

MINUTES
REGULAR MEETING OF THE BOARD OF EDUCATION
MT. DIABLO UNIFIED SCHOOL DISTRICT
Monday, March 27, 2017 (6:00 p.m. /7:00 p.m.)

CALL TO ORDER

President Mason called the meeting to order at 6:00 p.m. and conducted Roll Call with all Board members present with the exception of Brian Lawrence.

PUBLIC COMMENT

Marie Gil, speaking on behalf of Rocketship Charter, requested support of the Board to move their charter school from Ayers Elementary to the Glenbrook site.

CLOSED SESSION AGENDA

3.1 (Item #1) Existing Litigation - Conference with Legal Counsel (Paragraph (1) of subdivision (d) of Government Code Section 54956.9): Rocketship Futuro Academy v. MDUSD: Contra Costa Superior Court Case No. MSN17-0137

3.2 (Item #2) Existing Litigation - Conference with Legal Counsel (Paragraph (1) of subdivision (d) of Government Code Section 54956.9): Mt. Diablo Unified School District v. Clayton Valley Charter High School, et al., Contra Costa Superior Court Case No. MSC15-00574

3.3 (Item #3) Anticipated Litigation - Conference with Legal Counsel pursuant to Gov't. Code Sec. 54956.9(d), Significant Exposure to Litigation and Consider Initiation of Litigation: 3 cases

3.4 (Item #4) Expulsion of Student #10-17 from all regular schools in the Mt. Diablo Unified School District

3.5 (Item #5) Expulsion of Student #11-17 from all regular schools in the Mt. Diablo Unified School District.

ADJOURN TO CLOSED SESSION AT 6:00 P.M.

The Board adjourned to Closed Session at 6:03 p.m.

RECONVENE OPEN SESSION AT 7:00 P.M.

President Mason called the meeting to order at 7:03 p.m.

PRELIMINARY BUSINESS

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

REPORT OUT ACTION TAKEN IN CLOSED SESSION

7.1 (Item #1) Existing Litigation - Conference with Legal Counsel (Paragraph (1) of subdivision (d) of Government Code Section 54956.9): Rocketship Futuro Academy v. MDUSD: Contra Costa Superior Court Case No. MSN17-0137

The Board received information.

7.2 (Item #2) Existing Litigation - Conference with Legal Counsel (Paragraph (1) of subdivision (d) of Government Code Section 54956.9): Mt. Diablo Unified School District v. Clayton Valley Charter High School, et al., Contra Costa Superior Court Case No. MSC15-00574

The Board received information.

7.3 (Item #3) Anticipated Litigation - Conference with Legal Counsel pursuant to Gov't. Code Sec. 54956.9(d), Significant Exposure to Litigation and Consider Initiation of Litigation: 3 cases

The Board received information on two cases.

7.4 (Item #4) Expulsion of Student #10-17 from all regular schools in the Mt. Diablo Unified School District

Mayo moved, Lawrence seconded, and the Board voted 5-0-0 to approve that Student #10-17 be expelled from all schools of the Mt. Diablo Unified School District and that Student #10-17 may apply for readmission after November 27, 2017. Prior to readmission, it is required that Student #10-17 participate in 20 hours of counseling to address drugs and possession of weapons; participate in 30 hours of community service; participate in California Offender Program Services (COPS) Alcohol/Drug Offender Class; and show evidence of a successful school experience with 90% attendance, no suspendible behavior infractions, maintain at least a 2.0 GPA, and earn at least 30 credits. School placement for Student #10-17 will be determined by Student Services.

7.5 (Item #5) Expulsion of Student #11-17 from all regular schools in the Mt. Diablo Unified School District.

Hansen Moved, Lawrence seconded, and the Board voted 5-0-0 to approve that Student #11-17 be expelled from all schools of the Mt. Diablo Unified School District and that Student #11-17 may apply for readmission after November 27, 2017. Prior to readmission, it is required that Student #11-17 participate in 20 hours of counseling to address anger, drugs, and alcohol; participate in 30 hours of community service; participate in California Offender Program (COPS) Alcohol/Drug Offender Class; show evidence of a negative drug test; and show evidence of a successful school experience with 90% attendance, no suspendible behavior infractions, maintain at least a 2.0 GPA, and earn at least 30 credits. School placement for Student #11-17 will be determined by Student Services.

