

MT. DIABLO UNIFIED SCHOOL DISTRICT
James W. Dent Education Center
1936 Carlotta Drive
Concord, CA 94519-1397

BOARD OF EDUCATION
Gary L. Eberhart, President
Paul P. Strange, Vice President
Linda K. Mayo
Sherry Whitmarsh
Richard W. Allen

BOARD OF EDUCATION

AGENDA

Tuesday, September 8, 2009
Closed Session 6:00 p.m.
Regular Session 7:30 p.m.

INTERIM SUPERINTENDENT
Richard C. Nicoll, Ph.D.

ASSOCIATE SUPERINTENDENT
Alan Young, Ed.D., Educational Services

ASSISTANT SUPERINTENDENTS
Mildred Browne, Ed.D., Special Education
Rose Lock, Elementary Education
Gail Isserman, Personnel Services
Peder Pedersen, Administrative Services

GENERAL COUNSEL
Gregory J. Rolan, Esq., General Counsel

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, **or the three minute limit may be shortened.** If there are multiple speakers on any one subject, the public comment period may be moved to the end of the meeting. **Speakers are not allowed to yield their time.**
- * **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 recorded electronically. 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.
- * **Agenda Documents** – Any writings or documents that are public records and are provided to a majority of the governing board regarding an open session item on this agenda will be made available for public inspection in the District Superintendent's office located at 1936 Carlotta Drive, Concord, California during normal business hours.

FUTURE MEETING DATE(S):

September 22, 2009	7:30 p.m.	Regular Board Meeting
October 6, 2009	7:00 p.m.	Public Hearing
October 13, 2009	7:30 p.m.	Regular Board Meeting

****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 **or the three minute limit may be shortened. Speakers are not allowed to yield their time.**

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(1)/Readmissions(10) - Review Administrative Hearing Panel recommendations regarding student expulsions and readmissions.
3. Existing Litigation
N.V. Heathorn v. Mt. Diablo Unified School District
4. Anticipated Litigation
One potential case.
5. Public Employee Discipline/Dismissal/Release/Complaint
Two certificated employees
Two classified employees

RECONVENE OPEN SESSION – 7:30 p.m.

1. **PRELIMINARY BUSINESS**

- Pledge of Allegiance
- Roll Call

2. **REPORT OF CLOSED SESSION – September 8, 2009**

- Topics
- Negotiations
 - Expulsions/Readmissions
 - Existing Litigation
 - Anticipated Litigation
 - Public Employee Discipline/Dismissal/Release/Complaint

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 August 25, 2009.

- 3.2 Certificated Personnel

- 3.2.1 Leaves of Absence, Resignations, Retirements, Employment

- 3.2.2 Resolution 09/10-11 Provisional Internship Permit (PIP) Request

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 notice of intent to employ the named applicant in the identified position has been made public.

- 3.2.3 Resolution 09/10-12 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.

3.2.4 Annual Agreement between Mt. Diablo Unified School District and the Alameda County Office of Education

This agreement is established with the Alameda County Office of Education to release a certificated employee to serve as an Educator-On-Loan on a full-time basis.

3.2.5 Distribution of FTE for the CARES After School Program Teacher Leader Positions for the 2009-2010 School Year

The Executive Committee and Leadership Team of the CARES After School Program are requesting a change in the distribution of FTE for the Teacher Leader positions. This action will result in a savings of \$25,524 to the CARES After School Program.

3.3 Classified Personnel

3.3.1 Leaves of Absence, Resignations, Retirements, Employment

3.3.2 Request to Increase and Decrease Various Positions Funded by Categorical or Outside Sources

Request to increase and decrease various positions funded by Categorical or outside sources. Fiscal Impact: Total amount decreased is \$200,169.15; total amount increased is \$374,438.98. Funding Source: Reimbursement Outside Sources; Title I – Parent Involvement; EIA-LEP; Title I; Part B-Local Assistance; and Partnership Academy

3.4 Monthly Budget Transfers and/or Budget Increases/Decreases for June 2009 End of Year

3.5 Fiscal Transactions for June and July 2009

3.6 Request for Replacement of Outdated Warrant

County warrant issued to Jason Holloway for extra compensation was not presented to the County Treasurer for payment within six months of date of issue and is consequently void. Per Government Code 29802 the Board must direct reissuance of the warrant.

3.7 Final Change Order, Bid 1552, Harry L. Murphy, Inc.

Approve final change order, bid 1552 to Harry L. Murphy, Inc. in the amount of \$4,800 for flooring improvements at Sequoia and Wren Avenue elementary schools and Mt. Diablo High School. Funding Source: Deferred Maintenance

3.8 Notice of Completion to Contract C-889, Bid 1544

Approve notice of completion to contract C-889, bid 1544 in the amount of \$107,740 to Precision Tile and Granite, Inc. who provided the kitchen floor replacement at Cambridge, Fair Oaks, and Rio Vista elementary schools, and Riverview Middle School. Funding Source: Deferred Maintenance

3.9 Notice of Completion to Purchase Order 54896, Bid 1552

Approve notice of completion to purchase order 54896, bid 1552 in the amount of \$44,800 to Harry Murphy, Inc. who provided the flooring improvements at Sequoia and Wren Avenue elementary schools, and Mt. Diablo High School. Funding Source: Deferred Maintenance

3.10 Grant Application Acceptance – California School Administrator (ACSA) Region 6 Grant for Ayers Elementary School

Request permission to accept funding from ACSA Region 6 in the amount \$1,000. There is no impact to the General Fund.

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, **or the three minute limit may be shortened**. If there are multiple speakers on any one subject, the public comment period may be moved to the end of the meeting. **Speakers are not allowed to yield their time.**

6. COMMUNICATIONS

6.1 District Organizations

At regular board meetings, a single spokesperson of each recognized district 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 Appointment of Behaviorist Program Manager

Interviews have been conducted and a candidate selected to fill the position of Behaviorist Program Manager.

Recommendation

Approve appointment as recommended.

Action 9.2 Resolution 09/10-10 Hispanic Heritage Month

The California Department of Education has designated September 14 – October 14, 2009 as Hispanic Heritage Month. The resolution recognizes the many contributions made by the Hispanic people to the growth and development of California's heritage.

Recommendation

Adopt resolution as presented.

Action 9.3 Resolution 09/10-13 Ovarian Cancer Awareness Month – September 2009

The Mt. Diablo Unified School District wishes to adopt a resolution to recognize the importance of early detection of ovarian cancer.

Recommendation

Adopt resolution as presented.

Action 9.4 Declaration of Need for Fully Qualified Educators Revision

Regulations from the Commission on Teacher Credentialing require the district to submit an annual Declaration of Need form indicating the number of teachers we anticipate hiring under emergency permits for the 2009-10 school year. The Declaration of Need form is revised to allow the District to apply for the new Limited Assignment permit for Special Education. There is no impact to the General Fund. All positions which would be filled by individuals holding an emergency permit are within position control and the budget.

Recommendation

Approve the revised declaration of need as presented.

Action 9.5 Request Budget for the Construction of Five (5) Additional Classrooms to Replace Leased Facilities at Concord and College Park High Schools

Staff requests the creation of a comprehensive budget of \$2,293,850 which is the estimated, fully inclusive cost to replace five (5) temporary leased buildings with permanent facilities. Funding Source: Proposition 55 funds

Recommendation

Approve creation of budget as proposed.

Information 9.6 Adoption of *Ender's Game* by Orson Scott Card for the 9th Grade Extended Core Literature List
A Site Literature Committee from Clayton Valley High School worked with a Curriculum Specialist to read and evaluate *Ender's Game* and recommend it for adoption for the 9th grade Extended Literature List.

Recommendation

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

10. BOARD FORUM

This item is here for the Board of Education to discuss any issues of concern.

10.1 Committee Minutes

10.2 Board Reports (time limit – 3 minutes)

10.3 Issues of Concern

11. ADJOURNMENT

12. CLOSED SESSION - Items not completed during the first closed session will be carried over to this closed session.

SEPTEMBER 2009			
Public Input for Superintendent Search	September	1	5:30 p.m.
Special Board Meeting	September	1	4:00 p.m.
Public Input for Superintendent Search	September	2	5:30 p.m.
Parent Advisory Committee	September	2	7:30 p.m.
Regular Board Meeting	September	8	7:30 p.m.
Community Advisory Committee	September	14	7:00 p.m.
Budget Advisory Committee	September	17	5:00 p.m.
Regular Board Meeting	September	22	7:30 p.m.
Superintendent Search Update	September	23	7:00 p.m.
OCTOBER 2009			
Community Advisory Committee	October	5	7:00 p.m.
Special Board Meeting – Public Hearing	October	6	7:00 p.m.
Parent Advisory Committee	October	7	7:00 p.m.
Regular Board Meeting	October	13	7:30 p.m.
Budget Advisory Committee	October	15	5:00 p.m.
NOVEMBER 2009			
Community Advisory Committee	November	2	7:00 p.m.
Parent Advisory Committee	November	4	7:00 p.m.
Regular Board Meeting	November	10	7:30 p.m.
Safe and Drug Free Schools	November	19	3:30 p.m.
Regular Board Meeting CANCELLED	November	24	CANCELLED

Note: This is being provided for information only.
Please call 682-8000 ext. 4000 to confirm meeting dates, times and locations.

Attendance: Board: Gary Eberhart, Paul Strange, Linda Mayo, Sherry Whitmarsh, Dick Allen
Administrative Staff: Interim Superintendent Dick Nicoll; Associate Superintendent Alan Young;
 Assistant Superintendents Gail Isserman, Rose Lock and Pete Pedersen; General Counsel Greg Rolen.

1. **CALL TO ORDER:** President Eberhart called the meeting to order at 6:03 p.m. in the Board room at the MDUSD Dent Center.

PUBLIC COMMENT: None

CLOSED SESSION: The Board adjourned to Closed Session at 6:05 p.m. in Room 6 at the Dent Center. Topics discussed included: negotiations, student readmissions, public employee, discipline/dismissal/release/complaint.

2. **RECONVENE OPEN SESSION:**
 The Board returned to Open Session in the Board Room at the Dent Center at 7:30 p.m. President Eberhart led the Pledge of Allegiance to the Flag and reported action taken in Closed Session.

Readmission

Strange moved, Allen seconded and the Board voted 5-0-0 to approve the readmission of three students who have completed their rehabilitation plan.

Employee Discipline/Dismissal/Release/Complaint

Allen moved, Mayo seconded and the Board voted 5-0-0 to reject the resignations of certificated employees #25715, #25518, #26992, #25694, and #27192 at this time and reconsider when suitable replacements are found.

3. **CONSENT AGENDA**

Mayo moved, Strange seconded and the Board voted to 5-0-0 thereby approving the following.

3.1 Minutes of the meetings of June 30, 2009.

3.2 Certificated Personnel

3.2.1 Leaves of Absence, Resignations, Retirements, Employment

3.2.2 Resolution 09/10-05 Education Code 44258.3 – Board Authorization

Under Ed. Code 44258.3, holders of any California teaching credential can be authorized, by Board Authorization, to teach departmentalized classes with their consent in grades K-12.

3.2.3 Resolution 09/10-06 Education Code 44256(b) – Board Authorization

Under Ed. Code 44256(b), holders of multiple subject or elementary credentials who have 12 lower division units or 6 upper division units in a subject can be authorized, by Board Authorization, to teach that subject(s) in a middle school for the current school year.

3.2.4 Resolution 09/10-07 Education Code 44258.2 – Board Authorization

Under Ed. Code 44258.2, holders of single subject or secondary credentials who have 12 lower division units or 6 upper division units in a subject can be authorized, by Board Authorization, to teach that subject(s) in a middle school for the current school year.

3.2.5 Resolution 09/10-08 Education Code 44263 – Board Authorization

Under Ed. Code 44263, holders of any California teaching credential who have 18 lower division units or 9 upper division units in a subject can be authorized, by Board Authorization, to teach that subject(s), full or part time.

3.2.6 Resolution 09/10-09 Variable Term Waiver Requests

Variable term waivers provide applicants with additional time to complete certain requirements for the credential that authorizes the service.

3.3 Classified Personnel

3.3.1 Leaves of Absence, Resignations, Retirements, Employment

3.4 Request for Replacement of Outdated Warrant

County warrant issued to Jane Michelle Pezzola for extra compensation was not presented to the County Treasurer for payment within the six months of date of issue and is consequently void. Per Government Code 29802 the Board must direct reissuance of the warrant.

