



H.U.S.D. BOARD MEETING SUMMARY
Wednesday, September 26, 2012

Board Roll Call:

Present: Mr. Jesús Armas, President
Ms. Lisa Brunner, Vice President
Dr. Luis Reynoso, Clerk
Ms. Maribel Heredia, Member
Mr. William McGee, Member

In Closed Session the Board of Education approved the following:

- **On a motion by Ms. Heredia and seconded by Ms. Brunner the Board voted 5-0-0 to approve the Settlement Agreement on Case #2012080355**
- **On a motion by Ms. Heredia and seconded by Ms. Brunner the Board voted 5-0-0 to approve the Settlement Agreement on Case #2012080488**

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 August 22, 2012 through September 5, 2012 (Business Services)

Payroll – Direct Deposit	\$ 2,545,761.73
Payroll – Warrants	\$ 228,249.45
General Fund - Total Non-Payroll	\$ 2,798,361.41
Adult Education Fund	\$ 33,392.22
Food Services Fund	\$ 36,160.08
Child Development Fund	\$ 3,183.08
Deferred Maintenance Fund	\$ 415,179.54
Special Reserve Fund for Capital Outlay Projects	\$ -0-
Building Fund 2008 Measure I Bond	\$ 2,215,386.61
School Facilities/Proposition 1A	\$ 49,313.30
Building Fund	\$ -0-
Capital Facilities/Developer Fees Fund	\$ -0-
TOTAL EXPENDITURES	\$ 8,324,987.42

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3. **The Board Approved** – Non-Public School Placements and Non-Public Agency Services (Elementary Education)

<u>Vendor</u>	<u>Purpose</u>	<u>State Funds</u>	<u>HUSD Cost</u>
Non-public Schools	Tuition	\$0	\$420,740.50
	1 Non-LCI student	\$0	\$ 8,340.50
	2 LCI student s	\$0	\$412,400.00

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

a) **Tennyson** – **November 9-11, 2012**: Fifty 11-12th grade students will participate in a college tour in Southern California. Students will travel by charter bus and be lodged in a hotel. There will be three male chaperones and three female chaperones. Sandra Navarro, teacher, will be in charge of this trip. There is no cost for students. California Partnership Grant funds will finance this trip. No student will be denied participation due to lack of funds. The event will take place Friday, November 9 through Sunday, November 11.

5. **The Board Accepted** – The Williams Complaint Update (Educational Services)

Williams Legislation requires quarterly reports to the H.U.S.D. Board of Trustees. This Legislation calls for public schools statewide to provide equal access to qualified teachers, instructional materials, and campus facilities that are safe and in good condition. The eligibility list is required to be updated every 3 years. The following sites are Williams' schools based on their 2009 base API.

Burbank	Lorin Eden	Winton
Cherryland	Park	Hayward
Eden Gardens	Ruus	Mt. Eden
Fairview	Schafer Park	Tennyson
Faith Ringgold	Southgate	
Glassbrook	Strobridge	
Harder	Treeview	
Longwood	Tyrrell	

One complaint was received for this Quarterly Report. The complaint was received at Harder Elementary. The complaint was in the area of facilities and has been resolved. The Board requested additional information on the complaint to be included in their Friday Packet.

6. **The Board Approved** – The following Consultant Contract from School Site Councils (Educational Services)

Vendor	Purpose	Div/Program	Amount
a) The Write Tools.	Provide eleven days of professional development to all Longwood teachers. This will consist of whole-school and grade-level specific writing workshops, demonstration lessons and facilitation of peer observation-debriefing sessions. SSC 6/4/12	Educational Services	\$33,625 SIG

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The Board approved the following Consultant Contract with an amendment to the Consultant or Service Validation Form regarding the evaluation of the services that will be provided.

b) Soul Shoppe	Provides interactive assemblies, workshops, and professional development for students, teachers and parents at Southgate. The focus of the training is on problem solving, conflict resolution, creating a community of learning and developing academic and social skills. SSC 4/17/12	Educational Services	\$6,800 EIA/SCE
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ACTION/DISCUSSION ITEMS

1. Information to the Board – California Standards Test Achievement Data (Educational Services)

Staff provided a summary of Hayward Unified School District's results as reported in the Accountability Progress Report released to the public on August 31, 2012. The California Department of Education publishes results of student performance based on the Californian Standards Test (CSTs). Star 2012 Fact & Figures is a tool to share assessment results and shows the following formation:

Performance Levels/Scale Scores

This identifies the proficiency level assigned for the scale score earned. Students need to a score of 350 scale score in order to be classified as proficient. Grades 3, 4, & 5 math and Grade 4 ELA average student scores are 350 or higher.

