

**MINUTES**  
**REGULAR MEETING OF THE BOARD OF EDUCATION**  
**MT. DIABLO UNIFIED SCHOOL DISTRICT**  
**Monday, August 8, 2016 (5:30 p.m./7:00 p.m.)**

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

Administrative Staff: Superintendent Dr. Nellie Meyer and Larry Schoenke, legal counsel

**CALL TO ORDER**

President Hansen called the meeting to order at 5:30 p.m. and conducted Roll Call with all Board members present with the exception of Mr. Lawrence, who arrived during Closed Session.

**PUBLIC COMMENT**

There was no Public Comment.

**CLOSED SESSION AGENDA**

**3.1 (Item #1) Superintendent's Evaluation**

In Closed Session, the Board will sign the Superintendent's evaluation.

**3.2 (Item #2) Discipline, Dismissal or Release of Public Employee (Gov. Code Sec. 54957(b)(1))**

**3.3 (Item #3) Existing Litigation - Conference with Legal Counsel (Paragraph (1) of subdivision (d) of Government Code Section 54956.9): Pleasant Hill Recreation and Park District v. County of Contra Costa and its Board of Supervisors, Contra Costa Superior Court Case No. N16-0477**

**3.4 (Item #4) Existing Litigation - Conference with Legal Counsel (Paragraph (1) of subdivision (d) of Government Code Section 54956.9): Cal200 v. Mt. Diablo Unified School District, San Francisco Superior Court Case No. CPF-15-514477**

**3.5 (Item #5) Conference with Negotiators - Unrepresented Employees: Diablo Managers Association. Negotiator: Dr. Nellie Meyer, Superintendent**

**3.6 (Item #6) Negotiations - The Board may discuss negotiations or provide direction to its representatives regarding represented employees, pursuant to EERA (Govt. Code Section 3549.1) Agency negotiators: Dr. Nellie Meyer; Agencies: MDEA, DMA, MDSPA, CSEA, CST Local 1 and Teamsters Local 856**

**ADJOURN TO CLOSED SESSION**

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

**RECONVENE OPEN SESSION**

The Board reconvened Open Session at 7:05 p.m.

**PRELIMINARY BUSINESS**

President Hansen 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) Superintendent's Evaluation**

President Hansen shared the Board is pleased with the Superintendent, Dr. Meyer, who is doing a fabulous job. The Board appreciates all the work she has done to collaborate bringing community together with the District, student achievement, and focus on supporting school sites. President Hansen stated there will be a Business/Action Item regarding her evaluation later in the meeting.

### **7.2 (Item #2) Discipline, Dismissal or Release of Public Employee (Gov. Code Sec. 54957(b)(1))**

The Board conferenced with legal counsel.

### **7.3 (Item #3) Existing Litigation - Conference with Legal Counsel (Paragraph (1) of subdivision (d) of Government Code Section 54956.9): Pleasant Hill Recreation and Park District v. County of Contra Costa and its Board of Supervisors, Contra Costa Superior Court Case No. N16-0477**

The Board conferenced with legal counsel and directed Atkinson, Andelson, Loya, Ruud and Romo to file an answer on behalf of the District.

### **7.4 (Item #4) Existing Litigation - Conference with Legal Counsel (Paragraph (1) of subdivision (d) of Government Code Section 54956.9): Cal200 v. Mt. Diablo Unified School District, San Francisco Superior Court Case No. CPF-15-514477**

The Board conferenced with legal counsel.

### **7.5 (Item #5) Conference with Negotiators - Unrepresented Employees: Diablo Managers Association. Negotiator: Dr. Nellie Meyer, Superintendent**

The Board received an update on negotiations with Diablo Managers Association.

### **7.6 (Item #6) Negotiations - The Board may discuss negotiations or provide direction to its representatives regarding represented employees, pursuant to EERA (Govt. Code Section 3549.1) Agency negotiators: Dr. Nellie Meyer; Agencies: MDEA, DMA, MDSPA, CSEA, CST Local 1 and Teamsters Local 856**

The Board received an update on negotiations with other bargaining units.

## **PUBLIC COMMENT**

Amanda Bielskis asked the Board of Education to consider adopting policy to allow guide dogs in training to be brought to school. She requested the Board look at and model a policy after Acalanes or San Ramon Valley districts. Mrs. Bielskis briefly described Guide Dogs for the Blind, an organization in San Rafael, and the work they do with support animals and their foster families. Mrs. Bielskis provided written information about the Guide Dogs for the Blind Program, presented a petition to allow service animals in training at school to the Board, and answered questions posed by Mr. Lawrence.

Christy Paloutzian spoke on behalf of a parent group at Bancroft. Ms. Paloutzian thanked Mr. Lawrence for his request that the Bancroft feeder pattern be evaluated at a future meeting. She thanked Mr. Lawrence, Mrs. Mason, and Ms. Hansen for meeting with their group privately. Ms. Paloutzian shared that the group recently met with representatives of the City of Walnut Creek to share their goal for a single feeder pattern, and wishes to meet with Dr. Meyer. She requested an item addressing the split be placed on the next Board agenda.