Mrs. Mason welcomed student representatives from Summit High School, Areli Hernandez and Cristal Gallegos.

PUBLIC COMMENT

Mike Moreland, parent of students attending College Park High School, requested the Board bring in a qualified and dedicated technology teacher to the school.

Gina Haynes spoke about transfer requests and communications with school and city communities.

Joel Smith, parent of a Sequoia Elementary student, expressed his support for his child's teacher and the lack of communication from school administration.

Arzu Smith, parent of a Sequoia Elementary student, shared her child's experiences in the classroom and positive attributes of the classroom teacher.

Tamaki Kozera, parent of a Sequoia Elementary student, requested the 2nd grade teacher at Sequoia Elementary be returned to that school and expressed her disappointment at the lack of communication from school administration.

RECOGNITIONS AND RESOLUTIONS

9.1 California Adult Education Week – April 2-8, 2017

The State of California is designating April 2-8, 2017, as California Adult Education Week. The attached resolution is to recognize the contributions of MDUSD's Mt. Diablo Adult Education, to the MDUSD community.

Vittoria Abbate, Director of Adult Education, introduced several staff members and shared a video about the Mt. Diablo Unified School District Adult Education program. Board member, Joanne Durkee, read aloud Resolution No. 16/17-37: Recognition of California Adult Education Week and Support for Retaining K-12 Adult Education.

Durkee Moved, Mayo seconded, and the Board voted 5-0-0 to approve adoption of Resolution No 16/17-37: Recognition of California Adult Education Week and Support for Retaining K-12 Adult Education.

PUBLIC EMPLOYEE APPOINTMENT

10.1 Appointment of Elementary Principal - Holbrook Elementary

Interviews have been conducted and a candidate has been selected to fill the position of Elementary Principal - Holbrook Elementary.

Hansen Moved, Lawrence seconded, and the Board voted 5-0-0 to approve the appointment of (Margarita) Marga Marshall to the position of Elementary Principal - Holbrook Elementary.

10.2 Classified Personnel: Appointment of Internal Auditor

Interviews have been conducted and a candidate has been selected to fill the position of Internal Auditor.

Durkee Moved, Mayo seconded, and the Board voted 5-0-0 to approve the appointment of William Chong to the position of Internal Auditor.

***STUDENT REPRESENTATIVES**

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

***REPORTS/INFORMATION**

14.1 College Park Robotics Club

This year, College Park High School started a Robotics Club after receiving a \$20,000 grant from Tesoro. Sponsored and overseen by Valley View technology teacher, Shauna Hawes, 20-25 College Park students are part of this new team.

Shauna Hawes and Robotics Club students gave a presentation about this exciting first year. Patty Deutsche, Tesoro refinery, spoke about the company's support of robotics and technology.

10.3 Classified Personnel: Appointment of Area Facility Manager

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

Hansen Moved, Mayo seconded, and the Board voted 5-0-0 to approve the appointment of Nicholas Jakobsen to the position of Area Facility Manager.

BOARD MEMBER REPORTS

Mrs. Durkee reported that on March 16, 2017, she attended the Concord Chamber Mixer which featured many non-profit businesses. She shared that on April 22, 2017, from 9:30 until noon, there will be an Autism Awareness Walk in partnership with Adult Education, the Adaptive Learning Center, and MDUSD. Mrs. Durkee noted she recently attended the Citizens Bond Oversight Committee (CBOC) meeting, and on March 20, 2017, she attended a regional meeting focusing on learning obstacles for transitions to success in career pathways hosted by the Community College system and California Workforce Association. She shared that 30% of millennials are underemployed well into their thirties and that the Community College system is urging adult students to choose their career, then their major, and then their college.

