

MINUTES
REGULAR MEETING OF THE BOARD OF EDUCATION
MT. DIABLO UNIFIED SCHOOL DISTRICT
Tuesday, May 10, 2011 (7:30 p.m.)

Board Members: Gary Eberhart, Sherry Whitmarsh, Linda Mayo, Lynne Dennler, 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. Items discussed were negotiations, expulsions, readmissions, three cases of anticipated litigation, public employee discipline/dismissal/release/complaint, General Counsel's evaluation, and Superintendent's evaluation. In closed session the Board voted to release certificated employee #29598 effective April 12, 2011. The Board voted to release certificated employees: #16019, #29344, #28470, #27736, and #29406.

EXPULSION RECOMMENDATIONS

8.1 Expulsion Recommendation - Student #16-11

Whitmarsh moved, Mayo seconded and the Board voted 5-0-0 that Student #16-11 be expelled from all schools and programs in the Mt. Diablo Unified School District and that Student #16-11 may apply for readmission after January 21, 2012. It is required that Student #16-11 participate in individual counseling to address weapons and decision making skills, 30 hours of community service, the COPS for Aggressive Offenders, Teen Anger Management Workshop, show evidence of a successful school experience with no suspendible behavior infractions, achieve minimum of 2.0 GPA, and earn 30 credits prior to reapplication.

8.2 Expulsion Recommendation - Student #17-11

Mayo moved, Dennler seconded and the Board voted 5-0-0 that Student #17-11 be expelled from all schools and programs in the Mt. Diablo Unified School District and that Student #17-11 may apply for readmission after January 21, 2012. It is required that Student #17-11 participate in individual counseling to address substance abuse issues and decision making skills, 30 hours community service, COPS for Aggressive Offenders, negative drug free testing, Teen Anger Management Workshop and Drug & Alcohol Workshop, show evidence of a successful school experience with no suspendible behavior infractions and a minimum of 2.0 GPA.

8.3 Expulsion Recommendation - Student #18-11

Hansen moved, Mayo seconded and the Board voted 5-0-0 that Student #18-11 be expelled from all schools and programs in the Mt. Diablo Unified School district and that Student #18-11 may apply for readmission after January 21, 2012. It is required that Student # 18-11 participate in 20 hours of individual counseling to address decision making skills and anger, 30 hours of community service, COPS for Aggressive Offenders, attend Teen Anger Management Workshop, and show evidence of a successful school experience with no suspendible behavior infractions, achieve minimum of 2.0 GPA, and earn 45 credits prior to reapplication.

8.4 Expulsion Recommendation - Student #19-11

Mayo moved, Dennler seconded and the Board voted 5-0-0 that Student #19-11 be expelled from all schools and programs in the Mt. Diablo Unified School District and that Student #19-11 may apply for readmission after January 21, 2012. It is required that Student #19-11 participate in 20 hours of individual counseling to address decision making skills and anger, 30 hours community service, COPS for Aggressive Offenders, show evidence of a successful school experience with no suspendible behavior infractions, achieve minimum of 2.0 GPA, and earn 45 credits prior to reapplication.

8.5 Expulsion Recommendation - Student #20-11

Whitmarsh moved, Mayo seconded and the Board voted 5-0-0 that Student #20-11 be expelled from all schools and programs in the Mt. Diablo Unified School District and that Student # 20-11 may apply for readmission after January 21, 2012. It is required that Student # 20-11 participate in 20 hours of individual counseling to address decision making skills and anger, 30 hours community service, COPS for Aggressive Offenders, attend Teen Anger Management Workshop, and show evidence of a successful school experience with no suspendible behavior infractions, achieve minimum of 2.0 GPA, and earn 45 credits prior to reapplication. Parents are encouraged to attend the Parent Project.

