

**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
July 7, 2010**

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION
MEETING AGENDA
JULY 7, 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 **5:00 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 Report/Ratification of Closed Session

* **B.5 Agenda Review and Adoption (Public Comment)**

* **B.6 Minutes: June 22, 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 July 7, 2010.

Recommendation:

Recommend Approval

Fiscal Impact:

As noted per grants summary

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

Comment:

The District has received donations as detailed dated July 7, 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 detailed as dated July 7, 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 as dated July 7, 2010.

Recommendation:

Recommend Approval

Fiscal Impact:

As noted per contracts summary

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

Comment:

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

Recommendation:

Ratify the rejection of claim

Fiscal Impact:

None

***CI C.6 Community Budget Advisory Committee Member Ratification**

Comment:

The Community Budget Advisory Committee (CBAC) met on June 24, 2010. The voting members approved the following members for the 2010-11/2011-12 term: Greg Whaling, Eduardo Martinez, and Tammy Campbell. The selection is subject to ratification by the School Board at a regular Board of Education meeting. Pending ratification, below is a complete list of the committee voting members and term dates.

MEMBER NAME	MEMBER TYPE	TERM ENDING
Tammy Campbell	Parent	June 30, 2012
Charles Johnson	Classified	December 31, 2010
Sue Kahn	Principal	December 31, 2010
Eduardo Martinez, Vice Chair	Community	June 30, 2012
Erwin Reeves, Chair	Business Leader	June 30, 2011
Robert Studdiford	Parent	June 30, 2011
Greg Whaling	Teacher	June 30, 2012

Recommendation:
Recommend Approval

Fiscal Impact:
None

***CI C.7 Resolution Nos. 01-1011 through 12-1011: Board of Education Annual Resolutions for the 2010-2011 School Year**

Comment:
Approval is recommended of the Board of Education Annual Resolutions Nos. 01-1011 through 12-1011, for the 2010-2011 school year.

Recommendation:
Recommend Approval

Fiscal Impact:
None

***CI C.8 Board Meeting Dates January to July 2011**

Comment:
Board Policy 9100 requires that the Board set the calendar of meetings for the calendar year at its December organizational meeting. Yet for planning and communication purposes, it would be unwise to wait until December each year to set the meeting dates for the new calendar year. While the Board would certainly have the authority to change meeting dates, as it does at any time, it is important to establish dates for the next calendar year.

The recommended dates are as follows:

- January 5, 19
- February 2, 16
- March 2, 16
- April 13
- May 4, 18
- June 1, 29
- July 13, 27
- August 17
- September 7, 21
- October 5, 19
- November 2, 16
- December 14

Recommendation:
Recommend Approval

Fiscal Impact:

None

***CI C.9 Resolution 13-1011: In Support of Senate Constitutional Amendment 6 (SCA)**

Comment:

In this legislative session, State Senator Joseph Simitian has authored Senate Constitutional Amendment 6, which would allow school districts, community college districts, and county offices of education to pass a parcel tax with a 55 percent majority vote rather than the currently required two-thirds. Getting a two-thirds vote in both houses of the Legislature to put SCA 6 on the ballot is a daunting challenge. The Senator is asking the Board to support SCA 6. It is the Senator's intent that this legislation will alleviate the financial stress that schools are experiencing.

Recommendation:

Approval of Resolution 13-1011: In Support of Senate Constitutional Amendment 6 (SCA)

Fiscal Impact:

None

***CI C.10 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.11 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: \$617,627. Funding sources as noted.

***CI C.12 Ratification and Approval of Negotiated Change Orders**

Comment:

Staff is seeking ratification of Change Orders on the following current District construction projects: Richmond High School Security Fencing, Ford Elementary New Campus, and Dover Elementary 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: \$86,526.

***CI C.13 Construction Access, Right of Use and Restoration License Agreement with the City of Richmond for Temporary Construction Staging, Staff Parking and Pedestrian Access at Nystrom Elementary School**

Comment:

The construction of the Nystrom Elementary Multi-Purpose Building will be on the school's existing playground and staff parking areas. The construction site will also block pedestrian access from South 12th Street, which is an important route for many of our families. The available area for the Contractor to operate is also severely restricted by the LPS Temporary Campus and the existing Nystrom buildings. It is necessary to provide for additional space for Contractor staging and to provide for temporary staff parking with an associated safe pedestrian route to the existing school. The City of Richmond has agreed to allow the District to use a portion of the MLK Park adjacent to the school as a temporary staging areas, staff parking lot, and pedestrian access route during construction. The proposed agreement with the City of Richmond provides for a legal framework to allow construction, use, and restoration of the site. The agreement is attached, and has been prepared by District's legal counsel. It is being concurrently reviewed and approved by the City of Richmond. This agreement is similar to the agreement approved for the King Elementary project.

Recommendation:

Approve Construction Access, Right of Use and Restoration License Agreement with City of Richmond

Fiscal Impact:

Not known exactly at this time. The project construction bids include basic work on the MLK Park areas. Project is funded from the Measure J Bond.

***CI C.14 Helms Middle School Demolition Project Award of Contract**

Comment:

The next step in completing the Master Plan for the Helms Middle School site is to demolish the existing buildings and prepare the site for the fields and playground project. The demolition project includes hazardous materials abatement, underground storage tank removal, demolition, and site grading. The project documents require salvage and recycling of a minimum of 75% of the materials contained in the

existing buildings. The District is also salvaging the bas relief decorative cast panels from the front and side facades to include in the future park area as historic reference to the original buildings.

Baker Vilar Architects completed plans and specifications for the project. The District conducted a public bid of the project. Bids were opened on June 15, 2010. Four Contractors submitted bids. They are as follows: LVI Environmental \$2,870,000; Parc Services \$2,733,318; Cleveland Wrecking \$2,537,000; and Evans Brothers \$2,442,000.

The lowest responsive, responsible bidder is Evans Brothers at \$2,442,000.

Recommendation:

Award contract to the lowest responsive, responsible bidder

Fiscal Impact:

\$2,442,000. Funded from the Measure J Bond.

***CI C.15 Stege Elementary School Emergency Repair Program Repairs Contract Award**

Comment:

The District has received funding from the State Emergency Repair Program (“ERP”) to replace the seriously deteriorated windows, restroom wall finishes, and retaining walls at Stege Elementary School. Two Bid Alternates were included with the bid for additional windows to supplement the base packaged. The smaller number of windows included in Alternate 2 is recommended for award and is within the project budget. HMR Architects prepared construction documents for the project.

The District conducted a public bid process for the project. Bids were opened on May 18, 2010. Four Contractors submitted bids. They are as follows for Base Bid + Alternate 2: NS Construction \$360,400; Pinguelo Construction \$280,356; Kel Tec Builders \$229,833; and, ERA Construction \$224,667. The lowest responsive, responsible bidder is ERA Construction at \$224,667.

Recommendation:

Award contract to lowest responsive, responsible bidder

Fiscal Impact:

\$ 224,667. Funded from the Emergency Repair Program (“ERP”) and Deferred Capital Projects, Measure J Bond.

***CI C.16 Caesar Chavez Elementary Painting & Repairs Project Award of Contract**

Comment:

The Chavez School was completed over 15 years ago and has never been repainted. Except for work painting in the area of the waterproofing repairs at the rotunda that have recently been completed. This project will repaint all other areas of the building and all portables on the site.

HMR Architects completed plans and specifications for the project. The District conducted a public bid of the project. Bids were opened on June 24, 2010. Seven Contractors submitted bids. They are as follows: B-Side \$165,000; Color Chart \$122,000; Kifle \$120,000; US Painting \$107,900; Cal Constructors \$91,912; Horizon Painting \$87,110; and, Fairway Painting \$83,300.

The lowest responsive, responsible bidder is Fairway Painting at \$83,300.

Recommendation:

Award contract to the lowest responsive, responsible bidder

Fiscal Impact:

\$83,300. Funded from the Deferred Capital Projects budget of the Measure J Bond

***CI C.17 Amending Resolution No. 89-0910: Specifications of the Elections Order**

Comment:

Resolution No. 89-0910: Specifications of the Elections Order was adopted by the Board of Education on June 2, 2010. It has since been learned that specific language required by the County Elections Office was inadvertently omitted.

Attached is the amended resolution which includes the required statement regarding district reimbursement to the county for the actual cost incurred by the county elections official in conducting the general district election.

Recommendation:

Recommend Approval

Fiscal Impact:

None

D. AWARDS, RECOGNITIONS, AND REPORTS

*** D.1 Standing Reports**

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

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

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

* **D.2 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 Mangrum, a 2006 graduate of El Cerrito High School, passed away on June 16, 2010 following his long battle with cancer.

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

F. ACTION ITEMS

* **F.1 Resolution No. 14-1011: Resolution to Conditionally Approve the Renewal of the Charter Petition for Richmond College Prep K-5 Charter School**

Comment:

On May 18, 2010, the petitioner, Richmond College Prep K-5 Charter School, submitted to West Contra Costa Unified School District ("District") a petition to renew the charter ("Petition") for the independent charter school known as Richmond College Prep K-5 Charter School ("Charter School") for an additional five years. The Charter School has been operating in the District for four years as a site-based school. Upon renewal, the Charter School proposes to add a fifth grade class for the 2010-2011 school year; and would continue to serve grades kindergarten through five for the remainder of the renewal term. The

Charter School proposes a standards-based curriculum augmented through various enrichment strategies, including tutoring, small-group instruction, and other supportive services. In addition, the Charter School's educational program is based on a constructivist approach to teaching and learning, which emphasizes work with real things (i.e. models, manipulatives, animals, gardens, etc.).

Pursuant to the Charter Schools Act of 1992 ("Act"), Education Code section 47600 *et seq.*, the Legislature has charged local school boards with the responsibility for reviewing and acting on petitions for renewal by charter schools. Renewal of an existing charter petition is governed by the requirements of Education Code sections 47605 and 47607. Education Code section 47605, subdivision (b), requires the Board, within 30 days of receiving a petition, to hold a public hearing to consider the level of support for the petition. The public hearing was held on June 2, 2010.

The Act states that a school district governing board considering whether to grant a charter petition "shall be guided by the intent of the Legislature that charter schools are and should become an integral part of the California educational system and that establishment of charter schools should be encouraged." (Ed. Code § 47605(b).) With this legislative intent in mind, the governing board must grant a charter "if it is satisfied that granting the charter is consistent with sound educational practice." (Ed. Code § 47605(b).) Renewal of a charter is also governed by the standards and criteria in Education Code section 47605 and "shall include, but not be limited to, a reasonably comprehensive description of any new requirement of charter schools enacted into law after the charter was originally granted or last renewed." (Ed. Code § 47607(a)(2).) Additionally, a charter school seeking renewal must meet one of the standards for academic achievement set forth in Education Code section 47607, subdivision (b).

Staff and legal counsel have reviewed the Petition and prepared the Staff Written Findings Regarding Richmond College Prep K-5 Charter School Petition for Renewal ("Findings"). Staff's analysis of the Petition includes a review of its educational program, fiscal and governance structure, student admissions and discipline, labor and personnel issues, facilities, and legal issues.

Recommendation:

Staff's recommendation is that the Board adopt the Resolution No. 14-1011: Resoltuion to Conditionally Approve the Renewal of the Charter Petition for Richmond College Prep K-5 Charter School, which is subject to the fulfillment of the following conditions within sixty (60) calendar days of the adoption of the aforementioned resolution:

1. The Charter School shall comply with all requested recommendations identified in the attached Staff Findings, including revisions to the Petition, as necessary.
2. The Charter School shall agree to enter into a Special Education Memorandum of Understanding that is mutually acceptable to the Charter School and District and that adequately addresses each of the issues identified in the Staff Findings.
3. The Charter School shall agree to comply with the Operational Memorandum of Understanding, dated ____, 2010, as executed by the Charter School and the District.
4. The Charter School shall revise the Petition and the amend the Governing Board's Articles of Incorporation and Bylaws to assure compliance with all conflict of interest laws applicable to public agencies, including the Political Reform Act and Government Code section 1090, as recommended in the Staff Findings.

5. The Charter School shall revise the Student and Parent Handbook and Employee Manual for consistency with the Petition and to adequately address each of the issues identified in the Staff Findings.
6. The Charter School shall meet or exceed the schoolwide average API scores of Nystrom, Coronado, Peres and Lincoln Elementary Schools by the end of 2010-11 school year and attain an API score that places Richmond College Prep at the 75th percentile of the API's of those four schools by the end of the 2011-12 school year. Any failure of the Charter School to comply with this condition may be deemed a violation of the charter, for which the District reserves the right to seek revocation of the Charter School's charter.

Fiscal Impact:

None

G. DISCUSSION ITEMS

*** G.1 Expulsion Process Report**

Comment:

Board members have requested an update on the student expulsion process in West Contra Costa Unified School District. The Director of Adult and Alternative Education, Pamala Blake, will provide the Board with background on the steps in the expulsion process as well as describing how expulsion hearings work. Staff will provide information about when and how this process was developed.

Recommendation:

Background for discussion only

Fiscal Impact:

None

*** G.2 Revenue Enhancement Survey Report**

Comment:

At the June 22, 2010 meeting, the Board authorized a contract with Godbe Research to perform a random sample survey to aid in determining the degree to which the community is willing to support a possible local measure that would help in replacing the vast amount of state funding that has been lost due the State's revenue shortfall. The survey provides information about what programs and services the public supports, assesses the priorities of the community as well as provides accurate insights into the attitudes and opinions of voters. Godbe Research has completed a random sample survey and will be presenting the results of that survey to the Board.

Recommendation:

That the Board consider the survey results and provide direction to staff about whether to move forward with a possible parcel tax measure.

Fiscal Impact:

Positive if approved by voters

* **G.3 Report on Status of General Obligation Bond Debt and Potential Refunding**

Comment:

At Facility Subcommittee meetings in April and May, the decline in assessed valuation of the properties within the District has been a topic of discussion. It has been determined that the debt service for 2002 Measure D is at risk of exceeding \$60.00 per \$100,000. In order to avoid exceeding the tax rate it will be necessary to refund certain bonds. Joanna Bowes from KNN will provide information on the District's outstanding bond debt, how the tax rates are impacted by assessed valuation and refunding strategies to keep tax rates at or below the \$60.00 per \$100,000 limit.

Recommendation:

For Discussion Only

Fiscal Impact:

None

* **G.4 Four Closed School Sites Analysis and Recommendations**

Comment:

Terra Realty Advisors, Inc. was engaged by the District Facilities Department to evaluate and provide recommendations to the District on four school sites. Three sites are already closed (Seaview Elementary, el Sobrante Elementary, Adams Middle School); one site is scheduled to be closed by December 2010 (Portola Middle School).

Their due diligence included the following: General review of the original site plan drawings for each site. Review of current preliminary title report on each property, with copies of all exceptions. Meetings in person and by phone with several potential user groups, interested parties, and several potential brokerage companies, preliminary discussions with several local (Bay Area) developers. Met and discussed all sites with the Contra Costa County Planning Department, Real Property Manager, and the three relevant sites in the un-incorporated areas of Contra Costa County with District 1 Supervisor, John, Gioia and his staff. Contact with several local (Bay Area) appraisers and land acquisition specialists for major home builders, to ascertain potential property values, and discuss current market conditions and trends. Discussed with WCCUSD legal counsel title issues, constraints and potential structure of joint venture. Discussion and update with WCCUSD CDE representative: Lisa Constancio. Research and review of potential constraints, including: FEMA, BCDC, geo-hazards, etc.

In addition to potential values, they have provided a recommendation for each site, along with alternate recommendations and strategies the District may contemplate as part of their overall master plan strategy.

The direction was clear: what are the opportunities to provide revenue to the District, to assist in debt payment/reduction to the State of California. This report will give the District governing Board information to assist them in this matter, and to be able to give meaningful direction to staff to implement those decisions.

Recommendation:

For Information Only

Fiscal Impact:

None

* **G.5 Status Reports – Facilities Planning and Construction**

Comment:

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

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

Recommendation:

For Information Only

Fiscal Impact:

None

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

I. COMMENTS OF THE BOARD OF EDUCATION AND SUPERINTENDENT

J. THE NEXT SCHEDULED BOARD OF EDUCATION MEETING

Lovonya DeJean Middle School – July 28, 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

July 7, 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

- a. Administrative Appointments for 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)**

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:** July 7, 2010
From: Ann Reinlagen, **Agenda Item:** A.6
Assistant Superintendent Human Resources
Subject: Administrative Appointments for the 2010-2011 School Year

Background Information:

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

Elementary Principal
Assistant Principal, High School
K-12 Instructional Specialist
Vice Principal, Adult Education

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
Minutes of the Board of Education Meeting
Lovonya DeJean Middle School
3400 Macdonald Avenue
Richmond, CA 94805**

June 22, 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 6:32 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: Andre Bell, Executive Director Business/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; Debbie Haynie, Executive Secretary; Joe Mayes, Maintenance Manager; Ken McDaniel, Electronics Supervisor; Nia Rashidchi, Assistant Superintendent Educational Services; Vince Rhea, Executive Director; Bill Savidge, District Engineering Officer

B.5 Report/Ratification of Closed Session

Superintendent Harter asked the Board to ratify the vote taken in Closed Session to expel two (2) students and suspend those expulsions for placement in the West Contra Costa Unified School District.