Mrs. Durkee reported that on March 21, 2017, she attended a meeting of District teacher/librarians where they shared a variety of activities and supports they provide. She noted the teacher/librarians are passionate about students and their work. She shared that on March 22, 2017, she attended the Parent Advisory Committee meeting where Dr. Meyer provided an update and Jennifer Sachs provided an overview of the new State Accountability Dashboard. She reported that on March 25, 2017, she stopped by Concord High's Open House for the Tiny House and commented that it was fun to watch people go through the house and noted that at least one bid was received. Mrs. Durkee shared that on March 26, 2017, she and several Board members attended the opening session for Concord High's WASC visit and a meet & greet for College Park High's WASC team. She opined that she thinks both schools will have very different, but successful WASC experiences.

Ms. Hansen reported that she too attended the WASC opening session at Concord High and the meet & greet at College Park. Ms. Hansen shared that she Mrs. Mason serve on the Coordinated School Health Committee, which published a list of smart snacks and implementation of USDA requirements that will come to the Board in the near future with recommendations to change a Board Bylaw as a result in changes in the law. She noted that in the past, candy/cookies were sold to fundraise and that new fundraisers will need to be identified.

Ms. Hansen shared that she attended the Citizens Bond Oversight Committee meeting chaired by Mr. Ferrante. She shared that during that meeting, Director Tim Cody reported that solar has saved 14 million dollars for the district. Lastly, Ms. Hansen shared she attended the DELAC Meeting where she heard about the LCAP from Dr. Meyer and learned about the upcoming summer school program.

Mrs. Mayo reported that she attended the California School Boards Association (CSBA) Legislation Action Day in Sacramento on March 21, 2017. CSBA sponsored meetings with staffers for Senator Dodd, Assembly members Baker and Grayson, and Senator Glazier. Mrs. Mayo opined that policymakers may not be well versed in the complexities of public education. and urged the Board to share their concerns with policymakers when they encounter them in our community. Mrs. Mayo stated she will forward handouts to Board members.

Mrs. Mayo reported that she attended the MDUSD Budget Advisory on March 22nd. She shared that the Contra Costa County Science & Engineering Fair was a success with over 150 projects, 234 scientists and 125 judges. Fair results will be posted on the Contra Costa Economic Partnership website.

Mrs. Mayo stated she attended the WASC meetings held at Concord and College Park High Schools. She announced the 32nd District PTA Founder's Day event will be held Wednesday (March 29th) at a local restaurant. She offered to connect those interested in attending with the reservation process. Mrs. Mayo announced the Pleasant Hill Education Commission will be sponsoring a vocational fair at College Park High School on April 11th and urged Board members to consider attending that event.

Lastly, Mrs. Mayo requested that President Mason close the meeting in memory of Helen Reeks, former Kindergarten teacher at Pleasant Hill Elementary. She served as a Wave during World War 2. Mrs. Reeks taught during the era when Kindergarten classes were 32+ students, and was remarkable in her outreach to parents, as well as her support of students.

Mr. Lawrence reported that he volunteered in a Kindergarten classroom on March 27, 2017, which was a great reminder of why we (the Board) are here. He shared he is thankful to hear Board reports, as he works full time and has four children involved in events. He shared he recently met with Lynne Dennler, former Board member and teacher, who has agreed to serve as his representative to attend events on his behalf and report back to him.

Mrs. Mason reported she attended the Coordinated School Health Committee meeting, the DELAC meeting, the College Park WASC meeting, the Parent Advisory Committee meeting, and the musical performance at Ygnacio Valley, where she found the talent amazing and stated she is certain she will see some of those students on the big screen.

Lastly, Mrs. Mason shared that on her birthday, she visited the El Dorado garden where she saw approximately 10 raised beds constructed and a variety of garden projects happening with parents, students and teachers working together. Lastly, she shared that she recently rode along with Meals on Wheels and delivered meals to some of the elderly members of families in the Bay Point community.