8.6 Expulsion Recommendation - Student #21-11

Hansen moved, Dennler seconded and the Board voted 5-0-0 that Student # 21-11 be expelled from all schools and programs in the Mt. Diablo Unified School District and that Student # 21-11 may apply for readmission after May 10, 2012. It is required that Student # 21-11 participate in 30 hours of counseling (to continue counseling with New Connections regarding drugs), 30 hours of community service, negative drug free testing, COPS for Alcohol/Drug Offenders, MDUSD Drug and Alcohol Workshop, and show evidence of a successful school experience to include good attendance, no suspendible behavior infractions, minimum of 2.0 GPA, and earn 55 credits to graduate.

8.7 Expulsion Recommendation - Student #22-11

Whitmarsh moved, Dennler seconded and the Board voted 5-0-0 that student # 22-11 be expelled from all schools and programs in the Mt. Diablo Unified School district and that Student # 22-11 may apply for readmission after January 21, 2012. It is required that Student # 22-11 participate in 20 hours of individual counseling to address decision making skills and anger, 30 hours of community service, COPS for Aggressive Offenders, Teen Anger Management Workshop, and show evidence of a successful school experience to include good attendance, no suspendible behavior infractions, minimum of 2.0 GPA, and earn 35 credits by January, 2012.

CONSENT AGENDA

Mayo moved, Whitmarsh seconded and the Board voted 5-0-0 to approve consent agenda items with the exception of items 9.16, 9.17, 9.18, 9.19, 9.20, 9.21, 9.22, 9.23 (pulled by Ms. Hansen) and item 9.29 (pulled by staff).

9.2 (Item #2) Minutes of the meeting of April 12, 2011

9.3 (Item #3) Recommended Action of Certificated Personnel

Changes in status of certificated employees.

9.4 (Item #4) Request to increase and decrease Full Time Equivalent (FTE) for the 2010-2011 school year

These positions are requested to be increased or decreased as described.

9.5 (Item #5) Request to decrease Full Time Equivalent (FTE) for the 2011-2012 school year

These positions are requested to be decreased as described.

9.6 (Item #6) Recommended Action for Classified Personnel

Changes in status of classified employees.

9.7 (Item #7) Classified Personnel: Request to Eliminate a Position for the 2011-12 school year

This position is requested to be eliminated as described.

9.8 (Item #8) Classified Personnel: Reclassification of Classified Position in the Public Employees Union, Local One, Clerical, Secretarial and Technical (CST) Unit

Pursuant to Article 37 of the Contractual Agreement between Mt. Diablo Unified School District and the Public Employees Union, Local One, Clerical, Secretarial and Technical Unit, (CST), a reclassification review has been completed for classifications submitted by the Local One, CST Unit. Based on this review it is being recommended that one (1), 10 month, Secretary position at Horizons Center for Independent and Home Study be reclassified from range 424 (\$50,861) to range 477 (\$52,619), Principal School Office Manager classification, 10 month. Incumbent #27195 will remain in this newly reclassified position. The District requests that this reclassification take effect July 1, 2011.

9.9 (Item #9) Monthly Budget Transfer and/or Budget Increases/Decreases for the month of March 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.

9.10 (Item #10) IFAS Vendor Warrant Report and IFAS Vendor Cancellations Warrant Report for the Month of April, 2011

IFAS Vendor Warrant Report and IFAS Vendor Cancellations Warrant Report for the month of April 2011. Payments have been made to meet the District's obligations for salaries, benefits, supplies, contract services, equipment, capital improvements and other outgo.

9.11 (Item #11) Request Permission to Submit a Grant Application to the Firedoll Foundation

Mt. Diablo Adult Education requests approval to submit its annual grant proposal to the Firedoll Foundation in the amount of \$36,000 to continue to provide support services to students in the "On Track" program, and technology equipment for the On Track classroom. This program serves adult students with acquired brain injury. The funding for student support services would continue to pay for the hourly position of Student Support Services Specialist (for approximately 12 hours per week; 44 weeks per year).

