

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION
MEETING AGENDA
JUNE 24, 2009**

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

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 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.

ATTENDING BOARD MEETINGS:

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

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

Time: The **Board of Education's Open Session meeting will begin at 6:30 PM.** The Board will convene at **5:00 PM** in the Multi-Purpose Room to receive comments from anyone wishing to address the Board regarding closed session items (Exhibit A). The Board will then adjourn to closed session and reconvene in open session to address the regular agenda (Exhibits B-G) at 6:30 PM.

Special Accommodations: Upon written request to the District, disability-related modifications or accommodations, including auxiliary aids or services, will be provided. Please contact the Superintendent's Office at 510-231-1101 at least 48 hours in advance of meetings.

"of children be more careful than anything."
e.e. cummings

B. OPENING PROCEDURES

B.1 Pledge of Allegiance

B.2 Welcome and Meeting Procedures

B.3 Roll Call

B.4 Report/Ratification of Closed Session

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

* **B.6 Board Minutes:** June 3, 2009; June 6, 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 Contracted Services**

Comment:

Permission is requested of the Board of Education to approve contracts for services as detailed dated June 24, 2009.

Recommendation: Recommend Approval

Fiscal Impact: As noted per contracts summary

***CI C.2 Grants/Awards/Agreements**

Comment:

Formal Acceptance is requested of the Board of Education to accept the grants/awards/agreements as detailed dated June 24, 2009.

Recommendation: Recommend Approval

Fiscal Impact: As noted per grants summary

***CI C.3 Acceptance of Donations**

Comment:

The District has received donations as summarized dated June 24, 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.4 Approval of Fund-Raising Activities**

Comment:

The planned fund-raising events for the 2008-09 school year are summarized dated June 24, 2009.

Recommendation: Recommend Approval

Fiscal Impact: Additional revenue for schools

***CI C.5 Summary of Payroll and Vendor Warrant Reports**

Comment:

Attached are the summaries of Payroll and Vendor Warrants issued during the month of May, 2009.

Total of payroll warrants: \$10,563,265

Total of vendor warrants: \$17,836,465

Recommendation: Recommend approval of the payroll and vendor warrant reports.

Fiscal Impact: As noted above

***CI C.6 Agreements for Nonpublic, Nonsectarian School/Agency Services**

Comment:

Permission is requested of the Board of Education to approve the Master Contracts between the District and named schools/agencies for nonpublic, nonsectarian school/agency services for the period of July 1, 2009 through June 30, 2010.

Recommendation: Recommend Approval

Fiscal Impact: \$7,500,000.00 Non-LCI / LCI

***CI C.7 Community Budget Advisory Member Ratification**

Comment:

The Community Budget Advisory Committee (CBAC) met on April 23, 2009. The voting members approved the following members for the 2009-10 term: Eduardo Martinez, Sue Kahn and Charles Johnson. The selection is subject to ratification by the School Board at a regular Board of Education meeting.

Recommendation: Recommend Approval

Fiscal Impact: None

***CI C.8 Certificated Personnel Changes**

Comment:

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

Recommendation: Recommend Approval

Fiscal Impact: None

***CI C.9 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: \$229,875. Funding sources as noted.

***CI C.10 Ratification and Approval of Negotiated Change Orders**

Comment:

Staff is seeking ratification of Change Orders on the following current District construction project: Kennedy High School Painting. 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 the Mira Vista Elementary Sitework project is required by the Board, with special findings as noted below, because this is 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.

In addition to the Construction Change Orders, this action includes four Changes Orders to the modular building contracts at: Ford Elementary School Temporary Campus; Leadership Public Schools Temporary Campus; Richmond College Prep Modular Campus; and DeAnza High School Temporary Campus. These changes to the approved contracts include modifications to the scope of work—for example adding buildings, changing ramps, or making interior modifications in order to meet educational program needs. Ratification and approval is required as noted.

Recommendation: Ratify and approve negotiated Change Orders as noted

Fiscal Impact: Total ratification and approval by this action: \$106,887.82.

***CI C.11 Approval of Architect Selection and Award of Contract for Coronado Elementary Programming and Master Planning**

Comment:

At its meeting on June 3, 2009, the Board approved Coronado Elementary School to proceed to the Programming and Master Planning phase of work for renovation or reconstruction. The Board also directed staff to initiate an architect selection process immediately to ensure timely action on initiating the planning process at the site. Pursuant to the Board's direction, staff has initiated a selection process with the Coronado Site Committee. Three architectural firms were selected by staff for interviews at the school. The firms are all currently in the pre-qualified architect pool designated by the Board in 2006 for Measure J projects. Interviews were conducted on June 10, 2009 with the Coronado Site Committee. The recommended firm is WLC Architects.

