

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**

July 19, 2011

The Board of Education of the San Leandro Unified School District met in regular session on July 19, 2011, 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 Mack-Rose.

**BOARD MEMBERS PRESENT**

Trustee Ron Carey  
Trustee Lance James  
Trustee Mike Katz-Lacabe (arrived at 6:15 p.m.)  
Trustee Carmen Sullivan  
Trustee Hermy Almonte, Clerk  
Trustee Diana Prola, Vice President  
Trustee Morgan Mack-Rose, President

**DISTRICT STAFF PRESENT**

Cindy Cathey, Superintendent  
Song Chin-Bendib, Assistant Superintendent  
Debbie Wong, Assistant Superintendent  
John Thompson, Ed.D., Senior Director II  
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 Discipline/Dismissal/Release/Hiring; Conference with Labor Negotiator: CSEA and Unrepresented Employees: SLMA; Superintendent; Conference with Legal Counsel – Anticipated Litigation – Significant exposure to litigation – 1 case pursuant to Government Code Sections 54957, 54957.6, and 54956.9(b). The closed session was adjourned at 7:00 p.m.

The Board returned to open session at 7:07 p.m. with the Pledge of Allegiance to the Flag. President Mack-Rose said the Board had been in closed session where the following action was taken:

- On a motion made by Trustee James and seconded by Trustee Prola, the Governing Board voted to affirm the Superintendent's decision to dismiss a maintenance worker who was the subject of the June 8 appeal, a permanent classified employee, from the District's classified service and to adopt the Governing Board's written Opinion and Decision.

The vote was 5-1-1 with Trustees Almonte, Carey, James, Mack-Rose, Prola voting in favor of the motion, Trustee Sullivan voting against it, and Trustee Katz-Lacabe absent. The Governing Board also directed the Superintendent to personally deliver a copy of the Governing Board's Opinion and Decision to the parties or representative this evening, if possible, and to mail same to the parties tomorrow. The Governing Board's findings and decision on this matter are final.

## **APPROVAL OF AGENDA**

On a motion made by Trustee Sullivan and seconded by Trustee Katz-Lacabe, the Board approved the agenda with the addition of the City Disaster Preparedness Report for the regular meeting of July 19, 2011, by a 7-0 vote.

## **DISTRICT GOAL #5      Ensure Safe and Well Maintained Facilities**

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

None

### **PRESENTATIONS**

#### \* Certificates of Commendation

The Superintendent and Board of Education recognized members of the Measure M Sports Complex and Burrell Field and the San Leandro High School Swim Center Conceptual Design Teams with a Certificate of Commendation.

#### \* Bond Projects Presentation

Song Chin-Bendib, Assistant Superintendent Business and Operations and Mike Murphy, Director of Bond & Measure B Projects, provided a presentation on the bond projects. The presentation included three major parts with the main goal to have the Board identify, discuss and approve the projects to be funded from the Measure B savings.

The three parts of the presentation were:

1. A progress and annual report on the Measure B bond projects. The report included up-to-date expenditures, estimated percentage of projects completed, state matching fund savings and other relevant information related to the Measure B bond
2. An update on Measure M including the completed Conceptual Design meetings and preparation for the next steps
3. Identification of projects to be funded from Measure B savings. These are projects above and beyond those funded from the regular \$109M Measure B Bond. As of June 30, 2011, Measure B Bond has savings from State Matching Funds in the amount of approximately \$17M. The Board identified projects to be funded from the savings.

Following some clarifying questions, the Board thanked staff, the Oversight Committee for all of their work completing projects on time and under budget.

## **CONFERENCE ITEM**

### Facilities and Construction

#### 5.1-CF Discuss, Consider and Approve the Proposed List of Projects to be Funded from Measure B Savings

The Board discussed and considered approving the proposed list of projects to be created and funded from Measure B savings.

Assistant Superintendent Song Chin-Bendib walked the Board through the list of proposed additional projects to be funded from Measure B savings. The list summarized those projects that have been approved and completed through the Financial Reserve, projects recommended this evening for consideration and approval, and additional projects for consideration in the event of additional savings. The list totaled approximately \$27M.

Following a discussion, the Board agreed that because of their lack of skill and familiarity of the needs at all of the District facilities, they would start with the staff recommendations.

It was the consensus of the Board to approve priority items #7-13 as recommended by staff and proceed with ranking the remaining priority items #14-25.

Looking at priority items #14-25, the Board suggested that items #24 and #25 (installation of security camera systems at the two

middle schools) be combined, bringing the number of items to be ranked to eleven.

Each of the Board members read their ranking numbers which were recorded. Staff will tally the numbers and bring the results back to the Board at the next meeting on August 2.

