

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION
MEETING AGENDA
JUNE 3, 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 Presentation of Student Board Representative Cindy Pineda, North Campus Continuation High School**

Comment:

Student Board Representative Cindy Pineda will be representing North Campus Continuation High School at the Board of Education on June 3, 2009. We would like to recognize and commend her 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: May 19, 2009; May 20, 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 3, 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 3, 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 3, 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 3, 2009.

Recommendation: Recommend Approval

Fiscal Impact: Additional revenue for schools

***CI C.5 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 June 3, 2009.

Recommendation: Recommend Approval

Fiscal Impact: None

***CI C.6 Notification of Claims Rejected**

Comment:

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

Recommendation: Ratify the rejection of claims

Fiscal Impact: None

***CI C.7 Routine Personnel Changes - Classified**

Comment:

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

Recommendation: For Information Only

Fiscal Impact: None

***CI C.8 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: \$110,730. Funding sources as noted.

***CI C.9 Ratification and Approval of Negotiated Change Orders**

Comment:

Staff is seeking ratification of Change Orders on the following current District construction project: Dover Elementary School Ph. 2 Sitework. 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 Orders for the DeAnza High School Fieldhouse and the DeAnza High School Demolition and Site Utilities projects 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: \$79,100.65.

***CI C.10 School Consolidation Modulars Contract Award**

Comment:

The District needs additional classroom space to handle school consolidation from the three schools being closed this year. This contract will provide one building each for 6th grade adds at Chavez, Coronado, and Wilson. In addition, five buildings are anticipated to be added at Fairmont. WLC Architects is providing architectural and engineering services for the Fairmont project. The District needs to purchase the buildings due to all existing District-owned building stock having clouded Division of State Architect ("DSA") approval history, which could delay the project at DSA. These buildings must be installed by

August. 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, transportation and installation at the site.

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

Fiscal Impact: \$248,496. Funded from Special Reserve for Capital Outlay, Fund 40.

***CI C.11 DeAnza High School Fitness Center Modulars Sitework & Utilities Project Award of Contract**

Comment:

The DeAnza High School project has included the demolition of the school’s existing gymnasium and indoor PE spaces. The new gym will not be completed for 2-3 more years. During that time, the District needs to provide indoor PE spaces, similar to what was provided at the El Cerrito Temporary campus during that site’s construction. This contract includes the sitework, paving, utilities hookups and installation of modular buildings which will accommodate the new Fitness Centers. The modular building contracts have been previously approved by the Board.

DLM Architects has prepared plans and specifications for the DeAnza project. The District conducted a public bid of the project. Bids were opened on Thursday, May 14, 2009. Eight Contractors submitted bids. They are as follows: Terra Nova Engineering \$328,000; Evans Brothers \$287,800; W.R. Forde \$257,000; Trinet Construction \$233,000; Dan Electric \$217,000; Bruce Carone Grading \$208,000; ERA Construction \$199,160; and, Bay Cities Paving and Grading \$188,278. The lowest responsive, responsible bidder is Bay Cities Paving and Grading at \$188,278.

Recommendation: Award contract to the lowest responsive, responsible bidder

Fiscal Impact: \$188,278. Funded from the Measure J Bond.

***CI C.12 DeAnza High School Fitness Equipment Award of Contract**

Comment:

During the reconstruction of DeAnza High School, there will be no gym or Physical Education facilities on campus, with the exception of the new Fieldhouse locker and shower buildings. In order to provide for basic PE facilities, the District is installing two modular buildings adjacent to the new Fieldhouse buildings which will be used as workout, fitness rooms. In order to provide an appropriate PE program on the site, the District has initiated the purchase of fitness equipment for these rooms. The equipment proposed includes treadmills, stairmasters, elliptical cross trainers, and a full range of weight machines. This is similar to the equipment provided for the temporary campus at El Cerrito High School. This equipment will be used during the DeAnza construction in temporary facilities and then transferred into the new fitness rooms in the future gym building. The District conducted a public bid process for this

equipment. Bids were opened on Tuesday, May 26, 2009. Three Contractors submitted bids. They are as follows: Fitness Concepts \$179,032.85; Optifit \$149,891.90; and Gym Doctors \$148,428.10. The lowest responsive, responsible bidder is Gym Doctors at \$148,428.10.