3.5 Contract Amendment #5, Capital Engineering Consultants, Inc.

Contract amendment #5 to Capital Engineering Consultants, Inc. in the amount of \$7,490 for comprehensive design and engineering services necessary for the installation of new heating, ventilating, and air conditioning systems at designated sites. Funding Source: Proposition 55 funds

3.6 Contract Amendment to Mills Associates

Contract amendment to Mills Associates in the amount of \$2,250 for preparation of Environmental Impact Report (EIR) for the Northgate High School stadium lighting project. Funding Source: Northgate Community Pride Foundation

3.7 Purchase Order to Meehleis Modular Buildings, Inc.

Purchase order to Meehleis Modular Buildings, Inc. in the amount of \$338,775 for a new modular classroom and restroom at Riverview Middle School. Funding Source: Measure C

3.8 Notice of Completion to Contract C-886, Bid 1533

Notice of completion to contract C-886, bid 1533 to River View Construction in the amount of \$357,690, who provided football bleacher repairs at Clayton Valley High School. Funding Source: Proposition 55

3.9 Renewal of Contract with David Costa for Courier Service for Food and Nutrition Services

Renewal of contract with David Costa in the amount of \$38,500 to provide courier services for Food and Nutrition Services. Funding Source: Cafeteria Fund, already budgeted

3.10 Renewal of Contract with David Costa for Courier Service for School Sites

Renewal of contract with David Costa in the amount of \$35,000 to pick up petty cash from various school sites and deliver to Concord Diablo Federal Credit Union. Funding Source: General Fund, Program Code 5290

4. **RECOGNITIONS - none**

5. **PUBLIC COMMENT**

Gail Van Tassell, teacher at Delta View Elementary School, asked that the Board recognize September 2009 as Ovarian Cancer Awareness Month.

6. **COMMUNICATIONS**

6.1 District Organizations

Annie Nolen, vice president CSEA, asked that the District not print the entire CSEA contracts, only changes/inserts, so as to conserve paper. She also mentioned that the Beat Ball won the world series championship.

7. **REPORTS/INFORMATION - None**

8. SUPERINTENDENT'S REPORT

Interim Superintendent Nicoll reported on the District's Leadership Conference and Management Conference. He introduced Dr. Mildred Browne, Assistant Superintendent, who spoke regarding the precautions being taken to help prevent the spread of the H1N1 flu virus at school sites. She also answered questions from the Board as to how the District is working with the county health department as well.

9. BUSINESS

- Action 9.1 Approval of Bid for RFP 1553 Special Education and Section 504 Study
 Strange moved, Allen seconded and the Board voted 5-0-0 to approve bid for RFP 1553 to MGT of America, Inc. in the amount of \$99,520 to provide a thorough operation analysis of the delivery of all special education services throughout the district. Funding Source: ARRA-IDEA Funds

Public Comment

Lorrie Davis thanked the Board for including parents in the selection process.

10. BOARD FORUM

This item is here for the Board of Education to discuss any issues of concern.

10.1 Committee Minutes10.2 Board Reports (time limit – 3 minutes)

Ms. Mayo attended the Leadership Conference, and the "report out" at the Management Conference. She also attended the New Teacher Orientation and the CUES (Citizens United for Excellent Schools) meeting. She went to a press conference in Sacramento for the State PTA to promote Public Service Announcements. The website to view the PSAs is www.parentsknowtheanswer.org.

Ms. Whitmarsh thanked everyone who sent emails in regard to her and her daughter's recent health issue. She asked staff to look into the Inter District Transfer process for next year.

Mr. Allen attended the Leadership Conference and Management Conference. He asked that notes taken at the High School Feeder Pattern meeting at the Management Conference be given to the Board.

Mr. Strange welcomed everyone back from summer break. He also attended the Leadership Conference.

Mr. Eberhart thanked the Superintendent and staff for their support during the recent budget cuts.

A meeting was set for October 6 at 7:00 p.m. for the hearing on the Northgate Stadium Lights EIR. The meeting will be held at Northgate High if available.

10.3 Issues of Concern**11. ADJOURNMENT**

The meeting was adjourned at 8:20 p.m.

Richard Nicoll, Interim Superintendent



Agenda Item No: 3.2.1(i)

Meeting Date: September 8, 2009

AGENDA DOCKET FORM

SUBJECT: Recommended Action for Certificated Personnel



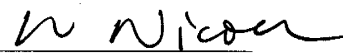
SUMMARY: Changes in status of the following certificated employees.

Please see attached listing of certificated personnel actions.

FISCAL IMPACT: NA

FUNDING SOURCE: NA

RECOMMENDED ACTION: Approve attached recommendations.

 Department Head	 Assistant Superintendent	 Superintendent
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Attachments: Certificated Actions

Certificated Personnel Actions - Board Meeting 9/8/09

New Hire

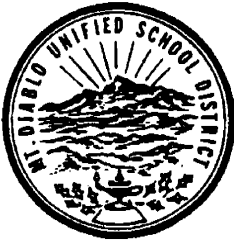
Last Name	First Name	Site	Position	Hire Date
Abella	Rachel	Pleasant Hill Middle	English	8 /27/09
Aguilera	Claudia	Riverview	CORE/French	8 /28/09
Amodio	Kathleen	CHS	SDC	8 /28/09
Andrade	Jacqueline	MDHS	SDC	8 /26/09
Azevedo	Katherine	CHS	Resource Specialist	8 /24/09
Ballester	Carrie	Meadow Homes	1st Grade - Bilingual	8 /24/09
Barambani	Stephanie	Diablo View	SDC	8 /28/09
Bautista	Jan	CPHS	Science	8 /24/09
Benbrook	Ross	Alliance	Math	8 /24/09
Bond	Alyssa	NHS	Physical Education	8 /24/09
Cooney	Julie	Valley View	SDC	8 /24/09
DiMaggio	Sarah	Oak Grove	Science	8 /24/09
Ericson	Tandra	District Wide	Assistive Tech. Speci	8 /27/09
Francioch	Sandra	Riverview	Math	8 /24/09
Garcia	Vanessa	Oak Grove	Math	8 /24/09
Gilford	Spencer	Gateway	Math/Science	8 /24/09
Hamamoto	Linda	CHS	SDC	8 /25/09
Henneberry	Solana	Woodside	SDC	8 /24/09
Herald	Nicholas	MDHS	Math	8 /27/09
Hile	Gregory	CVHS	Science	8 /24/09
Hoelle	Allison	YVHS	Science	8 /24/09
Kamal	Raj	MDHS	Math	8 /24/09
Kriskovic	Michelle	Robert Shearer	SDC	8 /24/09
Marek	Andrea	Northgate	German	8 /24/09
Moser	Michael	Foothill	Math	8 /24/09
Phan	Khoa	CPHS	Math	8 /26/09
Roberts	Suzanne	Shadelands	SDC	8 /28/09

Rounds	Wendy	NHS	Math	8 /24/09
Schoenfeld	Allison	Meadow Homes	1st Grade - Bilingual	8 /24/09
Sierra	Jade	MDHS	Math	8 /24/09
Stevens	Shelly	Valhalla	SDC	8 /28/09
Stoyer	Nancy	CHS	Chemistry	8 /28/09
Thomas	Marcus	CPHS	Science	8 /25/09
von Boltensern	Adam	Sequoia Middle	Math	8 /24/09
Winterich	Anne	CPHS	English	8 /25/09

Certificated Personnel Actions - Board Meeting 9/8/09

Rehire Temporary Teacher

Last Name	First Name	Present Locatio	Position	Effective Date
Ayres	Sherry	Sequoia Middle	Physical Education	8/26/09
Ballard	Benjamin	Glenbrook	Physical Education	8/26/09
Barabak	Marianne	Valley View	Resource Specialist	8/26/09
De Angelis	Jennifer	CVHS	Social Science	8/26/09
Easterwood	Patrick	CPHS/Diablo Day	Resource Specialist	8/26/09
Fernandez	Anya	CHS	Science	8/26/09
Haney	Jennifer	Pine Hollow	Physical Education	8/26/09
Hobson	David	CVHS	Physical Education	8/26/09
Hood	Denise	El Dorado	SDC	8/28/09
Moreno	Nelson	Pine Hollow	Math	8/26/09
Nassrallah	Zoila Veronica	MDHS	Spanish	8/27/09
Prodoehl	Daniel	MDHS	Science	8/26/09
Riggs	Heather	Meadow Homes	Kindergarten - Biling	8/26/09
Sabatier Lacher	Celine	CHS	French	8/26/09
Sunseri	Kelly	Olympic	Math	8/26/09
Valle	Cristina	CVHS	SDC	8/26/09



Agenda Item No: **3.2.2(1)**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM

SUBJECT: Approval of Provisional Internship Permit (PIP) Request

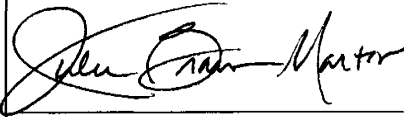
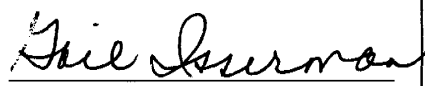
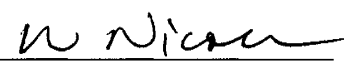
SUMMARY: The California Commission on Teacher Credentialing is no longer issuing Emergency Permits. However, the Commission replaced the Emergency Permit with the Provisional Internship Permit (PIP) which provides applicants additional time to meet the subject matter competence requirement(s) needed to enter an internship program. A District may request a PIP only after a diligent search has been conducted and a fully credentialed teacher could not be found. The PIP is issued for one (1) year and is renewable one time only provided the teacher has taken all appropriate subject matter examinations, but has not yet passed those tests.

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 is the identified position has been made public.

FISCAL IMPACT: None

FUNDING SOURCE: N/A

RECOMMENDED ACTION: Approve Provisional Internship Permit request(s) as presented.

 Department Head	 Assistant Superintendent	 Superintendent
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Attachment: Copy of Resolution for Provisional Internship Permit (s)

3.2.2(2)

RESOLUTION OF THE GOVERNING BOARD
OF THE MT. DIABLO UNIFIED SCHOOL DISTRICT
#09/10 - 11

WHEREAS, 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.

THEREFORE, be it resolved that the following teachers meet the above criteria and are authorized to apply for a PIP to complete their assignments for the 2008-09 school year in the Mt. Diablo Unified School District:

**Misty Ty
Cristina Ballard
Marco Castro**

**Single Subject-English and Industrial Tech
Renewal-Single Subject Foreign Lang: Spanish
Single Subject: Mathematics**

**YVHS
NHS
MDHS**

AYES: _____

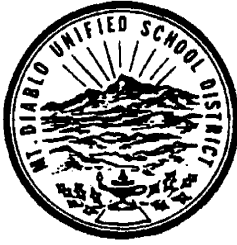
NOES: _____

ABSENT: _____

Secretary of the Governing Board

Date

September 8 , 2009
PIP



Agenda Item No: **3.2.3(i)**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM


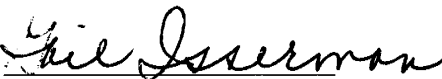
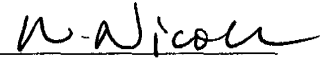
SUBJECT: Approval of Variable Term Waiver Requests

SUMMARY: 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.

All requests for a Variable Term Waiver must be presented for approval to the governing board of a public school district. Every waiver request submitted to the Commission on Teacher Credentialing must include verification that a notice of intent to employ the named applicant in the identified position has been made public.

FISCAL IMPACT: None

RECOMMENDED ACTION: Approve waiver requests as presented.

 Department Head	 Assistant Superintendent	 Superintendent
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Attachments: Copy of Resolution for Variable Term Waivers

RESOLUTION OF THE GOVERNING BOARD
OF THE MT. DIABLO UNIFIED SCHOOL DISTRICT
#09/10 - 12

WHEREAS, the California Commission on Teacher Credentialing authorizes the issuance of a Variable Term Waiver to an employee who meets the minimum requirements and who requires additional time to complete all necessary requirements for the appropriate credential which authorizes service for the position assigned.

