

**WEST CONTRA COSTA
UNIFIED SCHOOL DISTRICT**

BOARD OF TRUSTEES



MISSION STATEMENT

We provide the highest quality education to enable all students to make positive life choices, strengthen our community, and successfully participate in a diverse and global society.

We provide excellent learning and teaching experiences; safe, student-centered learning environments; and support for all students and employees. We develop and maintain productive community partnerships and individual and collective accountability.

**MEETING OF
March 3, 2010**

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION
MEETING AGENDA
MARCH 3, 2010**

BOARD AGENDA PACKETS AND INFORMATION:

Complete Board meeting packets are available for review at the Administration Building, the District's six high schools, and at public libraries throughout West County.

Complete Board agendas and packets are available online at: http://www.wccusd.net/board/APM_index.shtml

Any writings or documents that are public records and are provided to a majority of the governing board regarding an open session item on this agenda will be made available for public inspection in the District office located at 1108 Bissell Avenue, Richmond, CA 94801 during normal business hours. In addition, such writings and documents may be posted on the District's website as noted above.

VIEWING AND LISTENING TO THE BOARD MEETINGS:

Television:

Live television broadcast of regularly scheduled Board meetings is temporarily suspended pending infrastructure upgrades. Board meetings will be rebroadcast by the City of Pinole on PCTV Channel 26/28, the City of Richmond KCRT Channel 28 and the City of Hercules Cable Channel 28. Please check the city websites for local listings of rebroadcast schedules.

You may also find the complete meeting available on a tape-delay basis through the Richmond City Web Page at: <http://www.kcrt.com> within a few days of the recording date.

Radio:

Radio broadcast of regularly scheduled Board meetings is temporarily suspended.

Audio tapes of Board meetings are kept on file at the Administration Building, 1108 Bissell Avenue, Richmond, CA 94801 (510-231-1101).

The Board of Education would like to acknowledge the cities of Pinole and Richmond for their generosity in helping to televise WCCUSD Board of Education meetings.

ATTENDING BOARD MEETINGS:

The public is warmly invited to attend and participate in all WCCUSD Board of Education meetings.

Location: **LOVONYA DEJEAN MIDDLE SCHOOL
3400 MACDONALD AVENUE
RICHMOND, CA 94805**

Time: The **Board of Education's Open Session meeting will begin at 6:30 PM.** The Board will convene at **5:30 PM** in the Multi-Purpose Room to receive comments from anyone wishing to address the Board regarding closed session items (Exhibit A). The Board will then adjourn to closed session and reconvene in open session to address the regular agenda (Exhibits B-G) at 6:30 PM.

Special Accommodations: Upon written request to the District, disability-related modifications or accommodations, including auxiliary aids or services, will be provided. Please contact the Superintendent's Office at 510-231-1101 at least 48 hours in advance of meetings.

"of children be more careful than anything."
e.e. cummings

B. OPENING PROCEDURES

B.1 Pledge of Allegiance

B.2 Welcome and Meeting Procedures

B.3 Roll Call

B.4 Presentation of Student Board Representative Cortini Keyes, North Campus Continuation High School

Comment:

Student Board Representative Cortini Keyes will be representing North Campus Continuation High School at the Board of Education meeting on March 3, 2010. We would like to recognize and commend her participation.

Recommendation:

For Information Only

Fiscal:

None

B.5 Report/Ratification of Closed Session

* **B.6 Agenda Review and Adoption (Public Comment)**

* **B.7 Minutes: February 10, 2010**

C. BUSINESS ITEMS

CONSENT ITEMS (Routine Matters)

Consent Calendar Items designated by “CI” are considered routine and will be enacted, approved and adopted by one motion, unless a request for removal, discussion or explanation is received from any Board member or member of the public in attendance. Items the Board pulls for discussion or explanation will be addressed following Section E.

***CI C.1 Acceptance of Donations**

Comment:

The District has received donations as summarized dated March 3, 2010. Staff recommends acceptance of these donations.

Recommendation:

Recommend Approval

Fiscal Impact:

As noted per donations summary

***CI C.2 Approval of Fund-Raising Activities**

Comment:

The planned fund-raising events for the 2009-10 school year are summarized as dated March 3, 2010.

Recommendation:

Recommend Approval

Fiscal Impact:

Additional revenue for schools

***CI C.3 Contracted Services**

Comment:

Permission is requested of the Board of Education to approve contracts for services as detailed dated March 3, 2010.

Recommendation:

Recommend Approval

Fiscal Impact:

As noted per contracts summary

***CI C.4 Notice of Completions: Bid E068180 Coronado Doors & Hardware Replacement, J068110 Ford Demolition & Site Work, W068186 Fairmont Portable Classroom Utility Installation**

Comment:

A substantial Completion Notice has been received for:

Bid E068180, Bid J068110, Bid W068186.

Major construction projects are subject to acceptance by the governing board before a Notice of Completion can be processed, and final payment of the contract made. (BP 7470)

Staff recommends acceptance of the work completed by the following contractors:

NS Construction, E068180 Coronado Doors & Hardware Replacement
Bay Cities Paving & Grading, J068110 Ford Demolition & Site Work
WR Forde Associates, W068186 Fairmont Portable Classroom Utility Installation

Recommendation:

Recommend approval of these notices of completion

Fiscal Impact:

None

***CI C.5 Notification of Claims Rejected**

Comment:

The District has received claims requesting compensation for personal injury. The District's risk management firm has investigated the claims and is requesting the School Board to ratify the authorized claim rejections.

Recommendation:

Ratify the rejection of claims

Fiscal Impact:

Self-Insurance Program

***CI C.6 Approval of School Calendar for 2010-2011**

Comment:

All four labor groups (Local One, SSA, UTR and WCCAA) met and conferred about the school calendar. The proposed calendar for 2010-2011 is presented for approval.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.7 Routine Personnel Changes - Certificated**

Comment:

Routine personnel changes include actions to hire, promote, or terminate certificated employees in accord with appropriate laws, established policies and procedures.

Recommendation:

For Information Only

Fiscal Impact:

None

***CI C.8 Routine Personnel Changes – Classified**

Comment:

Routine personnel changes include actions to hire, promote, or terminate classified employees in accord with appropriate laws, established policies and procedures.

Recommendation:

For Information Only

Fiscal Impact:

None

***CI C.9 Certificated Provisional Internship Permit (PIP) Request(s)**

Comment:

The Provisional Internship Permit (PIP) was created in response to the phasing out of emergency permits and became effective on July 1, 2005. It allows an employing agency to hire an individual who has not yet met the subject matter competence requirement needed to enter an internship program. Prior to requesting

a PIP, the employing agency must verify that a diligent search has been made, and a fully credentialed teacher cannot be found. The PIP is issued for one (1) year and is renewable one time only provided the teacher has taken all appropriate subject matter examinations, but has not yet passed those tests.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.10 Ratification and Approval of Engineering Services Contracts**

Comment:

Contracts have been initiated by staff using previously qualified consulting, engineering, architectural, or landscape architectural firms to assist in completion of the referenced projects. Many of the firms are already under contract and the staff-initiated work may be an extension of the firm's existing contract with the District. Public contracting laws have been followed in initially qualifying and selecting these professionals.

Recommendation:

Ratify and approve contracts as noted

Fiscal Impact:

Total for this action: \$309,485. Funding sources as noted

***CI C.11 Ratification and Approval of Negotiated Change Orders**

Comment:

Staff is seeking ratification of Change Orders on the following current District construction projects: Kennedy HS Boiler Replacement, Multi-Site Playstructures, Kennedy HS Restroom Improvements, Crespi Building 400 Fire Reconstruction, Richmond HS New Bleacher & Field House. Change Orders are fully executed by the District upon signature by the Superintendent's designee. Board ratification is the final step required under state law in order to complete payment and contract adjustment.

Recommendation:

Ratify negotiated Change Orders as noted

Fiscal Impact:

Total ratification and approval by this action: \$154,836.52

***CI C.12 Citizens' Bond Oversight Committee (CBOC) Appointments: Niccore Tyler and Peter Murray and Change of Status to Fulfill Proposition 39 Requirements**

Comment:

Niccore Tyler has been appointed by Board Member Tony Thurmond. The Pinole City Council, at their meeting of December 19th, appointed Mr. Peter Murray to serve as the Alternate to the CBOC.

In order to fill a vacant membership position required by Proposition 39, it is recommended that the Board change the status of Mr. Robert Studdiford from “Board of Trustees WCCUSD”—Board Member Ramsey appointee, to “Parent/Guardian & PTA” appointee. Mr. Studdiford is the parent of a student at El Cerrito High School and is the PTA President at the school. This action will ensure that the District’s Citizen’s Bond Oversight Committee has filed this important, statutorily-required position on the committee.

Recommendation:

Approve appointments and status change as noted

Fiscal Impact:

None

***CI C.13 Richmond High School Surveillance Cameras Change Order**

Comment:

The Richmond High surveillance camera system project is underway. It was designed with input from site administrators and Safety Resource Officers from the Richmond Police Department. Maxut Engineering completed plans and specifications which include full interior and exterior coverage. In addition, the web-based system components will allow for remote access and event monitoring by the District and Richmond Police. After a public bid process the Board awarded a contract for construction on November 4, 2009 to Walsh Electronic Systems. The project was bid with “HD” cameras. As a condition of the bid, the contractors were mandated to provide the cost of each camera, so that the District would receive full credit if there was an equipment change. This was a result of partnering with the Richmond Police Department technical staff responsible for the citywide deployment of surveillance systems. The process began prior to the contract award.

After numerous demonstrations, including on-site recording and viewing comparisons, it has been determined that a much higher resolution camera is required for the project in order to meet Richmond Police Department evidentiary requirements. This change has been reviewed by the Board’s Facilities Subcommittee.

The District has received a quotation for the revised 3 megapixel cameras. The accounting is included below:

Base Bid	\$ 308,988.00
Allowance	\$ 30,000.00
Total Contract Award	\$ 338,988.00
3 meg camera change	\$ 208,186.00
Electrical change	\$ 12,126.00
Change Order #1	\$ 220,312.00
New Total project cost	\$ 559,300.00

Public Contract Code section 20118.4 states that a school district may, “authorize the contractor to proceed with performance of the change or alteration [to a contract] without the formality of securing bids, if the cost so agreed upon does not exceed the greater of: (a) The amount specified in Section 20111 . . . ; or (b) Ten percent of the original contract price.” Public Contract Code section 20111 states that a school district is required to competitively bid any public works project with a contract value over \$15,000. However, California law provides that, “Where competitive proposals work an incongruity

and are unavailing as affecting the final result or where they do not produce any advantage . . . the statute requiring competitive bidding does not apply” (*Hiller v. City of Los Angeles* (1961) 197 Cal.App.2d 685, 694), and that public entities need not comply with competitive bidding processes where to do so would be impractical or futile and would not serve the purposes of competitive bidding. (*Los Angeles Dredging Company v. City of Long Beach* (1930) 2 Cal. 348; *Graydon v. Pasadena Redevelopment Agency* (1980) 104 Cal.App.3d 631.).

District staff negotiated with the contractor and the manufacturer of the interface/equipment and received full credit for the initial equipment, and feels that the change order price is reasonable and an added project value. District staff believes that rebidding the work would result in waste and delay, which would be at the expense of the District and at the potential expense of public safety. Thus, rebidding will not produce an advantage to the District.

Recommendation:

Adopt findings of futility and approve Change Order to Walsh Electronic Systems

Fiscal Impact:

Total for this action: \$220,312. Funded by the Measure J Bond.

***CI C.14 Deteriorated Modular Classroom Buildings Disposal**

Comment:

The District has nineteen modular classrooms, “portables,” which need to be removed from sites which are a part of the construction program. These buildings have no value to the District because they are old, deteriorated and may have been installed without DSA approval, the original approvals cannot be located, or they may be DOH-approved portables which are no longer approved for student use. The market value of most of these buildings is minimal, though some companies have approached the District offering to purchase and remove certain buildings. In some cases sales of the structures are not possible due to age and condition. Staff recommends the donation or disposal to groups or charitable organizations and other public agencies willing to relocate these buildings off of the District’s sites. To accomplish this, the Board must make the following findings: that the older modular buildings listed below are no longer suitable for use on the District’s sites; that the Board would incur liability for student safety if these buildings continue to be used; that such buildings shall be disposed of in accordance with the requirements of the Education Code; that in most cases it would be futile for the Board to offer such buildings for public sale as their value is insufficient to defray the costs of arranging a sale, cost of salvage, disposal, or demolition; and therefore, that the Board authorizes staff to offer any appropriate buildings for public sale or donate any other such buildings to interested parties willing to relocate them off of District sites.

Modular Buildings covered by this action: El Cerrito High School –10 buildings; Portola site - 9 buildings.

Recommendation:

Authorize staff to dispose of deteriorated portable buildings

Fiscal Impact:

Not known

***CI C.15 Rejection of Government Code Claim from West Coast Contractors related to construction of Pinole Middle School New Gym and Classroom Building**

Comment:

On January 21, 2010 the District received a Government Code Claim from West Coast Contractors (“West Coast”) related to its work on the Pinole Middle School New Gym and Classroom Building. West Coast initially filed Change Order requests related to project delays which were rejected by the District. West Coast’s claim alleges framing inefficiencies and framing delay expenses in the amount of \$127,910. In addition, West Coast claims \$548,437 for extended general conditions due to project delays. The District and its legal counsel have been engaged in conferences with West Coast regarding their claims. The District’s legal counsel advises rejection of the claim within the statutory time limit of 45 days after its filing. This results in the shortest possible statute of limitations on West Coast’s filing of a lawsuit in Superior Court.

Recommendation:

Reject the Government Code Claim of West Coast Contractors dated January 21, 2010 related to the construction of Pinole Middle School New Gym and Classroom Building.

Fiscal Impact:

Full fiscal impact not known

***CI C.16 Resolution No. 75-0910: California Adult Education Week – March 8-12, 2010**

Comment:

The administration, teachers and students of the West Contra Costa Adult School are recognized for their efforts and accomplishments.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.17 Approval of Board Member to Attend Conference**

Comment:

Board Bylaw 9250 stipulates members of the Board shall be reimbursed for allowable expenses incurred in attending any meetings or in making any trips on official business of the school district when so authorized in advance by the Board of Education. (Education Code 35044).

Board member Antonio Medrano will attend the 35th Annual California Association for Bilingual Education (CABE) Conference to be held March 10-13, 2010 in San Jose.

Funds for Board travel and conference are budgeted and there is sufficient funding within that budget.

Recommendation:

That the Board authorize member Antonio Medrano to attend the CABE Conference.

Fiscal Impact:

General Fund, approximately \$1,220.00

* **C.18 2010 CSBA Delegate Assembly Election Ballot**

Comment:

The California School Boards Association (CSBA) is accepting nominations for its Delegate Assembly, Subregion 7-A (Contra Costa County), to serve a two-year term beginning April 1, 2010 to March 31, 2012.

The Board of Education is recommending the nomination of Antonio Medrano as representative from Subregion 7-A (Contra Costa County) for the CSBA 2010 Delegate Assembly.

Recommendation:

Nominate Antonio Medrano as Subregion 7-A representative to the CSBA 2010 Delegate Assembly.

Fiscal Impact:

None

D. AWARDS, RECOGNITIONS, AND REPORTS

* **D.1 Richmond Association of School Administrators (RASA) Award Winners**

Comment:

Each year the Richmond Association of School Administrators acknowledges exemplary administrators and participates in the Association of California School Administrator (ACSA) Administrator of the Year awards.

RASA is a chapter of ACSA Region VI. The RASA Board selects candidates based upon nominations by West Contra Costa Unified School District (WCCUSD) administrators and individual accomplishments within the District. The individuals selected from WCCUSD move on to the ACSA Region VI competition.

Administrator of the Year awards for WCCUSD 2009-10 are:

Linda Cohen, Principal, Elementary School
Galen Murphy, Principal, Elementary School
Catherine VonHusen, Principal, Middle School
Linda Jackson, Central Office*
Nia Rashidchi, State Valuing Diversity Award*
Lyn Potter, Coordinator, State and Federal Programs
Tony Catrino, Classified Management
Ann Francisco, Confidential

*ACSA Region VI winners.

Recommendation:

For Recognition Only

Fiscal Impact:

None

* **D.2 Standing Reports**

Representatives of the following committees and employee unions are invited to provide a brief update to the Board. Representatives from these groups need to sign up to speak prior to the beginning of this item on the agenda by submitting a “Request to Address the Board” form. Five minutes may be allowed for each subcommittee or group listed below:

Academic Subcommittee
Bayside Parent Teacher Association
Citizens’ Bond Oversight Committee
Community Budget Advisory Committee
Facilities Subcommittee
Ivy League Connection
Safety Committee
Special Education Citizens Advisory Committee
Youth Commission

Public Employees Local 1
School Supervisors Association
United Teachers of Richmond
West Contra Costa Administrators Association

E. PUBLIC AND COMMITTEE COMMUNICATIONS
(Education Code 35145.5; Government Code 54950 et seq.)

* **E.1 Superintendent’s Report**

* **E.2 WCCUSD Public Comment**

Members of the public are invited to speak to the Board about any matter that is not otherwise on the agenda and is related to issues affecting public education in the WCCUSD. **Approximately 30 minutes will be allocated for this item.** If there are more requests to speak than can be heard within this time limit, “WCCUSD Public Comment” will continue after Item G. Individuals wishing to speak must submit a “WCCUSD Public Comment” form prior to the beginning of this item on the agenda.

Depending on the number of persons who wish to speak, from one to three minutes will be allocated to each speaker at the discretion of the President of the Board in order to accommodate as many speakers as possible. The Board cannot dialogue on any issues brought before it by the public that have not been previously agendized, but may refer these to staff for response and/or placement on future agendas.

F. ACTION ITEMS

* **F.1 2010 Bond Program Schools**

Comment:

In December, the Board heard a report from Godbe Research regarding a potential bond measure that would assist the District in taking the next steps in completing the program of renovation and new construction in the West Contra Costa Unified School District. Based on the survey results, the community is supportive of expanding the program to include projects and schools that have not previously been part of the bond program. When the projects currently underway are completed, thirty-

three of the District's schools will have been completely renovated or rebuilt with substantial improvements made to two additional schools.

Based on the results of the survey, the District conducted six community meetings in January and February that included more than 700 in attendance. At each meeting, District staff provided an overview of the bond program and sought input from the community members in attendance about the need to continue the bond program in additional schools.

The Board's Facilities Subcommittee met February 9 and took action to name thirteen additional schools for the next portion of the bond program. Those schools are specifically designated as the West Contra Costa Unified School District 2010 Bond Program schools.

Recommendation:

That the Board designate the schools for the 2010 Bond Program.

Fiscal Impact:

If approved by the voters, the 2010 Bond Program will bring \$380 million to WCCUSD.

* **F.2 Resolution No. 76-0910: Resolution of the Board of Education of the West Contra Costa Unified School District Ordering a School Bond Election, and Authorizing Necessary Actions in Connection Therewith**

Comment:

The resolution before the Board calls an election within the District for the purpose of approving school bonds, to request the County Registrar of Voters to conduct the election on behalf of the District, and to authorize the preparation of election materials including ballot arguments and tax rate statement, to be included in the ballot pamphlet.

State law requires the Governing Board to order school district elections. The Contra Costa County Registrar of Voters will conduct the election on behalf of the District, including publishing all required notices. This resolution meets the statutory requirements for describing the projects to be funded with the proceeds of the bonds, which is included as Exhibit B to the resolution. A 75-word summary of the measure, as it will appear on the ballots, is also included in the resolution as Exhibit A. The resolution also contains a form of "tax rate statement", which must be included in the ballot pamphlet, describing the anticipated rates of tax throughout the life of the bond issue. The resolution also authorizes, but does not commit, the Board and individual members of the Board to prepare and sponsor a ballot argument in support of the bond measure. No more than five (5) persons may sign the ballot argument.

This election will be called under constitutional and statutory provisions that require fifty-five percent (55%) voter approval, and certain accountability requirements, including annual independent financial and performance audits of how funds are spent, and an extension of the Citizens' Bond oversight committee. Following adoption, the resolution (including the signed tax rate statement) must be delivered to the Registrar of Voters and the Board of Supervisors. State law requires that 2/3rd of a school board support the resolution calling an election requiring 55% voter approval. At least four (4) Board members must be present and vote "Yes" in order to call the election.

Recommendation:

That the Board approve the resolution authorizing a bond election for June 8, 2010.

Fiscal Impact:

The \$380 million bond will generate an estimated additional \$45 million in state funding.

* **F.3 Second Interim Report, 2009-10 / Financial Update**

Comment:

Presented is a summary of the District's Second Interim Report for 2009-10, which covers the financial and budgetary status of the District for the period ended January 31, 2010. The entire report, including state forms, is provided under separate cover and on the District's website at www.wccusd.net.

Education Code Section 42130 requires school districts to prepare interim financial reports each year. The First Interim Report covers the period ending October 31; the Second Interim Report covers the period ending January 31. These financial reports are subject to standards and criteria adopted by the State Board of Education to monitor the fiscal stability of local educational agencies.

The District shall certify whether it is able to meet its financial obligations for the current fiscal year and, based on current forecasts, for the two subsequent fiscal years. A positive certification shall be assigned when a district will meet its financial obligations for the current fiscal year and subsequent two fiscal years. A qualified certification shall be assigned when a district may not meet its financial obligations for the current fiscal year and subsequent two fiscal years. A negative certification shall be assigned when a district will be unable to meet its financial obligations for the remainder of the fiscal year.

The District will meet its financial obligations for the current year. However, due to the Governor's proposed State budget, the District anticipates it may not meet its financial obligations for the subsequent two fiscal years. Therefore, staff recommends approval of the Second Interim Report with a Qualified Certification.

Recommendation:

Recommend approval of the Second Interim Report for 2009-10

Fiscal Impact:

Qualified Budget Certification

* **F.4 Resolution No. 74-0910: Resolution of Intention to Reduce or Eliminate Particular Kinds of Service**

Comment:

Pursuant to Education Code Section 44955, the District must adopt a resolution to reduce or eliminate particular kinds of services and notice the appropriate certificated staff prior to March 15, 2010, in order to meet the necessary budget reductions for the 2010-2011 school year.

Recommendation:

Recommend Approval

Fiscal Impact:

To Be Determined

* **F.5 K-3 Class Size Reduction Program (CSR)**

Comment:

The 2009-10 Budget which was adopted by the State Legislature includes a major change in the K-3 Class Size Reduction Program (CSR). The new implementation language provided a window for alternative implementation of Class Size Reduction that still provides smaller class sizes than required by the Education Code, yet can save substantial money for cash strapped districts.

The 2010 January Governor's Budget Proposal indicates the District will be facing an estimated \$10.3 million deficit. This would render the District unable to meet the required reserve for 2010-11. This fact would cause the District to certify the financial statements as "negative". This action makes progress toward closing the budget gap as we approach the Second Interim report and budget adoption for 2010-11.

The Board has expressed a desire to keep in place a modified class size reduction program because of the passage of Measure D parcel tax in 2008. The parcel tax in WCCUSD has been used in conjunction with state funds to lower class sizes. Standing alone, the parcel tax pays for approximately one grade-level, or reducing the K-3 grades to 28 at all schools.

Two scenarios are possible that will save the District an estimated \$1.0 million. Keeping one grade at 24, with the rest at 31 or setting class size targets at 28, K-3.

In keeping with the Board's goal of reducing class size below Ed Code levels, staff recommends setting class size at 28, K-3. This model would be a better fit for grade level transition and an equitable number of students per teacher in grades K-3.

Recommendation:

Due to the severity of fiscal issues facing the District, staff recommends setting K-3 class size targets at 28

Fiscal Impact:

Savings of \$1,000,000

* **F.6 Annual Performance Audit of District Bond Program**

Comment:

The District is required to complete an annual independent Performance Audit of the Bond Program. Total School Solutions has completed the audit and will present the report to the Board for acceptance. The Citizen Bond Oversight Committee recommended at their meeting on January 27, 2010 that the Performance Audit be present to the Board with an addendum to Schedule X, School/Project Expenditures, to include the actual Support and Program Cost. Staff has added the addendum. The audit report can be viewed on the Citizens' Bond Oversight Committee's section of the WCCUSD website and at the Facilities Operation Center, located at 1300 Potrero Avenue, Richmond.

