

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION
MEETING AGENDA
MAY 6, 2015**

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 Presentation of Student Board Representative from Richmond High School**
- B.5 Report/Ratification of Closed Session**
- * **B.6 Agenda Review and Adoption** (Public Comment)
- * **B.7 Minutes:** April 16, 2015; April 22, 2015; April 29, 2015
- * **B.8 Request to Address the Board – Dr. Fatima Alleyne**
- * **B.9 Request to Address the Board – Ari Alleyne**
- * **B.10 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 acceptance is requested from the Board of Education to accept the grants/awards/agreements, as detailed, dated May 6, 2015.

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 May 6, 2015.

Recommendation:
Recommend Approval

Fiscal Impact:
As noted per grants summary

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

Comment:
The planned fund-raising events for the 2014-15 school year are summarized, dated May 6, 2015.

Recommendation:
Recommend Approval

Fiscal Impact:
Additional revenue for schools

***CI C.4 Contracts**

Comment:
Permission is requested of the Board of Education to approve contracts as detailed, dated May 6, 2015.

Recommendation:
Recommend Approval

Fiscal Impact:
As noted per contracts summary

***CI C.5 Notice of Completions: Bid 1161224-01 Downer Elementary School Playfield Renovations, Bid 1271223-02 Harding Elementary School Exterior and Roof Repairs, and Bid 3621377-10 Pinole Valley High School Off-Site Parking & Traffic Signal**

Comment:
Substantial completion notices have been received for: Bid 1161224-01, Bid 1271223-02, and Bid 3621377-10.

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

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

Maggiora & Ghilotti, Inc. Bid 1161224-01 Downer Elementary School Playfield Renovations.
Best Contracting Services Bid 1271223-02 Harding Elementary School Exterior & Roof Repairs.
Maggiora & Ghilotti, Inc. Bid 3621377-10 Pinole Valley High School Off-Site Parking & Traffic Signal.

Recommendation:
Recommend approval of these notices of completion

Fiscal Impact:

None

***CI C.6 Resolution No. 73-1415 Regarding Education Protection Account (EPA) and Spending Plan for the 2015-16 School Year**

Comment:

After the passage of Proposition 30, the Schools and Local Public Safety Protection Act of 2012, schools and community college campuses across California have begun receiving funds through a new Education Protection Account (EPA) which was established by voter initiative. The legislation requires that each district establish a special fund to account for these deposits and restricts the use of the funding to school service expenditures only. An accounting of these funds is located on the district website. The District anticipates receiving \$31.4 million earmarked for the EPA fund reporting as a part of the Local Control Funding Formula (LCFF) entitlement. For accounting purposes, all secondary school instructional expenses related to staff have been placed in the EPA fund for 2014-15 and ongoing in the budget for 2015-16. EPA funds are not separate from the LCFF formula, rather a means of funding it.

Recommendation:

Recommend approval of this resolution for the EPA Spending Plan for the 2015-16 School Year.

Fiscal Impact:

None. EPA funding is included in the LCFF.

***CI C.7 Resolution No. 74-1415 Intention to Levy Assessments for Fiscal Year 2015-16, Preliminarily Approving Engineer's Report and providing for Notice of a Public Hearing**

Comment:

This resolution will set the date and place of the public hearing, calls for the notice of the public hearing to be published ten days or more ahead of the meeting, and preliminarily accepts the engineer's report. The engineer's report contains the proposed budget for the 2015-16 year for the Maintenance and Recreation Assessment District (MRAD).

Should the Board adopt the resolution tonight, a public hearing will be held on the MRAD on June 10, 2015, at the hour of 6:30 p.m., a regular board meeting date, at Lovonya DeJean Middle School Multipurpose Room, 3400 Macdonald Ave., Richmond, CA 94805. At the conclusion of the public hearing on June 10, 2015, the Board may adopt a resolution that gives final approval to the engineer's report, levies the assessment and directs that the assessment diagram and individual assessments be filed with the County.