On a motion made by Trustee Katz-Lacabe and seconded by Trustee James, the Board approved the priority items #7-13 additional Measure B projects/scopes as recommended by staff to be created and funded from Measure B savings by a 7-0 vote:

Item	Location	Description
7.	Jefferson ES	New flooring & cafeteria tables in existing Multi-Purpose Building. Existing flooring in kitchen and multi-purpose room and cafeteria tables are past their useful life, missing tiles and cannot be adequate cleaned.
8.	Roosevelt ES	Replace Patio/FO3-4. Cracked up heaving pavement in need of replacement
9.	Washington ES	Portable Classrooms wood framed stares in need of replacement (2 ea.)
10.	Washington ES	Boardwalk in need of replacement
11.	SLHS	Additional security camera system modifications
12.	Wilson ES	Front entry walkway concrete cracked, potential trip hazards
13.	District-wide-selected sited	Priority new window systems at McKinley, Roosevelt, Washington, Madison, Bancroft, SLHS ("non-Port of Oakland' sites)

## REPORTS

- 1) Correspondence – Clerk Almonte reported receipt of the following emails between June 22, 2011, and July 18, 2011: From CSBA regarding “CA School News, “State budget leaves K-12 funding flat with \$9.4 billion deferred; midyear cuts possible”, “CSBA Budget Update,” “July at CSBA”; from Councilmember Mark Salinas regarding “Let’s do lunch Hayward,” and “The Kids’ Breakfast Club Taco Tuesday is next week!”; from San Leandro Education Foundation regarding “SLED Volunteer and Internship Opportunities,” “Eat Out for Education July 6,” “Please join us for “Showcase an Leandro!”, and “Help Make the 1<sup>st</sup> Day of School Amazing!”; from Kelly Ball regarding “FW: Link to Story about Jefferson”, and “FW: “Garner support for your Spotlight Award Nomination”; from Senator Ellen Corbett regarding “Information on Upcoming Redistricting Hearings, and “The 10<sup>th</sup> Senate District in Pictures”; from Van S. Nguyen regarding “Stand with Labor”; from Filipino American International Book Festival regarding “Two Filipino-American Writers, One Voice”; from Tony Sodoro

regarding “Partners in Education”; from AC Transit Marketing & Community Relations”, and from Alameda Labor Council regarding “Friday in Oakland: Fight for a Fair Economy”.

2) Union Representative Reports –

- Mark Hamilton, San Leandro Teachers’ Association, shared with the Board his experience as a delegate at the National Education Representative Assembly (RA) this summer. Speakers included Vice President Joe Biden who spoke about the Obama administration’s support of public schools. Also, the RA gave an early two-thirds vote endorsement to the Obama/Biden campaign.

3) Superintendent Report – Superintendent Cathey reported that summer school was going well and encouraged the Board to visit the pilot Pre-K Summer Program that is being held at Jefferson Elementary School.

The Superintendent also announced the following upcoming events:

- August 11, 2011  
5-8 p.m.  
Ryan O’Connell Hall  
Mid-Summer Spaghetti Feed & Ice Cream Social  
Sponsored by the San Leandro Sports Foundation
- August 13, 2011  
5 p.m.  
“Showcase San Leandro”, a benefit for the new Arts Education Center and 550-seat Theater at San Leandro High School  
Sponsored by the San Leandro Education Foundation, Friends of the Theater

4) Board Committee Reports

- Communication – Trustee Katz-Lacabe reported that the Committee met on June 24 and discussed the end of year community communications from the Superintendent, Measure B summary article, On-Line Board agenda, and next steps for the Website.
- Curriculum– Trustee Sullivan reported that the committee met on June 22, and discussed Grade 4-5 Strategic Tiered Intervention (Reading Academy) Supplemental Adoption – Teacher Created Materials: *Targeted Intervention*; and Middle School ELD Adoption – Pearson Longman: *Keystone, Keys to Learning, and Building Bridges*, which were adopted by the Board at the June 28 special Board meeting.

