The Board of Education met in Regular Session on Tuesday, March 25, 2003, at 7:10 p.m. in the Irving G. Breyer Board Meeting Room, 555 Franklin Street, San Francisco, California. Board President Mr. Cruz presiding.

PRESENT: Commissioners Mr. Eddie Y. Chin, Mr. Emilio B. Cruz, Dr. Dan Kelly, Ms. Sarah Lipson, Mr. Eric Mar, Mr. Mark Sanchez, and Ms. Jill Wynns

ALSO PRESENT: Dr. Arlene Ackerman, Superintendent of Schools

Approval of Board Minutes

Commissioner Mr. Chin moved that the Board of Education approve the minutes of the Regular Meeting of February 25, 2003. The motion was seconded and adopted by unanimous vote of the Board.

Superintendent Ackerman gave an update on progress with student assignment. The report is on file in the official records of the Board of Education.

Board Members’ Proposals – Held for Speaker Cards and Action

Resolution 32-25A12 – Entering into a Long Term Ground Lease with City College of San Francisco for the Property Located at 106 and 110 Bartlett Street

- Commissioners Emilio B. Cruz and Mark Sanchez

**Commissioner Mr. Chin announced that based on opinion of legal counsel, that he would be recusing himself from participation in this item to avoid a possible conflict of interest.

Resolution 32-25A12 was formally moved by Commissioner Mr. Mar and duly seconded. Philip Smith, Interim Chief Operations Officer, offered additional language to the resolution which was accepted by consensus of the Board. The additional points of understanding relating to City College’s offer will be added as points g, h, i and j. as follows:

\[ g. \text{ City College would, whenever possible, give preference in filling its available child-care slots to children referred by the SFUSD, or to children whose parents work for the SFUSD. } \]
Board Members’ Proposals – continued (32-25A12)

h. City College would agree to grant SFUSD “a right of first refusal” at a fair and equitable price with respect to any proposed sale of the 33 Gough Street property, currently owned by City College, for a period of five years, commencing with the starting date of City College’s ground lease for the Bartlett’/22nd Street property.

i. City College and SFUSD would seek to jointly develop the 33 Gough Street property to provide space for City College’s current administrative functions as well as sufficient space for a SFUSD academic/administrative program. The window of opportunity for this joint development effort would begin when the SFUSD’s “right of first refusal” expires, and it would terminate after a period of five years.

j. City College will provide the SFUSD with an option to acquire the 33 Gough Street property after the joint development period expires, and said option will continue for five years thereafter. This option would be at a fair and equitable price, and said option when exercised would be at a price that would not exceed the then-current appraised value. Should SFUSD exercise its option to purchase, it would provide City College with reasonable advance notice.

Resolution 32-25A12 was adopted, as amended, by 5 ayes, 1 nay (Commissioner Dr. Kelly). Commissioner Chin recused himself on this item.
Public speakers to the Resolution were: Tracy Brown, Valerie Tulier, Dan Ryan, Lisa Kuang, Cindy Hernandez, Andrea Spagat, Greg Gallup, Smiley Curtis, Dave Lewis, Valerie Tulier, Jim Salinas, Natalie Berg, and Pete Gallegos.

Requests to Speaker Regarding General Matters

Addressing the Board of Education were the following individuals: Richard Bruni, John Zhao, Anthony Li, Rita Rabinovich, Walter Ang, Michael Liu, William Chu, Regina Chu, Dan Ryan, Grace Chiu, Linda Ching, Helen Quach, Lusa Kork, Brian Huynh, Anna Yu, Peony Lim, Sonia Ng, Jack Liu, Lisa Lee, Chuck Chan, Gordon Chen, Mei Yu, Kwai Chuen Siew, and Nadia Volny.

Report of Closed Session Actions

Closed Session Actions of March 11, 2003

33-25A3 – RESOLVED: The Board of Education unanimously approved the Superintendent’s recommendation to renew:

- 10 Elementary administrators for a three year contract renewal for 2003-2006.
- 2 Middle school principals and 2 middle school assistant principals for a three-year contract renewal for 2003-2006.
- 5 High School principals and 3 high school assistant principals for a three year contract renewal for 2003-2006.

