

Complete Board meeting packets are

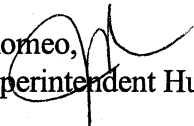
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West Contra Costa Unified School District
1108 Bissell Avenue
Richmond, California 94801

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To: Board of Education **Meeting Date:** May 11, 2009

From: Jessica R. Romeo, 
Assistant Superintendent Human Resources **Agenda Item:** B.1

Subject: Resolution No. 87-0809: Resolution to Adopt the Decision of the Administrative Law Judge
and Termination of Certificated Employees

Background Information:

Pursuant to Education Code, the Board of Education must adopt a resolution to Adopt the Decision of the

**BEFORE THE BOARD OF TRUSTEES
OF THE
WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT**

Resolution and Decision Not to)
Reemploy Certificated Employees)
_____)

RESOLUTION NO. 87-0809

WHEREAS, the Board of Trustees of the WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT ~~adopted a Resolution on March 4, 2000, authorizing and directing the Superintendent to~~

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the aforesaid Proposed Decision be, and it hereby is, adopted as the decision of the Board of Trustees of the WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT and said decision shall be effective immediately;

COSTA UNIFIED SCHOOL DISTRICT for the 2009-2010 school year, as well as the seniority and qualifications of each of the certificated employees of the District, it is necessary that the services of the certificated employees listed on Attachment "C" will not be required for the ensuing school year to the extent indicated in the March 4, 2009 Resolution and March 11, 2009 Notice to the Employee;

BE IT FURTHER RESOLVED that the Superintendent of the WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT, or Superintendent's designee, is authorized and directed to notify those certificated employees listed on Attachment "C" pursuant to Section 44949 of the Education Code that

ATTACHMENT A

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

LIST OF CERTIFICATED EMPLOYEES
SENT INITIAL LAYOFF NOTICES

Aaronian	Michael	Clifton	Robert
Addiego	Jinevra	Coker	Lily
Aidi	Joyce	Coleman	Clifford
Albrink	Sherry	Collins	John
Allred	Jeffrey	Collins	Robert
Allums	William	Constantin	Michael
Azcarraga	Alicia	Cooke	Elizabeth
Balderson	Lourdes		

Barb	Crystal	Ornelas	Mayra
Barnes	Linda	Cunningham	Rachel
Barrera	Teresa	Daly-Mallard	Ann
Battas	Lisa	De Mulder	
Bell	Sonja	Johnston	Catherine
Benaderet	Leigh	De Oliveira	Jean Pierre
Bennett	Alice	Decarlo	Ellen
Bennett	Jessica	Diaz	Teresa

Bills	Daphne	Diberardino	Christine
Bodwin	Lucas	Dixon	Elona
Bose	Godhuli	D'Onofrio	Christina
Brainerd	Rachel	Duchene	Lucas
Brodie	Andrew	Dunn	Colin
Brown	Ahdam	Eberle	Catherine
Brown	Roland	Eirvin	Jay
Bryant	Cynthia	Estes	Micah
Bushnell	Scott	Estrada	Jessica

Hall	Melissa	McCain	Markell
Harrison	Alicia	McCreadie	Lauryn
Hart-Poindexter	Robin	McNally	Lisa
Hata	Heidi	Melancon	Mark
Heath	Leilani	Midney	Barbara
Hebert	Henry	Mitchell	Phyllis
Hillyer	John	Moffitt	Stacy
Hjort	Jessica	Moody	Dominic
Hughes-Tutass	Mary	Morris	Estella
Jackson	Lisa	Morsony	Beverly
Jackson	Nathan	Moses	Kim
Jamsheed	Juliet	Nalic	Amar
Jefferson	Marquita	Nemoyten	Mark
Jensen	Karin	Newton	Akele
Johnston	Emily	Ogier-Marangella	Jenna
Johnston	Michael	Ogura	Patricia
Jones	Liah	O'Neal	Susan
Joseph	Mayra	Oshima	Mary
Jourdenais	Alisha	Owens	Margaret

