

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

October 21, 2008

The Board of Education of the San Leandro Unified School District met in regular session on October 21, 2008, in the San Leandro City Council Chambers, 835 East 14th Street, San Leandro, California.

The meeting was called to order at 6:00 p.m. by President Ray Davis.

BOARD MEMBERS PRESENT

Mr. Stephen Cassidy
Mr. Mike Katz-Lacabe
Ms. Linda Perry
Mr. T. W. "Rick" Richards
Mrs. Pauline Cutter, Clerk
Mrs. Lisa Hague, Vice President
Mr. Ray Davis, President
Ms. Flavia Coria, Student Board Member

DISTRICT STAFF PRESENT

Christine Lim, Superintendent
Song Chin-Bendib, Assistant Superintendent
Mike Potmesil, Assistant Superintendent
Cindy Cathey, 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 6:01 p.m., the Board went into closed session for Public Employee Performance Evaluation: Superintendent's Evaluation, 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 Government Code Sections 54957, 54957.6, 54956.9(b), 54956.8, and 54956.9. It was

determined that there was no need for Student Expulsions in closed session. The closed session was adjourned at 6:59 p.m.

The Board returned to open session at 7:05 p.m. with the Pledge of Allegiance to the Flag. President Davis said the Board had been in closed session where no action was taken.

President Davis announced that Consent Items 3.5-C, California GEAR-UP Grant Application for Bancroft and John Muir Middle Schools, and 3.6-C, Memorandum of Understanding between Dyanna Christie, GEAR-UP External Evaluator and Independent Contracts; CitySpan Technologies; and the San Leandro Unified School District would be moved up on the agenda and follow the GEAR-UP presentation.

APPROVAL OF AGENDA

On a motion made by Mr. Richards and seconded by Mrs. Hague, the Board approved the agenda for the regular meeting of October 21, 2008, as amended, by a 7-0 vote.

REPORTS

Recreation & Parks Commission Report: Juan Manuel Martinez, San Leandro Unified School District Representative provided a DVD report highlighting Washington Manor Park, the largest San Leandro park, and offers a new aquatic center with a variety of water features and a community room, tennis courts, barbecue pits, basketball courts, playground apparatuses, two softball areas and an open grassy field.

He noted that a few of the neighbors have painted the back-side of their fence, which borders the park, making the fence on the park side inconsistent. He would like the Commission to speak to the neighbors to see if they would consider painting the back-side the same which would create uniformity.

He also stated that the Commission had agreed to bring the issue of "no alcohol" at public parks to the City Council for discussion.

PRESENTATIONS

* Jaliza Eagles, Coordinator of the Gaining Early Awareness and

Readiness for Undergraduate Program (GEAR-UP) presented information related to the GEAR-UP grant that the District received from the United States Department of Education. The grant is aimed at increasing the number of low-income students who are prepared to enter and succeed in postsecondary education. The six-year grant the District is receiving is for 2008-2014, and will provide approximately \$500,000 annually for the duration. Based on a cohort model, the grant funding will follow this year's seventh grade students through high school graduation. Services provided under the grant include professional development, parent workshops on a-g requirements and financial aid, college fairs and tours, tutoring, GEAR-UP and AVID classes, and other offerings to boost college readiness and acceptance. GEAR-UP partners include Chabot Community College, Girls, Inc., Alameda County Office of Education, the UC Berkeley Early Academic Outreach Program, Creekside Community Church and St. Leander's Church, as well as the Advanced Via Individual Determination (AVID) Program.

As part of the grant, the District is required to contract with an external program evaluator. Ms. Eagles introduced Dyanna Christie, an independent contractor, and CitySpan Technologies who will collect all required data elements to evaluate student cohort progress, monitor contract implementation, and ensure other data related grant assurances are completed.

The Board and Student Board member Coria asked for further clarification with regards to GEAR-UP qualification requirements, recruiting students if spaces become available, approximately how many students are in the pool, funding, and program sustainability.

