

BOARD OF EDUCATION MEETING

May 9, 2017

City Hall Council Chambers

2263 Santa Clara Avenue

Alameda, CA 94501

ADOPTED MINUTES

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

A. CALL TO ORDER

1. Public Comment on Closed Session Topics:
There were no comments on Closed Session topics.
2. Adjourn to Closed Session - 5:30 PM
3. Reconvene to Public Session - 6:31 PM
4. Call to Order - Pledge of Allegiance - Edison Elementary School:
Principal Robert Slauson and students from Edison Elementary School led the Pledge of Allegiance.
5. Introduction of Board Members and Staff:
Board of Education Members present: Gray Harris, Gary Lym, Anne McKereghan, and Jennifer Williams; AUSD Executive Cabinet Members present: Superintendent Sean McPhetridge, General Counsel Chad Pimentel, Chief Business Officer Shariq Khan, Chief Human Resources Officer Tim Erwin, Chief Student Support Officer Kirsten Zazo, and Chief Academic Officer Steven Fong; Student Board Member present: Elizabeth McDonough

Board Member Ardella Dailey was absent.

- B. MODIFICATION(S) OF THE AGENDA:** Items E-2 and F-4 were moved to accommodate meeting participants.

Motion to move Item E-2 to occur after item D-2 and to move F-4 to occur before F-3.

MOTION: Member Harris

SECONDED: Member Williams

AYES: Members Harris, Lym, McKereghan, Williams

ABSENT: Member Dailey

MOTION APPROVED

- C. APPROVAL OF MINUTES:** Minutes from the April 25th and April 28th Board Meetings were considered.

Motion to approve the adoption of the April 25th and April 28th Board of

Education meeting minutes.

MOTION: Member Harris

SECONDED: Member Williams

AYES: Members Harris, Lym, McKereghan, Williams

ABSENT: Member Dailey

MOTION APPROVED

D. COMMUNICATIONS

1. Highlighting Alameda Schools - Edison Elementary School

Edison principal Robert Slauson presented information about the program at Edison Elementary School. This is Mr. Slauson's first year as principal at the site. He expressed his support for the other elementary school sites in Alameda. Mr. Slauson highlighted the PBIS initiative at the school, and introduced parent volunteer Debbie Ryan who is the Go Green Coordinator at Edison. Ms. Ryan gave information about the continuing recycling efforts at Edison.

2. Employee(s) of the Month

Karen Keegan, Encinal Jr. & Sr. High Counseling Office Manager, was named Employee of the Month for May. Ms. Keegan was appreciated by many in the room for her outstanding service to Alameda Unified.

General Business Item F-2 Recognition of Teacher of the Year and Finalists
Sandy Wong, Coordinator of Employee and Labor Relations, gave the Board information about the Teacher of the Year process and timeline. The District began the Teacher of the Year selection process with an invitation to the community to nominate and recognize excellent teachers in the Alameda Unified School District. Nominees who decided to move onto the next phase of consideration submitted an application and letters of support to the Teacher of the Year Selection Committee.

The Committee reviewed the documentation and selected five finalists. The three finalists represent the rich talent and diverse skills and expertise of the teachers in AUSD. Each teacher was observed and interviewed by the Committee.

At the conclusion of the interviews, the Committee determined Alameda Unified's Teacher of the Year, who will represent AUSD at the county level. The Committee proudly presents:

- Kevin Gorham
Teacher of the Year Winner
Encinal Jr. & Sr. High School
- Scott Hixon
Teacher of the Year Finalist
Haight Elementary

- Kelly (JC) Johnson
Teacher of the Year Finalist
Ruby Bridges Elementary

Superintendent Sean McPhetridge commended Kevin Gorham on his being named as AUSD's Teacher of the Year. Dr. McPhetridge noted he has worked with many different teachers and administrators in numerous settings in Alameda Unified School District since his initial hire in 2000. He explained that Kevin Gorham stands out clearly as emblematic of an admirable commitment to young people and a drive to get things done in the various different roles that he has served over the course of nearly two decades now in AUSD.

