

**MINUTES  
REGULAR MEETING OF THE BOARD OF EDUCATION  
MT. DIABLO UNIFIED SCHOOL DISTRICT  
Monday, September 28, 2015 (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 Nellie Meyer, Associate General Counsel Deborah Cooksey

**CALL TO ORDER**

President Hansen called the meeting to order at 5:30 p.m. and conducted Roll Call with all Board members present except Ms. Oaks, who participated via teleconference from Port Orleans Riverside Resort, 2201 Orleans Drive, Orlando, Florida, 32830, and Mr. Lawrence, who was expected to arrive shortly.

**PUBLIC COMMENT**

There was no Public Comment.

**CLOSED SESSION AGENDA**

**4.1 (Item #1) Confidential Student Matters Pursuant to Ed. Code 35145.5 - Three Cases**

Confidential Student Matters Pursuant to Ed. Code 35145.5 - Three Cases

**4.2 (Item #2) Existing Litigation - Conference with Legal Counsel pursuant to Gov't. Code Section 54956.9 (d)(1) regarding the matter of Marc Babin v. MDUSD et al, Case No. CPF-15-514477**

Existing Litigation - Conference with Legal Counsel pursuant to Gov't. Code Section 54956.9 (d)(1) regarding the matter of Marc Babin v. MDUSD et al, Case No. CPF-15-514477

**4.3 (Item #3) Anticipated Litigation - Conference with Legal Counsel pursuant to Gov't. Code Sec. 54956.9(b), Significant Exposure to Litigation: Two Cases**

Anticipated Litigation - Conference with Legal Counsel pursuant to Gov't. Code Sec. 54956.9(b), Significant Exposure to Litigation: Two Cases

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

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

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

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

**4.6 (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: Lawrence Schoenke and Deborah Cooksey, Agencies: MDEA, DMA, MDSPA, CST Local 1 and Teamsters Local 856**

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**ADJOURN TO CLOSED SESSION**

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

Mr. Lawrence arrived at the beginning of Closed Session.

## **RECONVENE OPEN SESSION**

The Board reconvened Open Session at 7:00 p.m.

## **PRELIMINARY BUSINESS**

President Hansen led the Pledge of Allegiance and conducted Roll Call with all Board members present except Ms. Oaks, who participated via teleconference from Port Orleans Riverside Resort, 2201 Orleans Drive, Orlando, Florida, 32830.

President Hansen welcomed Student Representative Karlee Kronquist from Concord High School.

## **REPORT OUT ACTION TAKEN IN CLOSED SESSION**

### **8.1 (Item #1) Confidential Student Matters Pursuant to Ed. Code 35145.5 - Three cases**

Confidential Student Matters Pursuant to Ed. Code 35145.5 - Three cases

The Board discussed three cases and gave direction to staff.

### **8.2 (Item #2) Existing Litigation - Conference with Legal Counsel pursuant to Gov't. Code Section 54956.9 (d)(1) regarding the matter of Marc Babin v. MDUSD et al, Case No. CPF-15-514477**

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The Board conferenced with legal counsel, no action was taken.

### **8.3 (Item #3) Anticipated Litigation - Conference with Legal Counsel pursuant to Gov't. Code Sec. 54956.9(b), Significant Exposure to Litigation: 2 cases**

Anticipated Litigation - Conference with Legal Counsel pursuant to Gov't. Code Sec. 54956.9(b), Significant Exposure to Litigation: 2 cases

The Board conferenced with legal counsel, no action was taken.

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

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

The Board discussed two cases of Discipline, Dismissal or Release of Public Employee (Item #4 and #5). The Board reached a consensus of 5-0 on one of those cases.

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The Board received information.

## **RECOGNITIONS AND RESOLUTIONS**

### **9.1 Resolution No. 15/16-8: Disability Awareness Month**

October has been designated as Disability Awareness Month. The Special Education Department and the Mt. Diablo Unified School District wish to affirm its support of the importance of an appreciation for the diversity of all people. The Mt. Diablo Unified School District also recognizes the contributions made by people with disabilities throughout history and encourages schools to participate in activities that enhance awareness of and sensitivity to individuals with disabilities.

