

**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
April 28, 2010**

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

**BOARD OF EDUCATION
LOVONYA DEJEAN MIDDLE SCHOOL
3400 Macdonald Avenue
Richmond, CA 94805**

ADDENDUM

April 28, 2010

The following is a revision to the agenda of the April 28, 2010, Board of Education Meeting:

CLOSED SESSION

PUBLIC EMPLOYEE APPOINTMENTS:

A.6 Administrative Appointments for the 2009-2010 and 2010-2011 School Year

Comment:

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

Interim, K-12 Instructional Specialist-Elementary
Bond Facility Project Managers

The following administrative appointments will be reported for the 2010-2011 school year:

Principal, High School
Principal, Elementary School
Vice Principal, Elementary School
Coordinator of State and Federal
Coordinator of Educational Services

Recommendation:

Recommend Approval

Fiscal Impact:

None

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION
MEETING AGENDA
APRIL 28, 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: www.wccusd.net/Documents/Board/boardinformation.aspx

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 THE BOARD MEETINGS:

Television:

Live television broadcast of regularly scheduled Board meetings is available 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 broadcast 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.

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 Comcast, the cities of Pinole and Richmond, and WCCUSD staff for their generosity and efforts 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**

Comment:

Student Board Representative Matthew Arciniega will be representing El Cerrito High School at the Board of Education on April 28, 2010. We would like to recognize and commend his 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: April 14, 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 Grants/Awards/Agreements**

Comment:

Formal acceptance is requested from the Board of Education to accept the grants/awards/agreements, as detailed dated April 28, 2010.

Recommendation:

Recommend Approval

Fiscal Impact:

As noted per grants summary

***CI C.2 Acceptance of Donations**

Comment:

The District has received donations as summarized dated April 28, 2010. Staff recommends acceptance of these donations.

Recommendation:

Recommend Approval

Fiscal Impact:

As noted per donations summary

***CI C.3 Approval of Fund-Raising Activities**

Comment:

The planned fund-raising events for the 2009-10 school year are summarized as dated April 28, 2010.

Recommendation:

Recommend Approval

Fiscal Impact:

Additional revenue for schools

***CI C.4 Contracted Services**

Comment:

Permission is requested of the Board of Education to approve contracts for services as detailed dated April 28, 2010.

Recommendation:

Recommend Approval

Fiscal Impact:

As noted per contracts summary.

***CI C.5 Acceptance of Contracts for Placement of Student Teachers**

Comment:

Teachers in this district provide supervision and evaluation for students seeking credentials to teach in California public school classrooms. These arrangements are made between the institution of higher education and the individual classroom teacher at no cost to the district.

Staff requests approval from the Board of Education to accept Contracts for Placement of Student Teachers as detailed dated April 28, 2010.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.6 Notice of Completions: Bid J068097 Richmond High School New Bleacher and Field House, J068163 Verde Playground and Site Work Upgrades, W068172 Chavez Elementary Wall and Window Repair**

Comment:

A substantial Completion Notice has been received for:

Bid J068097, Bid J068163, Bid W068172.

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:

West Bay Builders Bid J068097 Richmond High School New Bleacher and Field House
Bay Cities Paving & Grading J068163 Verde Playground and Site Work Upgrades
Streamline Builders W068172 Chavez Elementary Wall and Window Repair

Recommendation:

Recommend approval of these notices of completions

Fiscal Impact:

None

***CI C.7 Notification of Claims Rejected**

Comment:

The District has received claims requesting compensation for property damage. 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 claim

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 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.10 Approve Revised Job Description: Risk Manager**

Comment:

The job description for the Risk Manager will be presented. The job description has been approved by SSA.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.11 Resolution No. 84-0910: Classified School Employee Week, May 16-22, 2010**

Comment:

The State of California has designated May 16-22, 2010 as Classified School Employee Week. We honor their time, their energy, and their commitment to the children of West Contra Costa Unified School District.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.12 Resolution No. 83-0910: National “Day of the School Nurse”**

Comment:

We wish to recognize all the school nurses who give their energy, their intellect, their commitment, and their love to the students of West Contra Costa Unified School District with a resolution proclaiming April 28, 2010 as the “Day of the School Nurse.”

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.13 Resolution No. 82-0910: California “Day of the Teacher”**

Comment:

We wish to recognize all of the teachers who give their energy, their intellect, their commitment, and their love to the students of West Contra Costa Unified School District with a resolution proclaiming May 12, 2010 as the “Day of the Teacher.”

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.14 Resolution No. 86-0910: School Nutrition Employee Appreciation Week – May 3-7, 2010**

Comment:

We wish to recognize all of the Child Nutrition personnel who give their energy, their commitment, and their love to the students of West Contra Costa Unified School District with a resolution proclaiming May 3-7, 2010 as School Nutrition Employee Appreciation Week.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.15 Uniform Public Construction Cost Account Procedures**

Comment:

On May 20, 2009 the Board of Education approved Resolution No. 90-0809 to become part of the Uniform Public Construction Cost Account Procedures. The procedures allow the Board to delegate authorization to award these contracts to District Staff.

Staff is requesting that the Board delegate authority to award informal contracts to specific staff members. That that the Board delegate authorization to award contracts of \$100,000 or less to the Superintendent and the Associate Superintendent of Operations.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.16 Williams Lawsuit Complaints Quarterly Report**

Comment:

The Williams Lawsuit requires that a quarterly report be brought before the Board of Education reflecting the number of complaints filed with any school in the district during a particular quarter. This report reflects the time period from January 1, 2010 through March 30, 2010.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.17 Crespi Jr. High Emergency Repair Program Gym Wall Repair Contract Award**

Comment:

The District has received funding from the state Emergency Repair Program (“ERP”) to replace seriously deteriorated concrete wall areas of the gymnasium at the Crespi Jr. High site. The work includes concrete spall and crack repairs.

HY Architects prepared bid documents for the state-approved project. The District conducted a public bid process for the project. Bids were opened on April 1, 2010. Five Contractors submitted bids. They are as follows: Goldspring Construction \$260,997; NS Construction \$243,000; Pinguelo Construction \$243,000; Alpha Restoration \$206,850; and, Ionian Construction \$174,000. After receipt of the bids, and within the 5 day Bid Protest period as established by the District, the second low bidder, Alpha Restoration, submitted a bid protest. After consideration of the issues and in consultation with legal counsel, the District has confirmed that the low bidder is non-responsive. Therefore, the lowest responsive, responsible bidder is Alpha Restoration at \$206,850.

Recommendation:

Award contract to lowest responsive, responsible bidder

Fiscal Impact:

\$206,850. Funded from the Emergency Repair Program (“ERP”)

***CI C.18 Ratification and Approval of Negotiated Change Orders**

Comment:

Staff is seeking ratification of Change Orders on the following current District construction projects: Helms Middle School New Campus. 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: \$101,814.24

***CI C.19 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: \$667,603. Funding sources as noted.

***CI C.20 Citizens' Bond Oversight Committee (CBOC) Appointments: Anton Jungherr Change of Appointment Status**

Comment:

In order to fill a vacant membership position required by Proposition 39, it is recommended that the Board change the status of Mr. Jungherr from "Board of Trustees WCCUSD"—Board Member Miles appointee, to "Senior Citizen Group" appointee. Mr. Jungherr is an active member of AARP (American Association of Retired People). This action will ensure that the District's Citizen's Bond Oversight Committee has filed this important, statutorily-required position on the committee.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.21 Approval of Contract for Furniture, Setup and Installation at Kennedy High School**

Comment:

Bond Program renovations at Kennedy High School are ongoing. An important next step for the District is to purchase new furniture for the school for use in classrooms and support spaces. We have completed work with the site staff on classroom configurations, specialty spaces, library, offices and staff work areas. New furnishings will be comparable to those installed in our other completed secondary sites Helms, Pinole Middle and El Cerrito High.

The proposed contract is through Young Office Solutions. The pricing for the furniture is by a competitively bid bulk purchasing contract through The Cooperative Purchasing Network (TCPN Contract M0732) and through the CPA Number CA 1201. These are "piggyback" type contracts which meet the state's procurement requirements for these furnishings. In addition, the contract includes installation labor provided through Young Office Solutions.

Recommendation:

Approve contract with Young Office Solutions for Helms furniture, setup and installation

Fiscal Impact:

\$235,401.94. Funded by the Measure J Bond

D. AWARDS, RECOGNITIONS, AND REPORTS

* **D.1 West Contra Costa Unified School District presents:
“Classified Employee of the Year”**

Comment:

Our classified employees are an integral part of the West Contra Costa Unified School District. We are expanding our staff recognition program to pay tribute to the tireless efforts of our outstanding classified employees and focus attention on the positive accomplishments that these employees contribute to the services provided to our students.

For the 2009-2010 school year, the District would like to recognize and acknowledge the following classified employees:

Classified Supervisor	Virginia (Ginny) Gardner, Office Manager, Hercules M/H School
General Services M & O	Kevin Duggan, Auto Mechanic
Office & Technical	Loretta Varnado, School Secretary, Ellerhorst Elementary School
Paraprofessional	Elaine Filippi, Special Education Assistant, DeAnza High School

Recommendation:

For Information Only

Fiscal Impact:

None

* **D.2 Community Budget Advisory Committee (CBAC) Report**

Comment:

On February 25, 2010, the Community Budget Advisory Committee approved a resolution concerning the 2009-2010 Parcel Tax Expenditures and Scope of Measure D, finding that the expenditures budgeted for Fiscal Year 2009-2010 are within the stated purposes for Measure D funds. Committee Chair Charles Cowens has requested the opportunity to present this resolution to the Board.

Recommendation:

For Information Only

Fiscal Impact:

None

* **D.3 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	Public Employees Local 1
Bayside Parent Teacher Association	School Supervisors Association
Citizens’ Bond Oversight Committee	United Teachers of Richmond
Community Budget Advisory Committee	West Contra Costa Administrators Association
Facilities Subcommittee	
Ivy League Connection	
Safety Committee	
Special Education Citizens Advisory Committee	
Youth Commission	

* **D.4 In Memory of Members of the School Community**

Comment:

The District would like to take time to recognize the contributions of members of our school community who have passed away. The District requests the community to submit names to be reported as a regular part of each agenda.

James “Jim” Morehouse passed away on April 7, 2010. Mr. Morehouse began employment with the Richmond Unified School District in 1964. In 1968 he came to El Cerrito High School as a Site Supervisor where he worked until his retirement in 2003. In almost 35 years, Mr. Morehouse did not miss a single ECHS football game and missed only one half of one basketball game when his son was injured and had to be taken to the hospital. He is remembered for his generous spirit, love and wisdom and was a mentor to students, teachers and administrators. In January of this year, the El Cerrito High School Community Project changed its name to the James Morehouse Project with the commitment to carry on his legacy of love, respect and service to others.

Our thoughts go out to the family and friends in the loss of their loved one.

Recommendation

For Information Only

Fiscal Impact:

None

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 agendaized, but may refer these to staff for response and/or placement on future agendas.

F. ACTION ITEMS

* **F.1 Competencies for State-identified Persistently Lowest-Achieving Schools**

Comment:

Federal and state laws and guidance associated with the American Recovery and Reinvestment Act of 2009 (AARA), the School Improvement Grant (SIG) program, and the Race to the Top (RTTT) program require California to identify the state’s persistently lowest-achieving schools and require the lowest 5% to implement one of four school intervention models beginning in the 2010-11 school year.

On March 8, 2010, the California Department of Education designated Lincoln Elementary School on its list of the 5% persistently lowest-achieving schools in the state of California.

The Turnaround model will be implemented at Lincoln School for the 2010-11 school year. The Turnaround model requires, amongst many actions, that a Local Educational Agency (LEA) adopt teacher competencies to measure the effectiveness of staff who can work within the turnaround environment to meet the needs of students.

The competencies were developed from the California Standards for the Teaching Profession (CSTPs) and the Four Major Domains of the Teaching Profession. They are comprehensive and highly supportive of a school environment conducive to learning and successful achievement for all students.

Recommendation:

Recommend Approval

Fiscal Impact:

None

* **F.2 Resolution No. 85-0910 Measure “J” Series “D” Bond Issuance**

Comment:

The Board is requested to approve the Resolution authorizing the issuance of not to exceed \$30,000,000 of the District’s general obligation bonds. The bonds are being issued on behalf of the District by Contra Costa County.

BACKGROUND

Actions at both the state and federal level have ratified the allocations of Qualified School Construction Bond Authorization authorizations made by the State Department of Education last August. Such actions put the District back on track to issue its fourth series of bonds under the Measure J bond program. The Series D Bonds will be issued in the amount of not-to-exceed \$30,000,000 and will be comprised of \$25,000,000 in QSCBs and \$5,000,000 in traditional tax-exempt bonds (which will be structured as capital appreciation bonds). The structure will be similar to that used for the Build America Bond portion of the District's Series C Bonds last summer and should produce substantial savings to the District. Under the direct pay structure, the District expects to achieve a net interest rate that could approach 1%.

The resolution authorizes the District to sell up to \$30 million of bonds approved by District voters at the November 8, 2005, bond election. Pursuant to the Education Code, the bonds will be sold on behalf of the District by the County Treasurer and issued by the Board of Supervisors. The bonds will be sold by negotiated sale with Piper Jaffray serving as lead underwriter. The bonds are tentatively scheduled to price in late May with funds available for delivery in early June. In addition to establishing the broad parameters for the financing and requesting the board of supervisors to approve the sale of the bonds, the resolution approves the following documents as to form:

1. Official statement
2. County Resolution
3. Bond purchase contract

The official statement will be distributed under separate cover.

This resolution will supersede Resolution No. 46-0910 which was approved by the Board last November.

DISCUSSION

The Resolution will enable the District to issue this series of bonds in an amount of not-to-exceed \$30,000,000.

Recommendation:

It is recommended that the Board of Education adopt the Resolution.

Fiscal Impact:

\$30,000,000 will allow the District Bond Program to continue as scheduled.

G. DISCUSSION ITEMS

*** G.1 Manzanita Charter Middle School**

Comment:

Manzanita Charter Middle School submitted a petition renewal to West Contra Costa Unified School District (WCCUSD) on March 30, 2010. Pursuant to the Charter School Act of 1992 (the "Act"), Education Code section 47600 et seq., the Legislature has charged local school boards with the responsibility of reviewing and acting on petitions for charter schools.

Education Code section 47605(b) requires the Board, within 30 days of submission of the petition, to hold a public hearing to receive public comment on the Petition. That is the purpose of this agenda item.

The Act also requires the Board to either grant or deny the Petition within 60 days of submission. Staff and legal counsel are reviewing and analyzing information related to the Petition, as well as the operation and potential effects of the proposed charter school, and will make a recommendation as to the petition at a subsequent board meeting.

Recommendation:

Public Hearing only at this time

Fiscal Impact:

To Be Determined

* **G.2 Community Roots Academy**

Comment:

Community Roots Academy submitted a petition to West Contra Costa Unified School District (WCCUSD) on April 8, 2010 to establish an independent charter school. Pursuant to the Charter School Act of 1992 (the “Act”), Education Code section 47600 et seq., the Legislature has charged local school boards with the responsibility of reviewing and acting on petitions for charter schools.

Education Code section 47605(b) requires the Board, within 30 days of submission of the petition, to hold a public hearing to receive public comment on the Petition. That is the purpose of this agenda item.

The Act also requires the Board to either grant or deny the Petition within 60 days of submission. Staff and legal counsel are reviewing and analyzing information related to the Petition, as well as the operation and potential effects of the proposed charter school, and will make a recommendation as to the petition at a subsequent board meeting.

Recommendation:

Public Hearing only at this time

Fiscal Impact:

To Be Determined

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 – May 12, 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

April 28, 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. WCCUSD v. Orrick
3. Signature at Anchor Cove 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

Administrative Appointments for the 2009-2010 and 2010-2011 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)

Teachers (2)

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:** April 28, 2010
From: Jessica R. Romeo, **Agenda Item:** A.6
Assistant Superintendent Human Resources
Subject: Administrative Appointments for the 2009-2010 and 2010-2011 School Year

Background Information:

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

Interim, K-12 Instructional Specialist-Elementary
Bond Facility Project Managers

The following administrative appointments will be reported for the 2010-2011 school year:

Principal, High School
Principal, Elementary School
Vice Principal, Elementary School
Coordinator of State and Federal
Coordinator of Educational Services

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: April 28, 2010

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

Agenda Item: B.4

Subject: Presentation of Student Board Representative Matthew Arciniega, El Cerrito High School

Background Information:

Student Board Representative Matthew Arciniega will be representing El Cerrito High School at the Board of Education on April 28, 2010. We would like to recognize and commend his 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

April 14, 2010

A. CLOSED SESSION

B. OPENING PROCEDURES

President Madeline Kronenberg called the meeting to order at 5:00 PM. The Board recessed into Closed Session. President Kronenberg called the Public Session to order at 6:37 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 offered welcome and instructions to the public regarding the meeting.

B.3 Roll Call

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

Staff Present: Doris Avalos, Executive Director K-12; André Bell, Executive Director Business Services/Bond; Steve Collins, SELPA Director; Susan Dunlap Coordinator EL Services; Otilia Espinosa, Interpreter; 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; Joe Mayes, Maintenance Manager; Elmer Meredith, Electronics Technician; Lyn Potter, Coordinator State & Federal; Nia Rashidchi, Assistant Superintendent Educational Services; Jessica Romeo, Assistant Superintendent for Human Resources; Phyllis Rosen, Legal Secretary; Bill Savidge, District Engineering Officer; Marin Trujillo, Coordinator Community Engagement

B.4 Presentation of Student Board Representative Imaobong (Ima) Etim, DeAnza High School

Ms. Etim spoke about promoting a culturally inclusive environment at De Anza and provided an update on programs to improve student engagement and classroom rigor, and increase health services and safety.

B.5 Report/Ratification of Closed Session

Superintendent Harter asked the Board to ratify the vote taken in Closed Session to expel seven (7) students and to suspend those expulsions for placement in the West Contra Costa Unified School District.

Motion: Mr. Ramsey moved approval of the expulsion of seven (7) students, suspending those expulsions for placement in the West Contra Costa Unified School District. Mr. Medrano seconded. Mr. Medrano, Ms. Miles, Mr. Ramsey and President Kronenberg voted yes with Mr. Thurmond abstaining due to absence from closed session. Motion carried 4-0-1-0.

Superintendent Harter asked the Board to ratify the vote taken in Closed Session to reassign thirteen (13) assistant principals.

Motion: Mr. Medrano moved approval of the reassignment of thirteen (13) assistant principals. Mr. Ramsey seconded. Mr. Medrano, Ms. Miles, Mr. Ramsey, Mr. Thurmond and President Kronenberg voted yes with no abstentions and no absences. Motion carried 5-0-0-0.

Superintendent Harter asked the Board to ratify the vote taken in Closed Session to appoint two administrators to administrative vacancies, Waheed Balogun to the Director of Facilities and Construction and Donald McPherson to the Business Application Analyst.

Motion: Mr. Medrano moved approval of the appointment of two administrators to administrative vacancies, Waheed Balogun to the Director of Facilities and Construction and Donald McPherson to the Business Application Analyst. Ms. Miles seconded. Mr. Medrano, Ms. Miles, Mr. Ramsey, Mr. Thurmond and President Kronenberg voted yes with no abstentions and no absences. Motion carried 5-0-0-0.

B.6 Agenda Review and Adoption

Mr. Medrano moved to approve the agenda with Item F.1 Ivy League Summer Programs: Students from WCCUSD high schools will participate in College Courses and Readiness Programs offered at Ivy League Colleges and Universities going before Item D. Awards, Recognitions, And Reports. Mr. Thurmond requested to move the Youth Commission Report to be given upon arrival of the Youth Commissioner. Mr. Ramsey seconded. Mr. Medrano, Ms. Miles, Mr. Ramsey, Mr. Thurmond, Student Representative Etim (advisory vote only), and President Kronenberg voted yes with no absences and no abstentions. Motion carried 5-0-0-0.

B.7 Minutes: March 15, March 24, and March 31, 2010

MOTION: Mr. Ramsey moved to approve the Minutes of March 15 and March 31, 2010. Mr. Medrano seconded. Mr. Medrano, Ms. Miles, Mr. Ramsey, Mr. Thurmond, Student Representative Etim (advisory vote only) and President Kronenberg voted yes with no abstentions and no absences. Motion carried 5-0-0-0.

MOTION: Mr. Ramsey moved to approve the Minutes of March 24, 2010. Mr. Medrano seconded. Mr. Medrano, Ms. Miles, Mr. Thurmond, Student Representative Etim (advisory vote only) and President Kronenberg voted yes with Mr. Ramsey abstaining and no absences. Motion carried 5-0-1-0.

C. BUSINESS ITEMS

C.1 Grants/Awards/Agreements

C.2 Acceptance of Donations

C.3 Approval of Fund-Raising Activities

C.4 Summary of Payroll and Vendor Warrant Reports

C.5 Acceptance of Contracts for Placement of Student Teachers

C.6 Notification of Claims Rejected

C.7 Routine Personnel Changes - Certificated

C.8 Certificated Personnel Changes

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

C.10 Approve Job Descriptions: Maintenance Supervisor and Support Services Supervisor

C.11 Crespi Jr. High Emergency Repair Program Gym Wall Repair Contract Award

This item was pulled.

C.12 DeAnza High School Main Campus Construction Project Award of Contract

Mr. Fay read the changes to the revised précis as follows (changes in italics):

Background Information: The next step in the reconstruction of DeAnza High School is to complete the construction of the main campus buildings and site work. This project includes all core Classrooms, Administration, Library, Theater, Art, Special Education, and Support Spaces for the school. The project includes full site work and construction of all support system elements of the main campus areas. When the construction of the new campus is complete, the District will occupy the new buildings and this contract will also include the hazardous materials abatement and demolition of the existing DeAnza buildings with the site being rough-graded for the final phase of work. This project also includes a renewable energy system component. The 350 kw solar energy generating system is being bid as an alternate and based upon pricing and overall budget impacts staff make a recommendation for award.

DLM Architects has prepared plans and specifications for the DeAnza Main Campus project. The District conducted a public bid process for this project. Bids were opened on April 13, 2010. *Nine Contractors submitted bids. They are as follows: Hensel Phelps \$69,803,000; Roebbelen \$67,839,000; Arntz Builders \$67,635,208; SJ Amoroso \$66,997,000; McCarthy Building \$65,450,000; West Bay Builders \$63,982,000; Lathrop \$63,749,000; Overaa \$63,387,000; and, Wright Contracting \$62,508,000. The lowest apparent responsive, responsible bidder is Wright Contracting at \$62,508,000. This bid is well below the District's budget for the project. It is recommended to accept the photovoltaic electric generating system alternate. In addition, staff will be bringing the Board recommendations regarding additional Program Budget Adjustments reflecting this bid.*

This item is being 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.

Recommendation: Authorize staff to issue Notice of Award upon successful completion of the Bid Protest period, to the lowest responsive, responsible bidder.

Fiscal Impact: \$62,508,000, for the Base Bid and Bid Alternate #1 Renewable Energy System. Funded from the Measure J Bond.

Board Discussion:

Mr. Thurmond requested that Mr. Fay reiterate the list of bidders regarding Item C.12. Mr. Fay responded. Mr. Ramsey commented that the bid in Item C.12 came in with a savings of \$20 million dollars.

- C.13 Portola Temporary Campus Small Projects Award of Contracts
- C.14 New Helms Middle School Maintenance & Custodial Equipment Award of Contract
- C.15 Ratification of Previously Awarded Contracts
- C.16 Ratification of Staff Awarded Contract for Leadership Temp Campus Drainage Repairs
- C.17 Ratification and Approval of Negotiated Change Orders
- C.18 Ratification and Approval of Engineering Services Contracts
- C.19 Study Trip by Middle College High School Students to South Carolina for the Middle College National Consortium Leadership Conference, April 28 – May 2, 2010
- C.20 Study Trip by Students from Ford Elementary and Stewart K-8 to New York City for a Poetry Contest, April 17 – 20, 2010

MOTION: Mr. Ramsey moved approval of the Consent Items C.1 – 10, 12 – C.20. Mr. Medrano seconded. Mr. Medrano, Ms. Miles, Mr. Ramsey, Mr. Thurmond, Student Representative Etim (advisory vote only) and President Kronenberg voted yes with no abstentions and no absences. Motion carried 5-0-0-0.

- F.1 **Ivy League Summer Programs: Students from WCCUSD high schools will participate in College Courses and Readiness Programs offered at Ivy League Colleges and Universities**
Superintendent Harter said that the Ivy League Connection program plans to continue its program this year, and at this time he is asking for Board approval on the District's portion of the budget for Board participation and chaperone expenses for the summer program, and to acknowledge the Magna Award given by the National School Boards Association.

Public Comment: None

Board Comment:

Mr. Thurmond congratulated President Kronenberg and Mr. Ramsey for their stewardship for getting the Magna Award and to the students who will participate. He asked whether this amount is an amount that is contributed annually and inquired about the budget stream. Superintendent Harter said this has been budgeted every year since 2006, and that this amount is less than previous years due to additional fundraising by Mr. Ramsey. He added that in terms of per pupil expenses, for what District students get out of it, this is a very small cost. Mr. Ramsey congratulated staff members who he said have been uplifted by the success of the program. Mr. Thurmond commented on the possible addition of Bryn Mawr College to the list of colleges. Mr. Medrano applauded the efforts of President Kronenberg and Mr. Ramsey since 2006. He spoke about the drive he sees in those students who have participated. Ms. Miles spoke about the importance of stating our District as a college going community and letting the students know there are no limits. She applauded the teachers, administrators and community members who are supporting the program. President Kronenberg thanked all the teachers, staff and parents who were involved throughout the entire process. She spoke of the way in which receiving the Magna Award has changed the conversation around our school District nationally. Additionally, she thanked Mr. Ramsey for his tremendous time, energy and effort. Mr. Ramsey and President Kronenberg offered thanks and recognition to Mr. Don Gosney for his contribution.

Motion: Ms. Miles moved approval of Ivy League Summer Programs: Students from WCCUSD high schools will participate in College Courses and Readiness Programs offered at Ivy League Colleges and Universities. Mr. Thurmond seconded. Mr. Medrano, Ms. Miles, Mr. Ramsey, Mr. Thurmond, Student Representative Etim

(advisory vote only) and President Kronenberg voted yes with no abstentions and no absences. Motion carried 5-0-0-0.

D. AWARDS, RECOGNITIONS, AND REPORTS

D.1 WCCUSD Elementary Poet-Athlete Students from Ford and Stewart to Perform at the New York Stock Exchange on April 19, 2010 in Celebration of National Poetry Month

Ms. Rashidchi recognized the two students who will represent WCCUSD at the Fourth Annual National Poetry Slam, an event hosted by America SCORES. Colin Schmidt, Executive Director, provided background on the program and introduced Elishame Vallare from Ford Elementary who read his poetry entitled “The Devastation of Poverty on the Streets.” Roberto Gil, Program Director, introduced Shannon Chand who read her work entitled “Slavery.” Ms. Rashidchi provided certificates of recognition to the students.

