**  
Adoption by Board of Education of Resolution No. 1213-0151 - Designation/Selection of Zachary Pitt-Smith, 6th-8th Grade Music Teacher, Edna Brewer Middle School, and Jenny Clark, 9th/11th Grades English Language Arts and 9-12th Grades Drama Teacher. Oakland High School, each, as Oakland Unified School District's 2013-2014 "Teacher of the Year."  
**Attachments:**      [13-0786 Designation/Selecting - Zachary Pitt-Smith and Jenny Clark - Oakland Unified School District's 2013-2014 "Teacher\(s\) of the Year"](#)
- ☒  [13-0787](#)      **Tribute - National Board Certified Teachers - 2012/13**  
Adoption by Board of Education of Resolution No. 1213-0150 - Honoring District's 2012/13 National Board Certified Teachers:  
  
Emily Blossom - New Highland School  
Ana Ferrus Garcia - Manzanita SEED Elementary School  
Jessica Jung - Bridges Academy  
Jessica Tyson - Oakland Technical High School  
**Attachments:**      [13-0785 Tribute - National Board Certified Teachers - 2012/13](#)

☒  [13-0791](#)

### **Earth Day - April 22, 2013**

Adoption by Board of Education of Resolution No. 1213-0152 - Recognizing April 22, 2013 as "Earth Day" In the District.

Attachments: [13-0791 Earth Day - April 22, 2013](#)

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

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

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

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

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


[13-0766](#)

**Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 30 Minutes – April 24, 2013**

Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 30 Minutes - April 24, 2013.

## K. Student Board Members' Report

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

 [13-0767](#)

**Student Directors' Report – April 24, 2013**

Presentation of Student Directors' Report - April 24, 2013.

**Attachments:** [13-0767 Student Directors' Report – April 24, 2013](#)

## L. Public Hearing(s)

*None*

## M. Unfinished Business

### Teaching and Learning Matter(s)

 [13-0389](#)

**Board Policy - Instruction - BP 6005 - Quality School Development (Second Reading)**

Adoption by Board of Education of Board Policy - Instruction - BP 6005 - Quality School Development.

**Attachments:** [13-0389 Quality School Development Policy](#)

**Legislative History**

2/27/13	Board of Education	Discussed
3/27/13	Board of Education	Discussed

## Finance and Human Resources Matter(s)

### [13-0466](#)

#### **District 2013-2014 Fiscal Year Budget**

Presentation by the Superintendent of Schools to the Board of Education on the proposed 2013-2014 District Budget.

**Attachments:**

[13-0466 - SOS Presentation About District's 2013-2014 Fiscal Year Budget - April 24, 2013 \(PPT\)](#)

[13-0466 - SOS Presentation About District's 2013-2014 Fiscal Year Budget - April 24, 2013 \(PDF\)](#)

**Legislative History**

3/13/13	Board of Education	Discussed
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## Facilities Matter(s)

### [13-0374](#)

#### **Fifth Report - Emergency Contracts - Paul Robeson**

##### **Administrative Building - Water Damage**

Fifth Report to the Board of Education - Emergency Contracts - Paul Robeson Administrative Building - Water Damage (Legislative File No. 13-0259) - Resolution No.1213-0091,\* adopted by the Board of Education on February 13, 2013, Authorized the letting of emergency contracts for abatement repairs and relocation at the District's Robeson Administration Building due to the water damage on January 7, 2013.

\*The Resolution requires, as provided in California Public Contract Code Section 22050, that the status of the emergency be reviewed at each Regular Meeting of the Board until the Board terminates the Emergency action. The Superintendent will provide an update to the Board on the status of the emergency abatement repairs at the Robeson Building.

**Legislative History**

2/27/13	Board of Education	Received and Filed
3/13/13	Board of Education	Received and Filed
3/27/13	Board of Education	Received and Filed
4/10/13	Board of Education	Received and Filed

## N. New Business

*None*

## O. Adoption of the General Consent Report

*Adoption of the General Consent Report means that all items appearing under this topic are approved in one motion unless a Member of the Board requests that an item be removed and voted on separately or otherwise acted upon. Generally, these items are recommendations from standing committees, or otherwise routine in nature, and are acted upon in one motion to conserve time and permit focus on other-than-routine legislative items on the Agenda.*

### Teaching and Learning Matter(s)

☒  [13-0505](#)

#### **Professional Services Contract - Paula Inglis - Sequoia Elementary School**

Approval by the Board of Education of a Professional Services Contract between the District and Paula Inglis, Alameda, CA, for the latter to provide 99.5 hours of reading intervention services for identified 3rd-5th grade students currently achieving below grade level in English Language Arts and Reading, as described in the Scope of Work, incorporated herein by reference as though fully set forth, at Sequoia Elementary School, for the period of February 15, 2013 through June 13, 2013, in an amount not to exceed \$3,980.36.

