

MINUTES
REGULAR MEETING OF THE BOARD OF EDUCATION
MT. DIABLO UNIFIED SCHOOL DISTRICT
Monday, December 12, 2016 (5:30 p.m./7:00 p.m.)

CALL TO ORDER

President Hansen called the meeting to order at 5:30 p.m.

PRELIMINARY BUSINESS

President Hansen conducted Roll Call with all Board members present except Brian Lawrence and Joanne Durkee.

1.3 Oath of Office - Joanne Durkee and Brian Lawrence Info

PUBLIC COMMENT

There was no Public Comment.

CLOSED SESSION AGENDA

3.1 (Item #1) Negotiations - The Board may discuss negotiations or provide direction to its representatives regarding represented employees, pursuant to EERA (Govt. Code Section 3549.1) Agency negotiators: Leyla Benson; Agencies: MDEA, DMA, MDSPA, CSEA, CST Local 1 and Teamsters Local 856

3.2 (Item #2) Anticipated Litigation - Conference with Legal Counsel pursuant to Gov't. Code Sec. 54956.9(d), Significant Exposure to Litigation and Consider Initiation of Litigation: 5 cases

3.3 (Item #3) Conference with Real Property Negotiators (Gov. Code Sec. 54956.8)
Property: Eagle Peak Montessori Charter School, 800 Hutchinson Road, Walnut Creek, CA, 94598
District Negotiator: Nellie Meyer
Negotiating Parties: Eagle Peak Montessori Charter School

3.4 (Item #4) Discipline, Dismissal or Release of Public Employee (Gov. Code Sec. 54957(b)(1))

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

3.6 (Item #6) Expulsion of Student 08-17 from all regular schools in the Mt. Diablo Unified School District

ADJOURN TO CLOSED SESSION AT 5:30 P.M.

The Board of Education adjourned to Closed Session at 5:32 p.m.

RECONVENE OPEN SESSION AT 7:00 P.M.

The Board of Education reconvened to Open Session at *7:00 p.m.

*Time listed is approximate.

PRELIMINARY BUSINESS

6.1 Oath of Office - Joanne Durkee and Brian Lawrence

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

Dr. Nellie Meyer administered the Oaths of Office for Joanne Durkee and Brian Lawrence.

6.2 Pledge of Allegiance and Roll Call

President Hansen led the Pledge of Allegiance and conducted Roll Call with all Board members present. President Hansen welcomed student representative, Gracie Lauborough (Northgate High School), to the dais.

REPORT OUT ACTION TAKEN IN CLOSED SESSION

7.1 (Item #1) Negotiations - The Board may discuss negotiations or provide direction to its representatives regarding represented employees, pursuant to EERA (Govt. Code Section 3549.1) Agency negotiators: Leyla Benson; Agencies: MDEA, DMA, MDSPA, CSEA, CST Local 1 and Teamsters Local 856

The Board exchanged information with the District negotiator.

7.2 (Item #2) Anticipated Litigation - Conference with Legal Counsel pursuant to Gov't. Code Sec. 54956.9(d), Significant Exposure to Litigation and Consider Initiation of Litigation: 5 cases

The Board received information and in one case; the Board voted 5-0-0 to accept a resolution on that case.

7.3 (Item #3) Conference with Real Property Negotiators (Gov. Code Sec. 54956.8) Property: Eagle Peak Montessori Charter School, 800 Hutchinson Road, Walnut Creek, CA, 94598 District Negotiator: Nellie Meyer Negotiating Parties: Eagle Peak Montessori Charter School

The Board received an update on discussion with Eagle Peak Montessori School and how facilities at that site are potentially expanding.

7.4 (Item #4) Discipline, Dismissal or Release of Public Employee (Gov. Code Sec. 54957(b)(1))

The Board received an employee resignation.

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

President Hansen reported that this item was no longer necessary, so was not discussed.

7.6 (Item #6) Expulsion of Student 08-17 from all regular schools in the Mt. Diablo Unified School District
Mason moved, Mayo seconded, and the Board voted 5-0-0 to approve that Student #08-17 be expelled from all schools of the Mt. Diablo Unified School District and that Student #08-17 may apply for readmission after June 12, 2017. It is further required that Student #08-17 participates in 20 hours of counseling to address coping strategies for anger management, 30 hours of community service, attend California Offender Program Service (COPS) – Aggressive Offender class, and show evidence of a successful school experience to include 90% attendance, no suspendible behavior infractions, maintain a minimum 2.0 GPA and earn at least 30 credits, prior to applying for readmission.