Public Comment: None

Board Comment:

Mr. Ramsey thanked the sponsors who give hope and inspiration and expressed pride in the students for being out in the greater world.

Ms. Miles congratulated the students and said they were role models to other students.

Mr. Medrano said he was very proud of both students and asked them to bring back information and photos of their trip.

Student Representative Etim congratulated the students and spoke about the opportunity of starting young to have a voice and letting it be heard.

Mr. Thurmond thanked the students for their powerful messages and the courage to speak before the audience and speak the truth.

President Kronenberg said she was very impressed with the poetry and recognized the parents for their contribution.

Mr. Ramsey left the meeting at 7:15 PM.

D.2 Recognition of Chevron’s Contributions to the West Contra Costa Unified School District

Mr. Greer recognized Chevron of Richmond, presenting an overview of the activities and investments Chevron has made which has strengthened and expanded services providing a high quality of education for all students in the District. He introduced Andrea Bailey and Brent Tippen of Chevron, thanking them for their service and partnership with certificates of recognition.

Public Comment: None

Board Comment:

Mr. Thurmond thanked the Chevron team for their commitment to the students.

Mr. Medrano thanked Chevron for working with the District and for the grants given to community organizations. He announced the recipients of the Somos scholarships provided by Chevron.

Ms. Miles acknowledged that without a good partner such as Chevron, some of the programs supplemented throughout the District would not happen.

President Kronenberg said it is an honor to have partners who work this hard to support the District.

D.3 Recognition of the Gooden Family Scholarship Funds Contributions to the West Contra Costa Unified School District

Mr. Greer recognized the Gooden Family for their efforts helping the students get on the road to college, providing workshops and services to high school students. He thanked Andrew Gooden, Ruth Kleinman, Joan Steck-Bayat and Bill K’Burg. Ms. Kleinman, Executive Director, provided an overview of ongoing programs and introduced the ten students who received scholarships and attended the program this year.

Public Comment: None

Board Comment: In conjunction with Item D.4

D.4 Recognition of Jan Schilling’s Scholarship Contributions to John F. Kennedy High School

Mr. Greer recognized Jan Schilling for providing scholarships to young African American female students at Kennedy High School for the past 14 years and presented her with a plaque in recognition of her efforts. Ms. Schilling said it

was a pleasure working with the guidance staff at Kennedy and acknowledged the high quality of students she has worked with saying it has been a joy to be a part of their education.

Public Comment: None

Board Comment:

Mr. Thurmond thanked Ms. Schilling for her commitment to the students and young women and Kennedy High School and for her investment there. He also thanked the Gooden Family scholarship program for its commitment and ongoing support of the District that began prior to 2006.

Mr. Medrano thanked the Gooden fellowship for the work they have done and Ms. Schilling for her collaboration with the District reaching out to those students who have the greatest financial need.

Ms. Miles thanked the Gooden Family for partnering with the District and Ms. Schilling for her support of African American females at Kennedy High School.

President Kronenberg expressed gratitude for the steady partners that the District has counted on for a long period of time. She applauded Ms. Schilling for everything she has done and thanked the Gooden Funds as they have expanded their services over the years.

D.5 Recognition of Efforts by the West Contra Costa Unified School Counselors in the Development of Support Personnel Accountability Report Cards

Mr. Greer offered recognition to the District's 43 counselors and their achievement in completing the SPARC evaluations. He said that WCCUSD was the only district in California in which every secondary school participated, and that seven of those sites have been recognized for meeting standards. Doris Avalos said that all the counselors presented their SPARC report at the last Academic Subcommittee meeting, and introduced Sarah Larson, Counselor from El Cerrito High School, and Paul Shatswell, Counselor from North Campus, who presented SPARC reports from their schools.

Public Comment: None

Board Comment:

Ms. Miles said that at the Academic Subcommittee meeting she had the opportunity to hear each report, and that they were all fabulous. She expressed appreciation for all the counselors and thanked them for their efforts and dedication.

Mr. Thurmond commended the counselors for what they do and said he is pleased the SPARC provides a way to quantify their efforts and the impact they have on students.

Mr. Medrano commended the counselors and spoke especially of those counselors at Richmond High School who assist parents who do not speak English.

President Kronenberg said that the SPARC was an important tool that allowed each counselor to read what the others are doing and provided the opportunity to grow resources. She thanked all who put the project together.

D.6 Community Budget Advisory Committee (CBAC) Report

Ms. Gamba presented this item on behalf of Charles Cowens, CBAC Chair, who was unable to attend due to illness.

Ms. Gamba said that one of the duties of the CBAC is to look at the District's internal audits and the documents provided to the community as well as provide input to the School Board about how they oversee them as a community. In February, the CBAC passed a resolution to commend the staff of the WCCUSD for earning a stellar independent audit report, which was remarkable given complexities of the District's financial situation.

Public Comment: None

Board Comment:

President Kronenberg said she appreciates the huge amount of time and effort involved and said that not every district is as successful or committed. She thanked Ms. Gamba for her leadership.

D.7 Standing Reports

Youth Commission. Ana Zelaya who recently joined the Youth Commission provided a report on the efforts by members to work among themselves and with community services to solve problems within the District. Mr. Thurmond announced the next meeting on April 19 at the RYSE Center in Richmond at 6:00 PM.

Bayside PTA. President Cathy Garza said the Bayside PTA recently passed an endorsement of Measure D and individual school PTAs are also coming forth and endorsing the measure. The next meeting is Monday, April 25 at 7:00 PM at Alvarado when they will be electing new officers and featuring a presentation by the Youth Commission.

Facilities Subcommittee. Mr. Medrano provided an update on discussion items and action items approved at the meeting of April 13, and announced the next meeting on May 11 at 3:30 PM.

Safety Committee. Mr. Thurmond said that the next meeting will be April 21 at 6:00 PM at Gompers High School. The topics will include looking at the City of Richmond's new daytime curfew and promoting safety for students both in school and within the community.

Ivy League Connection. President Kronenberg provided an update on the students currently on the East Coast who have been accepted to those schools.

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

E.1 Superintendent's Report
Dr. Harter provided a report of events in District schools.

E.2 WCCUSD Public Comment

Public Comment: Christina Slamon

F. ACTION ITEMS

Item F.1 was moved to follow the Consent Items.

F.2 Annual Financial Audit of District Bond Program
Ms. Gamba said that the Financial Audit for the 2009 bond program was before the Board for acceptance. She explained that the Bond Audit is an adjunct audit to the regular audit that had been approved in January of this year, and that first required approval of the Citizens' Bond Oversight Committee. She introduced Matthew Nethaway of Perry Smith to provide an overview and answer questions of the Board.

Public Comment:
President Kronenberg thanked Mr. Nethaway for his presentation and said she appreciated the "blank page" recommendation.

Motion: Mr. Medrano moved approval of the Annual Financial Audit of District Bond Program. Mr. Thurmond seconded. Mr. Medrano, Ms. Miles, Mr. Thurmond, Student Representative Etim (advisory vote only) and President Kronenberg voted yes with no abstentions and Mr. Ramsey absent. Motion carried 4-0-0-1.

F.3 Measure J Bond Program Budget Adjustments
Mr. Fay introduced the Measure J Program Budget reconciliation, which he said is reviewed every year, and asked for Board approval.

Public Comment: None

Board Comment:
President Kronenberg said she attended the Facilities Subcommittee meeting where the report was well presented, and that the Board can be very grateful about moving forward making the adjustments.

Motion: Ms. Miles moved approval of the Measure J Bond Program Budget Adjustments. Mr. Medrano seconded. Mr. Medrano, Ms. Miles, Mr. Thurmond, Student Representative Etim (advisory vote only) and President Kronenberg voted yes with no abstentions and Mr. Ramsey absent. Motion carried 4-0-0-1.

DISCUSSION ITEMS

G.1 Status Reports – Facilities Planning and Construction

Mr. Bill Savidge provided a report on facilities projects throughout the District.

Public Comment: None

Board Comment:

Mr. Medrano thanked Mr. Savidge for commenting on the status of DeAnza High School as he has received many inquiries.

Student Representative Ima Etim expressed thanks for the update on DeAnza High School and knowing the future status in light of the economic downturn.

President Kronenberg thanked Mr. Savidge for providing a complete report and said she appreciated the fact they are partnering with the City of Richmond.

Mr. Medrano asked Mr. Savidge to comment on the budget for DeAnza.

Mr. Savidge said that the overall savings will be over \$40 million from the original bid.

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

None

I. COMMENTS OF THE BOARD OF EDUCATION AND SUPERINTENDENT

Ms. Miles thanked the El Sobrante Masonic Lodge for their \$1,000 scholarship award to the Pinole Valley High School Glee Club, saying it was important for community partners to support the arts in our schools.

Mr. Thurmond thanked Ms. Etim for attending as Student Board Representative. He acknowledged the loss of Mr. Ramsey's mother and extended sympathy to his family.

President Kronenberg asked for a moment of silence on behalf of Evelyn Ramsey, and said that everyone feels a great loss for him and his family.

J. THE NEXT SCHEDULED BOARD OF EDUCATION MEETING

Lovonya DeJean Middle School – April 28, 2010

K. ADJOURNMENT

President Kronenberg adjourned the meeting at 8:55 PM.

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: April 28, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: CI C.1

Subject: Grants/Awards/Agreements

Background Information: Formal acceptance is requested from the Board of Education to accept the grants/awards/agreements, as detailed on the attached sheet dated April 28, 2010.

Recommendation: Recommend Approval

Fiscal Impact: As noted per grants summary

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

GRANT / AWARD / AGREEMENT NOTIFICATIONS

Project Name	Project Amount for Budget Period	Funding Agency	Comments
California Partnership Academy Prg - ACET Architect/Constr/Engin/ Technology - Kennedy	(\$2,700) Amendment 1	California Department of Education - High School Transformation Unit	Reduction in the 09-10 grant award
Resource # 6385	7/1/09 - 6/30/10		PCA # 24960-05
North Coast Beginning Teacher Program	\$8,000	Sonoma County Office of Education	To serve teachers in the Alternative Certification Intern Program
Resource # 9572	7/1/09 - 6/30/10		PO# B10-00420

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: April 28, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: CI C.2

Subject: Acceptance of Donations

Background Information: The District has received donations as summarized on the attached sheet dated April 28, 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 _____

West Contra Costa Unified School District
April 28, 2010 Board Meeting

ACCEPTANCE OF DONATIONS

<u>Donor Name</u>	<u>Description or Purpose</u>	<u>Estimated Value</u>	<u>Receiving School or Department</u>
Ken Lindgren	Sr. Student Donation-Shaquille Jones	\$ 100.00	J.F. Kennedy High School
George Miller Youth Fund Inc.	Close-Up Going to Washington	\$ 1,758.00	J.F. Kennedy High School
Linda Sindelar	Close-Up Going to Washington	\$ 100.00	J.F. Kennedy High School
Madera Elementary PTA	Riso Graph Copier	\$ 3,830.28	Madera Elementary
Chevron Humankind	Forensics & Football	\$ 122.52	Pinole Valley High School

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

Donations 04/28/10 doc

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: April 28, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: CI c.3

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 April 28, 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>
De Anza High School	Rummage Sale 4/24	De Anza PTSA
El Cerrito High School	Asian American Donor Program Movie night	El Cerrito Asian Student Union
Madera Elementary	Madera Community Auction	Madera PTA
Ohlone Elementary	Spring Carnival 5/23	Ohlone PTA
Pinole Valley High School	Earth Day O Ambassador Program- Movie Night - 4/23	PVHS Leadership Sustainable Development Committee
Pinole Valley High School	Student/Faculty Basketball Game	PVSH Leadership Health 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: April 28, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: CI C.4

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 April 28, 2010.

Recommendation: Recommend Approval

Fiscal Impact: As noted per contracts summary.

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

CONTRACTED SERVICES

The following professional consultant services are recommended for approval.

<u>DEPARTMENT</u>	<u>DATE OF SERVICE</u>	<u>CONSULTANT NAME</u>	<u>COST & FUNDING</u>	<u>PURPOSE</u>
Curriculum Federal Project	3/10/10 Thru 6/30/10	The Buddy System R18271	\$21,240 Title I	Increase existing contract of \$30,000 to continue services. Continue to track, assess and support the education of 20 targeted foster care youth in the West Contra Costa Unified School District foster youth project.

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: April 28, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: CI C.5

Subject: Acceptance of Contracts for Placement of Student Teachers

Background Information: Teachers in this district provide supervision and evaluation for students seeking credentials to teach in California public school classrooms. These arrangements are made between the institution of higher education and the individual classroom teacher at no cost to the district.

Staff requests approval from the Board of Education to accept Contracts for Placement of Student Teachers as detailed on the attached sheet dated April 28, 2010.

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
April 28, 2010

ACCEPTANCE OF CONTRACTS FOR PLACEMENT OF STUDENT TEACHERS

The following institutions of higher education has submitted a contract with West Contra Costa Unified School District. This institution intends to place student teachers in the West Contra Costa Unified School District schools.

Brandman University Campus

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: April 28, 2010

From: Sheri Gamba, Assoc. Supt., Business Services

Agenda Item: CI C.6

Subject: Notice of Completions: Bid J068097 Richmond High School New Bleacher and Field House, J068163 Verde Playground and Site Work Upgrades, W068172 Chavez Elementary Wall and Window Repair.

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

Bid J068097, Bid J068163, Bid W068172.

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:

West Bay Builders Bid J068097 Richmond High School New Bleacher and Field House
Bay Cities Paving & Grading J068163 Verde Playground and Site Work Upgrades
Streamline Builders W068172 Chavez Elementary Wall and Window Repair

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 04/28/10.
5. The work done was: Project J068097 Richmond High School New Bleacher and Field House
6. The name and address of the contractor for such work of improvement was West Bay Builders 250 Bell Marin Keys Blvd. Bldg A, Novato, CA 94949 Date of Contract: 04/22/08
7. The name of the Bonding Company that provided Surety for said contractor relative to work to be performed is: Insurance 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: Chavez Elementary School 960 – 17th Street Richmond, CA 94801.

Dated: April 28, 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 April 28, 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 04/28/10.
7. The work done was: Project J068163 Verde Playground and Site Work Upgrades
7. The name and address of the contractor for such work of improvement was Bay Cities Paving & Grading 5029 Forni Dr Concord, CA 94520 Date of Contract: 06/25/09
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: Verde Elementary School 2000 Giaramita Street, Avenue, Richmond CA 94801.

Dated: April 28, 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 April 28, 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 04/28/10.
9. The work done was: Project W068172 Chavez ES Exterior Wall and Window Repair
8. The name and address of the contractor for such work of improvement was Streamline Builders 1700 25th Avenue San Francisco, CA 94122 Date of Contract: 07/09/09
7. The name of the Bonding Company that provided Surety for said contractor relative to work to be performed is: Western Surety 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: Chavez Elementary School 960 – 17th Street Richmond, CA 94801.

Dated: April 28, 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 April 28, 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: April 28, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: CI C.7

Subject: Notification of Claims Rejected

Background Information: The District has received claims requesting compensation for property damage. 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 claim

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

West Contra Costa Unified School District
April 28, 2010

2009-2010 CLAIM REJECTED

<u>School or Department</u>	<u>Date of Occurrence</u>	<u>Claimant</u>	<u>Type of Loss</u>	<u>Disposition of Settlement</u>
Maintenance & Operations	3/22/10	District Resident	Property Damage	Rejected
Maintenance & Operations	4/2/10	District Resident	Property Damage	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: April 28, 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

April 28, 2010

FOR INFORMATION ONLY

Classified Personnel Changes

NEW HIRES

COOK, BOYD MCNABB	CARPENTER	2/1/2010
BOBIS, RICHARD D	OFFICE MACHINE REPAIR WORKER	2/1/2010
STALLWORTH, CHRISTOPHER LAMONT	COACH ATHLETIC CLASSIFIED	2/3/2010
PACHECO JR, DANIEL JACK	PAINTER	2/3/2010
WILLIAMS, DEANNA	INST ASSISTANT SP ED	2/4/2010
MELANO, MARTHA	INST AIDE BILINGUAL	2/8/2010
ZURITA, LAURA	PERSONNEL CLERK BILINGUAL	2/22/2010
HERNANDEZ, MARIA A.	TYPIST CLERK I	2/22/2010
SIMMONS, KAISHA ELAINE	FOOD SERVICE AIDE	2/25/2010
MCDONALD, CARMEN M.	LOWER DIVISION TUTOR	3/2/2010
MENDOZA, ELIZABETH	LOWER DIVISION TUTOR	3/2/2010
WILLIAMS, JENNIFER K	INST AIDE	3/15/2010
CEJA-OROZCO, JANET LOUISE	SCHOOL SECRETARY I	3/15/2010
RAMIREZ, ROSEMARY I.	TYPIST CLERK I BILINGUAL	3/15/2010
DENTON, SCOTT M	CUSTODIAN	3/16/2010
WYATT, SHELLIE MARIE	INST AIDE	3/22/2010
PACINI, MONICA J	INST AIDE BILINGUAL	3/22/2010
ILLAHI, MONINA A	INST AIDE BILINGUAL	3/22/2010
RANKIN, BRENDA D	SCH COMMUNITY WORKER	3/22/2010
MIRANDA, MARIA E	SCH COMMUNITY WORKER	3/22/2010
STEWART, GABRIEL ORLIS	CUSTODIAN	3/29/2010

PROMOTIONS

WILLIAMS, MOHANIA	INST ASSISTANT SP ED	2/1/2010
MARTZ, FRANCES MARY	PERSONNEL TECHNICIAN	2/1/2010
VASARHELY, ANITA F	CASEMIS CA SP ED MANG INFO TEC	2/2/2010
BLAKE, ALFRED C	GARDENER LEAD WORKER	2/4/2010
SMITH, ROBERT LEE	SPECIAL EDUCATION ASSISTANT	2/5/2010
KENNAN, SAMUEL LEE	CUSTODIAN	2/8/2010
RUSSELL, KENNETH WAYNE	CUSTODIAL SUPV SR HIGH SCHOOL	2/11/2010
ANDERSON, DIANN KAY	FOOD SERVICE OPERATIONS ASST	2/22/2010
KIRKLAND, ANTOINETTE DARLENE	HEAD CUSTODIAN ELEMENTARY	2/22/2010
AHOLA, NADINE KAY	AREA SUPERVISOR FOOD SERVICE	3/1/2010
WOLRIDGE, CAROLYN DENISE	CAFETERIA COOK / MANAGER	3/1/2010
DEVI, SAROJINI	CAFETERIA COOK / MANAGER	3/1/2010
GONZALEZ, FRANCES LORAIN	SCHOOL SECRETARY I	3/9/2010
WORLD, JACQUELINE	ASST BUYER	3/12/2010
JONES, MARY H	ADMINISTRATIVE SERVICES MGR	3/15/2010
MERCADO, FERNANDO	FOOD TRANSPORT DRIVER	3/15/2010
WEISS, MARCIA	SCHOOL SECRETARY I	3/16/2010
PEDERSEN, JANET S	TYPIST CLERK III	3/18/2010
LEWIS, CHERYL CHRISTENE	PAYROLL SUPERVISOR	3/22/2010

LAY-OFF REINSTATEMENT

PANGELINA, WENDY LYNN

STAFF SECRETARY

2/1/2010

REHIRE

GRINFELD-AGUERO, LIDA M

INST ASSISTANT SP ED BIL

3/16/2010

FERGUSON, JUDY S

UPPER DIVISION TUTOR

3/22/2010

LEAVE

FERNANDEZ, LYDIA M.

SCHOOL LUNCH WORKER I

2/1/2010

YOUNG, WILLIAM E.

INSTRUCTIONAL ASSISTANT

2/28/2010

BUGAS, CARLITO

SCHOOL LUNCH WORKER II

3/1/2010

CASH, RONALD D

CUSTODIAN

3/1/2010

BERNAL, GUILLERMINA

SCHOOL LUNCH WORKER I

3/4/2010

RETURN FROM LEAVE

AKINS, BEVERLEE ANN

CAFETERIA COOK / MANAGER

3/1/2010

RETIREMENT

CIBULA, PETER M

CUSTODIAL SUPERVISOR

3/31/2010

KENNEDY, SUSAN C

INSTRUCTIONAL ASST. SPECIAL ED.

3/1/2010

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: April 28, 2010

From: Jessica R. Romeo,
Assistant Superintendent Human Resources

Agenda Item: CI C.9

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
April 28, 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>
SEWELLYN WILLIAM	KAPLAN DITTMAN	PINOLE VALLEY HIGH OLINDA	K-12 INST. SPECIALIST	RETIRE	6/21/2010
SHARON RUSSELL	LEVY GAUTHIER	PORTOLA MADERA	5TH SEI ENGLISH	RETIRE	6/11/2010
MARTY	WESTBY	GRANT	60% 3RD SEI	RETIRE	6/11/2010
DAVID	LINGENFELTER	RICHMOND HIGH	1ST SEI CHEMISTRY	RETIRE	6/11/2010
BENITA KIM	WHITE GLOSSON	PINOLE MIDDLE TLC	SEI WLD. HISTORY SEI NSH SEI	RESIGN RETIRE RESIGN	6/11/2010 6/30/2009

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: April 28, 2010

From: Jessica R. Romeo,
Assistant Superintendent Human Resources

Agenda Item: CI C.10

Subject: Approve the following reclassification, revised job description:

Risk Manager

Background Information:

Attached is the job description for the Risk Manager. The job description has been approved by SSA.

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

Risk Manager

DEFINITION:

Under general direction, plans, organizes, and performs the duties necessary to administer the Liability/Loss Prevention programs of the District's Risk Management; coordinates and participates in the investigation, adjustment, and litigation of major claims; coordinates legal representation related to such programs; the work of professional and/or clerical staff responsible for administering claims; and performs related duties as required.

DISTINGUISHING CHARACTERISTICS:

This is an administrative position with the School Supervisors Association unit, responsible to an Associate Superintendent for the development, implementation and maintenance of liability/loss prevention policies, procedures and records designed to limit the District's exposure to risk from civil and tort claims.

EXAMPLES OF DUTIES:

1. Plans, organizes, and maintains all records of the risk management activities of the Liability/Loss Prevention program of the District, including: loss prevention, occupational safety and health, risk funding and insurance and tort litigation; reviews open cases to assess the need for revised reserves or approach to managing the case, develops policies and programs designed to limit the District's exposure to risk.
2. Coordinates and facilitates work of staff; assists in District's investigations, adjustment and settlement of claims; coordinates investigation of difficult and complex property and liability claims, determines extent of District's liability and estimates settlement value of claims; makes adjustments and settles claims within assigned monetary authority; coordinates legal aspects of claims with third party administrator; confers with District management to discuss risk mitigation safety and employment practices to reduce civil and other claims.
3. Develops and provides periodic statistical, financial and other performance reports on risk management activities; compiles and analyzes data on trends to identify high-risk areas and develop plans to address these areas; reviews and analyzes new statutes and regulations to determine impact on the program.
4. Develops claims administration policies and procedures to assure prompt notification and effective handling of losses and to meet audit requirements for budget and reserve control.
5. Reviews self-insurance programs on an on-going basis for adequate coverage and cost effectiveness.
6. Develops policies and procedures to reduce risk inherent to school district operations and facilities. Trains staff and coordinate implementation of policies and procedures to reduce risk to the district.
7. Serves on internal and external committees designed to improve risk management in the District.
8. Other related duties as assigned.

QUALIFICATIONS:

Knowledge of:

General principles of public liability; principles of risk funding and insurance, types of insurance and related contracts, principles of risk transfer; risk management program development, implementation and evaluation; liability claims process; applicable federal and state legal and administrative requirements.

Clerical office practices and procedures; recordkeeping practices, standard word processing, spreadsheet, database and presentation software, e-mail systems, proper English usage, spelling and punctuation.

Ability to:

Coordinate and engage in multiple activities related to a variety of responsibilities including loss prevention programs; understand and interpret reports; analyze loss trends and modify program operations accordingly; prepare cost/benefit studies and establish program reserves; develop and monitor a division budget; communicate orally and in writing; communicate effectively with internal and external customers and vendors; read, interpret, analyze and apply relevant laws and regulations; establish and maintain working relationships with other staff;

Experience:

Two years of experience in the process of investigating, adjustment and/or settlement of a wide variety of general liability and property claims; or a combination of training, education and experience that is equivalent to the employment status listed above that provides the required knowledge and abilities.

Two years of experience in general office, complex recordkeeping; or a combination of training education and experience that is equivalent to the employment status listed above that provides the required knowledge and abilities.

Education:

- High school diploma
- Any combination of education, training and experience equivalent to completion of an AA degree

WORKING CONDITIONS:

Environment:

Standard school district office environment with additional work throughout the district and community.

Physical Demands:

The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job.

1. Enter data into a computer terminal/typewriter and operate standard office equipment.
2. Sit for extended periods of time.
3. See and read a computer screen and printed matter with or without vision aids.
4. Hear and understand speech at normal levels and on the telephone, with or without hearing aids.

5. Lift and/or carry up to 10 lbs.
6. Bend at the waist.
7. Reach overhead, above the shoulders and horizontally, grasp, push/pull.

SALARY:

Schedule: 4B

Salary Range: 46

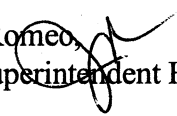
Work year/days: 225

Approved by the Human Resources Division

Approved by the 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:** April 28, 2010
From: Jessica R. Romeo, 
Assistant Superintendent Human Resources **Agenda Item:** CI C.11
Subject: Resolution No. 84-0910: Classified School Employee Week, May 16-22, 2010.

Background Information:

The State of California has designated May 16-22, 2010 as Classified School Employee Week. We honor their time, their energy, and their commitment to the children of West Contra Costa Unified School District.

Recommendation: Recommend Approval

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

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

**BOARD OF EDUCATION
WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT**

RESOLUTION NO. 84-0910

**May 16-22, 2010
Classified School Employee Week**

WHEREAS, the Legislature of the State of California has declared the third full week of May each year shall be Classified School Employee Week, a time to recognize the many contributions of classified school employees to public education; and

WHEREAS, classified school employees have served the State of California and its children for many generations and have played important roles in the furtherance of the goals of public education; and

WHEREAS, classified school employees deserve rightful recognition and public celebration for their caring, their deeds, and the incalculable contributions they have made to California's education system; and

WHEREAS, the essential work performed by classified staff is often "invisible" and accomplished with little recognition or appreciation; and

WHEREAS, like their certificated counterparts, District classified staff respond routinely to the increasing intellectual and emotional needs of students and families; and

WHEREAS, classified employees, through the quality of their work, serve as adult role models for our students;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education hereby declares May 16-22, 2010 as Classified School Employee Week in the West Contra Costa Unified School District in recognition of, and appreciation for, all classified employees and their dedication to our students.

PASSED AND ADOPTED this 28th day of April 2010 at a regular meeting of the Board of Education by the following vote:

AYES ____

NOES ____

ABSENT ____

ABSTAIN ____

I HEREBY CERTIFY that the foregoing Resolution was duly and regularly introduced, passed, and adopted by the members of the Governing Board of the West Contra Costa Unified School District at a Regular Meeting held on April 28, 2010.

