

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION
MEETING AGENDA
AUGUST 13, 2014**

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.

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

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

ATTENDING BOARD MEETINGS:

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

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

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

Order of Business: **ORDER OF BUSINESS MAY BE CHANGED WITHOUT NOTICE**

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: July 23, 2014**
- * **B.7 Request to Address the Board – Alison Wohlgenuth & Urban Nutrition Initiative**
- * **B.8 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.

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 action is requested from the Board of Education to accept the grants/awards/agreements as detailed, dated August 13, 2014.

Recommendation:

Recommend Approval

Fiscal Impact:

As noted per grants summary

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

Comment:

The District has received donations as summarized, dated August 13, 2014.

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 2014-2015 school year are summarized, dated August 13, 2014.

Recommendation:
Recommend Approval

Fiscal Impact:
Additional revenue for schools

***CI C.4 Summary of Payroll and Vendor Warrant Reports**

Comment:
The summaries of Payroll and Vendor Warrants issued during the month of July 2014 are provided:

Total of payroll warrants (July 2014):	\$ 4,220,234
Total of vendor warrants accrual (2013-2014):	\$ 22,915,323
Total of vendor warrants (July 2014):	\$ 11,200,074

Recommendation:
Recommend approval of the payroll and vendor warrant reports

Fiscal Impact:
As noted above

***CI C.5 Contracts**

Comment:
Permission is requested of the Board of Education to approve the following contracts as detailed, dated August 13, 2014.

Recommendation:
Recommend Approval

Fiscal Impact:
As noted per contracts summary

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

Comment:

This is an amendment to reflect the filling of the vacant position held by a Classified employee. Carolyn Wendell will be filling the position. The committee roster 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 members and term dates.

COMMUNITY BUDGET ADVISORY COMMITTEE - MEMBERS			
MEMBER NAME	MEMBER TYPE	VOTING STATUS	TERM ENDING
Juan Martinez	Business Leader	Voting	June 30, 2015
Sonia Bustamonte	Parent	Voting	June 30, 2015
Ken Ryan	Community Member	Voting	June 30, 2016
Elizabeth Bundschu-Mooney	Teacher	Voting	June 30, 2016
Carolyn Wendell	Classified	Voting	December 31, 2014
Paul Shatswell	Principal	Voting	December 31, 2014
Eduardo Martinez, Chair	Community Member	Voting	December 31, 2014
Antonio Medrano	Community Member Alternate	Voting	December 31, 2014
Fatima Alleyne	Parent Alternate	Voting	June 31, 2015
Mariam Alam	Community Member/Parent Alternate	Voting	June 30, 2015
Todd Groves	Board Member	Non-Voting	
Sheri Gamba	Business Services	Non-Voting	
Germaine Quiter	Business Services	Non-Voting	

*New term effective July 1, 2014

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.7 July 2014 Refunding Bonds Cost of Issuance**

Comment:

Pursuant to Section 53509.5 of the California Government Code, after the sale of refunding bonds, the Board must present information to the public about the costs of the issuance at its next scheduled public meeting. This item presents the costs of the District’s recent issuance of refunding bonds to the public in compliance with State law.

On July 24, 2014, the District sold its General Obligation Bonds, 2014 Series A in the aggregate principal amount of \$77,460,000 to Piper Jaffray & Co. and Backstrom McCarley Berry & Co. LLC. The refunding reduced the burden on District taxpayers in accordance with the Board’s Refunding Policy, adopted on April 24, 2013, and helped the District maintain its tax rates at levels promised to the taxpayers. Through the issuance of the refunding bonds, the District saved its taxpayers \$10.3 million

over the full term of the bonds, or \$9.6 million in present value savings. This item presents the costs associated with the issuance of the refunding bonds to the public in accordance with Section 53509.5 of the California Government Code.

Recommendation:

That the Board present to the public the itemized costs of the issuance of the refunding bonds in compliance with State law. For information only.