PUBLIC COMMENT

1. Claire Weer spoke about the lottery process at Monte Gardens Elementary and the school admission policy tenets of that school. Ms. Weer requested the Board direct Student Services to uphold the school admission policies.
2. Carmen Terrones-Torres spoke about the director of Student Services position which was not elevated to the executive director during a recent reorganization. Ms. Terrones-Torres shared examples of the tasks that department handles.
3. Kara Sweeney spoke about the proposed changes to the admission policies at Monte Gardens Elementary. She requested no changes to the policies be made.
4. Marie Gil spoke about her experience with Mt. Diablo Unified School District and about students attending Rocketship Charter Futuro Academy.

5. Sofia Hussain, neighbor of College Park High School, shared that the sound wall being constructed at the school does not mitigate the sound in her home at the top of the hill.
6. Chris Arnold spoke about racial and economic school integration and the positive impact on student learning and results, and urged the Board to reject separation of schools in the Northgate area.
7. Michael Langley spoke about the International Baccalaureate Program at Ygnacio Valley High School and the need for a fully staffed Library to support that program. He requested full time librarians be restored to all sites for the 2017/17 school year.
8. Gina Haynes spoke about the Board decision to allow students attending Diablo View and Pine Hollow Middle Schools to choose any high school in the District as their resident school.
9. Dan Reynolds spoke about the enrollment selection process at Monte Gardens and urged the Board to uphold past practices for the lottery to be held on December 13, 2016.
10. Willie Mims spoke about the racial composition of the Superintendent's Cabinet and leadership, and urged the Board to ensure that the leadership of the District reflects the racial diversity of the students in the District.
11. Olivia Garcia (through a translator) spoke about Rocketship Charter Futuro Academy. She shared her concerns that students do not receive hot lunches, do not have access to play fields, and that the District requested the garden be removed.

President Hansen halted Public Comment at the 30 minute mark and stated the remaining speakers would be heard at the end of the meeting.

****STUDENT REPRESENTATIVES**
11.1 Student Representative Reports

Student representatives reported on activities and events at their high schools.

**This category was moved up on the agenda.

RECOGNITIONS AND RESOLUTIONS
9.1 Recognition of C-STEM Teacher of the Year

The C-STEM Teacher of the Year Awards recognize C-STEM teachers for their exceptional contributions in teaching computing, integrating computing into STEM subjects, and inspiring students to pursue careers and post-secondary study in C-STEM fields. Margaret Elliott, Foothill Middle School, was selected as C-STEM Teacher of the Year. This is specific to computer science teachers and awarded by UC Davis.

Dr. Meyer described the California C-STEM Teacher of the Year criteria and introduced the recipient, MDUSD teacher, Margaret Elliott.

9.2 Recognition of Recipient of a Warren W. Eukel Trust Award

Each year, the Warren W. Eukel Teacher Trust selects three teachers within Contra Costa County who have exhibited extraordinary commitment to their students from nominations submitted by principals, parents, colleagues and students.

The award of a grant from the Warren W. Eukel Teacher Trust recognizes truly gifted teachers who excel in the field. Award recipients have been recognized by local and national dignitaries, including the President of the United States.

Laurie Parker, teacher at Diablo View Middle School, was the recipient of this award in November, 2016.

Dr. Meyer described the Warren W. Eukel Teacher Trust award criteria and spoke about the MDUSD recipient, Laurie Parker.

PUBLIC EMPLOYEE APPOINTMENT

10.1 Appointment of Assistant Superintendent, Elementary

Interviews have been conducted and a candidate has been selected to fill the position of Assistant Superintendent, Elementary.

Lawrence moved, Mason seconded, and the Board voted 5-0-0 to approve the appointment of Jose Espinoza to the position of Assistant Superintendent, Elementary.

10.2 Classified Personnel: Appointment of Coordinator, Workbased Learning

Interviews have been conducted and a candidate has been selected to fill the position of Coordinator, Workbased Learning.

Durkee moved, Mayo seconded, and the Board voted 5-0-0 to approve the appointment of Katherine Cox to the position of Coordinator, Workbased Learning.

BOARD MEMBER REPORTS

Mr. Lawrence did not give a report.

Mrs. Mason shared she attended the Mt. Diablo Alternative Education Awards, the District Equity & Disproportionality Meeting, and the CSBA Conference where she attended a session on Local Control Funding Formula and ESSA (Every Student Succeeds Act).

Mrs. Durkee shared that she too, attended the CSBA Conference in San Francisco. She stated she was impressed with the quality of the workshops and that she attended sessions for new Board members.

Mrs. Mayo shared that she attended the Mt. Diablo Alternative Education Awards, the Warren W. Eukel Awards, and the Pleasant Hill Park & Recreation Retirement Reception for Sherry Sterrett (former MDUSD Board member, city council member, and member of the Park & Recreation Board), Dennis Donaghu and David Durant. She attended the Community Advisory Committee (CAC) meeting where there was an excellent presentation on sensory disorders and information on solutions for parents and caregivers during the holiday season when children are overstressed.