Jun	Soyoung	Palmer	Jeffrey
Kaplan	Lauren	Parker Carter	Christina

Silva	Wesley
Simpson	Gail
Sims	Deirdre
Sims	Israel

Smalls	Prince
Smalls	Melissa

Stewart	Kimberly
Stewart	Matthew
Strickland	Jason
Styer	Melissa
Sutherlin	Guy
Tianero	Paulita
Trujillo	Hector
Valdehueza	Tiffany
Verprauskus	Eric
Vigna	Sarah
Vilchez	Jorge
Villano	Kenton
Vincent	David
Von Buchau	Erik
Watson	Garv

Watson	Morgan
Weems	Tyrone
West Brown	Lowanda

Whitson	Elisabeth
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ATTACHMENT B

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

LIST OF CERTIFICATED EMPLOYEES

REQUESTING A LAYOFF HEARING

Aaronian	Michael	Corcoran	Kevin
Addiego	Jinevra	Cunningham	Rachel
Aidi	Joyce	Daly-Mallard	Ann
Aidi	Ramtin	De Mulder	
Allums	William	Johnston	Catherine
Azcarraga	Alicia	De Oliveira	Jean Pierre
Balderas	Lourdes	Decarlo	Ellen
Bankston	Richard	Diaz	Teresa
Barb	Crystal	Diberardino	Christine
Barnes	Linda	D'Onofrio	Christina
Battas	Lisa	Duchene	Lucas
Bell	Sonja	Dunn	Colin
Benaderet	Leigh	Eberle	Catherine
Bennett	Alice	Eirvin	Jay
Bennett	Jessica	Estes	Micah
Bills	Daphne	Estrada	Jessica
Bodwin	Lucas	Ferreira	Leatha
Bose	Godhuli	Flores	John
Brainerd	Rachel	Fresquez	Anthony
Brodie	Andrew	Fuglestad	Tom
Brown	Ahdam	Gilstrom	Stephanie
Brown	Roland	Gipson	Calvin
Bryant	Cynthia	Glasser	Gary
Bushnell	Scott	Gomes	Nicole
Campbell	Alexandra	Greenspan	Judy
Carothers	Alba	Greig	Rica
Cary	Kelly	Hall	Melissa
Cassman	Peter	Harrison	Alicia
Catania	Amy	Hart-Poindexter	Robin
Catolico	Jonathan	Hata	Heidi
Chainey	Lisa	Hebert	Henry
Chakrin	Rebecca	Hillyer	John
Clark	Cameron	Hughes-Tufass	Marv

Clifton	Robert	Jackson	Lisa
Coker	Lily	Jackson	Nathan
Coleman	Clifford	Jamsheed	Juliet
Collins	Robert	Jefferson	Marquita
Constantin	Michael	Jensen	Karin
Cooke	Elizabeth	Johnston	Emily

Johnston
Jones

Michael
Liah

Prak
Rahier

Finy
Avril

Joseph
Jourdan
Lawdencia

Mayra
April
Alieba

Richards
Robinson
Robinson

Shelene
D'Andrea
Lara

HR

Spencer

Roberson

Detina

Kellum
Kers
King
King
King

Stacy
Maurice
Gloria
Stephanie
Tanva

Scott
Shearer
Sheridan
Sherr
Shatterly

Alana
Alan
Brian
Chandra
Lara

Kozanevich
Lam
Larson
Layer
LeBlanc
Lowe
Magid
Maier

Sara
Erica
Sarah
Michelle
Russell
Mark
Lisa
Julie

Silva
Simpson
Sims
Sims
Sloan
Smalls
Sonsten
Stewart

Wesley
Gail
Deirdre
Israel
Jennifer
Prince
Melissa
Kimberly

ATTACHMENT C

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

LIST OF CERTIFICATED EMPLOYEES
TO RECEIVE FINAL LAYOFF NOTICE

Allred	Jeffrey	Fabrizio	Gina
Allums	William	Ferreira	Leatha
Azcarraga	Alicia	Flores	John
Bankston	Richard	Fresquez	Anthony
Dennis	Linda

