Official Minutes

REGULAR MEETING
BOARD OF EDUCATION
SAN FRANCISCO UNIFIED SCHOOL DISTRICT
TUESDAY, JUNE 24, 2008 – 6:00 P.M.

The Board of Education met in Regular Session on Tuesday, June 24, 2008, at 6:35 p.m., in the Irving G. Breyer Board Meeting Room, 555 Franklin Street, San Francisco, California. Board President Mr. Sanchez presiding.

PRESENT: Commissioners Ms. Jane Kim, (departed the meeting at 11:00 p.m.), Mr. Eric Mar Mr. Mark Sanchez, Ms. Jill Wynns, and Mr. Norman Yee

ALSO PRESENT: Mr. Carlos A. Garcia, Superintendent of Schools Mr. Nestor Reyes and Mr. Jason Siu, Student Delegates

ABSENT: Commissioners Ms. Kim-Shree Maufas, and Ms. Hydra B. Mendoza

Approval of Board Minutes

The Minutes of the Regular Board Meeting of April 22, 2008 were moved by Commissioner Mar, seconded, and adopted unanimously. Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.

Recognitions and Resolutions of Commendation

Acknowledgement was given to SFUSD Retirees.

Superintendent’s Proposals – Held for Speaker Cards and Action

85-13Sp4 – Authorization to Grant or in the Alternative Deny June Jordan School for Equity Proposal for a Additional Performance-Based Assessment Graduation Requirement

85-13Sp4, moved and seconded on May 13, 2008, was adopted, as amended, by 5 ayes, 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.

Public speakers: Ben Delgado, Annie Rios, Sue England, and Eileen Hines.
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Superintendent’s Proposals – Held for Speaker Cards and Action

85-13Sp5 – Authorization to Grant or in the Alternative Deny the Five Keys Adult Charter School’s Petition for a New Charter School

85-13Sp5, moved and seconded on May 13, 2008, was adopted, as amended, by 5 ayes, 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.
Public speakers: Sheriff Michael Hennessy and Eileen Hirst.

85-13Sp6 – Authorization to Grant or in the Alternative Deny the Five Keys Independence High Charter School’s Petition for a New Charter School

85-13Sp6, moved and seconded on May 13, 2008, was adopted, as amended, by 5 ayes, 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.


85-27Sp3, moved and seconded on May 27, 2008, was adopted by 5 ayes, 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.
Public speakers: Michael Theriault, Bayrd Fong, Jeffrey Phillips, John Wang, Calvin Louie, Gregory Richardson, Dave Figueroa, John Rocha, Tony Rodriguez, Wilson Chiu, Charles Ramsey, Stanley Chan.

86-10Sp1 – Adoption of Fiscal Year 2008-09 Recommended Budget

86-10Sp1, moved and seconded on June 10, 2008, was adopted by 5 ayes, 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.

86-10Sp2 – Adoption of Instructional Materials – Chinese Language Arts, Grades K-8

86-10Sp2, moved and seconded on June 10, 2008, was adopted 4 ayes, 1 absent at roll call (Wynns), and 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Siu.
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Board Members’ Proposals – Held for Speaker Cards and Action

85-13A1 – Walking and Pedaling Toward Safer Schools, Healthier Communities, and Higher Academic Achievement – In Support of the Fix Masonic Campaign and School-Based Efforts to Install Bike Racks and Support Alternatives to Our Addiction to Fossil Fuels
- Commissioners Eric Mar and Mark Sanchez

85-13A1, moved and seconded on May 13, 2008, was adopted by 5 ayes, 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.

85-27A3 - Amendments to the Student Advisory Council Bylaws
Commissioner Mark Sanchez and Student Delegate Jason Siu

85-27A3, moved and seconded on May 27, 2008, was adopted, as amended, by 5 ayes, 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.

Requests to Speak Regarding General Matters

Addressing the Board of Education were: Dan Kelly, Brock Estes, Sandra Fewer.

Special Order of Business

86-24SO1 – Acceptance of the Findings and Recommendations of the California Department of Education’s 36-Month Review of Horace Mann Middle School and San Francisco Unified School District for Secondary Sanctions – That the Board of Education accept the findings and recommendations of the California Department of Education’s 36-month review and recommendations for Horace Mann Middle School for secondary sanctions as part of their Immediate Intervention/Underperforming Schools Program (II/USP).

86-24SO1 was moved by Commissioner Mar, seconded, and adopted by 4 ayes, 1 absent at roll call (Kim), and 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.

