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PIEDMONT UNIFIED SCHOOL DISTRICT Board of Education

REGULAR MEETING

Wednesday, March 11, 2009

Council Chambers, City Hall
120 Vista Avenue, Piedmont

Closed Session: 5:30 p.m.

Regular Session: 7:00 p.m.

A G E N D A

- 5:30 p.m. I. CALL TO ORDER
- II. ESTABLISHMENT OF QUORUM
A majority of the Governing Board must be present in order to establish a quorum, allowing the Board to conduct business.
- 5:31 p.m. III. ADJOURN TO CLOSED SESSION
Members of the public may speak to any Closed Session item on the agenda. The Board President may limit speaker time.
- A. Conference with District Labor Negotiator Laurie Juengert of Lozano Smith Law Firm Regarding Negotiations with the Association of Piedmont Teachers (APT) (Government Code Section 54956.6)
- B. Public Employee Discipline / Dismissal / Release (Government Code Section 54957)
- 7:00 p.m. IV. REGULAR OPEN SESSION
- A. Call to Order
- B. Pledge of Allegiance
- C. Report of Action Taken in Closed Session
- D. Agenda Adjustments
- 7:05 p.m. V. COMMUNICATIONS / ANNOUNCEMENTS
The comments are informational only, covering items of interest to the Board, staff and community.
- A. Association of Piedmont Teachers (APT)
- B. California School Employees Association (CSEA)

- C. Parent Clubs
- D. Student Representative to the Board
- E. Persons Wishing to Speak to Any Item Not Listed on the Agenda
- F. Superintendent
- G. President, Board of Education

7:10 p.m.

VI. REVIEW AND ACTION ITEMS

(The Board President may limit speaker time)

- A. *First Reading of Board Bylaw 9320, "Meetings and Notices" Pages 7-11
 (Superintendent Hubbard)
 The proposed additions to this Bylaw provide information regarding the availability of the agenda and agenda backup material; and add the process for ending Board meetings that go beyond 11:00 p.m.

- B. *Adopt Resolution 12-2008-09, "In the Matter of the Reduction or Discontinuance of Certain Certificated Particular Kinds of Services for the 2009-2010 School Year" Pages 12-15
 (Superintendent Hubbard)
 At the Board meeting of February 24, 2009, this Resolution was presented to the Board for review. It is presented tonight for a final public hearing and adoption to meet the State-mandated deadline of March 15

- C. *Conduct Public Hearing and Approve Proposed Contract Changes Between the District and Association of Piedmont Teachers (APT) for 2009-10 and 2010-11 Pages 16-17
 (Superintendent Hubbard)
 Public comment will be received as the Board reviews the contract proposal to "zip" the provisions of the current contract through 2011 including zero increases in the salary schedule for that time period. The Board will be requested to approve the contract changes as presented.

- D. *Review and Adopt Yearly Budget Development Calendar, 2009-10 Pages 18-23
 (Superintendent Hubbard)
 The Board will review the proposed Budget Development Calendar for 2009-10, a copy of which is attached. Following review, the Board will be requested to adopt the Calendar

- E. *Review 2008-09 Second Interim Financial Report of the District; Accept a "Qualified Certification" of the District's Ability to Meet Financial Obligations for Current Year and Subsequent Two Fiscal Years; and Adopt Resolution 14-2008-09, "Authorizing Budget Transfers of Funds" Pages 24-124
 (Assistant Superintendent Michael Brady)
 The Board will review the 2008-09 Second Interim Financial Report of the District and will be requested to accept a *Qualified Certification* of the District's ability to meet its financial obligations, and to adopt a Resolution authorizing the Superintendent or designee to make the necessary budget transfers

- F. Measure E Bond Program:
 - 1. *Adopt Resolution 15-2008-9, "Authorize Bid Process for Pages 125-127

the Procurement of Transportation Services”
(Superintendent Hubbard)

The Board will be requested to adopt this resolution in order for the Superintendent or designee to go out for bid for bus transportation services for Piedmont students for 2009-10, 2010-2011, and 2011-2012 school years during use of the Ralph Hawley School in Emeryville

2. *Ratify Fee Proposal Between the District and *murakami*/Nelson to Prepare Documentation and Facilitate the Application for State Proposition 1D Funding for the Student Center at Piedmont High School (Assistant Superintendent Brady)

Pages 128-129

The project may be eligible for funding based on the building's hazardous structural system and its location in a high seismic region. Ron Gallagher & Associates will assist by conducting a structural analysis and providing a report to the Division of the State Architect (DSA). The total cost for the proposal is not to exceed \$20,000, and is effective February 4, 2009 through June 30, 2009

3. *Accept Recommendation for Developer of Piedmont High School Seismic Mitigation Project and Authorize the Superintendent or Designee to Begin Negotiations for a Preliminary Services Agreement (Assistant Superintendent Brady)

Pages 130-133

Statements of Qualification were received and interviews conducted for seismic renovation of the Piedmont High School Quad/Library Building and Student Center. The Board will be requested to accept the recommendation to the Superintendent from the interview committee for the selection of a developer, and to authorize the Superintendent or designee to enter into negotiations for a preliminary services agreement, effective March 12, 2009 through June 30, 2010. The Preliminary Services Agreement shall not exceed \$49,500

4. Approve Formation of a Parcel Tax Citizens Advisory Committee and Appoint Board Members to Develop Composition and Appointment Procedures (Assistant Superintendent Brady)

On June 2, 2009, Piedmont citizens will vote on two school parcel tax measures:

- Renewal of the existing school parcel taxes, Measures B and C combined, where the average sized parcel will pay \$2,051 per year.
- Approval of an interim emergency parcel tax to help offset the loss of state funds, where the average sized parcel will pay \$249 per year.