THEREFORE, be it resolved that the following teachers meet the above criteria and are authorized to apply for a Variable Term Waiver to complete their assignments for the 2008-09 school year in the Mt. Diablo Unified School District:

Haleh Pezeshkan	District Wide	Speech-Language Pathology Services
Benjamin Campopiano	Northgate High	Social Science

AYES: _____

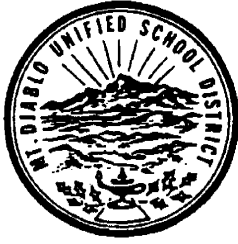
NOES: _____

ABSENT: _____

Secretary of the Governing Board

Date

Board Meeting Date: Septmeber 8, 2009
Waiver



Agenda Item No: **3.2.4(i)**

Meeting Date: September 8, 2009

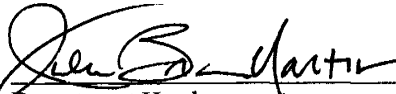
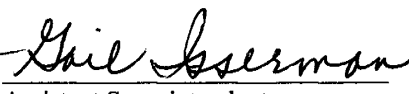
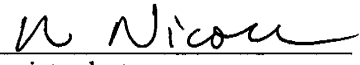
AGENDA DOCKET FORM

SUBJECT: Annual Agreement Between Mt. Diablo Unified School District and the Alameda County Office of Education.

SUMMARY: This Agreement is established with the Alameda County Office of Education to release Arantxa Alvarez, an MDUSD certificated employee, to serve as an Educator-On-Loan on a full-time basis.

FISCAL IMPACT: There is no impact to the General Fund.

RECOMMENDED ACTION: Approve Annual Agreement between Alameda County Office of Education and the Mt. Diablo Unified School District as presented.

 Department Head	 Assistant Superintendent	 Superintendent
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Attachments: Agreement Document



EDUCATOR-ON-LOAN TO ACOE

ANNUAL AGREEMENT Between

MT. DIABLO UNIFIED SCHOOL DISTRICT

and the

ALAMEDA COUNTY OFFICE OF EDUCATION

THIS AGREEMENT is entered into by and between the Mt. Diablo Unified School District (MDUSD) and the Alameda County Office of Education (ACOE).

1. The MDUSD hereby agrees to release Arantxa Alvarez to work for ACOE. The period of this agreement will begin **fiscal year July 1, 2009** and end June 30, 2010. **(You may not obligate ACOE beyond June 30 of the current fiscal year.)** The parties may renew the terms and conditions of this agreement to fulfill ACOE's request for Arantxa's services from July 2009 – June 30, 2010.

Arantxa, an MDUSD employee, will serve as an Educator-on-Loan to ACOE on a full-time basis, based upon a _____-day regular work year. For the school year period of July 2009 through June 30, 2010 Arantxa has _____ days remaining on her contracted work year. The payments for these work days has been equalized based on a _____-day work year.

2. MDUSD will continue to disperse Arantxa's full salary and benefits from beginning of school year 2009 - June 30, 2010. ACOE shall reimburse MDUSD for Arantxa's actual salary and benefits, as established on Exhibit A, unless this agreement is amended to reflect a change in the amount.
3. Any travel or other expenses incurred by Arantxa, as directed and approved by ACOE, will be paid by ACOE directly to Arantxa and will not result in additional expenses for MDUSD.
4. Any duties assigned to and/or expected of Arantxa beyond those which constitute the prearranged agreement with ACOE shall not result any additional cost to MDUSD.
5. Upon execution, MDUSD will invoice ACOE 15 days before the close of each month the equalized pay amount, as detailed on the attachment, plus any additions to that amount as directed by ACOE. ACOE will report to MDUSD all use by Arantxa of sick leave, vacation, or other leaves at the year of the year. ACOE will reimburse MDUSD promptly upon receipt of a numbered invoice(s). MDUSD shall mail invoices to the following address:

Alameda County Office of Education
Attention: Fiscal Services Department, Juanita
313 West Winton Avenue
Hayward CA 94544-1198
6. Arantxa will not be considered an employee of ACOE and will not acquire any of the rights, privileges, powers, or advantages of an employee including, without limitation, Workers' Compensation, disability, insurance, health plans, vacation, or sick leave pay, or any other benefit available to ACOE employees.

EDUCATOR-ON-LOAN TO ACOE
ANNUAL AGREEMENT WITH MT. DIABLO UNIFIED SCHOOL DISTRICT
Page 2 of 2

- 7. All data collected or developed and all copyrightable works created by personnel in the course of providing services to ACOE as described under this agreement, and all right, title, and interest therein shall vest in ACOE. In order to effectuate the foregoing, it is expressly understood that the work shall be deemed specially ordered by ACOE and shall be deemed to be a work made for hire under the U.S. copyright laws. In the event that the work is determined by a court of competent jurisdiction not to be a work made for hire under the U.S. copyright laws, this agreement shall operate as an irrevocable assignment to ACOE of the copyright and ownership of the work or data.
- 8. It is mutually agreed that the parties to this agreement may terminate this agreement by giving thirty (30) calendar days advance written notice.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed by their duly authorized representatives.

**ALAMEDA COUNTY OFFICE OF EDUCATION
(ACOE)**

**MT. DIABLO UNIFIED SCHOOL DISTRICT
(MDUSD)**

By: _____
Sheila Jordan, Superintendent

By: _____
(Authorized Representative Name & Title)

Date: _____

Date: _____

I have read this agreement between the Alameda County Office of Education and the MDUSD and agree to all terms and conditions.

Arantxa Alvarez

Date: _____

**ADDENDUM TO THE
Arantxa Alvarez Alameda County Office of Education Educator-On-Loan CONTRACT
for 2009-10**

This Addendum adds the following terms and conditions to the undersigned's Educator-On-Loan contract for 2009-10.

Terms

At the request of the district, this Addendum adds an explicit clause clarifying the supervision of Arantxa Alvarez during the time of her service as Educator-On-Loan.

The Alameda County Office of Education, through mathematics coordinators Phil Gonsalves and Drew Kravin, is responsible for the supervision of the Educator-On-Loan Arantxa Alvarez during the time of her service through this contract (2009-10).

All other provisions of the original agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed by their duly authorized representatives.

**ALAMEDA COUNTY OFFICE OF EDUCATION
(ACOE)**

**MT. DIABLO UNIFIED SCHOOL DISTRICT
(MDUSD)**

By: _____
Sheila Jordan, Superintendent

By: _____
(Authorized Representative Name & Title)

Date: _____

Date: _____

I have read this agreement between the Alameda County Office of Education and the MDUSD and agree to all terms and conditions.

Arantxa Alvarez

Date: _____



Agenda Item No: **3.2.5**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM

SUBJECT: Distribution of FTE for the CARES After School Program Teacher Leader positions for the 2009-2010 school year.

SUMMARY: The Executive Committee and Leadership Team of the CARES After School Program are requesting a change in the distribution of FTE for the Teacher Leader positions.

We are requesting a reduction of time allotted for teacher leaders at each of the 16 elementary and middle school CARES sites from .50 FTE (17 hours per week) to .35 FTE (12.25 hours per week). The elementary sites include: Bel Air, Cambridge, Delta View, El Monte, Fair Oaks, Holbrook, Meadow Homes, Rio Vista, Shore Acres, Sun Terrace, Wren Avenue, and Ygnacio Valley Elementary. The middle school sites include: El Dorado, Glenbrook, Oak Grove and Riverview.

Current FTE at 16 sites (.50 FTE):	8.00 FTE
Requested reduction of FTE at 16 sites (.35 FTE):	<u>5.60 FTE</u>
Net Reduction in FTE:	2.40 FTE

With the above 2.4 reduction in FTE, we are requesting a re-distribution of 1.0 FTE to Ygnacio Valley High and 1.0 FTE to Mt. Diablo High.

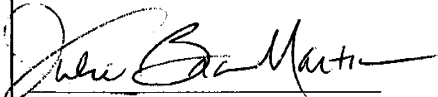
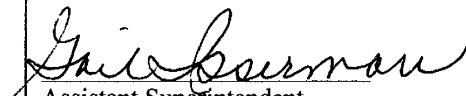
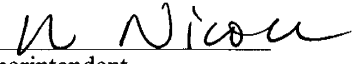
Difference in FTE:	2.40 FTE
1.0 FTE for YVHS:	1.00 FTE
1.0 FTE for MDHS:	<u>1.00 FTE</u>
Total unallocated FTE (cost savings to CARES Program):	0.40 FTE

Cost savings associated with the change in distribution of teacher leader hours will enable our program to offer a 4 week summer program and increase academic interventions for students at each CARES site.

FISCAL IMPACT: This action will result in a savings of \$25,524.00 to the CARES After School Program. There is no impact to the General Fund.

FUNDING SOURCE: CARES After School Program \$25,524.00

RECOMMENDED ACTION: Approve the elimination of 2.4 FTE at the elementary and middle school sites. Approve the creation of 2.0 secondary staffing with the unallocated FTE to remain in the CARES Program.

 Department Head	 Assistant Superintendent	 Superintendent
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Attachments: None



Agenda Item No: **3.3.1**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM

SUBJECT: Recommended Action for Classified Personnel

SUMMARY: Changes in status of the following classified employees

New Hires and Regular Employees

Draper, Debbie* Educational Interpreter – El Dorado MS 08/31/09

Promotion

Peedle, Diedra From: Food Service Asst. I – Sun Terrace El
To: Food Service Asst. III – Ygnacio Valley HS 08/31/09

Leave of Absence

Paddock, Jeremy** Health Assistant/LVN – District Wide 09/01/09

Retirements

Hartzell, David Custodian PM – Delta View El 09/01/09
Lau, Margaret Food Service Asst. I – Mt. Diablo HS 06/30/09
Lopez, Casimiro Custodian PM – El Monte El 11/01/09
Reif, Peggy Elem. School Secty. – Wren Avenue El 11/20/09

FISCAL IMPACT: NA

FUNDING SOURCE: NA

RECOMMENDED ACTION: Approve actions as recommended.

Department Head	Assistant Superintendent	Superintendent

Attachments: None

*Rehire
**Partial Leave of Absence



Agenda Item No: **3.3.2(1)**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM

SUBJECT: CLASSIFIED PERSONNEL - Request to increase and decrease various positions funded by categorical or outside sources.

SUMMARY: The following classified positions are requested to be decreased or eliminated:

ELEMENTARY SITES

<u>SCHOOL</u>	<u>POSITION</u>	<u>PROGRAM NAME</u>	<u>FTE</u>	<u>COST</u>
Ayers	Inst. Assist.	Reimb.Outside Source	(0.21875)	(4,915.64)
	Inst. Assist./Comp	Reimb.Outside Source	(0.38125)	(9,802.98)
Gregory Gdns	Inst. Assist.	Reimb. Outside Source	(0.23437)	(5,266.64)
Highlands	Sr. Inst. Assist.	Reimb.Outside Source	(0.30800)	(7,635.09)
Pleasant Hill	Inst. Assist.	Reimb.Outside Source	(0.25000)	(5,617.88)
	Inst. Assist.	Reimb.Outside Source	(0.25000)	(5,617.88)
	Sr. Inst. Assist	Reimb.Outside Source	(0.48750)	(12,084.75)
	Sr. Inst. Assist	Reimb.Outside Source	(0.48750)	(12,084.75)
	Inst. Assist./Comp	Reimb.Outside Source	(0.48750)	(12,534.97)
Shore Acres	Sr. Inst. Assist.	EIA – LEP	(0.48750)	(12,084.75)
Vahalla	Inst. Assist.	Reimb.Outside Source	(0.37500)	(8,426.81)
	Inst. Assist.	Reimb.Outside Source	(0.37500)	(8,426.81)
	Typist Clerk/SDO	Reimb.Outside Source	(0.12500)	(2,885.00)
Valle Verde	Inst. Assist.	Reimb.Outside Source	(0.02500)	(730.92)
	Inst. Assist./Comp	Reimb.Outside Source	(0.23750)	(6,165.50)
Woodside	Inst. Assist./Comp	Reimb.Outside Source	(0.12500)	(2,913.04)
	Inst. Assist./Comp	Reimb.Outside Source	(0.49375)	(16,501.75)

ELEMENTARY SITES (cont'd.)

