



H.U.S.D. BOARD MEETING SUMMARY

Wednesday, February 27, 2013

Board Roll Call:

Present: Mr. William McGee, President
Dr. Annette Walker, Vice President
Mr. John Taylor, Clerk
Ms. Lisa Brunner, Member
Dr. Luis Reynoso, Member

In Closed Session the Board of Education approved the following:

- On a motion by Dr. Reynoso and seconded by Dr. Walker the Board voted 3-2 to accept staff's recommendation to release ten (10) administrators
- On a motion by Dr. Reynoso and seconded by Mr. Taylor the Board voted 5-0 to accept staff's recommendation to non reelect seven (7) teachers

CONSENT ITEMS

1. **The Board Approved** – Personnel Appointments, retirements, changes of status, waivers, leaves of absence, and terminations (Human Resources)
2. **The Board Approved** – The following warrants between January 24, 2013 through February 6, 2013 (Business Services)

Payroll – Direct Deposit	\$ 6,999,259.85
Payroll – Warrants	\$ 462,233.14
General Fund - Total Non-Payroll	\$ 4,003,997.15
Adult Education Fund	\$ 9,870.33
Food Services Fund	\$ 102,330.17
Child Development Fund	\$ 43,742.29
Deferred Maintenance Fund	\$ 18,616.45
Special Reserve Fund for Capital Outlay Projects	\$ 50,482.42
Building Fund 2008 Measure I Bond	\$ 38,139.49
School Facilities/Proposition 1A	\$ -0-
Building Fund	\$ -0-
Capital Facilities/Developer Fees Fund	\$ -0-
TOTAL EXPENDITURES	\$ 11,728,671.29

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3. **The Board Approved** – Non Public Agency Placement (Educational Services)

The IEP teams have determined that these students require the services of non-public schools in order to meet their needs.

<u>Vendor</u>	<u>Purpose</u>	<u>State Funds</u>	<u>HUSD Cost</u>
<u>Non-public Agency</u>	Tuition		
<u>Professional Tutors of America</u>	Tutoring service	\$0	\$7,962.50

4. **The Board Approved** – Overnight Study Trips (Educational Services)

a) **Mt. Eden– March 8-9, 2013**: Sixteen 10-12th grade students will participate in a jazz festival in Sacramento, California. Students will travel by charter bus and be housed in a hotel. There will be one male chaperone and one female chaperone. Ken Rawdon, teacher, will be in charge of this trip. The cost for students is \$50. Fundraisers and donations will finance this trip. No student will be denied participation due to lack of funds. The event will take place Friday, March 8 through Saturday, March 9.

b) **Cesar Chavez– April 1-6, 2013**: Eight 8th grade students will participate in a study trip to Washington, D.C. Students will travel by airlines and be housed in a hotel. There will be one female chaperone. Arvanderlyn Campbell, teacher, will be in charge of this trip. The cost for students is \$1850. Fundraisers and donations will finance this trip. No student will be denied participation due to lack of funds. The event will take place Monday, April 1 through Saturday, April 6.

5. **The Board Accepted** – Uniform Complaint Update (Student, Family & Community Services)

In adherence to the California Education Code 35186 updates on the status of the parent complaints should be submitted to the Board of Education on a quarterly basis. This Education Code stipulates the report to contain a summary of the formal uniform complaints filed and the status of the resolution to the complaints. In addition to this mandate, the Board of Education has requested that staff also track informal complaints which are submitted as well as the status of resolution to these complaints. The District received two Formal Complaints that were resolved and 30 Informal Complaints that were also resolved.

6. **The Board Approved** – Declaration of Surplus Items (Business Services)

The District periodically has inventory items that become surplus and are recommended for disposal, donation or sale. Portable buildings were moved from the 5 Measure I construction projects and installed at other sites for immediate use or were sold and others stored. Currently there are 12 portable buildings stored on the grounds of the SIAC Center. California Education Code 17546(c) allows for school districts to donate property that is found to be of insufficient value to defray the costs of arranging a sale. The property may be donated to a charitable organization deemed appropriate. A charitable organization for this purpose is any 501(c)(3) organization— Religious, Government, Educational, Charitable, Scientific, Literary, Testing for Public Safety, to Foster National or International Amateur Sports Competition, or Prevention of Cruelty to Children or Animals Organizations. Five portable classroom buildings are no longer needed by the District and will be donated to Alameda County Deputy Sheriff's Activities League, Inc. which is a 501(c)(3) organization. The portable buildings will be used to house the

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Alameda County Center for Crime Prevention and Restoration Justice. Alameda County Deputy Sheriff's Activities League, Inc. will assume full responsibility for cost related to removal, transportation and installation of these buildings from District property to their new location.

