BOARD OF EDUCATION September 23, 2008 Alameda City Hall – Council Chambers 2225 Santa Clara Avenue Alameda, CA

ADOPTED MINUTES

REGULAR MEETING - The regular meeting of the Board of Education was held on the date and place mentioned above.

CALL TO ORDER - The meeting was called to order by Vice President McMahon at 5:11 PM.

PRESENT: Forbes, Gibson, Jensen, McMahon

ABSENT: Scahff

PUBLIC COMMENT: None at this time.

ADJOURN TO CLOSED SESSION: By Vice President McMahon at 5:11 PM to discuss Student Discipline/Expulsion/Readmit (2 cases); Public Employee Discipline/Dismissal/Release; Conference with Labor Negotiator Laurie McLachlan-Fry: AEA, CSEA, ACSA: Conference with Legal Counsel Anticipated Litigation – Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54956.9 (1 case); Public Employee Appointment – Chief Financial Officer.

RECONVENE TO PUBLIC SESSION: by Vice President McMahon at 6:40 PM.

CALL TO ORDER / PLEDGE OF ALLEGIANCE: Alameda Adult School ESL students, teacher, and Principal.

INTRODUCTION OF BOARD MEMBERS & STAFF: Board Members and staff present introduced themselves.

ADOPTION OF AGENDA/APPROVAL OF CONSENT CALENDAR

MOVED: Member Forbes SECONDED: Member Gibson

That the Board of Education adopt the agenda as submitted.

AYES: Forbes, Gibson, Jensen, McMahon

ABSENT: Schaff

MOTION CARRIED

CONSENT CALENDAR – The Board of Education approved the following consent items (such items are identified by a plus (+) mark in the body of these minutes):

<u>+Certificated Personnel Actions:</u> The Board of Education approved 3 appointments (Gilbert, Pedrovic, Vergara); 3 resignations (Albanese, Blackman, Scott); 3 leaves of absence (Jaeger, Sanchez, Slauson); 7 changes of status (Bakal, Corbally, Dunn, Fong, Higashi, Phillips, Sutherland)

<u>+Classified Personnel Actions:</u> The Board of Education approved 37 appointments (Celario, Coakley, Dagucon, Fermin, Janvier, Jones, Madrid, Rodriquez, Rutherford, Schlack, Tongson, Anderson, Barbosa, Jr., Griffin, Jones-Lieberum, King, Maia, Mercado, Nguyen, Noes, A. Padilla, L. Padilla, Peevy, Rutherford, Small, Trueman, Woods, Milstead, Sangab, McMahon, Corley, Ginsburg, Sadler, Jawad,

Miller, Chan, Wilson; 2 resignations (Bedard, Hernandez); 1 termination (Cano); 5 changes of status (Awayan, Couch, Evans, Jones-Lieberum, Ronbinson).

- +Proclamation: American Character Education Month October
- +Proclamation: Disability Employment Awareness Month October
- <u>+Approval of Bill Warrants and Payroll Registers</u> The Board approved warrants numbered 747382-747441, 747442-747443, 747444-747453, 747454, 747455-747501, 747331.
- +Fullbright Exchange Program Between Alameda High School and Escuela Normal Superior Distrital Maria Montessori, Botoga, Columbia
- +California High School Exit Exam Waiver for Students with Special Needs
- +Resolution No. 08-0047 Adoption of 2007-08 and 2008-09 Gann Limit
- +Resolution No. 08-0048 Approval of Budget Transfers, Increases, Decreases
- +Approval of Quarterly Report on Williams Uniform Complaints
- +Approval of Donations

COMMUNICATIONS - ORAL:

Patricia Sanders, AEA President, reminded the public about the AEA-sponsored School Site Council training scheduled for October 16, location TBD, but a request was made for the Paden Multi-Purpose Room. The meeting will be from 6:00 PM – 8:30 PM for anyone interested in learning about the process and the roles/responsibilities. The School Site Council is the body that determines and approve the school plan and approves the school site budget.

Alysse Castro, Island High School Principal, introduced Barbara Leslie who presented Island High School with a check for \$85,000, awarded for the High School Success Grant to focus on students who are truant, absent, of having a hard time getting to school. The funds will allow Island to hire a full-time case worker, some additional curriculum support, and some additional support to connect with career opportunities.