President Hansen shared that she too attended the Warren W. Eukel Awards. She reminded Board members that a Board Governance Workshop would be conducted on December 14, 2016, and spoke about the joint meetings with city councils scheduled through May, 2017.

SUPERINTENDENT'S REPORT

Dr. Meyer shared that Strandwood Elementary received the Blue Ribbon National Award. An MDUSD team including the teacher who applied for the award, the principal, Cheri Scriptor, and Dr. Meyer traveled to Washington, D.C., to receive the award. Dr. Meyer attended the Warren W. Eukel Awards along with Board members to celebrate the MDUSD recipient, Laurie Parker.

Dr. Meyer noted that high school teachers are working hard to develop their career pathways and have worked with teams from around Contra Costa County. She shared that at the recent PAC (Parent Advisory Committee) meeting, Lisa Murphy-Oates gave an excellent presentation on what makes a positive school culture.

Dr. Meyer shared that Hour of Code was officially this week, and noted that it should be embedded in learning. She showed pictures of students at Wren Elementary coding with lightbots, working together in teams to problem-solve. Dr. Meyer shared that last week, the second workshop of the LCAP Speakers' Series was conducted with speaker, Lloyd Thacker, who spoke on the topic "Reshaping the College Admissions Process". Mr. Thacker presented to school counselors the following day.

REPORTS/INFORMATION

14.1 Update on the Visual and Performing Arts Steering Committee

Staff will provide an update to the Board on the work of the Visual & Performing Arts Steering Committee.

Jennifer Sachs gave a brief introduction to the District's VAPA Program and introduced the departmental leads: Rachel Hallquist, Gary Coartney, and Bruce Rockwell. She introduced Concord High student, Natalie Miller, and school support administrator, Karen Clark, who works with the elementary schools. Rachel Hallquist and Gary Coartney spoke briefly about their particular visual and instrumental arts.

Mrs. Durkee commended the group for their work to create a District-wide Visual and Performing Arts Program. She commented that through the VAPA Program people can follow their passions, and that she appreciates their mention of career technical education to support the arts as careers.

Concord High student, Natalie Miller, shared she has participated in instrumental programs since 3rd grade and is now a senior. She has participated in Marching Band, Orchestra, Percussion, and the Instrumental Music Leadership Council.

ORGANIZATIONAL MEETING

15.1 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.

15.2 Election of Board President

The Board of Education will elect a Board President.

President Hansen nominated Debra Mason for the position of Board President.

The Board voted 5-0-0 via voice vote to elect Debra Mason as Board President.

Ms. Hansen congratulated Debra Mason on being elected President and announced that Mrs. Mason will conduct the remainder of the meeting in her new role.

Dr. Meyer thanked Ms. Hansen for her service as Board President of Mt. Diablo Unified School District. She described Ms. Hansen's leadership as, "commendable, notable and unforgettable". Dr. Meyer presented Ms. Hansen a plaque as a token of appreciation for her service to the Board.

15.3 Election of Board Vice President

The Board of Education will elect a Vice President.

President Mason nominated Mrs. Hansen for the position of Vice President.

Mrs. Mayo nominated Mr. Lawrence for the position of Vice President.

Mr. Lawrence nominated Mrs. Mayo for the position of Vice President.

President Mason called for a vote on the first nomination and the Board voted 5-0-0 via voice vote, to elect Cheryl Hansen for the position of Vice President.

15.4 Appointment of Secretary

The Secretary to the Board will be appointed.

Mrs. Hansen nominated Dr. Nellie Meyer be appointed to the position of Board Secretary. The Board voted 5-0-0 via voice vote, to appoint Dr. Nellie Meyer to the position of Board Secretary.

15.5 Establish Regular Meeting Dates, Time and Location

Adopt resolution establishing regular meeting dates, time and location.

Mr. Lawrence requested the start time of Closed Session be moved from 5:30 p.m. to 6:00 p.m. The Board conversed on this subject discussing historical start times and considerations of the public, staff and Board when setting the meeting times.

Public Comment:

Willie Mims encouraged the Board to accommodate Mr. Lawrence's request of a 6:00 p.m. start time for Closed Session. Mr. Mims stated that the Board should establish a rotation basis so that everyone can serve as President and Vice President.

Mayo moved, Lawrence seconded, and the Board voted 5-0-0 to approve Resolution No. 16/17-23: Establishment of Meeting Dates, Time and Location for 2017, and adopt the 2017 proposed meeting dates with the start time of Closed Session being 6:00 p.m. and the start time of Open Session being 7:00 p.m.

PUBLIC COMMENT (2)

President Mason acknowledged there were a number of speakers with children, so she reopened Public Comment.