Staff met with WLC Architects, at which time WLC provided proposed fees for Programming and Master Planning. The Architects anticipate a process which will look at a number of options for the Coronado site to allow the District flexibility for a range of budgets which may be available. The options to be reviewed will include full renovation of the existing buildings plus limited new construction to meet program requirements. As a part of this approach, the Architects will provide a prioritized menu of renovations for the District—in case limited funds are available. The team will also review options for full reconstruction of the site. It is anticipated that the work can begin over the summer with facilities assessments and background work. Intensive work with the Site Committee and community outreach is a part of the process and will be scheduled for the beginning of the next school year. It is anticipated that a Master Plan can be brought to the Board in late fall 2009.

Recommendation: Approve recommended architect selection and award contract for Programming and Master Planning services

Fiscal Impact: \$185,000. Funded by the Measure J Bond.

***CI C.12 Coronado Elementary Fence & Gates Replacement Emergency Repair Program Contract Award**

Comment:

The District has received funding from the State Emergency Repair Program (“ERP”) to replace seriously deteriorated fencing and gates at the Coronado Elementary site.

Seville Group (“SGI”) prepared bid documents for the state-approved project. A public bid process was conducted. Bids were opened on May 27, 2009. Four Contractors submitted bids. They are as follows: Bailey Fence \$23,961; Golden Bay Fence \$22,900; AAA Fence \$20,249; and Chain Link Fence \$14,728. The lowest responsive, responsible bidder is Chain Link Fence at \$14,728.

Recommendation: Award contract to lowest responsive, responsible bidder

Fiscal Impact: \$14,728. Funded from the Emergency Repair Program (“ERP”)

***CI C.13 Coronado Elementary Interior Windows, Abatement, Trim Emergency Repair Program Contract Award**

Comment:

The District has received funding from the State Emergency Repair Program (“ERP”) to replace seriously deteriorated windows at the Coronado Elementary site.

Seville Group (“SGI”) prepared bid documents for the State-approved project. A public bid process was conducted. Bids were opened on June 10, 2009. Four Contractors submitted bids. They are as follows: Parc Services \$774,829; Nema Construction \$630,000; Ionian Construction \$515,000; and, Pinguelo Construction \$500,907. Pinguelo Construction is the lowest responsive, responsible bidder at \$500,907.

Recommendation: Award contract to lowest responsive, responsible bidder

Fiscal Impact: \$500,907. Funded from the Emergency Repair Program (“ERP”).

***CI C.14 Crespi Fire Reconstruction Construction Management Services Award of Contract**

Comment:

The next step in completing the reconstruction of the fire-damaged administration building at Juan Crespi Middle School is for the District to retain a project and construction management (PM/CM) team to oversee the work. At its June 10th meeting, the Facilities Subcommittee addressed the process of selecting a firm to provide PM/CM services for the reconstruction of the administration building at Juan Crespi Middle School. After a full vetting of information provided to the Board, subsequent Board actions and a discussion regarding the application of our processes, it was determined that the current qualified list should be used as the basis of the selection. The Subcommittee selected and recommended that SGI be awarded the contract.

Recommendation: Award contract to SGI

Fiscal Impact: Funded from fire insurance proceeds

***CI C.15 Verde Elementary Sitework Playground Renovations Project Award of Contract**

Comment:

The final step in completing the full renovation of Verde Elementary School is to upgrade the playground and complete sitework that was not finished during the main project in 2004. The scope of work includes playground asphalt repairs, play structure upgrades, new games and striping. The project also has a major site safety component with the installation of new perimeter fences and gates—including ornamental ironwork gates at the bridge entry to campus. The project also includes the installation of a new parking area adjacent to the administration building and associated security lighting, drainage and fencing.

Powell and Partners Architects prepared plans and specifications for the Verde project. The District conducted a public bid of the project. Bids were opened on June 2, 2009. Seven Contractors submitted bids. They are as follows: WR Forde \$949,000; Blossom Valley \$912,418; Bruce Carone Paving \$832,274; A&E Emaar \$825,000; Evans Brothers \$795,799; Bay Cities Paving and Grading \$726,000; and ERA Construction \$525,562. After the bid, and within the timeframe identified in the specifications, ERA Construction notified the District that there was a mathematical error in the calculation of its bid.