Motion: Mr. Medrano moved approval of the expulsion of two (2) students, suspending those expulsions for placement in the West Contra Costa Unified School District. Mr. Ramsey seconded. Mr. Medrano, Mr. Ramsey and President Kronenberg voted yes, with Ms. Miles and Mr. Thurmond abstaining and no absences. Motion carried 3-0-2-0.

Superintendent Harter asked the Board to ratify the vote taken in Closed Session to approve the appointment of seven administrative positions:

Location	Position	Appointee
Stege	Principal	Eddie Scruggs-Smith
Nystrom	Instructional Specialist	Elaine Brady
Pinole Valley High	Instructional Specialist	Paul Shatswell
DeAnza	Assistant Principal	Phil Johnson
Grant	Elementary Principal	Garry Galvan
Lake	Instructional Specialist	Vera Rowsey
DeAnza	Instructional Specialist	Jessica Smith-Keenan

Motion: Mr. Medrano moved approval to ratify the vote taken in Closed Session to approve the appointment of administrators. Ms. Miles seconded. Mr. Medrano, Ms. Miles, Mr. Ramsey, and President Kronenberg voted yes, with Mr. Thurmond abstaining and no absences. Motion carried 4-0-1-0.

Superintendent Harter asked the Board to ratify the vote taken in Closed Session to approve a student settlement agreement.

Motion: Mr. Medrano moved approval to ratify the vote taken in Closed Session to approve a student settlement agreement. Mr. Thurmond 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

MOTION: Mr. Ramsey moved to approve the agenda. 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.7 Minutes: June 2, 2010

MOTION: Mr. Ramsey moved to approve the Minutes of June 2, 2010. Mr. Medrano 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.

C. BUSINESS ITEMS

C.1 Grants/Awards/Agreements

C.2 Acceptance of Donations

C.3 Approval of Fund-Raising Activities

C.4 Procurement Contracts for the School Year 2010-11

This item was pulled for discussion.

C.5 Disposal of Obsolete and Damaged District Personal Property for the School Year 2010-11

C.6 Contracted Services

C.7 Notification of Claims Rejected

This item was pulled for discussion.

C.8 Notification of Claims Approval and Settlement Payments

C.9 Summary of Payroll and Vendor Warrant Reports

C.10 Resolution No. 94-0910 In Support of Robles-Wong v. California Challenging the State's School Finance System

C.11 Agreements for Nonpublic, Nonsectarian School/Agency Services

C.12 Routine Personnel Changes - Certificated

C.13 Routine Personnel Changes – Classified

C.14 Certificated Provisional Internship Permit (PIP) Request(s)

C.15 High School ELD Textbook Adoption

C.16 Approval of Board Member to Attend Conference

C.17 Change in Board Meeting Dates

C.18 Ratification and Approval of Engineering Services Contracts

C.19 Ratification and Approval of Negotiated Change Orders

C.20 Nystrom Elementary Multi-Purpose Building Project Award of Contract

C.21 Stege Elementary School Emergency Repair Program Repairs Contract Award

This item was tabled to a later meeting.

C.22 Grant Elementary School Emergency Repair Program Repairs Contract Award

C.23 Gompers High School Demolition Building Project Award of Contract

C.24 Kennedy High School Fence and Gates Project Award of Contract

MOTION: Mr. Ramsey moved approval of the Consent Items C.1-C.3, C.5 – C.6, C.8 – C.20 and C. 22 - C.24. 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.

D. AWARDS, RECOGNITIONS, AND REPORTS

D.1 Standing Reports

Community Budget Advisory Committee. Charles Cowens announced that the last meeting of the school year will be held on Thursday June 24, at Alvarado. At this meeting discussion will include the May revise of the Governor's budget, alternative tax sources beyond parcel taxes and review of the current parcel tax as part of oversight implementation. The committee will vote on a new chairperson and placements to the committee to be forwarded for Board approval.

Facilities Subcommittee. Mr. Ramsey reported that the last meeting's discussion was about standards to the facility fields projects, the demolition of the Gompers site and sensitivity to the nearby community, impending bond sales, and the ability to look at issues around leaking roofs and restrooms at new schools.

Ivy League. Mr. Ramsey announced that the first Brown session students are on campus. Their chaperone, Ms. Yolanda Bulls, has been meeting with other college admissions counselors for their insight about the need for more writing instruction for students. Mr. Ramsey said that he will travel with the Cornell group of students on Wednesday and that Ms. Kronenberg leaves with the Columbia group later this week. Student feedback is available on the blog site, ivyleagueconnection.blogspot.com.

Safety Committee. Mr. Thurmond said that no meeting is scheduled at this time.

Youth Commission. Mr. Thurmond announced that the next meeting is scheduled for July 6, 6:00 PM at RYSE Center in Richmond. Students interested in applying for positions on the commission should contact Mr. Wendell Greer's office for applications.

C.4 Procurement Contracts for the School Year 2010-11

Public Comment:

None

Board Comment:

Mr. Ramsey spoke about local participation contractors, and value in contracting with the community. Ms. Gamba responded with information about procurement contracts and utilizing contracts bid through other agencies, as well as joining procurement efforts to seek best pricing for the school district. She explained that it does not always mean that local agencies are unable to participate but about seeking the best price by partnering with other groups. President Kronenberg asked about an overlay of the District's priority around local procurement. Ms. Gamba responded that the District does look to local vendors for requests for procurement and bidding. Mr. Ramsey spoke about decisions that have impact on this community's ability to improve and be viable. Mr. Thurmond said he understood the attempt to use local businesses when possible, and spoke about opportunity to reinforce economic needs of the community yet not tie the hands of the purchasing department to make acquisitions as necessary. He asked Dr. Harter about how to look at expenditures. Dr. Harter said he would need to have staff look into this as it has always been the intent to seek lowest prices in order to stretch dollars while looking for ways to seek competitiveness from local businesses. Mr. Thurmond followed up to ask whether staff would bring a report to a future board meeting and Dr. Harter responded that he would check with staff and schedule with the President and Clerk.

MOTION: Mr. Ramsey moved to approve the Procurement Contracts for the School Year 2010-11. Mr. Thurmond 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.

C.7 Notification of Claims Rejected

Public Comment:

None

Board Comment:

None

MOTION: Mr. Ramsey moved to approve the Notification of Claims Rejected. Mr. Medrano seconded. Mr. Medrano, Ms. Miles, Mr. Ramsey and President Kronenberg voted yes, Mr. Thurmond voted no, with no abstentions and no absences. Motion carried 4-1-0-0.

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

E.1 Superintendent's Report

Superintendent Harter reported on the District graduation ceremonies and Transition program ceremonies that took place over the last few weeks.

E.2 WCCUSD Public Comment

Public Comment:

Al Kirkman, Mary Flanagan, Elham Marder

F. ACTION ITEMS

F.1 Ratification of Ground Lease Agreement Between the West Contra Costa Unified School District and the City of San Pablo Regarding the Proposed Community Center at Helms Middle School

Mr. Fay provided information about the City of San Pablo's interest in locating a community center at the Helms Middle School campus. This ground lease will make it possible for the City to obtain grants and then seek designs similar to the new school site. The contract has a provision that if the City is unable to obtain funding within a specific time period, the land will return to the District for inclusion in field projects for the school.

Public Comment:

None

Board Comment:

None

Motion: Mr. Ramsey moved approval of the Ratification of the Ground Lease Agreement Between the West Contra Costa Unified School District and the City of San Pablo Regarding the Proposed Community Center at Helms Middle School. Mr. Medrano 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.

F.2 Resolution No. 95-0910: Approving Engineer's Report, Confirming Diagram and Ordering Levy of Assessment for Fiscal Year 2010-11

Ms. Gamba provided information saying that the purpose of this item is to hold a public hearing regarding the levying of taxes for MRAD (Maintenance and Recreational Assessment District). MRAD funds are used to support grounds and custodial staff, as well as replacement of play structures.

President Kronenberg opened the public hearing.

Public Comment:

None

President Kronenberg closed the public hearing.

Board Comment:

None

Motion: Mr. Ramsey moved approval of Resolution No. 95-0910: Approving Engineer's Report, Confirming Diagram and Ordering Levy of Assessment for Fiscal Year 2010-11. Mr. Medrano 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.

F.3 Public Hearing and Adoption of the 2010-11 Budget / Public Hearing for Tier III Programs

Ms. Gamba provided information regarding the Governor's May budget revision. She applauded the Board for its fiscal responsibility during these tough economic times as many districts are struggling with financial decisions. Ms. Gamba detailed major issues with multi-year projections.

President Kronenberg opened a public hearing for the 2010 Budget and Tier III Program flexibility.

Public Comment:

Kristen Pursley, Ramkumar Lama, Cayetano Luna

President Kronenberg closed the public hearing.

Board Comment:

Mr. Ramsey spoke about looking at listed capital projects in the recently passed bond measure and the possibility of shifting deferred maintenance funds for capital projects to subsequent years. Ms. Gamba responded that the Board had taken action for state allowed flexibility for fund balance transfers for 2008-2009 in the time allotment by the state legislature. Any funds from the state will now be unrestricted funds and have been considered in this budget.

Mr. Ramsey recommended keeping this in mind for 2013-14 and what the legislature might permit at that time. He said it is great that the District is able to keep summer school and adult education programs as other districts have eliminated these programs.

Mr. Medrano asked questions about planning for the disposition of closed properties. Ms. Gamba responded with information from the school closure plan adopted by the Board and looking at the properties as revenue generating properties as well as the value of the real estate. She explained that any funds received as proceeds from these properties must go to paying off the state debt which would free up funds for other areas to maintain staff.

Mr. Ramsey asked about other districts and sale of surplus property, and said he felt that selling property would be short sighted.

Ms. Gamba responded about previous direction from the Board regarding the best use of property, saying she would like to see information brought forth about revenue generation, and reducing liability and maintenance.

Mr. Thurmond asked about property available for lease or sale, particularly the El Sobrante Elementary site.

Mr. Fay responded that a real estate consultant will provide a report for the best use for the property and will come back with specific recommendations for each property. He said a preliminary report is expected this week and reports on individual sites will be brought to the Board.

Mr. Thurmond asked about revenue ideas with MediCal reimbursement and the potential of increasing revenue by expanding services or partnering with a federally qualified clinic. Ms. Gamba responded that the District does participate in the MediCal reimbursement program and could provide a report with specific information. Mr. Collins responded that currently the District partners with the County and receives reimbursement at their rate. Mr. Collins provided further information and said funds are being used for hiring additional nurses, health aides, and support in health areas.

Mr. Thurmond asked about Average Daily Attendance (ADA) and the potential of increasing attendance resulting in additional revenue to the District. Ms. Gamba responded with information about tendencies in student behavior, truancy and the definition of excused absences. Mr. Thurmond asked about strategies for changing student behavior resulting in more students in the classrooms. Mr. Greer responded that attendance has increased over the last 4 years, particularly at secondary levels. He said attendance is taken very seriously and providing services at the school site means fewer excuses for students to be absent. Mr. Thurmond asked whether the District would bring forward a strategy to achieve additional revenue.

Superintendent Harter responded that this would also require additional staffing costs meaning the Board would need to look at cost cuts elsewhere.

Ms. Miles discussed creating a budget deficit in order to implement an outreach strategy as well as the state's continual decrease of funds released for student per capita.

Ms. Gamba said that as a declining enrollment district, and revenue for the upcoming year has already been set which means that any additional ADA revenue would not be available to the District until the year after.

Mr. Thurmond asked whether this is something the District is interested in pursuing.

Superintendent Harter said it would be helpful to learn where other districts have made most improvement in their attendance and what they have done that might be successful here and bring a report to the Board.

President Kronenberg said she thought the District is going in the right direction with the budget and additional resources are necessary to close holes.

Motion: Mr. Ramsey moved approval of the Adoption of the 2010-11 Budget. Mr. Medrano 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.

F.4 Resolution No. 96-0910: Temporary Borrowing Between Funds

Ms. Gamba provided information from the California Education Code that allows temporary borrowing between funds due to deferrals in funds from the state. She reported the possible need to borrow prior to the end of September because of the potential of deferrals being shifted out an additional thirty days.

Public Comment:

None

Board Comment:

None

Motion: Mr. Ramsey moved approval of Resolution No. 96-0910: Temporary Borrowing Between Funds. 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.

F.5 Community Survey on Revenue Enhancement Measures

Superintendent Harter spoke about enhancing operating resources with a parcel tax similar to the District's successful parcel tax and its 2008 renewal. The State's economic condition has resulted in the District's fund shortfall in what should be funded. The proposed survey would ask voters to determine their feelings about local education funding. This item is a recommendation for a survey to measure if voters are inclined for a parcel tax in November and what voters would authorize to be included.

Public Comment:

Charles Cowens, Martin Snider

Board Comment:

Mr. Ramsey spoke about obtaining a robust sampling to identify how communities feel about issues and that historically polling results in this community have been very accurate in weighing voter response. He urged Board members to give input to the Superintendent about ballot measure wording, for example, summer school, adult education and public safety. He asked about how the tax threshold report might be constructed. Dr. Harter responded that the public is more likely to support square footage than a flat tax, saving the homeowner dollars.

Ms. Miles spoke about the failed parcel tax measure and public concerns. She said she thinks the community is asking for class size reduction and campus security. Ms. Gamba provided information about the funds provided by the current parcel tax for class size reduction and previous state funding. Ms. Miles said the public is indicating adult education and K-3 class size reduction, safety and libraries are items of interest.

Mr. Thurmond said as a citizen he is prepared to go forward with a parcel tax, but has questions about the scope of the proposal. He asked what would be different about this survey than what was learned from past surveys.

Mr. Ramsey responded about asking the public's opinion about alternative issues of interest, such as adult education, police services, public safety, and that he thinks spending \$30,000 to general potentially \$10 million is worth the expenditure.

Mr. Medrano said he would like to know the primary concerns of the communities.

President Kronenberg said she thinks this is very important because the Board is not talking only with parents and student groups but to actual voters who may have a different set of priorities. She would like to know what the community wants the Board to do.

Ms. Miles said the public realizes no funds will be forthcoming from the state and saving schools has to be done on a local level.

Mr. Ramsey said that one thing different in the community is the new bond measure recently passed, resulting in five bond measures approved by local voters in this community.

Mr. Thurmond said that while he has concerns, he does support the parcel tax. He asked questions about the amount of potential funds being talked about.

Mr. Ramsey responded that it could be anywhere from \$7 million to \$12 million. He said he would also like to address the duration for a permanent parcel tax.

Mr. Thurmond said the permanent structure makes sense and asked what the likely barriers might be. He also asked Board members what they would do if the survey results are negative. Board members responded, articulating their level of support.

Discussion continued about the topics for polling voters.

Motion: Mr. Ramsey moved approval of the Community Survey on Revenue Enhancement Measures. Ms. Miles seconded. A roll call vote was taken with Mr. Medrano, Ms. Miles, Mr. Ramsey, Mr. Thurmond and President Kronenberg voting yes with no abstentions and no absences. Motion carried 5-0-0-0.

G. DISCUSSION ITEMS

None

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

I. COMMENTS OF THE BOARD OF EDUCATION AND SUPERINTENDENT

Mr. Ramsey spoke about the Honor Roll barbecue's success and thanked staff for coordinating and putting the event together for families in the community. He said he attended Pinole Valley and Hercules High graduations which were enthusiastic and exciting events. He said the District has the responsibility and duty to maintain schools, and thanked all voters and community members for their support of Measure D, which will make this the first District in the country to complete a reconstruction program.

Mr. Medrano said he attended the barbecue and would like to see an academic parade next year. He attended Juneteenth events in Richmond. He also attended the reclassification ceremony for 900 students at the Richmond auditorium. He thanked voters for the passage of Measure D.

Ms. Miles thanked teachers for their dedication at the end of the year. She recognized several community partners, at King Elementary where students read over 20-30 books each. She concluded by talking about the responsibility of educating students.

Mr. Thurmond congratulated this year's graduates, and spoke of a great sense of promise felt at the Honor Roll barbecue. He asked the Board to acknowledge those who contributed and staff who handled all the picnic details. He concluded by thanking the citizens for Measure D's passage.

Ms. Miles added that donations are still being accepted to defer costs of the picnic and are very much appreciated.