12. Andrea Lebron, parent of a student attending Rocketship Charter, requested more space for their school until their school finds its own space.
13. Keina Hodge, the Business Operations Manager of Rocketship Charter Futuro Academy, spoke about pathways and gardens created by the parents which the District asked be removed. She stated that Rocketship classes are not allowed to use the blacktop space on an equal basis and requested the Board fully investigate the Shared Use Agreement at Ayers Elementary. She stated that staff and parents have had paint balls aimed at their vehicles, and that parents and community come on campus with pit bulls while their school is still in session.
14. Alejandra Marin, parent of a Rocketship student, spoke about the political environment at the shared site. She spoke about access to facilities such as playgrounds for PE classes and the cafeteria for hot lunches. She requested the Board be observant of the well-being of Rocketship children.
15. Teshone Jones, Rocketship staff, spoke about facilities not afforded to Rocketship students.
16. Debbie Woods, Mt. Diablo High School staff, shared that special education buses were late over an hour every day the past week. She stated she was recently told by a bus driver that students must have a bus pass for a ride. Mrs. Woods cited AB1575 and requested the Board remedy services provided by the Transportation Department.

CONSENT AGENDA

Mrs. Mayo requested **#16.14 (Item #14) Fiscal Transactions for Lakeshore Learning for the Month of November, 2016** be removed from the Consent Agenda and requested a voice vote be taken for that item. She stated she must recuse herself from voting as her spouse is a paid consultant for Lakeshore Learning on a construction project in another state.

16.1 (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.

Mayo moved, Lawrence seconded, and the Board voted 5-0-0 to approve all Consent Agenda items, thereby approving the following:

16.2 (Item #2) College Park High School's Choir trip to Anaheim, CA, April 22-25, 2017

College Park High School is requesting permission to travel to Disneyland with 67 Choir students and 8 chaperones, April 22-25, 2017. Students will be traveling in district provided charter buses and staying at the Embassy Suites in Anaheim. Students will be performing at California Adventure and participating in workshops and seeing a Los Angeles opera performance.

16.3 (Item #3) Northgate High School's Jazz Band Stage Trip to Folsom High School, Folsom, CA, January 27-29, 2017

Northgate High School is requesting permission to travel to Folsom High School with 48 students and 9 chaperones on January 27-29, 2017. They will travel on district provided charter buses and be staying at the Hampton Inn in Placerville. Students will participate in the Folsom Jazz Festival.

16.4 (Item #4) Northgate High School's Jazz Band Stage trip to Cabrillo College, Aptos, CA, March 17-19, 2017

Northgate High School is requesting permission to travel to Cabrillo College in Aptos, California, March 17-19, 2017, with 48 Jazz Band Stage students and 9 chaperones on district provided charter buses. Students will be staying at the Holiday Inn Express in Santa Cruz and participate in the Santa Cruz Jazz Festival.

16.5 (Item #5) Northgate High School's Jazz Band trip, to Monterey, CA, March 31- April 2, 2017

Northgate High School is requesting permission to travel to Monterey, CA, March 31- April 2, 2017 with 22 Jazz Band students and 5 chaperones on a district provided charter bus. They will be staying at the Portola Hotel in Monterey and participating in the Next Generation Jazz Festival. +

16.6 (Item #6) Northgate High School's Jazz Band Trip to Irvine/Fullerton/Anaheim, CA, 4/19-23/2017

Northgate High School is requesting permission to travel to Irvine High School, Fullerton College and the Disneyland Resort April 19-23, 2017. One hundred and fifty Jazz Band students will be traveling by district provided charter buses with 18 chaperones and staying at the Embassy Suites in Santa Ana. Students will participate in clinics with professional musicians and conductors. Students will also perform at California Adventure.

16.7 (Item #7) Contract between Mt. Diablo Unified School District-Woodside Elementary School and Exploring New Horizons

5th grade students at Woodside Elementary will be participating in an Outdoor Education Camp at Exploring New Horizons Camp Loma Mar, January 30 - February 3, 2017

16.8 (Item #8) Increase to the Contra Costa County Office of Education (CCCOE) Contract to Provide Temporary One-to-One Assistants for Students Served by the CCCOE Special Education Programs During the 2016-2017 School Year

Staff is requesting Board approval to fund four agreements for temporary one-to-one assistants for a total amount of \$142,560.00 for the 2016-2017 school year. The contract funds one-to-one assistants for students served by the Contra Costa County Office of Education as designated in the students' IEPs. This would increase the total current contract amount by \$118,560.00, from \$24,000.00 to \$142,560.00. The individual contracts with redacted student names are attached.

16.9 (Item #9) Internship Agreement Between CalState TEACH and Mt. Diablo Unified School District

CalState TEACH is requesting to enter into an agreement with Mt. Diablo Unified School District to provide support for the preparation of CalState TEACH intern candidates for multiple subject credential coursework.