ERA's bid was withdrawn with the concurrence of the District. The lowest responsive, responsible bidder is Bay Cities Paving and Grading at \$726,000.

Recommendation: Award contract to lowest responsive, responsible bidder

Fiscal Impact: \$726,000. Funded from the Measure J Bond.

***CI C.16 School Consolidation Moving Services Contract Awards**

Comment:

A major element of the School Consolidation process is moving teachers, staff, and school contents from the three schools being closed to newly assigned sites. These are complex moves, with each of the closed sites sending teachers, staff, and contents to a number of different locations. The District's School Consolidation Team prepared bid documents which would give the District flexibility in the moves by circulating request for proposals based upon costs for unit prices to move a closing sites' contents to any location within the District. For example, the proposals request each firm to provide costs for: a four-person crew + supervisor for 8 hours; a standard mid-sized moving truck + fuel for 8 hours; and costs for boxes and labels.

Proposals from the moving companies were received on June 9, 2009. Seven moving companies submitted proposals. When ranked on the basis of total cost of Crew + Truck, the proposals are as follows: Mayflower \$2,470; Cor-o-van \$1,596; Doubleday \$1,577; Valley Relocation & Storage \$1,532; Chipman \$1,520; Crossroads \$1,486; and, Moving Solutions \$1,168. The lowest unit price mover is Moving Solutions at \$1,168 per day for Crew and Truck.

The total number of moving days is not known exactly, however, it is anticipated that there may be up to 40 total moving days needed under this contract. That would result in a total cost of just under \$50,000 for the base contract. Additional time may be needed depending up moving complexities at the sites.

Recommendation: Award contract to lowest unit price mover

Fiscal Impact: Base Contract Crew + Truck and boxes/labels, not to exceed \$50,000. Funded from the Special Reserve for Capital Outlay (Fund 40).

***CI C.17 Revised Board Policy BP 6164.6 – Identification and Education Under Section 504**

Comment:

On September 25, 2008, President Bush signed into law the American with Disabilities Amendments Act of 2008, which became effective on January 1, 2009. The act expanded the scope of disabilities covered under the Americans with Disabilities Act ("ADA") and Section 504 of the Rehabilitation Act of 1973 ("Section 504") as well as the protections available to students.

There are three key provisions of the Act that impact school districts as educators in terms of their responsibilities under the ADA and Section 504: (1) the definition of "disability" is expanded; (2) "major life activities" are clarified and expanded, and (3) most mitigation measures may no longer be considered in disability determinations.

Due to this the district's Section 504 policies, procedures, training materials, manual and forms had to be revised.

Recommendation: Board Approval

Fiscal Impact: None

***CI C.18 Approval of Board Member to Attend California Latino School Boards Association (CLSBA) Conference**

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 member Antonio Medrano has expressed an interest in attending the California Latino School Boards Association Unity 2009 Conference. Expenses including registration, fees, travel, food and lodging are estimated to total approximately \$750.00. Funds for Board travel and conference are budgeted and there is sufficient funding within that budget.

Recommendation: That the Board authorize member Antonio Medrano to attend the CLSBA conference.

Fiscal Impact: \$750.00. General Fund.

***CI C.19 Resolution 98-0809 in Support of 55% Parcel Tax Threshold**

Comment:

SCA 6 (Simitian) places a constitutional amendment on the ballot in 2010 to ask voters if they support school districts having the ability to pass local parcel taxes with a 55% vote threshold instead of the current two-thirds. This would make the vote threshold for parcel taxes the same as for local general obligation bonds for school facilities.

Recommendation: That the Board adopt Resolution No. 98-0809 in support of lowering the parcel tax threshold to 55%

Fiscal Impact: None

D. AWARDS, RECOGNITIONS, AND REPORTS

*** D.1 Recognition of Boy Scouts of America Eagle Scout Nick Ortega**

Comment:

Nick Ortega, a graduating senior at Hercules Middle High School, is obtaining the rank of Eagle Scout of the Boy Scouts of America.

Nick's project to restore the landscaping at the entrance of Ohlone Elementary School is a major requirement necessitating the planning and organization of a large-scale community service project. While the school district and the state of California are experiencing major budget reductions, Nick's project called on volunteer resources to complete. The scope of the project includes removal of overgrowth and replacement with healthy new plants and updating the irrigation system with drip lines to water more efficiently.

