

SAN LEANDRO UNIFIED SCHOOL DISTRICT  
SAN LEANDRO, CALIFORNIA  
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**REGULAR MEETING OF THE BOARD OF EDUCATION - MINUTES**

August 24, 2004

The Board of Education of the San Leandro Unified School District met in regular session on August 24, 2004, in the San Leandro City Council Chambers, 835 East 14th Street, San Leandro, California.

The meeting was called to order at 5:07 p.m. by President Linda Perry.

**BOARD MEMBERS PRESENT**

Mr. Louis Heystek  
Mr. Ken Pon  
Mr. T. W. "Rick" Richards (arrived at 5:22 pm)  
Ms. Kimberly Wilson (arrived at 5:18 pm)  
Mrs. Pauline Cutter, Clerk  
Ms. Linda Perry, President

**BOARD MEMBERS ABSENT**

Mr. Gary Thompson, Vice President

**DISTRICT STAFF PRESENT**

Christine Lim, Superintendent  
Leon Glaster, Assistant Superintendent  
Michael Martinez, Assistant Superintendent  
Henrietta Sakamaki, Assistant Superintendent  
Linda Pollard, Administrative Assistant

**PUBLIC COMMENTS REGARDING CLOSED SESSION AGENDA**

There were no public comments concerning items on the closed session agenda.

**CLOSED SESSION**

At 5:10 p.m., the Board went into closed session for Public Employee Performance Evaluation, Title: Superintendent; Public Employee Discipline/Dismissal/Release; and Conference with Legal Counsel-Existing Litigation pursuant to Government Code Sections 54957 and 54956.9. The closed session was adjourned at 7:05 p.m.

The Board returned to open session at 7:11 p.m. with the Pledge of Allegiance to the Flag led by the Helen Ross Family. President Perry said the Board had been in closed session and the following action was taken:

- \* On a motion by Mrs. Cutter and seconded by Mr. Pon, the Board approved a binding settlement agreement with a classified employee of the Building Trades by a 5-1 vote. Mr. Heystek voting no. Mr. Thompson was absent.

### **APPROVAL OF AGENDA**

Prior to the vote, Ms. Perry said that the student number in Action Item 3.1-A should read E40-02/03.

On a motion made by Mrs. Cutter and seconded by Mr. Richards, the Board unanimously approved the agenda for the regular meeting of August 24, 2004 by a 6-0 vote. Mr. Thompson was absent.

### **PRESENTATIONS**

- \* Helen Ross Scholarship

Members of the Helen Ross family presented a formal proposal establishing "The Helen Ross Promising Young Reader Scholarship" to be implemented at Roosevelt Elementary School where Helen volunteered in Kenneth Moy's class. Her daughter, Shauna Rockson, shared that her mother was a reader all of her life and believed that "if you have a book with you, you are never alone." She introduced her father, Grant Ross; sister, Gail Ross; and Claudia Davis, a librarian at a school where Shauna teaches in Palo Alto. Claudia helped the family with the scholarship and is also generously funding the first two years of the scholarship.

Claudia presented a verification of the check that will be coming to Roosevelt to the principal, Judith Cameron. Ms. Cameron acknowledged and thanked the Ross family for their generosity.

Ms. Perry also thanked the family and added that maybe they have planted a seed so others may come forward to help plant other seeds of literacy.

- \* 2003-2004 California High School Exit Exam (CAHSEE) Test Results

Linda Granger, Associate Principal at San Leandro High School, and Laura Leventer, Coordinator of Data and Assessment presented the 2003-2004 California High School Exit Exam (CAHSEE) test results for the District.

Linda Granger explained that when the state originally implemented legislation making the CAHSEE a requirement for graduation, they planned to begin with the class of 2004. After several administrations of the exam and an independent evaluation of the results, the state decided to delay the implementation of the exam to the class of 2006 (the current juniors). The state allows for only one delay, so this cannot happen again. All students in the class of 2006 and beyond will have to pass the exit exam as a requirement for graduation. Students are assessed in English Language Arts and Math and must pass each component (no combined score); and they will have five opportunities to pass the exam, once in the spring of their sophomore year, and twice in their junior and senior year. These results are used in calculating Academic Performance Index (API) and AYP.

Laura Leventer presented the 2003-2004 CAHSEE results. She explained the percentages shown were based on the number of students who passed over the number who actually took the test (not the total number of students). She added that 10<sup>th</sup> grade results were the first time these students had taken the test.

Linda Granger shared the impact on instruction, which includes, the District offering an intervention class this past summer called CAHSEE English and CAHSEE Math; enrolling students in English in the fall; adopting curriculum for support classes aligned to CAHSEE, providing after school intervention, English Language Arts and Math study guides/practice problems developed by the state of California for every student in the class of 2006, and a math foundations class for freshman not on grade level standards which will provide them with extra support prior to taking the test as tenth graders. Ms. Granger added that we are hoping that with all these interventions, students will really make it this year.