16.10 (Item #10) Affiliation Agreement Between University of Houston and Mt. Diablo Unified School District

The University of Houston is requesting to enter into an agreement with Mt. Diablo Unified School District to provide supervised practice educational experiences for Dietetic Interns enrolled in the Dietetic Internship Program.

16.11 (Item #11) Affiliation Agreement between Iowa State University of Science and Technology, and Mt. Diablo Unified School District

Iowa State University of Science and Technology is requesting to enter into an agreement with Mt. Diablo Unified School District to provide supervised practice facilities for the teaching and skills development of its interns enrolled in the Dietetics Internship Program.

16.12 (Item #12) Adoption of Resolution No. 16/17-19: Approving Compensation Agreement with the City of Concord

The Proposed Agreement requires the City of Concord to distribute the net proceeds of the sale of each of the four properties to the, "Contra Costa County Auditor-Controller for distribution to the Taxing Entities in accordance with each Taxing Entity's pro rata share of the Tax Base." This provision satisfies the Dissolution Law by ensuring that Mt. Diablo Unified School District will receive the percentage of the net proceeds of each sale that corresponds to its percentage share of the tax base, as required by Health and Safety Code section 34188.

The compensation agreement must be approved by each taxing entity so it may need additional approval if another taxing entity requests a change.

16.13 (Item #13) Fiscal Transactions for the Month of November, 2016

Payments have been made to meet the District's obligations to salaries, improvements, and other outgoing expenses, excluding Lakeshore Learning.

16.14 (Item #15) Budget Transfers and/or Budget Increases/Decreases, and Donations for October 1, 2016 through October 31, 2016

Some revisions are a result of prior Board actions, changes in grant awards and changes in funding. Donations have been made to the District by private individuals and businesses. The appropriate revenue and expenditure budgets have already been increased by the amount of the donations.

16.15 (Item #16) Extension of the Temporary Appointment of the Assistant Construction Manager

Staff is requesting to extend the appointment of Assistant Construction Manager, Armida Polo, approved by the Board on October 10, 2016, through March 31, 2017.

16.16 (Item #17) Recommended Action for Certificated Personnel

Changes in status of the following certificated employees.

16.17 (Item #18) Certificated Personnel: Request to Increase and Decrease Full Time Equivalent (FTE) for the 2016-2017 School Year

The attached positions are requested to be increased and decreased as described.

16.18 (Item #19) Recommended Action for Classified Personnel

Changes in status of the following classified personnel.

16.19 (Item #20) Classified Personnel: Request to Increase/Decrease Full Time Equivalent (FTE) for the 2016/17 School Year

The attached positions are requested to be increased/decreased as described.

16.20 (Item #21) Contract Amendment #01 to MISA0095-1720, PHd Architects, Inc. to Add Window Replacement at Holbrook Elementary School

On September 14, 2015, the Board of Education awarded a design services contract to PHd Architects for the provision of comprehensive architectural design and administrative (DSA) services necessary to complete scope limited window replacement at various sites.

Holbrook Elementary School was originally included in the bond program, however de-scoped when the school was closed. In order to facilitate re-opening of Holbrook, design services are required as soon as possible. Scope of work under this amendment is limited to Administration wing, Multi-Use (MU) and street visible elevation of classroom building. As such, staff negotiated and is recommending approval of a 'not to exceed' contract amendment in the amount of \$11,000.00 for comprehensive design and construction administration services necessary to complete modifications anticipated under the original scope of work.

16.21 (Item #22) Award Bid for #1762 – Interim Housing Electrical at Concord High School

Bid #1762 was called to provide electrical power and low-voltage services package to Interim Housing unit placed at Concord High School.

Bid was received from Fort Bragg Electrical, Inc., which was found to be responsible and responsive.

The total contract recommendation is \$104,875.00

The scope of work includes selective demolition, trenching, electrical, data and all finishes necessary per plans and specifications at the above site.

16.22 (Item #23) Award Bid for #1763 – Interim Housing Electrical at Northgate High School

Bid #1763 was called to provide electrical power and low-voltage services package to an interim housing unit placed at Northgate High School.

Bid was received from Bockmon & Woody Electric Co., Inc., which was found responsible and responsive.

The total contract recommendation is \$97,204.00.

The scope of work includes selective demolition, trenching, electrical, data and all finishes necessary per plans and specifications at the above site.

16.23 (Item #24) Award of RFP 1760 Manufacture/Assemble and Deliver Heating, Ventilating and Air Conditioning Equipment

RFP 1760 was called to manufacture/assemble and deliver HVAC equipment for Holbrook Elementary School.