CONSENT

3.5-C California GEAR UP Grant Application for Bancroft and John Muir Middle Schools

3.6-C Memorandum of Understanding between Dyanna Christie, GEAR UP External Evaluator and Independent Contractor; CitySpan Technologies; and the San Leandro Unified School District

On a motion made by Mr. Katz and seconded by Mrs. Hague the Board approved consent items 3.5-C California GEAR UP Grant Application for Bancroft and John Muir Middle Schools, and 3.6-C Memorandum of Understanding between Dyanna Christie, GEAR UP External Evaluator and Independent Contractor; CitySpan Technologies; and the San Leandro Unified School District by a 7-0 vote.

* Cindy Cathey, Assistant Superintendent of Educational Services and Jan Nuño, Principal at Garfield Elementary School, which is on a year-round schedule, presented some of the challenges that are faced due to

the dual traditional and year-round schedules the District' schools operate under, including the impact on the STAR testing of students at Garfield, enrollment and transferring of students, compressed schedules for ordering textbooks and other materials, and preparations for opening of school, as well as fiscal considerations for running two schedules. Educational Services staff will meet with the Garfield subcommittee to discuss modified scheduling options to best meet student learning needs, and will also be reviewing staff schedules to more effectively balance the additional support services required from running dual schedules. A follow-up presentation is scheduled for the November 18, 2008, Board meeting.

PUBLIC TESTIMONY ON NON-AGENDA ITEMS

- Dennis Neal, President of the San Leandro Crusaders Youth Football, addressed the Board regarding his concern that, based on a complaint made by the principal at Arroyo High School to the HAAL, Crusader players would now be charged \$2 to attend football games at Burrell Field, noting that due to long-time partnership between the Crusaders and San Leandro High School, players (ages ranging from 7-14) have been given free season tickets to Pirates' games. He felt that this change was unfair and asked that the Board consider his concern. President Davis said that the Superintendent would check into it.

REPORTS

- 1) Correspondence – Clerk Cutter reported receipt of the following emails from October 2, 2008, through October 15, 2008: From Derek Jung regarding materials in school newsletters; from Dan Martin regarding Pay to Learn program in New York.
- 2) Student Board Member Report – Flavia Coria, Student Board member reported that for the most part Spirit Week was successful and included games, music, and class competitions; however, Friday's activities were marred by a minor accident that occurred regarding the car show, and unruly behavior at the rally that followed at the school site, resulting in Principal Furtado sending students back to class.

Ms. Coria also reported that

- Class rings will be on sale this week
- ASB is sponsoring a "Canned Food Drive" from November 1-21, during 3rd period. The class that collects the most cans will receive a pizza party
- October 23 - UC application workshop
- October 29 - California State Universities application workshop

- October 31 - Halloween Contest on the Quad
- 3) Superintendent's Report – Superintendent Lim announced that October 23 would be the groundbreaking ceremony for the District Parking Lot at San Leandro High School at 12 noon.

The District received a 15-day notice from the Office of Public School Construction regarding the Overcrowding Relief Grant for San Leandro High School that the District submitted. Staff and Harris and Associates are working on addressing the eight areas identified and are confident that the responses will be submitted on time.

Ms. Lim said that Principals Mary Ann Valles and Amy Furtado have been attending a Stanford University summer institute, "Stanford Principal Fellows Program". On Friday, October 24, the Superintendent will be joining other district superintendents for the day.

After a meeting with Alice Lai-Bitker and the County Health Department, it has been determined that both pools can be remain opened if the District purchases a pump, which has been ordered, adding that Alice Lai-Bitker and she will be conducting a tour of the pools at 10 a.m. on October 30. Ms. Lim stated that the District is asking for a four-year delay to obtain funding and design the required renovations or reconstruction.

The Budget Advisory Committee will meet on October 30 at 4 p.m. at the District Office.

The Superintendent's Parent Leaders Council 2008-2009 Kick-Off is scheduled for Thursday, Nov. 13 at 6 p.m. at the District Office.

Following the Superintendent's report, Mr. Cassidy commented that the length of the pool extension should be discussed at the Board level.

4. Board Committee Reports

- City/District Liaison - Mr. Davis reported that the committee met on October 16 where they heard a presentation on the Castro Valley Sports Foundation and development of the stadium at Castro Valley High School. The committee continued discussions regarding Redevelopment Agency Financial Assistance for 9th Grade campus upgrades and gymnasium, noting that the City indicated that they could initially allocate \$622,000 and would be returning to the Council

for approval with a plan to discuss drawing out the remaining \$1.6 million over a period of several years (still to be determined).