Secretary, 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: April 28, 2010

From: Jessica R. Romeo
Assistant Superintendent Human Resources

Agenda Item: CI C.12

Subject: Resolution No. 83-0910: National "Day of the School Nurse"

Background Information:

We wish to recognize all the school nurses who give their energy, their intellect, their commitment, and their love to the students of West Contra Costa Unified School District with a resolution proclaiming April 28, 2010 as the "Day of the School Nurse."

Recommendation: Recommend Approval

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____

Seconded by: _____

Approved _____

Not Approved _____

Tabled _____

**BOARD OF EDUCATION
WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT**

RESOLUTION NO. 83-0910

**May 12, 2010
"Day of the School Nurse"**

WHEREAS, the State of California designates May 12 as the official Day of the School Nurse; and

WHEREAS, School Nurses promote the health and well-being of school children and families; and

WHEREAS, School Nurses provide for the optimal educational experience of children and families; and

WHEREAS, School Nurses educate students, families, and staff about health problems, health promotion and self-care; and

WHEREAS, School Nurses promote each student's attainment of optimal health in order to achieve their maximum learning potential; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the West Contra Costa Unified School District proclaims May 12, 2010 as the Day of the School Nurse in West Contra Costa County, and

BE IT FURTHER RESOLVED, that the Board of Education urges all citizens to honor our school nurses on this and every other day of the year.

PASSED AND ADOPTED on this 28th day of April 2010 at a regular meeting of the Board of Education by the following vote:

AYES ___ NOES ___ ABSENT ___ ABSTAIN ___

I HEREBY CERTIFY that the foregoing Resolution was duly and regularly introduced, passed, and adopted by the members of the Governing Board of the West Contra Costa Unified School District at a Regular Meeting held on April 28, 2010.

Secretary, 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: April 28, 2010

From: Jessica R. Romeo
Assistant Superintendent Human Resources

Agenda Item: CI C.13

Subject: Resolution No. 82-0910: California "Day of the Teacher"

Background Information:

We wish to recognize all of the teachers who give their energy, their intellect, their commitment, and their love to the students of West Contra Costa Unified School District with a resolution proclaiming May 12, 2010 as the "Day of the Teacher."

Recommendation: Recommend Approval

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____

Seconded by: _____

Approved _____

Not Approved _____

Tabled _____

**BOARD OF EDUCATION
WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT**

RESOLUTION NO. 82-0910

**May 12, 2010
“Day of the Teacher”**

WHEREAS, the State of California designates the second Wednesday of May as the official Day of the Teacher; and

WHEREAS, teachers open children’s minds to imagine the possibilities; and

WHEREAS, teachers incorporate into their day lessons plans to inspire students to succeed; and

WHEREAS, teachers involve every single child; and

WHEREAS, teachers continue to influence us long after our school days are only memories; and

WHEREAS, it is appropriate that all communities in the District should recognize, appreciate and respect the heroic and unsung efforts of our teachers to respond to the ever-increasing intellectual and social needs of our students;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the West Contra Costa Unified School District proclaims May 12, 2010 as the Day of the Teacher in West Contra Costa County, and

BE IT FURTHER RESOLVED, that the Board of Education urges all citizens to honor our teachers on this and every other day of the year.

PASSED AND ADOPTED on this 28th day of April 2010 at a regular meeting of the Board of Education by the following vote:

AYES ____ NOES ____ ABSENT ____ ABSTAIN ____

I HEREBY CERTIFY that the foregoing Resolution was duly and regularly introduced, passed, and adopted by the members of the Governing Board of the West Contra Costa Unified School District at a Regular Meeting held on April 28, 2010.

Secretary, 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:** April 28, 2010
From: Bill Fay **Agenda Item:** CI C.14
Associate Superintendent for Operations
Subject: Resolution No. 86-0910: School Nutrition Employee Appreciation Week – May 3-7, 2010

Background Information:

We wish to recognize all of the Child Nutrition personnel who give their energy, their commitment, and their love to the students of West Contra Costa Unified School District with a resolution proclaiming May 3-7, 2010 as School Nutrition Employee Appreciation Week.

Recommendation: Recommend Approval

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

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

**BOARD OF EDUCATION
WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT**

Resolution No. 86-0910

SCHOOL NUTRITION EMPLOYEE APPRECIATION WEEK

WHEREAS, nutritious meals at school are an essential part of the school day; and

WHEREAS, the staff of the District's school meals and nutrition department are committed to providing healthful, nutritious meals to the District's children; and

WHEREAS, the men and women who prepare and serve school meals help nurture our children through their daily interaction and support; and

NOW THEREFORE, BE IT RESOLVED, that the Board of education of the West Contra Costa Unified School District proclaims the week of May 3-7, 2010 as School Nutrition Employee Appreciation Week, and

BE IT FURTHER RESOLVED, that the Board of Education expresses its deep appreciation to these valuable employees and commends their good work on behalf of children

PASSED AND ADOPTED on this 28th day of April 2010 at a regular meeting of the Board of Education by the following vote:

AYES _____

NOES _____

ABSENT _____

ABSTAIN _____

I HEREBY CERTIFY that the foregoing Resolution was duly and regularly introduced, passed, and adopted by the members of the Governing Board of the West Contra Costa Unified School District at a Regular Meeting held on April 28, 2010

Secretary, 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:** April 28, 2010
From: Bill Fay **Agenda Item:** CI C.15
Associate Superintendent for Operation
Subject: Uniform Public Construction Cost Account Procedures

Background Information:

On May 20, 2009 the Board of Education approved Resolution # 90-0809 to become part of the Uniform Public Construction Cost Account Procedures. The procedures allow the Board to delegate authorization to award these contracts to District Staff.

Staff is requesting that the Board delegate authority to award informal contracts to specific staff members. That that the Board delegate authorization to award contracts of \$100,000 or less to the Superintendent and the Associate Superintendent of Operations.

Recommendation: Approve delegate authorization

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:** April 28, 2010
From: Bill Fay **Agenda Item:** CI C.16
Associate Superintendent of Operations
Subject: Williams Lawsuit Complaints Quarterly Report

Background Information

The Williams Lawsuit requires that a quarterly report be brought before the Board of Education reflecting the number of complaints filed with any school in the district during a particular quarter. This report reflects the time period from January 1, 2010 through March 30, 2010.

Recommendation: For approval

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____



Valenzuela/CAHSEE Lawsuit Settlement
Quarterly Report on Williams Uniform Complaints
 [Education Code 35186(d)]

District: West Contra Costa Unified School District

Person completing this form: Bill Fay

Title: Associate Superintendent

Quarterly Report Submission Date: *(check one)*

- April 30, 2010 (Jan-Mar 2010)
- July 31, 2010 (Apr-Jun 2010)
- October 31, 2010 (Jul-Sep 2010)
- January 31, 2010 (Oct-Dec 2009)

Date for information to be reported publicly at governing board meeting: April 28, 2010

Please check the box that applies:

- No complaints were filed with any school in the district during the quarter indicated above.
- Complaints were filed with schools in the district during the quarter indicated above. The following chart summarizes the nature and resolution of these complaints.

Area of Complaint	Total # of Complaints	# Resolved	# Unresolved
Textbooks and Instructional Materials	0	0	0
Teacher Vacancy or Misassignment	0	0	0
CAHSEE/Valenzuela Intensive Instruction & Services	0	0	0
Facilities Conditions	1	1	0
TOTALS	1	1	0

Bruce Harter

Print Name of District Superintendent

Signature of District Superintendent

April 28, 2010

Date

Please return completed form to Peggy Marshburn, Chief Communications Officer
 CCCOE – 77 Santa Barbara Rd. Pleasant Hill, CA 94523
 FAX: (925) 942-3454 E-MAIL: pmarshburn@cccoe.k12.ca.us

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:** April 28, 2010
From: Bill Fay **Agenda Item:** CI C.17
Associate Superintendent for Operations
Subject: Crespi Jr. High Emergency Repair Program Gym Wall Repair Contract Award

Background Information:

The District has received funding from the state Emergency Repair Program (“ERP”) to replace seriously deteriorated concrete wall areas of the gymnasium at the Crespi Jr. High site. The work includes concrete spall and crack repairs.

HY Architects prepared bid documents for the state-approved project. The District conducted a public bid process for the project. Bids were opened on April 1, 2010. Five Contractors submitted bids. They are as follows: Goldspring Construction \$260,997; NS Construction \$243,000; Pinguelo Construction \$243,000; Alpha Restoration \$206,850; and, Ionian Construction \$174,000. After receipt of the bids, and within the 5 day Bid Protest period as established by the District, the second low bidder, Alpha Restoration, submitted a bid protest. After consideration of the issues and in consultation with legal counsel, the District has confirmed that the low bidder is non-responsive. Therefore, the lowest responsive, responsible bidder is Alpha Restoration at \$206,850.

Recommendation: Award contract to lowest responsive, responsible bidder.

Fiscal Impact: \$206,850. Funded from the Emergency Repair Program (“ERP”).

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:** April 28, 2010
From: Bill Fay **Agenda Item:** CI C.18
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: Helms Middle School New Campus. 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: **\$101,814.24**

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

April 28, 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	Helms MS New School	West Bay Builders	\$50,890,000.00	\$1,966,917.57	\$101,814.24	\$0.00	\$2,068,731.81	4.07%	\$52,958,731.81	9

Pending Board Actions	Ratifications	\$101,814.24
	Approvals	\$0.00
	Total Board Action	\$101,814.24

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:** April 28, 2010
From: Bill Fay **Agenda Item:** CI C.19
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: **\$667,603**. 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
Multiple projects for District construction program Measure J Bond	July 1, 2010 thru June 30, 2011	Davillier Sloan, Inc.	Hourly not to exceed \$325,000	Labor Compliance Program Management, Local Capacity Building Program, Informal Bidding Program, DVBE Program
Kennedy High School Quads Upgrades Project Measure J Bond	May 2010 thru December 2010	HMC Architects/ Powell & Partners	\$97,985	Architectural, Landscape Architectural and Engineering Services from design thru construction administration.
Portola Middle School Temporary Campus Measure J Bond	April 2010 thru September 2010	HY Architects	\$134,618	Additional architectural, civil, food service, electrical engineering for updated campus Buildings.
Richmond College Prep Charter School Modular Campus Measure J Bond	May 2010 thru September 2010	Interactive Resources	\$34,000	Architectural and engineering services for adding 2 new classrooms.
Kennedy High School Restrooms and Fence & Gates Projects Measure J Bond	May 2010 thru July 2010	HMC Architects/ Powell & Partners	\$12,500	Additional services for DSA/OPSC application certifications Access & Fire/Life Safety work.
Portola Middle School at Castro Site Measure J Bond	May 2010 thru January 2011	HY Architects	\$63,500	Fire Sprinkler System design, now required by DSA prior to construction.

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:** April 28, 2010
From: Bill Fay **Agenda Item:** CI C.20
Associate Superintendent for Operations
Subject: Citizens' Bond Oversight Committee (CBOC) Appointments: Anton Jungherr Change of Appointment Status

Background Information:

In order to fill a vacant membership position required by Proposition 39, it is recommended that the Board change the status of Mr. Jungherr from "Board of Trustees WCCUSD"—Board Member Miles appointee, to "Senior Citizen Group" appointee. Mr. Jungherr is an active member of AARP (American Association of Retired People). This action will ensure that the District's Citizen's Bond Oversight Committee has filed this important, statutorily-required position on the committee.

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:** April 28, 2010
From: Bill Fay **Agenda Item:** CI C.21
Associate Superintendent for Operations
Subject: Approval of contract for Furniture, setup and installation at Kennedy High School

Background Information:

Bond Program renovations at Kennedy High School are ongoing. An important next step for the District is to purchase new furniture for the school for use in classrooms and support spaces. We have completed work with the site staff on classroom configurations, specialty spaces, library, offices and staff work areas. New furnishings will be comparable to those installed in our other completed secondary sites Helms, Pinole Middle and El Cerrito High.

The proposed contract is through Young Office Solutions. The pricing for the furniture is by a competitively bid bulk purchasing contract through The Cooperative Purchasing Network (TCPN Contract M0732) and through the CPA Number CA 1201. These are "piggyback" type contracts which meets the state's procurement requirements for these furnishings. In addition, the contract includes installation labor provided through Young Office Solutions.

Recommendation: Approve contract with Young Office Solutions for Helms furniture, setup and installation.

Fiscal Impact: \$235,401.94. 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:** April 28, 2010
From: Jessica R. Romeo, **Agenda Item:** D.1
Assistant Superintendent Human Resources
Subject: West Contra Costa Unified School District presents:
"Classified Employee of the Year"

Background Information:

Our classified employees are an integral part of the West Contra Costa Unified School District. We are expanding our staff recognition program to pay tribute to the tireless efforts of our outstanding classified employees and focus attention on the positive accomplishments that these employees contribute to the services provided to our students.

For the 2009-2010 school year, the District would like to recognize and acknowledge the following classified employees:

**Classified Supervisor
General Services M & O
Office & Technical
Paraprofessional**

**Virginia (Ginny) Gardner, Office Manager, Hercules M/H School
Kevin Duggan, Auto Mechanic
Loretta Varnado, School Secretary, Ellerhorst Elementary School
Elaine Filippi, Special Education Assistant, DeAnza High School**

Recommendation: Recognition

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:** April 28, 2010
From: Sheri Gamba **Agenda Item:** D.2
Associate Superintendent Business Services
Subject: Community Budget Advisory Committee (CBAC) Report

Background Information:

On February 25, 2010, the Community Budget Advisory Committee approved a resolution concerning the 2009-2010 Parcel Tax Expenditures and Scope of Measure D, finding that the expenditures budgeted for Fiscal Year 2009-2010 are within the stated purposes for Measure D funds. Committee Chair Charles Cowens has requested the opportunity to present this resolution to the Board.

Recommendation: For Information Only

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

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

WCCUSD Community Budget Advisory Committee

Resolution

Concerning: 2009-2010 Parcel Tax Expenditures and Scope of Measure D

Adopted: Meeting of the WCCUSD Community Budget Advisory Committee (CBAC)
By a vote of 5-0
February 25, 2010

Background

Starting in the 2009-10 fiscal year, Measure D has provided parcel tax revenues for West Contra Costa Unified School District schools. The text of the measure is available at:

http://www.wccusd.k12.ca.us/Fiscal/measure_d/Measure_D_text.pdf

According to Measure D: "Parcel Tax funds shall also be subject to an annual independent financial audit which shall be made public, including oversight by the Community Budget Advisory Committee and posting on the District's website."

As part the Committee's oversight, we ensure that the expenditures match the stated purposes in the parcel tax measure. *This is not the same as saying the expenditures are the best uses for parcel tax revenues within the stated purposes.* These are the stated purposes:

The purpose of the special tax is to improve the quality of education in the District by supporting the following programs:

- Enhancing core subjects including reading, writing, mathematics and science,
- Retaining quality teachers and counselors to better prepare students for college and the workforce,
- Supporting libraries and computer training for students,
- Maintaining high school athletic programs,
- Maintaining reduced class sizes for kindergarten through third grade students,
- Maintaining the cleanliness and good order of our school sites.

Finding

The Committee finds that the expenditures budgeted for FY 09-10 are within the stated purposes for Measure D funds.



Charles Cowens
Chair

WCCUSD Community Budget Advisory 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:** April 28, 2010
From: Bruce Harter **Agenda Item:** D.4
Subject: In Memory of Members of the School Community

Background Information:

The District would like to take time to recognize the contributions of members of our school community who have passed away. The District requests the community to submit names to be reported as a regular part of each agenda.

James "Jim" Morehouse passed away on April 7, 2010. Mr. Morehouse began employment with the Richmond Unified School District in 1964. In 1968 he came to El Cerrito High School as a Site Supervisor where he worked until his retirement in 2003. In almost 35 years, Mr. Morehouse did not miss a single ECHS football game and missed only one half of one basketball game when his son was injured and had to be taken to the hospital. He is remembered for his generous spirit, love and wisdom and was a mentor to students, teachers and administrators. In January of this year, the El Cerrito High School Community Project changed its name to the James Morehouse Project with the commitment to carry on his legacy of love, respect and service to others.

Our thoughts go out to the family and friends in the loss of their loved one.

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
1108 Bissell Avenue
Richmond, California 94801
Office of the Superintendent

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education **Meeting Date:** April 28, 2010
From: Nia Rashidchi **Agenda Item:** F.1
Assistant Superintendent, Educational Services
Subject: Competencies for State-identified Persistently Lowest-Achieving Schools

Background Information:

Federal and state laws and guidance associated with the American Recovery and Reinvestment Act of 2009 (AARA), the School Improvement Grant (SIG) program, and the Race to the Top (RTTT) program require California to identify the state's persistently lowest-achieving schools and require the lowest 5% to implement one of four school intervention models beginning in the 2010-11 school year.

On March 8, 2010, the California Department of Education designated Lincoln Elementary School on its list of the 5% persistently lowest-achieving schools in the state of California.

The Turnaround model will be implemented at Lincoln School for the 2010-11 school year. The Turnaround model requires, amongst many actions, that a Local Educational Agency (LEA) adopt teacher competencies to measure the effectiveness of staff who can work within the turnaround environment to meet the needs of students.

The competencies were developed from the California Standards for the Teaching Profession (CSTPs) and the Four Major Domains of the Teaching Profession. They are comprehensive and highly supportive of a school environment conducive to learning and successful achievement for all students.

Recommendation: Recommend Approval

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

Competencies with Sample Questions

Domain 1: Planning and Preparation

- Has a commitment to equity through high expectations, full student access/engagement and reaching for authentic academic excellence for all students
 - What does equity mean to you?
 - For all students, but especially traditionally underserved students, how do you engage the class in rigorous, authentic learning?
- Conveys high expectations for all students through instructional outcomes, activities/assignments, and classroom interactions
 - What does holding high expectations look like?
- Sets high, ambitious goals for students that require intense work from all students and stakeholders
- Builds a comprehensive plan of action with the professional learning community to determine weekly, monthly, and yearlong action needed to meet student goals
- Knows the importance of cultural competence and will consistently work on building his/her competency
 - What does cultural competence mean? Why is building it important to the success of students?
 - How does an educator build their cultural competence or get to know their students well, and use that knowledge in the classroom to engage and accelerate student learning?

- Has strong Spanish bilingual skills (highly preferred)
- Provides differentiating learning activities designed to engage students in high level cognitive activity that results in meaningful learning
 - How do you differentiate instruction?
 - When using instructional groups in the classroom, what do you base your groupings on and how do they vary across curriculum topics?
- Assesses student readiness and learning frequently and in a variety of ways, including diagnostic, formative and summative data
 - What is your plan for assessing student learning on a daily, weekly, long term basis?
 - How do you link learning standards and lesson objectives to your assessment plan, particularly with respect to engaging students in the process?
 - Are your students involved in the process? Are the criteria and standards clear for students?
- Demonstrates subject matter proficiency and range of effective pedagogical approaches

Domain 2: Classroom Environment

- Creates a classroom environment of respect and rapport...teacher-to-student and student-to-student
 - How do you build respectful, caring, and collaborative relationships with students?
 - How do you ensure that your classroom is a safe place of respect for all stakeholders?
- Communicates (learning and behavioral) expectations in a clear, compelling, and assertive manner so students are fully informed/aware

- Establishes student friendly rules and expectations that students can readily explain and adhere to both inside and outside of the class
- Has classroom management skills that are well-organized and respectful; transitions are seamless, and there are routines that ensure bell-to-bell instruction
 - How do you manage your classroom so that instructional time is maximized? Give samples of classroom routines and procedures, and tell us how students are involved in the process.
 - How do you make sure that students know the classroom standards of conduct?
- Promotes consequences that are reasonable, logical, and customized to deter students from misbehavior, and maintain student dignity
 - When a student breaks the rules, why is it important to discipline with dignity? Is it important?

Domain 3 - Instruction

- Communicates expectations and lesson purpose, directions, procedures, and standards in clear and student-friendly language; lessons connect with student's knowledge and experiences
- Engages students in activities and assignments through highly coherent lesson structure, diverse instructional groupings, and appropriate pacing rate.
- Provides frequent feedback to students based on pre-loaded lesson/activity criteria and performance standards
- Uses an extensive repertoire of strategies to effectively teach all students, but especially our neediest students; adjusts lesson when teachable moments unfold
- Has a plan for implementing and/or supporting schoolwide Academic Language Development (ALD)/English Language Development blocking

Domain 4: Professional Responsibility

- Self-assesses and reflects on lesson activity, instructional outcomes, and next steps for improved instruction
 - Are you a reflective practitioner? What does that mean in teaching and learning?
- Has an effective system for tracking and maintaining student goals, work and progress and includes the student in the process
- Provides frequent information to families about goals, instructional program, student assessment and progress, attendance patterns, and parent partnership
- Engages and welcomes families on a regular basis into the educational system to support students; the partnership is truly valued
- Promotes a culture of professional development, inquiry, cooperation, and support to colleagues
- Collaborates weekly with colleagues using diverse student data
- Seeks opportunities for professional growth, constructive feedback on teaching, and assisting other educator's growth
- Displays high levels of honesty, integrity, and confidentiality in a professional learning community
- Challenges negative attitudes/practices to ensure that all students, especially traditionally underserved, are honored, served, and have success
- Takes on role of teacher leader in all 4 domains of the professional practice called teaching

ITEM REQUIRING ATTENTION---BOARD OF EDUCATION

To: Board of Education

Meeting Date: April 28, 2010

From: Sheri Gamba
Associate Superintendent for Business Services

Agenda Item: F.2

Subject: Resolution 85-0910 Measure "J" Series "D" Bond Issuance

ACTION REQUESTED

The Board is requested to approve the Resolution authorizing the issuance of not to exceed \$30,000,000 of the District's general obligation bonds. The bonds are being issued on behalf of the District by Contra Costa County.

BACKGROUND

Actions at both the state and federal level have ratified the allocations of Qualified School Construction Bond Authorization authorizations made by the State Department of Education last August. Such actions put the District back on track to issue its fourth series of bonds under the Measure J bond program. The Series D Bonds will be issued in the amount of not-to-exceed \$30,000,000 and will be comprised of \$25,000,000 in QSCBs and \$5,000,000 in traditional tax-exempt bonds (which will be structured as capital appreciation bonds). The structure will be similar to that used for the Build America Bond portion of the District's Series C Bonds last summer and should produce substantial savings to the District. Under the direct pay structure, the District expects to achieve a net interest rate that could approach 1%.

The attached resolution authorizes the District to sell up to \$30 million of bonds approved by District voters at the November 8, 2005, bond election. Pursuant to the Education Code, the bonds will be sold on behalf of the District by the County Treasurer and issued by the Board of Supervisors. The bonds will be sold by negotiated sale with Piper Jaffray serving as lead underwriter. The bonds are tentatively scheduled to price in late May with funds available for delivery in early June. In addition to establishing the broad parameters for the financing and requesting the board of supervisors to approve the sale of the bonds, the resolution approves the following documents as to form:

1. Official statement
2. County Resolution
3. Bond purchase contract

The official statement will be distributed under separate cover.

This resolution will supersede Resolution 46-0910 which was approved by the Board last November.

DISCUSSION

The Resolution will enable the District to issue this series of bonds in an amount of not-to-exceed \$30,000,000.

RECOMMENDATION

It is recommended that the Board of Education adopt the Resolution.

Fiscal Impact: \$30,000,000 will allow the District Bond Program to continue as scheduled.

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____

Seconded by: _____

Approved _____

Not Approved _____

Tabled _____

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
RESOLUTION NO. 85-0910**

**A RESOLUTION OF THE BOARD OF EDUCATION OF THE WEST
CONTRA COSTA UNIFIED SCHOOL DISTRICT, CONTRA COSTA
COUNTY, CALIFORNIA, AUTHORIZING THE ISSUANCE OF WEST
CONTRA COSTA UNIFIED SCHOOL DISTRICT, CONTRA COSTA
COUNTY, CALIFORNIA GENERAL OBLIGATION BONDS, ELECTION OF
2005, SERIES D.**

WHEREAS, a duly called election was held in the West Contra Costa Unified School District (the "District"), Contra Costa County (the "County"), State of California, on November 8, 2005 (the "Election") and thereafter canvassed pursuant to law;

WHEREAS, at such election there was submitted to and approved by the requisite 55% vote of the qualified electors of the District a question as to the issuance and sale of general obligation bonds of the District for various purposes set forth in the ballot submitted to the voters, in the maximum amount of \$400,000,000, payable from the levy of an *ad valorem* tax against the taxable property in the District (the "Authorization");

WHEREAS, on May 17, 2006, the Board of Supervisors of the County issued on behalf of the District \$70,000,000 aggregate principal amount of a first series of bonds under the Authorization styled as the "West Contra Costa Unified School District (Contra Costa County, California) General Obligation Bonds, Election of 2005, Series A" (the "Series A Bonds");

WHEREAS, on July 15, 2008, the Board of Supervisors of the County issued on behalf of the District \$120,000,000 aggregate principal amount of a second series of bonds under the Authorization styled as the "West Contra Costa Unified School District (Contra Costa County, California) General Obligation Bonds, Election of 2005, Series B" (the "Series B Bonds");

WHEREAS, on September 3, 2009, the Board of Supervisors of the County issued on behalf of the District \$52,084,759.30 aggregate principal amount of a third series of bonds under the Authorization styled as the "West Contra Costa Unified School District (Contra Costa County, California) 2009 General Obligation Bonds, Election of 2005, Series C-1" (the "Series C-1 Bonds") and \$52,825,000 aggregate principal amount of a fourth series of bonds under the Authorization styled as the "West Contra Costa Unified School District (Contra Costa County, California) 2009 General Obligation Bonds, Election of 2005, Series C-2" (the "Series C-2 Bonds");

WHEREAS, the American Reinvestment and Recovery Act of 2009 ("ARRA") grants a national allocation of \$11 billion to provide for the issuance of qualified school construction tax credit bonds ("QSC Bonds") to provide financing for the construction, reconstruction and repair of public school facilities, in accordance with the qualified tax credit bond program found in Section 54A of the Internal Revenue Code of 1986, as amended (the "Code");

WHEREAS, this Board of Education (the "Board") previously adopted a resolution authorizing District officials to submit an application requesting that a portion of said national allocation be granted to the District (the "District Allocation");

WHEREAS, the District received a District Allocation in the amount of \$25,000,000 at the lottery held by the California Department of Education on August 25, 2009;

WHEREAS, pursuant to a resolution adopted on November 4, 2009 (the "Prior Resolution"), this Board requested the Board of Supervisors of the County to issue on behalf of the District additional bonds pursuant to the Authorization to be issued in one or more series of taxable or tax-exempt bonds, and further as any combination of current interest bonds, capital appreciation bonds, or convertible capital appreciation bonds, and authorized the issuance of all or a portion of such bonds as QSC Bonds;

WHEREAS, the Hiring Incentives to Restore Employment Act recently implemented changes to certain provisions in the Code permitting the issuance of QSC Bonds in the form of taxable interest bearing bonds with respect to which the issuer thereof may receive a cash subsidy payment from the United States Treasury on or about each interest payment date for such bonds ("Direct-Payment QSC Bonds");

WHEREAS, at this time this Board has determined that it is necessary and desirable to rescind the Prior Resolution, and to request the Board of Supervisors of the County to issue on behalf of the District one or more series of bonds pursuant to the Authorization in an aggregate principal amount not-to-exceed \$30,000,000 to be styled as the "West Contra Costa Unified School District (Contra Costa County, California) General Obligation Bonds, Election of 2005, Series D," or such other designation or designations as are specified in the Purchase Contract for the Bonds (defined below) (the "Bonds"), to be issued as taxable or tax-exempt bonds, in any combination of current interest bonds, capital appreciation bonds, or convertible capital appreciation bonds, and to authorize the issuance of all or a portion of the Bonds as Direct-Payment QSC Bonds;

WHEREAS, this Board desires that the County Board issue the Bonds pursuant to Article 4.5 of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code (commencing with Section 53506 *et seq.*) and that the County Board sell the Bonds on behalf of the District pursuant to Section 15140 and Section 15146 of the California Education Code;

WHEREAS, this Board desires to appoint certain professionals to provide services related to the issuance of the Bonds; and

WHEREAS, all acts, conditions and things required by law to be done or performed have been done and performed in strict conformity with the laws authorizing the issuance of general obligation bonds of the District, and the indebtedness of the District, including this proposed issue of Bonds, is within all limits prescribed by law;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT AS FOLLOWS:

SECTION 1. Purpose; Authorization. The proceeds from the Bonds will be used to finance specific construction and modernization projects listed in the ballot for the Authorization. This Board hereby petitions the County Board to authorize the issuance of the Bonds and to order such Bonds sold at either a public offering or on a private placement and at a negotiated sale, such that the Bonds shall be dated as of a date to be determined by said County Board, shall bear interest at a rate not to exceed that authorized at the Election, and shall be payable upon such terms and provisions as shall be set forth in the Bonds, and shall be in an aggregate principal amount not-to-

exceed \$30,000,000. This Board requests that the County Board issue the Bonds pursuant to Article 4.5 of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code (commencing with Section 53506 *et seq.*) and that the County Board sell the Bonds on behalf of the District pursuant to Section 15140 and Section 15146 of the California Education Code.