ELA – The information provided shows the District is strongest in grades 4, 5, 6, & 7. Conversely, the District has opportunities for growth in grades 3, 10, & 11.

Math – The information shows the District is strongest in grades 3, 4, & 6. Although General Math is low (297), these are the lowest performing students who took this test. The District's Algebra and Geometry have opportunities for growth.

Science – Grades 5 & 8 Science are strengths for the District. Secondary Science: Earth, Biology, Life, & Chemistry have opportunities for growth.

Social Science – Although all scores in Social Science need some support, Grades 8 and 11 are the District's strength. World History has opportunity for growth.

How this information can be used

Principals can share this information with staff and then determine which reporting Clusters are the most essential to provide intervention and support. This data is also useful to ascertain, as a district, in which grade levels students are performing close to 350.

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API & AYP

The California Department of Education anticipates the release of the Academic Performance Indicator (API) reports during the first week of October 2012. The California Department of Education has not given the release date for Annual Yearly Progress (AYP). The Board requested that an update be brought back to them when the AYP scores were released.

2. The Board Approved – Mandate Block Grant (Business Services)

Staff presented to the Board a new Mandate Block Grant program that is available to school districts, county offices of education (COEs), and charter schools that elect to participate commencing fiscal year 2012-13. A Letter of Intent is required and must be submitted by October 1st to participate in the Mandated Block Grant program. School districts and COEs may receive funding in support of the 2012-13 mandated costs either through the Mandate Block Grant or through the long-standing claims process pursuant to Government Code Section (G.C.) 17560. If a school district or COE submits a letter of intent and receives funding through the Mandate Block Grant for fiscal year 2012-13, it is not eligible to submit a reimbursement claim for those mandated costs performed in 2012-13. The Mandate Block Grant funds are unrestricted. Mandated cost reimbursements covered by the Mandate Block Grant and are subject to review in the overall annual compliance audit per Education Code Section 41020. Staff indicated that it does not intend to submit any proposals in the annual K-12 audit guide related to the Mandate Block Grant. Compliance with mandate requirements would be enforced through corrective action; LEAs would not forfeit funds as a result of audit findings. The Department of Finance and the State Controller's Office indicate that the Mandate Block Grant would not be offset for amounts overpaid on past mandate reimbursement claims. Funding for the Mandate Block Grant is based on the average daily attendance (ADA) as of the Second Principal Apportionment for the 2011-12 fiscal year. Specific ADA categories will be posted on the California Department of Education's (CDE's) website. District staff will closely monitor grant funds and ensure that all funds are allocated accordingly. The 2012-13 funding rates set forth in Item 6110-296-0001 of Section 2.00 of the annual Budget Act are as follows:

School Districts-\$28 per prior-year ADA

Charter Schools-\$14 per prior-year ADA

COEs-\$28 per prior-year ADA plus an additional \$1 per ADA for all prior-year revenue limit ADA generated by school districts and the COE within that county

HUSD

2010-2011 Block Grant-Eligible Mandates Claims \$836,271

2012-2013 Mandate Block Grant \$545,805

The Block Grant will provide the district with funds now at a discounted rate rather than adding the amount due to the balance owed to the district from past years. Accepting the grant for this year will not erase the amount owed from prior years, and the decision to accept the discount amount is a year to year decision only, renewable annually.

3. Information to the Board – Transportation Services for Special Education Students (Educational Services)

Staff presented an update the Board on progress in working with Durham to improve the transportation services provided to HUSD special education students and families. HUSD entered into a Joint Powers Agreement with eight other districts to contract with Durham for transportation services for special education students. Last year there were a significant number

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of complaints regarding the service that Durham provided. These complaints included issues of late pick-ups and drop-offs, ineffective resolution of student issues on the bus, and lack of responsiveness to parent and district concerns. The District has communicated our concerns with Durham's service and this year we are holding them more accountable to providing an acceptable level of service to our students with special needs and their families. The presentation covered the efforts to improve our collaboration and their service. These efforts include:

- Conversations with the Regional Manager to establish an action plan to improve service.
- Daily communication between HUSD's Special Education Director and Durham's General Manager.
- Quicker resolution to outstanding issues (i.e. Durham accelerated their timeline to establish new routes for students).