The Engineer's Report for MRAD is posted on the WCCUSD web site and a copy is at the front counter at 1108 Bissell Avenue, Richmond, CA.

Delivered under separate cover.

Recommendation:

Recommend approval of this resolution for MRAD

Fiscal Impact:

Revenue for MRAD Fund, \$5.6 million

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

Comment:

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

Recommendation:

Ratify and Approve Classified Personnel Changes

Fiscal Impact:

None

***CI C.9 Resolution No. 66-1415: Classified School Employee Week, May 17-23, 2015**

Comment:

The State of California has designated May 17-23, 2015 as Classified School Employee Week. It is recognized the classified employees of West Contra Costa Unified School District play an important role in the education of our students. We honor and appreciate the efforts put forth by these dedicated professionals each and every day.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.10 Resolution No. 67 -1415: California “Day of the Teacher”**

Comment:

We wish to recognize all of the professional educators who provide quality education to our students each day by proclaiming May 13, 2015 as the “Day of the Teacher.” On this day, and each day throughout the year, your efforts are appreciated.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.11 Approve the following New Job Description - Database Administrator**

Comment:

The Database Administrator job classification and job description has been created to meet the current operational and business needs of the district’s attendance department. The new job description captures

the evolution from general technician duties to complex and detailed tasks, duties and responsibilities in the student information system. There is an inherent need in the information technology department to have a classification that is dedicated to the utilization, development, update and management of the student information systems. The information technology department has reviewed and approved the job description.

The fiscal impact is mitigated as the Database Administrator job classification is being created and the technician job which is being vacated shall be eliminated.

The District has met with the School Supervisors Association, Local 21, and negotiated the job description.

Recommendation:

Recommend Approval

Fiscal Impact:

\$24,246.50

***CI C.12 Local Plan Policies**

Comment:

Each Special Education Local Plan Area (SELPA) is required to adopt a Local Plan as its basis for operation and administration of special education programs. Each Local Plan contains Assurance Statements representing the policies required by applicable state and federal laws and regulations, including compliance with the Individuals with Disabilities Education Act, the Federal Rehabilitation Act of 1973, Section 504 of Public Law and the provisions of the California Education Code Part 30.

The Local Plan requires each SELPA to have in place SELPA adopted policies matching each of these required Local Plan Assurance Statements. A copy of these Board adopted policies must be kept on file at the SELPA office. Periodically the state revises these Assurance Statements. In addition, changes in the law can affect local policies. A review of the current West Contra Costa Unified School District (WCCUSD) Board adopted policies revealed the lack of one policy required under the Local Plan Assurance Statements. The policy is provided for review.

BP 6164.42 - Instruction, Disproportionality

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.13 Approval of District Local Control Accountability Plan Parent Committee Nominee**

Comment:

In January 2014, the Board approved the guidelines for the selection of the members of the District Local Control Accountability Plan Parent Committee. Letters seeking recommendations for nominees were sent to the heads of organization stakeholders. Principals solicited parent participants through flyers, phone

calls and at School Site Councils and other meetings. The application was also posted on the District's web site. Each high school attendance area family of principals met to review the applications received at their individual schools and agreed by consensus on the nominees presented below. High school principals also nominated sophomore and junior level students to serve as ex officio members. In March 2014 the Board approved 37 members for the community.

Petronila Fernandes has been nominated from Building Blocks for Kids Collaborative to join the committee. She will replace resigning member Liliana Garcia.

Recommendation:

That the Board approve the additional member of the District Local Control Accountability Plan Parent Committee for 2014 and 2015.

Fiscal Impact:

None

***CI C.14 Sylvester Greenwood Academy / LPS Technology Equipment and Services Award of Contract**

Comment:

The construction of the new Sylvester Greenwood Academy / LPS Campus is nearing completion. One of the next steps is for the District to purchase the technology equipment and services required for August 2015 occupancy. The District has prepared plans and specifications for the project. The scope of work includes providing and configuring switches, VoIP phones, mounting wireless access points and "rack and stack" services.