Mr. Richards asked about the after school intervention portion. Ms. Granger explained that that is for students who are very close to passing, (15 points or fewer). Mr. Richards said that, before the exit exam was delayed, Padres Unidos was looking at offering a weekend program to help the students. He added that Padres Unidos has the possibility of having funding (a grant) provided to sponsor and provide assistance with the exit exam to increase the number of minority (Latino/African America) students that pass the test. As soon as he gets more details, he will let the Superintendent, and Assistant Superintendent Henrietta Sakamaki know.

Ms. Perry thanked Ms. Granger for attending the Board meetings to report on student data and assessment and wished her success in her new position as

Associate Superintendent at San Leandro High School. She welcomed Laura Leventer and is looking forward to future reports.

## **PUBLIC TESTIMONY ON NON-AGENDA ITEMS**

Billy Campbell congratulated the Board, District, and Principal Amy Furtado on the success of the two Beautification Days at the high school. He then addressed the Board on the reduction of the District's custodial staff and the need to have more custodial training on processes to follow. Ms. Perry asked the Superintendent to follow-up.

Mr. Filipovich addressed the Board regarding making decisions without having a full Board, not including oral communication under correspondence on the agenda, Board president not informing the public attending of what was going to take place during the meeting, letting the public know if a reporter was in attendance, and partisan and non-partisan issues. He continued after the three-minute time limit, and requested to have the minutes reflect that President Perry repeatedly indicated that his time was up.

## **REPORTS**

- 1) Correspondence – Clerk Cutter reported she received correspondence today and was unaware that the whole Board was receiving it and will report on it at the next meeting.
- 2) Superintendent's Report – Superintendent Chris Lim welcomed everyone back to a new school year and wanted to share some items with the community and the Board:
  - Status Update Regarding Facilities for School Opening – Assistant Superintendent Leon Glaster indicated that Mr. Murphy, Director of Facilities and Operations would be sharing a slide and narrative presentation on the status of current projects throughout the District, but added that the interior classrooms at Muir &, Bancroft are complete; San Leandro High School is repaving the tennis courts and is on schedule; a meeting is scheduled for tomorrow with the contractor and the construction management firm regarding some issues at Washington, Wilson, and Roosevelt to determine if we can speed up the process. They are little behind schedule for the Sept 1 opening because they originally thought school would be starting after Labor Day. More information will be available at the end of the week.
  - 2004-2005 State Budget – Mr. Glaster shared highlights of the 2004-2005 state budget which was passed August 1<sup>st</sup> and how it

impacts our school district:

- **COLA 2.41%** (already included in our 2004-05 budget);
- **Revenue Limit Deficit Reduction .9%** (also included in our 2004-05 budget);
- **Revenue Limit Equalization Aid**, approximately \$90,651 for our district;
- **Categorical Programs** received a 2.41% COLA;
- **Staff Develop Buyout** is \$306.50 per day for Certificated Staff (3 days) and \$158.92 for Classified staff (1 day), however our District has included the staff development buyout days on the salary schedule and we will lose revenue if staff does not attend training;
- **Deferred Maintenance** estimated at \$287,000;
- **Instructional Materials Block Grant** estimated at \$51.50 per 2003 CBEDS;
- **School Safety** was fully funded;
- **K-3 Class-Size Reduction** - no flexibility in grade level rollout (cap is 20.44 through April 15)
- **Supplemental Instructional Materials for English Language Learners** (approximately \$25 per EL student);
- **Instructional Materials for Libraries** (approximately \$12,361 for our District);
- **AB 1200 Oversight changes (AB 2756)** gives the County Superintendent and the State Superintendent of Public Education greater authority over districts with qualified or negative certifications;
- **Routine Restrict Maintenance** – for 2004/05 based on 2% of total general fund; 2005/06 and after based on 3% of general fund expenditures. Because we received state facilities funds, we are bound by these expenditure requirements;
- **State Mandates**- the oldest claims, not subject to audit, will be paid up to approximately \$37 million; payment for mandates from 1996-1999 include collective bargaining, pupil suspension, and school crimes;
- **The Williams Case Settlement**-specific details have not been determined.

President Perry requested this information in writing.

Superintendent Lim announced that the first day of school would be September 1; staff development is scheduled for August 30, work day on the 31<sup>st</sup>, and students return on September 1. She added that the District received a commendable rating for our Gifted and Talented Grant and plan.

Garfield Year-Round School is already in session and after a marketing plan and program to increase their ADA, Garfield has met their projection of 410 students. She congratulated Principal Jan Hulls and staff for doing an outstanding job.