Ygnacio Valley	Assist.Hearing Imp.2	Part B – Local Assist.	(0.75000)	(38,908.18)
	Inst. Assist.	Reimb.Outside Source	(0.37500)	(8,426.81)

MIDDLE SCHOOL SITE

<u>SCHOOL</u>	<u>POSITION</u>	<u>PROGRAM NAME</u>	<u>FTE</u>	<u>COST</u>
Oak Grove	Typist Clerk/SDO	Title I	(0.37500)	(8,655.00)

HIGH SCHOOL SITE

<u>SCHOOL</u>	<u>POSITION</u>	<u>PROGRAM NAME</u>	<u>FTE</u>	<u>COST</u>
Mt. Diablo	Sr. Inst. Assist.	Partnership Academy	(0.27500)	(10,484.00)

SUMMARY (continued): The following classified positions are requested to be increased or created:

ELEMENTARY SITES

<u>SCHOOL</u>	<u>POSITION</u>	<u>PROGRAM NAME</u>	<u>FTE</u>	<u>COST</u>
Bel Air	Comm. Svcs .Assist.	Title I/Parent Invol.	0.43750	10,845.29
Cambridge	Comm. Svcs Assist.	EIA – LEP	0.75000	44,824.00
	Site Tech. 1	Title I	0.30000	13,745.42
Fair Oaks	Sch/Fam Res. Wrkr.	EIA – LEP	0.37500	9,973.64
Hidden Valley	Typist Clerk	Reimb.Outside Source	0.22500	7,241.00
Meadow Homes	Comm. Svcs. Assist.	Title I/Parent Invol.	0.12500	4,274.00
	Site Tech. 1	Title I	0.47500	23,069.00
Rio Vista	Site Tech. 1	Title I	0.15000	6,873.00
Sequoia	Inst. Assist.	Reimb.Outside Source	0.47500	10,673.96

	Inst. Assist.	Reimb.Outside Source	0.46250	10,393.05
<u>ELEMENTARY SITES(cont'd.)</u>				
Shore Acres	Inst. Assist./Bilingual	EIA – LEP	0.43750	10,322.44
	Inst. Assist./Bilingual	EIA – LEP	0.43750	10,322.44
	Inst. Assist.	EIA – LEP	0.43750	9,831.27
Strandwood	Sr. Inst. Assist.	Reimb.Outside Source	0.29688	9,084.00
	Site Tech. I	Reimb.Outside Source	0.23750	11,208.00
Vahalla	Inst. Assist.	Reimb.Outside Source	0.25000	5,617.88
	Inst. Assist.	Reimb.Outside Source	0.25000	5,617.88
	Inst. Assist.	Reimb.Outside Source	0.25000	5,617.88
	Inst. Assist.	Reimb.Outside Source	0.25000	5,617.88
	Inst. Assist./Comp	Reimb.Outside Source	0.47500	17,937.00
Valle Verde	Inst. Assist.	Reimb.Outside Source	0.37500	11,921.62
	Inst. Assist.	Reimb.Outside Source	0.37500	10,963.63
	Inst. Assist.	Reimb.Outside Source	0.37500	10,405.81
	Inst. Assist.	Reimb.Outside Source	0.06250	2,080.96
Walnut Acres	Inst. Assist.	Reimb.Outside Source	0.42850	10,842.49
	Inst. Assist.	Reimb.Outside Source	0.42850	10,842.49
	Inst. Assist.	Reimb.Outside Source	0.42850	10,842.49
	Inst. Assist.	Reimb.Outside Source	0.08250	1,853.89
	Inst. Assist.	Reimb.Outside Source	0.28500	5,759.92
	Sr. Inst. Assist.	Reimb.Outside Source	0.25000	6,197.31
	Site Tech. 2	Reimb.Outside Source	0.45600	33,018.34

HIGH SCHOOL SITE

<u>SCHOOL</u>	<u>POSITION</u>	<u>PROGRAM NAME</u>	<u>FTE</u>	<u>COST</u>
Northgate	Site Tech. 2	Reimb.Outside Source	0.36700	26,621.00

FISCAL IMPACT: Total amount decreased is \$200,169.15.

Total amount increased is \$374,438.98.

FUNDING SOURCE: Reimbursement Outside Source
Title I – Parent Involvement
EIA – LEP
Title I
Part B – Local Assistance
Partnership Academy

RECOMMENDED ACTION: Approve decreases and increases as presented.

<hr/> Department Head	<i>Gail Isserman</i> <hr/> Assistant Superintendent	<i>n Nixon</i> <hr/> Superintendent
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Attachments: None



Agenda Item No: 34(i)

Meeting Date: September 8, 2009

AGENDA DOCKET FORM

SUBJECT: MONTHLY BUDGET TRANSFERS and/or BUDGET INCREASES/DECREASES FOR JUNE 2009 END OF YEAR

SUMMARY: The attached Budget Revision Report by Fund reflects the budgetary transactions for the June 2009 end of year. The Budget Summary shows how the budget increases/decreases adjust the 2008/09 budgeted fund balance. These transactions are routine in nature and are an established practice of the District's operational procedures.


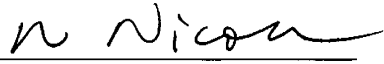
Some revisions are a result of prior Board actions, changes in grant awards, and changes in funding. Donations have been made to the district by private individuals and businesses. There are also deposits for payments to school sites for lab fees and other items for which the sites collect money. The appropriate revenue and expenditure budgets have already been increased by the amount of the donations.

FISCAL IMPACT:

<u>Fund</u>	<u>Net Changes to Fund Balance</u>
General Fund 01	\$ 3,472,271
Eagle Peak Charter School Fund 09	(24,152)
Adult Education Fund 11	(71,129)
Food Services Fund 13	(159,246)
Deferred Maintenance Fund 14	(1,973,611)
Measure C Construction Fund 21	0
Developer Fee Fund 25	0
State School Facility Fund 35	0
Measure A Fund 49	(7,058)
Measure C Debt Service Fund 51	0
Measure A Debt Service Fund 52	0
Tosco Environmental Scholarship Fund 73	0

FUNDING SOURCE: Various sources.

RECOMMENDED ACTION: Acceptance of the budget revisions and donations received and budgeted for June 2009 end of year.

 <hr/> Department Head	<hr/> Assistant Superintendent	 <hr/> Superintendent
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Attachments: Budget Revisions For June 2009 End of the Year

3.4(2)

Mt. Diablo Unified School District
2008-09 Budget Revisions
 JUNE 2009 (EOY-1)

	Budgeted Beg. Balance	Budgeted Income	Budgeted Expense	Budgeted Fund Balance
GENERAL FUND: SACS FUND 01				
Balance Forward from June 30, 2009	\$ 33,729,884.49	\$ 308,383,391.17	\$ 334,813,318.26	\$ 7,299,957.40
The following entries are needed to adjust the special project budgets based on the actual grant awards:				
A) ARRA State Fiscal Stabilization Fund		(46,640.00)	(9,021,067.00)	8,974,427.00
B) ARRA Title I-Part A		185,507.00	185,507.00	-
C) Medi-Cal:Administration		3,656.13	3,656.13	-
Medi-Cal:Psychologists		280.78	280.78	-
Medi-Cal:Healthy Start		12,436.67	12,436.67	-
Medi-Cal:Nurses		(14,303.36)	(14,303.36)	-
Medi-Cal:Audiology		48.25	48.25	-
Medi-Cal:Speech/DIS		1,469.48	1,469.48	-
Medi-Cal:OT/Transportation		17,176.63	17,176.63	-
D) Special Ed: Infant Discretionary		2,082.00	2,082.00	-
E) Special Ed: State Improvement		400.00	400.00	-
F) JROTC		(30,192.61)	(30,192.61)	-
G) Title II-Part A		29,275.00	29,275.00	-
H) SBX3 4 Reduction:				-
Mentee Grant-ACME Academy		0.00	0.00	-
AB 825 Pupil Retention Block Grant		(128,022.00)	(128,022.00)	-
AB 825 Teacher Credentialing Block Grant		(143,844.00)	(143,844.00)	-
AB 825 Staff Development Buy Back		(235,505.00)	(235,505.00)	-
AB 825 School & Library Improvement		(413,267.00)	(413,267.00)	-
AB 825 Targeted Instr. Improvement Grant		(303,674.76)	(303,674.76)	-
Peer Assistance & Review		(23,085.00)	(23,085.00)	-
Art & Music Block Grant		(95,072.00)	(95,072.00)	-
Administrative Training Program		(4,152.60)	(4,152.60)	-
Digital Safari Program		(9,541.80)	(9,541.80)	-
Gifted & Talented Program		(42,186.40)	(42,186.40)	-
Foster Youth Program		(60,745.00)	(60,745.00)	-
Partnership Academy		(28,625.40)	(28,625.40)	-
Education Academy		(9,541.80)	(9,541.80)	-
CBETP		(34,243.00)	(34,243.00)	-
School Safety & Violence Prevention		(88,636.79)	(88,636.79)	-
CAHSEE Intensive Instruction & Services		(47,723.00)	(47,723.00)	-
Instructional Materials Realignment Fund		(374,823.00)	(374,823.00)	-
I) District Discretionary Block Grant		(747,941.00)	(747,941.00)	-
PE Teacher Incentive Grant		(644,274.00)	(644,274.00)	-
Supplemental School Counseling		(442,920.00)	(442,920.00)	-
J) QEIA			0.00	-
K) Careers In Education Academy		(6,300.00)	(6,300.00)	-
L) Reading First Grant		745.65	745.65	-
M) United Way of the Bay Area		60,000.00	60,000.00	-
N) District Vehicle Replacement			611.51	(611.51)
O) Self-Funded Sports		7,500.00	7,500.00	-
P) Medical Wraparound		(0.46)	(0.46)	-
Q) School Site Donation-Sequoia Elem.		130.00	130.00	-
R) Crossroads Leadership Program		(1,054.09)	(1,054.09)	-
S) Advanced Placement Program		(13,136.39)	(13,136.39)	-
T) District Sports Facilities		42,525.76	42,525.76	-
U) Crossroads FACT		(137.25)	(137.25)	-
V) Leadership Institute		2,000.00	2,000.00	-
W) Art & Music Block Grant		(5,109.00)	(5,109.00)	-
X) ACME Academy		(1,400.00)	(1,400.00)	-
Y) NBPTS		1,988.85	1,988.85	-
Z) Diablo Community Day Program		9,952.44	9,952.44	-
AA) EIA LEP		696,880.00	696,880.00	-
AB) Buena Vista Tutorial Program		27,144.00	27,144.00	-
AC) Low Incidence		(4,480.16)	(4,480.16)	-
AD) Microsoft Settlement			118,277.00	(118,277.00)
AE) Project Pipeline		29,625.00	29,625.00	-
AF) Water Environment Studies		5,644.00	5,644.00	-
AG) Tesoro Grant		25,000.00	25,000.00	-
AH) Tfr from Restricted-Unrestricted Fund Bal.			(1,211,627.92)	1,211,627.92
Subtotal	0.00	(2,839,109.23)	(12,906,275.64)	10,067,166.41

Mt. Diablo Unified School District
2008-09 Budget Revisions
 JUNE 2009 (EOY-1)

	Budgeted Beg. Balance	Budgeted Income	Budgeted Expense	Budgeted Fund Balance
The following entry is needed to revise the budget to reflect the inter-program transfers that were made through June 2009.				
AI) Indirect Costs			425,522.46	(425,522.46)
AJ) Duplicating			(1,094.75)	1,094.75
AK) Transportation			(12,728.51)	12,728.51
AL) Continuation Education			(95,564.42)	95,564.42
AM) Maintenance			(250.00)	250.00
AN) IMC			(125.00)	125.00
Subtotal	0.00	0.00	315,759.78	(315,759.78)

The following entry is needed to revise the district contribution to the various restricted programs.				
AO) JROTC		12,369.18		12,369.18
AP) Restricted Maintenance		1,750,136.00		1,750,136.00
AQ) Advanced Placement		(10,780.61)		(10,780.61)
AR) NBPTS		(1,988.85)		(1,988.85)
AS) Diablo Community Day Program		(9,952.44)		(9,952.44)
AT) English Language Learners		(40.00)		(40.00)
AU) Water Environment Studies		(144.00)		(144.00)
AV) Class-size Reduction		(230,395.02)		(230,395.02)
Subtotal	0.00	1,509,204.26	0.00	1,509,204.26

The following entry is needed to revise the budget for flexibility transfer to reflect the change in the grant award to the various restricted programs in 08/09.				
AW) Flexibility transfers		(7,253.00)		(7,253.00)

