

**SAN LEANDRO UNIFIED SCHOOL DISTRICT**  
**14735 Juniper Street**  
**SAN LEANDRO, CALIFORNIA**  
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**REGULAR MEETING OF THE BOARD OF EDUCATION - AGENDA**

January 26, 2010  
Closed Session: 6:00 p.m.  
Regular Session: 7:00 p.m.–10:30 p.m.\*

The Board Meeting will be held in the San Leandro City Council Chambers, 835 E. 14th Street, San Leandro, California.

**Please note that this meeting is being recorded.**

\* \* \* \* \*

Call to Order                      The Presiding Officer will call the meeting to order at 6:00 p.m. The Board will recess to Closed Session at 6:00 p.m. and reconvene in Public Session at 7:00 p.m.

Roll Call                              Board Member Pauline Cutter  
Board Member Morgan Mack-Rose  
Board Member Diana Prola  
Board Member Carmen Sullivan  
Board Clerk Hermy Almonte  
Board Vice President Lisa Hague  
Board President Mike Katz-Lacabe  
Student Board Member Steven Mills

Administration                      Interim Superintendent Cindy Cathey, Secretary

Public Testimony                      Opportunity for members of the public to address the Board concerning items on the Closed Session Agenda

*\*Regular Board Meetings shall be adjourned at 10:30 p.m. unless extended to a specific time determined by a majority of the Board. The meeting shall be extended no more than once and may be adjourned to a later date. (Board Policy 9323)*

Prior to the Public Session, the Board will meet in Closed Session pursuant to Education Code Sections 35146 and 48918(c), and Government Code Sections 54957, 54957.6, 54956.9(b), 54956.8, 54956.9, and 54956.

- a) Student Expulsions
- b) Public Employee Performance Evaluation, Title: Interim Superintendent
- c) Public Employee Discipline/Dismissal/Release/Hiring
- d) Conference with Labor Negotiator
- e) Conference with Legal Counsel – Anticipated Litigation – Significant exposure to litigation)
- f) Conference with Real Property Negotiator – Property(ies)
- g) Conference with Legal Counsel – Existing Litigation
- h) Tort Claim

Report Closed  
Session Action

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Pledge of Allegiance

Approve Agenda

Approve the Regular Meeting Agenda of January 26, 2010

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Legal Statement

Members of the audience who wish to address the Board are asked to complete the yellow card available at the entrance and submit it to the Board's Administrative Assistant. Speakers who have completed the card will be called when the item is reached on the agenda or, for non-agenda items, during the Public Testimony. Cards are to be turned in before the item is reached on the agenda. Please note that this meeting is being recorded.

State law prohibits the Board of Education from taking any action on or discussing items that are not on the posted agenda except to A) briefly respond to statements made or questions posed by the public in attendance; B) ask questions for clarification; C) provide a reference to a staff member or other resource for factual information in response to the inquiry; or D) ask a staff member to report back on the matter at the next meeting and/or put it on a future agenda. (Government Code Section 54954.2(a))

**7:00-7:10 p.m. REPORT**

Parks & Recreation Commission Report: Juan  
Manuel Martinez, San Leandro Unified School  
District Representative

**PRESENTATION**

- 7:10-7:25 p.m.** \* The Assistant Superintendent of Business Services Song Chin-Bendib will give a PowerPoint presentation on the Governor’s proposals for the 2010-11 State Budget and K-12 Education. The presentation will include the impact of the Governor’s proposed budget on the San Leandro Unified School District. A brief outline of the impact was reported to the Board on January 12, 2010. This presentation will show the impact on the District’s Revenue Limit and other relevant information from the proposal.

**PUBLIC TESTIMONY ON NON-AGENDA ITEMS**

Members of the audience, who wish to address the Board, please complete the yellow card available at the entrance and submit it to the Board’s Administrative Assistant. Cards are to be turned in before the item is reached on the agenda.

**PRESENTATION**

- 7:25-7:35 p.m.** \* Perry-Smith LLP will present the audit report related to the District financial statement for the year ended June 30, 2009 (2008-09). The audit report includes the District financial statements, supplemental information, auditor’s opinions on the financial statements, federal compliance, and state compliance. In addition, Perry-Smith LLP will share with the Board the performed procedures that were agreed to by San Leandro Unified School District and the independent Citizen’s Oversight Committee.

**7:35-7:40 p.m. ACTION ITEM**

These items are presented for action at this time. Some may have been reviewed at a previous meeting.