- 7. Information to the Board** – Eden Area ROP Governing Board Agenda for Thursday, February 7, 2013 (Board of Education)

William McGee, President of the Board of Education is a member of the Eden Area ROP Governing Board and requested that the Eden Area ROP Governing Board Agenda for February 7, 2013 as well as other material shared at that meeting be presented to the Board and the community.

- 8. The Board Adopted** – The Minutes of the Regular Board Meeting of February 13, 2013 (Office of the Superintendent)

ACTION/DISCUSSION ITEMS

- 1. The Board Adopted** – Resolution 1213-23, Week of the School Administrator, March 3-9, 2013 (Human Resources)

The State of California has designated the week of March 3-9, 2013 as the Week of the School Administrator. Research has repeatedly shown that quality school leadership is essential to student success. This is the 16th year HUSD Administrators have been formally honored for the work that they do. The Week of the Administrator, March 3-9, 2013 will be posted on the HUSD website with a message encouraging staff, parents, and students to recognize administrators who serve the students of Hayward. The Superintendent will also send a message of appreciation to all HUSD Administrators.

- 2. The Board Conducted a Public Hearing** – Leadership Public Schools Charter Renewal (Educational Services)

The Hayward Unified School District received a charter petition on January 28 from Petitioners for the Leadership Public Schools Hayward proposing the renewal of their charter school. The Petition proposes to renew their 9-12 charter high school beginning July, 2013. Petitioner seeks a five-year extension, with the expiration date falling on June 30, 2018. Pursuant to Education Code 47605 requires the Board of Education to conduct a public hearing within 30 days of the District's receipt of the petition to consider the level of support for the petition by teachers employed by the district, other employees of the district, and parents. Within 60 days of receipt of the petition, the Board of Trustees must take action to either grant or deny the charter petition. Accordingly, following this public hearing, District staff will complete its review of the petition and submit its written factual findings and recommendations to the Board of Trustees so that the Board can take action to either grant or deny the charter petition at a future Board Meeting.

- 3. The Board Conducted a 1st Reading of Revised/New Board Policies/Administrative Regulations and Approved the following:** (Office of the Superintendent)

The Board of Education was presented with updated policies and regulations, including updates from the California School Boards Association (CSBA) and HUSD staff for review and revisions on the Series

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1000-Community Relations, Series 3000-Business, Series 4000-Personnel, and Series 5000-Students Policies and Administrative Regulations.:

<u>Original HUSD Adopted Board Policy</u>			<u>Recommended Revised Board Policy</u>		
a)	BP/AR 1240	Volunteer Assistance	BP/AR 1240		Volunteer Assistance
b)	BP/AR 1250	Visits to the Schools	BP/AR 1250		Visitors/Outsiders
c)	BP 3515	Security	BP 3515		Campus Security
d)	New		BP/AR 3515.2		Disruptions
e)	New		BP/AR 3515.3		District Police/Security Department
f)	BP/AR 3515.4	Recovery of Property Loss or Damage	BP/AR 3515.4		Recovery For Property Loss Or Damage
g)	New		BP 3515.5		Sex Offender Notification
h)	BP/AR 3515.6	Criminal Background Checks for Contractors	AR 3515.6		Criminal Background Checks for Contractors Deleted by CSBA
i)	BP/AR 3515.7	Campus Security-Surveillance Systems			
j)	BP 4112.4	Health Examinations	AR 4112.4		Health Examinations
			4212.4		
			4312.4		
k)	New		BP/AR 4112.41		Employee Drug Testing
			4212.41		
			4312.41		
l)	BP/AR 4112.42	Controlled Substance and	BP/AR 4112.42		Drug and Alcohol Testing
	4212.42	Alcohol Testing	4212.42		For School Bus Drivers
	4312.42		4312.42		
m)	AR 4112.5	Criminal Records Check	AR 4112.5		Criminal Record Check
	4312.5		4312.5		
n)	BP/AR 4112.6	Personnel Records	AR 4112.6		Personnel Files
			4212.6		
			4312.6		
o)	New		AR/E 4112.62		Maintenance Of Criminal
			4212.62		Offender Records
			4312.62		
p)	BP/AR 4157	Employee Safety	BP/AR 4157		Employee Safety
			4257		
			4357		
q)	BP 4158	Employee Protection	BP/AR 4158		Employee Security
	4258	(Personal Safety)	4258		
	4358		4358		
r)	BP/AR 4158.1	Violence in the Workplace	BP 4158.1		Violence in the Workplace
	4258.1		4258.1		
	4358.1		4358.1		
s)	BP/AR 4212	Appointments and Conditions of Employment	BP/AR 4212		Appointment and Conditions of Employment
t)	BP/AR 4212.5	Criminal Records Check	AR 4212.5		Criminal Record Check
u)	BP/AR 5142	Safety	BP/AR 5142		Safety
v)	New		AR 5142.1		Identification And Reporting Of Missing Children

The Board made various recommendations and these Board Policies/Administrative Regulations will return to the Board for a second reading.