President Kronenberg thanked everyone who participated in the graduation events, the honor roll event, and voters for Measure D passage. She spoke hopefully in anticipation of a potential parcel tax measure.

J. THE NEXT SCHEDULED BOARD OF EDUCATION MEETING

Lovonya DeJean Middle School – July 7, 2010

K. ADJOURNMENT

President Kronenberg adjourned the meeting at 9:02 PM.

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

BH:dh

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: July 7, 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 July 7, 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
School Improvement Grants for QEIA Schools (SIG)	\$912,000	California Department of Education - Regional Coordination and Support Office	For Helms, Nystrom and Stege
Resource # 3180/3181	7/1/09 - 9/30/10		PCA# 15004, 15123, 14971, 15124
2009-10 Infant Discretionary Funds Grant	\$1,864	California Department of Education Special Education Division	Special Ed Infant program at Cameron
Resource # 6515	7/1/09 - 9/30/10		PCA # 24462-01

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: July 7, 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 July 7, 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
 July 7, 2010 Board Meeting

<u>Donor Name</u>	<u>Description or Purpose</u>	<u>Estimated Value</u>	<u>Receiving School or Department</u>
PG & E Corp. Foundation	Campaign for Community-Craig Geldard	\$462.00	E. M. Downer Elementary
PG & E Corp. Foundation	PGE Employee Donation Clayborn Madison	\$125.04	Ford Elementary
Lois Peterson	*Science Books	\$500.00	El Cerrito High School
Kaiser Permanente	Community Giving Campaign-Gloria J. Silva	\$120.00	Hanna Ranch Elementary
Kaiser Permanente	Community Giving Campaign-Gloria J. Silva	\$30.00	Hanna Ranch Elementary
PG&E Corp. Campaign	Campaign for Community-Nancy Estebez & Karla Valenzuela	\$147.00	Hanna Ranch Elementary
PG & E Corp. Foundation	PG & E Employee Donation-Nancy Estebez	\$93.00	Hanna Ranch Elementary
PG & E Corp. Foundation	Matching Gift Program- Rebecca Navarro, Stanley Tom, Amy Yee and 1 anonymous donor	\$320.00	Hanna Ranch Elementary
PG & E Corp. Foundation	PG&E Employee Donation-Marco Rios	\$43.75	Murphy elementary
PG & E Corp. Foundation	Band Account	\$75.00	Pinole Valley High School
City of San Pablo	Honor Roll Student's BBQ	\$1,000.00	WCCUSD
Playland Not at the Beach	Material	\$500.00	WCCUSD Community Engagement
Wells Fargo	Matching Gift Program/Khrystal Lastimoso-Springfield	\$30.00	WCCUSD
Sonja Neely-Johnson	*Office furniture-Desk, Bookshelf, 2 leather Chairs, Leather desk chair, 2 draw mahogany filing cabinet and wooden filing cabinet	\$500.00	Wilson Elementary

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

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

ITEM REQUIRING ATTENTION----BOARD OF EDUCATION

To: Board of Education

Meeting Date: July 7, 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 July 7, 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>
Kensington Elementary	Pizza and Drink Sale-Every Wednesday	Kensington 6 th Grade Class
Kensington Elementary	Group Participation in local sports and art events	Kensington 6 th Grade Class
Kensington Elementary	Parent Donations- Aug 24-Oct 24	Kensington Education Foundation
Kensington Elementary	Silent and Live Auction - Nov 6	Kensington Education Foundation
Sheldon Elementary	Movie Nights- Oct 29, Jan 28 and Apr 29	Sheldon PTA
Sheldon Elementary	Sharkfest	Sheldon Elementary Students and Parents

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: July 7, 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 July 7, 2010.

Recommendation: Recommend Approval

Fiscal Impact: As noted per contracts summary

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

CONTINUING CONTRACTED SERVICES

The following continuing services are recommended for approval.

<u>DEPARTMENT</u>	<u>DATE OF SERVICE</u>	<u>CONTRACTOR NAME</u>	<u>COST & FUNDING</u>	<u>PURPOSE</u>
Associate Superintendent K-12	7/1/2010 Thru 6/30/11	Office of the Sheriff	\$201,735 Security	Provide a School Resource Officer

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: July 7, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: CI C.5

Subject: Notification of Claim Rejected

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

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
July 7, 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>
Administration Building	Michelle Francis	District Resident	Personal Injury	Rejected

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:** July 7, 2010

From: Sheri Gamba **Agenda Item:** CI C.6
 Associate Superintendent Business Services

Subject: Community Budget Advisory Committee Member Ratification

Background Information: The Community Budget Advisory Committee (CBAC) met on June 24, 2010. The voting members approved the following members for the 2010-11/2011-12 term: Greg Whaling, Eduardo Martinez, and Tammy Campbell. The selection is subject to ratification by the School Board at a regular Board of Education meeting. Pending ratification, below is a complete list of the committee voting members and term dates.

MEMBER NAME	MEMBER TYPE	TERM ENDING
Tammy Campbell	Parent	June 30, 2012
Charles Johnson	Classified	December 31, 2010
Sue Kahn	Principal	December 31, 2010
Eduardo Martinez, Vice Chair	Community	June 30, 2012
Erwin Reeves, Chair	Business Leader	June 30, 2011
Robert Studdiford	Parent	June 30, 2011
Greg Whaling	Teacher	June 30, 2012

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:** July 7, 2010
From: Bruce Harter, Superintendent **Agenda Item:** CI C.7
Subject: Resolution Nos. 01-1011 through 12-1011: Board of Education Annual Resolutions for the 2010-2011 School Year

Background Information:

Approval is recommended of the Board of Education Annual Resolutions Nos. 01-1011 through 12-1011, for the 2010-2011 school year.

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

ANNUAL BOARD RESOLUTIONS

2010 - 2011

Resolution No. 01-1011	Fiscal Agents
Resolution No. 02-1011	Transmittal of Funds
Resolution No. 03-1011	Designation of District Disbursing Officer
Resolution No. 04-1011	Deposits - Collections
Resolution No. 05-1011	Revolving Cash Account
Resolution No. 06-1011	Purchase Order and Contract Signatures
Resolution No. 07-1011	Inter-District Attendance Agreements
Resolution No. 08-1011	Federal and State Projects - Authorized Agents
Resolution No. 09-1011	Real Property for Facility Programs – Authorized Agent
Resolution No. 10-1011	SIR Liability Insurance
Resolution No. 11-1011	Excused Absence for Religious Instruction
Resolution No. 12-1011	Verification of Illness or Quarantine Absence

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

RESOLUTION NO. 01-1011

Fiscal Agents

BE IT RESOLVED by the Board of Education of the West Contra Costa Unified School District and hereby ordered that:

DR. BRUCE HARTER
SUPERINTENDENT

SHERI GAMBA
ASSOCIATE SUPERINTENDENT FOR BUSINESS SERVICES

be authorized as fiscal agents for the West Contra Costa Unified School District effective July 1, 2010.

Superintendent

Associate Superintendent
Business Services

PASSED AND ADOPTED this Seventh day of July 2010 by the Board of Education of the West Contra Costa Unified School District, County of Contra Costa, State of California by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

**RESOLUTION NO. 02-1011
Transmittal of Funds**

BE IT RESOLVED by the Board of Education of the West Contra Costa Unified School District and hereby ordered that:

Any **one** of the following persons:

DR. BRUCE HARTER
SUPERINTENDENT

SHERI GAMBA
ASSOCIATE SUPERINTENDENT FOR BUSINESS SERVICES

LISA ERWIN
EXECUTIVE DIRECTOR, BUSINESS SERVICES

ANDRÉ BELL
EXECUTIVE DIRECTOR, BUSINESS SERVICES/BOND

be authorized to sign checks drawn on the General Fund Deposit account in the Mechanics Bank, Mira Vista Branch, for payment to the Contra Costa County Treasurer for the purpose of transmitting District funds effective July 1, 2010.

Superintendent

Executive Director, Business Services/Bond

Associate Superintendent
Business Services

PASSED AND ADOPTED this Seventh day of July 2010 by the Board of Education of the West Contra Costa Unified School District, County of Contra Costa, State of California, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

**RESOLUTION NO. 03-1011
Designation of District Disbursing Officer**

BE IT RESOLVED by the Board of Education of the West Contra Costa Unified School District and hereby ordered that:

DR. BRUCE HARTER
SUPERINTENDENT OF SCHOOLS

be designated as District Disbursing Officer and authorized to sign checks for all District accounts, for all vendor and payroll checks except those manually prepared checks currently referenced in the designated Annual Board Resolution No. 5 effective July 1, 2010.

PASSED AND ADOPTED this Seventh day of July 2010 by the Board of Education of the West Contra Costa Unified School District, County of Contra Costa, State of California, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

RESOLUTION NO. 04-1011

Deposits - Collections

BE IT RESOLVED by the Board of Education of the West Contra Costa Unified School District and hereby ordered that:

The Superintendent of Schools of Contra Costa County be authorized to make deposits of collections received by this District, prepare deposit permits for such collections and make statements under oath in connection therewith required by Section 26901 of the Government Code.

IT IS FURTHER RESOLVED AND HEREBY ORDERED that the following persons:

DR. BRUCE HARTER
SUPERINTENDENT

SHERI GAMBA
ASSOCIATE SUPERINTENDENT FOR BUSINESS SERVICES

LISA ERWIN
EXECUTIVE DIRECTOR, BUSINESS SERVICES

ANDRÉ BELL
EXECUTIVE DIRECTOR, BUSINESS SERVICES/BOND

are authorized to sign the collection advice certificate requesting County Superintendent to prepare deposit permits for the District effective July 1, 2010.

PASSED AND ADOPTED this Seventh day of July 2010 by the Board of Education of the West Contra Costa Unified School District, County of Contra Costa, State of California, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

**RESOLUTION NO. 05-1011
Revolving Cash Account**

BE IT RESOLVED by the Board of Education of the West Contra Costa Unified School District and hereby ordered that:

The Revolving Cash Account be \$70,000 and that any **two** of the following persons be authorized to sign checks drawn on said account:

DR. BRUCE HARTER
SUPERINTENDENT

SHERI GAMBA
ASSOCIATE SUPERINTENDENT FOR BUSINESS SERVICES

LISA ERWIN
EXECUTIVE DIRECTOR, BUSINESS SERVICES

ANDRÉ BELL
EXECUTIVE DIRECTOR, BUSINESS SERVICES/BOND

with such expenditures to be ratified by the Board of Education at least once a month effective July 1, 2010.

PASSED AND ADOPTED this Seventh of July 2010 by the Board of Education of the West Contra Costa Unified School District, County of Contra Costa, State of California, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

**RESOLUTION NO. 06-1011
Purchase Order and Contract Signatures**

BE IT RESOLVED by the Board of Education of the West Contra Costa Unified School District and hereby ordered that:

DR. BRUCE HARTER
SUPERINTENDENT

SHERI GAMBA
ASSOCIATE SUPERINTENDENT FOR BUSINESS SERVICES

BILL FAY
ASSOCIATE SUPERINTENDENT FOR OPERATIONS

DAVID JOHNSTON
DIRECTOR OF GENERAL SERVICES

or designee, be authorized to sign purchase orders and contracts of the West Contra Costa Unified School District that are duly approved or ratified by the Board of Education in its approval of regular monthly report of expenditures effective July 1, 2010.

PASSED AND ADOPTED this Seventh day of January 2010 by the Board of Education of the West Contra Costa Unified School District, County of Contra Costa, State of California, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

**RESOLUTION NO. 07-1011
Inter-District Attendance Agreements**

BE IT RESOLVED by the Board of Education of the West Contra Costa Unified School District and hereby ordered that:

DR. BRUCE HARTER
SUPERINTENDENT

or

WENDELL GREER
ASSOCIATE SUPERINTENDENT, K-ADULT

be authorized to sign all inter-district attendance agreements with other school districts during the fiscal year effective July 1, 2010.

PASSED AND ADOPTED this Seventh day of July 2010 by the Board of Education of the West Contra Costa Unified School District, County of Contra Costa, State of California, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

**RESOLUTION NO. 08-1011
Federal and State Projects - Authorized Agents**

BE IT RESOLVED by the Board of Education of the West Contra Costa Unified School District and hereby ordered that:

DR. BRUCE HARTER
SUPERINTENDENT

or

BILL FAY
ASSOCIATE SUPERINTENDENT FOR OPERATIONS

or

SHERI GAMBA
ASSOCIATE SUPERINTENDENT FOR BUSINESS SERVICES

or

LISA ERWIN
EXECUTIVE DIRECTOR, BUSINESS SERVICES

be authorized to act as fiscal agents of the West Contra Costa Unified School District in all matters pursuant to the application of any Federal or State project applications as may be submitted by the District effective July 1, 2010.

Superintendent

Associate Superintendent
Business Services

Associate Superintendent
Operations

Executive Director
Business Services

PASSED AND ADOPTED this Seventh day of July 2010 by the Board of Education of the West Contra Costa Unified School District, County of Contra Costa, State of California, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

RESOLUTION NO. 09-1011

Real Property for Facility Programs - Authorized Agent

BE IT RESOLVED by the Board of Education of the West Contra Costa Unified School District and hereby ordered that:

DR. BRUCE HARTER
SUPERINTENDENT

BILL FAY
ASSOCIATE SUPERINTENDENT FOR OPERATIONS

SHERI GAMBA
ASSOCIATE SUPERINTENDENT FOR BUSINESS SERVICES

be authorized to sign for real property transactions related to the West Contra Costa Unified School District's facilities program in all matters pursuant to the State School Building Aid Projects.

PASSED AND ADOPTED this Seventh day of July 2010 by the Board of Education of the West Contra Costa Unified School District, County of Contra Costa, State of California, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

WEST CONTRA COST UNIFIED SCHOOL DISTRICT

RESOLUTION NO. 10-1011

SIR Liability Insurance

BE IT RESOLVED by the Board of Education of the West Contra Costa Unified School District and hereby ordered that:

DR. BRUCE HARTER
SUPERINTENDENT

or

ANN REINHAGEN
ASSISTANT SUPERINTENDENT FOR HUMAN RESOURCES

or

SHERI GAMBA
ASSOCIATE SUPERINTENDENT FOR BUSINESS SERVICES

be authorized to settle all District liability claims under a \$50,000 limit as duly negotiated by the District's claims adjuster and the District's legal counsel effective July 1, 2010.

PASSED AND ADOPTED this Seventh day of July 2010 at the Board of Education of the West Contra Costa Unified School District, County of Contra Costa, State of California, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

**RESOLUTION NO. 11-1011
Excused Absence for Religious Instruction**

BE IT RESOLVED by the Board of Education of the West Contra Costa Unified School District and hereby ordered that:

In accordance with Education Code §46014, pupils, with written consent of their parents or guardian, may be excused from school in order to participate in religious exercise or to receive moral and religious instruction at their respective places of worship or at other suitable places away from school property designated by the religious group, church, or denomination subject to the following conditions:

1. Each pupil so excused shall attend school at least the minimum school day for his/her grade.
2. No pupil shall be excused from school for such purposes on more than four (4) days per school month.

PASSED AND ADOPTED this Seventh day of July 2010 by the Board of Education of the West Contra Costa Unified School District, County of Contra Costa, State of California, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

**RESOLUTION NO. 12-1011
Verification of Illness or Quarantine Absence**

BE IT RESOLVED by the Board of Education of the West Contra Costa Unified School District and hereby ordered that:

Any of the following employees of the District shall make verification of illness or quarantine absence:

1. Superintendent
2. School or Public Health Nurse
3. Guidance Consultant
4. Physician
5. Principal
6. Teacher
7. Attendance Supervisor (5CCR421)
8. School Secretary or Clerk or other qualified employee assigned by the District Superintendent or Principal to make verification.

Verification of illness or quarantine absence shall be made by any of the following procedures:

1. By telephone conversation giving complete information:
 - a. Name of person being called
 - b. Name of pupil concerned
 - c. Name of authorized school person receiving or placing call
 - d. Date of call
 - e. Date of absence
2. By written note from parents
3. By visiting the pupil's home or by other reasonable method which establishes the fact that the pupil was actually ill or quarantined.

PASSED AND ADOPTED this Seventh day of July 2010 by the Board of Education of the West Contra Costa Unified School District, County of Contra Costa, State of California, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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: July 7, 2010

From: Bruce Harter

Agenda Item: CI C.8

Subject: Board Meeting Dates January to July 2011

Background Information:

Board Policy 9100 requires that the Board set the calendar of meetings for the calendar year at its December organizational meeting. Yet for planning and communication purposes, it would be unwise to wait until December each year to set the meeting dates for the new calendar year. While the Board would certainly have the authority to change meeting dates, as it does at any time, it is important to establish dates for the next calendar year.

