

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT  
BOARD OF EDUCATION  
MEETING AGENDA  
MAY 6, 2009**

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**BOARD AGENDA PACKETS AND INFORMATION:**

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

Complete Board agendas and packets are available online at: [http://www.wccusd.net/board/APM\\_index.shtml](http://www.wccusd.net/board/APM_index.shtml)

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

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**VIEWING AND LISTENING TO THE BOARD MEETINGS:**

**Television:**

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

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

**Radio:**

Radio broadcast of regularly scheduled Board meetings is temporarily suspended.

Audio tapes of Board meetings are kept on file in the Communications Office, Room 215, 1108 Bissell Avenue, Richmond, CA 94801 (510-231-1132). The Board of Education would like to acknowledge the cities of Pinole and Richmond for their generosity in helping to televise WCCUSD Board of Education meetings.

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**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.

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"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 Michael Payton, Vista Independent Study High School**

Comment:

Student Board Representative Michael Payton will be representing Vista Independent Study High School at the Board of Education on May 6, 2009. We would like to recognize and commend his participation.

Recommendation: For Information Only

Fiscal Impact: None

**B.5 Report/Ratification of Closed Session**

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

\* **B.7 Board Minutes: April 22, 2009**

**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, 2009.

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, 2009. The estimated values for any non-cash donations are those provided by the donor. 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 2008-09 school year are summarized dated May 6, 2009.

Recommendation: Recommend Approval

Fiscal Impact: Additional revenue for schools

**\*CI C.4 Acceptance of Contracts for Placement of Student Teachers**

Comment:

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

Staff requests approval from the Board of Education to accept Contracts for Placement of Student Teachers as detailed dated May 6, 2009.

Recommendation: Recommend Approval

Fiscal Impact: None

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

Comment:

The District has received a claim requesting compensation for personal injury and property damage. 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 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: \$404,120.00. Funding sources as noted.

**\*CI C.7 Ratification and Approval of Negotiated Change Orders**

Comment:

Staff is seeking ratification of Change Orders on the following current District construction projects: TLC Ramps; El Cerrito HS New Campus; El Cerrito HS Admin/Theater; and TLC Fence and Gates. 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 addition to normal ratification, approval of the noted Change Order for Ford Elementary Temporary Housing; DeAnza HS Demolition & Sitework; DeAnza High School Fieldhouse; and Mira Vista Elementary Lower Play Yard is required by the Board, with special findings as noted below, because these are in excess of the Public Contract Code limit of 10% of the original contract value. In accordance with Public Contract Code 20118.4, the Board, by approving and 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 and approval by this action: \$201,198.18.

**\*CI C.8 Coronado Elementary Portables Replacement Contract Award**

Comment:

The District has received funding from the state Emergency Repair Program ("ERP") to replace two seriously deteriorated modular buildings at the Coronado Elementary School site. WLC Architects is providing architectural and engineering services for the project. The District needs to purchase the two buildings. Subsequently, the District will bid out the construction, utilities, and miscellaneous work needed to complete the replacement at the site.

The action proposed by this award will be a "piggyback" contract award to the modular building vendor, Mobile Modular Management Corporation. The Franklin McKinley School District has conducted a public bid process and has referenced other school districts in the state which, under law, may then award contracts as a "piggyback" on the Franklin McKinley contract. This contract award is for the new modular buildings, modifications to interiors as required by program, transportation, and installation at the site. This award is needed at this time to allow for lead time in the preparation of the modular buildings. Installation is anticipated to be completed during summer 2009.

Recommendation: Award contract to Mobile Modular Management Corporation under the terms of the Franklin McKinley School District Piggyback Contract

Fiscal Impact: \$117,321. Funded from the Emergency Repair Program ("ERP").

**\*CI C.9 Dover Elementary New Campus Construction Project Award of Contract**

Comment:

The next step in the reconstruction of Dover Elementary School is to complete the main campus construction. This work includes three phases of construction for all new classroom buildings, support

spaces, a new multi-purpose room, playgrounds, soccer field, parking and drop-off areas, and other site work and site furnishings. The work also includes demolition of existing campus buildings, including demolition and replacement of 23 portables.