Dr. McPhetridge noted it is hard to imagine an AUSD without Kevin, and Dr. McPhetridge expressed his gratitude to him for serving AUSD both as a teacher and administrator over the time he has been with AUSD.

3. Written Correspondence

The Board received 49 emails related to the Lum Soil Issue.

4. Board Members' Report

Board Member Anne McKereghan thanked students from Lum for letters the Board received at the April 28th meeting. Member McKereghan mentioned the new initiative to send letters to the Federal Government to let Washington know how much the community values public schools. The program is called "P.S. I Love You," and folks can visit www.allrisealameda.org to learn more.

Board Member Jennifer Williams congratulated the 5th grade class at Edison for their Legacy Project, which was volunteering at the Food Bank. Member Williams stated she attended the recent CSEA Scholarship Dinner, the Alameda Special Education Family Support Group Resource Fair, and the Lum Elementary School Carnival. Member Williams stated she recently met with a group of Kindergarten teachers to get their feedback about the full day program and will share this feedback with staff.

Board Member Gary K. Lym thanked Cindy Zecher and CSEA for inviting him to attend the recent CSEA Scholarship Dinner. Member Lym announced he attended the recent Island High School Hex Awards Ceremony and thanked the Island High staff and students for including him. Member Lym thanked the PTA members at Haight and Lum Elementary School for inviting him to their recent Carnivals.

5. Superintendent's Report

Superintendent Sean McPhetridge gave the Board information on the following proclamations:

- Memorial Day – May 29, 2017

- Harvey Milk Day – May 22, 2017

Superintendent McPhetridge thanked the Lum and Haight communities for welcoming him at their recent Carnival events. He said thank you to Lum and Haight PTA groups for coming up and talking to him at the carnival. He said he respects the roles Lum staff, students, parents have to play when defending their school.

6. Student Board Members' Report

Elizabeth McDonough, student Board member from Alameda High School announced that from May 16th -18th testing for would take place for sophomores and juniors, May 23rd is the Senior Award Night, May 26th is the Annual Powder Puff Football Game at 4:30pm at Thompson Field, and Senior activities are in full swing, including the Senior Ball on May 20th.

7. Report from Employee Organizations

Cindy Zecher, President CSEA 27 stated that the last couple of weeks have been hard for CSEA 27 members, and she asked the Board to make good decisions about Lum. Ms. Zecher announced CSEA 27 distributed \$1,000 each to the two scholarship recipients honored at the recent CSEA Scholarship Dinner. Ms. Zecher congratulated CSEA past President Karen Keegan for receiving Employee of the Month after 38 years of employment with AUSD. Ms. Zecher said Ms. Keegan will be missed when she retires this summer. Ms. Zecher congratulated Kevin Gorham on his recent Teacher of the Year award. Ms. Zecher encouraged all CSEA staff to attend the upcoming training symposium on May 20th.

Audrey Hyman, President of Alameda Education Association stated her members are starting to plan for next year but many of them do not know how to plan with the fate of Lum School in jeopardy. Ms. Hyman stated she knows the Lum issue is a very difficult decision for all but stated she hopes the Board can act quickly so the community has time to adjust if needed. She said she has met with the Human Resources team to plan. Ms. Hyman said congratulations to the three nominees for Teacher of the Year. Ms. Hyman congratulated Karen Keegan for her Employee of the Month award and thanked her for her collaboration while serving as president of CSEA 27.

8. Public Comments:

There were no public comments during this time.

9. Closed Session Action Report:

The Board did not take any reportable action in Closed Session.

