

OAK GROVE SCHOOL DISTRICT
BOARD OF TRUSTEES

APPROVED OCT 27 2016

Minutes / Unadopted
Regular Board Meeting
Yvonne Cook Board Room
October 13, 2016

Dennis Hawkins, President of the Board of Trustees, called the meeting to order at 6:35 p.m. CALL TO ORDER

Members present: Dennis Hawkins, President
Mary Noel, Vice President
Carolyn Bauer
Jeremy Nishihara
Jacquelyn Adams

Others present: José L. Manzo, Superintendent
Andrew Garcia, Assistant Superintendent
Maria Wetzel, Assistant Superintendent
Laura Phan, Assistant Superintendent
Interested Community and Staff Members
Rachelle Uribe, Recording Secretary

Set the Agenda

On motion by Member Bauer and second by Member Nishihara, the Board of Trustees set the Agenda, with the following vote:

SET THE AGENDA

Ayes: Members Adams, Nishihara, Bauer, Noel and Hawkins
Noes: None
Absent: None
Abstaining: None

Closed Session

The Board recessed to Closed Session at 6:36 p.m. to discuss Public Employee Performance Evaluation – Superintendent; Public Employee Discipline/Release/Dismissal; to Confer with District labor negotiators, Assistant Superintendent of Human Resources Andrew Garcia, Assistant Superintendent Laura Phan, and Legal Counsel Adam Fiss 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. The Board also conferred with District legal counsel regarding existing litigation pursuant to Paragraph (1) of subdivision (d) of Government Code section 54956.9: Tillman vs. OGSD; and Student Discipline case numbers 16/17-01(S), 16/17-02(S), and 16/17-03.

CLOSED SESSION

Open Session

The Board reconvened to Open Session at 7:32 p.m. President Hawkins welcomed those in attendance; and explained the process to be followed in conducting the Board Meeting, including the presentation of information to the Board and the manner in which those present could address the Board during the meeting, either regarding specific agenda items or during "Public Comment." Also explained, were the implications/restrictions of the Brown Act on comments made at meetings of governmental bodies in California.

OPEN SESSION

Flag Salute

President Hawkins led the Flag Salute.

FLAG SALUTE

Superintendent's Report

Superintendent Manzo began his report by wishing President Hawkins a belated Happy Birthday.

SUPT.'S REPORT

The Superintendent stated, October 9-15 is the Week of the School Administrator. He expressed his appreciation for all OGSD administrators for all they do for the community, schools, and students. He added, a Resolution acknowledging this week will be presented to the Board later in the evening.

Site visits attended by the Superintendent included Del Roble and Herman. He thanked Principal Yolanda Ross and Principal Laura Meusel for their hospitality. He reported visiting Hayes school with Member Bauer, and thanked Principal Tracy Cochran for walking the site with them.

Superintendent Manzo reported the Executive Team visited Frost and Indigo. He thanked Principal Manny Villalpando, Principal Genevieve Dorsey and the Frost/Indigo Staff for their hospitality during the visit.

The Superintendent reported serving on Recess Duty at Miner since there has been a tremendous shortage of substitutes. He thanked Principal Barlesi for inviting him to participate.

The first District Advisory Committee meeting was held last week. He thanked the principals for attending and parents for giving their time to serve on the committee. He commented, the first Koffee Klatch meeting will be held next week, and he looks forward to continuing to work with our District's stakeholders.

Superintendent Manzo explained the "Great Shake Out" is scheduled for Thursday, October 20th and Oak Grove schools and schools throughout the state will be involved in an earthquake simulation drill. This drill, he continued, will help to evaluate and refine safety protocols to ensure student and staff safety. He thanked Chief Operations Officer Neil Rauschhuber and Assistant Superintendent Laura Phan, and their staff for the tremendous amount of work for a required full district simulation.

The Superintendent attended a community meeting with the Blossom Valley Neighborhood Association to share and receive input on the initial Miner front scape plan. He indicated additional follow up with the Association will take place.

Public Hearing

President Hawkins opened the Public Hearing on the Negotiated Settlement between Oak Grove School District and the Oak Grove Educators Association. There was no one from the Public to speak to the item, and the Public Hearing was closed.

