

SAN LEANDRO UNIFIED SCHOOL DISTRICT
14735 Juniper Street
SAN LEANDRO, CALIFORNIA
Phone: (510) 667-3522 Fax: (510) 678-5303
www.sanleandro.k12.ca.us

REGULAR MEETING OF THE BOARD OF EDUCATION - AGENDA

March 2, 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.

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| 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 Government Code Sections 54957, 54957.6, 54956.9(b), 54956.8, and 54956.9.

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

Report Closed Motion _____ Second _____ Vote _____
Session Action

Pledge of Allegiance

Approve Agenda Approve the Regular Meeting Agenda of March 2, 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))

7:00-7:20 p.m. PRESENTATION

- * Assistant Superintendent Business Services, Song Chin-Bendib and Director of Bond & Measure B Projects, Mike Murphy, will provide a presentation on the Open Space Project at the San Leandro High School. The presentation will include the new layout, reconfiguration of existing portables and potential transferring of one or two portables to a new location.

7:20-7:30 p.m. CONFERENCE ITEM

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:

Facilities and Operations

<p>5.1-CF Discuss and Consider Reserving Two Surplus Portable Classrooms (PCR) from the San Leandro High School Open Space Project to the Maintenance Yard for Future Use</p>	<p><u>Staff Recommendation:</u> The Board will discuss and consider reserving Two Surplus Portable Classrooms (PCR) from the San Leandro High School Open Space Project to the Maintenance Yard for Future Use.</p>
	<p>Motion _____ Second _____ Vote _____</p>

<p>5.2-CF Discuss and Consider Increasing the Number of Portable Classrooms (PCR) in the Business Academy Groups from Seven to Eight</p>	<p><u>Staff Recommendation:</u> The Board will discuss and consider Increasing the Number of Portable Classrooms (PCR) in the Business Academy Groups from Seven to Eight,</p>
	<p>Motion _____ Second _____ Vote _____</p>

7:30-7:40 p.m. 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.

7:40-7:45 p.m. PUBLIC HEARING

Public Hearing Comments are limited to 3 minutes per speaker, subject to adjustment by the Board President. Members of the audience who wish to address the Board regarding the Public Hearing are asked to complete the yellow card available at the entrance and submit it to the Board's Administrative Assistant.

A public hearing will be conducted regarding the Flexibility Sweep of Tier III Adult Education Fund Balance – Phase VII

The Budget trailer bill (SBX3 4) gives local school agencies the authority to use the funds received from the state for Tier III programs for “any educational purpose, to the extent permitted by federal law”. These local education agencies are allowed to transfer funds from categorical programs to the Unrestricted General Fund for any educational purpose. The flexibility to transfer funds from the Tier III programs is authorized for five years until 2012-13.

The following is a list of budget reductions and Tier III Flexibility transfers that have been approved by the Board of Trustees:

- March 9, 2009, Board approved a budget reduction of \$3.0M for 2009-10, and \$3.2M for 2010-11. These reductions have been categorized as Phase I.
- March 17, 2009, Flexibility “sweep” of 2007-08 ending balance and Tier III programs for a total of \$829,180. The approval was categorized as Phase II and III.
- May 5, 2009, flexibility transfer of Tier III funds of \$526,664 was approved by the Board and categorized as Phase IV.
- December 1, 2009, flexibility transfer of 2008-09 Tier III ending balance of \$270,271 was approved by the Board and categorized as Phase V.
- December 15, 2009, flexibility transfer of 2008-09 Tier III ending balance of \$143,000 was approved by the Board and categorized as Phase VI.

Staff is now presenting Phase VII of flexibility transfers. On October 6, 2009, the Board approved the sweeping of \$1,000,000 of Adult Education fund balance. On February 23, 2010 the Board approved the sweeping of \$100,000 of Deferred Maintenance fund balance. ABX04 2 allows for the District to sweep Tier III ending fund balances as of June 30, 2008, but these balances must be transferred by the end of 2009-10.

By conducting a public hearing on a regularly scheduled Board meeting, the District would have met the requirement under Budget Trailer Bill SBX 3 4.

- a. Board President opens the public hearing
Motion _____ Second _____ Vote _____
- b. Public Testimony
- c. Board President closes the public hearing

Motion _____ Second _____ Vote _____

7:45-7:55 p.m. CONFERENCE ITEM

Business Operations

4.1-CF
Flexibility Transfers of
Tier III Programs –
Phase VII

Staff Recommendation:
The Board will discuss and consider approving
the transfer of \$1,100,000 of the Phase VII
flexibility transfers of Tier III programs to the
Unrestricted General Fund:

Adult Education	\$1,000,000
Deferred Maintenance	<u>100,000</u>
Total	\$1,100,000

Motion _____ Second _____ Vote _____

7:55-8:25 p.m.

REPORTS

Correspondence
Student Board Member Report
Union Representative Reports
Interim Superintendent's Report
Board Committee Reports
• Facilities/Technology
Board Representatives' Reports
• Alameda County School Boards Assn.

8:25-8:35 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 – December
15, 2009

Staff Recommendation:
Approve the minutes of the regular Board meeting
held on December 15, 2009.

