

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION
MEETING AGENDA
OCTOBER 20, 2010**

BOARD AGENDA PACKETS AND INFORMATION:

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

Complete Board agendas and packets are available online at: www.wccusd.net/Documents/Board/boardinformation.aspx

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

VIEWING THE BOARD MEETINGS:

Television:

Live television broadcast of regularly scheduled Board meetings is available by the City of Pinole on PCTV Channel 26/28, the City of Richmond KCRT Channel 28 and the City of Hercules Cable Channel 28. Please check the city websites for local listings of broadcast schedules.

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

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

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

ATTENDING BOARD MEETINGS:

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

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

Time: The **Board of Education's Open Session meeting will begin at 6:30 PM.** The Board will convene at **5:00 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 from Hercules High School**

Comment:

A Student Board Representative from Hercules High School will attend the Board of Education on October 20, 2010. We would like to recognize and commend their 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 Minutes: October 6, 2010**

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 Acceptance of Donations**

Comment:

The District has received donations as detailed, dated October 20, 2010. Staff recommends acceptance of these donations.

Recommendation:

Recommend Approval

Fiscal Impact:

As noted per donations summary

***CI C.2 Approval of Fund-Raising Activities**

Comment:

The planned fund-raising events for the 2010-11 school year are detailed, dated October 20, 2010.

Recommendation:

Recommend Approval

Fiscal Impact:
Additional revenue for schools

***CI C.3 Contracted Services**

Comment:
Permission is requested of the Board of Education to approve contracts for services as detailed, dated October 20, 2010.

Recommendation:
Recommend Approval

Fiscal Impact:
As noted per contracts summary

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

Comment:
The summaries of Payroll and Vendor Warrants issued during the month of September, 2010 are detailed:

Total of payroll warrants (August 2010):	\$ 8,521,066
Total of vendor warrants (September 2010):	\$29,462,788

Recommendation:
Recommend approval of the payroll and vendor warrant reports

Fiscal Impact:
As noted above

***CI C.5 Adoption of Resolution No. 28-1011: Replacement of Outdated Warrant**

Comment:
Government Code Section 298029(c) allows the governing board, by resolution, to order a replacement check be issued for a warrant that is stale dated. This resolution authorizes the issuance of a check to replace the outdated warrant for Kimberly Chamberlain. Staff recommends replacement of the stale dated warrant.

Recommendation:
Recommend approval to replace the outdated warrant

Fiscal Impact:
None

***CI C.6 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.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 Three (3) year Cooperative Contract between State of California, Department of Rehabilitation (DOR) and West Contra Costa Unified School District**

Comment:
This Cooperative Contract is designed to jointly serve the mutual clients of the Department of Rehabilitation (DOR) Greater East Bay District and the West Contra Costa Unified School District through the combining of Resources. Students with the most severe disabilities will be referred between their junior and senior year in high school. The intent of these services is to prepare and assist the individual(s) served to obtain and maintain meaningful employment. The partnership provides the following services:

- Intake - Employment Specialists complete DOR Service Application packets and collaborate with student/clients and DOR Counselors to develop Individual Plans for Employment.
- Employment Preparation – Employment Specialists provide job seeking skills training and preparation, either individually or in a group setting, to DOR student/clients prior to entering into a specific job search.
- Job Development and Placement – Employment Specialists assist job ready clients, both in school and out of school, to obtain employment by indentifying specific job openings, assisting in placing the student/clients in the job, orienting the student/clients to the job, and indentify specific ongoing support and resource needs.
- Employment Retention – Continued support provided upon student/client employment.
- Non-Supported Employment Job Coaching – The Job Coach provides individual student/client assistance and support, on or off the job, in activities that are employment related and needed to promote job adjustment and retention.

