

SAN LEANDRO UNIFIED SCHOOL DISTRICT  
SAN LEANDRO, CALIFORNIA  
[www.sanleandro.k12.ca.us](http://www.sanleandro.k12.ca.us)

**REGULAR MEETING OF THE BOARD OF EDUCATION - MINUTES**

February 9, 2010

The Board of Education of the San Leandro Unified School District met in regular session on February 9, 2010, in the San Leandro City Council Chambers, 835 East 14th Street, San Leandro, California.

The meeting was called to order at 6:01 p.m. by President Katz-Lacabe.

**BOARD MEMBERS PRESENT**

Mrs. Pauline Cutter  
Ms. Morgan Mack-Rose  
Mrs. Diana Prola (arrived at 6:06 p.m.)  
Ms. Carmen Sullivan  
Mr. Hermy Almonte, Clerk  
Mrs. Lisa Hague, Vice President  
Mr. Mike Katz-Lacabe, President  
Mr. Steven Mills, Student Board Member

**DISTRICT STAFF PRESENT**

Cindy Cathey, Interim Superintendent  
Song Chin-Bendib, Assistant Superintendent  
Michael Potmesil, 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 6:02 p.m., the Board went into closed session for Student Expulsions; Public Employee Performance Evaluation, Title: Interim Superintendent; Public Employee Discipline/Dismissal/Release/Hiring; Conference with Labor Negotiator; Conference with Legal Counsel – Anticipated Litigation – significant exposure to litigation; Conference with Real Property Negotiator – Property(ies), and Conference with Legal Counsel – Existing Litigation pursuant to Education Code Sections 35146 and 48918(c), Government Code Sections 54957, 54957.6, 54956.(b), 54956.8, and 54956.9. The closed session was adjourned at 7:00 p.m.

The Board returned to open session at 7:09 p.m. with the Pledge of Allegiance to the Flag. President Katz-Lacabe said the Board had been in closed session where no action was taken.

## **APPROVAL OF AGENDA**

On a motion made by Trustee Hague and seconded by Trustee Sullivan, the Board approved the agenda for the regular meeting of February 9, 2010, by a 7-0 vote.

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

- Adan Alonzo, District parent, addressed the Board regarding their responsibilities as a Board. Mr. Alonzo reminded the Board that they must do their job stating that, “The students are depending on you to make the right decisions.”
- Trina Dumas, District parent, was disappointed of the lack of attendance at the last budget meeting, noting that she didn’t understand why it took so long to start this process. Ms. Dumas urged the Board to be mindful of the roles of personnel and programs, and the effect on students when making those very difficult cuts.

## **PRESENTATION**

Staff provided the Board with a presentation on the Special Board Workshop held February 2, 2010, the subsequent Budget Advisory Committee (BAC) held on February 4, 2010, and a summary of the BAC priorities.

- \* On February 2, 2010, the Board held a Special Board Workshop seeking community input regarding budget priorities. The information gathered at this meeting was summarized and presented to the Board. The top 10 most identified priorities (ranked in order of importance), along with the number of responses received included:

- Elementary Specialist Program (40)
- Instrumental Music (30)
- High School Counselors (28)
- CSR at 26 (no higher than 28) (26)
- High School Athletic program (25)
- High school principals, site clerical staff, middle school counselors (21)
- Middle School Athletics, middle school principals, elementary principals (18)

- \* February 4, 2010, the Budget Advisory Committee (BAC) met to review

community input and to identify BAC budget priorities and potential budget reductions. Trina Dumas, BAC parent representative, provided the Board with a summary of the BAC priorities (NOTE: Not all members participated and this list does not represent a consensus list):

- Keep class size at 26 (no larger than 28)
- Keep Elementary Specialists
- Keep vice principals & counselors
- Keep principals

In addition, the committee brainstormed ideas to consider such as giving up three staff development days, across the board reductions, increase caseloads for counselors, start an attendance campaign to increase Average Daily Attendance (ADA), eliminate 5<sup>th</sup> grade music program, change Trade and Grounds to Utility workers, and consider voluntary contributions from parents and community.

Ms. Dumas also reported that the BAC would be meeting tomorrow, February 10, at 3:30 p.m. to debrief ideas and proposed reductions from tonight's Board meeting, further discuss priorities/potential reductions and explore revenue enhancements ideas.

