

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

July 8, 2009

A. CLOSED SESSION

B. OPENING PROCEDURES

President Audrey Miles called the meeting to order at 5:00 PM. The Board recessed into Closed Session. President Miles called the Public Session to order at 6:38 PM.

B.1 Pledge of Allegiance

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

B.2 Welcome and Meeting Procedures

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

B.3 Roll Call

Board Members Present: Madeline Kronenberg, Antonio Medrano, Audrey Miles, Charles Ramsey

Board Members Absent: Tony Thurmond

Staff Present: Alejandra Alonso, Interpreter; Doris Avalos, Executive Director; Andre Bell, Senior Director Bond Finance; Martin Coyne, Director Accounting/Audits; Steve Collins, SELPA Director; Cliff Dorton, Electronics Technician; Lisa Erwin, Sr. Director Fiscal; Bill Fay, Associate Superintendent for Operations; Erin Fleming, Director Classified Employees; Luis Freese, Executive Director Maintenance and Operations; Sheri Gamba, Associate Superintendent for Business Services; Wendell Greer, Associate Superintendent K-Adult; Bruce Harter, Superintendent; Debbie Haynie, Executive Assistant to the Superintendent; Barbara Jellison, Director Food Service; Emily Millar, Director Employee Relations; Nia Rashidchi, Assistant Superintendent Educational Services; Jessica Romeo, Assistant Superintendent for Human Resources; Bill Savidge, District Engineering Officer; Marin Trujillo, Coordinator Community Engagement

B.4 Report/Ratification of Closed Session

Superintendent Harter asked the Board to ratify the vote taken in Closed Session to expel one (1) student and suspend that expulsion for placement in the West Contra Costa Unified School District.

Motion: Mr. Ramsey moved approval of the expulsion of one (1) student, suspending that expulsion for placement in the West Contra Costa Unified School District. Mr. Medrano seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey voted yes, Ms. Miles abstained and Mr. Thurmond was absent. Motion carried 3-0-1-1.

Superintendent Harter asked the Board to ratify the vote taken in Closed Session to expel six (6) students, suspending those expulsions for placement in the West Contra Costa Unified School District.

Motion: Mr. Medrano moved approval of the expulsion of six (6) students, suspending those expulsions for placement in the West Contra Costa Unified School District. Mr. Ramsey seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voted yes with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

Superintendent Harter asked the Board to ratify the vote taken in Closed Session to approve the following administrative appointments:

Assistant Principal, Hercules Middle High School - April Scott
K-12 Instructional Specialist, Kennedy High School – Reginald Marsh
Interim Coordinator of Educational Services – Michael Aaronian

Motion: Mr. Medrano moved approval of the administrative appointments. Mr. Ramsey seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voted yes with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

B.5 Agenda Review and Adoption

Public Comment:

Mike Wasilchin spoke in opposition of the approval of item F.7 regarding the School Resources Officers asking that this item be tabled to allow review of the contracts.

MOTION: Mr. Ramsey made a motion to move item F.4 to follow Consent Items. Mr. Medrano seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voted yes with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

MOTION: Mr. Ramsey moved to table item F. 7 Agreement to provide School Resource Officer Services. Mr. Medrano seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voted yes with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

MOTION: Mr. Ramsey moved to approve the agenda with the indicated changes. Ms. Kronenberg seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voted yes with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

C. BUSINESS ITEMS

C.1 Grants/Awards/Agreements

C.2 Acceptance of Donations

C.3 Approval of Fund-Raising Activities

C.4 Notification of Claim Rejected

C.5 Notification of Claim Approval and Settlement Payment

C.6 Notice of Completions: D06081 El Cerrito HS Administration / Theater Building

C.7 Resolutions 01-0910 through 13-0910: Board of Education Annual Resolutions for the 2009-2010 School Year

C.8 Ratification and Approval of Engineering Services Contracts

This item was pulled for discussion.