SUPERINTENDENT'S REPORT

Dr. Meyer made several announcements:

- Cesar Chavez Day will be observed on Friday, March 31, 2017, and there is no school the following week for Spring Break;
- A community meeting will be held at Cambridge Elementary at 6:30 p.m. on March 29, 2017, to discuss new federal laws surrounding immigration and will be facilitated by Catholic Charities, the Concord Police Department and supported by Mt. Diablo Unified School District.
- The next CAC Meeting will be held April 11, 2017.
- On April 12, 2017, the last meeting of our Administrator's Series professional development will be conducted. Through this series, new administrators receive information on a variety of topics.

Dr. Meyer shared photographs of the most recent Parent Liaisons Meeting – a meeting conducted every other month at a different site. During this most recent meeting, Carmen Garces shared information about changes to the California English Language Development (CELDT) Test and Dr. Meyer shared the new State Accountability Dashboard with participants.

Dr. Meyer shared that this is “Senior culmination” time of year, and displayed a photograph of a senior project.

Dr. Meyer reported that she attended, along with Board President Mason and Vice President Hansen, the recent DELAC Meeting where they heard presentations on a variety of subjects. Dr. Meyer noted she attended a community meeting at St. Francis of Assisi Church. Father Ismael and Father Mangini, along with Officer Pike of the Concord Police Department presented to the congregation. District Community Liaison, Isabel Lara, spoke about the District's Board resolution and resources about immigration. Similar meetings will be held on March 28, 2017, at Cambridge, and at Meadow Homes the following week.

Dr. Meyer shared photos of Ygnacio Valley High School students attending the production “Hamilton” and shared as a former History teacher, she is very excited about this historical presentation.

Dr. Meyer thanked Patty Deutsche, Tesoro Refining, for their donation of one million dollars for new school buses.

Dr. Meyer shared a photo taken on Dr. Seuss's Read Across America Day which illustrated the variety of activities which occurred across the District.

Dr. Meyer shared that she attended a great Open House at Concord High for the Tiny House. She noted that a camera crew from KRON television was on hand, and shared that many of the materials used to build the Tiny House were donated by local lumber and glass companies.

Dr. Meyer explained that the California Distinguished School program went away with the Star Test, and was replaced by the Gold Ribbon School Award developed by California State Superintendent Tom Torlakson. The new award criteria looks for a specialized practice at a given school. Diablo View Middle applied, and last week had a validation visit from the County.

Dr. Meyer shared she recently led the Parent Advisory Committee meeting where she spoke about the new State Accountability Dashboard and Jennifer Sachs spoke about Summer School.

Lastly, Dr. Meyer shared photographs of the WASC accreditation teams recently visiting Concord High and College Park High. She noted that during this year, WASC has also visited Northgate and Mt. Diablo, and that Ygnacio Valley is going through accreditation for their International Baccalaureate Program.

CONSENT AGENDA

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

Mayo moved, Hansen seconded, and the Board voted 5-0-0 to approve all Consent Agenda items with the exception of Items 5, 10 and 16, thereby approving the following:

15.2 (Item #2) Ygnacio Valley High School's Trip to Sacramento, March 16-19, 2017

Ygnacio Valley High School is requesting ratification of the Leadership trip on March 16-19, 2017. The class of 28 students and 5 chaperones traveled by District provided bus to Sacramento for the annual CAL HOSA State Leadership Conference. The group stayed at the Hyatt Regency Hotel in Sacramento.

15.3 (Item #3) Independent Service Agreement between Mt. Diablo Unified School District and Sharon Ketcherside

The District has contracted with Sharon Ketcherside to provide professional consulting services to the Purchasing Department through February, 2017.

Ms. Ketcherside's services continue to be required, therefore, staff is bringing a new Independent Services Agreement for approval. Under this new agreement, Ms. Ketcherside will continue professional consulting and will train and mentor the Purchasing Agent/Director upon hire. The dates of service for this agreement are March 1, 2017, through June 30, 2017.

15.4 (Item #4) Independent Services Agreement Between Mt. Diablo Unified School District and G. Wayne Oetken

Currently, G. Wayne Oetken is providing consulting services to the District under an Independent Services Agreement. Under this agreement, he is vetting candidates for the vacant Chief Business Officer position, mentoring the selected individual once employed, and consulting regarding labor relations and contract negotiations.

