

**WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION
MEETING AGENDA
DECEMBER 17, 2014**

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.

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 recordings 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 **5:45 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.

Order of Business: **ORDER OF BUSINESS MAY BE CHANGED WITHOUT NOTICE**

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 North Campus High School**
- B.5 Report/Ratification of Closed Session**
- * **B.6 Agenda Review and Adoption (Public Comment)**
- * **B.7 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.

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 Grants/Awards/Agreements**

Comment:

Formal action is requested from the Board of Education to accept the grants/awards/agreements as detailed, dated December 17, 2014.

Recommendation:

Recommend Approval

Fiscal Impact:

As noted per grants summary

*CI **C.2 Acceptance of Donations**

Comment:

The District has received donations as summarized, dated December 17, 2014.

Recommendation:

Recommend Approval

Fiscal Impact:

As noted per grants summary

***CI C.3 Approval of Fund-Raising Activities**

Comment:

The planned fund-raising events for the 2014-15 school year are summarized, dated December 17, 2014.

Recommendation:

Recommend Approval

Fiscal Impact:

Additional revenue for schools

***CI C.4 Contracts**

Comment:

Permission is requested of the Board of Education to approve the following contracts as detailed, dated December 17, 2014.

Recommendation:

Recommend Approval

Fiscal Impact:

As noted per contracts summary

***CI C.5 Adoption of Resolution No. 44-1415: 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 Lee Matteucci. Staff recommends replacement of the stale dated warrant.

Recommendation:

Recommend approval to replace the outdated warrant

Fiscal Impact:

None

***CI C.6 New Board Policy: BP 0440 District Technology Plan**

Comment:

This Board Policy was created to be in compliance with current procedures and codes and reflects the criteria of the California Department of Education. The policy outlines the necessary components of a technology plan to include duration, educational and curriculum components, budgeting and planning. The policy was reviewed at the December 10, 2014 Board Meeting.

Recommendation:
Recommend Approval

Fiscal Impact:
None

***CI C.7 WCCUSD Interim Reclassification Criteria for English Learner Students**

Comment:

Staff presented the WCCUSD Interim Reclassification Criteria for English Learner Students at the December 10, 2014 Board Meeting. The Board is now being asked to approve the temporary criteria so qualified students can be reclassified.

Recommendation:
Recommend Approval

Fiscal Impact:
\$4,000 for purchase of additional Scholastic Reading Inventory (SRI) licenses.

***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: \$888,506. Funding sources are Bond Fund and Fund 40.

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

Comment:

Staff is seeking approval of Change Orders on the following current District construction projects: Korematsu MS New Building; Gompers CHS & LPS Richmond School; De Anza HS Linked Learning. Change Orders are fully executed by the District upon signature by the Superintendent's designee. Board approval is the final step required under state law in order to complete payment and contract adjustment.

In accordance with Public Contract Code 20118.4, the Board, by approving 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:

Approve negotiated Change Orders as noted

Fiscal Impact:

Total approval by this action: \$ 55,942.60

***CI C10 Approval of Board Member Travel**

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 Liz Block has expressed interest in attending the following:

- Linked Learning Convention, Los Angeles, CA, January 12-14, 2015

Expenses including registration, travel and food are budgeted and there is sufficient funding within that budget.

Recommendation:

Recommend Approval

Fiscal Impact:

Estimated cost \$1,150 from General Fund

***CI C11 Candidate Nominations for California School Boards Association (CSBA) Delegate Assembly**

Comment:

The California School Boards Association is accepting nominations for its Delegate Assembly. Delegates serve a two-year term beginning April 1, 2015 through March 31, 2017 and are required to attend two meetings each year.

Board Members Valerie Cuevas and Madeline Kronenberg have submitted their names for nomination.

Recommendation:

Recommend nomination of Board Members Valerie Cuevas and Madeline Kronenberg as candidates for the CSBA Delegate Assembly.

Fiscal Impact:

None

D. AWARDS, RECOGNITIONS, AND REPORTS

* **D.1 Richmond Art Center Presentation**

Comment:

Representatives from the Richmond Art Center will inform the Board about their work with students.

Recommendation:

For Information Only

Fiscal Impact:

None

* **D.2 Local Control Accountability Plan (LCAP) Goals & Progress Indicators Report #2**

Comment:

The Local Control Accountability Plan represents the district’s comprehensive plan of goals, actions, services, and expenditures that support schools to ensure students become college and career ready, able to make life choices with productive outcomes.

Staff will provide information to the Board four times throughout the year, detailing information on the LCAP progress indicators. This will be the second report.

Recommendation:

For Information Only

Fiscal Impact:

None

E. COMMITTEE COMMUNICATIONS

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

* **E.1 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 | Safety and School Climate Committee |
| Citizens’ Bond Oversight Committee | School Supervisors Association Local 21 |
| College and Career Readiness Academies | Technology Subcommittee |
| Community Budget Advisory Committee | United Teachers of Richmond |
| Facilities Subcommittee | West Contra Costa Administrators Association |
| Ivy League Connection | Youth Commission |
| Public Employees Local 1 | |

* **E.2 Superintendent’s Report**

F. ACTION ITEMS

*** F.1 First Interim Report, 2014-2015**

Comment:

The District's First Interim Report for 2014-2015 covers the financial and budgetary status of the district for the period ended October 31, 2014.