E.ADOPTION OF THE CONSENT CALENDAR

1. Certificated Personnel Actions
2. Classified Personnel Actions
3. Approval and Acceptance of Donations
4. Approval of Bill Warrants and Payroll Registers

5. Approval of K-5 ELA/ELD Instructional Materials Adoption
6. Approval of Memorandum of Understanding between Alameda County Workforce Development Board and the Workforce Innovation and Opportunity Act Mandated One-Stop/America's Job Centers of California (AJCC) Partners, Phase II
7. Approval of New Secondary Course Descriptions
8. Approval of Single Plans for Student Achievement (SPSAs) for 2017-18 School Year
9. Approval of Special Education Local Plan Area Master Contracts
10. Out-of-State Field Trip Request: Earhart Elementary to Knoxville, TN
11. Proclamation: Memorial Day - May 2017
12. Proclamation: Harvey Milk Day - May 22, 2017
13. Ratification of Contracts Executed Pursuant to Board Policy 3300
14. Resolution No. 2016-2017.71 Approval of Budget Transfers, Increases, Decreases
15. Approval of Non-Exclusive Easement at 1900 Third Street, Alameda, CA 94501 between AUSD, Alameda Boys and Girls Club, and the City of Alameda
16. Resolution No. 2016-2017.73 Authorization to Dispose of Surplus Property
17. Resolution No. 2016-2017.72 Delegation of Authority to Purchase and Contract

Motion to approve the adoption the Consent Calendar.

MOTION: Member Harris

SECONDED: Member Williams

AYES: Members Harris, Lym, McKereghan, Williams

ABSENT: Member Dailey

MOTION APPROVED

F. GENERAL BUSINESS

1. Resolution No. 2016-2017.69 Employee Appreciation Month: May 2017
Tim Erwin, Chief Human Resources Officer, presented Resolution Number 2016-2017.69 recognizing May as Employee Appreciation Month in Alameda Unified School District. Staff asked the Board of Education to adopt the resolution to honor employees during the month of May for their outstanding performance, accomplishments, hard work, and dedication to the students of AUSD.

This year's dates to recognize:

- May 1, 2017 School Principals Day
- May 1-5, 2017 National Teacher Appreciation Week
- May 10, 2017 California Day of the Teacher

- May 21-27, 2017 Classified School Employee Week
- May 21-27, 2017 National Educational Bosses' Week

Motion to approve Resolution No. 2016-2017.69 Employee Appreciation Month: May 2017.

MOTION: Member Williams

SECONDED: Member Harris

AYES: Members Harris, Lym, McKereghan, Williams

ABSENT: Member Dailey

MOTION APPROVED

2. Recognition of Teacher of the Year and Finalists

This item was moved to the Communications section of the agenda.

3. Update of Geotechnical Engineering Evaluation of Lum Elementary School

Chief Business Officer Shariq Khan gave background on how the Lum soil issue was discovered. Mr. Khan told the Board and community that AUSD has commissioned another peer review by a firm recommended by SFUSD. Mr. Khan stated the district hopes to have this report back by next week and will put it up on the district's website.

Mr. Khan introduced the Geotechnical Engineer Chris Warner, Senior Principal of firm ZFA Structural Engineers, who explained that the Lum soil issue was discovered when tests were done as a part of the Measure I Bond Work to add a new classroom at Lum Elementary School. Mr. Warner explained testing methods and explained the existence of a report that was done in 1991 when staff sought to add a daycare classroom at the site. The 1991 report stated that a new classroom could not be added due to soil issues.

Other topics discussed between Mr. Warner and Board Members included:

- In the event of an earthquake, sinkage could occur as rapidly as 5-7 minutes after the event.
- The San Andreas could produce a bigger seismic event than the Hayward fault, but the proximity of the Hayward Fault to Alameda is a key factor in the amount of damage that could occur. The Hayward Fault is overdue for a large seismic event. There is a 33% chance of an earthquake on the Hayward Fault negatively impacting the Lum School site.
- Site mitigation was discussed. Pile foundations would have to extend through 50 feet to get to soil below the liquefied soil. Soil improvement techniques would involve extensive dismantling of the buildings to work under the buildings and would take 2-3 years to plan and implement. Putting in piles would almost necessitate starting from scratch. A rigid grid foundation would withstand total

settlement. To mitigate in this way would cause extensive disruption and the buildings could still settle, but possibly not collapse.