The District received one proposal from Norman S. Wright Mechanical Equipment Corporation which was responsible and responsive in the amount of \$407,961.00.

16.24 (Item #25) Independent Service Contract for Project Inspector - Temporary Housing at Bancroft Elementary School

The services of a State Certified Inspector of Record (Project Inspector) are required to oversee, inspect and verify that the installation of temporary housing facilities at Bancroft Elementary School is conducted in compliance with all DSA approved drawings, specifications and applicable codes and regulations.

16.25 (Item #26) Independent Service Contract for Project Inspector - Temporary Housing at Bel Air Elementary School

The services of a State Certified Inspector of Record (Project Inspector) are required to oversee, inspect and verify that the installation of temporary housing facilities at Bel Air Elementary School is conducted in compliance with all DSA approved drawings, specifications and applicable codes and regulations.

16.26 (Item #27) Award of Purchase Order – Electrical and Low Voltage Services at Northgate High School

Competitive procurement was conducted in accordance with the California Uniform Public Construction Cost Accounting Act (CUPCCAA) approved by Board Resolution #03-04-47.

As a result of this process, staff recommends awarding purchase agreement to Bockman & Woody Electric Co., Inc., for the completion of electrical and low voltage installation to support Credit Recover Program at the Northgate Site.

The scope of work includes selective demolition, clearing/grubbing and installation of building pad.

16.27 (Item #28) Minutes for the Board of Education Meeting Held on October 10, 2016

Minutes for the Board of Education Meeting held on October 10, 2016, are being brought forward for approval.

CONSENT ITEMS PULLED FOR DISCUSSION

17.1 (Item #14) Fiscal Transactions for Lakeshore Learning for the Month of November, 2016

Payments have been made to Lakeshore Learning to meet the District's needs for classroom supplies. (Pulled by Mayo.)

Hansen moved, Durkee seconded, and the Board voted 4-0-0 (with Mayo recused), via voice vote to approve the fiscal transactions for Lakeshore Learning for the month of November, 2016.

CONSENT ITEMS PULLED BY STAFF

There were no items pulled by staff.

COMMUNICATIONS

19.1 District Organizations: At regular Board meetings, a single spokesperson of each recognized District organization may make a brief presentation following the Consent Agenda. Items are limited to those which are informational.

Dorothy Weisenberger, representative of the Community Advisory Committee (CAC), shared that the CAC held their meeting last Tuesday, at which time they collected 875.00 on behalf of HOPE and reported this amount is greater than they've collected in the past. A portion of the donation will be made in cash and the remainder will be donated in gift cards.

Mrs. Weisenberger requested the Board do their due diligence to ensure that all students are being protected. She stated she would like to visit the school to ensure that parents understand the agreement between MDUSD and Rocketship.

BUSINESS/ACTION ITEM

20.1 Request to Approve the Tentative Agreement Between Mt. Diablo Education Association (MDEA) and Mt. Diablo Unified School District

The attached tentative agreement was reached between the bargaining teams. This agreement shall have a two (2) year term of July 1, 2016 through June 30, 2018.

Public Comment:

Guy Moore thanked the Board of Education for approving the MDEA contract. He shared that this contract places salaries for Mt. Diablo Unified School District teachers in the top 5-7 Districts in the geographical area.

Mayo moved, Hansen seconded, and the Board voted 5-0-0 to approve the Tentative Agreement between Mt. Diablo Education Association and Mt. Diablo Unified School District for the two year term July 1, 2016 through June 30, 2018.

20.2 Request to Approve the Tentative Agreement Between Mt. Diablo School Psychologists Association and Mt. Diablo Unified School District

The attached tentative agreement was reached between the bargaining teams. This agreement shall have a three (3) year term of July 1, 2016 through June 30, 2019.

Hansen moved, Lawrence seconded, and the Board voted 5-0-0 to approve the Tentative Agreement between Mt. Diablo School Psychologists Association and Mt. Diablo Unified School District.

20.3 Request to Approve the Tentative Agreement Between Teamsters Local 856 and Mt. Diablo Unified School District

The attached tentative agreement was reached between the bargaining teams. This agreement shall have a two (2) year term of July 1, 2016 through June 30, 2018.

Durkee moved, Mayo seconded, and the Board voted 5-0-0 to approve the Tentative Agreement between Teamsters Local 856 and Mt. Diablo Unified School District that will have a two (2) year term of July 1, 2016 through June 30, 2018.

20.4 First Interim Report 2016-2017

Education Code 42130 requires the school district to file their financial condition for two (2) reporting periods, First and Second Interim. The District presents its First Interim Report covering transactions through October 31, 2016. This report, upon approval, will be filed with the County Office of Education on December 15, 2016.