The following entry is needed to reflect the transfer of balance from restricted resources to unrestricted fund balance in general fund (in accordance with SBx3 4)				
AX)		1,623,785.00		1,623,785.00

The following entry is needed to reflect the budget reduction in the following program.				
AY) Curriculum & Instruction			(124,600.00)	124,600.00

The following entry is needed to adjust the budget in the following programs.				
AZ) Unrestricted lottery			0.99	(0.99)
BA) Maintenance	(1,750,136.00)		(1,593,204.04)	(156,931.96)
BB) Revenue Limit	(12,097,427.88)			(12,097,427.88)
BC) Class-size Reduction	(62,535.98)			(62,535.98)
BD) Special Ed: Non-Public Schools	(3,911.34)		(3,911.34)	-
BE) Special Ed: Regionalized Services	(2,345.13)		(2,345.13)	-
BF) Interfund Transfers	1,758,835.00			1,758,835.00
BG) District Student Information System			(451,290.00)	451,290.00
Subtotal	0.00	(12,157,521.33)	(2,050,749.52)	(10,106,771.81)

The following entry is needed to revise the budget to reflect the income received through June 2009.				
BH) Various unrestricted programs		583,214.79	5,914.79	577,300.00

The following entries are needed to revise the income and expenditure budgets to reflect the donations that were received in June 2009.				
BI) District Wide	17,884.53		17,884.53	-
Dent Center	4,203.16		4,203.16	-
School Linked Services	985.00		985.00	-
Maintenance	7,055.71		7,055.71	-
Purchasing/Warehouse	484.75		484.75	-
Willow Creek Center	39.50		39.50	-
Ayers Elementary	3,550.00		3,550.00	-
Bancroft Elementary	11,888.81		11,888.81	-
Bel Air Elementary	1,867.60		1,867.60	-
Cambridge Elementary	11,014.94		11,014.94	-
El Monte Elementary	1,277.51		1,277.51	-
Fair Oaks Elementary	9,003.34		9,003.34	-
Gregory Gardens Elementary	25,341.55		25,341.55	-
Hidden Valley Elementary	19,935.28		19,935.28	-
Highlands Elementary	6,599.18		6,599.18	-
Holbrook Elementary	13,636.30		13,636.30	-
Meadow Homes Elementary	17,135.00		17,135.00	-
Monte Gardens Elementary	55,829.25		55,829.25	-
Mt. Diablo Elementary	16,178.33		16,178.33	-
Mountain View Elementary	6,102.07		6,102.07	-
Pleasant Hill Elementary	17,253.89		17,253.89	-

Mt. Diablo Unified School District
2008-09 Budget Revisions
 JUNE 2009 (EOY-1)

	Budgeted Beg. Balance	Budgeted Income	Budgeted Expense	Budgeted Fund Balance
Rio Vista Elementary		300.00	300.00	-
Delta View Elementary		9,278.29	9,278.29	-
Sequoia Elementary		13,375.46	13,375.46	-
Shore Acres Elementary		2,365.00	2,365.00	-
Silverwood Elementary		12,702.51	12,702.51	-
Strandwood Elementary		24,130.69	24,130.69	-
Sun Terrace Elementary		7,720.00	7,720.00	-
Valhalla Elementary		11,807.71	11,807.71	-
Valle Verde Elementary		7,232.63	7,232.63	-
Walnut Acres Elementary		16,691.29	16,691.29	-
Westwood Elementary		7,659.00	7,659.00	-
Woodside Elementary		20,575.56	20,575.56	-
Wren Avenue Elementary		373.63	373.63	-
Ygnacio Valley Elementary		7,390.00	7,390.00	-
Diablo View Middle		5,187.00	5,187.00	-
El Dorado Middle		1,023.15	1,023.15	-
Foothill Middle		18,852.48	18,852.48	-
Glenbrook Middle		4,000.65	4,000.65	-
Oak Grove Middle		4,354.00	4,354.00	-
Pine Hollow Middle		12,268.33	12,268.33	-
Pleasant Hill Middle		10,375.55	10,375.55	-
Riverview Middle		1,264.58	1,264.58	-
Sequoia Middle		16,800.00	16,800.00	-
Valley View Middle		18,835.28	18,835.28	-
Clayton Valley High		12,020.26	12,020.26	-
College Park High		12,832.71	12,832.71	-
Concord High		1,241.00	1,241.00	-
Mt. Diablo High		5,184.24	5,184.24	-
Northgate High		74,447.35	74,447.35	-
Ygnacio Valley High		14,858.25	14,858.25	-
Gateway Continuation High		1,075.00	1,075.00	-
Summit Continuation High		1,075.00	1,075.00	-
Prospect Continuation High		8.09	8.09	-
Crossroads Continuation High		3,365.00	3,365.00	-
Nueva Vista Continuation High		750.00	750.00	-
Olympic Continuation High		6,081.75	6,081.75	-
Subtotal	0	614,767.14	614,767.14	-

Net Change to General Fund Balance: **3,472,271.08**

Revised Balance **\$ 33,729,884.49** **\$ 297,710,478.80** **\$ 320,668,134.81** **\$ 10,772,228.48 ***

* Note: The Budgeted Fund Balance includes Reserves for Economic Uncertainties, Revolving Cash, and Stores.

EAGLE PEAK CHARTER SCHOOL FUND: SACS FUND 09

Balance Forward from June 30, 2009	\$ 386,043.79	\$ 1,957,875.77	\$ 1,964,921.16	\$ 378,998.40
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The following entries are needed to adjust the special project budgets based on the actual grant awards:

A) ARRA State Fiscal Stabilization Fund		46,640.00	46,640.00	-
The following entry is needed to revise the income and expenditure budget .				
B) Charter School		(24,082.76)	69.00	(24,151.76)

Net Change to Eagle Peak Charter School Fund Balance: **(24,151.76)**

Revised Balance **\$ 386,043.79** **\$ 1,980,433.01** **\$ 2,011,630.16** **\$ 354,846.64**

ADULT EDUCATION FUND: SACS FUND 11

Balance Forward from June 30, 2009	\$ 1,700,182.72	\$ 8,725,952.90	\$ 8,751,543.71	\$ 1,674,591.91
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The following entry is needed to revise the budget to reflect the income received through June 2009.

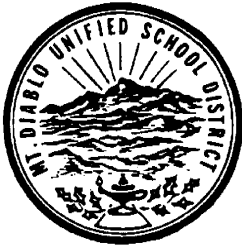
A) Adult Education		(70,169.93)	958.96	(71,128.89)
B) PELL Grant		68,554.00	68,554.00	-

Net Change to Adult Education Fund Balance: **(71,128.89)**

Revised Balance **\$ 1,700,182.72** **\$ 8,724,336.97** **\$ 8,821,056.67** **\$ 1,603,463.02**

Mt. Diablo Unified School District
2008-09 Budget Revisions
 JUNE 2009 (EOY-1)

	Budgeted Beg. Balance	Budgeted Income	Budgeted Expense	Budgeted Fund Balance
FOOD SERVICES FUND: SACS FUND 13				
Balance Forward from June 30, 2009	\$ 1,978,731.83	\$ 12,553,019.49	\$ 12,731,729.91	\$ 1,800,021.41
The following entry is needed to revise the budget to reflect the income received through June 2009.				
A) Food Services		(41,467.17)	220.93	(41,688.10)
The following entry is needed to revise the income and expenditure budget.				
B) Food Services			47.63	(47.63)
C) SBX3 4 Reduction		(117,510.36)		(117,510.36)
Net Change to Food Service Fund Balance:				(159,246.09)
Revised Balance	\$ 1,978,731.83	\$ 12,394,041.96	\$ 12,731,998.47	\$ 1,640,775.32
DEFERRED MAINTENANCE FUND: SACS FUND 14				
Balance Forward from June 30, 2009	\$ 4,299,216.18	\$ 1,550,670.00	\$ 1,672,186.62	\$ 4,177,699.56
The following entry is needed to revise the income and expenditure budgets.				
A) Deferred Maintenance-Undistributed		(214,776.00)	1,758,835.00	(1,973,611.00)
Net Change to Deferred Maintenance Fund Balance:				(1,973,611.00)
Revised Balance	\$ 4,299,216.18	\$ 1,335,894.00	\$ 3,431,021.62	\$ 2,204,088.56
CONSTRUCTION PROJECTS FUNDED BY MEASURE C: SACS FUND 21				
Balance Forward from June 30, 2009	\$ 8,652,735.06	\$ 305,000.00	\$ 4,515,250.10	\$ 4,442,484.96
No activity this month				
DEVELOPER FEE FUND: SACS FUND 25				
Balance Forward from June 30, 2009	\$ 2,427,241.01	\$ 1,260,000.00	\$ 1,700,000.00	\$ 1,987,241.01
No activity this month				
STATE SCHOOL FACILITY PROGRAM: SACS FUND 35				
Balance Forward from June 30, 2009	\$ 23,797,589.17	\$ 13,272,459.00	\$ 35,559,808.31	\$ 1,510,239.86
No activity this month				
MEASURE A : SACS FUND 49				
Balance Forward from June 30, 2009	\$ 3,726,522.01	\$ 907,500.00	\$ 3,724,960.17	\$ 909,061.84
The following entry is needed to reflect the changes to the expenditure budgets.				
A) Measure A Undistributed			7,058.30	(7,058.30)
Net Change to Measure A Fund Balance:				(7,058.30)
Revised Balance	\$ 3,726,522.01	\$ 907,500.00	\$ 3,732,018.47	\$ 902,003.54
MEASURE C DEBT SERVICE FUND: SACS FUND 51				
Balance Forward from June 30, 2009	\$ 3,003,688.64	\$ 15,278,886.00	\$ 15,278,886.00	\$ 3,003,688.64
No activity this month				
MEASURE A DEBT SERVICE FUND: SACS FUND 52				
Balance Forward from June 30, 2009	\$ 27,467,145.89	\$ 10,638,000.00	\$ 8,697,380.01	\$ 29,407,765.88
No activity this month				
TOSCO ENVIRONMENTAL SCHOLARSHIP FUND: SACS FUND 73				
Balance Forward from June 30, 2009	\$ 56,596.07	\$ 2,000.00	\$ 4,100.00	\$ 54,496.07
No activity this month				



Agenda Item No: **3.5(1)**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM



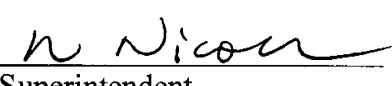
SUBJECT: Fiscal Transactions for June and July 2009

SUMMARY: Payments have been made to meet the district's obligations for salaries, benefits, supplies, contract services, equipment, capital improvements, and other outgo.

FISCAL IMPACT: Payments have been charged to the appropriate budgets.

FUNDING SOURCE: Not applicable.

RECOMMENDED ACTION: Approve fiscal transactions for May 2009.

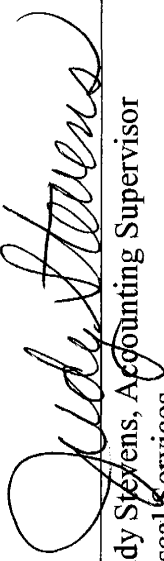
 Department Head	 Assistant Superintendent	 Superintendent
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Attachments: Vendor warrant reports for June and July 2009.