Staff also provided other relevant budget information which was then discussed as the Board makes the very difficult decision regarding the \$2.7-\$3.1 million reductions necessary in order to submit a balanced budget to the County Office of Education by the March 15th deadline.

It was also noted that decisions regarding the budget cut reductions would be made at the February 23<sup>rd</sup> Board meeting, which the community is encouraged to attend. This Special Board meeting will be held at Bancroft Middle School, 6:30 p.m.

## **CONFERENCE ITEM**

### 4.1-CF Discuss and Consider Preliminary Budget Reductions for 2010-2011

The Board discussed and considered preliminary budget reductions for 2010-2011 and provided direction to the Finance Committee regarding next steps.

## **PUBLIC COMMENT**

- Jon Sherr, San Leandro Teachers' Association (SLTA) President, addressed the Board, stating that SLTA is committed to being responsible partners and maintaining the best quality education for our students. Mr. Sherr urged the Board to maintain class size

reduction, elementary specialists, and counselors.

- Janet Beck, music teacher and department chair, addressed the Board regarding the 5<sup>th</sup> grade music program, the impact at the elementary level should the program be cut, and affects to the secondary level music program.
- David Leese, San Leandro High School band director addressed the Board regarding the value of music education, adding that investments by the community and state through a Visual and Performing Arts (VAPA) grant and “Keep the Music Rockin” foundation, spearheaded by Lenny Williams, have benefited the program for the last six years.
- Hendy Huang addressed the Board in support of keeping the principals and administrators in the District, proposing that cuts be considered at non-improving schools such as Bancroft and San Leandro High School and reconstructing the high school into two or three smaller schools.
- Andrew Storar addressed the Board regarding possible reductions to the 5<sup>th</sup> grade instrumental music program. Mr. Storar urged the Board to come visit the schools to see how this valuable program helps support the music program. Mr. Storar encouraged the Board to attend the upcoming District-wide band festival on March 24.
- Esteban Zapiain, District music teacher, addressed the Board on behalf of the specialists’ program and the importance, not only for the students, but for the teachers and organization. Mr. Zapiain stated that this is a very cost effective program and urged the Board to look somewhere else for cuts.
- Russ Tomlin, District librarian at Muir Middle School, addressed the Board regarding a communication sent to the Board from the three school librarians regarding the importance of the work they do in support of our District’s students particularly in light of new library content standards.
- Carol Delton, District speech therapist and SLTA member, addressed the Board regarding a concern voiced by teachers regarding, “buying all of this stuff” at the school sites, in light of additional budget reductions and when jobs are on the line. Ms. Delton encouraged the Board to stretch the money over several years wherever possible, look at all non-personnel costs such as Tier III and mileage and save where you can.

- Jane Reyas, District parent, addressed the Board regarding the music program, stating that because of her daughter's involvement with music, her self esteem has grown, her organizational skills have improved and music has become an integral part of their family time.
- Kristin Porter addressed the Board regarding the dire straights of education in this economy. Ms. Porter hoped that additional sources of funding can be found. Ms. Porter was concerned about a flattening of education and a possible disregard or overlooking of the higher achieving students as the District enters Program Improvement status. Ms. Porter also spoke in support of the specialists, music, and GATE students.

Prior to the discussion, Interim Superintendent Cathey reiterated that this daunting task facing the Board and District was "not of our doing" adding that every group in our District has been discussing the impact of these cuts on our programs, and students. Having said that, Ms. Cathey stated that the administrative staff is considering reductions of approximately \$200,000 at the District Office.

Each Board member began the discussion by identifying those programs/services (or percentages of programs and services) that they would be willing to reduce to meet the District's \$2.7M loss of funds. Among the programs and personnel discussed were cutting sports and music programs; eliminating some vice principals, principals, custodial staff, elementary library/media Para Educators, and reconfiguring counseling.

It was apparent to Student Board member Mills that, "As a student, everything on this list ends up impacting you somewhere down the line."

