

MINUTES
REGULAR MEETING OF THE BOARD OF EDUCATION
MT. DIABLO UNIFIED SCHOOL DISTRICT
Wednesday, December 10, 2014 (6:00 p.m./7:30 p.m.)

Board Members: Barbara Oaks, Brian Lawrence, Cheryl Hansen, Linda Mayo, and Debra Mason

Administrative Staff: Superintendent Nellie Meyer; Assistant Superintendent Julie Braun-Martin, Assistant Superintendent Rose Lock, Assistant Superintendent Chris Holleran, Executive Director of Operations Jeff McDaniel, Executive Director of Instructional Support Jonathan Eagan, and Interim General Counsel Larry Schoenke

CALL TO ORDER

President Oaks called the meeting to order at 6:08 p.m. and conducted Roll Call with all Board members present except Brian Lawrence, who will arrive shortly. President Oaks introduced and congratulated the three newly elected/re-elected Board members: Linda Mayo, Cheryl Hansen, and Debra Mason.

PUBLIC COMMENT

There was no Public Comment.

CLOSED SESSION AGENDA

The Board adjourned to Closed Session at 6:11 p.m.

4.1 (Item #1) Expulsion of Student #02-15 from all regular schools of the Mt. Diablo Unified School District

4.2 (Item #2) Expulsion of Student #03-15 from all regular schools of Mt. Diablo Unified School District

4.3 (Item #3) Anticipated Litigation - Conference with Legal Counsel pursuant to Gov't. Code Sec. 54956.9(b), Significant Exposure to Litigation: Two Cases

4.4 (Item #4) Conference with Real Property Negotiators (Gov. Code Sec. 54956.8)

Conference with Real Property Negotiators (Gov. Code Sec. 54956.8):

Property: 1101 Alberta Way, Concord, CA 94521;

District Negotiator: Deborah A. Cooksey;

Negotiating Parties: Clayton Valley Charter School/MDUSD;

Negotiations: Discussions about entering into a long-term facilities agreement

4.5 (Item #5) Discipline, Dismissal or Release of Public Employee (Gov. Code Sec. 54957(b)(1))

4.6 (Item #6) Discipline, Dismissal or Release of Public Employee (Gov. Code Sec. 54957(b)(1))

4.7 (Item #7) Discipline, Dismissal or Release of Public Employee (Gov. Code Sec. 54957(b)(1))

RECONVENE OPEN SESSION

The Board reconvened Open Session at 7:34 p.m.

PRELIMINARY BUSINESS

President Oaks led the Pledge of Allegiance and conducted Roll Call with all Board members present.

REPORT OUT ACTION TAKEN IN CLOSED SESSION

8.1 (Item #1) Expulsion of Student #02-15 from all regular schools of the Mt. Diablo Unified School District

Mayo moved, Hansen seconded, and the Board voted 5-0-0 to approve the expulsion of Student #02-15 from all regular schools of Mt. Diablo Unified School District, and that Student #02-15 may apply for readmission after December 10, 2015. It is required that Student #02-15 participates in 20 hours of individual counseling to address choices and drugs (both drug use and sales); completes 30 hours of community service; completes California Offender Program Service (COPS) for Drugs; submits proof of negative drug test; and shows evidence of a successful school experience with at least 2.0 GPA, good attendance, and earn 60 credits prior to applying for readmission. School placement for Student #02-15 will be at Diablo Community Day School.

8.2 (Item #2) Expulsion of Student #03-15 from all regular schools of Mt. Diablo Unified School District

Hansen moved, Mayo seconded, and the Board voted 5-0-0 to approve the expulsion of Student #03-15 from all regular schools of Mt. Diablo Unified School District, and that Student #03-15 may apply for readmission after December 10, 2015. It is required that Student #03-15 participates in 20 hours of individual counseling to address anger and coping skills, serves 30 hours of community service, attends California Offender Program Service (COPS) for Aggression, attends MDUSD Teen Anger Management Workshop, and shows evidence of a successful school experience to include good attendance, maintain a minimum of 2.0 average GPA, and earn 50 credits prior to readmission.

8.3 (Item #3) Anticipated Litigation - Conference with Legal Counsel pursuant to Gov't. Code Sec. 54956.9(b), Significant Exposure to Litigation: Two Cases

The Board received information.

