

Mt. Diablo Unified School District

Board Meeting – August 25, 2009

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 Rolan.

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 Minutes

10.2 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