#### **Resource Code - 7090-151**

#### **Funding Source: Economic Impact Aid**

#### **Attachments:**

[13-0505 Professional Services Contract - Paula Inglis - Sequoia Elementary School](#)

☒  [13-0521](#)

#### **Professional Services Contract - Oakland Kids First - Oakland High School**

Ratification by the Board of Education of a Professional Services Contract between District and Oakland Kids First, Oakland, CA, for the latter to provide 188 hours of the following services: youth development for 60 high school juniors and seniors, meaningful service opportunities for 60 juniors and seniors, peer academic support culture for all current 9th grade freshmen, 4 youth-led workshops on graduation information, 1-2 community builders for current 9th grade students, as described in the Scope of Work, incorporated herein by reference as though fully set forth, at Oakland High School, for the period February 19, 2013 through June 30, 2013, in an amount not to exceed \$7,500.00.

#### **Resource Code - 6358-304**

#### **Funding Source: California Partnership Academy - Public Health Academy**

#### **Attachments:**

[13-0521 Professional Services Contract - Oakland Kids First - Oakland High School](#)

 [13-0562](#)**Memorandum of Understanding - Education for Change -  
After School Program - Lazear Charter Academy**

Approval by Board of Education of a Memorandum of Understanding between District and Education for Change, Oakland, CA, for the latter to serve as lead agency providing program coordination, math intervention, homework support, student supervision and a variety of enrichment services for the comprehensive After School Program at Lazear Charter Academy, for the period of July 1, 2012 through June 30, 2013, in an amount not to exceed \$106,875.00.

**Resource Code - 6010-922****Funding Source: After School Education and Safety (ASES) Grant****Attachments:**

[13-0562 Memorandum of Understanding - Education for Change - After School Program - Lazear Charter Academy](#)

 [13-0611](#)**Professional Services Contract - Performing Arts  
Workshop - RISE Community School**

Approval by Board of Education of a Professional Services Contract between District and Performing Arts Workshop, San Francisco, CA, for the latter to perform a maximum of 72.00 hours of service providing 12 weekly theatre/dramatic arts lessons to all 3rd through 5th graders delivering arts-based learning to students and modeling lessons for classroom teachers, as described in the Scope of Work, incorporated herein by reference, at RISE Community School, for the period of October 10, 2012 through June 15, 2013, in an amount not to exceed \$4,176.00.

**Resource Code - 5825-192****Funding Source: Measure G - Art****Attachments:**

[13-0611 Professional Services Contract - Performing Arts Workshop - RISE Community School](#)

 [13-0637](#)**Student Travel - Washington, D.C. - Skyline High School**

Approval by the Board of Education of Resolution No. 1213-0131 - Authorization for Approval of Student Travel and/or Educational Organization Contract, for 2 students and 2 adults, from Skyline High School, to travel to Washington, D.C., for pupils to debate at the National Association of Urban Debate Leagues Nationals Championship Tournament, for the period of April 17, 2013 through April 21, 2013, at no cost to the District.

**Attachments:**

[13-0637 Student Travel - Washington, D.C. - Skyline High School](#)

 [13-0638](#)**Student Travel - Nashville, Tennessee - Fremont High  
School**

Approval by the Board of Education of Resolution No. 1213-0132 - Authorization for Approval of Student Travel and/or Educational Organization Contract, for 2 students and 3 adults from Fremont High School to travel to Nashville, Tennessee, for pupils to compete in 4 rounds of policy debate at Montgomery Bell Academy, for the period of April 12, 2013 through April 14, 2013, at no cost to the District.

**Attachments:**

[13-0638 Student Travel - Nashville, Tennessee - Fremont High School](#)

☒  [13-0704](#)**Student Travel - Washington D.C. and Williamsburg, VA -  
Bret Harte Middle School**

Approval by the Board of Education of Resolution No. 1213-0136 - Authorization for Approval of Student Travel and/or Educational Organization Contract, for 20 8th grade students and 2 adults from Bret Harte Middle School to travel to Washington D.C. and Williamsburg, VA, to provide 8th grade students with hands on learning of American History, aligned with state standards for 8th grade history requirement, supplementing students knowledge and providing readiness for CST History Examination, for the period of March 25, 2013 through March 29, 2013, at no cost to the District.

**Attachments:**

[13-0704 Student Travel - Washington D.C. and Williamsburg, VA - Bret Harte Middle School](#)

☒  [13-0717](#)**Renewal Waiver Request - Computing Average Daily  
Attendance (ADA)**

Adoption by Board of Education of Resolution 1213-0141 - Requesting State Superintendent of Public Instruction For Renewal of Alternative School of Choice Waiver of Education Codes Pertaining to Computing Daily Attendance for the period from July 1, 2013 to June 30, 2015 to fully implement the Gateway to College alternative high school at Laney College.

**Attachments:**

[13-0717 Renewal Waiver Request - Computing Average Daily Attendance \(ADA\)](#)

☒  [13-0718](#)**Renewal Waiver Request - Community College Attendance  
Summer Course - High School Network**

Adoption by Board of Education of Resolution 1213-0142 - Requesting State Superintendent of Public Instruction For Renewal of Alternative School of Choice Waiver of Education Codes Pertaining to Community College Attendance Summer Courses for the period from July 1, 2013 to June 30, 2015 to fully implement the Gateway to College alternative high school at Laney College.