The characteristics of planning, development and leadership demonstrated in the implementation of this project are qualities that will serve Nick in his future career choices.

Recommendation: For Recognition Only

Fiscal Impact: None

* **D.2 Measure J Bond Sale Update**

Comment:

Staff will provide information and the schedule related to the Measure J Bond Sale. Dave Olson from KNN Inc. will provide a brief presentation and answer questions from the Board of Education.

Recommendation: For Information Only

Fiscal Impact: None

* **D.3 Standing Reports**

Representatives of the following committees and employee unions are invited to provide a brief update to the Board. Representatives from these groups need to sign up to speak prior to the beginning of this item on the agenda by submitting a “Request to Address the Board” form. 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	
Youth Commission	

E. PUBLIC AND COMMITTEE COMMUNICATIONS

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

* **E.1 Request to Address the Board – Support for the WCCUSD Adult Education Program**

Comment:

Kristen Pursley has made a request to address the Board on behalf of “Communities Organized to Save Adult School.”

Recommendation: For Information Only

Fiscal Impact: None

* **E.2 Request to Address the Board – Growing West County School Gardens (GWCSG)**

Comment:

Graciella Rossi from Tara Hills Elementary and Yulia Solovieva from LaVonya DeJean Middle School will be presenting a power point to the Board regarding GWCSG programs and accomplishments.

GWCSG is a group comprised of dedicated teachers and parents from 17 schools throughout West Contra Costa Unified School District who are actively involved in their school garden and are passionate about getting their students more involved with science, language arts and math through gardening. Gardening at schools has been noted to increase test scores and skills, give students a sense of responsibility and accomplishment and also connect them with their community. This group last gave an update in 2007 to the board.

Recommendation: For Information Only

Fiscal Impact: None

* **E.3 Superintendent’s Report**

* **E.4 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 Public Hearing and Adoption of the 2009-10 Budget**

Comment:

Education Code Section 42127 requires the governing board of each school district to adopt a budget for the subsequent year, on or before July 1st. The budget including the multi-year plan is subject to the review and approval of the State Trustee and the County Superintendent. Any revisions to the school district’s budget which results from passage of the state budget will be presented to the governing board within 45 days after the Governor signs the State Budget Act.

The budget document is available for public inspection at the District’s website at wccusd.net or in the lobby of the Administration Building at 1108 Bissell Avenue, Richmond.

A public hearing will be held, and staff will provide an overview of the proposed budget delineating the significant revenue and expenditure components. The final proposed budget is presented to the Board of Education for approval.

Delivered under separate cover.

Recommendation: Recommend Approval of the 2009-10 Budget

Fiscal Impact: Balanced Budget

* **F.2 Presentation, Public Hearing and Adoption of West Contra Costa Unified School District's Initial Bargaining Proposal to Public Employees, Local One for 2009-2010**

Presentation and Public Hearing of Initial Bargaining Proposal

Background Information: Pursuant to the Educational Employment Relations Act, the initial proposal for negotiations by school districts and labor unions must be submitted at a public meeting of the governing board. The initial proposal of the West Contra Costa Unified School District will be presented, at which time the public is allowed comment on this proposal. A copy of the proposal is provided in the board meeting packet, which is available at the District's Administration Building, six high schools and online at the District's webpage.

Recommendation: That the Board of Education hold a public hearing on the District's initial bargaining proposal to Public Employees, Local One for 2009-2010.

Board Adoption of Initial Bargaining Proposal

Background Information: Following the public hearing on its initial bargain proposal, the Board of Education will be asked to adopt the District's proposal to Public Employees, Local One for 2009-2010.

Recommendation: That the Board of Education adopt the initial bargaining proposal for labor negotiations with Public Employees, Local One.

Fiscal Impact: To be determined

* **F.3 Presentation, Public Hearing and Adoption of West Contra Costa Unified School District's Initial Bargaining Proposal to School Supervisors Association for 2009-2010**

Presentation and Public Hearing of Initial Bargaining Proposal

Background Information: Pursuant to the Educational Employment Relations Act, the initial proposal for negotiations by school districts and labor unions must be submitted at a public meeting of the governing board. The initial proposal of the West Contra Costa Unified School District will be presented, at which time the public is allowed comment on this proposal. A copy of the proposal is provided in the board meeting packet, which is available at the District's Administration Building, six high schools and online at the District's webpage.