8.4 (Item #4) Conference with Real Property Negotiators (Gov. Code Sec. 54956.8)

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8.7 (Item #7) Discipline, Dismissal or Release of Public Employee (Gov. Code Sec. 54957(b)(1)

The Board received information.

RECOGNITIONS AND RESOLUTIONS

9.1 Recognition of Tesoro Corporation Grant Award to Mt. Diablo Unified School District Middle Schools

Tesoro Corporation, a Fortune 500 Company, is committed to making significant and positive impact on the communities where they operate. They believe today's students are the driving force behind tomorrow's communities and must be given every opportunity to succeed academically and personally. As such, Tesoro is committed to making community investments to support K-12 education. Tesoro's grant program is one way to support the communities where they have a significant presence.

We are pleased that Tesoro has approved our grant proposal to help launch the Science Technology Engineering Mathematics (STEM) After School Clubs to be implemented at all nine of the MDUSD's middle schools.

This grant will provide \$110,000 to implement two after-school STEM sessions offered throughout the 2014-15 school year. The schools and district believe this grant is important because it will support student interest in STEM-related courses, develop knowledge and skills of students as they enter into STEM-related pathways in high school, and increase partnerships with community stakeholders.

Patty Deutsche, Tesoro's Director of Northern California Government & Public Affairs, presented a check for \$110,000 to Dr. Meyer and President Oaks.

Ms. Mayo recognized and thanked Tesoro for their annual contribution to the Contra Costa County Science and Engineering Fair. Dr. Meyer noted that the Robotics programs will feed into the Engineering programs at the high schools.

This item was for information only.

9.2 Resolution No. 14/15-27 Human Rights Day

The Mt. Diablo Unified School District recognizes the United Nations Declaration of Human Rights, which was signed on December 10, 1948, and wishes to commemorate this occasion by declaring December 10th Human Rights Day in the Mt. Diablo Unified School District.

Mr. Lawrence thanked Dan Reynolds for bringing this item to the Board.

Lawrence moved, Mason seconded, and the Board voted 5-0-0 to adopt Resolution No. 14/15-27, Human Rights Day.

ORGANIZATIONAL MEETING

10.1 Oath of Office - Cheryl Hansen, Linda Mayo and Debra Mason

Newly elected/re-elected Board members will take the Oath of Office.

Dr. Meyer administered the Oath of Office to newly elected Board member Debra Mason and newly re-elected Board members Linda Mayo and Cheryl Hansen. The new Board members introduced friends and family members in the audience.

The Board took a five minute recess.

10.2 Annual Board of Education Organizational Meeting

Education Code Sections 35143 and 72125 require that the governing board of each school district hold an annual organizational meeting. In a year in which a regular election for governing Board members is held, the meeting shall be held on a day within a 15-day period that commences with the date upon which an elected governing board member takes office. Organizational meetings in years which no such regular election for governing Board members is conducted shall be held during the same 15-day period on the calendar. Current Board Policy 9100 calls for the election of a president and vice president at the annual organizational meeting of the Board.

10.3 Elect Board President

Ms. Oaks nominated Ms. Hansen to be Board President. Ms. Mayo nominated Mr. Lawrence to be Board President, which he respectfully declined.

Public Comment:

J. Parker thanked Ms. Dennler for her service, and welcomed Ms. Mason to the Board. He also addressed the re-elected Board members and thanked them for their service. (Note: This speaker card was submitted under Item 10.0, but was not seen by the Board until this time.)

The Board voted 5-0-0 via voice vote to elect Ms. Hansen to be Board President.

10.4 Elect Vice President

President Hansen nominated Debra Mason to be Board Vice President. The Board voted 5-0-0 via voice vote to elect Ms. Mason to be Board Vice President.

10.5 Appoint Secretary

Mayo moved, Oaks seconded, and the Board voted 5-0-0 to appoint Dr. Nellie Meyer as Secretary to the Board of Education.

10.6 Establish Regular Meeting Dates, Time and Location

Public Comment:

Dorothy Weisenberger requested that the Board consider the Community Advisory Committee (CAC) meetings held on Tuesday evenings when choosing a night for the Board meetings.

Janine Payne asked the Board not to move their meetings to Tuesday nights so as not to conflict with the CAC meetings.

After a discussion, Lawrence moved, Mayo seconded, and the Board voted 5-0-0 to approve that regular Board Meetings will be conducted on Mondays.