PUBLIC HEARING

President Hawkins stated, the District received communication from Santa Clara County Office of Education regarding AB1200 and he made the letter available to the Public. He stated, that letter indicates the District's multi-year projection report for fiscal years 2016-17 through 2018-19 indicates ongoing deficit spending in the General Fund for all here Fiscal Years, however, the District will use the majority of its Special Reserve Fund (primarily funds from property sales and mitigation fees) to support the Proposed Collective Bargaining Agreement. The letter also indicated, based on SCCOE analysis, there is significant risk that the District may not be able to sustain such increases in future years and the District may become fiscally insolvent. Therefore, SCCOE cautioned the District in approving the tentative agreement and recommends the District be fiscally prudent by ensuring projected expenditures are in line with projected revenues in order to sustain and preserve the District's required reserves.

Closed Session

CLOSED SESSION

President Hawkins reported no Action was taken during Closed Session regarding Public Employee Performance Evaluation – Superintendent; and Public Employee Discipline/Release/Dismissal; or in Conferring with District labor negotiators, Assistant Superintendent Human Resources Andrew Garcia, Assistant Superintendent Laura Phan, Legal Counsel Adam Fiss 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. He also reported no action was taken in conferring with District legal counsel regarding existing litigation pursuant to Paragraph (1) of subdivision (d) of Government Code section 54956.9: Tillman vs. OGSD.

President Hawkins reported no action was taken on Student Discipline case numbers 16/17-01(S), 16/17-02(S), and 16/17-03 and the cases were deferred to October 27, 2016.

Public Comment

PUBLIC
COMMENT

Vicky Foshay, Bernal neighbor and community member addressed the Board regarding the new marquee at Bernal school. She informed the Board of the disturbance caused by the large/bright light shining into her front windows late in the evening and early in the morning. She requested a solution be found to adjust the on/off times including adjustments during holiday and school closure hours.

President Hawkins thanked Ms. Foshay for her comments. Superintendent Manzo responded staff would follow up immediately to resolve the matter.

Consent Agenda

Superintendent Manzo presented the Consent Agenda, noting these are routine items requiring Board Action.

CONSENT
AGENDA

On motion by Member Nishihara and second by Member Adams, the Board of Trustees approved the Consent Agenda, with the following roll call vote:

Ayes: Members Adams, Nishihara, Bauer, Noel and Hawkins
Noes: None
Absent: None
Abstaining: None

2016 LCAP – Supplemental Clarification

Superintendent Manzo introduced Assistant Superintendent, Maria Wetzel to present supplemental clarification to the 2016 LCAP. He stated, the LCAP was previously approved by the county, however the District deemed it important to provide further clarification to some of the goals and expenditures identified in the LCAP.

2016 LCAP
SUPPLEMENTAL
CLARIFICATION

Ms. Wetzel explained, clarification of supplemental grant expenditures includes further details of how services are directed for high-need students and how funding is spent. She identified pages of the 2016 LCAP with further clarification, as follows:

PAGE SUPPLEMENTAL EXPENDITURE:

13 Instructional Coaches

15-17 Choice Programs, Educational Services Division, Music for Minors

29-34 Sobrato Early Academic Language (SEAL), Summer Bridge, After-School Safety Nets, ELA/ELD Framework, ELD Instructional Assistants, Universal Design Learning (UDL), READ 180 Teachers, ELD Teachers, RTI Structure, Partners in School Innovation, Culturally Responsive Teaching, Davis Intermediate School, Extra Teacher at four Title I schools

47 Coaching and professional development to teachers for quality implementation of the CCSS Technology

60-61 Safety on the Bus, Patrol Services and Alarm Response at Title I Schools, Additional two hours for Health Clerks, Bilingual Psychologist

69-70 Family Engagement Strategies, Action Team for Partnerships (ATP)

Discussion was had regarding the relatively small dollar amount for supplemental funding allocated for RTI structure and ELA/ELD framework. It was explained that for these areas, much of the work is completed internally.

Superintendent Manzo commented that the knowledge and information teachers have gained under the Parent Engagement Grant has been extended to other schools by way of information sharing. He added, this knowledge sharing has already been leveraged at 3 additional schools.