Member Jensen asked for an update in 6 months or so as to how the program is working at Island.

APPROVAL OF MINUTES: Minutes of the regular meeting of August 26, 2008 were considered.

MOVED: Member Jensen

That the Board of Education approve the minutes of the regular meeting of August 26, 2008 as presented.

AYES: Forbes, Gibson, Jensen, McMahon

ABSENT: Schaff

MOTION CARRIED

SECONDED: Member Gibson

COMMUNICATIONS:

Written Correspondence: An e-mail dated September 19, 2008 from Gary Orzell regarding Measure H litigation.

Superintendent's Report: Superintendent Ardella Dailey noted the meeting this evening will be adjourned in memory of two former employees, Norm Brasel and Mark McKee.

Member Gibson added that she taught with Norm at Island, and before that he was at Chipman Middle School. Norm was the first president of the Alameda Federation of Teachers before collective bargaining, and then later became president of the association. He was a powerful leader who devoted his life to schools.

Member Jensen noted she had known Mark McKee most of her life. Mr. McKee was a lifelong resident of Alameda and an outstanding former student athlete who owned Chef Romano Pizza and The Dugout. Mark had a big impact and will definitely be missed.

CALENDAR REVIEW: Vice President McMahon reviewed the Calendar of Events for Board Members.

Vice President McMahon thanked the community for their generous donations.

CLOSED SESSION ACTION REPORT: There was no action taken in closed session.

Student Board Member Installation

The Board of Education believes it is important to seek out and consider students' ideas, viewpoints and reactions. IN order to provide student input and involvement, the Board includes one Student Board Member from Alameda, ASTI, Encinal, and Island.

The following students have been chosen as Student Board Members by their representative high schools:

Deanna Quach – Alameda High School Jennifer Ramos – Alameda Science & Technology Institute (ASTI) Kelly Reed – Encinal High School

(The process for selecting a student representative from Island High School has not yet been completed)

Superintendent Ardella Dailey administered the Oath of Office, and the Student Board Members were seated.

Student Board Member Reports

Vice President McMahon noted that on future agendas, the Student Board Member reports will be placed near the top. Students may leave immediately thereafter, or choose to stay for agenda items as they see appropriate.

Student Board Member Quach from AHS noted:

- Students and staff working on WASC reports AHS and Adult School subject to review this year. Focus group meeting, writing up action plans. ASB and class leadership reports will be included. Complete self-study by end of October
- Leadership Retreat
- Club Day Thursday
- Homecoming Game October 17, Dance October 18
- Back-to-School Night Thursday, 6:30 PM 8:30 PM. Freshmen parent meeting at 6:00 PM in Kofman
- DELAC meeting same night at 5:30 PM
- Last Friday, evacuation drill 2,000 people in 4:49 time
- Coming month LBGT Awareness
- Next Saturday, SAT tests
- 10/16, Citywide College Night at COA at 6:00 PM
- Chipotle Night on 10/1 from 5 9:00 PM, fundraiser for both AHS/EHS

Student Board Member Ramos from ASTI noted:

- Back-to-School night last week pleased with participation and support
- Recruiting new PTSA members
- Spirit Week penny war fundraising
- 10/6 community event to promote volunteer work for all ASTI students
- Movie Night fundraiser
- College Night at COA at 6:00 PM 10/16
- Club Day in next 2 weeks

Student Board Member Reed from EHS noted:

- Tomorrow night is Back-to-School night at 6:30 PM in gym
- Seniors class sponsoring spaghetti feed prior to Back-to-School night
- 80% of staff and 90% of students using School Loop to check homework, grades, progress
- Football team 2-0, averaging 36 points per game
- Working on WASC review happening in March
- Leadership sponsoring blood drive community welcome to participate

Public Appointment of Chief Financial Officer

Laurie McLachlan-Fry, Chief Human Resources Officer, introduced the item. The present Chief Financial Officer is resigning at the end of September, 2008. Through an extensive community-based and technical team process, the District conducted a thorough search for the most qualified candidate to fill this critical administrative position. A series of interviews and review led to the selection of the chosen candidate.

Ms. McLachlan-Fry introduced Timothy Rahill as the selected candidate.

MOVED: Member Gibson

SECONDED: Member Jensen

That the Board of Education appoint Timothy Rahill as the Chief Financial Officer.

