

**MINUTES**  
**REGULAR MEETING OF THE BOARD OF EDUCATION**  
**MT. DIABLO UNIFIED SCHOOL DISTRICT**  
**Tuesday, May 24, 2011 (7:30 PM)**

Board Members: Gary Eberhart, Sherry Whitmarsh, Linda Mayo, Lynne Dennler (participated via teleconference from 5805 Amada Drive, Carlsbad, CA), and Cheryl Hansen.

Administrative Staff: Superintendent Steven Lawrence, Assistant Superintendents Julie Braun Martin, Mildred Browne, Rose Lock, General Counsel Gregory Rolen, and Chief Financial Officer Bryan Richards

**CALL TO ORDER**

The Meeting of the Board of Education of the Mt. Diablo Unified School District was called to order by Gary Eberhart at 6:00 p.m. in the Board room at the MDUSD Dent Center.

**CLOSED SESSION**

The Board adjourned to Closed Session at 6:01 p.m. in Room 6 at the Dent Center. In Closed Session the Board discussed negotiations, three cases of anticipated litigation, General Counsel's Evaluation and Superintendent's Evaluation. In Closed Session the Board voted to release temporary certificated employee #29436.

**RECONVENE OPEN SESSION**

The Board returned to Open Session at 7:35 in the Board Room at the MDUSD Dent Center. President Eberhart led the Pledge of Allegiance and reported action taken in Closed Session.

**CONSENT AGENDA**

Mayo moved, Whitmarsh seconded, and the Board voted 5-0-0 to approve the consent agenda as presented with the exception of Item #19 (pulled by Hansen), thereby approving the following:

**8.2 (Item #2) Minutes of the meeting of March 29 and April 22, 2011**

**8.3 (Item #3) Recommended Action of Certificated Personnel**

Changes in status of certificated employees.

**8.4 (Item #4) Approval of Variable Term Waiver Request**

Variable Term Waivers provide applicants with additional time to complete certain requirements for the credential that authorizes the service. The waiver request is made when there is not a properly credentialed person available for the position. All requests for a Variable Term Waiver must be presented for approval to the governing board of a public school district. Every waiver request submitted to the Commission on Teacher Credentialing must include verification that a notice of intent to employ the named applicant in the identified position has been made public.

**8.5 (Item #5) Recommendation for approval of extension of District Intern Single Subject: Chemistry; Physics credential for Nancy Stoyer**

A one-calendar-year extension of the District Intern Credential may be requested by the Governing School Board to give an employee additional time to successfully complete the Professional Development Plan and the experience requirements for the Preliminary or Clear Teaching Credential pursuant to California Education Code Section 44325.

**8.6 (Item #6) Recommendation for Clear Level II Education Specialist Instruction: Mild/Moderate Teaching Credential with English Learner Authorization for Megan Murphy of Alliance.**

Upon completion of a district intern credentialing program, the Governing Board of the school district must recommend applicants for the clear teaching credential.

**8.7 (Item #7) Recommendation for Preliminary Single Subject Teaching Credentials with English Learner Authorization for the following people: Joshua Almond - Oak Grove Middle School Gabriela Berevoescu - Mt. Diablo High School Marco Castro - Mt. Diablo High School Ka Shing Chan - Mt. Diablo High School Vanessa Garcia - Oak Grove Middle School James Hood - El Dorado Middle School Matt Kelly - El Dorado Middle School**

Upon completion of a district intern credentialing program, the Governing Board of the school district must recommend applications for the preliminary teaching credential.

**8.8 (Item #8) Request to increase and decrease Full Time Equivalent (FTE) for the 2010-2011 school year**

**8.9 (Item #9) Request to decrease Full Time Equivalent (FTE) for the 2011-2012 school year.**

Positions are requested to be decreased.

**8.10 (Item #10) Recommended Action for Classified Personnel**

Changes in status of classified employees.

**8.11 (Item #11) Classified Personnel: Request to Create/Reduce Positions for the 2010-11 and 2011-12 school year**

Positions are requested to be created/reduced.

**8.12 (Item #12) Monthly Budget Transfer and/or Budget Increases/Decreases for the month of April 2011**

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. There are also deposits for payments to school sites for lab fees and other items for which the sites collect money. The appropriate revenue and expenditure budgets have already been increased by the amount of the donations.

