

**West Contra Costa Unified School District
Minutes of the WCCUSD Board of Education
& Citizens' Bond Oversight Committee
Lovonya DeJean Middle School
3400 Macdonald Avenue
Richmond, CA 94805**

September 21, 2011

***Minutes of the Joint Meeting of the Board Of Education
And Citizens' Bond Oversight Committee***

A. OPENING PROCEDURES

A.1 Welcome and Meeting Procedures

Chairperson Robert Studdiford called the meeting to order at 6:03 p.m. and welcomed the audience.

A.2 Roll Call

CBOC Members Present:

Tim Banuelos, Charles Cowens, Brant Fetter, Don Gosney, Norma Martinez-Rubin, Ivette Ricco, Linda Ruiz-Lozito, Charleen Raines, Paul Gilbert-Snyder, Robert Studdiford, Jason Gallia, Alex Gomez, Eduardo Martinez, Joann Ward

Board Members Present: Madeline Kronenberg, Antonio Medrano, Audrey Merriweather, Charles Ramsey, Tony Thurmond

Staff Present: Madgy Abdalla, Director of Facilities and Construction; Luis Freese, Executive Director Maintenance/Operations; Bruce Harter, Superintendent; Debbie Haynie, Executive Secretary; June Kalfsbeek, Confidential Secretary; Bill Savidge, District Engineering Officer

B. DISCUSSION ITEMS

B.1 Chair's Report – CBOC's current progress and meeting agendas

Discussion:

Chairman Studdiford spoke about the changes over time with the committee and compared it with planting, tending, reaping and the benefit to the community. He continued to talk about the charge of the committee and the benefit to the larger community.

B.2 Secretary's Report – Membership Issues/Concerns

Secretary Tim Banuelos spoke about the upsurge of membership interest in past the year and more participation at meetings. He distributed an attendance accounting and asked for the committee's feedback about tracking absences.

Discussion:

Mr. Cowens suggested an approach for handling absences. Mr. Gosney spoke about the lack of provision for excused absences. Ms. Lozito spoke about putting this on a future agenda. Chairman Studdiford mentioned the pending appointment of Joe Fisher. Superintendent Harter spoke about the concern for filling the statutory positions with community members ready to serve. Discussion continued regarding the appointee being a member of a senior citizens organization and potential members completing appropriate forms.

A motion was made by Brant Fetter to move the meeting forward. The motion was seconded by Norma Martinez-Rubin. A voice vote was taken; the motion carried.

B.3 Program Update – Engineering Officer – Program Status Summary

Mr. Savidge provided a bond program status update with information about the Portola temporary campus being used by Fairmont after Portola moves into the new building at Castro. He continued with updates regarding the twenty-three elementary sites completed, the six in process, as well as secondary school projects.

C. PUBLIC AND COMMITTEE COMMUNICATIONS

C.1 Public Comment – for items not on the agenda:

Scott Brown, Public Employees Union, Local One

D. ADJOURNMENT

Mr. Studdiford adjourned the joint meeting of the Citizens' Bond Oversight Committee and the Board of Education at 7:09 p.m.

*Minutes of the WCCUSD Board Of Education
September 21, 2011*

B. OPENING PROCEDURES

President Charles Ramsey called the meeting to order at 5:30 PM. The Board recessed into Closed Session. Following the joint meeting with the Citizens' Bond Oversight Committee, the Board again recessed into Closed Session. President Ramsey called the Public Session to order at 7:33 p.m.

B.1 Pledge of Allegiance

President Ramsey led those in attendance in the pledge of allegiance.

B.2 Welcome and Meeting Procedures

President Ramsey offered welcome and instructions to the public regarding the meeting.