There was an Administrative Retreat in which the Superintendent shared the District's focus this year, "Closing the Achievement Gap"; and identified six strategies for the District in which the Leadership will be promoting and developing at their school sites and training staff. Ms. Lim said that she had recently presented the training to the Literacy Facilitators, where there was a high quality of interaction and exchange of ideas..

She said that seventy-six members called the District Equity Team (E-Team) would be attending the Glenn Singleton training the next two days at the District Office. Each site has three or four members including the principal (the high school has eight members) and the Superintendent has eight members. Four more days are scheduled for this year. She is excited about the great plans ahead. The morale and spirit of the staff is stellar. There are 30% new administrators in the District this fall.

She visited Garfield and in addition to being fully enrolled, those classrooms that were destroyed by the fire have been fully restored.

Finally Ms. Lim said that a community forum met at Bancroft regarding the joint field project. There will be a second meeting on Sept. 1 at 7:00 p.m. at the San Leandro Community Library. This process involved people coming together to develop different scenarios on what it would be like to have an ideal joint City/District field. Ms. Perry added that over 100 people attended the first meeting.

Ms. Wilson asked about the award amount for the Gifted and Talented Grant. Ms. Wong, Director of Curriculum, said that the District would receive approximately \$36,000. Elementary sites each receive about \$550 and secondary sites' amount is based on ADA. Ms. Lim said that the money is used through the District staff development, payment of GATE facilitators, stipends, and training.

### 3) Board Committee Reports

- Facilities/Technology - Ms. Cutter reported that the committee met on August 11 and discussed five items: (1) San Leandro High School heat

gain in new wing – Mike Murphy reported that through a new system of timing and allowing night air, fresh air, and circulation it will be a lot better; (2) Construction update; (3) Adult School Master Plan Update – the Adult School wanted to meet with the Muir principal confirming that they would have their support before they continued with their plans; (4) Creative Deferred Maintenance Program for Site Discretion – which is taking the money and putting it into a ratio so that each site gets an equitable share of this money; and the Muir/Bancroft Technology Network Infrastructure, which will be discussed later in this meeting. Next meeting agenda items include discussing what needs to be done to go out for a Bond, and the pre-qualification application process for new work.

- Policy - Ms. Perry and Mrs. Cutter (Ms. Wilson was unable to attend) reported that the committee met on August 11 and those items discussed were on tonight's agenda.

#### 4) Board Representatives' Reports

- Alameda County School Boards Assn. –Ms. Perry reported that everyone should have received the meeting dates, locations and programs for the year. The first session is September 16 and will be on the “*California Performance Review*”. Confirmed speakers include Rick Pratt, CSBA; Laura Walker-Jeffers, ACSA, and the executive director from the Community College League of California. The program is free, will begin at 7:00 pm, followed by the Executive Board meetings from 8:30-9:30 pm.
- City/District Liaison – Mr. Pon reported that they met July 8 at the District Office. They reviewed the City and District plans regarding November election, ballot issues, the City going for a parcel tax, and the bond survey; discussed the Joint Use Agreement regarding Bancroft Middle School sports field; “What’s up with Guns Program” which Ms. Lim explained was a grant funding program, that we have received, to be implemented at our secondary schools. It’s a free assembly program on guns which is part of the Joseph Matteucci Foundation for Youth Non-Violence. Mr. Pon added that there would be a joint meeting between the City Council and Board on September 28 at 7:00 pm., and the next City/District Liaison meeting date was scheduled for September 8 at 11:30 hosted by the City.

## **PRESENTATION**

Mike Murphy, Director of Facilities and Operations, shared with the Board the monthly status of current projects throughout the District. Highlights included:

The Health & Safety Retrofit Program at San Leandro High School, Muir, Bancroft, Roosevelt, Washington, Wilson and Monroe; summer projects status at San Leandro High including resurfacing of the tennis and basketball courts, student parking lot, new student patio area, and air flow reprogramming; before and after pictures of the fire at Garfield Elementary which was substantially completed in July; interim housing status at four sites: Bancroft and Muir Middle Schools, San Leandro High School, and Monroe Elementary; and the New Jefferson Elementary School K-5 facility.

Board members were very pleased with the progress. President Perry thanked and commended Mr. Glaster, Mr. Murphy, and staff on behalf of the Board for making the “Lessons Learned” a reality.

Ms. Wilson was concerned about the sod being laid at Bancroft now and the rainy season approaching sometime in October/November and ways to preserve the sod. Mr. Murphy said that maintenance would be keeping an eye on it and if they noticed something happening to it, they would discuss it with the principal.