The recommended dates are as follows:

January 5, 19
February 2, 16
March 2, 16
April 13
May 4, 18
June 1, 29
July 13, 27
August 17
September 7, 21
October 5, 19
November 2, 16
December 14

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: July 7, 2010

From: Bruce Harter
Superintendent

Agenda Item: CI C.9

Subject: Resolution 13-1011: In Support of Senate Constitutional Amendment 6 (SCA)

Background Information:

In this legislative session, State Senator Joseph Simitian has authored Senate Constitutional Amendment 6, which would allow school districts, community college districts, and county offices of education to pass a parcel tax with a 55 percent majority vote rather than the currently required two-thirds. Getting a two-thirds vote in both houses of the Legislature to put SCA 6 on the ballot is a daunting challenge. The Senator is asking the Board to support SCA 6. It is the Senator's intent that this legislation will alleviate the financial stress that schools are experiencing.

Recommendation: Approval of Resolution 13-1011: In Support of Senate Constitutional Amendment 6 (SCA)

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____

Seconded by: _____

Approved _____

Not Approved _____

Tabled _____

**West Contra Costa Unified School District
Resolution No. 13-1011**

Resolution in Support of Senate Constitutional Amendment 6 (SCA 6)

WHEREAS, Senate Constitutional Amendment 6 (Simitian), which reduces the two-thirds vote requirement on parcel taxes, will be acted on by the California State Legislature; and

WHEREAS, reductions in the state General Fund revenue have led to reduced school funding; and

WHEREAS, state General Fund revenue is unstable and erratic, which results in unpredictable funding levels for school districts and county offices of education; and

WHEREAS, parcel tax revenue can provide a stable, predictable source of school revenue; and

WHEREAS, passage of SCA 6 will empower local voters to invest in their schools based on the needs of their communities by requiring a tough, but fair 55 percent vote to pass local parcel taxes, while protecting taxpayers and homeowners with accountability provisions that will ensure that funds generated from parcel taxes are not wasted or mismanaged; and

WHEREAS, revenue from parcel taxes can be spent according to local priorities and are not subject to state control; and

WHEREAS, the two-thirds vote requirements results in minority rule by requiring two "yes" votes to cancel out one no vote; and

WHEREAS, passage of SCA 6 will allow local voters to decide to make investments in their neighborhood schools in addition to state funding; and

NOW, THEREFORE, BE IT RESOLVED that the governing board of the West Contra Costa Unified School District strongly urges the California State Legislature to support and adopt SCA 6.

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

AYES _____ NOES _____ ABSENT _____ ABSTAIN _____

I HEREBY CERTIFY that the foregoing resolution was duly introduced, passed, and adopted by the Board of Education at a meeting held on July 7, 2010.

Bruce Harter
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: July 7, 2010

From: Ann Reinlagen,
Assistant Superintendent Human Resources

Agenda Item: CI C.10

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

July 7, 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>
JANA	ROBINSON	STEGE	K SEI	RETIRE	6/11/2010
GRACIELA	ROSSI	TARA HILLS	RSP SEI	RETIRE	6/11/2010
KAHTLEEN	BALAZY	KENNEDY HIGH	ENGLISH SEI	RETIRE	6/11/2010
JESSICA	BIGGS	PORTOLA	NSH SEI	RETIRE	6/11/2010
ELAINE	CLAUDEANOS	PUPIL SERVICES	SCHOOL NURSE	RETIRE	6/11/2010
BEATRIZ	FERRER-CASTRO	DEANZA HIGH	SPANISH SEI	RETIRE	6/11/2010
MARY FRANCIS	LUERSEN	PINOLE VALLEY	ENGLISH SEI	RETIRE	6/11/2010
KARL	MAUKS-KOEPKE	PINOLE MIDDLE	MATH SEI	RESIGNED	6/11/2010
SHERI	MOWERY	PUPIL SERVICES	SH VI	RESIGNED	6/11/2010
GARY	TREANGEN	CRESPI	WLD HISTORY 7 SEI	RETIRE	6/11/2010
FAITH	DUNHAM-SIMS	PUPIL SERVICES	SH VI	RESIGNED	6/11/2010
NANCY	CABRAL	ELLERHORST	2ND SEI	RETIRE	6/11/2010
PATRICIA	BEARD	PERES	SH PRESCHOOL	RETIRE	6/11/2010
BENADARET	SCHNEIDER	KENNEDY HIGH	MATH SEI	RESIGNED	6/11/2010
SALLY LEE	CHRISTIAN		RSP SEI	RESIGNED	6/11/2010
NANCY	ROUSE	TARA HILLS	SDC - SH	RETIRE	6/11/2010
REBECCA	PRINS	RIVERSIDE	1st SEI	RESIGNED	6/11/2010
LEIGH	BENADERET	RIVERSIDE	2ND SEI	RESIGNED	6/11/2010
CHRIS	COPENHAGEN	BAYVIEW	3RD SEI	RETIRE	6/11/2010
STEPHANIE	WHITBECK	TARA HILLS	1st SEI	RESIGNED	6/11/2010
EDWARD	MARTINEZ	SHELDON	6TH SEI	RETIRE	6/11/2010
PARK	GUTHRIE	KENNEDY HIGH	BIOLOGY SEI	RESIGNED	6/11/2010
ROBIN	DOYLE	HERCULES MIDDLE	HISTORY 8 & 6 SEI	RETIRE	6/11/2010
TIMOTHY	ZUMWALT	VISTA HIGH	INDEPT STUDY SEI	RETIRE	6/11/2010
JEROME	COOPER	RICHMOND HIGH	INDEPT STUDY SEI	RETIRE	6/11/2010
STEVE	SEVERY	PORTOLA	WOOD SHOP SEI	RETIRE	6/11/2010
CAROLITA	MONTANA-PELLEGRINI	PINOLE MIDDLE	COUNSELOR	RETIRE	6/16/2010
MARY R.	ALLEN	PUPIL SERVICES	SPEECH	RETIRE	6/16/2010
VERENA	SHELLING	PUPIL SERVICES	SPEECH	RETIRE	6/16/2010
SUZANNE	STILLER	PUPIL SERVICES	PSYCHOLOGIST	RETIRE	6/18/2010
JAMES	TROMBLEY	ADULT ED	VICE PRINCIPAL	RETIRE	6/26/2010
VIRGINIA	ROHME	NORTH CAMPUS	ASSIST PRINCIPAL	RETIRE	6/26/2010
RANDALL	ENOS	GOMPERS	PRINCIPAL	RETIRE	6/26/2010

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:** July 7, 2010
From: Bill Fay **Agenda Item:** CI C.11
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: **\$617,627**. 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
Pinole Middle School Building A Renovation Measure J Bond	July 2010 thru August 2010	Powell and Partners Architects	\$6,460	Additional services for revised shade structure engineering review.
DeAnza High School New Campus Measure J Bond	July 2010 thru December 2012	Multivista Northern California	\$69,500	Construction documentation services.
Coronado Elementary New Campus Measure J Bond	July 2010 thru September 2010	RMA Group (formerly Terrasearch)	\$11,800 + \$2,500 reimburse expenses	Geotechnical report and geohazard report for reconstruction of the campus. Using original work on site by Terrasearch + new borings required by DSA.
Crespi Gym Wall Cracks Repairs Emergency Repair Program	June 2010 thru August 2010	Allana Buick and Bers	\$15,000	Construction administration services.
King Elementary New Campus Measure J Bond	June 2010 thru July 2011	Seville Group (SGI)	\$497,367	On-site Construction Management Services— replaces previously approved services.
Richmond High School Paving Projects Measure J Bond	July 2010 thru September 2010	Alan Kropp and Associates	\$15,000	Construction phase services for geotechnical engineer of record.

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:** July 7, 2010
From: Bill Fay **Agenda Item:** CI C.12
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: Richmond High School Security Fencing, Ford Elementary New Campus, and Dover Elementary 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: **\$86,526.**

DISPOSITION BY BOARD OF EDUCATION

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

July 7, 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	Richmond HS Security Fencing	CF Contracting	\$738,000.00	\$0.00	\$25,632.00	\$0.00	\$25,632.00	3.47%	\$763,632.00	1
2	Ford ES New School	Alten Construction, Inc.	\$16,734,206.00	\$116,839.00	\$25,235.00	\$0.00	\$142,074.00	0.85%	\$16,876,280.00	6, 7
3	Dover ES New School	Alten Construction, Inc.	\$21,491,000.00	\$126,107.00	\$35,659.00	\$0.00	\$161,766.00	0.75%	\$21,652,766.00	5

Pending Board Actions	Ratifications	\$86,526.00
	Approvals	\$0.00
	Total Board Action	\$86,526.00

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:** July 7, 2010
From: Bill Fay **Agenda Item:** CI C.13
Associate Superintendent for Operations
Subject: Construction Access, Right of Use and Restoration License Agreement with the City of Richmond for Temporary Construction Staging, Staff Parking and Pedestrian Access at Nystrom Elementary School.

Background Information:

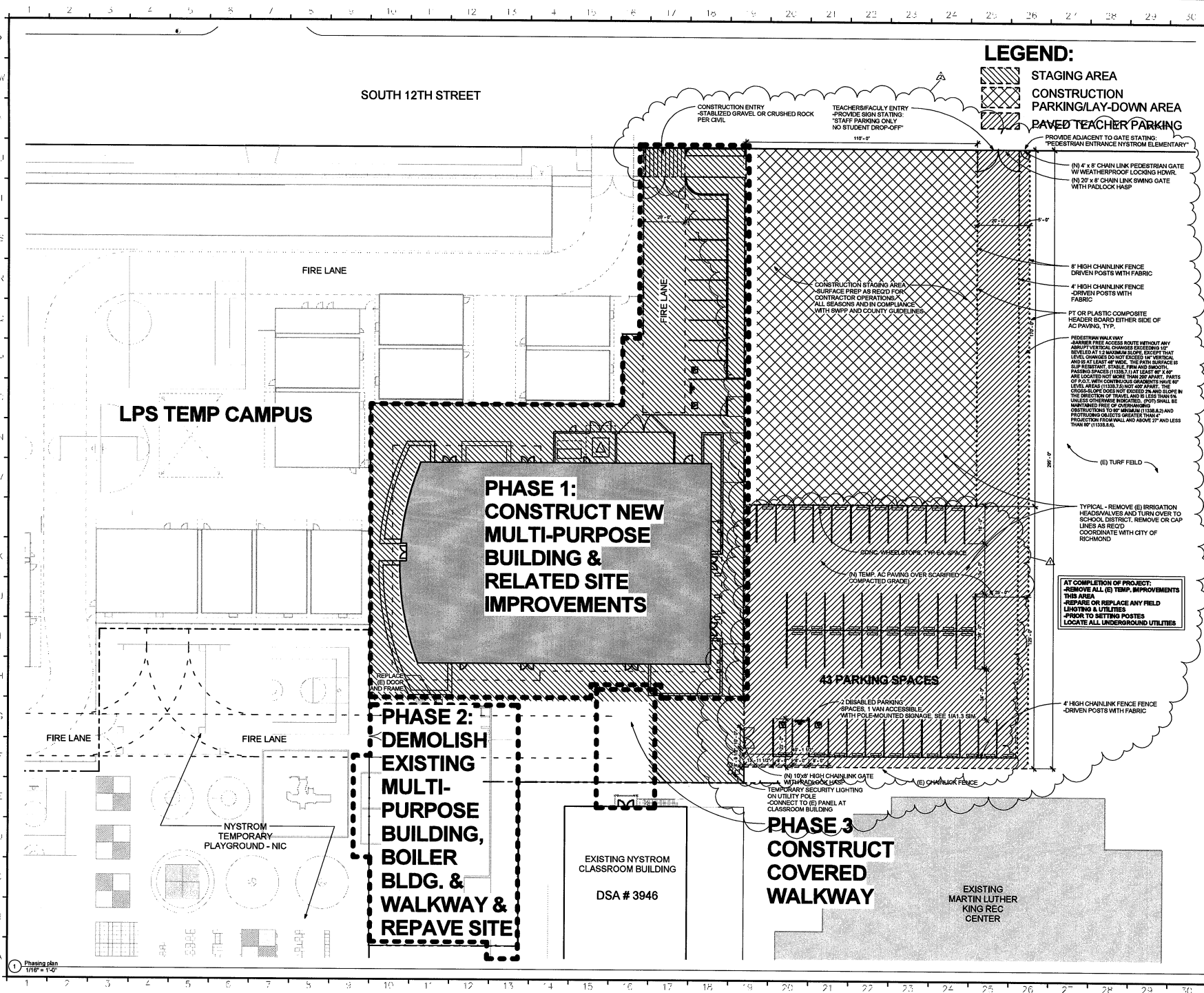
The construction of the Nystrom Elementary Multi-Purpose Building will be on the school's existing playground and staff parking areas. The construction site will also block pedestrian access from South 12th Street, which is an important route for many of our families. The available area for the Contractor to operate is also severely restricted by the LPS Temporary Campus and the existing Nystrom buildings. It is necessary to provide for additional space for Contractor staging and to provide for temporary staff parking with an associated safe pedestrian route to the existing school. The City of Richmond has agreed to allow the District to use a portion of the MLK Park adjacent to the school as a temporary staging areas, staff parking lot, and pedestrian access route during construction. The proposed agreement with the City of Richmond provides for a legal framework to allow construction, use, and restoration of the site. The agreement is attached, and has been prepared by District's legal counsel. It is being concurrently reviewed and approved by the City of Richmond. This agreement is similar to the agreement approved for the King Elementary project.

Recommendation: Approve Construction Access, Right of Use and Restoration License Agreement with City of Richmond.

Fiscal Impact: Not known exactly at this time. The project construction bids include basic work on the MLK Park areas. Project is funded from the Measure J Bond.

DISPOSITION BY BOARD OF EDUCATION

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



LEGEND:

- STAGING AREA
- CONSTRUCTION PARKING/LAY-DOWN AREA
- PAVED TEACHER PARKING

REVISION	DESCRIPTION	DATE	BY	APP'D	DATE												
1	ADDITIONAL SHEETS ADDITIONAL NO. 7		AMB	AMB	6/4/2010												
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>CONTRACTOR</td> <td>USDA</td> </tr> <tr> <td>MANAGER/DEVELOPMENT</td> <td>9/20/08</td> </tr> <tr> <td>ENVIRONMENTAL/DOCUMENTS</td> <td>1/20/09</td> </tr> <tr> <td>QUALITY CONTROL</td> <td>3/30/09</td> </tr> <tr> <td>REVISIONS</td> <td></td> </tr> <tr> <td>DESIGNER FOR CONSTRUCTION</td> <td></td> </tr> </table>						CONTRACTOR	USDA	MANAGER/DEVELOPMENT	9/20/08	ENVIRONMENTAL/DOCUMENTS	1/20/09	QUALITY CONTROL	3/30/09	REVISIONS		DESIGNER FOR CONSTRUCTION	
CONTRACTOR	USDA																
MANAGER/DEVELOPMENT	9/20/08																
ENVIRONMENTAL/DOCUMENTS	1/20/09																
QUALITY CONTROL	3/30/09																
REVISIONS																	
DESIGNER FOR CONSTRUCTION																	
<p>INTERACTIVE RESOURCES</p> <p>ARCHITECTURE • PLANNING • ENGINEERING</p> <p>117 PARK PLACE PORT RICHMOND CALIFORNIA 94701 (916) 256-7455 PAUL@INTERACTIVE.COM http://www.inter.com</p>																	
<p>NYSTROM ELEMENTARY SCHOOL MODERNIZATION</p> <p>230 HARBOUR WAY SOUTH RICHMOND, CA</p>																	
<p>PROJECT</p> <p>NEW MULTI-PURPOSE BUILDING</p>																	
<p>SHEET TITLE</p> <p>Phasing Plan and Staging/Temporary Parking Plan</p>																	
<p>PROJECT NO. 2009-009-01</p> <p>REVISIONS AND/OR COMMENTS</p> <p>DESIGNED BY: <i>[Signature]</i> Author</p> <p>DRAWN BY: <i>[Signature]</i> Designer</p> <p>CHECKED BY: <i>[Signature]</i> Checker</p> <p>DATE: _____</p>																	
A0.9																	

Phasing plan
1/16" = 1'-0"

**CONSTRUCTION ACCESS, PROPERTY USE, AND RESTORATION
LICENSE AGREEMENT**

THIS LICENSE AGREEMENT (“License”) is made as of July ___, 2010, by and between the following Parties:

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
1300 Potrero Avenue
Richmond, CA 94804
 (“District”); and

CITY OF RICHMOND
450 Civic Center Plaza
Richmond, CA 94804
 (“City”).