B.3 Roll Call

Board Members Present: Madeline Kronenberg, Antonio Medrano, Elaine Merriweather, Charles Ramsey, Tony Thurmond

Staff Present: Magdy Abdalla, Director Facilities Construction; Pamala Blake, Director Alternative Education; Steve Collins, SELPA Director; Otilia Espinoza, Interpreter; Luis Freese, Executive Director Maintenance and Operations; Sheri Gamba, Associate Superintendent for Business Services; Wendell Greer, Associate Superintendent K-Adult; Bruce Harter, Superintendent; Debbie Haynie, Executive Secretary; Antoinette Henry-Evans, Executive Director K-12; Joshua Herrera, Electronics Technician; Brenda King-Randle; Coordinator Education Services; Joe Mayes, Maintenance Manager; Nia Rashidchi, Assistant Superintendent Educational Services; Ann Reinlagen, Assistant Superintendent for Human Resources; Vince Rhea, Executive Director K-12; Bill Savidge, Engineering Officer; Kyra Worthy, Director Student Support Services

B.4 Presentation of Student Board Representative from Youth Commission

Commissioner Linda Orduño spoke about activities for the Youth Commission's 2011-2012 year. The Commission presented sweatshirts to Board Members. She announced the first meeting of the year planned for October 14, 2011.

B.5 Report/Ratification of Closed Session

Superintendent Harter asked the Board to ratify the action taken in Closed Session regarding a student settlement agreement for out of district placement.

Motion: Mr. Medrano moved to ratify the action taken in Closed Session regarding a student settlement agreement for out of district placement. Mr. Thurmond seconded. Ms. Kronenberg, Mr. Medrano, Ms. Merriweather, Mr. Thurmond and President Ramsey voted yes with no abstentions and no absences. Motion carried 5-0-0.

Superintendent Harter asked the Board to ratify the action taken in Closed Session to appoint Daniela Mendoza as Director of Business Services.

Motion: Mr. Medrano moved to ratify the action taken in Closed Session to appoint Daniele Mendoza as Director of Business Services. Ms. Kronenberg seconded. Ms. Kronenberg, Mr. Medrano, Ms. Merriweather, Mr. Thurmond and President Ramsey voted yes with no abstentions and no absences. Motion carried 5-0-0.

B.6 Agenda Review and Adoption

Public Comment:
Charles Cowens

President Ramsey asked the Board to consider moving item F. 4 regarding the Initial Bargaining Proposal for Public Employees, Local One for 2011-2012 to follow the Consent Items.

MOTION: Ms. Kronenberg moved approval of the Agenda with the moving of F.4 to follow Consent Items. Mr. Medrano seconded. Ms. Kronenberg, Mr. Medrano, Ms. Merriweather, Mr. Thurmond, Student Representative Linda Orduño (advisory vote only) and President Ramsey voted yes with no abstentions and no absences. Motion carried 5-0-0-0.

B.7 Board Minutes: September 7, 2011; September 13, 2011

MOTION: Mr. Medrano moved approval of the Minutes of September 7, 2011 and September 13, 2011. Mr. Thurmond seconded. Ms. Kronenberg, Mr. Medrano, Ms. Merriweather, Mr. Thurmond, Student Representative Linda Orduño (advisory vote only), and President Ramsey voted yes with no abstentions and no absences. Motion carried 5-0-0-0.

C. BUSINESS ITEMS

C.1 Grants/Awards/Agreements

This item was pulled for public comment.

C.2 Acceptance of Donations

C.3 Approval of Fund Raising Activities

C.4 Summary of Payroll and Vendor Warrant Reports

C.5 Contracted Services

C.6 Adoption of Resolution No. 18-1112: Replacement of Outdated Warrant

C.7 Certificated Board Authorization – Education Code 44285.3

C.8 Routine Personnel Changes - Certificated

C.9 Routine Personnel Changes - Classified

C.10 Acceptance of Contracts for Placement of Student Teachers

C.11 Approve Job Description: Technology Operations Supervisor

C.12 Shimada Exchange Trip, October 25 – November 4

C.13 Ratification and Approval of Engineering Services Contracts

C.14 Ratification and Approval of Negotiated Change Orders

C.15 Program Management General Conditions Reimbursable Expenses Contract Amendment Approval

C.16 Resolution No. 21-1112: Hazard Mitigation Plan Adoption

C.17 Lake and Shannon Elementary School – Affirm Removal from Closure List

This item was pulled for public comment.