Oaks moved, Mason seconded, and the Board voted 5-0-0 via voice vote to accept the meeting dates on Mondays as posted to this agenda, changing January 5 to January 12, and changing April 27 to April 20, and setting the start time for Closed Session at 6:00 p.m., and the start time for Open Session at 7:00 p.m.

*Item 10.7 was delayed until after Item 19.4.

BOARD MEMBER REPORTS

Mr. Lawrence shared that he visited Northgate High School and participated in Ms. Honey's AP U.S. History class. Mr. Lawrence asked Dr. Meyer and the Board to consider alternative options to mailing out direct deposit statements to employees, noting that thousands of dollars could be saved each month on postage, envelopes, and handling costs.

Ms. Oaks shared that she has attended some of the student basketball games, and commented how much fun they are and how good it is to see students feeling athletic and healthy. Ms. Oaks attended the Alternative Education Awards Night, and shared that it was inspiring to see the teachers there who put so much effort into the students in alternative education. Ms. Oaks also attended the CSEA meeting and holiday event, where she observed the high level of commitment of the CSEA employees and how much they enjoy each other.

Ms. Mason participated in the Make a Difference Day at Bel Air Elementary School on November 11th, and in the Riverside Creek Cleanup on November 15th. Ms. Mason also attended the Alternative Education Awards Night, and noted that it was nice to see Gateway Necessary Small High School recognized for having the most people in attendance at the event. On December 6th, Ms. Mason attended the Adult Education Open House and Craft Fair at Pleasant Hill Middle School. Ms. Mason shared that she plans to visit all of the school sites this year, and she is looking forward to that.

Ms. Mayo shared that she visited Rio Vista Elementary, Valle Verde Elementary, Westwood Elementary, Pleasant Hill Middle, and Pine Hollow Middle Schools. She also attended the Alternative Education Awards Night and the Diablo Managers Association holiday reception, where she noted that the holiday spirit was evident. Ms. Mayo acknowledged both organizations for collecting donations for the MDUSD Hope Foundation. Ms. Mayo shared that this weekend she will be representing MDUSD at the California School Boards Association Delegate Assembly Meeting.

Ms. Hansen shared that she attended the California School Employees Association (CSEA) holiday party. Ms. Hansen also attended the Public Employees Local One event at their Union Hall with Ms. Mason, and noted that Assemblymember Susan Bonilla and California State Controller Betty Yee were also in attendance. Ms. Hansen thanked Local One and CSEA for invitations to those events.

SUPERINTENDENT'S REPORT

Dr. Meyer welcomed and congratulated all of the newly elected and re-elected Board members.

Dr. Meyer shared that she has visited Pleasant Hill Middle School and Ygnacio Valley and Olympic High Schools since the last meeting.

Dr. Meyer introduced the new team members on the dais: Jonathan Eagan, Executive Director of Curriculum, and Chris Holleran, Assistant Superintendent of High Schools.

Dr. Meyer shared that she attended the CSEA celebration at Olympic High School, where they celebrated by raising money for the HOPE Foundation.

Dr. Meyer noted that the District's central office team has been working very hard on streamlining District goals, and an update will be provided during the Local Control and Accountability Plan (LCAP) report this evening.

Dr. Meyer also attended the Diablo Managers Association holiday celebration, where Northgate High School Vice Principal Linda Hayes received a lifetime recognition award for her career in MDUSD.

Dr. Meyer announced that next week the District will hold the second annual breakfast at Gasoline Alley to thank Maintenance and Operations staff for the hard work that they do all year. Jeff McDaniel will be hosting that event.

Dr. Meyer shared that she attended the District English Learners Advisory Committee (DELAC) meeting, where she observed that Gateway Necessary Small High School staff stayed until the end, and were very excited to be award recipients.

Dr. Meyer congratulated the Concord High School football team for making it to the Division Two finals.

Dr. Meyer announced that MDUSD is the award recipient of the Farm to School Planning Grant. Food & Nutrition Services and the Special Projects office received a grant from the federal government to create a proposal for the Farm to School Grant. The Grant combines the ideas of nutrition and educating students on the importance of eating well. Dr. Meyer commended Anna Fisher, Food & Nutrition Services; Tamara Helfer, Sequoia Science Education; and Anne Baker, Republic Waste Management Services for being instrumental in bringing this project to realization. Dr. Meyer pointed out that only one out of four applicants received the Planning Grant in this highly competitive grant process. The District will now begin work on the larger grant proposal.