Additional projects have been identified which will bring the expended amount to greater than \$25,000, therefore, a second Independent Services Agreement is being brought for Board approval. Services under this agreement include:

- * Structuring the District's Property and Liability Insurance, Worker's Compensation, and Employee Benefits Programs.
- * Conducting a management review of the Food Services Program and conduct a preliminary study regarding utilizing a Central Kitchen model.
- * Developing a Measure A Bond Program involving use of Mello Roos/Parcel Tax revenues to address District-wide needs.

15.5 (Item #6) Increase to the Independent Services Agreement Between Mt. Diablo Unified School District and Priscilla Hopkins - Partners for Educational Excellence

Middle School Support is adding an additional professional development day at Oak Grove Middle. The Independent Services Agreement must be increased by \$1,600.00 bringing the total amount to \$26,095.00.

15.6 (Item #7) Annual Contract Renewal for School Messenger (Reliance Communications) to Continue to Provide District Automated Parental Notification Services

Since April 16, 2009, MDUSD has utilized School Messenger to perform automated communication. The scope of work in this contract includes the provision of an automated communication system with the ability to deliver voice, e-mail, or text-based messages to telephones, smart phones, or any internet-enabled device. The system will support multiple languages, create reports and is compatible with the Aeries Student Information System. Staff would like to extend the current contract one more school year at the price of \$52,240.00

15.7 (Item #8) Purchase of Spanish Intervention Materials

Staff is recommending the purchase of Spanish intervention materials to support students in Spanish language programs who need targeted intervention and support. Materials will also be used in summer school and during the regular year as part of Response to Intervention (RTI).

15.8 (Item #9) Purchase of EL Achieve Materials

Staff is recommending the purchase of materials that will be used for staff development with high school and middle school teachers during the 2017-18 school year. The training will focus on providing integrated English language development for English learners at the secondary level.

15.9 (Item #11) Ratify Submission of the Bernard E. and Alba Witkin Charitable Foundation for Crossroads

Ratify submission of a grant proposal to the Bernard E. and Alba Witkin Charitable Foundation to partially fund a part-time parent educator and literacy support person for Crossroads. This would be new and additional support services to students and families at Crossroads.

15.10 (Item #12) Budget Transfers and/or Budget Increases/Decrease, and Donations for January 1, 2017 through February 28, 2017

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.

15.11 (Item #13) Recommended Action for Certificated Personnel

15.12 (Item #14) Certificated Personnel: Request to Increase and Decrease Full Time Equivalent (FTE) for the 2016-2017 School Year

15.13 (Item #15) Recommended Action for Classified Personnel

15.14 (Item #17) Procurement per National Joint Powers Alliance Contracts Operations with Related Equipment, Accessories, and Supplies

Procurement per NJPA Contract attached for operations equipment with related accessories and supplies. Vendor: Downtown Ford Sales, (NJPA) Contract #1-16-23-20A, 2 - make/model: Ford F150 regular w/V8 and power group.

15.15 (Item #18) District-Wide Annual Fire Alarm Test and Inspections - CMAS Contract #3-12-84-0023A

All labor costs reflected below are per UTC Fire and Security GSA Schedule and our CMAS Contract #3-12-84-0023A. Quality Sound is an EST Strategic Partner in good standing. Quality Sound will provide annual fire alarm inspections per NFPA 72 2013. All testing will be done after hours or during breaks. Quality Sound will provide a complete inspection report utilizing online Building Reports. All devices will be barcoded and each device test will be date and time stamped. All inspection reports will remain available for a minimum of five years. All Quality Sound technicians have been fingerprinted with background checks per Education Code Section 45125.1. All Quality Sound inspection personnel have their state required California Fire Life Safety Certification. Quality Sound pays prevailing wage and their DIR# is 1000000115, exp. 06/2017. PO must have "per CMAS Contract #3-12-84-023A".

15.16 (Item #19) Independent Service Contract for Project Inspector - Modernization Work at Holbrook Elementary School

The services of a State Certified Inspector of Record (Project Inspector) are required to oversee, inspect and verify modernization work at Holbrook Elementary School is conducted in compliance with all DSA approved drawings, specifications and applicable codes and regulations.