Jan Russell spoke in support of allowing service dogs in training at school. Ms. Russell shared that she and her family have been raising service dogs and working with Guide Dogs for the Blind for many years. She briefly explained the process the dogs go through before they are allowed to attend school, as well as the training and support foster families have access to. She noted she has seen the benefit to students of the dogs at school.

Greg Enholm, elected Trustee for Contra Costa County Community College District Board shared that in June, 2106, the College District Board began the approval process for dual-enrollment allowing high students to take college courses taught by high school teachers at their high schools. Mr. Enholm thanked the board for their subsequent approval. Mr. Enholm provided written copies of his comments for the Board and public.

George Fulmore, community member, stated that he doesn't seem to receive communications/news from the district. Mr. Fulmore shared he had inquired about lead in the water at District schools, and that he had received a response from Superintendent Meyer noting there was none found in the water at MDUSD schools. Mr. Fulmore stated he is trying to get involved with Oak Grove Middle School and suggested that the Board closely support that school in order to improve its reputation, and to look to the principal, administrators, staff and community leaders to promote Oak Grove Middle School. Mr. Fulmore shared the results of state testing will be released soon, giving the District an opportunity to communicate progress with the communities it serves.

Israel Castro, Student Body President of Diablo Valley College, shared his support of the dual enrollment program, calling it a huge opportunity for Mt. Diablo Unified School District to implement dual enrollment for its high school students.

## **PUBLIC EMPLOYEE APPOINTMENT**

### **9.1 Appointment of Principal, High School - College Park High School**

Lawrence moved, Mayo seconded, and the Board voted 5-0-0 to approve the appointment of Joseph Alvarez to the position of Principal, High School - College Park High School.

### **9.2 Appointment of Elementary Principal - Mt. Diablo Elementary**

Mason Moved, Oaks seconded, and the Board voted 5-0-0 to approve the appointment of Dawn Edwards to the position of Elementary Principal - Mt. Diablo Elementary.

### **9.3 Appointment of Vice Principal, High School - College Park High School**

Oaks moved, Mayo seconded, and the Board voted 5-0-0 to approve the appointment of David Miles to the position of Vice Principal, High School - College Park High School.

### **9.4 Appointment of Vice Principal, High School - Concord High School**

Lawrence moved, Mason seconded, and the Board voted 5-0-0 to approve the appointment of Ronald Little to the position of Vice Principal, High School - Concord High School.

### **9.5 Appointment of Vice Principal, High School - Mt. Diablo High School**

Mayo moved, Mason seconded, and the Board voted 5-0-0 to approve the appointment of Katherine Bloomer to the position of Vice Principal, High School - Mt. Diablo High School.

### **9.6 Appointment of Vice Principal, Continuation School - Alliance and Olympic High School**

Lawrence moved, Oaks seconded, and the Board voted 5-0-0 to approve the appointment of Megan Murphy to the position of Vice Principal, Continuation School - Alliance and Olympic High School.

Due to technical difficulties items 9.7 and 9.8 were voted via voice vote.

### **9.7 Appointment of Vice Principal, Middle School - El Dorado Middle School**

Mayo moved, Lawrence seconded, and the Board voted 5-0-0 via voice vote to approve the appointment of Megan Gemma to the position of Vice Principal, Middle School - El Dorado Middle School.

### **9.8 Appointment of Vice Principal, Elementary School - Bel Air Elementary**

Mason moved, Oaks seconded, and the Board voted 5-0-0 via voice vote to approve the appointment of Jennifer Sagendorf to the position of Vice Principal, Elementary School – Bel Air Elementary.

**9.9 Appointment of Vice Principal, Elementary School - Cambridge Elementary School**

Oaks moved, Mayo seconded, and the Board voted 5-0-0 to approve the appointment of Poppy Sheldon to the position of Vice Principal, Elementary School - Cambridge Elementary School.

**9.10 Appointment of Vice Principal, Elementary School - Delta View Elementary and Mt. Diablo**

Lawrence moved, Mason seconded, and the Board voted 5-0-0 to approve the appointment of Joseph Bruno to the position of Vice Principal, Elementary School - Delta View Elementary and Mt. Diablo Elementary.

**9.11 Appointment of Vice Principal, Elementary School - Hidden Valley Elementary and Shore Acres**

Mason moved, Oaks seconded, and the Board voted 5-0-0 to approve the appointment of Elizabeth Lanfranki Law to the position of Vice Principal, Elementary School - Hidden Valley Elementary and Shore Acres Elementary.

**9.12 Appointment of Vice Principal, Elementary School - Pleasant Hill Elementary and Wren Avenue**

Mayo moved, Oaks seconded, and the Board voted 5-0-0 to approve the appointment of Christopher Olsen to the position of Vice Principal, Elementary School - Pleasant Hill Elementary and Wren Avenue Elementary.