Motion _____ Second _____ Vote _____

1.2 -C
Approval of Board
Minutes – January 5,
2010

Staff Recommendation:
Approve the minutes of the special Board meeting
held on January 5, 2010.

Motion _____ Second _____ Vote _____

1.3 -C
Approval of Board
Minutes – January 12,
2010

Staff Recommendation:
Approve the minutes of the regular Board meeting
held on January 5, 2010.

Motion _____ Second _____ Vote _____

1.4-C
Approval of Board
Minutes – February 2,
2010

Staff Recommendation:
Approval of Board minutes of the special Board
meeting held on February 2, 2010.

Motion _____ Second _____ Vote _____

1.5-C
Approval of Board
Minutes – February 16,
2010

Staff Recommendation:
Approval of Board minutes of the special Board
meeting held on February 16, 2010.

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:

Madison Elementary School

- 50 loaves of bread for the 5th grade spaghetti dinner fundraiser from Semifreddi’s, Alameda
- \$100 for 5th grade Outdoor Education from Huichu Sung
- \$10 for 5th grade Outdoor Education from Diana Prola
- Sectional sofa as drawing prize for 5th grade fundraiser from Home Elegance, San Leandro
- 4 handmade blankets for gift basket drawing for 5th grade fundraiser from Yvette Rice
- \$50 Safeway gift card from Gary Fong, D.D.S.,

Hayward

- 40 Warriors tickets to Opening Day game and an autographed jersey to use as a prize from Golden Gate Warriors, Oakland
- Podium from Gerhard Grotke
-

Washington Elementary School

- Various office supplies from Marge Gladman
- \$1,749.52 for new supplies for school library from Shirley Lantz

San Leandro High School

- \$1,350 to the Notables (Music Department) from San Leandro Rotary Club
- Sony DVD player and 42” Panasonic TV from Susan Morton

Motion _____ Second _____ Vote _____

3.2-C

San Leandro High School Book Club Out-of-State Field Trip to Ashland, Oregon, Shakespeare Festival

Staff Recommendation:

Approve the San Leandro High School Book Club Out-of-State Field Trip to Ashland, Oregon, Shakespeare Festival, May 21-24, 2010.

Motion _____ Second _____ Vote _____

Business Operations

4.1-C

Intra-Budget Transfers

Staff Recommendation:

Approve the request for Intra-Budget Transfers for January and February 2010.

Motion _____ Second _____ Vote _____

4.2-C

OPT-E-MAN Connection for 9th Grade Campus

Staff Recommendation:

Approve the AT&T contract addendum to establish an OPT-E-MAN line to connect the 9th Grade Campus with the rest of the District.

Motion _____ Second _____ Vote _____

Facilities and Construction

5.1-C
Amendment #1 to the Contract for Division of the State Architect (DSA) Inspector of Record (IOR) Inspection Services, with Jerome R. Zalinski for the 2010 Measure B Projects

Staff Recommendation:
Approve Amendment #1 to the Contract for Division of the State Architect (DSA) Inspector of Record (IOR) Inspection Services, with Jerome R. Zalinski for the 2010 Measure B Projects.

Motion _____ Second _____ Vote _____

5.2-C
Jeff Luchetti Construction, Inc. Contract Change Order #4 for the 9th Grade Campus

Staff Recommendation:
Approve the Jeff Luchetti Construction, Inc. contract Change Order #4 of \$152,958.01, a 0.71% increase to the prior contract amount of \$21,519,945.99, for the 9th Grade Campus.

Motion _____ Second _____ Vote _____

8:35-9:15 p.m. ACTION ITEMS

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

Human Resources

2.1-A
Resolution #10-14 Non-Reelection of Temporary Certificated Employees

Staff Recommendation:
Adopt Resolution #10-14 Non-Reelection of Temporary Certificated Employees.

Motion _____ Second _____ Vote _____

2.2-A
Resolution #10-15, Reduction or Elimination of Certain Particular Kinds of Services for the 2010-2011 School Year

Staff Recommendation:
Adopt Resolution #10-15 Reduction or Elimination of Certain Particular Kinds of Services for the 2010-2011 School Year.

Motion _____ Second _____ Vote _____

9:15-9:45 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:

General Services

1.1-CF
2010 CSBA Delegate
Assembly Election

Staff Recommendation:
The Board will discuss and consider the submission of a ballot for the 2010 CSBA Delegate Assembly.

Motion _____ Second _____ Vote _____

1.2-CF
Discuss and Consider
Restructuring Board
Standing Committees

Staff Recommendation:
The Board will discuss and consider the proposed restructuring of Board Standing Committees.

Motion _____ Second _____ Vote _____

Business Operations

4.2-CF
Dedication Plaque for
the San Leandro High
School Library
Expansion

Staff Recommendation:
The Board will discuss and consider approving one of the design options for the library expansion dedication plaque design, or make some recommendation.

Motion _____ Second _____ Vote _____

9:45 p.m. ADDITIONAL SUGGESTIONS AND COMMENTS FROM BOARD MEMBERS

ANNOUNCEMENT

Board of Education Meetings

- Special Board Meeting (tentative) – March 4, 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 _____