

OAK GROVE SCHOOL DISTRICT  
BOARD OF TRUSTEES

REGULAR BOARD MEETING  
October 13, 2016  
Yvonne Cook Board Room  
6578 Santa Teresa Blvd. San Jose, CA  
AGENDA

**OPEN SESSION – 6:30 P.M.**

CALL TO ORDER

SET THE AGENDA

**CLOSED SESSION – 6:32 P.M.**

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

-Superintendent

2. PUBLIC EMPLOYEE DISCIPLINE/RELEASE/DISMISSAL

-Government Code section 54957

3. CONFER WITH LABOR NEGOTIATOR

The Board will confer with the District labor negotiators; Assistant Superintendent Andrew Garcia, Assistant Superintendent Laura Phan, Legal Counsel Adam Fiss and Legal Counsel Janae Novotny regarding Oak Grove Educators Association; California School Employees Association, Chapter 412; and American Federation of State, County and Municipal Employees Union, Council 57, Local 101.

4. CONFER WITH LEGAL COUNSEL – EXISTING LITIGATION

The Board will confer with District legal counsel regarding existing litigation pursuant to Paragraph (1) of subdivision (d) of Government Code section 54956.9: Tillman vs. OGSD.

5. STUDENT DISCIPLINE

The Board will review and discuss Student Discipline Case Numbers 16/17-01(S), 16/17-02(S), and 16/17-03.

**OPEN SESSION 7:30 p.m.**

FLAG SALUTE

SUPERINTENDENT'S REPORT

The Superintendent will report on matters that relate to the District.

PUBLIC HEARING

Public hearing on the Negotiated Settlement between Oak Grove School District and the Oak Grove Educators Association.

CLOSED SESSION ITEMS

The Board will report out any action taken in Closed Session as required by law and/or take action as appropriate in Open Session.

**PUBLIC COMMENT**

Members of the public may address the Board on any issue or agenda item at this time. Members of the public may also address the Board on an agenda item during consideration of the item. No action can be taken on an item not on the agenda at this time. In accordance with Board Bylaw 9323, individual remarks will be limited to three minutes each, unless otherwise stipulated.

**ITEMS SCHEDULED FOR ACTION (95)**

**A. CONSENT AGENDA**

Manzo (5)

1. Unadopted Minutes – Regular Board Meeting, September 22, 2016
2. Certificated Personnel Order
3. Classified Personnel Order
4. Financial Reports – July and August 2016
5. Authorization to Declare Furniture & Equipment Surplus Property
6. Awarded Contract for Delivery of Unleaded Gasoline and Diesel Fuel
7. Davis - Jazz Band Participation – Worldstrides On Stage Heritage Festival
8. Proposed Modified Classified Job Description – Purchasing Technician
9. Quarterly Report on Williams Uniform Complaint

**RECOMMENDATION:** It is recommended that the Board of Trustees approve the Consent Agenda, as presented.

**B. EDUCATIONAL SERVICES DIVISION**

**1. 2016 LCAP – SUPPLEMENTAL CLARIFICATION**

Wetzel (45)

The 2016 LCAP clarification provides justification of supplemental grant expenditures including how services are directed toward meeting the goals for high-need students and allocations to each action item from funding sources.

**RECOMMENDATION:** It is recommended that the Board of Trustees approve the supplemental clarification to the previously approved 2016 LCAP, as presented.

**C. HUMAN RESOURCES DIVISION**

**1. NEGOTIATED SETTLEMENT BETWEEN OAK GROVE SCHOOL DISTRICT AND THE OAK GROVE EDUCATORS ASSOCIATION (OGEA)**

Garcia (10)

Board Policy 4041 states, The Board of Trustees recognizes that collective bargaining agreements are legally binding, bilateral agreements. The Board is committed to carrying out the provisions of each agreement and expects the agreements to be consistently and uniformly administered. - The ratification process allows the Board to review, analyze and seek clarification on agreements reached.

**RECOMMENDATION:** It is recommended that the Board of Trustees adopt the proposed changes in the agreement between Oak Grove Educators Association and the Oak Grove School District.