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4. **The Board Approved** – Program Improvement Corrective Actions (Educational Services)

Under the mandates of No Child Left Behind, the Board of Education determines appropriate “corrective actions” that intervene in chronically underperforming schools. NCLB section 116(b)(8)(B)(v) states, “a major restructuring of the school’s governance that makes fundamental reforms, such as significant changes in the school’s staffing and governance, to improve academic achievement in the school and that has substantial promise of enabling the school to make adequate yearly progress.” Additionally, corrective actions need to follow state law and local bargaining agreements. Corrective actions may include the following:

1. Reopen school as a charter.
2. Contract with outside entity to manage the school.
3. Replace all or most staff including the principal (reconstitute).
4. Any other major restructuring (alternative governance).

At the January 30 Board meeting, the Board established criteria to apply to Program Improvement schools to decide upon the appropriate action. HUSD staff has analyzed Program Improvement Year 5+ schools based on the criteria and has developed a Program Improvement Corrective Action Plan.

HUSD staff analyzed Program Improvement Year 5+ schools using the Board approved Corrective Action criteria. Based on our analysis, we have identified two tiers of schools:

- Tier 1: Met criteria for most corrective action based on at least four of seven indicators.
 - Cherryland
 - Glassbrook
 - Park
 - Ruus
 - Caesar Chavez
 - Winton
- Tier 2: Met criteria for most corrective action on three or fewer indicators.
 - Schafer Park
 - Tyrrell
 - MLK Jr.

District staff proposed and the Board approved that for the 2013-14 school year the PI Corrective Action Plan focus on Alternative Governance (i.e. “any other major restructuring”). This means:

- All PI 5+ schools will go through Alternative Governance.
- Tier 1 Schools will go through the most intensive corrective actions
- PI 5+ schools may be subject to reconstitution for the 2014-15 school year based on:
 - Student achievement results
 - Implementation of the PI Corrective Action plan

5. **The Board Approved** – E-Rate Services Application for Year 16 (Business Services)

Annually the Hayward Unified School District applies for E-Rate, which is a federally funded program that provides discounts for technology products and services. Upon approval of the application by the Federal Communications Commission, Hayward Unified School District will receive approved discounts through vendors. Hayward Unified School District staff through a competitive bidding process selected the vendors and service providers. The CalNet Discounts Contract is a state master contract with AT&T that provided discounts to the school District’s statewide supplements of E-Rate contract for additional discounts. Upon approval of the application and the proposed discounts the contract will return to the Board for final review in the June-October 2013 timeframe. The application for funds from this program will save the

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district from utilizing general funds for existing services in telecommunications and Internet. In essence, the applying for these funds could amount to a cost savings of over \$1,390,578.33 for telecommunication, Internet, and internal connections for the district as a whole.

6. **The Board Adopted** – Resolution 1213-22 Request for Engineering Report for 2013-14 Maintenance Assessment District (Business Services)

The Landscaping and Lighting Act of 1972, requires that an annual Engineer's Report is prepared by a licensed professional engineer and establishes other requirements for the continuation of the assessments. This Resolution directs SCI Consulting Group to prepare the Engineer's Report for the Hayward Unified School District Maintenance Assessment District for fiscal year 2013-14 as the first step in a three step process in the continuing the annual assessments for fiscal year 2013-14. Hayward Unified School District owns school buildings, turf, play areas and public grounds serving an area of over 40,000 parcels. In 1994, the HUSD Board of Trustees approved the formation of the Maintenance Assessment District. In 1997, after gaining property owner ballot support, the benefit assessment was established to provide funding to maintain and improve the school grounds, playfields and other permanent public improvements in Hayward Unified School District. The assessments are levied consistent with Proposition 218, The Right to Vote on Taxes Act, which was approved by the voters of California on November 6, 1996. The assessments can continue to be levied annually at a rate of \$28.00 per single family equivalent (SFE) benefit unit. The assessments have no provision for a Consumer Price Index annual increase.

