

MINUTES
REGULAR MEETING
BOARD OF EDUCATION
SAN FRANCISCO UNIFIED SCHOOL DISTRICT
TUESDAY, APRIL 10, 2012 – 6:00 P.M.

The Board of Education met in Regular Session on Tuesday, April 10, 2012 at 6:23 p.m., in the Irving G. Breyer Board Meeting Room, 555 Franklin Street, San Francisco, California. Presiding: Norman Yee, President.

PRESENT: Commissioners Ms. Sandra Lee Fewer, Ms. Kim-Shree Maufas (departed the meeting at 9:45 p.m.), Ms. Hydra B. Mendoza, Dr. Emily M. Murase, Ms. Rachel Norton, Ms. Jill Wynns, and Mr. Norman Yee

ALSO PRESENT: Mr. Richard A. Carranza, Deputy Superintendent
Miss Joyce Zhang and Miss Karissa Tom, Student Delegates

ABSENT: Mr. Carlos A. Garcia, Superintendent of Schools

Approval of Board Minutes

Commissioner Murase moved that the Board of Education approve the Minutes of the Regular Meeting of February 28, 2012. The motion was seconded and adopted by 6 ayes, 1 absent at roll call (Maufas). Student Delegate advisory vote: Aye by Miss Zhang and Miss Tom.

Superintendent's Proposals – Held for Speaker Cards and Action

122-28Sp2 – Amendment of Board Policy 6109 (Students Acceptable Use of Technology)

Resolution 122-28Sp2, moved and seconded on February 28, 2012, was adopted unanimously. Student Delegate advisory vote: Aye by Miss Zhang and Miss Tom.

Board Members' Proposals – Held for Speaker Cards and Action

122-28A1 – In Support of Adopting a Board Policy Regarding Immigrant and Non-Immigrant Visa Petitions for District Employees – Commissioner Norman Yee

Resolution 122-28A1, moved and seconded on February 28, 2012, was adopted unanimously.

Public speakers: Un Un Che and Michelle Yang.

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Requests to Speak Regarding General Matters

Addressing the Board of Education were the following individuals: Lillian Fong, Sarah Beth Chionsini, Monica Chavez, Elvia Bailey, Faith Bailey, Rev. Ron Chisum, Rev. Jones, Charles Peacock, Terry Bennett, Shawn Maceira, Carmen Morrison, heather Murdoch, Chris Binger, Susie Siegel, Jim Brosnahan, Aurora Rodriguez, Stacey Bartlett, Leora Broydo-Vestel, Coline McConnel, Michael, Rose, Ivon Mejia, Mariceli Pablo, Alise Adams, Megan Smith, Lori True, Kelly Lee Schmidt, Floridas Barrillas, Sherly Chikere, Patricia Quinones, Mary Bevins, Rachel Brooks, Wendy Wen, Eric Gutierrez..

Advisory Committee Reports/Appointments to Advisory Committees by Board Members

Appointed by Commissioner Rachel Norton to the Bilingual Community Council (BCC): Sam Rodriguez.

Special Order of Business

124-10SO1 - *That the District, Pursuant to the Requirements of the California Education Code, Offer for Sale to the California Department of General Services (DGS) Acting on behalf of San Francisco State University, the Property Located at 700 Font Boulevard in the City and County of San Francisco*

Recommendation: *That the Board of Education of the San Francisco Unified School District, pursuant to the requirements of the California Education Code, offer for sale to the California Department of General Services (DGS) acting on behalf of San Francisco State University (SFSU), the property located at 700 Font Boulevard in the City and County of San Francisco and authorize the Superintendent or his designee to sign all documents pertaining to the sale. The property will be sold subject to the following conditions and procedures:*