Fiscal Impact:

Cost of Issuance to be paid from bond proceeds of \$860,745.02.

***CI C.8 Certificated Board Authorization - Education Code 44328 – District Interns**

Comment:

The California Education Code 44328 allows a district intern to earn a preliminary teaching credential in the same manner as applicants recommended for credentials by institutions that operate approved programs of professional preparation. The credential will be granted if approved by the governing board of a district unless the commission determines that substantial evidence exists that a person is unqualified to teach.

The candidates listed have successfully completed the intern process and are recommended to the governing board for approval to receive a preliminary credential.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.9 Certificated Board Authorization - Education Code 44258.3 – Waivers and Consent**

Comment:

Ed Code 44258.3 allows the Governing Board of a school district to authorize the holder of credentials in the following areas: multiple subject, standard elementary, single subject, and standard secondary, with his or her consent, to teach departmental classes in grades K-12 provided the teacher has adequate knowledge of subject matter.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.10 Certificated Provisional Internship Permit (PIP) Request(s)**

Comment:

The Provisional Internship Permit (PIP) was created in response to the phasing out of emergency permits and became effective on July 1, 2005. It allows an employing agency to hire an individual who

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

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.11 Approve the following New Job Description: Associate Superintendent of Facilities, Maintenance, Operations and Bond Program**

Comment:

This job description has been updated to reflect the tasks, duties and responsibilities of the position.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.12 Benito Juarez Elementary (formerly Richmond Charter Elementary) Special Education and Operating Memoranda of Understanding (MOU)**

Comment:

On September 13, 2013 the District received a petition from Amethod founders for a charter elementary school to open in the fall of 2013.

On October 2, 2013, founders presented at a hearing to determine public support for the Richmond Charter Elementary, now called Benito Juarez Elementary.

On November 6, 2013, the WCCUSD Board conditionally approved the Charter petition, pending amelioration of deficiencies within a 70 day time period. The Amethod leadership provided additional information as specified in the findings of fact.

Recommendation:

That the Board approve both the Special Education and Operation Memoranda of Understanding with Benito Juarez Elementary.

Fiscal Services:

Charter fee of 1% and Special Education encroachment fee

***CI C.13 Facilities Use Agreement (FUA) for Caliber Beta Academy**

Comment:

On November 1, the Caliber Beta Academy, a county sponsored charter school that will open in fall of 2014 for the students from the West Contra Costa Unified School District, submitted a Proposition 39 request for facilities to serve 310 students. Proposition 39 (Education Code Section 47614) requires school districts to make “reasonably equivalent” facilities available to charter schools upon request.

Once preliminary agreement was reached between the District and Caliber founders, ground was broken at the Stege Elementary site on or about June 16. The District is providing 17 portable buildings, including: 12 classrooms. Portables are also provided for Special Education delivery of services, office, staff room and storage, rest room, and a Multi-Purpose Room.

Recommendation:

Approve fulfillment of district proposition 39 request to provide facilities to Caliber Beta Academy, as required by Education Code 47614.

Fiscal Impact:

\$475,448.69 from Fund 40 for building offset from charter school 2% fees

***CI C.14 Manzanita Special Education and Operational Memoranda of Understanding (MOU)**

Comment:

The District is the granting agency for the Manzanita Charter School. The District approved the Charter School in 2000 for a term of 5 years with five-year renewal in 2005.

The charter was conditionally renewed by the Board on May 12, 2010 for a five year term ending 2015. This is to ratify the Special Education Memorandum of Understanding (MOU) between West Contra Cost Unified School District and Manzanita Charter School which defines the terms of operation.

Recommendation:

That the Board approve the Special Education and Operational Memoranda of Understanding with Manzanita Charter School.

Fiscal Impact:

Charter fee of 1% and Special Education encroachment fee

***CI C.15 Approval of Negotiated Change Orders – M&O**

Comment:

Staff is seeking approval of Change Orders on the following current District construction projects: Collins ES Floor and Door Hardware; Shannon ES Miscellaneous Repairs. Change Orders are fully executed by the District upon signature by the Superintendent’s designee. Board approval is the final step required under state law in order to complete payment and contract adjustment.