At the conclusion of the discussion, Trustees agreed to:

- Increase class sizes for kindergarten through the third-grade from the current 26 to 1 student-teacher ratio to 28 to 1
- District Office \$200,000 minimum cuts
- Ongoing \$200,000 cut from Adult School
- Reduce legal fees by \$50,000
- Reduce and reconfigure counseling by 50 percent
- Reduce one Staff Development Day

The agreed-upon budget cut reductions amounted to \$1.4M below the \$2.7M to \$3.1M goal. As chair of the Finance Committee, Trustee Mack-Rose suggested, and the Board agreed, that each member would come up with a separate list (from the two-page list generated at the

February 2, 2010, Special Board meeting) totaling \$3.1M in reductions and forward them to the chair of the Finance Committee before the Thursday, February 11 Finance Committee meeting. The committee will consolidate the lists and present their recommendation at the February 23 special Board meeting when final decisions regarding the budget cut reductions will be made.

(The Board took a break at 9:35 p.m. and reconvened to open session at 9:40 p.m.)

## **REPORTS**

- 1) Correspondence – Clerk Almonte reported receipt of the following emails between January 26, 2010, and February 8, 2010: From Belen Magers regarding “We have Winners”; from Audrey Brown regarding proclamation for Art is Education; from Hermy Almonte, regarding Trip to Philippines February 12-February 28, 2010; from Colleen Hess regarding budget cuts; from Deborah & Kevin Cox regarding Bancroft PTA fundraiser; from Wilma Chan regarding Chan to make run at supervisor’s seat; from Hermy Almonte regarding SLHS Winner – Christina A. Henriquez; from Stephen Cassidy regarding Fw: Does CSBA have the guts to take a position; from Russ Tomlin regarding new information about your SLUSD school libraries; from Richard Fishbaugh regarding budget cuts and CSR staggered schedule at Kindergarten; from Susan Powers regarding extended kindergarten; and from Georgia Wood regarding full day kindergarten.
- 2) Student Board Member Report – Student Board member Steven Mills updated the Board on activities at San Leandro High School. Mr. Mills felt that new student fund-raising regulations requiring that ASB prepare a list of everything they are planning on selling at school were unfounded and that the action was based on an incident that occurred at Logan High School when several students became ill from brownies that were laced with “weed”. Staff explained that the new regulations may have been a result of the auditor’s identifying several ASB audit exceptions in the audit report, adding that they would be happy to meet and clarify any misunderstanding with the students.
- 3) Union Representative Reports
  - Katherine Piccus, on behalf of the San Leandro Managers’ Association (SLMA), reported that SLMA understands the impact of the upcoming budget reductions have on our District and our students, adding that SLMA believes we are all in this together and they are committed to working with the Board in making the necessary budget cuts without losing valuable members of the District. To that end, in the spirit of cooperation, Ms. Piccus

announced that SLMA voted to offer, per member, three unpaid furlough days for 2010/11 and 2011/12 school years to offset personnel loses.

- Mark Hamilton, on behalf of San Leandro Teachers' Association (SLTA), announced an upcoming CTA event on March 4, "Start the Day for Students" a statewide day of action for students and California's future. Mr. Hamilton reported that activities for that day will be planned with the District, adding that more information can be found at [www.standupforschools.org](http://www.standupforschools.org).

- 4) Interim Superintendent's Report – Interim Superintendent Cindy Cathey commented that Resolution #10-12 Designating February as Career and Technical Education being brought to the Board tonight for consideration, brought to mind the District's commitment to career technology and the launching of the work that will begin this summer, as part of Measure B, to the career technical building at San Leandro High School.

Interim Superintendent Cathey reported that she has been invited to speak, on behalf of the District, at Leadership San Leandro on February 19.

- 5) Board Committee Reports

- Communication – Trustee Prola reported that the committee met on January 29, 2010, and agreed that the committee would meet on the 2<sup>nd</sup> and 4<sup>th</sup> Fridays of the month at 9 a.m. at the District Office. The committee also discussed Board areas of focus, communication methods such as newspapers, website, public events (e.g. forums, grand opening of new facilities, etc.), liaison to various committees, and future topics such as communication about budget issues, school improvement, and press releases. Trustee Prola announced the following upcoming events:
  - March 2 Read Across America (Board members are encouraged to volunteer and read at an elementary school classroom)
  - March 4 "Start the Day for Students" statewide day of action
  - March 3 & 4 CTA and the District joint meeting to address questions and concerns regarding what it means to be a Program Improvement District
  - Late March/ Early April San Leandro High School Library Expansion Dedication is being planned

The committee also asked Interim Superintendent Cathey to have Assistant Director of Technology Ling King create a form on the website so that the local citizens can email their budget suggestions to the Board and investigate placing District alerts on "Twitter".