Recommendation:

Accept annual Performance Audit for 2009, dated December 15, 2009

Fiscal Impact:

None

G. DISCUSSION ITEMS

* **G.1 Status Reports – Facilities Planning and Construction**

Comment:

The following are provided for review of Facilities Planning and Construction in the District's Bond Program and for information regarding individual projects:

- Engineering Officer's Report—Verbal Presentation
- Construction Status Reports—Current Construction Projects

Recommendation:

For Information Only

Fiscal Impact:

None

H. UNFINISHED REQUESTS TO ADDRESS THE BOARD (continued from Item E)

I. COMMENTS OF THE BOARD OF EDUCATION AND SUPERINTENDENT

J. THE NEXT SCHEDULED BOARD OF EDUCATION MEETING

Lovonya DeJean Middle School – March 24, 2010

K. ADJOURNMENT

At 10:00 PM, any items remaining on the agenda that require immediate attention will be moved to this time. All other items will be tabled to another or the following Board meeting in order to make fair and attentive decisions. The meeting will adjourn at 10:30 PM. The meeting may be extended by a majority vote of the Board of Education.

The public may address items which are marked with an asterisk (*).

A. CLOSED SESSION

A.1 CALL TO ORDER

A.2 DISCLOSURE OF ITEMS TO BE DISCUSSED IN CLOSED SESSION
(Government Code 54957.7)

A.3 RECESS TO CLOSED SESSION AS SCHEDULED

See Exhibit A

(Government Code Section 54954.5)

The **Open Session** will resume at the end of the **Closed Session** in the Multi-Purpose Room at approximately **6:30 PM.**

EXHIBIT A

(Government Code Section 54954.5)

CLOSED SESSION AGENDA

March 3, 2010

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

2. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
[Government Code Section 54956.9(a)]

1. Srago v. WCCUSD
2. Ray L. v. WCCUSD

3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED/POTENTIAL LITIGATION
[Government Code Section 54956.9(b)]

Four cases

4. LIABILITY CLAIMS (Government Code Section 54956.95)

5. CONFERENCE WITH LABOR NEGOTIATORS

a. Superintendent/Dr. Bruce Harter

b. Employee Organizations

- UTR
- Local One
- School Supervisors Association
- WCCAA

- c. Unrepresented Employees
 - Confidential and Management

6. PUBLIC EMPLOYEE APPOINTMENT

- a. Administrative Appointments for the 2009-2010 School Year

7. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)

8. STUDENT DISCIPLINE (Education Code Section 35146)

- a. Expulsions

9. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/COMPLAINT (Government Code Section 54957)

- a. Release of Temporary Certificated Employees
- b. Reassignment of Administrators

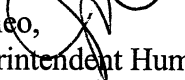
10. REPORT OF CLOSED SESSION ACTIONS

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education

Meeting Date: March 3, 2010

From: Jessica R. Romeo, 
Assistant Superintendent Human Resources

Agenda Item: A.6

Subject: Administrative Appointments for the 2009-2010 School Year

Background Information:

The following administrative appointments will be reported for the 2009-2010 school year:

Elementary School Principal
Director of Facilities and Construction

Recommendation: Recommend Approval

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____

Seconded by: _____

Approved _____

Not Approved _____

Tabled _____

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education

Meeting Date: March 3, 2010

From: Jessica R. Romeo,
Assistant Superintendent Human Resources

Agenda Item: A.9

Subject: Release of Temporary Certificated Employees

Background Information: In order to release temporary teachers, the Board must take action pursuant to Education Code Section 44954. Thereafter the Superintendent must notice the identified temporary teachers.

Recommendation: Recommend Approval

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____

Seconded by: _____

Approved _____

Not Approved _____

Tabled _____

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Bruce Harter **Agenda Item:** A.9
Superintendent
Subject: Reassignment of Administrators

Background Information:

The staff recommends to the Governing Board that notice be given to reassign 50 Administrators for the 2010-11 school year.

Elementary Principal	1.0 FTE
Elementary Vice Principal	2.0 FTE
Principal, High School	1.0 FTE
Principal, Alternative Education	2.5 FTE
Assistant Principals	11.0 FTE
Coordinators	5.5 FTE
Vice Principal – Secondary	6.0 FTE
K-12 Instructional Specialists	14.0 FTE
Project Administrator	1.0 FTE
Coordinator – Assistant Principal	1.0 FTE
Principal Adult Education	1.0 FTE
Vice Principal Adult Education	2.0 FTE
Director, Curriculum & Instruction	1.0 FTE
Special Education, Administrator	1.0 FTE

Recommendation: Recommend Approval

Fiscal Impact: To be determined

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____
Approved _____ Not Approved _____ Tabled _____

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION----BOARD OF EDUCATION

To: Board of Education

Meeting Date: March 3, 2010

From: Wendell C. Greer 
Associate Superintendent, K – Adult Operations

Agenda Item: B.4

Subject: Presentation of Student Board Representative Cortini Keyes, North Campus Continuation High School

Background Information:

Student Board Representative Cortini Keyes will be representing North Campus Continuation High School at the Board of Education on March 3, 2010. We would like to recognize and commend her participation.

Recommendation: For Information Only

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____

Seconded by: _____

Approved _____

Not Approved _____

Tabled _____

West Contra Costa Unified School District
Minutes of the Board of Education Meeting
Lovonya DeJean Middle School
3400 Macdonald Avenue
Richmond, CA 94805

Agenda Item B.7

February 10, 2010

A. CLOSED SESSION

B. OPENING PROCEDURES

President Madeline Kronenberg called the meeting to order at 5:45 PM. The Board recessed into Closed Session. President Kronenberg called the Public Session to order at 6:49 PM.

B.1 Pledge of Allegiance

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

B.2 Welcome and Meeting Procedures

President Kronenberg welcomed the public to the meeting.

B.3 Roll Call

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

Board Members Absent: Audrey Miles

Staff Present: Joe Abrego, Executive Director Information & Technology; Pat Calvert, Director Certificated Employees; Martin Coyne, Director Accounting/Audits; Steve Collins, SELPA Director; Bill Fay, Associate Superintendent for Operations; Luis Freese, Executive Director Maintenance and Operations; Sheri Gamba, Associate Superintendent for Business Services; Wendell Greer, Associate Superintendent K-Adult; Bruce Harter, Superintendent; Linda Jackson, Executive Director; Sue Kahn, Principal Pinole Valley High School; Joe Mayes, Maintenance Manager; Ken McDaniel, Electronics Supervisor; Emily Millar, Director; Nia Rashidchi, Assistant Superintendent Educational Services; Jessica Romeo, Assistant Superintendent for Human Resources; Phyllis Rosen, Legal Secretary; Bill Savidge, District Engineering Officer.

B.4 Presentation of Student Board Representative Matthew Arciniega

Mr. Arciniega, a student from El Cerrito High School, spoke about the newly formed Youth Commission and reported on its first official meeting of February 9, 2010.

B.5 Report/Ratification of Closed Session

Superintendent Harter asked the Board to ratify the vote taken in Closed Session to expel thirteen (13) students and suspend those expulsions for placement in the West Contra Costa Unified School District.

Motion: Mr. Medrano moved to ratify the vote taken in Closed Session to expel thirteen (13) students, suspending those expulsions for placement in the West Contra Costa Unified School District. Mr. Ramsey seconded. Mr. Medrano, Mr. Ramsey and President Kronenberg voted yes, with Mr. Thurmond abstaining and Ms. Miles absent. Motion carried 3-0-1-1.

Superintendent Harter asked the Board to ratify the vote taken in Closed Session to approve Resolution 72-0910: Non-Reelection of Probationary Certificated Employees, ratifying the non-reelection of nineteen (19) teachers.

MOTION: Mr. Ramsey moved to ratify the vote taken in Closed Session to approve Resolution 72-0910, voting to non-reelect nineteen (19) teachers. Mr. Medrano seconded. Mr. Medrano, Mr. Ramsey and President Kronenberg voted yes, with Mr. Thurmond voting no and Ms. Miles absent. Motion carried 3-1-0-1.

B.6 Agenda Review and Adoption

Public Comment: None

MOTION: Mr. Ramsey moved to approve the Agenda. Mr. Thurmond seconded. Mr. Medrano, Mr. Ramsey, Mr. Thurmond, Student Representative Matthew Arciniega (advisory vote only) and President Kronenberg voted yes, with Ms. Miles absent. Motion carried 4-0-0-1.

B.7 Minutes: January 20, 2010; January 30, 2010

Public Comment: None

MOTION: Mr. Ramsey moved to approve the Minutes for the January 20, 2010 and January 30, 2010 meetings. Mr. Medrano seconded. Mr. Medrano, Mr. Ramsey, Mr. Thurmond, Student Representative Arciniega (advisory vote only) and President Kronenberg voted yes with no abstentions and Ms. Miles absent. Motion carried 4-0-0-1.

C. BUSINESS ITEMS

C.1 Grants/Awards/Agreements

C.2 Acceptance of Donations

C.3 Approval of Fund-Raising Activities

C.4 Contracted Services

C.5 Summary of Payroll and Vendor Warrant Reports

C.6 Resolution No. 68-0910: Week of the School Administrator – March 1-5, 2010

C.7 Resolution No. 58-0910 - Disabilities Awareness Month – March 2010

C.8 Resolution No. 66-0910: Read Across America - March 2, 2010

Pulled for discussion to follow Item D.4.

C.9 Resolution No. 69-0910: Determination of Tie-Breaking Criteria for 2010-2011

C.10 Certification of Athletic Coaches – Winter Sports

C.11 Hercules Middle High Quad Landscape and Parking Project Award of Contract

C.12 Rejection of Claim for Refund of Developer Fees by Castle Companies for Country Club Villas Project in Richmond, CA

C.13 Appointment of Tim Bañuelos to the Citizens’ Bond Oversight Committee

C.14 Ratification and Approval of Negotiated Change Orders

C.15 Ratification and Approval of Engineering Services Contracts

Pulled for discussion to follow Item D.4.

C.16 E-Rate Funding Year 13 – Contract Award of Vendor Upon E-Rate Funding Approval

Pulled for discussion to follow Item D.4.

C.17 El Cerrito High Temporary Campus Removal Project Award of Contract

Mr. Fay read a revision to this item into the record as follows (*changes in italics*):

Background Information: The next step in completing the reconstruction of El Cerrito High School is to remove the temporary campus modular buildings and prepare the site for the construction of the fields. This project includes utility removals, site fixture removals, preparations for modular dismantle & removal. The work includes demolition of the asphalt paving in most areas—leaving pathways and temporary fencing to allow access to the stadium area pending the construction of the fields.

WLC Architects completed plans and specifications for the project. The District conducted a public bid of the project. Bids were opened on February 9, 2010. *Thirteen contractors submitted bids. They are as follows:*

Contractor	ERA Construction	Michael Paul Co. Inc	D.R. Lemmings Const	Alpha Bay Builders	Bay Construction Inc
Base Bid	\$258,000	\$306,662	\$323,500	\$649,000	\$650,000
Allowances	\$20,000	\$20,000	\$20,000	\$20,000	\$20,000
Total Bid	\$278,000	\$326,662	\$343,500	\$669,000	\$670,000
Contractor	Parc Services	CF Contracting	WR Forde Associates	Bruce Carone	Carone & Co.
Base Bid	\$346,300	\$576,800	\$434,000	\$785,000	\$334,000
Allowances	\$20,000	\$20,000	\$20,000	\$20,000	\$20,000
Total Bid	\$366,300	\$596,800	\$454,000	\$805,000	\$354,000
Contractor	River View Construction	Ionian Construction Inc	Kin Wo Construction		
Base Bid	\$349,974	\$637,000	\$611,773		
Allowances	\$20,000	\$20,000	\$20,000		
Total Bid	\$369,974	\$657,000	\$631,773		

This item will be presented prior to the expiration of the 5 working day Bid Protest period. In consideration of this timing, and in order to expedite the project, the Board’s action will be to authorize staff to issue the Notice of Award effective at the end of the Bid Protest period to the lowest responsive, responsible bidder. This award by staff will

then be brought back for ratification at a future meeting. *Staff is also holding a post-bid scope confirmation meeting with the apparent low bidder.*

Recommendation: Authorize staff to issue Notice of Award at the end of the bid protest period, to the lowest responsive, responsible bidder

Fiscal Impact: \$278,000. Funded from the Measure J Bond, Fund 21.

Board Comment: Mr. Ramsey commented on the inclusion of all bidders in the précis. Mr. Fay responded.

- C.18 Kennedy High School Intercom Upgrade Project Award of Contract
- C.19 Richmond High School Fence and Gates Project Award of Contract
- C.20 Crespi Jr. High Windows and Doors Replacement Project Award of Contract
- C.22 Certificated Provisional Internship Permit (PIP) Request(s)
- C.23 Adoption of Resolution No. 73-0910 Replacement of Outdated Warrant
- C.24 Resolution No. 71-0910: Arts in Education Month – March 2010
- C.25 Resolution No. 70-0910: Womens' History Month – March 2010
- C.26 2009-2010 Consolidated Application for Funding Categorical Aid Programs, Part II
- C.27 Board Committee and Liaison Assignments

MOTION: Mr. Ramsey moved to approve the Consent Items C.1 – C.7, C.9 – C.14, and C.17 – C.27. Mr. Medrano seconded. Mr. Medrano, Mr. Ramsey, Mr. Thurmond, Student Representative Arciniega (advisory vote only) and President Kronenberg voted yes, with no abstentions and Ms. Miles absent. Motion carried 4-0-0-1.

AWARDS, RECOGNITIONS, AND REPORTS

- D.1 School Presentations to Celebrate and Validate African American History Month – February 2010**
Ms. Rashidchi introduced presentations by four schools to celebrate and validate African American History Month. Students from King Elementary, Montalvin Elementary, Pinole Valley High and Richmond High performed for the Board and community. Ms. Rashidchi recognized the teachers who helped for their hard work and thanked everyone for their participation.

Public Comment: Tammy Campbell

Board Comment:

Mr. Thurmond thanked all the teachers, students and parents for the great presentations, saying that everyone benefits from the accomplishments of African Americans being celebrated this month. He commended the young people for bringing the spirit of civil rights to the meeting.

Mr. Medrano congratulated all the schools and complimented the teachers and students who bring a sense of pride to the district.

Mr. Ramsey challenged the group to look at the origins of how Black History Month, started in the 1930's by Carter G. Woodson, which has blossomed into a celebration of a people that have been ignored for so long.

Mr. Arciniega encouraged the students and parents to return to the schools and support Black History Month.

Ms. Kronenberg acknowledged all the students for their extraordinary performances and spoke of the hard work and commitment of the teachers and students over the years. She said that the District should be proud of its performance arts.

D.2 Budget Report Update

Superintendent Harter provided a summary of the results of the feedback obtained at the six budget meetings held during the last week of January and first week of February. He provided data from each meeting at each location on issues regarding sale of property, modifying class size maximum, using deferred maintenance funds for K-12 classrooms, reducing adult education services and repurposing the parcel tax as possible solutions to reducing the budget deficit.

Ms. Gamba expressed appreciation to all those who came out during the six meetings of budget presentations. She continued speaking about the 2009-10 Governor's Budget, which was announced in January, the resulting cuts and loss in funding, and what that means for the District. Ms. Gamba provided a budget timeline over the next few months leading up to the May Governor's revise and the June budget adoption.

Public Comment: Father Ramiro Flores, Antonia Jackson, Tom Chin, Gail Louie, Dulce Rodriguez, Adrian Espindoh, Mimi-Yu, Ken Ryan, Rosie Iha, Maria Inchauspe, Robert Brower, Chatchai Phanphanit, Tammy Campbell, Maria Alegria, Karen Lang, Genoveva Calloway, David Whitenack, Sanjuana Rodriguez, Tad Toomay, Grace Murphy-Jenkins, Marilyn Jaquith, Rose Bright, Francie Kumaniec, Ada Chavez, Jovanka Beckles, Marge Essel, Monica Cervantes, Pat Miles, Judi Jung, Antelmo Contreras, Kelli Cochran-Barram, Eva Aguirre, Flor Castro, Amy Aldrich, Elizabeth Mojica, Jesus Valdin, Glenda Pawsey, Margarita Avila, Paola Mejia, Roberto Reyes, Kristen Pursley.

Board Comment:

Mr. Ramsey spoke about the need for a day long session to provide more detail prior to voting for a budget and how short term solutions can hurt in the long term. He said he cannot in good conscience repurpose the parcel tax.

Mr. Medrano said he applauds the community for coming out and speaking up. He spoke of the need to work together in light of difficult economic times, save what we can and raise more funds. He said he supports reduction of Adult Education, but not elimination.

Mr. Thurmond said that all the programs are important and that it is necessary to go a step further and look at every option to raise revenue. He spoke about advocating an oil extraction tax in California.

Ms. Kronenberg spoke about the pain in looking at a shrinking budget. She spoke of supporting the initiative to lower the threshold for passing a parcel tax to 55% to fund education in California.

Mr. Thurmond asked Ms. Gamba to specify which items would be cut in Adult Education, and clarify what is meant by the restructuring of alternative education to achieve the \$650,000 savings.

Ms. Gamba responded and indicated she would provide details in follow up discussions. Regarding alternative education, she is working with Mr. Greer and staff to put together a matrix of class size staffing and administrative staffing.

Mr. Thurmond asked for further clarification and Ms. Gamba responded.

Mr. Medrano inquired about the drop-out rates and bringing students back into the schools to increase ADA.

Mr. Greer responded.

Ms. Kronenberg said she believes staff is heading in the right direction and confirmed there will be additional meetings about the budget.

D.3 Standing Reports

Jeanine Bishop, Parent Liaison for Special Education and Jeannette Lambert, Vice Chair of the Community Advisory Commission (CAC) and Resource Parent, spoke about the You Make a Difference Award Ceremony on March 11, at DeJean Middle School honoring individuals in our community who have gone above and beyond in service to students with special needs.

Cathy Garza, President of the Bayside Council of PTAs, spoke about upcoming events including the general meeting on February 22 at the Alvarado Campus to discuss the budget challenges. Superintendent Harter will be a guest speaker. She welcomed Mr. Thurmond who is now a liaison to Bayside PTA. She said that Bayside PTA is looking forward to working with the district to get a bond passed and noted that historically all the hill and flatland areas support the district.

Robert Studdiford reported on the Citizens' Bond Oversight Committee meeting of January 27. Eight of the ten members were present and approved three items: continuing to meet on a monthly basis, recommended changes to Administrative Regulation 7214.2 that sets up how the body meets, and the performance audit for 2009. The next meeting is February 24 at 6:00 PM.

Pixie Hayward Schickele, President of United Teachers of Richmond, said we all have to come together to make the public and Sacramento understand what lack of funds has done to our schools and our children. She invited everyone to join in a statewide demonstration on March 4 to send a message that the District cannot survive any more cuts. Two demonstrations will be sponsored by UTR in El Cerrito and Hercules at 6:30 AM and 3:30 PM.

Richard Leung, Public Employees Union Local One, said that employees have already made tremendous sacrifices and so we must look at alternative revenue sources before making further cuts. He spoke about the need to hold the Governor and state legislature accountable and agreed with the need to examine every item in the budget from management down, improving operational deficiencies. He spoke against making any changes to the parcel tax.

Charles Cowens, Chair of the Community Budget Advisory Committee, announced the next meeting on February 25 at 6:30 PM. Mr. Cowens encouraged the public to attend the meetings to have an opportunity to address two board

members and staff in a small informal setting to discuss budget issues. He welcomed new Board liaisons Antonio Medrano and Audrey Miles. He suggested a possible joint meeting of the CBAC and the Board.

Facilities Subcommittee. Mr. Medrano provided a report on the meeting of February 9. He reported that the subcommittee approved recommendations to the full board regarding two items: projects and preliminary budgets for a new facilities bond measure and restarting the site committee and planning process at Pinole Valley High School. There was also discussion regarding a new bond measure. Mr. Ramsey added that there is much support to continue the bond program.

Ivy League Connection. Mr. Ramsey provided a status update. He said that Cornell University will make a \$10,000 contribution this year and that the Dean of Brown University will be visiting in April. He anticipates there will be 33 students participating this year.

Youth Commission. Mr. Thurmond said the next meeting will be February 22 at 6:00 PM at the RYSE Center in Richmond. He welcomed Mr. Medrano who will also serve as a Board liaison to the group.

Safety Committee. Mr. Thurmond welcomed Ms. Kronenberg who will be joining the committee. He announced the next meeting on February 23 at 6:00 PM at Crespi Middle School, discussing disaster preparedness and a proposal for restoring the district advisory committee structure.

Academic Subcommittee. Ms. Rashidchi provided a summary of the topics discussed at the meeting of January 26. She provided an update on the District's volunteer program, indicating there were 103 new volunteers who signed up. She said there has been a revamping of the volunteer process which has resulted in developing a volunteer training program in partnership with the San Francisco Volunteer Project.

D.4 In Memory of Members of the School Community

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

C.8 Resolution No. 66-0910: Read Across America - March 2, 2010

Public Comment: Pixie Hayward Schickele, Debbie Willis

MOTION: Mr. Medrano moved to approve Resolution 66-0910: Read Across America – March 2, 2010. Mr. Thurmond seconded. Mr. Medrano, Mr. Ramsey, Mr. Thurmond and President Kronenberg voted yes with no abstentions and Ms. Miles absent. Motion carried 4-0-0-1.

C.15 Ratification and Approval of Engineering Services Contracts

Public Comment:

Robert Brower expressed concern that the work by Kleinfelder, which appears to be related to construction, is in violation of the court order and agreement in the Srago case.

Mr. Fay responded that the work is to create documents that are a part of the design and does not appear to be in conflict with Mr. Brower's concerns.

Mr. Savidge further clarified that he considers this contract to be part of the design work, but that there would be a drill rig on site for testing as required by the Division of State Architect. He added that staff would be agreeable to take a 30 day wait to have a brief session with the neighborhood.

Mr. Ramsey asked additional questions and Mr. Savidge responded.

MOTION: Mr. Ramsey moved to approve this item absent the contract for Kleinfelder and that it be brought back at a later date. Mr. Thurmond seconded. Mr. Medrano, Mr. Ramsey, Mr. Thurmond and President Kronenberg voted yes with no abstentions and Ms. Miles absent. Motion carried 4-0-0-1.

C.16 E-Rate Funding Year 13 – Contract Award of Vendor Upon E-Rate Funding Approval

Public Comment:

Annette McCormick and Diana Monaghan of AMS.NET spoke to protest the award of Consent Item C.16. Ms. McCormick said AMS.NET was erroneously disqualified because it did not hold a valid CMAS contract and provided correspondence that was sent to district staff regarding the validity of the CMAS contract.

Dr. Joe Abrego commented that the bid was designated as non-responsive because their networking extension is only valid through March 31, 2010, short of the fiscal year. Additionally, he said the AT&T bid was for all three projects amounting to a lower total bid amount. He provided additional reasons why the AMS.NET bid was rejected.

Mr. Ramsey inquired whether the District has legal standing to say a vendor did not comply with the requirements of the RFP.

Dr. Abrego said yes and that the decision was confirmed by the E-Rate consultants.

Mr. Ramsey asked why the application was reviewed if they were disqualified.

Dr. Abrego responded.

Mr. Thurmond asked to allow AMS.NET time to respond. President Kronenberg agreed.

Ms. McCormick and Ms. Monaghan responded.

President Kronenberg asked Dr. Abrego for further information. Dr. Abrego responded.

Mr. Thurmond said he was prepared to make a motion based on low bid and to accept the recommendation for AT&T.

Mr. Ramsey asked for a roll call vote expressing concern for establishing past practice in the qualification process.

Mr. Thurmond responded that AMS.NET did not refute they were not the lowest bid.

Mr. Fay clarified that AMS.NET was disqualified based on the contract period and so did not qualify for the bid.