The District engaged in a public bid process. Bids were opened on April 2, 2015. Seven companies submitted a bid: CBX Technologies \$344,072.15, DecoTech \$375,964.51, OnTarget \$397,350.64, AEKO Consulting \$397,852.25, Development Group Inc. \$400,852.03, PTI Solutions \$452,003.02, CDWG \$714,850.07. The lowest responsive, responsible bidder is CBX Technologies.

Recommendation:

Award the contract to the lowest responsive, responsible bidder: CBX Technologies

Fiscal Impact:

\$344,072.15. Funded from Bond Fund.

***CI C.15 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.

Fiscal Impact:

Total for this action: \$129,232. Funding sources are Bond Fund and Prop 39 Funding.

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

Comment:

Staff is seeking ratification of Change Orders on the following current District construction projects: Coronado ES New School; De Anza HS Linked Learning Building; and Kennedy HS Richmond Swim Center. 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.

In accordance with Public Contract Code 20118.4, the Board, by ratifying 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:

Ratify negotiated Change Orders as noted

Fiscal Impact:

Total ratification by this action: \$160,011.05

***CI C.17 Ratification of Negotiated Change Orders – M&O**

Comment:

Staff is seeking ratification of negotiated Change Orders on the following current District construction project: ITC Roof and HVAC Renovation. 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.

In accordance with Public Contract Code 20118.4, the Board, by ratifying 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:

Ratify negotiated Change Orders as noted

Fiscal Impact:

Total approval by this action: \$4,475.32 – Fund 40

***CI C.18 Crespi Middle School Restroom Renovation Phase 1 Award of Contract**

Comment:

MA Architects prepared plans and specifications for the project. Scope of work includes: remodeling four existing non-accessible restrooms into fully-accessible restrooms that comply with the 2013

California Building Code and the 2010 ADA Standards for Accessibility Design. The restroom remodels shall include new floor, wall, and ceiling finishes, new partitions, new exhaust ventilation, new plumbing fixtures and faucets, and new lighting fixtures.

The District conducted a public bid process for the project. Bids were opened on April 9, 2015. Six contractors submitted a bid: Greentech Industry, Inc \$147,120; ERA Construction, Inc. \$264,075; Hung Construction Builders, Inc. \$345,000; AM Woo Construction \$349,750; Arthulia, Inc. \$430,000; CF Contracting \$488,000. The apparent lowest responsive, responsible bidder is AM Woo Construction, Inc.

Determining the award is based on two components; the lump sum base bid and unit cost multiplied by quantities to be determined in the field. The contract award is based upon with the lump sum base bid.

Project completion is anticipated August 2015.

Recommendation:

Award the contract to the lowest responsive, responsible bidder AM Woo Construction.

Fiscal Impact:

\$349,750. Funded from Deferred Maintenance.

***CI C.19 Furniture, Fixtures & Equipment Agreement between WCCUSD and Contrax Furnishings for Classroom Furniture & Related Services (Coronado Elementary School Campus Replacement Project)**

Comment:

The construction of the new Coronado Elementary School is nearing completion and will be ready for August 2015 occupancy. The District needs classroom furniture, case goods, seating, office accessories and related services and solutions (“Furniture and Products”) in order to furnish the school. The District intends to purchase the Furniture and Products through the piggybackable Master Contract (“TCPN Contract”) between Contrax Furnishings (“Contrax”) and the Cooperative Purchasing Network (“TCPN”). The TCPN Contract was awarded after a competitive solicitation and selection process and contains a “piggyback” provision pursuant to section 20118 of the California Public Contract Code. Pursuant to this piggyback provision, the District may purchase the Furniture and Products on the same terms, conditions and pricing as TCPN.