This Board hereby authorizes the issuance of the Bonds as any combination of current interest bonds, capital appreciation bonds, and convertible capital appreciation bonds as set forth in the fully-executed Purchase Contract (defined herein), subject to the provisions of a resolution of the County Board relating to the Bonds (the "County Resolution").

This Board further authorizes the issuance of a portion of the Bonds in an aggregate principal amount not-to-exceed \$25,000,000 as Direct-Payment QSC Bonds.

This Board further rescinds the Prior Resolution.

SECTION 2. Paying Agent. This Board does hereby authorize the appointment of The Bank of New York Mellon Trust Company, N.A., as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Paying Agent") for the Bonds. The District acknowledges that ongoing expenses and fees of the Paying Agent and all other fees and costs incurred in connection with the Bonds will be paid by the District.

SECTION 3. Tax Covenants.

(a) With respect to Bonds issued as tax-exempt bonds, the District hereby covenants with the holders of such Bonds that, notwithstanding any other provisions of this Resolution, it will (1) comply with all of the provisions of the County Resolution relating to the Rebate Fund (as defined therein) and perform all acts necessary to be performed by the District in connection therewith, and (2) make no use of the proceeds of the Bonds or of any other amounts, regardless of the source, or of any property or take any action, or refrain from taking any action, that would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code.

The District will not make any use of the proceeds of the Bonds or any other funds of the District, or take or omit to take any other action, that would cause the Bonds to be "private activity bonds" within the meaning of Section 141 of the Code or "federally guaranteed" within the meaning of Section 149(b) of the Code. To that end, so long as any Bonds are unpaid, the District, with respect to such proceeds and such other funds, will comply with all requirements of such Sections and all regulations of the United States Department of the Treasury issued thereunder and under Section 103 of the Internal Revenue Code of 1986, as amended, to the extent such requirements are, at the time, applicable and in effect.

The District will not use or permit the use of its facilities or any portion thereof by any person other than a governmental unit as such term is used in Section 141 of the Code, in such manner or to such extent as would result in the loss of exclusion from gross income for federal income tax purposes of the interest paid on the Bonds. In furtherance of the foregoing tax covenants of this Section 3(a), the District covenants that it will comply with the instructions and requirements of that certain Tax Certificate to be executed and delivered by the District on the date of issuance of such tax-exempt Bonds, which is incorporated herein as if fully set forth herein. These covenants shall survive the payment in full or defeasance of the Bonds.

(b) With respect to Bonds issued as Direct-Payment QSC Bonds, the District covenants that it will comply with the instructions and requirements of that certain Tax Certificate to be executed and delivered by the District on the date of issuance of such Direct-Payment QSC Bonds, as applicable.

SECTION 4. Legislative Determinations. This Board determines that all acts and conditions necessary to be performed by the Board or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general obligations of the District have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds.

SECTION 5. Official Statement. The Preliminary Official Statement relating to the Bonds, substantially in the form on file with the Clerk of the Board, is hereby approved and the Superintendent of the District (the "Superintendent"), and the Associate Superintendent for Business Services of the District (the "Associate Superintendent") or a designated deputy thereof (each, an "Authorized Officer"), each alone, are hereby authorized and directed, for and in the name and on behalf of the District, to deliver such Preliminary Official Statement to the Underwriter appointed in Section 11 hereof to be used in connection with the offering and sale of the Bonds. The Authorized Officers each alone, are hereby authorized and directed, for and in the name and on behalf of the District, to deem the Preliminary Official Statement "final" pursuant to 15c2-12 of the Securities Exchange Act of 1934, prior to its distribution and to execute and deliver to the Underwriter, a final Official Statement substantially in the form of the Preliminary Official Statement, with such changes therein, deletions therefrom and modifications thereto as the Authorized Officer executing the same shall approve. The Underwriter is hereby authorized to distribute copies of the Preliminary Official Statement to persons who may be interested in the purchase of the Bonds and is directed to deliver copies of any final Official Statement to the purchasers of the Bonds. Execution of the Official Statement shall conclusively evidence the District's approval of the Official Statement.

SECTION 6. Purchase Contract. The form of the purchase contract for the Bonds (the "Purchase Contract") among the District, the County and the Underwriter on file with the Clerk of the Board is hereby approved. In connection with the sale of the Bonds, the Board authorizes the Authorized Officers, each alone, on behalf of the District, to execute and deliver to the Underwriter a Purchase Contract for the Bonds, with such terms and conditions as may be acceptable to such official; provided, however, that the interest rate on the Bonds shall not exceed that authorized at the Election, the underwriting discount (excluding original discount) shall not exceed 1.0% of the aggregate principal amount of the Bonds issued, and the aggregate principal amount of the Bonds shall not exceed \$30,000,000. The Board hereby approves the sale of the Bonds at a negotiated sale, which is determined to provide more flexibility in the timing of the sale, an ability to implement the sale in a shorter time period, an increased ability to structure the Bonds to fit the needs of particular purchasers, and a greater opportunity for the Underwriter to pre-market the Bonds to potential purchasers prior to the sale, all of which will contribute to the District's goal of achieving the lowest overall cost of funds. The Board estimates that the costs associated with the issuance of the Bonds, including compensation to the Underwriter and any such costs which the Underwriter agrees to pay pursuant to the Purchase Contract, will be as set forth in Exhibit A hereto.

SECTION 7. Direct-Payment QSC Bonds; Subsidy Reimbursement Request. With respect to Bonds issued as Direct-Payment QSC Bonds, the District expects to receive, on or about each semi-annual interest payment date for the Bonds, a cash subsidy payment from the United States Treasury equal to the lesser of (a) the interest payable on such Direct-Payment QSC Bonds on such interest payment date or (b) the amount of interest that would have been payable on such interest payment date under such Direct-Payment QSC Bonds if such interest were determined under at the applicable credit rate determined under Section 54A(b)(3) of the Code. The District hereby directs the Paying Agent, prior to each such interest payment date for the Bonds, to submit or cause to be submitted to the United States Department of the Treasury a subsidy reimbursement request in accordance with applicable Federal regulations. Upon receipt of such subsidy, the District shall deposit or cause to be deposited any such cash subsidy payments into the debt service fund for the Bonds maintained by the County.

SECTION 8. Continuing Disclosure. The District hereby covenants and agrees that it will comply with and carry out all of the provisions of that certain Continuing Disclosure Certificate executed by the District and dated the date of issuance and delivery of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof. Any Bondholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the District to comply with its obligations under this Section. Noncompliance with this Section shall not result in acceleration of the Bonds.

SECTION 9. Indemnification of the County. The District shall defend, indemnify and hold harmless, to the extent permitted by law, the County and its officers and employees (“Indemnified Parties”), against any and all losses, claims, damages or liabilities, joint or several, to which such Indemnified Parties may become subject because of action or inaction related to the adoption of this resolution, or related to the proceedings for sale, award, issuance and delivery of the Bonds in accordance herewith and with the County Resolution. The District shall also reimburse any such Indemnified Parties for any legal or other expenses incurred in connection with investigating or defending any such claims or actions.

SECTION 10. Authorized Actions. Officers of the Board and District officials and staff are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they may deem necessary or advisable in order to proceed with the issuance of the Bonds and otherwise carry out, give effect to and comply with the terms and intent of this Resolution. Such actions heretofore taken by such officers, officials and staff are hereby ratified, confirmed and approved.

SECTION 11. Professional Services. The District hereby appoints Stradling Yocca Carlson & Rauth, a Professional Corporation, San Francisco, California as Bond Counsel and Garcia Calderon Ruiz, LLP as Disclosure Counsel in connection with the issuance of the Bonds. The District also appoints Piper Jaffray & Co., San Francisco, California, as underwriter with respect to the Bonds (the “Underwriter”) and KNN Public Finance, Oakland, California, as Financial Advisor in connection with the issuance of the Bonds.

SECTION 11. Recitals. All the recitals in this Resolution above are true and correct and this Board so finds, determines and represents.

SECTION 14. Effective Date. This Resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED this 28th day of April, 2010, by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

BOARD OF EDUCATION OF THE WEST
CONTRA COSTA UNIFIED SCHOOL DISTRICT

By: _____
President, Board of Education

Attest:

* By: _____
Secretary, Board of Education

EXHIBIT A

ESTIMATED COSTS OF ISSUANCE ASSOCIATED WITH THE BONDS

Costs of Issuance Consultant Total Notes

Bond Counsel Straddling Yocca & Rauth	\$ 50,000.00 Estimated
Bond Counsel Reimb. Straddling Yocca & Rauth	5,000.00 Estimated
Disclosure Counsel Garcia Calderon Ruiz	35,000.00 Estimated
Disclosure Counsel Reimb. Garcia Calderon Ruiz	2,500.00 Estimated
Rating Moody's Investor Service	15,600.00 Estimated
Rating Standard & Poor's	13,000.00 Estimated
Rating Fitch Ratings	15,000.00 Estimated
Financial Advisor KNN Public Finance	80,000.00 Estimated
Financial Advisor Reimb. KNN Public Finance	3,000.00 Estimated
Paying Agent Bank of New York Mellon Trust	1,500.00 Estimated
Printing Imagemaster	4,500.00 Estimated
Misc.	9,900.00 Estimated

Total Costs of Issuance

\$ 235,000.00

Prepared by KNN Public Finance 4/14/2010

SECRETARY'S CERTIFICATE

I, _____, Secretary of the Board of Education of the West Contra Costa Unified School District, hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted at a regular meeting of the Board of Education of said District duly and regularly and legally held at the regular meeting place thereof on April 28, 2010, of which meeting all of the members of the Board of said District had due notice and at which a quorum was present.

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes.

Said resolution has not been amended, modified or rescinded since the date of its adoption, and the same is now in full force and effect.

Dated: April 28, 2010

By: _____
Secretary

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF CONTRA COSTA, CALIFORNIA, AUTHORIZING THE ISSUANCE AND SALE OF WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT GENERAL OBLIGATION BONDS, ELECTION OF 2005, SERIES D, IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT-TO-EXCEED \$30,000,000.

WHEREAS, a duly called election was held in the West Contra Costa Unified School District (the "District"), Contra Costa County (the "County"), State of California on November 8, 2005 (the "Election") and thereafter canvassed pursuant to law;

WHEREAS, at such election there was submitted to and approved by more than the requisite 55% of the qualified electors of the District a question as to the issuance and sale of general obligation bonds of the District for various purposes set forth in the ballot submitted to the voters, in the maximum principal amount of \$400,000,000 payable from the levy of an *ad valorem* tax against the taxable property in the District (the "Authorization");

WHEREAS, pursuant to Chapter 1 of Part 10 of Division 1 of Title 1 (commencing with Section 15100 *et seq.*) of the California Education Code (the "Act"), bonds are authorized to be issued for the purposes set forth in the ballot submitted to voters;

WHEREAS, on May 17, 2006, the Board of Supervisors of the County of Contra Costa (the "County Board" issued on behalf of the District \$70,000,000 aggregate principal amount of a first series of bonds under the Authorization styled as the "West Contra Costa Unified School District (Contra Costa County, California) General Obligation Bonds, Election of 2005, Series A" (the "Series A Bonds");

WHEREAS, on July 15, 2008, the County Board issued on behalf of the District \$120,000,000 aggregate principal amount of a second series of bonds under the Authorization styled as the "West Contra Costa Unified School District (Contra Costa County, California) General Obligation Bonds, Election of 2005, Series B" (the "Series B Bonds");

WHEREAS, on September 3, 2009, the County Board issued on behalf of the District \$52,084,759.30 aggregate principal amount of a third series of bonds under the Authorization styled as the "West Contra Costa Unified School District (Contra Costa County, California) 2009 General Obligation Bonds, Election of 2005, Series C-1" (the "Series C-1 Bonds") and \$52,825,000 aggregate principal amount of a fourth series of bonds under the Authorization styled as the "West Contra Costa Unified School District (Contra Costa County, California) 2009 General Obligation Bonds, Election of 2005, Series C-2" (the "Series C-2 Bonds");

WHEREAS, pursuant to a resolution adopted on November 11, 2009 (the "Prior Resolution"), the County Board authorized the issuance on behalf of the District of additional bonds pursuant to the Authorization to be issued in one or more series of taxable or tax-exempt bonds, and further as any combination of current interest bonds, capital appreciation bonds, or convertible capital appreciation bonds, and authorized the issuance of all or a portion of such bonds as qualified school construction tax credit bonds ("QSC Bonds") in accordance with the qualified tax credit bond program found in Section 54A of the Internal Revenue Code of 1986, as amended (the "Code");

WHEREAS, the Hiring Incentives to Restore Employment Act (the "HIRE Act") recently implemented changes to certain provisions in the Code permitting the issuance of QSC Bonds in the

form of taxable interest bearing bonds with respect to which the issuer thereof may receive a cash subsidy payment from the United States Treasury on or about each interest payment date for such bonds (“Direct-Payment QSC Bonds”);

WHEREAS, the County Board has received a resolution (the “District Resolution”) by the governing board of the District (the “District Board”) which requests the County Board to issue on behalf of the District one or more additional series of bonds under the Authorization in an aggregate principal amount of not-to-exceed \$30,000,000 (the “Bonds”) at a maximum interest cost not to exceed that permitted by law, to be designated as “West Contra Costa Unified School District (Contra Costa County, California) General Obligation Bonds, Election of 2005, Series D,” or such other designation or designations as are specified in the Purchase Contract for the Bonds (defined below);

WHEREAS, the District has authorized the issuance of the Bonds in one or more series of bonds and in any combination of Current Interest Bonds, Capital Appreciation Bonds, and Convertible Capital Appreciation Bonds, all as defined herein;

WHEREAS, the District has authorized the issuance of all or a portion of the Bonds as Direct-Payment QSC Bonds pursuant to Section 54A of the Code and Section 6431 of the Code, as amended by the HIRE Act;

WHEREAS, the District Board has authorized the sale of the Bonds at either a public offering or a private placement and at a negotiated sale, which the District Board has determined provides more flexibility in the timing of the sale, an ability to implement the sale in a shorter time period, an increased ability to structure the Bonds to fit the needs of particular purchasers, and a greater opportunity for Piper Jaffray & Co., as underwriter (the “Underwriter”) to pre-market the Bonds to potential purchasers prior to the sale, all of which the District Board has determined will contribute to the District’s goal of achieving the lowest overall cost of funds;

WHEREAS, the District Board has estimated that the costs associated with the issuance of the Bonds, including compensation to the Underwriter and any such costs which the Underwriter agree to pay pursuant to the Purchase Contract (defined herein), will be as set forth in Exhibit A hereto;

WHEREAS, the District Board has appointed Stradling Yocca Carlson & Rauth, a Professional Corporation, San Francisco, California as Bond Counsel and Garcia Calderon Ruiz, LLP as Disclosure Counsel in connection with the issuance of the Bonds;

WHEREAS, the District Board has appointed Piper Jaffray & Co., San Francisco, California, as Underwriter, and KNN Public Finance, Oakland, California as Financial Advisor in connection with the issuance of the Bonds;

WHEREAS, the District Board has requested that the County Board issue and sell the Bonds on behalf of the District pursuant to Article 4.5 of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code (commencing with Section 53506 *et seq.*) and Section 15140 and Section 15146 of the California Education Code; and

WHEREAS, all acts, conditions and things required by law to be done or performed have been done and performed in strict conformity with the laws authorizing the issuance of general

obligation bonds of the District, and the indebtedness of the District, including this proposed issue of Bonds, is within all limits prescribed by law;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF CONTRA COSTA, CALIFORNIA, AS FOLLOWS:

SECTION 1. Purpose of Bonds. The proceeds from the Bonds will be used to finance specific construction and modernization projects listed in the ballot for the Authorization the County Board hereby authorizes the issuance of the Bonds in the name of the District.

SECTION 2. Terms and Conditions of Sale. The Treasurer, as defined below, is hereby authorized to negotiate the sale of the Bonds in consultation with the District's Superintendent (the "Superintendent"), the Associate Superintendent for Business Services of the District (the "Associate Superintendent") or the Executive Director of Business Services of the District (the "Executive Director"). The Bonds shall be issued and sold pursuant to Article 4.5 of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code, Section 15140 and Section 15146 of the California Education Code and pursuant to the terms and conditions set forth in the form of Purchase Contract, as described below. In accordance with the Purchase Contract, the Bonds may be issued in one or more series, some or all of which may be issued in the form of Direct-Payment QSC Bonds; provided that the aggregate principal amount of Bonds issued as Direct-Payment QSC Bonds may not exceed \$25,000,000.

SECTION 3. Approval of Purchase Contract. The form of a Purchase Contract (the "Purchase Contract") by and among the County, the District and the Underwriter, for the purchase and sale of the Bonds, substantially in the form presented at this meeting, is hereby approved and the Treasurer and Tax Collector of the County or any authorized designee thereof (the "Treasurer") is hereby authorized to execute and deliver the Purchase Contract, and either the Superintendent, the Associate Superintendent, the Executive Director or a designated deputy thereof is hereby requested to acknowledge the execution of such Purchase Contract, with such changes therein, deletions therefrom and modifications thereto as the Treasurer may approve, such approval to be conclusively evidenced by his execution and delivery thereof; provided, however, that the maximum interest rate on the Bonds shall not exceed that authorized at the Election and the underwriting discount thereon, excluding original issue discount and reimbursable expenses and costs of issuance paid by the Underwriter, shall not exceed 1.0% of the aggregate principal amount of Bonds issued. The Treasurer is further authorized to determine the principal amount of the Bonds to be specified in the Purchase Contract for sale by the County Board up to \$30,000,000 and to enter into and execute the Purchase Contract with the Underwriter, if the conditions set forth in this Resolution are satisfied.

SECTION 4. Certain Definitions. As used in this Resolution, the terms set forth below shall have the meanings ascribed to them (unless otherwise set forth in the Purchase Contract):

(a) "**Accreted Interest**" means, with respect to Capital Appreciation Bonds and Convertible Capital Appreciation Bonds, the Accreted Value thereof minus the Principal Amount thereof as of the date of calculation.

(b) "**Accreted Value**" means, as of the date of calculation, with respect to Capital Appreciation Bonds and Convertible Capital Appreciation Bonds prior to the Conversion Date, the Principal Amount thereof plus Accreted Interest thereon to such date of calculation, compounded semiannually on each August 1 and February 1, commencing on

August 1, 2010 (unless otherwise provided in the Purchase Contract) at the stated Accretion Rate thereof, assuming in any such semiannual period that such Accreted Value increases in equal daily amounts on the basis of a 360-day year of 12 30-day months.

(c) **“Accretion Rate”** means, unless otherwise provided by the Purchase Contract, that rate which, when applied to the Principal Amount of a Capital Appreciation Bond or a Convertible Capital Appreciation Bond, and compounded semiannually on each February 1 and August 1 (commencing on August 1, 2010), produces the Maturity Value on the maturity date (with respect to Capital Appreciation Bonds) and the Conversion Value on the Conversion Date (with respect to Convertible Capital Appreciation Bonds).

(d) **“Bond Insurer”** means any insurance company which issues a municipal bond insurance policy insuring the payment of Principal, Conversion Value and Maturity Value of and interest on the Bonds.

(e) **“Bond Payment Date”** means (unless otherwise provided by the Purchase Contract) (i) with respect to the Current Interest Bonds, February 1 and August 1 of each year, commencing February 1, 2011, with respect to the interest on the Current Interest Bonds, and the stated maturity dates and any mandatory sinking fund redemption dates thereof, with respect to the principal payments on the Current Interest Bonds, (ii) with respect to the Convertible Capital Appreciation Bonds, February 1 and August 1 of each year, commencing on the first such February 1 or August 1 following the respective Conversion Dates thereof, with respect to the interest on the Convertible Capital Appreciation Bonds and the stated maturity dates thereof, with respect to the principal payments on the Convertible Capital Appreciation Bonds, and (iii) with respect to the Capital Appreciation Bonds, the stated maturity dates thereof, as applicable.

(f) **“Capital Appreciation Bonds”** means the Bonds the interest component of which is compounded semiannually on each February 1 and August 1 (commencing on August 1, 2010) to maturity as shown in the table of Accreted Value for such Bonds in the Official Statement.

(g) **“Chairman of the Board of Supervisors”** shall mean the Chair, Chairperson, or Chairman of the Board of Supervisors of the County of Contra Costa.

(h) **“Continuing Disclosure Certificate”** means that certain Continuing Disclosure Certificate executed by the District and dated the date of issuance and delivery of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof.

(i) **“Conversion Date”** means, with respect to Convertible Capital Appreciation Bonds, the date stated in the Purchase Contract as the date on which such Bonds, originally issued as Capital Appreciation Bonds, convert to Current Interest Bonds.

(j) **“Conversion Value”** means, with respect to Convertible Capital Appreciation Bonds, the Accreted Value as of the Conversion Date.

(k) **“Convertible Capital Appreciation Bonds”** mean the Bonds which are originally issued as Capital Appreciation Bonds, but which convert to Current Interest Bonds on the Conversion Date.

(l) **“Current Interest Bonds”** means the Bonds the interest on which is payable semiannually on each Bond Payment Date specified for each such Bond as designated and maturing in the years and in the amounts set forth in the Purchase Contract.

(n) **“Depository”** means the securities depository acting as Depository pursuant to Section 5(c) hereof.

(m) **“Direct-Payment QSC Bonds”** means those Bonds issued as qualified school construction tax credit bonds pursuant to ARRA for which the District has elected to have subsection (f) of Section 6431 of the Code apply.

(n) **“DTC”** means The Depository Trust Company, New York, New York, a limited purpose trust company organized under the laws of the State of New York, in its capacity as securities depository for the Bonds.

(o) **“Fair Market Value”** means the price at which a willing buyer would purchase the investment from a willing seller in a bona fide, arm's length transaction (determined as of the date the contract to purchase or sell the investment becomes binding) if the investment is traded on an established securities market (within the meaning of Section 1273 of the Code) and, otherwise, the term “Fair Market Value” means the acquisition price in a bona fide arm's length transaction (as referenced above) if (i) the investment is a certificate of deposit that is acquired in accordance with applicable regulations under the Code, (ii) the investment is an agreement with specifically negotiated withdrawal or reinvestment provisions and a specifically negotiated interest rate (for example, a guaranteed investment contract, a forward supply contract or other investment agreement) that is acquired in accordance with applicable regulations under the Code, (iii) the investment is a United States Treasury Security—State and Local Government Series that is acquired in accordance with applicable regulations of the United States Bureau of Public Debt, or (iv) any commingled investment fund in which the District and related parties do not own more than a ten percent (10%) beneficial interest therein if the return paid by the fund is without regard to the source of the investment.

(p) **“Information Services”** means Financial Information, Inc.’s Financial Daily Called Bond Service; Mergent, Inc. Called Bond Department; or Standard & Poor’s J. J. Kenny Information Services Called Bond Service.

(q) **“Maturity Value”** means the Accreted Value of any Capital Appreciation Bond on its maturity date.

(r) **“Nominee”** means the nominee of the Depository, which may be the Depository, as determined from time to time pursuant to Section 5(c) hereof.

(s) **“Non-AMT Bonds”** means obligations the interest on which is excludable from gross income for federal income tax purposes under Section 103(a) of the Code and not treated as an item of tax preference under Section 57(a)(5)(C) of the Code, that are legal

investments pursuant to Section 53601 of the Government Code.

(t) **“Owner”** means the registered owner of a Bond as set forth on the registration books maintained by the Paying Agent pursuant to Section 7 hereof.

(u) **“Participants”** means those broker-dealers, banks and other financial institutions from time to time for which the Depository holds book-entry certificates as securities depository.

(v) **“Paying Agent”** means the Treasurer and Tax Collector of the County of Contra Costa and his designated agent or his successor or assignee, acting in the capacity of paying agent, bond registrar, authenticating agent and transfer agent. As provided in Section 7 herein, Treasurer is authorized to contract with any third party to perform the services of Paying Agent under this Resolution.

(w) **“Permitted Investments”** means (i) any lawful investments permitted by Section 16429.1 and Section 53601 of the Government Code, including Non-AMT Bonds and Qualified Non-AMT Mutual Funds, (ii) shares in a California common law trust established pursuant to Title 1, Division 7, Chapter 5 of the Government Code which invests exclusively in investments permitted by Section 53635 of the Government Code, but without regard to any limitations in such Section concerning the percentage of moneys available for investment being invested in a particular type of security, (iii) a guaranteed investment contract with a provider rated in at least the second highest category by each rating agency then rating the Bonds, (iv) the Local Agency Investments Fund of the California State Treasurer, (v) the county investment pool maintained by the Treasurer, and (vi) State and Local Government Series Securities.