Mayo moved, Lawrence seconded, and the Board voted (via voice vote) 5-0-0 to approve Resolution No. 15/16-8 - Disability Awareness Month.

### **9.2 Resolution No. 15/16-10: Suicide Prevention Month - September 2015**

Suicide is a serious public health problem that affects people of all ages. Each year, more than 41,000 Americans take their own lives and more than 494,000 Americans receive medical care for self-inflicted injuries. It is the fourth leading cause of death in children ages 10-14. Suicide is preventable.

September 10, 2015 was World Suicide Prevention Day, and the Mt. Diablo Unified School District wishes to dedicate the entire month of September to suicide prevention awareness.

Mason moved, Lawrence seconded, and the Board voted (via voice vote) 5-0-0 to approve the adoption of Resolution No. 15/16-10, declaring the month of September 2015 be observed as Suicide Prevention Month in Mt. Diablo Unified School District.

### **9.3 Resolution No. 15/16-11: Anti-Bullying Awareness Month**

October 2015 is National Anti-Bullying Awareness Month. The goal is to encourage communities to work together to stop bullying and cyber-bullying by increasing awareness of the problem, and the impact of bullying on all children, of all ages. The more awareness that is created during the month of October, and all year round, is one step closer to putting an end to bullying.

Mayo moved, Mason seconded, and the Board voted (via voice vote) 5-0-0 to approve the Board of Education adopt Resolution No. 15/16-11 - Anti-Bullying Awareness Month.

### **9.4 Proclamation Celebrating the Freedom to Read**

Banned Books Week, September 27 - October 2, 2015, is an annual event celebrating the freedom to read. Banned Books Week brings together the entire book community: librarians, booksellers, publishers, journalists, teachers, and readers of all types, in shared support of the freedom to seek and to express ideas, even those some consider unorthodox or unpopular. By focusing on efforts across the country to remove or restrict access to books, Banned Books Week draws national attention to the harms of censorship. The District proclamation highlights the value of free and open access to information.

Lawrence moved, Oaks seconded, and the Board voted (via voice vote) 5-0-0 to adopt the Proclamation Celebrating the Freedom to Read.

## **\*\*STUDENT REPRESENTATIVES**

**\*\*This item was moved up on the agenda.**

Student representatives reported on activities at their high schools.

Dr. Meyer shared an update on the item brought up by the Student Representative at the meeting on September 14, 2015 regarding charter bus transportation to high school dances. Dr. Meyer explained that this is a pilot program implemented by the administration of this particular school with the intention of ensuring student safety when traveling to and from the event location.

## **BOARD MEMBER REPORTS**

Ms. Oaks shared that she attended the Budget Committee Meeting, and commended Nance Juner for her work.

Mr. Lawrence shared that he attended the “Battle of the Creek” high school football game. Mr. Lawrence recognized the importance of the four resolutions on the agenda, and thanked the staff who prepare for and attend the Board meetings.

Ms. Mason shared that she attended the Pre-Celebration of Success event, the Equity Committee meeting, the Teacher of the Year dinner, and Bel Air Elementary School’s Campus Beautification Day. Ms. Mason shared that Black Diamond High School received the HealthierUS School Challenge Award, and she encouraged Mt. Diablo Unified School District to strive for similar honors.

Ms. Mayo shared that she attended the Contra Costa County Board of Education’s informational meeting regarding the appeal of a Board-denied charter school petition, and thanked the staff and parents who spoke in support of the Board’s decision. Ms. Mayo shared that she attended the Measure C Committee meeting and the Pre-Celebration of Success event. Ms. Mayo shared that she visited two schools, and attended the Teacher of the Year dinner honoring teachers Lourdes Beleche and David Giordano.