The total value for all Furniture and Products purchased pursuant to the Agreement shall be \$777,506.13. The price includes all furniture, material, delivery, incidental installation and work necessary in order to provide access to power and/or data through the furniture. The District shall pay for the Furniture and Products individually after each item is delivered to and installed in the Coronado Elementary School New Campus.

Recommendation:

Approve the FF&E Agreement between the WCCUSD and Contrax Furnishings for classroom furniture and related incidental services at Coronado Elementary School New Campus.

Fiscal Impact:

\$777,506.13. Funded from Bond Fund.

***CI C.20 Furniture, Fixtures & Equipment Agreement between WCCUSD and Contrax Furnishings for Classroom Furniture & Related Services (Sylvester Greenwood Academy / LPS Campus Replacement Project)**

Comment:

The construction of the new Sylvester Greenwood Academy / LPS Campus is nearing completion and will be ready for August 2015 occupancy. The District needs classroom furniture, case goods, seating, office accessories and related services and solutions (“Furniture and Products”) in order to furnish the school. The District intends to purchase the Furniture and Products through the piggybackable Master Contract (“TCPN Contract”) between Contrax Furnishings (“Contrax”) and the Cooperative Purchasing Network (“TCPN”). The TCPN Contract was awarded after a competitive solicitation and selection process and contains a “piggyback” provision pursuant to section 20118 of the California Public Contract Code. Pursuant to this piggyback provision, the District may purchase the Furniture and Products on the same terms, conditions and pricing as TCPN.

The total value for all Furniture and Products purchased pursuant to the Agreement shall be \$1,341,788.87. The price includes all furniture, material, delivery, incidental installation and work necessary in order to provide access to power and/or data through the furniture. The District shall pay for the Furniture and Products individually after each item is delivered to and installed in the Sylvester Greenwood Academy / LPS New Campus.

Recommendation:

Approve the FF&E Agreement between the WCCUSD and Contrax Furnishings for classroom furniture and related incidental services at Sylvester Greenwood Academy / LPS New Campus.

Fiscal Impact:

\$1,341,788.87 Funded from Bond Fund.

***CI C.21 Harmon Knolls Campus Demolition Project Award of Contract**

Comment:

Sally Swanson Architects prepared plans and specifications for the project. Scope of work includes: removal of existing modular buildings including footing/foundation, concrete slab and removal of existing storage sheds. Scope also includes removal of all associated ramps, stairs, railings, roof top HVAC units, utilities, and removal of all above grade structures including but not limited to chain-link fence, play structures, exercise equipment, planter boxes, wheel stops, and site furnishings.

The District conducted a public bid process for the project. Bids were opened on April 23, 2015. Three contractors submitted a bid: Innovative Construction Solutions \$178,200; Bay Construction Company \$268,000; ERA Construction, Inc. \$334,030. The apparent lowest responsive, responsible bidder is Innovative Construction Solutions.

Determining the award is based on two components; the lump sum base bid and unit cost multiplied by quantities to be determined in the field. The contract award is based upon the lump sum base bid.

Project completion is anticipated July 2015.

Recommendation:

Award the contract to the lowest responsive, responsible bidder upon resolution of bid protest.

Fiscal Impact:

\$178,200. Funded from Fund 40.

***CI C.22 Ratification of Staff Awarded Contract: Coronado Elementary School Moving Services**

Comment:

The construction of the new Coronado Elementary School is nearing completion and will be ready for August 2015 occupancy. The next step for the District is to procure moving services from the interim campus to the new campus. The District has prepared plans and specifications for the project. Scope of work includes: Moving Administration and staff office records, files and miscellaneous items, storage items, library books and other printed material, art and science classroom equipment, classroom educational material and books, sporting equipment, musical instruments, and all other labeled miscellaneous items from the existing interim campus portables at the Coronado ES Interim Campus site to designated rooms in the new campus at the Coronado Elementary School Site.

The District conducted a public bid process for the project. Proposals were opened on April 30, 2015.

Contract completion is anticipated in July 2015.