MOTION: Mr. Thurmond moved to approve Item C.16 and accept the recommendation for AT&T. Mr. Medrano seconded. A roll call vote was taken. Mr. Medrano, Mr. Ramsey, Mr. Thurmond and President Kronenberg voted yes, with no abstentions and Ms. Miles absent. Motion carried 4-0-0-1.

E. PUBLIC AND COMMITTEE COMMUNICATIONS
(Education Code 35145.5; Government Code 54950 et seq.)

E.1 Superintendent's Report

Due to the lateness of the hour, Superintendent Harter declined to provide a report to move along to public comment.

E.2 WCCUSD Public Comment

Anastasia Sloan, Zackery Taylor, Tony Edwards, Christina Slammon, Elizabeth Underwood, Tammy Campbell, Chris Allen, Debora Morrison, Victoria Rhome, Jose Andrade, Rachel McLachlan, June Pangelinan, Charles Cowens, Christina Samson

F. ACTION ITEMS

F.1 Resolution No. 67-0910: Authorization to Eliminate Classified Positions and Layoff Classified Employees

Ms. Romeo said that as a result of reorganization in the Maintenance and Operations and Human Resources Departments, she is bringing forth a recommendation to eliminate seven positions, most of which are vacant. She thanked the members of SSA who worked with the District and asked the Board to approve this elimination of classified positions.

Public Comment: Sandra Falk, Robert Studdiford

Board Comment:

Mr. Thurmond acknowledged Ms. Falk's comments and noted that any action from the Board in this respect does have an impact on those who continue to do the work and staff has made tremendous sacrifices to help our students. He said the Board appreciates the sacrifices that have been made.

President Kronenberg spoke in agreement with Mr. Thurmond and said that unfortunately there is need to continue to ask staff to make sacrifices.

MOTION: Mr. Ramsey moved approval of Resolution No. 67-0910: Authorization to Eliminate Classified Positions and Layoff Classified Employees. Mr. Medrano seconded. Mr. Medrano, Mr. Ramsey, Mr. Thurmond and President Kronenberg voted yes, with no abstentions and Ms. Miles absent. Motion carried 4-0-0-1.

F.2 Special Education Annual Service Plan / Special Education Annual Budget Plan

Steve Collins reported on the requirement for a public hearing to approve the Special Education Service Plan and Budget Plan. He provided a brief overview report and asked that the Board approve the Service and Budget Plans.

Public Comment: None

Board Comment: None

MOTION: Mr. Ramsey moved approval of Item F.2 Special Education Annual Service Plan / Special Education Annual Budget Plan. Mr. Medrano seconded. Mr. Medrano, Mr. Thurmond, Mr. Ramsey and President Kronenberg voted yes, with no abstentions and Ms. Miles absent. Motion carried 4-0-0-1.

F.3 Measure J Bond Program Budget Adjustments

Mr. Fay introduced this item clarifying that on an annual basis the bond program is reviewed and adjusted for revenue that has either increased or decreased in project costs and additionally adjusted for new projects as they become voted on by the subcommittee through the full Board, asking for Board approval.

Public Comment: None

Board Comment:

Mr. Ramsey raised questions and concerns about the data in the 2010 Master Plan Budget document.

Mr. Savidge responded that the use of the term “frozen” describes the unfunded allocation at the state level for the new construction apportionment for El Cerrito High School that was approved by the Office of Public School Construction and because the state has not been able to sell their bonds they have provided an unfunded apportionment.

Mr. Ramsey questioned the updated plan revenue for El Cerrito High School.

Mr. Savidge indicated he will bring back new information with the next supplemental piece.

Mr. Ramsey said he did not want the Board to approve something that is fundamentally flawed and that he believes the state funded project numbers are off. He said he hopes to get information that shows the community we are benefiting by millions more dollars than what is projected in the report.

Mr. Ramsey inquired about the Phase 2A-3 planning cost \$4.8 million. Mr. Savidge responded.

Mr. Ramsey then inquired about the increased cost for Ohlone. Mr. Savidge responded.

Superintendent Harter commented that this document should have gone to the Facilities Subcommittee before coming to the Board for approval, given inaccuracies, and said staff will withdraw the item.

MOTION: Mr. Ramsey moved to table this item and place it on the agenda for the next Facilities Subcommittee meeting. Mr. Thurmond seconded. Mr. Medrano, Mr. Ramsey, Mr. Thurmond, and President Kronenberg voted yes, with no abstentions and Ms. Miles absent. Motion carried 4-0-0-1.

F.4 Portola Middle School Temporary Relocation for Safety

Mr. Fay introduced this item indicating that staff has gone out and looked at the lower pad at Portola for the temporary campus and worked with the City of El Cerrito on some of the athletic and recreation spaces. He said that the project consultants were available to lay the project out and answer questions.

Superintendent Harter clarified that this item was discussed by the Board extensively two weeks ago and that he did not anticipate a presentation but rather for the Board to hear public comment and move on to a decision.

Public Comment: Robert Brower, David Whitenack, Catherine Mercurio, Robert Studdiford, Leah Carroll, Sharon Johnson, David Miller

Board Comment:

Mr. Ramsey asked Superintendent Harter if the gym would remain open if the campus is relocated to the lower pad. Superintendent Harter said that at this time there is no plan to keep the gym open as it was identified in the landslide area. He said that the plan was to provide physical education and recreation at Cerrito Vista Park and in the fitness room that is added on the site.

Mr. Ramsey asked whether there could be potential for a longer period of stay at the lower pad if the District is not successful in terms of any litigation.

Superintendent Harter said we cannot absolutely predict the end of the CEQA suit and process, and that any delays could extend the time to construct the new school at Castro.

Mr. Ramsey raised concern over the possibility of needing to start all over again.

Superintendent Harter clarified that at the end of the CEQA process the Board has the final say to declare that mitigations were not possible. He clarified that the purpose of the CEQA process is to make sure the community is advised and that environmental hazards are mitigated.

Mr. Ramsey inquired about the timing of the completion of the lower pad project.

Superintendent Harter said that the plan is for a winter holiday move eleven months from now, but that could change.

Mr. Ramsey said that he made a commitment for the lower pad and will probably vote for it, but that he still struggles with the decision.

Mr. Thurmond asked to hear from the consultants present and asked for a clear explanation of the risk involved at the lower pad location.

Mr. Magnussen, Geotechnical Consultant with Alan Kropp Associates, said that he has no concern at all that there is a stability concern on the lower pad with respect to the issues that Mr. Brower brought out.

Mr. Thurmond asked Mr. Magnussen directly whether he had no concern about fill related risk. Mr. Magnussen responded that is correct.

Mr. Thurmond asked Mr. Magnussen to characterize any risk of slide in this situation.

Mr. Magnussen said that with a setback zone there is a very low risk to anyone at the school.

Mr. Thurmond asked for clarification.

Mr. Magnussen spoke about the 50 foot setback requirement at the toe of the slide, which he believes has been maintained.

Mr. Savidge introduced Phil Gregory from Cal Engineering, the company that conducted a peer review. Mr. Gregory said that the lower pad has “very low risk associated with the landslide itself, and more specifically much lower risk as compared to the upper site when you look at the combination of the seismic stability of the building and the landslide on top of that.”

Mr. Medrano said he will vote for the lower pad but his concern from the very beginning is for the safety of the students in the present structure and he is worried that they have to remain in the building for the next eleven months.

Mr. Ramsey said he does not believe the current building is unsafe. He asked about the impact on the programs.

Mr. Fay spoke about the plan to pull some strategic buildings from the El Cerrito site.

Mr. Ramsey commented on the appearance of the lower pad campus.

Mr. Thurmond asked about a transition plan for the lower pad and the related pieces, such as Mira Visa.

Mr. Fay responded.

Mr. Thurmond said that he has supported rebuilding Portola at Castro and keeping the students together, but expressed concern over the length of time the students will remain in the Portola site and said that he still supports the Parent Choice Option because of the opportunity to move the students as quickly as possible. He made a substitute motion that the Board consider the Parent Choice Option.

The motion failed for lack of a second.

President Kronenberg said that this decision is predicated upon the information provided by the experts and she has confidence in their advice. She said that she is willing to pay the price of the timeline to keep the students together.

MOTION: Mr. Medrano moved approval of the Portola Middle School Temporary Relocation for Safety. Mr. Ramsey seconded. A roll call vote was taken. Mr. Medrano, Mr. Ramsey and President Kronenberg voted yes, Mr. Thurmond voted no, with no abstentions and Ms. Miles absent. Motion carried 3-1-0-1.

F.5 Resolution No. 53-0910, Level II and Level III Developer Fees, Public Hearing and Adoption of Resolution

Mr. Fay introduced Cheryl King of Schreder and Associates who authored the School Facilities Needs Analysis Report. Ms. King explained the methodology used and briefly discussed the qualifications for collecting Level II fees and the impact of Senate Bill 50 which shifted the responsibility for mitigating the impact of residential development to the district from the cities and counties.

President Kronenberg opened the public hearing.

Public Comment: Bob Glover expressed concerns with the needs analysis as currently drafted and provided a copy of a letter addressing his concerns to the Board.

Board Comment:

Mr. Fay introduced Attorney Lawrence Schoenke of Miller Brown and Dannis who said that he has reviewed Ms. King’s report and it has met all the requirements of the statute and is legally done and factually substantiated.

Mr. Ramsey asked what the \$.82 reduction was based on. Ms. King responded and commented on the formula used and the forms used and filed.

President Kronenberg closed the public hearing.

MOTION: Mr. Ramsey moved approval of Resolution No. 53-0910, Level II and Level III Developer Fees. Mr. Thurmond seconded. Mr. Medrano, Mr. Ramsey, Mr. Thurmond and President Kronenberg voted yes, with no abstentions and Ms. Miles absent. Motion carried 4-0-0-1.

G. DISCUSSION ITEMS

G.1 District Safety Initiatives

Mr. Greer spoke of the November 4 Safety Meeting at DeJean Middle School following the October 24 incident at Richmond High School. He said that since that time, great strides have been made in improving the delivery of safety to students. He identified and provided highlights of the changes that have occurred.

Public Comment: None

Board Comment:

President Kronenberg thanked Mr. Greer for the incredible amount of work done and said she is impressed by all of the efforts made.

G.2 Charter Facilities Assignments – Proposition 39 Preliminary Offers to Richmond College Prep Schools (RCPS) and Leadership Public Schools, Inc. (LPS)

Mr. Fay indicated that the preliminary offers to two charter school partners, Richmond College Prep and Leadership Public Schools, are to keep them in current locations for the 2010-11 school year.

Public Comment: None

Board Comment:

Mr. Medrano asked whether Leadership Public Schools is required to move when the multipurpose room at Nystrom is completed and the construction begins on the two story main building. Mr. Fay said that is correct.

Mr. Medrano asked if Leadership has funding for the eventual building of a new campus at the Gompers site.

Mr. Fay responded, indicating that is part of the proposed bond.

Mr. Medrano asked if it is possible to expedite the demolition of Gompers.

Mr. Fay responded.

G.3 Status Reports – Facilities Planning and Construction

MOTION: Mr. Ramsey moved to table Item G.3 due to the lateness of the hour. Mr. Medrano seconded. Mr. Medrano, Mr. Thurmond, Mr. Ramsey and President Kronenberg voted yes, with no abstentions and Ms. Miles absent. Motion carried 4-0-0-1.

H. UNFINISHED REQUESTS TO ADDRESS THE BOARD (continued from Item E)

I. COMMENTS OF THE BOARD OF EDUCATION AND SUPERINTENDENT

J. THE NEXT SCHEDULED BOARD OF EDUCATION MEETING

Lovonya DeJean Middle School – March 3, 2010

K. ADJOURNMENT

President Kronenberg adjourned the meeting at 12:01 AM.

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

BH:pr

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
1108 Bissell Avenue
Richmond, California 94801-3135
Office of Superintendent of Schools

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education

Meeting Date: March 3, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: CI C.1

Subject: Acceptance of Donations

Background Information: The District has received donations as summarized on the attached sheet dated March 3, 2010. The estimated values for any non-cash donations (as indicated by an asterisk) are those provided by the donor. Staff recommends acceptance of these donations.

Recommendation: Recommend Approval

Fiscal Impact: As noted per donations summary

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

ACCEPTANCE OF DONATIONS

<u>Donor Name</u>	<u>Description or Purpose</u>	<u>Estimated Value</u>	<u>Receiving School or Department</u>
Thomson Family Foundation		\$5,000.00	Academic Intervention/Bright Futures
	After School Programs with a Museum of Children's Art artist		
	*Jugs Jr. Pitching Machine	\$1,950.00	Athletics Program
Dan Sandri			
	*136 Leaf Reusable totes	\$202.64	Collins Elementary
Barnes & Nobles/Mr. Romero			
Wells Fargo Community Support Campaign/Ronald Yang	Supplies	\$401.80	El Cerriton High School
Alameda Contra Costa Youth Soccer League	Supplies	\$500.00	LaVonya DeJean Middle School
	*HP Photosmart All in One	\$100.00	Hercules Middle High School
Jenee Kakihara	Supplies	\$90.00	Hercules Middle High School
PG & E Corporation Foundation	Close Up Going to Washington	\$30.00	John F. Kennedy High School
Elizabeth R. Brown	Close Up Going to Washington	\$15.00	John F. Kennedy High School
Vera Lis	Funds for OT Equipment	\$500.00	Riverside Elementary
Philanthropic Ventures Foundation	*15 Cases of Paper	\$493.71	Stewart Elementary School
Errito City Club			

* Estimated values for non-cash donations are provided by the donor.

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
1108 Bissell Avenue
Richmond, California 94801-3135
Office of Superintendent of Schools

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education

Meeting Date: March 3, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: CI C.2

Subject: Approval of Fund-Raising Activities

Background Information: The planned fund-raising events for the 2009-10 school year are summarized on the attached sheet dated March 3, 2010.

Recommendation: Recommend Approval

Fiscal Impact: Additional revenue for schools

DISPOSITION BY BOARD OF EDUCATION		
Motion by: _____	Seconded by: _____	
Approved _____	Not Approved _____	Tabled _____

APPROVAL OF FUND-RAISERS

<u>School</u>	<u>Fund-Raising Activity</u>	<u>Activity Sponsor</u>
El Cerrito High School	Personalized Heart Shape Balloons	El Cerrito Juniors Class of 2011
El Cerrito High School	Talent Show	ECHS Class of 2012
El Cerrito High School	Loard's Night	ECHS Class of 2012
Hercules Middle High School	Benefit Concert	Music Program
Hercules Middle High School	Valentine Sales	HMHS 9 th Grade Class
Hercules Middle High School	Little Caesar Pizza Fundraiser	HMHS Save the Music Club
Hercules Middle High School	Donation Drive Charity Event	HMHS Students from Ms. Wojinski's Geography Class
Hercules Middle High School	Haiti Relief	HMHS Students
Kensington Elementary	Spell-a-Thon	Kensington Education Foundation
Kensington Elementary	Carnival	Kensington PTA & Dad's Club

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
1108 Bissell Avenue
Richmond, California 94801-3135
Office of Superintendent of Schools

ITEM REQUIRING ATTENTION----BOARD OF EDUCATION

To: Board of Education

Meeting Date: March 3, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: CI c.3

Subject: Contracted Services

Background Information: Permission is requested of the Board of Education to approve the following contracts for services as detailed on the attached sheets dated March 3, 2010.

Recommendation: Recommend Approval

Fiscal Impact: As noted per contracts summary

DISPOSITION BY BOARD OF EDUCATION		
Motion by: _____	Seconded by: _____	
Approved _____	Not Approved _____	Tabled _____

West Contra Costa Unified School District
 August 19, 2009 Board Meeting

CONTRACTED SERVICES

The following professional consultant services are recommended for approval. The law firms listed below have been selected as a result of the RFP process as directed by the Board of Education.

<u>DEPARTMENT</u>	<u>DATE OF SERVICE</u>	<u>CONSULTANT NAME</u>	<u>COST & FUNDING</u>	<u>PURPOSE</u>
Human Resources Special Education	7/1/09 Thru 6/30/10	Fagen Friedman & Fulfrost	\$425,000 General Legal	To provide miscellaneous legal services including general legal matters, general student matters, special education and collective bargaining. This will impact students and staff throughout the West Contra Costa Unified School District.
Business Services	7/1/09 Thru 6/30/10	Bertrand Fox & Elliot	\$10,000 General Legal	To provide miscellaneous legal services including tort claims, workers' compensation (serious and willful), contract issues, and student records. This will impact students and staff throughout the West Contra Costa Unified School District.
K-Adult	7/1/09 Thru 6/30/10	Lozano Smith	\$150,000 General Legal	To provide miscellaneous legal services including general legal matters, student discipline, and employee issues. This will impact students and staff throughout the West Contra Costa Unified School District.
* Business Services	7/1/09 Thru 6/30/10	Edrington Schirmer Murphy	\$10,000 General Legal	To provide miscellaneous legal services including tort claims, workers' compensation (serious and willful), contract issues, and student records. This will impact students and staff throughout the West Contra Costa Unified School District.
Operations	7/1/09 Thru 6/30/10	Miller Brown Dannis	\$255,000 General Legal Capital Facilities Bond Measures	To provide miscellaneous legal services including general legal matters, real property and construction matters, bond and facilities issues, and charter schools. This will impact students and staff throughout the West Contra Costa Unified School District.
Operations	7/1/09 Thru 6/30/10	Archer Norris	\$10,000 General Legal	To provide miscellaneous legal services including general legal matters, real property and construction matters. This will impact students and staff throughout the West Contra Costa Unified School District.
Bond	To be determined	Garcia Calderon	*	To provide legal services regarding bond issuance and refunding.
Bond	To be determined	Stradling Yocca Carlsen & Rauth	*	To provide legal services regarding bond issuance and refunding.

*Cost to be determined based upon future bond issuance.

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
1108 Bissell Avenue
Richmond, California 94801-3135
Office of Superintendent of Schools

ITEM REQUIRING ATTENTION----BOARD OF EDUCATION

To: Board of Education

Meeting Date: March 3, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: CI C.4

Subject: Notice of Completions: Bid E068180 Coronado Doors & Hardware Replacement,
J068110 Ford Demolition & Site Work, W068186 Fairmont Portable Classroom Utility
Installation

Background Information: A substantial Completion Notice has been received for:

Bid E068180, Bid J068110, Bid W068186.

Major construction projects are subject to acceptance by the governing board before a Notice of Completion can be processed, and final payment of the contract made. (BP 7470)

Staff recommends acceptance of the work completed by the following contractors:

NS Construction, E068180 Coronado Doors & Hardware Replacement
Bay Cities Paving & Grading, J068110 Ford Demolition & Site Work
WR Forde Associates, W068186 Fairmont Portable Classroom Utility Installation

Recommendation: Recommend approval of these notices of completions.

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO
NAME WEST CONTRA COSTA
UNIFIED SCHOOL DISTRICT
STREET
ADDRESS 1108 BISSELL AVENUE
CITY &
STATE RICHMOND, CALIF 94801

SPACE ABOVE THIS LINE FOR RECORDER'S USE

NOTICE OF COMPLETION

Notice pursuant to Civil Code Section 3093, must be filed within 10 days after completion. The completion of work is deemed to be the date of such acceptance by the Governing Board of the District (civil code 3086)

Notice is hereby given that:

1. The undersigned is owner of the property hereinafter described:
2. The full name of the owner is: Governing Board, West Contra Costa Unified School District.
3. The full address of the owner is: 1108 Bissell Avenue, Richmond, Calif. 94801.
4. A work of improvement on the property hereinafter described was completed and accepted on 03/03/10.
5. The work done was: Project E068180 Coronado Doors & Hardware Replacement
6. The name and address of the contractor for such work of improvement was NS Construction
Date of Contract: 08/20/09
7. The name of the Bonding Company that provided Surety for said contractor relative to work to be performed is: US Specialty Insurance Company
8. The property on which said work of improvement was completed is located within the West Contra Costa Unified School District, County of Contra Costa, State of California, and is described and located as follows: Coronado Elementary School 2001 Virginia Avenue, Richmond CA 94804.

Dated: March 3, 2010

Director, General Services
West Contra Costa USD

VERIFICATION

I, the undersigned, say: I am the Director, General Services the declarant of the foregoing notice of completion; I have read said notice of completion and know the contents thereof; the same is true of my own knowledge.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 3, 2010, at Richmond, California.

Director, General Services
West Contra Costa USD

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO
NAME WEST CONTRA COSTA
UNIFIED SCHOOL DISTRICT
STREET
ADDRESS 1108 BISSELL AVENUE
CITY &
STATE RICHMOND, CALIF 94801

SPACE ABOVE THIS LINE FOR RECORDER'S USE

NOTICE OF COMPLETION

Notice pursuant to Civil Code Section 3093, must be filed within 10 days after completion. The completion of work is deemed to be the date of such acceptance by the Governing Board of the District (civil code 3086)

Notice is hereby given that:

4. The undersigned is owner of the property hereinafter described:
5. The full name of the owner is: Governing Board, West Contra Costa Unified School District.
6. The full address of the owner is: 1108 Bissell Avenue, Richmond, Calif. 94801.
6. A work of improvement on the property hereinafter described was completed and accepted on 03/03/10.
7. The work done was: Project J068110 Ford Demolition & Site Work
7. The name and address of the contractor for such work of improvement was Bay Cites Paving & Grading 5029 Forni Drive Concord, CA 94520 Date of Contract: 01/29/09
7. The name of the Bonding Company that provided Surety for said contractor relative to work to be performed is: Safeco Insurance Co. of America
8. The property on which said work of improvement was completed is located within the West Contra Costa Unified School District, County of Contra Costa, State of California, and is described and located as follows: Ford Elementary School 2711 Maricopa Avenue Richmond, CA 94804.

Dated: March 3, 2010

Director, General Services
West Contra Costa USD

VERIFICATION

I, the undersigned, say: I am the Director, General Services the declarant of the foregoing notice of completion; I have read said notice of completion and know the contents thereof; the same is true of my own knowledge.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 3, 2010, at Richmond, California.

Director, General Services
West Contra Costa USD

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO
NAME WEST CONTRA COSTA
UNIFIED SCHOOL DISTRICT
STREET
ADDRESS 1108 BISSELL AVENUE
CITY &
STATE RICHMOND, CALIF 94801

SPACE ABOVE THIS LINE FOR RECORDER'S USE

NOTICE OF COMPLETION

Notice pursuant to Civil Code Section 3093, must be filed within 10 days after completion. The completion of work is deemed to be the date of such acceptance by the Governing Board of the District (civil code 3086)

Notice is hereby given that:

7. The undersigned is owner of the property hereinafter described:
8. The full name of the owner is: Governing Board, West Contra Costa Unified School District.
9. The full address of the owner is: 1108 Bissell Avenue, Richmond, Calif. 94801.
8. A work of improvement on the property hereinafter described was completed and accepted on 03/03/10.
9. The work done was: Project W068186 Fairmont Portable Classroom Utility Installation
8. The name and address of the contractor for such work of improvement was WR Forde Associates 984 Hensley Street, Richmond, CA 94801 Date of Contract: 07/14/09
7. The name of the Bonding Company that provided Surety for said contractor relative to work to be performed is: Travelers Casualty & Surety Company of America
8. The property on which said work of improvement was completed is located within the West Contra Costa Unified School District, County of Contra Costa, State of California, and is described and located as follows: Fairmont Elementary School 724 Kearney Street El Cerrito, CA 94530.

Dated: March 3, 2010

Director, General Services
West Contra Costa USD

VERIFICATION

I, the undersigned, say: I am the Director, General Services the declarant of the foregoing notice of completion; I have read said notice of completion and know the contents thereof; the same is true of my own knowledge.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 3, 2010, at Richmond, California.

Director, General Services
West Contra Costa USD

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
1108 Bissell Avenue
Richmond, California 94801-3135
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education

Date: March 3, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: CI C.5

Subject: Notification of Claims Rejected

Background Information: The District has received claims requesting compensation for personal injury. The District's risk management firm has investigated the claims and is requesting the School Board to ratify the authorized claim rejections.