HY Architects has prepared plans and specifications for the Dover project. The District conducted a public bid of the project. Bids were opened on Tuesday, April 14, 2009. Nine Contractors submitted bids. They are as follows: Overaa Construction \$25,615,000; Arntz Builders \$22,847,622; BRCO Constructors \$22,375,000; Wright Construction \$21,999,000; SJ Amoroso \$21,877,000; Lathrop Construction \$21,835,000; West Bay Builders \$21,691,000; Alten Construction \$21,491,000; and Zovich and Sons \$21,475,000.

Subsequent to the bid opening, and within the time allotted in the contract documents, a bid protest was received from the second low bidder, Alten Construction. Alten alleged several irregularities with Zovich and Sons' bid regarding missing signatures and corporate seals. In addition, Alten noted that Zovich failed to list two subcontractors needed to complete the work. Legal counsel for both firms responded and clarified the issues further—for example, one of the subcontractors was listed. District staff reviewed the issues with legal counsel. After full consideration, it is recommended that Zovich's bid be declared non-responsive for its failure to properly execute the required signature on the Non-Collusion Affidavit and for its failure to list a subcontractor for the stucco lath and plaster work. While the Board could technically waive multiple defects, it is recommended that the Board declare Zovich's bid non-responsive. As such, Alten Construction at \$21,491,000 is the lowest responsive, responsible bidder.

Recommendation: Award contract to lowest responsive, responsible bidder

Fiscal Impact: \$21,491,000. Funded from the Measure J Bond.

**\*CI C.10 Pinole Valley High School Windows Replacement Project Award of Contract**

Comment:

The District has received funding under the state's Emergency Repair Program ("ERP") for replacement of older, deteriorated windows at the Pinole Valley High School site. This project includes removal and replacement of 17 windows identified as priority health and safety concerns on the site.

The District is currently conducting a public bid process for this project. Bids are scheduled to be opened on May 4, 2009. Staff will bring a recommendation for award to the meeting of May 6, 2009.

This item is being presented prior to the expiration of the five-day bid protest period established by the District. In consideration of this timing, and in order to expedite the project which has a very short timeline for completion, the Board's action will be to authorize staff to issue the Notice of Award effective upon the resolution of the bid protest period, to the lowest responsive, responsible bidder. This award by staff will then be brought back for ratification at a future meeting.

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

Fiscal Impact: \$\_\_\_\_\_. Funded from the state Emergency Repair Program.

**\*CI C.11 Citizens' Bond Oversight Committee Appointments**

Comment:

The following appointments have been made to the Citizens' Bond Oversight Committee:

Mr. Anton Jungherr, representing Board President Audrey Miles

Gigi Guizado de Nathan, appointed by Contra Costa County Supervisor John Goia

Recommendation: Recommend approval of these appointments

Fiscal Impact: None

**\*CI C.12 Community Advisory Committee for Special Education Appointment to the Citizens' Bond Oversight Committee**

Comment:

The Community Advisory Committee for Special Education (CAC) recently appointed Jeanette Lambert to serve on the Citizens' Bond Oversight Committee.

Recommendation: Recommend Approval of this Appointment

Fiscal Impact: None

**\*CI C.13 Waiver of California High School Exit Exam (CAHSEE) for Two West Contra Costa Unified School District Special Education Students**

Comment:

At the request of a parent or guardian, a school principal shall submit a request for a waiver to the governing board to accept the passing scores on the CAHSEE that were obtained by using testing modifications approved on the student's Individualized Education Plan (IEP).

The board may waive the requirement to successfully pass one or both subject matter parts obtained using modifications of the high school exit examination for a student with a disability.

Recommendation: Board Approval

Fiscal Impact: None

**D. AWARDS, RECOGNITIONS, AND REPORTS**

**\* D.1 Recognition of Richmond High School Student Blanca Zepeda**

Comment:

The Student Principal for the Day program at Richmond High School began in July 2007, when Sam Hill, School Community Worker, suggested the idea to Principal Ramos, who then gave Mr. Hill the go ahead to develop the idea. Mr. Hill in conjunction with SRO Danny Harris, developed the selection criteria for the program which is open to any student maintaining a GPA of 3.0 or higher, and who

submits a letter of recommendation and a one-page essay on why the student wants to be principal for the day. The student then attends to an interview conducted by Leadership students, Officer Harris and Mr. Hill. The final selection is completed by Officer Harris.