In accordance with Public Contract Code 20118.4, the Board, by approving these Change Orders, finds that it would have been futile to publicly bid the work in question because of the tight time frames to

complete this work without affecting the operations of the District, and that the public is best served to have this work completed by the contractor on the project.

Recommendation:

Approve negotiated Change Orders as noted

Fiscal Impact:

Total approval by this action: \$8,560.00

***CI C.16 Approval of Negotiated Change Orders**

Comment:

Staff is seeking approval of Change Orders on the following current District construction projects: Pinole Valley HS Interim Campus; Ohlone ES Interim Campus; Bayview & Vista Restroom Renovation; Ohlone ES Phase I New Classrooms; Gompers/LPS New Schools; El Cerrito HS Stadium; Helms MS Sports Field & Landscaping; Pinole Valley HS Interim Campus Portable Lease; Montalvin ES Classroom Building. Change Orders are fully executed by the District upon signature by the Superintendent's designee. Board approval is the final step required under state law in order to complete payment and contract adjustment.

In accordance with Public Contract Code 20118.4, the Board, by approving these Change Orders, finds that it would have been futile to publicly bid the work in question because of the tight time frames to complete this work without affecting the operations of the District, and that the public is best served by having this work completed by the contractor on the project.

Recommendation:

Approve negotiated Change Orders as noted.

Fiscal Impact:

Total approval by this action: \$837,241.80

***CI C.17 Citizens' Bond Oversight Committee (CBOC) Reappointment: Tom Waller Reappointed by the Business Organization**

Comment:

The Board of Directors of the Richmond Chamber of Commerce has recommended Mr. Tom Waller be reappointed to the Citizens' Bond Oversight Committee.

Recommendation:

Approve reappointment as noted

Fiscal Impact:

None

***CI C.18 Ratification of Staff Awarded Contract: Kennedy High School Health Clinic Project**

Comment:

Hamilton + Aitken Architects have prepared plans and specifications for the project. Scope of work includes: construction of exam rooms, health clinic lab, health educator's office, registration office, waiting area and conference room; conversion of child care toilet room to adult toilet room; replacement of glazing at existing windows; adaption of existing heating and ventilation units to new space; provision of power, data, communications and fire alarm to clinic area.

The District conducted a public bid process for the project. Bids were opened on August 5, 2014. Two contractors submitted bids, Streamline Builders \$393,000; B Bros Construction, Inc. \$495,300. The apparent lowest responsive, responsible bidder is Streamline Builders.

Recommendation:

Ratify the award to the lowest responsive, responsible bidder at the expiration of the bid protest period.

Fiscal Impact:

Grant secured by Contra Costa County for \$500,000

***CI C.19 Ratification of Staff Awarded Contract: Ohlone Elementary School Playground & Parking Lot Completion Project**

Comment:

The District conducted a public bid process for the project. Bids were received on July 1, 2014. Four contractors submitted bids: CWS Construction \$699,000; Maggiora & Ghilotti, Inc. \$794,497; BHM Construction, Inc. \$878,300; WR Forde Associates \$957,000. On July 1, 2014, CWS Construction withdrew its bid. The apparent lowest responsive, responsible bidder was Maggiora & Ghilotti, Inc.

On July 9, 2014, the BOE ratified the Award of Contract to Maggiora & Ghilotti, Inc. Thereafter, on July 17, 2014, Maggiora & Ghilotti, Inc. requested that it be relieved from its bid on the basis of an inadvertent clerical error. This request was deemed untimely because it was made nine (9) days after the statutory timeline permitted for relief from a bid based on an error. Specifically, PCC §5103 provides relief from bids if notice of the mistake or error is provide within five (5) working days after the opening of the bids. In this matter, Maggiora & Ghilotti had until July 9, 2014 to request relief from its bid based on an error.