9.12 (Item #12) Request Permission to Submit a Bay Area Air Quality Management Low Emission School Bus Replacement Grant

Request permission to submit a lower emission school bus program bus replacement grant for thirteen (13), Clean Natural Gas (CNG) school buses to replace thirteen 1986 - 1988 dirty diesel school buses.

9.13 (Item #13) Independent Contract for Events to the "T", Inc., event planner, for Junior Prom for College Park High School

Independent Contract for Events to the "T", Inc., event planner, for College Park High School Junior Prom. This contract was originally approved on May 12, 2010 for the junior prom for the 2010-2011 school year. It is now being returned for Board action because the amount has increased from \$18,650 to \$28,720.

9.14 (Item #14) Food and Nutrition Services Purchases 2011 - 2012

Food and Nutrition Services requests approval from the Board of Education to issue open Purchase Orders to the vendors listed below for purchase of food, beverages and supplies for meal programs in district schools during, the 2011/12 year. Davi Produce \$220,000.00 Foster Farms Dairy \$525,000.00 Gold Star Foods \$2,650,000.00 Hayes Distribution \$700,000.00 Rubino Produce \$226,000.00

9.15 (Item #15) Revise Administrative Rule 4317.1 to institute a vesting period for Diablo Managers Association (DMA) members to receive retirement benefits

Revise AR 4317.1 to institute a vesting period for Diablo Managers Association (DMA) members to receive retirement benefits as per the attached.

9.16 (Item #24) Carl D. Perkins Vocational and Applied Technology Education Act Funds for 2011-2012

Mt. Diablo Unified School District secondary and adult programs seek board approval to submit applications for 2011-2012 funding through Carl D. Perkins Vocational and Applied Technology. The secondary allocation will be approximately \$200,000 and adult education allocation will be approximately \$67,000. These are supplemental funds for district career technical education.

9.17 (Item #25) Applications to Chevron for new and continued funding to implement Project Lead the Way (PLTW)

Chevron has supported the implementation of Project Lead the Way Engineering at Mt. Diablo High School and Clayton Valley High School and has invited these two PLTW programs to submit applications for continued funding support for 2011-2012. Clayton Valley High School would like to request \$23,000 for the addition of robotics as well as additional materials and equipment for the existing PLTW. Mt. Diablo High School would like to request \$20,000 for the addition of robotics as well as additional materials and equipment for the existing PLTW courses. Riverview Middle School has also been invited by Chevron to apply for funding support to implement the Project Lead the Way Gateway to Technology program, to provide middle school students with hands on experience with Design and Modeling, Energy & Environment, and Automation & Robotics. Riverview Middle School will work

closely with Mt. Diablo High School's ACME/PLTW program, to ensure students have the opportunity of a seamless transition to Mt. Diablo High School. Riverview Middle School is requesting \$23,639, which will enable them to offer the three named modules in 2011-2012 school year, serving approximately 100 students.

9.18 (Item #26) Authorize submission of the Contra Costa County Family and Children's Trust (FACT) grant to support the Crossroads Program

Staff requests permission to submit an application to Contra Costa County Family and Children's Trust (FACT) for the Contra Costa County FACT Grant in the amount of \$80,000 to provide support services for teen parents at Crossroads High School. MDUSD has been the recipient of the FACT grant since 2005. These funds will be used to encourage continued school enrollment, improve academic performance, promote understanding of child development and the adoption of positive parenting practices. This grant supports student learning by providing a program that includes mentoring and tutoring, parenting and life skills education. Services will include reading support, math support, career exploration, counseling, and strengthening parenting skills. This is a one year renewable grant.