WHEREAS, City owns certain Real Property commonly known as the Martin Luther King, jr. Park and Recreation Center (“Park”), with a portion of the Park between Harbour Way and So. 12th St., located in the City of Richmond, County of Contra Costa, State of California (“Subject Premises”) that is adjacent to the District’s Nystrom Elementary School (“Nystrom”);

WHEREAS, the District and the City have been cooperatively developing all of the capital improvements at the Park and at Nystrom Elementary under the umbrella of the Nystrom United Revitalization Effort (“NURVE”) with the District working to provide appropriate spaces for community use and City programs in the new Multi-Purpose building;

WHEREAS, the space available on the District’s Nystrom site to perform construction operations is severely limited with the project building area completely covering all available staff parking, and preventing pedestrian access for students and families from South 12th St; and,

WHEREAS, District now desires to temporarily enter on, improve, and temporarily use the portion of the Subject Premises along South 12st Street for the purpose of facilitating, at its sole cost, the installation of Construction Staging Area, Staff Parking and Pedestrian Access for use by students and staff of the abutting Nystrom Elementary School during the construction of the new Multi-Purpose Building and demolition of the old Multi-Purpose Building and associated sitework (“Project”).

NOW, THEREFORE, the Parties agree as follows:

1. Grant and Term of License. The portion of the Subject Premises to be used by the District is more specifically described as a portion of the Softball Field (“Site”) as noted on the attached plan: “*Nystrom Elementary School Construction Staging Area and Staff Parking,*” Exhibit “A.” The area consisting of a block of said Subject Premises along the South 12th St. frontage abutting the current school site with a width of 160’ feet on the eastern boundary and 275’ feet as the southern boundary. The City hereby grants and conveys a nonexclusive right of entry for access to the Site to perform construction ,beginning at 7:00 a.m. on July ___, 2010, through 5:00 p.m. on August ___, 2010, to the District, its employees, authorized agents,

contractors, subcontractors, and engineers, to enter and pass onto the Site to perform necessary installation and construction on the Site pursuant to the approved plans on the “*Nystrom Elementary School Construction Staging Area and Staff Parking*,” as the plans may be amended from time to time, on file with the Facilities Operations Center of the District (“Work”). All construction costs shall be the responsibility of the District. After completion of Work, the District shall have the right to use the Site for Construction Staging, Staff Parking, and Pedestrian Access and other school purposes until October 2011, or until the completion of the Nystrom Elementary School Multi-Purpose Building project, whichever occurs last.

2. Acceptance of License. The District hereby accepts the grant by the City of a nonexclusive right of entry for access to the Site to perform the Work and the subsequent temporary use of the Site for Construction Staging, Staff Parking, and Pedestrian Access purpose.

3. Performance of Work. The District shall perform all Work related to the Site and the City is in no way responsible to perform any Work related to the Site. The District may perform Work between 7:00 a.m. and 5:00 p.m., Monday through Saturday. The District shall not perform any Work on Sunday.

4. Communications. All communication with the City related to the Project, the Site, and the Work shall be with the District’s designated representative, Bill Savidge, Engineering Officer. All communication with the District related to the Project, the Site, and the Work shall be with the City’s designated representative, Tony Norris, (Title). The City shall not be required or asked to communicate with the District’s agents, employees, contractors, subcontractors, or engineers or to direct the work of the District’s agents, employees, contractors, subcontractors, or engineers. Nothing in this paragraph shall prohibit the City from communicating with any of the District’s agents, employees, contractors, subcontractors, or engineers on the Site during the Work to inquire about any of those matters and, if necessary, to immediately stop the Work on the Site for any reason, at the City’s sole discretion.

5. Renewal. Upon expiration of the term of this License, the License may be renewed by written agreement of the Parties.

6. Mutual Cooperation. During the term of this License, the District, its authorized agents, contractors, engineers, and subcontractors shall have the right to enter upon the Site on the days and at the times detailed herein to perform any and all construction activities as may reasonably be necessary or desirable to perform the District’s Work on the Site. The District shall use care and consideration in connection with all of its construction and playground activities. The District agrees to coordinate its activities with the City to minimize any inconvenience to or interruption of the conduct of the City’s access or business on the adjacent Park. The District shall adjust its schedule to conform to the City’s requirements so as not to interfere, in any way, with the remaining uses of the Park.

7. Connections. District shall provide its own utilities and facilities including, without limitation, water, bathrooms, and electricity.

8. Maintenance of Subject Premises. The District shall promptly and properly clean the Site and the surrounding area as it progresses. The District is responsible to provide the

debris container. The District shall be responsible for clean-up of all debris directly associated with the District's construction activities.

9. Repair of Damage. The District shall protect and preserve the Site and any adjoining property of the City and others from all damage or accident, providing any temporary roofs, window and door coverings, boxings, or other construction as required by the City. The District shall be responsible for existing structures, furnishings, equipment, buildings, walks, roads, trees, landscaping and/or improvements in all working areas that are to remain in place, including, without limitation, on the Site and any adjoining property of the City and others (“Improvements”). The District shall provide adequate protection therefore. If temporary removal is necessary of any of the Improvements, or damage occurs due to the Improvements, the District shall replace same at the District’s expense with same kind, quality and size of the Improvements damaged.

10. Restoration of Subject Premises. Upon completion of the construction of the Nystrom Elementary School Multi-Purpose Building, the District and the City shall meet to determine the scope of the restoration of the Site. This may include, but is not limited to, removal or maintenance of all installed improvements and restoration of the Site to the general condition found on the Site prior to the Work or to a condition agreed upon between the District and City.

11. Dust. District shall institute efforts to eliminate dust from infringing on the Subject Premises and any adjoining property of the City and others. At completion of the Project, District shall clean to the original state any areas beyond the Subject Premises area that become dust laden as a result of the Project.

12. Existing Conditions. The District is responsible for verifying all measurements and existing conditions including, but not limited to, the location of any underground utilities, conduits, pipes, or similar equipment, in and around the Site prior to the start of any work. The District shall maintain in operation during the term of the License, drainage lines, storm drains, sewers, water, gas, electrical, steam and other utility service lines within working area.

13. Safety. According to generally accepted construction practices, the District will be solely and completely responsible for conditions on the Site, including safety of all persons and property during the Project. This requirement will apply continuously and not be limited to normal working hours. Implementation and maintenance of safety programs shall be the sole responsibility of the District.

The District shall furnish and place proper guards for the prevention of accidents including, but not limited to, fencing around the Site. The District shall provide and maintain any other necessary construction required to secure safety of life or property.

14. Permits. The District, at no expense to the City, shall obtain any and all required approvals, permits, inspections, or similar items, if any, from all agencies or authorities which may be required for any activities the District desires to conduct under this License.

15. Compliance with Applicable Laws. The District shall conform to the following specific rules and regulations as well as all other pertinent laws, ordinances, rules and regulations.

- a. National Electrical Safety Code, U. S. Department of Commerce.
- b. National Board of Fire Underwriters' Regulations.
- c. Uniform Building Code, latest addition, and the California Code of Regulations, Title 24 including amendments.
- d. Manual of Accident Prevention in Construction, latest edition, published by A.G.C. of America.
- e. Industrial Accident Commission's Safety Orders, State of California.
- f. Regulations of the State Fire Marshall (Title 19, California Code of Regulation) and Pertinent Local Fire Safety Codes.
- g. Labor Code of the State of California - Division 2, Part 7, Public Works and Public Agencies.
- h. Education Code of the State of California

16. Execution of License. Each of the undersigned hereby represents and warrants that it is authorized to execute this License on behalf of the respective parties to the License and that this License, when executed by those Parties, shall become a valid and binding obligation, enforceable in accordance with its terms.

17. Assignment, Successors, and Assigns. This License cannot be assigned by either Party without the prior written consent of the other. This License shall be binding as to the Parties' respective representatives, successors, heirs, and assigns.

18. Indemnification. To the furthest extent permitted by California law, the District shall defend, indemnify, and hold harmless the City, its agents, representatives, officers, consultants, employees, trustees, and volunteers (the "indemnified parties") from any and all demands, losses, liabilities, claims, suits, and actions (the "claims") of any kind, nature, and description, including, but not limited to, attorneys' fees and costs, directly or indirectly arising out of, connected with, or resulting from the performance of the work on the Project or under this License unless the claims are caused wholly by the sole negligence or willful misconduct of the indemnified parties.

19. Insurance. The District shall carry insurance to protect itself from claims under:

- a. Worker's Compensation Acts, if applicable;
- b. General liability in the amount of at least one million dollars (\$1,000,000);
and
- c. Vehicle liability in the amount of at least one million dollars (\$1,000,000).

The District shall provide a current Certificate of Insurance to the City, naming the City as an additional insured on its general liability and vehicle liability policies, indicating that the City shall be provided with thirty (30) days notice of any change in insurance coverage, expiration dates, termination or any other material changes.

20. Notice. Any notice, consent, requires, report, demand, or other document given to or made upon the Parties hereto, shall be in writing and be delivered to or mailed to the receiving party at its address, referenced in the License hereof.

21. Entire Agreement of Parties. This Agreement constitutes the entire agreement between the Parties and supersedes all prior discussions, negotiations and agreements, whether oral or written. This Agreement may be amended or modified only by a written instrument executed by both Parties.

22. Applicable Law - Consent to Jurisdiction and Venue. This License shall in all respects be governed by the laws of the State of California which are applicable to agreements executed and to be fully performed therein. The parties further agree that all actions or proceedings arising in connection with this License shall be litigated exclusively either in the state or the federal Courts, as appropriate, located in the County of Contra Costa, State of California, which courts shall have personal jurisdiction over the parties hereto.

23. Time of the Essence. Time is of the essence with respect to the performance of all the duties and obligations set forth in this License.

IN WITNESS WHEREOF, the Parties have executed this License Agreement on the dates set forth below.

Dated: _____, 2010

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

By: _____
Print Name: _____
Print Title: _____

Dated: _____, 2010

CITY OF RICHMOND

By: _____
Print Name: _____
Print Title: _____

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:** July 7, 2010
From: Bill Fay **Agenda Item:** CI C.14
Associate Superintendent for Operations
Subject: Helms Middle School Demolition Project Award of Contract

Background Information:

The next step in completing the Master Plan for the Helms Middle School site is to demolish the existing buildings and prepare the site for the fields and playground project. The demolition project includes hazardous materials abatement, underground storage tank removal, demolition, and site grading. The project documents require salvage and recycling of a minimum of 75% of the materials contained in the existing buildings. The District is also salvaging the bas relief decorative cast panels from the front and side facades to include in the future park area as historic reference to the original buildings.

Baker Vilar Architects completed plans and specifications for the project. The District conducted a public bid of the project. Bids were opened on June 15, 2010. Four Contractors submitted bids. They are as follows: LVI Environmental \$2,870,000; Parc Services \$2,733,318; Cleveland Wrecking \$2,537,000; and Evans Brothers \$2,442,000.

The lowest responsive, responsible bidder is Evans Brothers at \$2,442,000.

Recommendation: Award contract to the lowest responsive, responsible bidder.

Fiscal Impact: \$2,442,000. Funded from 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:** July 7, 2010
From: Bill Fay **Agenda Item:** CI C.15
Associate Superintendent for Operations
Subject: Stege Elementary School Emergency Repair Program Repairs Contract Award

Background Information:

The District has received funding from the State Emergency Repair Program (“ERP”) to replace the seriously deteriorated windows, restroom wall finishes, and retaining walls at Stege Elementary School. Two Bid Alternates were included with the bid for additional windows to supplement the base packaged. The smaller number of windows included in Alternate 2 is recommended for award and is within the project budget. HMR Architects prepared construction documents for the project.

The District conducted a public bid process for the project. Bids were opened on May 18, 2010. Four Contractors submitted bids. They are as follows for Base Bid + Alternate 2: NS Construction \$360,400; Pinguelo Construction \$280,356; Kel Tec Builders \$229,833; and, ERA Construction \$224,667. The lowest responsive, responsible bidder is ERA Construction at \$224,667.

Recommendation: Award contract to lowest responsive, responsible bidder.

Fiscal Impact: \$ 224,667. Funded from the Emergency Repair Program (“ERP”) and Deferred Capital Projects, 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:** July 7, 2010
From: Bill Fay **Agenda Item:** CI C.16
Associate Superintendent for Operations
Subject: Caesar Chavez Elementary Painting & Repairs Project Award of Contract

Background Information:

The Chavez School was completed over 15 years ago and has never been repainted. Except for work painting in the area of the waterproofing repairs at the rotunda that have recently been completed. This project will repaint all other areas of the building and all portables on the site.

HMR Architects completed plans and specifications for the project. The District conducted a public bid of the project. Bids were opened on June 24, 2010. Seven Contractors submitted bids. They are as follows: B-Side \$165,000; Color Chart \$122,000; Kifle \$120,000; US Painting \$107,900; Cal Constructors \$91,912; Horizon Painting \$87,110; and, Fairway Painting \$83,300.

The lowest responsive, responsible bidder is Fairway Painting at \$83,300.

Recommendation: Award contract to the lowest responsive, responsible bidder.

Fiscal Impact: \$83,300. Funded from the Deferred Capital Projects budget of 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:** July 7, 2010
From: Bruce Harter **Agenda Item:** CI C.17
Superintendent
Subject: Amending Resolution No. 89-0910: Specifications of the Elections Order

Background Information:

Resolution No. 89-0910: Specifications of the Elections Order was adopted by the Board of Education on June 2, 2010. It has since been learned that specific language required by the County Elections Office was inadvertently omitted.

Attached is the amended resolution which includes the required statement regarding district reimbursement to the county for the actual cost incurred by the county elections official in conducting the general district election.

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
BOARD OF EDUCATION
CONTRA COSTA COUNTY, STATE OF CALIFORNIA**

**AMENDED
RESOLUTION NO. 89-0910
SPECIFICATIONS OF THE ELECTIONS ORDER**

In the Matter of Ordering Regular Governing Board Member Elections; Specifications of the Election Order Resolution of the West Contra Costa Unified School District Board of Education Relative to the Holding of a Consolidated Election.

WHEREAS, Education Code Section 5322 requires that in the event of any ordered election, a resolution be delivered to the Count Superintendent of Schools and the Officer conducting the election as set forth in such code section; and

WHEREAS, Education Code Section 5000 requires that a government board election be held biennially on the first Tuesday after the first Monday in November of even-numbered years to fill the offices of board members whose term expire on the last Friday in November next succeeding the election.

NOW, THEREFORE BE IT RESOLVED, that the Board of Education hereby orders that an election for Board members be held on November 2, 2010; and

The Board of Education and the Superintendent of the West Contra Costa Unified School District may allow each candidate to prepare a candidate's statement on an appropriate form provided by the clerk. Such statements may include the name, age, an occupation of the candidate and a brief description of no more than 200 words expressed by the candidate himself or herself; and

The district shall assume no part of the cost of printing, handling, translating, or mailing of candidate statements filed pursuant to Elections Code 13307. As a condition of having candidate statements included in the voter's pamphlet, the district will require candidates to pay their estimated pro rata share of these costs, as determined by the Election Division, to the County in advance pursuant to Elections Code 13307; and

In accordance with Education Code 5421, the District will reimburse the county for the actual cost incurred by the county elections official in conducting the general district election upon receipt of a bill stating the amount due as determined by the elections official.

In the event of a tie vote that would affect who is elected to the Board of Education, a run-off election would be held to determine which of the candidates who received the exact same number of votes would serve on the Board of Education.

BE IT FURTHER RESOLVED, that the Clerk of the Board of Education is hereby authorized and directed to certify copies hereof as required to the County Elections Supervisor and the County Superintendent of Schools.

PASSED AND ADOPTED by the Board of Education of the West Contra Costa Unified School District on the 2nd day of June 2010. The amended resolution is passed and adopted by the Board of Education of the West Contra Costa Unified School District on the 7th day of July 2010 by the following vote:

AYES: _____ NOES: _____ ABSENT: _____ ABSTAIN: _____

I certify that the foregoing resolution was duly introduced, passed, and adopted as amended by the Board of Education at a meeting held on July 7, 2010.

Bruce Harter
Secretary, Board of Education

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:** July 7, 2010
From: Bruce Harter **Agenda Item:** D.2
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 Mangrum, a 2006 graduate of El Cerrito High School, passed away on June 16, 2010 following his long battle with cancer.

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: July 7, 2010

From: Wendell Greer
Associate Superintendent

Agenda Item: F.1

Subject: Resolution No. 14-1011: Resolution to Conditionally Approve the Renewal of the Charter Petition for Richmond College Prep K-5 Charter School

Background Information:

On May 18, 2010, the petitioner, Richmond College Prep K-5 Charter School, submitted to West Contra Costa Unified School District ("District") a petition to renew the charter ("Petition") for the independent charter school known as Richmond College Prep K-5 Charter School ("Charter School") for an additional five years. The Charter School has been operating in the District for four years as a site-based school. Upon renewal, the Charter School proposes to add a fifth grade class for the 2010-2011 school year; and would continue to serve grades kindergarten through five for the remainder of the renewal term. The Charter School proposes a standards-based curriculum augmented through various enrichment strategies, including tutoring, small-group instruction, and other supportive services. In addition, the Charter School's educational program is based on a constructivist approach to teaching and learning, which emphasizes work with real things (i.e. models, manipulatives, animals, gardens, etc.).