## **FACILITIES/CONSTRUCTION ITEMS**

### **Action Items**

- 4.1-F/A      Change Order #6 - Jefferson Elementary School - Increment II  
On a motion by Mr. Pon and seconded by Mrs. Cutter, the Board approved Change Order #6 for Fedcon General Contractors, Inc. for Jefferson Elementary School Increment II – Bid Package #03-01 by a 6-0 vote. Mr. Thompson was absent.
- 4.2-F/A      Change Order #9 - Elementary School Modernization  
On a motion by Mr. Pon and seconded by Mrs. Cutter, the Board approved Change Order #9 for Arntz Builders for the Elementary School Modernization Project; Bid Package #03-05 by a 6-0 vote. Mr. Thompson was absent.
- 4.3-F/A      Change Order #10 – Bancroft and Muir Middle Schools  
Modernization  
On a motion by Mr. Pon and seconded by Ms. Wilson, the Board approved Change Order #10 for Arntz Builders for Bancroft and Muir Schools Modernization Project; Bid Package #03-04 by 6-0 vote. Mr. Thompson was absent.



- 4.4-F/A      Change Order #13 – San Leandro High School Modernization Project  
On a motion by Ms. Wilson and seconded by Mrs. Cutter, the Board approved Change Order #13 for Vitton Construction for the San Leandro High School Modernization Project; Bid Package #03-03 by a 6-0 vote. Mr. Thompson was absent.

Ms. Perry added that many of these change orders incorporated and showed savings over the original bids.

## **CONSENT ITEMS**

Prior to the vote, Mr. Pon asked that Consent Item 1.4-C, Resolution #04-41, Board Member Compensation, be removed.

### General Services

- 1.1-C      Approval of Board Minutes – July 7, 2004  
1.2-C      Approval of Board Minutes – July 13, 2004  
1.3-C      Approval of Board Minutes – August 3, 2004

### Human Resources

- 2.1-C      Acceptance of Personnel Report

### Educational Services

- 3.1-C      Acceptance of Donations  
3.2-C      Non-Public School Contracts  
3.3-C      Approve the Certificated Administrators to Serve on Administrative Panel Hearing for the 2004-05 School Year

### Business, Operations and Facilities

- 4.1-C      Ratification of Payroll  
4.2-C      Approval of Bill Warrants  
4.3-C      Intra-District Transfers

On a motion made by Mr. Heystek and seconded by Mr. Richards, the Board approved the remaining consent items by a 6-0 vote. Mr. Thompson was absent.

1.4-C Resolution #04-41 – Board Member Compensation

Mr. Pon said that in the past when Board members were absent, a copy of the exhibit - E 9250, the basis for the absence, would be included with the packet. That item was not included. Ms. Lim said that she was unfamiliar with the Board policy, so that was the reason for the oversight but she did have a copy of the exhibit with her. The exhibit was passed to each member to review.

On a motion by Mr. Heystek and seconded by Ms. Wilson, the Board adopted Resolution #04-41 to certify that Board Member Pauline Cutter was absent from the August 3, 2004, public Board meeting due to hardship by a 6-0 vote. Mr. Thompson was absent.

## **ACTION ITEMS**

### Human Resources

2.1-A Computer Technician Job Description

#### **PUBLIC COMMENT**

Don Bilodeau, Teamster and Trades representative, felt that the Computer Technician Job Description should fall under the Teamsters/Trades agreement as there was already a computer tech position in the District. It seems like the District is specializing and developing a technical program at each site.

Billy Campbell added that this job description is very similar to the job description of the computer technician that the District has now. That while the Teamster/Trades is not objecting to it being a CSEA position, leaving the wording as is comes under the category of an Office Technician Repairman which is a Teamster/Trades position. Both Don Bilodeau and Billy Campbell requested that this Board item be tabled until the Sept. 8 meeting so that the union could discuss this issue with Human Resources.

Mr. Martinez said that the District was very careful when they put this job description together making sure that it was not related to Teamster bargaining unit work. He would be curious to know which functions of this particular position are in conflict with Teamsters.

Mr. Martinez and Superintendent Lim agreed that there should be a

delay rather than move forward with any conflict over this description.

On a motion by Mrs. Cutter and seconded by Mr. Richards , the Board approved to table the job description for the Computer Technician to the September 8 meeting by a 6-0 vote. Mr. Thompson was absent.

- 2.2-A New Job Description and Job Title for Special Services Secretary  
On a motion by Mr. Heystek and seconded by Ms. Wilson, the Board approved the job description and job title for the Special Services Secretary by a 6-0 vote. Mr. Thompson was absent.

