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PIEDMONT UNIFIED SCHOOL DISTRICT Board of Education

REGULAR MEETING
Wednesday, March 24, 2010

Council Chambers, City Hall
120 Vista Avenue, Piedmont

Closed Session: 6:00 p.m.
Regular Session: 7:00 p.m.

A G E N D A

- 6:00 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.
- 6:01 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 Legal Counsel Jan Tomsy, Fagen Friedman & Fulfroost, Regarding Pending Liability: Three (3) Cases:
- Case #02-2009-10
 - Case #03-2009-10
 - Case #04-2009-10
- (Government Code Section 54956.9)
- 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
- 7:10 p.m. V. **COMMUNICATIONS / ANNOUNCEMENTS (COMMUNITY)**
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 Announcements
- G. Board of Education President Announcements

7:20 p.m.

VI. PRESENTATION

- A. Announcement of Funds to the District from the Rawlings Foundation to Support K-12 Education
(Rawlings Foundation Committee Members will announce their commitment of funds to the District's 2010-11 Program Preservation Fund in the Amount of \$35,000)

VII. REVIEW AND ACTION ITEMS

(The Board President may limit speaker time)

7:30 p.m.

- A. *Conduct Public Hearing on the Proposed Levy of the Current 2009-10 Parcel Tax , to be Levied in 2010-11 (Superintendent Hubbard) Pages 1-9
The Board will discuss and receive public input regarding the proposed levy of the school parcel tax for 2010-11. The Parcel Tax Citizens' Advisory Committee, in a previous report, recommended a levy of the full amount for Measures B and E next year. Chairperson Jon Elliott will be available to provide an update to the Board. A second public hearing will be held at the April 28, 2010 Board meeting, after which it is anticipated the Board will adopt a Resolution accepting the recommendations.
- B. Seismic Safety Bond Program: Pages 10-16
 - 1. *Seismic Safety Bond Program: Annual 2008-09 Report from the Citizens' Oversight Committee (no action) (Assistant Superintendent Brady / Grier Graff, Chair) Pages 10-16
Chairperson Grier Graff will present the Committee's annual report to the Board
 - 2. *Program Budget Presentation, Including Project Budget Adjustments Based on Progress to Date and Cash Flow Demands (David Burke, Seismic Safety Bond Program Manager) See separate attachment with Board material on web site
 - Seismic Safety Bond Program Project and Program Budgets
Seismic Safety Bond Program Manager David Burke will provide a comprehensive overview of the Seismic Safety Bond Program. The program budget totals are not changing; what is changing are the project budgets, based on actual expenditures and known information for the projects at this time. As the projects move forward, more budget information can be determined. The Board will be requested to approve the revised project budgets in the overall program.

(to view separate attachment, go to www.piedmont.k12.ca.us, Board of Education, Agendas & Minutes, Board Mtg of 3-24-10)

- Review of Bond Options (KNN Summary Update from January 13, 2010 Presentation) Information in anticipation of the Board decision for the next bond issuance is also included. The Board will be requested to make a decision on the type and amount of bonds/BANS (Bond Anticipation Notes) to be issued at the April 28 Board meeting.

See separate attachment with Board material on web site

(to view separate attachment, go to www.piedmont.k12.ca.us, Board of Education, Agendas & Minutes, Board Mtg of 3-24-10)
- Clarification on Scope of Beach and Wildwood Projects
Included is information regarding questions as to the possibility of significantly reducing the scope of the Wildwood School and Beach School required seismic strengthening projects. The report from the engineer supports leaving the project scopes as currently defined.

Pages 17-20
- 3. a. *Approve Increase in Guaranteed Maximum Price (GMP) of Havens Elementary School Project from \$20,500,000 to \$21,092,183

Pages 21-28
- b. *Approve Increase in Guaranteed Maximum Price (GMP) of Ellen Driscoll Theater Project from \$1,700,000 to \$1,749,931

Pages 29-31
- c. *Approve Increase in Guaranteed Maximum Price (GMP) of Piedmont High School Project from \$5,574,000 to \$5,797,309

Pages 32-35
- 4. *Extend and Amend Lease Agreement Between the District and Emery Unified School District for the Use of Ralph Hawley School, Emeryville
(Superintendent Hubbard)
Attached is the proposed amended lease agreement for the use of the Ralph Hawley School in Emeryville for 2010-11, which allows flexibility for the use of the site to accommodate possible changes in the timeline for the completion of the Wildwood and Beach projects.