4. The Board Approved – Measure I Funds and Technology (Business Services)

Hayward Unified School District is fortunate to have the latest technology incorporated in the new or rebuilt schools supported by Measure I and the decision of the voters in 2008 to approve the measure has resulted in the introduction of the latest technology (such as smart boards) into five new campuses. This is playing an important role in the fabulous work our teachers are doing in the classroom each and every day. The main beneficiaries from this investment are the students that attend these schools. While the Measure I schools have the latest technology, many of our older schools go lacking. This disparity needs to be addressed. As a result of the excellent execution of the Measure I program, led by Chief Facilities Officer Dave Gallaher, there remain unexpended dollars in the Measure I restrict fund. This unexpended amount is estimated to be about \$20 million. Additionally, support requirements for the implementation of the Common Core Standards include expanded technology access for students beyond the district's current state. Staff prepared and presented a technology improvement plan to utilize a significant portion of the remaining Measure I funds to address technology deficit issues within non-Measure I schools. Cost will be determined by bids through the RFP process.

5. The Board Voted to Recruit for: – The Appointment of Personnel Commissioner (Human Resources)

The three-year appointment of Dr. José López to the Personnel Commission will expire on December 1, 2012. Dr. López has indicated an interest and willingness to be reconsidered for another term. Education Code Section 45249 assigns responsibility for the appointment of Commissioners to the Personnel Commission established prior to September 17, 1965 as follows: "In a school district that has already adopted this article on September 17, 1965, members of the Personnel Commission shall be appointed by the Superintendent of Public Instruction who shall consider the recommendation of the governing board and other interested parties." The guidelines established by the Superintendent of Public Instruction state that in the instance of reappointment, if a well-qualified Personnel Commissioner is available for reappointment and the Governing Board wishes to recommend reappointment, a recruitment process need not be initiated. The Board should make a public announcement of the intention to recommend reappointment of the Commissioner at a Board Meeting held no later than September 30th. The final appointment is made by the State Superintendent of Public Instruction. Staff recommended the reappointment of Dr. José López to the HUSD Personnel Commission which was supported by both of the classified bargaining units. The Board approved a recruitment process for the appointment of a Personnel Commissioner.

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6. **The Board Conducted a 2nd Reading and Approved** – Revised/New Board Policies/Administrative Regulations (Office of the Superintendent)

The Board has requested that we update our policies so to be in compliance with the California Department of Education Code and Federal Education Law. The Board had authorized Tucker, Ellis, LLP to perform services on updating Board Policies and Regulations. The Board did a 1st Reading of these Board Polices/Administrative Regulations at a previous Board Meeting where they made their revisions and the Policies and Administrative Regulations returned for a 2nd Reading and approval. These were the Board Polices that presented for a 2nd reading and approval:

BB 9000 – Role of Board Members (Powers Purposes, Duties)
BB 9011 – Disclosure of Confidential/Privileged Information
BB 9011.1 – Confidentiality and Interaction of Members
BB 9110 – Regular Members: Terms of Office
BB 9121 – President
BB 9122 – Secretary
BB 9122.1 – Request for Information by Board Members
BB 9123 – Clerk
BB 9311 – Board Policies

The Board approved all the above Bylaws as presented.

7. **The Board Conducted a 1st Reading** – Of Revised/New Board Polices/Administrative Regulations (Office of the Superintendent)

The Board has requested that we update our policies so to be in compliance with the California Department of Education Code and Federal Education Law. The Board was presented with these updated policies for 1st reading, which included updates from the California School Boards Association (CSBA):

These were the Board Polices presented for revisions:

BB9320 – Meetings and Notices
BB9321 – Closed Sessions
BB9322 – Agenda/Meeting Materials
New Policy – Trustee Censure

The Board approved BB 9320 and amended BB 9321 on how the vote will be reported out in Open Session. For BB 9322 and the new policy on Trustee Censure the Board provided staff with their input and recommended revisions. These two drafts of those bylaws will return for a Second Reading and approval at a future Board Meeting.

8. **The Board Approved** – The Following Consultant Contracts

	Vendor	Purpose	Div/Program	Amount
a)	Jacqueline Cheong	Provide independent education evaluations that include psycho-educational assessments. Including, written reports, make presentations, and attend mediations and fair hearings.	Educational Services	\$50,000 – General Fund

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9. Information to the Board – On a Vote of No Confidence on the Leadership of the HUSD Board (Board Member)

This item was requested by a Board Member in order to seek clarity on a vote of no confidence of the leadership of the HUSD Board of Trustees. The Board discussed this item with Legal Counsel and was given information on possible next steps.

10. The Board Accepted – The Donations Report (Business Services)

DONOR	ITEM	APPROX VALUE	SITE
Victoria Garza	12 Dozen Pencils and Bandages	\$25.00	Eldridge Elementary

Future Board Meetings:

Regular Board Meeting – Wednesday, October 10, 2012 – 6:30 p.m. (Open Session)
City Hall

Regular Board Meeting – Wednesday, October 24, 2012 – 6:30 p.m. (Open Session)
City Hall

Regular Board Meeting – Wednesday, November 14, 2012 – 6:30 p.m. (Open Session)
City Hall