Dr. Meyer shared that the District has been preparing for the strong storm coming this week. District staff have been meeting, communicating with school principals, and making contingency plans. Dr. Meyer emphasized that sites will encourage safety over timeliness during the storm. Dr. Meyer encouraged patience during transportation to and from school. Dr. Meyer announced that she has been in communication with other superintendents in the area, and while no school districts in Contra Costa County are currently planning to close, districts in Oakland, Berkeley, San Francisco, Novato, and others will be closing tomorrow. Dr. Meyer announced that the District is aware of some school sites, such as Sequoia Elementary, which are located near water sources that could overflow. Those sites are being monitored very closely. Dr. Meyer shared that a communication went out to all staff and parents this evening that MDUSD schools will be open, and that safety is the number one priority.

REPORTS/INFORMATION

13.1 LCAP Mid-Year Update

We are nearly halfway through our first year with the new Local Control Accountability Plan (LCAP). This presentation will provide an update on the LCAP, LEA Plan Addendum, as well as other overarching District plans.

Dr. Meyer and Lorie O'Brien co-presented the LCAP update, and responded to Board member questions. This item was for information only.

PUBLIC EMPLOYEE APPOINTMENT

14.1 Appointment of Administrator, Special Education

Interviews have been conducted, and a candidate has been selected to fill the position of Administrator, Special Education.

Mayo moved, Oaks seconded, and the Board voted 5-0-0 to approve the appointment of Rita Farabaugh to the position of Administrator, Special Education.

14.2 Appointment of Program Specialist, Categorical Programs, Site Based - Oak Grove Middle School

Interviews have been conducted, and a candidate has been selected to fill the position of Program Specialist, Categorical Programs, Site Based - Oak Grove Middle School.

Mason moved, Mayo seconded, and the Board voted 5-0-0 to approve the appointment of Cathy Sechrist to the position of Program Specialist, Categorical Programs, Site Based - Oak Grove Middle School.

14.3 Classified Personnel: Appointment of Supervisor, Accounting

Interviews have been conducted, and a candidate has been selected to fill the position of Supervisor, Accounting.

Oaks moved, Mayo seconded, and the Board voted 5-0-0 to approve the appointment of Elizabeth McClanahan to the position of Supervisor, Accounting.

CONSENT AGENDA

Mayo moved, Oaks seconded, and the Board voted 5-0-0 to approve all Consent Agenda items with the exception of Item 15.17, thereby approving the following:

15.1 (Item #1) Items listed under Consent Agenda are considered routine and will be approved/adopted by a single motion. There will be no separate discussion of these items; however, any item may be removed from the consent agenda upon the request of any member of the Board and acted upon separately.

15.2 (Item #2) Fiscal Transactions for the Month of November 2014

Payments have been made to meet the District's obligations for salaries, equipment, capital improvements and other outgo.

15.3 (Item #3) Recommended Action for Certificated Personnel

15.4 (Item #4) Request to Increase/Decrease Full Time Equivalent (FTE) for the 2014-15 School Year

15.5 (Item #5) Recommended Action for Classified Personnel

15.6 (Item #6) Classified Personnel: Request to Increase/Decrease Full Time Equivalent (FTE) for the 2014-15

15.7 (Item #7) Approval of Provisional Internship Permit (PIP) Request

The California Commission on Teacher Credentialing is no longer issuing Emergency Permits. However, the Commission replaced the Emergency Permit with the Provisional Internship Permit (PIP) which provides applicants additional time to meet the subject matter competence requirements(s) needed to enter an internship program. A District may request a PIP only after a diligent search has been conducted and a fully credentialed teacher could not be found. The PIP is issued for one (1) year. All request for a PIP must be presented to the Governing Board of a public school district for approval. Every PIP request that is submitted to the Commission on Teacher Credentialing must also include verification that a notice of intent to employ the named applicant has been made public.

15.8 (Item #8) Medi-Cal Administrative Claiming Agreement between Contra Costa County Office of Education and Mt. Diablo Unified School District for the 2014-15 School Year

Effective July 1, 2014, the Department of Health Care Services, which is responsible for administering the California Medical Assistance Program (“Medi-Cal”) and the School-Based Medi-Cal Administrative Activities Program (“SMAA”), has adopted a Random Moment Time Study (RMTS) methodology. The Contra Costa County Office of Education will be responsible for supporting the processing of RMTS claims.