- Policy – Trustee Sullivan reported that the committee met on June 22, 2011, following the Curriculum meeting and discussed Revisions to Board Administrative Regulation 6153, and Exhibit E(4a) 6153 – School-Sponsored Trips which is being brought forward for consideration tonight. Additionally the committee discussed Board Policy and Administrative Regulation 1325 – Advertising and Promotion.
- City Disaster Council – Trustee Sullivan reported that the committee met on July 15. Two representatives from East Bay Municipal Utilities District gave a report on the Chabot Dam and Upper San Leandro Reservoir, stating that the dams are safe and can withstand a magnitude 7.25 earthquake. Trustee Sullivan will send a copy of a flyer with emergency contact information to the Superintendent, so that emergency contact numbers can be entered, which links to the system to receive emergency updates.
- Facilities/Technology – Trustee Prola reported that the committee met on July 6, 2011, and continued the discussion on seismic assessment. The committee also discussed Change Order #6 to the construction contract with D L Falk Construction, Inc., for the Career Technical Education (CTE) renovation project, agreement with Vista Environment Consulting, Inc. for hazardous materials assessment for Measure M, Amendment #1 to the design services agreement with Jeffrey E. Wong Architects, Notice of Completion (NOC) for the Arts Education Center (AEC) which are being brought forward for Board consideration tonight. The committee also discussed developing a comprehensive and detailed Strategic Facility Plan, a donor wall at the Arts Education Center (AEC), issues related to Measure B and M Bond projects, reviewed the Measure M Master Schedule, and scheduled future meetings for the 2011-2012 fiscal year.

## **CONSENT ITEMS**

The following items were pulled from the Consent Calendar:

### General Services

1.2-C      Approval of Board Minutes – June 7, 2011 (Sullivan)

### Business & Operations

4.1-C      Ratification of Payroll for June 2011 (Mack-Rose for Public Comment)

- 4.7-C Public Disclosure of Collective Bargaining Agreement (Mack-Rose for Public Comment)

#### Facilities & Construction

- 5.1-C Proposal from Hohbach-Lewin, Inc. to Provide a District Wide Seismic Evaluation of Buildings (Mack-Rose)
- 5.3-C Agreement with Vista Environmental Consulting, Inc. for Hazardous Materials Assessment, Testing, and Monitoring for Measure M Projects (Carey)

### **REMAINING CONSENT ITEMS**

#### General Services

- 1.1-C Approval of Board Minutes – May 31, 2011

#### Human Resources

- 2.1-C Acceptance of Personnel Report
- 2.2-C Renewal of Student Teaching Agreements

#### Educational Services

- 3.1-C Acceptance of Donations
- 3.2-C Non-Public School/Agency Contract
- 3.3-C Revisions to Administrative Regulation 6153 and Exhibit E(4a) 6153, School Sponsored Trips
- 3.4-C Contracted Services between San Leandro Unified School District and *Performance fact, Inc.* and Wilson Elementary School for Facilitation Services for the 2011-2012 School Year
- 3.5-C San Leandro Unified School District and Bob Wack Effective Learning Resources for Professional Development for Fred T. Korematsu Campus

#### Business Operations

- 4.2-C Approval of Bill Warrants

- 4.3-C Intra-Budget Transfers and Revision for June 2011
- 4.4-C Resolution #11-36 to Declare Certain Equipment Surplus and/or Obsolete
- 4.5-C Contract Agreement with Hayward Healthcare and Wellness Center for the Certified Nursing Assistant and Home Health Aide Career Technical Education Programs through the San Leandro Adult School
- 4.6-C Resolution #11-36 to Declare Certain Equipment Surplus and/or Obsolete
- 4.8-C Educational Dental Group Enterprise (EDGE) Participation Agreement with the Alameda County Schools Insurance Group (ACSIG)

Facilities and Construction

- 5.2-C Change Order #5 to the D. L. Falk Construction, Inc. Construction Contract, for the Career Technical Education (CTE) Project
- 5.4-C Amendment #1 to the Design Services Agreement with Jeffrey E. Wong Architects for the Adult School Portable Classroom Conversion Project
- 5.5-C Notice of Completion (NOC) for the Arts Education Center (AEC)
- 5.6-C Change Order #6 to the D. L. Falk Construction, Inc. Construction Contract, for the Career Technical Education (CTE) Renovation Project

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



## **ITEMS PULLED FROM THE CONSENT CALENDAR**

### General Services

#### 1.2-C Approval of Board Minutes – June 7, 2011

Trustee Sullivan noted that on page 5, under the presentation by the San Leandro High School Parent Equity and High Expectations Empowerment Training Update, the spelling of the name of the Parent Equity Team member presenter should be changed from “Linda” to “Herlinda” Morales.

On a motion made by Trustee Sullivan and seconded by Trustee Prola, the Board approved the minutes as amended by a 7-0 vote.

### Business & Operations

#### 4.1-C Ratification of Payroll for June 2011

This item was pulled by mistake.

On a motion made by Trustee Katz-Lacabe and seconded by Trustee Almonte, the Board ratified the payroll of June 2011, by a 7-0 vote.