Thereafter, on July 18, 2014, Maggiora & Ghilotti, Inc. sent the District notice of its "declination of award." Maggiora & Ghilotti, Inc. specifically requested that the District "take the appropriate action to award the project to the next responsible bidder."

As a result of Maggiora & Ghilotti, Inc.'s declination of award, on July 24, 2014, the District issued a Demand for Payment of Bid Bond against Maggiora & Ghilotti, Inc. and reissued the Notice of Award to BHM Construction, Inc.

Recommendation:

Rescind previous Ratification of Award of Contract to Maggiora & Ghilotti, Inc. and ratify the award to the lowest responsive, responsible bidder: BHM Construction, Inc.

Fiscal Impact:

\$878,300, funded from Bond Fund.

***CI C.20 Ratification of Staff Awarded Contract: Pinole Valley High School Hillside Stabilization Project**

Comment:

WLC Architects has prepared plans and specifications for the project. Scope of work includes: selective demolition and construction necessary for the Hillside Stabilization, including associated geotechnical, civil, structural, and/or landscaping work as indicated in the Drawings and geotechnical report and Specifications. The Project will be phased into two increments, Increment 1 - Pier Shoring Work and Increment 2 - Excavation, Compaction, Subgrade Storm Drainage and Landscape Hydro Seed Planting.

The District conducted a public bid process for the project. Bids were opened on July 30, 2014. Six contractors submitted bids, Ghilotti Construction Company \$1,722,600; Bay Cities Paving and Grading, Inc. \$1,932,300; Jim Freethy Excavating, Inc. \$1,988,502; JUV Inc, \$2,790,000; Evans Brothers, Inc. \$2,895,800; Ghilotti Bros, Inc. \$2,947,000. The apparent lowest responsive, responsible bidder is Ghilotti Construction Company.

Recommendation:

Ratify the award to the lowest responsive, responsible bidder at the expiration of the bid protest period.

Fiscal Impact:

\$1,722,600. Funded from Bond Fund.

***CI C.21 Approve Measure J and D 2010, Measure E 2012, Bond Program Budget Expenditure Authorization**

Comment:

The District needs to update the Bond Program Budget to accommodate updated anticipated project costs, based on recently received bids. The expenditure authorization worksheet includes these proposed adjustments.

Several other current construction estimates exceed the approved project budgets; therefore an ongoing reconciliation will be needed as projects are bid, closed out, and/or additional expenditures are incurred.

Recommendation:

Approve Bond Program budget expenditure authorization

Fiscal Impact:

Updated budgets for Bond Program

***CI C.22 Approval of Board Member Travel**

Comment:

Board Bylaw 9250 stipulates members of the board shall be reimbursed for allowable expenses incurred in attending any meetings or in making any trips on official business of the school district when so authorized

in advance by the Board of Education. (Education Code 35044). Board members have expressed interest in attending the following:

- The New York Times Schools for Tomorrow Conference, New York, NY September 8-9, 2014
- C.A.S.H. Fall Conference, Newport Beach, CA October 28-29, 2014
- 44th Black Caucus Annual Legislative Conference, Washington D.C., September 24-27, 2014

Expenses including registration, travel and food are budgeted and there is sufficient funding within that budget.

Recommendation:

Recommend Approval

Fiscal Impact:

General Fund

***CI C.23 Meeting Schedule Dates for 2014-15**

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 first few months of 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 calendar year 2015.

Currently, the Board is scheduled to meet on the following dates in 2014:

September	3	17
October	1	15
November	5	19
December	17	

Recommendation:

That the Board modify the schedule to change the November 5, 2014 meeting to November 12, replace the November 19, 2014 meeting with one on December 10 and approve the dates for the first half of 2015.