Recommendation: Award contract for DeAnza fitness equipment to the lowest responsive, responsible bidder.

Fiscal Impact: \$148,428.10. Funded from the Measure J Bond.

***CI C.13 Community Advisory Committee (CAC) for Special Education**

Comment:

The Community Advisory Committee (CAC) for Special Education is a state mandated parent/community advisory group. The members are composed of special education parents, members of the community, teachers and other staff members who are interested in participating. The CAC advises the special education department and reviews the Special Education Local Plan.

The CAC By-Laws stipulate that “The CAC shall submit names of nominees to the Superintendent for approval. Formal appointment shall be made by the School Board” (CAC By-Laws, November, 2002).

The nominees provided are to serve as members of the CAC Membership for 2009-11. Also provided, are the current members who are serving from 2008-10.

Recommendation: Board Approval

Fiscal Impact: None

***CI C.14 Modification of Board Policy 1340 - Access to District Records**

Comment:

Periodic updates to Board Policy are necessary to reflect changes in law. The modifications to Board Policy 1340 reflect the laws regarding public access to district records under the California Public Records Act Government Code 6252-6270).

Recommendation: That the Board approves the changes to Board Policy 1340 - Access to District Records.

Fiscal Impact: None

D. AWARDS, RECOGNITIONS, AND REPORTS

*** D.1 Honor Student Cooper Frye and his Math League Coach Mr. Todd Groves**

Comment:

Mr. Todd Groves teaches the Math League at Portola Middle School. Cooper Frye, a Portola seventh grader, came in first in both individual competitions at the Diablo Regional Math Counts Competition on Saturday, February 28. Math Counts is the most prestigious national middle school competition. Cooper placed ahead of all other students from 17 different schools including Bentley, Head Royce,

Albany, and Prospect Sierra. Cooper also competed in the state finals. We want to congratulate both Mr. Groves and Mr. Frye for a job well done.

Recommendation: For Information Only

Fiscal Impact: None

* **D.2 Recognition of Ford and Washington Elementary Schools – State Title I Academic Achievement Awards (AAA) Program**

Comment:

The purpose of the Academic Achievement Awards (AAA) Program, pursuant to Section 1117(b) of the No Child Left Behind Act, is to recognize Title I schools that exceeded Adequate Yearly Progress for two or more consecutive years and significantly closed the achievement gap among numerically significant subgroups. In order to receive this award, elementary schools need to attain or surpass the API median growth score of 779 and must demonstrate the achievement level of twice their API growth target.

Of the more than 6,000 Title I schools in California, only 200 schools received this award for 2008-09. Ford and Washington Elementary Schools were the only winners in Contra Costa County.

The awards were presented at the Title I AAA Awards Banquet in Anaheim on April 28. Principals Barbara Penny-James and Lisa Levi accepted the awards on behalf of the hard work of students, staff members, families and the community in closing the achievement gap.

Recommendation: For Information Only

Fiscal Impact: None

* **D.3 Recognition of 2008 – 2009 Valedictorians of the Year**

Comment:

The West Contra Costa Unified School District Valedictorian Awards recognizes and honors the senior from each of our High Schools who has exhibited academic excellence throughout their student career and will graduate with the highest grade point average of their senior class.

The District recognizes their outstanding academic excellence.

Recommendation: For Recognition Only

Fiscal Impact: None

* **D.4 Recognition of 2008 – 2009 WCCUSD Scholar Athletes and Scholar Athlete of the Year**

Comment:

The West Contra Costa Unified School District Scholar Athlete award recognizes and honors student athletes not only for their athletic ability but also for their academic and civic leadership. Each site was asked to nominate one eligible male and one female student athlete who exemplifies these qualities. Student athletes are nominated based on their athletic excellence, academic performance, exemplary behavior and leadership roles on their teams and campus.

From these nominees, the District will choose one male and one female Scholar Athlete of the Year in recognition of their contributions and performance.