86-24SO2 – Appointment of Members to the San Francisco Board of Education Parent Advisory Council – That the Board of Education appoint to the Parent Advisory Council: eight regular members (each of whom will serve a two-year term). May Chzung, Nancy Gapasin Gnass, Maria Gonzalez, Diane Huang, Amanda Johnson, Ana Lanuza, Natasha LaVine, and Jewnbug.

86-24SO2 as moved by Commissioner Mar, seconded, and adopted by 5 ayes, 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.
Special Order of Business – continued

86-24SO3 – Public Hearing and Adoption of Proposed General Waiver Request re: Education Code Section 44929.21(b) – That the Board of Education of the San Francisco Unified School District (2) hold a public hearing regarding the proposed General Waiver Request, and (2) following that hearing, determine and direct that the attached General Waiver Request be filed with the California Department of Education, for action by the State Board of Education at its September 2008 meeting.

Chairman Sanchez called for the public hearing to this item. 86-24SO3 was moved by Mr. Mar, seconded, and adopted by 5 ayes, 2 absent (Maucas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu. There were no speakers to this item.

Chairman Sanchez called the Public Hearing to the Initial Proposal for a Reopener for 2008-2009 from the San Francisco Unified School District to the United Educators of San Francisco (UESF) Certificated and Classified Units. There were no speakers to this item.

Chairman Sanchez announced the sunshining of the following proposals and stated that the public hearing on the proposals would take place at the next Regular Meeting.

- 2008-2009 Initial Proposal from San Francisco Unified School District to the Service Employees International Union (SEIU) Local 1021
- 2008-2009 Initial Proposal from the United Brotherhood of Carpenters and Joiners of America, Local 22 to San Francisco Unified School District
- 2008-2009 Initial Proposal from the United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of the United States and Canada, Local 38 to San Francisco Unified School District
- 2008-2009 Initial Proposal from the United Union of Roofers, Waterproofers and Allied Workers, Local 40 to San Francisco Unified School District
- 2008-2009 Initial Proposal from the Sheet Metal Workers International Union, Local 104 to San Francisco Unified School District
- 2008-2009 Initial Proposal from the Operative Plasterers and Cement Masons International Association, Local 66 to San Francisco Unified School District
- 2008-2009 Initial Proposal from International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers, Local 377 to San Francisco Unified School District
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Special Order of Business – continued

- 2008-2009 Initial Proposal from Glaziers, Architectural Metal and Glass Workers Union, Local 718 to San Francisco Unified School District
- 2008-2009 Initial Proposal from the International Association of Machinists, Local 1414 to San Francisco Unified School District
- Initial Proposal from the San Francisco Unified School District to the Glaziers, Architectural and Glass Workers Union, Local 718; International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers, Local 377; Operative Plasterers and Cement Masons International Association, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of the United States and Canada, Local 38; United Brotherhood of Carpenters and Joiners of America, Local 22; International Association of Machinists, Local 1414; International Brotherhood of Electrical Engineers (IBEW), Local 6; Teamster, Local 853; and Auto, Marine & Specialty Painters Union, Local 1176

Consent Calendar

The Consent Calendar was moved by Commissioner Mar, seconded, and presented as follows:

Instructional Resolutions – None

Finance Resolutions

2a. (86-24B1) Authorization for Budget Transfers for Fiscal Year 2007-08 Budget Unrestricted General Fund (Fund 01) and Restricted General Fund (Fund 01)


2c. (86-24B3) Authorization to Enter Into an Agreement to Purchase Insurance Coverage & Services for Fiscal 2008-2009 Through Arthur J. Gallagher & Co. and Schools Excess Liability Fund

2d. (86-24B4) Authorization for Contracts for Student Intern Placement

2e. (86-24B5) Authorization to Encumber and Expend Moneys for Legal Services Provided by the San Francisco City Attorney’s Office for Legal Services for Fiscal Year 2008-2009

2f. (86-24B6) Authorization to Enter Into an Agreement with the California Charter Schools Association Regarding the Distribution of Parcel Tax Funds (San Francisco Quality Teacher and Education Act of 2008)

2g. (86-24B7) Authorization to Enter Into a Memorandum of Understanding with the State Superintendent of Public Instruction (SSPI) and Education Consultants, LLC to Support Horace Mann Middle School which Entered Into Secondary Sanctions in 2007-08 and San Francisco Unified School District as Part of the Secondary School Assistance and Intervention Team (SAIT II)