9.19 (Item #27) Resolution Authorizing Issuance of Sale of Mt. Diablo Unified School District 2010 (2010-11) Tax and Revenue Anticipation Notes (TRANs)

Proceeds (not to exceed \$40,000,000) from the issuance of TRANs will be used to meet fiscal year 2010-11 cash requirements until property tax revenues and state apportionments are received. The State of California is deferring 29.7% of the District's principal apportionment (\$32,795,375) from 2010-11 into 2011-12. The final apportionments for 2010-11 will not be received until late September 2011. The TRAN will help the District cover its projected June cash shortfall due to the State's deferrals. The TRAN will be repaid in October 2011 after the last of the State deferrals have been received.

9.20 (Item #28) Project Lead the Way (PLTW) Agreement for High Schools and Middle Schools

Mt. Diablo Unified School District has a growing number of schools interested in developing a PLTW pathway in Engineering, BioMedical or middle school exploration. MDUSD has had a PLTW agreement in place, but the addition of BioMedical as one of the pathways requires a new agreement be signed by MDUSD and PLTW. The Contra Costa Economic Partnership (CCEP) will be financially supporting the start up of a BioMedical PLTW at College Park High School utilizing SB70 funding being awarded to CCEP. The BioMedical program, unlike Engineering and middle school program, requires an annual Participation Fee of \$2000.

CONSENT ITEMS PULLED FOR DISCUSSION

10.1 (Item #16) Approval of increase to Master Contract with 100% Learning Fun Center, a State Approved Provider of Supplemental Educational Services (SES)

100% Learning Fun Center is providing Supplemental Educational Services to eligible students in the following ten Title schools in the second year or beyond of program improvement, corrective action, or restructuring: Bel Air, Cambridge, Fair Oaks, Meadow Homes, Rio Vista, Shore Acres and Ygnacio Valley Elementary, and Glenbrook, Oak Grove, and Riverview Middle Schools. Requesting increase to the amount of Master Contract due to additional student sign-ups from the 2nd window of enrollment of Supplemental Educational Services (SES).

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

10.2 (Item #17) Approval of increase to Master Contract with Club Z! In-Home Tutoring Services, a State Approved Provider of Supplemental Educational Services (SES)

Club Z! In-Home Tutoring Services is providing Supplemental Educational Services to eligible students in the following ten Title schools in the second year or beyond of program improvement, corrective action, or restructuring: Bel Air, Cambridge, Fair Oaks, Meadow Homes, Rio Vista, Shore Acres and Ygnacio Valley Elementary, and Glenbrook, Oak Grove, and Riverview Middle Schools. Requesting increase to the amount of Master Contract due to additional student sign-ups from the 2nd window of enrollment of Supplemental Educational Services (SES).

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

10.3 (Item #18) Approval of increase to Master Contract with ACE Tutoring Services, Inc., a State Approved Provider of Supplemental Educational Services (SES)

ACE Tutoring Services, Inc. is providing Supplemental Educational Services to eligible students in the following ten Title schools in the second year or beyond of program improvement, corrective action, or restructuring: Bel Air, Cambridge, Fair Oaks, Meadow Homes, Rio Vista, Shore Acres and Ygnacio Valley Elementary, and Glenbrook, Oak Grove, and Riverview Middle Schools. Requesting increase to the amount of Master Contract due to additional student sign-ups from the 2nd window of enrollment of Supplemental Educational Services (SES).

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

10.4 (Item #19) Approval of increase to Master Contract with Academic Advantage, a State Approved Provider of Supplemental Educational Services (SES)

Academic Advantage is providing Supplemental Educational Services to eligible students in the following ten Title schools in the second year or beyond of program improvement, corrective action, or restructuring: Bel Air, Cambridge, Fair Oaks, Meadow Homes, Rio Vista, Shore Acres and Ygnacio Valley Elementary, and Glenbrook, Oak Grove, and Riverview Middle Schools. Requesting increase to the amount of Master Contract due to additional student sign-ups from the 2nd window of enrollment of Supplemental Educational Services (SES).