Battas	Lisa	Greenspan	Judy
Benaderet	Leigh	Hall	Melissa
Bills	Daphne	Harrison	Alicia
Bodwin	Lucas	Hart-Poindexter	Robin
Broisard	Daphne

Brodie	Andrew	Heath	Leilani
Brown	Roland	Hillyer	John
Bryant	Cynthia	Hjort	Jessica
Bushnell	Scott	Hughes-Tutass	Mary
Campbell	Alexandre

Midney
Mitchell

Barbara
Dyallie

Whittaker
Williams

Daniel
Lennie

Moffitt
Nalic
Palmer
Darker

Stacy
Amar
Jeffrey
Christi

Williams
Wilson
Wilson
H...

Michael
Adrian
Leah
H...

Paulson
Pelayo
Pipkin
Porter
Powell
Prak
Quinonez
Rabier
Radkiewicz
Rashid
Reich
Richards

Susan
Richard
Latasha
Jennifer
Connie
Finy
Juan
Avril
Erik
Shukri
Thomas
Shelene

Woody
Yu
Zoble

Danielle
Angela
Brian

Sheridan
Chatterbox

Brian
L...

WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

Copy of Proposed Decision by the Office of Administrative Hearings

EXHIBIT A

BEFORE THE
GOVERNING BOARD OF THE
WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT

In the Matter of the Accusations

School District, State of California (District).

2. Except for those teachers who are temporary certificated employees

respondents, and each of them, are permanent or probationary certificated employees of the District.

3. The District is a comprehensive school district, which is comprised of 38 elementary schools as well as middle and high schools, that serves and educates students in the area of western Contra Costa County.

4. (A) In a letter or Item Requiring Attention dated March 4, 2009, the Assistant Superintendent recommended to the Governing Board of the District that it adopt a resolution under Education Code section 44955 to reduce or eliminate particular kinds of services and to provide notice to appropriate certificated employees before March 15, 2009.

5 On March 13, 2009, the Assistant Superintendent recommended to the

10. On March 4, 2009, pursuant to Resolution No. 70-0809, the Governing Board resolved and took action to reduce or discontinue certain services or programs offered by the District for the 2009-2010 school year in the following FTE positions:

Full Time

Class Size Reduction 4-6, High Priority	
School Grant	8.25
Physical Education	5.8
Art	6.0
Computer	1.0

Administrative

Executive Director—State & Federal	1.0
Director of Career Academics, Career Tech Original Occupational Programs	1.0
K-12 Instructional Specialists	7.0
Principal, Elementary	2.0

Principal, Middle School	1.0
Vice Principal, Secondary	3.0
Vice Principal, Elementary (Grant Funded)	1.0
Coordinator, Educational Services	3.0
Coordinator, State & Federal	1.0

The reduction or discontinuance of the services set forth hereinabove constitute a total of

14. (A) As the parties stipulated during the hearing, respondent Eric Von Buchau, a music teacher with a seniority date of August 26, 1998, was not given proper notice that his services will not be needed for the ensuing school year. The District has agreed to rescind

the notice and/or Accusation against Buchau who must be retained as a permanent
certificated employee

hopes to realize a budget savings of \$2.9 million from the class size reduction of kindergarten through grades three and a total budget savings of \$5 million from the current reduction in force proceeding. Despite the current reduction or discontinuance of particular kinds of services, the Governing Board and District expects to continue providing state-mandated services although in different manner. Accordingly, the resolution of the Governing Board to reduce or discontinue particular kinds of services was reasonable and not arbitrary or capricious within the meaning of Education Code sections 44949 and 44955.

16. (A) The District may take action against any certificated employees, who were duly served with preliminary notices of layoff but then did not request a hearing, pursuant to

(B) The District may likewise take action against any respondent, who was duly served with a preliminary notice of layoff and an accusation but then did not file a

44949.