Pursuant to the Charter Schools Act of 1992 ("Act"), Education Code section 47600 *et seq.*, the Legislature has charged local school boards with the responsibility for reviewing and acting on petitions for renewal by charter schools. Renewal of an existing charter petition is governed by the requirements of Education Code sections 47605 and 47607. Education Code section 47605, subdivision (b), requires the Board, within 30 days of receiving a petition, to hold a public hearing to consider the level of support for the petition. The public hearing was held on June 2, 2010.

The Act states that a school district governing board considering whether to grant a charter petition "shall be guided by the intent of the Legislature that charter schools are and should become an integral part of the California educational system and that establishment of charter schools should be encouraged." (Ed. Code § 47605(b).) With this legislative intent in mind, the governing board must grant a charter "if it is satisfied that granting the charter is consistent with sound educational practice." (Ed. Code § 47605(b).) Renewal of a charter is also governed by the standards and criteria in Education Code section 47605 and "shall include, but not be limited to, a reasonably comprehensive description of any new requirement of charter schools enacted into law after the charter was originally granted or last renewed." (Ed. Code § 47607(a)(2).) Additionally, a charter school seeking renewal must meet one of the standards for academic achievement set forth in Education Code section 47607, subdivision (b).

Staff and legal counsel have reviewed the Petition and prepared the Staff Written Findings Regarding Richmond College Prep K-5 Charter School Petition for Renewal (“Findings”), which are attached. Staff’s analysis of the Petition includes a review of its educational program, fiscal and governance structure, student admissions and discipline, labor and personnel issues, facilities, and legal issues.

Recommendation:

Staff’s recommendation is that the Board adopt the Resolution to Conditionally Approve the Renewal of the Charter Petition for Richmond College Prep K-5 Charter School, which is subject to the fulfillment of the following conditions within sixty (60) calendar days of the adoption of the aforementioned resolution:

1. The Charter School shall comply with all requested recommendations identified in the attached Staff Findings, including revisions to the Petition, as necessary.
2. The Charter School shall agree to enter into a Special Education Memorandum of Understanding that is mutually acceptable to the Charter School and District and that adequately addresses each of the issues identified in the Staff Findings.
3. The Charter School shall agree to comply with the Operational Memorandum of Understanding, dated ____, 2010, as executed by the Charter School and the District.
4. The Charter School shall revise the Petition and the amend the Governing Board’s Articles of Incorporation and Bylaws to assure compliance with all conflict of interest laws applicable to public agencies, including the Political Reform Act and Government Code section 1090, as recommended in the Staff Findings.
5. The Charter School shall revise the Student and Parent Handbook and Employee Manual for consistency with the Petition and to adequately address each of the issues identified in the Staff Findings.
6. The Charter School shall meet or exceed the schoolwide average API scores of Nystrom, Coronado, Peres and Lincoln Elementary Schools by the end of 2010-11 school year and attain an API score that places Richmond College Prep at the 75th percentile of the API’s of those four schools by the end of the 2011-12 school year. Any failure of the Charter School to comply with this condition may be deemed a violation of the charter, for which the District reserves the right to seek revocation of the Charter School’s charter.

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

RESOLUTION NO. 14-1011

**Resolution to Conditionally Approve the Renewal of the
Charter Petition for Richmond College Prep K-5 Charter School**

WHEREAS, the petitioners submitted to West Contra Costa Unified School District (“District”) a charter petition for renewal (“Petition”), dated May 2010, for the Richmond College Prep K-5 Charter School (“Charter School”); and

WHEREAS, the District’s Governing Board held a public hearing on June 2, 2010, as required by law; and

WHEREAS, the Governing Board has considered the level of public support for the Charter School and has reviewed the Petition and all information received with respect to the Petition, including all supporting documentation; and

WHEREAS, in reviewing the Petition, the Governing Board has been guided by the intent of the California Legislature that charter schools are and should become an integral part of the California educational system and that establishment of charter schools should be encouraged; and

WHEREAS, District staff and legal counsel have reviewed the Petition and prepared Staff Written Findings Regarding Richmond College Prep K-5 Charter School Petition for Renewal (“Staff Findings”), attached hereto as Exhibit A, which provides several recommendations to petitioners; and

WHEREAS, the Charter School’s academic performance is lacking when compared to other District schools that the Charter School’s students could attend; specifically, in the 2008-2009 school year, the Charter School received an Academic Performance Index (“API”) score of 690, while Nystrom Elementary received an API score of 697, Peres received an API score of 760 and Coronado Elementary received an API score of 826; and

WHEREAS, after analysis of the Petition and the related supplemental materials, the Superintendent and District staff has recommended approval of the Petition, subject to certain conditions described below.

NOW, THEREFORE, BE IT RESOLVED that the Governing Board hereby approves the Petition, dated May 2010, subject to fulfillment of the following conditions within sixty (60) calendar days of the adoption of this resolution:

1. The Charter School shall comply with all requested recommendations identified in the attached Staff Findings, including revisions to the Petition, as necessary.

2. The Charter School shall agree to enter into a Special Education Memorandum of Understanding that is mutually acceptable to the Charter School and District and that adequately addresses each of the issues identified in the Staff Findings.
3. The Charter School shall agree to comply with the Operational Memorandum of Understanding, dated ____, 2010, as executed by the Charter School and the District.
4. The Charter School shall revise the Petition and the amend the Governing Board's Articles of Incorporation and Bylaws to assure compliance with all conflict of interest laws applicable to public agencies, including the Political Reform Act and Government Code section 1090, as recommended in the Staff Findings.
5. The Charter School shall revise the Student and Parent Handbook and Employee Manual for consistency with the Petition and to adequately address each of the issues identified in the Staff Findings.
6. The Charter School shall meet or exceed the schoolwide average API scores of Nystrom, Coronado, Peres and Lincoln Elementary Schools by the end of 2010-11 school year and attain an API score that places Richmond College Prep at the 75th percentile of the API's of those four schools by the end of the 2011-12 school year. Any failure of the Charter School to comply with this condition may be deemed a violation of the charter, for which the District reserves the right to seek revocation of the Charter School's charter.

BE IT FURTHER RESOLVED that the Petition shall be deemed denied by the Governing Board without further Board action if the Charter School fails to fulfill the conditions stated herein within sixty (60) calendar days of the adoption of this resolution.

BE IT FURTHER RESOLVED the term of the charter renewal shall be for five (5) years, beginning on July 1, 2010 and expiring June 30, 2015.

PASSED, APPROVED, AND ADOPTED by the Governing Board of the West Contra Costa Unified School District at its meeting held on July 7, 2010, as follows:

AYES:

NOES:

ABSENT:

ABSTAINED:

President, Governing Board
West Contra Costa Unified School District

ATTEST:

Clerk, Governing Board
West Contra Costa Unified School District

**STAFF WRITTEN FINDINGS REGARDING
RICHMOND COLLEGE PREP K-5 CHARTER SCHOOL
PETITION FOR RENEWAL**

Staff has reviewed the charter petition (“Petition”) for the renewal of the Richmond College Prep K-5 Charter School (“Charter School”) for five years. The Charter School is governed by a nonprofit public benefit corporation, but the District would continue to be responsible for oversight of the Charter School. Upon renewal, the Charter School proposes to add a fifth grade class for the 2010-2011 school year; and would continue to serve grades kindergarten through five for the remainder of the renewal term. The Charter School proposes a standards-based curriculum augmented through various enrichment strategies, including tutoring, small-group instruction, and other supportive services. In addition, the Charter School’s educational program is based on a constructivist approach to teaching and learning, which emphasizes work with real things (i.e. models, manipulatives, animals, gardens, etc.).

Overview of Charter Petitions Generally

The Charter Schools Act of 1992 (“Act”) governs the creation of charter schools in the State of California. The Act states that a school district governing board considering whether to grant a charter petition “shall be guided by the intent of the Legislature that charter schools are and should become an integral part of the California educational system and that establishment of charter schools should be encouraged.” (Ed. Code § 47605(b).) With this legislative intent in mind, the governing board must grant a charter “if it is satisfied that granting the charter is consistent with sound educational practice.” (Ed. Code § 47605(b).) Renewal of a charter is also governed by the standards and criteria set forth in Education Code section 47605 and “shall include, but not be limited to, a reasonably comprehensive description of any new requirement of charter schools enacted into law after the charter was originally granted or last renewed.” (Ed. Code § 47607(a)(2).) The governing board may not deny a petition for renewal unless it sets forth specific facts to support one, or more, of the following five findings:

- (1) The petitioners are demonstrably unlikely to successfully implement the program set forth in the petition.
- (2) The charter school presents an unsound educational program for the students to be enrolled in the charter school.
- (3) The petition does not contain the number of signatures required by Education Code section 47605, subdivision (a)(1)(A) or (a)(1)(B). Specifically, subdivision (a)(1)(A) requires that the petition be signed by a number of parents or guardians of students equal to at least one-half the number of students that the charter school estimates will enroll in the charter school for its first year of operation. In the alternative, subdivision (a)(1)(B) requires that the petition be signed by a number of teachers that is equivalent to at least one-half of the number of teachers that the charter school estimates will be employed at the school during the first year of operation.

- (4) The petition does not contain an affirmation of certain specific conditions set forth in Education Code section 47605, subdivision (d), including that the Charter School: (1) will be nonsectarian in its admission policies, employment practices, and all other operations; (2) will not charge tuition; and (3) will not discriminate against any student on the basis of the characteristics set forth in Education Code section 220.
- (5) The petition does not contain reasonably comprehensive descriptions of the following elements set forth in Education Code section 47605, subdivision (b)(5)(A-P), which constitute sixteen separate elements that must be addressed in every charter petition.
- (A) A description of the educational program of the school, designed, among other things, to identify those whom the school is attempting to educate, what it means to be an “educated person” in the 21st century, and how learning best occurs. The goals identified in that program shall include the objective of enabling students to become self-motivated, competent, and lifelong learners.
 - (B) The measurable student outcomes identified for use by the charter school. “Student outcomes” means the extent to which all students of the school demonstrate that they have attained the skills, knowledge, and attitudes specified as goals in the school’s educational program.
 - (C) The method by which student progress in meeting those student outcomes is to be measured.
 - (D) The governance structure of the school, including, but not limited to, the process to be followed by the school to ensure parental involvement.
 - (E) The qualifications to be met by individuals to be employed by the school.
 - (F) The procedures that the school will follow to ensure the health and safety of students and staff.
 - (G) The means by which the school will achieve a racial and ethnic balance among its students that is reflective of the general population residing within the territorial jurisdiction of the school district to which the charter petition is submitted.
 - (H) Admission requirements, if applicable.
 - (I) The manner in which annual, independent, financial audits will be conducted, which will employ generally accepted accounting principles, and the manner in which audit exceptions and deficiencies will be resolved to the satisfaction of the chartering authority.

- (J) The procedures by which students can be suspended or expelled.
- (K) The manner by which staff members of the charter schools will be covered by the State Teachers' Retirement System, the Public Employees' Retirement System, or federal social security.
- (L) The public school attendance alternatives for students residing within the school district who choose not to attend charter schools.
- (M) A description of the rights of any employee of the school district upon leaving the employment of the school district to work in a charter school, and of any rights of return to the school district after employment at a charter school.
- (N) The procedures to be followed by the charter school and the entity granting the charter to resolve disputes relating to provisions of the charter.
- (O) A declaration whether or not the charter school will be deemed the exclusive public school employer of the employees of the charter school for the purposes of the Educational Employment Relations Act ("EERA" or "Rodda Act").
- (P) A description of the procedures to be used if the charter school closes. These procedures must ensure a final audit of the school to determine the disposition of all assets and liabilities of the charter school, including plans for disposing of any net assets and for the maintenance and transfer of student records.

Charter school petitions are also required to include discussion of the impact on the chartering district, including, the facilities to be utilized by the school, the manner in which administrative services will be provided, potential civil liabilities for the school district, and a three year projected operational budget. (Ed. Code § 47605(g).)

Additionally, a charter school seeking renewal must meet one of the following four criteria for academic performance, as set forth in Education Code section 47607, subdivision (b).

- (1) Attained its Academic Performance Index (API) growth target in the prior year or in two of the last three years, or in the aggregate for the prior three years.
- (2) Ranked in deciles 4 to 10, inclusive, on the API in the prior year or in two of the last three years.
- (3) Ranked in deciles 4 to 10, inclusive, on the API for a demographically comparable school in the prior year or in two of the last three years.

- (4) (A) The entity that granted the charter determines that the academic performance of the charter school is at least equal to the academic performance of the public schools that the charter school pupils would otherwise have been required to attend, as well as the academic performance of the schools in the school district in which the charter school is located, taking into account the composition of the pupil population that is served at the charter school.
- (B) The determination made pursuant to this paragraph shall be based upon all of the following:
- (i) Documented and clear and convincing data.
 - (ii) Pupil achievement data from assessments, including, but not limited to, the Standardized Testing and Reporting Program established by Article 4 (commencing with Section 60640) for demographically similar pupil populations in the comparison schools.
 - (iii) Information submitted by the charter school.

The Charter Petition

The Petition generally provides the information required by the Act for a charter petition renewal, although as described below in detail, the Petition is deficient in certain regards and should be amended. Staff has reviewed the various areas of concern in roughly the order that they appear in the statute, as cited above.

Element A – Educational Program Description

Plan for Special Education

The Petition does not adequately address how the Charter School’s educational program will serve students eligible for services pursuant to Section 504 and special education.

Weekly Meetings

The Petition states that “[o]ngoing professional development supporting the curriculum for students with special needs will include weekly on-site meetings to staff to analyze individual student data and differentiate their instruction according to the individualized learning plan for each student described below.” (p. 37.) It seems that convening weekly meetings could be prohibitively time-consuming and costly; therefore, it calls into question the Charter School’s experience with regards to facilitating professional development for special education teachers.

Implementing IEPs

The Petition provides no information regarding the responsibility of Charter School staff to implement individualized education programs (“IEPs”). Education Code section 56347 requires that the local educational agency ensure that general education and special education teachers, and other persons who provide special education and related services, be knowledgeable of the contents of an IEP and his or her specific responsibilities related to implementing the IEP. Pursuant to the proposed Special Education Memorandum of Understanding (“MOU”), the District is responsible for providing special education and related services and will receive state and federal funds for the provision of such services. Therefore, if the Charter School fails to implement an IEP and there is a due process filing, the District may be a party to such action. For this reason, it is important that the Charter School demonstrate an understanding of its responsibility for implementing IEPs.

Staff recommends that approval of the Petition be contingent upon the Charter School clarifying these issues in the Petition and the Charter School and District entering into a Special Education MOU that adequately addresses each of these issues.

Elements B and C – Identification and Measurement of Student Outcomes

Please see the discussion set forth below regarding Academic Performance requirements, as set forth in Education Code section 47607.

Element D – Governance Structure

The Petition does not affirm that the Charter School and its Governing Board will comply with conflict of interest laws governing public agencies, including the Political Reform Act and Government Code section 1090. Staff recommends that the Petition be revised to provide that the Charter School and its Board of Directors will comply with all conflict of interest laws applicable to public agencies, including the Political Reform Act and Government Code section 1090. Additionally, the Board of Directors will amend their Articles of Incorporation and Bylaws to reflect the foregoing, and the Employee Manual be revised for consistency with the Petition.

Element E – Qualifications of Employees

In a section entitled Human Resources, the Petition generally provides that the Charter School will adhere to California laws with respect to school employees. In addition, the Petition’s affirmations provide that the Charter School’s teachers shall hold a certificate, permit or other document equivalent to that which a teacher in other public schools is required to hold, as set forth in Education Code section 47605, subdivision (1). Staff recommends that the Petition’s section regarding Human Resources be revised to specify that the Charter School shall comply with the teacher credentialing requirements set forth in Education Code section 47605, subdivision (1).

The Petition provides for various positions at the Charter School, including Principal, School Secretary, and Business Manager. However, the Petition fails to specify the qualifications required for these positions, as required by Education Code section 47605, subdivision (b)(5)(E). Staff recommends that the Petition be revised to include the qualifications for all Charter School positions, as required by Education Code section 47605, subdivision (b)(5)(E).