Ms. Blanca Zepeda has been selected as Student Principal at Richmond High School, where she will shadow Principal Julio Franco throughout the day on May 26, 2009. Ms. Zepeda arrived in the United States when she was eleven years old. She is the oldest of three children. After living in other areas of California, her family moved to Richmond where she attended Grant Elementary School, Helms Middle School, and then Richmond High School. Ms. Zepeda has always been active in social improvement. At Richmond High she is the Student Body President and a member of the marketing group for the school's garden. She was Lieutenant Governor for KIWINIS 32<sup>nd</sup> District. She assisted Youth Together in organizing a 150 student protest to Sacramento where students spoke with state representatives regarding budget cuts to education. She also tutors on Saturdays for Metas at Contra Costa College. Ms. Zepeda was recently awarded a \$10,000 scholarship as a Coca-Cola Scholar, one of 252 chosen out of 75,000 applicants, and had the opportunity to receive her award in Atlanta.

Ms. Zepeda's summer sessions at both Brown and Princeton best illustrate her initiative. She used Google's search features to find scholarship opportunities for summer sessions out of state. With the help of one of her teachers, she applied to both programs and was accepted. Instead of focusing on just one experience last summer, she managed to attend both, leaving one program a few days early so that she could begin the second summer program.

Recommendation: For Recognition Only

Fiscal Impact: None

\* **D.2 The Ed. Fund Excellence Award Winner Recognition**

Comment:

For the 21<sup>st</sup> year, the Ed. Fund will celebrate and honor the excellence of 6 WCCUSD teachers, 1 student supervisor, and 1 student at its Annual Ed. Fund Excellence in Education banquet on Friday, May 15 at the Berkeley Doubletree Hotel.

The names of this year's teachers are: Tiffany Carrico (Portola/DeJean), David Flores (Grant), Farnaz Heydari (Olinda), Linda O'Connor (El Cerrito), Yasmin Reyes (Lake), and Joyce Tanaka (Lupine Hills).

These teachers of excellence share a profound passion for instilling a love of learning in our diverse students so that they can attain their goals and realize their dreams. By carefully and thoughtfully weaving creativity, adherence to high standards, profound knowledge of the subjects being taught, and appreciation of individual differences, needs, and strengths, these award winning teachers raise the quality of education to new heights.

Sharing the honors with the Teaching Excellence Awards winners are the 2009 Distinguished Non-Certificated Employee Award Winner Robert Turner and 2009 Distinguished Citizen Award Winner Janelle Salvador.

Robert Turner has been a healing presence at Adams Middle School for 20 years. Teachers, staff, students, and parents love him for his caring dedication to the students and his many contributions as a student supervisor, coach, and founder of the 21<sup>st</sup> Century Mentoring Program.

Janelle Salvador is a student at Hercules Middle High School who works in a Special Education classroom on campus to support students in achieving their goals.

We want to recognize all for the wonderful work they carry out with our students on a daily basis and congratulate them for receiving these honors.

Recommendation: For Recognition Only

Fiscal Impact: None

\* **D.3 Recognizing WCCUSD Teachers of the Year Don Wilson and David Flores**

Comment:

In 1972, California began recognizing outstanding teachers, establishing the Teachers of the Year Program. This program is open to all teachers in public and private schools who teach pre-kindergarten through twelfth grade. Contra Costa County has participated in the program since its beginning.

Mr. Donald Wilson and Mr. David Flores have been selected as WCCUSD's 2009-2010 Teachers of the Year. Both teachers have been submitted for the county-level competition.

Mr. Wilson, who came to Pinole Valley High School in 1993, is an educator who has repeatedly proven to be a teacher of the highest caliber and an outstanding representative of the teaching profession. He is widely recognized by peers, parents, and especially students, as a teacher who consistently ensures that all students in his care achieve at the highest level and are fully prepared to be successful in college and later life. The administration and staff at Pinole Valley High School look up to Mr. Wilson as a model teacher who actively engages students in learning through dynamic lessons. His enthusiasm for teaching makes learning engaging and exciting for his students, who are eager to praise his classes. He is fully student centered in his work and sets high expectations that students consistently rise to. In addition, he frequently serves as a mentor to newer teachers and guides them in developing successful teaching skills that assist them in engaging students with the same enthusiasm he does.

