WELCOME

* Addressing the Board -- To assure an orderly meeting and an equal opportunity for each speaker, persons wishing to address the Board must fill out a speaker card. Cards are available at the meeting and must be turned in to the president of the Board prior to the beginning of the meeting. In the interest of time, speakers are limited to three minutes each, or a total of thirty minutes for all speakers. If there are multiple speakers on any one subject, the public comment period may be moved to the end of the meeting.

* Meeting Ending Time -- Adjournment time will be no later than 11:00 p.m. for all regular and special meetings unless extended to a specific time as determined by a majority of the Board.

* Record Keeping -- For accuracy, all regular meetings of the Board of Education are tape recorded. Tape recordings are kept on file for a period of no less than thirty days.

* Closed Session -- The Board of Education may meet in closed session for discussion of labor negotiations, student discipline, personnel matters, litigation, and other matters as provided for under California state law.

* Radio -- For the convenience of the public, Board meetings are broadcast during the school year over the Clayton Valley High School radio station KVHS (90.5 FM) starting at 7:30 p.m.

FUTURE MEETING DATE(S):

<table>
<thead>
<tr>
<th>Month</th>
<th>Date</th>
<th>Time</th>
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<tbody>
<tr>
<td>January</td>
<td>17, 2006</td>
<td>7:30 p.m.</td>
<td>Regular Board Meeting</td>
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<tr>
<td>February</td>
<td>14, 2006</td>
<td>7:30 p.m.</td>
<td>Regular Board Meeting</td>
</tr>
<tr>
<td>February</td>
<td>28, 2006</td>
<td>7:30 p.m.</td>
<td>Regular Board Meeting</td>
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**Note: Calendar of Future Board and Committee Meetings Attached**

CALL TO ORDER – 6:00 p.m.

1. ANNOUNCEMENT: In closed session, the Board will consider the items listed on the closed session agenda that follows.

2. PUBLIC COMMENT – The public may address the Board concerning items that are scheduled for discussion during closed session only. These presentations are limited to three minutes each, or a total of thirty minutes for all speakers.

3. ADJOURN TO CLOSED SESSION

CLOSED SESSION

1. Negotiations - The Board may discuss negotiations or provide direction to its representatives regarding
represented employees, pursuant to the EERA (Govt. Code Section 3549.1)
Agency negotiators: Gail Isserman and Julie Braun-Martin.
Agencies: MDEA, CSEA, Local One M & O, Local One CST, MDSPA, and Supervisory.

2. **Expulsions(4)** - Review Administrative Hearing Panel recommendations regarding student expulsions and readmissions.
   - 4 hearings
   - Consider request for extension of timeline

3. **Existing Litigation**
   Spieler v. Mt. Diablo Unified School District

4. **Anticipated Litigation**
   One potential case

5. **Conference with Real Property Negotiator**
   Oak Park Christian Center

6. **Public Employee Discipline/Dismissal/Release/Complaint**
   One classified employee.

7. **Superintendent’s Evaluation**

RECONVENE OPEN SESSION – 7:30 p.m.

1. **PRELIMINARY BUSINESS**
   - Pledge of Allegiance
   - Roll Call

   Topics
   - Negotiations
   - Expulsions/Readmissions
   - Existing Litigation
   - Anticipated Litigation
   - Real Estate
   - Public Employee Discipline/Dismissal/Release/Complaint
   - Superintendent’s Evaluation

3. **CONSENT AGENDA**
   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.

3.1 Minutes of the meeting of November 22 and December 13, 2005.

3.2 **Certificated Personnel**
   - 3.2.1 Leaves of Absence, Resignations, Retirements, Employment
     3.2.2 Resolution #05/06-33 Variable Term Waiver Requests
     Variable term waivers provide applicants with additional time to complete certain requirements for the credential that authorizes the service. The waiver request is made when there is not a properly credentialed person available for the position.

3.2.3 Resolution #05/06-34 Provisional Internship Permit (PIP) Requests
   The California Commission on Teacher Credentialing authorizes the issuance of a Provisional Internship Permit (PIP) to an employee who meets the minimum requirements and who requires additional time to meet the subject matter competence needed to enter an internship program.

3.2.4 Addition of Full-time Equivalent Position (FTE) for the 2005-06 School Year
   Request .20 FTE to be added to General Fund expenditures. Fiscal Impact: $13,961. This amount has
already been budgeted within funds assigned to the Associate Superintendent’s office.

3.3 Classified Personnel
3.3.1 Leaves of Absence, Resignations, Retirements, Employment

3.3.2 Increase in Hours for a Secretary Position at Northgate High School
Northgate High requests an existing 30 hour/week, 9.5 month/year secretary position be increased to 35 hour/week, 9.5 month/year. There is no impact to the General Fund. The net increase to the School Improvement Plan funds for fiscal year 2005-06 is $2,864. Funding Source: School Improvement Plan

3.3.3 Creation of an Instructional Assistant – Computer Position for Mountain View Elementary School
Mountain View Elementary requests the creation of a 12 hour/week, school day only, Instructional Assistant – Computer position. There is no impact to the General Fund. The cost for this position in fiscal year 2005-06 will be $7,737 and funded by School Improvement Plan funds.

