

**West Contra Costa Unified School District
Board of Education
Meeting Agenda
July 7, 2010**

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 Report/Ratification of Closed Session

* **B.5 Agenda Review and Adoption (Public Comment)**

* **B.6 Minutes: June 22, 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

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Fiscal Impact:

Additional revenue for schools

***CI C.4 Contracted Services**

Comment:

Permission is requested of the Board of Education to approve contracts for services as detailed as dated July 7, 2010.

Recommendation:

Recommend Approval

Fiscal Impact:

As noted per contracts summary

***CI C.5 Notification of Claim Rejected**

Comment:

The District has received a claim requesting compensation for personal injury. The District's risk management firm has investigated the claim and is requesting the School Board to ratify the authorized claim rejection.

Recommendation:

Ratify the rejection of claim

Fiscal Impact:

None

***CI C.6 Community Budget Advisory Committee Member Ratification**

Comment:

The Community Budget Advisory Committee (CBAC) met on June 24, 2010. The voting members approved the following members for the 2010-11/2011-12 term: Greg Whaling, Eduardo Martinez, and Tammy Campbell. The selection is subject to ratification by the School Board at a regular Board of Education meeting. Pending ratification, below is a complete list of the committee voting members and term dates.

MEMBER NAME

MEMBER TYPE

Recommendation:
Recommend Approval

Fiscal Impact:
None

***CI C.7 Resolution Nos. 01-1011 through 12-1011: Board of Education Annual Resolutions for the 2010-2011 School Year**

Comment:
Approval is recommended of the Board of Education Annual Resolutions Nos. 01-1011 through 12-1011, for the 2010-2011 school year.

Recommendation:
Recommend Approval

Fiscal Impact:
None

***CI C.8 Board Meeting Dates January to July 2011**

Comment:
Board Policy 9100 requires that the Board set the calendar of meetings for the calendar year at its December organizational meeting. Yet for planning and communication purposes, it would be unwise to wait until December each year to set the meeting dates for the new calendar year. While the Board would certainly have the authority to change meeting dates, as it does at any time, it is important to establish dates for the next calendar year.

The recommended dates are as follows:

January 5, 19
February 2, 16
March 2, 16
April 13
May 4, 18
June 1, 29
July 13, 27
August 17
September 7, 21
October 5, 19
November 2, 16
December 14

Recommendation:
Recommend Approval

Fiscal Impact:

None

***CI C.9 Resolution 13-1011: In Support of Senate Constitutional Amendment 6 (SCA)**

Comment:

In this legislative session, State Senator Joseph Simitian has authored Senate Constitutional Amendment 6, which would allow school districts, community college districts, and county offices of education to pass a parcel tax with a 55 percent majority vote rather than the currently required two-thirds. Getting a two-thirds vote in both houses of the Legislature to put SCA 6 on the ballot is a daunting challenge. The Senator is asking the Board to support SCA 6. It is the Senator's intent that this legislation will alleviate the financial stress that schools are experiencing.

Recommendation:

Approval of Resolution 13-1011: In Support of Senate Constitutional Amendment 6 (SCA)

Fiscal Impact:

None

***CI C.10 Routine Personnel Changes - Certificated**

Comment:

Routine personnel changes include actions to hire, promote, or terminate certificated employees in accord with appropriate laws, established policies and procedures.

Recommendation:

For Information Only

Fiscal Impact:

None

***CI C.11**

***CI C.12 Ratification and Approval of Negotiated Change Orders**

Comment:

Staff is seeking ratification of Change Orders on the following current District construction projects: Richmond High School Security Fencing, Ford Elementary New Campus, and Dover Elementary School New Campus. 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: \$86,526.

***CI C.13 Construction Access, Right of Use and Restoration License Agreement with the City of Richmond for Temporary Construction Staging, Staff Parking and Pedestrian Access at Nystrom Elementary School**

Comment:

The construction of the Nystrom Elementary Multi-Purpose Building will be on the school's existing playground and staff parking areas. The construction site will also block pedestrian access from South 12th Street, which is an important route for many of our families. The available area for the Contractor to operate is also severely restricted by the LPS Temporary Campus and the existing Nystrom buildings. It is necessary to provide for additional space for Contractor staging and to provide for temporary staff parking with an associated safe pedestrian route to the existing school. The City of Richmond has agreed to allow the District to use a portion of the MLK Park adjacent to the school as a temporary staging areas, staff parking lot, and pedestrian access route during construction. The proposed agreement with the City of Richmond provides for a legal framework to allow construction, use, and restoration of the site. The agreement is attached, and has been prepared by District's legal counsel. It is being concurrently reviewed and approved by the City of Richmond. This agreement is similar to the agreement approved for the King Elementary project.