Wayne Oetken and Nance Juner gave an overview of the District's First Interim Report for 2016-2017 and future considerations. According to the report, the District has a positive certification. Wayne Oetken answered questions posed by Board members.

Public Comment:

Willie Mims stated that the report is difficult to read as there are no page numbers. Mr. Mims stated that the \$10.9M carried over from the previous year was money that did not reach the children and asked why. He asked which funding source is being used to fund Common Core, and what the plans are for the unappropriated money (\$38M).

Dr. Meyer explained that carryovers at schools are monitored and reviewed each year. She stated that often principals are saving money for large projects. The District is looking at budget training for new and seasoned administrators. One time monies have been used to build the Common Core each year and the \$38M was money received when the former budgeting system transitioned to Local Control Funding Formula (LCFF).

Nance Juner further clarified that the \$38M was the original budget before the school year started. She shared that the report reviewed this evening is more current than the attachment originally posted with the agenda.

Lawrence moved, Hansen seconded, and the Board voted 5-0-0 to approve that the Board accepts the First Interim Report 2016-17.

****20.14 Meeting Extension**

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.

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

** This item was moved up on the agenda.

20.5 Revise job description for Behavioral Health Specialist II

Staff is requesting a revision to the job description for Behavioral Health Specialist II to increase the licenses that may be included on the Minimum Qualifications. This addition will broaden the range in credentialing and licensing so candidates can more fully assist students in direct crisis intervention and support.

Mayo moved, Lawrence seconded, and the Board voted 5-0-0 to approve the revised job description for Behavioral Health Specialist II.

20.6 Contract for Maintenance of District's Phone Systems and Voice Mail

The warranty on the NEC phone systems at all schools in the Mt. Diablo School District, has or will be expiring, and we recommend entering into an annual agreement with Professional Convergence Solutions (PCS) for Maintenance support. PCS has agreed to extend the same pricing as last year even though they will be maintaining older phone systems.

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

Joe Estrada answered questions posed by Mr. Lawrence.

Mayo moved, Durkee seconded, and the Board voted 5-0-0 to approve the agreement with Professional Convergence Solutions for the maintenance of the District's phone systems.

20.7 Resolution 16/17-22 regarding Accounting of Development Fees in Fiscal year 2015-2016 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, 2016.) A draft of the resolution and accounting was put on public display at the Developer Fees counter in Fiscal Services on November 30, 2016.

Nance Juner explained development fees - why they are collected and how they may be expended (for increased enrollment; to build another school).

Hansen Moved, Lawrence seconded, and the Board voted 5-0-0 to approve the annual Accounting of Development Fees and Resolution No. 16/17-22.

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

Nominations for CSBA's Delegate Assembly will be accepted until (Date, 2017). 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, 2017, through March 31, 2019.

Mayo moved, Durkee seconded, and the Board voted 5-0-0 to approve the nomination of Madeline Kronenberg, Kathi McLaughlin, Yolanda Mendrek, Christine Deane, and Liz (Elizabeth) Bettis to the California School Board's Association (CSBA) Delegate Assembly.

20.9 District CSBA Delegate Assembly Representative

Linda Mayo's term as District Delegate will expire March 31, 2017. The District is eligible to appoint one member from the Board to serve as Delegate to the Assembly.

Hansen Moved, Lawrence seconded, and the Board voted 5-0-0 to approve to appoint Board member Linda Mayo to serve as delegate to the CSBA Assembly for the term beginning April 1, 2017.

20.10 Adoption of Certificate of Signatures

This draft will be edited to include the name of the newly elected Board President before it is presented to the Board for signature.

Mrs. Mayo pointed out that the document should also reflect the earlier appointment of Jose Espinoza as Assistant Superintendent-Elementary Schools.

Hansen moved, Lawrence seconded, and the Board voted 5-0-0 to approve the adoption of the Certificate of Signatures.

20.11 2016-2017 Single Plans for Student Achievement (SPSA)

The Single Plan for Student Achievement (SPSA) identifies and addresses the instructional needs of students and specifies how state and federal categorical funds will be used to accomplish the goals outlined in the plan. In addition, the SPSA template includes additional components that meet the ten federally required components for our Title I schools with schoolwide programs. School sites include their allocated Local Control Funding Formula (LCFF) Targeted Supplemental and, optionally, their allocated LCFF Base funds in their SPSA's.

State guidelines require that the SPSA must:

- Identify site-specific achievement goals based on a variety of student performance data.
- Describe specific instructional strategies to accelerate student learning.
- Describe the ways in which student progress will be monitored on a regular basis.
- Identify interventions for students not achieving.
- Determine the necessary professional development for staff.
- Delineate strategies for parent communication and engagement.
- Reflect estimated costs and funding sources.
- Involve consultation with other site advisory groups.

State regulations require that the School Site Council (SSC) be the group responsible for developing and revising the SPSA in collaboration with the site instructional leadership team.