Element F – Health and Safety of Students and Staff

The Petition’s discussion regarding the Health and Safety of students and staff is lacking due to incomplete and inconsistent information. (p. 67.) For example, the Petition provides that the Charter School “will develop specific policies for administration of medications” and “will develop policies guiding contacting family members in case of emergencies.” However, the Charter School has been operating for the past four years and such policies should already be developed and implemented. Furthermore, there are inconsistencies between the Petition’s discussion of health and safety and the Employee Manual’s discussion of health and safety. For example, the Petition prohibits the use of drugs, alcohol, and tobacco on campus (p. 67), whereas the Employee Manual additionally prohibits not only the *use*, but also the *possession* of such substances (§ 2.8.8). In addition, though discussed in the Employee Manual, the Petition fails to address the Charter School employees’ obligations related to child abuse reporting and staff training for the prohibition of sexual harassment. Staff recommends that the Petition, Employee Manual, and Student and Parent Handbook be revised to reflect the foregoing and for purposes of consistency, and that the petitioners provide any additional health and safety policies that have been developed.

Element H – Admissions Requirements

The Petition provides a list of groups of students requesting admission to the Charter School, ordered by preference, in the event that the Charter School becomes oversubscribed. (p. 71.) However, this list excludes as a preference group those existing pupils of the Charter School, as required by Education Code section 47605, subdivision (d)(2)(B). Staff recommends that the Petition be revised to comply with Education Code section 47605, subdivision (d)(2)(B).

Element J – Suspension and Expulsion Procedures

The Petition sets forth a comprehensive student discipline policy and states that the policy will be “distributed as part of the Student Handbook which is sent to each student at the beginning of each school year.” (p. 78.) However, the Student and Parent Handbook included as Appendix 8 to the Petition does not address student discipline substantively, nor does it include the student discipline policy, as stated in the Petition. Staff recommends that the Student and Parent Handbook be revised to contain the student discipline policy, consistent with the provisions of the Petition.

Element N – Dispute Resolution Process

In general, the dispute resolution process set forth in the Petition causes concern. (pp. 68-70.) As a preliminary matter, the internal dispute process fails to preserve the District’s rights to

pursue revocation of the charter when warranted under Education Code section 47607. In particular, the District has the right to intervene in a dispute that relates to an issue that may result in the revocation of the charter, as determined by the District. Thus, the first paragraph regarding internal disputes on page 68 of the Petition should be removed.

Similarly, the process regarding disputes between the Charter School and the District fails to specify that the District has the right to pursue revocation when warranted under Education Code section 47607, and that the District has discretion in determining which disputes relate to issues that may result in revocation of the charter.

In addition, the dispute resolution process set forth in the Student and Parent Handbook is incomplete, and in part, inconsistent with the dispute resolution process set forth in the Petition. For example, the Petition provides that, in the event that resolution cannot be reached by the supervisor of the employee who is the subject of the complaint, the grievance shall be reduced to writing and submitted to the Executive Director. (p. 69.) By contrast, the Student and Parent Handbook provides that, if the Principal is not able to help, grievant should “see the Chief Educational Officer (CEO) of Richmond Prep Schools, Peppina Chang,” with no express requirement that the grievance be submitted in writing. (p. 4.)

The dispute resolution process also calls for nonbinding arbitration. Nonbinding arbitration is a process whereby the parties pay a private judge to make a ruling regarding the dispute, but the parties still have a right to “appeal” or litigate the matter in court. This process can be very expensive and does not typically resolve the matter because the result is not binding on either party, thus the Staff recommends that this step be removed.

Finally, the following sentence must be struck as contrary to the nature of public transparency required by the Charter School and the District as public entities: “Both RCPK5 and WCCUSD agree to refrain from public comments regarding any disputes until after their resolution.”

Staff recommends that the Petition be revised to resolve the aforementioned concerns regarding the dispute resolution process, and that the Student and Parent Handbook be revised to reflect the same.

Element O – Labor Relations

Staff recommends that the following inapplicable sentence be deleted from the Petition’s discussion of labor relations: “As such, RCPK5 complies with all provisions of the Educational Employment Relations Act (EERA), and acts independently from the Oakland Unified School District for bargaining purposes.”

Element P – Charter School Closure

The Act requires a charter school petition to describe the “procedures to be used if the charter school closes.” (Ed. Code § 47605(b)(5)(P).) In addition, the Act’s implementing regulations require a “designation of the responsible entity to conduct closure-related activities.” (5 C.C.R. §

11962(a.) Staff recommends that the Petition be clarified to indicate the entity that will be responsible for conducting closure activities.

Academic Achievement Requirements – Education Code Section 47607

Education Code section 47607, subdivision (b)(2), sets forth the academic performance criteria that a charter school that has been in operation for four years must meet prior to renewal. Specifically, Education Code section 47607, subdivision (b)(2), requires that a charter school meet one of the four enumerated academic performance criteria, as described above.

Here, the Charter School meets the statutory academic performance criteria based solely on its academic performance growth, in accordance with Education Code section 47607, subdivision (b)(1). In the 2007-2008 school year, the Charter School received an API score of 645; and in 2008-2009 school year, the Charter School's API score increased to 690. Thus, the Charter School surpassed the 2008-2009 growth target of 8 points by 36 points.

Notwithstanding the aforementioned growth, the Charter School's academic performance is lacking when compared to other District schools that the Charter School's students could attend. Specifically, in the 2008-2009 school year, the Charter School received an API score of 690, while Nystrom Elementary received an API score of 697 and Coronado Elementary received an API score of 826.

It is important to note that the Charter School has set the following internal goal for student outcomes during the renewal term: "Students will exceed the average performance levels of students in schools with similar demographics in the district in English-Language Arts and Mathematics as measured school wide by the CST after five years of operation." (p. 44.) Nevertheless, as the Charter School has already been operating for four years, District Staff would expect to see the Charter School perform on par with similar District schools prior to the expiration of the five-year renewal. Thus, Staff recommends that the renewal of the charter be subject to the Charter School shall meeting or exceeding the schoolwide average API scores of Nystrom, Coronado, Peres and Lincoln Elementary Schools by the end of 2010-11 school year and attain an API score that places Richmond College Prep at the 75th percentile of the API's of those four schools by the end of the 2011-12 school year. Any failure of the Charter School to comply with this condition may be deemed a violation of the charter, for which the District reserves the right to seek revocation of the Charter School's charter.

In addition, the Petition provides that the Charter School will meet certain student outcomes related to performance on the STAR assessments. Specifically, the Charter School will: (1) "reduce the percent of students who are performing below basic and far below basic on the STAR assessments by five percent a year on average over five years" and (2) "increase the number of students, school wide, who are performing at proficient or advanced level on the STAR assessment by five percent a year on average over five years." It is unclear whether the aforementioned student outcomes apply to both the English-language arts and mathematics portions of the assessment. Staff recommends that the Petition be revised to clarify that these student outcomes apply to both the English-language arts and mathematics portions of the

assessment, and that the renewal of the Petition be subject to the fulfillment of these student outcomes.

Contract-Like Provisions Proposed for Removal

The District's Governing Board receives, considers, and acts on the Petition submitted by the petitioners as a petition governed by the provisions of the Act—and not as a contract under California law. However, the provisions contained in the Petition regarding force majeure and notices are appropriate in a contract. (p. 104.) Staff recommends that the provisions regarding force majeure and notices be removed from the Petition.

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:** July 7, 2010
From: Wendell Greer **Agenda Item:** G.1
Associate Superintendent K-Adult Operations
Subject: Expulsion Process Report

Background Information:

Board members have requested an update on the student expulsion process in West Contra Costa Unified School District. The Director of Adult and Alternative Education, Pamala Blake, will provide the Board with background on the steps in the expulsion process as well as describing how expulsion hearings work. Staff will provide information about when and how this process was developed.

Recommendation:

Background for discussion 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: July 7, 2010

From: Bruce Harter
Superintendent

Agenda Item: G.2

Subject: Revenue Enhancement Survey Report

Background Information:

At the June 22, 2010 meeting, the Board authorized a contract with Godbe Research to perform a random sample survey to aid in determining the degree to which the community is willing to support a possible local measure that would help in replacing the vast amount of state funding that has been lost due the State's revenue shortfall. The survey provides information about what programs and services the public supports, assesses the priorities of the community as well as provides accurate insights into the attitudes and opinions of voters. Godbe Research has completed a random sample survey and will be presenting the results of that survey to the Board.

Recommendation:

That the Board consider the survey results and provide direction to staff about whether to move forward with a possible parcel tax measure.

Fiscal Impact:

Positive if approved by voters

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: July 7, 2010

From: Sheri Gamba
Associate Superintendent Business Services

Agenda Item: G.3

Subject: Report on Status of General Obligation Bond Debt and Potential Refunding

Background Information:

At Facility Subcommittee meetings in April and May, the decline in assessed valuation of the properties within the District has been a topic of discussion. It has been determined that the debt service for 2002 Measure D is at risk of exceeding \$60.00 per \$100,000. In order to avoid exceeding the tax rate it will be necessary to refund certain bonds. Joanna Bowes from KNN will provide information on the District's outstanding bond debt, how the tax rates are impacted by assessed valuation and refunding strategies to keep tax rates at or below the \$60.00 per \$100,000 limit.

Recommendation: For Discussion 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:** July 7, 2010
From: Bill Fay **Agenda Item:** G.4
Associate Superintendent for Operations
Subject: Four Closed School Sites Analysis & Recommendations

Background Information:

Terra Realty Advisors, Inc. was engaged by the District Facilities Department to evaluate and provide recommendations to the District on four school sites. Three sites are already closed (Seaview Elementary, el Sobrante Elementary, Adams Middle School); one site is scheduled to be closed by December 2010 (Portola Middle School).

Their due diligence included the following: General review of the original site plan drawings for each site. Review of current preliminary title report on each property, with copies of all exceptions. Meetings in person and by phone with several potential user groups, interested parties, and several potential brokerage companies, preliminary discussions with several local (Bay Area) developers. Met and discussed all sites with the Contra Costa County Planning Department, Real Property Manager, and the three relevant sites in the un-incorporated areas of Contra Costa County with District 1 Supervisor, John, Gioia and his staff. Contact with several local (Bay Area) appraisers and land acquisition specialists for major home builders, to ascertain potential property values, and discuss current market conditions and trends. Discussed with WCCUSD legal counsel title issues, constraints and potential structure of joint venture. Discussion and update with WCCUSD CDE representative: Lisa Constancio. Research and review of potential constraints, including: FEMA, BCDC, geo-hazards, etc.

In addition to potential values, they have provided a recommendation for each site, along with alternate recommendations and strategies the District may contemplate as part of their overall master plan strategy.

The direction was clear: what are the opportunities to provide revenue to the District, to assist in debt payment/reduction to the State of California. This report will give the District governing Board information to assist them in this matter, and to be able to give meaningful direction to staff to implement those decisions.

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:** July 7, 2010
From: Bill Fay **Agenda Item:** G.5
Associate Superintendent for Operations
Subject: Status Reports – Facilities Planning and Construction

Background Information:

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

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

Recommendation: For information only

Fiscal Impact: None

DISPOSITION BY BOARD OF EDUCATION

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

PROJECT STATUS REPORT

Juan Crespi Middle School - Fire Reconstruction

Period Ending: 6/24/2010

Scope: Fire Reconstruction Bldg. 400

Construction Status:

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

Contract Status:

Notice to Proceed: 09/21/2009

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

Buildings:

Bldg. 400 Administrative Building

Progress This Period:

Install Flooring
 Install Partitions in Restrooms
 Toilet Accessories Installed
 Low Voltage Installation
 Marker Boards/TV/Screens
 Fire Alarm
 Finish Trim for Windows & Paint trim
 Mechanical Screens

Anticipated Progress Next Period:

FA Alarm Testing
 Air Balance
 Install Flooring
 Low Voltage

Schedule Assessment/Update:

Construction Duration (Calendar Days):	426
Construction Calendar Days Elapsed:	276
Construction Calendar Days Remaining:	150
Percent of Contract Calendar Days Elapsed:	64%
Percent of Construction Completed:	78%

Percentage of Work Done	78%	Total Project
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Proposed Changes:

General Comment:

Project is ahead of schedule

Progress Photos: 6/24/2010



Flooring



Main Lobby w/Storefront Windows & light Pendant Fixtures



Teacher's Lounge w/Casework and Flooring

PROJECT STATUS REPORT

De Anza High School -
Period Ending: 6/24/2010

Scope: Baseball Field Improvements-New Construction

Construction Status:

Architect: Vallier Design Associates & DLM Architects
Project Manager: Jose Chapa, SGI Construction Management
Project Engineer: Marc Alojegan, SGI Construction Management
Contractor: Bay Cities Paving and Grading Inc.
Inspector: Steve Cayson

Contract Status:

Notice to Proceed:	10/28/2009		
	Original	Approved	Projected
Construction Schedule (days):	210		
Original Completion Date:	5/28/2010		
Projected Completion:	8/18/2010		

Buildings:

Progress This Period:

- Continuation of Site Earthwork/Field Layout
- Continuation of Irrigation System Installation
- Continuation of (N) Utilities Installation
- Baseball Field Access Roads Construction
- Installation of AC Paving
- Installation of (N) Fencing/Backstop
- Installation of (N) Scoreboard
- Installation of (N) Shade Structure
- Installation of Concrete Stairs

Anticipated Progress Next Period:

- Continuation of (N) Scoreboard Installation
- Continuation of Irrigation System Installation
- Continuation of (N) Fencing/Backstop Installation
- Continuation of Concrete Stairs Installation
- Installation of Metal Railing/Guard Rail
- Installation of (N) Bleachers
- Installation of (N) Player's Benches
- Installation of (N) Playing Field Sod

Schedule Assessment/Update:

Construction Duration (Calendar Days):	210
Construction Calendar Days Elapsed:	239
Construction Calendar Days Remaining:	-29
Percent of Contract Calendar Days Elapsed:	113%
Percent of Construction Completed:	75%

Percentage of Work Done	75%	Total Project
Installation Modular Ret. Wall		100%
Installation Conc. Retaining Wall		100%
Installation Access Roads		100%
Site Infrastructure/Field Layout		90%
Installation (N) Bleachers		25%
Installation (N) Fencing/Backstop		75%
Installation Elect. Infrastructure		85%
Installation (N) Fence-Gate		25%

Proposed Changes:

- None to Date

General Comment:

- Notice Of Award issued on October 12, 2009
- Notice to Proceed issued on October 28, 2009
- Construction Schedule Impacted Due to Rain and Wet-Soil Condition

Progress Photos: 6/24/2010



Installation of New Scoreboard



Installation of New Fencing and Backstop



Installation of New Shade Structure

PROJECT STATUS REPORT

De Anza High School -
Period Ending: 6/24/2010

Scope: Replacement Campus

Construction Status:

Architect: DLM Architects
Project Manager: Jose Chapa, SGI Construction Management
Project Engineer: Marc Alojapan, SGI Construction Management
Contractor: Wright Contracting Inc.
Inspector: Steve Cayson & AJ Washington

Contract Status:

Notice to Proceed:	5/17/2010		
		Original	Approved
Construction Schedule (days):	1,080		
Original Completion Date:	5/1/2013		
Projected Completion:	5/1/2013		

Buildings:

Building 2	Performing Arts
Building 8	Gymnasium
Building 9	Cafeteria

Progress This Period:

- Start-Up/Site Mobilization
- Site/Building Surveying & Staking
- Site Clearing/Grub Removal
- Rough Grading
- Building Pad Lime Treatment
- Erosion Control

Anticipated Progress Next Period:

- Continuation of Mobilization
- Continuation of Rough Grading
- Continuation of Erosion Control
- Continuation of Site/Building Surveying & Staking
- Footing Layout
- Footing Excavation (Buildings 2, 8, & 9)
- Installation of Sanitary Sewer Underground
- Installation of Storm Drain Underground

Schedule Assessment/Update:

Construction Duration (Calendar Days):	1,080
Construction Calendar Days Elapsed:	38
Construction Calendar Days Remaining:	1,042
Percent of Contract Calendar Days Elapsed:	3%
Percent of Construction Completed:	2%

Percentage of Work Done	2%	Total Project
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Site Mobilization	50%
Site & Building Survey	33%
Site Clearing/Grub Removal	100%
Rough Grading	60%
Building Pad Lime Treatment	100%
Footing Excavation	0%
Sanitary Sewer Installation	0%
Storm Drain Installation	0%

Proposed Changes:

- None to Date

General Comment:

- Notice Of Award issued on April 14, 2010.
- Notice to Proceed issued on May 17, 2010.