Recommendation:

Ratify the award to the lowest responsive, responsible firm at the end of the bid protest period.

Fiscal Impact:

\$TBD. Funded from Bond Fund.

***CI C.23 Appointment to the Citizens Bond Oversight Committee**

Comment:

Madeline Kronenberg is recommending the appointment of Don Gosney to the Citizens Bond Oversight Committee.

Recommendation:

That the Board appoint Don Gosney as Ms. Kronenberg's representative on the CBOC

Fiscal Impact:

None

D. AWARDS, RECOGNITIONS, AND REPORTS

*** D.1 Recognition of Students in Forensics Programs**

Comment:

We would like to recognize and congratulate students from El Cerrito High School and Pinole Valley High School that participated in the 2015 California State High School Speech Association State

Tournament held April 17-19, 2015. Lev Corne and Leo Gould from El Cerrito High School were awarded 2nd place in Policy Debate. Thomas Johnston and Jun Hui Zhou from Pinole Valley High School were awarded 11th place in Policy Debate. We would like to recognize and congratulate them on their achievements.

We would also like to recognize and commend the coaches in their dedication, commitment and for making a difference in the lives and futures of their students.

Recommendation:
For Information Only

Fiscal Impact:
None

* **D.2 Class of 2015 Ed Fund Scholars Recognition**

Comment:

Since 2005, the Ed Fund has awarded over \$1 million to 400 scholarship winners from the West Contra Costa Unified School District. In 2015, thanks to generous support from our donors, including College Futures Foundation, Irene S. Scully Family Foundation, James Irvine Foundation, Ronald Whittier Family Foundation, and the Schroeder Family Foundation, the Ed Fund will be awarding over \$160,000 in scholarships. Scholarships will range from \$1,000 to \$5,000 depending on the finalist's individual need.

All Ed Fund scholars were chosen for their vision to succeed in college and dedication to community service and leadership. They are also involved in a wide range of extracurricular activities which have made them well-rounded individuals. The Ed Fund believes these students will return to our community to serve as leaders and role models in WCCUSD.

The 66 Scholars hail from 9 different public high schools located in WCCUSD. The list of Ed Fund Scholars from each high school is as follows:

DeAnza High School (11)

Jasmine Gill
Alexander Hagan
Tareke James
Jose Jimenez
Alfred Machacon
Linda Ngo
Cristina Pham
Martin Ponce
Hero Vo
Frederica Webster
Brizjon Wilright

El Cerrito High School (12)

Lavonia Bobo
Monet Boyd
Lauren Darnell
Jay'La Donaville Smith

Leadership Public Schools-Richmond (3)

Luis Ledesma
Maria Nunez
Juliana Valencia

Middle College High School (5)

Eva Arias Ramirez
Matthew Chamberlain
Serena Saelee
Kimiko Satterfield
Ashley Tejada

Pinole Valley High School (8)

Quincy Chapple
Alexis Garcia
William Garcia
Tyler Ho
Andrea Munoz

Maggie Li
Kenyatta Marcelous
Mareiana Pembrook
Justin Rodriguez
Jomoris Stewart
Keith Thomas
Daniella Vela
Akeilah Ward-Hale

Hercules High School (6)

Jing-Yi Chung
Chi Chung
Latisha Katigbak
Vanessa McMillon Vanbuskirk
Kimaree McDonald Solomon
Brandon Wong

Kennedy High School (8)

Carlos Arauz-Hernandez
RaTrail Armstead
Joan Binalinbing
Casina Butler
Luis Nunez
Francisco Ortiz
Luis Perez Rodriguez
Nasario Sylvester

Yann Picoulean
Brittany Tran
Jun Zhou

Richmond High School (12)

Saidy Brizuela
Evelyn Corral Gonzalez
Astrid Flores Castillo
Antonio Gonzales-Romero
Michael Jameson
Christian Medina
Adrian Navarro
Jesus Pedraza
Hanna Pham
Dennis Pimentel
Andrew Preston
Deisy Villalobos

Vista High School (1)

Richard Howard

Recommendation:

For Report and Recognition

Fiscal Impact:

None

* **D.3 Local Control Accountability Plan (LCAP) Actions/Services Report #4**

Comment:

The Local Control Accountability Plan represents the District's comprehensive plan of actions, services, and expenditures that support schools to ensure students become college and career ready, able to make life choices with productive outcomes.