The Board is being requested to approve the formation of a Parcel Tax Citizens Advisory Committee and to appoint two Board Members to develop the composition and appointment procedures. The committee will review parcel tax expenditures and prepare a written annual report to the Board that would include recommendations as to the amount that should be levied for the subsequent year. The recommendation for

composition and appointment procedures will be brought forth at the regular meeting of Wednesday, April 29, 2009

5. *Approve Consultant Services Agreement Between the District and Julie Moll, to provide services as a communications consultant and emergency coordinator / impact bargaining consultant under direction of the Superintendent Page 134

- G. *Approve Havens SchoolMates Facility Use Agreement Between the District and the City of Piedmont; Approve Quitclaim Deed for Property Belonging to the City of Piedmont to the District; and Accept \$710,000 from the City for Cost of SchoolMates, New Havens Building Pages 135-141
(Superintendent Hubbard)
The Board will be requested to approve the Havens SchoolMates Facilities Use Agreement between the District and the City of Piedmont that includes the acceptance of \$710,010 for the cost of construction as included in the Becker Plan, and the quitclaim deed of the current SchoolMates property back to the District. The District plans to enter into a lease/lease-back agreement for the construction of the new Havens building that will also house the SchoolMates program and must hold the deed to the entire parcel. Measure E funds will not be used for the construction of SchoolMates. The City Council approved the agreement at its meeting of March 2, 2009.

VII. CORRESPONDENCE

VIII. BOARD REPORTS

IX. CONSENT CALENDAR: ACTION ITEMS

The following items are considered routine and can be handled with one action since it is recommended that all items be approved unanimously.

Board members may request any item(s) be removed from the Consent Calendar and considered separately.

- A. *Adopt Regular Board Meeting Minutes of January 27, 2009 Pages 142-160
B. *Approve Monthly Financial Report of the District for February 2009 Pages 161-162
C. *Approve District Warrant List for Services Rendered Dated February 12, 2009 Pages 163-164
D. *Approve Certification of Athletic Coaches, 2008-09 Pages 165-166
Title 5 of the California Code of Regulations, Section 5594 requires that by April 1 of each year, each local governing school board shall certify to the State Board of Education that the provisions of Section 5593 have been met
E. *Approve Overnight Field Trip for the Piedmont High School Girls' Varsity Basketball Team to attend the North Coast Section quarter-final game against McKinleyville High School, February 27-March 1, 2009 Pages 167
F. *Approve Out-of-State Field Trip for Piedmont High School Journalism Class to attend a Journalism program at Columbia University, New York, from March 17-20, 2009 Page 168
G. *Approve Overnight Field Trip for Piedmont High School Varsity Page 169

Baseball Team to participate in Tournament, Ft. Bragg, California, April 16-18, 2009

- H. *Approve Overnight Field Trip for Piedmont High School Debate Team to attend Mock Trial Competition, Riverside Convention Center, Riverside, California, March 19-22, 2009 Page 170
- I. *Approve Contracts Between the District and Millennium Environmental Consulting Services (MECA) for Hazardous Materials Abatement at: Pages 171-176
- Piedmont High School, \$13,687.50
 - Havens Elementary School \$15,157.50
 - Ellen Driscoll Theater \$ 9,187.50
 - \$38,032.50

Effective dates of contracts are March 12, 2009 through June 30, 2009

X. FUTURE BOARD AGENDA ITEMS

—→ **SUBJECT TO CHANGE** ←—

- Conduct Public Hearing and Recommendation to Determine the Parcel Tax Levy and Amount for Measures B and C for the 2009-10 Fiscal Year (**Tues Apr 7**)
- 2009 PEF Spring Grant Applications (Apr)
- Approve Application for Funding, 2009-10 English Language Acquisition Program (Apr)
- Notification of 2009 Arthur Hecht Volunteer of the Year Awardee (Apr)
- Approve Contract for GASB 45 Actuarial Services (Apr)
- Textbook Adoption(s) (Apr)
- K-12 Science Curriculum Presentation (May)
- Recognition of 2009 Arthur Hecht Volunteer of the Year (May)
- First Reading of Proposed Revised Board Policy 5145.3, (Student Version), and Board Policy 4030 (Employee Version), "Discrimination/Hazing/Harassment (Including Sexual Harassment), Intimidation, Bullying, Cyberbullying, to include a segment on "Hate Crimes" (Apr/May)
- Review of Board Bylaws (Section 9000) (TBD)
- Board Policy/Administrative Regulations 6163.4, "Acceptable Use of Technology" (TBD)

XI. ADJOURNMENT

Next **Regular** Board of Education Meeting:
Wednesday, March 25, 2009
7:00 p.m.
City Hall, Council Chambers, 120 Vista Avenue, Piedmont

Please be advised that any communication sent to the Board of Education is subject to the Freedom of Information Act and can be viewed by the public, unless it is of a confidential issue covered under the Brown Act.

Board Agenda Material
(in compliance with Senate Bill 343)

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Public Comment

Individual speakers are asked to limit their comments for any item on the agenda to not more than three minutes in order to allow everyone who wishes to speak the opportunity to do so. Groups are asked to limit comments to a total of ten minutes.

ADA Assistance

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Superintendent's Office at (510)594-2614. Notification by Monday noon preceding the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting.

The scheduling of time for agenda issues is approximate.

*Attachment