**9.13 Appointment of Social Work Specialist**

Oaks moved, Lawrence seconded, and the Board voted 5-0-0 to approve the appointment of Charisse Segee to the position of Social Work Specialist.

**9.14 Classified Personnel: Appointment of Occupational Therapist**

Mayo moved, Mason seconded, and the Board voted 5-0-0 to approve the appointment of Sheila Stosick to the position of Occupational Therapist.

**BOARD MEMBER REPORTS**

Mrs. Mayo shared the four measures on the November ballot supported by California School Boards Association (CSBA). They are Proposition 51, bringing a \$9 billion Kindergarten – Community College school construction bond measure, with \$7 billion targeted to K-12; Proposition 55, an extension of the income tax provisions of Proposition 30 through 2030-31, protecting \$2-4 billion in annual Proposition 98 funding from sun setting; Proposition 56, the tobacco tax increase which will raise about \$1.5 billion in annual revenue and qualifies California for another \$1 billion in federal money; Proposition 56 which sets aside a portion of the revenues for anti-smoking programs in public schools; and Proposition 58, the California Edge measure to repeal most of Proposition 227 from 1998 to allow schools greater flexibility in offering multi-language classroom instruction for English learners and for English speaking students to learn other languages. Mrs. Mayo recommended the Board adopt resolutions in favor of these propositions.

Mrs. Mayo shared the Board of Education has been invited to attend the Contra Costa County School Board Association event, “Public Narrative as Leadership Practice” to be conducted at DVC College on September 29, 2016.

Lastly, Mrs. Mayo requested the meeting be closed in memory of Mr. Ted Brekke, Mt. Diablo Unified School District principal, who last served at Valle Verde Elementary.

Mrs. Oaks shared she recently attended the garden project ceremony at the Bay Point Garden with Dr. Meyer. She also shared she was invited to attend an arts symposium at Northgate High School put on by the choir, drama and visual and performing arts teachers.

Mrs. Mason shared she’d had a busy summer, which included taking two Mt. Diablo High School graduates and one senior to the California State Fair 4H Throwdown where they took First Place overall. The secret ingredient they were working with was fennel, and because it grows wild all over the Riverview/Gateway campus, the student chefs were well prepared!

Mr. Lawrence thanked Mrs. Mayo for sharing the Propositions that CSBA (California School Boards Association) are supporting. He pointed out Proposition 55 is particularly important as it would extend Proposition 30. Many of the programs brought back by the District - athletics, guidance counselors, and elementary music were funded as a result of receiving these funds. Lastly, Mr. Lawrence suggested the Board hold a Study Session on attendance boundaries in the near future.

Ms. Hansen reported that on August 4, 2016, she attended the Leadership Welcome Back Meeting at Northgate High School, and noted there was a very positive spirit. Ms. Hansen acknowledged Isabel Lara, District Community Liaison, for her hard work within the MDUSD community. Ms. Hansen shared like many other staff, Isabel Lara is out tirelessly in the community representing the District at dances, church functions and community events. Ms. Hansen praised the parent workshops Ms. Lara leads and encouraged staff and community to attend a workshop to experience one firsthand. Lastly, Ms. Hansen thanked staff for early hiring, and shared that the District is getting incredible candidates by moving the hiring process earlier.

### **SUPERINTENDENT'S REPORT**

Dr. Meyer welcomed everyone back for a new school year. She made a brief slide presentation on activities over the summer including the Parent Welcome Back Conference held at Loma Vista Adult Center on August 20<sup>th</sup>. At the conference, parents had the opportunity to attend workshops on a number of topics. Over the summer, Anna Fisher, Director of Food and Nutrition Services, had the USDA visit Sun Terrace Elementary School, showcasing our nutritional program. Many high school bands were still performing over summer; this was depicted by a photo of Concord High School Band members at Mt. Diablo High School preparing to march in the 4<sup>th</sup> of July Parade. In the Bay Point Garden at Riverview Middle School, students presented on the work they did over summer.

Dr. Meyer shared pictures of the Leadership Welcome Back Conference held at Northgate High School for District administrators. During the Welcome Back Conference, all departments had booths sharing their services and showing what they are doing. Dr. Meyer acknowledged the very important work going on at each school office and campus-wide to prepare for students to return on August 22<sup>nd</sup>. Dr. Meyer shared that the English Learner Department has been busy over summer testing students and helping to prepare them for the first day. Lastly, Dr. Meyer shared a welcome back video created by Adam Welcome, Director of Innovation and Technology.

### **REPORTS/INFORMATION**

#### **12.1 Annual Report by the 2010 Measure C Citizens Bond Oversight Committee**

Education Code Section 15280(b) requires that the 2010 Citizens Bond Oversight Committee must at least annually provide a report of its activities. A report on committee activities for the 2014-2015 fiscal year will be presented.

Gareth Ashley, the outgoing 2010 Measure C Citizens Bond Oversight Committee Chairperson, reported on committee meetings and activities for the 2015-2015 fiscal year. He reported on the yearly audit which was passed with no deficiencies and shared the status of projects.