**Attachments:**

[13-0718 Renewal Waiver Request - Community College Attendance Summer Course - High School Network](#)

☒  [13-0719](#)**Renewal Waiver Request - Attendance - High School  
Network**

Adoption by Board of Education of Resolution 1213-0143 - Requesting State Superintendent of Public Instruction For Renewal of Alternative School of Choice Waiver of Education Codes Pertaining to Attendance for the period from July 1, 2013 to June 30, 2015 to fully implement the Gateway to College alternative high school at Laney College.

**Attachments:**

[13-0719 Renewal Waiver Request - Attendance - High School Network](#)

☒  [13-0720](#)

**Renewal Waiver Request - Individual Instruction For Students With Temporary Disabilities - High School Network**

Adoption by Board of Education of Resolution 1213-0144 - Requesting State Superintendent of Public Instruction For Renewal of Alternative School of Choice Waiver of Education Codes Pertaining to Individual Instruction For Students With Temporary Disabilities for the period from July 1, 2013 to June 30, 2015 to fully implement the Gateway to College alternative high school at Laney College.

**Attachments:** [13-0720 Renewal Waiver Request - Individual Instruction For Students With Temporary Disabilities - High School Network](#)

☒  [13-0721](#)

**Renewal Waiver Request - Parental Notification of Student Performance - High School Network**

Adoption by Board of Education of Resolution 1213-0145 - Requesting State Superintendent of Public Instruction For Renewal of Alternative School of Choice Waiver of Education Codes Pertaining to Parental Notification of Student Performance for the period from July 1, 2013 to June 30, 2015 to fully implement the Gateway to College alternative high school at Laney College.

**Attachments:** [13-0721 Renewal Waiver Request - Parental Notification of Student Performance - High School Network](#)

☒  [13-0722](#)

**Renewal Waiver Request - Student Discipline - High School Network**

Adoption by Board of Education of Resolution 1213-0146 - Requesting State Superintendent of Public Instruction For Renewal of Alternative School of Choice Waiver of Education Codes Pertaining to Student Discipline for the period from July 1, 2013 to June 30, 2015 to fully implement the Gateway to College alternative high school at Laney College.

**Attachments:** [13-0722 Renewal Waiver Request - Student Discipline - High School Network](#)

☒  [13-0723](#)

**Renewal Waiver Request - Compulsory Education/Truancy Laws - High School Network**

Adoption by Board of Education of Resolution 1213-0147- Requesting State Superintendent of Public Instruction For Renewal of Alternative School of Choice Waiver of Education Codes Pertaining to Compulsory Education/Truancy Laws for the period from July 1, 2013 to June 30, 2015 to fully implement the Gateway to College alternative high school at Laney College.

**Attachments:** [13-0723 Renewal Waiver Request - Compulsory Education/Truancy Laws - High School Network](#)

**Finance and Human Resources Matter(s)**



☒  [13-0641](#)**Professional Services Contract - Oakland School Foundation - Manzanita SEED Elementary School**

Approval by the Board of Education of a Professional Services Contract between the District and Oakland Schools Foundation, Oakland, CA, for the latter to provide 853.20 hours of services in fiscal sponsorship and management; grants prospecting and reporting for the school's Family Engagement and literacy work; photography to be used in school communications; email blasts to cultivate community engagement; collaboration, planning, research and grants prospecting for the family Engagement Professional Learning Community at Manzanita SEED Elementary School, for the period of December 1, 2012 through June 13, 2013, in an amount not to exceed \$42,660.00.

**Resource Code - 0000-175****Funding Source: Unrestricted****Attachments:**

[13-0641 Professional Services Contract - Oakland School Foundation - Manzanita SEED Elementary School](#)

☒  [13-0522](#)**Professional Services Contract - Debra Koppman - Sequoia Elementary School**

Ratification by the Board of Education of a Professional Services Contract between the District and Debra Koppman, Oakland, CA, for the latter to provide 481.6 hours of service including one session per month of professional development to K-5 teachers on the topic of visual arts integration into the core curriculum; individually work with classroom teachers to implement arts integration lessons; attend teacher collaboration meetings to help integrate visual arts into the core curriculum; and design projects for campus beautification to be executed by upper grade students, at Sequoia Elementary School, for the period of October 1, 2012 through June 7, 2013, in an amount not to exceed \$21,672.00.

**Resource Code - 0089-151****Funding Source: Measure G****Attachments:**

[13-0522 Professional Services Agreement - Debra Koppman - Sequoia Elementary School](#)

☒  [13-0523](#)**Amendment No. 1, Professional Services Agreement - Debra Koppman - Sequoia Elementary School**

Ratification by the Board of Education of Amendment No.1, Professional Services Contract between the District and Debra Koppman, Oakland, CA, for the latter to provide an additional 200 hours, collaborating weekly with teachers in designing and implementing visual arts integration lessons in classrooms, at an additional cost not to exceed \$9000.00, increasing the not to exceed amount of Contract from \$21,672.00 to \$30,672.22, for the period October 1, 2012 through June 7, 2013, at Sequoia Elementary School. All other terms and conditions of the Contract remain in full force and effect.