Mt. Diablo Unified School District
IFAS VENDOR CANCELLATIONS WARRANT REPORT

Fund	Number of Warrants	Total Warrants June 2009	Total Warrants thru May 2009	Total Warrants Year to Date
General Fund (Funds 01, 03, 04, 05, 06)	16	68,328.07	492,691.65	561,019.72
Building Fund (Funds 08, 10)		0.00	0.00	0.00
Developer Fee Fund (Fund 11)		0.00	0.00	0.00
Measure A Operating & Construction Funds (Funds 12, 15)		0.00	9,267.45	9,267.45
Measure C Bond Contruction Fund (Fund 17)		0.00	32,018.97	32,018.97
Developer Fee Fund - City of Pittsburg (Fund 21)		0.00	31,503.90	31,503.90
Tosco Environmental Scholarship Fund (Fund 30)		0.00	0.00	0.00
State School Prop 55 (Fund 33)		0.00	1,795,229.47	1,795,229.47
State School Building Fund (Fund 34, 35)		0.00	0.00	0.00
Food Services Fund (Fund 46)	1	1,274.98	11,967.05	13,242.03
Adult Education Fund (Fund 70)		0.00	1,532.05	1,532.05
Eagle Peak Charter School Fund (Fund 80)		0.00	902.76	902.76
Deferred Maintenance Fund (Fund 85)		0.00	148,407.30	148,407.30
Debt Service Funds (Funds 91, 92, 93, 95)		0.00	0.00	0.00
TOTALS	17	69,603.05	2,523,520.60	2,593,123.65

Approved for presentation to the Board of Education


 Judy Stevens, Accounting Supervisor
 Fiscal Services


 Bryan Richards, Director
 Fiscal Services

3.5(2)

MDUSD DAILY CANCELLED WARRANT LIST

3.5(3)

JUNE09

DATE: June 29, 2009

PAGE: 1 page

FUND	WARRANT NUMBER	AMOUNT	DATE ISSUE DATE	REMARKS/VENDOR	REASON FOR CANCEL
L FUNDS					
7500	920482	1,364.52	04/30/09	THIRD DEGREE SPORTWEAR INC	LOST IN MAIL
7500	920641	285.93	05/04/09	COURT ORDERED DEBT COLLECTIONS	INCORRECT AMOUNT
7500	920894	553.35	05/07/09	KEVIN W EDWARDS	LOST IN MAIL
7500	921587	168.30	05/21/09	ELIZABETH LANE	VENDOR DESTROYED CHECK
7500	921645	3,000.00	05/21/09	SCHOOL MSDS	DUPLICATE PAYMENT
7500	921982	395.00	05/28/09	CAMBRIDGE ELEMENTARY	INCORRECT VENDOR
7500	922045	6,594.21	05/29/09	FRANCHISE TAX BOARD	INCORRECT AMOUNT
7500	922046	5,667.70	05/29/09	FRANCHISE TAX BOARD	INCORRECT AMOUNT
7500	922081	12,261.91	06/01/09	FRANCHISE TAX BOARD	INCORRECT VENDOR
7500	922115	18,352.42	06/04/09	CONTRA COSTA WATER DISTRICT	INCORRECT AMOUNT
7500	922218	1,274.98	06/04/09	WONDER ICE CREAM LLC	DAMAGED/PRINTING NOT NEGOTIABLE
7500	922357	4,690.00	06/04/09	CURRICULUM STUDY COMMISSION	CONFERENCE CANCELLATION
7500	923113	4,246.55	06/18/09	SCHOLASTIC READING COUNTS	INCORRECT VENDOR
7500	923155	4,246.55	06/19/09	SCHOLASTIC INC	DAMAGED/PRINTING NOT NEGOTIABLE
7500	923750	650.00	06/29/09	SACRAMENTO STATE	INCORRECT YEAR PAYMENT
7500	923909	5,080.04	6/29/09	FRANCHISE TAX BOARD	INCORRECT AMOUNT
7500	923935	771.59	6/29/09	INTERNAL REVENUE SERVICE	INCORRECT AMOUNT
	TOTAL	69,603.05			

PREPARED BY JUDY STEVENS

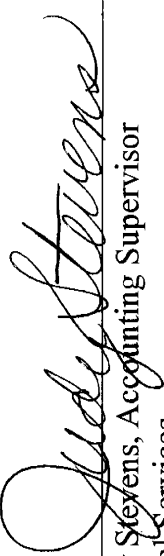
TYPED WARRANTS


Job #	<u>1250237</u>	Batch #	<u>R9JS602A</u>	26,727.62
Job #	<u>1257369</u>	Batch #	<u>R9JS619A</u>	31,683.80
Job #	<u>1262530</u>	Batch #	<u>R9JS629A</u>	10,420.04
Job #	<u>1262611</u>	Batch #	<u>R9JS629B</u>	771.59
				<u>69,603.05</u>

Mt. Diablo Unified School District
IFAS VENDOR CANCELLATIONS WARRANT REPORT

Fund	Number of Warrants	Total Warrants July 2009	Total Warrants July 2009	Total Warrants Year to Date
General Fund (Funds 01, 03, 04, 05, 06)	2	963.46	963.46	963.46
Building Fund (Funds 08, 10)		0.00	0.00	0.00
Developer Fee Fund (Fund 11)		0.00	0.00	0.00
Measure A Operating & Construction Funds (Funds 12, 15)		0.00	0.00	0.00
Measure C Bond Construction Fund (Fund 17)		0.00	0.00	0.00
Developer Fee Fund - City of Pittsburg (Fund 21)		0.00	0.00	0.00
Tosco Environmental Scholarship Fund (Fund 30)		0.00	0.00	0.00
State School Prop 55 (Fund 33)		0.00	0.00	0.00
State School Building Fund (Fund 34, 35)		0.00	0.00	0.00
Food Services Fund (Fund 46)		0.00	0.00	0.00
Adult Education Fund (Fund 70)		0.00	0.00	0.00
Eagle Peak Charter School Fund (Fund 80)		0.00	0.00	0.00
Deferred Maintenance Fund (Fund 85)		0.00	0.00	0.00
Debt Service Funds (Funds 91, 92, 93, 95)		0.00	0.00	0.00
TOTALS	2	963.46	963.46	963.46

Approved for presentation to the Board of Education


 Judy Stevens, Accounting Supervisor
 Fiscal Services


 Bryan Richards, Director
 Fiscal Services

3.5(4)

MDUSD DAILY CANCELLED WARRANT LIST

3.5(5)

JULY09

DATE: July 30, 2009

PAGE: 1 page

FUND	WARRANT NUMBER	AMOUNT	DATE ISSUE DATE	REMARKS/VENDOR	REASON FOR CANCEL
L FUNDS					
7500	923690	513.46	06/26/09	CATHI S FORBES	LOST IN MAIL
7500	923752	450.00	06/29/09	U C REGENTS	VENDOR CANCELLED EVENT
7500					
7500					
7500					
7500					
7500					
	TOTAL	963.46			

PREPARED BY JUDY STEVENS

TYPED WARRANTS

Job #	<u>1273007</u>	Batch #	<u>R9JS730A</u>	963.46
Job #	<u> </u>	Batch #	<u> </u>	-
Job #	<u> </u>	Batch #	<u> </u>	-
Job #	<u> </u>	Batch #	<u> </u>	-
				<u>963.46</u>

Mt. Diablo Unified School District
IFAS VENDOR WARRANT REPORT

3.516)

Fund	Warrant/Direct Deposit Numbers	Total Warrants June 2009	Total Warrants May 2009	Total Warrants Year to Date
General Fund (Funds 01, 03, 04, 05, 06) Includes Direct Deposits	4814 5258	20,117,966.06	141,182,041.81	161,300,007.87
Building Fund (Funds 08, 10)		0.00	352.00	352.00
Developer Fee Fund (Fund 11)		1,889.20	1,275,880.21	1,277,769.41
Measure A Operating & Construction Funds (Funds 12, 15)		9,324.26	2,086,057.50	2,095,381.76
Measure C Bond Construction Fund (Fund 17)		20,466.29	5,198,521.67	5,218,987.96
Developer Fee Fund - City of Pittsburg (Fund 21)		19,102.63	559,328.67	578,431.30
Tosco Environmental Scholarship Fund (Fund 30)		1,729,000.89	4,000.00	1,733,000.89
State School Prop 55 (Fund 33)		0.00	15,554,940.78	15,554,940.78
State School Building Fund (Fund 34, 35)		0.00	12,661.69	12,661.69
Food Services Fund (Fund 46)		383,060.98	4,429,601.28	4,812,662.26
Adult Education Fund (Fund 70)		56,835.75	1,101,571.57	1,158,407.32
Eagle Peak Charter School Fund (Fund 80)		16,323.12	386,488.98	402,812.10
Deferred Maintenance Fund (Fund 85)		43,233.70	2,120,805.50	2,164,039.20
Debt Service Funds (Funds 91, 92, 93, 95)		0.00	2,773,936.35	2,773,936.35
TOTALS	922080 923949	22,397,202.88	176,686,188.01	199,083,390.89

Approved for presentation to the Board of Education

Judy Stevens
 Judy Stevens, Accounting Supervisor
 Fiscal Services

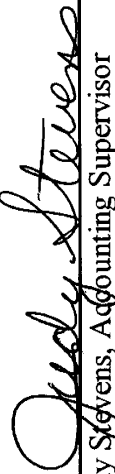
Bryan Richards
 Bryan Richards, Director
 Fiscal Services

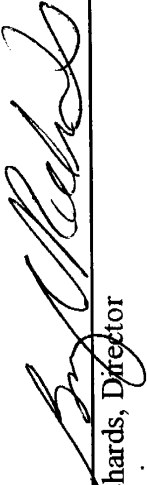
JULY 2009

Mt. Diablo Unified School District
IFAS VENDOR WARRANT REPORT

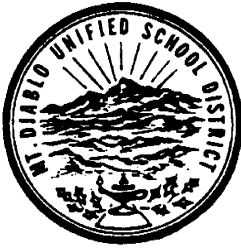
Fund	Warrant Numbers for all Funds	Total Warrants July 2009	Total Warrants thru July 2009	Total Warrants Year to Date
General Fund (Funds 01, 03, 04, 05, 06) Includes Direct Deposits	5259	12,211,600.86	0.00	12,211,600.86
Building Fund (Funds 08, 10)		0.00	0.00	0.00
Developer Fee Fund (Fund 11)		0.00	0.00	0.00
Measure A Operating & Construction Funds (Funds 12, 15)		29,604.11	0.00	29,604.11
Measure C Bond Construction Fund (Fund 17)		61,015.19	0.00	61,015.19
Developer Fee Fund - City of Pittsburg (Fund 21)		0.00	0.00	0.00
Tosco Environmental Scholarship Fund (Fund 30)		0.00	0.00	0.00
State School Prop 55 (Fund 33)		2,979,891.52	0.00	2,979,891.52
State School Building Fund (Fund 34, 35)		1,985.00	0.00	1,985.00
Food Services Fund (Fund 46)		102,940.19	0.00	102,940.19
Adult Education Fund (Fund 70)		55,500.53	0.00	55,500.53
Eagle Peak Charter School Fund (Fund 80)		99,665.13	0.00	99,665.13
Deferred Maintenance Fund (Fund 85)		70,494.15	0.00	70,494.15
Debt Service Funds (Funds 91, 92, 93, 95)		3,224,829.56	0.00	3,224,829.56
TOTALS	923950	18,837,526.24	0.00	18,837,526.24

Approved for presentation to the Board of Education


Judy Stevens, Accounting Supervisor
Fiscal Services


Bryan Richards, Director
Fiscal Services

3.5(7)



Agenda Item No: **3.6**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM

SUBJECT: Request for Replacement of Outdated Warrant

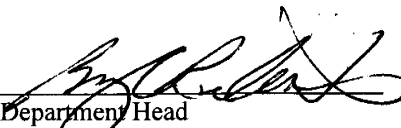
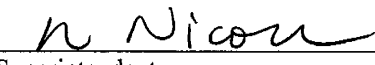
SUMMARY: County warrant issued to Jason Holloway for extra compensation was not presented to the County Treasurer for payment within six months of date of issue and consequently void. Replacement is limited to two years from the date the original warrant was issued. It then becomes void as per Government code 29802, unless the Board directs reissuance of the warrant.

A new warrant is requested to be issued to the payee in replacement for the void warrant.

FISCAL IMPACT: None

FUNDING SOURCE: Clearing account for stale dated checks.

RECOMMENDED ACTION: Approve a new warrant to be issued to replace the void warrant.

 Department Head	 Assistant Superintendent	 Superintendent
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Agenda Item No: **3.7**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM

SUBJECT: Final Change Order: Bid 1552: Harry L. Murphy, Inc.: Flooring Improvements

SUMMARY: On January 27, 2009 the Board of Education awarded Bid 1552 to Harry L. Murphy, Inc. for a contract value of \$40,000.00 for the installation of flooring improvements at Sequoia and Wren Avenue Elementary Schools and Mt. Diablo High School.

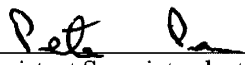
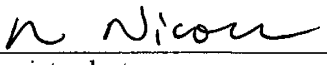
As a result of an unforeseen need to replace the flooring in a room at Ygnacio Valley High School, it was necessary to issue a single change order in the amount of \$4,800.00. This single, final change order will increase the original contract value of \$40,000.00 to a revised, final value of \$44,800.00.