### Educational Services

- 3.1-A Approval of Termination of Expulsion Order  
On a motion by Mrs. Cutter and seconded by Mr. Richards, the Board approved the recommendation of the Director of Student Support Services to terminate the expulsion order for student E40-02/03 by a 6-0 vote. Mr. Thompson was absent.
- 3.2-A Approval of Termination of Expulsion Order  
On a motion by Mr. Richards and seconded by Mrs. Cutter, the Board approved the recommendation of the Director of Student Support Services to terminate the expulsion order for student E019-03/04 by 6-0 vote. Mr. Thompson was absent.
- 3.3-A Approval of Termination of Expulsion Order  
On a motion by Mr. Pon and seconded by Ms. Wilson, the Board approved the recommendation of the Director of Student Support Services to terminate the expulsion order for student E27-03/04 by a 6-0 vote. Mr. Thompson was absent.
- 3.4-A Approval of Termination of Expulsion Order  
On a motion by Ms. Wilson and seconded by Mr. Richards, the Board approved the recommendation of the Director of Student Support Services to terminate the expulsion order for student E28-03/04 by a 6-0 vote. Mr. Thompson was absent.
- 3.5-A Approval of Termination of Expulsion Order  
On a motion by Mr. Pon and seconded by Mr. Richards, the Board approved the recommendation of the Director of Student Support Services to terminate the expulsion order for student E39-03/04 by a 6-0 vote. Mr. Thompson was absent
- 3.6-A The Helen Ross Promising Young Reader Scholarship  
On a motion by Mr. Heystek and seconded by Mrs. Cutter, the Board

approved the establishment of The Helen Ross Promising Young Reader Scholarship at Roosevelt Elementary School, 2004-2014 by 6-0 vote. Mr. Thompson was absent.

#### Business, Operations and Facilities

4.1-A Bancroft Middle School Parking Lot Use Extension

On a motion by Mr. Heystek and seconded by Mr. Pon, the Board approved the Bancroft Middle School Parking Lot Use Extension by a 6-0 vote. Mr. Thompson was absent.

Ms. Perry said that the Board wanted to thank Mr. Glaster for negotiating and Ivan Cornelius for being a generous person, a real supporter of education in the community, and allowing the District to continue to use the property for a \$1.00 a year.

4.2-A New Food Services' Manager Position at Wilson Elementary School

Prior to the vote, Mr. Heystek asked Mr. Glaster how the manager position would make the process of transporting meals from John Muir more effective. Mr. Glaster said that Wilson serves more meals than John Muir, just over 1000 meals per day. Superintendent Lim indicated that by adding this additional staff position at the Wilson site instead of having one manager serving both John Muir and Wilson, services would be more effective and the extra duty hours for existing employees would decrease.

On a motion by Ms. Wilson and seconded by Mrs. Cutter, the Board approved the new Food Services' manager position at Wilson Elementary School by a 6-0 vote. Mr. Thompson was absent.

#### **CONFERENCE ITEMS**

##### General Services

1.1-CF Revision of Board Policy 1312.3 and Addition of E 1312.3(a), and E1312.3(b), Uniform Complaint Procedures

The Board discussed and considered the approval of revised Board Policy 1312.3 and addition of E1312.3(a), and E 1312.3(b), Uniform Complaint Procedures.

#### **PUBLIC COMMENT**

Billy Campbell addressed the Board regarding whether or not vendors i.e. people who use our facilities under the Facility Use Agreement through Community Services were obligated under these same rules; if they were rude, abusive and/or abusive to the

property etc., could an employee file a complaint against them under this policy; and what would be the process for an employee to file a complaint. Ms. Perry referred these questions to the Superintendent for follow-up.

Ms. Perry said that the District's equity policy consultant, Barry Chersky, recommended the change in BP 1312.3(a), **including gender identify**, with specific training and definition.

Mr. Richards asked for clarification of Step 1 and Step 2 on E 1312.3(a) on filing a complaint. The complainant only needs to file one complaint, and the complaint will be forward to each step if needed. They do not have to file another complaint for each step.

Ms. Perry had one correction under Step 2 of E 1312.3(a). It should read **5 working days**, not calendar days. All days should be **working days**, not calendar days.

Mr. Pon would like to see a definition of **gender identity**, which is new. Mr. Pon said parents need to understand it when they see it. Ms. Perry said the committee suggested putting it as a footnote. Ms. Lim said we would add the definition to the Board Policy and put it as a footnote.

Discussion continued on the definition of "working days" "calendar days", and "days" in the policy. It needs to be more explicit and consistent.

In order to define working, calendar, and days, and to add a footnote on the definition of "including gender identity" to the Board Policy, the Board agreed to pull the item to the Sept. 8 meeting.

#### 1.2-CF

##### Addition of E 4144/4244/4344 to Board Policy, Complaints

The Board discussed and considered the approval of the addition of E 4144/4244/4344 to Board Policy, Complaints.