In addition, the San Leandro High School pool, the At-Risk Youth Program, Shape-Up San Leandro, and proposed revisions to the San Leandro Municipal Code (SLMC) related to nomination of school district representative to the Recreation and Parks Commission were discussed. The revisions to the SLMC were being brought to the Board for consideration tonight.

- Facilities/Technology – Mrs. Cutter stated that notes from the October 9 committee meeting had been distributed to the Board. She reported that the committee reviewed contract specifications to replace District Office carpet, the storm drain easement at the District Parking Lot at San Leandro High school, and Seismic Safety. She noted that the November 4 Board meeting was rescheduled to November 6. The committee agreed to meet on November 6 prior to that meeting.

There was a brief discussion amongst the Board members regarding the previous seismic evaluation that was completed for Measure A, and whether or not the committee should consider looking at the cost to update the seismic safety evaluation of the District. Mr. Cassidy asked to receive a copy of the seismic report that was completed for Measure A.

The Board also discussed the suggestion of having the Facilities and Technology meeting notes included in the agenda packet.

CONSENT ITEMS

Ms. Perry requested that Consent Item 4.6-C, Resolution #08-48 to designate a Chief Business Official to serve on the Alameda County Treasury Oversight Committee be pulled, and Mr. Cassidy requested that 4.5-C, Contract Services with Littler Mendelson, P.C. (Labor Relations) for the 2008-2009 School Year be pulled from the Consent Calendar.

General Services

1.1-C Approval of Minutes – September 16, 2008

Human Resources

2.1-C Acceptance of Personnel Report

2.2-C Resolution #08-49, Teachers Teaching Out of Subject Area (Education Code 44258.2)

- 2.3-C Resolution #08-50, Teachers Teaching Out of Subject Area (Education Code 44256(b))

Educational Services

- 3.1-C Non-Public School Contracts
- 3.2-C Recommendation from Administrative Panel for Expulsion of Student E03-08/09
- 3.3-C Contract between Barry Chersky and the San Leandro Unified School District for Safe Schools Support Team Consultation
- 3.4-C Memorandum of Understanding between California State University, East Bay and San Leandro Unified School District for Counseling Intern Services

Business Operations

- 4.1-C Ratification of October 2008 Payroll
- 4.2-C Approval of Bill Warrants
- 4.3-C Intra-Budget Transfers for July and August 2008
- 4.4-C Resolution #08-47 to Declare Certain Equipment Surplus and/or Obsolete
- 4.7-C District Office, Carpet Project, Bid Package #MO8-01

On a motion made by Mr. Richards and seconded by Ms. Perry, the Board approved the remaining consent items by a 7-0 vote.

Business Operations

- 4.5-C Contract Services with Littler Mendelson, P.C. (Labor Relations) for the 2008-2009 School Year

As a point of clarification, Mr. Cassidy asked that the following information be part of the public record, stating that approximately \$200,000 of the \$800,000 spent for legal fees was spent by Littler Mendelson with approximately \$100,000 going for negotiations, and the other \$100,000 for other matters, including the appeal to the California Supreme Court.

On a motion made by Mr. Cassidy and seconded by Mrs. Cutter, the

Board approved the contract services with Little Mendelson, P.C. (Labor Relations) for the 2008-2009 school year by a 7-0 vote.

4.6-C Resolution #08-48 Designate a Chief Business Official to Serve on the Alameda County Treasury Oversight Committee

Ms. Perry questioned the appointment/selection process outlined in the Resolution, noting that in the past, the County would forward a nomination to the school districts, who in turn would authorize that person to serve on the committee, referring to Government Code Section 27132, “...that one member be “a representative selected by a majority of the presiding officers of the legislative bodies of the special districts in the county that are required or authorized to deposit funds in the county treasury, including school districts.”

It was explained that, new this year, to ensure continuity and consistent high quality representation on the committee, it was the opinion that the representative should, in all cases, be the Chief Business Official (CBO) of an Alameda County school district (however that position is designated by the employing school district), and by designating their representative in this manner, County school district governing boards will ensure a high level of representation. This Resolution allows the San Leandro Board of Education to authorize the District to designate its CBO to serve on this committee should our designee be selected by the school districts within the county.