Ms. Hansen shared that she attended the Teacher of the Year dinner, the Contra Costa County Board of Education’s informational meeting regarding the appeal of a Board-denied charter school petition, and the Measure C committee meeting. Ms. Hansen announced that the District will hold a special graduation ceremony for students who will retroactively receive diplomas due to the cancellation of the high school exit exam. Ms. Hansen shared that the Contra Costa Community College District will hold a “State of the District” meeting, noting that the District has been working to form partnerships with local community colleges to establish programs for Middle College and dual enrollment. Ms. Hansen announced that she would like to close the meeting in memory of two former District employees, Steven Tomlinson (painter) and Lauren Fickett (principal and assistant superintendent).

## **SUPERINTENDENT’S REPORT**

Dr. Meyer thanked the student representatives for their presentations.

Dr. Meyer shared that she visited Monte Gardens Elementary School, Meadow Homes Elementary School, and Oak Grove Middle School, and noted that middle school sports have begun.

Dr. Meyer shared that Student Services hosted the annual Pre-Celebration of Success attendance improvement celebration.

Dr. Meyer shared that she attended the Parent Advisory Committee meeting, where the committee reviewed the Local Control Accountability Plan and discussed goals and targets. The committee also heard a detailed presentation of the California Assessment of Student Performance and Progress (CAASPP) results.

Dr. Meyer shared that Oak Grove Middle School students contributed to their school by painting the lockers.

Dr. Meyer shared that the District is working to increase the number of Computer Science classes and computer proficiency for students. Dr. Meyer announced that the District, in conjunction with other local school districts, will be applying for a grant from Code.org. Dr. Meyer thanked Jonathan Eagan for his work on that grant application.

Dr. Meyer shared that the Equity and Disproportionality Committee met and examined data and challenges facing school sites. Presentations were given by Felicia Stuckey-Smith and Eric Wood.

Dr. Meyer shared that she attended the Contra Costa County Teacher of the Year Award event.

Dr. Meyer shared that the District will hold a graduation ceremony for 40 students who met all of the graduation requirements except passing the California High School Exit Examination (CAHSEE). Dr. Meyer explained that the last CAHSEE exam had been cancelled due to its failure to align to the Common Core Standards. Governor Brown signed a bill stating that students who have met all of the other requirements may graduate.

Dr. Meyer shared that staff will present the California Assessment of Student Performance and Progress (CAASPP) results. Dr. Meyer noted that these are the first national test scores available in three years, and they show achievement gaps and give staff a place to focus efforts. Dr. Meyer commended the thorough job done by the presenters.

## **REPORTS/INFORMATION**

### **13.1 California Assessment of Student Performance and Progress Results**

Staff will report on the results of the California Assessment of Student Performance and Progress (CAASPP) assessments administered in the spring.

Shannon Ortland and Jennifer Sachs gave a presentation. Dr. Meyer provided additional information. Dr. Meyer, Ms. Ortland, and Ms. Sachs responded to Board member questions.

This item was for information only.

## **PUBLIC EMPLOYEE APPOINTMENT**

### **14.1 PULLED BY STAFF: Appointment of Elementary Principal - Cambridge Elementary**

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

This item was pulled by staff.

### **14.2 Appointment of Vice Principal, Middle School - Valley View Middle School**

Interviews have been conducted, and a candidate has been selected to fill the position of Vice Principal, Middle School - Valley View Middle School.

Dr. Meyer recommended Scott Bushnell for the position.

Mayo moved, Lawrence seconded, and the Board voted (via voice vote) 5-0-0 to approve the appointment of Scott Bushnell to the position of Vice Principal, Middle School - Valley View Middle School.

## **CONSENT AGENDA**

Lawrence moved, Mayo seconded, and the Board voted (via voice vote) 5-0-0 to approve all Consent Agenda items with the exception of Items #2, 3, and 4, thereby approving the following:

### **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.**

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### **15.2 (Item #5) Mt. Diablo High School's Trip to Camp Parks Reserve Forces Training Area, February 24-27, 2016**

This is an annual camp trip with JROTC curriculum. Twenty-five students will attend the JROTC Cadet Leadership Challenge (JCLC) with 15 chaperones. All will travel by Sierra Pacific to the Dublin facility.