Recommendation: That the Board of Education hold a public hearing on the District's initial bargaining proposal to School Supervisors Association for 2009-2010.

Board Adoption of Initial Bargaining Proposal

Background Information: Following the public hearing on its initial bargain proposal, the Board of Education will be asked to adopt the District's proposal to School Supervisors Association for 2009-2010.

Recommendation: That the Board of Education adopt the initial bargaining proposal for labor negotiations with School Supervisors Association.

Fiscal Impact: To be determined

* **F.4 Presentation, Public Hearing and Adoption of West Contra Costa Unified School District's Initial Bargaining Proposal to United Teachers of Richmond for 2009-2010**

Presentation and Public Hearing of Initial Bargaining Proposal

Background Information: Pursuant to the Educational Employment Relations Act, the initial proposal for negotiations by school districts and labor unions must be submitted at a public meeting of the governing board. The initial proposal of the West Contra Costa Unified School District will be presented, at which time the public is allowed comment on this proposal. A copy of the proposal is provided in the board meeting packet, which is available at the District's Administration Building, six high schools and online at the District's webpage.

Recommendation: That the Board of Education hold a public hearing on the District's initial bargaining proposal to United Teachers of Richmond for 2009-2010.

Board Adoption of Initial Bargaining Proposal

Background Information: Following the public hearing on its initial bargain proposal, the Board of Education will be asked to adopt the District's proposal to United Teachers of Richmond for 2009-2010.

Recommendation: That the Board of Education adopt the initial bargaining proposal for labor negotiations with United Teachers of Richmond.

Fiscal Impact: To be determined

* **F.5 Presentation, Public Hearing and Adoption of West Contra Costa Unified School District's Initial Bargaining Proposal to West Contra Costa Administrator's Association for 2009-2010**

Presentation and Public Hearing of Initial Bargaining Proposal

Background Information: Pursuant to the Educational Employment Relations Act, the initial proposal for negotiations by school districts and labor unions must be submitted at a public meeting of the governing board. The initial proposal of the West Contra Costa Unified School District will be presented, at which time the public is allowed comment on this proposal. A copy of the proposal is provided in the board meeting packet, which is available at the District's Administration Building, six high schools and online at the District's webpage.

Recommendation: That the Board of Education hold a public hearing on the District's initial bargaining proposal to West Contra Costa Administrator's Association for 2009-2010.

Board Adoption of Initial Bargaining Proposal

Background Information: Following the public hearing on its initial bargain proposal, the Board of Education will be asked to adopt the District's proposal to West Contra Costa Administrator's Association for 2009-2010.

Recommendation: That the Board of Education adopt the initial bargaining proposal for labor negotiations with West Contra Costa Administrator's Association.

Fiscal Impact: To be determined

* **F.6 Exploration of Local Funding Options**

Comment:

The severe reductions in State funding for public education in California have had and are having a significantly negative impact on educational services in the West Contra Costa Unified School District. The Board has had to reduce programs, eliminate services and layoff staff in order to absorb reductions in funding for 2008-09 and those projected for 2009-10. Many districts have concluded that the only sustainable way to fund public education is through local options that require voter approval.

At the May 20, 2009 meeting, the Board discussed a possible parcel tax as a means to supplement the declining state funding.

Recommendation: That the Board appoint two members as a parcel tax subcommittee and authorize the issuance of a request for qualifications for a parcel tax consultant

Fiscal Impact: None at this time

* **F.7 Resolution No. 96-0809: Authorization to Eliminate Classified Positions and Layoff Classified Employees, After-School Programs**

Comment:

A lack of funds necessitates the elimination of classified positions.

Recommendation: Recommend Approval

Fiscal Impact: To be determined

* **F.8 Resolution No. 97-0809: Resolution to Decrease the Number of Certificated Employees Due to a Reduction in Particular Kinds of Services**

Comment:

During the time period between five days after the enactment of the Budget Act and August 15 of the fiscal year to which the Budget Act applies, if the governing board of a school district determines that its total revenue limit per unit of average daily attendance for the fiscal year has not increased by at least 2 percent, Education Code section 44955.5 provides a school district with the ability to decrease the number of probationary or permanent certificated employees.

Pursuant to Education Code Section 44955.5 the District must adopt a resolution to reduce or eliminate particular kinds of services and notice the appropriate certificated staff, in accordance with the schedule adopted by the Board on June 3, 2009. This action is recommended in order to meet the necessary budget reductions for the 2009-2010 school year.

