

West Contra Costa Unified School District
Board of Education
Meeting Agenda
February 2, 2011

Board Agenda Packets and Information:

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 Youth Commission**

Comment:

A Student Board Representative from the Youth Commission will attend the Board of Education on February 2, 2011. 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: January 19, 2011; January 22, 2011**

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 acceptance is requested from the Board of Education to accept the grants/awards/agreements, as detailed, dated February 2, 2011.

Recommendation:

Recommend Approval

Fiscal Impact:

As noted per grants summary

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

Comment:

The District has received donations as detailed, dated February 2, 2011. Staff recommends acceptance of these donations.

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

Comment:

Fiscal Impact:

A reduction to the present value OPEB liability of future postretirement healthcare benefits of \$277,739,636. A reduction to present value OPEB liability attributable to past service GASB 45 liability of \$110,356,541.

***CI C.9 Certificated Board Authorization -**

psychology (as it relates to sports participation), and ethics. The list of coaches from each of the high schools for winter sports is provided.

Recommendation:

Recommend Approval

Fiscal Impact:

None

***CI C.13 2010-2011 Consolidated Application for Funding Categorical Aid Programs, Part II**

Comment:

The Consolidated Application is the vehicle used by the California Department of Education to gather routine data regarding categorical programs and compliance with NCLB requirements.

Part I is submitted each Jun

Fiscal Impact:
Categorical Revenue

***CI C.15 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 Services:

Total for this action: \$182,050. Funding sources as noted.

***CI C.16 Ratification and Approval of Negotiated Change Orders**

Comment:

Staff is seeking ratification of change orders on the following current District construction projects: Crespi Middle School Roofing; Richmond High School ERP; Ford Elementary New School and Ohlone Elementary Re-Roofing. 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: \$249,091.67

***CI C.17 Annual Performance Audit of District Bond Program**

Comment:

The District is required to complete an annual independent Performance Audit of the Bond Program. Total School Solution has completed the audit and will present the report to the Board for acceptance. The Citizen Bond Oversight Committee recommended at their meeting on January 26, 2010, that the Performance Audit be presented to the Board. The audit report can be viewed on the WCCUSD website and at the District Office, located at 1108 Bissell Avenue, Richmond, CA.

Recommendation:

Accept Annual Performance Audit for 2010, for the year ending June 30, 2010

Fiscal Impact:

None

***CI C.18 Kennedy High School Field Building and Field Lighting Project Award of Contract
Revised Recommendation**

Comment:

Fiscal Impact:
General Fund

***CI C.20 Board Committee and Liaison Assignments**

Comment:

At the December reorganization meeting, the Board agreed to carry forward the 2010 committee assignments until the completion of the annual board retreat. At the January 22, 2011 Board Retreat, members discussed committees and assignments, providing President Ramsey with input and requests for assignments. President Ramsey's assignments and appointments follow:

High School Family Assignments

El Cerrito High School – Charles Ramsey
Hercules High School – Tony Thurmond
Kennedy High School – Madeline Kronenberg
Pinole Valley High School – Charles Ramsey
Richmond High School – Antonio Medrano
DeAnza High School – Elaine Merriweather

Committee Assignments

Academic – Madeline Kronenberg, Chair; Elaine Merriweather
Citizens Bond Oversight – Charles Ramsey
Community Budget Advisory – Antonio Medrano, Elaine Merriweather
Facilities – Charles Ramsey, Chair; Antonio Medrano
Linked Learning – Antonio Medrano, Chair; Madeline Kronenberg
Safety – Tony Thurmond, Chair; Madeline Kronenberg
Youth Commission – Antonio Medrano, Chair; Tony Thurmond

Liaison to Five City Councils

El Cerrito – Madeline Kronenberg
Hercules – Tony Thurmond
Pinole – Charles Ramsey
Richmond – Elaine Merriweather
San Pablo – Antonio Medrano

Recommendation:

Recommend Approval

Fiscal Impact:

None

D.

Academic Subcommittee
Bayside Parent Teacher Association
Citizens' Bond Oversight Committee

Public Employees Local 1
School Supervisors Association

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 Resolution No. 48-1011: Level II and Level III Developer Fees, Public Hearing and Adoption of Resolution**

Comment:

Government Code Sections 65995.5, 65995.6, and 65995.7 regarding school facilities fees requires that a School Facility Needs Analysis be conducted yearly to determine the amount to be charged for Level II and Level III developer fees for residential construction in the District. Due to student generation factors, cost of construction, and site acquisition costs, the Level II fee will increase from \$3.62 per square foot to \$4.41 per square foot. The new fee will go into effect February 3, 2011, if approved by the Board. If not approved by the Board, the District would not be eligible to collect Level II fees, and the Level I fee of \$2.97 per square foot would be charged for new residential construction as well as for construction of additions. This analysis was conducted according to state guidelines.

A public hearing must be conducted prior to the adoption of West Contra Costa Unified School District Resolution No. 48-1011, at which time individuals who wish to address the Board on matters pertaining to the School Facility Needs Analysis and Alternative School Facility Fees are allowed to speak.

A copy of the School Facilities Needs Analysis is available for review by the public at the District Office, 1108 Bissell Avenue, Richmond, CA. the Facilities Operations Center, 1300 Potrero Ave. Richmond, CA.

Education Code section 47605(b) requires the Board, within 30 days of submission of the petition, to hold a public hearing to receive public comment on the Petition. That is the purpose of this agenda item.

The Act also requires the Board either to grant or deny the Petition within 60 days of submission. Staff and legal counsel will review and analyze information related to the Petition, as well as the operation and potential effects of the proposed charter school addendum, and will make a recommendation as to the petition at a subsequent board meeting.

Recommendation:

Public hearing only

Fiscal Impact:

None

* **G.2 Project Status Report**

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 – February 16, 2011

K. ADJOURNMENT

At 10:00 PM, any items remaining on the /P /MCID 34/BDC BT1 0 0X1 0 0X1 0 0X1 0 0X1 0

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

February 2, 2011

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)

10. REPORT OF CLOSED SESSION ACTIONS