President Hansen presented Mr. Ashley with a plaque honoring his service benefitting the children in the Mt. Diablo Unified School District.

### **CONSENT AGENDA**

Mayo moved, Mason seconded, and the Board voted 5-0-0 to approve all Consent Agenda items with the exception of Items #3, #21, #22, #31 and #33 which were pulled for discussion, thereby approving:

**13.1 (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.**

**13.2 (Item #2) Concord High School's Leadership Retreat, August 15-16, 2016**

Concord High School is requesting permission for 55 Leadership students and 2 adults to attend an overnight retreat on August 15, 2016, in Concord High School's gym. This retreat is necessary for students to get to know one another and learn the crucial areas of leadership (including the government side) before the school year begins.

**13.3 (Item #4) Independent Services Contract between Mt. Diablo Unified School District - Pleasant Hill Middle School and Talk**

Talk Solutions will continue to provide student support services to all Pleasant Hill Middle School students grades 6th through 8th, with an emphasis on 6th grade students. Support services will include:

- In class workshops/lessons
- Kindness Recognition Program
- Lunch time activities
- Leading students in conflict resolution strategies
- Situational/urgent conflict resolutions
- Small group support with an emphasis on positive behaviors that reflect Pleasant Hill Middle School's Citizenship standards.

**13.4 (Item #5) Independent Services Contract between Mt. Diablo Unified School District - Shore Acres Elementary and Soul Shoppe**

Soul Shoppe will continue to provide student workshops, parent meetings and professional development for the staff at Shore Acres Elementary for the 2016-17 school year. 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 needed. SPSA reference page 18 of 44, section 2, goal 1, 1.11

**13.5 (Item #6) Supervised Fieldwork Agreement between Brandman University and Mt. Diablo Unified School District**

Brandman University is requesting to enter into an agreement with Mt. Diablo Unified School District to provide field experience for student teachers enrolled in the Teacher Education program.

**13.6 (Item #7) Fieldwork Placement Agreement between Diablo Valley College and Mt. Diablo Unified School District**

Diablo Valley College is requesting to enter into an agreement with Mt. Diablo Unified School District to provide field experience for students enrolled in the EDUC 120 Teaching as a Profession course.

**13.7 (Item #8) Fieldwork Placement Agreement between University of Southern California, Rossier School of Education and Mt. Diablo Unified School District**

The University of Southern California, Rossier School of Education, is requesting to enter into an agreement with Mt. Diablo Unified School District to provide field experience for students enrolled in the Education and on-line courses.

**13.8 (Item #9) Intern Support/Mentoring and Supervision Memorandum of Understanding between California State University East Bay and Mt. Diablo Unified School District**

California State University East Bay is requesting to enter into an agreement with Mt. Diablo Unified School District to provide support/mentoring and supervision for interns enrolled in the Education Specialist Mild Moderate Program, Education Specialist Moderate Severe Program, Multiple Subjects Program and Single Subject Program.

**13.9 (Item #10) AEBG Contra Costa County Regional Consortium also known as Contra Costa County Adult Education Consortium (CCCAEC) Memorandum of Understanding (MOU) between Mt. Diablo USD/Mt. Diablo Adult Education and Contra Costa Community County Office of Education (CCCOE)**

The 2014-2015 Adult Education Block Grant (AEBG), established by AB104 (per AB86/Section 76/Article 3) provides local funding to statewide regional consortia of K-12 and community college districts to regionally serve adults.

The CCCAEC is comprised of the following members: Mt. Diablo USD, Martinez USD, Acalanes HSD, Antioch USD, West Contra Costa USD, Liberty HSD, Contra Costa Community College District (CCCCD) and Contra Costa County Office of Education (CCCOE).

In order to support implementation of the Contra Costa County Regional Plan for Adult Education in designated program areas addressing existing gaps in programs and services, the CCCAEC will receive a funding allocation for each institutional member for 2016-2017.

Currently, the CCCOE serves as the CCCAEC Fiscal Agent. The Adult Education division of MDUSD (also known as Mt. Diablo Adult Education or MDAE) requests MDUSD/MDAE enter into an MOU with the CCCOE for the purpose of receiving 2016-2017 funds for its role in implementation of the Contra Costa County Adult Education Regional Plan.

### **13.10 (Item #11) Non-Public Agency Master Contract with BMR Health Services Inc. for Speech & Language Therapy Services for the 2016-2017 School Year**

This school year, the Personnel Services Department and Special Education have found 8 new district staff employees to fill vacant Speech and Language Pathologists positions for the 2016-2017 school year. This is a significant improvement to the Mt. Diablo Unified School District Speech and Language Department with coverage of services and support at the sites. However, Mt. Diablo Unified School District continues to have a need to utilize Independent Service Contractors to provide services established through the Individualized Education Plan (IEP) process. BMR Health Services Inc. has SLP's who can provide speech and language pathologists (SLP's) for vacant SLP positions in the district, independent speech therapy evaluations and speech services to Non-Public Schools.