Staff will provide information to the board five times throughout the year, sharing information on the LCAP actions and services being carried out. This will be the fourth report.

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	Safety and School Climate Committee
Citizens’ Bond Oversight Committee	School Supervisors Association Local 21
College and Career Readiness Academies	Technology Subcommittee
Community Budget Advisory Committee	United Teachers of Richmond
Facilities Subcommittee	West Contra Costa Administrators Association
Ivy League Connection	Youth Commission
Public Employees Local 1	

* **E.2 Superintendent’s Report**

F. ACTION ITEMS

* **F.1 Public Hearing on the Governing Board’s Proposed Adoption of Resolution Nos. 70-1415 & 71-1415 to Approve the Energy Conservation Services Contracts for Design, Installation, and Commissioning of Lighting Retrofit at Multiple School Sites**

Comment:

The District is authorized to enter into an energy service contract with respect to Energy Conservation Measures pursuant to Government Code section 4217.10 et seq. The District seeks to enter into two agreements for the design, installation, and commissioning of lighting retrofit (“Lighting Retrofit Contracts”) for the following existing District sites:

1. Richmond High School, located at 1250 23rd Street Richmond, CA 94804;
2. Collins Elementary School, located at 1224 Pinole Valley Road Pinole, CA 94564;
3. Grant Elementary School, located at 2400 Downer Avenue Richmond, CA 94804;
4. Hanna Ranch Elementary School, located at 2480 Refugio Valley Road Hercules, CA 94547;
and
5. Lake Elementary School, located at 2700 11th Street San Pablo, CA 94806.

Government Code section 4217.2 requires that prior to approving the Lighting Retrofit Contracts, the District must hold a public hearing to make certain determinations and receive public comment. The District published and posted Public Notice of this Public Hearing in accordance with Government Code section 4217.2.

As part of the public hearing, the District must determine that the cost to the District for the Lighting Retrofit Contracts will be less than the anticipated marginal cost to the District of thermal, electrical, or other energy that would have been consumed by the District in the absence of the Lighting Retrofit Contracts; and that the District’s payment to firms selected to perform the Lighting Retrofit Contracts is anticipated to be offset by other benefits provided under the terms of the Lighting Retrofit Contracts. In

order to make these determinations, staff will present the Proposition 39 Energy Program Overview prepared for these projects.

Following the conduct of the Public Hearing, the Board must adopt Resolution No. 72-1415 in order to approve the Lighting Retrofit Contracts.

Recommendation:

Recommend the Board conduct a Public Hearing to obtain comments from taxpayers, parents and the public in general regarding the approval of the Lighting Retrofit Contracts.

Fiscal Impact:

No fiscal impact or implications are associated with this matter

* **F.2 Resolution No. 72-1415 Making Determinations and Adopting Notices of Exemption Relating to Design, Installation, and Commissioning of Lighting Retrofit**

Comment:

The District desired to enter into two agreements with qualified firms for the assessment, engineering, design, procurement, construction management, installation, construction, training, monitoring, and verification of lighting and controls (“Lighting Retrofit Projects”) to enable the conservation of thermal, electrical, or other energy at the following existing District sites:

1. Richmond High School, located at 1250 23rd Street Richmond, CA 94804;
2. Collins Elementary School, located at 1224 Pinole Valley Road Pinole, CA 94564;
3. Grant Elementary School, located at 2400 Downer Avenue Richmond, CA 94804;
4. Hanna Ranch Elementary School, located at 2480 Refugio Valley Road Hercules, CA 94547;
and
5. Lake Elementary School, located at 2700 11th Street San Pablo, CA 94806.

