

**West Contra Costa Unified School District  
Minutes of the Board of Education Meeting  
Lovonya DeJean Middle School  
3400 McDonald Avenue  
Richmond, CA 94805**

**September 3, 2008**

**A. CLOSED SESSION**

**B. OPENING PROCEDURES**

President Karen Pfeifer called the meeting to order at 5:00 PM. The Board recessed into Closed Session. President Pfeifer called the Public Session to order at 6:30 PM.

**B.1 Pledge of Allegiance**

President Pfeifer led those in attendance in the pledge of allegiance.

**B.2 Welcome and Meeting Procedures**

President Pfeifer offered welcome and instructions to the public regarding the meeting.

**B.3 Roll Call**

**Board Members Present:** Dave Brown, Madeline Kronenberg, Audrey Miles, Charles Ramsey, President Karen Pfeifer

**Staff Present:** Alejandro Alonso, Interpreter; Andre Bell, Senior Director Bond Services (Interim); Adrienne Blalock, Director of Bond Facilities; Jeff Edmison, Associate Superintendent for Operations; Sheri Gamba, Associate Superintendent for Business Services; Wendell Greer, Associate Superintendent K-Adult; Bruce Harter, Superintendent; Debbie Haynie, Executive Secretary to the Superintendent; Joe Mayes, Maintenance Manager; Ken McDaniel, Interim Electronics Supervisor; Nia Rashidchi, Assistant Superintendent Educational Services; Jessica Romeo, Assistant Superintendent for Human Resources; Bill Savidge, District Engineering Officer

**B.4 Report/Ratification of Closed Session**

Superintendent Harter reported that the Board unanimously approved a settlement agreement regarding WCCUSD v Charles T. Bryant & Associates, Inc. concerning the Harding Elementary School construction. The terms of this settlement in essence are: 1) Charles T. Bryant will pay the district \$550,000 and 2) Charles T. Bryant will waive all claims against the district.

**MOTION:** Mr. Ramsey moved to ratify the vote taken in Closed Session to approve the settlement agreement in the matter of WCCUSD v Charles T. Bryant & Associates, Inc. Ms. Kronenberg seconded. Mr. Brown, Ms. Kronenberg, Ms. Miles, Mr. Ramsey and President Pfeifer voted yes, with no abstentions. Motion carried 5-0-0-0.

**B.5 Agenda Review and Adoption**

**MOTION:** Ms. Miles moved to approve and adopt the agenda. Mr. Ramsey seconded. Mr. Brown, Ms. Kronenberg, Ms. Miles, Mr. Ramsey and President Pfeifer voted yes, with no abstentions. Motion carried 5-0-0-0.

**B.6 Minutes: August 20, 2008**

**MOTION:** Mr. Ramsey moved to approve the minutes of August 20, 2008. Ms. Kronenberg seconded. Mr. Brown, Ms. Kronenberg, Ms. Miles, Mr. Ramsey and President Pfeifer voted yes, with no abstentions. Motion carried 5-0-0-0.

**C. AWARDS, RECOGNITIONS, AND REPORTS**

**C.1 Report from Kennedy High Students on WCCTAC Project**

Ms. Miles introduced students from Kennedy High School and their work on a city planning internship program. Alissa Kronovet, Program Manager, spoke about the summer intern program for students from the Architect Construction Engineering Technology Academy (ACET) at Kennedy, partnering with the West Contra Costa Transportation Advisory Committee (WCCTAC). The ten interns and three returning mentors met during the summer

to learn about the field and practice of urban planning, professional opportunities, and applying what was learned to design a plan for the development of the Del Norte BART station. Students provided a presentation.

**Board Comment:**

Mr. Brown commended the students for their efforts and congratulated them for tackling tough issues.

Ms. Miles noted that a BART representative heard their original presentation, and liked many of the ideas, taking them back to her board. She said career ideas like this give students the opportunity to experience various fields of employment.