Recommendation: Ratify the rejection of claims.

Fiscal Impact: Self-Insurance Program

DISPOSITION BY BOARD OF EDUCATION		
Motion by: _____	Seconded by: _____	
Approved _____	Not Approved _____	Tabled _____

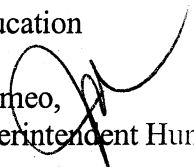
West Contra Costa Unified School District
March 3, 2010

2009-2010 CLAIMS REJECTED

<u>School or Department</u>	<u>Date of Occurrence</u>	<u>Claimant</u>	<u>Type of Loss</u>	<u>Disposition of Settlement</u>
Riverside Elementary School	8/26/09	District Student	Personal Injury	Rejected
Olinda School	12/11/09	District Student	Personal Injury	Rejected

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Jessica R. Romeo,  Assistant Superintendent Human Resources **Agenda Item:** CI C.6
Subject: Approval of School Calendar for 2010-2011

Background Information: All four labor groups (Local One, SSA, UTR and WCCAA) met and conferred about the school calendar. Attached is the proposed calendar for 2010-2011.

Recommendation: Recommend Approval

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____
Approved _____ Not Approved _____ Tabled _____

Wes Contra Costa district School Calendar
2010-2011

	MON	TUE	WED	THUR	FRI	SAT	SUN
AUG							1
	2	3	4	5	6	7	8
	9	10	11	12	13	14	15
	16	17	18	19	20	21	22
	Terrance Martin Day New Teacher Orientation 23	1st Day/Min 24	25	26	27	28	29
	30	31					

	MON	TUE	WED	THUR	FRI	SAT	SUN
SEP							
			1	2	3	4	5
	6	7	8	9	10	11	12
	13	14	15	BTS-E-Min 16	17	18	19
	20	21	22	BTS-M-Min 23	24	25	26
	27	28	29	BTS-H-Min 30			




	MON	TUE	WED	THUR	FRI	SAT	SUN
OCT							
					1	2	3
	4	5	6	7	8	9	10
	11	12	13	14	Non-Paid day 16	16	17
	18	19	20	21	22	23	24
	25	26	27	28	Min. K-8 END Q1 29	30	31

	MON	TUE	WED	THUR	FRI	SAT	SUN
NOV	Min E 1	Min E 2	Min E 3	Min E 4	Min E 5		
			End-Tri-M-1 10	11	12	13	14
	8	9	10	11	12	13	14
	15	16	17	18	19	20	21
	22	23	Min 24	25	26	27	28
	29	30					

	MON	TUE	WED	THUR	FRI	SAT	SUN
DEC			1	2	3	4	5
	6	7	8	9	10	11	12
	13	14	15	16	Min. 17	18	19
	20	21	Non-Paid day 22	23	24	25	26
	WINTER 27	REC 28	CESS 29	Non-Paid day 30	31		

	MON	TUE	WED	THUR	FRI	SAT	SUN
JAN						1	2
	3	4	5	6	7	8	9
	10	11	12	13	END Q2 - 14	15	16
	17	18	19	20	21	22	23
	24	25	26	27	28	29	30
	31						



Student Days Elem	Student Days Sec	Year total days	Tchr Wrk Days	Year total days
0			0	
4	4		4	
2	2		2	
6	6	6	6	6
0			0	
3	3		3	
4	4		4	
5	5		5	
5	5		5	
4	4		4	
21	21	27	21	27
1	1		1	
5	5		5	
4	4		4	
5	5		5	
5	5		5	
20	20	47	20	47
0			0	
5	5		5	
3	3		3	
5	5		5	
3	3		3	
2	2		2	
18	18	65	18	65
3	3		3	
5	5		5	
5	5		5	
0	0		0	
0	0		0	
13	13	78	13	78
0	0			
5	5		5	
5	5		5	
4	4		4	
5	5		5	
1	1		1	
20	20	98	20	98

 Holiday
 No School
 August 23 - Terence Martin Day

MIN Minimum Day
 BTS-E-Min Back to School Elementary
 BTS-M-Min Back to School Middle/Jr. High
 BTS-H-Min Back to School High School
 END Q End of Quarter
 END-TRI-M End of Trimester
 OH Open House

Wes Contra Costa district School Calendar
2010-2011

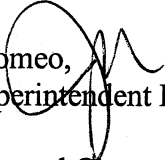
	MON	TUE	WED	THUR	FRI	SAT	SUN	Student Days	Student Day Sec	Year total days	Tchr work Days	Year total days
FEB		1	2	3	4	5	6	4	4		4	
	7	8	9	10	11	12	13	5	5		5	
	14	15	16	17	18	19	20	5	5		5	
	Presidents	22	not-paid day-23	not-paid day-24	not-paid day-25	26	27	0	0		0	
	28							1	1		1	
								15	15	113	15	113
MAR								0	0		0	
		1	2	3	End-Tri-M2-4	5	6	4	4		4	
	7	8	9	10	11	12	13	5	5		5	
	14	15	16	17	18	19	20	5	5		5	
	21	22	23	24	END Q3E S 25	26	27	5	5		5	
	Min. M-H 28	29	30	31				4	4		4	
								23	23	136	23	136
APR								0	0		0	
					1	2	3	1	1		1	
	4	5	6	7	8	9	10	5	5		5	
	11	12	13	14	15	16	17	5	5		5	
	SPR 18	ING 19	REC 20	CESS 21	18-20	23	24	0	0		0	
	25	26	27	28	29	30		5	5		5	
								16	16	152	16	152
MAY								0	0		0	
	2	3	4	5	6	7	8	5	5		5	
	9	10	11	OH-M Min 12	13	14	15	5	5		5	
	16	17	18	OH-H Min 19	20	21	22	5	5		5	
	23	24	25	OH-E Min 26	27	28	29	5	5		5	
	30	31						1	1		1	
								21	21	173	21	173
JUNE			1	2	3	4	5	3	3		3	
	6	7	8	Min. Last day 9	10	11	12	4	4		4	
	13	14	15	16	17	18	19	0	0		0	
	SS Start 20	21	22	23	24	15	26	0	0		0	
	27	28	29	30				0	0		0	
								0	0		0	
								7	7	180	7	180
JULY					1	2	3					
		5	6	7	8	9	10					
	11	12	13	14	LAST DAY SS ELEM 15	16	17					
	18	19	20	21	LAST DAY SS SEC 22	23	14					
	25	26	27	28	29	30	31					

 Holiday
 No School
 August 23 - Terence Martin Day

- MIN Minimum Day
- BTS-E-Min Back to School Elementary
- BTS-M-Min Back to School Middle/Jr. High
- BTS-H-Min Back to School High School
- END Q End of Quarter
- END-TRI-M End of Trimester
- OH Open House

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Jessica R. Romeo, 
Assistant Superintendent Human Resources **Agenda Item:** CI C/7
Subject: Routine Personnel Changes - Certificated

Background Information:

Routine personnel changes include actions to hire, promote, or terminate certificated employees in accord with appropriate laws, established policies and procedures.

Recommendation: For Information Only

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
March 3, 2010
FOR INFORMATION ONLY

CERTIFICATED BOARD CHANGES

TERMINATED/RETIRED

<u>FIRST NAME</u>	<u>LAST NAME</u>	<u>SITE</u>	<u>POSITION</u>	<u>STATUS</u>	<u>TERM DATE</u>
KIM	GLOSSON	TLC	NSH	TERMINATED	8/20/2009
LINDSAY	DAVIS	DE ANZA HIGH	ENGLISH	RESIGNED	12/19/2009
PERSIDA	SHELTON	CHAVEZ	80% 4TH SEI	RESIGNED	1/13/2010
MARCUS	WILLIAMS	DE JEAN	ADMIN. LEAVE	TERMINATED	1/16/2010
JEFF	LAWLER	DE ANZA HIGH	ENGLISH	RESIGNED	1/25/2010

NEW HIRE/RE HIRE/TRANSFER

JOSHUA	WANG	VERDE	K SEI	NEW HIRE	11/16/2009
EILEEN	KELLY	HIGHLAND	20% ELD	REHIRE	12/1/2009
ANEETA	NAYAR	LAKE	LEARNING CENTER SEI	NEW HIRE	12/3/2009
JOSE	RAMIREZ	KENNEDY HIGH	SPANISH SEI	NEW HIRE	1/20/2010
BENJAMIN	CISLOWSKI	DE ANZA HIGH	ENGLISH SEI	NEW HIRE	1/22/2010
ADAM	GRONKE	KENNEDY HIGH	ENGLISH SEI	NEW HIRE	1/22/2010
JULIAN	PONT	HELMS	SOCIAL SCI. SEI	NEW HIRE	2/22/2010
RICHARD	VOLBERG	HELMS	SCIENCE SIE	NEW HIRE	2/22/2010
MARTIN	KING	HELMS	SOCIAL SCI. SEI	NEW HIRE	2/22/2010
PRUDENCE	HOWES	HELMS	MATH SEI	NEW HIRE	2/22/2010
SARAH	MCGREEVY	HELMS	ENGLISH SEI	NEW HIRE	2/22/2010

RETURN FROM LEAVE

MARIE	CHAMBERS	PSC	SPEECH THERAPIST	RETURN FROM LEAVE	1/4/2010
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West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education

Meeting Date: March 3, 2010

From: Jessica R. Romeo,
Assistant Superintendent Human Resources

Agenda Item: CI C.8

Subject: Routine Personnel Changes – Classified

Background Information:

Routine personnel changes include actions to hire, promote, or terminate classified employees in accord with appropriate laws, established policies and procedures.

Recommendation: For Information Only

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____

Seconded by: _____

Approved _____

Not Approved _____

Tabled _____

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

March 3, 2010

FOR INFORMATION ONLY

Classified Personnel Changes

TERMINATIONS

BEACHAM, ELSIE URRELO	INST. ASST. SP. ED BILINGUAL	RETIREMENT	11/30/2009
BOONKEUT, GWAI KHAMPHAENG	PAINTER ASST.	RETIREMENT	11/30/2009
GALIN, JOSEPH G	SCHOOL LUNCH WORKER II	RETIREMENT	11/19/2009
BARKSDALE, SHERYL L	SCHOOL SECRETARY	RETIREMENT	11/2/09

RETURN FROM LAYOFF

CARLO, VICKI K.	TYPIST CLERK II	RETURN FROM LAYOFF	10/30/09
VANDERGRIFT, IVY MARIE	ATTENDANCE CLERK	REASSIGNMENT FROM LAYOFF	11/02/09

PROMOTIONS

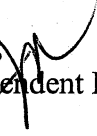
GANT, JAMES L	GENERAL WAREHOUSE SUPERVISOR	PROMOTION	11/12/09
JACKSON, ANDRE MENDOZA	HEAD CUSTODIAN ELEMENTARY	PROMOTION	11/2/09
MENDIZABAL, GERARDO	HEAD CUSTODIAN ELEMENTARY	PROMOTION	11/2/09
LOZA, ANGELA MARIE	LIBRARY MEDIA SPECIALIST	PROMOTION	11/17/09
HOWARD, EVE	BEHAVIORAL TECH	PROMOTION	11/23/09
MARSHALL, MIYON	BEHAVIORAL TECH	PROMOTION	11/2/09
HAXO, PAUL D.	LIBRARY MEDIA SPECIALIST	PROMOTION	11/19/09
MCMURRAY, JANET RUTH	REGISTRAR	PROMOTION	10/20/09
CAVNESS, DANIELLE M.	ASST BUYER	PROMOTION	10/19/09
GONZALEZ, FRANCES LORAIN	TYPIST CLERK III	PROMOTION	11/12/09
ALEXANDER, GENE M	SCHOOL SECRETARY I	PROMOTION	10/26/09
CANELO, JOVITA	TYPIST CLERK I BILINGUAL	PROMOTION	11/4/09

RETURNS FROM LEAVE

GILMORE, LEONARD COX	CUSTODIAN	RETURN FROM LEAVE	10/27/09
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West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Jessica R. Romeo, 
Assistant Superintendent Human Resources **Agenda Item:** CI C.9
Subject: Certificated Provisional Internship Permit (PIP) Request(s)

Background Information: The Provisional Internship Permit (PIP) was created in response to the phasing out of emergency permits and became effective on July 1, 2005. It allows an employing agency to hire an individual who has not yet met the subject matter competence requirement needed to enter an internship program. Prior to requesting a PIP, the employing agency must verify that a diligent search has been made, and a fully credentialed teacher cannot be found. The PIP is issued for one (1) year and is renewable one time only provided the teacher has taken all appropriate subject matter examinations, but has not yet passed those tests.

Recommendation: Recommend Approval

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

March 3, 2010

Action Taken

PIP

SITE

ASSIGNMENT

Brittany Adkins-Willimas

Helms

English

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Bill Fay **Agenda Item:** CI C.10
Associate Superintendent for Operations
Subject: Ratification and Approval of Engineering Services Contracts

Background Information:

Contracts have been initiated by staff using previously qualified consulting, engineering, architectural, or landscape architectural firms to assist in completion of the referenced projects. Many of the firms are already under contract and the staff-initiated work may be an extension of the firm's existing contract with the District. Public contracting laws have been followed in initially qualifying and selecting these professionals.

Recommendation: Ratify and approve contracts as noted.

Fiscal Impact: Total for this action: **\$309,485**. Funding sources as noted

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
FACILITIES PLANNING AND CONSTRUCTION**

ENGINEERING & ARCHITECTURAL SERVICES CONTRACTS

Project/Funding	Dates	Firm	Contract Cost	Reference
Surveillance Camera Systems: Richmond HS, Helms MS, Dover ES Measure J Bond	February 2010 thru May 2010	Maxut	Hourly not to exceed \$30,000.	Engineering consulting services to upgrade specified camera systems.
Pinole Valley High School Reconstruction Master Plan Measure J Bond	March 2010 thru June 2010	WLC Architects	\$126,360	Architectural planning services to update site master plan options.
DeAnza High School Reconstruction Main Campus Measure J Bond	February 2010 thru March 2010	Vanir Construction Management	\$17,125	Constructability review and backcheck prior to bid.
Ohlone Elementary School Reconstruction Measure J Bond	March 2010 thru August 2010	Powell and Partners Architects	\$26,000	Additional services for technology systems revisions.
Juan Crespi Jr. High School Roof Replacement & Repairs Emergency Repair Program	February 2010 thru November 2010	HY Architects	\$60,000	Architectural services including roofing consulting, structural, civil work.
State School Facilities Program Applications: Measure J Schools Measure J Bond	March 2010 thru September 2010	School Facility Consultants	Hourly, not to exceed \$50,000	Continue services to assist in preparation of state funding applications for remaining schools.

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801-3135
Office of Superintendent of Schools

ITEM REQUIRING ATTENTION --- BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Bill Fay **Agenda Item:** CI C.11
Associate Superintendent for Operations
Subject: Ratification and Approval of Negotiated Change Orders

Background information:

Staff is seeking ratification of Change Orders on the following current District construction projects: Kennedy HS Boiler Replacement, Multi-Site Playstructures, Kennedy HS Restroom Improvements, Crespi Building 400 Fire Reconstruction, Richmond HS New Bleacher & Field House. Change Orders are fully executed by the District upon signature by the Superintendent's designee. Board ratification is the final step required under state law in order to complete payment and contract adjustment.

Recommendation: Ratify negotiated Change Orders as noted.

Fiscal Impact: Total ratification and approval by this action: \$154,836.52

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

March 3, 2010 Change Order Ratification Summary

	Project	Company	Original Contract	Previously Approved CO's	Items Pending Board Action		Total CO's	CO Percent of Original Contract	Adjusted New Contract	Change Order Numbers
					CO's Pending Ratification	CO's Pending Approval				
1	Kennedy HS Boiler Replacement	ERA Construction	\$171,544.00	\$0.00	\$2,794.00	\$0.00	\$2,794.00	1.63%	\$174,338.00	1
2	Multi-Site Play Structures	Gold Spring Construction	\$1,481,889.00	\$9,272.40	\$9,383.14	\$0.00	\$18,655.54	1.26%	\$1,500,544.54	2
3	Kennedy HS Restroom Improvements	JDS Builders Group Inc	\$1,570,000.00	\$0.00	\$11,685.00	\$0.00	\$11,685.00	0.74%	\$1,581,685.00	1
4	Crespi Building 400 Fire Reconstruction	Bollo Construction Inc	\$3,080,850.00	\$40,502.43	\$15,288.38	\$0.00	\$55,790.81	1.81%	\$3,136,640.81	3
5	Richmond HS New Bleacher & Field House	West Bay Builders	\$5,556,000.00	\$216,414.84	\$115,686.00	\$0.00	\$332,100.84	5.98%	\$5,888,100.84	4

Pending Board Actions	Ratifications	\$154,836.52
	Approvals	\$0.00
	Total Board Action	\$154,836.52

Note: the proposed Board Action is to Ratify all Change Orders below ten percent (10%) of the Contract Value; the change order amounts pending Board Approval is the portion of the Change Order(s) above 10%.

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION----BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Bill Fay **Agenda Item:** CI C.12
Associate Superintendent for Operations
Subject: Citizens' Bond Oversight Committee (CBOC) Appointments: Niccore Tyler and Peter Murray

Background Information:

Niccore Tyler has been appointed by Board Member Tony Thurmond. The Pinole City Council, at their meeting of December 19th, appointed Mr. Peter Murray to serve as the Alternate to the CBOC.

In order to fill a vacant membership position required by Proposition 39, it is recommended that the Board change the status of Mr. Robert Studdiford from "Board of Trustees WCCUSD"—Board Member Ramsey appointee, to "Parent/Guardian & PTA" appointee. Mr. Studdiford is the parent of a student at El Cerrito High School and is the PTA President at the school. This action will ensure that the District's Citizen's Bond Oversight Committee has filed this important, statutorily-required position on the committee.

Recommendation: Approve appointments as noted.

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Bill Fay **Agenda Item:** CI C.13
Associate Superintendent for Operations
Subject: Richmond High School Surveillance Cameras Change Order

Background Information: The Richmond High surveillance camera system project is underway. It was designed with input from site administrators and Safety Resource Officers from the Richmond Police Department. Maxut Engineering completed plans and specifications which include full interior and exterior coverage. In addition, the web-based system components will allow for remote access and event monitoring by the District and Richmond Police. After a public bid process the Board awarded a contract for construction on November 4, 2009 to Walsh Electronic Systems. The project was bid with "HD" cameras. As a condition of the bid, the contractors were mandated to provide the cost of each camera, so that the district would receive full credit if there was an equipment change. This was a result of partnering with the Richmond Police Department technical staff responsible for the citywide deployment of surveillance systems. The process began prior to the contract award.

After numerous demonstrations, including on-site recording and viewing comparisons, it has been determined that a much higher resolution camera is required for the project in order to meet Richmond Police Department evidentiary requirements. This change has been reviewed by the Board's Facilities Subcommittee.

The District has received a quotation for the revised 3 megapixel cameras. The accounting is included below:

Base Bid	\$ 308,988.00
Allowance	\$ 30,000.00
Total Contract Award	\$ 338,988.00
3 meg camera change	\$ 208,186.00
Electrical change	\$ 12,126.00
Change Order #1	\$ 220,312.00
New Total project cost	\$ 559,300.00

Public Contract Code section 20118.4 states that a school district may, "authorize the contractor to proceed with performance of the change or alteration [to a contract] without the formality of securing bids, if the cost so agreed upon does not exceed the greater of: (a) The amount specified in Section 20111 . . . ; or (b) Ten percent of the original contract price." Public Contract Code section 20111 states that a school district is required to competitively bid any public works project with a contract value over \$15,000. However, California law provides that, "Where competitive proposals work an incongruity and are unavailing as affecting the final result or where they do not produce any advantage . . . the statute requiring competitive bidding does not apply" (*Hiller v. City of Los Angeles* (1961) 197 Cal.App.2d 685, 694), and that public entities need not comply with competitive bidding processes where to do so would be impractical or futile and would not serve the purposes of competitive bidding. (*Los Angeles Dredging Company v. City of Long Beach* (1930) 2 Cal. 348; *Graydon v. Pasadena Redevelopment Agency* (1980) 104 Cal.App.3d 631.).

District staff negotiated with the contractor and the manufacturer of the interface/equipment and received full credit for the initial equipment, and feels that the change order price is reasonable and an added project value. District staff believes that rebidding the work would result in waste and delay, which would be at the expense of the District and at the potential expense of public safety. Thus, rebidding will not produce an advantage to the District.

Recommendation: Adopt findings of futility and approve Change Order to Walsh Electronic Systems.

Fiscal Impact: Total for this action: \$220,312. Funded by the Measure J Bond.

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____

Seconded by: _____

Approved _____

Not Approved _____

Tabled _____

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION----BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Bill Fay **Agenda Item:** CI C.14
Associate Superintendent for Operations
Subject: Deteriorated Modular Classroom Buildings Disposal

Background Information: The District has nineteen modular classrooms, "portables," which need to be removed from sites which are a part of the construction program. These buildings have no value to the District because they are old, deteriorated and may have been installed without DSA approval, the original approvals cannot be located, or they may be DOH-approved portables which are no longer approved for student use. The market value of most of these buildings is minimal, though some companies have approached the District offering to purchase and remove certain buildings. In some cases sales of the structures are not possible due to age and condition. Staff recommends the donation or disposal to groups or charitable organizations and other public agencies willing to relocate these buildings off of the District's sites. To accomplish this, the Board must make the following findings: that the older modular buildings listed below are no longer suitable for use on the District's sites; that the Board would incur liability for student safety if these buildings continue to be used; that such buildings shall be disposed of in accordance with the requirements of the Education Code; that in most cases it would be futile for the Board to offer such buildings for public sale as their value is insufficient to defray the costs of arranging a sale, cost of salvage, disposal, or demolition; and therefore, that the Board authorizes staff to offer any appropriate buildings for public sale or donate any other such buildings to interested parties willing to relocate them off of District sites.

Modular Buildings covered by this action: El Cerrito High School -10 buildings; Portola site - 9 buildings.

Recommendation: Authorize staff to dispose of deteriorated portable buildings.

Fiscal Impact: Not known.

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION----BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Bill Fay **Agenda Item:** CI C.15
Associate Superintendent for Operations
Subject: Rejection of Government Code Claim from West Coast Contractors related to construction of Pinole Middle School New Gym and Classroom Building

Background Information: On January 21, 2010 the District received a Government Code Claim from West Coast Contractors ("West Coast") related to its work on the Pinole Middle School New Gym and Classroom Building. West Coast initially filed Change Order requests related to project delays which were rejected by the District. West Coast's claim alleges framing inefficiencies and framing delay expenses in the amount of \$127,910. In addition, West Coast claims \$548,437 for extended general conditions due to project delays. The District and its legal counsel have been engaged in conferences with West Coast regarding their claims. The District's legal counsel advises rejection of the claim within the statutory time limit of 45 days after its filing. This results in the shortest possible statute of limitations on West Coast's filing of a lawsuit in Superior Court.

Recommendation: Reject the Government Code Claim of West Coast Contractors dated January 21, 2010 related to the construction of Pinole Middle School New Gym and Classroom Building.

Fiscal Impact: Full fiscal impact not known.

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____
Approved _____ Not Approved _____ Tabled _____

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Wendell C. Greer **Agenda Item:** CI C.16
Associate Superintendent, K – Adult Operations
Subject: Resolution No. 75-0910: California Adult Education Week – March 8-12, 2010

Background Information:

The administration, teachers and students of the West Contra Costa Adult School are recognized for their efforts and accomplishments.