The guidelines for the California Environmental Quality Act (“CEQA”), California Code of Regulations Title 14, Chapter 3 (“State CEQA Guidelines”), exempt certain projects from further CEQA evaluation, including projects consisting of the minor alteration of existing public structures or facilities involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination (“Class 1 Exemption”; Cal. Code Regs., tit. 14, § 15301).

The Lighting Retrofit Projects are eligible for the Class 1 Exemption and thus the District is entitled to file Notices of Exemption for each with the County Clerk. The filing of the Notices of Exemption shall start a thirty-five (35) day statute of limitations period on legal challenges to the District’s decision that the Projects are exempt from CEQA.

Recommendation:

Approval of Resolution No. 72-1415 Making Determinations and Adopting Notices of Exemption Relating to Design, Installation, and Commissioning of Lighting Retrofit.

Fiscal Impact:

None

* **F.3 Resolution No. 70-1415 Approving the Energy Conservation Services Contract for Design, Installation, and Commissioning of Lighting Retrofit at Collins, Grant, Hanna Ranch and Lake Elementary Schools with Energy Conservation Options**

Comment:

The District is authorized to enter into an energy service contract with **Energy Conservation Options (“ECO”)** for Energy Conservation Measures pursuant to Government Code section 4217.10 et seq. The District seeks to enter an agreement for design, installation, and commissioning of lighting retrofit (“Lighting Retrofit Contract”) for the following existing District sites:

1. Collins Elementary School, located at 1224 Pinole Valley Road Pinole, CA 94564;
2. Grant Elementary School, located at 2400 Downer Avenue Richmond, CA 94804;
3. Hanna Ranch Elementary School, located at 2480 Refugio Valley Road Hercules, CA 94547;
and
4. Lake Elementary School, located at 2700 11th Street San Pablo, CA 94806.

The District received proposals for this project on April 21, 2015, and determined that the proposal from ECO provided the best value to the District pursuant to the procurement set forth in Government Code section 4217 et seq. The cost to the District for the Lighting Retrofit Contract will be less than the anticipated marginal cost to the District of thermal, electrical, or other energy that would have been consumed by the District in the absence of the Lighting Retrofit Contract. As well, the District’s payment to ECO is anticipated to be offset by other benefits provided under the terms of the Lighting Retrofit Contract. The contract is available for review at the Facilities Operation Center, 1400 Marina Way South, Richmond, Ca 94804.

Pursuant to Government Code section 4217.10 et seq., the Governing Board of the District held a public hearing on May 6, 2015, with respect to the District entering into the Lighting Retrofit Contract with ECO.

Recommendation:

Approval of Resolution No. 70-1415 Approving the Energy Conservation Services Contract for Design, Installation, and Commissioning of Lighting Retrofit with ECO for Collins, Grant, Hanna Ranch and Lake Elementary Schools.

Fiscal Impact:

\$351,037.57 Funding Source Prop. 39 California Clean Energy Jobs Act

* **F.4 Resolution No. 71-1415 Approving the Energy Conservation Services Contract for Design, Installation, and Commissioning of Lighting Retrofit at Richmond High School with Energy Management Technologies**

Comment:

The District is authorized to enter into an energy service contract with **Energy Management Technologies (“EMT”)** for Energy Conservation Measures pursuant to Government Code section 4217.10 et seq. The District seeks to enter an agreement for design, installation, and commissioning of lighting retrofit (“Lighting Retrofit Contract”) with EMT for Richmond High School, located at 1250 23rd Street Richmond, CA 94804.