FISCAL IMPACT: \$4,800.00.

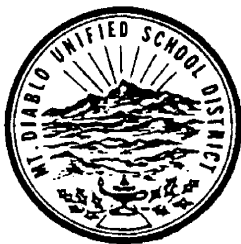
BUDGET: \$170,000.00.

FUNDING SOURCE: Deferred Maintenance Funding.

RECOMMENDED ACTION: Approve Final Change Order as presented.

<hr/> Department Head	 Assistant Superintendent	 Superintendent
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Attachments: None.



Agenda Item No. **3.8**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM

SUBJECT: Notice of Completion

SUMMARY: Contract #C-889, Bid #1544, was completed by Precision Tile & Granite, Inc., who provided the Kitchen Floor Replacement at Cambridge, Fair Oaks & Rio Vista Elementary Schools; and Riverview Middle School. Work and Services for this project have been satisfactorily completed for a total expenditure of \$107,740.00.

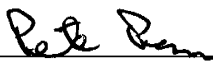
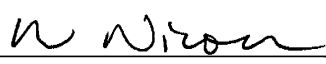
The scope of work included, but was not limited to: the installation of quarry tile flooring, remounting of the floor drains and outlets and installation of transition ramping per Health Department code.

FISCAL IMPACT: None

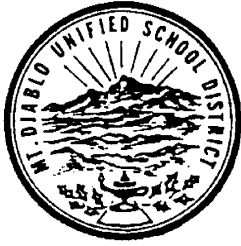
BUDGET FOR PROJECT: \$130,000.00

FUNDING SOURCE: Deferred Maintenance

RECOMMENDED ACTION: Approve Notice of Completion as presented.

<hr/> <p>Department Head</p>	 <hr/> <p>Assistant Superintendent</p>	 <hr/> <p>Superintendent</p>
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Attachments: None



Agenda Item No. **3.9**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM

SUBJECT: Notice of Completion

SUMMARY: Purchase Order #54896, Bid #1552, was completed by Harry L. Murphy, Inc., who provided the Flooring Improvements at Sequoia and Wren Avenue Elementary Schools; and Mt. Diablo High School. Work and Services for this project have been satisfactorily completed for a total expenditure of \$44,800.00.

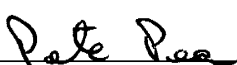
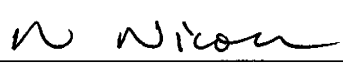
The scope of work included, but was not limited to: the installation of linoleum and/or vinyl composite tile and baseboards.

FISCAL IMPACT: None

BUDGET FOR PROJECT: \$170,000.00

FUNDING SOURCE: Deferred Maintenance

RECOMMENDED ACTION: Approve Notice of Completion as presented.

<hr/> Department Head	 Assistant Superintendent	 Superintendent
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Attachments: None



Agenda Item No: **3.10**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM

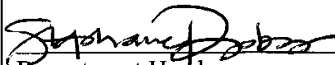
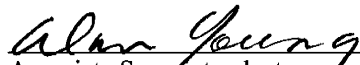
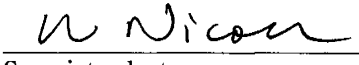
SUBJECT: Request permission to accept Association for California School Administrator (ACSA) Region 6 Grant for Ayers Elementary.

SUMMARY: Staff requests permission to accept funding from the ACSA Region 6. Ayers Elementary was successfully awarded an ACSA grant to purchase materials to support literacy instruction for 5th grade English Language Development (ELD) students. The grants will provide \$1,000 for one-year.

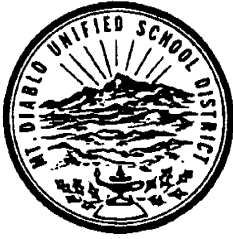
FISCAL IMPACT: Grant is for \$1,000. There is no cost to the general fund.

FUNDING SOURCE: Funding is provided by ACSA Region 6.

RECOMMENDED ACTION: Approve authorization to accept funding.

 Department Head	 Associate Superintendent	 Superintendent
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Attachments: none



Agenda Item No: **9.1**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM

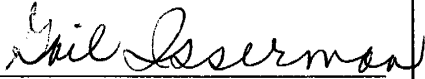
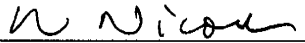
SUBJECT: Appointment of Behaviorist Program Manager

SUMMARY: Interviews have been conducted and a candidate has been selected to fill the vacant position of Behaviorist Program Manager.

FISCAL IMPACT: This position is budgeted and funded within the General Fund

FUNDING SOURCE: General Fund

RECOMMENDED ACTION: Approve appointment as recommended.

<hr/> <p>Department Head</p>	 <hr/> <p>Assistant Superintendent</p>	 <hr/> <p>Superintendent</p>
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Attachments: None



Agenda Item No. **9.2(1)**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM



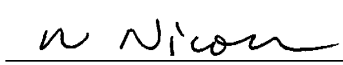
SUBJECT: Hispanic Heritage Month Resolution

SUMMARY: The California Department of Education has designated September 14 – October 16, 2009 as Hispanic Heritage Month. The attached resolution recognizes the many contributions made by the Hispanic people to the growth and development of California's heritage.

FISCAL IMPACT: No impact to the General Fund.

FUNDING SOURCE: N/A

RECOMMENDED ACTION: Approve resolution as presented.

 Department Head	 Associate Superintendent	 Superintendent
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Attachments: Hispanic Heritage Month Resolution

MT. DIABLO UNIFIED SCHOOL DISTRICT

Resolution #09/10-10

HISPANIC HERITAGE MONTH

WHEREAS, the State of California is home to over 2, 000,000 Hispanic students from kindergarten through grade twelve; and

WHEREAS, the diversity of this group includes persons who have their origins in Mexico, Central and South America, Portugal, Spain and the Spanish speaking Caribbean Islands; and

WHEREAS, since the inception of European contact with our continent, Hispanics have always been an integral part of this nation’s early exploration and California’s discovery and early settlement; and

WHEREAS, while the impact of the Hispanic culture and traditions are manifested in our State’s customs, traditions, and laws; and

WHEREAS, Hispanic Americans continue to make important contributions to our society in American government, business, agriculture, commerce, armed forces, education, the arts, science, and sports; and

WHEREAS, the *History-Social Science Framework for California Public Schools, Kindergarten Through Grade Twelve* states that the history curriculum of community, state, region, nation, and world must reflect the experiences of men and women of different racial, religious, and ethnic groups throughout the curriculum at every grade level; and

WHEREAS, the California State Board of Education recognized in its Multicultural Education Policy that each student needs an opportunity to understand the common humanity underlying all people;

NOW, THEREFORE, BE IT RESOLVED, that the Mt. Diablo Unified School District proclaims the month beginning September 14 and ending on October 16 as Hispanic Heritage Month and encourages all schools to commemorate this occasion with appropriate instructional materials; and

BE IT FURTHER RESOLVED that this resolution be distributed to all schools within the district.

Gary Eberhart
President, Board of Education

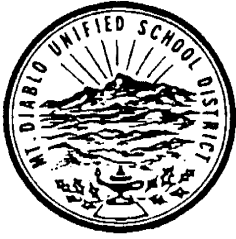
Sherry Whitmarsh
Member, Board of Education

Paul Strange
Vice President, Board of Education

Richard W. Allen
Member, Board of Education

Linda K. Mayo
Member, Board of Education

Date



Agenda Item No. **9.3(1)**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM


SUBJECT: Resolution 09/10-13 Ovarian Cancer Awareness Month -- September 2009

SUMMARY: The Mt. Diablo Unified School District Board of Education wishes to adopt a resolution to recognize the importance of early detection of ovarian cancer.

FISCAL IMPACT: N/A

FUNDING SOURCE: N/A

RECOMMENDED ACTION: Adopt resolution 09/10-13 Ovarian Cancer Awareness Month -- September 2009.

<hr/> Department Head	<hr/> Assistant Superintendent	 <hr/> Superintendent
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Attachments: Resolution

9.3(2)

MT. DIABLO UNIFIED SCHOOL DISTRICT

RESOLUTION 09/10-13

WHEREAS, ovarian cancer is one of the most deadly of women's cancers, with approximately 21,500 new cases diagnosed each year; and

WHEREAS, early detection is the best way to help doctors diagnose ovarian cancer before it has a chance to spread, making treatment more effective and increasing the chances for survival; and

WHEREAS, many women don't seek help until the disease has begun to spread, but if detected at its earliest stage, the five-year survival rate is more than 93%; and

WHEREAS, September is annually designated National Ovarian Cancer Awareness Month, and is a time to increase awareness of the disease and to promote support for future research.

NOW, THEREFORE BE IT RESOLVED that the Mt. Diablo Unified School District Board of Education does hereby recognize September 2009 as Ovarian Cancer Awareness Month.

Ayes: _____ Noes: _____ Absent _____

Signed:

Gary L. Eberhart, President

Paul P. Strange, Vice President

Linda K. Mayo, Member

Richard W. Allen, Member

Sherry Whitmarsh, Member

Date



Agenda Item No. **9.4(1)**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM

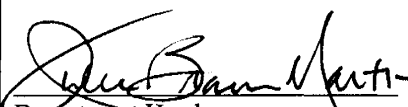
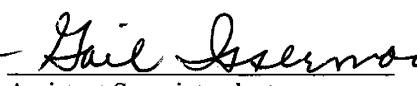
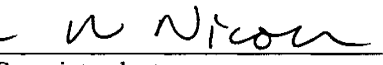
SUBJECT: Declaration of Need for Fully Qualified Educators Revision

SUMMARY: Regulations from the Commission on Teacher Credentialing require the district to submit an annual Declaration of Need form indicating the number of teachers we anticipate hiring under emergency permits for the 2009-10 school year. In the past a Declaration of Need form was filed with each emergency permit submitted by the district. This Declaration of Need form is revised to allow the District to apply for the new Limited Assignment permit for Special Education. The annual filing will eliminate paperwork both for us and for the Commission. Attached is the form indicating the number of teachers we anticipate hiring or rehiring with emergency permits, the credentials and subject areas in which we may have need to hire. We have anticipated numbers by credential type larger than our anticipated need so as not to request from the Board another action later in the year. The number of teachers hired or rehired under emergency permits includes substitutes, current employees required to reapply for a permit, and summer school teachers.

According to Title 5 Regulations 80026 (1) "...the Declaration of Need shall not be adopted by the Board as part of the consent calendar." The Commission on Teacher Credentialing requires there be opportunity for public comments or questions. With this requirement, I am requesting that this item be approved outside the consent calendar.

FISCAL IMPACT: There is no fiscal impact. All positions which would be filled by individuals holding an emergency permit are within position control and the budget.

RECOMMENDED ACTION: Approve the Revised Declaration of Need as presented.

 Department Head	 Assistant Superintendent	 Superintendent
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Attachments: Revised Declaration of Need for Fully Qualified Educators Form



State of California
 Commission on Teacher Credentialing
 Certification, Assignment and Waivers Division
 Box 944270
 Sacramento, CA 94244-2700

9.4(2)

Telephone:
 (888) 921-2682
 E-mail: credentials@ctc.ca.gov
 Website: www.ctc.ca.gov

DECLARATION OF NEED FOR FULLY QUALIFIED EDUCATORS

- Original Declaration of Need for year: _____
 Revised Declaration of Need for year: 2009-2010

FOR SERVICE IN A SCHOOL DISTRICT

Name of District: Mt. Diablo Unified School District District CDS Code: 61754

Name of County: Contra Costa County County CDS Code: 07

By submitting this annual declaration, the district is certifying the following:

- A diligent search, as defined below, to recruit a fully prepared teacher for the assignment(s) was made
- If a suitable fully prepared teacher is not available to the school district, the district will make a reasonable effort to recruit based on the priority stated below

The governing board of the school district specified above adopted a declaration at a regularly scheduled public meeting held on 09 / 08 / 09 certifying that there is an insufficient number of certificated persons who meet the district's specified employment criteria for the position(s) listed on the attached form. The attached form was part of the agenda, and the declaration did NOT appear as part of a consent calendar.

► **Enclose a copy of the board agenda item**

With my signature below, I verify that the item was acted upon favorably by the board. The declaration shall remain in force until June 30, 2010.