D. BUSINESS SERVICES DIVISION

1. RESOLUTION NO. 1240-10/16 IN RECOGNITION AND APPRECIATION OF THE OAKLAND OFFICE OF THE DIVISION OF STATE ARCHITECT Phan (5)

The excellent teamwork between Oak Grove School District Staff, its consultants and the Oakland Office of the Division of State Architect (DSA), resulted in the successful completion of critically-important facilities projects during the summer of 2015 and 2016. The Board will have the opportunity to recognize the Oakland Office of the DSA for their collaboration.

**RECOMMENDATION:** It is recommended that the Board of Trustees adopt Resolution No. 1240-10/16 in recognition and appreciation of excellent customer service and partnership of the Oakland Office of the Division of State Architect, as presented.

2. LOWER EMISSION SCHOOL BUS GRANT PROGRAM Phan (15)

The lower emission school bus program provides financial incentives to replace older public school buses, replace on board compressed natural gas fuel tanks on public school buses, and retrofit in use school buses with emission control devices to reduce the exposure of school children to harmful emissions. Oak Grove has five buses that meet the grant programs parameters for funding.

**RECOMMENDATION:** It is recommended that the Board of Trustees approve submission of a grant application to the Bay Area Quality Management District for the replacement five school bus on board compressed natural gas tanks, as presented.

E. BOARD BUSINESS

1. RESOLUTION NO. 1238-06/16 – BOARD MEMBER ABSENCE Manzo (5)

Pursuant to California Education Code Section 35120(c), a resolution has been prepared entitling a Board Member to be paid for any meeting when absent due to illness/emergency/hardship deemed acceptable by the Board.

**RECOMMENDATION:** As appropriate.

2. RESOLUTION NO. 1237-10/16, WEEK OF THE SCHOOL ADMINISTRATOR Manzo (5)  
A Resolution has been prepared in recognition of the District Leadership Team, acknowledging October 9 - 15, 2016 as Week of the School Administrator.

**RECOMMENDATION:** It is recommended that the Board of Trustees adopt Resolution No. 1237-10/16, acknowledging October 9 through October 15, 2016, as Week of the School Administrator, as presented.

ITEMS SCHEDULED FOR INFORMATION (15)

F. BUSINESS SERVICES DIVISION Phan (10)

1. PROPERTY LEASE – VICTORY OUTREACH CHURCH AT DICKINSON SCHOOL SITE

The Dickinson School site is leased to two organizations, Challenger School and South Valley Christian Church (SVCC/Venture Christian Church). The lease with SVCC/Venture Christian Church expires on December 31, 2016. The Board will have the opportunity to discuss Victory Outreach Church's interest in entering into a property lease where they are currently under sublease with SVCC/Venture Christian Church.

G. BOARD BUSINESS Manzo (5)

1. PROPOSITION 55, THE CHILDREN'S EDUCATION AND HEALTH CARE PROTECTION ACT

On September 22, 2016 the Board of Trustees deferred this item to October 13, 2016. The Board will receive and discuss information on Proposition 55 and determine if the Board would like to take a position on the item.

COMMUNICATIONS

Correspondence from individuals and/or organizations regarding District programs and/or services.

BOARD DISCUSSION

Board members will report on visits to schools, meetings attended, and other related District matters.

ADJOURNMENT

*NOTE: A person with a disability may request receipt of an agenda in an alternative format or request disability-related accommodations, including auxiliary aids or services, in order to participate in the public meeting by contacting the Superintendent's Office at (408) 227-8300, extension 100203, at least 48 hours prior to the scheduled Board Meeting. (AB 3035, Chapter 300, Statutes of 2002)*

*Writings that are public records and are provided to all or a majority of the governing board regarding an open session item on this agenda will be made available for public inspection in the District Office located at 6578 Santa Teresa Boulevard, San Jose, CA. during normal business hours.*

*The District shall provide a full copy of the Board Agenda, along with all public back-up materials and information, including presentations to be made at or during the meeting, for public inspection at the meeting. Additionally, the District will provide a copy of any presentations or other materials provided to the Board to any member of the public upon request.*

*The Board encourages the free expression of divergent opinions of any subject. The District maintains complaint procedures and anyone who believes they have experienced any form of adverse actions arising from their public statements made at a Board meeting may utilize the District's Uniform Complaint procedures as outlined in Board policy.*