AYES: Forbes, Gibson, Jensen, McMahon

ABSENT: Schaff

MOTION CARRIED

Recognition of Employees with 25 Years or More of Service in the District

Laurie McLachlan-Fry, Chief Human Resources Officer, introduced the item. Tonight we recognize and honor employees with 25 years or more of service in the District. Each employee is presented with a service pin for the number of years with the District to thank them for the positive impact and exemplary job that they have provided to the children of our schools and community. It is the intention of the district to promote a greater appreciation of District employees and to publicly honor special employees for outstanding service which directly or indirectly contributes to students in the Alameda Unified School District.

35 Years of Service

Patricia Lopez – Wood Middle School Linda Morrison – Franklin Elementary School

30 Years of Service

Annie Chin, Alameda High School Dale Price, Ruby Bridges Elementary School Gwen Stephens, Ruby Bridges Elementary School

25 Years of Service

Debbie Cummins, Washington Elementary School
Dottie Estes, Franklin Elementary School
Pat Garcia, Otis Elementary School
Loretta Holt, Lum Elementary School
Noreen McKenna, Fiscal Services
JoAnn Milne, Assistant Superintendent Office
Patty Osborne, Washington Elementary School
Eddie Ruiz, Alameda High School

Ms. McLachlan-Fry noted these employees are a credit to the district, and longevity is not something a lot of organizations can recognize. We appreciate our employees' years of service.

Proclamation: Walk & Roll to School Day – October 8, 2008 and Recognition of Audrey Lord-Hausman

This year will mark the 8th Annual "Walk & Roll to School Day" in Alameda. The event's primary purpose is to promote safe routes to school, as well as health and physical fitness among today's youth. The event is part of a larger-scale international "Walk to School Day" event, held in 42 countries around the world.

Pedestrian Friendly Alameda encourages the Board of Education to join in promoting the benefits of walking or bicycling rather than driving to school, and their role in creating cleaner, safer, and environmentally healthier Alameda neighborhoods and schools for children as well as support the opportunity for quality family time when parents, guardians, grandparents, and children walk or bike to school together.

The Board of Education would also like to recognize Audrey Lord-Hausman, a driving force in establishing this and many other events and programs, for her years of service to the students and youth of Alameda.

Member Jensen noted Alameda is very lucky and fortunate to have had someone like Audrey who cares so much about youth and children and who cares about this community. Member Forbes added that Audrey brought Walk & Roll into Alameda back in 2001, and thanked her for her leadership in many activities, particularly the Youth Collaborative.

Member Jensen read the proclamation in its entirety.

Superintendent Dailey presented a Certificate of Appreciation to Ms. Lord-Hausman on behalf of the Board of Education.

Superintendent Search Update

Superintendent Ardella Dailey has given notice of her plans to retire as of January 1, 2009. The California School Boards Association (CSBA) Executive Search Services has been selected to conduct a search process for the Superintendent.

Dr. Elaine Collins, CSBA Executive Search Services representative, held a full-day of individual meetings and an evening Public Forum at Lum Elementary School on Monday, September 8, 2008.

Since that time, a Superintendent Search Questionnaire has been distributed to all Principals, school sites and the PTA Council. The Questionnaire has also been made available on both the Alameda Education Foundation (AEF) and District website. Information abut completing the Questionnaire was placed in school weekly newsletters and distributed to parent e-mail groups, as well.

A second day of individual meetings and an evening Public Forum were held on Monday, September 22, 2008. Dr. Elaine Collins of CSBA Executive Search Services provided an update on the progress of the Superintendent search thus far.