The District received proposals for this project on April 21, 2015, and determined that the proposal from EMT provided the best value to the District pursuant to the procurement set forth in Government Code section 4217 et seq. The cost to the District for the Lighting Retrofit Contract will be less than the anticipated marginal cost to the District of thermal, electrical, or other energy that would have been consumed by the District in the absence of the Lighting Retrofit Contract. As well, the District's payment to EMT is anticipated to be offset by other benefits provided under the terms of Lighting Retrofit Contract. The contract is available for review at the Facilities Operation Center, 1400 Marina Way South, Richmond, Ca 94804.

Pursuant to Government Code section 4217.10 et seq., the Governing Board of the District held a public hearing on May 6, 2015, with respect to the District entering into the Lighting Retrofit Contract with EMT.

Recommendation:

Approve the Resolution No. 71-1415 Approving the Energy Conservation Services Contract for Design, Installation, and Commissioning of Lighting Retrofit with EMT for Richmond High School.

Fiscal Impact:

\$1,070,611.66 Fund Source Prop. 39 California Clean Energy Jobs Act

* **F.5 Community Budget Advisory Committee (CBAC Report)**

Comment:

On April 30, 2015, the Community Budget Advisory Committee approved a resolution concerning the 2013-2014 Parcel Tax Expenditures and Scope of Measure D, finding that the expenditures budgeted for Fiscal Year 2013-2014 are within the stated purposes for Measure D funds.

The Committee's roster is subject to ratification by the School Board. Included is a complete list of committee members and term dates. New terms are effective July 1, 2015.

Recommendation:

Approve the Community Budget Advisory Committee Resolution and ratify the Committee's roster.

Fiscal Impact:

None

* **F.6 Formation of a Subcommittee on Board Governance**

Comment:

At the Board retreat in January and again at the April 1, 2015, the Board has discussed the possibility of forming a Board subcommittee on governance. The Board currently has four standing subcommittee: Academic, Facilities, Safety & Climate and Technology. Board members participate on other Board approved committees including the Citizens Bond Oversight Committee, the Community Budget Advisory Committee, the Multilingual District Advisory Committee, and the Special Education Community Advisory Committee. Board members also serve as liaisons other committees and groups. Board Bylaw 9130 allows the Board to develop subcommittee as necessary and requires that the Board, in establishing a subcommittee determines the duties for the subcommittee at the time of appointment.

During the April 22, 2015 meeting, the Board gave direction to form a Governance Subcommittee of the Board with the following provisions:

1. That the Governance Subcommittee would be standing committee with monthly meetings;
2. That the subcommittee's purpose of improving Board governance; and
3. That the duties of the subcommittee would include aligning the work of the Board with the Board's priorities while promoting transparency and allowing the Board to focus on improving student learning while addressing governance measures such as the Board Bylaws, Board policy change reviews, and completing the detail work on a Board governance handbook.

Recommendation:

That the Board approve the formation of a Governance Subcommittee and that the President appoint two members to serve on that committee throughout the remainder of 2015.

Fiscal Impact:

None

G. DISCUSSION ITEMS

*** G.1 Initial Public Hearing for Summit Schools**

Comment:

On Tuesday, April 21, a team member from Summit Public Schools submitted a Charter Petition for a school that will serve 608 students from 7th through 12th grades in the West Contra Costa Unified School District. The Charter Petition describes an enrollment plan that begins with 105 students in 2016-17, and expands over the following years to reach capacity at 2021-22.

The purpose of this hearing is to gauge the level of public and teacher support for this Charter petition.

The Board has been provided the full petition under separate cover. The full petition will be available at the District Office for public review.

Recommendation:

For Information Only

Fiscal Impact:

None at this time, yet will, if approved represent ongoing loss of student average daily attendance as a result of WCCUSD students attending the charter school.

*** G.2 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

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 – May 20, 2015

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

May 6, 2015

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Section 54956.8)

Property: 2853 Groom Drive, Richmond, CA

Agency Negotiation: Superintendent Dr. Harter

Under Negotiation: Potential disposition or further utilization of site

2. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

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

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

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

Five cases

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

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

One case

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

Extended Learning Assistant Principals
Coordinator 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