#### 4.7-C Public Disclosure of Collective Bargaining Agreement

##### **PUBLIC COMMENT**

- Carol Delton, on behalf of the San Leandro Teachers’ Association, addressed the Board regarding the phrasing of item #9 “No specific percentage was negotiated for salary increases”..., noting that it would be more accurate to remove the word “specific” from the phrase.

On a motion made by Trustee Prola and seconded by Trustee Carey, the Board approved the Public Disclosure of Collective Bargaining Agreement by a 7-0 vote.

### Facilities & Construction

#### 5.1-C Proposal from Hohbach-Lewin, Inc. to Provide a District Wide Seismic Evaluation of Buildings (Mack-Rose)

Staff noted that the amount of the proposed contract should read “Not to exceed \$66,500” as noted in the contract rather than

\$65,000 as printed on the agenda.

On a motion made by Trustee Katz-Lacabe and seconded by Trustee James, the Board approved the Proposal from Hohbach-Lewin, Inc. to Provide a District Wide Seismic Evaluation of Buildings, as amended, by a 7-0 vote.

5.3-C Agreement with Vista Environmental Consulting, Inc. for Hazardous Materials Assessment, Testing, and Monitoring for Measure M Projects

Trustee Carey asked for clarification regarding item numbers 1a and 2a under “Hazardous Materials Assessments” on the contract, limiting the number of asbestos assessments to two samples.

Mike Murphy, Director of Measure B, said that these were “not to exceed figures”; however, he would get further information from the firm on the reason for limiting the number of samples.

On a motion made by Trustee Carey and seconded by Trustee Katz-Lacabe, the Board approved the Agreement with Vista Environmental Consulting, Inc for Hazardous Materials Assessment, Testing, and Monitoring for Measure M Projects, with the noted clarification request, by a 7-0 vote.

## **ACTION ITEMS**

### Business & Operations

4.1-A Resolution #11-37 Temporary Borrowing between Funds for Fiscal Year 2011-2012

Assistant Superintendent Song Chin-Bendib explained that routinely every year, the state is continuing to defer its “deferred payments” in 2011-2012, causing districts like ours to receive only 75% of cash in relation to its apportionment or entitlements. While the District has been managing its cash reserve very well, as a precautionary step, staff is recommending that in the event of a cash shortfall, the Board pass a resolution allowing a temporary borrowing of up to \$5,000,000.00.

On a motion made by Trustee Prola and seconded by Trustee Sullivan, the Board adopted Resolution #11-37 Temporary Borrowing between Funds for Fiscal Year 2011-2012 by a 7-0 vote.

## **CONFERENCE ITEMS**

### **Business & Operations**

4.1-CF      Contracted Services Agreement Procedures for Amounts of \$5,000 or Less

#### **PUBLIC COMMENT**

- Carol Delton, on behalf of the San Leandro Teachers' Association, addressed streamlining the contracted services agreement procedures, offering three suggestions: (1) Hourly rate should always be included with the information; (2) contracts are for a maximum of \$5,000 for a fiscal year; and (3) the individual name associated with company be included.

The Board agreed with Ms. Delton's suggestions so that the information is clear and transparent. In addition, it was suggested that the hourly rate should match the scope of expertise to ensure the District is providing the best service for our youth, the word "program" be included with the description, and that contracts should come before the Board for consideration before services are rendered.

It was the consensus of the Board to have staff provide further clarification and bring it back to the August 2 Board meeting for Board consideration.

## **INFORMATION ITEMS**

### **Educational Services**

3.1-I      Williams Uniform Complaint Procedures (Including Valenzuela Settlement Requirement) Quarterly Report

The Board received for information the Williams Uniform Complaints (including Valenzuela Settlement Requirement) Quarterly Report for the period of April through June 2011.

### **Business & Operations**

4.1-I      Miscellaneous Receipts

Miscellaneous receipts in the amount of \$22,840,623.55 have been deposited in the Treasure of Alameda County.

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

- Trustee Prola distributed a copy of a brochure from the California Conservatory Theatre of San Leandro listing the proposed performance schedule for 2011-2012. She also noted that the theatre Board (of which she is a member) is considering offering a children's theatre program in the future.

Based on emails she has received from members of the CSBA Region VII State Delegation representing Alameda and Contra Costa Counties, it appears that many districts are not hiring counselors.

While attending the Kaiser "signing of the beam" ceremony, she learned about free programs offered such as Sexually Transmitted Diseases (STDs), and was told it would be a very appropriate program for the Fred T. Korematsu Campus students.

- Trustee Katz-Lacabe commented that he was disappointed that Victor Doan was not the recipient of the Comcast award.

He also offered kudos to the maintenance and custodial staff for their ongoing responsive work over the summer.