15.9 (Item #9) Contract between Mt. Diablo Unified School District (MDUSD) and Maxim Healthcare Services for the 2014-15 School Year

Maxim Healthcare Services provides specialized health care services to MDUSD students. Services include diabetic monitoring, catheterizations, and other medically prescribed procedures. In August, a contract with Maxim Healthcare was approved for Special Education students. This contract will cover services for Section 504 students. Healthcare contractors assist the District in assuring compliance with all applicable federal and state laws and regulations.

15.10 (Item #10) Increase in the Special Education Purchase Order for the Contract Between Mt. Diablo Unified School District (MDUSD) and Maxim Healthcare Services for the 2014-15 School Year

Staff is requesting an increase in the purchase order for the contract between MDUSD and Maxim Healthcare Services for the 2014-15 school year. The Board approved the Maxim Healthcare Services Master Contract on August 13, 2014.

Since the purchase order requested was initiated in August, additional students were added to the caseload, while other students' medical needs increased. Currently, this contract covers the nursing needs for students who are receiving services at different schools, two of which are county schools. The health conditions and needs of these students include: muscular dystrophy, seizures, mitochondrial defect and tube feedings.

Some of the placements require nurses to ride the bus with the students, thereby increasing the hours of service. Additionally, these nurses also provide support to our medically fragile students when they participate in after-school activities and school dances. The current contract for \$125,350 needs to be increased by \$329,650 to a total of \$455,000.

15.11 (Item #11) Approve Contract with Sunbelt Staffing to Provide a Teacher of the Visually Impaired for the 2014-15 School Year

Mt. Diablo Unified School District utilizes Non-Public Agencies to provide services established through the Individualized Education Plan (IEP) process. Sunbelt Staffing provides a Teacher of the Visually Impaired (TVI) for vacant TVI positions in the District. The Personnel Services Department and Special Education have worked diligently to find District staff to cover these positions. However, recently we had an employee resign to take a position in a different district due to personal reasons.

15.12 (Item #12) Student Teaching/Internship/Practicum Agreement between Mt. Diablo Unified School District and the Regents of the University of California

The purpose of this agreement is to provide students of the University of California the opportunity for hands-on teaching, learning, and practical classroom experience with a District teacher. This classroom experience will provide direct teaching and learning skills as well as in-class experience required for the completion of a degree.

15.13 (Item #13) Contract between Exploring New Horizons and Silverwood Elementary

Students at Silverwood Elementary are participating in an Outdoor Education program at Exploring New Horizons-Sempervirens, April 28 - May 1, 2015.

15.14 (Item #14) Approve the Contract between University Corporation/Camp Sea Lab and Highlands Elementary

Students at Highlands Elementary are participating in an Outdoor Education Program at Camp Sea Lab, February 2-4, 2015.

15.15 (Item #15) Northgate High School's Trip to Pacific Grove, CA, for Annual Soccer Matches

Steve Chappell, Athletic Director; John Carr, Assistant Coach; and Gabe Cienfuegos, Assistant Coach will chaperone the Northgate High School Boys Varsity Soccer Team of 18 students to Pacific Grove to participate in an annual trip that includes two soccer matches and team building exercises. The team will be staying at the Asilomar Conference Grounds in Pacific Grove.

15.16 (Item #16) Addendum to Independent Contractor Agreement

The District currently uses a variety of contractors to provide IEP mandated services to students. Staff is actively seeking applicants for internal hiring, but at this time we have approximately 25-30 contractors providing services. Scheduling of IEPs at sites is coordinated through the use of electronic calendars through the MDUSD email system. Currently, contractors have no access to this system and as such it is challenging to coordinate calendars from a central location. By providing the contractors with District email, we will provide ease of scheduling of IEPs to help the District maintain compliance. The contractors will sign the District Employee Acceptable Use Agreement, and also an addendum to the contract which will stipulate the information will be maintained on an encrypted, virus protected computer.

15.17 (Item #18) Approve Contract with CB&I Environmental & Infrastructure, Inc.

CB&I Environmental & Infrastructure, Inc. provides the District with environmental compliance consultation. With the addition of the newest proposal to update the SDPC Plan and sample and inspect the wash bay, the total contracts with CB&I exceed the Board limit of \$25,000.

The scope of work includes, and is not limited to: Sludge Discharge Prevention and Contingency (SDPC) Plan Update, and inspect and sample the wash bay once every six months. The total cost for inspections to be performed in December and June 2015 is \$11,344.