Recommendation: Recommend Approval

Fiscal Impact: To be determined

* **F.9 District Data Warehouse System and Services**

Comment:

The District accumulates vast amounts of operational and educational data that is stored in separate “information silos.” District data sources include, but are not limited to: PowerSchool (replaces SASI) Student Information System, Encore (SPED), Edusoft, STAR, State Test Results, CAHSEE, SAT, Advanced Placement, Follett, Blackboard Connect Ed, Food Services (Winsnap), English Learner Services, Bi-Tech and School Dude. Business and operational information systems, like Bi-Tech and School Dude, do provide the information (data) needed to run the day-to-day operations of the District; but what is needed is for all these different kinds of information to be readily available and integrated at one location to make strategic decisions. Sometimes a particular department (ITS, Finance, SPED, Assessment, Educational Services) or school can produce ad hoc reports from a single application. But in most cases, the reports need data from multiple systems, requiring the writing of extract programs to create intermediary files that could be used to produce the ad hoc reports. This process is very labor intensive, requiring specialized technological skills.

Implementation of the District Data Warehouse System and Services will provide the data needed for strategic decision making and is available in an interactive manner. District employees will be able to query online and get results. The information will be in a format suitable for analysis. The data warehouse is a simple concept involving different functions: data extraction, data loading, transforming the data, storing the data, and providing easy-to-use (and friendly) user interface.

This project also follows a key recommendation from the NCEA (National Center for Educational Accountability) report.

Recommendation: Approve implementation of the District Data Warehouse System and Services

Fiscal Impact: \$500,915.00 for software, hardware, installation, and one year’s software maintenance cost. Funding source: Microsoft voucher money

* **F.10 Consolidation of Adult Education Administration**

Comment:

On February 11, 2009, the Board approved a school closure plan that included moving the Adult Education operations into a single facility at Kennedy High school for the 2010-11 school year. A few days later the California Legislature adopted a 2009-10 budget that essentially eliminated categorical funding for a host of programs including Adult Education. On April 1, 2009, the WCCUSD Board approved transfer of categorical funds from the “Tier III” programs including Adult Education to the general fund of the district.

In order to reduce overhead expenses and put the maximum available resources into programs for the adult population, district staff made plans to consolidate the administrative functions of the Adult Education facilities into a single site at Alvarado. Staff conducted a comparison of the two sites on four dimensions: space availability, access to public transportation, expenditures for site improvements and security. In each dimension, Alvarado was found to be more suitable than the Serra site.

Since Adult School programs are offered at schools, senior centers and community centers, the classes that have been at Serra and that will remain after the program reductions will be offered at other facilities in the central part of the school district including Mira Vista, Riverside, Ford, Grant and Wilson Elementary schools and Helms Middle school as well as in other community centers and other facilities.

Recommendation: That the Board approve the closure of the Serra facility

Fiscal Impact: Operating savings of \$85,000 annually

G. DISCUSSION ITEMS

*** G.1 Agenda Setting Process**

Comment:

Bylaw 9322 governs the process by which the Board establishes the agenda. During a retreat on January 24, the Board opened a discussion about the mechanics of the agenda setting process. One of the topics that the Board had planned to discuss at the June 6 Board retreat was the process the Board uses for establishing the Board's agenda. Since the facilitator was ill and unable to attend, the Board cancelled the retreat. Key questions for the Board to consider:

1. What role should the subcommittees of the Board play in the agenda setting process? How can a Board member who does not serve on a particular subcommittee participate in reviewing an item when he/she cannot participate in the subcommittee as a result of Brown Act limitations?
2. What level of planning and detail does the Board require in consideration of new initiatives that come before the Board either from individual Board members, the public or as a result of a recommendation from a subcommittee of the Board? Does the Board require a detailed plan, timeline and funding source? Given the sharp decline in resources for current initiatives, will the Board add new initiatives without eliminating previous ones?

Recommendation: That the Board discuss the process used for establishing the Board meeting agenda and provide direction about modifications to the Bylaw that would be brought back to the Board at a subsequent meeting.

Fiscal Impact: None

* **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 – July 8, 2009

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

June 24, 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 Vice Principal
High School Assistant Principal
K-12 Instructional Specialists
Coordinator of State and Federal
Coordinator of Educational Services

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

8. STUDENT DISCIPLINE (Education Code Section 35146)

- a. Expulsions

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

10. REPORT OF CLOSED SESSION ACTIONS