**Resource Code - 9011-151****Funding Source: Sequoia Elementary School PTA Donation****Attachments:**

[13-0523 Amendment No. 1, Professional Services Agreement - Debra Koppman - Sequoia Elementary School](#)

☒  [13-0594](#)

**Grant Application - David & Lucille Packard Foundation -  
Leadership, Curriculum & Instruction**

Approval and support by the Board of Education of District's Grant Application to the David & Lucille Packard Foundation, seeking \$100,000.00 to continue the Transitional Kindergarten Project, for the period of July 1, 2013 to June 30, 2014 and to accept same, if granted, in whole or in part, pursuant to the terms and conditions thereof and to submit amendments thereto, for the grant year, if any.

**Attachments:**

[13-0594 Grant Application - David & Lucille Packard Foundation - Leadership, Curriculum & Instruction](#)

☒  [13-0615](#)

**Professional Services Contract - Olabayo Allen-Taylor -  
Alliance Academy**

Approval by the Board of Education of a Professional Services Contract between District and Olabayo Allen-Taylor, Oakland, CA, for the latter to provide a maximum of 220.00 hours of service to be the coach of a female soccer team in the afterschool/extended day program, organizing soccer games for the team to play competitively against other local soccer club teams, schools and providing academic support to pupils, as described in the Scope of Work, incorporated herein by reference as though fully set forth, at Alliance Academy, for the period of March 11, 2013 through June 13, 2013, in an amount not to exceed \$5,060.00.

**Resource Code - 3180 - 224**

**Funding Source: School Improvement Grant**

**Attachments:**

[13-0615 Professional Services Contract - Olabayo Allen-Taylor - Alliance Academy](#)

☒  [13-0635](#)

**Grant Application - Kenneth Rainin Foundation -  
Leadership, Curriculum & Instruction**

Approval and support by the Board of Education of District's Grant Application to the Kenneth Rainin Foundation, seeking \$30,000.00, to support eleven (11) new Transitional Kindergarten (TK) classrooms and provide books and materials for TK teacher professional development, for the period of July 1, 2013 to June 30, 2014 and to accept same, if granted, in whole or in part, pursuant to the terms and conditions thereof and to submit amendments thereto, for the grant year, if any.

**Funding Source: Kenneth Rainin Foundation**

**Attachments:**

[13-0635 Grant Application - Kenneth Rainin Foundation - Leadership, Curriculum & Instruction](#)

☒  [13-0649](#)

**Personnel Report No. 0012-0008**

Approval by the Board of Education of Personnel Report No. 0012-0008.

**Attachments:**

[13-0649 Personnel Report No. 0012-0008](#)

☒  [13-0650](#)

**2nd Quarterly Report of Gifts, Donations, Bequests and/or Grants of \$5,000.00 or Less - Fiscal Year 2012-2013**

Ratification by Board of Education of the 2nd Quarter Report of Gifts, Donations, Bequests and/or Grants of \$5,000.00 or Less for Fiscal Year 2012-2013, individually and separately, accepted for District totaling \$36,866.57, as delineated herein, by the Deputy Superintendent, Business Services and Operations, pursuant to Board Policy 3290.

**Funding Source: Donor as named**

**Attachments:** [13-0650 2nd Quarterly Report of Gifts, Donations, Bequests and/or Grants of \\$5,000.00 or Less - Fiscal Year 2012-2013.](#)

**Facilities Matter(s)**

☒  [13-0680](#)

**Independent Consultant Agreement for Professional Services - ENGEO, Inc. - Washington (Sankofa) Portable Installation Project**

Approval by the Board of Education of Independent Consultant Agreement for Professional Services between District and ENGEO, Inc., Oakland, CA, for the latter to provide site topographic survey; phase 1 improvements; environmental soil sampling and analytical testing, in conjunction with the Washington (Sankofa) Portable Installation Project, more specifically delineated in the Scope of Services in Exhibit "A", incorporated herein by reference as though fully set forth, for the period commencing April 24, 2013 and concluding no later than April 10, 2014 in an amount not to exceed \$36,600.00.

**Resource Code - 7710-161**

**Funding Source: County School Facilities Fund**

**Attachments:** [13-0680 Independent Consultant Agreement for Professional Services - ENGEO, Inc. - Washington \(Sankofa\) Portable Installation Project](#)

☒  [13-0681](#)

**Independent Consultant Agreement for Professional Services - Byrens Kim Design Works - La Escuelita Educational Center Project**

Approval by the Board of Education of Independent Consultant Agreement for Professional Services between District and Byrens Kim Design Works, Oakland, CA, for the latter to prepare evacuation signs per Title 19 City of Oakland standards, in conjunction with the La Escuelita Educational Center Project, more specifically delineated in the Scope of Services in Exhibit "A", incorporated herein by reference as though fully set forth, for the period commencing April 24, 2013 and concluding no later than December 31, 2014 in an amount not to exceed \$12,000.00.