Pages 36-39
- 5. a. *Recommendation to Approve Norcal Moving Services for Moving of Piedmont High School Portable Classrooms at Havens Elementary School Back to Piedmont High School
(David Burke, Seismic Safety Bond Program Manager)
The seismic renovation of the Student Center and 30's Building at Piedmont High School required the relocation of PHS classes to portable classrooms located at Havens Elementary School. Work on the 30's Building has progressed ahead of schedule and the building will be ready for re-occupancy during the week of April 5, 2010 (Spring Break). Professional moving services are being requested to complete the move from the Havens site to PHS and move the contents of the storage containers. District staff will perform room set-up.

Pages 40-42

- b. *Provide Direction for Use of Prevailing Wage for Moving Services
(David Burke, Seismic Safety Bond Program Manager)
Moving services are considered professional services and do not fall under the competitive bidding or prevailing wage requirements of California Code. The Board previously approved the contract for moving services to be at the prevailing wage rates. They directed staff to provide an opportunity for discussion and decision as to the use of prevailing wage for moving services for future projects. Staff requests direction from the Board on this issue in light of the cost differential.

- C. Appoint Community Member as a Representative of the Board of Education to the City of Piedmont Public Safety Committee
(Superintendent Hubbard)
The City Council of Piedmont has created a Public Safety Committee to address increased concerns about public safety and strengthen the partnership between the police/fire departments and residents. The City Council Resolution describing the purpose and composition of the committee is provided. Board Member Martha Jones has agreed to serve as the Board of Education non-voting liaison member. One community representative to serve as a Board of Education representative with voting rights was solicited, and it is anticipated that an appointment will be made at the March 24, 2010 meeting. (see information on District web site www.piedmont.k12.ca.us)

VIII. REVIEW & DISCUSSION ITEMS

- A. *Progress Report on Adopted 2009-10 Goals/Action Plan
(Superintendent Hubbard)
The Superintendent will provide a progress report on the 2009-10 Goals and "Action Plan", and provide progress on the "Shaping Our Future" Initiative for long-range goal planning. The Action Plan will be posted on the District web site on Thursday afternoon, March 25, 2010

Pages 44-50

IX. INFORMATION AND ANNOUNCEMENTS

- A. Seismic Safety Bond Program: Environmental Assessment of Havens Site (Assistant Superintendent Brady)
Assistant Superintendent Brady will provide an update on the environmental assessment process for the Havens site, in anticipation of holding a public hearing and 30-day comment period, per the requirements of the California Department of Toxic Substances Control. The process will not interfere with the timeline completion date of the Havens site.

X. CORRESPONDENCE

XI. BOARD REPORTS

XII. 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. *Approve Personnel Action Report
- B. *Approve Warrant List Dated March 15, 2010 for Goods and Services Rendered in January, 2010 and Warrant Listed Dated

Page 51

Pages 52-53

March 22, 2010 for Goods and Services Rendered in February 2010

- C. *Approve Out-of-State Field Trip for Piedmont High School Acting Class to attend Shakespeare Festival, Ashland, Oregon, May 28-May 30, 2010
- D. Approve one Master Contract and one Individual Service Agreement with Dori Maxon, PT, PCS, MEd, to provide a PT evaluation and attend an IEP meeting for one student, effective February 26, 2010 through June 30, 2010, at a total cost not to exceed \$704.00. Funding: Special Education

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XIII. FUTURE BOARD AGENDA ITEMS

→ **SUBJECT TO CHANGE** ←

- Notification of 2010 Arthur Hecht Volunteer of the Year Awardee (Apr 28)
- Recognition of 2010 Arthur Hecht Volunteer of the Year Awardee (May 12)
- Approve Bond Sale Authorization (Apr 28/May 12)
- Board Authorization to Transfer “Sweep” of Unspent Categorical Funds to General Fund to Support Educational Programs (May 12)
- First Reading of Special Education-Related Board Policies (Apr 28)
- Conduct Public Hearing for Use Restrictions for the Havens Play Field (May 26)
- Special Board Meeting (Open Session) Regarding Negotiations Process (TBD)
- Review of Facilities Use Fees (TBD)
- Board Workshop on District Goals for 2010-11 (TBD)
- Board Workshop on Interdistrict Transfers (TBD)
- Review of Board Bylaws (Section 9000) (TBD)

XIV. ADJOURNMENT

Next Regular Board of Education Meeting:
Wednesday, April 28, 2010, 7:00 p.m.
(only one Board Meeting in April due to Spring Recess)
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.

*Attachment

The scheduling of time for agenda issues is approximate.