- *The purchase price to be \$11,100,000.00 (Eleven Million One Hundred Thousand dollars) and to be paid in cash at time of closing to the District.*
- *The District shall provide limited market standard representations and warranties as to its authority to consummate this transaction and pertaining to legal and operational matters regarding the property.*
- *At the time of escrow and from the proceeds of the sale, the marketing broker, CBRE, Inc. shall be compensated 4% (four percent) of the gross sale amount, less a credit back to the District of \$107,000.00 (One Hundred Seven Thousand Dollars) for a net compensation of 3% (three percent).*
- *Negotiate such other terms and conditions in the purchase agreement to the benefit of the District.*
- *Use the proceeds from the sale of 700 Font Boulevard for the payment in full of the 1999 Certificates of Participation (COPs).*

124-10SO1 was moved by Commissioner Mendoza, seconded, and adopted unanimously.

Public speakers: Lee Blitch, Nancy Hayes.

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Special Order of Business - continued

124-10SO2 -Resolution Receiving Actual Cost Information in Connection with the Sale and Issuance of San Francisco Unified School District (City and County of San Francisco, California) 2012 General Obligation Refunding Bonds and Authorizing the Submission of Such Actual Cost Information to the California Debt and Investment Advisory Commission

Recommendation: That the Board of Education of the San Francisco Unified School District receive Actual Cost Information in connection with the sale and issuance of San Francisco Unified School District (City and County of San Francisco, California) 2012 General Obligation Refunding Bonds and authorizing the submission of such Actual Cost Information to the California Debt and Investment Advisory Commission.

124-10SO2 was moved by Commissioner Norton, seconded, and adopted unanimously.

124-10SO3 - Resolution Receiving Actual Cost Information in Connection with the Sale and Issuance of San Francisco Unified School District (City and County of San Francisco, California) General Obligation Bonds (Proposition A, Election of 2011), Series A (2012) and Authorizing the Submission of Such Actual Cost Information to the California Debt and Investment Advisory Commission

Recommendation: That the Board of Education of the San Francisco Unified School District receive Actual Cost Information in connection with the sale and issuance of San Francisco Unified School District (City and County of San Francisco, California) General Obligation Bonds (Proposition A, Election of 2011), Series A (2012) and authorizing the submission of such Actual Cost Information to the California Debt and Investment Advisory Commission.

124-10SO3 was moved by Commissioner Fewer, seconded, and adopted unanimously.

President Yee announced the sunshining of the **2011-2012 Initial Proposal for a Successor Agreement from the International Union of Operating Engineers (IUOE) Local 39 to San Francisco Unified School District.** Public Hearing on this Proposal will be held at the Regular Board Meeting of April 24, 2012.

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Consent Calendar

***CONSENT
CALENDAR***

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

Instructional Resolutions

- 1a. (124-10I1) Approval of Student Travel for Presidio Middle School
- 1b. (124-10I2) Approval of Student Travel for Lowell High School

Finance Resolutions

- 2a. (124-10B1) Authorization to Submit Applications, to Accept Funds, and to Budget the Amount Awarded
- 2b. (124-10B2) Authorization for Budget Transfers for Fiscal Year 2011-2012 Budget Unrestricted and Restricted General Funds (Funds 01 and 13)
- 2c. (124-10B3) Authorization to Enter Into a Memorandum of Understanding (MOU) with First Tee of San Francisco
- 2d. (124-10B4) Authorization to Enter into an Affiliation Agreement/ Memorandum of Understanding between City College of San Francisco and the San Francisco Unified School District
- 2e. (124-10B5) 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

Buildings, Grounds and Services Resolutions

- 3a. (124-10W1) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program Argonne Child Development Center - \$36,000
- 3b. (124-10W2) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program International Studies Academy @ Enola Maxwell - \$65,047.82
- 3c. (124-10W3) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program San Francisco International High School - \$2,200
- 3d. (124-10W4) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program Student Nutrition Services - \$35,995
- 3e. (124-10W5) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program Lincoln High School Modernization - \$43,800

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Consent Calendar – Buildings, Grounds, & Services Resolutions - continued