Dr. Collins noted the community provided some very meaningful input, and 5 major themes emerged:

- 1. School Finance: Superintendent needs to have understanding of school funding/budget issues at all levels; realism in dealing with budget issues and skill in locating alternative sources of funding; not afraid to take some risks; ability to see the "big picture" and what's best for the entire district; courage in leading the effort to develop a long-term solution to establish a financially sound district; find a way to restore programs and staffing; provide salaries comparable to others in the area.
- **2. Community Involvement:** Strong appreciation for Alameda and that feeling of uniqueness with the community; working with city, parents, and non-parents to maximize resources and come up with way to have the very best learning situation possible for students; spokesperson/advocate for education
- **3. Staff Leadership:** at all levels; provide direction/accountability for district management team; working with Principals as role model respect and understand that learning occurs in the classrooms; be visible in the building and be approachable; provide direction and training.
- **4. Student Diversity:** multi-culturally astute; support culturally responsive practices in closing achievement gap; address student inequities and opportunities for achievement; acknowledge all groups; see district as one community; one size does not fit all in providing learning opportunities for students; strong champion for racial equality.
- **5. Student Achievement & Reform:** demonstrated success in closing the achievement gap; understand how students learn and why the don't learn; assure appropriate programs for gifted as well as those who need extra support; courageous and decisive; listen to opinions of others and build on existing successes; unafraid to "rock the boat".

Dr. Collins added AEA has some suggested questions that Patricia Sanders will e-mail to the Board. AEA suggests all employee groups be included in some way in the interview process.

Patricia Sanders, AEA President, added that employees appreciate the ability to provide comments and put forth thoughts on the process. Many members have expressed concern about some inclusion in the selection process.

Member Forbes asked Dr. Collins to reiterate her opinion on an outside interview committee. Dr. Collins Stated most search firms do not have an additional interviewing committee these days. At one time, it was more popular, but is rare in recent times. The primary concern is confidentiality for the applicants, as CSBA pledges it will keep their candidacy confidential. Candidates are sometimes not comfortable releasing information that they are looking for another job, among other valid reasons. A new problem these days is that committee members tend to conduct their own background searches via the internet, and oftentimes come across information that may or may not be true. Unfortunately, this can develop into an unfair preconclusion about a candidate. Another issue is limiting the number of constituents – everybody wants to be on this committee, and you could end up with a very large group, which increases the potential compromised confidentiality.

Member Jensen asked about the process after the application process closes. Dr. Collins noted the screeners will begin going through all application materials on October 27 to match qualifications you have set out in the brochure and the major themes noted by the community. CSBA will select the candidates we feel most closely match, then conduct a records search. CSBA will bring forward the candidates we feel are qualified, prepared, and meet the established criteria. Time will be spent conducting reference checks, calls to employee organization leaders, board members, other superintendents, etc., and credentials will be checked.

The Board will have all applications to review during the week after our screening. You will have the opportunity to look at all the information we have. Some members don't look at all and wait for only the recommended candidates, while others review all information very carefully. It's an individual choice. CSBA will do a report to the Board in November prior to interviews on 11/15 and 11/16.

Superintendent Dailey noted the Board had asked for legal clarification regarding the role of newly-elected Board Members, given the elections on November 4. Counsel has responded that once the candidates win the election, they can be involved in the closed session interviews, but cannot vote and will be bound by the Brown Act.

Member Jensen added it is only fair for new members to be part of the selection process and have the opportunity to participate in the interview process. The newly-elected members would have more knowledge and ability to participate if they were able to be at the meeting and observe CSBA recommendations about the candidates.

Member Gibson referred to the employees/community members' involvement, noting that it was mentioned CSBA contacts several other people for reference checks. At this point, isn't there a risk to confidentiality? Dr. Collins answered that references are called in confidence and asked to respect that. We haven't had too much trouble with confidentiality during the screening process, it's really more evidence with it becomes more public. It's just natural curiosity – it's hard for people not to conduct their own "research". The more people who are put into the process, the more you risk breaching confidentiality.

Member Gibson asked if it was decided to have 2 interview groups, how the process would work. Dr. Collins noted the two groups would meet at the same time, with candidates going from one group to the next. The outside committee's job is to provide their feedback on the plusses and concerns about each candidate, not to recommend anyone. It is the Board's decision to select a Superintendent. Oftentimes, who the outside committee would like selected is not who the Board selects.

Patricia Sanders, AEA President, reiterated Member Gibson's questions regarding reference checks and confidentiality concerns. Member would like to have some involvement; if not in the interview process,

at least an opportunity to check with union counterparts in other districts.

Member Forbes asked about site vitiations. Dr. Collins noted that is the last part, and an onsite visit happens about 50 percent of the time. This is used as confirmation, not as part of the interview process. Typically, a contract is offered contingent upon verification of credentials and results of a visit. This is often an appropriate place to include other constituents of desired.