Staff requested proposals from several state approved inspectors and is recommending a NOT TO EXCEED contract in the amount of \$15,980.00 with Alisha Jensen Inspections.

Scope of work anticipated under this contract does not include inspection services for restroom renovation at the Holbrook site. Staff is conducting a separate solicitation for restroom renovations.

15.17 (Item #20) Award of Bid #1774 – Window Replacement at Holbrook Elementary School

Bid #1774 was called to provide for replacement of existing windows in MU and Administration Building at Holbrook Elementary. Bidding included pricing to replace southern elevation windows on building 3 and 6 (visible from the street).

District solicitation resulted in the receipt of three bids with HomeTech Remodeling, Inc. submitting the apparent low, responsible and responsive bid.

Staff recommends base bid as well as acceptance of additive alternates as noted. Total contract recommendation is \$246,650.00 and scope of work includes selective demolition, repairs, window systems and all finishes necessary per plans and specifications at the site.

15.18 (Item #21) Final Change Order to Fort Bragg Electrical, Inc. – Electrical and Low Voltage Services at Concord High School

On December 12, 2016, the Board of Education approved contract action for C-943/Bid#1762 to Fort Bragg Electric, Inc. for an electrical power and low-voltage services package to Interim Housing unit placed at Concord High School.

As a result of District requested scope addition, a single, final change order in the amount of \$5,600.18 is necessary.

15.19 (Item #22) Minutes for the Board of Education Meeting Held on December 12, 2016

Minutes for the Board of Education Meeting held on December 12, 2016, are being brought forward for approval.

CONSENT ITEMS PULLED FOR DISCUSSION

16.1 (Item #5) Amendment to the Contract between Mt. Diablo Unified School District-Pleasant Hill Elementary and Soul Shoppe (Pulled by Mason)

Pleasant Hill Elementary has an existing contract for workshops with Soul Shoppe that was approved by the Board February 13, 2017. They are requesting the addition of a May 4, 2017 Workshop. Mt. Diablo Unified School District has spent in excess of \$25,000 with Soul Shoppe for the 2016-17 school year and Board approval is required for the amendment.

Mrs. Mason shared she pulled this item as she feels Soul Shoppe staff should be fingerprinted as they work with students. She stated she intends to vote No on this item.

Mayo moved, Hansen seconded, and the Board voted 4-1-0 (with Mason dissenting) to approve the amendment to the Board-approved contract between Mt. Diablo Unified School District Pleasant Hill Elementary and Soul Shoppe.

16.2 (Item #10) Continued Funding for the Pleasant Hill/Concord Health Care District Grant (Pulled by Mason)

Approve continued funding for the Pleasant Hill/Concord Health Care District grant through June 30, 2018 to provide nutrition education and physical activity promotion in the Mt. Diablo CARES After School Programs.

Mrs. Mason shared she pulled this item as she would have like more information. Stephanie Roberts provided a brief description of the grant. Mrs. Mayo shared that the schools are chosen by the City of Concord and the sites reside in Pleasant Hill and Concord as that is where the tax dollars originate.

Hansen moved, Durkee seconded, and the Board voted 5-0-0 to approve the application for continued funding for the Pleasant Hill/Concord Health Care District grant.

16.3 (Item #16) Classified Personnel: Request to Increase/Decrease Full-Time Equivalent (FTE) Funding for the 2016/17 School Year (Pulled by Mason)

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

Mrs. Mason would like to see a link between positions funded by supplemental and how they impact the LCAP.

Mayo moved, Hansen seconded, and the Board voted 5-0-0 to approve the request to increase/decrease Full-Time Equivalent (FTE) funding for the 2016/17 School Year.

CONSENT ITEMS PULLED BY STAFF

There were no items pulled by staff.

COMMUNICATIONS

There were no representatives of District Organizations wishing to speak.

BUSINESS/ACTION ITEM

19.1 Comprehensive School Site Safety Plans

In accordance with Education Code 32280-32288 staff is requesting approval of Comprehensive School Site Safety Plans in order to ensure compliance with California Education Code Board Policy and Administrative Regulations 0450(a)(b).