C.18 Resolution No. 22-1112: In Support of Doctors Medical Center

C.19 Appointment to the Citizens' Bond Oversight Committee

This item was pulled for public comment.

MOTION: Mr. Medrano moved approval of the Consent Items C.2 – 16, and C.18. Mr. Thurmond seconded. Ms. Kronenberg, Mr. Medrano, Ms. Merriweather, Mr. Thurmond, Student Representative Linda Orduño (advisory vote only), and President Ramsey voted yes with no abstentions and no absences. Motion carried 5-0-0-0.

C.1 Grants/Awards/Agreements

Public Comment:

None

Board Comment:

None

MOTION: Mr. Medrano moved approval of the Consent Item C.1 Grants/Awards/Agreements. Mr. Thurmond seconded. Ms. Kronenberg, Mr. Medrano, Ms. Merriweather, Mr. Thurmond, Student Representative Linda Orduño (advisory vote only), and President Ramsey voted yes with no abstentions and no absences. Motion carried 5-0-0-0.

C.17 Lake and Shannon Elementary School – Affirm Removal from Closure List

Public Comment:

Charles Cowens, Sarah Butler

Board Comment:

Mr. Thurmond said he would like to understand the impact of removing schools from the closure list in terms of any other priorities by the Board. He also expressed concern for families in these communities. Ms. Gamba provided information regarding the financial impact of keeping the two schools open.

Mr. Thurmond asked for an amendment to the motion to keeping schools open based on the contingency of funds becoming available. Mr. Medrano replied that he would not consider amending the original motion as he is in favor of keeping the schools open.

MOTION: Mr. Medrano moved approval of the Consent Item C.17 Lake and Elementary School-Affirm Removal from Closure List. Ms. Kronenberg seconded. A roll call vote was taken with Ms. Kronenberg, Mr. Medrano, Ms. Merriweather, and President Ramsey voting yes, Mr. Thurmond, and Student Representative Linda Orduño (advisory vote only) abstaining, and no absences. Motion carried 4-0-1-0.

C.19 Appointment to the Citizens' Bond Oversight Committee

Public Comment:

None

Board Comment:

None

MOTION: Mr. Medrano moved approval of the Appointment to the Citizens' Bond Oversight Committee. Ms. Kronenberg seconded. Ms. Kronenberg, Mr. Medrano, Ms. Merriweather, Mr. Thurmond, Student Representative Linda Orduño (advisory vote only), and President Ramsey voted yes with no abstentions and no absences. Motion carried 5-0-0-0.

F.4 Public Hearing and Adoption, Initial Bargaining Proposal of Public Employees, Local One for 2011-2012

Ms. Reinhagen requested a public hearing for comment regarding the adoption of the initial bargaining proposal of Local One to the District, as outlined in the collective bargaining agreement.

President Ramsey opened the Public Hearing.

Public Comment:

Mr. Scott Brown provided copies of the union's initial proposal for the re-opener of one item under the present contract regarding benefits. He continued to speak about the sacrifices of union members.

President Ramsey closed the Public Hearing.

Board Comment:

None

MOTION: Mr. Medrano moved approval of the Initial Bargaining Proposal of Public Employees, Local One for 2011-2012. Ms. Kronenberg seconded. Ms. Kronenberg, Mr. Medrano, Ms. Merriweather, Mr. Thurmond, Student Representative Linda Orduño (advisory vote only), and President Ramsey voted yes with no abstentions and no absences. Motion carried 5-0-0-0.

D. AWARDS, RECOGNITIONS, AND REPORTS

D.1 Standing Reports

Safety Committee. Mr. Greer reported on the last meeting which included a presentation by District Attorney Mark Peterson regarding issues of truancy. The next meeting is planned for October at Chavez Elementary.

Linked Learning. Ms. Kronenberg spoke about presentations being delivered to local chambers of commerce.