Ms. Perry said that there should be two different exhibits, one for certificated, and one for classified employees. Ms. Lim said that Mr. Martinez was currently working on an SLTA exhibit Form C, for that purpose.

Ms. Perry requested and the Board agreed to pull this item to the Sept. 8 meeting to revise numbering of exhibits and include the new form.

1.3-CF Revision of Board Policy 5116.1, E(1) 5116.1, and E(2) 5116.1, Open Enrollment, E(1) 5116.2, Intra-District Transfer Request

The Board discussed and considered the approval of the revision of Board Policy 5116.1, E(1) 5116.1, and E(2) 5116.1, Open Enrollment, and E(1) 5116.2, Intra-District Transfer Request.

Mr. Heystek and Ms. Cutter noted some clerical changes on page two of E(1) 5116.2. The first sentence should read **If for childcare purpose, please state caregiver or Agency Name.** Also Step Two: Requested Resident School should read “*Please complete this section and submit to the requested Transfer School:*”

Mr. Pon asked to remove paragraph two, “*Any student attending a school prior to July 1, 1994 shall be considered a current resident of that school until the student graduates or is promoted from that school* on BP 5116.1(b) Open Enrollment

Mr. Heystek asked for explanation of Item #2 under Enrollment Priorities which states “*The Board retains the authority to maintain appropriate racial and ethnic balance among schools and to assign students to alternative school sites if their school of residence has reached enrollment capacity.*” Ms. Sakamaki said that by law the District Board has the authority to do this. She added that it pertains to the desegregation laws, and having racial balance in our schools, although we have not used this in our District. Ms. Wilson added that is part of the Brown vs. Brown Act mandate and is referenced in the Board Policy.

On a motion by Mr. Pon and seconded by Mr. Richards, the Board approved revision of Board Policy 5116.1, E(1) 5116.2, and E(2) 5116.1, Open Enrollment, and E(1) 5116.2 Intra-District Transfer Request as amended by a 6-0 vote. Mr. Thompson was absent.

1.4-CF Revision of Board Policy 5117, Inter-District Attendance, and E(1) 5117.1, E(2) 5117.2, Inter-District Attendance Permits

The Board discussed and considered the approval of the revision of Board Policy 5117, Inter-District Attendance, and E(1) 5117.1, E(2) 5117.1, Inter-District Attendance Permits.

Mr. Heystek noted that for clarification, the first sentence of the request on E(1) 5117.1(a) should add “*school year* “ and read **I request a transfer of my child/children for the 20\_\_-20\_\_ school year.**

Ms. Cutter added that on page two of E(1) 5117.1(b) the sentence should read **for childcare purpose, please complete: Caregiver or**

**Agency Name** (to match the consistency on the other policies).

The second page needs to be numbered E(1) 5117.1**(b)**.

On a motion by Mr. Heystek and seconded by Mr. Pon, the Board approved the revision of Board Policy 5117, Inter-District Attendance, and E(1) 5117.1, E(2) 5117.1, Inter-District Attendance Permits as amended by a 6-0 vote. Mr. Thompson was absent.

1.5-CF

Revision of Board Policy 5145.3, Non-Discrimination/Harassment  
The Board discussed and considered the approval of the revision of Board Policy 5145.3, Non Discrimination/Harassment.

Ms. Perry said this includes the gender identity change and the definition needs to be footnoted.

Mr. Heystek said that the sentence in the third paragraph of BP 5145.3(a) should read *In physical education, when objective standards have an adverse effect on students because of their gender (**including** gender identity)...* and the same notation in the fourth line of the first paragraph of BP 5145.3(b) “...culture, heritage, gender (**including** gender identity) or sexual orientation.

On a motion by Mr. Heystek and seconded by Mr. Richards , the Board approved the revision of Board Policy 5145.3, and addition of E 5145.3 Resolution #98-39, Non Discrimination/Harassment as amended by a 6-0 vote. Mr. Thompson was absent.

1.6-CF

Revision of Board Policy 5145.31, E 5145.31, Hate Motivated Behavior

The Board discussed and considered the approval of the revision of Board Policy 5145.31, and E 5145.31, Hate Motivated Behavior.

Ms. Perry noted that the definition of **gender identity** needs to be footnoted.

With regards to the data gathered on E 5145.31, Ms. Perry said it was a requirement. Mr. Richards asked what we do with the data once it is collected and Ms. Sakamaki said that it can be used for crime reports.

On a motion by Mr. Pon and seconded by Mrs. Cutter, the Board approved the revision of Board Policy 5145.31, and E 5145.31, Hate Motivated Behavior as amended by a 6-0 vote. Mr. Thompson was

absent.