The upcoming Board meeting calendar would become:

September	3	17
October	1	15
November	12	
December	10	17
January	7	21
February	11	
March	4	18
April	1	22
May	6	20
June	10	24

Fiscal Impact:

None

***CI C.24 Renaming Portions of El Cerrito High School**

Comment:

At the July 23, 2014 meeting, members of the El Cerrito High School Archiving Project proposed the Board name portions of the school in honor of worthy teachers from the past. Four members of the project presented their rationale for naming the press box in the stadium after Sandy Berman, the performing Arts Theater after Dr. Sam Elkind, the football field after Frank Milo, and the track after Hale Roach.

Board Policy 7310 governs the process for renaming a WCCUSD facility or section of a facility. That policy states:

The Governing Board shall use the following criteria in naming buildings, parts of buildings or athletic fields in honor of the contributions of students, staff members and community members. The criteria shall include:

- 1. Individuals, living or deceased, who have made outstanding contributions to the WCCUSD or the educational community; or*
- 2. Individuals, living or deceased, who have made contributions of state, national or worldwide significance.*
- 3. Recognition of the geographic areas in which the school or building is located.*
- 4. No school facility will be given the name of a commercial development unless the name existed in the area prior to the development.*
- 5. The renaming of existing schools or major facilities shall occur only under extraordinary circumstances and after thorough study.*

The process for a renaming begins with the appointment of two members of a Board subcommittee who will consider the name change after reviewing community input.

Recommendation:

That the Board appoint Randy Enos and Madeline Kronenberg to consider the proposal and bring a recommendation back to the Board by the first meeting in October.

Fiscal Impact:

To be determined

***CI C.25 Approval of District's Response to Grand Jury Report on the California Public Records Act**

Comment:

In early June, the Contra Costa County Grand Jury released a report titled, "The Public Records Act in Contra Costa County: Letting the Sun Shine In." Most public agencies in Contra Costa County were required to respond to the Report.

According to California Penal Code §933(c), the District must respond to the presiding judge of the superior court on the findings and recommendations of the Report. California Penal Code §933.05(a) and (b) outline the responses expected from a responding entity to the Report's findings and recommendations.

In response to the recommendations made in the Report, the District will analyze the feasibility of adopting a policy similar to the county’s Better Governance Ordinance, train all employees responsible for adhering to the California Public Records Act by the end of the 2014-15 school year, and continue to place certain public records and supporting documents for public meetings on the District website, www.wccusd.net.

The Grand Jury Report and the District’s response are provided.

Recommendation:

That the Board approve the District’s response to Grand Jury Report No. 1405.

Fiscal Impact:

None

D. AWARDS, RECOGNITIONS, AND REPORTS

*** D.1 July 2014 Refunding Bond Sale Report**

Comment:

Through the issuance of the refunding bonds, the District saved its taxpayers \$10.3 million over the full term of the bonds, equal to approximately \$9.6 million of present value savings or 11.1% of bonds refunded. The savings achieved through the refunding far exceeded the District’s threshold for the issuance of refunding bonds.

The District’s Finance Team including representatives from the firms as noted will be present to review the successful sale and answer any questions the Board may have regarding the refunding.

KNN Public Finance
Piper Jaffray & Co.
Backstrom McCarley Berry & Co., LLC
Nixon Peabody LLP

Recommendation:

For Information Only

Fiscal Impact:

None

E. COMMITTEE COMMUNICATIONS

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

*** E.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
College and Career Readiness Academies
Community Budget Advisory Committee
Facilities Subcommittee
Ivy League Connection

Public Employees Local 1
Safety and School Climate Committee
School Supervisors Association
Technology Subcommittee
United Teachers of Richmond
West Contra Costa Administrators Association
Youth Commission

* **E.2 Superintendent's Report**

F. ACTION ITEMS

* **F.1 Masterplan for English Learners**

Comment:

Over the 2013-14 school year, the West Contra Costa Unified School District has developed a new Masterplan for English Learners. The Board of Education did an initial reading of the draft masterplan at the June 25 board meeting.

Staff will present the EL masterplan to the Board of Education for approval.