Mr. Ramsey thanked the students for their work, and acknowledged Elizabeth Hershfeld and Mark Moran who also work with the Kennedy students. Mr. Ramsey said he appreciated the students being thoughtful and analytical in their thinking about this project.

Ms. Kronenberg said she hopes the students will be able to present their plan to the El Cerrito City Council. She added she was especially happy the students recognized the issues for pedestrians crossing San Pablo Avenue.

Ms. Pfeifer urged the students to watch the rebroadcast of this meeting to see themselves on television and further commended them for thinking of public facilities and greenery in their planning.

**C.2 In Memory of Members of the School Community**

Dr. Harter acknowledged contributions of members of the school community who have passed away.

**D. PUBLIC AND COMMITTEE COMMUNICATIONS**

**D.1 Superintendent's Report**

Superintendent Harter provided a report of events in district schools.

**D.1 WCCUSD Public Comment**

Al Kirkman said he was impressed with things such as discipline and cleanliness happening in the school and commented that Pinole Valley has a brand new parking lot which is well organized. He said people are doing a great job. He announced that tennis as a competitive sport is back at schools and cross country meets will return to schools this year. He urged the Board to promote physical activity for kids.

Michael Wasilchin, Local One representative, asked about updates on monitor dispatchers, the current dispatch situation, as well as an update on the Sheriff's Office SRO at Pupil Services. He also asked about developments in the application for the County Day program and intentions for the coming school year. He commented about communications to employees, specifically classified staff. Mr. Wasilchin concluded by saying the upcoming parcel tax campaign needs volunteer participation for phone banking, precinct walking and in other capacities.

**E. ACTION ITEMS**

**E.1 Compliance with the California Environmental Quality Act: Adopt Resolution 31-0809 Authorizing Adoption of the Final Environmental Impact Report for the Nystrom Elementary, Charter Schools, and City of Richmond Martin Luther King (MLK) Park Renovation Projects**

Bill Savidge, District Engineering Officer, presented the environmental impact report for sites related to Nystrom, Gompers, and City of Richmond's project at Martin Luther King Park Center which will allow the district to proceed with projects under the Measure J program.

**Public Comment:** None

**Board Comment:** None

**MOTION:** Mr. Ramsey moved to approve Resolution 31-0809 Authorizing Adoption of the Final Environmental Impact Report for the Nystrom Elementary, Charter Schools, and City of Richmond Martin Luther King (MLK) Park Renovation Projects. Ms. Kronenberg seconded. Mr. Brown, Ms. Kronenberg, Ms. Miles, Mr. Ramsey and President Pfeifer voted yes, with no abstentions. Motion carried 5-0-0-0.

**F. DISCUSSION ITEMS**

**F.1 Status Reports – Facilities Planning and Construction**

Mr. Savidge provided an updated report of the bond program construction in the district.

**G. BUSINESS ITEMS**

**Consent Items**

- G.1 Contracted Services**
- G.2 Grants/Awards/Agreements**
- G.3 Acceptance of Donations**
- G.4 Approval of Fund-Raising Activities**
- G.5 Summary of Payroll and Vendor Warrant Reports**
- G.6 Adoption of Resolution No. 33-0809 Replacement of Outdated Warrants**
- G.7 Acceptance of Contracts for Placement of Student Teachers**
- G.8 Annual Resolutions: 34-0809 – Transmittal of Funds; 35-0809 – Deposits-Collections; 36-0809 – Revolving Cash Account; 37-0809 – Federal & State Projects-Authorized Agents**
- G.9 Certificated Personnel Changes**
- G.10 Certificated Provisional Internship Permit (PIP) Request(s)**
- G.11 Routine Personnel Changes - Certificated**
- G.12 Routine Personnel Changes - Classified**
- G.13 Notification of Claims Rejected**
- G.14 Notification of Claim Approval and Settlement Payment**
- G.15 Ratification and Approval of Negotiated Change Orders**
- G.16 Richmond College Prep Modular Campus Sitework Award of Contract**

Mr. Edmison read a revision to this item into the record as follows (*changes in italics*):