### **13.11 (Item #12) Non-Public Agency Master Contract with 360 Degree for Speech & Language Therapy Services for the 2016-2017 School Year**

This school year, the Personnel Services department and Special Education have found 8 new district staff employees to fill vacant Speech and Language Pathologists positions for the 2016-2017 school year. This is a significant improvement to the Mt. Diablo Unified School District Speech and Language Department with coverage of services and support at the sites. However, Mt. Diablo Unified School District continues to have a need to utilize Independent Service Contractors to provide services established through the Individualized Education Plan (IEP) process. 360 Degree has SLP's who can provide speech and language pathologists (SLP's) for vacant SLP positions in the district, independent speech therapy evaluations and speech services to Non-Public Schools.

### **13.12 (Item #13) Contract with Beyond the Words, Inc. for the Services of Educational Interpreters for the Deaf for the 2016-2017 School Year**

Mt. Diablo Unified School District continues to have a need to utilize Independent Service Contractors to provide interpreters for the Deaf students established through the Individualized Education Plan (IEP) process. Beyond the Words Inc. has qualified Educational Interpreters for the Deaf who can provide Educational Interpreters for the Deaf students in the district. These Interpreters for the Deaf also are substitutes for absent district staff that are deaf.

### **13.13 (Item #14) Master Contract with Non-Public Agency Bright Path Therapists, Inc., for Physical Therapy Services for the 2016-2017 School Year**

Mt. Diablo Unified School District continues to have a need to utilize Independent Service Contractors to provide services established through the Individualized Education Plan (IEP) process. Bright Path Therapists Inc. has Physical Therapists who can provide PT services for students with PT service needs in the district, independent physical therapy evaluations and PT services to Non-Public Schools.

**13.14 (Item #15) Execution of Non-Public School Master Contracts for the 2016-17 School Year**

Mt. Diablo Unified School District's (MDUSD) Execution of Non Public School Placements for the 2016-2017 school year. Request for funds includes basic education, related services, and room & board/mental health services for students in day treatment programs/residential placements.

**13.15 (Item #16) Supplemental Student Transportation for Partial School Year, July 1, 2016 through November 30, 2016 - Michael's Transportation Services, Inc.**

The contractor will furnish the District with the required number of appropriately licensed/permitted vehicles, administrative and support staff, facilities, special equipment and supplies for transporting special education students to and from school sites within surrounding areas, and general education student field trips, at such time and places as assigned by the District. The Contractor shall also include transportation to and from student related services and other school activities as specified in student IEP.

Request for Proposal (RFP) 1683 for Supplemental Student Transportation Services was bid in June, 2014, and Board Awarded in August, 2014. This RFP was for a one (1) year contract with two (2) - one (1) year renewals, which expired as of June 30, 2016. Staff is requesting a temporary month-to-month purchase order be issued to Michael's Transportation Services, Inc., from the time period of July 1, 2016 through November 30, 2016.

The Purchasing Department and the Transportation Department, during the time period of July 1, 2016 through November 30, 2016 will be doing a New Bid for Supplemental Student Transportation Services, with the entire bidding process expected to be concluded by November 30, 2016, at which time, PO's will be issued to awarding Transportation Contractors under the new Bid.

**13.16 (Item #17) Supplemental Student Transportation for Partial School Year, July 1, 2016 through November 30, 2016 – for Field Trip and Sporting Event Transportation Vendors**

The vendor (s) will provide transportation for school district and athletic field trips on an as-needed basis. This is due to a large number of field trips and a high demand of buses.

Request for Proposal (RFP) 1683 for Supplemental Student Transportation Services was bid in June, 2014, and Board Awarded in August, 2014. This RFP was for a one (1) year contract with two (2) - one (1) year renewals, which expired as of June 30, 2016. Staff is requesting temporary month-to-month purchase orders, from the time period of July 1, 2016 through November 30, 2016.

The Purchasing Department and the Transportation Department, during the time period of July 1, 2016 through November 30, 2016 will be doing a New Bid for Supplemental Student Transportation Services, with the entire bidding process expected to be concluded by November 30, 2016, at which time, PO's will be issued to awarding Transportation Contractors under the new Bid.

We are requesting possible open orders and Independent Service Contracts for the following vendors to assist with excess transportation needs that are unable to be covered by our current transportation vendors. The vendors are as follows: White Castle Tours, Michael's Transportation, Delta Charter, Sierra Pacific Tours, American Stage Tours, El Camino Charter, Royal Coach Tours, Storer Tour and Peninsula Tour.

**13.17 (Item #18) Supplemental Student Transportation for Partial School Year, July 1, 2016 through November 30, 2016 – Pawar Transportation, Inc.**

The contractor will furnish the District with the required number of appropriately licensed /permitted vehicles, administrative and support staff, facilities, special equipment and supplies for transporting special education students to and from school sites within surrounding areas, and general education student field trips, at such time and places as assigned by the District. The contractor shall also include transportation to and from student related services and other school activities as specified in student IEP.