### **15.3 (Item #6) Mt. Diablo High School's Trip to New Brighton State Beach, May 12-15, 2016**

Mt. Diablo High School is requesting permission to take ACME Juniors to New Brighton State Beach in Capitola, May 12-15, 2016. Thirty students, along with four chaperones, will travel by Sierra Pacific bus. The trip will involve team building and tours of San Jose State and U.C. Santa Cruz with emphasis on their Engineering & Architecture programs. Physics will be covered at the Santa Cruz Boardwalk.

### **15.4 (Item #7) Two Part Independent Service Contract with UC Berkeley History-Social Science Project**

Part I: UC Berkeley to assist with the training of secondary teachers in the implementation of the California State Standards (Common Core). Subject areas participating in three full days of professional development include history, visual and performing arts, world language, career & technical education, and physical education. Training will occur on the teacher in-service days in October, January, and March. An academic coordinator from UC Berkeley will work with District staff and teacher leads to ensure that training content is aligned with District and site initiatives.

Part II: In accordance with Article 25 of the Mt. Diablo Education Association (MDEA) contract, the Personnel Department is offering a six-part professional development series in collaboration with UC Berkeley, in order to afford teachers the opportunity to earn District units and advance on the Mount Diablo Unified School District pay scale. This opportunity is part of our District's commitment to attract and retain highly qualified teaching candidates.

### **15.5 (Item #8) Contract With EMQ Families First for Mental Health Services**

EMQ Families First provides mental health-related services on behalf of the District according to student's Individualized Educational Programs (IEPs) On January 1, 2015, the District changed the manner in which it is processing billing for mental health services. Prior to this time, the billing was processed through Contra Costa County Mental Health (CMH). As of January 1, 2015, the agencies involved will directly bill with the District. This will eliminate the billing surcharge from CMH to remain fiscally responsible, while still maintaining quality service to students.

### **15.6 (Item #9) Contract with Beyond the Words, Inc. for the Services of Educational Interpreters for the Deaf and Hard of Hearing for School Year 2015-16**

This school year, the Personnel Services and Special Education departments have been able to hire new District employees to fill vacant positions for qualified interpreters for the Deaf and Hard of Hearing students for the 2015-16 school year. This is a significant improvement for the Mt. Diablo Unified School District as a whole, with coverage of services and support at the sites for identified interpreting needs. 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.

Beyond the Words has qualified interpreters who can fill the needed positions of Educational Interpreter for the Deaf and Hard of Hearing, and can provide interpreting services to our Deaf and Hard of Hearing population as needed and identified through the IEP process.

### **15.7 (Item #10) Contract with Independent Contractor Kristen Obrinsky, Registered Physical Therapist**

Kristin Obrinsky is an independent contractor that has served the District as a Registered Physical Therapist for the previous five school years. Ms. Obrinsky provides district-wide direct treatment, consultation, and evaluations to students according to their Individualized Education Programs (IEPs).

**15.8 (Item #11) Increase to the Contra Costa County Office of Education (CCCOE) to Provide Temporary One-to-One Assistants for Students Served by the CCCOS Special Education Programs During the 2015-16 School Year**

Staff is requesting Board approval to fund two agreements for temporary one-to-one assistants for a total amount of \$45,000 for the 2015-16 school year. The contracts fund one-to-one assistants for students served by the Contra Costa County Office of Education as designated in the student's IEPs. This would increase the total contract amount by \$45,000 from \$43,479.60 to \$88,479.60. The actual individual contracts with redacted student names are attached.

**15.9 (Item #12) ed1stop Contract for the 2015-2016 Media Service Agreement between Contra Costa County Office of Education and Mt. Diablo Unified School District**

Subscription services will be delivered to Mt. Diablo Unified School District by the Contra Costa County Office of Education (CCCOE) via the web portal ed1stop.net - the contract agreement will be from 9/1/15-8/31/16.