Member Gibson added she doesn't see it as a negative thing to have an outside group involved. This is a small town, people like to be involved. We've had bad feelings before when people have been left out.

Member Forbes noted he would lean against an external committee. We have contracted with CSBA for search services, and they are against the idea. The Board is ultimately responsible for hiring the Superintendent. If we wanted to go down this road, it should have been started months ago.

Member Jensen added she brought this up 6-8 weeks ago, and it was discussed very briefly and the Board gave information to the consultant not to proceed in that way. We've gone down a road, and we have a consultant who is providing us with advice, and does not endorse having an outside committee.

Vice President McMahon added he has participated in a number of selection processes both as a parent and Board Member, and finds that the addition of an advisory committee role unfortunately winds up being mainly for show and appearances. They can influence the process, but don't make the decision. Most committees feel like they have more power than they really do, and often become resentful if their conclusion is different than the official conclusion, which only creates more tension and problems. That's why initial discussions were around precluding a second committee.

With regards to the newly-elected Board Members, Vice President McMahon noted he doesn't believe an individual elected in the previous 24 hours (the CSBA report will be provided to the Board on November 5) has the necessary understanding of what it's going to be like or what needs to be done in terms of a particular candidate. Member McMahon noted he would like the newly elected members to participate in the process of the interview, but in terms of selection, they haven't had a chance to provide questions or have an immediate history.

Member Gibson added the newly-elected members would not have had the opportunity to look through all the paperwork as the seated Board Members have.

Member Jensen suggested newly-elected Board Members be allowed to observe the report from CSBA to allow an opportunity to listen what decision-making takes place with regards to the applicant pool. Member Forbes noted they could not vote at that stage, but the new board will be working very closely with the new Superintendent, and if we're inviting them to be in the room for the interview process, why not into the room for the selection of the interviewees?

Dr. Collins noted whatever role the Board decides, any of these scenarios could work. We just need to be very clear what role the newly-elected members will play.

Vice President McMahon summarized that the next Superintendent Search Update agenda item will provide for time to discuss the role of the newly-elected Board Members and the possibility of an on-site visit.

Resolution No. 08-0050 Certification of Requirement of Education Code Section 60119 for Pupil Textbook and Instructional Materials Incentive Program for Grades K-12 for FY 08/09

Wendy Ponder, Curriculum Director, introduced the item. Beginning with the 99/00 fiscal year and each fiscal year thereafter, school districts must ensure that they have fully complied with the requirements of Education Code Section 60119, the annual public hearing requirement regarding the sufficiency of instructional materials which are aligned to the academic content standards and consistent with the cycles and content of the curriculum frameworks, in order to be eligible to receive instructional materials funds from any state source. Textbooks and instructional materials in the following subjects must be provided to all students for use in the classroom and to take home.

Mathematics

Science

History-social science

English/language arts, including the English language development component of an adopted program

Resolution No. 08-0050 certifies that the District has adhered to all laws and to all State Board of Education rules, regulations, and policies regarding the purchase of instructional materials.

Vice President McMahon opened the Public Hearing at 8:22 PM. Hearing no public comment, Vice President McMahon closed the Public Hearing at 8:22 PM.

MOVED: Member Forbes

SECONDED: Member Jensen

That the Board of Education approve Resolution No .08-0050 Certification of Requirement of Education Code Section 60119 for Pupil Textbook and Instructional Materials Incentive Program for Grades K-12 for FY 08/09 as submitted.

AYES: Forbes, Gibson, Jensen, McMahon

ABSENT: Schaff

MOTION CARRIED

Approval of 2007/08 Unaudited Actuals Financial Report

Lydia Lotti, Finance Director, introduced the item. The District has since closed its books for the preceding fiscal year. Education Code 42100 provides that the governing board of each school district shall approve, on a form prescribed by the Superintendent of Public Instruction, an annual statement of all receipts and expenditures of the district for the preceding fiscal year (Unaudited Actuals) and shall file the statement with the County Superintendent of Schools. The County Superintendent of Schools shall certify the mathematical accuracy of the statement and shall transmit a copy to the Superintendent of Public Schools.

The Unaudited Actuals report is the fifth and final report by the district on our FY07/08 financial information. Like the first four reports prepared by the district, it has been submitted for the review and approval of the County and State. In contrast to the other reports, it will also be reviewed by an independent auditor who will then issue our audited financial statements.