Recommendation: For Recognition Only

Fiscal Impact: None

* **D.5 Recognition of WCCUSD National Board for Professional Teaching Standards Teachers**

Comment:

The National Board for Professional Teaching Standards (NBPTS) focuses on establishing high and rigorous standards for what accomplished teachers should know and be able to do. NBPTS advances the quality of teaching by developing professional standards for accomplished teaching and creating a system to certify teachers who meet those standards.

Cinda Rapp from Tara Hills Elementary School will introduce the five district National Board Certified Teachers (NBCTs) and then present a certificate to the newest candidate to receive the recognition as a National Board Certified Teacher, Marie Serrano. The six teachers are Cinda Rapp, Mary Angel and Marcella McClinton-Jamerson from Wilson, Gay Grieger-Lods from Grant, Mary Ann Lafosse from Chavez and Marie Stephanie Serrano from Castro.

Recommendation: For Recognition Only

Fiscal Impact: None

* **D.6 Families in Transition – Homeless Education Program**

Comment:

The Homeless Education Program has attracted the attention of Congressional leaders, including Congressman George Miller, as well as national experts who have acknowledged the expertise developed in the West Contra Costa Unified School District. The lynchpin to the program's success is the on-the-street outreach and provision of services to homeless youth and families from diverse populations. Since 2006, the homeless numbers have begun to increase, 560 in 2006- 2007, 721 in 2007-2008 and upwards of 853 this year. Clearly, the economic downturn, coupled with the foreclosure crisis is driving this phenomenon.

By leveraging resources with community based agencies, such as Opportunity West, Greater Richmond Interfaith Program (GRIP), Contra Costa Office of Education and the County Homeless Program, the District's Families in Transition Program is able to expand and increase services to homeless children and youth and their families in the West County community.

The homeless program is funded under 2 funding streams: a CDE grant under the McKinney-Vento Homeless Assistance Program and a Title 1 Part A Homeless set aside. The program provides enrollment assistance, transportation assistance, advocacy, books and school supplies, personal hygiene products, school uniforms, referrals to social services, mental health and physical health services, tutoring, parent education, transfer of records and retrieval of necessary documents for families such as immunization records. These strategies and services have helped to maintain attendance rates, improve academic performance and produce noticeable stabilization in classroom behavior of impacted students.

Recommendation: For Information Only

Fiscal Impact: None

* **D.7 Richmond Tales: The Lost Secrets of the Iron Triangle**

Comment:

In partnership with the West County Reads collaborative, WCCUSD applied for and received a generous grant from the Creative Work Fund to develop and publish a non-fiction piece of literature that reflects our student population. As a result, the prolific author, Summer Brenner, wrote Richmond Tales-The Lost Secrets of the Iron Triangle. Ms. Brenner has based the book upon the experiences of two key characters, Mario and Maisha as they travel through time in Richmond, California.

The book, written for fourth and fifth graders, is sure to appeal to a wider audience as the characters learn the history of Richmond, experience cultural differences, and explore the possibilities of Richmond's future. Literature rarely reflects the local experiences of our students in WCCUSD. This work seeks to provide relevancy and strengthen a student's connection to our community. Undoubtedly, the story of Mario and Maisha reaffirms that our community is powerful and that our students' potential is unlimited.

Recommendation: For Information Only

Fiscal Impact: None

* **D.8 Budget Report Updates**

Comment:

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

Recommendation: For Information Only

Fiscal Impact: None

* **D.9 In Memory of Members of the School Community**

Comment:

The District would like to take time to recognize the contributions of members of our school community who have passed away. The District requests the community to submit names to be reported as a regular part of each agenda.

Oscar Hernandez, a student at De Anza High School, passed away on May 16, 2009. Oscar was very loved by his fellow students and known for going out of his way to make them smile. He was a talented artist and rapper. Oscar had just recorded a rap song to be played in his honor at a lunchtime memorial May 29th.

Our thoughts go out to the family and friends in the loss of their loved one.

Recommendation: For Information Only

Fiscal Impact: None

* **D.10 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 Request to Address the Board – Kenneth Nelson Representing Richmond NAACP**

Comment:

Kenneth Nelson, President of the Richmond Branch of the NAACP, has requested to address the Board regarding student safety issues in the District.