15.18 (Item #19) Minutes for the Board of Education Meeting held on November 19, 2014

Minutes for the Board of Education Meeting held on November 19, 2014, are being brought forward for approval.

CONSENT ITEMS PULLED FOR DISCUSSION

16.1 (Item #17) Lease/Leaseback #1635 Final Change Order #1635-001 (DEDUCTIVE) to EF Brett & Company for Clayton Valley Charter High School Athletic Facility Improvements

On May 14, 2014, the Board of Education awarded Lease/Leaseback Agreement #1635 to EF Brett & Company, Inc. for a Guaranteed Maximum Project Cost of \$2,716,886.64 for the provision of all tools, materials, labor and equipment necessary to complete Athletic Facility Improvements at Clayton Valley Charter High School.

As a result of unused contract contingency, a single, final, deductive change order in the amount of <\$3,960.64> is necessary. This single, final change order will result in a final revised contract value of \$2,712,926 and represents a decrease of .15% to the original contract value.

Oaks moved, Mayo seconded, and the Board voted 4-0-1 (with Mason abstaining) to approve Lease/Leaseback #1635 Final Change Order #1635-001 (DEDUCTIVE) to EF Brett & Company for Clayton Valley Charter High School Athletic Facility Improvements.

DISTRICT ORGANIZATIONS

James Wogan, HOPE Foundation, announced that at the DMA holiday event the HOPE Foundation raised \$778 to help homeless children and foster youth. Mr. Wogan thanked everyone for their support, and shared that there are 228 identified homeless children in the District and 128 foster youth who will all receive support for the holidays. To date, the HOPE Foundation has raised \$51,300.

Guy Moore, MDEA, spoke about the consequences that six District schools will face when Quality Education Investment Act (QEIA) funding ends in June 2015. He announced that MDEA is working on a project to keep QEIA funding going, and that Assemblyperson Susan Bonilla has introduced a bill to extend QEIA funding.

PUBLIC COMMENT

Anthony Bibbs, parent, shared his concerns about his experience with District staff.

Jamario Jackson, speaking on behalf of Assemblyperson Susan Bonilla, wished the Board members well as they enter the New Year.

Lisa Ackerman congratulated the new Board members, and expressed her views on the Common Core Standards.

Lia Bush shared her concern about communications with District personnel surrounding Common Core Standards and her child's achievement.

During the discussion, Ms. Mason inquired about the District's public forums held to discuss Common Core Standards.

Denise Pursche expressed her views on the Common Core Standards.

Denise Lambert announced that the Concord High School Band Boosters and Music Department will be hosting a fundraiser on December 21st at the Clarion Hotel. Each year a non-profit entity is selected to receive part of the funds raised, and this year the HOPE Foundation has been chosen.

Sally Wood, parent from another school district, expressed her global concerns about morality and approved literature and courses being taught in schools.

BUSINESS/ACTION ITEMS

19.1 Multi-Year Facilities Agreement with Eagle Peak Montessori School (EPMS) for 2014-19 to Run Co-Terminus with the Charter

The District and Eagle Peak Montessori School (EPMS) seek to enter into a five-year facilities agreement to run co-terminus with the term of its recently renewed charter. EPMS has been housed in the same location at 800 Hutchinson Road, Walnut Creek, since the 2004-05 school year. The terms and conditions of EPMS's use of the site and the District's need for use of that facility have not changed significantly during that time. Therefore, rather than continuing to engage in the staff and time intensive annual Proposition 39 facilities process, the parties seek to enter into a long-term facilities agreement. Historically, the District and EPMS have entered into multi-year Financial MOUs and Special Education MOUs, both of which run co-terminus with the term of EPMS's charter.

Mayo moved, Mason seconded, and the Board voted 5-0-0 to approve to adopt the multi-year Facilities Agreement with Eagle Peak Montessori School (EPMS) for 2014-19.

19.2 First Interim Report 2014-15

Education Code 42130 requires the District to file their financial condition for two (2) reporting periods. The District presents its First Interim Report, covering transactions through October 31, 2014. This report, upon approval, will be filed with the County Office of Education on December 15, 2014.

Dr. Meyer and Nance Juner gave a presentation and responded to Board member questions.

Mayo moved, Oaks seconded, and the Board voted 5-0-0 to adopt the 2014-15 First Interim Report.

****19.16 Meeting Extension**

This item was moved up on the agenda.

Adjournment time will be no later than 10:30 p.m. for all regular and special meetings unless extended to a specific time as determined by a majority of the Board.