**Resource Code - 0000-121**

**Funding Source: Developer Fee Fund**

**Attachments:** [13-0681 Independent Consultant Agreement for Professional Services - Byrens Kim Design Works - La Escuelita Educational Center Project](#)

☒  [13-0682](#)

**Independent Consultant Agreement for Professional Services - Syska Hennessy Group - Calvin Simmons Improvements and Career Tech Project**

Approval by the Board of Education of Independent Consultant Agreement for Professional Services between District and Syska Hennessy Group, San Francisco, CA, for the latter to provide oversight and continuity on all elevator installations thru out the site, in conjunction with the Calvin Simmons Improvements and Career Tech Project, more specifically delineated in the Scope of Services in Exhibit "A", incorporated herein by reference as though fully set forth, for the period commencing April 24, 2013 and concluding no later than January 31, 2014 in an amount not to exceed \$19,460.00.

**Resource Code - 7710-205**

**Funding Source: County School Facilities Fund**

**Attachments:**

[13-0682 Independent Consultant Agreement for Professional Services - Syska Hennessy Group - Calvin Simmons Improvements and Career Tech Project](#)

☒  [13-0683](#)

**Independent Consultant Agreement for Professional Services - Safeplay by Design - Arroyo Viejo CDC Renovation of Building Project**

Approval by the Board of Education of Independent Consultant Agreement for Professional Services between District and Safeplay by Design, Elk Grove, CA, for the latter to provide inspection services to certify the new Play Structure, in conjunction with the Arroyo Viejo CDC Renovation of Building Project, more specifically delineated in the Scope of Services in Exhibit "A", incorporated herein by reference as though fully set forth, for the period commencing April 24, 2013 and concluding no later than December 31, 2013 in an amount not to exceed \$900.00.

**Resource Code - 0000-802**

**Funding Source: Measure A**

**Attachments:**

[13-0683 Independent Consultant Agreement for Professional Services - Safeplay by Design - Arroyo Viejo CDC Renovation of Building Project](#)

☒  [13-0684](#)

**Independent Consultant Agreement for Professional Services - Sensible Environmental Solutions - Roosevelt Upper Roofing and HVAC Unit Replacement Project**

Approval by the Board of Education of Independent Consultant Agreement for Professional Services between District and Sensible Environmental Solutions, Oakland, CA, for the latter to provide special inspection services, in conjunction with the Roosevelt Upper Roofing and HVAC Unit Replacement Project, more specifically delineated in the Scope of Services in Exhibit "A", incorporated herein by reference as though fully set forth, for the period commencing April 24, 2013 and concluding no later than November 30, 2013 in an amount not to exceed \$12,568.00.

**Resource Code - 1414-212**

**Funding Source: Deferred Maintenance**

**Attachments:**

[13-0684 Independent Consultant Agreement for Professional Services - Sensible Environmental Solutions - Roosevelt Upper Roofing and HVAC Unit Replacement Project](#)

☒  [13-0685](#)

**Independent Consultant Agreement for Professional Services - Simplex Grinnell - District-wide Fire Alarm Maintenance Project**

Approval by the Board of Education of Independent Consultant Agreement for Professional Services between District and Simplex Grinnell, Livermore, CA, for the latter to provide fire alarm repairs and supplementing District's fire alarm maintenance technicians, in conjunction with the District-wide Fire Alarm Maintenance Project, more specifically delineated in the Scope of Services in Exhibit "A", incorporated herein by reference as though fully set forth, for the period commencing April 24, 2013 and concluding no later than April 24, 2014 in an amount not to exceed \$750,000.00.

**Resource Code - 2525-918**

**Funding Source: Developer Fee Fund**

**Attachments:**

[13-0685 Independent Consultant Agreement for Professional Services - Simplex Grinnell - District-wide Fire Alarm Maintenance Project](#)

☒  [13-0687](#)

**Independent Consultant Agreement for Professional Services - Gelfand / RNP - Whittier Portable Installation Project**

Approval by the Board of Education of Independent Consultant Agreement for Professional Services between District and Gelfand / RNP, San Francisco, CA, for the latter to provide design and construction documents for installation of two (2) District owned classroom portables, in conjunction with the Whittier Portable Installation Project, more specifically delineated in the Scope of Services in Exhibit "A", incorporated herein by reference as though fully set forth, for the period commencing April 24, 2013 and concluding no later than December 31, 2013 in an amount not to exceed \$31,200.00.

**Resource Code - 7710-163**

**Funding Source: County School Facilities Fund**

**Attachments:**

[13-0687 Small Design Contract - Gelfand / RNP - Whittier Portable Installation Project](#)

☒  [13-0688](#)

**Project Budget Increase - Prescott Small School Initiative Project**

Approval by the Board of Education of Resolution 1213-0111 - Authorizing and approving the Project Budget Increase for the Prescott Small School Initiative Project in the amount of \$22,000.00, increasing the current amount from \$3,625,000.00 to \$3,647,000.00.

**Funding Source: Measure B**

**Attachments:**

[13-0688 Project Budget Increase - Prescott Small School Initiative Project](#)

☒  [13-0689](#)

**Project Budget, Key Code and Project Number - Ralph Bunche Portable Installation Project**

Approval by the Board of Education of Resolution 1213-0126 - Authorizing and approving the Project Budget, Key Code and Project Number for the Ralph Bunche Portable Installation Project in the amount of \$430,000.00.