Changed from Estimated Actuals to Unaudited Actuals

	Unrestricted	Restricted	Combined
Revenues			
Estimated Actuals	63,392,039	23,265,532	86,657,571
Carryover	-	(1,594,898)	(1,594,898)
One Time	312,733	232,119	544,852
Net Adjustments	35,245	164,314	199,559
FY07/08 Unaudited	63,740,017	22,067,067	85,807,084
Actuals			
Expenditures			
Estimated Actuals	52,561,169	36,617,712	89,178,881
Carryover	-	(7,896,525)	(7,896,525)
Net Adjustments	(246,123)	(51,472)	(297,595)
FY07/08 Unaudited	52,315,046	28,669,715	80,984,761
Actuals			
Other Sources/(Uses)			
FY07/08 Unaudited	(10,479,927)	7,355,510	(3,124,417)
Actuals			
Net Increase (Decrease) in	945,043	752,862	1,697,905
Fund Balance	1,843,100	5,548,759	7,391,859
Beginning Balance	2,788,143	6,301,621	9,089,764
Ending Balance			

Contributions from Unrestricted General Fund

Program	Amount
Special Education	4,974,159
Special Education Transportation	466,754
Routine Restricted Maintenance Account	2,359,769
CSR – K-3	330,437
CSR – 9	38,696
	8,169,815

MOVED: Member Forbes

SECONDED: Member Jensen

That the Board of Education approve the 2007/08 Unaudited Actuals Financial Report as submitted.

AYES: Forbes, Gibson, Jensen, McMahon

ABSENT: Schaff

MOTION CARRIED

Approval of Resolution No. 08-0049 In the Matter of the Reduction of Classified Services. California School Employees Association (CSEA Blue Chapter No. 860, Maintenance, Operations and Facilities and Food Services)

Laurie McLachlan-Fry, Chief Human Resources Officer, introduced the item. California Education Code section 45117 sets forth dates and procedures by which the Board of Education must express its intent to reduce or discontinue particular kinds of classified services and give notice to affected classified California School Employees Association (CSEA Blue) maintenance, operations, and facilities and food services employees that their services will no longer be required as well as give such affected employee notice of any displacement/bumping rights into other positions/classifications that they may have.

This resolution reduces/discontinues certain services as follows:

Lead Painter – 1 position – reduction of 1.00 FTE – 8 hours Lead Plumber – 1 position – reduction of 1.00 FTE – 8 hours

MOVED: Member Forbes

SECONDED: Member Jensen That the Board of Education approve Resolution No .08-0049 In the Matter of the Reduction of Classified

Services, California School Employees Association (CSEA Blue Chapter No. 860, Maintenance, Operations and Facilities and Food Services).

AYES: Forbes, Gibson, Jensen, McMahon

ABSENT: Schaff

MOTION CARRIED

Board Member Reports

Member Forbes noted he is joining the AHS WASC process.

Member Gibson noted that the Youth Collaborative met last week at the new BASE campus at Woodstock and saw construction for the new Boys & Girls Club.

Member Jensen noted she has been very busy with many activities lately, and reminded the community to please drive carefully in particular on October 8 when many students will be participating in Walk & Roll to School Day.

Vice President McMahon encouraged the public to become actively involved in the election process. Candidates have begun publishing information on the webs and there are candidate forums scheduled through various organizations: October 2 at 7:00 PM, Alameda Hospital; October 6 at 7:00 PM at AHS Little Theater; October 15 at 7:00 PM at Temple Israel.

Student Discipline

MOVED: Member Gibson

SECONDED: Member Forbes

That student #49292 be readmitted to the Alameda Unified School District.

ROLL CALL VOTE

AYES: Forbes, Gibson, Jensen, McMahon

ABSENT: Schaff

MOTION CARRIED

MOVED: Member Gibson SECONDED: Member Forbes

That student #43305 be readmitted to the Alameda Unified School District.

ROLL CALL VOTE

AYES: Forbes, Gibson, Jensen, McMahon

ABSENT: Schaff

MOTION CARRIED

Vice President McMahon adjourned the meeting at 8:46 PM in memory of Norm Brasel and Mark McKee, former AUSD employees.