3.3.4 Creation of a Site Technology Support Technician I Position at Mountain View Elementary School
Mountain View Elementary has requested the creation of a 6 hour/week, 10 month Site Technology Support Technician I Position. There is no impact to the General Fund. The annual cost for this position in fiscal year 2005-06 will be $3,655 and funded by School Improvement Plan funds.

3.4 Notice of Completion
Contract C-799, Bid 1360 to Pacific Environmental Control, Inc., dba Pencon in the amount of $3,359,378 who provided the shop building reconstruction/replacement at Mt. Diablo High School. Funding Source: State Building Fund, Building Fund, and Measure C

3.5 Award of Contract for Professional Services for Hazardous Materials Project Management and Inspection for the Measure C Program – Group IV Sites
Recommend contract to MS Environmental in the amount not to exceed $150,249 for professional services for hazardous materials management and inspection for services related to the Group IV Measure C projects. Funding Source: Measure C

3.6 Multi-year Contract for Requisite Safety and Health Assessments, Chemical Surveys, Inventory and Reporting of Chemical Reagents in District Science Classrooms
Contract with MS Environmental in the amount of $48,000 to provide statutory safety and health assessments, chemical surveys, inventory and reporting of all chemical reagents in all District science rooms. Fiscal Impact: $48,000 (3-year contract); 2005-06 $15,000; 2006-07 $16,000; 2007-08 $17,000. Funding Source: Hazardous Materials Compliance Budget (General Purpose).

3.7 Award of Contract for Architectural/Engineering Services for the Measure C Construction Program
Recommend contract with Harlan Krusemak, Architect, in the amount not to exceed $453,712, including reimbursables for comprehensive design services related to the modernization and new construction at Loma Vista Adult Center and Diablo View Middle School. Funding Source: Measure C

3.8 Request for Increased Allocation for the Purchase and Installation of One Modular Building at Northgate High School
Staff requests an increase to the allocation for additional classroom. Fiscal Impact: $53,000 Funding Source: Developer Fee Fund

3.9 Purchase and Installation of One Modular Building at Northgate High School
Request approval of a purchase order for a not to exceed amount of $191,000 to Meehleis Modular Buildings, Inc. for the purchase and installation of one (1) 20’ x 32’ modular classroom (960 square feet) at Northgate High School. Fiscal Impact: $191,000 Funding Source: Developer Fees - $31,000; Woodlands Homeowners Association Contribution - $160,000

3.10 Contract Amendment for Architectural/Engineering Services for the Measure C Construction Program
Contract amendment to Corlett, Skaer and DeVoto Architects, in the amount of $63,375. Funding Source: Measure C

4. RECOGNITIONS

5. PUBLIC COMMENT
The public may address the Board regarding any item within the jurisdiction of the Board of Education of the Mt.
Diablo Unified School District that is not on this agenda. These presentations are limited to three minutes each, or a total of thirty minutes for all speakers. If there are multiple speakers on any one subject, the public comment period may be moved to the end of the meeting.

6. COMMUNICATIONS
   6.1 Organizations
   At regular board meetings, a single spokesperson of each recognized organization may make a brief presentation following the Consent Agenda. Items are limited to those which are informational.

7. REPORTS/INFORMATION – None

8. SUPERINTENDENT’S REPORT

9. BUSINESS
   Action 9.1 Contract Extension for the Superintendent
   The Superintendent is evaluated by the Board of Education annually, on or before November 1. Based on a satisfactory evaluation, the Board can elect to extend the contract of the Superintendent.

   Recommendation
   Approve contract as presented.

   Action 9.2 Consider Establishing a Board Action Calendar
   Over the last year there have been a number of items that came before the Board where there is still a decision pending. In addition, the Board has required follow up on several items.

   Recommendation
   Establish a calendar of activities.

   Action 9.3 Waiver to Retain Full Title I Carry Over from Fiscal Year 2004-05
   Under No Child Left Behind Title I regulations, a district is allowed to carry forward to the new fiscal year budget a maximum of 15% of its Title I balance from the previous school year. If the carry over exceeds 15%, the district may file a request with the California Department of Education to waive that requirement. Mt. Diablo Unified School District’s Title I carry over from 2004-05 to 2005-06 is 16.88%. There is no impact to the General Fund. Funding Source: No Child Left Behind, Title I, Part A: Compensatory Education

   Recommendation
   Submit a waiver request.

   Information 9.4 Board Policy 1313 and 5133 – Gifts to School Personnel
   Board policies are being updated to reflect District and California School Board Association language and to incorporate recent California Education Code legislation.

   Recommendation
   This is being presented as information only and will be returned for action.

   Action 9.5 Board Committee Assignments
   The Board President will make committee assignments for the period of January 1, 2006 through December 31, 2006.

   Recommendation
   Make committee assignments.

10. DISCUSSION OF REPORTS
   10.1 Committee Minutes
   10.2 Board of Education

11. ADJOURNMENT

12. CLOSED SESSION - Items not completed during the first closed session will be carried over to this closed session.
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<th>JANUARY 2006</th>
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<tr>
<td>Regular Board Meeting</td>
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<td>Safe and Drug Free Schools Task Force</td>
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Note: This is being provided for information only.
Please call 682-8000 ext. 4000 to confirm meeting dates, times and locations.