Recommendation:

Approve Construction Access, Right of Use and Restoration License Agreement with City of Richmond

Fiscal Impact:

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

Comment:

The District would like to take time to recognize the contributions of members of our school community who have passed away. The District requests the community to submit names to be reported as a regular part of each agenda.

James Mangrum, a 2006 graduate of El Cerrito High School, passed away on June 16, 2010 following his long battle with cancer.

Our thoughts go out to the family and friends in the loss of their loved one.

Recommendation:

For Information Only

Fiscal Impact:

None

E. PUBLIC AND COMMITTEE COMMUNICATIONS

Charter School proposes a standards-based curriculum augmented through various enrichment strategies, including tutoring, small-group instruction, and other supportive services. In addition, the Charter School's educational program is based on a constructivist approach to teaching and learning, which emphasizes work with real things (i.e. models, manipulatives, animals, gardens, etc.).

Pursuant to the Charter Schools Act of 1992 ("Act"), Education Code section 47600 *et seq.*, the Legislature has charged local school boards with the responsibility for reviewing and acting on petitions for renewal by charter schools. Renewal of an existing charter petition is governed by the requirements of Education Code sections 47605 and 47607. Education Code section 47605, subdivision (b), requires the Board, within 30 days of receiving a petition, to hold a public hearing to consider the level of support for the petition. The public hearing was held on June 2, 2010.

The Act states that a school district governing board considering whether to grant a charter petition "shall be guided by the intent of the Legislature that charter schools are and should become an integral part of the California educational system and that establishment of charter schools should be encouraged." (Ed. Code § 47605(b).) With this legislative intent in mind, the governing board must grant a charter "if it is satisfied that granting the charter is consistent with sound educational practice." (Ed. Code § 47605(b).) Renewal of a charter is also governed by the standards and criteria in Education Code section 47605 and "shall include, but not be limited to, a reasonably comprehensive description of any new requirement of charter schools enacted into law after the charter was originally granted or last renewed." (Ed. Code § 47607(a)(2).) Additionally, a charter school seeking renewal must meet one of the standards for academic achievement set forth in Education Code section 47607, subdivision (b).

Staff and legal counsel have reviewed the Petition and prepared the Staff Written Findings Regarding Richmond College Prep K-5 Charter School Petition for Renewal ("Findings"). Staff's analysis of the Petition includes a review of its educational program, fiscal and governance structure, student admissions and disciplin3())JTJ6 /P <</MCID 6 >>B1. C10("4(uc)JT("4(u3 Tw -21.05 -1.15mm)-2(e)4(e)4(1

5. The Charter School shall revise the Student and Parent Handbook and Employee Manual for consistency with the Petition and to adequately address each of the issues identified in the Staff Findings.
6. The Charter School shall meet or exceed the schoolwide average API scores of Nystrom, Coronado, Peres and Lincoln Elementary Schools by the end of 2010-11 school year and attain an API score that places Richmond College Prep at the 75th percentile of the API's of those four schools by the end of the 2011-12 school year. Any failure of the Charter School to comply with this condition may be deemed a violation of the charter, for which the District reserves the right to seek revocation of the Charter School's charter.

Fiscal Impact:

None

G. DISCUSSION ITEMS

*** G.1 Expulsion Process Report**

Comment:

* **G. 3 Report on Status of General Obligation Bond Debt and Potential Refunding**

Fiscal Impact:

None

* **G.5 Status Reports – Facilities Planning and Construction**

Comment:

The following are provided for review of Facilities Planning and Construction in the District's Bond Program and for information regarding individual projects:

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

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- c. Unrepresented Employees
 - Confidential and Management

6. PUBLIC EMPLOYEE APPOINTMENT

- a. Administrative Appointments for 2010-2011 School Year

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.