3f. (124-10W6) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Creative Arts Charter (Former Golden Gate ES/1601 Turk Street) - \$25,339

3g. (124-10W7) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Modernization at 2340 Jackson Street - \$24,960

3h. (124-10W8) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Francis Scott Key Elementary School - \$5,500

3i. (124-10W9) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Hoover Middle School Modernization - \$199,634

3j. (124-10W10) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
1350 7th Avenue - \$57,011

3k. (124-10W11) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Francis Scott Key Elementary School Modernization - \$32,106

3l. (124-10W12) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Chinese Immersion School at De Avila - \$138,345

3m. (124-10W13) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Creative Arts Charter School - \$376,311

3n. (124-10W14) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
2340 Jackson Street – Modernization - \$84,889

3o. (124-10W15) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Hilltop High School - \$112,456

3p. (124-10W16) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Civic Center Secondary School - \$368,239

3q. (124-10W17) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Guadalupe Elementary School – Modernization - \$46,986

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Consent Calendar – Buildings, Grounds, & Services Resolutions - continued

3r. (124-10W18) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
John Muir Elementary School - \$3,500

3s. (124-10W19) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Gateway/KIPP Charter Schools Window Replacement - \$24,708

3t. (124-10W20) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Lakeshore Alternative Elementary School - \$1,232

3u. (124-10W21) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
1350 7th Avenue - \$65,520

3v. (124-10W22) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
300 Seneca/Leadership High School - \$15,000

3w. (124-10W23) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Cleveland Elementary School - \$15,816.20

3x. (124-10W24) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Greening: Alamo ES, Alice Fong Yu Alternative, Claire Lillienthal K-2, Fairmont ES, Grattan ES, John Muir ES, Dr. William Cobb ES, and John Muir ES Mod. - \$49,296

3y. (124-10W25) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Civic Center Secondary School at John Swett Campus - \$59,646.13

3z. (124-10W26) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Guadalupe Elementary School - \$800

3aa.(124-10W27) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
George Peabody Elementary School - \$2,500

3bb.(124-10W28) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Roosevelt Middle School - \$4,500

3cc.(124-10W29) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Daniel Webster Elementary School - \$21,630

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Consent Calendar – Buildings, Grounds, & Services Resolutions - continued

3dd.(124-10W30) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Daniel Webster Elementary School - \$440,600

3ee.(124-10W31) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Student Nutrition Services - \$8,047

3ff. (124-10W32) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Longfellow Elementary School - \$759,000

3gg.(124-10W33) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Architectural/Engineering Proj. Assessment Services – Prop A 2011 Bond Program - \$184,630

3hh.(124-10W34) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
George Peabody Elementary School - \$96,131

3ii. (124-10W35) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
New Academic Campus at 300 Seneca - \$114,690

3jj. (124-10W36) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Philip and Sala Burton High School - \$9,780

3kk. (124-10W37) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Various Sites - \$32,000

3ll. (124-10W38) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Sarah B. Cooper Elementary, Gordon J. Lau Elementary & Sunnyside Elementary Schools - \$39,000

3mm. (124-10W39) Authorization to Approve Contracts, Orders for Service, Work Orders, and Modifications in Connection with the School Building Program
Recommendation: That the Board of Education approve the selected firm Mobile Modular Management Corporation as Modular Building Service Provider

3nn. (124-10W40) To Amend the Resolution Passed by the Board on October 25, 2011 to Enter Into a Lease Agreement with City Arts & Lectures for the Use of Nourse Auditorium, Located at 135 Van Ness Avenue

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Consent Calendar – continued

Personnel Resolutions

- 4a. (124-10F1 – F11) Administrative, Secondary, Elementary Certificated Personnel Actions
- 4b. (124-10K1 – K15) Consultant Services Contracts
- 4bb.(124-10K16 – K40) Consultant Services Contracts Amendments

Vote on the Consent Calendar as follows:

The Superintendent announced that being withdrawn from the Consent Calendar was Resolution 124-10K19 (page 14). With item withdrawn, the Consent Calendar was adopted by 7 ayes, with the exception of Resolutions 124-10K2, K3, K8, and K14 which received 6 ayes, 1 nay (Mendoza).