All Comprehensive School Site Safety Plans have been approved by School Site Councils. The plans were reviewed by the assistant superintendents of elementary, middle, and high school education. Three Comprehensive Site Safety Plans have been submitted as examples of the Rio Vista Elementary School, El Dorado Middle School and Northgate High School. Information that could affect campus security has been retracted for student and staff safety. Copies of all Comprehensive School Site Safety Plans are kept on file at each site and at the district office.

This item was presented for information and will return for approval at the next Board meeting.

19.2 Update on Holbrook Elementary School

Staff will update the Board of Education on the progress of reopening activities and projects at Holbrook Elementary School, a magnet school.

Dr. Meyer and Stephanie Roberts gave an update of the progress at Holbrook Elementary.

This item was presented for information.

19.3 2010 Measure C Audit Report for Fiscal Year Ending June 30, 2016

The California Constitution requires that the District conduct an annual performance audit and an annual financial audit of the 2010 Measure C Bond program. The Audit Report for the fiscal year ending June 30, 2016 was conducted by Nigro & Nigro. The Audit Report is submitted to the Board for acceptance.

Tim Cody shared that this was the 4th or 5th audit in a row without findings.

Hansen moved, Durkee seconded, and the Board voted 5-0-0 to approve and accept the 2010 Measure C Audit Report for the fiscal year ending June 30, 2016.

19.4 Charter School Facilities - Rocketship Futuro Charter School ("Rocketship")

Approve Final Offer of Facilities to Rocketship for 2017-2018 under Proposition 39 at Glenbrook Middle School.

John Yeh, from Burke, Williams & Sorensen, provided a brief overview of Proposition 39.

Public Comment:

Jason Colon, principal of Rocketship Academy, asked for Board support in moving their charter school from the Ayers site to the Glenbrook site. Mr. Colon left statements prepared by individuals who completed cards and did not remain long enough to speak.

Marie Gil stated that this is the 5th or 6th time that speaker cards for Rocketship speakers have mysteriously disappeared and explained several speakers expected to speak during Public Comment near the beginning of the meeting. President Mason explained that the appropriate time for the speakers would be during this item and not the earlier Public Comment period. Lawrence Schoenke, attorney, clarified the appropriate topic to be addressed during this item. Ms. Gil stated the Board should not vote on the Final Offer as they had not reviewed Rocketship's response to the Preliminary Offer.

George Fulmore stated he was at Meadow Homes when Rocketship representatives were outside soliciting signatures for their charter, and experienced the same at other places. He opined that Rocketship has imposed themselves on the district and they were not invited into Mt. Diablo Unified.

Mrs. Mayo stated that Board members in fact, were in possession of the response to the Preliminary Offer from Rocketship. John Yeh confirmed and stated that the district will provide a response to the legal arguments.

Mayo moved, Hansen seconded, and the Board voted 5-0-0 to approve the Final Offer of Facilities to Rocketship for 2017-2018 under Proposition 39 at Glenbrook Middle School.

19.5 Charter School Facilities - Clayton Valley Charter High School ("CVCH")

Approve Final Offer of Facilities to CVCHS for 2017-2018 under Proposition 39.

John Yeh shared that the same provisions explained during the previous item were applicable to this item and that as a conversion charter, Clayton Valley Charter gets to stay at the same site and that the offer to Clayton Valley Charter will be identical to the Preliminary Offer. There is an issue about the radio station; there is ongoing litigation and cross complaints and the issue of the radio station is expected to be addressed at mediation.

Lawrence moved, Mayo seconded, and the Board voted 5-0-0 to approve the Final Offer of Facilities to Clayton Valley Charter High School for 2017-2018.

19.6 Resolution 16/17-36 Waiving Further Formal Bidding Requirements for Supplemental Student Transportation Services

District solicited bids for Supplemental Student Transportation Services on two (2) separate occasions in the past five (5) months. District received no responsive bids pursuant to the competitive bidding procedures set forth in Education and Public Contract Codes. District staff has determined that further attempts to secure responsive bids pursuant to Education and Public Contract Codes will result in the same, as the vendor pool for these types of services is limited.