- The findings in the ZFA report indicated the Lum campus has settlement potential from 5 to 10 inches due to soil liquefaction with a differential settlement of 3 to 7 inches.
- Soil conditions at Lum are much worse than what tests have found to be present at the other AUSD campuses. Bay Farm School is built on bay mud. This causes slow, over time settlement. Bay Farm also was built on deep pile foundations. Wood Middle School, although just adjacent to Lum Elementary School, has very different soil and foundation conditions. There would not be a concern about sudden settlement at Wood Middle School like there is at Lum.
- New buildings built on the same type of soil Lum has have foundations designed to withstand differentiated settlement. The existing foundations for the Lum buildings are under-designed by 200%. We anticipate significant distress in the foundation if a seismic event were to occur.

Mark Quattrocchi of Quattrocchi Kwok Architects came to the podium to answer additional Board questions. Mr. Quattrocchi also clarified the timeline for when the District was notified of the possibility of a soil issue at Lum Elementary School. Mr. Quattrocchi stated the earliest date the District was aware was March 17th. Until then, there was concern, but the District was not made aware of the findings until the final Geotechnical report was issued.

Other topics discussed between Mr. Quattrocchi and Board Members included:

- It is not uncommon in California to work on sites with soil issues. There are many methods to mitigate for soil concerns. If there was a new campus being built on the Lum property today, there would be mitigations to the foundation that would be made that would add approximately 10-15% more to the cost of the building. To perform these mitigations on an existing building, the building would have to be dismantled in many ways to allow for corrective measures. It will be complex to estimate the cost to build a deep foundation on an existing building, but the cost of these mitigations would far exceed 50% of Division of State Architect's value of the building(s) and would require the whole campus to be brought up to current DSA code. The state would also not help with funding to use the existing buildings and mitigate the soil issues.
- DSA building code does not say that the Lum campus has to be closed. The code itself says that as long as you don't do structural changes to the building, you do not have to close campus. QKA has recommended the District act upon the identified safety issues to relocate students and staff.

- Mr. Quattrocchi explained his experience in Napa after a recent earthquake occurred. 32 schools were visited after that event. The earthquake did not happen during a time when school was in session, but the destruction to the buildings is hard to imagine. Doors and windows were blocked, and that is a problem. Differential settlement can cause the door and window frames to not allow access to get out of these spaces.
- Mr. Quattrocchi explained he felt the District had done its due diligence in gathering enough data to identify risks. He also stated there is more work to be done to identify costs associated with mitigating the soil issues at Lum.
- On the issue of portables, Mr. Quattrocchi explained it would be physically possible to place portables there, but there would be work that would have to be done to mitigate the soil issues. There is not enough room on the site without losing the blacktop. The cost of placing these portables could be prohibitive. Portables placed at Lum would be double the \$100k cost of a portable placed on safe soil. There is an emergency provision in DSA code, but we have been informed AUSD would not qualify for this DSA provision because DSA is aware of the soil issue.

Public comments:

Tijner Topracki, Lum parent: Mr. Topracki urged the Board to read a recent letter he submitted and asked the Board to consider a third option. The third option would be to keep Lum open for one more year.

Trish Spencer, community member: Ms. Spencer urged the Board to consider leaving Lum School open for an additional year to help bring the community into conversation.

Eungo Ching, Lum parent and a designer: Mr. Ching urged the Board to not close Lum Elementary School.

4. Lum School Relocation Feasibility Planning: Enrollment

Kirsten Zazo, Chief Student Support Officer, presented possible enrollment scenarios if the Board decides on May 23rd to move Lum students off the campus for the 2017-18 school year.