Superintendent’s Proposals – First Reading

**124-10Sp1 – Revisions to the Comprehensive Health Education Policy
(Board Policy Resolution 68-13Sp1 – new policy number P6302)**

124-10Sp1 was moved by Commissioner Murase, seconded, and referred by order of the Chair to the Rules, Policy, and Legislation and Curriculum and Program Committees.

124-10Sp2 – Revision to Board Rules and Procedures (“BRP”) 9150 (“Student Board Members”) and BRP 9000(a) (“Role of the Board”), to Correct the All References to “Student Board Members” to Read “Student Delegates” Instead

124-10Sp2 was moved by Commissioner Ms. Maufas, seconded, and held over for action at the next Regular meeting of the Board.

Report of Closed Session Actions

Closed Session Actions of March 20, 2012

124-10A1 – RESOLVED: The Board of Education by a vote of 4 ayes and 3 absent (Maufas, Mendoza, Norton) approved the stipulated expulsion agreement with one high school student: A.C.

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Closed Session Actions – of March 20, 2012 - continued

124-10A2 – RESOLVED: The Board by a vote of 4 ayes and 3 absent (Maufas, Mendoza, Norton) approved a student expulsion appeal settlement with amendments. This appeal settlement involved the expulsion appeal of one middle school student, M.V.

124-10A3 – RESOLVED: In an existing litigation matter, San Francisco Community College District v. Keenan and Associates (Alameda County Superior Court Case No. RG-04-189994), the Board, by a vote of 4 ayes and 3 absent (Maufas, Mendoza, Norton), authorized the District’s representative to enter into a settlement agreement on specified terms.

124-10A4 – RESOLVED: In an existing litigation matter, B.Q. v SFUSD (OAH #2012020086), the Board by a vote of 4 ayes and 3 absent (Maufas, Mendoza, Norton), authorized a settlement of \$16,500.

124-10A5 – RESOLVED: The Board by a vote of 4 ayes and 3 absent (Maufas, Mendoza, Norton) approved the contract for one site manager.

Closed Session Actions of April 3, 2012

124-10A6 – RESOLVED: The Board by a vote of 6 ayes and 1 absent (Maufas) approved the expulsion of one middle school student: D.S.

124-10A7 – RESOLVED: The Board by a vote of 6 ayes and 1 absent (Maufas) approved the contract for one Director.

124-10A8 – RESOLVED: In the matter F.Z. v SFUSD (Claim #: 11C37C031016), the Board by a vote of 6 ayes and 1 absent (Maufas) authorized a settlement of \$25,000.

124-10A9 – RESOLVED: In the matter Magsanay v SFUSD (Case #: CGC-11-515299), the Board by a vote of 6 ayes and 1 absent (Maufas) authorized a \$25,000 CCP Section 998 Statutory offer.

124-10A10 – RESOLVED: In the matter A.G. v SFUSD (OAH Case Number 2012020234), the Board by a vote of 6 ayes and 1 absent (Maufas) authorized a settlement of \$46,000.

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Other Informational Items

Chairman Yee announced that posted in the agenda were the Informational Notice of Classified Personnel Transactions and Acceptance of Gifts for the Months of January and February 2012.

Adjournment

There being no further business to come before the Board of Education, this meeting was adjourned at 10:06 p.m. in memory of Marcia Trouton and Thomas Ryan.

The next Regular Meeting of the Board of Education will take place on Tuesday, April 24, 2012 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.

PRESIDENT

SUPERINTENDENT OF SCHOOLS AND
SECRETARY, BOARD OF EDUCATION

Adopted: 9 October 2012