2016 LCAP – Supplemental Clarification (continued)

Upon inquiry by the Board, Staff confirmed the clarifications to the LCAP are going to be resubmitted to SCCOE.

On motion by Member Adams and second by Member Bauer, the Board of Trustees approved the supplemental clarification to the previously approved 2016 LCAP, with the following roll call vote:

Ayes: Members Adams, Nishihara, Bauer, Noel and Hawkins
Noes: None
Absent: None
Abstaining: None

Negotiated Settlement between Oak Grove School District (OGSD) and Oak Grove Educators Association (OGEA)

Prior to introducing Assistant Superintendent Andrew Garcia to present the item, the Superintendent thanked both negotiation teams for concluding bargaining and proposing a two-year agreement for ratification. He added, the collective agreement reflects the District's appreciation and value of our teachers and our effort to keep highly qualified teachers and staff.

Mr. Garcia stated the agreement reached is a good one for teachers and staff and ultimately, our students. He added, 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, he continued, allows the Board to review, analyze and seek clarification on agreements reached.

OGEA Acting President, Dominic Rizzi, thanked the Board for the opportunity to come together and build relationships.

President Hawkins acknowledged the OGSD and OGEA negotiating teams for collectively reaching a tentative agreement.

On motion by Member Noel and second by Member Nishihara, the Board of Trustees adopted the proposed changes in the agreement between Oak Grove Educators Association and Oak Grove School District, with the following roll call vote:

Ayes: Members Adams, Nishihara, Bauer, Noel and Hawkins
Noes: None
Absent: None
Abstaining: None

2016 LCAP
SUPPLEMENTAL
CLARIFICATION

NEGOTIATED
SETTLEMENT –
OGSD AND OGEA

Resolution No. 1240-10/16 Recognition and Appreciation of the Oakland Office of the Division of State Architect (DSA)

Assistant Superintendent, Laura Phan stated the work between OGSD Staff, its consultants and the Oakland Office of the DSA, resulted in the successful completion of critically-important facilities projects during the summer of 2015 and 2016. She added, the Oakland DSA was extremely helpful in supporting Measure P summer projects which required review and approval from the DSA.

On motion by Member Adams and second by Member Bauer, the Board of Trustees adopted 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, with the following roll call vote:

Ayes: Members Adams, Nishihara, Bauer, Noel and Hawkins
Noes: None
Absent: None
Abstaining: None

Lower-Emission School Bus Grant Program

Assistant Superintendent, Laura Phan explained the Lower-Emission School Bus Program for compressed natural gas (CNG) Tank Replacement is through Bay Area Air Quality Management District. The grant opportunity awards up to \$20,000.00 per bus towards the replacement of on-board CNG fuel tanks. The grant proposal will be submitted for five (5) District buses, in the funding request amount of \$99,652.70.

Member Adams stated she supports this item which is an effort to improve the safety of our students.

On motion by Member Bauer and second by Member Noel, the Board of Trustees approved submission of a grant application to the Bay Area Air Quality Management District for the replacement of five (5) school bus on-board compressed natural gas tanks, with the following roll call vote:

Ayes: Members Adams, Nishihara, Bauer, Noel and Hawkins
Noes: None
Absent: None
Abstaining: None

Resolution No. 1238-10/16 Board Member Absence

Superintendent Manzo presented the item stating a Resolution is needed entitling a Board Member to be paid when there is an absence due to illness/emergency/hardship deemed acceptable by the Board.

On motion by Member Bauer and second by Member Noel, the Board of Trustees approved Resolution No. 1238-10/16 as presented, with the following roll call vote:

Ayes: Members Adams, Bauer, Noel and Hawkins
Noes: None
Absent: None
Abstaining: Member Nishihara

RESOLUTION
NO. 1240-10/16
RECOGNITION OF
OAKLAND DSA

LOWER EMISSION
SCHOOL BUS
GRANT PROGRAM

RESOLUTION
NO. 1238-10/16
BOARD MEMBER
ABSENCE

Resolution No. 1237-10/16, Week of the School Administrator

Superintendent Manzo stated, this Resolution is an opportunity to recognize the hard work and commitment of our administrators who ensure effective and innovative classroom instruction is achieved.