Progress Photos: 6/24/2010



Site Clearing & Grub Removal



Lime Treatment of Building Pad



Rough Grading

PROJECT STATUS REPORT

Dover Elementary School - Increment 2

Period Ending: 6/24/2010

Scope: Increment 2

Construction Status:

Architect: HY Architects, Inc.
 Project Manager: Joe Cavanagh, SGI Construction Management
 Project Engineer: Rod Sias, SGI Construction Management
 Contractor: Alten Construction, Inc.
 Inspector: Kris Gilbert
 WCCUSD Mgr:

Contract Status:

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

Buildings:

- Building "A"
- Building "B"
- Building "C"

Progress This Period:

- "Pop-outs." (Bldg "A" North) - COMPLETED.
- Construction of Hand, Panel Parapets – (Bldg "A" North) - COMPLETED.
- Installation of Skylites – (Bldg "A" North & South) - COMPLETED.
- Waterproofing Application (Bldg "A" South) - IN PROGRESS.
- Installation of Door Frames & Window Assembly - IN PROGRESS. .
- Waterproof Membrane (Bldg "A" South) - IN PROGRESS.
- Electrical & Plumbing Rough-in (Bldg "A" North & South) - IN PROGRESS.
- HVAC Rough-in (Bldg "A" North & South) - IN PROGRESS.
- Lath & Plaster (Bldg "A" North & South) - IN PROGRESS.

Anticipated Progress Next Period:

- Construction of Hand, Panel Parapets – (Bldg "A" North & South).
- Waterproofing Application (Bldg "A" South).
- Installation of Door Frames & Window Assembly – (Bldg "A" North & South).
- Installation of Skylites – (Bldg "A" North & South).
- Waterproof Membrane (Bldg "A" South).
- Electrical & Plumbing Rough-in (Bldg "A" North & South).
- HVAC Rough-in (Bldg "A" North & South).
- Fire Sprinkler Rough-in (Bldg "A" North & South) (Awaiting DSA Approval).
- Lathe & Plaster (Bldg "A" North & South).
- Technology Infrastructure

Schedule Assessment/Update:

Construction Duration (Calendar Days): 1,110
 Construction Calendar Days Elapsed: 383
 Construction Calendar Days Remaining: 727
 Percent of Contract Calendar Days Elapsed: 34%
 Percent of Construction Completed: 32%

Percentage of Work Done 32% Total Project

Phase	Description	Percentage
Phase 1	Demolition & Site Work	100%
Phase 2	Building "A"	47%
Phase 3	Building "B" & "C"	0%
Phase 4	Demo & Playground	0%

Proposed Changes:

- None

General Comment:

- Construction of Roof in Building "A" (North & South) impacted by adverse weather (February, March April).
- Formal Schedule Recovery to be submitted after the rain season.

Progress Photos: 6/24/2010



Bldg "A" (North) Installation of Lath for Plastering



Bldg "A" (North) Install-Door/Window Frames & Insulation



Bldg "A" (South) "Pop Outs" & Mech. Installation

PROJECT STATUS REPORT

El Cerrito High School - Utility Removal and Misc. Site Work

Period Ending: 6/24/2010

Scope: Utility Removal and Misc. Site Work

Construction Status:

Architect: WLC Architects
 Project Manager: Sonya Perkins, SGI Construction Management
 Project Engineer:
 Contractor: Michael Paul Company, Inc.
 Inspector: Steve Cayson
 WCCUSD Mgr:

Contract Status:

Notice to Proceed:	03/15/2010	Original	Approved	Projected
Construction Schedule (days):	169			
Original Completion Date:	03/15/2010			
Projected Completion:	08/31/2010			

Buildings:

Temp Campus Utility Disconnect/Site Work

Progress This Period:

Removed all Containers
 Dismantled and removed all shaded structures
 Installed pedestrian asphalt pathway
 Asphalt Removal
 Demo Portable 80

Anticipated Progress Next Period:

Install portion of track
 Asphalt Removal continues
 Tree Removal
 Relocate portable to field
 Remove Flag Pole

Schedule Assessment/Update:

Construction Duration (Calendar Days):	169
Construction Calendar Days Elapsed:	101
Construction Calendar Days Remaining:	68
Percent of Contract Calendar Days Elapsed:	59%
Percent of Construction Completed:	75%

Percentage of Work Done 75% Total Project

Proposed Changes:

Remove all content from 25 storage containers
 Demolish Portable #80

General Comment:

Progress Photos: 6/24/2010



Asphalt Removal at Basketball Courts



Temp Campus Asphalt Removal



Containers Removed from Field

PROJECT STATUS REPORT

Ford Elementary School - Building

Period Ending: 6/24/2010

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

Construction Status:

Architect: Kathleen Wong, Jim Fruit, Shao Chen; Sally Swanson Arch
 Project Manager: Lewis Brower, SGI Construction Management
 Project Engineer: Rod Sias, SGI Construction Management
 Contractor: Heather Chierici, Chris Chierici; Alten Construction, Inc.
 Inspector: Mark Eriksen

Contract Status:

Notice to Proceed: 10/12/2009

	Original	Approved	Projected
Construction Schedule (days):	600		
Original Completion Date:	06/04/2011		
Projected Completion:	06/04/2011		

Buildings:

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

Progress This Period:

- Area A (South); Wood Framing continues at Roof.
- Area A (North); Wood Framing continues at 2nd Floor and Tower.
- Area A; Electrical, Mechanical & Plumbing Rough-Ins continue as areas are developed.
- Area B; Foundation - Footings, Underslab Plumbing & Electrical, and Base Rock complete; Vapor Barrier and Rebar Placement Underway.
- Area C; Foundation - Footings complete; Underslab Plumbing & Electrical Utilities Underway; Forming of Stage Foundation underway.

Anticipated Progress Next Period:

- Area A (South); Complete Wood Framing.
- Area A (South); Continue Wood Framing.
- Area A; Continue Electrical, Mechanical & Plumbing Rough-Ins.
- Area B; Complete Slab-On-Grade; Commence Structural Steel Framing.
- Area C; Continue Slab-On-Grade Preparations, Complete Stage Foundation..

Schedule Assessment/Update:

Construction Duration (Calendar Days):	600
Construction Calendar Days Elapsed:	265
Construction Calendar Days Remaining:	335
Percent of Contract Calendar Days Elapsed:	44%
Percent of Construction Completed:	36%

Percentage of Work Done

Total Project

Site Development	20%
Building; Area A	52%
Building; Area B	11%
Building; Area C	8%
Site Finish	0%

Proposed Changes:

- Miscellaneous issues resulting from AOR issued ASI's and GC RFI Process.
- Impact of Adverse Weather & Site Conditions and possible relationship with Dimensional issues.

General Comment:

- The Contingency Plan to complete the severely Adverse Weather Impact to Areas B & C was successfully completed with Concrete Footings Placement on 5/25/10.
- Impact had been partially mitigated by rescheduling of Activities to progress Building Area A Framing.
- Study of formal Schedule Recovery is underway.

Progress Photos: 6/17/2010



Area A (North); Exterior Wall Sheathing Progresses



Area A (North); Stairway 2A & 2B @ Main Lobby Progresses



Areas B; Dressing of Base Rock for Slab-On-Grade Underway

PROJECT STATUS REPORT

Hercules Middle/High School - Quad Landscape & Teachers Parking Lot

Period Ending: 6/25/2010

Scope: Quad Landscape & Teachers Parking Lot

Construction Status:

Architect: WLC Architects
 Project Manager: Willie Robinson, WJR, Inc.
 Project Engineer: Kister, Savio & Rei
 Contractor: McNabb Construction, Inc.
 Inspector: Steve Cayson
 WCCUSD Mgr:

Contract Status:

Notice to Proceed: 03/29/2010

	Original	Approved	Projected
Construction Schedule (days):	63	63	60
Original Completion Date:	05/31/2010		
Projected Completion:	7/30/2010		

Buildings:

Quad Landscaping Site Drainage; Seat walls; Pltg & Irrig; Pvg & Furn.
 Teachers Parking Lot Excav; Grading; Drainage; Pvg; Curbs & Stripping

Progress This Period:

- Complete Mobilization
- Complete Demolition & Clearing
- Completed Grading/Exporting of Soils
- Started Parking lot Drainage
- Started Court Yard Drainage
- Complete Seat Wall Concrete

Anticipated Progress Next Period:

- Complete Parking Lot Drainage
- Complete Court Yard Drainage
- Import Select Fill; Backfill & Compact
- Place Concrete Curbs and Planter Boxes
- Prepare for Resilient Surfacing

Schedule Assessment/Update:

Construction Duration (Calendar Days):	63
Construction Calendar Days Elapsed:	60
Construction Calendar Days Remaining:	3
Percent of Contract Calendar Days Elapsed:	95%
Percent of Construction Completed:	45%

Percentage of Work Done	45%	Total Project
Mobilization; Demo & Clearing	100%	11%
Grading/Export; Trench & Drains	94%	17%
Concrete Works	42%	20%
AC Paving; Slurry Seal & Striping	0%	24%

Proposed Changes:

General Comment:

The work is proceeding well. Due to a late start, a project non-compensatory time extension has been requested.

Progress Photos: 6/24/2010



Foundation Walls & Drain at Quad Court Yard



Volley Ball Court Slab in Quad Area



Final Grading of Teacher's Parking Lot

PROJECT STATUS REPORT

Kennedy High School - Restroom Improvements

Period Ending: 6/24/2010

Scope: Restroom Improvements

Construction Status:

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

Contract Status:

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

Buildings:

300-1, 300-2, 600-1,... Buildings 100-800 Restrooms
 Phase 2 Restrooms

Progress This Period:

- Concrete Pour - Phase 2 - 100%
- Wood Framing - Phase 2 - 100%
- Hollow Metal Door Frames - Phase 2 - 100%
- Blocking - Phase 2 - 100%
- Insulation - Phase 2 - 100%
- Rough Plumbing - Phase 2 - 90%
- Rough Electrical - Phase 2 - 90%
- Rough Mechanical - Phase 2 - 90%
- Mortar Bed Placement - Phase 2 - 50%
- Drywall Installation - Phase 2 - 40%
- Install Ceramic Tile - Phase 2 - 5%
- Mobilization - Phase 3 - 100%
- Barrier Fab and Installation - Phase 3 - 100%
- Haz-Mat Abatement - Phase 3 - 15%
- Selective Demo - Phase 3 - 30%

Anticipated Progress Next Period:

- Complete Drywall Installation - Phase 2
- Complete Rough Plumbing - Phase 2
- Complete Rough Mechanical - Phase 2
- Complete Rough Electrical - Phase 2
- Complete Mortar Bed Placement - Phase 2
- Complete Ceramic Tile - Phase 2
- Apply Anti-Graffiti Coating - Phase 2
- Install Low Voltage - Phase 2
- Complete Drywall, Mudding, Taping - Phase 2
- Complete Abatement - Phase 3
- Complete Slab and Demo Removal - Phase 3
- Complete Selective Demo. - Phase 3
- Start Wood Framing - Phase 3

Schedule Assessment/Update:

Construction Duration (Calendar Days):	416
Construction Calendar Days Elapsed:	275
Construction Calendar Days Remaining:	141
Percent of Contract Calendar Days Elapsed:	66%
Percent of Construction Completed:	66%

Percentage of Work Done **66%** **Total Project**

Proposed Changes:

- Add Lighting in A & B Corridor Bathrooms

General Comment:

Progress Photos: 6/24/2010



Ceramic Tiling - Women Coach's Office



Drywall - A Bathroom



Mobile Jackhammer - Boy's Gym Bathroom

PROJECT STATUS REPORT

King Elementary School - Increment 2 New Construction

Period Ending: 6/24/2010

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

Construction Status:

Architect: Quattrocchi Kwok Architects
 Project Manager: Eddie Law, SGI Construction Management
 Project Engineer:
 Contractor: West Bay Builders
 Inspector: Mark Eriksen
 WCCUSD Mgr:

Contract Status:

Notice to Proceed: 03/25/2009

	Original	Approved	Projected
Construction Schedule (days):	720	5	39
Original Completion Date:	03/15/2011		
Projected Completion:	6/1/2011		

Buildings:

A Single Story - classrooms, library and admin areas
 B Two Story - classrooms
 C Sing Story - multi-use with stage and kitchen

Progress This Period:

- Building A:
- Prime and paint walls; fire sprinkler mains and drops; stucco - scratch, brown and finish coat; float and tile bathrooms; asphalt shingles; ceiling grid; window glazing; roof equipments
- Building B:
- Interior window and door frames; insulation; gypsum boards, tape walls; exterior metro wrap and lath; fireproofing of beams; pull electrical wires
- Building C:
- Window glazing; insulation; gypsum board at ceiling and walls; lath; asphalt shingles and low slope roof; roof equipments
- Site:
- Concrete pour at trash and electrical enclosure; over-excavate and grading of drop-off and sidewalk on 41st St and Florida Ave.

Anticipated Progress Next Period:

- Building A:
- Prime and paint walls; fire sprinkler drops; asphalt shingles; stucco - brown and finish coat; ceiling grid; bathroom tiles; remove scaffold; cabinets; interior and exterior wood trims
- Building B:
- Hang gypsum boards and tape; insulation; lath; stucco - scratch and brown coat; pull electrical wires; asphalt shingles;
- Building C:
- HVAC ducts; gypsum boards and tape; lath; stucco - scratch and brown coat
- Site:
- Street flat work; CMU enclosure; PG&E pad; hydrant line

Schedule Assessment/Update:

Construction Duration (Calendar Days):	720
Construction Calendar Days Elapsed:	456
Construction Calendar Days Remaining:	264
Percent of Contract Calendar Days Elapsed:	63%
Percent of Construction Completed:	59%

Percentage of Work Done **59%** **Total Project**

Proposed Changes:

Change Orders - #1 approved, #2 approved, #3 signatures, #4 in process

General Comment:

None.

Progress Photos: 6/24/2010



Building A East: Stucco - Brown Coat



Building B 2nd Floor: Gypsum Board at Walls



Site: AB for Sidewalk & Drop-off

PROJECT STATUS REPORT

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

Period Ending: 6/24/2010

Scope: Multi-Site Play Structures & Surfaces Project

Construction Status:

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

Contract Status:

Notice to Proceed:	09/21/2009		
	Original	Approved	Projected
Construction Schedule (days):	75	75	175
Original Completion Date:	12/05/2009		
Projected Completion:	6/4/2010		

Buildings:

Collins	100% Completed
Coronado A & B	A - 100% Completed; B - 100% Completed
Ellerhorst	100% Completed
Grant A & B	A - 100% Completed; B - 100% Completed
Hanna Ranch A & B	A - 100% Completed; B - 100% Completed
Highland A & B	A - 100% Completed; B - 100% Completed
Perez A, B & C	A - 100% Cmp't'd; B - 98% Cmp't'd; C - 100% Cmp't'd
Stege A & B	A - 100% Completed; B - 100% Completed
Valley View A, B & C	A - 100% Cmp't'd; B - 100% Cmp't'd; C - 100% Cmp't'd
Wilson A & B	A - 100% Completed; B - 100% Completed

Progress This Period:

- Highland B - Replaced damaged Play Matta tiles.
- Perez B - Installed replacement for Fireman pole at Structure.
- Valley View A - Complete installation for the Play Structure and Play Matta Materials..

Anticipated Progress Next Period:

- All work is completed.
- The Safety Audit has been authorized.

Schedule Assessment/Update:

Construction Duration (Calendar Days):	75
Construction Calendar Days Elapsed:	242
Construction Calendar Days Remaining:	-167
Percent of Contract Calendar Days Elapsed:	322%
Percent of Construction Completed:	99%

Percentage of Work Done	98%	Total Project
MRAD Funds	54%	54%
Bond Funds	46%	46%

Proposed Changes:

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

General Comment:

- The final Safety Audits have been authorized and the work is expected to be completed within the month of July.

Progress Photos: 6/24/2010



Valley View Structure - looking southeast



Valley View A - looking east

PROJECT STATUS REPORT

Pinole Middle School - Modernization Phase II

Period Ending: 6/24/2010

Scope: Modernization Phase II

Construction Status:

Architect: Powell & Partners Architects
 Project Manager: Steve Millar, Amanco, Inc.
 Project Engineer: Jeff Feldman
 Contractor: Alpha Bay Builders, Inc.
 Inspector: Kris Gilbert
 WCCUSD Mgr:

Contract Status:

Notice to Proceed:	10/05/2009		
		Original	Approved
Construction Schedule (days):	425		
Original Completion Date:	12/04/2010		
Projected Completion:	12/24/2010		

Buildings:

Classroom Building "A"
 Multipurpose Building

Progress This Period:

- Roofing system 60% complete
- Insulation 40% complete
- Stucco underlayment 30% complete
- Site concrete demolition 25% complete

Anticipated Progress Next Period:

- Roofing system 100%; complete
- Insulation 100% complete
- Concrete demolition 100% complete
- Rough Mechanical installation 100%

Schedule Assessment/Update:

Construction Duration (Calendar Days):	435
Construction Calendar Days Elapsed:	263
Construction Calendar Days Remaining:	172
Percent of Contract Calendar Days Elapsed:	60%
Percent of Construction Completed:	40%

Percentage of Work Done	Total Project
Modernization	40%

Proposed Changes:

General Comment:

Progress Photos: 6/24/2010



Court yard demolition



Main entrance demolition



Stucco underlayment installation