Ms. Zazo addressed making continuums for Special Education classes so that families can gain a sense a community. A Board member agreed with this statement and asked if students who are redesignated for a school on the East End will be allowed to attend Lincoln Middle School so that they can stay with the peers. Ms. Zazo stated the District would need to consider policy decisions regarding feeder schools for Lum students. If 5th graders were moved to Edison, we would look at letting students attend Lincoln Middle School if they want to do that.

Board members asked about capacity at other sites and asked Ms. Zazo to consider using more classrooms at Ruby Bridges to hopefully build enrollment at the site and keep more of the Lum community together.

A Board member asked about specific Special Education classroom needs, including the need for some Special Education classrooms to have a bathroom.

Ms. Zazo stated she absolutely is considering these needs and explained the need to prioritize classrooms differently. An Autism classroom will be prioritized for a classroom with a bathroom in the class over a Transitional Kindergarten or Kindergarten classroom.

Board members stated that they have had a lot of feedback from the community that they would like to stay together. Ms. Zazo explained this would necessitate teachers changing grades every year. Ms. Zazo explained when she brought this up to Lum School leadership and staff, she was told this was not something that would be desirable to the teaching staff.

Public Comments:

Lisa Goodwin, Lum teacher: Ms. Goodwin stated she disagreed with the timeline for how the community was told the information about the Lum soil issue and that there is a great deal of anxiety for Lum teachers and the Lum community. Ms. Goodwin urged the Board to take a year to plan out a transition plan.

Meredith Wold, Lum teacher: Ms. Wold stated Lum is a family and the thought of this family being dismantled would be heartbreaking. Ms. Wold urged the Board to not close Lum School.

Ronit Mat, Otis parent: Ms. Mat stated she is heartsick over what is happening to Lum and she expressed solidarity to the Lum community. Ms. Mat urged the Board to do everything they could to keep the Lum community together.

5. Lum Advisory Committee Report and Recommendations Regarding Feasible Alternatives To Address Concerns Raised By Soil Test Results at Lum Elementary

Kelly Scott, PTA president, opened the Lum DAC presentation. Ms. Scott acknowledged earthquake safety is a serious concern. Ms. Scott stated the Lum Advisory Committee disagrees that it is an imminent danger and that students need to be moved from the site. Ms. Scott stated that the district agrees with this fact and explained that the district has not used CDE best practices for the process of closing schools. Ms. Scott explained the closure is a budget concern. Ms. Scott asked the Board to defer the vote to close Lum School until May 2018, create a District Advisory Committee, produce all structural analysis and hazard mitigation standards, and asked the Board to direct staff to direct the superintendent to take these actions.

Rob Dekker, Lum parent and electrical engineer, gave information about data taken during a large earthquake in New Zealand. In New Zealand, they found that foundation types are not impacted by liquefaction. Mr. Dekker asked for an analysis to be done on the risk of moving students from one site to another.

Tai Tang, Lum parent and licensed architect in the state of Michigan explained that the hexagon shape of Lum buildings make them very structurally sound. Mr. Tang stated a building with a steel frame should be able to accommodate 1% movement with ease. Mr. Tang stated he feels the District's reports are inducing fear. In an earthquake all buildings will have damage as shown by the reports on the website, not just Lum.

Calvin Wong, retired engineer and retired Chief Building Official in the City of Oakland, also a resident of the Lum neighborhood. Mr. Wong stated that the reports given by the district are comparable to going to the doctor and getting a report that you have a heart condition and the doctor recommends a heart transplant. Mr. Wong stated that a person would get another opinion. Mr. Wong stated doctors and engineers are the same in some fashion, they are dealing with scientific factors that can be interpreted differently. Mr. Wong stated the Board is making a critical decision without essential information. If the Board proceeds and moves students out, this will create a logistical nightmare.