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

10.5 (Item #20) Approval of increase to Master Contract with ABC Phonetic Reading School, Inc., a State Approved Provider of Supplemental Educational Services (SES)

ABC Phonetic Reading School, Inc. is providing Supplemental Educational Services to eligible students in the following ten Title schools in the second year or beyond of program improvement, corrective action, or restructuring: Bel Air, Cambridge, Fair Oaks, Meadow Homes, Rio Vista, Shore Acres and Ygnacio Valley Elementary, and Glenbrook, Oak Grove, and Riverview Middle Schools. Requesting increase to the amount of Master Contract due to additional student sign-ups from the 2nd window of enrollment of Supplemental Educational Services (SES).

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

10.6 (Item #21) Approval of increase to Master Contract with A+ Grades Up (OPOK I, Inc. dba A+ Grades Up), a State Approved Provider of Supplemental Educational Services (SES)

A+ Grades Up is providing Supplemental Educational Services to eligible students in the following ten Title schools in the second year or beyond of program improvement, corrective action, or restructuring: Bel Air, Cambridge, Fair Oaks, Meadow Homes, Rio Vista, Shore Acres and Ygnacio Valley Elementary, and Glenbrook, Oak Grove, and Riverview Middle Schools. Requesting increase to the amount of Master Contract due to additional student sign-ups from the 2nd window of enrollment of Supplemental Educational Services (SES).

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

10.7 (Item #22) Approval of increase to Master Contract with Professional Tutors of America, a State Approved Provider of Supplemental Educational Services (SES)

Professional Tutors of America is providing Supplemental Educational Services to eligible students in the following ten Title schools in the second year or beyond of program improvement, corrective action, or restructuring: Bel Air, Cambridge, Fair Oaks, Meadow Homes, Rio Vista, Shore Acres and Ygnacio Valley Elementary, and Glenbrook, Oak Grove, and Riverview Middle Schools. Requesting increase to the amount of Master Contract due to additional student sign-ups from the 2nd window of enrollment of Supplemental Educational Services (SES).

Mayo moved, Whitmarsh seconded and the Board voted 4-1-0 (Hansen - no) to approve the contract as presented.

10.8 (Item #23) Approval of increase to Master Contract with Arriba Education!, a State Approved Provider of Supplemental Educational Services (SES)

Arriba Education! is providing Supplemental Educational Services to eligible students in the following ten Title I schools in the second year or beyond of program improvement, corrective action, or restructuring: Bel Air, Cambridge, Fair Oaks, Meadow Homes, Rio Vista, Shore Acres, Ygnacio Valley Elementary; and Glenbrook, Oak

Grove, and Riverview Middle Schools. Requesting increase to the amount of Master Contract due to additional student sign-ups from the 2nd window of enrollment of Supplemental Educational Services (SES).

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

PULLED 10.9 (Item #29) Increase Michael's Transportation P.O.

RECOGNITIONS

The Board recognized the students in the Mt. Diablo High School Serendipity Program for their accomplishments at the FHA-HERO State competition. Also recognized were the Concord High School Choir and Band Programs for the awards they received at the San Diego Heritage Music Festival. Ygnacio Valley High student Kenan Tugcu, was recognized for being elected to serve on the Board of the California Association of Student Leaders.

PUBLIC COMMENT

German Acosta said that parents from Meadow Homes Elementary would be submitting a petition and a letter stating their concerns to the Board.

David Martinez , United Latino Voice, asked the Board and District administration to listen to the parents of Meadow Homes Elementary. He said the United Latino Voice wants to assist the District and suggest constructive and creative solutions to all the issues that confront the Hispanic community.

Ron Hansen, retiree and former President of Local One M & O, spoke about negotiations, divisive relationships, rising health care costs, the State of California budget, and organized labor.

Willie Mims, BPA/NAACP, congratulated all the students recognized. He expressed concern about the large consent agenda and believes that item 9.5 is not routine business because it involves cutting the hours of employees.