1.7-CF Replacement of E(1) 5145.7 and E(2) 5145.7 to Board Policy with New E(1) 5145.7, Harassment

The Board discussed and considered the approval of the replacement of E(1) 5145.7 and E(2) 5145.7 to Board Policy with new E(1) 5145.7, Harassment.

Ms. Perry asked about the word “*sexual*” being removed from the complaint form. Mrs Sakamaki said it was the recommendation of the District’s consultant, Barry Chersky, that “*sexual*” be removed so that the form could be used for any harassment issue.

On a motion by Mr. Heystek and seconded by Mrs. Cutter, the Board approved the replacement of E(1) 5145.7 and E(2) 5145.7, Sexual Harassment, to Board Policy with new E(1) 5145.7, Harassment, as amended by a 6-0 vote. Mr. Thompson was absent.



## Business, Operations and Facilities

- 4.1-CF      Technology Network Support at the Discounted Price  
The Board discussed and considered the approval of the Technology Network Support Agreement.

On a motion by Ms. Wilson and seconded by Mr. Richards, the Board approved the Technology Network Support Agreement by a 6-0 vote. Mr. Thompson was absent.

- 4.2-CF      School Developer Fees Change of Assessment  
The Board discussed and considered the approval of the School Developer Fees Change of Assessment.

Mr. Pon appreciated Jonathan Edwards getting back to the District regarding his question about a facility being approved as an exempt senior facility and then changing to a non-exempt use, and the District losing the developer fees up front and not being able to collect the developer fee as a result of the change. Mr. Edwards said that if the facility changes to a non-exempt status, the District must be notified and would then have the opportunity to collect the developer fee changes.

On a motion by Mr. Pon and seconded by Mrs. Cutter, the Board approved the School Developer Fees Change of Assessment by a 6-0 vote. Mr. Thompson was absent.

Mr. Glaster thanked the Board for bringing this to the attention of staff.

President Perry said this came to light because of the senior facility on Davis Street that did not survive being senior housing.

- 4.3-CF      Resolution #04-42 Muir and Bancroft Middle Schools' Computer Connectivity Project  
The Board discussed and considered adopting Resolution #04-42 Muir and Bancroft Middle Schools' Computer Connectivity Project.

The Board and Mr. Glaster thanked the staff, particularly Esteban Zapiain for all of their work.

On a motion by Mr. Heystek and seconded by Mr. Richards, the Board adopted Resolution #04-42 Muir and Bancroft Middle Schools' Computer Connectivity Project by a 6-0 vote. Mr. Thompson was absent.

4.4-CF      Contract for Legal Services with Bassi, Martini & Blum, LLP  
The Board discussed and considered the approval of the contract for Legal Services with Bassi, Martini & Blum, LLP.

On a motion by Mr. Heystek and seconded by Mr. Pon, the Board approved the contract for Legal Services with Bassi, Martini & Blum, LLP by a 6-0 vote. Mr. Thompson was absent.

Ms. Perry thanked Superintendent Lim for watching those legal fees and giving us alternatives.

## **INFORMATION**

### Educational Services

3.1-I      AR 1312.3, Uniform Complaint Procedure  
The Board received for information the revised AR 1312.3, Uniform Complaint Procedures, as presented.

Ms. Cutter noted that the “days” needed to be changed to “working days” throughout the AR. It was agreed to bring the AR 1312.3 back for review at the next Board meeting on September 8.

3.2-I      AR 4144/4244/4344  
The Board received for information the revised AR 4144/4244/4344, Complaints, as presented.

Mr. Richards suggested that because E 4144/4244/4344 were being brought back, we should also bring back this AR for review on September 8.

3.3-I      AR 5116.1, Open Enrollment Within the District  
The Board received for information the revised AR 5116.1, Open Enrollment Within the District, as presented.

Ms. Perry had a question regarding item five of AR 5116.1(a) “*Applicants who receive approval must confirm their enrollment with the approved school **within two weeks***”. Should it not be 10 working days/14 calendar days?

Ms. Sakamaki explained that we have usually had a two week period to confirm student enrollment so that we can balance classes. It was decided that for consistency the AR should state **10 working days**.

3.4-I      AR 5116.2, Intra-District Transfers  
The Board received for information the revised AR 5116.2, Intra-

District Transfers, as presented.

Ms. Wilson asked for clarity regarding the first sentence in paragraph number four, “*Intra-district transfers shall not be granted for parent/legal guardian preference and subject to space availability.*”

Mrs. Cutter said that the District is not guided by what the parent wants.

Mr. Pon stated that for consistency the word “*involuntarily*” should be used under item number 1 and number 2 under **Selection Procedures/Priority of Approval** .

3.5-I AR 5117.1, Inter-District Attendance Permits  
The Board received for information the revised AR 5117.1, Inter-District Attendance Permits, as presented.