C.9 Ratification and Approval of Negotiated Change Orders

C.10 Chavez Elementary Waterproofing & Windows Repair Project Award of Contract

C.11 Coronado Elementary Plumbing & Countertops Contract Award

C.12 Coronado Elementary Ceiling Tiles Replacement Contract Award

C.13 Kennedy High School Fire Alarm Project Award of Contract

This item was tabled.

C.14 Multi-Site Painting Project Award of Contract

C.15 Pinole Middle School Temporary Housing Lunch Shelter Project Award of Contract

C.16 Multi-Site Playstructures & Surfaces Project Award of Contract

This item was pulled for discussion.

C.17 2009-10 Consolidated Application for Funding Categorical Aid Programs, Part I

C.18 Revision of Board Policy 5131 Students – Conduct – Possession of Cellular Phones and Other Mobile Communications Devices

C.19 Board Meeting Dates January to July 2010

MOTION: Mr. Ramsey moved approval of the Consent Items C.1 – C.7, C.9- C.12, C.14 – C. 15, C. 17 and C.19. Ms. Kronenberg seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voted yes with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

F.4 Resolution No. 16-0910: Resolution to Implement Contract Changes in United Teachers of Richmond Collective Bargaining Agreement

Public Comment:

Linda Lanning, Seana Kauble, Valerie Callura, Susan Billings, Pixie Hayward Schikele, Jean Carico, Thomas Prather, Susan Brahan, Charles Smith, Linda Lambie, Melanie Perkins, Tammy Campbell, Eduardo Martinez, Linda Jane Kole, Sarah Creeley, Cathy Travlos, Doug Marques, Tom Cuffe, Christina Slamon, Bea Lieberman, Connie Caldwell-Granger, Gail Mendes, Diane Sapp, Pat Sowden, Al Kirkman, Charles Cowens, Debbie Willis

Board Comment:

Mr. Medrano spoke about school districts struggling financially statewide and about working together in a painful time to pursue state legislators.

Ms. Miles acknowledged the anger of UTR members toward the Board. She said that Board members are also angry as they are consistently working at all levels of government to acquire additional funding for the District.

Motion: Mr. Ramsey moved approval of Resolution No. 16-0910: Resolution to Implement Contract Changes in United Teachers of Richmond Collective Bargaining Agreement. Mr. Medrano seconded. A roll call vote was taken with Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voting yes, with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

A short recess was taken.

C.8 Ratification and Approval of Engineering Services Contracts

Motion: Mr. Ramsey moved to strike the contract for Dasse Design regarding Portola Middle School and approve the remainder of the Engineering Services Contracts. Mr. Medrano seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voted yes with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

C.16 Multi-Site Playstructures & Surfaces Project Award of Contract

Bill Fay asked that this item be tabled and brought back at a later date.

Motion: Mr. Ramsey moved to table this item. Mr. Medrano seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voted yes with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

C.18 Revision of Board Policy 5131 Students – Conduct – Possession of Cellular Phones and Other Mobile Communications Devices

Public Comment: Al Kirkman

Motion: Mr. Ramsey moved approval of the Revision of Board Policy 5131 Students – Conduct – Possession of Cellular Phones and Other Mobile Communication Devices. Mr. Medrano seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voted yes with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

D. AWARDS, RECOGNITIONS, AND REPORTS

D.1 Standing Reports

Public Employees Union, Local One – Richard Leung spoke in opposition to the Board's action related to UTR, and about leadership in the District.

Community Budget Advisory Committee – Charles Cowens announced the next meeting scheduled for July 23rd. He also spoke about the retirement of Eileen Thibault who has taken meeting minutes and has been a valuable staff member.

Ivy League Connection – Mr. Ramsey spoke about upcoming information nights for several colleges and the Brown Alumni Association mentor program. Ms. Kronenberg mentioned an article in a recent California School Boards Association publication about the Ivy League Connection.

D.2 In Memory of Members of the School Community

Dr. Harter recognized contributions of members of the community who have passed away,

Public Comment: Becky Tipp

E. PUBLIC AND COMMITTEE COMMUNICATIONS

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

E.1 Superintendent's Report

Dr. Harter provided a report of events in District schools.