**Funding Source: County School Facilities Fund**

**Attachments:**

[13-0689 Project Budget, Key Code and Project Number - Ralph Bunche Portable Installation Project](#)

☒  [13-0691](#)

**Amendment No. 2, Independent Consultant Agreement for Professional Services - Byrens Kim Design Works - Roosevelt Middle School Modernization Project**

Approval by the Board of Education of Amendment No. 2, Independent Consultant Agreement for Professional Services between District and Byrens Kim Design Works, Oakland, CA, to provide for fees for Division of State Architect and for City of Oakland additional review of plans after changing design to include one (1) hour rated walls in conjunction with the Roosevelt Middle School Modernization Project in an additional amount not to exceed \$1,900.00, increasing the Contract not to exceed amount from \$27,900.00 to \$29,800.00. All other terms and conditions of the Contract remain in full force and effect.

**Resource Code - 9399-212**

**Funding Source: Measure B**

**Attachments:**

[13-0691 Amendment No. 2, Small Design Contract - Byrens Kim Design Works - Roosevelt Middle School Modernization Project](#)

☒  [13-0692](#)

**Amendment No. 2, Lease Agreement - Gary Douppnik Manufacturing, Inc. - Havenscourt New Classroom and Cafeteria Building Project**

Approval by the Board of Education of Amendment No. 2, Lease Agreement between District and Gary Douppnik Manufacturing, Inc., Loomis, CA, providing with the latter the extension of the lease of six (6) portables in conjunction with the Havenscourt New Classroom and Cafeteria Building Project, in an additional amount not to exceed \$36,000.00, increasing the Contract not to exceed amount from \$143,100.00 to \$179,100.00 and extending the contract period of June 17, 2010 through March 31, 2013 to June 30, 2014. All other terms and conditions of the Contract remain in full force and effect.

**Resource Code - 7710-207**

**Funding Source: County School Facilities Fund**

**Attachments:**

[13-0692 Amendment No. 2, Lease Agreement - Gary Douppnik Manufacturing, Inc. - Havenscourt New Classroom and Cafeteria Building Project](#)

☒  [13-0693](#)

**Amendment No. 5, Agreement for Professional Services  
Contract - Gould Evans - Montclair New Classroom  
Building Project**

Approval by the Board of Education of Amendment No. 5, Agreement for Professional Services Contract between District and Gould Evans, San Francisco, CA, for the latter to provide additional design work for a required field inspections by the project's structural engineer, and architect, of the installed framing lumber that was installed not in compliance with the engineering specifications and requiring additional Division of State Architect (DSA) approval with the proposed mitigation of the drying process of the lumber in conjunction with the Montclair New Classroom Building Project, in an additional amount not to exceed \$14,005.00, increasing the Contract not to exceed amount from \$1,532,250.00 to \$1,546,255.00. All other terms and conditions of the Contract remain in full force and effect.

**Resource Code - 9499-143**

**Funding Source: Measure B**

**Attachments:**

[13-0693 Amendment No. 5, Agreement for Professional Services  
Contract - Gould Evans - Montclair New Classroom Building Project](#)

☒  [13-0694](#)

**Amendment No. 1, Independent Consultant Agreement for  
Professional Services - HKIT Architect - Glenview Portable  
Replacement Project**

Approval by the Board of Education of Amendment No, 1, Independent Consultant Agreement for Professional Services between District and HKIT Architect, Oakland, CA, amending the Scope of Work to include development of two (2) conceptual design options for the school: 1) K-5 reuse portable replacement; 2) K-2 all new buildings, including the cost estimating services, MEP, and quantitative Structural Engineering service, excluding Civil and Landscape services, Topographic Survey, so that District may either retain/retrofit the existing building or remove the existing building and replace with new, in conjunction with the Glenview Portable Replacement Project, in an additional amount not to exceed \$68,573.00, increasing the Contract not to exceed amount from \$50,000.00 to \$118,573.00. All other terms and conditions of the Contract remain in full force and effect.

**Resource Code - 0000-119**

**Funding Source: Developer Fee Fund**

**Attachments:**

[13-0694 Amendment No. 1, Independent Consultant Agreement for  
Professional Services - HKIT Architect - Glenview Portable  
Replacement Project](#)



☒  [13-0695](#)**Amendment No. 2, Independent Consultant Agreement for Professional Services - Ninyo & Moore - Calvin Simmons Improvements and Career Tech Project**

Approval by the Board of Education of Amendment No. 2, Independent Consultant Agreement for Professional Services between District and Ninyo & Moore, Oakland, CA, providing for change in Scope of Work, for the latter to design re-route of the sewer that runs underneath the existing school, as described in the Scope of Work, incorporated herein by reference as though fully set forth, in conjunction with the Calvin Simmons Improvements and Career Tech Project, in an additional amount not to exceed \$30,000.00, increasing the Contract not to exceed amount from \$128,546.00 to \$158,546.00. All other terms and conditions of the Contract remain in full force and effect.