33-25A5 – RESOLVED: The Board of Education approved the Superintendent’s recommendation for the non-reelection of one (1) Probationary II teacher for 2003-04 by the following vote:

AYES: Commissioners Mr. Chin, Mr. Cruz, Dr. Kelly, Ms. Lipson, and Ms. Wynns

NAYS: Commissioners Mr. Mar and Mr. Sanchez

33-25A6 – RESOLVED: The Board of Education approved the Superintendent’s recommendation for the non-reelection of one (1) Probationary II teachers for 2003-04 by the following vote:

AYES: Commissioners Mr. Chin, Mr. Cruz, Dr. Kelly, Mr. Mar, Mr. Sanchez, and Ms. Wynns

NAYS: Commissioners Ms. Lipson

33-25A7 – RESOLVED: The Board of Education having reviewed the recommendations of the Student Placement Committee hereby unanimously orders the expulsion of students C.H., A.W., and J.G.

Closed Session Actions of March 25, 2003

33-25A8 – RESOLVED: In the matter of Carmen Sandoval, the Board of Education unanimously approved the Superintendent’s recommendation to accept the settlement agreement.

33-25A9 – RESOLVED: In the matter of Shawn Bui v. SFUSD, the Board of Education unanimously approved a settlement agreement that provides for reimbursement to the parent in an amount not to exceed $4,000 in educational expenses and attorney fees. This settlement resolved all claims against SFUSD.

33-25A10 – RESOLVED: In the case of SRS v. SFUSD, the Board of Education unanimously approved the Superintendent’s recommendation to hire Joe Cochett as contingency counsel.
Closed Session Actions – of March 25, 2003 – continued

33-25A11 – RESOLVED: The Board of Education unanimously approved the Superintendent’s recommendation to terminate an emergency teacher.

33-25A12 – RESOLVED: The Board of Education having reviewed the recommendations of the Student Placement Committee hereby unanimously orders the expulsion of students C.B., A.M., P.T., T.J., and J.B.

Special Order of Business

The following Initial Proposals were Sunshined at this meeting:
2003-2004 Initial Proposal from the United Educators of San Francisco (UESF) to the San Francisco Unified School District for Teachers and United Support Personnel Bargaining Units


2003 – 2004 Initial Proposal from the San Francisco Unified School District to the United Educators of San Francisco (UESF) Teachers Bargaining Unit

Public hearing to follow at a subsequent meeting of the Board.

Recommendation for Approval of Reduction of Work Year for Unrepresented Certificated Management (Motion 33-25A13)

Commissioner Dr. Kelly moved that the Board of Education approves the reduction of work year for unrepresented certificated management. The motion was seconded and adopted by unanimous vote of the Board.

Consent Calendar

The Consent Calendar was moved by Commissioner Dr. Kelly, seconded, and presented as follows:

Instructional Resolutions

1a. (33-25I1) Approval of Student Travel for Presidio Middle School

1b. (33-25I2) Approval of Student Travel for Alice Fong Yu Elementary School
TUESDAY, MARCH 25, 2003

Consent Calendar – Instructional Resolutions - continued

1c. (33-25I3) Approval of Student Travel for George Washington High School
1d. (33-25I4) Approval of Student Travel for Herbert Hoover Middle School
1e. (33-25I5) Approval of Student Travel for SFUSD/City College of San Francisco

Finance Resolutions

2a. (33-25B1) Authorization to Submit Applications, to Accept Funds, and to Budget the Amount Amended
2b. (33-25B2) 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
2c. (33-25B3) Authorization to Modify Fiscal Year 2002-2003 Budget
2d. (33-25B4) Authorization to Modify Fiscal Year 2002-2003 Budget
2e. (33-25B5) Authorization to Modify Fiscal Year 2002-2003 Budget
2g. (33-25B7) Authorization to Modify Fiscal Year 2002-2003 Budget
2h. (33-25B8) Authorization to Modify Fiscal Year 2002-2003 Budget
2i. (33-25B9) Authorization to Accept the Monthly Report of Purchases, Leases of Equipment, Instructional Materials, Supplies and Services under $58,900
2j. (33-25B10) Authorization to Accept the Monthly Report on Construction Contracts and Contract Modifications up to $15,000
2k. (33-25B11) Authorization of Travel for Board Members – Commissioner Jill Wynns
TUESDAY, MARCH 25, 2003

Consent Calendar - continued

Buildings, Grounds and Services Resolutions

3a. (33-25W1) Authorization to Approve Contracts, Orders for Service, Work Order, and Modifications in Connection with the School Building Program