(x) **“Principal” or “Principal Amount”** means, with respect to any Current Interest Bond, the principal or principal amount thereof and, with respect to any Capital Appreciation Bond and Convertible Capital Appreciation Bonds, the initial principal amount thereof.

(y) **“Qualified Non-AMT Mutual Fund”** means stock in a regulated investment company to the extent that at least 95% of the income of such regulated investment company is interest that is excludable from gross income under Section 103 of the Code and not an item of tax preference under Section 57(a)(5)(C) of the Code.

(z) **“Qualified Permitted Investments”** means (i) Non-AMT Bonds, (ii) Qualified Non-AMT Mutual Funds, (iii) other Permitted Investments authorized by an opinion of Bond Counsel to the effect that such investment would not adversely affect the tax-exempt status of the Bonds, and (iv) Permitted Investments of proceeds of the Bonds, and interest earned on such proceeds, held not more than thirty days pending reinvestment or Bond redemption. A guaranteed investment contract or similar investment agreement (e.g. a forward supply contract, GIC, repo, etc.) does not constitute a Qualified Permitted Investment.

(aa) **“Rating Agencies”** means Standard & Poor’s Rating Services and Moody’s Investor’s Services.

(bb) **“Record Date”** means, with respect to Current Interest Bonds, the close of business on the fifteenth day of the month preceding each Bond Payment Date.

(cc) **“Securities Depositories”** means The Depository Trust Company, 55 Water Street, New York, New York 10041, Tel: (212) 855-1000 or Fax: (212) 855-7320.

(dd) **“Taxable Bonds”** means any Bonds not issued as Tax-Exempt Bonds.

(ee) **“Tax-Exempt Bonds”** means any Bonds the interest in which is excludable from gross income for federal income tax purposes and is not treated as an item of tax preference for purposes of calculating the federal alternative minimum tax, as further described in an opinion of Bond Counsel supplied to the original purchasers of such Bonds.

(ff) **“Term Bonds”** means those Bonds for which mandatory redemption dates have been established in the Purchase Contract.

(gg) **“Transfer Amount”** means, (i) with respect to any Outstanding Current Interest Bond, the Principal Amount, (ii) with respect to any Outstanding Capital Appreciation Bond, the Maturity Value, and (iii) with respect to any Outstanding Convertible Capital Appreciation Bonds, the Conversion Value.

SECTION 5. Terms of the Bonds. (a) Denomination, Interest, Dated Dates. The Bonds shall be issued as Bonds registered as to both principal and interest, in the following denominations: (i) with respect to the Current Interest Bonds, \$5,000 Principal Amount or any integral multiple thereof, (ii) with respect to the Capital Appreciation Bonds, \$5,000 Maturity Value, or any integral multiple thereof, and (iii) with respect to Convertible Capital Appreciation Bonds, \$5,000 Conversion Value or any integral multiple thereof. The Bonds shall bear or accrete interest at a rate or rates such that the interest rate shall not exceed that authorized at the Election.

Each Current Interest Bond shall be dated their date of delivery (the “Dated Date”), and shall bear interest from the Bond Payment Date next preceding the date of authentication thereof unless it is authenticated as of a day during the period from the 16th day of the month next preceding any Bond Payment Date to that Bond Payment Date, inclusive, in which event it shall bear interest from such Bond Payment Date, or unless it is authenticated on or before January 15, 2011, in which event it shall bear interest from its Dated Date. Interest shall be payable on the respective Bond Payment Dates and shall be calculated on the basis of a 360-day year of 12 30-day months.

The Capital Appreciation Bonds shall mature in the years, shall be issued in aggregate Principal Amounts, shall have Accretion Rates and shall have denominational amounts per each \$5,000 in Maturity Value as shown in the Accreted Value Table attached to the Purchase Contract. The Convertible Capital Appreciation Bonds shall mature in the years, shall be issued in the aggregate Principal Amounts, shall have Accretion Rates and shall have denominational amounts per each \$5,000 in Conversion Value as shown in such Accreted Value Table; provided, that in the event that the amount shown in such Accreted Value Table and the Accreted Value caused to be calculated by the District and approved by the Bond Insurer, if any, by application of the definition of Accreted Value set forth in Section 4 differ, the latter amount shall be the Accreted Value of such Capital Appreciation Bond or Convertible Capital Appreciation Bond, as applicable.

The Convertible Capital Appreciation Bonds shall convert to Current Interest Bonds on the Conversion Date. During the period while the Convertible Capital Appreciation Bonds are in the form of Capital Appreciation Bonds, they will not bear interest but will accrete value through the Conversion Date. From and after the Conversion Date, the Convertible Capital Appreciation Bonds will bear interest as Current Interest Bonds, and such interest will accrue based upon the Conversion Value of such Bonds at the Conversion Date. No payment will be made to the Owners of Convertible Capital Appreciation Bonds on the Conversion Date.

With respect to Bonds issued as Direct-Payment QSC Bonds, the District expects to receive, on or about each Bond Payment Date, a cash subsidy payment from the United States Treasury equal to the lesser of (a) the interest payable on such Direct-Payment QSC Bonds on such Bond Payment Date or (b) the amount of interest that would have been payable on such Bond Payment Date under such Direct-Payment QSC Bonds if such interest were determined under at the applicable credit rate determined under Section 54A(b)(3) of the Code. The District Board has directed the Paying Agent, prior to each such Bond Payment Date, to submit or cause to be submitted to the United States Department of the Treasury a subsidy reimbursement request in accordance with applicable Federal regulations. Upon receipt of such subsidy, the District shall deposit or cause to be deposited any such cash subsidy payments into the Debt Service Fund established under Section 11 hereof.

To the extent that the Bonds are issued as Direct-Payment QSC Bonds, such Bonds shall have, in addition to any applicable terms and provisions herein, such additional terms and provisions as may be set forth in the Purchase Contract.

(b) Redemption.

(i) Optional Redemption. The Bonds shall be subject to optional redemption prior to maturity as provided in the Purchase Contract.

(ii) Mandatory Redemption. Any Bonds sold as Term Bonds shall be subject to mandatory redemption as provided in the Purchase Contract.

(iii) Selection of Bonds for Redemption. Whenever provision is made in this Resolution for the optional redemption of Bonds and less than all Outstanding Bonds are to be redeemed, the Paying Agent identified below, upon written instruction from the District, shall select Bonds for redemption as so directed and if not directed, in inverse order of maturity. Within a maturity, the Paying Agent shall select Bonds (other than any Bonds issued as Direct-Payment QSC Bonds) for redemption by lot and shall select any Direct-Payment QSC Bonds for redemption on a pro rata basis. Redemption by lot shall be in such manner as the Paying Agent shall determine; provided, however, that (A) the portion of any Current Interest Bond to be redeemed in part shall be in the Principal Amount of \$5,000 or any integral multiple thereof, (B) the portion of any Capital Appreciation Bond to be redeemed in part shall be in integral multiples of the Accreted Value per \$5,000 Maturity Value thereof, (C) and the portion of any Convertible Capital Appreciation Bond to be redeemed in part shall be in integral multiples of the Accreted Value per \$5,000 Conversion Value thereof.

(iv) Notice of Redemption. When redemption is authorized or required pursuant to this Resolution, the Paying Agent, upon written instruction from the District, shall give notice (a "Redemption Notice") of the redemption of the Bonds. Such Redemption Notice shall specify: the Bonds or designated portions thereof (in the case of redemption of the Bonds in part but not in

whole) which are to be redeemed, the date of redemption, the place or places where the redemption will be made, including the name and address of the Paying Agent, the redemption price, the CUSIP numbers (if any) assigned to the Bonds to be redeemed, the Bond numbers of the Bonds to be redeemed in whole or in part and, in the case of any Bond to be redeemed in part only, the Principal Amount of such Bond to be redeemed, and the original issue date, interest rate or Accretion Rate and stated maturity date of each Bond to be redeemed in whole or in part. Such Redemption Notice shall further state that on the specified date there shall become due and payable upon each Bond or portion thereof being redeemed, the redemption price thereof together with the interest accrued or accreted to the redemption date and that from and after such date, interest with respect thereto shall cease to accrue or accrete.

The Paying Agent shall take the following actions with respect to such Redemption Notice:

(a) At least 30 but not more than 45 days prior to the redemption date, such Redemption Notice shall be given to the respective Owners of Bonds designated for redemption by registered or certified mail, postage prepaid, at their addresses appearing on the bond register.

(b) At least 30 but not more than 45 days prior to the redemption date, such Redemption Notice shall be given by (i) registered or certified mail, postage prepaid, (ii) telephonically confirmed facsimile transmission, or (iii) overnight delivery service, to each of the Securities Depositories.

(c) At least 30 but not more than 45 days prior to the redemption date, such Redemption Notice shall be given by (i) registered or certified mail, postage prepaid, or (ii) overnight delivery service, to one of the Information Services.

Neither failure to receive any Redemption Notice nor any defect in any such Redemption Notice so given shall affect the sufficiency of the proceedings for the redemption of the affected Bonds. Each check issued or other transfer of funds made by the Paying Agent for the purpose of redeeming Bonds shall bear or include the CUSIP number identifying, by issue and maturity, the Bonds being redeemed with the proceeds of such check or other transfer.

(v) Partial Redemption of Bonds. Upon the surrender of any Bond redeemed in part only, the Paying Agent shall execute and deliver to the Owner thereof a new Bond or Bonds of like tenor and maturity and of authorized denominations equal in Transfer Amounts to the unredeemed portion of the Bond surrendered. Such partial redemption shall be valid upon payment of the amount required to be paid to such Owner, and the County and the District shall be released and discharged thereupon from all liability to the extent of such payment.

(vi) Effect of Notice of Redemption. Notice having been given as aforesaid, and the moneys for the redemption (including the interest to the applicable date of redemption) having been set aside in the District's Debt Service Fund, the Bonds to be redeemed shall become due and payable on such date of redemption.

If on such redemption date, money for the redemption of all the Bonds to be redeemed as provided in Section 5(b)(i) and (ii) hereof, together with interest accrued to such redemption date, shall be held by the Paying Agent so as to be available therefor on such redemption date, and if notice of redemption thereof shall have been given as aforesaid, then from and after such redemption

date, interest with respect to the Bonds to be redeemed shall cease to accrue or accrete and become payable. All money held by or on behalf of the Paying Agent for the redemption of Bonds shall be held in trust for the account of the Owners of the Bonds so to be redeemed.

All Bonds paid at maturity or redeemed prior to maturity pursuant to the provisions of this Section 5 shall be cancelled upon surrender thereof and be delivered to or upon the order of the County and the District. All or any portion of a Bond purchased by the County or the District shall be cancelled by the Paying Agent.

(vii) Bonds No Longer Outstanding. When any Bonds (or portions thereof), which have been duly called for redemption prior to maturity under the provisions of this Resolution, or with respect to which irrevocable instructions to call for redemption prior to maturity at the earliest redemption date have been given to the Paying Agent, in form satisfactory to it, and sufficient moneys shall be held by the Paying Agent irrevocably in trust for the payment of the redemption price of such Bonds or portions thereof, and, in the case of Current Interest Bonds, accrued interest with respect thereto to the date fixed for redemption, all as provided in this Resolution, then such Bonds shall no longer be deemed Outstanding and shall be surrendered to the Paying Agent for cancellation.

(c) Book-Entry System.

(i) Election of Book-Entry System. The Bonds shall initially be delivered in the form of a separate single fully-registered bond (which may be typewritten) for each maturity date of such Bonds in an authorized denomination (except for any odd denomination Capital Appreciation Bond). The ownership of each such Bond shall be registered in the bond register in the name of the Nominee, as nominee of the Depository and ownership of the Bonds, or any portion thereof may not thereafter be transferred except as provided in Section 5(c)(i)(4).

With respect to book-entry Bonds, the District and the Paying Agent shall have no responsibility or obligation to any Participant or to any person on behalf of which such a Participant holds an interest in such book-entry Bonds. Without limiting the immediately preceding sentence, the District and the Paying Agent shall have no responsibility or obligation with respect to (i) the accuracy of the records of the Depository, the Nominee, or any Participant with respect to any ownership interest in book-entry Bonds, (ii) the delivery to any Participant or any other person, other than an owner as shown in the bond register, of any notice with respect to book-entry Bonds, including any notice of redemption, (iii) the selection by the Depository and its Participants of the beneficial interests in book-entry Bonds to be prepaid in the event the District redeems the Bonds in part, or (iv) the payment by the Depository or any Participant or any other person, of any amount with respect to Accreted Value, Principal, premium, if any, or interest on the book-entry Bonds. The District and the Paying Agent may treat and consider the person in whose name each book-entry Bond is registered in the bond register as the absolute owner of such book-entry Bond for the purpose of payment of Accreted Value or Principal of and premium and interest on and to such Bond, for the purpose of giving notices of redemption and other matters with respect to such Bond, for the purpose of registering transfers with respect to such Bond, and for all other purposes whatsoever. The Paying Agent shall pay all Accreted Value or Principal of and premium, if any, and interest on the Bonds only to or upon the order of the respective owner, as shown in the bond register, or his respective attorney duly authorized in writing, and all such payments shall be valid and effective to fully satisfy and discharge the District's obligations with respect to payment of Accreted Value or Principal of, and premium, if any, and interest on the Bonds to the extent of the sum or sums so paid. No person

other than an owner, as shown in the bond register, shall receive a certificate evidencing the obligation to make payments of Accreted Value or Principal of, and premium, if any, and interest on the Bonds. Upon delivery by the Depository to the owner and the Paying Agent, of written notice to the effect that the Depository has determined to substitute a new nominee in place of the Nominee, and subject to the provisions herein with respect to the Record Date, the word Nominee in this Resolution shall refer to such nominee of the Depository.

1. Delivery of Letter of Representations. In order to qualify the book-entry Bonds for the Depository's book-entry system, the District and the Paying Agent shall execute and deliver to the Depository a Letter of Representations. The execution and delivery of a Letter of Representations shall not in any way impose upon the District or the Paying Agent any obligation whatsoever with respect to persons having interests in such book-entry Bonds other than the owners, as shown on the bond register. By executing a Letter of Representations, the Paying Agent shall agree to take all action necessary at all times so that the District will be in compliance with all representations of the District in such Letter of Representations. In addition to the execution and delivery of a Letter of Representations, the District shall take such other actions, not inconsistent with this Resolution, as are reasonably necessary to qualify book-entry Bonds for the Depository's book-entry program.

2. Selection of Depository. In the event (i) the Depository determines not to continue to act as securities depository for book-entry Bonds, or (ii) the District determines that continuation of the book-entry system is not in the best interest of the beneficial owners of the Bonds or the District, then the District will discontinue the book-entry system with the Depository. If the District determines to replace the Depository with another qualified securities depository, the District shall prepare or direct the preparation of a new single, separate, fully registered bond for each maturity date of such book-entry Bond, registered in the name of such successor or substitute qualified securities depository or its Nominee as provided in subsection (4) hereof. If the District fails to identify another qualified securities depository to replace the Depository, then the Bonds shall no longer be restricted to being registered in such bond register in the name of the Nominee, but shall be registered in whatever name or names the owners transferring or exchanging such Bonds shall designate, in accordance with the provisions of this Section 5(c).

3. Payments to Depository. Notwithstanding any other provision of this Resolution to the contrary, so long as all outstanding Bonds are held in book-entry and registered in the name of the Nominee, all payments with respect to Accreted Value or Principal of and premium, if any, or interest on the Bonds and all notices with respect to such Bonds shall be made and given, respectively to the Nominees, as provided in the Letter of Representations or as otherwise instructed by the Depository and agreed to by the Paying Agent notwithstanding any inconsistent provisions herein.

4. Transfer of Bonds to Substitute Depository.

(A) The Bonds shall be initially issued as described in this Resolution as may be modified by the Purchase Contract. Registered ownership of such Bonds, or any portions thereof, may not thereafter be transferred except:

(1) to any successor of DTC or its nominee, or of any substitute depository designated pursuant to Section 5(c)(i)(4)(A)(2) (“Substitute Depository”); provided that any successor of DTC or Substitute Depository shall be qualified under any applicable laws to provide the service proposed to be provided by it;

(2) to any Substitute Depository designated by the District, upon (1) the resignation of DTC or its successor (or any Substitute Depository or its successor) from its functions as depository, or (2) a determination by the District that DTC (or its successor) is no longer able to carry out its functions as depository; provided that any such Substitute Depository shall be qualified under any applicable laws to provide the services proposed to be provided by it; or

(3) to any person as provided below, upon (1) the resignation of DTC or its successor (or any Substitute Depository or its successor) from its functions as depository, or (2) a determination by the District that DTC or its successor (or Substitute Depository or its successor) is no longer able to carry out its functions as depository.

(B) In the case of any transfer pursuant to Section 5(c)(i)(4)(A)(1) or (2), upon receipt of all outstanding Bonds by the Paying Agent, together with a written request of the District to the Paying Agent designating the Substitute Depository, a single new Bond, which the District shall prepare or cause to be prepared, shall be executed and delivered for each maturity of Bonds then outstanding, registered in the name of such successor or such Substitute Depository or their Nominees, as the case may be, all as specified in such written request of the District. In the case of any transfer pursuant to Section 5(c)(i)(4)(A)(3), upon receipt of all outstanding Bonds by the Paying Agent, together with a written request of the District to the Paying Agent, new Bonds, which the District shall prepare or cause to be prepared, shall be executed and delivered in such denominations and registered in the names of such persons as are requested in such written request of the District, provided that the Paying Agent shall not be required to deliver such new Bonds within a period of less than sixty (60) days from the date of receipt of such written request from the District.

(C) In the case of a partial redemption or an advance refunding of any Bonds evidencing a portion of the Maturity Value, Conversion Value or Principal maturing in a particular year, DTC or its successor (or any Substitute Depository or its successor) shall make an appropriate notation on such Bonds indicating the date and amounts of such reduction in Maturity Value, Conversion Value or Principal, in form acceptable to the Paying Agent, all in accordance with the Letter of Representations. The Paying Agent shall not be liable for such Depository’s failure to make such notations or errors in making such notations.

(D) The District and the Paying Agent shall be entitled to treat the person in whose name any Bond is registered as the owner thereof for all purposes of this Resolution and any applicable laws, notwithstanding any notice to the contrary received by the Paying Agent or the District; and the District and the Paying Agent shall not have responsibility for transmitting payments to, communicating with, notifying, or otherwise dealing with any beneficial owners of the Bonds. Neither the District nor the Paying Agent shall have any responsibility or obligation, legal or otherwise, to any such beneficial owners or to any other party, including DTC or its successor (or Substitute Depository or its successor), except to

the Owner of any Bonds, and the Paying Agent may rely conclusively on its records as to the identity of the owners of the Bonds.

SECTION 6. Execution of Bonds. The Bonds shall be executed by the Chairman of the Board of Supervisors of the County and the Treasurer by their manual or facsimile signatures and countersigned by the manual or facsimile signature of and the seal of the County affixed thereto by the Executive Officer-Clerk of the Board of Supervisors, all in their official capacities. No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under this Resolution unless and until the certificate of authentication printed on the Bond is signed by the Paying Agent as authenticating agent. Authentication by the Paying Agent shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under this Resolution and is entitled to the security and benefit of this Resolution.

SECTION 7. Paying Agent; Transfer and Exchange. This County Board does hereby appoint The Bank of New York Mellon Trust Company, N.A. to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Paying Agent") for the Bonds.

So long as any of the Bonds remain outstanding, the District will cause the Paying Agent to maintain and keep at its principal office all books and records necessary for the registration, exchange and transfer of the Bonds as provided in this Section. Subject to the provisions of Section 8 below, the person in whose name a Bond is registered on the bond register shall be regarded as the absolute owner of that Bond for all purposes of this Resolution. Payment of or on account of the Principal or Accreted Value of and premium, if any, and interest on any Bond shall be made only to or upon the order of that person; neither the District, the County nor the Paying Agent shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the District's liability upon the Bonds, including interest, to the extent of the amount or amounts so paid.

Any Bond may be exchanged for Bonds of like tenor, maturity and Transfer Amount upon presentation and surrender at the principal office of the Paying Agent, together with a request for exchange signed by the Owner or by a person legally empowered to do so in a form satisfactory to the Paying Agent. A Bond may be transferred on the bond register only upon presentation and surrender of the Bond at the principal office of the Paying Agent together with an assignment executed by the Owner or by a person legally empowered to do so in a form satisfactory to the Paying Agent. Upon exchange or transfer, the Paying Agent shall complete, authenticate and deliver a new Bond or Bonds of like tenor and of any authorized denomination or denominations requested by the Owner equal to the Transfer Amount of the Bond surrendered and bearing or accruing interest at the same rate and maturing on the same date. Capital Appreciation Bonds and Current Interest Bonds may not be exchanged for one another.

If any Bond shall become mutilated, the County, at the expense of the Owner of said Bond, shall execute, and the Paying Agent shall thereupon authenticate and deliver, a new Bond of like series, tenor and Transfer Amount in exchange and substitution for the Bond so mutilated, but only upon surrender to the Paying Agent of the Bond so mutilated. If any Bond issued hereunder shall be lost, destroyed or stolen, evidence of such loss, destruction or theft may be submitted to the Paying Agent and, if such evidence be satisfactory to the Paying Agent and indemnity for the Paying Agent, the County and the District satisfactory to the Paying Agent shall be given by the owner, the County, at the expense of the Bond owner, shall execute, and the Paying Agent shall thereupon authenticate and deliver, a new Bond of like tenor in lieu of and in substitution for the Bond so lost, destroyed or

stolen (or if any such Bond shall have matured or shall have been called for redemption, instead of issuing a substitute Bond the Paying Agent may pay the same without surrender thereof upon receipt of indemnity satisfactory to the Paying Agent). The Paying Agent may require payment of a reasonable fee for each new Bond issued under this paragraph and of the expenses which may be incurred by the County and the Paying Agent.

If manual signatures on behalf of the County are required in connection with an exchange or transfer, the Paying Agent shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the County. In all cases of exchanged or transferred Bonds, the County shall sign and the Paying Agent shall authenticate and deliver Bonds in accordance with the provisions of this Resolution. All fees and costs of transfer shall be paid by the requesting party. Those charges may be required to be paid before the procedure is begun for the exchange or transfer. All Bonds issued upon any exchange or transfer shall be valid obligations of the District, evidencing the same debt, and entitled to the same security and benefit under this Resolution as the Bonds surrendered upon that exchange or transfer.

Any Bond surrendered to the Paying Agent for payment, retirement, exchange, replacement or transfer shall be cancelled by the Paying Agent. The District and the County may at any time deliver to the Paying Agent for cancellation any previously authenticated and delivered Bonds that the District and the County may have acquired in any manner whatsoever, and those Bonds shall be promptly cancelled by the Paying Agent. As requested by the County, written reports of the surrender and cancellation of Bonds shall be made to the District and the County by the Paying Agent. The cancelled Bonds shall be retained for two years, then destroyed by the Paying Agent.

Neither the District, the County nor the Paying Agent will be required (a) to issue or transfer any Bonds during a period beginning with the opening of business on the 15th day of the month next preceding any Bond Payment Date or the 15th day preceding any date of selection of Bonds to be redeemed and ending with the close of business on the Bond Payment Date or any day on which the applicable notice of redemption is given or (b) to transfer any Bonds which have been selected or called for redemption in whole or in part.

SECTION 8. Payment. Payment of interest on any Current Interest Bond on any Bond Payment Date shall be made to the person appearing on the registration books of the Paying Agent as the Owner thereof as of the Record Date immediately preceding such Bond Payment Date, such interest to be paid by wire transfer or check mailed to such Owner on the Bond Payment Date at his address as it appears on such registration books or at such other address as he may have filed with the Paying Agent for that purpose on or before the Record Date. The Owner in an aggregate Principal Amount, Conversion Value or Maturity Value of One Million Dollars (\$1,000,000) or more may request in writing to the Paying Agent that such Owner be paid interest by wire transfer to the bank and account number on file with the Paying Agent as of the Record Date. The principal, and redemption premiums, if any, payable on the Current Interest Bonds and the Accreted Value and redemption premiums, if any, on the Capital Appreciation Bonds shall be payable upon maturity or redemption upon surrender at the principal office of the Paying Agent. The interest, Accreted Value, Principal and premiums, if any, on the Bonds shall be payable in lawful money of the United States of America. The Paying Agent is hereby authorized to pay the Bonds when duly presented for payment at maturity, and to cancel all Bonds upon payment thereof. The Bonds are general obligations of the District and do not constitute an obligation of the County except as provided in this Bond Resolution. No part of any fund of the County is pledged or obligated to the payment of the Bonds.

SECTION 9. Form of Bonds. The Bonds shall be in substantially the following form, allowing those officials executing the Bonds to make the insertions and deletions necessary to conform the Bonds to this Resolution and the Purchase Contract.

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(Form of Current Interest Bond)

REGISTERED
NO.

REGISTERED
\$

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
(CONTRA COSTA COUNTY, CALIFORNIA)
GENERAL OBLIGATION BONDS, ELECTION OF 2005, SERIES D

INTEREST RATE: MATURITY DATE: DATED AS OF: CUSIP
___% per annum August 1, 20___ _____, 2010 _____

REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT: _____

The West Contra Costa Unified School District (the "District") in Contra Costa County, California (the "County"), for value received, promises to pay to the Registered Owner (as defined below) named above, or registered assigns, the Principal Amount on the Maturity Date, each as stated above, and interest thereon until the Principal Amount is paid or provided for at the Interest Rate stated above, on February 1 and August 1 of each year (the "Bond Payment Dates"), commencing February 1, 2011. This bond will bear interest from the Bond Payment Date next preceding the date of authentication hereof unless it is authenticated as of a day during the period from the 16th day of the month next preceding any Bond Payment Date to the Bond Payment Date, inclusive, in which event it shall bear interest from such Bond Payment Date, or unless it is authenticated on or before January 15, 2011, in which event it shall bear interest from its Dated Date. Interest on this bond shall be computed on the basis of a 360-day year of twelve 30-day months. Principal and interest are payable in lawful money of the United States of America, without deduction for the paying agent services, to the person in whose name this bond (or, if applicable, one or more predecessor bonds) is registered (the "Registered Owner") on the register maintained by the Paying Agent, initially The Bank of New York Mellon Trust Company, N.A. Principal is payable upon presentation and surrender of this bond at the principal office of the Paying Agent. Interest is payable by check or draft mailed by the Paying Agent on each Bond Payment Date to the Registered Owner of this bond (or one or more predecessor bonds) as shown and at the address appearing on the register at the close of business on the 15th day of the calendar month next preceding that Bond Payment Date (the "Record Date"). The Owner of Current Interest Bonds in the aggregate principal amount of One Million Dollars (\$1,000,000) or more may request in writing to the Paying Agent that the Owner be paid interest by wire transfer to the bank and account number on file with the Paying Agent as of the Record Date.