**Resource Code - 7710-205**

**Funding Source: County School Facilities Fund**

**Attachments:**

[13-0695 Amendment No. 2, Independent Consultant Agreement for Professional Services - Ninyo & Moore - Calvin Simmons Improvements and Career Tech Project](#)

☒  [13-0696](#)**Amendment No. 1, Independent Consultant Agreement for Professional Services - ACC Environmental - Montclair New Classroom Building Project**

Approval by the Board of Education of Amendment No. 1, Independent Consultant Agreement for Professional Services between District and ACC Environmental, Oakland, CA, providing for change in Scope of Work, for the latter to provide three (3) additional portables for the abatement of hazmat materials, air monitoring and project management services in conjunction with the Montclair New Classroom Building Project. in an additional amount not to exceed \$7,915.00, increasing the Contract not to exceed amount from \$11,345.00 to \$19,260.00, and extending the Contract period of June 8, 2011 through December 31, 2011 to October 17, 2013. All other terms and conditions of the Contract remain in full force and effect.

**Resource Code - 0000-143**

**Funding Source: Measure B**

**Attachments:**

[13-0696 Amendment No. 1, Independent Consultant Agreement for Professional Services - ACC Environmental - Montclair New Classroom Building Project](#)

☒  [13-0697](#)**Amendment No. 1, Small Design Contract - Byrens Kim  
Design Works - Roosevelt Upper Roofing and Mechanical  
Unit Project**

Approval by the Board of Education of Amendment No. 1, Small Design Contract between District and Byrens Kim Design Works, Oakland, CA, providing for change in Scope of Work, for the latter to provide 1) preliminary air reading of the existing systems, new mechanical piping, control valves DDC controls, related electrical work and fire alarm interconnections along with architectural coordination; and 2) add Division of State Architect fees for quick submission in conjunction with the Roosevelt Upper Roofing and Mechanical Unit Project, in an additional amount not to exceed \$12,700.00, increasing the Contract not to exceed amount from \$16,200.00 to \$28,900.00 and extending the contract period of October 12, 2012 through October 1, 2013 to December 31, 2013. All other terms and conditions of the Contract remain in full force and effect.

**Resource Code - 1414-212****Funding Source: Deferred Maintenance****Attachments:**

[13-0697 Amendment No. 1, Small Design Contract - Byrens Kim  
Design Works - Roosevelt Upper Roofing and Mechanical Unit Project](#)

☒  [13-0698](#)**Amendment No. 2, Independent Consultant Agreement for  
Professional Services - KDI Consultants, Inc. - Lowell  
Middle School Modernization Project**

Approval by the Board of Education of Amendment No. 2, Independent Consultant Agreement for Professional Services between District and KDI Consultants, Inc., Oakland, CA, providing for change in Scope of Work, for the latter due to the modernization project going beyond the expected substantial completion date with several deviation notices related to structural safety, fire life safety and accessibilities and to extend the schedule due to the large amount of subcontractors monitoring and re-inspections in conjunction with the Lowell Middle School Modernization Project, in an additional amount not to exceed \$16,720,00, increasing the Contract not to exceed amount from \$356,250.00 to \$372,970.00, and extending the Contract period of May 27, 2010 through May 1, 2012 to April 10, 2013. All other terms and conditions of the Contract remain in full force and effect.

**Resource Code - 9699****Funding Source: Measure B****Attachments:**

[13-0698 Amendment No. 2, Independent Consultant Agreement for  
Professional Services - KDI Consultants, Inc. - Lowell Middle School  
Modernization Project](#)

☒  [13-0699](#)

**Amendment No. 1, Independent Consultant Agreement for Professional Services - Technicon Engineering Services, Inc. - Havenscourt New Cafeteria & Classroom Building Project**

Approval by the Board of Education of Amendment No. 1, Independent Consultant Agreement for Professional Services between District and Technicon Engineering Services, Inc., Fresno, CA, providing for change in Scope of Work, for the latter to provide additional structural steel inspections in conjunction with the Havenscourt New Cafeteria & Classroom Building Project, in an additional amount not to exceed \$142.00, increasing the Contract not to exceed amount from \$577.00 to \$719.00, and extending the Contract period of January 23, 2013 through June 20, 2013 to December 31, 2013. All other terms and conditions of the Contract remain in full force and effect.

**Resource Code - 7710-207**

**Funding Source: County School Facilities Fund**

**Attachments:**

[13-0699 Amendment No. 1, Independent Consultant Agreement for Professional Services - Technicon Engineering Services, Inc. - Havenscourt New Cafeteria & Classroom Building Project](#)

**Intergovernmental Relations Matter(s)**

☒  [13-0734](#)

**Establishment - Martin Luther King Jr. Month**

Adoption by the Board of Education of Resolution No. 1213-0148 - Endorsing Creation of Martin Luther King Jr. Month.

**Attachments:**

[13-0734 Establishment - Martin Luther King Jr. Month](#)

☒  [13-0792](#)

**SCA 3 - Constitutional Amendment - Parcel Tax - School District - Voter Approval 55 Per Cent**

Adoption by Board of Education of Resolution No. 1213-0153 - Endorsement - Senate Constitutional Amendment 3 - School District Parcel Tax - Voter Approval By 55%.