COMMUNICATIONS

Mike Langley, President of Mt. Diablo Education Association (MDEA), introduced Laurel Burns, newly elected Vice President. He shared that the California Teacher's Association has declared this week as a state of emergency for education.

REPORTS/INFORMATION

14.1 Update on Solar Project - Pete Pedersen

Superintendent Lawrence shared that through the RFP process, SunPower solar has been selected to implement the District's solar program. Pete Pedersen, special project director for the solar project, has been working with the SunPower team, principals and site teams to look at the best places to install the solar panels.

Public Comment

Willie Mims, BPA/NAACP, said he is concerned that trees will be destroyed for the installation of solar panels. He also expressed his concern about the potential parking problems during the solar installation.

SUPERINTENDENT'S REPORT

None

BUSINESS/ACTION ITEMS

16.1 Resolution 10/11-59 Classified Employees' Week

The Mt. Diablo Unified School District Board of Education wishes to adopt a resolution to recognize and honor the contribution of the classified school employee to quality education in the State of California and in the Mt. Diablo Unified School District and declare the week of May 16 – 20, 2011 as Classified School Employees' Week.

Whitmarsh moved, Dennler seconded and the Board voted 5-0-0 to adopt Resolution #10/11-59 as presented.

16.2 Request to Approve Memorandum of Understanding between Mt. Diablo School Psychologists' Association (MDSPA) and Mt. Diablo Unified School District regarding furlough days.

The Memorandum of Understanding was reached between the bargaining teams regarding furlough days for Mt. Diablo School Psychologists' Association (MDSPA) regarding furlough days for 2010-2011.

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

16.3 High School Facility Enhancements

High School Facilities Enhancement In our original timeline for enhancements to the high schools we projected being able to begin work on these projects in 2013. However, since we were able to sell an additional \$11 million in Quality School Construction Bonds and General Obligation bonds we recommend providing each high school with a budget of \$1.5 million to begin addressing their facility and equipment needs. We also recommend an allocation of \$150,000 to Olympic. The funding for the sites would not only come out of 2010 Measure C funds, but would also come out of the following sources that can only be spent on facility enhancements. Prop 55 Accounting for all existing/projected financial commitments there is an available balance of \$5,950,744 in Fund 33 (Prop 55). In the past, legal counsel has assured the district and Board that Prop 55 funds are fully discretionary as long as they are expended on facility improvements (capital or maintenance programs). 2002 Measure C Accounting for all existing/projected financial commitments (including the landscaping improvements previously approved by the Board in the "2 yr Facility Improvement Plan") there is an available balance in Fund 17 (2002 Measure C) of \$2,645,153. Developer Fees There is an available balance of \$636,594 in Fund 11 (Developer Fees) By moving some of the high school projects up two years, we will have the ability to positively impact many of the high school students still in school. Since all our students eventually attend out high schools improvements to our high school will benefit all our students. The Superintendent met with the principals and site representatives from all of the comprehensive high schools and though each school's facility enhancement needs go beyond \$1.5 million the funding will allow each site to begin addressing their needs. The schools identified the following items as some of their priorities: new chemistry labs; classroom technology upgrades including ceiling mounted LCD projectors and Elmo document cameras; new computer labs; classroom upgrades to implement Project Lead the Way Engineering and Bio-Tech programs; science class renovations; window upgrades; new stadium bleachers and repairing existing bleachers; reseeding of athletic fields and improving drainage; water and sewage lines to stadiums; painting; renovating classrooms, etc. Once costs of the various projects are developed, a finalized list of projects will be brought back to the Board for each high school.

Public Comment

Kish Rajan, parent and City of Walnut Creek council member, said that by enhancing science and computer labs, and offering technical training, students can be successful in this type of economy. Mr. Rajan thanked the Board for their leadership.

Sherry Whitmarsh said she wanted the community to know that these enhancements were discussed with staff and community to come up with a list of items. These funds are specifically for projects such as these and cannot be used for other items.