This bond is one of an authorization of \$_____ of bonds approved for the purpose of raising money for the purposes authorized by the voters of the District at the Election, as defined below; and to pay all necessary legal, financial, engineering and contingent costs in connection therewith under authority of and pursuant to the laws of the State of California, in particular Chapter 1.5 of Part 10 of Division 1 of Title 1 (commencing with Section 15264 *et seq.*) of the California Education Code, the requisite 55% vote of the voters of the District cast at an election held on November 8, 2005 (the "Election"), upon the question of issuing bonds in the amount of

\$400,000,000, the resolution of the Board of Education of the District adopted on April 28, 2010 (the "District Resolution") and the resolution of the County Board of Supervisors adopted on _____, 2010 (the "Bond Resolution"). This bond is being issued under the provisions of Article 4.5 of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code. This bond and the issue of which this bond is one are payable as to both principal and interest from the proceeds of the levy of *ad valorem* taxes on all property subject to such taxes in the District, which taxes are unlimited as to rate or amount. The bonds of this issue are general obligations of the District and do not constitute an obligation of the County except as provided in the Bond Resolution. No part of any fund of the County is pledged or obligated to the payment of the bonds of this issue.

The bonds of this issue comprise (i) \$_____ principal amount of Current Interest Bonds, of which this bond is a part (each, a "Current Interest Bond"), (ii) Capital Appreciation Bonds of which \$_____ represents the principal amount and \$_____ represents the Maturity Value, and (iii) Convertible Capital Appreciation Bonds, of which \$_____ represents the principal amount and \$_____ represents the Conversion Value.

This bond is exchangeable and transferable for bonds of like tenor, maturity and Transfer Amount (as defined in the Bond Resolution) and in authorized denominations at the principal office of the Paying Agent in Los Angeles, California, by the Registered Owner or by a person legally empowered to do so, in a form satisfactory to the Paying Agent, all subject to the terms, limitations and conditions provided in the Bond Resolution. All fees and costs of transfer shall be paid by the transferor. The District, the County and the Paying Agent may deem and treat the Registered Owner as the absolute owner of this bond for the purpose of receiving payment of or on account of principal or interest and for all other purposes, and neither the District, the County nor the Paying Agent shall be affected by any notice to the contrary.

Neither the District, the County nor the Paying Agent will be required (a) to issue or transfer any bond during a period beginning with the opening of business on the 15th day of the month next preceding either any Bond Payment Date or the 15th day preceding any date of selection of bonds to be redeemed and ending with the close of business on the Bond Payment Date or day on which the applicable notice of redemption is given or (b) to transfer any bond which has been selected or called for redemption in whole or in part.

The Current Interest Bonds maturing on or before August 1, 20__ are not subject to redemption prior to their fixed maturity dates. The Current Interest Bonds maturing on or after August 1, 20__ are subject to redemption at the option of the District, as a whole or in part, on any date on or after August 1, 20__, at a redemption price equal to 100% of the principal amount of the Current Interest Bonds called for redemption plus interest accrued thereon to the date fixed for redemption, without premium.

The Current Interest Bonds maturing on August 1, 20__ are subject to redemption prior to maturity from mandatory sinking fund payments on August 1 of each year, on and after August 1, 20__, at a redemption price equal to the principal amount thereof, together with accrued interest to the date fixed for redemption, without premium. The principal amount represented by such Bonds to be so redeemed and the dates therefor and the final principal payment date is as indicated in the following table:

Redemption Date (August 1)	<u>Principal Amount</u>
(1)	\$
TOTAL	\$
<hr/>	
(1) Maturity.	

If less than all of the bonds of any one maturity shall be called for redemption, the particular bonds or portions of bonds of such maturity to be redeemed shall be selected by lot by the District in such manner as the District in its discretion may determine; provided, however, that the portion of any bond to be redeemed shall be in the principal amount of Five Thousand Dollars (\$5,000) or some multiple thereof. If less than all of the bonds stated to mature on different dates shall be called for redemption, the particular bonds or portions thereof to be redeemed shall be called in any order of maturity selected by the District or, if not so selected, in the inverse order of maturity.

Reference is made to the Bond Resolution for a more complete description of the provisions, among others, with respect to the nature and extent of the security for the bonds of this series, the rights, duties and obligations of the District, the County, the Paying Agent and the Registered Owners, and the terms and conditions upon which the bonds are issued and secured. the registered Owner of this bond assents, by acceptance hereof, to all of the provisions of the Bond Resolution.

It is certified and recited that all acts and conditions required by the Constitution and laws of the State of California to exist, to occur and to be performed or to have been met precedent to and in the issuing of the bonds in order to make them legal, valid and binding general obligations of the District, have been performed and have been met in regular and due form as required by law; that payment in full for the bonds has been received; and that due provision has been made for levying and collecting *ad valorem* property taxes on all of the taxable property within the District in an amount sufficient to pay principal and interest when due.

This bond shall not be valid or obligatory for any purpose and shall not be entitled to any security or benefit under the Bond Resolution until the Certificate of Authentication below has been signed.

[REMAINDER OF THIS PAGE LEFT BLANK]

IN WITNESS WHEREOF, the County of Contra Costa, California, has caused this bond to be executed on behalf of the District and in their official capacities by the manual or facsimile signatures of the Chairperson of the Board of Supervisors of the County and the Treasurer and Tax Collector of the County, and to be countersigned by the manual or facsimile signature of the Clerk of the County Board all as of the date stated above.

COUNTY OF CONTRA COSTA, CALIFORNIA

By: _____
Chairperson of the Board of Supervisors

By: _____
Treasurer and Tax Collector

COUNTERSIGNED:

Clerk of the Board of Supervisors

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the Bond Resolution referred to herein which has been authenticated and registered on _____, 2010.

THE BANK OF NEW YORK MELLON TRUST
COMPANY, N.A., as Paying Agent

By: _____
Authorized Signatory

ASSIGNMENT

For value received, the undersigned sells, assigns and transfers to (print or typewrite name, address and zip code of Transferee): _____ this bond and irrevocably constitutes and appoints attorney to transfer this bond on the books for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the within bond in every particular, without alteration or any change whatever, and the signature(s) must be guaranteed by an eligible guarantor institution.

Social Security Number, Taxpayer Identification Number or other identifying number of Assignee: _____

Unless this certificate is presented by an authorized representative of The Depository Trust Company to the issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of The Depository Trust Company and any payment is made to Cede & Co., ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL since the registered owner hereof, Cede & Co., has an interest herein.

(Form of Capital Appreciation Bond)

REGISTERED
NO.

REGISTERED
\$

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
(CONTRA COSTA COUNTY, CALIFORNIA)
GENERAL OBLIGATION BONDS, ELECTION OF 2005, SERIES D

ACCRETION RATE: MATURITY DATE: DATED AS OF: CUSIP
_____ August 1, 20__ Date of Delivery _____

REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT: _____

MATURITY VALUE: _____

The West Contra Costa Unified School District (the "District") in Contra Costa County, California (the "County"), for value received, promises to pay to the Registered Owner (as defined below) named above, or registered assigns, the Maturity Value on the Maturity Date, each as stated above, such Maturity Value comprising the initial principal amount and interest accreted thereon. This bond will not bear current interest but will accrete interest, compounded on each February 1 and August 1, commencing on August 1, 2010, at the Accretion Rate specified above to the Maturity Date, assuming that in any such semiannual period the sum of such compounded accreted interest and the Principal Amount (such sum being herein called the "Accreted Value") increases in equal daily amounts on the basis of a 360-day year consisting of twelve 30-day months. Accreted Value and redemption premium, if any, are payable in lawful money of the United States of America, without deduction for the paying agent services, to the person in whose name this bond (or, if applicable, one or more predecessor bonds) is registered (the "Registered Owner") on the register maintained by the Paying Agent, initially The Bank of New York Mellon Trust Company, N.A. Accreted Value and redemption premium, if any, are payable upon presentation and surrender of this bond at the principal office of the Paying Agent.

This bond is one of an authorization of \$ _____ of bonds approved for the purpose of raising money for the purposes authorized by voters of the District at the Election, as defined below; and to pay all necessary legal, financial, engineering and contingent costs in connection therewith under authority of and pursuant to the laws of the State of California, in particular Chapter 1.5 of Part 10 of Division 1 of Title 1 (commencing with Section 15264 *et seq.*) of the California Education Code, the requisite 55% vote of the voters of the District cast at an election held on November 8, 2005 (the "Election"), upon the question of issuing bonds in the amount of \$400,000,000, the resolution of the Board of Education of the District adopted on April 28, 2010 (the "District Resolution") and the resolution of the County Board of Supervisors adopted on _____, 2010 (the "Bond Resolution"). This bond is being issued under the provisions of Article 4.5 of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code. This bond and the issue of which this bond is one are payable as to both principal and interest from the proceeds of the levy of *ad valorem* taxes on all property subject to such taxes in the District, which taxes are unlimited as to rate or amount. The bonds of this issue are general obligations of the District and do not constitute an

obligation of the County except as provided in the Bond Resolution. No part of any fund of the County is pledged or obligated to the payment of the bonds of this issue.

The bonds of this issue comprise (i) \$ _____ principal amount of Current Interest Bonds, (ii) Capital Appreciation Bonds, of which this Bond is a part, and of which \$ _____ represents the principal amount and \$ _____ represents the Maturity Value, and (iii) Convertible Capital Appreciation Bonds, of which \$ _____ represents the principal amount and \$ _____ represents the Conversion Value.

This bond is exchangeable and transferable for bonds of like tenor, maturity and Transfer Amount (as defined in the Bond Resolution) and in authorized denominations at the principal office of the Paying Agent in Los Angeles, California, by the Registered Owner or by a person legally empowered to do so, in a form satisfactory to the Paying Agent, all subject to the terms, limitations and conditions provided in the Bond Resolution. All fees and costs of transfer shall be paid by the transferor. The District, the County and the Paying Agent may deem and treat the Registered Owner as the absolute owner of this bond for the purpose of receiving payment of or on account of principal or interest and for all other purposes, and neither the District, the County nor the Paying Agent shall be affected by any notice to the contrary.

Neither the District, the County nor the Paying Agent will be required (a) to issue or transfer any bond during a period beginning with the opening of business on the 15th day of the month next preceding any Bond Payment Date or the 15th day preceding any date of selection of bonds to be redeemed and ending with the close of business on the Bond Payment Date or day on which the applicable notice of redemption is given or (b) to transfer any bond which has been selected or called for redemption in whole or in part.

The Capital Appreciation Bonds are not subject to redemption prior to maturity.

Reference is made to the Bond Resolution for a more complete description of the provisions, among others, with respect to the nature and extent of the security for the Capital Appreciation Bonds of this Series, the rights, duties and obligations of the District, the County, the Paying Agent and the Registered Owners, and the terms and conditions upon which the bonds are issued and secured. The Registered Owner of this bond assents, by acceptance hereof, to all of the provisions of the Bond Resolution.

It is certified and recited that all acts and conditions required by the Constitution and laws of the State of California to exist, to occur and to be performed or to have been met precedent to and in the issuing of the bonds in order to make them legal, valid and binding general obligations of the District, have been performed and have been met in regular and due form as required by law; that payment in full for the bonds has been received; and that due provision has been made for levying and collecting *ad valorem* property taxes on all of the taxable property within the District in an amount sufficient to pay principal and interest when due.

This bond shall not be valid or obligatory for any purpose and shall not be entitled to any security or benefit under the Bond Resolution until the Certificate of Authentication below has been signed.

IN WITNESS WHEREOF, the County of Contra Costa, California, has caused this bond to be executed on behalf of the District and in their official capacities by the manual or facsimile signatures of the Chairperson of the Board of Supervisors of the County and the Treasurer and Tax Collector of the County, and to be countersigned by the manual or facsimile signature of the Clerk of the County Board all as of the date stated above.

COUNTY OF CONTRA COSTA, CALIFORNIA

By: _____
Chairperson of the Board of Supervisors

By: _____
Treasurer and Tax Collector

COUNTERSIGNED:

Clerk of the Board of Supervisors

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the Bond Resolution referred to herein which has been authenticated and registered on _____, 2010.

THE BANK OF NEW YORK MELLON TRUST
COMPANY, N.A., as Paying Agent

By: _____
Authorized Signatory

ASSIGNMENT

For value received, the undersigned sells, assigns and transfers to (print or typewrite name, address and ZIP code of Transferee): _____
this bond and irrevocably constitutes and appoints attorney to transfer this bond on the books for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the face of the within bond in every particular, without alteration or by any change whatever, and the signature(s) must be guaranteed by an eligible guarantor institution.

Social Security Number, Taxpayer Identification Number or other identifying number of Assignee: _____

Unless this certificate is presented by an authorized representative of The Depository Trust Company to the issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of The Depository Trust Company and any payment is made to Cede & Co., ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL since the registered owner hereof, Cede & Co., has an interest herein.

(Form of Convertible Capital Appreciation Bond)

REGISTERED
NO.

REGISTERED
\$

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
(CONTRA COSTA COUNTY, CALIFORNIA)
GENERAL OBLIGATION BONDS, ELECTION OF 2005, SERIES D

ACCRETION RATE TO <u>CONVERSION DATE</u>	CONVERSION DATE	INTEREST RATE AFTER THE <u>CONVERSION DATE</u>	MATURITY DATE:	<u>DATED AS OF:</u>	<u>CUSIP</u>
_____	_____, 20__	_____	_____, 20__	_____, 2010	

REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT:

CONVERSION VALUE :

The West Contra Costa Unified School District (the "District") in Contra Costa County, California (the "County"), for value received, promises to pay to the Registered Owner named above, or registered assigns, the Conversion Value on the Maturity Date, each as stated above, and interest thereon from the Conversion Date until the Principal Amount is paid or provided for at the Interest Rate stated above, on February 1 and August 1 of each year (the "Bond Payment Dates"), commencing _____, 20__. Prior to the Conversion Date, this bond will not bear current interest but will accrete interest, compounded on each February 1 and August 1, commencing on August 1, 2010 at the Accretion Rate specified above to the Conversion Date, assuming that in any such semiannual period the sum of such compounded accreted interest and the Denomination Amount (such sum being herein called the "Accreted Value") increases in equal daily amounts on the basis of a 360-day year consisting of twelve 30-day months. This bond will bear such interest from the Bond Payment Date next preceding the date of authentication hereof unless it is authenticated as of a day during the period from the 16th day of the month next preceding any Bond Payment Date to the Bond Payment date, inclusive, in which event it shall bear interest from such Bond Payment Date, or unless it is authenticated on or before _____ 15, 20__, in which event it will bear interest from the Conversion Date. Conversion Value and interest are payable in lawful money of the United States of America, without deduction for the paying agent services, to the person in whose name this bond (or, if applicable, one or more predecessor bonds) is registered (the "Registered Owner") on the register maintained by the Paying Agent, initially The Bank of New York Mellon Trust Company, N.A. Accreted Value and redemption premium, if any, are payable upon presentation and surrender of this bond at the principal office of the Paying Agent.

This bond is one of an authorization of \$_____ of bonds approved for the purpose of raising money for the purposes authorized by voters of the District at the Election, as defined below; and to pay all necessary legal, financial, engineering and contingent costs in connection therewith under authority of and pursuant to the laws of the State of California, in particular Chapter 1.5 of Part 10 of Division 1 of Title 1 (commencing with Section 15264 *et seq.*) of the California Education Code, the requisite 55% vote of the voters of the District cast at an election held on November 8,

2005 (the "Election"), upon the question of issuing bonds in the amount of \$400,000,000, the resolution of the Board of Education of the District adopted on April 28, 2010 (the "District Resolution") and the resolution of the County Board of Supervisors adopted on _____, 2010 (the "Bond Resolution"). This bond is being issued under the provisions of Article 4.5 of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code. This bond and the issue of which this bond is one are payable as to both principal and interest from the proceeds of the levy of *ad valorem* taxes on all property subject to such taxes in the District, which taxes are unlimited as to rate or amount. The bonds of this issue are general obligations of the District and do not constitute an obligation of the County except as provided in the Bond Resolution. No part of any fund of the County is pledged or obligated to the payment of the bonds of this issue.

The bonds of this issue comprise (i) \$ _____ principal amount of Current Interest Bonds, (ii) Capital Appreciation Bonds of which \$ _____ represents the principal amount and \$ _____ represents the Maturity Value, and (iii) Convertible Capital Appreciation Bonds, of which this bond is a part, and of which \$ _____ represents the principal amount and \$ _____ represents the Conversion Value.

This bond is exchangeable and transferable for bonds of like tenor, maturity and Transfer Amount (as defined in the Bond Resolution) and in authorized denominations at the principal office of the Paying Agent in Los Angeles, California, by the Registered Owner or by a person legally empowered to do so, in a form satisfactory to the Paying Agent, all subject to the terms, limitations and conditions provided in the Bond Resolution. All fees and costs of transfer shall be paid by the transferor. The District, the County and the Paying Agent may deem and treat the Registered Owner as the absolute owner of this bond for the purpose of receiving payment of or on account of principal or interest and for all other purposes, and neither the District, the County nor the Paying Agent shall be affected by any notice to the contrary.

Neither the District, the County nor the Paying Agent will be required (a) to issue or transfer any bond during a period beginning with the opening of business on the 15th day of the month next preceding any Bond Payment Date or the 15th day preceding any date of selection of bonds to be redeemed and ending with the close of business on the Bond Payment Date or day on which the applicable notice of redemption is given or (b) to transfer any bond which has been selected or called for redemption in whole or in part.

The Convertible Capital Appreciation Bonds are not subject to redemption prior to maturity.

Reference is made to the Bond Resolution for a more complete description of the provisions, among others, with respect to the nature and extent of the security for the Bonds of this Series, the rights, duties and obligations of the District, the County, the Paying Agent and the Registered Owners, and the terms and conditions upon which the bonds are issued and secured. The Registered Owner of this bond assents, by acceptance hereof, to all of the provisions of the Bond Resolution.

It is certified and recited that all acts and conditions required by the Constitution and laws of the State of California to exist, to occur and to be performed or to have been met precedent to and in the issuing of the bonds in order to make them legal, valid and binding general obligations of the District, have been performed and have been met in regular and due form as required by law; that payment in full for the bonds has been received; and that due provision has been made for levying and collecting *ad valorem* property taxes on all of the taxable property within the District in an amount sufficient to pay principal and interest when due.

This bond shall not be valid or obligatory for any purpose and shall not be entitled to any security or benefit under the Bond Resolution until the Certificate of Authentication below has been signed.

[REMAINDER OF PAGE LEFT BLANK]

IN WITNESS WHEREOF, the County of Contra Costa, California, has caused this bond to be executed on behalf of the District and in their official capacities by the manual or facsimile signatures of the Chairperson of the Board of Supervisors of the County and the Treasurer and Tax Collector of the County, and to be countersigned by the manual or facsimile signature of the Clerk of the County Board all as of the date stated above.

COUNTY OF CONTRA COSTA, CALIFORNIA

By: _____
Chairperson of the Board of Supervisors

By: _____
Treasurer and Tax Collector

COUNTERSIGNED:

Clerk of the Board of Supervisors

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the Bond Resolution referred to herein which has been authenticated and registered on _____, 2010.

THE BANK OF NEW YORK MELLON TRUST
COMPANY, N.A., as Paying Agent

By: _____
Authorized Signatory

ASSIGNMENT

For value received, the undersigned sells, assigns and transfers to (print or typewrite name, address and ZIP code of Transferee): _____
this bond and irrevocably constitutes and appoints attorney to transfer this bond on the books for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the face of the within bond in every particular, without alteration or by any change whatever, and the signature(s) must be guaranteed by an eligible guarantor institution.

Social Security Number, Taxpayer Identification Number or other identifying number of Assignee: _____

Unless this certificate is presented by an authorized representative of The Depository Trust Company to the issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of The Depository Trust Company and any payment is made to Cede & Co., ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL since the registered owner hereof, Cede & Co., has an interest herein.

(Form of Direct-Payment QSC Bond)

REGISTERED
NO.

REGISTERED
\$

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
(CONTRA COSTA COUNTY, CALIFORNIA)
GENERAL OBLIGATION BONDS, ELECTION OF 2005, SERIES D
(Qualified School Construction Bonds – Direct Payment to District)
(Federally Taxable)

<u>INTEREST RATE:</u>	<u>MATURITY DATE:</u>	<u>DATED AS OF:</u>	<u>CUSIP</u>
___% per annum	August 1, 20__	_____, 2010	_____

REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT: _____

The West Contra Costa Unified School District (the "District") in Contra Costa County, California (the "County"), for value received, promises to pay to the Registered Owner (as defined below) named above, or registered assigns, the Principal Amount on the Maturity Date, each as stated above, and interest thereon until the Principal Amount is paid or provided for at the Interest Rate stated above, on February 1 and August 1 of each year (the "Bond Payment Dates"), commencing February 1, 2011. This bond will bear interest from the Bond Payment Date next preceding the date of authentication hereof unless it is authenticated as of a day during the period from the 16th day of the month next preceding any Bond Payment Date to the Bond Payment Date, inclusive, in which event it shall bear interest from such Bond Payment Date, or unless it is authenticated on or before January 15, 2011, in which event it shall bear interest from its Dated Date. Interest on this bond shall be computed on the basis of a 360-day year of twelve 30-day months. Principal and interest are payable in lawful money of the United States of America, without deduction for the paying agent services, to the person in whose name this bond (or, if applicable, one or more predecessor bonds) is registered (the "Registered Owner") on the register maintained by the Paying Agent, initially The Bank of New York Mellon Trust Company, N.A. Principal is payable upon presentation and surrender of this bond at the principal office of the Paying Agent. Interest is payable by check or draft mailed by the Paying Agent on each Bond Payment Date to the Registered Owner of this bond (or one or more predecessor bonds) as shown and at the address appearing on the register at the close of business on the 15th day of the calendar month next preceding that Bond Payment Date (the "Record Date"). The Owner of Current Interest Bonds in the aggregate principal amount of One Million Dollars (\$1,000,000) or more may request in writing to the Paying Agent that the Owner be paid interest by wire transfer to the bank and account number on file with the Paying Agent as of the Record Date.

This bond is one of an authorization of \$_____ of bonds approved for the purpose of raising money for the purposes authorized by the voters of the District at the Election, as defined below; and to pay all necessary legal, financial, engineering and contingent costs in connection therewith under authority of and pursuant to the laws of the State of California, in particular Chapter 1.5 of Part 10 of Division 1 of Title 1 (commencing with Section 15264 *et seq.*) of the California Education Code, the requisite 55% vote of the voters of the District cast at an election held

on November 8, 2005 (the "Election"), upon the question of issuing bonds in the amount of \$400,000,000, the resolution of the Board of Education of the District adopted on April 28, 2010 (the "District Resolution") and the resolution of the County Board of Supervisors adopted on _____, 2010 (the "Bond Resolution"). This bond is being issued under the provisions of Article 4.5 of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code. This bond and the issue of which this bond is one are payable as to both principal and interest from the proceeds of the levy of *ad valorem* taxes on all property subject to such taxes in the District, which taxes are unlimited as to rate or amount. The bonds of this issue are general obligations of the District and do not constitute an obligation of the County except as provided in the Bond Resolution. No part of any fund of the County is pledged or obligated to the payment of the bonds of this issue.

This bond is exchangeable and transferable for bonds of like tenor, maturity and Transfer Amount (as defined in the Bond Resolution) and in authorized denominations at the principal office of the Paying Agent in Los Angeles, California, by the Registered Owner or by a person legally empowered to do so, in a form satisfactory to the Paying Agent, all subject to the terms, limitations and conditions provided in the Bond Resolution. All fees and costs of transfer shall be paid by the transferor. The District, the County and the Paying Agent may deem and treat the Registered Owner as the absolute owner of this bond for the purpose of receiving payment of or on account of principal or interest and for all other purposes, and neither the District, the County nor the Paying Agent shall be affected by any notice to the contrary.

Neither the District, the County nor the Paying Agent will be required (a) to issue or transfer any bond during a period beginning with the opening of business on the 15th day of the month next preceding either any Bond Payment Date or the 15th day preceding any date of selection of bonds to be redeemed and ending with the close of business on the Bond Payment Date or day on which the applicable notice of redemption is given or (b) to transfer any bond which has been selected or called for redemption in whole or in part.

The Bonds maturing on or before August 1, 20__ are not subject to redemption prior to their fixed maturity dates. The Current Interest Bonds maturing on or after August 1, 20__ are subject to redemption at the option of the District, as a whole or in part, on any date on or after August 1, 20__, at a redemption price equal to 100% of the principal amount of the Bonds called for redemption, plus interest accrued thereon to the date fixed for redemption, without premium.

Upon the occurrence of an Extraordinary Event (as defined below) the Bonds shall be subject to extraordinary optional redemption, in whole or in part, on any date at a redemption price ("Series B-1 Extraordinary Optional Redemption Price") equal to the greater of (i) the Issue Price of the principal amount of the Bonds to be redeemed, plus interest accrued to the redemption date, and (ii) the sum of the present value of the remaining scheduled payments of principal and interest to the maturity date of the Bonds to be redeemed, not including any portion of those payments of interest accrued and unpaid as of the date on which such Bonds are to be redeemed, discounted to the date on which such Bonds are to be redeemed on a semi-annual basis, assuming 360-day year consisting of twelve 30- day months, at the Treasury Rate plus 1.00% and plus interest accrued to the redemption date. Such redemption may be made from the moneys deposited therefore in the Debt Service Fund.

"Extraordinary Event" means any event whereby Section 54AA or Section 6431 of the Code (as such Sections were added by Section 1531 of the American Recovery and Reinvestment Act of 2009 pertaining to "Qualified Build America Bonds") is modified, amended or interpreted in a manner pursuant to which the subsidy payments (the "Subsidy Payments") are reduced or eliminated.

“Treasury Rate” means, as of any redemption date of any Bonds, the yield to maturity as of such redemption date of United States Treasury securities with a constant maturity (as compiled and published in the most recent Federal Reserve Statistical Release H.15 (519) that has become publicly available at least two Business Days prior to such redemption date (excluding inflation indexed securities) (or, if such Statistical Release is no longer published, any publicly available source of similar market data)) most nearly equal to the period from such redemption date to the maturity date of such Bonds; provided, however, that if the period from such redemption date to such maturity date is less than one year, the weekly average yield on actually traded United States Treasury securities adjusted to a constant maturity of one year will be used.

Selection of maturities and the amounts of the Bonds of each maturity to be redeemed shall be determined by the Paying Agent in such equitable manner as it may determine.

The County shall cause the tax levy imposed to pay the principal of and interest on the Bonds to be adjusted, as necessary, to reflect any reduction of Subsidy Payments.

The Bonds maturing on August 1, 20__, are subject to redemption prior to maturity from mandatory sinking fund payments on August 1 of each year, on and after August 1, 20__, at a redemption price equal to the principal amount thereof, together with accrued interest to the date fixed for redemption, without premium. The principal amount represented by such Bonds to be so redeemed and the dates therefore and the final principal payment date are as indicated in the following table:

<u>Redemption Date</u> <u>(August 1)</u>	<u>Principal Amount</u>
TOTAL	
<hr style="width: 20%; margin: 0 auto;"/> (1) Maturity	

If less than all of the bonds of any one maturity shall be called for redemption, the particular bonds or portions of bonds of such maturity to be redeemed shall be selected by lot by the District in such manner as the District in its discretion may determine; provided, however, that the portion of any bond to be redeemed shall be in the principal amount of Five Thousand Dollars (\$5,000) or some multiple thereof. If less than all of the bonds stated to mature on different dates shall be called for redemption, the particular bonds or portions thereof to be redeemed shall be called in any order of maturity selected by the District or, if not so selected, in the inverse order of maturity.