Request for Proposal (RFP) 1683 for Supplemental Student Transportation Services was bid in June, 2014, and Board Awarded in August, 2014. This RFP was for a one (1) year contract with two (2) - one (1) year renewals, which expired as of June 30, 2016. Staff is requesting a temporary month-to-month purchase order be issued to Pawar Transportation, Inc., from the time period of July 1, 2016 through November 30, 2016.

The Purchasing Department and the Transportation Department, during the time period of July 1, 2016 through November 30, 2016 will be doing a New Bid for Supplemental Student Transportation Services, with the entire bidding process expected to be concluded by November 30, 2016, at which time, PO's will be issued to awarding Transportation Contractors under the new Bid.

**13.18 (Item #19) Independent Services Contract between California Translation International and Mt. Diablo Unified School District**

Mt. Diablo Unified School District will contract with California Translation International for language services throughout the district for the 2016-2017 school year.

**13.19 (Item #20) Contract between Mt. Diablo Unified School (MDUSD) and AccentCare Home Health of California for the 2016-2017 school year.**

AccentCare Home Health of California provides specialized health care services to MDUSD students. Services include diabetic monitoring, catheterizations, and other medically prescribed procedures. This contract will cover services for Section 504 and Special Education students. AccentCare will assist the District in assuring compliance with all applicable federal and state laws and regulations.

**13.20 (Item #23) Printing and Mailing of Adult Education Class Schedules**

Bid No. 1709 was done in May of 2015 and Board Approved at the Board Meeting of June 1, 2015, Consent Agenda 13.23 (Item #31). This was for the Printing and Mailing of Adult Education Class Schedules. This Bid was for a one year contract with the option of two (2) – one (1) year renewals. Folgers Graphics was awarded the bid. Mt. Diablo Adult Education has opted to renew for a second year contract for the period of July 1, 2016 to June 30, 2017, in the amount of \$94,998.95. This amount is based on the actual amount paid to Folgers Graphics during the 2015/2016 school year, which was \$91,997.20, with slightly more than a 3% increase to allow for possible variance next year.

The scope of work includes, but is not limited to the printing of the Mt. Diablo Adult Education Class Schedules for Winter, Spring, Summer, and Fall. Including mailing specifications and special instructions as defined in the bid package. All catalogs will be delivered to the post office, pre-sorted bulk mail, using Mt. Diablo Adult Education postal permit.

**13.21 (Item #24) Tesoro Grant for Summer Girl Camp Summit and STEM & Ed Tech Symposium**

Staff requests approval to submit a grant to Tesoro to provide continued funding to offer Summer Girl Camp Summit (\$25,000) for 60 girls and STEM & Ed Tech Symposium for staff (\$25,000). Grant funding would support materials, staffing, planning/collaboration time, food, professional development and other related conference expenses.

**13.22 (Item #25) Approval of Provisional Internship Permit (PIP) Request**

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

**13.23 (Item #26) Recommended Action for Certificated Personnel**

**13.24 (Item #27) Certificated Personnel: Request to Increase and Decrease Full Time Equivalent (FTE) for the 2016-2017 School Year**

**13.25 (Item #28) Recommended Action for Classified Personnel**

**13.26 (Item #29) Classified Personnel: Request to Increase/Decrease Full Time Equivalent (FTE) for the 2016/17 School Year**

**13.27 (Item #30) Food and Nutrition Service Purchases 2016-2017**

Food and Nutrition Services requests approval to issue an open Purchase order to Crystal Creamery for the purchase of milk, dairy, beverages and food for meal programs in district schools during the 2016-2017 school year. This agreement RFP # 15-16-002. As part of the Contra Costa CO-OP: 2016-2017. The purchase order amount is not to exceed \$ 425,000.

**13.28 (Item #32) Award of RFP #1750 District Courier Services**

RFP #1750 was called to provide district courier services for pick-up of bank deposits from 32 school site main offices (once a week) and from 42 food services sites (daily) and deliver and deposit directly to financial institutions.

One proposal was received from David H. Costa which was responsible and responsive in the amount of \$70,958.16.

**13.29 (Item #34) Minutes for the Board of Education Meeting Held on June 13, 2016**

Minutes for the Board of Education Meeting held on June 13, 2016, are being brought forward for approval.

**CONSENT ITEMS PULLED FOR DISCUSSION**

**14.1 (Item #3) Independent Services Contract between Mt. Diablo Unified School District - Crossroads High School and Laurie Gultzan, MFT, to Provide Counseling Services**

Crossroads High School is seeking approval of their Independent Service Contract with Laurie Gultzan. The consultant provides individual counseling, couples counseling, family sessions and case management for Crossroads students.

(Pulled by Mason.) Mrs. Mason asked about the date of the contract (May). Mr. Holleran shared the contract is for the 2016-17 school year. Services will not be provided until school begins on August 22, 2016, thus approval at this meeting is appropriate.