Joe Keiser, Lum School parent, stated the community was not aware that there was a District architect, and releasing last minute information is not the way to build community. Mr. Keiser stated when he first heard the news about the Lum soil report, he was afraid. He stated that after reading the reports posted by the District, he decided the report was lacking and he started distrusting the information provided by the District. Mr. Keiser stated if the Board votes to move the students from Lum the community will not trust AUSD with any decision. Mr. Keiser stated that the events in Alameda will set a precedent state-wide, not just in Alameda. Mr. Keiser stated Lum is safe, Lum can be continued to be used, and asked the Board to act in a way that is in the best interest of the City.

Public Comments:

Kathryn Yamada, Lum parent: Ms. Yamada stated she is a cardiac nurse and if she received a death sentence from a doctor, she would get a second and third opinion and from a different firm. Ms. Yamada stated the Lum community is worth a second and third opinion that doesn't come from the District's side. Ms. Yamada asked the Board to have the courage to keep Lum open.

Bren Curtis, AUSD parent: Ms. Curtis stated her children went to Lum School for a week when they moved back into Alameda. Ms. Curtis stated AUSD has a moral and legal obligation to let the community weigh in on this decision. Ms. Curtis stated her children walk through the Lum site on their way to Maya Lin, where her children attend school each day, and she feels safe.

Motion to postpone Budget Report and Data Dashboard item and hear Language Adoption item now.

MOTION: Member Harris

SECONDED: none

Motion to extend meeting past 10:30pm.

MOTION: Member Williams

SECONDED: Member McKereghan

AYES: Members Lym, McKereghan, Williams

NOES: Member Harris

ABSENT: Member Dailey

MOTION APPROVED

6. 2017-2018: Budget Adoption Process: Review of Program Allocations
Shariq Khan, Chief Business Officer, gave the Board a report on the Budget and LCAP budgets.

The District's Categorical Programs provide a variety of school services that are specially funded by the Federal or State government. Federal and State Categorical Programs were created by the legislators to serve the special needs of students that are not covered by general fund regular education programs. All categorical funding that schools receive will in addition be accounted for in their Single Plan for Student Achievement.

The presentation recommended budgets for the following Federal Programs:

- Title I Part A Basic Grants Low-Income and Neglected
- Title II Part A Teacher Quality
- Title III Immigrant Education Program
- Title III Limited English Proficiency
- Title X McKinney Vento Homeless Education
- Special Education-Federal

The presentation recommended budgets for the following State Programs:

- Special Education-Federal
- After School Education and Safety
- Restricted Lottery
- Special Education-State
- Career Technical Education Incentive Grant

Public Hearings on the Comprehensive Budget proposal and the LCAP are scheduled on June 13, 2017. The 2017-2018 Budget and LCAP will be presented to the Board for adoption on June 27, 2017.

Public Comments:

Cindy Zecher, President, CSEA: Ms. Zecher asked that the title “instructional aide” be changed to “paraprofessional.” Ms. Zecher also expressed her concern that there are non-union staff people filling positions that should be filled by bargaining group members. Ms. Zecher also asked a question about the line item showing the cost of benefits for part-time people.

7. Overview of California's New School Dashboard Report

Motion to move the Overview of California’s New School Dashboard Report to a subsequent meeting.

MOTION: Member Williams

SECONDED: Member Harris

AYES: Members Lym, Harris, Williams

NOES: Member McKereghan

ABSENT: Member Dailey

MOTION APPROVED

8. World Language Spanish and French Text Adoption

Steven Fong, Chief Academic Officer, presented the public hearing on the World Language Text Adoption for Spanish and French.

A Board member asked if AUSD was moving forward with this adoption because the materials were outdated, and Steven Fong responded by saying that the adoption was long overdue.

This item will come to the Board on the Consent Calendar at a subsequent meeting.

Public Hearing Opened: 10: 48pm

No public comments

Public Hearing Closed: 10:48pm

G. **ADJOURNMENT:** The meeting was adjourned at 10:49pm.