The plan includes information in the following areas: Identification, Assessment and Program Placement, Instructional Programs, Monitoring of Student Progress, Reclassification, Staffing and Professional Development, Parent and Community Involvement, and Evaluation and Accountability.

The plan will be provided under separate cover and on the District's website at www.wccusd.net.

Recommendation:

That the Board approve the District's Masterplan for English Learners

Fiscal Impact:

\$2.6 Million (\$1.6 Million = Concentration/Supplemental and \$1Million = state/federal grants)

* **F.2 Resolution 15–1415: Resolution requesting the Contra Costa Board of Supervisors to establish tax rates for bonds of West Contra Costa Unified School District which are outstanding or expected to be sold during Fiscal Year 2014-15**

Comment:

The District currently has bonds outstanding under six separate voter approved GO bond authorizations. Each bond authorization has its own tax rate target based on the tax rate statement presented to voters at the time of election. Due to the unprecedented decline in tax base in 2009/2010 and 2010/2011, there have been tax rate concerns for three existing bond authorizations: the 2000 Measure M, 2002 Measure D, and 2005 Measure J. Despite the tax base declines, District Board of Education has made it a priority to maintain tax rates at or below the targeted levels to the extent possible consistent with the principles of prudent debt management. Through a number of proactive initiatives over the last several years, the District has been able to be at or below the tax targets for every single authorization in every single year.

In early July, the County Assessor released preliminary assessed values for 2014/2015. The information we received from the County Assessor indicated that the assessed valuation for the District increased by approximately 10.8% between 2013/2014 and 2014/2015. Despite the increase in assessed values, the District continues to face uncertainty in connection with the general economic climate and the Chevron appeals process over the next several years. To the extent possible, the District would like to stay within the tax targets presented to the voters at the time of each of the elections. We believe that setting up the reserve has been a key factor in allowing the District to meet this goal over the last several years in a difficult economic environment.

The District is requesting that the county set the 2013/2014 tax rates at the targeted levels of \$55.60 per \$100,000 in assessed value for 2000 Measure M bonds, \$60.00 per \$100,000 in assessed value for 2002 Measure D bonds, \$60.00 per \$100,000 of assessed value for 2005 Measure J bonds. The District plans to issue its second series of 2012 Measure E bonds and its third series of 2010 Measure D bonds in late February or early March. The District desires to structure these bonds to achieve the 2014/2015 tax rate of \$48.00 per \$100,000 of assessed value. The District is requesting that the county set the tax rate at \$48.00 per \$100,000 for the 2010 Measure D and 2012 Measure E bonds.

The 1998 Measure E bonds will continue to be well below the target maximum rate. Last year, the tax rate was \$10.20 per \$100,000 of assessed value which is below the target tax rate of \$26.40.

Recommendation:

Approval of Resolution No. 15-1415 requesting the Contra Costa County Board of Supervisors set tax rates for the district's GO bonds.

Fiscal Impact:

Establish rates for debt service payments

G. DISCUSSION ITEMS

*** G.1 Project Status Report**

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
- Construction Status Reports
- Demolition of Adams Middle School
- Disposition of Seaview Elementary Building

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 – September 3, 2014

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

August 13, 2014

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

2. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

[Government Code Section 54956.9(d)(1)]

- a. WCCUSD v. Orrick
- b. Palmer and Pollack v. WCCUSD
- c. California Charter School Association v. WCCUSD

3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION/SIGNIFICANT EXPOSURE TO LITIGATION

[Government Code Section 54956.9(d)(2) or (d)(3)]

Six cases

4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION/INITIATION OF LITIGATION

[Government Code Section 54956.9(d)(4)]

5. LIABILITY CLAIMS (Government Code Section 54956.95)

6. 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

7. PUBLIC EMPLOYEE APPOINTMENT

Principal
Vice Principal
Director of Community Engagement
Coordinator of Educational Services

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

9. STUDENT DISCIPLINE (Education Code Section 35146)

Expulsions

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

11. REPORT OF CLOSED SESSION ACTIONS