**8.13 (Item #13) Notice of Completion for Bid #1562/C-901**

Bid No. 1562 was called to provide the Swimming Pool Replacement at Mt. Diablo and College Park High Schools. The lowest responsible bidder was California Commercial Pools, Inc., for the bid award amount of \$1,809,000.00. The scope of work included, but was not limited to: demolition, installation of new construction, and associated concrete work required for decks and walkways, recirculation/filtration, sanitation systems, finish work as required for interior of swimming pool, and other items required by the contract documents. There was a single additive change order on this project in the amount of \$110,766.88. Work and services for this project have been satisfactorily completed for a total expenditure of \$1,919,766.88. Budget for this project: \$3,185,000.00.

**8.14 (Item #14) Increase to Grainger Purchase Order**

The Maintenance Department requests an increase to the Grainger PO by \$15,000. This is needed to cover the cost of purchasing necessary additional maintenance items for repairs. The money is already budgeted through account code 8150.

**8.15 (Item #15) Increase to J&R Supply**

The maintenance department requests an increase to J & R Supply Inc. by \$16,000. This is required to cover the cost of purchasing additional HVAC items for repairs. The money has already been budgeted in account code 5173.

**8.16 (Item #16) Increase to Purchase Order- Port Plastics**

The Maintenance Department requests an increase to Port Plastics purchase order by \$10,000. This is needed to cover the cost of purchasing Glazing items for repairs. The money has already been budgeted in account code 5153.

**8.17 (Item #17) Approve increase in contract between Mt. Diablo Unified School District (MDUSD) and Advanced Interpreting Services, translation services for the 2010-2011 school year.**

Advanced Interpreting Services are used by Special Education, Student Services, and Sites for translations services. These services include IEP, SST, parent conferencing, and document translation. The interpreters assist the District in assuring compliance with all applicable federal and state laws and regulations. Attached is a spreadsheet showing all translation services and specific requests sent to Advanced Interpreting for May. After a review of services and requirements, this contract is being brought forward for approval for an additional \$17,000 to cover the remainder of this year. Funds have been identified to cover this additional expense in Program Code 3122.

**8.18 (Item #18) Approve increase in amount to be paid to Wine Valley Catering for Ygnacio Valley High School Prom and College Park High School Prom**

Wine Valley Catering has been contracted for the Ygnacio Valley High School and College Park High School Proms. Both contracts were previously approved. They are being returned to the Board because of an increase in the total cost of the contracts. Wine Valley Catering is asking for an increase of \$6,200 from Ygnacio Valley High School due to more students attending the Prom. Wine Valley Catering is asking for an increase of \$12,000 from College Park High School due to more students attending their Prom. The total increase for both schools is \$18,200.

**8.19 (Item #20) Independent Contract for DataWORKS Educational Research to provide instructional support service to English Learners during a summer intervention program (Step Up Academy)**

Delta View Elementary is requesting approval of an Independent Contract with DataWORKS Educational Research. There will be 3 training dates: 6/13/11)EDI (Explicit Direct Instruction) Review for Administrators and Teachers, Lesson Design (6/14 and 6/15/11) and (8/15 and 8/22/11) Lesson Delivery using SBE-adopted instructional materials. Standards-based lesson design and explicit teaching strategies will be included. Delta View's Site Council has approved the implementation of teacher training and coaching support during the summer intervention academy for its English Learners.

**8.20 (Item #21) Independent Contract for DataWORKS Educational Research to provide instructional support service to English Learners during a summer intervention program (StepUP Academy)**

The development of the restructuring plan at Bel Air Elementary, which involved the entire school community and received Site Council approval, included a focus on extending learning time for students. Summer intervention programs are one way of providing this additional learning time. The SIG grant application, approved by the Board on June 15, 2010, specified that grant funding would be utilized to provide a summer intervention program for Bel Air Students.

**8.21 (Item #22) Independent Contract for DataWORKS Educational Research to provide instructional support service to English Learners during a summer intervention program (StepUP Academy)**

The development of the restructuring plan at Shore Acres Elementary, which involved the entire school community and received Site Council approval, included a focus on extending learning time for students. Summer intervention programs are one way of providing this additional learning time. The SIG grant application, approved by the Board on June 15, 2010, specified that grant funding would be utilized to provide a summer intervention program for Shore Acres Students.