Education Code Section 4230 requires school districts to prepare interim financial reports each year. The First Interim Report covers the period ending October 31; the Second Interim Report covers the period ending January 31. These financial reports are subject to standards and criteria adopted by the State Board of Education to monitor the fiscal stability of local educational agencies.

The District shall certify whether it is able to meet its financial obligations for the current fiscal year and, based on current forecasts, for the two subsequent fiscal years. A positive certification shall be assigned when a district will meet its financial obligations for the current fiscal year and subsequent two fiscal years. A qualified certification shall be assigned when a district may not meet its financial obligations for the current fiscal year and subsequent two fiscal years. A negative certification shall be assigned when a district will be unable to meet its financial obligations for the remainder of the fiscal year.

The summary report is enclosed. The full report is available on the District's website and at the front counter of the District office. Board members receive the full report under separate cover.

Recommendation:

Recommend approval of the First Interim Report for 2014-2015

Fiscal Impact:

Positive Budget Certification

*** F.2 Benefits Package for all employees for the period January 1, 2015 through December 31, 2015 / AB 1200 Public Disclosure**

Comment:

Each of the bargaining units signed a benefit agreement to begin January 1, 2015 based on an 80% District contribution and 20% employee contribution based on Bay Area Kaiser Rates. The new benefit rates were published in August 2014 demonstrating a lowering of Bay Area Kaiser rates and a rise in all other insurance rates offered to employees. Our employee bargaining units approached the district and requested consideration of using the 2014 district contribution rates of \$595.00 for single party, \$1190.00 for two party, and \$1545.00 for three or more members. This request was made to lessen the impact of the effects of the lowering of the Kaiser rates and rise of all other rates.

The District worked with the bargaining units and each unit came to a memorandum of understanding with the District to keep the above mentioned District contribution rates in place. The agreements reached with each unit are provided. As per Board Policy 4154 the same rates will also be in effect for all management and confidential employees, with these groups adhering to the agreements reached by the bargaining units.

Recommendation:

Recommend Approval

Fiscal Impact:

Benefits Budget included in First Interim Report

* **F.3 Independent Contractor Agreement for Unarmed Security Guard Services**

Comment:

The District requires security services, which includes nightly mobile security patrol services (unarmed) at multiple sites throughout the District as well as stationary security patrol services (unarmed) District-owned properties, as needed. District staff accepted three request for proposal for these services and Silicon Valley Security Patrol (SVSP) was the most qualified based upon the District's RFP process.

SVSP has provided an extensive array of highly specialized security services across a broad client base, many of which are in the public sector. SVSP will be able to meet the District's security needs by providing, but not limited to, the following: an account manager to oversee District's security needs, nightly (unarmed) mobile security patrols in fully-marked hybrid vehicles and/or (unarmed) stationary guard patrol services where necessary, the implementation of a transition plan, real-time officer monitoring and reporting through SMART Technology, and all necessary equipment, personnel, and uniforms.

The security services to be provided by SVSP shall be for an amount not-to-exceed \$270,816. The term of the agreement shall be for one year, with a right to further renewal by mutual agreement to the extent permissible by applicable law.

Recommendation:

That the Board approves the Independent Contractor Agreement for Unarmed Security Guard Services with SVSP.

Fiscal Impact:

\$270,816 for unarmed security guard services. Funding Source: General Funds

G. DISCUSSION ITEMS

* **G.1 Initial Bargaining Proposal from School Supervisors Association (SSA), IFPTE Local 21 to the West Contra Costa Unified School District**

Comment:

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 School Supervisors Association (SSA), IFPTE Local 21 to the West Contra Costa Unified School District is presented tonight as an information item. At the next regularly scheduled board meeting this item will come back for public hearing and adoption by the Board of Education.

Negotiations proposal

SSA, IFPTE Local 21 wish to bargain the following Articles:

- Article 3.1 – Salary
- Article 5 – Benefits
- Article 5.2-5.5 – Leaves

Recommendation:

That the Board of Education receive the initial bargaining proposal for labor negotiations with the School Supervisors Association (SSA), IFPTE Local 21.

Fiscal Impact:

To Be Determined

* **G.2 Initial Bargaining Proposal from West Contra Costa Unified School District to School Supervisors Association (SSA), IFPTE Local 21**

Comment:

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 to School Supervisors Association (SSA), IFPTE Local 21 is presented tonight as an information item. At the next regularly scheduled board meeting this item will come back for public hearing and adoption by the Board of Education.

Negotiations Proposal

The District wishes to negotiate the following Articles:

- Article 3.1 – Salary
- Article 5 – Benefits
- Appendix B – Holidays

Recommendation:

The Board of Education receive the initial bargaining proposal for labor negotiations with School Supervisors Association (SSA), IFPTE Local 21.

Fiscal Impact:

To Be Determined

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 – January 7, 2015

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

December 17, 2014

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

2. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
[Government Code Section 54956.9(d)(1)]

a. California Charter School Association v. WCCUSD

3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION/SIGNIFICANT EXPOSURE TO LITIGATION
[Government Code Section 54956.9(d)(2) or (d)(3)]

One case

4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION/INITIATION OF LITIGATION
[Government Code Section 54956.9(d)(4)]

5. LIABILITY CLAIMS (Government Code Section 54956.95)

6. 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

7. PUBLIC EMPLOYEE APPOINTMENT

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

9. STUDENT DISCIPLINE (Education Code Section 35146)

Expulsions

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

11. REPORT OF CLOSED SESSION ACTIONS