2h. (86-24B8) Blanket Approval of the San Francisco Unified School District Memoranda of Authority with Community Based Organizations

2i. (86-24B9) Blanket Approval of the San Francisco Unified School District Memoranda of Authority with Community Based Organizations
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Consent Calendar – continued

2j. (86-24B10) Authorization of Travel for Board Member - Commissioner Norman Yee

2k. (86-24B11) Authorization of Travel for Board Member - Commissioner Norman Yee

2l. (86-24B12) Authorization to Declare Obsolete Computer Monitors, Other Computer Related Accessories, Furniture, Fixtures, Equipment including Cafeteria Equipment, Instructional Materials and Other Miscellaneous items as Surplus Property

2m. (86-24C2) Authorization for the Award of Bids, Purchase of and Encumbrance for Supplies, Equipment and/or Services Over $72,400 or the Statutory Limit Specified in Public Contract Code Section 20111

Buildings, Grounds and Services Resolutions

3a. (86-24W1) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Balboa High School - $41,124.80

3b. (86-24W2) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Filipino Education Center - $26,624.49

3c. (86-24W3) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Everett Middle School - $52,966

3d. (86-24W4) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Lincoln High School Modernization/Bungalow Replacement - $224,000

3e. (86-24W5) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Denman Middle School/Leadership - $2,855

3f. (86-24W6) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Various Sites - $108,000

3g. (86-24W7) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Everett Middle School Modernization – ($20,079) CREDIT

3h. (86-24W8) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Marina Middle School - $81,813

3i. (86-24W9) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
James Denman Middle School - $77,111

3j. (86-24W10) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
George Washington High School Modernization - $218,475
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Consent Calendar – continued

3k. (86-24W11) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
   George Washington High School Modernization - $61,259

3l. (86-24W12) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
   Galileo Academy of Science & Technology - $50,938

3m. (86-24W13) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
   Mission High School - $128,162

3n. (86-24W14) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
   Lowell High School - $31,218

3o. (86-24W15) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
   Balboa High School - $202,665

   Luther Burbank Middle School - $8,780

3q. (86-24W17) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
   San Miguel CDC - $6,280

3r. (86-24W18) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
   Lawton Elementary School - $23,694

3s. (86-24W19) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
   Claire Lilienthal K-2 (Madison Campus) - $6,650

3t. (86-24W20) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
   San Miguel Child Development Center - $6,500

3u. (86-24W21) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
   Herbert Hoover Middle School - $5,000

3v. (86-24W22) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
   Abraham Lincoln High School – Modernization & New Building - $20,553

3w. (86-24W23) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
   Mission Ed. Center/Kate Kennedy CDC - $6,000

3x. (86-24W24) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
   Alamo Elementary School - $7,091
Consent Calendar – continued

3y. (86-24W25) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Luther Burbank Middle School - $3,630

3z. (86-24W26) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Green Schoolyard Project – Bret Harte Elementary School – ($23,500) CREDIT

3aa. (86-24W27) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
John McLaren Child Development Center - $17,400

3bb. (86-24W28) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Mission Child Development Center - $21,200

3cc. (86-24W29) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Jefferson Elementary School - $2,010

3dd. (86-24W30) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Buena Vista Elementary School - $7,760

3ee. (86-24W31) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
E. R. Taylor and Fairmount Elementary Schools - $15,135

3ff. (86-24W32) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Alvarado, Bret Harte, E.R. Taylor, Leonard Flynn, and West Portal Greening - $8,930

3gg. (86-24W33) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program

3hh. (86-24W34) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Buena Vista Elementary School - $19,800

3ii. (86-24W35) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Various Schools - $0

3jj. (86-24W36) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Various Schools - $546,033

3kk. (86-24W37) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Redding Elementary School - $218,000

3ll. (86-24W38) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Garfield & McKinley Elementary Schools - $680,000
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Consent Calendar – continued

3mm. (86-24W39) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Various Schools - $40,474

3nn. (86-24W40) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Proposition A 2003/2006 Bond Green Schoolyard Program - $240,210

3oo. (86-24W41) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
John O’Connell High School - $1,340,000

3pp. (86-24W42) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Fairmount Elementary School - $410,000

3qq. (86-24W43) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
San Miguel CDC - $184,174

3rr. (86-24W44) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Mission Education Center – Kate Kennedy CDC - $3,922,000

3ss. (86-24W45) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
39 School Repair Program Fund. San Miguel Administration - $175,000

3tt. (86-24W46) Authorization to Approve Contract, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Feasibility Study of Affordable Teacher Housing Development Opportunities - $90,500