**Consent Items Pulled for Discussion**

**9.1 (Item #19) Increase Purchase Order for Michaels Transportation**

The Transportation Department requests an increase to Michael's Transportation for \$70,000. This increase is needed to cover the cost of chartered bus services. Funding paid by trip charges from user groups, funding is currently in account code 5120.

**Board Question**

Ms. Hansen asked for more information on what types of services the District is paying for. In response, Jeff McDaniel, Director of Maintenance and Operations, explained that the hcharters are mainly used for

sporting events that take place on the weekend. Also, due to positions that have been eliminated, staffing is short, so sometimes charters are needed. Each user group is billed and the fees are used to pay back the General Fund.

Mayo moved, Whitmarsh seconded, and the Board voted 5-0-0 to approve the increase to purchase order for Michael's Transportation.

## **RECOGNITIONS**

### **10.1 Olympic High JROTC - Cadet Leadership Challenge**

President Eberhart thanked Master Sergeant Agee, Staff Sergeant Richardson and six Olympic High JROTC students for attending the Board meeting. The students recently attended the annual Cadet Leadership Challenge in Dublin where they received second and third place trophies.

### **10.2 Recognition of the K to College organization for their support of MDUSD students**

Stephanie Roberts, Director of Development, presented plaques to K to College's Executive Director, Benito Delgado-Olson and Chief Operating Officer, Steve Frances for their generous contribution of school supplies/kits to over 15,000 K-8 District students. Certificates of appreciation were presented to Carol Reed, Chuck Carpenter, and Senator Mark DeSaulnier (staff member Satinder Malhi accepted on behalf of the senator) for their commitment to linking business, community and schools.

### **10.3 Spectrum Students**

Ygnacio Valley High Spectrum students shared a PowerPoint which showed how they were instrumental in helping a Technology Bill become law.

## **PUBLIC COMMENT**

Jay Bedecarre, event planner for the upcoming Kids Fest in Concord, invited the Board and the audience to attend. The event will be held at Mt. Diablo High school and the proceeds will benefit United Mount Diablo Athletic Foundation (UMDAF) and the Music Foundation. He thanked Director of Maintenance and Operations Jeff McDaniel for his help preparing Mt. Diablo High for the event.

## **Communications**

None

## **REPORTS/INFORMATION**

### **13.1 Report from Norm Gold regarding findings of EL audit**

In December 2010, Mt. Diablo Unified School District Board of Education approved a contract with Norm Gold and Associates to conduct an audit of the District's English Learners Program. The overall goal of the evaluation is for Mt. Diablo to operate programs for English Learners (ELs) that provide for their optimal development of academic competence as well as optimal language and cultural proficiencies. The evaluation focused on the following areas: 1. Better understanding of the strengths and weaknesses of the current programs for English Learners. 2. Recommendations for improvements in the major elements of structure and instruction for English Learner programs, leading to 3. Improvements in academic, language and cultural proficiencies for all English Learners. The evaluation was conducted from February 2011 to May 2011. It included data review as well as visits to 5 schools and interviews with groups of teachers, parents, site and district administrators. Dr. Gold will be presenting to the Board of Education the findings of the English Learners audit. Based on preliminary review of the audit report, we have prepared a Request For Proposal (RFP) to revise the district's English Learner Master Plan. We anticipate awarding the contract by the end of June. This project will be funded by the following sources: Title III, Economic Impact Aid/Limited English Proficient (EIA/LEP), and the School Improvement Grant (SIG).

Dr. Gold presented a PowerPoint to share the findings of the English Language Learner audit.

### **Public Comment**

Ileana Flores, parent, said she believes that many students from other countries and states need proper instruction to become fluent in English so they may be successful and attend college.

## **SUPERINTENDENT'S REPORT**

None

### **BUSINESS/ACTION ITEMS**

#### **15.1 Appointment of Principal, High School**

Interviews have been conducted and a candidate has been selected to fill the position of Principal, High School. The incumbent in this position will be retiring at the end of the 2010-2011 school year. There were 37 applicants for Clayton Valley High School and 39 applicants for College Park High School. There was a paper screening of the submitted applications. Candidates not holding the proper credentials and/or experience necessary for a high school principal position were screened out. Input sessions were conducted at the high school sites with staff and community members to obtain a description of the attributes and skills that the community was seeking. Questions for the candidates in first round interviews were selected that would address the input obtained from each school site. The first round interview included representatives of all the employee groups and the parent leadership organizations of both high schools. There was a College Park team and a Clayton Valley team. Each candidate submitted a writing sample based on a scenario presented to them 30 minutes before their scheduled interview time. Fourteen candidates were interviewed by both panels. Both panels identified the same four top candidates as their choice to go forward for further consideration. A second interview was conducted by the Superintendent's Council of those candidates forwarded from the first round. Extensive reference and background checks were conducted on all candidates prior to final selections being made.