On a motion made by Mr. Cassidy and seconded by Mr. Richards, the Board adopted Resolution #08-48 Designate a Chief Business Official to Serve on the Alameda County Treasury Oversight Committee by a 6-1 vote. Ms. Perry voting no.

DISCUSSION ITEM

General Services

1.1-D Proposed Revisions to the San Leandro Municipal Code (SLMC) Sections 1-3-1105, 1-3-1110 related to Nomination of School District Representative to the Recreation and Parks Commission

On a motion made by Ms. Perry and seconded by Mrs. Cutter, it was the consensus of the Board to accept the proposed revisions, “One member of the Commission appointed at large shall reside within the boundaries of the San Leandro Unified School District. The governing board of the San Leandro Unified School District shall submit the name of a nominee for appointment by the City Council”, to the San Leandro Municipal Code (SLMC) Sections 1-3-1105, 1-3-1110 related to

Nomination of School District Representative to the Recreation and Parks Commission by a 7-0 vote.

INFORMATION ITEMS

Educational Service

3.1-I Williams Quarterly Report

The Board received for information and reviewed the Williams Uniform Complaints (including Valenzuela Settlement requirements) Quarterly Report for the period July through September 2008.

Business, Operations and Facilities

4.1-I Miscellaneous Receipts

Miscellaneous receipts in the amount of \$9,516,348.58 have been deposited in the Treasury of Alameda County.

ADDITIONAL SUGGESTIONS AND COMMENTS FROM BOARD MEMBERS

- Mrs. Hague announced that San Leandro High School's fall play, *Metamorphoses*, will be performed for four nights only, November 5-8, in the San Leandro High School pool!
- Mrs. Cutter asked for and received consensus to add Board reorganization on the December 8 Special Board meeting agenda. For clarification, upcoming meeting dates were reviewed:
 - October 27, Special Board Meeting, 6 p.m., DO
 - November 4 Board meeting cancelled
 - November 6, Facilities/Technology Committee Meeting, 4:30-6 p.m., DO
 - November 6, Special Board meeting, 6 p.m., Closed Session following the meeting, DO
- Ms. Perry echoed Student Board member Coria's concerns regarding Friday's activities during Spirit Week at the high school and appreciated hearing a student's perspective. She felt the various events were not handled properly and left the campus soon after the festivities began.

Ms. Perry also reported that she relayed some comments made by City Councilmembers at their Council meeting to the Superintendent regarding the Redevelopment Funds for the 9th Grade Campus.

- Mr. Cassidy hoped that RDA funds would be discussed at the City's Finance Committee meeting in November.

He reported that the dedication plaque for Jefferson had still not been mounted.

He would like an update from the Superintendent regarding the earthquake safety drills, and if the District is meeting the state requirements.

He asked for an explanation for the following expenses that were reported and brought forward for this Board meeting:

1. A reimbursement to the Superintendent for airfare
 2. \$15,000 to CSBA for Board policies on-line
 3. A charge to the Newport Beach Marriott Hotel
- Mr. Davis stressed the need for the District to continue to remind the City of their commitment of RDA funds.

ANNOUNCEMENT

Future Board of Education Meetings

Regular Meeting – November 4, 2008 – cancelled

Special Meeting – November 6, 2008

Regular Meeting – November 18, 2008

Regular Meeting – December 2, 2008

Special Meeting – December 8, 2008

(Swearing in and Reception for New & Re-Elected Trustees)

Special Meeting – December 11, 2008

Regular Meeting – January 8, 2009 (placeholder)

Regular Meeting – January 21, 2009 (Wednesday)

Regular Meeting – February 3, 2009

Regular Meeting – February 18, 2009 (Wednesday)

Regular Meeting – March 3, 2009

Regular Meeting – March 12, 2009 (placeholder)

Regular Meeting – March 17, 2009

Regular Meeting – April 21, 2009

Regular Meeting – May 5, 2009

Regular Meeting – May 19, 2009

Regular Meeting – June 2, 2009

Regular Meeting – June 16, 2009

Special Meeting – June 25, 2009 (placeholder)

ADJOURNMENT

On a motion made by Mr. Katz and seconded by Mr. Richards, the Board adjourned the meeting at 9:04 p.m. by a 7-0 vote.

Respectfully submitted,

Pauline Cutter, Clerk