Business Operations

4.1-A Staff Recommendation:

2008-2009 Fiscal  
Year Independent  
Audit Report

Approve the annual report for the 2008/2009 fiscal year  
as prepared by the firm of Perry-Smith LLP.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

## **PRESENTATION**

**7:40-8:00 p.m.**

- \* Assistant Superintendent of Business Services and the Director of Bond & Measure B Projects will provide a presentation on the following:
- 1) An update on the latest Measure B projects including upcoming projects in the next few months, specifically in summer 2010.
  - 2) The working draft on the cost of staffing of primarily the San Leandro High School Fred Korematsu Campus (9<sup>th</sup> grade campus) The list also includes the cost for other sites such as the Arts Education Center, Library and District Parking Lot. The list delineates one-time versus on-going costs with one-time costs to be paid mostly from the Measure B funds while on-going costs are paid from the Unrestricted General Fund. The cost to be paid out of the Unrestricted General Fund has been incorporated into the 2009-10 First Interim report presented to the Board on December 15, 2009. This is an itemized list and it is still a working document. An original version was shared with the Finance Committee on December 7, 2009, and a more updated version to the Citizen's Oversight Committee on January 20, 2010. The list shows cost estimates and the exact amounts are not known until the purchases are made.

**8:00-8:35 p.m.**

## **REPORTS**

Correspondence  
Student Board Member Report  
Union Representative Reports  
Interim Superintendent's Report

Board Committee Reports

- City/District Liaison
- Facilities/Technology
- Finance

**8:35-8:40 p.m.**

**CONSENT ITEMS**

These items are considered routine and may be enacted by a single motion. At the request of any member of the Board, any item on the consent agenda shall be removed and given individual consideration for action as a regular agenda item.

General Services

1.1-C  
Approval of Board  
Minutes – November  
17, 2009

Staff Recommendation:  
Approve the minutes of the regular Board meeting  
held on November 17, 2009.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

1.2 -C  
Approval of Board  
Minutes – November  
19, 2009

Staff Recommendation:  
Approve the minutes of the special Board meeting  
held on November 19, 2009.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

1.3-C  
Resolution #10-05  
Authorizing Certain  
Person to Draw Funds

Staff Recommendation:  
Adopt Resolution #10-05 authorizing certain  
persons to draw funds on behalf o the District.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Human Resources

2.1-C  
Acceptance of  
Personnel Report

Staff Recommendation:  
Accept Personnel Report as submitted.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Educational Services

3.1-C  
Acceptance of  
Donations

Staff Recommendation:  
Approve the acceptance of gifts to the District as  
follows:

Washington Elementary School

- \$241.99 from PG&E through their Matching Gift Program
- \$450 as school's portion from student picture sales from Baird Thompson Photography

John Muir Middle School

- \$10 for Science Department from Menandro & Annaliza Villacarte
- \$15 for Science Department from Mui Venh Ho
- \$20 for Science Department from Nancy Kuo and Brian Giang

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

3.2-C  
Recommendation from the Administrative Panel

Staff Recommendation:

Approve the Administrative Panel's recommendation for expulsion for student E09-09/10.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

3.3-C  
Proposed Stipulated Expulsion Order

Staff Recommendation:

Approve the stipulated expulsion recommendation from the Director of Student Support Services for student E10-09/10.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

3.4-C  
Contract between the San Leandro Unified School District and Performance Fact, Inc. for Program Improvement Services for Jefferson Elementary School

Staff Recommendation:

Approve the Contract between the San Leandro Unified School District and Performance Fact, Inc. for Program Improvement services for Jefferson Elementary School.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

3.5-C  
Memorandum of Understanding (MOU) between the San Leandro Unified School District and Santa Clara County Office of

Staff Recommendation:

Approve the Memorandum of Understanding (MOU) between the San Leandro Unified School District and Santa Clara County Office of Education (SCCOE) to provide SB 472 Holt ELA training to high school English teachers.

Education (SCCOE) to provide SB 472 Holt ELA Training to High School English Teachers

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

3.6-C  
2009-2010 Consolidated Application (ConApp) for Funding Categorical Aid Programs (Part II)

Staff Recommendation:  
Approve the 2009-2010 Consolidated Application (ConApp) for Funding Categorical Aid Programs (Part II).

ConApp will be emailed on Monday, January 25, 2010

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Business Operations

4.1-C  
Ratification of Payroll

Staff Recommendation:  
Ratify December 2009 payroll in the amount of \$4,628,153.50.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

4.2-C  
Approval of Bill Warrants

Staff Recommendation:  
Approve Bill Warrants #88973064-88977447 in the amount of \$6,595,093.64.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

4.3-C  
Intra-Budget Transfers

Staff Recommendation:  
Approve the request for Intra-Budget Transfers for November and December 2009.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

4.4-C  
Contract Agreement with Davis Street Community Center for The Child Care Premises at Garfield Elementary School for 2009 to 2019

Staff Recommendation:  
Approve the Contract Agreement with Davis Street Community Center for The Child Care Premises at Garfield Elementary School for 2009 to 2019.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

4.5-C  
Contract Agreement  
with Davis Street  
Community Center for  
The Child Care  
Premises at Roosevelt  
Elementary School for  
2009 to 2019

Staff Recommendation:  
Approve the Contract Agreement with Davis Street  
Community Center for The Child Care Premises at  
Roosevelt Elementary School for 2009 to 2019.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

4.6-C  
Contract Agreement  
with Davis Street  
Community Center for  
The Child Care  
Premises at Jefferson  
Elementary School for  
2009 to 2019

Staff Recommendation:  
Approve the Contract Agreement with Davis Street  
Community Center for The Child Care Premises at  
Jefferson Elementary School for 2009 to 2019.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

4.7-C  
Resolution #10-07  
Refinance Existing  
Certificate of  
Participation with a  
Fixed Rate Lease with  
Capital One

Staff Recommendation:  
Adopt Resolution #10-07 refinance existing  
Certificate of Participation with a fixed rate lease  
with Capital One.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

4.8-C  
Resolution #10-06 to  
Declare Certain  
Equipment Surplus  
and/or Obsolete.

