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Complete Board agendas and packets are available online at: [www.wccusd.net](http://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 n

**B. OPENING PROCEDURES**

- B.1 Pledge of Allegiance**
- B.2 Welcome and Meeting Procedures**
- B.3 Annual Organization Meeting**

Comment:

Board Bylaw 9100 governs the dimensions of the annual organization meeting. At this meeting, the Board shall:

- Elect a president and a clerk from its members.
- Appoint a secretary to the Board.
- Authorize signatures.
- Develop a schedule of regular meetings for the year.
- Develop a Board calendar for the year.
- Designate Board representatives.

Board policy does not detail prc1413(d)1uter

WCCUSD Board of Education  
Meeting Agenda –

WCCUSD Board of Education  
Meeting Agenda –



WCCUSD Board of Education  
Meeting Agenda

**\*CI C.13 Approval of Additional Program Management General Conditions Reimbursable Expenses**

Comment:

The District has retained Seville Group (SGI) as the Program Manager for the Bond Program. A portion of the Program Management contract for the firm is known as General Conditions Reimbursable Expenses (“GCR’s”). These are costs which the District has negotiated as a part of the contract for which the firm bills direct expense plus markup. GCR’s include computer software/hardware expenses, office equipment, legally required advertisements, postage, security, office supplies, and telephone/fax expense. These types of costs also include personnel such as the Facilities Operations Center Receptionists, Network Administrator, and Fiscal Controls Specialist. In addition, these costs include cost estimating, scheduling, and software programming.

Recommendation:

Approve additional Program Management General Conditions Reimbursable Expenses for Seville Group, Inc.

Fiscal Impact:

Total for this action: \$1,276,965. Funding source is Measures J and D-2010 bonds. Program Management General Conditions Reimbursable Expenses.

**\*CI C.14 Approval of the District Deferred Capital Improvement Projects**

Comment:

The District has completed a study on the Deferred Capital Improvement projects; priorities will be based on health, fire, life, safety, ADA compliance and other criteria, and will be based on project eligibility for State matching fund. The sample projects are located at Grant, Olinda, Collins, Lake, North Campus, Shannon Elementary Schools, as well as Crespi Middle School.

The list of sample projects was presented to the Facilities Subcommittee at their meeting of November 15, 2011. The Facilities Subcommittee recommends approval by the full Board.

A complete list of the sample projects is provided for review under separate cover.

Recommendation:

Approve the Deferred Capital Projects list for the D 201 0 08(t)Qc3o TJET EMC /P 4MCI3 20d tgntrgramram





**\*CI C.18 Kennedy High School Quad Renovations**

Comment:

Renovations to Kennedy High School Quad include site demolition of existing concrete sidewalks and landscaping in three exterior courtyards, installation of new landscaping, irrigation system, site drainage, walkways, landscaping, and exterior lights at Kennedy High School.

The District engaged in a public bid process for the project in which the bids were opened on October 27, 2011. Five contractors submitted bids as follows: CF Contracting, \$982,800; Romkon Inc., \$1,000,087; Lister Construction, \$

Recommendation:

That the Board directs staff to add information and resources to the District website for use by parents, students and teachers about many of the holidays and cultural celebrations of students and families. This is a living document, meaning that as our populations of students increase and diversify, their holiday customs and beliefs can be included as part of on-going learning within West Contra Costa Unified School District.

August/September/October  
Rosh Hashanah and  
Yom Kippur  
Ramadan

November/December  
Christmas  
Hanukkah  
Kwanzaa

January/February  
Asian Lunar New Year  
Ash Wednesday

March/April  
Maundy or Holy Thursday

\* **D.3 Recognition of Vickie Tukeva, Eukel Trust Teacher Award**

Comment:

Richmond High teacher Vickie Tukeva was recently recognized by the Warren W. Eukel Trust as a teacher of excellence and awarded a \$10,000 grant. The award from the Eukel Teacher Trust recognizes truly gifted teachers who excel in the field. The Trust selects three teachers each year who have exhibited “extraordinary commitment to their students”.

Recommendation:

That the Board recognize the accomplishments Vickie Tukeva.

Fiscal Impact:

None

\* **D.4 Transitional Kindergarten Implementation**

Fiscal Impact:  
No direct costs



Materials were on physical display at two locations in the district for teachers, administrators, and parents to review. We also posted a Frequently Asked Questions (FAQ) document to answer questions that our stakeholders were asking. The FAQ is included in this board packet.

Finally, we posted links on the district website that supported stakeholders to review the instructional materials on-line.

The committee also collected and analyzed surveys from teachers, administrators, and parents.