Mayo moved, Whitmarsh seconded, and the Board voted 4-1-0 (Hansen – no) to appoint Susan Brothers to the position of Principal, High School. Ms. Brothers will be assigned to Clayton Valley High.

#### **15.2 Appointment of Principal, High School**

Interviews have been conducted and a candidate has been selected to fill the position of Principal, High School. The incumbent in this position will be retiring at the end of the 2010-2011 school year. There were 37 applicants for Clayton Valley High School and 39 applicants for College Park High School. There was a paper screening of the submitted applications. Candidates not holding the proper credentials and/or experience necessary for a high school principal position were screened out. Input sessions were conducted at the high school sites with staff and community members to obtain a description of the attributes and skills that the community was seeking. Questions for the candidates in first round interviews were selected that would address the input obtained from each school site. The first round interview included representatives of all the employee groups and the parent leadership organizations of both high schools. There was a College Park team and a Clayton Valley team. Each candidate submitted a writing sample based on a scenario presented to them 30 minutes before their scheduled interview time. Fourteen candidates were interviewed by both panels. Both panels identified the same four top candidates as their choice to go forward for further consideration. A second interview was conducted by the Superintendent's Council of those candidates forwarded from the first round. Extensive reference and background checks were conducted on all candidates prior to final selections being made.

Mayo moved, Whitmarsh seconded, and the Board voted 5-0-0 to appoint Paul Gengler to the position of high school principal. Mr. Gengler will be assigned to College Park High.

#### **15.3 Classified Personnel: Appointment of Director, Food and Nutrition Services**

Interviews have been conducted and a candidate has been selected to fill the position of Director, Food and Nutrition Services. The incumbent will be retiring effective July 14, 2011.

Mayo moved, Hansen seconded, and the Board voted 5-0-0 to appoint Anna Fisher to the position of Director of Food and Nutrition Services.

#### **15.4 Appointment of Administrator of School Support**

Interviews have been conducted and a candidate has been selected to fill the position of Administrator of School Support. The incumbent in this position will be retiring at the end of the 2010-2011 school year.

Whitmarsh moved, Hansen seconded, and the Board voted 5-0-0 to appoint Linda Hutcherson to the position of Administrator, School Support.

**15.5 Classified Personnel: Appointment of Construction Manager II**

Interviews have been conducted and a candidate has been selected to fill the position of Construction Manager II.

Hansen moved, Whitmarsh seconded, and the Board voted 5-0-0 to appoint Richard Jackson to the position of Construction Manager II.

**15.6 Award of Professional Services Contract for DSA-Required Testing Laboratory and Specialized Inspection Services for 2010 Measure C Facilities Improvement Program**

In March 2011 the District Measure C Team issued an RFP for testing laboratory and specialized inspection services required to support the projects/work funded through the bond sales to date and as identified in the 2010 Measure C Facilities Improvement Program. Based on a comprehensive review of all four (4) qualified submittals and interviews of all submitting firms, Engineering and Testing Services Corp. was determined to be the most qualified to provide said services to the District. On May 5, 2011 staff completed negotiations with Engineering and Testing Services Corp. Staff is now recommending that a 'Not to Exceed' contract of \$1,784,000.00 be issued to Engineering and Testing Services Corp. for the provision of comprehensive laboratory and specialized inspection services. The budget for 2010 Measure C Testing and Inspection Services is \$5,140,564.

Mayo moved, Whitmarsh seconded, and the Board voted 5-0-0 to approve as presented.