E.2 WCCUSD Public Comment

Edwardo Martinez, Tammy Campbell, Charles Cowens, Al Kirkman, Karen Fenton

F. ACTION ITEMS

F.1 Resolution 13-0910 Temporary Borrowing Between Funds

Ms. Gamba provided information to the Board about temporary interfund borrowing and potential for further deferred payments from the State.

Public Comment: Al Kirkman

Motion: Mr. Ramsey moved approval of Resolution 13-0910 Temporary Borrowing Between Funds. Mr. Medrano seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voted yes, with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

F.2 Resolution No. 14-0910 - Approving Engineer's Report, Confirming Diagram and Ordering Levy of Assessment for Fiscal Year 2009-10

Public Comment: None

Motion: Mr. Ramsey moved approval of Resolution No. 14-0910 Approving Engineer's Report, Confirming Diagram and Ordering Levy of Assessment for Fiscal Year 2009-10. Mr. Medrano seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voted yes, with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

F.3 Resolution No. 15-0910 Measure "J" Series "C" Bond Issuance

Ms. Gamba discussed the progress made toward preparation to sell bonds for future construction projects and selection of the bond underwriting team. Ms. Gamba said that Dave Olson, financial advisor, was in the audience to address any questions from the Board.

Public Comment:

John Sheldon of the firm Morgan Stanley addressed the Board on the underwriter selection process.

Board Comment:

Board discussion followed with Ms. Gamba and Mr. Olson providing information.

Motion: Ms. Kronenberg moved approval of Resolution No. 15-0910 Measure "J" Series "C" Bond Issuance. Mr. Medrano seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voted yes, with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

F.4 Resolution No. 16-0910: Resolution to Implement Contract Changes in United Teachers of Richmond Collective Bargaining Agreement

This item was moved to follow Consent Items.

F.5 Compliance with the California Environmental Quality Act: Adopt Resolution No. 18-0910 Authorizing Adoption of a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Plan for and Approval of the Fairmont Elementary School Expansion Project

Mr. Fay provided information regarding the CEQA action pertaining to the relocation process for Portola Middle School on the Fairmont site.

Public Comment: None

Motion: Mr. Ramsey moved approval of the adoption of Resolution No. 18-0910 Authorizing Adoption of a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Plan for and Approval of the Fairmont Elementary School Expansion Project. Mr. Medrano seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voted yes, with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

F.6 Fairmont Elementary School Consolidation Utilities & Sitework Project Award of Contract

Mr. Fay provided information regarding the site work for the relocation of the Portola campus.

Public Comment: None

Motion: Mr. Medrano moved approval of the Fairmont Elementary School Consolidation Utilities and Sitework project Award of Contract. Mr. Ramsey seconded. Ms. Kronenberg, Mr. Medrano, Mr. Ramsey and President Miles voted yes, with no abstentions and Mr. Thurmond absent. Motion carried 4-0-0-1.

F.7 Agreement with the Cities of Richmond, El Cerrito, Pinole and Hercules and the Office of the Sheriff-Coroner to provide School Resource Officer (SRO) Services to District Campuses

This item was tabled.

G. DISCUSSION ITEMS

G.1 Status Reports – Facilities Planning and Construction

Mr. Bill Savidge provided a report on various facilities projects throughout the District.

Public Comment: None

Board Comment:

Ms. Miles asked questions about funds for Adams and justification for use on a closed building. Mr. Savidge responded that exterior repairs would be done to keep the site from deteriorating.

Mr. Medrano asked questions about the garden and greenhouse at Adams. Mr. Savidge responded.

H. UNFINISHED REQUESTS TO ADDRESS THE BOARD (continued from Item E)

None

I. COMMENTS OF THE BOARD OF EDUCATION AND SUPERINTENDENT

Ms. Miles and Mr. Ramsey remarked on the passing of Michael Jackson, acknowledging his contributions to the world community.

J. THE NEXT SCHEDULED BOARD OF EDUCATION MEETING

Lovonya DeJean Middle School – July 29, 2009

K. ADJOURNMENT

President Miles adjourned the meeting at 9:22 PM.

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

BH:dh

AAM Approved 7-29-09