- Trustee James announced that he will miss both August Board meetings, as he will be out of the country.

He announced that July 22, Drakes Barrel Room Ribbon Cutting Ceremony; July 23, fundraiser benefiting the San Leandro Education Foundation (SLED) in the Barrel Room, and August 5, "First Friday's" fundraiser for SLED at Drakes.

- Trustee Sullivan commented on if any District staff attended the Emergency Preparedness Fair that was hosted by the Alameda County Health Department in May, and if staff members other than District nurses were CPR certified. Assistant Superintendent Wong said that the District offers CPR training to Special Ed. Para Educators and PE staff annually, and now some of the District's 7<sup>th</sup> graders have been trained.
- Trustee Almonte commented on the safety of the District schools. He asked for consensus for the Superintendent to provide more information related to student fights that have occurred on the high school campus, as well as a plan of action that can be implemented this coming year focusing on a proactive approach that will alleviate animosities among the students.

Following a brief discussion for clarification, it was the consensus of the Board to have the high school provide a presentation early this fall regarding their upcoming plans for 2011/12 implementation.

- Trustee Mack-Rose commented on the recent approval of a bill making California the first state in the nation to add lessons about gays and lesbians to social studies classes in public schools, adding that she is looking forward to seeing it in our schools.

## **ANNOUNCEMENT**

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

Regular Board Meeting – August 2, 2011  
Regular Board Meeting – August 16, 2011  
Regular Board Meeting – **Wednesday, September 7, 2011**  
Special Board Meeting – September 13, 2011  
Regular Board Meeting – September 20, 2011  
Regular Board Meeting – October 4, 2011  
Regular Board Meeting – October 18, 2011  
Regular Board Meeting – November 1, 2011  
Regular Board Meeting – November 15, 2011  
Regular Board Meeting – December 6, 2011  
Special Board Meeting – December 13, 2011  
Regular Board Meeting – January 10, 2012  
Regular Board Meeting – January 24, 2012  
Regular Board Meeting – February 7, 2012  
Regular Board Meeting – March 7, 2012  
Special Board Meeting – March 13, 2012  
Regular Board Meeting – March 20, 2012  
Regular Board Meeting – April 3, 2012  
Regular Board Meeting – April 17, 2012  
Regular Board Meeting – May 1, 2012  
Regular Board Meeting – May 15, 2012  
Regular Board Meeting – June 6, 2012  
Regular Board Meeting – June 20, 2012  
Special Board Meeting – June 27, 2012

**ADJOURNMENT**

On a motion made by Trustee Katz-Lacabe and seconded by Trustee James, the Board adjourned the meeting at 9:17 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Hermy Almonte', with a large, sweeping flourish extending to the right.

Hermy Almonte, Clerk

TO: Board of Education

FROM: John Thompson, Ed.D., Senior Director II of Human Resources

DATE: July 19, 2011

RE: **Human Resources Consent Item No. 2.1-C**  
Acceptance of Personnel Report

The following is the Personnel Report that reports details of personnel assignments, employment and terminations.

<b>CERTIFICATED EMPLOYEES</b>						
<b>POS.#</b>	<b>NAME</b>	<b>POSITION</b>	<b>LOCATION</b>	<b>FTE</b>	<b>FROM</b>	<b>TO</b>
<b><u>RESIGNATIONS</u></b>						
1231	Dann Bearson	Vice Principal	John Muir	1.0	7/1/11	
<b><u>LEAVE OF ABSENCE (unpaid)</u></b>						
187	Steve Holcombe	Teacher	SLHS	1.0	2011-12 school year	
195	Dinah Withers	Teacher	LOA	1.0	2011-12 school year	

TO: Board of Education

FROM: John Thompson Ed.D, Senior Director II-Human Resources

DATE: July 19, 2011

RE: **Human Resources Consent Item No. 2.1-C**  
Acceptance of Personnel Report

Following is Personnel Report that reports details of personnel assignments, employment and terminations.

<b>CLASSIFIED EMPLOYEES</b>						
<b>POS. #</b>	<b>NAME</b>	<b>POSITION</b>	<b>LOCATION</b>	<b>FTE</b>	<b>FROM</b>	<b>TO</b>
<b>Funding</b>						
<b><u>Appointment</u></b>						
691-Unrestricted	Maria Barriga	Custodian A	Bancroft/Muir	1.0	6/20/11	
1297-Adult Basic-ESL	Maria Rothhammer	Data Technician	Adult School	.53	7/1/11	
<b><u>Resignation</u></b>						
1027-Adult Basic-ESL	Maria Rothhammer	Receptionist	Adult School	.53	7/1/11	