- Facilities/Technology – Trustee Cutter reported that the committee met and discussed a Professional Services Agreement with O’Connor for 2010 Modernization Projects, Amendment #01 to the Kitchell Construction Management for Bancroft Middle School Heating and Roofing project, Amendment #5 to WLC Architects for additional design services at the San Leandro High School Fred Korematsu Campus, Change Order #4 Sequoia Pacific for the San Leandro High School Library Expansion project, and Notice of Completion (NOC) for the San Leandro High School Library Expansion project, which were being brought forward for Board consideration tonight. The committee also discussed charging youth groups a \$1 for an hour and a half of field usage, which has been forward to the Policy Committee, and a solar proposal by Bourneville Environmental Foundation (BEF) for Monroe Elementary School.
- Policy – Trustee Sullivan reported that the committee met on February 5, 2010, and reviewed the proposed policy revisions: Exhibit: BB 9130 Standing Board Committees, Exhibit: E (2) 1330 Use of School Facilities, Rules and Regulations; BB/Exhibit 4040 Employee Use of Technology; (which are being brought to the Board tonight for consideration.) The committee also looked at the proposed revisions to BP/AR 1325 Advertising and Promotions.

6) Board Representatives’ Reports

- Eden Area Regional Occupational Program – Trustee Almonte reported that the Council met on February 4 and reorganized the Board, and adopted Resolution #383 Designating the month of February as Career and Technology Education Month.

**PRESENTATION**

- \* The Board heard a presentation from staff regarding the implementation of an extended day kindergarten schedule. The presentation summarized the work that was done earlier in the school year by the Kindergarten Task Force and identified the work that would need to be done if the Board directed staff to implement an extended day kindergarten schedule beginning in the 2010-2011 school year. The presentation provided information gathered from the task force, questions that still need to be addressed for full implementation, and potential scheduling options to maximize learning and enrichment time as well as provide during-the-day intervention time. The three options being proposed included:

- #1: All students attend from 8:10-1:45 p.m.
- #2: All students attend from 8:10-1:15 p.m.



- Those eligible for intervention attend from 1:15-1:45 p.m.  
#3: Keep current staggered schedule

The Board asked clarifying questions regarding the options including scheduling time for intervention, impact on increased class size, teacher preference, and frequency of assessments which were addressed by staff.

## **CONFERENCE ITEM**

### Educational Services

#### 3.1-CF Discuss and Consider the Kindergarten Extended Day Schedule

The Board discussed and considered directing staff to prepare for implementation of the Kindergarten Extended Day Schedule beginning with the 2010-2011 school year.

#### **PUBLIC COMMENT**

- Susan Powers, Roosevelt Kindergarten teacher, addressed the Board in support of a staggered kindergarten schedule, stating that keeping staggered would be cost effective and would allow her to teach reading and writing in smaller groups. She urged the Board not to make a decision until the teachers have had a chance to discuss the program changes.
- Patty Fishbaugh, Roosevelt Kindergarten teacher and District parent, addressed the Board regarding her concerns on larger class size, no staggered schedule, and the impact on non-Program Improvement (PI) schools conforming to a PI district model. She urged the Board to keep the staggered schedule.
- Elaine Pepares, District Kindergarten teacher, cautioned the Board about making a change that would affect the students citing that some of her students begin kindergarten at the age of 4. Ms. Pepares urged the Board to listen to the Kindergarten teachers; "We have a collective experience with four and five-year olds."

At 10:28 p.m., on a motion made by Trustee Hague and seconded by Trustee Mack-Rose, the Board extended the meeting one-hour to 11:28 p.m. by a 7-0 vote.

The discussion began with each Board member offering their thoughts and concerns regarding the proposed scheduling options and their preference.

Trustee Mack-Rose noted that one teacher had mentioned to her that

because of staggered, her students were all testing at benchmark, and asked that staff to analyze this data.

For this year, with the exception of Trustee Katz-Lacabe, Option #3 was the preferred option, noting that increasing class-size and eliminating staggered in the next school year would be too much.