Reference is made to the Bond Resolution for a more complete description of the provisions, among others, with respect to the nature and extent of the security for the bonds of this series, the rights, duties and obligations of the District, the County, the Paying Agent and the Registered Owners, and the terms and conditions upon which the bonds are issued and secured. the registered Owner of this bond assents, by acceptance hereof, to all of the provisions of the Bond Resolution.

It is certified and recited that all acts and conditions required by the Constitution and laws of the State of California to exist, to occur and to be performed or to have been met precedent to and in the issuing of the bonds in order to make them legal, valid and binding general obligations of the District, have been performed and have been met in regular and due form as required by law; that

payment in full for the bonds has been received; and that due provision has been made for levying and collecting *ad valorem* property taxes on all of the taxable property within the District in an amount sufficient to pay principal and interest when due.

This bond shall not be valid or obligatory for any purpose and shall not be entitled to any security or benefit under the Bond Resolution until the Certificate of Authentication below has been signed.

[REMAINDER OF THIS PAGE LEFT BLANK]

IN WITNESS WHEREOF, the County of Contra Costa, California, has caused this bond to be executed on behalf of the District and in their official capacities by the manual or facsimile signatures of the Chairperson of the Board of Supervisors of the County and the Treasurer and Tax Collector of the County, and to be countersigned by the manual or facsimile signature of the Clerk of the County Board all as of the date stated above.

COUNTY OF CONTRA COSTA, CALIFORNIA

By: _____
Chairperson of the Board of Supervisors

By: _____
Treasurer and Tax Collector

COUNTERSIGNED:

Clerk of the Board of Supervisors

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the Bond Resolution referred to herein which has been authenticated and registered on _____, 2010.

THE BANK OF NEW YORK MELLON TRUST
COMPANY, N.A., as Paying Agent

By: _____
Authorized Signatory

ASSIGNMENT

For value received, the undersigned sells, assigns and transfers to (print or typewrite name, address and zip code of Transferee): _____
this bond and irrevocably constitutes and appoints attorney to transfer this bond on the books for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the within bond in every particular, without alteration or any change whatever, and the signature(s) must be guaranteed by an eligible guarantor institution.

Social Security Number, Taxpayer Identification Number or other identifying number of Assignee: _____

Unless this certificate is presented by an authorized representative of The Depository Trust Company to the issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of The Depository Trust Company and any payment is made to Cede & Co., ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL since the registered owner hereof, Cede & Co., has an interest herein.

SECTION 10. Delivery of Bonds. The proper officials of the County shall cause the Bonds to be prepared and, following their sale, shall have the Bonds signed and delivered to the original purchaser upon payment of the purchase price therefor.

SECTION 11. Deposit of Proceeds of Bonds. (a) The proceeds from the sale of the Bonds, to the extent of the Principal Amount thereof, shall be paid to the County to the credit of the fund hereby created and established and to be known as the “West Contra Costa Unified School District General Obligation Bonds, Election of 2005, Series D Building Fund” (the “Building Fund”) of the District, shall be kept separate and distinct from all other District and County funds, and those proceeds shall be used solely for the purpose for which the Bonds are being issued and provided further that such proceeds shall be applied solely to the purposes of the Election. The County shall have no responsibility for assuring the proper use of the Bond proceeds by the District. At the County’s discretion, the Building Fund may contain subaccounts if the Bonds are issued in more than one series. The accrued interest and any premium received by the District from the sale of the Bonds shall be kept separate and apart in the fund hereby created and established and to be designated as the “West Contra Costa Unified School District General Obligation Bonds, Election of 2005, Series D Debt Service Fund” (the “Debt Service Fund”) for the Bonds and used only for payment of Accreted Value or Principal of and interest on the Bonds. Interest earnings on moneys held in the Building Fund shall be retained in the Building Fund. Interest earnings on moneys held in the Debt Service Fund shall be retained in the Debt Service Fund. Any excess proceeds of the Bonds not needed for the authorized purposes set forth herein for which the Bonds are being issued upon written notice from the District shall be transferred to the Debt Service Fund and applied to the payment of Accreted Value or Principal of and interest on the Bonds. If, after payment in full of the Bonds, there remain excess proceeds, any such excess amounts shall be transferred to the General Fund of the District. Costs associated with the issuance of the Bonds shall be paid by the Underwriter, on behalf of the District, from premium paid on the Bonds and not received by the County, or as otherwise permitted by the California Education Code.

(b) Moneys in the Debt Service Fund and the Building Fund shall be invested at the written direction of the District in Permitted Investments. If at the time of issuance the District determines to issue some or all of the Bonds as Tax-Exempt Bonds without regard to the Internal Revenue Code “temporary period” restrictions, all investment of Bond proceeds shall be subject to paragraph (1) below; and the District, in consultation with the County, may provide for an agent to assist the District in investing funds pursuant to paragraph (1) below. If the District fails to direct such agent, the agent shall invest or cause the funds in the Building Fund to be invested in Qualified Permitted Investments, subject to the provisions of paragraph (1) below, until such time as the District provides written direction to invest such funds otherwise. Neither the County nor its officers and agents, as the case may be, shall have any responsibility or obligation to determine the tax consequences of any investment. The interest earned on the moneys deposited to the Building Fund shall be applied as set forth in subparagraph (1)(C) below:

(1) Covenant Regarding Investment of Proceeds.

(A) Permitted Investments. Beginning on the delivery date, and at all times until expenditure for authorized purposes, not less than 95% of the proceeds of the Bonds deposited in the Building Fund, including investment earnings thereon, will be invested in Qualified Permitted Investments which are rated in at least the second highest rating category by one of the two Rating Agencies. Notwithstanding the preceding provisions of this Section, for purposes of this paragraph, amounts

derived from the disposition or redemption of Qualified Permitted Investments and held pending reinvestment or redemption for a period of not more than 30 days may be invested in Permitted Investments.

(B) Recordkeeping and Monitoring Relating to Building Fund.

i. Information Regarding Permitted Investments. The County hereby covenants that it will or will cause the District to record or cause to be recorded with respect to each Permitted Investment in the Building Fund the following information: purchase date; purchase price; information establishing the Fair Market Value of such Permitted Investment; face amount; coupon rate; periodicity of interest payments; disposition price; disposition date; and any accrued interest received upon disposition.

ii. Information in Qualified Non-AMT Mutual Funds. The County hereby covenants that, with respect to each investment of proceeds of the Bonds in a Qualified Non-AMT Mutual Fund pursuant to paragraph (1)(A) above, in addition to recording, or causing to be recorded, the information set forth in paragraph (1)(B)(i) above, it will or will cause the District to retain a copy of each IRS information reporting form and account statement provided by such Qualified Non-AMT Mutual Fund.

iii. Monthly Investment Fund Statements. The County covenants that it will or will cause the District to obtain, at the beginning of each month following the delivery date, a statement of the investments in the Building Fund detailing the nature, amount and value of each investment as of such statement date.

iv. Retention of Records. The County hereby covenants that it will or will cause the District to retain the records referred to in paragraph (1)(B)(i) and each IRS information reporting form referred to in paragraph (1)(B)(ii) with its books and records with respect to the Bonds until three years following the last date that any obligation comprising the Bonds is retired.

(c) Interest Earned on Permitted Investments. The interest earned on the moneys deposited in the Building Fund shall be deposited in the Building Fund and used for the purposes of that fund

Except as required below to satisfy the requirements of the Code, interest earned on the investment of monies held in the Debt Service Fund shall be retained in the Debt Service Fund and used by the County to pay the Accreted Value or Principal of and interest on the Bonds when due.

SECTION 12. Rebate Fund.

(a) The District shall create and establish a special fund designated the “West Contra Costa Unified School District General Obligation Bonds, Election of 2005, Series D Rebate Fund” (the “Rebate Fund”). All amounts at any time on deposit in the Rebate Fund shall be held in trust, to the extent required to satisfy the requirement to make rebate payments to the United States (the “Rebate Requirement”) pursuant to Section 148 of the Code, and the Treasury Regulations promulgated thereunder (the “Treasury Regulations”). Such amounts shall be free and clear of any

lien hereunder and shall be governed by this Section and by the Tax Certificate to be executed by the District.

(b) Within forty-five (45) days of the end of each fifth Bond Year (as such term is defined in the Tax Certificate), (1) the District shall calculate or cause to be calculated with respect to the Bonds the amount that would be considered the “rebate amount” within the meaning of Section 1.148-3 of the Treasury Regulations, using as the “computation date” for this purpose the end of such Bond Year, and (2) the District shall deposit to the Rebate Fund from amounts on deposit in the other funds established hereunder or from other District funds, if and to the extent required, amounts sufficient to cause the balance in the Rebate Fund to be equal to the “rebate amount” so calculated. The District shall not be required to deposit any amount to the Rebate Fund in accordance with the preceding sentence, if the amount on deposit in the Rebate Fund prior to the deposit required to be made under this subsection (b) equals or exceeds the “rebate amount” calculated in accordance with the preceding sentence. Such excess may be withdrawn from the Rebate Fund to the extent permitted under subsection (g) of this Section. The District shall not be required to calculate the “rebate amount” and shall not be required to deposit any amount to the Rebate Fund in accordance with this subsection (b), with respect to all or a portion of the proceeds of the Bonds (including amounts treated as proceeds of the Bonds) (1) to the extent such proceeds satisfy the expenditure requirements of Section 148(f)(4)(B) or Section 148(f)(4)(C) of the Code or Section 1.148-7(d) of the Treasury Regulations, whichever is applicable, and otherwise qualify for the exception to the Rebate Requirement pursuant to whichever of said sections is applicable, (2) to the extent such proceeds are subject to an election by the District under Section 148(f)(4)(C)(vii) of the Code to pay a one and one-half percent (1½%) penalty in lieu of arbitrage rebate in the event any of the percentage expenditure requirements of Section 148(f)(4)(C) are not satisfied, or (3) to the extent such proceeds qualify for the exception to arbitrage rebate under Section 148(f)(4)(A)(ii) of the Code for amounts in a “bona fide debt service fund.” In such event, and with respect to such amounts, the District shall not be required to deposit any amount to the Rebate Fund in accordance with this subsection (b).

(c) Any funds remaining in the Rebate Fund after redemption of all the Bonds and any amounts described in paragraph (2) of subsection (d) of this Section, or provision made therefor satisfactory to the District, including accrued interest, shall be remitted to the District.

(d) Subject to the exceptions contained in subsection (b) of this Section to the requirement to calculate the “rebate amount” and make deposits to the Rebate Fund, the District shall pay to the United States, from amounts on deposit in the Rebate Fund,

(1) not later than sixty (60) days after the end of (i) the fifth (5th) Bond Year, and (ii) each fifth (5th) Bond Year thereafter, an amount that, together with all previous rebate payments, is equal to at least 90% of the “rebate amount” calculated as of the end of such Bond Year in accordance with Section 1.148-3 of the Treasury Regulations; and

(2) not later than sixty (60) days after the payment of all Bonds, an amount equal to one hundred percent (100%) of the “rebate amount” calculated as of the date of such payment (and any income attributable to the “rebate amount” determined to be due and payable) in accordance with Section 1.148-3 of the Treasury Regulations.

(e) In the event that, prior to the time any payment is required to be made from the Rebate Fund, the amount in the Rebate Fund is not sufficient to make such payment when such

payment is due, the District shall calculate (or have calculated) the amount of such deficiency and deposit an amount equal to such deficiency into the Rebate Fund prior to the time such payment is due.

(f) Each payment required to be made pursuant to subsection (d) of this Section shall be made to the Internal Revenue Service Center, Ogden, Utah 84201, on or before the date on which such payment is due, and shall be accompanied by Internal Revenue Service Form 8038-T, such form to be prepared or caused to be prepared by the District.

(g) In the event that immediately following the calculation required by subsection (b) of this Section, but prior to any deposit made under said subsection, the amount on deposit in the Rebate Fund exceeds the "rebate amount" calculated in accordance with said subsection, the District may withdraw the excess from the Rebate Fund and credit such excess to the Debt Service Fund.

(h) The District shall retain records of all determinations made hereunder until six years after the complete retirement of the Bonds.

(i) Notwithstanding anything in this Resolution to the contrary, the rebate requirement shall survive the payment in full or defeasance of the Bonds.

SECTION 13. Security for the Bonds. There shall be levied on all the taxable property in the District, in addition to all other taxes, a continuing direct *ad valorem* tax annually during the period the Bonds are outstanding in an amount sufficient to pay the principal of and interest on the Bonds when due, which moneys when collected will be placed in the Debt Service Fund of the District, from which fund payment of the principal and Accreted Value of and interest on the Bonds will be made when and as the same fall due.

SECTION 14. Arbitrage Covenant. The County acknowledges that the District has covenanted that it will restrict the use of the proceeds of the Bonds in such manner and to such extent, if any, as may be necessary, so that the Bonds will not constitute arbitrage bonds under Section 148 of the Code and the applicable regulations prescribed under that Section or any predecessor section. Calculations for determining arbitrage requirements are the sole responsibility of the District.

SECTION 15. Conditions Precedent. Based in part on representations of the District, this County Board determines that all acts and conditions required by the Constitution and laws of the State of California to exist, to occur and to be performed or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general obligations of the District have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law.

SECTION 16. Insurance. In the event the District purchases bond insurance for the Bonds, and to the extent that the Bond Insurer makes payment of the principal, interest or Accreted Value on the Bonds, it shall become the owner of such Bonds with the right to payment of principal, interest or Accreted Value on the Bonds, and shall be fully subrogated to all of the Owners' rights, including the Owners' rights to payment thereof. To evidence such subrogation (i) in the case of subrogation as to claims that were past due interest components, the Paying Agent shall note the Bond Insurer's rights as subrogee on the registration books for the Bonds maintained by the Paying Agent upon receipt of a copy of the cancelled check issued by the Bond Insurer for the payment of such interest to the

Owners of the Bonds, and (ii) in the case of subrogation as to claims for past due Principal or Accreted Value, the Paying Agent shall note the Bond Insurer as subrogee on the registration books for the Bonds maintained by the Paying Agent upon surrender of the Bonds by the Owners thereof to the Bond Insurer or the insurance trustee for the Bond Insurer.

SECTION 17. Defeasance. All or any portion of the outstanding maturities of the Bonds may be defeased prior to maturity in the following ways:

(a) Cash: by irrevocably depositing with the County or with an independent escrow agent selected by the District, and satisfactory to the County, an amount of cash which together with amounts then on deposit in the Debt Service Fund (as defined herein) is sufficient to pay all Bonds outstanding and designated for defeasance, including all principal and interest and premium, if any; or

(b) Government Obligations: by irrevocably depositing with the County or with an independent escrow agent selected by the District, and satisfactory to the County, noncallable Government Obligations together with cash, if required, in such amount as will, in the opinion of an independent certified public accountant, satisfactory to the County, together with interest to accrue thereon and moneys then on deposit in the Debt Service Fund together with the interest to accrue thereon, be fully sufficient to pay and discharge all Bonds outstanding and designated for defeasance (including all principal and interest represented thereby and prepayment premiums, if any) at or before their maturity date;

then, notwithstanding that any of such Bonds shall not have been surrendered for payment, all obligations of the District and the County with respect to all such designated outstanding Bonds shall cease and terminate, except only the obligation of the County and the Paying Agent or an independent escrow agent selected by the District, and satisfactory to the County, to pay or cause to be paid from funds deposited pursuant to paragraphs (a) or (b) of this Section, to the owners of such designated Bonds not so surrendered and paid all sums due with respect thereto.

For purposes of this Section, "Government Obligations" shall mean:

Direct and general obligations of the United States of America (which may consist of obligations of the Resolution Funding Corporation that constitute interest strips), or obligations that are unconditionally guaranteed as to principal and interest by the United States of America, or "prerefunded" municipal obligations rated in the highest rating category by Moody's Investors Service or Standard & Poor's. In the case of direct and general obligations of the United States of America, Government Obligations shall include evidences of direct ownership of proportionate interests in future interest or principal payments of such obligations. Investments in such proportionate interests must be limited to circumstances where (a) a bank or trust company acts as custodian and holds the underlying United States obligations; (b) the owner of the investment is the real party in interest and has the right to proceed directly and individually against the obligor of the underlying United States obligations; and (c) the underlying United States obligations are held in a special account, segregated from the custodian's general assets, and are not available to satisfy any claim of the custodian, any person claiming through the custodian, or any person to whom the custodian may be obligated; provided that such obligations are rated or assessed "AAA" by Standard & Poor's or "Aaa" by Moody's Investors Service.

SECTION 18. Amendments. (a) The County may from time to time (which may be at the request of the District, made in writing), and at any time, without notice to or consent of any of the Owners, by action of the County Board, amend the provisions of this Resolution for any of the following reasons:

(1) to cure any ambiguity, to correct or supplement any provision herein which may be inconsistent with any other provision herein or therein, or to make any other provision with respect to matters or questions arising under this Resolution, provided that such action shall not adversely affect the interests of the Bond owners;

(2) to add to the covenants and agreements of and the limitations and the restrictions upon the District contained in this Resolution which are not contrary to or inconsistent with this Resolution as theretofore in effect; and

(3) to modify, alter, amend or supplement this Resolution in any other respect which is not materially adverse to the Bond owners.

In the event of any such amendment, the County shall promptly provide the District and the paying agent with copies of such amendment and the action of the County Board approving such amendment.

(b) Notwithstanding any other provision herein, the provisions of this Resolution as they relate to the terms of the Bonds may be amended by the Purchase Contract.

SECTION 19. Other Actions. Officers of the Board and County officials and staff are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they may deem necessary or advisable in order to proceed with the issuance of the Bonds and otherwise carry out, give effect to and comply with the terms and intent of this Resolution. Such actions heretofore taken by such officers, officials and staff are hereby ratified, confirmed and approved.

This Board further rescinds the Prior Resolution.

SECTION 20. Indemnification of County. The County acknowledges and relies upon the fact that the District has represented that it shall indemnify and hold harmless, to the extent permitted by law, the County and its officers and employees (“Indemnified Parties”), against any and all losses, claims, damages or liabilities, joint or several, to which such Indemnified Parties may become subject because of action or inaction related to the adoption of this Resolution, or related to the proceedings for sale, award, issuance and delivery of the Bonds in accordance herewith and with the District Resolution, and that the District shall also reimburse any such Indemnified Parties for any legal or other expenses incurred in connection with investigating or defending any such claims or actions.

SECTION 21. Continuing Disclosure. The District has covenanted and agreed that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate. Any Bondholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the District to comply with its obligations under this Section.

SECTION 22. Unclaimed Funds. Notwithstanding any other provisions of this Resolution, any moneys held in any fund created pursuant to this Resolution, or by the Paying Agent in trust, for the payment of the Principal, Conversion Value of Maturity Value of, redemption premium, if any, and interest on the Bonds remaining unclaimed for one year after such Principal, Conversion Value and Maturity Value of all of the Bonds have become due and payable (whether by maturity or upon prior redemption) shall be, after payment in full of the Bonds, transferred to the general fund of the District to be applied in accordance with law; provided, however, that the Paying Agent, before making such payment, shall cause notice to be mailed to the Owners of all Bonds that have not been paid, by first-class mail at the addresses on the Bonds register, postage prepaid, no less than 90 days prior to the date of such payment. Thereafter, the District shall have all responsibility and liability for the payment of such Bonds.

SECTION 23. Limited Responsibility for Official Statement. Neither the County Board nor any officer of the County has prepared or reviewed the official statement of the District describing the Bonds (the "Official Statement"), and this County Board and the various officers of the County take no responsibility for the contents or distribution thereof; provided, however, that solely with respect to a section contained or to be contained therein describing the County's investment policy, current portfolio holdings, and valuation procedures, as they may relate to funds of the District held by the County Treasurer, the County Treasurer is hereby authorized and directed to prepare and review such information for inclusion in the District's Official Statement and in a preliminary Official Statement, and to certify in writing prior to or upon the issuance of the Bonds that the information contained in such section does not contain any untrue statement of a material fact or omit to state any material fact necessary in order to make the statements made therein, in the light of the circumstances under which they are made, not misleading.

SECTION 24. Effective Date. This Resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED this ____ day of May, 2010, by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

CONTRA COSTA COUNTY, CALIFORNIA

Chairperson, Board of Supervisors

Attest:

By: _____
Clerk, Board of Supervisors

CLERK'S CERTIFICATE

I, _____, Clerk of the Board of Supervisors of Contra Costa County, California, hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted at a regular meeting of the Board of Supervisors of said County duly and regularly and legally held at the regular meeting place thereof on May __, 2010 of which meeting all of the members of the Board of said County had due notice and at which a quorum was present.

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes.

Said resolution has not been amended, modified or rescinded since the date of its adoption, and the same is now in full force and effect.

Dated: _____, 2010

Clerk of the Board of Supervisors

WEST -- CONTRA COSTA UNIFIED SCHOOL DISTRICT
GENERAL OBLIGATION BONDS, ELECTION OF 2005, SERIES D-1
(Qualified School Construction Bonds – Direct Payment to District)
(Federally Taxable)

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
GENERAL OBLIGATION BONDS, ELECTION OF 2005, SERIES D-2
(Tax-Exempt)

BOND PURCHASE CONTRACT

May __, 2010

Board of Supervisors
County of Contra Costa
Martinez, California

Board of Education
West Contra Costa Unified School District
Richmond, California

Ladies and Gentlemen:

The undersigned Piper Jaffray & Co., (the “Underwriter”) offers to enter into this Bond Purchase Contract with the County of Contra Costa (the “County”), acting through its Treasurer-Tax Collector (the “County Treasurer”), and with the Board of Education of the West Contra Costa Unified School District (the “District”), acting through its Associate Superintendent, Business Services. The offer made hereby is subject to acceptance by the County and the District by execution and delivery of this Bond Purchase Contract (the “Purchase Contract”) to the Underwriter at or prior to 11:59 p.m., California time, on the date hereof, but it shall be irrevocable until such time as it is sooner accepted or rejected by the County and the District. Upon acceptance of this offer by the County and the District in accordance with the terms hereof, this Purchase Contract will be binding upon the County and the District and upon the Underwriter. Capitalized terms used and not otherwise defined herein shall have the meanings ascribed to such terms in the County Resolution described in Section 2 hereof.

1. Purchase and Sale. Upon the terms and conditions and upon the basis of the representations, covenants and agreements hereinafter set forth, the Underwriter hereby agrees to purchase from the County for offering to the public, and the County hereby agrees, on behalf of the District, to sell to the Underwriter for such purpose, all (but not less than all) of (i) \$ _____ aggregate principal amount of the District’s General Obligation Bonds, Election of 2005, Series D-1 (Qualified School Construction Bonds – Direct Payment to District) (Federally Taxable) (the “Series D-1 Bonds”) and (ii) \$ _____ aggregate principal amount of the District’s General Obligation Bonds, Election of 2005, Series D-2 (Tax-Exempt) (the “Series D-2 Bonds”). The Underwriter shall purchase the Series D-1 Bonds at a price of \$ _____ (consisting of the aggregate principal amount of such Bonds of \$ _____, [less underwriter’s discount of \$ _____, less a bond insurance premium of \$ _____]). The Underwriter shall purchase the Series D-2 Bonds at a price of \$ _____ (consisting of the aggregate principal amount of such Bonds of

\$ _____, plus original issue premium of \$ _____, less underwriter's discount of \$ _____, less a bond insurance premium of \$ _____ and less \$ _____ of original issue premium to be retained by the Underwriter to pay costs of issuance, as provided in Section 10 hereof).

2. The Bonds. The Bonds shall be issued pursuant to Article 4.5 of Chapter 3 of Part 1 of Division 2 of Title 5 of the Government Code of the State of California, and in accordance with Resolution No. ___-_____ of the Board of Education of the District, adopted on April 28, 2010 (the "District Resolution"), and a Resolution No. 2009-_____ of the Board of Supervisors of the County, adopted on April __, 2010 (the "County Resolution"). The Bonds shall conform in all respects to the terms and provisions set forth in the County Resolution, and, with respect to the Series D-1 Bonds, in the Paying Agent Agreement, dated as of December 1, 2009, by and among the District, the County and The Bank of New York Mellon Trust Company, N.A., as paying agent (the "Paying Agent Agreement"), and in this Purchase Contract, including in Exhibit A hereto.

The Series D-1 Bonds are being issued as federally taxable "qualified school construction bonds" as defined in Section 54F of the Internal Revenue Code of 1986, as amended (the "Code") for which the District has elected to have subsection (f) of Section 6431 of the Code apply.

The Bonds shall be issued in the Principal or Denominational Amounts, shall bear or accrete interest at the rates, shall mature in the years and shall be subject to redemption all as set forth in Exhibit A hereto. The Current Interest Bonds shall be dated the date of delivery thereof and shall be payable as to interest on each February 1 and August 1, commencing February 1, 2011. The Capital Appreciation Bonds shall accrete interest from the date of delivery thereof, compounded semiannually on February 1 and August 1, commencing on August 1, 2010, and shall be paid at maturity as shown in Exhibit A hereto.

The payment of principal of and interest (but not any prepayment premium) on the Bonds will be secured by a municipal bond insurance policy (the "Insurance Policy") to be issued simultaneously with the issuance of the Bonds by _____ ("Insurer").

The Bonds shall otherwise be as described in the Official Statement of the District with respect to the Bonds, dated May __, 2010 (the "Official Statement").

The Bonds shall be in full book-entry form. One fully registered certificate for each maturity of the Bonds which are current interest bonds and one fully registered certificate for each maturity of the Bonds which are capital appreciation bonds and convertible capital appreciation bonds will be prepared and delivered as described in Section 9 hereof, registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, NY ("DTC"), and will be made available to the Underwriter for inspection at such place as may be mutually agreed to by the Underwriter and the District, not less than one (1) business day prior to the Closing Date, as defined in Section 9 hereof. The Underwriter shall order CUSIP identification numbers and the District shall cause such CUSIP identification numbers to be printed on the Bonds, but neither the failure to print such number on any Bond nor any error with respect thereto in the Bonds or in the Official Statement shall constitute cause for a failure or refusal by the Underwriter to accept delivery of and pay for the Bonds in accordance with the terms of this Purchase Contract.

3. Offering. The Underwriter agrees to make a bona fide public offering of all the Bonds initially at the prices set forth in Exhibit A hereto. After such initial public offering, the

Underwriter reserves the right to change such offering prices from time to time as it deems necessary. On or prior to the Closing Date, the Underwriter shall provide the District with information regarding the prices at which a representative portion of each maturity of the Bonds was sold to the public, in such form as the District and Bond Counsel may reasonably request, for purposes of determining the yield on the Bonds.