3b. (33-25W2) Authorization to Approve Contracts, Orders for Service, Work Order, and Modifications in Connection with the School Building Program

3c. (33-25W3) Authorization to Approve Contracts, Orders for Service, Work Order, and Modifications in Connection with the School Building Program

3d. (33-25W4) Authorization to Approve Contracts, Orders for Service, Work Order, and Modifications in Connection with the School Building Program

3e. (33-25W5) Authorization to Approve Contracts, Orders for Service, Work Order, and Modifications in Connection with the School Building Program

3f. (33-25W6) Negative Declaration and Notice of Determination for the Dianne Feinstein Elementary School Construction Project

Personnel Resolutions

4a. (33-25F1 – F9) Administrative, Secondary, Elementary Certificated Personnel Actions

4b. (33-25J1 – J39) Certificated Extended Calendar

4c. (33-25K1 – K35A) Consultant Services Contracts

4cc. (33-25K36 – K42) Consultant Services Contracts Amendments

Vote on the Consent Calendar as follows:

Superintendent Ackerman announced a correction to Resolution 33-25K35A on page 234/235. The correct Funding Source is Fund 25 and the correct SACS Code is 25-00000-2003-0000-8500-5803. The Consent Calendar was adopted, with 33-25K35A corrected and with exception of items severed for individual vote, by unanimous vote of the Board.

Consent Calendar Resolutions - Severed for Speakers and Immediate Action

1a.to 1e. (33-25I1-33-25I5) – Adopted by unanimous vote.

33-25W1 – Adopted by unanimous vote.

3f. (33-25W6) – Adopted by unanimous vote.
Superintendent’s Proposals – First Reading

33-25Sp1 - Middle School English/Language Arts Instructional Materials Adoption – Grades 6-8

33-25Sp2 - Calculus and Fourth Year (Pre-calculus) College Preparatory Mathematics Material Adoption

33-25Sp3 - AP Statistics Mathematics Instructional Materials Adoptions

Commissioner Dr. Kelly moved suspension of the rules for Resolutions 33-25Sp1, 33-25Sp2, and 33-25Sp3 to be held at this meeting. The motion was seconded and unanimously adopted.

Resolutions 33-25Sp1, Sp2, and Sp3 were formally moved by Dr. Kelly, seconded, and adopted unanimously.

Board Members’ Proposals – First Reading

33-25A15 - Creating a New Parent Advisory Council
- Commissioners Jill Wynns and Eric Mar

Referred to the Rules, Policy and Legislation and Curriculum and Program Committees by order of the Chair.

33-25A16 - Board of Education Membership to the City and School District Select Committee
- Commissioner Jill Wynns

Referred to the Rules, Policy, and Legislative Committee by order of the Chair.

33-25A2 - Supporting Full Inclusion of Alternative Bilingual Waiver Programs in the Reading First Program
- Commissioners Eric Mar, Emilio B. Cruz, Eddie Y. Chin, Dan Kelly, Sarah Lipson, Mark Sanchez, and Jill Wynns

Commissioner Mr. Sanchez moved suspension of the rules to Resolution 33-25A2 in order for the resolution to be heard at this meeting. The motion was seconded and unanimously adopted.

A substitute resolution to 33-25A2 was accepted with consensus of the Board. Board Members agreed to add their names as co-sponsors to the resolution. Resolution 33-25A2 was adopted, in substitute form, by unanimous vote of the Board of Education.
Board Members’ Proposals – First Reading - continued

33-25A17 - Addressing Disparity in Teacher Resource Allocation
- Commissioners Mark Sanchez, Sarah Lipson, and Eric Mar

Referred to the Budget and Business Services Committee by order of the Chair.

33-25A18 - Informing Schools Community of Board of Education Adopted Policies and Resolutions
- Commissioners Mark Sanchez, Sarah Lipson, and Eric Mar

Referred to the Rules, Policy, and Legislative Committee by order of the Chair.

Adjournment

There being no further business to come before the Board of Education, this meeting was adjourned at 10:46 p.m. in memory of the members of the military who have lost their lives in the war effort in Iraq.

The next meeting of the Board of Education will be held on Tuesday, April 8, 2003 7:00 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.

__________________________________________
PRESIDENT

__________________________________________
SUPERINTENDENT OF SCHOOLS AND SECRETARY, BOARD OF EDUCATION

ADOPTED: April 22, 2003