Mr. Wilson has also been Coordinator of the School to Career program at Pinole Valley High School for many years. In this area he has developed an exemplary program that has involved hundreds of students in experiences that prepare them for both college and the work force. He collaborates with local businesses to create job shadowing experiences and internships for students. The impact this has on the college work and career choices of students is immeasurable.

**Mr. Donald Wilson has been selected as one of five finalists in the Contra Costa County Teacher of the Year Program. If selected as County Finalist, Mr. Wilson will go on to be considered for California State Teacher of the Year.**

Mr. David Flores is a sixth grade teacher at Grant Elementary School who serves a student population that consists of over 75% English Learners in an area highly impacted by poverty and the many stresses found in the inner city. Mr. Flores consistently provides his students with a strong and diverse education that focuses on moving all students to proficiency in both academics and English language development. He is respected by students, teachers and parents and is an outstanding choice to represent Contra Costa County in the California Teacher of the Year program.



Mr. Flores is a model teacher who actively engages students in learning through dynamic lessons. He is known for bringing in a variety of outside resources to supplement his teaching. Visitors this year have included the Mayor of Richmond who talked about how city government operates. Mr. Flores is highly skilled at differentiating instruction so that the needs of every student are fully addressed, while high levels of academic rigor are maintained. In addition, Mr. Flores is skilled in building strong links between the classroom and home and provides multiple means for parents to be involved in their children's education.

Congratulations to Mr. Wilson and Mr. Flores on attaining this recognition and their commitment to excellence in education.

Recommendation: For Recognition Only

Fiscal Impact: None

\* **D.4 ACSA Region VI and Valuing Diversity Award**

Comment:

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

This year Janet Scott was selected as the ACSA Region VI winner and as the state ACSA recipient of the Valuing Diversity Award.

The recipient of this award must have exemplified outstanding leadership in developing and implementing programs that have enhanced the support and value of student diversity.

Also, the administrator must foster a positive school climate that promotes the awareness and celebration of diversity, empowers and supports staffs to take risks in developing programs for all students, develops strong community partnerships to ensure success for all students, models and values the maintenance of high academic standards for all students and shares pertinent information regarding diversity with parent and professional organizations.

Recommendation: For Recognition Only

Fiscal Impact: None

\* **D.5 Budget Report Updates**

Comment:

Staff will provide information for the 2008-09 and 2009-10 district budget.

Recommendation: For Information Only

Fiscal Impact: None

\* **D.6 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. Three minutes may be allowed for each subcommittee or group listed below:

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

**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. 85-0809: Classified School Employee Week, May 18-22, 2009**

Comment:

The State of California has designated May 18-22, 2009 as Classified School Employee Week. We honor their time, their energy, and their commitment to the children of West Contra Costa Unified School District.

Recommendation: Recommend Approval

Fiscal Impact: None

\* **F.2 Resolution No. 86-0809: California “Day of the Teacher”**

Comment:

We wish to recognize all of the teachers who give their energy, their intellect, their commitment, and their love to the students of West Contra Costa Unified School District with a resolution proclaiming May 13, 2009 as the “Day of the Teacher.”

Recommendation: Recommend Approval

Fiscal Impact: None

\* **F.3 Resolution No. 79-0809: Declaration to Hire 30-Day Substitutes on CBEST Waivers**

Comment:

There is a statewide shortage of qualified substitutes. The requirement that each 30-day substitute CBEST waiver request be approved by the Board of Education before the waiver request is submitted has been relaxed by the Commission on Teacher Credentialing (CCTC). Instead, they will require a governing board to declare that the district has hired teachers from the substitute pool to implement the Class Size Reduction Program and is now experiencing difficulty in recruiting individuals who qualify for the 30-day Substitute Teaching Permit. This declaration need be approved only once for all CBEST waivers requested in 2009-2010. This item may not appear on the consent calendar for the governing board meeting. Our district will continue to recruit and search for fully credentialed teachers while using this assignment option.