Submitted by (Superintendent, Board Secretary, or Designee):

<u>Richard D. Nicoll</u>		<u>Interim Superintendent</u>
<small>Name</small>	<small>Signature</small>	<small>Title</small>
<u>(925) 676-4092</u>	<u>(925) 682-8000</u>	
<small>Fax Number</small>	<small>Telephone Number</small>	<small>Date</small>
<u>1936 Carlotta Drive, Concord, CA 94519</u>		
<small>Mailing Address</small>		
<small>E-Mail Address</small>		

FOR SERVICE IN A COUNTY OFFICE OF EDUCATION, STATE AGENCY OR NONPUBLIC SCHOOL OR AGENCY

Name of County _____ County CDS Code _____

Name of State Agency _____

Name of NPS/NPA _____ County of Location _____

The Superintendent of the County Office of Education or the Director of the State Agency or the Director of the NPS/NPA specified above adopted a declaration on ___/___/___, at least 72 hours following his or her public announcement that such a declaration would be made, certifying that there is an insufficient number of certificated persons who meet the county's, agency's or school's specified employment criteria for the position(s) listed on the attached form.

The declaration shall remain in force until June 30, _____.

► **Enclose a copy of the public announcement**

Submitted by Superintendent, Director, or Designee:

Name	Signature	Title
Fax Number	Telephone Number	Date
Mailing Address		
E-Mail Address		

► *This declaration must be on file with the Commission on Teacher Credentialing before any emergency permits will be issued for service with the employing agency*

AREAS OF ANTICIPATED NEED FOR FULLY QUALIFIED EDUCATORS

Based on the previous year's actual needs and projections of enrollment, please indicate the number of emergency permits the employing agency estimates it will need in each of the identified areas during the valid period of this Declaration of Need for Fully Qualified Educators. This declaration shall be valid only for the type(s) and subject(s) identified below.

This declaration must be revised by the employing agency when the total number of emergency permits applied for exceeds the estimate by ten percent. Board approval is required for a revision.

Type of Emergency Permit	Estimated Number Needed
<input checked="" type="checkbox"/> CLAD/English Learner Authorization (applicant already holds teaching credential)	100
<input checked="" type="checkbox"/> Bilingual Authorization (applicant already holds teaching credential)	12
List target language(s) for bilingual authorization: <u>Spanish</u>	
<input checked="" type="checkbox"/> Resource Specialist	5
<input checked="" type="checkbox"/> Teacher Librarian Services	1
<input checked="" type="checkbox"/> Visiting Faculty Permit	2

LIMITED ASSIGNMENT PERMITS

Limited Assignment Permits may only be issued to applicants holding a valid California teaching credential based on a baccalaureate degree and a professional preparation program including student teaching.

Based on the previous year's actual needs and projections of enrollment, please indicate the number of Limited Assignment Permits the employing agency estimates it will need in the following areas:

TYPE OF LIMITED ASSIGNMENT PERMIT	ESTIMATED NUMBER NEEDED
Multiple Subject	5
Single Subject	10
Special Education	5
TOTAL	20

EFFORTS TO RECRUIT CERTIFIED PERSONNEL

The employing agency declares that it has implemented in policy and practices a process for conducting a diligent search that includes, but is not limited to, distributing job announcements, contacting college and university placement centers, advertising in local newspapers, exploring incentives included in the Teaching as a Priority Block Grant (refer to www.cde.ca.gov for details), participating in state and regional recruitment centers and participating in job fairs in California.

If a suitable fully prepared teacher is not available to the school district, the district made reasonable efforts to recruit an individual for the assignment, in the following order:

- A candidate who qualifies and agrees to participate in an approved internship program in the region of the school district
- An individual who is scheduled to complete initial preparation requirements within six months

EFFORTS TO CERTIFY, ASSIGN, AND DEVELOP FULLY QUALIFIED PERSONNEL

Has your agency established a District Intern program? Yes No

If no, explain. _____

Does your agency participate in a Commission-approved college or university internship program? Yes No

If yes, how many interns do you expect to have this year? 100

If yes, list each college or university with which you participate in an internship program.

Alliant, Saint Mary's College, CSU East Bay, Project Pipeline, Chapman University,
Touro University, University of Phoenix, University of San Francisco, Western Governors
University, CSU Fresno

If no, explain why you do not participate in an internship program.



Agenda Item No: **9.5**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM

SUBJECT: Request for Budget for the Construction of Five (5) Additional Classrooms to Replace Leased Facilities at Concord and College Park High Schools.



SUMMARY: Presently the District leases five (5) modular classrooms to accommodate programmatic needs at two (2) comprehensive high schools: four (4) standard classrooms at Concord High School and one (1) specialized classroom at College Park High School that was developed for, and is still presently used as, a chemistry classroom. The total annual lease cost for the classrooms at Concord High School (including the provision of a temporary power infrastructure) is \$24,401.96. The annual lease cost for the temporary chemistry classroom at College Park High School is \$37,138.92. The total annual cost for all five (5) buildings is \$62,540.88.

Assuming that projected attendance and programmatic needs at the two high schools will necessitate the on-going provision of the present level of student housing, staff is proposing that the temporary leased housing be replaced with permanent classroom facilities. Staff is requesting the creation of a comprehensive budget of \$2,220,349.00 which is the estimated, fully inclusive cost to replace these five (5) buildings with permanent facilities. This budget includes all design, testing, construction, inspection, DSA, interim housing, construction management costs as well as an allowance for furniture, fixtures, and equipment.

FISCAL IMPACT: \$2,293,850

FUNDING SOURCE: Proposition 55 Funds

RECOMMENDED ACTION: Approve Creation of Budget as Proposed.

<hr/> <p>Department Head</p>	 <hr/> <p>Assistant Superintendent</p>	 <hr/> <p>Superintendent</p>
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Attachments: None.



Agenda Item No. **9.6(i)**

Meeting Date: September 8, 2009

AGENDA DOCKET FORM


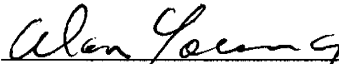
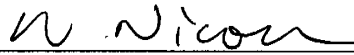
SUBJECT: Adoption of *Ender's Game* by Orson Scott Card for the 9th grade Extended Core Literature list.

SUMMARY: A Site Literature Committee from Clayton Valley High School worked with a curriculum specialist to read and evaluate *Ender's Game* and recommend it for adoption for the 9th grade Extended Literature list.

FISCAL IMPACT: No impact to general fund

FUNDING SOURCE: None required

RECOMMENDED ACTION: For information only

 Department Head	 Associate Superintendent	 Superintendent
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Attachments: backup, comments from committee members

BACKUP INFORMATION TO THE ADOPTION OF *ENDER'S GAME*

- **Dates of meetings:** 2009, March and April

- **Committee members:**

Kevin Cline	Teacher	Clayton Valley High School
Jeff Hagerstrand	Teacher	Clayton Valley High School
Sandi Hollander	Parent	Clayton Valley High School
Tom Wills	Teacher	Clayton Valley High School
Carolyn Hartnell	Parent	Clayton Valley High School
Kyle Sanger	Student	Clayton Valley High School
Jim Long	Administrator	Clayton Valley High School
Diane Sargent	Curriculum Specialist	Dent Center

- **Process:**

March 30: Committee chair distributed advocacy forms to teachers, parents, and students after reading book. Committee reviewed forms and outlined evaluation process.

April 2: Committee met to evaluate book.

April 10: Materials forwarded to curriculum specialist for review.

August 27: Docket, backup, and comments prepared and sent to director of C&I for approval.

- **Summary:**

The future of the Earth is in question due to invasions by space aliens a few decades ago. Humans have been preparing to defend themselves ever since, and technology has advanced greatly. The training of just the right young boy to command the troops is a wrenching journey and a great story.

- **Standards addressed:**

1.1; 1.2; 1.3: 'Ender's Game' contains frequent references to Greek mythology and the denotative and connotative meanings of words are crucial to the characters' development.

2.5: 'Ender's Game' provides numerous avenues to make original analysis, evaluation and elaboration of character motive, relation to current events, and cultural responsibility.

3.3; 3.4; 3.5 3.6; 3.7; 3.8; 3.9; 3.10: 'Ender's Game' presents a story that exists on several levels at once, amplifying the author's use time sequence, ambiguity, foreshadowing, etc. In addition, the main conflict between the cultures of Earth and the aliens provides excellent spring boards for written essays, Socratic Seminars, and projects related to various historical periods.

Signature, Director of Curriculum and Instruction Melinda Hall

Date 8/28/09

***Ender's Game*, by Orson Scott Card
Readers' Comments**

Reasons why I think this book should be considered:	
Science Fiction, technology appeal to 9-12 age group	Administrator
<ul style="list-style-type: none"> • Writing is suspenseful and colorful while remaining structurally simple for ease of understanding • Holds interest of adolescent (and adult) minds (especially male) • Intriguing thematic content provides opportunities for good discussion. Easily relatable contemporary issues • High percentage of students actually read and discuss text (high preparation quotient) • Unique genre not normally encountered by group 	Teacher
<ul style="list-style-type: none"> • Brings up many personal, cultural and ethical issues • Coming of age 	Parent
I strongly recommend this book because it is a very compelling story on many levels. I think it will appeal to boys and girls equally (once they start to read it), and is rich in discussion points. It is plainly written so that it should be accessible to all.	Parent
<ul style="list-style-type: none"> • The writing is compelling and can snare hesitant readers with its relatively easy to grasp plot points. • Can introduce themes not commonly encountered by other required reading, e.g., full xenocide, purposeful destruction of innocence. • Students can continue the story, multiple other books detailing multiple vantage points and more information for the events covered in this book 	Student

Ender's Game, by Orson Scott Card
Readers' Comments

9.6(4)

Themes or ideas you recognized in this book:	
<ul style="list-style-type: none"> • Compassion vs. cruelty • Adult vs. young • Reluctant hero (fits hero cycle well) • Know your enemy, know yourself • Outcast changes the rules 	Teacher
<ul style="list-style-type: none"> • Use of technology • Coming of age (9th)/loss of innocence • War ethics – ends justify means • Family politics • Manipulation • Political protest • Armageddon • Totalitarianism • Redemption • Hero's journey • Video game culture • Compassion vs. cruelty • Adult/Child perception • Dislike the rules, change the game 	Teacher
<ul style="list-style-type: none"> • Use of technology • War – ethics • Coming of age • Family politics • Political debate • Bullying 	Teacher
<ul style="list-style-type: none"> • Coming of age • Political debate • Bullying • Manipulation • Redemption 	Parent
<ul style="list-style-type: none"> • Loss of innocence • Heroic development • Individual rights and desires vs. greater good/saving the world • Cruelty, compassion, redemption • Thinking “outside of the box” • Nature of friendship, sibling rivalry, competition 	Parent
<ul style="list-style-type: none"> • Become your enemy • Dislike the rules, change the game • Outcast → Hero • Loss/maintenance of innocence • Pack mentality 	Student

**Ender's Game, by Orson Scott Card
Readers' Comments**

9.6(5)

Genre and setting, time period:	
Science Fiction, future	Teacher
<ul style="list-style-type: none"> • Science Fiction • Future Earth (not distant) • Alternate Reality 	Teacher
Science Fiction/Earth/Space – future	Teacher
Science Fiction, Earth and outer space. Not too distant future. Many similarities to today's technology, desktop computers, blogs.	Parent
Science Fiction, future Earth and outer space. Easily understandable. Not-too-distant future.	Parent
Science Fiction, near future	Student

Connections that can be made to other curricular areas:	
Science, philosophy, cross-cultural, history	Teacher
<ul style="list-style-type: none"> • Social Studies: politics; ethics; war • Science: Physics; Geometry • Cross-cultural issues 	Teacher
<ul style="list-style-type: none"> • Social Studies – politics, ethics, war • Science – technology 	Teacher
<ul style="list-style-type: none"> • History, politics • Physics • Ethics 	Parent
Social Science connections to history, political science, Physics, cultural issues, history of technology, ethics	Parent
<ul style="list-style-type: none"> • History • Psychology • Culture 	Student

Areas of caution and suggestions for handling:	
Significant amount of violence, both actual and implied	Teacher
Implied violence	Teacher
None	Teacher
Bullying seems to be encouraged and condoned. Should be used as an opportunity to condemn.	Parent
I don't feel there are areas of major concern at all, especially compared to other approved books. Language is tame, and even fights/violence are not overly graphic.	Parent