3uu. (86-24W47) Authorization to Take Possession of and Purchase Eight Leased State Relocateable Classroom Buildings

3vv. (86-24W48) Authorization for Professional Services Contract with the CB Richard Ellis Group for the Evaluation and Valuation of District Surplus Real Property

3ww. (86-24W49) Authorization for the Extension of Current Lease Agreements with Mobile Modular, for the Use of 17 Portable Classrooms at Eight District Sites

Personnel Resolutions

4a. (86-24F1 – F8) Administrative, Secondary, Elementary Certificated Personnel Actions

4b. (86-24K1 – K103) Consultant Services Contracts

4bb. (86-24K104 – K131) Consultant Services Contracts Amendments

Vote on the Consent Calendar as follows:

Withdrawn from the agenda by Superintendent Garcia was item 4b. 86-24K103.
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Vote on Consent Calendar - continued

With items severed and items withdrawn, the Consent Calendar was adopted by 5 ayes, 2 absent (Maufas, Mendoza), with the exception of items 86-24K72, K76, K77, K90, and K123 which received 4 ayes, 1 abstention (Wynns), and 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.

Consent Calendar Resolutions – Severed for Speakers and Immediate Action

2d. 86-24B4 – Adopted by 5 ayes, 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.

2f. 86-24B6 - Failed by a vote of 3 ayes, 2 nays (Wynns, Yee), and 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Siu; Abstention by Mr. Reyes.

3tt. 86-24W46 - Adopted by 5 ayes, 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.

3vv. 86-24W48 - Adopted by 5 ayes, 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.

4b. 86-24K74 - Adopted by 5 ayes, 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Siu.

Board Members’ Proposals – First Reading


Suspension of the Rules (motion 86-24A2) to hear 86-24A1 at First Reading was moved by Commissioner Mar, seconded, and adopted by 5 ayes, 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Reyes and Mr. Siu.

86-24A1 was moved by Commissioner Kim, seconded, and adopted, as amended, by 5 ayes, 2 absent (Maufas, Mendoza). Student Delegate advisory vote: Aye by Mr. Siu.
Board Members’ Proposals – First Reading - continued

86-24A3 – Clarifying the Support, Responsibilities, and Role of the Community Advisory Committee (CAC) for the Public Education Enrichment Fund – Commissioner Mark Sanchez

86-24A3 was moved by Commissioner Kim, seconded, and referred by order of the Chair to be taken up by the Rules, Policy, and Legislation and Budget and Business Services Committees.

Report of Closed Session Actions

Closed Session Actions of June 19, 2008

86-24A4 – RESOLVED: The Board of Education, by a vote of 5 ayes and 2 absent (Kim, Yee), approved the appointment of:

- 2 Senior Executive Directors
- 1 Supervisor

86-24A5 – RESOLVED: In the existing litigation matter, Stephanie Cohen v. SFUSD (WCAB No: SFO 0478735), the Board of Education, by a vote of 5 ayes and 2 absent (Kim, Yee), authorized a settlement of $1,100,000 to resolve all claims in a workers’ compensation matter. These funds are to be paid 100% by the District’s excess insurance carrier.

86-24A6 – RESOLVED: In the existing litigation matter, UESF, AFT/CFT, AFL-CIO-NEA/CTA v. SFUSD (San Francisco Superior Court No. CPF-08-50835), the Board of Education, by a vote of 5 ayes and 2 absent (Kim, Yee), approved a settlement requiring the District to reimburse a current employee for $11,555 in back wages and to credit the employee with lost sick leave and vacation time in exchange for which the pending petition to compel arbitration of the employee’s claim was withdrawn.


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Other Informational Items

Chairman Sanchez announced that posted in the agenda was the acceptance of gifts for the months of April and May 2008.

Adjournment

There being no further business to come before the Board of Education, this meeting was adjourned at 11:05 p.m. in memory of Robert Winkley.

The next Regular Meeting of the Board of Education will take place on Tuesday, August 12, 2008, at 6:00 p.m. in the Irving G. Breyer Board Meeting Room, 555 Franklin Street.

Please Note: These Minutes have set forth the actions taken by the San Francisco Board of Education on matters stated, but not necessarily the order in which the matters were taken up. Copies of adopted Board/Superintendent Resolutions are filed in the official records of the Board of Education.

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PRESIDENT

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SUPERINTENDENT OF SCHOOLS AND SECRETARY, BOARD OF EDUCATION

Adopted: September 9, 2008