On behalf of the Board, President Hawkins thanked all members of administration for their hard work. He acknowledged the unique challenges administrators deal with and added, Oak Grove has a great group of administrators.

On motion by Member Nishihara and second by Member Adams, the Board of Trustees adopted Resolution No. 1237-10/16, acknowledging October 9 through October 15, 2016 as the Week of the School Administrator, with the following roll call vote:

Ayes:	Members Adams, Nishihara, Bauer, Noel and Hawkins
Noes:	None
Absent:	None
Abstaining:	None

Property Lease – Victory Outreach Church at Dickinson School Site

Superintendent Manzo explained this item is brought to the Board for information with the hope to bring it back as an action item. He added, this item is an opportunity for the Board to provide feedback regarding this potential lease agreement and leases in general.

Ms. Phan stated, the Dickinson School site is leased to two organizations, Challenger School and South Valley Christian Church (SVCC/Venture Christian Church) and that lease expires December 31, 2016. Victory Outreach Church, under sublease with SVCC/Venture Christian Church is interested in entering into a new property lease agreement beginning January 1, 2017. Ms. Phan explained this option ensures efficient utilization of facility space after the current lease expires.

Board members received clarification on the terms of the lease and transfer of title with South Valley Christian Church. They discussed the benefit of maintaining a lease agreement on a one-year lease with a preexisting sub-lessee versus other interested parties.

President Hawkins asked if we have any legal obligation to seek out other interested parties, to which staff indicated there is no obligation.

The Board provided consensus for staff to return a request for a 12 month lease agreement for Action on October 27, 2016. The Board and staff further agreed to look into possibly obtaining a consultant to advise the District on a best course of action with District properties, long term partners/tenants, and teacher housing.

Proposition 55, The Children's Education and Health Care Protection Act

Superintendent Manzo explained that this item was originally on the September 22, 2016 Board Meeting agenda, and was deferred to October 13, 2016. He stated, years ago public education lost \$50 billion and that Proposition 30 was passed to replenish state apportionments, which to date has generated \$31 billion. Prop 30 sunsets in 2018. Proposition 55 is basically an extension of Prop 30, in that it doesn't generate additional revenue for the state or school districts, it maintains the existing tax rate on

RESOLUTION
NO. 1237-10/16,
WEEK OF THE
SCHOOL
ADMINISTRATOR

VICTORY
OUTREACH
CHURCH AT
DICKINSON
SCHOOL SITE

PROPOSITION 55

Proposition 55 (continued)

only the wealthiest Californians. It would help prevent further cuts to school districts should there be a shortfall in revenue for the state.

PROPOSITION 55

President Hawkins stated, a point not receiving as much public attention is that middle class families and small businesses will receive some tax relief when the quarter-cent sales tax ends this year since Prop 55 temporarily extends the existing tax rate on only the wealthiest Californians.

The Superintendent commented, Education coalitions are in strong support of Proposition 55.

Both CSEA and OGEA representatives addressed the Board, stating union group members support Proposition 55.

The Board provided consensus for staff to return a Resolution for Action on October 27, 2016.

Communications

The Board received an updated Board Activities Calendar listing a variety of events and activities for Board members' attendance and participation.

COMMUNICATION

Board Discussion

Member Bauer thanked Superintendent Manzo and Principal Tracy Cochran for joining her on a visit to Hayes. She reported observing college prep math being tested in 6th grade and students were superbly engaged. She added, the Hayes school site looks fantastic.

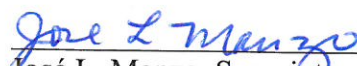
BOARD
DISCUSSION

Member Noel reported October 16th is National Childhood Hunger Day. She participated in a group foodbank project where they packaged food and delivered items to needy families at Del Roble. She shared families were extremely appreciative.

Adjournment

On motion by Member Bauer and second by Member Adams, the meeting was adjourned at 8:51 p.m., by unanimous vote.

ADJOURNMENT



José L. Manzo, Superintendent



Mary Noel, Vice President/Clerk