Youth Commission. Student André Taylor spoke about the Commission's plans for the year and the first meeting planned for September 26. The Commission is looking forward to another talent show as well as community events, a college fair, and is considering other ideas from students.

Bayside Council of PTAs. Christina Slamon announced the first general meeting on September 26, 7:00 p.m. at Alvarado. She said it was important for each unit to send a member for a quorum to conduct business. Two special guest speakers will provide training sessions at the upcoming meeting. She also announced finger printing parties sponsored by the District on Saturdays from 9:00 a.m. to 5:00 p.m. Contact the Office of Community Engagement for more information. She concluded by announcing the annual Art Reflections contest coming up in November.

Community Budget Advisory Committee. Ms. Gamba announced the next meeting planned for September 29 at Alvarado.

Academic Subcommittee. Ms. Rashidchi announced the Academic Town Hall Meeting planned for October 11th, at Helms, and invited the community.

Ivy League Connection. President Ramsey spoke about college admission officers coming to District in next few weeks. He also spoke about collaboration with the Center for Youth through Developmental Law to assist students with the college application process at the Richmond and Kennedy High Law Academies.

Facilities Subcommittee. Mr. Medrano reported on the last committee meeting. The next meeting is scheduled for October 11 at the Facilities Operations Center.

D.2 In Memory of Members of the School Community

Dr. Harter recognized contributions of members of the community who have passed away.

E. PUBLIC AND COMMITTEE COMMUNICATIONS

(Education Code 35145.5; Government Code 54950 et seq.)

E.1 Superintendent's Report

Dr. Harter provided a report of events in District.

E.2 WCCUSD Public Comment

Public Comment:

Eduardo Martinez, Ann Watkins Porter

President Ramsey asked the Board to consider moving items F.2 and F.3 to follow Public Comment.

MOTION: Ms. Kronenberg approved moving items F. 2 and F. 3 to follow Public Comment. Mr. Medrano seconded. Ms. Kronenberg, Mr. Medrano, Ms. Merriweather, Mr. Thurmond, Student Representative Linda Orduño (advisory vote only), and President Ramsey voted yes with no abstentions and no absences. Motion carried 5-0-0-0.

F. ACTION ITEMS

F.1 Resolution No. 20-1112: 2010 Measure "D" Series "A" and "A1" Bond Issuance

This item was moved to follow F.3.

F.2 Approval of the 2010-2011 Unaudited Actuals Financial Report

Ms. Gamba provided a presentation with an overview of the unrestricted, restricted and other general fund balances.

Public Comment:

None

Board Comment:

President Ramsey asked specific questions about the report. Ms. Gamba provided clarification. Mr. Ramsey expressed interest in possibly paying off the long term IBM debt.

Ms. Kronenberg asked about the funds for Average Daily Attendance. Ms. Gamba clarified.

Mr. Medrano asked about the increase in attendance in various cities and comparisons with previous years. Mr. Greer responded by saying the District attributes the increase in attendance with the overall efforts to support classrooms.

Mr. Medrano asked Ms. Gamba to site the dollar amounts owed for COPs, IBM and VIP, and the State Emergency Loan. Ms. Gamba responded.

MOTION: Ms. Kronenberg moved approval of the 2010-2011 Unaudited Actuals Financial Report. Mr. Medrano seconded. Ms. Kronenberg, Mr. Medrano, Ms. Merriweather, Mr. Thurmond, Student Representative Linda Orduño (advisory vote only), and President Ramsey voted yes with no abstentions and no absences. Motion carried 5-0-0-0.

Ms. Orduño left the meeting for the evening.

F.3 Resolution No. 19-1112: Adoption of Gann Limit, 2011-2012

Ms. Gamba explained that this is a pro forma requirement of the unaudited actuals process.

President Ramsey opened Public Hearing.

Public Comment:

None

President Ramsey closed Public Hearing.