Current annual K-6 instructional material costs are as follows: \$600,000 on K-5 Open Court materials, \$100,000 on 6<sup>th</sup> grade Prentice Hall materials, and \$150,000 on supplemental ELD, Writing, Spelling, and culturally relevant and linguistically responsive materials. The original adoption date of these materials occurred in 2001.

Members of the RLA adoption committee will give a report on the review process and recommend selected materials to the Board of Education for approval.

Recommendation:  
Recommend Approval

Fiscal Impact:  
\$900,000 over 3 years for a Total = \$2.7 Million (Parcel Tax monies)

\* **F.3 Archiving for Portola Middle School**

Comment:

In 2005-06 privately raised funds were used to fund the cost of the archiving project for El Cerrito High School. The Portola Middle School project is requesting that \$47,092 from the Measure J bond funds be used to complete a similar project for Portola.

Recommendation:  
That the Board consider the Portola Middle School request.

Fiscal Impact:  
\$47,092 from Measure J

\* **F.4 Integrity Educational Center Charter School Petition**

Comment:

On October 13, 2011, West Contra Costa Unified School District received a charter petition (“Petition”) from Lead Petitioner James Madden proposing a charter school to be known as Integrity Educational Center (“Charter School”). Pursuant to the Charter Schools Act of 1992 (the “Act”), Education Code section 47600 *et seq.*, the Legislature has charged local school boards with the responsibility for reviewing and acting on charter school petitions.

The Charter School would be governed by a nonprofit public benefit corporation, but the District would be responsible for oversight of the Charter School. As presented in the Petition, the Charter School expects to serve approximately 150 students in grades 10 and 11 in its first year of operation (2012-

2013), increasing to 240 students in grades 10 through 12 in its second year of operation (2013-2014) and 330 students at full implementation, in year five (2015-2016). (Petition, Addendum 4: Financial Projections Years 1-5.)

Petitioners intend the Charter School to serve students who have dropped out or who are at risk for dropping out of a District or other school. Petitioners propose to utilize an online credit-recovery curriculum in conjunction with a “project-based” curriculum designed to equip students with “career technical education and employment. (Petition, p. 3.)

Submission of a charter petition is governed by the requirements of Education Code section 47605 and 47607. Education Code section 47605(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 November 2, 2011.

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).)

Upon receipt, components of the Petition were assigned to various staff members of the District for review and analysis based on individual areas of expertise. Review of the different components of the charter petition was allocated as follows: Educational Program, Linda Jackson, Executive Director Emeritus, Lyn Potter, Director Educational Services, Sonja Neely-Johnson, Humphrey Kiuruwi, Susan Dunlap, Liz Torio, Nicole Joyner, Coordinators Educational Services; Special Education, Steve Collins, SELPA Director; Fiscal/Budget, Martin Coyne, Executive Director, CPA; Human Resources/Employee Issues, Patricia Calvert, Director of Human Resources; Maintenance/Operations, Luis Freese; Legal/Operational, Lozano Smith Attorneys at Law.

Staff and legal counsel have reviewed the Petition and prepared the *Staff Written Findings Regarding Integrity Educational Center Charter School Petition* (“Findings”), which are attached. Staff’s analysis of the Petition includes a review of its educational program, fiscal and governance structure, student admissions and discipline, labor and personnel issues, facilities and legal issues. The Findings also include Staff’s recommendation to the Board regarding approval or denial of the Petition.

In order to deny the Petition on the grounds set forth above, Education Code section 47605, subdivision (b) requires the Governing Board to make “written factual findings, specific to the particular Petition, setting forth specific facts to support one or more” of the grounds for denying the charter. Staff recommends that the Board adopt the proposed findings of fact, attached, as its own. Staff further recommends that the Board deny the Petition.

Fiscal Impact:  
None

**G. DISCUSSION ITEMS**

**\* G.1 Richmond Charter Academy Middle School**

Comment:

The Richmond Charter Academy Middle School, a nonprofit benefit corporation, submitted a petition to West Contra Costa Unified School District (WCCUSD) on November 29, 2011, to establish an independent charter school known as Richmond Charter Academy Middle School. Pursuant to the Charter School Act of 1992 (the “Act”), Education Code Section 47600 et seq., the Legislature has charged local school boards with the responsibility of reviewing and acting on petitions for charter schools.

Education Code section 47605(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. That is the purpose of this agenda item.

The Act also requires the Board to either grant or deny the Petition within 60 days of submission.



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 – January 4, 2012

**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 7, 2011**

**1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

**2. CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION**  
[Government Code Section 54956.9(a)]

- a. WCCUSD v. Orrick
- b. Srago v. WCCUSD

**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)

Expulsions

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

Certificated / Classified Employee Dismissal

**10. REPORT OF CLOSED SESSION ACTIONS**