Recommendation: Recommend Approval

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

**West Contra Costa Unified School District
Resolution No. 75-0910**

**Adult Education Week
March 8-12, 2010**

WHEREAS, from March 8 through March 12, 2010, the State of California will observe Adult Education Week; and

WHEREAS, West Contra Costa Adult School serves the changing economic and cultural needs of a vigorous, expanding community and provides for the unique needs of individuals in a diverse population; and

WHEREAS, West Contra Costa Adult School provides instruction to those in our community who need English as a Second Language and citizenship courses; and

WHEREAS, West Contra Costa Adult School, recognizing that to break the cycle of illiteracy we must focus on educating parents, provides programs in Family and Adult Literacy; and

WHEREAS, West Contra Costa Adult School provides a way for adults to complete high school studies in their own time and pace; and

WHEREAS, West Contra Costa Adult School provides instruction for parents and families, ranging from pre-birth classes through a wide spectrum of parent education and family literacy courses; and

WHEREAS, West Contra Costa Adult School provides career and technical education reflective of economic and regional opportunities and health, fitness and safety training improving quality of life concerns; and

WHEREAS, West Contra Costa Adult School provides programs especially designed for our older adult and disabled population; and

NOW THEREFORE, BE IT RESOLVED, that the Governing Board of the West Contra Costa Unified School District does hereby proclaim the week of March 8-12, 2010, Adult Education Week, salutes the administration, teachers and students of the West Contra Costa Adult School and honors their efforts and accomplishments.

PASSED AND ADOPTED, by the Board of Education of the West Contra Costa Unified School District on the 3rd day of March 2010, by the following vote:

AYES _____ NOES _____ ABSENT _____ ABSTAIN _____

I HEREBY CERTIFY that the foregoing resolution was duly introduced, passed, and adopted by the Board of Education at a meeting held on March 3, 2010.

Madeline Kronenberg
President, Board of Education

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION----BOARD OF EDUCATION

To: Board of Education

Meeting Date: March 3, 2010

From: Bruce Harter, Superintendent

Agenda Item: CI C.17

Subject: Approval of Board Member to Attend Conference

Background Information:

Board Bylaw 9250 stipulates members of the Board shall be reimbursed for allowable expenses incurred in attending any meetings or in making any trips on official business of the school district when so authorized in advance by the Board of Education. (Education Code 35044).

Board member Antonio Medrano will attend the 35th Annual California Association for Bilingual Education (CABE) Conference to be held March 10-13, 2010 in San Jose.

Funds for Board travel and conference are budgeted and there is sufficient funding within that budget.

Recommendation:

That the Board authorize member Antonio Medrano to attend the CABE Conference.

Fiscal Impact: General Fund, approximately \$1,220.00.

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____

Seconded by: _____

Approved _____

Not Approved _____

Tabled _____

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
1108 Bissell Avenue
Richmond, California 94801-3135
Office of Superintendent of Schools

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Bruce Harter, Superintendent **Agenda Item:** CI C.18
Subject: 2010 CSBA Delegate Assembly Election Ballot

Background Information: The California School Boards Association (CSBA) is accepting nominations for its Delegate Assembly, Subregion 7-A (Contra Costa County), to serve a two-year term beginning April 1, 2010 to March 31, 2012.

The Board of Education is recommending the nomination of Antonio Medrano as representative from Subregion 7-A (Contra Costa County) for the CSBA 2010 Delegate Assembly.

Recommendation: Nominate Antonio Medrano as Subregion 7-A representative to the CSBA 2010 Delegate Assembly.

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

This complete, **ORIGINAL** Ballot must be **SIGNED** by the Superintendent or Board Clerk and returned in the enclosed envelope postmarked by the post office No Later Than **MONDAY, MARCH 15, 2010**. Only ONE Ballot per Board. Be sure to mark your vote "X" in the box.
A PARTIAL, UNSIGNED, PHOTOCOPIED, OR LATE BALLOT WILL NOT BE VALID.

OFFICIAL 2010 DELEGATE ASSEMBLY BALLOT
SUBREGION 7-A
(Contra Costa County)

Number of vacancies: 3 (Vote for no more than 3 candidates)

Delegates will serve two-year terms beginning April 1, 2010 – March 31, 2012

**denotes incumbent*

Antonio Medrano (West Contra Costa USD)

Kathi McLaughlin (Martinez USD)*

Raymond Valverde (Liberty Union HSD)*

William L. Wong (Pittsburg USD)

Provision for Write-in Candidate Name

School District

Provision for Write-in Candidate Name

School District

Provision for Write-in Candidate Name

School District

Signature of Superintendent or Board Clerk

TITLE

School District

See reverse side for a current list of all Delegates in your Region.



CSBA

2010 Delegate Assembly Biographical Sketch Form

Due: Thursday, January 7, 2010 (U.S. Postmark or fax – 916.669.3305 or 916.371.3407)

Please complete this **required**, one-page, single-sided, biographical sketch form. An optional, single-sided, one-page résumé may also be submitted, both will be copied exactly as received. Please **do not** state “See résumé” and please do not re-type this form. Any additional page(s) exceeding this one page, single-sided biographical sketch will **not** be accepted.

Name: <u>Antonio Medrano</u>	Region/Subregion: <u>7/A</u>
District or COE: <u>West Contra Costa Unified School District</u>	Years on board: <u>2</u> ADA: <u>29,937</u>
Contact Number: <u>510-223-0237</u>	E-mail: <u>amedrano3@sbcglobal.net</u>
Are you a continuing Delegate? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If yes, how long have you served as a Delegate? <u>N/A</u>	

Please describe your activities/involvement in CSBA and explain why you are interested in serving as a CSBA Delegate.

It is important that the CSBA Delegate Assembly have increased representation from large urban districts. I would welcome the opportunity to provide insight on the types of issues that arise in urban districts and to contribute to the formation of policies that reflect these issues, and in particular the concerns of the Latino community.

Please describe your activities/involvement or interests in your local district.

I have served as Committee Chairperson of the Citizens’ Bond Oversight Committee from 2004 through 2008, and member since 2002. Other committee membership includes: Strategic Planning Core Team, Community Engagement, Accountability Task Force and the Service Learning Committee. I am Chair of the Education Committee of the Concilio Latino of Contra Costa County and Vice President of the West Contra Costa County Public Education Fund.

Please describe any other education-related activities/involvement.

I am a retired teacher with 40 years of experience at the high school and community college level with a focus on ethnic studies, history, social studies and advanced placement of Spanish and Spanish literature. From 1993 to 1997 I was the National Chair of the Educator’s Network of Amnesty International with expertise in Mexico and Central America that included Human Rights Education.

Your signature indicates your consent to have your name placed on the ballot and to serve as a Delegate, if elected.

Signature: Antonio Medrano

Date: 6 Jan 2010

ANTONIO MEDRANO

406 Linda Drive • San Pablo, California 94806 • 510-223-0237 • amedrano3@sbcglobal.net

Education

- University of San Francisco, B.S. • Graduate: UCLA/USC, Dominican University

Previous Teaching Positions

- Marin Catholic High School, Daniel Murphy High School (L.A.), Dominican Order 1959-1967.
- Tamalpais High School, Mill Valley, 1967-1982. Spanish, History; Department Chair - Social Studies
- College of Marin 1967-1979: Part-time Faculty, Co-founder of Ethnic Studies.
- Wallenberg Traditional High School, S.F. U.S.D. 1983-1997; Department Chair of World Languages, Art and Music; District Chair of Advanced Placement Spanish/Literature.

Speaker's Bureau for Amnesty International-USA

- National Chair Educator's Network of Amnesty International 1993-1997. West Coast Chair 1993-2000.
- Areas of Expertise: Mexico, Central America, Labor issues, Human Rights Education, Native American rights in Mexico and U.S., Immigrant Rights.

Fact finding missions, delegations and commissions to Mexico and Central America (1980's-present)

- Honduras, El Salvador, Guatemala, Nicaragua and Mexico: Gathered information on human rights abuses for Americas Watch, Amnesty International-Mexico, Comision Estatal de Derechos Humanos de Puebla, Mexico, Queretaro, Chiapas, Morelos and Oaxaca. Comision Nacional de Derechos Humanos de Mexico.
- Human Rights Commissions of the Catholic Church in Mexico, Guatemala, El Salvador, Honduras.
- Voter observation delegations for elections in Mexico (5 delegations) into Chiapas, Oaxaca, Morelos.
- January of 2007 member of La Comision Civil Internacional de Observacion por los Derechos Humanos in Oaxaca City.
- Two week delegation into Oaxaca and Chiapas, February, 2008 for the CCIODH (Comision Civil Internacional por la Observacion de Derechos Humanos).

Workshops on Human Rights and Education

- Queretaro, Mexico D.F., Puebla for La Comision Nacional de Derechos Humanos and Amnestia Internacional de Mexico and the Coloquio Internacional de Educacion y los Derecho Humanos. (International Colloquium/Symposium on Education and Human Rights).
- Leadership team for Amnesty International- workshops/presentations for high schools, community organizations, school districts.
- Trainer of Trainers, Minneapolis, Amnesty International (1999, 2001)

Areas of Expertise: Labor History, Latin American History, Human Rights Education, Latino Issues in Education, Spanish for Spanish speaking students, Advanced Placement-History, Spanish, Literature and English, Immigrant Rights.

Past Member

- Marin County Teacher's Credit Union (1967-1982)
- San Francisco Teacher's Credit Union (1982-2007)
- Board of Directors, South West Voter Registration Drive, WCC-2003-2004
- Past president of AARP chapter of Pinole, CA
- Contra Costa Grand Jury, 2003-2004, Foreperson 2004-2005.
- West Contra Costa Unified School District: Strategic Planning Core Team, Community Engagement, Accountability Task Force, Service Learning Committee.
- Chair of the Citizen's Bond Oversight Committee, WCCUSD

Active Member

- Co-Chair of the Concilio Latino
- Vice president of the West Contra Costa Public Education Fund
- Retired Division of AFT/NEA, CTA/CFT, Local #61
- Chair of the Montalvin Redevelopment Advisory Committee
- Member of the Rosie The Riveter Trust
- School Site Council of Helms Middle School, San Pablo.
- Member of the Finance Advisory Committee of Metro 1 Credit Union
- Immigrant Task Force, CCC, Bay Area Immigrant Task Force
- 6th Annual "Narrowing the Gap" Educational Conference, Hispanic Chamber of Commerce and Diablo Valley College, Workshop, Nov. 3, 2007.
- Contra Costa Faith Works, Community Organizer, Tenant Rights, Richmond, CA

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education

Meeting Date: March 3, 2010

From: Steve Collins
SELPA Director

Agenda Item: D.1

Subject: Richmond Association of School Administrators (RASA) Award Winners.

Background Information:

Each year the Richmond Association of School Administrators acknowledges exemplary administrators and participates in the Association of California School Administrator (ACSA) Administrator of the Year awards.

RASA is a chapter of ACSA Region VI. The RASA Board selects candidates based upon nominations by West Contra Costa Unified School District (WCCUSD) administrators and individual accomplishments within the district. The individuals selected from WCCUSD move on to the ACSA Region VI competition.

Administrator of the Year awards for WCCUSD 2009-10 are:

Linda Cohen, Principal, Elementary School
Galen Murphy, Principal, Elementary School
Catherine VonHusen, Principal, Middle School
Linda Jackson, Central Office*
Nia Rashidchi, State Valuing Diversity Award*
Lyn Potter, Coordinator, State and Federal Programs
Tony Catrino, Classified Management
Ann Francisco, Confidential

*ACSA Region VI winners.

Recommendation:

For Recognition Only

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____

Seconded by: _____

Approved _____

Not Approved _____

Tabled _____

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Bruce Harter **Agenda Item:** F.1
Superintendent
Subject: 2010 Bond Program Schools

Background Information:

In December, the Board heard a report from Godbe Research regarding a potential bond measure that would assist the District in taking the next steps in completing the program of renovation and new construction in the West Contra Costa Unified School District. Based on the survey results, the community is supportive of expanding the program to include projects and schools that have not previously been part of the bond program. When the projects currently underway are completed, thirty-three of the District's schools will have been completely renovated or rebuilt with substantial improvements made to two additional schools.

Based on the results of the survey, the District conducted six community meetings in January and February that included more than 700 in attendance. At each meeting, District staff provided an overview of the bond program and sought input from the community members in attendance about the need to continue the bond program in additional schools.

The Board's Facilities Subcommittee met February 9 and took action to name thirteen additional schools for the next portion of the bond program. Those schools are specifically designated as the West Contra Costa Unified School District 2010 Bond Program schools.

Recommendation:

That the Board designate the schools for the 2010 Bond Program.

Fiscal Impact:

If approved by the voters, the 2010 Bond Program will bring \$380 million to WCCUSD.

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

West Contra Costa Unified School District

2010 Bond Program

Pinole Valley High School

Richmond High School

Kennedy High Renovations

Hercules Middle / High School Science & Classrooms

El Cerrito HS Track & Field

Leadership High @ Gompers

Coronado Elementary

Fairmont Elementary

Highland Elementary

Stege Elementary

Valley View Elementary

Wilson Elementary

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Bruce Harter **Agenda Item:** F.2
Superintendent
Subject: Resolution No. 76-0910: Resolution of the Board of Education of the West Contra Costa Unified School District Ordering a School Bond Election, and Authorizing Necessary Actions in Connection Therewith

Background Information:

The resolution before the Board calls an election within the District for the purpose of approving school bonds, to request the County Registrar of Voters to conduct the election on behalf of the District, and to authorize the preparation of election materials including ballot arguments and tax rate statement, to be included in the ballot pamphlet.

State law requires the Governing Board to order school district elections. The Contra Costa County Registrar of Voters will conduct the election on behalf of the District, including publishing all required notices. This resolution meets the statutory requirements for describing the projects to be funded with the proceeds of the bonds, which is included as Exhibit B to the resolution. A 75-word summary of the measure, as it will appear on the ballots, is also included in the resolution as Exhibit A. The resolution also contains a form of "tax rate statement", which must be included in the ballot pamphlet, describing the anticipated rates of tax throughout the life of the bond issue. The resolution also authorizes, but does not commit, the Board and individual members of the Board to prepare and sponsor a ballot argument in support of the bond measure. No more than five (5) persons may sign the ballot argument.

This election will be called under constitutional and statutory provisions that require fifty-five percent (55%) voter approval, and certain accountability requirements, including annual independent financial and performance audits of how funds are spent, and an extension of the Citizens' Bond oversight committee. Following adoption, the resolution (including the signed tax rate statement) must be delivered to the Registrar of Voters and the Board of Supervisors. State law requires that 2/3rd of a school board support the resolution calling an election requiring 55% voter approval. At least four (4) Board members must be present and vote "Yes" in order to call the election.

Recommendation: That the Board approve the resolution authorizing a bond election for June 8, 2010.

Fiscal Impact: The \$380 million bond will generate an estimated additional \$45 million in state funding.

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____
Approved _____ Not Approved _____ Tabled _____

RESOLUTION NO. 76-0910

RESOLUTION OF THE BOARD OF EDUCATION OF THE
WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
ORDERING AN ELECTION, AND ESTABLISHING
SPECIFICATIONS OF THE ELECTION ORDER

WHEREAS, the West Contra Costa Unified School District (the "District") wishes to keep our schools safe, drug-free and gang free by providing comparable learning communities throughout the District which are accessible to all students, including the physically disabled; and

WHEREAS, the District wishes to increase post-secondary opportunities for both college preparation and career education and technical job training programs to ensure that local students have the opportunity to learn valuable job skills and provide more students with rewarding, high paying jobs; and

WHEREAS, the District must ensure that local students learn in high quality classrooms, with access to computer technology, internet and networking systems; and

WHEREAS, upgrades and repairs to science labs, classrooms, learning centers, libraries restrooms, plumbing, and roofs are needed for the health and safety of students, as is removing lead paint and asbestos; and

WHEREAS, other schools must be replaced or repaired to meet newer seismic standards as well as new accessibility requirements; and

WHEREAS, the District has initiated stakeholder and community outreach efforts involving hundreds of stakeholders, to gather the opinions of parents, teachers, principals, staff, students and community members as to their assessment of the District's facility and safety upgrade needs; and

WHEREAS, notwithstanding concerted and ongoing efforts by the District to obtain sufficient facility money from the State of California (the "State"), the State has been unable to provide the District with enough money for the District to adequately maintain, construct, repair, and equip our schools to provide an effective learning environment for all students; and

WHEREAS, the District may qualify for significant State matching facility improvement money if it were able to contribute to the cost of upgrading its schools and constructing new classrooms; and

WHEREAS, the Board determines that it is necessary to seek additional facility funding to both repair and upgrade District schools and qualify for additional State money; and

WHEREAS, as the Board identifies critical need school improvements to be funded with a local general obligation bond, the Board expects to incorporate into each such project, regardless of whether it is a new construction or a repair and upgrade project, Collaborative for High Performance Schools ("CHPS") and/or Leadership in Energy and Environmental Design ("LEED") sustainability design guidelines and criteria to the extent feasible, such as:

- a. improve student performance, through measures such as daylighting, use of non toxic-emitting materials and sound insulation or isolation to minimize noise and enhance acoustical quality in the classroom; and
- b. minimize both operating costs through energy and water efficiency, as well as the impact of District operations on the environment.

WHEREAS, these energy efficiency projects will reduce the ongoing expenses to the District's budget, allowing more funds to be invested in classroom instruction; and

WHEREAS, Proposition 46, approved by the voters of the State on June 3, 1986 ("Proposition 46"), amended Section 1(b) of Article XIII A of the California Constitution by adding a provision which exempts from the 1% of full cash value limitation, those ad valorem taxes used to pay for debt service of any bonded indebtedness for the acquisition or improvement of real property approved on or after July 1, 1978, by two-thirds of the votes cast by voters voting on the proposition; and

WHEREAS, on November 7, 2000 the voters of California approved the Smaller Classes, Safer Schools and Financial Accountability Act ("Proposition 39") which, as of its effective date, reduced the voter threshold for ad valorem tax levies used to pay for debt service or bonded indebtedness to 55% of the votes cast on a school district general obligation bond; and

WHEREAS, concurrent with the passage of Proposition 39, Chapter 1.5, Part 10, Division 1, Title 1 (commencing with Section 15264) of the Education Code (the "Act") became operative and established requirements associated with the implementation of Proposition 39; and

WHEREAS, the Board desires to make certain findings herein to be applicable to this election order and to establish certain performance audits, standards of financial accountability and citizen oversight which are contained in Proposition 39 and the Act; and

WHEREAS, the Board hereby determines, in accordance with Opinion No. 04-110 of the Attorney General of the State of California, that the restrictions in Proposition 39 which prohibit any bond money from being wasted or used for administrative salaries or other operating expenses of the District shall be strictly monitored by the Citizens' Oversight Committee; and

WHEREAS, pursuant to Education Code Section 15270, based upon a projection of assessed property valuation, the Board has determined that, if approved by voters, the tax rate levied to meet the debt service requirements of the bonds proposed to be issued will not exceed the Proposition 39 limits per year per \$100,000 of assessed valuation of taxable property; and

WHEREAS, Section 9400 *et seq.* of the Elections Code of the State of California (the "Elections Code") requires that a tax rate statement be contained in all official materials, including any ballot pamphlet prepared, sponsored or distributed by the District, relating to the election; and

WHEREAS, the Board now desires to authorize the filing of a ballot argument in favor of the proposition to be submitted to the voters at the election; and

WHEREAS, pursuant to the California Elections Code, it is appropriate for the Board to request consolidation of the election with any and all other elections to be held on Tuesday, June 8,

2010, and to request that the Contra Costa County Registrar of Voters perform certain election services for the District;

NOW THEREFORE, THE BOARD OF EDUCATION OF THE WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the Board, pursuant to Education Code Sections 15100 *et seq.*, 15264 *et seq.*, and Government Code Section 53506, hereby requests the Contra Costa County Registrar of Voters to conduct an election under the provisions of Proposition 39 and the Act and submit to the electors of the District the question of whether bonds of the District in the aggregate principal amount not to exceed \$380 million (the "Bonds") shall be issued and sold for the purpose of raising money for the purposes described in Exhibits "A" and "B" hereto. Both exhibits are directed to be printed in the voter pamphlet.

Section 2. That the date of the election shall be June 8, 2010.

Section 3. That the purpose of the election shall be for the voters in the District to vote on a proposition, a copy of which is attached hereto and marked Exhibit "A" and incorporated by reference herein, containing the question of whether the District shall issue the Bonds to pay for improvements to the extent permitted by such proposition. In compliance with Proposition 39 and the Act, the ballot proposition in Exhibit "A" is subject to the following requirements and determinations:

(a) the proceeds of the sale of the Bonds shall only be used for the purposes set forth in the ballot measure and not for any other purpose, including teacher and administrator salaries and other operating expenses;

(b) that the Board, in establishing the projects set forth in Exhibit "B," evaluated the safety, enrollment trends, capacity, class size reduction and information technology needs of the District as well as the importance of the projects to student achievement and enhanced instruction;

(c) that the Board will prepare an annual, independent performance audit to ensure that the Bond moneys get expended for the projects identified in Exhibit "B" hereto;

(d) that the Board will prepare an annual, independent financial audit of the proceeds from the sale of Bonds to be conducted until all of the Bond proceeds have been expended;

(e) that the Board will appoint a Citizens' Oversight Committee or reappoint an existing committee in compliance with Education Code Section 15278 no later than 60 days after the Board enters the election results in its minutes pursuant to Elections Code Section 15274; and

(f) that the tax levy authorized to secure the Bonds of this election shall not exceed the Proposition 39 limit per \$100,000 of taxable property in the District when assessed valuation is projected by the District to increase in accordance with Article XIII A of the California Constitution.

Section 4. That the authority for ordering the election is contained in Education Code Sections 15100 *et seq.*, 15264 *et seq.*, and Government Code Section 53506.

Section 5. That the authority for the specifications of this election order is contained in Sections 5322 of the Education Code.

Section 6. That the Contra Costa County Registrar of Voters and the Contra Costa County Board of Supervisors are hereby requested to consolidate the election ordered hereby with any and all other elections to be held on June 8, 2010 within the District.

Section 7. That the Secretary of the Board is hereby directed to send a certified copy of this Resolution to the Contra Costa County Registrar of Voters no later than March 11, 2010.

Section 8. That the maturity of any Bonds issued pursuant to Section 15264 *et seq.* of the Education Code hereto shall have a maturity not exceeding twenty-five (25) years, and Bonds issued pursuant to Section 53506 of the Government Code shall have a maturity of not exceeding forty (40) years. The maximum rate of interest on any Bond shall not exceed the maximum rate allowed by Education Code Sections 15140 to 15143, as modified by Government Code Section 53531.

Section 9. That the Board requests the governing body of any such other political subdivision, or any officer otherwise authorized by law, to partially or completely consolidate such election and to further provide that the canvass be made by any body or official authorized by law to canvass the returns of the election, and that the Board consents to such consolidation. Further, the District's Superintendent, or designee, is hereby authorized and directed to make any changes to the full text of the measure, or to the abbreviated form of the measure, as may be convenient or necessary to comply with the intent of this Resolution, the requirements of Contra Costa County election officials, and requirements of law.

Section 10. Pursuant to Section 5303 of the Education Code and Section 10002 of the Elections Code, the Board of Supervisors of Contra Costa County is requested to permit the Registrar of Voters to render all services specified by Section 10418 of the Elections Code relating to the election, for which services the District agrees to reimburse Contra Costa County, such services to include the printing of the Full Text Ballot Proposition in the voter pamphlet, the publication of a Formal Notice of School Bond Election and the mailing of the sample ballot and tax rate statement (described in Section 9401 of the Elections Code) pursuant to the terms of Section 5363 of the Education Code and Section 12112 of the Elections Code.

ADOPTED, SIGNED AND APPROVED this 3rd day of March, 2010.

BOARD OF EDUCATION OF THE WEST CONTRA
COSTA UNIFIED SCHOOL DISTRICT

By _____
President, Madeline Kronenberg

Attest:

Secretary, Bruce Harter

STATE OF CALIFORNIA)
)
CONTRA COSTA COUNTY)

I, _____, do hereby certify that the foregoing is a true and correct copy of Resolution No. _____, which was duly adopted by the Board of Education of the West Contra Costa Unified School District at meeting thereof held on the 3rd day of March, 2010, and that it was so adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

By _____
Secretary, Bruce Harter

EXHIBIT A

“WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT STUDENT SAFETY/CLASSROOM REPAIR MEASURE. To make schools safe, complete essential health/safety repairs, qualify for State matching grants, shall West Contra Costa Unified School District upgrade schools for earthquake safety/handicap accessibility, remove asbestos, upgrade restrooms, vocational classrooms/technology/energy systems to reduce costs, install lighting and security systems, acquire, repair, construct, equipment/sites/facilities, by issuing \$380,000,000 in bonds within legal rates and bonding capacity limits with independent audits, citizen oversight, and no money for administrators’ salaries?”