Board Comment:

None

MOTION: Ms. Kronenberg moved approval of Resolution No. 19-1112: Adoption of Gann Limit, 2011-2012. Mr. Thurmond seconded. Ms. Kronenberg, Mr. Medrano, Ms. Merriweather, Mr. Thurmond and President Ramsey voted yes with no abstentions and no absences. Motion carried 5-0-0-0.

F.1 Resolution No. 20-1112: 2010 Measure “D” Series “A” and “A1” Bond Issuance

Mr. Olson introduced the bond finance team of David Casnocha, Jeff Barratta, and Krishna Pettit. He then continued with the presentation regarding this item to authorize the issuance of bonds, establish broad parameters for and limitations on the sale of bonds, and approve certain documents as to form.

Public Comment:

None

Board Comment:

President Ramsey asked Mr. Casnocha about the drafting of the resolution. Mr. Olson offered clarification regarding the paying agent agreement and other attachments and documents style. Mr. Casnocha offered further clarification regarding ancillary documents.

Ms. Kronenberg asked further questions about the attachment of the paying agent forms. Mr. Casnocha offered further clarification.

After discussion, it was suggested to strike the language in point 4 of the précis ~~The Paying Agent/Transfer Agenda agreement~~. Mr. Ramsey continued the discussion. Mr. Casnocha further clarified that a future agreement will be drawn up with the Bank of New York as the paying agent.

Ms. Gamba read revisions to the agenda item into the record including the striking of point 4. She also detailed additional document language that was stricken or added to the resolution and the bond purchase contract. Amended copies of the précis and resolution were provided to the Board and public.

Mr. Medrano asked for definition of the term accreted value. Mr. Olson explained that it meant to disallow or eliminate capital appreciation bond interest owed or not paid on bonds.

Ms. Merriweather left the meeting for the evening.

President Ramsey asked Mr. Barratta and Ms. Pettit about the preliminary official statement. President Ramsey had specific questions about investors. Mr. Barratta responded. Bond council members provided additional information regarding tax exemption under government code. Diversity in co-managers for transactions was discussed and encouraged by the Board.

Mr. Thurmond spoke about federal modernization funds that may come available for modernization of schools and how the District might analyze options. Mr. Olson responded. Ms. Gamba also responded with additional information. Mr. Barratta said his organization will be meeting with federal legislators to learn more details.

Ms. Kronenberg asked about the change in estimated and not to exceed costs as fees to underwriters. Mr. Olson responded.

MOTION: Mr. Thurmond moved approval of Resolution No. 20-1112: 2010 Measure “D” Series “A” and “A1” Bond Issuance. Ms. Kronenberg seconded. A roll call vote was taken with Ms. Kronenberg, Mr. Medrano, Mr. Thurmond and President Ramsey voting yes with no abstentions and Ms. Merriweather and Student Representative Linda Orduño absent. Motion carried 4-0-0-1.

F.4 Public Hearing and Adoption, Initial Bargaining Proposal of Public Employees, Local One for 2011-2012
This item was moved to follow C.19.

G. DISCUSSION ITEMS
None

H. UNFINISHED REQUESTS TO ADDRESS THE BOARD (continued from Item E)
None

I. COMMENTS OF THE BOARD OF EDUCATION AND SUPERINTENDENT
Mr. Medrano spoke about a volunteer service reference guide and parent volunteers needing government issued identification cards.

Ms. Kronenberg spoke about the collaboration with legal students and a summer internship program expanding to a program similar to Oakland and Hayward school districts.

President Ramsey thanked everyone for a productive meeting with the Citizens' Bond Oversight Committee and thanked Ms. Gamba and her staff for their hard work.

President Ramsey adjourned the meeting in memory of Fred Jackson.

J. THE NEXT SCHEDULED BOARD OF EDUCATION MEETING
Lovonya DeJean Middle School – Tuesday, October 4, 2011

K. ADJOURNMENT
President Ramsey adjourned the meeting at 10:21 PM.

Motion vote count order: Yes-No-Abstain-Absent

BH:dh

<i>MK</i> Approved 10/4/11