Ms. Sakamaki noted changes regarding the wording “working days”, so this will be brought back to the Sept. 8 Board meeting.

3.6-I AR 5145.31, Hate Motivated Behavior  
The Board received for information the revised AR 5145.31, Hate Motivated Behavior, as presented.

The gender identity definition needs to be footnoted.

After reviewing and suggestions for clarification and consistency, the following items will be brought back to the September 8: AR 1312.3, Uniform Complaint Procedures, AR 4144/4244/4344, Complaints, and AR 5117.1, Inter-District Attendance Permits.

#### Business, Operations and Facilities

4/1-I Miscellaneous Receipts

Miscellaneous receipts in the amount of \$16,883.15 have been deposited to the Treasury of Alameda County.

#### **ADDITIONAL SUGGESTIONS AND COMMENTS FROM BOARD MEMBERS**

Ms. Cutter said she attended “The Every Child Counts” conference. This year they will be concentrating on literacy for early childhood and trying to incorporate

that into the standards. Attendees were wondering what it meant, and Pauline shared that San Leandro Unified had a kindergarten report card that addresses this, which was very well received by the directors, giving them something to go on and to use with parents.

Mr. Heystek reported the Superintendent Evaluation Ad Hoc Committee, composed of Ms. Wilson, Mr. Richards, and him, (as chair), would be meeting Thursday September 9 at 6:30 pm at the District Office. He also announced that with his marriage last month, he has legally changed his middle name to "Neira". His legal name is now Louis Neira Heystek, and his email address is [louisnheystek@aol.com](mailto:louisnheystek@aol.com). He will email this information to the Board.

Ms. Wilson reported that she was planning on attending the KNN Finance Conference on Friday, October 1, 2004 and to please let her know if any other Board members would like to join her. She commended Superintendent Lim and the administrative staff for the forms and calendars that were made available so that the Board was aware of District events. She appreciated having it well in advance so that she could plan ahead.

She requested that she would like to have ROP on the next agenda. She had attended the August 5 meeting and it was not on this agenda to report on it. Ms. Perry said that we would have a double report at the next meeting.

Ms. Perry commended the City's summer reading program through the library. She was able to participate in their carnival with over 3,000 San Leandro kids who completed and earned the right to come to the carnival. She thanked Nancy Fong and staff. The theme this year was "New Frontiers in Reading". This is a wonderful partnership with City. She thanked the unions, Mike Murphy, and Leon Glaster and all those who participated in making the San Leandro High School Beautification Days possible.

She said that in regards to the letter that was sent on behalf of the Board regarding the crematory issue, it was brought to her attention as time sensitive by City staff for a response in order to be included in the process, so she signed the letter. If there are additional comments, or if anyone on the Board objects to that, there is still time to add additional comments.

She also attended the principals institutes and administrative retreat on behalf of the Board where she awarded "Gold Stars" to begin the year, continuing the tradition of presenting "Gold Stars" as we enter the new school year for our high expectations in regards to our staff at all of our sites; and she also attended the Garfield Back-to-School Night, where there was a lot of parent involvement and outstanding presentations. As a result the parents received a lot of good information.

Mr. Richards asked if "Villa San Leandro" would be brought back to the next meeting since the Develop Fee Change of Assessment was approved, allowing staff

to move forward with the developer fee issue, and being able to make some adjustments. Ms. Perry said that instructions were given tonight for staff to proceed with the steps necessary to adjust this issue, so it was not necessary to bring it back.

Mr. Heystek asked that the Board's participation in the California School Boards Association be put on the Sept. 8 agenda for discussion.

## **ANNOUNCEMENT**

### **Future Board of Education Meetings**

- Regular Meeting – September 8, 2004
- Regular Meeting – September 21, 2004
- Regular Meeting – October 5, 2004
- Regular Meeting – October 19, 2004
- Regular Meeting – November 16, 2004
- Regular Meeting – November 30, 2004
- Regular Meeting – December 7, 2004
- Regular Meeting – December 14, 2004
- Regular Meeting – January 11, 2005
- Regular Meeting – January 25, 2005
- Regular Meeting – February 1, 2005
- Regular Meeting – February 16, 2005
- Regular Meeting – March 1, 2005
- Regular Meeting – March 15, 2005
- Regular Meeting – April 5, 2005
- Regular Meeting – April 19, 2005
- Regular Meeting – May 3, 2005
- Regular Meeting – May 17, 2005
- Regular Meeting – June 7, 2005
- Regular Meeting – June 21, 2005

## **ADJOURNMENT**

On a motion made by Mr. Pon and seconded by Ms. Wilson, the Board adjourned the 6-0 meeting at 9:43 p.m.

Respectfully submitted,

Pauline Cutter, Clerk