**15.7 Contract Amendment For The Provision of Comprehensive Engineering and Architectural Services Necessary For a Pre-checked (PC) High School level Chemistry Classroom Design.**

Given the need for new, enlarged, state of the art Chemistry classrooms at our high schools District staff is recommending that a 'pre-checked' (PC) design for a 1440 sq. ft. chemistry laboratory (with multiple iterations), be developed for current and future District use. In an effort to capture significant reductions in design costs, staff is additionally recommending that the Board now consider the authorization of an amendment to a contract previously awarded to PHd Architects on April 12, 2011 for the design (and multiple iterations thereof) of a 1440 sq. ft General Science Classroom. By consolidating and leveraging the basic design tasks needed in the development of both classroom designs, the net cost for the design of a new 1440 sq. ft. high school chemistry laboratory (with multiple iterations) with fixed student work stations would be dramatically reduced. The original contract for the engineering and design of the 1440 sq. ft. General Science Classroom was approved by the Board of Education on April 12, 2011 for a 'not to exceed' value of \$59,500. Staff has negotiated a 'not to exceed' fee of \$40,000 for comprehensive design services related to the provision of a 1440 sq. ft. high school chemistry laboratory PC with multiple iterations. The revised value of the amended contract would be \$99,000.00

Jon Isom, Isom Advisors, explained that this has proven to be the safest form of investment as there has never been a default in California. Supply is currently low so the demand is high. Hee is expecting the District to receive great rates.

Mayo moved, Whitmarsh seconded, and the Board voted 5-0-0 to approve as presented.

**15.8 Resolution authorizing Issuance of Refunding Bonds for Measure C General Obligation Bond Series 2002**

The District's financial consultants estimate that a refunding of the Series 2002 Measure C General Obligation Bonds in today's low interest rate environment can create a net present value savings of \$2.46M, or 6.26%, with an estimated tax rate savings of \$8.88 per \$100,000 of assessed valuation over the life of the refunding bonds.

Whitmarsh moved, Mayo seconded, and the Board voted 5-0-0 to adopt resolution 10/11-63 authorizing the Superintendent and Chief Financial Officer to coordinate issuance of refunding bonds for Measure C, Series 2002.'

**15.9 Resolution #10/11-64horizing Issuance of Refunding Bonds for Measure A Community Facility District # 1**

The District's financial estimate that a refunding of the Series 2002 Measure A Community Facility District #1 Bonds in today's low interest rate environment can create a net present value savings. This approval will be conditional upon net present value savings of at least 3%.

Mayo moved, Whitmarsh seconded, and the Board voted 5-0-0 to authorize the Superintendent and Chief Financial Officer to coordinate issuance of refunding bonds for Measure A, Series 2002, if savings of at least 3% will be achieved.

**15.10 Release of Temporary Certificated Employees**

In accordance with Education Code 44954, the District requests that all certificated employees on temporary contracts for the 2010-2011 school year who have not been re-employed for 2011-2012 be released at the end of the 2010-2011 school year. Education code 44954 states: Governing boards of school districts may release temporary employees requiring certification qualifications under the following circumstances: (a) At the pleasure of the board prior to serving during one school year at least 75 percent of the number of days the regular schools of the district maintained. (b) After serving during one school year the number of days set forth in subdivision (a), if the employee is notified before the end of the school year of the district's decision not to reelect the employee for the next succeeding year. This action is taken annually in an effort to provide the District with maximum flexibility in staffing for the next succeeding school year.

Whitmarsh moved, Mayo seconded, and the Board voted 5-0-0 to approve as presented.

**15.11 Staff has prepared revisions to the attached Board Policy and Administrative Regulation as required by newly approved legislation related to Foster Youth**

Existing Mt. Diablo Board Policy and Administrative Regulation related to Foster Youth must be updated to reflect current legislation. Education Code 48850-48859 (AB 490 Educational Rights and Stability Act of 2003) created obligations for districts regarding the education of foster youth, including the rights of foster youth to continue attending their school of origin. Education Code 51225.3, as amended by AB 167 (effective January 1, 2011) provides that foster youth who transfer into the district or between district schools in grades 11-12, shall be exempted from locally established high school graduation requirements. The Governing Board recognizes that foster youth may be at greater risk for poor academic performance due to their family circumstances, disruption of their educational program, and emotional, social, and other health needs. The district shall provide such students with full access to the district's educational program and other support services necessary to assist them in achieving state and district academic standards.

Presented as information only, this item will be returned for action.

**15.12 Adjustments to Contracts/Purchase Orders Between Mt. Diablo Unified School District (MDUSD) and Non-Public Schools (NPS) for Special Education Students Receiving Services for the 2010-2011 School Year**

Mt. Diablo Unified School District, through the Individualized Education Placement (IEP) process, utilizes Non-Public Schools to serve students with various needs of services. These contracts were originally approved by the Board on June 22, 2010. There were decreases to the purchase orders for 11 students exiting Non-Public School placements. There were increases to the purchase orders for 15 students placed at Non-Public Schools.