**15.10 (Item #13) Continental Athletic Supply Purchase Order for \$70,000**

Seeking permission to create an open order purchase order with Continental Athletic Supply in the amount of \$70,000 to cover football equipment repair and football equipment replacements for the 2015-16 school year. Last year, expenses ran \$53,000. A buffer has been created in this year's purchase order.

**15.11 (Item #14) Increase Purchase Order amount for ESGI Software Licenses (#98923)**

Mt. Diablo Unified School District increased the number of software licenses for teachers from 171 to 200. These teacher licenses are used to help monitor TK-1<sup>st</sup> grade student progress in English/Language Arts and Math. The purchase order must be increased by \$3,451 for a total purchase order amount of \$25,510.

**15.12 (Item #15) Contracts between Mt. Diablo Unified and Soul Shoppe for Services at Hidden Valley and Shore Acres Elementary Schools**

Soul Shoppe will provide student and staff programs throughout the 2015-16 school year, including Bullying prevention, Peacemaker training, Parent Night, and free yard duty training. Mt. Diablo Unified School District has spent in excess of \$25,000 with this vendor for the 2015-16 school year, therefore this contract requires Board approval.

**15.13 (Item #16) Contracts between Mt. Diablo Unified School District - Bancroft Elementary, and Soul Shoppe**

Soul Shoppe will provide student and staff programs throughout the 2015-16 school year, including Peacemaker training, Balloon Workshop, Responsibility Workshop, Empathy Workshop, and staff training. Mt. Diablo Unified School District has spent in excess of \$25,000 with this vendor for the 2015-16 school year and therefore this contract requires Board approval.

**15.14 (Item #17) Certificated Personnel: Request to Increase and Decrease Full Time Equivalent (FTE) for the 2015-16 School Year**

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

**15.15 (Item #18) Recommended Action for Certificated Personnel**

Changes in status of the following certificated employees.

**15.16 (Item #19) Classified Personnel: Request to Increase/Decrease Full Time Equivalent (FTE) for the 2015-16 School Year**

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

**15.17 (Item #20) Recommended Action for Classified Personnel**

Changes in status of the following classified employees.

**15.18 (Item #21) Intermediate Change Order 1704-001 (ADDITIVE) to Decker Electric for Purchase Order #98553/MDUSD Bid 1704 – Miscellaneous Low-Voltage Electrical Services**

On August 24, 2015, the Board of Education awarded Bid #1704 to Decker Electric a not to exceed amount of \$150,000 for the provision of all tools, materials, labor and equipment necessary to complete on-call miscellaneous low-voltage electrical services necessary to support the 2010 Measure C bond projects at various sites.

At times, the District requires contractor services to support small projects and on-call services to meet ongoing project commitments throughout the District. While the solicitation was developed with the intent of issuing an open purchase order to facilitate installation of low-voltage components to support the deployment of Classroom Technology, at various times throughout the year, there remains a potential need to obtain these same services. This purchase order was based on a competitive bid solicitation. Labor rates and mark-up on materials, equipment and tools is pre-established for a one-year period.

At this time, the District has expended all funding to support deployment of Classroom Technology Equipment systems and staff recommends allocation of additional \$50,000 in funding to accommodate on-going operations.

**15.19 (Item #22) Intermediate Change Order to Purchase Order #98326 (ADDITIVE) to Bowers Electric Inc. for Miscellaneous Electrical Services**

On July 1, 2015, the District issued a not to exceed open purchase order to Bowers Electric in the amount of \$24,000 for the provision of all tools, materials, labor and equipment necessary to complete on-call miscellaneous electrical services necessary to support the 2010 Measure C bond projects at various sites.

During the normal course of business, the District typically will require the services of specialized contractors for short-notice/small projects. To ensure timely completion of work, the District issues open purchase agreements not to exceed \$25,000, in accordance with the directives provided by the Board.

The District currently utilizes alternative bidding procedures of the Uniform Public Construction Cost Accounting Act. (Pub. Contract Code, 22000, the "UPCCAA"). UPCCAA allows the District to utilize informal procedures for procurements less than \$100,000. At this time, funds allocated to open purchase order #98326 are expended and staff recommends issuance of a change order to the existing PO, while maintaining compliance with the UPCCAA.