Recommendation: Recommend Approval

Fiscal Impact: None

**G. DISCUSSION ITEMS**

\* **G.1 Initiation of District Mentoring Program**

Comment:

This proposal is intended to help with reducing the drop out rate at WCCUSD and for helping the district retain more of its students. With drop out rates estimated to be as high as 40% in some years, we know that additional efforts are needed to help all WCCUSD students remain in school and get the preparation they need to have a bright future. School Districts throughout California and the United States struggle with drop out issues and WCCUSD would benefit from working closely with other districts throughout the region and the state. It has been widely reported that students who drop out of high school are more likely to have negative outcomes such as difficulty being engaged in the workforce, or increased likelihood of being impacted by crime and violence. It is the intent of this proposal to help all WCCUSD students remain in school and get preparation for bright futures in post secondary education, vocational training, or other opportunities that will help those students develop marketable skills.

At the heart of this proposal is the premise that the best way to prevent students from dropping out is to insure that every student is accounted for at all times. Put another way, students in WCCUSD would be known by name by WCCUSD staff, volunteers, family members, and partners, and each student would

have a success plan for achieving a bright future. This proposal sets out to develop a way to meet such outcomes.

This proposal seeks to chart a course where every student at the high school level will be known by name and to have a documented success plan. The proposal calls on WCCUSD staff and partners to develop a success plan for each high school age student in the district and to help connect those students to resources and experiences that will help students achieve their future success. This proposal also emphasizes the importance of strong tracking systems that allow WCCUSD staff and partners to keep track of the whereabouts of students and other activities to support overall retention. (Student success goals could be coming to school daily, improving grades, attending college seminars, working in an internship, etc.)

The following examples highlight how the program might work.

The Principal and school staff establish a database for tracking the whereabouts of each student for the duration of that student's tenure at the school. If the student stops coming to school or transfers, information related to that student's whereabouts would be updated in the database.

The Principal and school staff convene a meeting with local volunteers who would be interested in working with students. These could be volunteers from local businesses, local government agencies, non profit agencies and others who are willing to help students develop bright futures.

The Principal and school staff convene a meeting with each student in which the student develops a yearly goals plan that relates to some future goal that student has for his/her future. The student and staff highlight who will do what to reach the goals (responsible parties) in those plans and how the student will get help towards his or her future goals.

For all intents and purposes, this approach could be piloted in one high school, then expand to other high schools and then middle schools as the details of implementation get worked out. Potential partners could include the local chamber of commerce, local government agencies, parent groups, and local non profits.

A steering committee of interested parties should be developed to guide and support the work of the effort and to insure that there is accountability in implementation. This group could also start out by examining relevant trends in truancy and drop out issues and establish annual benchmarks for retention or reducing drop out rates. By adopting this concept proposal the WCCUSD Board of Directors directs staff to develop additional plans for moving such a concept forward for implementation.

Recommendation: That the Board discuss the proposal and determine the next step(s) in supporting the retention of high school students in school.

Fiscal Impact: Unknown

\* **G.2 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 – May 11, 2009 Special Meeting, 6:30 PM  
Lovonya DeJean Middle School – May 20, 2009 Regular Meeting

**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, 2009**

**1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

1. Negotiator: Superintendent / Dr. Bruce Harter
2. Property: Land located on either side of Lexington Avenue between Stockton Avenue and Eureka Street in El Cerrito, CA. Price and all terms of agreement.
3. Property: 1021 Navellier Street, El Cerrito, CA. Price and all terms of agreement.

**2. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION**

[Government Code Section 54956.9(a)]

1. WCCUSD v. RDS Architects
2. Lumagbas et al. v. WCCUSD et al.
3. Srago 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**

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

- Elementary School Principal
- Middle School Principal
- Middle School Vice Principal
- High School Principal
- High School Assistant Principal
- Coordinator of State and Federal
- Coordinator of Educational Services

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

**8. STUDENT DISCIPLINE/STUDENT PRIVACY ISSUE (Education Code Section 35146)**

- a. Expulsions
- b. Special Education Waiver

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

**10. REPORT OF CLOSED SESSION ACTIONS**