Attached are examples of the revised site plans. Copies of all revised Single Plans will be available on the website starting January 1, 2017.

Jennifer Sachs provided an overview of the components of School Site Single Plans for Student Achievement. She emphasized that all Single Plans are closely aligned to the LCAP.

Mrs. Mayo shared her observations of items in the plan(s). Jennifer Sachs and Dr. Meyer answered questions posed by Board members.

Public Comment:

Willie Mims shared he reviewed Concord High School's Single Plan and referred to page 29, items #2.14 and #2.17. Mr. Mims also inquired how the money allocated for a School Resource Officer benefits all students.

Principal Rianne Pfaltzgraff spoke about these items in her school's plan. Dr. Meyer spoke about School Resource Officers and their benefit to school sites.

This item was presented for information.

20.12 Create Job Description for Academic Data Technician

The District is updating a specific job description due to changes in technology and department needs. Previously we had a Test Program Associate who helped coordinate the High School Exit Exam and other testing programs throughout the District. With the elimination of the High School Exit Exam this position became obsolete, the position is currently empty and the District is proposing making changes prior to posting the position. Attached is an updated job description with a new title "Academic Data Technician". Due to changes in the job description the District is also adjusting the pay scale from 558 to 596. The position will remain in the CST, Local One business unit.

Public Comment:

Willie Mims stated that listing only the pay scale does not provide enough information and that the actual dollar amounts should have been included. He also voiced his concern that the education requirement is not sufficient for this position.

This item was presented for information.

20.13 Criteria for Separation of Five K-12 Schools from a Unified School District

Information on criteria necessary for a separation from Mt. Diablo Unified School District for three elementary schools (Bancroft, Valle Verde, and Walnut Acres) one middle school (Foothill) and one high school (Northgate).

District counsel, Larry Schoenke, reviewed the process for separation from a unified school district noting the purview is under the County Board of Education and not the local District Board. He explained the flowchart of tasks and the time limits associated with those tasks, and reviewed the 9 criteria for reorganization of a district pursuant to Education Code 35753. Mr. Schoenke shared charts of the ethnic composition of the District currently, and the ethnic composition of the proposed reorganization.

Public Comment:

1. A statement by Michelle Hammons, principal of Eagle Peak Montessori School (read by Rachel Hallquist) stated the Eagle Peak Montessori Board does not support the Northgate CAPS organization nor its' proposal to separate from Mt. Diablo Unified School District.
2. Jeff Hagerstrand, teacher and parent, spoke in opposition of the reorganization of schools proposed by Northgate CAPS. He stated that the District has turned around enormously in the last five years.
3. Lee Cyr, math teacher, spoke about the racial distribution of MDUSD and the Northgate feeder pattern. He stated he is proud of what's happened the last few years in the District, proud of the Superintendent and MDEA leadership, and stated a lot of people have put a lot of work into this District.
4. Meg Honey, teacher, parent and alumna of Northgate High School, stated that she is opposed to the reorganization by Northgate CAPS.
5. Guy Moore, speaking on behalf of MDEA, shared their groups' opposition to Northgate CAPS.
6. Karen Jenkins, teacher and parent, voiced her concerns about Northgate CAPS and opined that the District has made great strides, and shared her disappointment that CAPS individuals have not had any dialogue or discussion, nor made any effort to find out what's been going on at Northgate the last 3-5 years.
7. Natalie Ivankovich, parent, spoke about Special Education and specifically what will be no longer available to students in the Northgate feeder pattern if there were to be a school separation.
8. Willie Mims stated he has chosen not to speak at this time.
9. Denise Lambert, Community Advisory Committee, spoke about the students in the Northgate feeder pattern receiving special education services. She shared that students in a reorganized district may not receive comparable special education services and/or be returned to general education. She stated she does not want to see students in special education receive fewer services or exited from services.

Mr. Lawrence shared that he would be impacted by a separation as he lives within the feeder pattern. He stated that the depth of discussion on this topic that would be required, has not happened to date.

Mrs. Mason shared she looks forward to receiving more information on the Northgate CAPS proposal. She stated that the District has not gotten much information on a topic that will have a huge impact on our District.

Mrs. Durkee shared that tonight's presentation was a good step forward.

This item was presented for information.

20.14 Meeting Extension

** This item was moved up on the agenda.

20.15 Execution of Documents

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

FUTURE AGENDA ITEMS

President Mason reminded Board members to submit agenda items if they have any.

CLOSED SESSION

The Board did not return to Closed Session.

RECONVENE OPEN SESSION

Non-applicable.

ADJOURNMENT

President Mason adjourned the meeting at 11:24 p.m.

Respectfully submitted,

Dr. Nellie Meyer, Superintendent