Trustee Katz-Lacabe favored Option #2 because it offered some staggered, along with intervention, to students; however, it was clear to him that continued dialog still needed to take place to find a different schedule that works for students and teachers and is best for both.

On a motion made by Trustee Mack-Rose and seconded by Trustee Almonte, the Board directed staff to reconvene the K Task Force for further dialog and continue with the current staggered schedule for the 2010-11 school year by a 6-1 vote. Trustee Katz-Lacabe voting no, clarifying that he supported further dialog; however, felt a change in the current schedule needed to be made.

- \* Staff presented information to the Board of Education regarding elimination of the first through third grade staggered reading schedule. The presentation included: data from surrounding districts, requirements of Program Improvement, loss of instructional minutes, and impact on our ability to implement tiered intervention at the elementary level. The presentation also looked at various scheduling options designed to maximize instructional time and provide during-the-day intervention.

Staff explained that if the District were to eliminate the staggered reading schedule, students would attend school for a longer period of time. This would allow the District to meet the instructional minutes' requirements of Program Improvement. Scheduling options presented included:

- Option A: Full Day – All students  
8:10-3:00  
**Extra 60 minutes for all students**
- Option B: Jefferson Model (modification of the full-day schedule)  
8:10-2:05 All students  
2:05-2:15 Recess for intervention students  
2:15-3:00 Math and ELA Intervention  
**Extra 15 minutes for all students plus  
Extra 45 minutes for intervention students**
- Option C: Modified Jefferson Model  
8:10-2:20 All students  
2:20-2:30 Recess for intervention students  
2:30-3:00 Math and ELA Intervention  
**Extra 30 minutes for all students plus**

**Extra 30 minutes for intervention students**

- Option D: Current Schedule  
8:10-1:50 Early readers  
9:15-3:00 Late readers

Board members voiced their preference and offered other alternatives such as blending Options A & B, and including a “platooning” theory (grouping students together based on their levels) to Option A. Concerns and comments focused on the challenges in meeting the instructional minutes, tiered intervention requirements for Program Improvement and the need to provide professional development for teachers.

**CONFERENCE**

Educational Services

3.2-CF Discuss and Consider Elimination of the First through Third Grade Staggered Reading Schedule

The Board discussed and considered directing staff to prepare for the elimination of the first through third grade staggered reading schedule beginning the 2010-2011 school year.

**PUBLIC COMMENT**

- Patty Fishbaugh addressed the Board regarding her frustration of the lack of communication with regards to this proposal and not having enough voices in the process. Ms. Fishbaugh shared her concerns with Option A and “mixing up the kids”. She urged the Board to not make a hasty decision.
- Susan Powers echoed the comments from Patty Fishbaugh, adding that she didn’t think it was fair when teachers don’t have a voice.
- Keri Skehan-Marshall commented that she always felt that students should be in school longer; however, she was surprised that the options were being presented without first giving the sites an opportunity to review them. Ms. Skehan-Marshall favored Option 3 because it’s working at Jefferson Elementary; however, the sites need some type of direction in the implementation.

Following public comments, Trustee Katz-Lacabe clarified that the two presentations were Board driven and not staff driven.

On a motion made by Trustee Cutter and seconded by Trustee Hague, the Board tabled this item to a future Board meeting, which would

give the sites time to review Options A, B, & C and offer their input by a 7-0 vote.

## **CONSENT ITEMS**

Trustees requested that the following Consent Items be pulled from the Consent Calendar:

- Trustee Cutter and Trustee Sullivan
  - 3.2-C Recommendation to Terminate from Expulsion
  - 3.3-C Recommendation to Terminate from Expulsion
  - 3.4-C Recommendation to Continue the Expulsion Order of Students who have left the San Leandro Unified School District – Unable to Verify Success of Expulsion Order
  
- Trustee Mack-Rose
  - 5.5-C Notice of Completion for the San Leandro High School Library Expansion
  
- Trustee Prola
  - 1.2-C Approval of Board Minutes – January 19, 2010
  - 3.5-C Consultant Contract Agreement between San Leandro Unified School District and Joaquin A. Newman for the 2009-2010 School Year at Lincoln Alternative High School
  
- Trustee Katz-Lacabe
  - 3.9-C Memorandum of Understanding between the San Leandro Unified School District and Girl Scouts of Northern California to Provide Green by Nature Enrichment Program at Three or More After School Education and Safety (ASES) Program Sites