Oaks moved, Mayo seconded, and the Board voted 5-0-0 to approve the Independent Service Contract with Laurie Gultzan, MFT, to provide counseling services to Crossroads students.

**14.2 (Item #21) Williams Quarterly Report for July 31, 2016**

The Williams legislation is a package of state laws resulting from the settlement of a class action lawsuit filed in San Francisco County Superior Court in 2000, Eliezer Williams et al, vs. State of California.

The basis of the lawsuit was that agencies failed to provide public school students with equal access to instructional materials, safe and decent school facilities, and qualified teachers. The Contra Costa County Office of Education has requested quarterly reports on specific complaints designated in the Williams lawsuit settlement.

Quarterly Reports reflect complaints regarding textbooks and instructional materials, teacher vacancies or mis-assignments, facilities conditions and Valenzuela/CAHSEE support. This quarter's report includes the months of April through June, 2016.

(This item was pulled in error.) President Hansen commented that the Williams Quarterly Summary Report noted no complaints for the time period.

Mayo moved, Oaks seconded, and the Board voted 5-0-0 to approve to ratify the Williams Quarterly Summary Report, June 30, 2016 on Williams Uniform Complaints.

**14.3 (Item #22) CAC Membership Renewal Recommendation for Community Advisory Committee (CAC)**

The Community Advisory Committee (CAC) has members whose memberships have expired, and they wish to continue to serve the Board. Appointed members serve a two-year term at which time the membership may be renewed with the approval of the Board of Education. The CAC is recommending that the Board renew memberships for the following persons: Lisa Caswell; Janine Payne; Therese Buhler

(Pulled by Mayo.) Mrs. Mayo pulled this item to recognize those new members in the audience.

Mayo moved, Oaks seconded, and the Board voted 5-0-0 to approve the renewal of three memberships of Lisa Caswell, Janine Payne, and Therese Buhler to the Community Advisory Committee (CAC).

**14.4 (Item #31) Notice of Rejection RFQ #1748 Fresh Produce for the Food Service Department**

RFQ #1748 Fresh Produce for the Food Service Department opened May 27, 2016. Per Terms and Conditions, Right Reserved the Mt. Diablo Unified School District reserves the right to reject any or all Bids or any part thereof, or to accept any Bid or any part thereof, or to waive any informality in any Bid, whenever it is deemed to be in the best interest of the Mt. Diablo Unified School District. At this time the Food Service Department has chosen to re-bid requesting new proposals for Fresh Produce.

(Pulled by Mason.) Mrs. Mason asked for an explanation for the rejection of RFQ #1748. Anna Fisher, Director of Food and Nutrition Services, shared the rationale for the rejection of RFQ #1748.

Mason moved, Mayo seconded, and the Board voted 5-0-0 to approve the rejection of RFQ #1748 for Fresh Produce.

**14.5 (Item #33) Award of RFP #1754 Fresh Produce for the Food Service Department**

RFP #1754 was called to provide competitive quotes for district-wide fresh produce delivery service. The district desires to enter into a ten month contract, August 22, 2016 to June 30, 2017, with the option of three (1) year extensions. The lowest, responsible, responsive bidder is Daylight Foods for the total amount of \$412,075.40.

The scope of work includes but is not limited to providing all labor, materials, and necessary appurtenances to perform delivery of Route 1 and Route 2 at the various MDUSD sites.

(Pulled by Mason.) There were no questions on this item.

Mason moved, Mayo seconded, and the Board voted 5-0-0 to approve the award of RFP #1754 to Daylight Foods for the purchase of fresh produce for the Food Service Department.

**COMMUNICATIONS**

Guy Moore, representing MDEA, shared that in summers past, he received many calls from teachers with complaints or problems in need of solving; this summer, he received fewer calls than in summers past and commended Leyla Benson and the Personnel Department. Mr. Moore thanked Mrs. Mayo and Mr. Lawrence for their comments regarding Proposition 55, which is important to be passed in November. Mr. Moore commended Dan Reynolds on an excellent editorial written in support of passing Proposition 55 and published in the East Bay Times on Sunday. Mr. Moore encouraged the Board to actively and vocally support Proposition 55.

## **BUSINESS/ACTION ITEM**

### **17.1 Third Amendment to the Employment Agreement for the Superintendent**

The Board of Education has conducted the Superintendent's evaluation and is considering approval of the Third Amendment to her employment agreement.

President Hansen praised Dr. Meyer's performance and proposed the extension of her contract for an additional year.

Mr. Lawrence commented that the turnaround of Mt. Diablo Unified School District is largely attributed to Dr. Meyer and her team of amazing administrators.

Hansen moved, Mason seconded, and the Board voted 5-0-0 to approve the Third Amendment to the Superintendent's Employment Agreement.

### **17.2 Reopen Holbrook Elementary School**

Staff request approval to reopen Holbrook Elementary for the 2017-2018 school year. The Board previously approved exploratory planning to reopen Holbrook at the April 11, 2016, board meeting. Staff will continue with planning, implementation and facility improvements during the 2016-2017 school year and provide a mid-year update to the Board.