A Resolution is presented waiving further formal bidding requirements for Supplemental Student Transportation Services. Staff is therefore seeking permission to waive further formal bidding procedures through 2017-2018 fiscal year and be given the authority to negotiate short-term agreements for services by invoice and purchase orders on a case by case basis. This waiver will stimulate efficiency and benefit the public by allowing District Staff to select the most qualified entity(ies) that best fits the District needs.

Hansen moved, Lawrence seconded, and the Board voted 5-0-0 to approve Resolution No. 16/17-36 to waive further formal bidding requirements for Supplemental Student Transportation Services.

19.7 Me Too Agreement between California School Employees Association (CSEA), Public Employees Union, Local One, Clerical, Secretarial & Technical Unit (CST) and Mt. Diablo Unified School District

If the attached Me Too agreement is approved, this will afford the same one party medical and dental retiree benefit for CSEA and CST unit members as the Teamsters bargaining unit and will be retroactive to July 1, 2016. This will conclude Me Too agreements.

Hansen moved, Durkee seconded, and the Board voted 5-0-0 to approve the Me Too Agreement between California School Employees Association (CSEA), Public Employees Union, Local One, Clerical, Secretarial & Technical Unit (CST) and Mt. Diablo Unified School District.

19.8 Me Too Agreement Between Food Services Supervisory Unit and Mt. Diablo Unified School District

If the attached Me Too agreement is approved, this will afford an additional 1% ongoing salary increase applied to the salary schedule for the 2016-2019 contract as well as a 1% one-time off schedule payment to be paid retroactively to July 1, 2016 for the 2016-2017 year only. In addition, there will be an increased percentage for longevity from 3% to 3.5% and adjust the frequency to every four years after the employee's tenth year as an employee.

Hansen moved, Mayo seconded, and the Board voted 5-0-0 to approve the Me Too Agreement between Food Services Supervisory Unit and Mt. Diablo Unified School District.

19.9 Me Too Agreement Between Diablo Managers Association (DMA) and Mt. Diablo Unified School District

Diablo Managers Association (DMA) is entitled to a final Me Too provision for the 2016-2019 contract. This is a 1% off schedule payment to be paid retroactively to July 1, 2016 for the 2016-2017 year only.

Hansen moved, Lawrence seconded, and the Board voted 5-0-0 to approve the Me Too Agreement between Diablo Managers Association (DMA) and Mt. Diablo Unified School District.

19.10 Fourth Amendment to and Restatement of the Employment Agreement for Services of the District Superintendent

The Board is completing the evaluation of the Superintendent. The Board President and legal counsel have completed negotiations with the Superintendent on a fourth amendment to her Employment Agreement. The changes are presented for Board approval. The recommendation is an increase in salary effective July 1, 2016 and add AASA as an organization which the Superintendent may join, currently \$450.00 annually. Also, the Fourth Amendment confirms the health benefits available to the Superintendent as a twelve month manager.

Board members shared their thoughts on the Superintendent's performance.

Hansen moved, Mayo seconded, and the Board voted 5-0-0 to approve the Fourth Amendment to and Restated Employment Agreement for Services of the District Superintendent.

Dr. Meyer expressed that she was humbled, honored and fortunate and that she appreciates the Board for the unique and special perspective each of them brings. She noted that the staff of Mt. Diablo is the strongest team she's ever worked with, and shared they are flexible, humorous, and creative and she is fortunate to come to work each day. Dr. Meyer shared that she has worked with many Boards over the years and stated this is a Board who is focused on students and the mission of the district, and are selfless in their work.

19.11 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.

A meeting extension was not required.

19.12 Execution of Documents

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

FUTURE AGENDA ITEMS

There were no items noted.

CLOSED SESSION

The Board did not return to Closed Session.

RECONVENE OPEN SESSION

N/A

ADJOURNMENT

President Mason adjourned the meeting in honor of Helen Reeks at 9:53 p.m..

* This category was moved up on the agenda.