Oaks moved, Mayo seconded, and the Board voted 5-0-0 to approve to extend the meeting time to 11:30 p.m.

19.3 Resolution 14/15-25 Regarding Accounting of Development Fees in Fiscal year 2013-2014 in the Capital Facilities Fund Pursuant to Government Code Sections 66001(d) and 66006(b)

The Board is required by the Government Code to adopt a resolution regarding the accounting of SACS Fund 25, County Funds 11 and 21. The draft resolution and accounting must be publicly available on or before the 180th day after the close of the Fiscal Year (December 27, 2014.) A draft of the resolution and accounting was put on public display at the Developer Fees counter in Fiscal Services, November 14, 2014.

Oaks moved, Lawrence seconded, and the Board voted 5-0-0 to approve the annual accounting of development fees and Resolution No. 14/15-25.

19.4 Interim Appointments to Regular Appointment Status

In June 2014, two managers were appointed on an interim basis. The Superintendent is recommending the following interim positions be changed to regular appointment status:

Nance Juner - Interim Director of Budget and Fiscal Services
Mika Arbelbide - Interim Chief Accountant

Mayo moved, Mason seconded, and the Board voted 5-0-0 to approve the Superintendent's recommendation to change the status of two managers, Nance Juner and Mika Arbelbide, from Interim to Regular Appointment.

***10.7 Adopt Certificate of Signatures**

This item was moved from earlier on the agenda.

Mayo moved, Oaks seconded, and the Board voted 5-0-0 to approve to adopt Certificate of Signatures indicating Cheryl Hansen as Board President.

19.5 Revise Job Description for Transportation Dispatcher to Transportation Router/Dispatcher

Revising the job description for Transportation Dispatcher to Transportation Router/Dispatcher will better reflect the job duties of this position. Staff is requesting that this position go forward for both information and action at this time.

Mason moved, Mayo seconded, and the Board voted 5-0-0 to approve the revision of the job description of Transportation Dispatcher to Transportation Router/Dispatcher.

19.6 Contract for Maintenance of District’s Phone Systems and Voice Mail

Since 2003 Measure C and the Telecommunications budget have installed new NEC phone systems at all but two schools in the Mt. Diablo School District. The warranty on the systems has or will be expiring, and we need to enter into a contract with Professional Convergence Solutions for Maintenance support. PCS has agreed to extend the same pricing as last year even though they will be maintaining more phone systems.

Maintenance on phone systems \$38,760
Maintenance on voice mail \$10,688

Mayo moved, Oaks seconded, and the Board voted 5-0-0 to approve the agreement with Professional Convergence Solutions for the District Phone and Voicemail systems.

19.7 Master Contract (PR# R83154) with !!! Apple iPad & Android Tablet Tutoring !!!, a State Approved Provider of Supplemental Educational Services (SES) to provide tutoring services to eligible students at the ten Title I schools as follows: Bel Air, Cambridge, Fair Oaks, Meadow Homes, Rio Vista, Shore Acres and Ygnacio Valley Elementary Schools, and Oak Grove and Riverview Middle Schools

Supplemental Educational Services (SES) are additional academic instruction designed to increase the academic achievement of students in Title I schools in the second year or beyond of program improvement, corrective action, or restructuring. Students from low-income families at continuing Program Improvement schools, whose parents did not select a public school option, are eligible for free SES. These classes are classes or tutoring which occur outside the regular school day with educational providers approved by the State Board of Education. The goal of SES is to increase the eligible students' academic achievement in a subject that the State includes in its Elementary and Secondary Act of 1965 (ESEA) assessments under Section 1111, which must include reading/language arts, mathematics, and science, as well as English language proficiency for students with limited English proficiency (LEP).

After a discussion, Oaks moved, Mason seconded, and the Board voted 5-0-0 to approve the Master Contract (PR# R83154) with !!! Apple iPad & Android Tablet Tutoring !!!, to provide SES tutoring services to eligible students.

19.8 Graduate Profile for Mt. Diablo Unified School District

Staff requests approval to adopt the Graduate Profile for the Mt. Diablo Unified School District. The Graduate Profile is a list of cross-disciplinary student learning outcomes and 21st Century skills for students to master by the time they graduate from high school in order to demonstrate readiness for success in college, career, and civic life. The benefits of having a Graduate Profile helps to focus and align what is being taught Pre-K through Adult with a common outcome. What teachers will teach at each level will be different, but will all contribute to building the student learning outcomes outlined in the profile. The student learning outcomes described in the profile are aligned to the Common Core State Standards and focus on 21st Century Learning skills.