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

16.4 Request to Approve the Proposed Decision of the Administrative Law Judge and Implement the Certificated Layoff

As part of the certificated layoff process, a formal hearing was held on April 20, 2011. This hearing was conducted by an Administrative Law Judge appointed by the Office of Administrative Hearings as required by Education Codes 44955 and 44949. The purpose of this hearing was to determine the validity of the process that was used to establish the number of Full Time Equivalent (FTE) positions to be eliminated and the names of the specific employees to receive final lay off notices. Both the District and the Mt. Diablo Education Association were present at this hearing. Based on that process, it was affirmed that 140.29 FTE from the Mt. Diablo Education Association would be eliminated and specific individuals to receive final lay off notices were identified. It was also determined that 13.0 FTE would be eliminated from certificated management and 27.0 FTE would be eliminated from Adult Education and appropriate individuals will receive final lay off notices.

Public Comment

Willie Mims, BPA/NAACP, expressed his disagreement with the Law Judge's opinion.

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

16.5 Approval of Conference Attendance for Principals of the Ygnacio Valley High Feeder Pattern

Principals of the schools in the Ygnacio Valley High feeder pattern (Cambridge, Fair Oaks, Meadow Homes and Ygnacio Valley elementary schools; Oak Grove Middle School; and Ygnacio Valley High School) would like to attend the Pyramid Response to Intervention (RtI) Institute sponsored by Solution Tree. The Institute will be held in Salem, Oregon from June 27-29, 2011. Response to Intervention (RtI) is at the very core of the MDUSD goals by providing a systematic approach to closing the achievement gap. RtI is a preventative model that systematically identifies a specific learning deficit and then provides fluid and flexible support in a very targeted and timely manner through tiers/levels of prevention and intervention. It addresses the problem before the gap of learning grows too big. RtI supports the work our schools are already doing in their Professional Learning Communities (PLCs) and provides effective practices that support students who require preteaching, reteaching or enrichment for those who have already mastered a grade level standard. The goal of the YVHS Feeder is to not only develop a strategic tiered system of support within our schools, but to develop ways to articulate our systems of support throughout elementary, middle and high school. Principals will also be sharing what they learn with other administrators.

Ms. Hansen said she appreciates the quality of the Solution Tree workshops and conferences.

Sherry Whitmarsh shared that it is a requirement for Title I schools to spend 10% of the site allocation on professional development and QEIA requires that all administrators receive 40 hours of administrative training, so this is required to meet the expectations by the federal government.

Superintendent Lawrence asked the Board for direction in regard to staff attending conferences. Historically these requests were not brought to the Board.

Board Direction: If the conferences fall under categorical funding or have been previously approved in the budget, they do not have to come before the Board. However, if travel and/or conferences impact the General Fund, those items should come to the Board under the Consent Agenda.

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

16.6 Boundary Realignment Study contract with Mt. Diablo Unified School District and Jack Schreder & Associates

School Attendance Boundary Realignment is a process used by school districts when it has become apparent that re-distribution of students among schools is necessary. This may be due to a variety of factors, including increasing or decreasing enrollment, housing trends, in and out migration, or facility capacity. The process of modifying attendance boundaries includes both quantitative information, such as enrollment figures and use of GIS, and qualitative information, such as community input and stakeholder opinions.

Superintendent Lawrence explained that Jack Schreder & Associates was being recommended because they already have all of the District's data. The projected savings to the Transportation Department is \$150,000 annually. Hence said there would probably be grandfathering and notification would be given to families affected. The boundary redrawing will probably be a two-year process of rolling it out to fully see the mitigation of overflow busing but we will be working on it to implement next year as much as possible. At Ms. Whitmarsh' request, Superintendent Lawrence agreed to give notice to the potentially affected schools so they could inform their parents.

Public Comment

John Parker shared his concern about spending \$14,500 for a consultant.

Mayo moved, Dennler seconded and the Board approved 3-1-1 (Hansen-no, Eberhart-abstain) to approve the contract as presented.