#### **Public Comment**

Guy Moore stated that while teachers want to support the reopening of Holbrook, the concern of teachers is the \$5M expense to open the school should be paid for by long term bonds. He stated they (teachers) do not support taking any portion from the General Fund. He explained that General Fund money is for running schools, teachers' salaries, curriculum, etc., and existing bond money should be used for long term purposes. Mr. Moore shared during the last election, many schools had bond measures on the ballot and each passed. He noted that Lafayette School District passed a \$60 M bond for their small district. He commented that the needs of MDUSD are much greater and prompted the Board to consider a bond in their discussion about opening Holbrook.

Dr. Meyer explained that Maintenance & Operations budget and bond money will be allocated to upgrade Holbrook facilities not previously included in district-wide projects. She shared that the timeline to open the school is one year, and we are fast approaching that time frame.

Stephanie Roberts briefly reported on educational activities and considerations for reopening Holbrook. Tim Cody briefly reviewed construction/project considerations of reopening Holbrook noting that major items are upgraded HVAC, technology upgrades, restroom upgrades, paving improvements, and replacement of fibar playgrounds.

Dr. Meyer and Wayne Oetken answered questions posed by Mr. Lawrence about the sale of the remaining bonds. Mrs. Mayo asked how the expense of \$5M will impact other projects de-scoped, such as reroofing. Dr. Meyer will ask staff to gather this information and bring it back to the Board. Tim Cody confirmed a critical need study of roofing has been completed.

This item was presented for information.

### **17.3 Public presentation of the Initial Successor Agreement Proposal for Mt. Diablo School Psychologists Association (MDSPA) and the Mt. Diablo Unified School District's Initial Successor Agreement Proposal to MDSPA**

By law, school districts are required to "sunshine" collective bargaining proposals in an open session of the Board. The attached proposals from Mt. Diablo School Psychologists Association (MDSPA) and Mt. Diablo Unified School District must first be submitted as an information item and then returned at a later meeting for action.

This item was presented for information.

#### **17.4 Community Facilities District #1 (Measure A)**

Resolution No. 16/17-2 is necessary to approve the annual Community Facilities District #1 tax report and to levy and apportion the special (Measure A) tax for fiscal year 2016/2017. The current Mt. Diablo Mello-Roos Tax, Measure A, was passed in November 1989 by a favorable vote of 71 percent. Almost \$90,000,000 of projects ranging from new multi-use buildings, new gymnasiums, new turf, repaired heaters, and restored restrooms have made the physical facilities for our students much more attractive and functional.

Mason moved, Mayo seconded, and the Board voted 5-0-0 to approve the adoption of Resolution #16/17-2.

#### **17.5 Revision to Board Policy 9220 and Resolution No. 15/16-51: Specification of Election Order**

Staff is seeking revision of Board Policy 9220 to align the number of words allowed in a Candidate Statement with Contra Costa County Elections Department guidelines.

On June 27, 2016, the Board of Education approved revision to Resolution No. 15/16-51. The revision of Board Policy 9220 necessitates an additional revision to this Resolution. The cost for the Candidate Statement is also being revised to align with costs estimated by the county.

Dr. Meyer and Debbie Maher answered questions posed by Mrs. Mayo. Mr. Lawrence shared that he has pulled papers for this election so will abstain from voting on this item.

Mason moved, Oaks seconded, and the Board voted 3-1-1 (with Mayo dissenting and Lawrence abstaining) to approve the revision of Board Policy 9220 and adopt revised Resolution No. 15/16-51: Specification of Election Order.

#### **17.6 Additional Monthly Meeting of the Board of Education**

Representatives from the cities that comprise the District and other entities with interests in education, have expressed their desire to continue to meet in 2016/17 with the Board of Education on a scheduled basis to share information, discuss topics of mutual interest and foster positive relationships between district and entity staff.

These meetings will be in addition to the regularly scheduled Board meetings. The additional dates are: Monday, October 3, 2016; Monday, November 7, 2016; Monday, December 5, 2016; Monday, February 6, 2017; Monday, March 6, 2017; Monday, April 10, 2017; and Monday, May 1, 2017.

Mason moved, Mayo seconded, and the Board voted 5-0-0 to approve the addition of dates to be added to the Board of Education meeting schedule for the purpose of meeting with city government staff, educational entities or other as deemed appropriate by the Board President. In the event there is no joint meeting scheduled on a specified date, the meeting date will be canceled.

#### **17.7 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.

#### **17.8 Execution of Documents**

The Superintendent and Board Members executed documents approved during this meeting.

#### **FUTURE AGENDA ITEMS**

Mrs. Mason requested attendance boundaries be added to a future agenda.

**CLOSED SESSION**

The Board did not return to Closed Session.

**RECONVENE OPEN SESSION**

N/A

**ADJOURNMENT**

President Hansen adjourned the meeting at 9:30 p.m.

Respectfully submitted,

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Dr. Nellie Meyer, Superintendent

DRAFT