### General Services

- 1.1-C Approval of Board Minutes – December 1, 2009
- 1.3-C Resolution #10-08 Board Compensation – Diana Prola
- 1.4-C Resolution #10-09 Board Compensation – Morgan Mack-Rose

1.5-C Resolution #10-12 Career and Technical Education Month

Human Resources

2.1-C Acceptance of Personnel Report

Educational Services

3.1-C Acceptance of Donations

3.6-C Consultant Contract Agreement between San Leandro Unified School District and Laura Michelle Ostrow for the 2009-2010 School Year at Lincoln Alternative High School

3.7-C Consultant Contract Agreement between San Leandro Unified School District and Alicia Ohs for the 2009-2010 School Year at Lincoln Alternative High School

3.8-C Consultant Contract Agreement between San Leandro Unified School District and Lamberto Roque-Hernandez for the 2009-2010 School Year at Lincoln Alternative High School

Business Operations

4.1-C Ratification of Payroll for January 2010

4.2-C Approval of Bill Warrants

4.3-C Bancroft Middle School Fence Project

4.4-C Medi-Cal Administrative (MAA) Service Agreement Addendum for Northern California Medi-Cal Administrative Services (NMAS) Joint Powers Authority (JPA) in Conjunction with the Local Education Consortium (LEC)- Contract Costa County Superintendent of Schools

4.5-C Proposed Changes to Board Policy 4040, and Exhibit 4040- Employee Use of Technology

4.6-C Proposed Revision to Exhibit: E(2) 1330 Use of School Facilities, Rules and Regulations for Field Usage

Facilities and Construction

5.1-C Professional Services Agreement with O'Connor Construction Management for the 2010 Modernization Projects

- 5.2-C Amendment #1 to the Construction Management Services Contract with Kitchell CEM for the Bancroft Middle School Heating and Roofing Renovation Project
- 5.3-C Amendment #5 to WLC Architects Contract for Additional Design Services at the 9<sup>th</sup> Grade Campus
- 5.4-C Sequoia Pacific Builders, inc. Final Contract Change Order #4 for the San Leandro High School Library Expansion Project

On a motion made by Trustee Cutter and seconded by Trustee Prola, the Board approved the remaining consent items by a 7-0 vote.

### General Services

- 1.2-C Approval of Board Minutes – January 19, 2010

Trustee Prola asked that her comments on page 2 of the minutes reflect that she requested that the three selected superintendent search firms, *The Cosca Group, Leadership Association and Dave Long and Associates*, be brought forward to “a future meeting” for further discussion and didn’t specifically say the “January 26 Board meeting.”

On a motion made by Trustee Prola and seconded by Trustee Almonte, the Board approved the minutes from the January 19, 2010, Board meeting, as amended, by a 7-0 vote.

### Educational Services

Trustee Cutter stated that protocol has been to include supporting documentation for student expulsion recommendations and requested that back-up be provided before the Board considered the following consent items.

On a motion made by Trustee Cutter and seconded by Trustee Sullivan, the Board tabled Consent Items 3.2-C, 3.3-C, and 3.4-C to the next Board meeting by a 7-0 vote.

- 3.2-C Recommendation to Terminate from Expulsion for students E72-05/06 and E18-07/08
- 3.3-C Recommendation to Terminate from Expulsion for students E23-07/08 and E08-08/09
- 3.4-C Recommendation to Continue the Expulsion Order of Students who Have Left the San Leandro Unified School District – Unable to Verify Success of Expulsion Order

E37-05/06	E24-06/07	E15-08/09
E59-05/06	E03-07/08	EOD*03-08/09 *Expelled from another district
E24-05/06	E01-08/09	E10-09/10

3.5-C Consultant Contract Agreement between San Leandro Unified School District and Joaquin A. Newman for the 2009-2010 School Year at Lincoln Alternative High School

Trustee Prola was concerned about the cost for this service and asked if Mr. Newman was credentialed. Interim Superintendent Cathey suggested, as she had some questions as well, that this item be tabled and she would bring it back with additional clarifying information.

Trustee Hague also noted that the dates on the consultant agreement were January 4 through June 17, 2010, and asked if the classes had already begun.