Bonds - Yes

Bonds – No

EXHIBIT B

FULL TEXT BALLOT PROPOSITION OF THE WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT BOND MEASURE ELECTION JUNE 8, 2010

“WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT STUDENT SAFETY/CLASSROOM REPAIR MEASURE. To make schools safe, complete essential health/safety repairs, qualify for State matching grants, shall West Contra Costa Unified School District upgrade schools for earthquake safety/handicap accessibility, remove asbestos, upgrade restrooms, vocational classrooms/technology/energy systems to reduce costs, install lighting and security systems, acquire, repair, construct, equipment/sites/facilities, by issuing \$380,000,000 in bonds within legal rates and bonding capacity limits with independent audits, citizen oversight, and no money for administrators’ salaries?”

PRIORITY SCHOOL PROJECTS LIST

The Board of Education of the West Contra Costa Unified School District certifies that it evaluated the District’s urgent and critical school needs, including school and student safety issues, enrollment trends, class size, overcrowding, energy efficiency and computer technology, seismic safety requirements, and aging, outdated or deteriorating school buildings in developing the scope of projects to be funded, as outlined in the West Contra Costa Unified School District 2010 Bond Program approved by the Board of Education on March 3, 2010, and incorporated herein. In developing the scope of projects, parents, teachers, staff, students and community members have prioritized the key health and safety and sustainability needs so that the most critical school site needs are addressed. The Board conducted a thorough evaluation at all school sites and received public input and review in developing the scope of school projects to be funded, as listed in the 2010 Bond Program. This input concluded that if these needs were not addressed now, the problem would only get worse and more expensive to address in the future. **In approving this Priority School Projects List, the Board of Education determines that:**

- **All students should have access to comparable academic and extracurricular facilities.**
- **Retaining and attracting excellent teachers is a critical element of our facility plans.**
- **All of its schools should be safe learning environments, free from gang or drug influence.**
- **The improvement of school facilities should help the local economy by creating construction jobs for local businesses.**
- **In repairing aging school buildings and classrooms, priority shall be given to basic repairs, such as replacing outdated plumbing, piping, electrical and sewer systems.**
- **All schools should have energy efficient lighting, heating and ventilation systems that conserve electricity and save on costly utility bills.**
- **All energy efficiency cost savings should be redirected to the classrooms and schools.**
- **Out-of-date schools increase the potential for student violence and make it difficult to evacuate schools quickly during an emergency.**

- **High schools must increase the opportunities for vocational and career tech education such as technology skills training, so that students who do not go to college have the opportunity to learn valuable job skills and get good-paying jobs when they graduate high school.**
- **Since students need physical education programs to stay away from gangs/drugs, focus and perform well in school, the District should fund essential projects necessary for physical education programs important for student health and academic performance.**
- **Eligibility for State matching grants is vital to the success of our school construction plans.**
- **Upgrading computer technology and energy efficiency is necessary at every school.**
- **All bond money must be spent entirely in the District with no money for administrators' salaries and no money shall be transferred to the State.**

The 2010 Bond Program is on file at the District Superintendent's Office and includes the following types of projects:

School Renovation, Repair and Upgrade Projects

Goal and Purpose: Schools will benefit from the renovation, repair and upgrade of deteriorating, outdated school buildings, science labs, classrooms, computer learning centers and school libraries and equipment, to ensure compliance with handicap accessibility requirements and that students and teachers have the resources they need to excel and students be prepared for college and the real world when they graduate:

- Repair, upgrade and replace worn-out leaking roofs.
- Replace existing wiring systems to meet current electrical and accessibility codes.
- Additional electrical service capacity to relieve currently overloaded electrical systems.
- Replace existing water, sewer, plumbing and storm drain systems to meet current codes, including the elimination of lead-containing fixtures.
- Upgrade aging and deteriorating school restrooms.
- Replace older ceilings, heating, ventilation, air conditioning and lighting systems with building code compliant, energy efficient systems.
- Install code-compliant ventilating systems in restrooms.
- Provide improved, upgraded computer labs.
- Upgrade and equip classrooms, science labs, multipurpose rooms, physical education facilities, kitchens, auditoriums, libraries, arts and music rooms, childcare, preschool, adult education and educational support spaces.
- Classroom interiors will receive new paint, carpet/vinyl tile/asbestos abatement, white markerboards, tackable surfaces, storage-for instructional materials and equipment.
- Federal and State-mandated Americans with Disabilities Act (ADA) accessibility upgrades including site access, parking, staff and student restrooms, relocation of some existing electrical devices, drinking fountains, playground equipment, etc.

- Replace old, portable classrooms.
- Repair aging schools.

School Health, Safety and Security, Earthquake Safety and Energy Efficiency School Projects

Goal and Purpose: To ensure that the learning process is not interrupted by gangs and drugs or juvenile crime, to maintain healthy students and improve daily attendance, to help attract and retain excellent teachers, and to deter vandalism, schools and school sites will benefit from a variety of health and safety projects, such as:

- Install new security systems, such as security (surveillance) cameras, outdoor lighting, fencing, gates and classroom door locks.
- Remove or abate asbestos, lead paint, mold and hazardous materials.
- Upgrade emergency communication systems.
- Fire alarm systems upgraded to automatic systems, repair fire safety equipment, add sprinklers and fire safety doors.
- Upgrades to schools to meet handicap accessibility requirements.
- Acquire and install a card access system.
- Inspect for/repair gas pipe leaks.
- Replace/upgrade existing signage, bells and clocks.
- Install/replace/upgrade security fencing, cameras and exterior lighting, and establish a standard of complete fencing in good repair at all schools.
- Replace/upgrade existing security and irrigation systems.
- Install energy efficient systems, including solar panels, energy efficient heating, ventilation and cooling systems for cost savings and energy efficiency.
- Replace existing window systems with energy efficient systems.
- Upgrade site playground equipment replacement to meet current safety standards.
- Relocate or improve student drop-off areas for safety, including a separate area for buses.
- Inspect and improve play area fields for safety and drainage.
- Replace existing doors, doorframes and ceilings.
- Add emergency exits for faster evacuation in an emergency.
- Upgrade school site parking, utilities and grounds.
- Repair termite damage to structures and doors/doorframes.
- Strengthen and repair schools and classrooms vulnerable to serious damage in a major earthquake, as required by State law.

**District-Wide Wiring and Instructional Technology
For Effective Learning Environment and Job Training Projects**

Goal and Purpose: To upgrade computer technology, improve both current instruction methods and to expand job training programs by applying modern technology infrastructure:

- Provide and maintain upgraded technology, data and communication equipment.
- Upgrade and expand wireless systems, telecommunications, Internet and network connections.
- Upgrade and replace computers, hardware and software systems.
- Upgrade and replace classroom furniture, equipment and instructional aids.
- Upgrade media and audio/visual equipment.
- Expand bandwidth to allow student greater access to the Internet.
- Install up-to-date learning technology and equipment used in job training programs.

**New Construction Education Enhancement/Class Size
Reduction Projects at School Sites**

Goal and Purpose: To ensure that all students have access to comparable schools throughout the District, some schools would benefit from the construction and expansion of additional earthquake and accessibility code compliant facilities, such as:

- Multi-Purpose rooms, including the cafeteria, serving kitchen, staff and student bathrooms, storage, educational support spaces, and classrooms.
- New classrooms/classroom buildings, which will reduce dependency on portable classrooms.
- Lunch shelters, playground equipment and playground storage for outdoor activities.
- ADA accessibility upgrades as mandated by the Division of the State Architect (DSA).
- Additional electrical service capacity.
- Additional staff and student restrooms.
- Additional staff, visitor and student parking/drop-off areas.

Listed building, repair and rehabilitation projects and upgrades will be completed as needed. Each project is assumed to include its share of furniture, equipment, architectural, engineering, and similar planning costs, program/project management, staff training expenses and a customary contingency for unforeseen design and construction costs. In addition to the listed repair and construction projects stated above, the Priority School Project Lists and the 2010 Bond Program also include the acquisition of a variety of instructional, maintenance and operational equipment, including the reduction or retirement of outstanding lease or capital facility note obligations including interim funding incurred to advance fund projects from the Priority School Projects List, or the reimbursement of the District for such reduction, as well as reimbursement for the costs of selling certain prior Measure M, D and J bonds, the construction of new schools, if necessary to serve students, the acquisition of land, the construction or remodeling of administrative support spaces,

installation of signage and fencing, the payment of the costs of preparation of all facility planning, facility assessment reviews, facility master plan updates, environmental studies (including environmental investigation, remediation and monitoring) and construction documentation, gymnasium upgrades, temporary housing of dislocated District activities caused by bond projects and the completion of projects authorized under the District's Measure M, Measure D, and Measure J projects, previously approved by the voters. The upgrading of technology infrastructure includes, but is not limited to, computers, LCD projectors, portable interface devices, servers, switches, routers, modules, sound projection, card access systems, laser printers, digital white boards, document projectors, upgraded voice-over IP, call manager and network security/firewall, and other miscellaneous equipment and software. In addition to the projects listed above, the repair and renovation of each of the existing school facilities may include, but not be limited to, some or all of the following: renovation of student and staff restrooms; repair and replacement of heating, air conditioning and ventilation systems; upgrade of facilities for energy efficiencies and to reduce fire risks; repair and replacement of worn-out and leaky roofs, windows, walls doors and drinking fountains; installation wiring and electrical systems to safely accommodate computers, technology and other electrical devices and needs; repair and replacement of fire alarms, emergency communications and security systems; resurfacing or replacing of hard courts, turf and irrigation systems and campus landscaping; build/renovate new gymnasiums, pools and high school stadiums; upgrade or replace inadequate libraries, multi-purpose rooms and kitchens; upgrade locker rooms; install lunch shelters, artificial turf, and bleachers; improve sanitation and recycling; expand parking; build new stadium; install interior and exterior painting and floor covering; replacement of portable classrooms; installation of covered walkways or shelters; addition of administrative support spaces; upgrade school site kitchens; repair rubberized play apparatus surfaces; demolition; and construction of various forms of storage and support spaces; upgrade classrooms; repair, upgrade and install interior and exterior lighting systems; replace water and sewer lines and other plumbing systems; and replace outdated security fences and security systems. The allocation of bond proceeds will be affected by the District's receipt of State matching funds and the final costs of each project. In the absence of State matching funds, which the District will aggressively pursue to reduce the District's share of the costs of the projects, the District will not be able to complete some of the projects listed above. Some projects may be undertaken as joint use projects in cooperation with other local public or non-profit agencies. Possible joint-use projects could include any of the following at various school sites: libraries, gymnasiums, athletic facilities, daycare centers, preschools and career technology centers. The budget for each project is an estimate and may be affected by factors beyond the District's control. The final cost of each project will be determined as plans are finalized, construction bids are awarded and projects are completed. Based on the final costs of each project, certain projects described above may be delayed or may not be completed. Demolition of existing facilities and reconstruction of facilities scheduled for repair and upgrade may occur, if the Board determines that such an approach would be more cost-effective in creating more enhanced and operationally efficient campuses. Necessary site preparation/restoration may occur in connection with new construction, renovation or remodeling, or installation or removal of relocatable classrooms, including ingress and egress, removing, replacing or installing irrigation, storm drain, and utility lines, trees and landscaping, relocating fire access roads, and acquiring any necessary easements, licenses, or rights of way to the property. Proceeds of the bonds may be used to pay or reimburse the District for the cost of District staff when performing work on or necessary and incidental to bond projects. Bond proceeds shall only be expended for the specific purposes identified herein. In order to fund the projects and prior to the issuance of any bonds authorized by this Measure, the District may seek a waiver from the State Board of Education of the applicable bonding limit requirements of Section 15106 of the Education Code. The District shall create an

account into which proceeds of the bonds shall be deposited and comply with the reporting requirements of Government Code § 53410.

NO ADMINISTRATOR SALARIES. PROCEEDS FROM THE SALE OF THE BONDS AUTHORIZED BY THIS PROPOSITION SHALL BE USED ONLY FOR THE ACQUISITION, CONSTRUCTION, RECONSTRUCTION, REHABILITATION, OR REPLACEMENT OF SCHOOL FACILITIES, INCLUDING THE FURNISHING AND EQUIPPING OF SCHOOL FACILITIES, AND NOT FOR ANY OTHER PURPOSE, INCLUDING TEACHER AND SCHOOL ADMINISTRATOR SALARIES AND OTHER OPERATING EXPENSES.

FISCAL ACCOUNTABILITY. THE EXPENDITURE OF BOND MONEY ON THESE PROJECTS IS SUBJECT TO STRINGENT FINANCIAL ACCOUNTABILITY REQUIREMENTS. BY LAW, PERFORMANCE AND FINANCIAL AUDITS WILL BE PERFORMED ANNUALLY, AND ALL BOND EXPENDITURES WILL BE MONITORED BY AN INDEPENDENT CITIZENS' OVERSIGHT COMMITTEE (EDUCATION CODE SECTION 15278 ET SEQ.) TO ENSURE THAT FUNDS ARE SPENT AS PROMISED AND SPECIFIED. THE CITIZENS' OVERSIGHT COMMITTEE MUST INCLUDE, AMONG OTHERS, REPRESENTATION OF A BONA FIDE TAXPAYERS ASSOCIATION, A BUSINESS ORGANIZATION AND A SENIOR CITIZENS ORGANIZATION. NO DISTRICT EMPLOYEES OR VENDORS ARE ALLOWED TO SERVE ON THE CITIZENS' OVERSIGHT COMMITTEE.

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
1108 Bissell Avenue
Richmond, California 94801-3135
Office of Superintendent of Schools

ITEM REQUIRING ATTENTION----BOARD OF EDUCATION

To: Board of Education

Meeting Date: March 3, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: F.3

Subject: Second Interim Report, 2009-10 / Financial Update

Background Information: Attached is a summary of the District's Second Interim Report for 2009-10, which covers the financial and budgetary status of the District for the period ended January 31, 2010. The entire report, including state forms, is provided under separate cover and on the District's website at www.wccusd.net.

Education Code Section 42130 requires school districts to prepare interim financial reports each year. The First Interim Report covers the period ending October 31; the Second Interim Report covers the period ending January 31. These financial reports are subject to standards and criteria adopted by the State Board of Education to monitor the fiscal stability of local educational agencies.

The District shall certify whether it is able to meet its financial obligations for the current fiscal year and, based on current forecasts, for the two subsequent fiscal years. A positive certification shall be assigned when a district will meet its financial obligations for the current fiscal year and subsequent two fiscal years. A qualified certification shall be assigned when a district may not meet its financial obligations for the current fiscal year and subsequent two fiscal years. A negative certification shall be assigned when a district will be unable to meet its financial obligations for the remainder of the fiscal year.

The District will meet its financial obligations for the current year. However, due to the Governor's proposed State budget, the District anticipates it may not meet its financial obligations for the subsequent two fiscal years. Therefore, staff recommends approval of the Second Interim Report with a Qualified Certification.

Recommendation: Recommend approval of the Second Interim Report for 2009-10

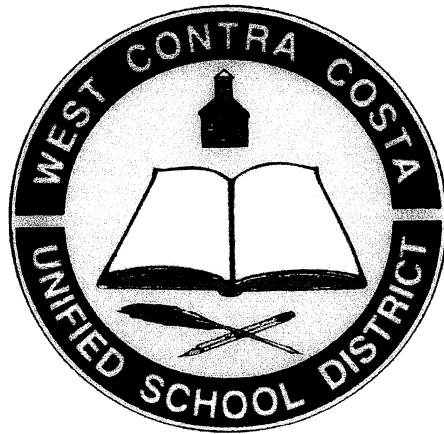
Fiscal Impact: Qualified Budget Certification

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

**West Contra Costa
Unified School District**



**2009-10
Executive Summary
Second Interim Report
March 3, 2010**

West Contra Costa Unified School District 2009-10 Second Interim Report

Introduction

Since the adoption of the 2009-10 budget the State and National economy has driven funding even further downward causing an unprecedented loss in revenue for California Schools.

The State has exercised numerous “accounting” changes, including cash deferrals, booking funds back and forth between two fiscal years, categorical flexibility and more. All the while school districts, including West Contra Costa Unified, are left struggling to make ends meet by cutting programs and services, increasing class sizes, cutting salary and benefits for employees and simply trying to balance a budget that has larger and larger deficits.

The district has addressed many of the cost saving measures pointed out through numerous fiscal reports and studies. Through the collective bargaining process contract modifications are now in place to control benefit costs and change staffing in order to accomplish budget savings. School and facility closures have occurred and there is a three year plan adopted by the Board to address school facility consolidation. In addition, the Board has adopted flexibility options including modified K-3 Class size reduction and categorical flexibility. In spite of all this, the district still faces a deficit because of the State economic crisis.

As a District, we must close the deficit in order to remain financially viable, and that means we are faced with even more tough decisions that will affect the students and employees of the District. Simply put, if we do not close the deficit as we approach 2011-12, funding will run out. While we are hopeful that an economic upturn will result in more funding, we must still provide a balanced budget and assurance that there is cash to pay for the services we provide.

Financial Report Information

The Executive Summary includes an overview of the financial data reported in the SACS (Standardized Account Code) Second Interim Report. It is provided to assist the reader in understanding the information being reported on the SACS forms.

Two Interim Financial Reports are routinely required by the California Department of Education each year. Districts must submit the completed reports for review to the County Office of Education who then submits them to the State.

California school district revenues and expenditures are subject to constant change. School district budgets are not static documents, but instead are constantly being revised to respond to decisions at the state and federal levels, as well as to the expenditure needs of the local agency. The Second Interim Report’s financial projections have been updated to reflect new information received and board action taken since the original budget adoption.

With each report the District is asked to project the general fund financial status through year-end, June 30, 2010. A multi-year projection is also required to determine if the District will be financially solvent for two subsequent years.

The Second Interim Report (SACS forms) also includes supporting reports such as the Revenue Limit Funding calculation, Average Daily Attendance estimates, and the Criteria and Standards report.

The next financial report will be the Third Interim Report for the period ending April 30, 2010, and will be presented at the May Board meeting.

2009-10 General Budget Information

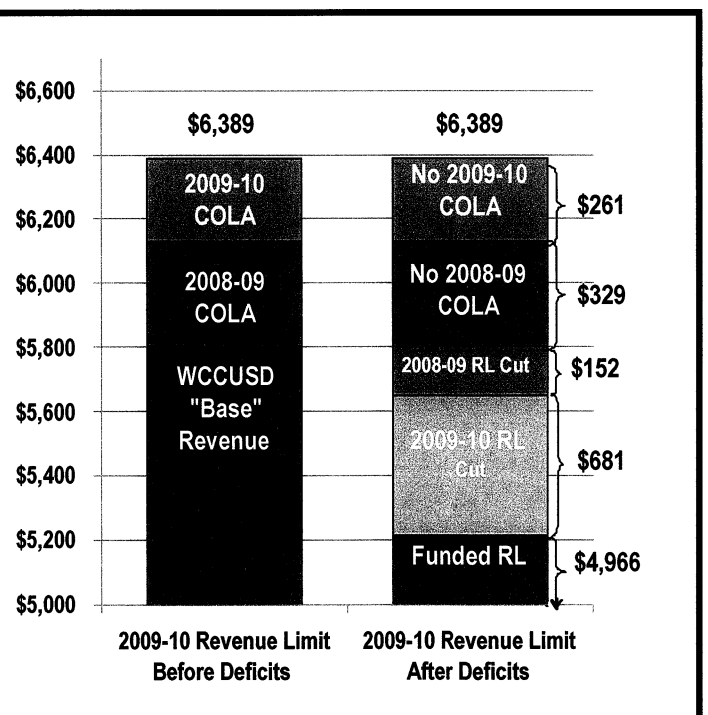
The original adopted budget is included in the state forms for the Second Interim Report. These original items remain in place, as originally adopted by the Board in June. Since the June adoption of the 2009-10 budget several areas of the budget have been adjusted in accordance with the adopted Fiscal Recovery Plan. These include a reduction of estimated spending in all salary categories, reflecting the reduced work-years ratified by the School Supervisors Association, West Contra Costa County Administrators Association and Local One and set in place by the Board for all unrepresented, cabinet and Board members. It also includes the provisions of the teacher's contract which modify staffing allocations and prep time. The benefits budget has been modified to include the maximum contributions identified in each of the foregoing actions mentioned above.

In addition to the progress made toward meeting the financial commitments made in the fiscal recovery plan the budget information has been updated based upon the closing of the 2008-09 fiscal year and the budget adjustments made by legislative action on July 28, 2009. The January Governor's Budget indicates another round of reductions coming for the 2010-11 school year, but does not contain mid-year reductions for 2009-10.

The table to the right illustrates the extraordinary drop in per pupil funding.

In a stable economy the district would have received \$6,389 per pupil in attendance funds. Due to the economic crisis the amount is \$4,966.

This has meant a loss of \$39.5 million in funding for education in West Contra Costa School District in the 2009-10 school year.



State Categorical – The Tier III Shift/Public Hearing

In order to prepare for the 2009-10 Tier III shift, the Board took action through a public hearing to identify the programs and estimated amounts available for the Tier III shift. The public hearing associated with this Second Interim Report further clarifies the Board’s commitment to use the flexibility provided in the State budget toward offsetting the State revenue cuts. The Tier III revenue is now considered unrestricted state revenue. This shift in accounting methods is evident when comparing 2008-09 to 2009-10 in the state revenue category. There is a reduction of \$15.9 million in the restricted state revenue accounts and an increase of \$10.2 million in the unrestricted. The amounts are not equal because in addition to changing the status of funding, over-all state funding was reduced.

The Board has kept in place portions of certain components of the Tier III programs for 2009-10 and intends to use the funding to support classroom instruction within the school district. In addition, the Adult Education program, pupil support services, gifted and talented student support, school safety and teacher support programs remain in place, although with reduced funding. The Board has transferred fund balance dollars which were allowed as a part of the State Budget Act from the Adult Education and Deferred Maintenance funds. These are one time dollars that have been designated to fund a portion of the required reserve. These funds, totaling \$4 million dollars, will be held in a Special Reserve fund for that purpose.

Parcel Tax – Local Support

The parcel tax program includes support for a wide variety of services to students of the District. The Measure D funding, approved in November of 2008, will be accounted for in a locally restricted account. The following table illustrates a summary of funding levels for these programs for the 2009-10 school year.

West Contra Costa Unified School District		
Measure D Parcel Tax Expenditure Budget Summary		
2009-10		
Library and athletic programs	\$	3,101,550
Reduced class sizes for Kindergarten through third grade	\$	1,900,000
Textbooks and teaching materials	\$	31,250
Counselors, Psychologists and Speech Teachers	\$	4,063,125
Custodial Positions - Facilities clean and in good condition	\$	836,454
Grand Total	\$	9,932,379

School Closure

In order to address the structural deficit, the School Board passed a resolution on February 11, 2009 to close schools and other facilities under a three year plan encompassing 2009-10 through 2011-12. The City of Richmond and the City of San Pablo have each resolved to provide funding to keep specific schools open within their city boundaries.

2009-10	2010-11	2011-12
El Sobrante Elementary	Olinda Elementary	Shannon Elementary
Castro Elementary	Grant Elementary	
* Lake Elementary	Kennedy High School	
Adams Middle School		
Seaview Center		
Furniture Warehouse		
*Lake closure suspended due to City of San Pablo funding commitment of \$300K	2010-11 closures temporarily suspended pending City of Richmond funding of \$1.5M	Will be closed unless external funding becomes available.