**CONSENT ITEMS PULLED FOR DISCUSSION**

**16.1 (Item #2) Mt. Diablo High School's Trip to Big Basin State Park October 17-18, 2015**

Mt. Diablo High School is requesting approval for an overnight trip to Big Basin State Park on October 17-18, 2015. Approximately eight Environmental students and three chaperones will travel via the JROTC Van and have hands-on experience with the local habitat and ecology in the field.

Ms. Mason questioned if Items #2, 3, and 4 were submitted within the six week time requirement. Dr. Meyer responded to Ms. Mason's concerns, and the Board members had a brief discussion.

Lawrence moved, Oaks seconded, and the Board voted (via voice vote) 5-0-0 to approve the Mt. Diablo High School overnight trip to Big Basin State Park, October 17-18, 2015.

**16.2 (Item #3) Mt. Diablo High School's Overnight Trip to Mt. Diablo State Park, October 21-22, 2015**

Mt. Diablo High School is requesting permission for an overnight trip to Mt. Diablo State Park. Approximately 40 students (from their Sustainable Hospitality & Sustainable Tourism classes) will be traveling by District buses and staying at the BBQ Terrace Group Camp. Students will be accompanied by four chaperones and will visit local businesses, agencies, and schools involved in tourism (Diablo Rock Gym, Diablo Valley College, Concord Hilton, Mt. Diablo State Park and Sunrise Bistro).

Oaks moved, Mayo seconded, and the Board voted (via voice vote) 5-0-0 to approve Mt. Diablo High School's overnight trip to Mt. Diablo State Park, October 21-22, 2015.



### **16.3 (Item #4) Mt. Diablo High School's Trip to Big Basin State Park, October 24-25, 2015**

Mt. Diablo High School is requesting permission for an overnight trip to Big Basin State Park for their Environmental Science students. Approximately eight students and three chaperones will be transported via the JROTC Van.

Mason moved, Lawrence seconded, and the Board voted (via voice vote) 5-0-0 to approve Mt. Diablo High School's overnight trip to Big Basin State Park on October 24-25, 2015 for hands-on Environmental Science studies.

### **DISTRICT ORGANIZATIONS**

There were no District Organizations.

### **PUBLIC COMMENT**

Denise Pursche expressed her concerns about the CAASPP test.

George Fulmore shared his concerns about the issues faced by English Learner students.

### **BUSINESS/ACTION ITEMS**

#### **19.1 Update on Holbrook Elementary School and Glenbrook Middle School**

Staff will provide an update on the progress of their evaluation of reopening Holbrook Elementary School and Glenbrook Middle School.

Jeff McDaniel gave a presentation. Dr. Meyer and Mr. McDaniel responded to Board member questions. The Board members had a discussion about topics including transitional kindergarten enrollment, impact on other schools in the District, and sustaining these schools over time.

Public Comment:

Linda Loza asked the Board to look at the District as a whole when making this decision.

Denise Lambert emphasized the importance of assessing the amount of support in the communities for reopening these school sites.

This item was for information only.

#### **19.2 Establishment of Mt. Diablo Middle College**

Staff requests approval to form and establish Mt. Diablo Middle College as an alternative school of choice for students in grades 11 and 12 to be located at Diablo Valley College. Acquisition of a County-District-School (CDS) code will permit application for a Middle College grant through the California Community Colleges.

Dr. Meyer recommended this item for approval. Dr. Meyer and Chris Holleran responded to Board member questions.

Mason moved, Oaks seconded, and the Board voted (via voice vote) 5-0-0 to approve to form and establish Mt. Diablo Middle College.

#### **\*\*19.6 Employment Agreement for General Counsel**

**\*\*This item was moved up on the agenda.**

The General Counsel position was vacated in June 2013. On August 24, 2015, the Board approved a conditional contract to appoint Donald Velez to the position of general counsel. At this meeting, the Board of Education will appoint the candidate to the position effective September 30, 2015.