**Attachments:**

[13-0792 SCA 3 - Constitutional Amendment - Parcel Tax - School District - Voter Approval 55 Per Cent](#)

**Board of Education Matter(s)**

☒  [13-0771](#)

**Minutes - Board of Education - Regular Meeting - February 27, 2013**

Ratification by the Board of Education of Its Regular Meeting Minutes of February 27, 2013, prepared by Secretary and Staff shortly after said Meeting.

**Attachments:**

[Minutes - Board of Education - Regular Meeting - February 27, 2013](#)

☒  [13-0773](#)

**Minutes - Board of Education - Regular Meeting - March 13, 2013**

Ratification by the Board of Education of Its Regular Meeting Minutes of March 13, 2013, prepared by Secretary and Staff shortly after said Meeting.

**Attachments:** [Minutes - Board of Education - Regular Meeting - March 13, 2013](#)

☒  [13-0774](#)

**Minutes - Board of Education - Special Meeting - March 20, 2013**

Ratification by the Board of Education of Its Special Meeting Minutes of March 20, 2013, prepared by Secretary and Staff shortly after said Meeting.

**Attachments:** [Minutes - Board of Education - Special Meeting - March 20, 2013](#)

☒  [13-0779](#)

**Minutes - Board of Education - Regular Meeting - March 27, 2013**

Ratification by the Board of Education of Its Regular Meeting Minutes of March 27, 2013, prepared by Secretary and Staff shortly after said Meeting.

**Attachments:** [Minutes - Board of Education - Regular Meeting - March 27, 2013](#)

☒  [13-0776](#)

**Minutes - Board of Education - Special Meeting - April 4, 2013**

Ratification by the Board of Education of Its Special Meeting Minutes of April 4, 2013, prepared by Secretary and Staff shortly after said Meeting.

**Attachments:** [Minutes - Board of Education - Special Meeting - April 4, 2013](#)

☒  [13-0777](#)

**Minutes - Board of Education - Regular Meeting - April 10, 2013**

Ratification by the Board of Education of Its Regular Meeting Minutes of April 10, 2013, prepared by Secretary and Staff shortly after said Meeting.

**Attachments:** [Minutes - Board of Education - Regular Meeting - April 10, 2013](#)

☒  [13-0778](#)

**Minutes - Board of Education - Special Meeting - April 15, 2013**

Ratification by the Board of Education of Its Special Meeting Minutes of April 15, 2013, prepared by Secretary and Staff shortly after said Meeting.

**Attachments:** [Minutes - Board of Education - Special Meeting - April 15, 2013](#)

 [13-0803](#)

**Amendment of Board Bylaws - BB 9000, 9005, 9010, 9100, 9121, 9122, 9123, 9124, 9130, 9221, 9230, 9230, 9250, 9310, 9311, 9312, 9313, 9320, 9321, 9321.1, 9322, 9323, 9324, 9325, 9326, 9327, 9328 and 9400 - Clarification of Effective Date**

Adoption by Board of Education of clarification of the effective date of specified Board Bylaws, Enactment No. 13-0613, adopted April 10, 2013, as follows:  
Board Bylaws Changes effective 4/10/2013: BB 9130, 9250, 9312, 9320, 9321, 9321.1, 9322, 9325, 9327, 9328; and  
Board Bylaws Changes effective 7/1/2013: BB 9000, 9005, 9010, 9100, 9121, 9122, 9123, 9124, 9221, 9230, 9310, 9311, 9313, 9323, 9324, 9326 and 9400.

**Attachments:** [13-0803 Amendment of Board Bylaws - BB 9000, 9005, 9010, 9100, 9121, 9122, 9123, 9124, 9130, 9221, 9230, 9230, 9250, 9310, 9311, 9312, 9313, 9320, 9321, 9321.1, 9322, 9323, 9324, 9325, 9326, 9327, 9328 and 9400 - Clarification of Effective Date](#)

## **P. Introduction of New Legislative Matter(s)**

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

## **Q. Special Recognitions and Presentations**

*None this section.*

## **R. Superintendent's Report**

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

[13-0768](#)

**Report of the Superintendent of Schools – April 24, 2013**

Presentation of the Report of the Superintendent of Schools - April 24, 2013.

## **S. President's Report**

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

[13-0769](#)**Report of the President of the Board of Education – April 24, 2013**

Presentation of the Report of the President of the Board of Education - April 24, 2013.

**T. Board Members' Report**

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

[13-0770](#)**Report of Regular Board Members – April 24, 2013**

Presentation of the Report of Regular Board Members - April 24, 2013.

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


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

[13-0766](#)**Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 30 Minutes – April 24, 2013**

Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 30 Minutes - April 24, 2013.

## V. Adoption of the Pupil Discipline Consent Report

*Adoption of the Pupil Discipline Consent Report by the Board is the final Public Session decision, required by state law, on an individual pupil case from Closed Session, based on consideration of report and recommendations from the Pupil Discipline Hearing Panel, to either suspend, expel, grant a suspended expulsion, revoke a suspended expulsion order, reinstate, readmit, admit a pupil or not to do any of the preceding regarding a pupil. An individual pupil case specifics, other than as disclosed on printed agenda, is non-discloseable pursuant to federal law.*

☒  13-0276

### **Reconsideration of Expulsion Order - Student E**

Reconsideration of Expulsion Order - Student E

## W. Adjournment