Mayo moved, Whitmarsh seconded, and the Board voted 5-0-0 to approve as presented.

**15.13 Adjust contract between Mt. Diablo Unified School District (MDUSD) and Pawar Transportation for School Year 2010-2011**

Special Education perpetually reviews vendor contracts to monitor spending. Staff reviewed this contract and determined that an increase is necessary to provide transportation services mandated in students' Individualized Education Programs (IEPs). Staff requests approval to increase contract by \$142,000

representing a 16.9% increase to the original contract. Ridership has increased by 17.6% since the original contract was signed. Although gasoline prices have increased approximately 30%, this expense has not been passed on to the District. This will increase the contract approved by the Board on June 22, 2010 from \$838,980 to \$980,980.

Mayo moved, Whitmarsh seconded, and the Board voted 5-0-0 to approve as presented.

**15.14 Adjustment to Contracts/Purchase Orders Between Mt. Diablo Unified School District (MDUSD) and Independent Service Contractors for the 2010-2011 School Year**

Mt. Diablo Unified School District, through the Individualized Education Plan (IEP) process, utilizes independent service contractors to provide services to students with various specialized needs. Many of these contracts were originally approved by the Board on June 22, 2010.

Ms. Hansen asked why the District is unable to provide these services. In response, Mary Ann Tucker, SDC Administrator, explained that there is a need to provide services for students that require transportation to areas that our transportation department does not cover. She further explained that the District has purchased buses and is in the process of hiring drivers so we can pull more transportation services back to the District.

Mayo moved, Hansen seconded, and the Board voted 5-0-0 to approve as presented.

**15.15 Final Change Order: Bid 1562: California Commercial Pools, Inc.**

On August 24, 2010 the Board of Education awarded Bid 1562 to California Commercial Pools, Inc. for a contract value of \$1,809,000.00 for the replacement of the swimming pools at Mt. Diablo and College Park High Schools. As a result of a need to complete necessary design changes resulting from an undocumented 54" storm line impacting the project site as well as post-award DSA required project changes it is necessary to issue a single and final change order in the amount of \$110,766.88. This single, final change order will increase the original contract value of \$1,809,000.00 to a revised, final value of \$1,919,766.88. The construction budget for this project was \$3,185,000.00

Mayo moved, Hansen seconded, and the Board voted 5-0-0 to approve as presented.

**15.16 Final Change Order: Laboratory and Site Testing Services Related to The Swimming Pool Replacements at Mt. Diablo and College Park High Schools: Matriscope Engineering Laboratories, Inc.**

On August 10, 2010 the Board of Education awarded a professional services contract to Matriscope Engineering Laboratories, Inc. for a contract value of \$24,953.00 for the provision of comprehensive certified laboratory testing and site inspection services required in the replacement of the swimming pools at Mt. Diablo and College Park High Schools. These services included, but were not limited to the testing and inspection of all excavation work, aggregate base, asphalt paving, utilities, cast-in-place concrete, shotcrete, masonry elements, metal fabricating and associated engineering and project management tasks including the preparation of necessary reports and project close-out. As a result of a need to request the provision of extensive additional testing and inspection services, as well as an extended testing/inspection schedule associated with 1)the development and installation of design changes necessary to address the discovery of an undocumented 54" storm line and extensive unstable soil conditions within 5' of the CPHS project area; and 2)post-award DSA required changes, it is necessary to issue a single, final additive change order in the amount of \$25,086.00. This single, final change order will increase the original contract value of \$24,953.00 to a revised, final value of \$50,039.00. The budget for this project was \$3,185,000.00

Mayo moved, Hansen seconded, and the Board voted 5-0-0 to approve as presented.

**15.17 Award of Bid for Bid #1578**

Bid No. 1578 was called to provide the Exterior Wall Repairs at Bancroft, Highlands, Mt. Diablo, Valhalla and Valle Verde Elementary Schools. The lowest responsible, responsive bidder is TPA Construction, for the total amount of \$350,000.00. The scope of work includes, but is not limited to: the removal and



replacement of existing stucco and beams. In addition, the contractor is responsible for the removal of tree roots and the removal and replacement of benches, seats, etc. The budget for this project was \$400,000.00.