**Subject:** Richmond College Prep Modular Campus Sitework Award of Contract

**Background Information:**

The Richmond College Preparatory (“RCP”) Academy Modular Buildings project is the first phase of work that the District is completing as part of meeting its Charter School Facilities responsibilities under Proposition 39 requirements. The Board approved this project with the Facilities Master Plan Update of April 4, 2007, and reaffirmed the project in the 2008 Facilities Master Plan updates. The architects for the project, Interactive Resources, have prepared plans and specifications for the RCP Academy modular campus to be located adjacent to the existing Harbour Way Academy buildings and across So. 11<sup>th</sup> Street from the Maritime Center building and existing RCP Pre-School. This is the first phase of meeting RCP’s long-term facilities request.

The architects have completed plans and specifications for the modular campus, which have been approved by the Division of State Architect. The work of this contract includes limited grading, plumbing, electrical, fire alarm, data and other hookups to the buildings. It also includes landscape, fencing, and other associated work on the project.

*The District conducted a public bid process for the projects. Bids were received on September 2, 2008. Five Contractors submitted bids. They are as follows: Bay Cities Paving \$888,000; Lamon Construction \$1,025,000; B Bros Construction \$898,370; Kin Woo Construction \$890,000; and, Cabar Electric \$997,800. The lowest responsive, responsible bidder is Bay Cities Paving at \$888,000.*

*This item is being presented prior to the expiration of the 5 working day Bid Protest period. In consideration of this timing, and in order to expedite the project, the Board’s action will be to authorize staff to issue the Notice of Award effective at the end of the Bid Protest period to the lowest responsive, responsible bidder. This award by staff will then be brought back for ratification at a future meeting.*

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

**Fiscal Impact:** *\$888,000. This project will be funded from the Measure J Bond funds. This amount is approximately \$260,000 over the District’s budget for the work. Staff will provide an updated Program Budget balancing previous projects which came in under budget, with funding through the Program Contingency.*

- G.17 Pinole Middle School Temporary Housing Modularity Award of Contract**
- G.18 DeAnza High School Fitness Equipment Award of Contract**

**G.19 Citizens' Bond Oversight Committee Alternate Appointment**

**G.20 Resolution No. 32-0809: Hispanic Heritage Month, September 15, 2008 – October 15, 2008**

**Public Comment:** None

**Board Comment:** None

**MOTION:** Mr. Ramsey moved approval of the Consent Calendar Items G.1 through G. 20. Ms. Miles seconded. Mr. Brown, Ms. Kronenberg, Ms. Miles, Mr. Ramsey and President Pfeifer voted yes, with no abstentions. Motion carried 5-0-0-0.

**H. UNFINISHED REQUESTS TO ADDRESS THE BOARD**

None

**I. COMMENTS OF THE BOARD OF EDUCATION AND SUPERINTENDENT**

Mr. Brown commented about the parcel tax campaign for Measure D, announcing the website to get further information, [childrenofwestcounty.com](http://childrenofwestcounty.com). He said that all interested parties are welcome to join in planning meetings at the Local One office on Saturday morning.

Mr. Ramsey reported that the Ivy League summer program students are involved in college fairs in the Bay Area. He hopes that a college fair calendar might be put on the district website for parents and family information. He added that Columbia University has shown interest in the district for their upcoming college night event.

Ms. Kronenberg welcomed everyone back to school, kindergarten through adult education students. She also urged the public to take advantage of parenting classes offered through adult education. She concluded by underscoring the need for volunteer help with the parcel tax campaign.

Ms. Pfeifer reminded the public that high school football season begins Friday. The City of Pinole is hosting a Carnival fundraiser as part of their arts program on September 13, 2008.

**J. THE NEXT SCHEDULED BOARD OF EDUCATION MEETING**

Lovonya DeJean Middle School – September 17, 2008

**K. ADJOURNMENT**

President Pfeifer adjourned the meeting at 7:29 PM.

*Motion vote count order: Yes-No-Abstain-Absent*

BH:dh

<p><i>M K</i></p> <hr/> <p>Approved</p>
---