Recommendation: For Information Only

Fiscal Impact: None

* **E.3 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 Master Plan for Renovation of Coronado Elementary School**

Comment:

At its meeting of May 13, 2009, the Board’s Facilities Subcommittee discussed the option of developing a Master Plan and Preliminary Design Concepts for the purpose of adding Coronado Elementary School to the current Measure J Bond Program. The Subcommittee recommends that the staff begin the process of

Master Planning, to include engaging the school's Site Committee to identify renovation/modernization options as appropriate.

Recommendation: Authorize staff to engage consultants to begin Master Planning process

Fiscal Impact: Not known at this time. Master Plan would be funded from the Measure J Bond.

* **F.2 Third Interim Report, 2008-09**

Comment:

When the Governing Board self-certified a qualified Second Interim at the March 4, 2009 board meeting, the District fell under Education Code Section 42131(e) which states:

The governing board of each school district filing a qualified or negative certification for the second report required under Section 42130, or classified as qualified or negative by the county superintendent of schools, shall provide to the county superintendent of schools, the Controller, and the Superintendent of Public Instruction no later than June 1, financial statement projections of the district's fund and cash balances through June 30 for the period ending April 30. The governing boards of all other school districts are encouraged to develop a similar financial statement for use in developing the beginning fund balances of the district for the ensuing fiscal year.

Presented for information are the statements required by the above Education Code.

Recommendation: For Information Only

Fiscal Impact: None

* **F.3 Presentation of the Measure M, Measure D and Measure J 2007-08 Fiscal Audit by Perry Smith, LLP**

Comment:

Staff will present the 2007-08 Fiscal Audit for the Measure M, Measure D and Measure J Bond programs.

The 2007-08 Bond Audit Report 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: Staff recommends acceptance of the audit report

Fiscal Impact: None

* **F.4 Resolution No. 94-0809 Intention to Levy Assessments for Fiscal Year 2009-10, 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 2009-10 year for the MRAD.

Should the Board adopt the resolution tonight, a public hearing will be held on the MRAD on July 8, 2009, 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 July 8, 2009, 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

* **F.5 Resolution No. 95-0809: Adoption of Notice and Hearing Schedule Pursuant to Education Code §44955.5**

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.

Under the provisions of Education Code section 44955.5, the governing board must adopt a schedule for notice and hearing to further reduce Certificated Employees for 2009-2010 school year.

Recommendation: Recommend Adoption of Resolution

Fiscal Impact: To be determined

* **F.6 Preliminary Planning for Demolition of Gompers High School and Adams Middle School**

Comment:

At its meeting of May 13, 2009, the Board's Facilities Subcommittee recommended that the District consider implementing a planning process for the demolition of Gompers High School and Adams Middle School. This recommendation is in the context of the severe deterioration and known seismic deficiencies of the sites. The recommendation reflects the closure of Adams Middle School.

This preliminary planning would focus on developing cost estimates and potential timelines for the work. It would include needed relocations. For example, at the Gompers site the District would need to relocate the Continuation High School, warehouse facilities, and maintenance facilities. This preliminary work could be a part of the upcoming Facilities Master Plan.

Any demolition of these District sites would be completed in accordance with the District's adopted Collaborative for High Performance Schools ("CHP's") standards. These green building standards require salvage of usable materials and full recycling of all major building components.

Recommendation: Board Facilities Subcommittee recommends approval

Fiscal Impact: Not known at this time. Preliminary planning would be funded from the Measure J Bond.

G. DISCUSSION ITEMS

*** G.1 Preliminary Budget for 2009-10**

Comment:

Staff is presenting the general fund portion of the preliminary budget for 2009-10. The final 2009-10 budget is scheduled for a public hearing and adoption at the meeting of the Board of Education on June 24, 2009.

To be delivered under separate cover.

Recommendation: For Information Only

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 – June 6, 2009 Governance Retreat

Lovonya DeJean Middle School – June 24, 2009 Regular Board 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

June 3, 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
- Director of Adult and Alternative Education

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)**

Non-Reelection of Probationary Certificated Employees

10. REPORT OF CLOSED SESSION ACTIONS