Mason moved, Lawrence seconded, and the Board voted (via voice vote) 5-0-0 to approve the Employment Agreement with Donald Velez to serve as General Counsel of the Mt. Diablo Unified School District from September 30, 2015 through June 30, 2018.

### **19.3 Graduation Requirements Update**

Staff will provide an update of the District's high school graduation requirements.

Chris Holleran gave a presentation. Dr. Meyer and Mr. Holleran responded to Board member questions.

This item was for information only.

### **19.4 City of Concord Contract for 2015-16 for the Funding of School Resource Officers**

Contract has been amended for school year 2015-16. Changes are in red. If approved by Board, the contract will go before Concord City Council meeting on October 8, 2015.

Public Comment:

Dan Reynolds shared his concerns about the School Resource Officer program.

The Board members had a discussion, and Dr. Meyer responded to Board member questions.

### **\*\*19.11 Meeting Extension**

\*\* This item was moved up on the agenda.

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.

Mayo moved, Mason seconded, and the Board voted (via voice vote) 5-0-0 to approve to extend the meeting time to 11:15 p.m.

The Board resumed their consideration of Item 19.4.

Mason moved, Lawrence seconded, and the Board voted (via voice vote) 5-0-0 to approve the amended contract to provide School Resource Officers to Ygnacio Valley High School, Concord High School and Mt. Diablo High School for the 2015-16 school year.

### **19.5 Agreement with Atkinson, Andelson, Loya, Ruud & Romo for Legal Services**

Attached is a contract for legal services to be provided by the Atkinson, Andelson, Loya, Ruud & Romo law firm. The aforementioned firm will be added to the list of firms with which the District contracts for legal advice and representation of litigation.

Elizabeth Estes and Elizabeth Rho-Ng, formerly of Dannis Woliver Kelley, recently joined the law firm of Atkinson, Andelson, Loya, Ruud & Romo. Elizabeth Estes has a long history of doing work on complex and protracted special education litigation matters for the District and is a preeminent trainer of special education staff for legal compliance with the Individuals with Disabilities Education Act (IDEA). The District seeks to continue using Ms. Estes and Ms. Rho-Ng.

Mason moved, Mayo seconded, and the Board voted (via voice vote) 5-0-0 to approve the contract with Atkinson, Andelson, Loya, Ruud & Romo for legal services.

**\*\*19.8 Revised Job Description for Early Childhood Attendant**

**\*\*This item was moved up on the agenda.**

Staff is requesting the revision of the Early Childhood Attendant job description in order to more accurately reflect the duties and responsibilities of the position. This job description was presented for information at the September 14, 2015 Board meeting. It is being brought forward for action at this time.

Mayo moved, Mason seconded, and the Board voted (via voice vote) 5-0-0 to approve the revised job description for Early Childhood Attendant.

**19.7 Classified Personnel: Request to Increase/Decrease Full Time Equivalent (FTE) Funding for the 2015-16 School Year**

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

Mayo moved, Lawrence seconded, and the Board voted (via voice vote) 5-0-0 to approve the Request to Increase and Decrease Full Time Equivalent (FTE) Funding for the 2015-16 School Year.

**19.9 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 2015-16 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.

After a discussion, Mason moved, Lawrence seconded, and the Board voted (via voice vote) 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.

After voting on this item, Ms. Oaks left the meeting.

**19.10 Execution of Documents**

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

**FUTURE AGENDA ITEMS**

Ms. Mayo requested updates on the Attendance Works report, the Discipline Matrix, and the public information officer job description.

Ms. Mason requested a discussion about cost limits for Consent Agenda items.

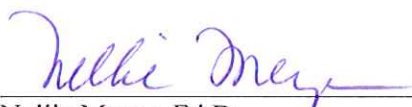
**CLOSED SESSION**

The Board did not reconvene Closed Session.

**ADJOURNMENT**

The meeting was adjourned at 10:47 p.m. in memory of Steven Tomlinson and Lauren Fickett.

Respectfully submitted,



Nellie Meyer, Ed.D.  
Superintendent