Staff Recommendation:  
Adopt Resolution #10-06 to declare certain  
equipment surplus and/or obsolete due to the age  
and condition of the designated equipment.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

4.9-C  
Upgrade Escape Online  
5 by Purchasing Ten  
Computers (without  
monitors) and Two  
Laptops

Staff Recommendation:  
Approve to upgrade Escape Online 5 by  
purchasing ten computers (without monitors) and  
two laptops.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

#### Facilities and Construction

5.1-C  
Sequoia Pacific

Staff Recommendation:  
Approve the Sequoia Pacific Builders, Inc.



Builders, Inc. Contract Change Order #3 for the San Leandro High School Library Expansion

Contract Change Order #3 of \$12,079, a 1.8% increase, for the San Leandro High School Library Expansion.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

5.2-C  
Jeff Luchetti Construction, Inc. Contract Change Order #3 for the 9<sup>th</sup> Grade Campus

Staff Recommendation:  
Approve the Jeff Luchetti Construction, Inc. contract Change Order #3 of \$126,144.74, a 0.59% increase to the prior contract amount of \$21,519.945.99, for the 9<sup>th</sup> Grade Campus.

5.3-C  
Amendment #1 to the Vista Environmental Consulting Master Agreement to include the San Leandro High School (SLHS) Open Space Project

Staff Recommendation:  
Approve Amendment #1 in the amount of \$24,190 to the Vista Environmental Consulting contract to provide additional testing and oversight observation for the hazardous material removal for the SLHS Open Space project.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

5.4-C  
Amendment #2 to Jeff E. Wong Architectural Services Contract for the John Muir Middle School Renovation and Upgrade Project

Staff Recommendation:  
Approve Amendment #2 for \$5,700, a 0.8% increase, to Jeffery E. Wong Architects contract to add mechanical/electrical engineering for the John Muir Middle School renovation and upgrade project.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

5.5-C  
Amendment #2 Architectural Services Contract with AEDIS Architects for the Career Technical Education/Industrial Arts Renovation Projects

Staff Recommendation:  
Approve Amendment #2 for \$24,006 to the architectural services contract with AEDIS Architects to add exterior improvements for the Career Technical Education/Industrial Arts Renovation projects.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

**8:40-9:10 p.m.**

**CONFERENCE ITEMS**

These items are submitted for advance planning and to assist the Board in establishing future agenda items. The Board may, however, take action on the following:

Human Resources

2.1-CF  
Superintendent Search

Staff Recommendation:  
The Board will discuss and consider directing staff to arrange presentations by each of the three selected search firms.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Educational Services

3.1-CF  
Discuss and Consider  
Restructuring Board  
Committees

Staff Recommendation:  
The Board will discuss and consider restructuring the current Board committees.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

**9:10-9:15 p.m. INFORMATION**

These items are intended to keep the Board informed on various District business matters which do not require action by the Board.

Educational Services

3.1-I  
Williams Uniform  
Complaint Procedures  
(include Valenzuela  
Settlement  
Requirement)

Staff Recommendation:  
Receive for information and review the Williams Uniform Complaint Procedures (include Valenzuela Settlement Requirement) Quarterly Report for the period of October through December 2009.

Business Operations

4.1-I  
Miscellaneous Receipts

Staff Recommendation:  
Miscellaneous receipts in the amount of \$22,342,730.31 have been deposited in the Treasury of Alameda County.

4.2-I Bancroft Middle School Fence Project Staff Recommendation: Receive for information and review details of the fence project at Bancroft Middle School.

Facilities and Construction

5.1-I Updated Measure B Bond Projects Budgets Staff Recommendation: Receive for information and review the Measure B Project Program Financial Summary Report and Consolidated Detail Report.

**9:15 p.m. ADDITIONAL SUGGESTIONS AND COMMENTS FROM BOARD MEMBERS**

**ANNOUNCEMENT Board of Education Meetings**  
**Special Board Workshop – February 2, 2010, 6 pm, DO**  
Regular Meeting – February 9, 2010  
**Special Board Workshop – February 23, 2010, 6 pm, DO**  
Regular Meeting – March 2, 2010  
**Special Board Meeting (if necessary) – March 9, 2010**  
**Special Meeting – Thursday, March 11, 2010, DO**  
Regular Meeting – March 23, 2010  
Regular Meeting – April 20, 2010  
Regular Meeting – May 4, 2010  
Regular Meeting – May 18, 2010  
**Regular Meeting – Wednesday, June 2, 2010**  
Regular Meeting – June 15, 2009  
Special Meeting – June 29, 2009

**ADJOURNMENT** Time \_\_\_\_\_