Mayo moved, Hansen seconded, and the Board voted 5-0-0 to approve as presented.

#### **15.18 Award of Contract for Request for Proposal #1579 to Red Schoolhouse Software**

The District needs to purchase a replacement Student Data and Assessment System for a minimum of 51 school sites and various departments throughout the District. A Request for Proposal #1579 was issued on March 23, 2011, seeking proposals from qualified contractors to provide a Student Data and Assessment System. The scope of work is to supply, install, configure, provide training, on-going support, and test the equipment required to implement the District's Student Data and Assessment System. Staff received proposals from nine (9) qualified contractors for this project. Red Schoolhouse Software received the highest scores based on the award selection process and the weighted evaluation criteria as stated in the Request for Proposal. Red Schoolhouse Software's price proposal of \$166,500.00 meets all specifications and includes software support. The formation of a contract for this project under negotiations by the District and the contractor. Therefore, staff recommends an award of a contract to Red Schoolhouse Software, for \$166,500.00, contingent upon the formation of a binding contract agreement between both parties. First Year Cost is \$166,500.00 Four (4) Year Additional Support Cost is \$166,500.00 per year for a total cost of \$832,500.00 This represents a savings over the five year contract of \$358,270.00 from our current system (Edusoft). Budget for this project is \$166,500.00

#### **Public Comment**

Mike Langley, who said he was speaking from a teacher's prospective, wants to be sure the Board is paying attention to need only and to be sure that when a product is purchased, especially during these difficult times, to fulfill only the basic needs.

In response to questions from the Board, Rose Lock, Assistant Superintendent, Student Achievement and School Support, explained that the program will perform in a similar manner as Edusoft. The new program will be able to scan in the student answer sheets and provide analysis. It will also allow teachers to integrate data.

Mayo moved, Whitmarsh seconded, and the Board voted 5-0-0 to approve as presented.

#### **15.19 School Closure Transition Plan**

An updated transition plan was presented. This item is for information only.

#### **Meeting Extension**

At 10:50 p.m. Mayo moved, Whitmarsh seconded, and the Board voted 4-1-0 (Hansen – no) to extend the meeting until 11:40 p.m.

#### **15.20 Budget Reductions**

Chief Financial Officer, Bryan Richards presented a PowerPoint on the District's budget. The final budget adoption will be presented to the Board at the June 28 meeting. The District must have a contingency plan in place in case Proposition 98 is suspended.

Meredith Johnson, explained that money from Measure A can be used for salaries therefore freeing up money from Measure C to pay for equipment.

Board direction to staff: Hold \$330 per student in reserve in case the tax extension fails.

#### **Public Comment**

Willie Mims, BPA/ECNAACP, said that he is baffled by all the budget cuts listed, especially custodial positions. He hopes the District can find funds for positions.

### **15.21 Strategic Planning**

#### **Public Comment**

Willie Mims, BPA/ECNAACP, asked the Board to not lose site of the big picture. He still has concerns with disproportionality.

Hansen shared that they have had several strategic planning meetings. The hope is to be done by the end of June.

Whitmarsh shared that the input is on the district website for those who would like to read it. She asked that this come back as an action item at the next Board meeting to vote on how to determine the next steps.

### **16.1 Board Reports**

Ms. Mayo attended the CSBA Delegate Assembly meeting in Sacramento along with Mr. Eberhart. She visited Shore Acres, Mountain View, and Ayers elementary schools. She shared that the high school graduations are beginning and will conclude on June 10. She also attended Mt. Diablo High School's Serendipity program graduation banquet on May 26 and the District's retirement celebration on May 18. Ms. Mayo attended the Pro-Education rally which was coordinated by Assembly member Susan Bonilla.

Ms. Whitmarsh said that she has been spending most evenings facilitating the Strategic Planning meetings. She shared that the United Mt. Diablo Athletic Foundation held their awards program recently to honor the student athletes that will be attending college on an athletic scholarship.

Mr. Eberhart attended the Pro-Education rally with MDEA President Mike Langley and Assembly member Susan Bonilla. He also attended the School Services May Revise workshop in Sacramento. He shared that Mt. Diablo Elementary School raised over \$5,000 for the Leukemia/Lymphoma Foundation.

The meeting adjourned at 11:21 p.m.

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Secretary, Board of Education