Federal Stimulus Funding

The intent of the American Recovery and Reinvestment Act (ARRA) is to save jobs and stimulate the economy. The reality for California schools is that the ARRA funding is serving to avoid further cutbacks caused by State cuts. There are three main areas in which the school district has received funding so far, Special Education, State Fiscal Stabilization and Title I. The Special Education funding is accounted for in the 2009-10 budget based upon the grant letters received. Special Ed. ARRA funds are subject to the typical regulations in place for Special Education, with the exception of \$1.4 million which has been used to offset encroachment to the general fund in 2009-10. Title I ARRA budgets were developed conservatively, and will be amended upon the receipt of the Consolidated Application forms. The District received funding at the end of the year (2008-09) for the State Fiscal Stabilization Fund (SFSF). Due to the late receipt of the funding \$10.4 million has been carried forward to 2009-10. Additional funding which should have been received in 2009-10 has now been held at the State for backfill of categorical funding. The total SFSF/ARRA funds will be used for salary and benefits and program support in areas defined by the federal statutes (as per federal guidance regarding use of the funds) during the 2009-10 and 2010-11 years.

Other Areas of Concern

The Quality Education Investment Act program (QEIA) was part of the funding changes made in July by the State Legislature. This change resulted in what we believe were unintended consequences for school districts like ours. Since then, the legislature has passed, and the Governor has signed legislation (Assembly Bill 56) implementing a new funding mechanism for QEIA that is meant to fully fund the program. The new funding redirects Title I and Federal ARRA funding to mitigate the affect on the State's general fund. There has been no official word from the State on how this funding shift will be accomplished, nor any official word on when cash deposits for 2009-10 will be distributed to the district for the programs in place. The January Governors Budget indicates the program will remain in place.

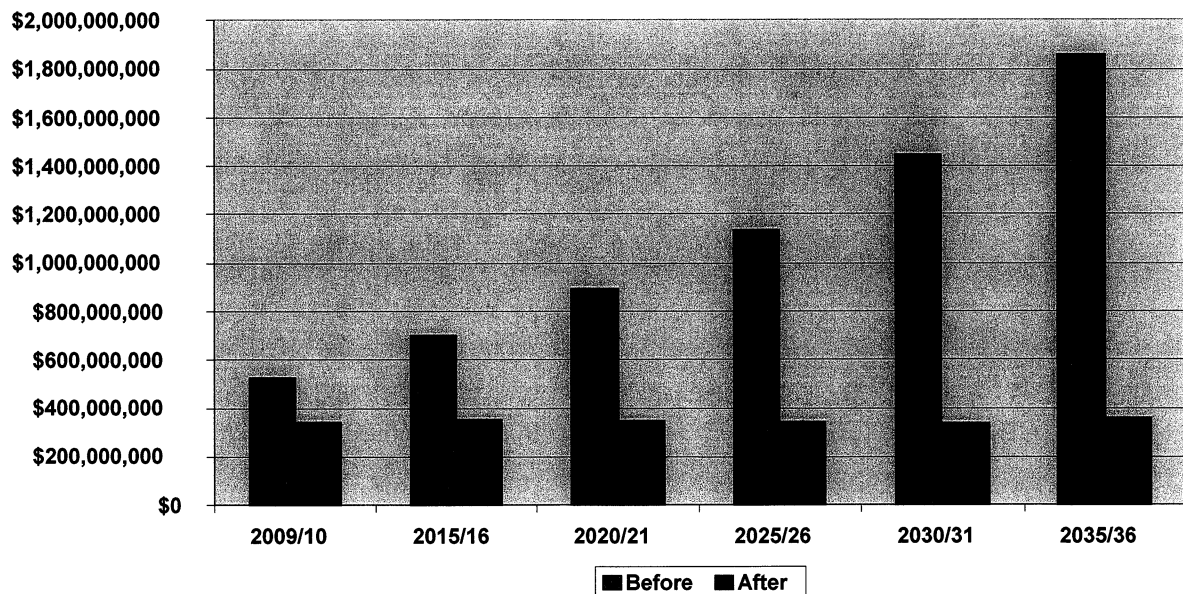
Other Post Retirement Benefit Liability (OPEB) or Retiree Lifetime Benefits

The long term fiscal health of the District cannot be discussed without an understanding of the financial liability incurred by the District due to the lifetime benefits program. Health benefit costs have been rising steadily and active and retiree benefit costs consume \$47.2 million or 17% of the District's total general fund.

The District previously offered lifetime health benefits for qualifying employees and their dependents which were uncapped. The recent changes to the various employee contracts, which correspond with the Fiscal Recovery Plan, will begin to stabilize the long term obligations of the district related to retiree benefits.

The liability in place for those already in retirement grows with each year based upon the increased cost of healthcare and the flow of retirees entering the system. The recent Contra Costa County Grand Jury Report No. 0907 states, "A fiscal disaster is looming on the horizon for Contra Costa County and other local governmental entities – school districts, cities and special districts." The School Board has acknowledged the size and gravity of the situation for the School District and committed to reducing the liability in Resolution No. 91-0809 on May 20, 2009 through collective bargaining. This has been accomplished through the agreements with SSA, WCCAA and Local One, and the implementation of the teacher's contract, along with the provisions set in place for management, confidential employees and the Board. As a result of these changes the Board has guided the district into a more stable future funding model. This is because employees hired prior to July of 2009 now have a fixed maximum contribution program when they vest with the school district, while new hires have a new, more rigorous vesting along with a fixed contribution plan. A new actuarial report will be completed to coincide with the 2009-10 year end closing.

Post Retirement Health - Unfunded Liability



General Fund Unrestricted

Revenue Limit

Revenue Limit funding is based mainly upon student attendance. Revenue Limit funding is the dollar amount for each student that is in attendance on average during the course of the school or fiscal year. Revenue limits are the prime component of every school district's budget.

The Average Daily Attendance (ADA) funding or "Revenue Limit" is reported in both the restricted and unrestricted revenues of the District because certain ADA, such as for students in Special Education, are earned by the ADA generated in restricted programs.

The West Contra Costa Unified School District is currently considered a declining enrollment district. As such the Revenue Limit funding is based mainly on the prior year 08-09 Average Daily Attendance. This provision is considered a "hold harmless" for districts as they adjust to the decline. However, charter school attendance is an exception to this rule. In the case of charter schools, district revenues are deducted for the net loss of attendance to all charter schools within the District in the year it occurs. Student attendance is estimated to generate \$142,205,746 of which \$8,484,932 is restricted. The balance of \$133,720,814 is 83.3% of the District's General Fund unrestricted revenues for the 2009-10 fiscal year.

While the district is held harmless as it relates to ADA, or per pupil funding, it is still subject to the cuts to revenue per ADA that the State has passed as a part of the overall budget.

Beginning Fund Balance

The unrestricted ending fund balance for 2008-09 is \$20.0 million, and this balance is carried forward to the 2009-10 year. Fund balance dollars are like a savings account, as they can be expended on a one time basis. However, if a budget relies on fund balance and plans its programs using a structural deficit, it will soon deplete the fund balance and will no longer be solvent. The level of deficit spending identified in this multi-year projection depletes the fund balance below what is required for a 3% reserve. Therefore, the structural deficit must be addressed, meaning the District must reduce spending or increase income so that expenses do not exceed revenues.

Other State Revenue

Other State Revenue includes K-3 Class Size Reduction, State Lottery and Supplemental Instruction and unrestricted Tier III programs. An increase of \$383,623 is estimated as compared to the original adopted budget.

Other Local Revenue

Local Revenue consists of the local parcel tax, interest earnings and other miscellaneous revenues. A slight increase is estimated at this time due to receipt of donations.

Expenditure Summary

The projections reflected in the Second Interim Report are a result of the analysis of year-to-date expenditures against the adopted budget. This includes a review of expenditure trends for all major categories within the budget. There are major changes since the budget was adopted by the Board in June. They include the settlement of contracts with Local 1, School Supervisors Association and West Contra Costa Administrators Association and the United Teachers of Richmond Contract. There has also been a shift of salary and benefit costs to the ARRA program for the duration of the funding, as well as an estimate of salary and benefit savings due to unfilled vacancies.

Unrestricted Ending Fund Balance

The District's 2009-10 projected unrestricted ending fund balance is \$12,970,819. This balance has certain required funding designations including the State required designation for economic uncertainty.

Designations	
Revolving Cash	\$ 70,000
Stores	\$ 230,000
Economic Uncertainty 3%	<u>\$9,005,855</u>
Total Designations	\$9,305,855
Unappropriated Balance	<u>\$3,664,964</u>

General Fund Restricted

The General Fund is the general operating fund of the District. It is used to account for the day-to-day operations of the District. It is used for all financial resources except those required to be accounted for in another fund. The fund is divided into two sections, unrestricted and restricted. Restricted funds are monies received by the District that are categorical in nature, i.e., they can only be used for the purposes allowed by the funding agency.

Restricted revenue funding is recognized in two different ways. For funding subject to deferred revenue, the revenue is only recognized once it is spent. This means that any funds received and not spent, with carryover provisions, are deferred into the next fiscal year. For funding subject to ending fund balance, the revenue is recognized in the year received and any funds remaining at the end of the year are recorded as a restricted ending fund balance.

The Second Interim Report demonstrates the carryover of prior year funds through the update in restricted fund balance and the posting of deferred revenue from 08/09 into the books for 09/10. This carryover is then appropriated to the expenditure accounts according to grant guidelines and school site plans. However, this year the Tier III program has diverted a large portion of the State restricted revenues and carryover into the unrestricted general fund.

Multi Year Projection (SACS Forms)

The multi-year projection for the Second Interim Report utilizes the recommended assumptions published by School Services of California for the development of revenue projections. Expenditure projections include estimated step and column increases as well as health benefit increases. Supply and service expenditures utilize the California Consumer Price Index as an estimate for cost increases.

The following are the specific assumptions used for the development of the multi-year projections.

2010-11 Assumptions

Funded ADA: 27,595
Revenue Limit COLA: Negative.38%
Revenue Limit Deficit: 18.355%
California CPI: 1.9%
Step and Column: 1.0%
Active Health Benefits: 0%
Retiree Health Benefits: 10%
Ongoing Revenue Limit Reduction \$201 per pupil

2011-12 Assumptions

Funded ADA: 27,345
Revenue Limit COLA: 1.8%
Revenue Limit Deficit: 18.355%
California CPI: 1.9%
Step and Column: 1.0%
Health Benefits: 0%
Retiree Health Benefits: 9%
Ongoing Revenue Limit Reduction \$201 per pupil stays in place

The Multi-Year Projection using the current assumptions for 2010-11 indicates that the District will be deficit spending in the amount of \$9.4 million. Based upon this information the ending fund balance would be \$3.5 million. This will be insufficient to meet the 3% reserve requirement without the Special Reserve set aside. In addition, the District may face a cash shortfall in June 2011, due to the scheduled deferral of State revenue.

The Multi-Year Projection using the current assumptions for 2011-12 indicates that the District will be deficit spending in the amount of \$14.1 million dollars. Based upon this information the ending fund balance would be a negative \$10.5 million dollars. This amount is insufficient to meet the 3% reserve requirement and would cause the District to have a disapproved budget for 2010-11 due to negative cash projections.

Multi-Year Fiscal Recovery Plan

In April of 2007, the District received a report from MGT of America which conducted a performance audit in order to identify areas where financial, operational and functional effectiveness could be improved. This report identified two key areas to capture cost

savings in the District. One is school consolidations and the other is health benefits. The third, School closures represent the next largest area of savings.

Each of the areas identified has been addressed by the Board, resulting in remarkable progress toward the future fiscal health of the District. The budget for 2009-10 includes the savings for school closures identified by the Board and iterated earlier in this narrative. School closure was also identified as a means to address the long term debt of the District when the Board adopted the 2008-09 budget. It is imperative that the Board begin planning for the disposition of these properties in order to generate revenue to pay off the State debt and to avoid the costly expense of caring for vacant buildings and property.

As budget preparation is in progress for 2010-11 the Board must make decisions to close the deficit spending gap in 2010-11. Doing so will also improve the 2011-12 financial outlook for the District.

Next Steps

In spite of the extraordinary State budget cuts, the Board has been diligent in making the difficult decisions necessary for the ongoing solvency of the District. Unfortunately, it is unclear how and when the State's economy will recover. For that reason, the Board must continue to plan in order to prepare for the issues that are unresolved at the State level this year and next. In addition, the Board must be mindful of the additional problem of short term fixes that have been implemented by the State and locally within the negotiated contracts.

The Board must adopt lay-offs in preparation for the 32-1 secondary school allocation model, including a modified allocation for Alternative Education. It is recommended that the Board adopt a 28-1 K-3 Class Size Reduction model. Staff will also prepare a program reduction plan for Adult Education in order to preserve an additional \$1 million in the K-12 program. The Deferred Maintenance program budget will be set at a \$2 million reserve for 2010-11, with \$1 million in revenues used to preserve programs in K-12. All summer school programs will be held at Title I school sites, saving the unrestricted general fund an estimated \$1 million. These actions will address an estimated \$6.7 million of the \$9.4 million deficit currently projected.

Deficit	\$	9,443,450
K-3 Class Size Reduction	\$	1,000,000
Def Maint State funds	\$	1,000,000
Implement Teacher Contract 32:1 & Revise Staffing model for Alternative Education	\$	2,720,500
Adult Ed State funds	\$	1,000,000
Summer School to Title I	\$	1,000,000
Sub Total	\$	6,720,500
Deficit left to tackle	\$	2,722,950

Staff will bring additional budget reduction information in order to bring the 2010-11 budget into balance prior to adoption.

The State funding flexibility for K-3 Class Size Reduction sunsets in June of 2012, absent legislation extending the flexibility the District will need to plan for the re-implementation of the program. The Tier III flexibility legislation sunsets in June of 2013. The District must be aware and planning for loss of this flexibility. These two areas of State flexibility amount to well over \$12 million.

It cannot be over-stated, the Board has reacted and responded to extraordinary budget cuts imposed by the State during the last two years. It has addressed many of the ongoing fiscal issues pointed out in recovery plans and management studies. Yet, because of the State and National Economic Crisis, we have a great deal of instability in our funding. Staff will provide the Board with the monthly budget information as it becomes available as we move toward balancing the budget.

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
2009-10 SECOND INTERIM**

Schedule 1

STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE

	GENERAL FUND			SPECIAL	CAPITAL	OTHER	DISTRICT
	UNRESTRICTED	RESTRICTED	TOTAL	REVENUE FUNDS Schedule 2	OUTLAY FUNDS Schedule 3	FUNDS Schedule 4	
REVENUES							
Revenue Limit Sources	\$ 133,720,814	\$ 8,484,932	\$ 142,205,746	\$ -	\$ -	\$ -	\$ 142,205,746
Federal Revenues	0	40,458,174	40,458,174	10,142,424	-	-	50,600,598
Other State Revenues	25,174,209	37,595,750	62,769,959	6,424,056	9,645,481	-	78,839,496
Other Local Revenues	1,466,271	18,229,137	19,695,408	2,239,516	3,900,000	26,651,106	52,486,030
Total Revenues	160,361,294	104,767,993	265,129,287	18,805,996	13,545,481	26,651,106	324,131,870
EXPENDITURES							
Certificated Salaries	71,124,454	43,295,175	114,419,629	2,800,081	-	-	117,219,710
Classified Salaries	17,882,471	21,067,955	38,950,426	5,257,448	923,477	-	45,131,351
Employee Benefits	37,357,335	27,083,946	64,441,281	3,196,038	417,341	-	68,054,660
Books and Supplies	1,827,294	24,320,879	26,148,173	5,143,707	3,355,953	-	34,647,833
Services and Other Operating Expenditures	7,957,189	41,345,924	49,303,113	2,889,655	25,505,775	31,278,584	108,977,127
Capital Outlay	191,242	3,925,078	4,116,320	394,089	142,398,393	-	146,908,802
Other Outgo	3,613,880	-	3,613,880	97,525	-	-	3,711,405
Direct/Indirect Support Costs	(3,752,941)	2,955,294	(797,647)	797,647	-	-	-
Total Expenditures	136,200,924	163,994,252	300,195,176	20,576,190	172,600,939	31,278,584	524,650,888
INCREASE OF (DECREASE) IN FUND BALANCE RESULTING FROM OPERATIONS	24,160,370	(59,226,259)	(35,065,889)	(1,770,194)	(159,055,458)	(4,627,478)	(200,519,018)
OTHER FINANCING SOURCES AND (USES)							
Interfund Transfers In	1,000,000	3,500,000	4,500,000	4,000,000	-	-	8,500,000
Interfund Transfers Out	-	-	-	(5,000,000)	(1,428,000)	(3,500,000)	(9,928,000)
Other Sources	-	-	-	-	169,952,907	-	169,952,907
Other Uses	-	-	-	-	-	-	-
Contributions To Restricted Programs	(32,239,213)	32,239,213	-	-	-	-	-
Total Other Financing Sources and Uses	(31,239,213)	35,739,213	4,500,000	(1,000,000)	168,524,907	(3,500,000)	168,524,907
NET CHANGE IN FUND BALANCE	(7,078,843)	(23,487,046)	(30,565,889)	(2,770,194)	9,469,449	(8,127,478)	(31,994,111)
BEGINNING FUND BALANCE, JULY 1, 2009	20,049,661	30,787,725	50,837,386	9,739,692	142,427,510	26,365,609	229,370,197
PROJECTED ENDING FUND BALANCE JUNE 30, 2010	\$ 12,970,818	\$ 7,300,679	\$ 20,271,498	\$ 6,969,498	\$ 151,896,959	\$ 18,238,131	\$ 197,376,086

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
2009-10 SECOND INTERIM**

Schedule 2

STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE

SPECIAL REVENUE FUNDS

	ADULT EDUCATION	CHILD DEVELOPMENT	CAFETERIA	DEFERRED MAINTENANCE	SPECIAL RESERVE	TOTAL SPECIAL REVENUE FUNDS
REVENUES						
Revenue Limit Sources	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Federal Revenues	300,502	300,000	9,541,922	-	-	10,142,424
Other State Revenues	3,069,677	2,529,250	825,129	-	-	6,424,056
Other Local Revenues	235,000	279,500	1,695,016	30,000	-	2,239,516
Total Revenues	3,605,179	3,108,750	12,062,067	30,000	-	18,805,996
EXPENDITURES						
Certificated Salaries	1,608,226	1,191,855	-	-	-	2,800,081
Classified Salaries	551,361	772,896	3,933,191	-	-	5,257,448
Employee Benefits	626,612	728,578	1,840,848	-	-	3,196,038
Books and Supplies	223,232	152,885	4,761,276	6,314	-	5,143,707
Services and Other Operating Expenditures	311,405	3,786	502,694	2,071,770	-	2,889,655
Capital Outlay	-	14,000	325,089	55,000	-	394,089
Other Outgo	-	97,525	-	-	-	97,525
Direct/Indirect Support Costs	143,711	147,225	506,711	-	-	797,647
Total Expenditures	3,464,547	3,108,750	11,869,809	2,133,084	-	20,576,190
INCREASE OF (DECREASE) IN FUND BALANCE RESULTING FROM OPERATIONS	140,632	-	192,258	(2,103,084)	-	(1,770,194)
OTHER FINANCING SOURCES AND (USES)						
Interfund Transfers In	-	-	-	-	4,000,000	4,000,000
Interfund Transfers Out	(3,000,000)	-	-	(2,000,000)	-	(5,000,000)
Other Sources	-	-	-	-	-	-
Other Uses	-	-	-	-	-	-
Contributions To Restricted Programs	-	-	-	-	-	-
Total Other Financing Sources and Uses	(3,000,000)	-	-	(2,000,000)	4,000,000	(1,000,000)
NET CHANGE IN FUND BALANCE	(2,859,368)	-	192,258	(4,103,084)	4,000,000	(2,770,194)
BEGINNING FUND BALANCE, JULY 1, 2009	3,245,028	189,762	1,266,394	4,744,049	294,459	9,739,692
PROJECTED ENDING FUND BALANCE JUNE 30, 2010	\$ 385,660	\$ 189,762	\$ 1,458,652	\$ 640,965	\$ 4,294,459	\$ 6,969,498

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
2009-10 SECOND INTERIM**

Schedule 3

STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE

CAPITAL OUTLAY FUNDS

	BUILDING	CAPITAL FACILITIES	COUNTY SCHOOL FACILITIES	SPECIAL RESERVE FOR CAPITAL OUTLAY	TOTAL CAPITAL OUTLAY FUNDS
REVENUES					
Revenue Limit Sources	\$ -	\$ -	\$ -	\$ -	\$ -
Federal Revenues	-	-	-	-	-
Other State Revenues	-	-	-	9,645,481	9,645,481
Other Local Revenues	1,600,000	550,000	-	1,750,000	3,900,000
Total Revenues	1,600,000	550,000	-	11,395,481	13,545,481
EXPENDITURES					
Certificated Salaries	-	-	-	-	-
Classified Salaries	883,477	-	-	40,000	923,477
Employee Benefits	412,477	-	-	4,864	417,341
Books and Supplies	3,269,005	6,650	-	80,298	3,355,953
Services and Other Operating Expenditures	13,386,025	1,049,370	-	11,070,380	25,505,775
Capital Outlay	139,024,241	2,596,040	-	778,112	142,398,393
Other Outgo	-	-	-	-	-
Direct/Indirect Support Costs	-	-	-	-	-
Total Expenditures	156,975,225	3,652,060	-	11,973,654	172,600,939
INCREASE OF (DECREASE) IN FUND BALANCE RESULTING FROM OPERATIONS	(155,375,225)	(3,102,060)	-	(578,173)	(159,055,458)
OTHER FINANCING SOURCES AND (USES)					
Interfund Transfers In	-	-	-	-	-
Interfund Transfers Out	(1,428,000)	-	-	-	(1,428,000)
Other Sources	169,952,907	-	-	-	169,952,907
Other Uses	-	-	-	-	-
Contributions To Restricted Programs	-	-	-	-	-
Total Other Financing Sources and Uses	168,524,907	-	-	-	168,524,907
NET CHANGE IN FUND BALANCE	13,149,682	(3,102,060)	-	(578,173)	9,469,449
BEGINNING FUND BALANCE, JULY 1, 2009	130,815,884	4,869,292	41,057	6,701,276	142,427,510
PROJECTED ENDING FUND BALANCE JUNE 30, 2010	\$ 143,965,566	\$ 1,767,232	\$ 41,057	\$ 6,123,103	\$ 151,896,959

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
2009-10 SECOND INTERIM**

Schedule 4

STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE

OTHER FUNDS	CORPORATION DEBT SERVICE	DEBT SERVICE	SELF INSURANCE	RETIREE BENEFITS	TOTAL OTHER FUNDS
REVENUES					
Revenue Limit Sources	\$ -	\$ -	\$ -	\$ -	\$ -
Federal Revenues	-	-	-	-	-
Other State Revenues	-	-	-	-	-
Other Local Revenues	-	-	9,900,000	16,751,106	26,651,106
Total Revenues	-	-	9,900,000	16,751,106	26,651,106
EXPENDITURES					
Certificated Salaries	-	-	-	-	-
Classified Salaries	-	-	-	-	-
Employee Benefits	-	-	-	-	-
Books and Supplies	-	-	-	-	-
Services and Other Operating Expenditures	-	-	13,996,456	17,282,128	31,278,584
Capital Outlay	-	-	-	-	-
Other Outgo	-	-	-	-	-
Direct/Indirect Support Costs	-	-	-	-	-
Total Expenditures	-	-	13,996,456	17,282,128	31,278,584
INCREASE OF (DECREASE) IN FUND BALANCE RESULTING FROM OPERATIONS	-	-	(4,096,456)	(531,022)	(4,627,478)
OTHER FINANCING SOURCES AND (USES)					
Interfund Transfers In	-	-	-	-	-
Interfund Transfers Out	-	(3,500,000)	-	-	(3,500,000)
Other Sources	-	-	-	-	-
Other Uses	-	-	-	-	-
Contributions To Restricted Programs	-	-	-	-	-
Total Other Financing Sources and Uses	-	(3,500,000)	-	-	(3,500,000)
NET CHANGE IN FUND BALANCE	-	(3,500,000)	(4,096,456)	(531,022)	(8,127,478)
BEGINNING FUND BALANCE, JULY 1, 2009	1,286,991	8,941,940	4,243,569	11,893,109	26,365,609
PROJECTED ENDING FUND BALANCE JUNE 30, 2010	\$ 1,286,991	\$ 5,441,940	\$ 147,113	\$ 11,362,087	\$ 18,238,131

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION----BOARD OF EDUCATION

To: Board of Education

Meeting Date: March 3, 2010

From: Jessica R. Romeo,
Assistant Superintendent Human Resources

Agenda Item: F.4

Subject: Resolution No. 74-0910: Resolution of Intention to Reduce or Eliminate Particular Kinds of Service

Background Information:

Pursuant to Education Code Section 44955, the District must adopt a resolution to reduce or eliminate particular kinds of services and notice the appropriate certificated staff prior to March 15, 2010, in order to meet the necessary budget reductions for the 2010-2011 school year.