16.7 Increase the Contract/Purchase Order with Beyond the Words, Inc. for the Services of Educational Interpreters for the Deaf for School Year 2010-2011

Due to the difficulty in hiring qualified Educational Interpreters for the Deaf, the district has had to use staff contracted through an agency in order to meet student Individualized Education Program (IEP) requirements. There are currently no substitutes available in the district for Educational Interpreters for the Deaf so contracted interpreters are also used as substitutes for absent district staff. On January 25, 2011, we requested an increase of \$75,000 because we estimated using 49 hours per week of substitute coverage for vacancies, maternity leaves, and employee absences. The current average is 71.9 hours per week. For this reason, funds have been exhausted and it is necessary to increase the contract by an additional \$79,400. The District's Deaf & Hard of Hearing Program is serving 100 students in both the Special and Regular Education settings. There are currently 53 students enrolled in Full Time Special Education classrooms within the District that are designated as Deaf/Hard of Hearing. Of these students, 22 currently reside outside of the Mt. Diablo Unified School District and access the program through the Inter-District Transfer process. A Memorandum of Understanding between the District of attendance and MDUSD is used to ensure the cost effective provision of appropriate services to individuals with exceptional needs. The M.O.U. is reviewed on an annual basis by District staff for cost effectiveness.

Ms. Whitmarsh asked for a cost benefits analysis showing what the District receives from the County. Assistant Superintendent Mildred Browne will provide the information.

Mayo moved, Dennler seconded and the Board approved 5-0-0 to approve an increase to the contract as presented.

16.8 Strategic Planning

Sherry Whitmarsh and Cheryl Hansen gave an update on the Strategic Planning meetings. All upcoming meeting dates are posted on the website as well as the notes from the meetings that have already taken place.

16.9 Budget Reductions

Superintendent Lawrence said the budget reduction list has been updated to show the school closures. There should be clarification and information regarding the May revise at the Board meeting on May 24.

Board Direction: Cheryl Hansen asked that the Budget Reduction list be updated as changes occur at the two sites that have been closed as well as receiving updates if the District receives more revenue or will cost additional money.

16.10 School Closure Transition Plan

Superintendent Lawrence said this plan continues to evolve and it is updated for every meeting.

Public Comment

Willie Mims, BPA/NAACP, expressed his concern about not seeing anything about transitioning students from one school to another to prepare them for next year.

Rose Lock and Superintendent Lawrence gave examples of activities involving families and students for transitioning included in the plan.

BOARD MEMBER REPORTS

Cheryl Hansen has been attending the Strategic Planning meetings. She expressed appreciation for all the parents and community members coming to the meetings.

Linda Mayo visited Hidden Valley Elementary and Eagle Peak Montessori with Ms. Dennler. She also attended three of the budget meetings held by Dr. Lawrence and three of the Strategic Planning meetings as well. During spring break Ms. Mayo participated in the California State PTA Annual Convention. Governor Jerry Brown also attended the convention also. She attended the Mt. Diablo High School Student Teach-In meeting on May 6. She also attended the Come to the Table Wellness City event held at Mt. Diablo High School. Ms. Mayo shared that May 15 at the County Office of Education, the 32nd District PTA is presenting a program entitled Finance 101. The talk will be about education finance along with information about the May Revise. She acknowledged California Day of the Teacher and Certificated School Nurse Day.

Lynne Dennler visited Riverview Middle School where she heard their Alternative Governance Team discuss their goals, strategies that worked and did not work, how they increased instruction time during the school day as well as after school and on Saturdays.

President Eberhart attended the Strategic Planning meeting at Clayton Valley High School. He said he enjoyed reading the comments and concerns from the public. He also attended the Teach-In at Mt. Diablo High School and said he was very impressed with the students involved.

ADJOURNMENT

The meeting adjourned at 10:58 p.m.