The County hereby ratifies, approves, and confirms the distribution of this Purchase Contract and the County Resolution and the Paying Agent Agreement, and the District hereby ratifies, approves, and confirms the distribution of this Purchase Contract and the Preliminary Official Statement of the District with respect to the Bonds, dated May __, 2010 (together with the appendices thereto, any documents incorporated therein by reference, and any supplements or amendments thereto, the "Preliminary Official Statement"), in connection with the public offering and sale of the Bonds by the Underwriter.

The Underwriter hereby represents that it has received and reviewed the Preliminary Official Statement, and agrees that it will provide, consistent with the requirements of Municipal Securities Rulemaking Board ("MSRB") Rule G-32, for the delivery of a copy of the Official Statement to each customer who purchases any Bonds during the underwriting period (as such term is defined in MSRB Rule G-11), and to deliver a copy of the Official Statement to a national repository on or before the Closing Date, and otherwise to comply with all applicable statutes and regulations in connection with the offering and sale of the Bonds, including, without limitation, MSRB Rule G-32 and 17 CFR Section 240.15c2-12, promulgated by the Securities and Exchange Commission ("Rule 15c2-12").

The Underwriter hereby agrees that prior to the time the final Official Statement is available, the Underwriter will send to any potential purchaser of the Bonds, upon request, a copy of the most recent Preliminary Official Statement. Such Preliminary Official Statement shall be sent by first class mail (or other equally prompt means) not later than the first business day following the date upon which each such request is received.

The District will deliver to the Underwriter within seven (7) business days from the date hereof, so many copies of the Official Statement of the District with respect to the Bonds as the Underwriter shall reasonably request, signed by an authorized District representative, dated as of the date hereof, substantially in the form of the Preliminary Official Statement with such changes thereto as shall be approved by the Underwriter, which approval shall not be unreasonably withheld.

4. Representations and Agreements of the County. The County represents to and agrees with the Underwriter that, as of the date hereof and as of the Closing Date:

(a) The County is a political subdivision duly organized and validly existing under the Constitution and general laws of the State of California.

(b) The County is duly authorized and has full legal right, power and authority to issue, sell and deliver the Bonds on behalf of the District, pursuant to the direction of the District contained in the District Resolution and the Paying Agent Agreement, and to provisions of the laws of the State of California.

(c) The County has full legal right, power and authority to enter into this Purchase Contract and the Paying Agent Agreement, to adopt the County Resolution and to observe

and perform the covenants and agreements hereof and of the Paying Agent Agreement and the County Resolution to be observed and performed by the County.

(d) The County has duly adopted the County Resolution in accordance with the laws of the State; the County Resolution is in full force and effect and has not been amended, modified or rescinded and all representations of the County set forth in the County Resolution are true and correct on the date hereof; the County has duly authorized and approved the execution and delivery of the Bonds, the Paying Agent Agreement, and this Purchase Contract, and the observance and performance by the County through its officers and agents of its covenants and agreements contained in the Bonds, the Paying Agent Agreement, and this Purchase Contract required to have been observed or performed at or prior to the Closing Date; and the County has complied, and will at the Closing be in compliance in all respects, with the obligations in connection with the issuance of the Bonds on its part contained in this Purchase Contract, the Paying Agent Agreement, the County Resolution, and the Bonds.

(e) The Preliminary Official Statement as of its date does not, and the Official Statement as of its date will not, and if supplemented or amended, as of the date of any such supplement or amendment will not, solely with respect to the information contained therein describing the County's investment policy, current portfolio holdings, and valuation procedures (as they relate to funds of the District held by the County), contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements made therein, in light of the circumstances under which they were made, not misleading.

5. Representations and Agreements of the District. The District represents to and agrees with the Underwriter that, as of the date hereof and as of the Closing Date:

(a) The District is a school district duly organized and validly existing under the Constitution and general laws of the State of California.

(b) The District has full legal right, power and authority to enter into this Purchase Contract and the Paying Agent Agreement, to adopt the District Resolution, and to observe and perform the covenants and agreements hereof, and of the Paying Agent Agreement and the District Resolution to be observed and performed by the District.

(c) The District has duly adopted the District Resolution in accordance with the laws of the State; the District Resolution is in full force and effect and has not been amended, modified or rescinded, and all representations of the District set forth in the District Resolution are true and correct; the District has duly authorized and approved the execution and delivery of the Bonds, the Paying Agent Agreement, and this Purchase Contract, and the observance and performance by the District through its officers and agents of its covenants and agreements contained in the Bonds, the Paying Agent Agreement, and this Purchase Contract required to have been observed or performed at or prior to the Closing Date; and the District has complied, and will at the Closing be in compliance in all respects, with the obligations in connection with the issuance of the Bonds on its part contained in this Purchase Contract, the Paying Agent Agreement, the District Resolution, and the Bonds.

(d) The District represents to the Underwriter that the Preliminary Official Statement has been "deemed final" by the District as of its date within the meaning of paragraph (a)(2) of Rule 15c2-12, except for the omission of some or all of such information the omission of which is permitted under Rule 15c2-12.

(e) The Preliminary Official Statement as of its date does not, and the Official Statement as of its date will not, and if supplemented or amended, as of the date of any such supplement or amendment will not, contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements made therein, in light of the circumstances under which they were made, not misleading; in each case excluding therefrom any information contained therein relating to DTC or its book-entry only system, information contained therein describing the County's investment policy, current portfolio holdings, and valuation procedures (as they relate to funds of the District held by the County Treasurer-Tax Collector), information provided by the Underwriter concerning the reoffering of the Bonds and the information relating to the Insurer or the Insurance Policy to be issued thereby insuring payment on the [Bonds], as to all of which the District expresses no view. The District disclaims any obligation after the date of Closing to update the Preliminary Official Statement and the Official Statement.

(f) The District will undertake, pursuant to the District Resolution and a Continuing Disclosure Certificate, to provide certain annual financial information and notices of the occurrence of certain events, if material. A description of this undertaking is set forth in the Preliminary Official Statement and will also be set forth in the final Official Statement.

(g) The District has, and has had, no financial advisory relationship with the Underwriter with respect to the Bonds, nor with any investment firm controlling, controlled by or under common control with the Underwriter.

6. Representations and Agreements of the Underwriter. The Underwriter represents to and agrees with the County and the District that, as of the date hereof and as of the Closing Date:

(a) The Underwriter is duly authorized to execute this Purchase Contract and to take any action under this Purchase Contract required to be taken by it.

(b) The Underwriter is in compliance with MSRB Rule G-37 with respect to the County and the District, and is not prohibited thereby from acting as underwriter with respect to securities of the District.

(c) The Underwriter has, and has had, no financial advisory relationship with the District or the County with respect to the Bonds, and no investment firm controlling, controlled by or under common control with the Underwriter has or has had any such financial advisory relationship.

(d) The Underwriter has reasonably determined that the District's undertaking pursuant to Sections 5(f) and 7(a)(11) hereof to provide continuing disclosure with respect to the Bonds is sufficient to effect compliance with Rule 15c2-12.

7. Conditions to Closing. (a) At or before Closing, and contemporaneously with the acceptance of delivery of the Bonds, the District will provide to the Underwriter:

(1) a certificate, signed by an official of the District, confirming to the Underwriter that the Preliminary Official Statement as of its date did not, and the Official Statement as of its date and at the time of Closing did not and does not, to the best knowledge of said official, contain any untrue statement of a material fact or omit to state a material fact necessary in order to make the statements made therein, in the light of the circumstances under which they were made, not misleading, and that there has been no material adverse

change in the financial condition or affairs of the District which would make it unreasonable for the Underwriter of the Bonds to rely upon the Official Statement in connection with the resale of the Bonds, excluding in each case any information contained in the Official Statement relating to DTC or its book-entry only system, information contained therein describing the County's investment policy, current portfolio holdings, and valuation procedures (as they relate to funds of the District held by the County Treasurer-Tax Collector), information provided by the Underwriter concerning the reoffering of the Bonds and the information relating to the Insurer or the Insurance Policy to be issued thereby insuring payment on the Bonds.

(2) a certificate, signed by an official of the County, confirming to the Underwriter that the Preliminary Official Statement as of its date did not, and the Official Statement as of its date and at the time of Closing did not and does not, to the best knowledge of said official, solely with respect to the information contained therein describing the County's investment policy, current portfolio holdings, and valuation procedures (as they relate to funds of the District held by the County), contain any untrue statement of a material fact or omit to state a material fact necessary in order to make the statements made therein, in the light of the circumstances under which they were made, not misleading.

(3) a certificate or certificates, signed by appropriate officials of the District or the County or both, confirming to the Underwriter that, as of the date of this Purchase Contract and at the time of Closing, to the best knowledge of said official or officials, there is no litigation pending concerning the validity of the Bonds, the legal existence of the District or the County, or the entitlement of the officers of the County who have signed the Bonds, or the entitlement of the officers of the District who have signed the various certificates and agreements of the District relating to the issuance and sale of Bonds, to their respective offices.

(4) a certificate or certificates, signed by an official of the District, confirming to the Underwriter that as of the Closing Date all of the representations of the District contained in this Purchase Contract are true, and that the District Resolution is in full force and effect and has not been amended, modified or rescinded.

(5) a certificate or certificates, signed by an official of the County, confirming to the Underwriter that as of the Closing Date all of the representations of the County contained in this Purchase Contract are true, and that the County Resolution is in full force and effect and has not been amended, modified or rescinded.

(6) the opinion of Stradling Yocca Carlson & Rauth, a Professional Corporation, Bond Counsel with respect to the issuance of the Bonds ("Bond Counsel"), addressed to the District, approving the validity of the Bonds, substantially in the form set forth as Appendix __ to the Official Statement.

(7) a supplemental opinion of Bond Counsel dated the Closing Date and addressed to the Underwriter, to the effect that the statements contained in the Official Statement in the sections entitled "INTRODUCTION – Tax Matters," "THE BONDS" (except under the headings "Investment of Bond Proceeds," "Estimated Sources and Uses of Funds," "Semiannual Debt Payments" and "Book-Entry Only System"), "TAX MATTERS," and "APPENDIX __ – FORMS OF FINAL OPINION OF BOND COUNSEL," excluding any material that may be treated as included under such captions by cross-reference, insofar

as such statements expressly summarize certain provisions of the District Resolution, the County Resolution and the Paying Agent Agreement, and the form and content of the opinion of Bond Counsel, are accurate in all material respects.

(8) the opinion of GCR LLP, Disclosure Counsel with respect to the issuance of the Bonds (“Disclosure Counsel”) to the District, in form satisfactory to the District and the Underwriter, dated the date of Closing and addressed to the District and the Underwriter.

(9) the duly executed Tax Certificate of the District, dated the date of Closing, in form satisfactory to Bond Counsel.

(10) the receipt of the County Treasurer-Tax Collector confirming payment by the Underwriter of the Purchase Price of the Bonds.

(11) the Continuing Disclosure Certificate of the District, in substantially the form attached to the Preliminary Official Statement.

(12) the letters of Moody’s Investors Service (“Moody’s), Fitch Ratings (“Fitch”), and Standard & Poor’s Ratings Service (“S&P”) to the effect that such rating agencies have rated the Bonds “___,” “___,” and “___,” respectively (or such other equivalent rating as each such rating agencies may give) [based on the issuance of a municipal bond insurance policy with respect to the Bonds by the Insurer], and that each such rating has not been revoked or downgraded, and the letters of Moody’s, Fitch, and S&P to the effect that such rating agencies have provided underlying ratings on the Bonds of “___,” “___,” and “___,” respectively, which ratings are in full force and effect on the Closing Date.

(13) a certified copy of each of the adopted District Resolution and the adopted County Resolution.

(14) an executed copy of the Official Statement.

(15) an executed copy of this Purchase Contract.

(16) an executed copy of the Paying Agent Agreement, in form and substance satisfactory to the Underwriter.

(17) an executed copy of the Filing Agent Agreement, dated the Closing Date, by and between the District and The Bank of New York Mellon Trust Company, N.A. and acknowledged by the County.

a certified copy of the municipal bond insurance policy issued by the Insurer with respect to the [Bonds], the tax certificate representations of the Insurer, and an opinion of counsel to the Insurer regarding the enforceability of such policy and the accuracy of the information contained in the Official Statement under the caption “Bond Insurance,” in form reasonably satisfactory to the District, Bond Counsel and the Representative.

(18) a certificate of the Insurer with respect to the Bonds, dated the Closing Date, signed by an authorized officer of said insurer, that (i) the information contained under the caption “BOND INSURANCE” in the Official Statement does not contain an untrue statement of a material fact or omit to state a material fact required to be stated therein or necessary to make the statements therein, in light of the circumstances under which they were

made, not misleading and (ii) the specimen of the bond insurance policy contained in Appendix F to the Official Statement is a true and correct specimen of the policy being issued by said insurer of the Bonds.

(19) evidence that the District has received an allocation of Qualified School Construction Bond authority for calendar year 2009 pursuant to Section 54A of the Code in an amount at least equal to the principal amount of the Series D-1 Bonds.

(20) such additional legal opinions, certificates, proceedings, instruments, and other documents as Bond Counsel or the Underwriter may reasonably request in order to evidence compliance (A) by the District or the County with legal requirements, (B) the truth and accuracy, as of the time of Closing, of the representations of the District and the County contained herein and in the Paying Agent Agreement or in the Official Statement, and (C) the due performance or satisfaction by the District and the County at or prior to such time of all agreements then to be performed and all conditions then to be satisfied by such parties.

(b) At or before Closing, and contemporaneously with the acceptance of delivery of the Bonds and the payment of the Purchase Price thereof, the Underwriter will provide to the District:

(1) the receipt of the Underwriter, in form satisfactory to the District and the County and signed by an authorized officer of the Underwriter, confirming delivery of the Bonds to the Underwriter and the satisfaction of all conditions and terms of this Purchase Contract by the District and the County, respectively, and confirming to the District and the County that as of the Closing Date all of the representations of the Underwriter contained in this Purchase Contract are true and correct in all material respects.

(2) the certification of the Underwriter, in form satisfactory to Bond Counsel, regarding the prices at which the Bonds have been reoffered to the public, as described in Section 3 hereof.

8. Termination. (a) By District or County. In the event of the District's failure to cause the Bonds to be delivered at the Closing, or inability of the District or the County to satisfy the conditions to the obligations of the Underwriter contained herein (unless waived by the Underwriter), or if the obligations of the Underwriter shall be terminated for any reason permitted by this Purchase Contract, this Purchase Contract shall terminate.

(b) By Underwriter.

(1) Excused. The Underwriter may terminate this Purchase Contract, without any liability therefor, by notification to the District and the County if as of the Closing Date any of the following shall have had a material adverse effect on the marketability or market price of the Bonds, in the reasonable opinion of the Underwriter, upon consultation with the District and the County:

(A) There shall have occurred and be continuing the declaration of a general banking moratorium by any authority of the United States or the State of New York or the State of California;

(B) There shall be in force a general suspension of trading or other material restrictions not in force as of the date hereof on the New York Stock Exchange or other national securities exchange;

(C) Legislation shall have been enacted by the Congress of the United States, or passed by and still pending before either House of the Congress, or recommended or endorsed to the Congress for passage by the President of the United States, or favorably reported for passage to and still pending before either House of the Congress by any committee of such House to which such legislation has been referred for consideration, or a decision shall have been rendered by a court of the United States, or the United States Tax Court, with respect to federal taxation of interest received on securities of the general character of the Bonds (exclusive of the Build America Bonds), or legislation shall have been enacted by the State of California which renders interest on the Bonds not exempt from State of California personal income taxes;

(D) The formal declaration of war by Congress or a major escalation of military hostilities by order of the President of the United States, or the occurrence of any other declared national emergency that interrupts or causes disorder to the operation of the financial markets in the United States.

(E) Legislation shall have been enacted, or a decision of a court of the United States shall have been rendered or any action shall have been taken by, or on behalf of, the Securities and Exchange Commission or any other governmental agency having jurisdiction in the subject matter which, in the opinion of Bond Counsel, has the effect of requiring the contemplated distribution of the Bonds to be registered under the Securities Act of 1933, as amended, or the Securities Exchange Act of 1934, as amended, or the County Resolution or the Paying Agent Agreement to be qualified under the Trust Indenture Act of 1939, as amended; or

(F) The New York Stock Exchange or other national securities exchange, or any governmental authority, shall impose and there shall be in effect, as to the Bonds or obligations of the general character of the Bonds, any material restrictions not now in force, or increase materially those now in force, with respect to the extension of credit by, or the charges to the net capital requirements of, underwriters.

(2) Unexcused. In the event the Underwriter shall fail (other than for a reason permitted by this Purchase Contract) to pay for the Bonds upon tender of the Bonds at the Closing, the Underwriter shall have no right in or to the Bonds.

9. Closing. At or before 9:00 a.m., California time, May __, 2010, or at such other date and time as shall have been mutually agreed upon by the County, the District, and the Underwriter (the "Closing Date"), the District will deliver or cause to be delivered to the Underwriter the Bonds in book-entry form duly executed by the County, together with the other documents described in Section 7(a) hereof; and the Underwriter will accept such delivery and pay the Purchase Price of the Bonds as set forth in Section 1 hereof in immediately available funds by federal funds wire, in an aggregate amount equal to such Purchase Price, plus accrued interest, if any, on the Bonds from the date thereof to the date of such payment, and shall deliver to the District the other documents described in Section 7(b) hereof, as well as any other documents or certificates Bond Counsel shall reasonably require.

Payment for the delivery of the Bonds as described herein shall be made at the offices of The Bank of New York Mellon Trust Company, N.A. in San Francisco, California, or at such other place as shall have been mutually agreed upon by the County and the Underwriter. The Bonds will be delivered through the facilities of DTC in New York, New York, or at such other place as shall have been mutually agreed upon by the County, the District, and the Underwriter. All other documents to be delivered in connection with the delivery of the Bonds shall be delivered at the offices of Stradling Yocca Carlson & Rauth, a Professional Corporation, San Francisco, California. Such payment and delivery is herein called the "Closing" and the date thereof the "Closing Date".

10. Expenses. (a) The Underwriter shall pay costs of issuance of the Bonds in an amount not to exceed \$ _____, which may include any of the following: (i) the cost of the preparation and reproduction of the District Resolution and the County Resolution; (ii) the fees and disbursements of the District's financial advisor with respect to the Bonds; (iii) the fees and disbursements of Bond Counsel and Disclosure Counsel; (iv) the costs of the preparation, printing and delivery of the Bonds; (v) the costs of the preparation, printing and delivery of the Preliminary Official Statement, the Official Statement, and any amendment or supplement thereto in the quantity requested by the Underwriter in accordance herewith; (vi) initial rating fees of Moody's, Fitch and S&P; (vii) initial fees and expenses of the Paying Agent for the Bonds; and (viii) initial fees and expenses of the Filing Agent, if any. The Underwriter shall also pay the premium of the municipal bond insurance policy for the Bonds directly to the bond insurer in the amount of \$ _____. Any such costs or other District expenses in excess of the stated amounts shall be the responsibility of the District.

(b) All other costs and expenses incurred by the Underwriter as a result of or in connection with the purchase of the Bonds and their public offering and distribution shall be borne by the Underwriter, including, but not limited to (i) clearing house fees; (ii) DTC fees; (iii) CUSIP fees; (iv) fees required to be paid to the California Debt and Investment Advisory Commission ("CDIAC"); (v) fees required to be paid to The Securities Industry and Financial Markets Association (SIFMA); (vi) MSRB fees; (vii) costs or fees of qualifying the Bonds for offer and sale in various states chosen by the Underwriter and the costs or fees of preparing Blue Sky or legal investment memoranda to be used in connection therewith; and (viii) fees of any counsel to the Underwriter.

11. Notices. Any notice or other communication to be given under this Purchase Contract (other than the acceptance hereof as specified in the introductory paragraph hereof) may be given to by delivering the same in writing to any party at the respective addresses given below, or such other address as the District, the County or the Underwriter may designate by notice to the other parties.

To the District: West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, CA 94801
Attn: Associate Superintendent for Business Services

To the County: County of Contra Costa
625 Court Street, Room 100-102
Martinez, CA 94553
Attn: Treasurer-Tax Collector

To the Underwriter: Piper Jaffray & Co.
345 California Street, Suite 2400
San Francisco, CA 94104
Attn: Jeffrey A. Baratta

12. Governing Law. The validity, interpretation and performance of this Purchase Contract shall be governed by the laws of the State of California.

13. Parties in Interest. This Purchase Contract when accepted by the County and the District in writing as heretofore specified shall constitute the entire agreement among the County, the District, and the Underwriter, and is solely for the benefit of the County, the District, and the Underwriter (including the successors or assigns thereof). No other person shall acquire or have any rights hereunder or by virtue hereof. All representations and agreements in this Purchase Contract of each of the parties hereto shall remain operative and in full force and effect, regardless of (a) delivery of and payment for the Bonds hereunder, or (b) any termination of this Purchase Contract.

14. Headings. The headings of the paragraphs and sections of this Purchase Contract are inserted for convenience of reference only and shall not be deemed to be a part hereof.

15. Effectiveness. This Purchase Contract shall become effective upon the execution of the acceptance hereof by the Superintendent of the District or authorized delegate and by the County Treasurer-Tax Collector or authorized deputy, and shall be valid and enforceable at the time of such acceptance.

16. Counterparts. This Purchase Contract may be executed in several counterparts, which together shall constitute one and the same instrument.

Respectfully submitted,

PIPER JAFFRAY & CO.,

By: _____
Authorized Officer

Accepted: May __, 2010

WEST CONTRA COSTA UNIFIED SCHOOL
DISTRICT

Time: _____ p.m.

By: _____
Associate Superintendent, Business Services

Accepted: May __, 2010

COUNTY OF CONTRA COSTA

Time: _____ p.m.

By: _____
County Treasurer

EXHIBIT A

\$ _____
 WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
 GENERAL OBLIGATION BONDS, ELECTION OF 2005, SERIES D-1
 (Qualified School Construction Bonds – Direct Payment to District)
 (Federally Taxable)

\$ _____
 WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
 GENERAL OBLIGATION BONDS, ELECTION OF 2005, SERIES D-2
 (Tax-Exempt)

MATURITY SCHEDULE

\$ _____
 WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
 GENERAL OBLIGATION BONDS, ELECTION OF 2005, SERIES D-1
 (Qualified School Construction Bonds – Direct Payment to District)
 (Federally Taxable)

\$ _____ **Current Interest Serial Bonds**

<u>Maturity</u> <u>(August 1)</u>	<u>Principal</u> <u>Amount</u>	<u>Interest</u> <u>Rate</u>	<u>Yield</u>	<u>Maturity</u> <u>(August 1)</u>	<u>Principal</u> <u>Amount</u>	<u>Interest</u> <u>Rate</u>	<u>Yield</u>
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\$ _____
 WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
 GENERAL OBLIGATION BONDS, ELECTION OF 2005, SERIES D-2
 (Tax-Exempt)

\$ _____ **Current Interest Serial Bonds**

<u>Maturity</u> <u>(August 1)</u>	<u>Principal</u> <u>Amount</u>	<u>Interest</u> <u>Rate</u>	<u>Yield</u>	<u>Maturity</u> <u>(August 1)</u>	<u>Principal</u> <u>Amount</u>	<u>Interest</u> <u>Rate</u>	<u>Yield</u>
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\$ _____ % **Current Interest Term Bonds due August 1, 20__** Yielding _____ %⁽¹⁾

\$ _____ **Capital Appreciation Bonds**

<u>Maturity</u>	<u>Denominational</u> <u>Amount</u>	<u>Accretion</u> <u>Rate</u>	<u>Reoffering</u> <u>Yield</u>	<u>Maturity</u> <u>Value</u>
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⁽¹⁾ Yield to call at par on August 1, 20__.

TERMS OF REDEMPTION

Series D-1 Bonds

The Series D-1 Bonds are not subject to optional or mandatory sinking fund redemption prior to their stated maturity dates.

Series D-2 Bonds

Optional Redemption. The Series D-2 Current Interest Bonds maturing on or before August 1, 20__ are not subject to redemption prior to their stated maturity dates. The Series D-2 Current Interest Bonds maturing on or after August 1, 20__ may be redeemed prior to their respective stated maturity dates at the option of the District, from any source of funds, on August 1, 20__ or on any date thereafter, as a whole or in part, at a redemption price equal to the principal amount of the Series D-2 Current Interest Bonds called for redemption, together with interest accrued thereon to the date fixed for redemption.

Mandatory Sinking Fund Redemption. The Series D-2 Current Interest Bonds maturing on August 1, 20__, are subject to redemption prior to maturity from mandatory sinking fund payments on August 1 of each year, on and after August 1, 20__, at a redemption price equal to the principal amount thereof, plus accrued interest to the date fixed for redemption, without premium. The principal amount represented by such Bonds to be so redeemed and the dates therefor and the final principal payment date are as indicated in the following table:

Redemption Date (August 1)	<u>Principal Amount</u>
Total	
<hr style="width: 20%; margin: 0 auto;"/>	
(1) Maturity.	

The Series D-2 Capital Appreciation Bonds are not subject to redemption prior to maturity.

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: April 28, 2010

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

Agenda Item: G.1

Subject: Manzanita Charter Middle School

Background Information: Manzanita Charter Middle School submitted a petition renewal to West Contra Costa Unified School District (WCCUSD) on March 30, 2010. Pursuant to the Charter School Act of 1992 (the "Act"), Education Code section 47600 et seq., the Legislature has charged local school boards with the responsibility of reviewing and acting on petitions for charter schools.

Education Code section 47605(b) requires the Board, within 30 days of submission of the petition, to hold a public hearing to receive public comment on the Petition. That is the purpose of this agenda item.

The Act also requires the Board to either grant or deny the Petition within 60 days of submission. Staff and legal counsel are reviewing and analyzing information related to the Petition, as well as the operation and potential effects of the proposed charter school, and will make a recommendation as to the petition at a subsequent board meeting.

Recommendation: Public Hearing only at this time.

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: April 28, 2010

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

Agenda Item: G.2

Subject: Community Roots Academy

Background Information: Community Roots Academy submitted a petition to West Contra Costa Unified School District (WCCUSD) on April 8, 2010 to establish an independent charter school. Pursuant to the Charter School Act of 1992 (the “Act”), Education Code section 47600 et seq., the Legislature has charged local school boards with the responsibility of reviewing and acting on petitions for charter schools.

Education Code section 47605(b) requires the Board, within 30 days of submission of the petition, to hold a public hearing to receive public comment on the Petition. That is the purpose of this agenda item.

The Act also requires the Board to either grant or deny the Petition within 60 days of submission. Staff and legal counsel are reviewing and analyzing information related to the Petition, as well as the operation and potential effects of the proposed charter school, and will make a recommendation as to the petition at a subsequent board meeting.

Recommendation: Public Hearing only at this time.

Fiscal Impact: To be determined.

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____

Seconded by: _____

Approved _____

Not Approved _____

Tabled _____