The partnership expects to achieve the following service outcomes for each of the three fiscal years covered by the contract:

- 181 DOR student/clients who receive employment preparation services
- 34 DOR student/clients who receive job development, placement and follow-up services
- 25 student/clients placed in employment consistent with the Individualized Plan for Employment
- 3-5 student/clients will receive job coaching services.
- Of the DOR student/clients who are placed in employment, 33 will result in a DOR case closure

Recommendation:

Recommend Approval

Fiscal Impact:

WCCUSD will receive up to \$738,474.00 to implement this collaborative contract

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

Comment:

Staff is seeking ratification of change orders on the following current District construction projects: Dover Elementary School New Campus; DeAnza High School Replacement Campus; DeAnza High School Baseball Field; and Portola Middle School Temporary Campus site work. 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.

Recommendation:

Ratify negotiated Change Orders as noted

Fiscal Impact:

Total ratification and approval by this action: \$128,553.81

***CI C.10 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 as noted

Fiscal Impact:

Total for this action: \$114,005. Funding sources as noted

***CI C.11 Leadership Public Schools/Gompers Continuation High School Architectural Services Contract**

Comment:

At the meeting of October 6, 2010, the Board affirmed the direction to proceed with the design of the new campus at the Gompers site for the Leadership Public Schools High School and the Gompers Continuation

High School. The Board has previously authorized architectural services through Schematic Design for Beverly Prior Architects. The Architects have completed the Schematic Design package and the District has completed a cost estimate of the project. At this time it is appropriate to proceed to the next level and authorize preparation of full Construction Documents and Construction Administration Services for the project. This will allow the District to be ready for construction at the Gompers site beginning in 2011.

Recommendation:

Authorize Architectural Services Contract to Beverly Prior Architects

Fiscal Impact:

\$2,991,000. This is the net additional Construction Documents and Construction Administration fee. The Board has previously approved \$656,000 for Schematic Design. The total fee is \$3,647,000. Funded from the Measure J and Measure D 2010 Bonds.

***CI C.12 Purchase of State Re-locatable Buildings**

Comment:

The Board approved the purchase of 30 modular buildings from the Office of Public School Construction at the meeting of August 18, 2010. There are 5 additional buildings which need to be purchased, which were inadvertently left off of the previous purchase authorization.

The buildings are currently in use, it would be difficult and very costly to replace them. The current cost for purchase is \$12,000 per classroom. This is a competitive price, and lower than current market rates from private vendors. These buildings will have a useful service life of another 10 plus years and can be used as a part of our temporary housing strategy for the new Measure D 2010 projects.

Recommendation:

Ratify and approve purchase of modular buildings from the Office of Public School Construction.

Fiscal Impact:

Total for this action: \$60,000. Funded from the Measure J Bond

***CI C.13 Resolution No. 27-1011: Designation of Authorized Agent for Cal EMA, the Office of Emergency Services**

Comment:

The District has been working to close out funding grants received and pending from the California Office of Emergency Services, now called the California Emergency Management Agency or Cal EMA. This agency handles all disaster grants from the Federal Emergency Management Agency, EMA. The District has an open application for the flooding damage at Riverside Elementary School dating to the winter storms of 1996-97. The damage eventually resulted in the demolition of one building on the site. This approval of the authorized agent will expedite project closeout and result in the District receiving funding for which it has submitted claims. It is proposed that the Associate Superintendent for Operations, Mr. Bill Fay, be designated as the authorized agent.

Recommendation:

Approve Resolution No. 27-10-11: Designating the District's authorized agent as the Associate Superintendent for Operations, Mr. Bill Fay.

Fiscal Impact:

None

***CI C.14 Approval of Greenhouse Gas Reduction Grant Program Funding Agreement with Bay Area Air Quality Management District for Energy Efficiency Projects and Renewable Energy System at Hercules Middle High School**

Comment:

As part of a legal settlement related to the expansion of the Conoco Phillips Refinery in Rodeo, the Bay Area Air Quality Management District (“BAAQMD”) initiated a program to fund grants for projects to achieve verifiable, quantifiable reductions in Greenhouse Gas emissions. Priority for the projects is that they be located in the vicinity of the refinery. The West Contra Costa Unified School District submitted a number of grant applications. The District was successful in receiving two grants for Hercules Middle High School. They are as follows:

- | | |
|---|-------------|
| 1. Installation of non-incandescent light fixtures, lamps and ballasts. | \$ 25,980 |
| 2. Installation of a renewable energy system (Photovoltaic panels) | \$1,302,682 |

The lighting efficiency grant will be used to replace incandescent fixtures throughout the campus with new, energy-efficient fixtures. This will result in reductions in our energy usage at the site. The second grant will fund a major portion of the installation of a 340 kWp Photovoltaic system for the site which will generate an estimated 459,000 kWh sufficient electricity to offset up to 50% of the energy usage on the campus. The solar electric panels will be installed on the existing buildings which have been identified as appropriate for the system. The total project cost is estimated at \$2,181,667. This project will be eligible for rebates under the California Solar Initiative (CSI) which will provide approximately \$500,000 towards the project cost. In addition, the project will require District matching capital funds of approximately \$400,000.

Recommendation:

Recommend approval of the grant funding agreement with BAAQMD

Fiscal Impact:

\$400,000 from the Capital Facilities Fund. Lower operating utility costs from the General Fund for the site on a long-term basis.

D. AWARDS, RECOGNITIONS, AND REPORTS

*** D.1 Linked Learning Update**

Comment:

As the 2010-11 school year approaches the end of the first quarter, it’s important to update the Board on the progress of the career academies in the WCCUSD high schools.

Recommendation:

For Information Only

Fiscal Impact:

None

* **D.2 Report Update 2009/10 – Food Service Department**

Comment:

The National School Meal Program supported the Food Services Department of West Contra Costa Unified School District to serve over 1,210,000 breakfasts, 3,500,000 lunches and almost 675,000 after school snacks to its students during the 2009/2010 school year. In our District's elementary schools 69 % of our students participate in our meal programs; our middle schools have a participation of 49% and at our high schools this participation is at 28.5%. The Food Service Department offers a breakfast program at 11 of the secondary sites and 27 elementary sites. The Food Services Department also plays a critical role in ensuring that many children get enough to eat during summer months and provided over 335,000 nutritious meals to children age 18 and below during this past Summer Feeding program.

The Food Services Department of WCCUSD has also been able to take advantage of Federal stimulus funds and updated 10 kitchen facilities providing the highest food safety and quality for our meals for our District students. The Food Service Department of WCCUSD also hosts the District's coordinated school health council that reinforces health literacy through health education, physical education and activity, health services, nutrition services, psychological and counseling services, health promotion for staff, a safe and healthy school environment, and parent/guardian and community involvement.

Recommendation:

For Information Only

Fiscal Impact:

None

* **D.3 Budget Update for 2010-11**

Comment:

Associate Superintendent Business Services will provide an update on the budget.

Recommendation:

For Information Only

Fiscal Impact:

None

* **D.4 Standing Reports**

Representatives of the following committees and employee unions are invited to provide a brief update to the Board. Representatives from these groups need to sign up to speak prior to the beginning of this item on the agenda by submitting a "Request to Address the Board" form. Five minutes may be allowed for each subcommittee or group listed below:

Academic Subcommittee
Bayside Parent Teacher Association
Citizens' Bond Oversight Committee
Community Budget Advisory Committee
Facilities Subcommittee
Ivy League Connection
Linked Learning – Multiple Pathways
Safety Committee
Special Education Citizens Advisory Committee
Youth Commission

Public Employees Local 1
School Supervisors Association
United Teachers of Richmond
West Contra Costa Administrators Association

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 agendaized, but may refer these to staff for response and/or placement on future agendas.

F. ACTION ITEMS

* **F.1 Approve the following reclassification, revised job descriptions**
Campus Security Officer- II
Campus Security Officer -I

Comment:

The job descriptions for Campus Security Officers I & II have been approved by Local One.

Recommendation:

Recommend Approval

Fiscal Impact:

None

G. DISCUSSION ITEMS

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 – November 3, 2010

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

October 20, 2010

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

2. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
[Government Code Section 54956.9(a)]

1. Srago v. WCCUSD
2. WCCUSD v. Orrick

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

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)

- a. Certificated employee dismissal

10. REPORT OF CLOSED SESSION ACTIONS