7. **The Board Approved** – California School Boards Association (CSBA) Delegate Assembly Election (Office of the Superintendent)

The Hayward Unified School District falls within CSBA Subregion 7-B. Voting is to take place on four of the Delegate Assembly positions, which have been allocated to the subregion. The Board as a whole votes for the candidates listed below. Nominees currently serving on the Delegate Assembly and who have been nominated to continue to represent the subregion are identified by an asterisk. The ballot also contains a provision for write-in candidates:

George Granger (Castro Valley USD)
Trish Herrera Spencer (Alameda City USD)
Joan Laursen (Pleasanton USD)
Mike McMahon (Alameda City USD)
Lily K. Mei (Fremont USD)*
Diana Prola (San Leandro USD)*
Joaquin J. Rivera (Alameda COE)*
Nancy Thomas (Newark USD)*

The Board voted for the following candidates:

Write In Candidate: John Taylor
Mike McMahon (Alameda City USD)
Diana Prola (San Leandro USD)*
Joaquin J. Rivera (Alameda COE)*

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8. The Board Adopted – Resolution 1213-24 for Reductions in Classified Services (Human Resources)

This Resolution was adopted because of the actual or anticipated reductions of funds for programs and grants including the School Improvement Grants and other categorically funded positions. California Education Code Section 45117 requires that Classified Employees who are to be laid off as a result of lack of funds or a reduction or elimination of the service to be performed be given written notice not less than 60 days prior to the effective date of their layoff.

RESOLUTION IN THE MATTER OF REDUCTION OF CLASSIFIED SERVICES

POSITION	LOCATION	FTE
Attendance Clerk	Various	0.5
Bilingual Paraeducator	Various	4.5
Computer Lab Assistant	Harder	1
Computer Lab Technician	Various	1.1875
Field Coordinator	AmeriCorps	2
Library Media Technician	Longwood	1
Migrant Ed Parent Liaison	SIAC	0.5
Office Specialist	Tennyson	0.5
Paraeducator SE	Various	0.2
Parent Outreach Worker	Various	2.75
Resource Center Assistant	Burbank	0.5
School Community Liaison	Various	1.1925
TSS I	Various	1
TSS II	Tennyson	1
YEP Leader	Burbank	0.5
Total FTE		18.33

The following are vacant positions being abolished:

POSITION	FTE	
Accountant	2	
Computer Lab Assistant	.5	
Paraeducator Severely Handicapped	1.525	
School Improvement Program Assistant	.4375	
Secretary	1	
YEP Leader	4.35	
Total FTE		9.8125

9. The Board Conducted a Public Hearing – HUSD’s Proposal to HEA Regarding Certificated Unit Collective Bargaining Agreement Negotiations (Human Resources)

HUSD presented its initial proposal to HEA regarding certificated unit collective bargaining agreement negotiations at the Board Meeting of February 13, 2013. By law, school districts are required to conduct a public hearing concerning the proposal in an open session of the Board.

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10. The Board Conducted a Public Hearing – HUSD’S Proposal to AEOTE Regarding Classified Unit Collective Bargaining Agreement Negotiations (Human Resources)

HUSD presented its initial proposal to AEOTE regarding collective bargaining agreement negotiations at the Board Meeting of February 13, 2013. By law, school districts are required to conduct a public hearing concerning the proposal in an open session of the Board.

11. The Board Conducted a Public Hearing – HUSD’s Proposal to SEIU Local 1021 Regarding Classified Unit Collective Bargaining Agreement Negotiations (Human Resources)

HUSD presented its initial proposal to SEIU Local 1021 regarding collective bargaining agreement negotiations at the Board Meeting of February 13, 2013. By law, school districts are required to conduct a public hearing concerning the proposal in an open session of the Board. Th

12. The Board Conducted a Public Hearing – HEA’s Unit Successor Agreement Proposal to HUSD (Human Resources)

HEA presented its successor agreement proposal to HUSD at the Board Meeting of February 13, 2013. By law, school districts are required to conduct a public hearing concerning the proposal in an open session of the Board. The Board conducted the public hearing.

13. The Board Accepted – Donations (Business Services)

DONOR	ITEM	VALUE	SITE
Ladies of the Circle of Perfection	3 Cases of Multi Use Copier Paper	\$92.00	Hayward High School Mt. Eden High School Tennyson High School

Future Board Meetings:

Regular Board Meeting – Wednesday, March 13, 2013 – 6:30 p.m. (Open Session)
City Hall

Regular Board Meeting – Wednesday, March 27, 2013 – 6:30 p.m. (Open Session)
City Hall

Regular Board Meeting – Wednesday, April 24, 2013 – 6:30 p.m. (Open Session)
City Hall