Recommendation: Recommend Approval

Fiscal Impact: To be determined

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____

Seconded by: _____

Approved _____

Not Approved _____

Tabled _____

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
RESOLUTION NO. 74-0910**

**RESOLUTION OF INTENTION TO REDUCE OR ELIMINATE PARTICULAR KINDS
OF SERVICES**

WHEREAS, the Governing Board of the West Contra Costa Unified School District has determined that it shall be necessary to reduce or discontinue the particular kinds of services of the District, as itemized in Exhibit "A," at the close of the current school year; and

WHEREAS, it shall be necessary to terminate at the end of the 2009-2010 school year the employment of certain certificated employees of the District as a result of this reduction or discontinuance in particular kinds of services;

WHEREAS, that the District may deviate from terminating or reappointing a certificated employee in order of least seniority to fill a demonstrated specific need for fully credentialed personnel and for personnel to teach a specific course or course of study which others with more seniority do not possess. Deviation from terminating or reappointing in order of least seniority will include, but not be limited to:

1. Teachers who currently hold a BCLAD authorization or prior equivalent and are currently assigned to teach in a bilingual classroom
2. Teachers who are NCLB Compliant

NOW, THEREFORE, BE IT RESOLVED that the Superintendent is directed to send appropriate notices to all employees whose services shall be terminated by virtue of this action. Nothing herein shall be deemed to confer any status or rights upon temporary or categorically funded project certificated employees in addition to those specifically granted to them by statute.

Adopted by the Governing Board of the West Contra Costa Unified School District this 3rd day of March, 2010.

AYES:

NOES:

ABSENT:

President, Governing Board
WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

EXHIBIT A

TO: Governing Board, West Contra Costa Unified School District
FROM: Bruce Harter, Superintendent
DATE: March 3, 2010
RE: Recommended Reduction in 2010-2011 Programs and Services for the
West Contra Costa Unified School District

The Superintendent recommends that the Governing Board adopt a resolution to reduce the programs and services for 2010-2011 as follows:

ELEMENTARY

Elementary Music	1.0 FTE
Class Size Reduction K -3	70.0 FTE

Subtotal 71 FTE

SECONDARY

English	11 FTE
Physical Education	11 FTE
Music	3 FTE
Foreign Language – French	1 FTE
Foreign Language – German	1 FTE
Art	4 FTE
Social Sciences	11 FTE
Computer Applications	2 FTE
Psychology	2 FTE
Photography	1 FTE
Counselors	5 FTE

Subtotal 52 FTE

DISTRICT-WIDE

Instructional Support Reading & ELD Coach	13.0 FTE
Literacy Coach	1.0 FTE
Teacher on Special Assignment (at school sites)	4.0 FTE
Program Assistant – Site Based	5.0 FTE
Psychologists	1.0 FTE

Subtotal 24 FTE

Total 147 FTE

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
1108 Bissell Avenue
Richmond, California 94801-3135
Office of Superintendent of Schools

ITEM REQUIRING ATTENTION----BOARD OF EDUCATION

To: Board of Education

Meeting Date: March 3, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: F.5

Subject: K-3 Class Size Reduction Program (CSR)

Background Information: The 2009-10 Budget which was adopted by the State Legislature includes a major change in the K-3 Class Size Reduction Program (CSR). The new implementation language provided a window for alternative implementation of Class Size Reduction that still provides smaller class sizes than required by the Education Code, yet can save substantial money for cash strapped districts.

The 2010 January Governor's Budget Proposal indicates the district will be facing an estimated \$10.3 million deficit. This would render the district unable to meet the required reserve for 2010-11. This fact would cause the district to certify the financial statements as "negative". This action makes progress toward closing the budget gap as we approach the Second Interim report and budget adoption for 2010-11.

The Board has expressed a desire to keep in place a modified class size reduction program because of the passage of Measure D parcel tax in 2008. The parcel tax in WCCUSD has been used in conjunction with state funds to lower class sizes. Standing alone, the parcel tax pays for approximately one grade-level, or reducing the K-3 grades to 28 at all schools.

Two scenarios are possible that will save the district an estimated \$1.0 million. Keeping one grade at 24, with the rest at 31 or setting class size targets at 28, K-3.

In keeping with the Board's goal of reducing class size below Ed Code levels, staff recommends setting class size at 28, K-3. This model would be a better fit for grade level transition and an equitable number of students per teacher in grades K-3.

Recommendation: Due to the severity of fiscal issues facing the District, staff recommends setting K-3 class size targets at 28.

Fiscal Impact: Savings of \$1,000,000

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION----BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Bill Fay **Agenda Item:** F.6
Associate Superintendent for Operations
Subject: Annual Performance Audit of District Bond Program

Background Information:

The District is required to complete an annual independent Performance Audit of the Bond Program. Total School Solutions has completed the audit and will present the report to the Board for acceptance. The Citizen Bond Oversight Committee recommended at their meeting on January 27, 2010 that the Performance Audit be present to the Board with an addendum to Schedule X, School/Project Expenditures, to include the actual Support and Program Cost. Staff has added the addendum. The audit report can be viewed on the Citizens' Bond Oversight Committee's section of the WCCUSD website and at the Facilities Operation Center, located at 1300 Potrero Avenue, Richmond.

Recommendation: Accept annual Performance Audit for 2009, dated December 15, 2009

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____
Approved _____ Not Approved _____ Tabled _____

West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION----BOARD OF EDUCATION

To: Board of Education **Meeting Date:** March 3, 2010
From: Bill Fay **Agenda Item:** G.1
Associate Superintendent for Operations
Subject: Status Reports – Facilities Planning and Construction

Background Information:

The following are provided for review of Facilities Planning and Construction in the District's Bond Program and for information regarding individual projects:

- Engineering Officer's Report—Verbal Presentation
- Construction Status Reports—Current Construction Projects

Recommendation: For information only

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

PROJECT STATUS REPORT

De Anza High School - Baseball Field Improvements

Period Ending: 2/11/2010

Scope: Baseball Field Improvements - New Construction

Construction Status:

Architect: DLM Architects & Vallier Design Associates
 Project Manager: Jose Chapa, SGI Construction Management
 Project Engineer: Rod Sias, SGI Construction Management
 Contractor: Bay Cities Paving & Grading, Inc.
 Inspector: Steve Cayson
 WCCUSD Mgr:

Contract Status:

Notice to Proceed:	10/28/2009		
		Original	Approved
Construction Schedule (days):	210		
Original Completion Date:	5/28/2010		
Projected Completion:	5/28/2010		

Buildings:

Baseball Field

Progress This Period:

- Construction of Foundation for retaining Wall of Baseball Field (IN PROGRESS)

Anticipated Progress Next Period:

- Installation of Site Infrastructure.
- Replacement of the Gates on Santa Rita Avenue.
- Site Re-Grading/Field Layout.

Schedule Assessment/Update:

Construction Duration (Calendar Days):	210
Construction Calendar Days Elapsed:	106
Construction Calendar Days Remaining:	104
Percent of Contract Calendar Days Elapsed:	50%
Percent of Construction Completed:	28%

Percentage of Work Done

28%

Total Project

Site Demo Soil/Tree Removal	100%
Site Infrastructure/Field Layout	34%

Proposed Changes:

General Comment:

No Construction Due to Rain Delay on the following days: January 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, 21st, 22nd, 23rd, 24th, 25th, 26th, 27th, 28th, & 29th. February 1st, 2nd, & 3rd.

Progress Photos: 2/11/2010



Construction of Baseball Field Retaining Wall



Construction of Baseball Field Retaining Wall



Construction of (N) Baseball Field Retaining Wall

PROJECT STATUS REPORT

Dover Elementary School - Increment 2

Period Ending: 2/11/2010

Scope: Increment 2

Construction Status:

Architect: HY Architects, Inc.
 Project Manager: Jose Chapa, SGI Construction Management
 Project Engineer: Marc Alojepan, SGI Construction Management
 Contractor: Alten Construction, Inc.
 Inspector: Kris Gilbert
 WCCUSD Mgr:

Contract Status:

Notice to Proceed:	06/15/2009	Original	Approved	Projected
Construction Schedule (days):	1,110			
Original Completion Date:	06/29/2012			
Projected Completion:	06/29/2012			

Buildings:

Phase 2 Building "A"

Progress This Period:

- Interior Wall Framing 2nd Floor (South End)
- Exterior Wall Framing 2nd Floor (South End)
- Interior & Exterior Wall Sheathing (North & South End)
- Install Roof Framing System & Joists (North End)
- Install Roof Framing System & Joists 2nd Floor (South End)
- Install Roof Blocking (North End)
- Sheath Roof & Parapets (North End)
- Install Roof Drains (North End)
- Frame Roof Crickets (North End)

Anticipated Progress Next Period:

- Interior Wall Framing 2nd Floor (South End) Continuation
- Exterior Wall Framing 2nd Floor (South End) Continuation
- Interior & Exterior Wall Sheathing (North & South End) Continuation
- Install Roof Framing System & Joists 2nd Floor (South End) Continuation
- Install Roof Framing System & Joists (North End) Continuation
- Install Roof Blocking (North End) Continuation
- Sheath Roof & Parapets (North End) Continuation
- Install Roof Drains (North End) Continuation
- Frame Roof Crickets (North End) Continuation

Schedule Assessment/Update:

Construction Duration (Calendar Days):	1,110
Construction Calendar Days Elapsed:	241
Construction Calendar Days Remaining:	869
Percent of Contract Calendar Days Elapsed:	21%
Percent of Construction Completed:	24%

Percentage of Work Done

Total Project

Phase 1 - Demolition & Site Work	Increment 1 & 1A	100%
Phase 2 - Building A	Increment 2	26%

Proposed Changes:

None

General Comment:

None

Progress Photos: 2/11/2010



2nd Floor South Exterior Wall Framing



Installation of North Interior Wall Sheathing



Installation of 2nd Floor South Roof Framing System

PROJECT STATUS REPORT

Ford Elementary School - Building

Period Ending: 2/11/2010

Scope: Pre-K, K-5 Elementary School with Computer Laboratory, Library, Administration, Kitchen, Multi-Purpose Room & Stage; with Playgrounds & Parking

Construction Status:

Architect: Sally Swanson Architects, Inc.
 Project Manager: Lewis Brower, SGI Construction Management
 Project Engineer: Rod Sias, SGI Construction Management
 Contractor: Alten Construction, Inc.
 Inspector: Mark Eriksen
 WCCUSD Mgr:

Contract Status:

Notice to Proceed: 10/12/2009
Original Approved Projected
 Construction Schedule (days): 600
 Original Completion Date: 06/04/2011
 Projected Completion: 06/04/2011

Buildings:

Site Development Rough Site Work & Underground Utilities
 Building; Area A Classrooms, Administration, Library, Computer Lab
 Building; Area B Pre-Kindergarten, Kindergarten, Classrooms
 Building; Area C Kitchen, Multi-Purpose Room, Stage
 Site Finish Hardscape, Landscape, Irrigation, Accessories

Progress This Period:

- Area A; (West) Slab-On-Grade complete; Steel Brace Frame erected.
- Area A; (East) Slab-On-Grade preparations is well advanced.
- Area B; Foundation- Preparation for Footing Concrete near complete; Adverse Weather impact delay.
- Area C; Foundation - Excavation, Forming & Rebar well Advanced; Adverse Weather impact Delay.
- Area B; (East) Elevator Pit - Concrete Floor Slab Complete.

Anticipated Progress Next Period:

- Area A; (West); Commence Timber Framing and Glu-Lam Placement.
- Area A; (East); Complete Slab-On-Grade; Commence Steel Brace Firm erection.
- Area B; Foundation Continues - Complete Development.
- Area C; Foundation Continues - Complete Development.
- Area A; (East) Complete Elevator Pit Walls.
- Commence Underground Utility Construction

Schedule Assessment/Update:

Construction Duration (Calendar Days): 600
 Construction Calendar Days Elapsed: 121
 Construction Calendar Days Remaining: 479
 Percent of Contract Calendar Days Elapsed: 20%
 Percent of Construction Completed: 16%

Percentage of Work Done

Total Project

Site Development	20%
Building; Area A	16%
Building; Area B	7%
Building; Area C	1%

Proposed Changes:

- Miscellaneous issues resulting from AOR issued ASI's and GC RFI Process.
- Structural Bridging of an Unforeseen underground Concrete AT&T Conduit Encasement.
- Resolution of Several Conflicts regarding Placement of Technology Wall & Floorboxes.
- Potential Impact of Dimensional issues affecting the advent of Adverse Weather conditions.

General Comment:

- Progress was impacted by Adverse Weather during January.
- Recovery has been aided by rescheduling of Activities; further effort will be required

Progress Photos: 2/11/2010



Area A (West) - Construction Advances to Framing



Area A (East) - Slab-On-Grade Preparation Advances



Areas B (East) - Underslab Utilities Nears Completion

PROJECT STATUS REPORT

Juan Crespi Middle School - Fire Reconstruction

Period Ending: 2/11/2010

Scope: Fire Reconstruction Bldg. 400

Construction Status:

Architect: HY Architects, Inc.
 Project Manager: Sonya Perkins, SGI Construction Management
 Project Engineer:
 Contractor: Bollo Construction, Inc.
 Inspector: Steve Cayson
 WCCUSD Mgr:

Contract Status:

Notice to Proceed: 09/21/2009

	Original	Approved	Projected
Construction Schedule (days):	426		
Original Completion Date:	11/21/2010		
Projected Completion:	11/21/2010		

Buildings:

Bldg. 400 Administration Building

Progress This Period:

- Roofing
- Mechanical Installation
- Rough Electrical
- Rough Plumbing
- Insulation
- Drywall

Anticipated Progress Next Period:

- Lath
- Drywall
- Mechanical
- Electrical
- Plumbing
- Set HVAC Units
- Parking Lot Striping
- Fire Alarm
- Water Main Tie-in

Schedule Assessment/Update:

Construction Duration (Calendar Days):	426
Construction Calendar Days Elapsed:	143
Construction Calendar Days Remaining:	283
Percent of Contract Calendar Days Elapsed:	33%
Percent of Construction Completed:	33%

Percentage of Work Done	72%	Total Project
Roofing	87%	
Mechanical Installation	50%	
Interior Framing	97%	
Rough Electrical	80%	
Rough Plumbing	72%	
Insulation	90%	
Sheetrock Ceiling	75%	
Sheetrock Walls	30%	

Proposed Changes:

General Comment:

Progress Photos: 2/11/2010



Run Conduit/Duct Drops/Sheetrock 1-Side



Insulation



Sheetrock Walls/Partial Ceiling

PROJECT STATUS REPORT

Kennedy High School - Restroom Improvements

Period Ending: 2/11/2010

Scope: Restroom Improvements

Construction Status:

Architect: HMC Architects, Inc.
 Project Manager: Herman Blackmon Jr., Amanco, Inc.
 Project Engineer:
 Contractor: JDS Builders Group, Inc.
 Inspector: Steve Cayson
 WCCUSD Mgr:

Contract Status:

Notice to Proceed:	10/12/2009			
		Original	Approved	Projected
Construction Schedule (days):	416			
Original Completion Date:	12/10/2010			
Projected Completion:	12/10/2010			

Buildings:

B-11, 12, 21, 22, 70 Buildings 100-800
 Phase 1

Progress This Period:

- Completed Roof Patching
- Completed Hollow Metal Door Frames
- Completed Fire & Miscellaneous Blocking
- Completed Wood Framing
- Rough Mechanical - ongoing (95%)
- Rough Low Voltage (80%)
- Drywall - ongoing (60%)
- Ceramic Tile Installation - ongoing (30%)
- Drywall Mudding, Taping, Sanding - ongoing (60%)
- Installation of Doors & Access Doors - ongoing (60%)
- Mortar Bed Placement - ongoing (50%)

Anticipated Progress Next Period:

- Complete Rough Mechanical
- Complete Rough Low Voltage
- Complete Drywall
- Complete Mortar Bed Installation
- Complete Wall & Floor Tile Installation
- Install Doors & Access Doors
- Begin Painting
- Complete Phase I
- Begin Phase II Abatement

Schedule Assessment/Update:

Construction Duration (Calendar Days):	416
Construction Calendar Days Elapsed:	107
Construction Calendar Days Remaining:	309
Percent of Contract Calendar Days Elapsed:	25%
Percent of Construction Completed:	29%

Percentage of Work Done **29%** **Total Project**

Proposed Changes:

General Comment:

Address structural issues at Building B caused by deteriorated wall panel, structural beam and post.

Progress Photos: 2/11/2010



Wall Tile Installation - Bathroom 800-3



Wall Grout Work - Bathroom 700-6



Wall Tile Alignment - Bathroom 800-2

PROJECT STATUS REPORT

King Elementary School - Increment 2 New Construction

Period Ending: 2/11/2010

Scope: Phase 1: Construction of new school buildings and site work.

Construction Status:

Architect: Quattrocchi Kwok Architects
 Project Manager: Alaric Robinson, Don Todd Associates
 Project Engineer: Eddie Law, Don Todd Associates
 Contractor: West Bay Builders
 Inspector: Mark Eriksen
 WCCUSD Mgr: Tony Catrino

Contract Status:

Notice to Proceed: 03/25/2009

	Original	Approved	Projected
Construction Schedule (days):	720	1	721
Original Completion Date:	3/15/2011		
Projected Completion:	3/16/2011		

Buildings:

Building A Single story - classrooms, library and admin areas.
 Building B Two story - classrooms.
 Building C Single story - multi-use with stage and kitchen.

Progress This Period:

- Building A:
- Install wall flashing, building envelope, second layer of roof underlayment and gutter hangers
 - Delivery of windows, gypsum board, batt insulation and interior hollow metal door frames
 - Pull electrical wires
- Building B:
- Steel framing, welding and apply intumescent paint
 - Framing of I-joist, GluLam and floor plywood sheathing at first and second floor
- Building C:
- Install second layer of roof underlayment
 - Rough-in plumbing - waste, vent, gas and water
- Site work:
- None

Anticipated Progress Next Period:

- Building A:
- Continuation of wall flashings and building envelope
 - Prep gutters
 - Install paper and lath walls
 - Build-up at flat roof
 - Install interior HM frames, gypsum board and batt insulation
- Building B:
- Wood framing of first floor, plywood sheathing, and framing of second
- Building C:
- Wall flashings and building envelope
 - Install HM door frames
- Site work:
- Continuation of fire line excavation and install (pending weather condition)
 - Install storm and water line at courtyard areas (pending weather condition)

Schedule Assessment/Update:

Construction Duration (Calendar Days):	720
Construction Calendar Days Elapsed:	323
Construction Calendar Days Remaining:	397
Percent of Contract Calendar Days Elapsed:	44%
Percent of Construction Completed:	43%

Percentage of Work Done **43%** **Total Project**

Proposed Changes:

None

General Comment:

None

Progress Photos: 2/11/2010



Building A: Gypsum Board Delivery & Batt Insulation Install



Building A: Exterior Scaffold & Building Envelope



Building B: Second Floor Framing

PROJECT STATUS REPORT

Multi-Site Play Structures & Surfaces Project - Multi-Site

Period Ending: 2/12/2010

Scope: Multi-Site Play Structures & Surfaces Project

Construction Status:

Architect: Keller Mitchell & Co.
 Project Manager: Willie Robinson, WJR, Inc.
 Project Engineer:
 Contractor: Gold Spring Construction Co.
 Inspector: Steve Cayson
 WCCUSD Mgr: Joe Mayes

Contract Status:

Notice to Proceed: 09/21/2009

	Original	Approved	Projected
Construction Schedule (days):	75	75	175
Original Completion Date:	12/05/2009		
Projected Completion:	3/12/2010		

Buildings:

Collins	5% Completed
Coronado A & B	100 - 0% Completed; B - 100% Completed
Ellerhorst	100% Completed
Grant A & B	A - 0% Completed; B - 80% Completed
Hanna Ranch A & B	A - 30% Completed; B - 100% Completed
Highland A & B	A - 95.0% Completed; B - 15% Completed
Perez A, B & C	A - 100% Cmp't'd; B - 60% Cmp't'd; C - 100% Cmp't'd
Stege A & B	A - 100% Completed; B - 60% Completed
Wilson A & B	A - 100% Completed; B - 95% Completed
Valley View A, B & C	A - 0% Cmp't'd; B - 95% Cmp't'd; C - 85% Cmp't'd

Progress This Period:

- Ellerhorst - Install new Play Structure elements; install Play Matta.
- Grant B - Install New structure; Install final Play Matta.
- Hanna Ranch A & B - Install pressure wood; Install final Play Matta; Complete Demo; Install & compact base.
- Highland A - Complete Demo; install and compact base materials.
- Perez B - Install final Play structure & start installing final Play Matta.
- Stege B - Install concrete curb walls and foundation; Start installing final Play Matta.
- Wilson B - Started installing final Play Matta.
- Valley View B & C - Install Play Structure elements; Complete final Installation of Play Matta at B & C.

Anticipated Progress Next Period:

- Complete and turnover play structures at Grant A; Hanna Ranch A; Highland B; Perez B; Valley View A & C.
- Continue work at Grant B; Hanna Ranch A; Highland B; Perez B; Stege B; and Wilson B.
- Start work at Grant A; Hanna Ranch A; Highland B; Valley View A.& Collins

Schedule Assessment/Update:

Construction Duration (Calendar Days):	75
Construction Calendar Days Elapsed:	144
Construction Calendar Days Remaining:	-69
Percent of Contract Calendar Days Elapsed:	192%
Percent of Construction Completed:	75%

Percentage of Work Done	75%	Total Project
MRAD Funds	45%	54%
Bond Funds	55%	46%

Proposed Changes:

- Request to extend the contract completion due to changes in the original logic and sequence of work.

General Comment:

The project's progress has been impeded by inclement weather procured materials delays, i.e. Play Structures; Play Matta; and Rain days.

Progress Photos: 2/12/2010



Ellerhorst Play Yard Complete



Grant B @ 90% Complete



Valley View B @ 75% Complete

PROJECT STATUS REPORT

Pinole Middle School - Modernization Phase II

Period Ending: 2/11/2010

Scope: Modernization Phase II

Construction Status:

Architect: Powell and Partners
 Project Manager: Steve Millar, Amanco, Inc.
 Project Engineer: Jeff Waldman - Powell and Associates
 Contractor: Alpha Bay Builders, Inc.
 Inspector: Kris Gilbert
 WCCUSD Mgr: Karim Nassab

Contract Status:

Notice to Proceed:	10/05/2009		
		Original	Approved
Construction Schedule (days):	425	425	425
Original Completion Date:	12/04/2010		
Projected Completion:	12/04/2010		

Buildings:

A1, A2, A3 & A4

Progress This Period:

- 150 cubic yards of structural concrete poured
- Parapet wall HSS posts installed.
- Interior rough framing in building A1

Anticipated Progress Next Period:

- Completion of structural concrete pour.
- Completion of cold water supply line in building A1 & A2
- Sanitary sewer tie in at Mann Drive.
- Start new roof installation

Schedule Assessment/Update:

Construction Duration (Calendar Days):	425
Construction Calendar Days Elapsed:	129
Construction Calendar Days Remaining:	296
Percent of Contract Calendar Days Elapsed:	30%
Percent of Construction Completed:	20%

Percentage of Work Done **20%** **Total Project**

Proposed Changes:

None to date

General Comment:

Progress Photos: 2/11/2010