On a motion made by Trustee Prola and seconded by Trustee Cutter, the Board tabled the Consultant Contract Agreement between San Leandro Unified School District and Joaquin A. Newman for the 2009-2010 School Year at Lincoln Alternative High School by a 7-0 vote.

3.9-C Memorandum of Understanding between the San Leandro Unified School District and Girl Scouts of Northern California to provide Green by Nature Enrichment Program at 3 or More After School Education and Safety (ASES) Program Sites

Interim Superintendent Cindy Cathey noted a correction in the Memorandum of Understanding, stating that it is the District's responsibility to provide a minimum of 25 students per program that will be served, so item 3.3, "*A minimum of 25 students per program will be served.*" in Section 3 under the Services Provided by the Agent, should be moved to Section 2 under Program Support from the District.

Interim Superintendent Cathey further responded to Trustee Prola, stating that if the District doesn't insure the minimum of 25 students for enrollment, the contract would be invalid.

On a motion made by Trustee Prola and seconded by Trustee Mack-Rose, the Board approved the Memorandum of Understanding between the San Leandro Unified School District and Girl Scouts of Northern California to provide Green by Nature Enrichment Program

at 3 or More After School Education and Safety (ASES) Program Sites, as amended, by a 7-0 vote.

### Facilities and Construction

5.5-C Notice of Completion for the San Leandro High School Library Expansion Project

Trustee Mack-Rose asked to table this item for a future meeting, as staff was currently looking into an issue with regards to this Notice of Completion, adding that staff concurred with this recommendation.

On a motion made by Trustee Mack-Rose and seconded by Trustee Hague, the Board tabled Notice of Completion for the San Leandro High School Library Expansion Project for a future meeting by a 7-0 vote.

## **ACTION ITEMS**

### Human Resources

2.1-A Resolution #10-10 Criteria for Determining Order for Seniority for Those Employee with the Same Date of First Paid Service

Responding to Trustee Sullivan, Assistant Superintendent Potmesil explained that seniority is determined by the hire date or first day of paid service; however, if employees are hired on the same date, the District uses tie breaking criteria that most benefits the needs of the District to determine the order of seniority. Mr. Potmesil clarified for Trustee Hague the rationale behind the decision that ETOT members be given multi-year credit.

On a motion made by Trustee Cutter and seconded by Trustee Prola, the Board adopted Resolution #10-10 Criteria for Determining Order of Seniority for Those Employees with the Same Date of First Paid Service by a 7-0 vote.

2.2-A Resolution #10-11 Criteria for Determining Certificated Permanent and Probationary Personnel Whom the District Shall Exempt from



the Order of Layoff by Virtue of Their Credentials, Competence, Assignment, Experience or Certification (Skipping Criteria)

In response to Trustee Hague, Assistant Superintendent Potmesil explained that the Skipping Criteria was the same as last year with the exception of Item D, which now broadens certificated personnel who have BCLAD certificates to those who are presently assigned and who will be assigned next year. The other exception was item G that includes “certificated personnel who have two (2) or more years of training in *Explicit Direct Instruction*, noting that this item was specifically tied to our QEIA school, Garfield Elementary School.

In response to Trustee Cutter, staff explained that it was the recommendation of the principal at Garfield that only staff with 2 years or more training be exempt.

On a motion made by Trustee Cutter and seconded by Trustee Prola, the Board adopted Resolution #10-11 Criteria for Determining Order of Seniority for Those Employees with the Same Date of First Paid Service by a 6-1 vote. Trustee Hague voting no.

**CONFERENCE ITEM**

General Services

3.1-CF      Discuss and Consider Restructuring Board Standing Committees

On a motion made by Trustee Mack-Rose and seconded by Trustee Sullivan the Board tabled this item, due to lack of time, by a 7-0 vote.

**INFORMATION ITEMS**

Business Operations

4.1-I      Miscellaneous receipts in the amount of \$32,280,908.35 have been deposited in the Treasure of Alameda County.

Having reached the extended time of 11:28 p.m., the meeting was adjourned.

**ADDITIONAL SUGGESTIONS AND COMMENTS FROM BOARD MEMBERS**

None

## **ANNOUNCEMENT**

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

**Special Board Meeting Workshop, February 23, 2010,  
6:30 pm, Bancroft Middle School**

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

Respectfully submitted,

Hermy Almonte, Clerk