After a brief discussion, Mason moved, Oaks seconded, and the Board voted 5-0-0 to approve to adopt the Graduate Profile for the Mt. Diablo Unified School District.

19.9 Proposed Updated Use Permit Fee Schedule

With the passage of the existing law, known as the Civic Center Act, authorizes a school district governing board to grant the use of school facilities or grounds as a civic center, for specific purposes, upon terms and conditions deemed proper by the governing board. Existing law authorizes a school district governing board to charge a fee, not to exceed the school district's direct costs, as defined, for use of the school facilities or grounds by entities that promote youth activities or that arrange for and supervise sports league activities for youths.

This bill, until January 1, 2020, would expand the definition of direct costs that a school district governing board may charge an entity for the use of school facilities or grounds to include a specified share of the operating and maintenance costs proportional to the entity's use of the school facilities or grounds under this provision, and a share of the costs for maintenance, repair, restoration, and refurbishment of the school facilities or grounds proportional to that entity's use of school facilities or grounds.

Oaks moved, Mayo seconded, and the Board voted 5-0-0 to approve the proposed updated Use Permit Fee Schedule through June 30, 2015.

19.10 Annual Report on Schools Identified in the Williams Settlement for Fiscal Year 2014-15

California Ed Code Section 1240(c)(2)(B) requires that results of the Williams report be submitted to the Board of Education. The Williams Settlement report for 2014-15 from the Contra Costa County Office of Education is attached.

This item was for information only.

19.11 Revision to AR 6159.4 - Behavioral Interventions for Special Education Students (Post-Hughes Bill)

This Administrative Regulation is being revised because the Hughes Bill was repealed and became a requirement for addressing student behavior, and became aligned with Federal Law. This requirement ensures we follow guidelines regarding the elimination of BICM requirements, functional analysis assessments and behavior intervention plans which were formerly required by the State of California.

Wendi Aghily, Director of Special Education, responded to Board member questions. This item was for information only.

19.12 Revision to BP 6164.4 - Identification and Evaluation of Individuals for Special Education

This Board Policy is being revised so that it is aligned with Federal and State regulations.

This item was for information only.

19.13 Update Board Policy 3580 and Administrative Regulation Entitled "District Records" in Order to Align with Current Law

BP and AR 3580 were last updated in 2003. Since that time, the law has changed relative to how public entities must classify documents and how long obsolete documents must be retained.

This item was for information only.

19.14 Appointment to California School Board's Association (CSBA)

Linda Mayo's term as delegate will expire March 31, 2015. The District is eligible to appoint one member from the Board to serve as Delegate to the Assembly.

After a brief discussion, Lawrence moved, Oaks seconded, and the Board voted 5-0-0 to approve to extend the term of Board member, Linda Mayo, as Mt. Diablo Unified School District representative as Delegate to the CSBA Assembly.

19.15 Call for Nominations for California School Board's Association (CSBA) Delegate Assembly

Nominations for CSBA's Delegate Assembly will be accepted until January 7, 2015. Any CSBA member K-12 school district is eligible to nominate Board members within their geographic region or subregion. Each Board may nominate as many individuals as it chooses. All nominees must serve on a CSBA member board. CSBA delegates serve two-year terms. Those elected will serve from April 1, 2015, through March 31, 2017.

After a discussion, Oaks moved, Mason seconded, and the Board voted 5-0-0 to approve the nominations for CSBA delegate assembly of Teresa Gerringer (Lafayette ESD), Yolanda Pena Mendrek (Liberty Union HSD), and Todd Groves (West Contra Costa).

**Item 19.16 was moved after 19.2 on the agenda.

19.17 Execution of Documents

During this time, the Superintendent and Board Members will execute documents approved during this meeting.

FUTURE AGENDA ITEMS

Mr. Lawrence proposed a discussion around utilizing technology for more purposes throughout the District.

Mr. Lawrence also proposed a discussion around Common Core standards, particularly to address any misinformation or concerns that parents have.

CLOSED SESSION

The Board did not reconvene Closed Session.

ADJOURNMENT

The meeting adjourned at 11:12 p.m.

DRAFT

Respectfully submitted,

Nellie Meyer, Ed.D.
Superintendent