

TRI-VALLEY SPECIAL EDUCATION LOCAL PLAN AREA BOARD OF TRUSTEES

<http://trivalleyselpa.org>

January 14, 2019 Meeting Minutes

IN ATTENDANCE: Board Members Chris Wenzel (Livermore); Joan Laursen (Pleasanton); Megan Rouse (Dublin); Denise Kent-Romo (Sunol)

Staff/CAC –Nanette Gray (SELPA); Correna Kelly (SELPA); Alpana Gupta (SELPA); Frank Selvaggio (Livermore); Mary Jude Doerpinghaus (Pleasanton); Jennifer Chiraelli (Dublin); Chris Krewer (SELPA);

GUESTS: Ed Diolazo, Assist. Supt. (Pleasanton); Mike Biondi Assist. Supt. (Livermore); Leslie Anderson, Interim Assist Supt. (Dublin), Molleen Barnes, Superintendent (Sunol); David Bona (CAC Chairperson); Nimrat Johal (representing Mountain House)

I. CALL TO ORDER/PLEDGE OF ALLEGIANCE: 6:02 pm

Joan Laursen called the meeting to order.

II. APPROVAL OF AGENDA

A motion to approve the agenda was made by J. Laursen and seconded by M. Rouse. Those present unanimously approved the motion.

III. APPROVAL OF MEETING MINUTES: 09/24/2018

A motion to approve the minutes of the board meeting on 9/24/18 was made by M. Rouse and seconded by C. Wenzel. Motion passed all in favor, no nays.

IV. REQUESTS TO ADDRESS THE BOARD

No public requests were made.

V. ITEMS FOR REPORT, DISCUSSION, AND POSSIBLE ACTION

A. Overview of New State Laws – Senior Director Nanette Gray

Several new bills related to education have been introduced.

AB 1808 - Annual Assurance Plan template will be approved by CDE by March 2019 and implemented by all SELPAs by July 1, 2020. Local plan and LCAPs to be aligned with uniform template and revised and approved every 3 years.

AB 2657 - Focuses on pupil discipline; restraint and seclusion.

Collection will be required annually for students with IEPs and 504s.

Tracking started this school year – Nanette will meet with each director individually.

AB 2423 – Physical Therapist – by law they could only serve students for 45 calendar days or a maximum of 12 visits. These limitations have been removed.

AB 2083 – Foster Youth – must develop MOUs to support students that are also foster youth

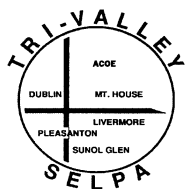
AB 2580 – Due Process Hearings – requires officer to apply certain rules which would authorize 2nd or subsequent extensions to be granted for “good cause”

AB 2639 – addresses suicide prevention policies – will require a minimum of 6 hrs of course work

AB 2022 – Pupil mental health services and school notification requirements. Requires schools and districts share out information to the parents in 2 forms and also must notify students in 2 forms.

SB 972 – Student ID cards for students in grades 7-12 must contain suicide prevention information.

SB 1019 – Mental Health Partnerships – would require at least ½ of funds be allocated to LEAs support prevention, early intervention and direct services.



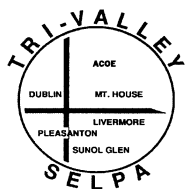
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No questions on the new bills impacting Special Education

- B. **Obligation to Incarcerated Adults with Disabilities**
District of Residence is responsible for incarcerated students between the ages of 18-22, adult students that have an existing IEP.
District of Residence is responsible for conserved students unless the conservator moves to a new district. The new district of residence will then be responsible.
There is an obligation to provide a regular school day although SpEd law allows services and placements to be modified. There are no requirements to provide transition plan for incarcerated students.
There is no responsibility to provide Child Find for 18-22 year old's that are incarcerated, if they were not previously found eligible for services.
ACOE facilitates the CCP Education Sub-Committee meetings that involves community colleges, probation and other agencies to set goals for Reentry programs for adults that are in prison. One component of the program is on Education. Nanette has been invited to be part of these Sub-Committee Meetings to discuss the education component. Nanette explained that most county jails; including Santa Rita, contract with a Charter Agency, Five Keys, to provide education for the inmates. This Five Keys Charter is sponsored the El Dorado SELPA. Once an incarcerated student enrolls with the Charter this exempts the Tri-Valley SELPA and district of residence. Those eligible incarcerated students that choose not to enroll with the Five Keys Charter will continue to be the responsibility of their district of residence
- C. **Update on Overpayment of 2016-17 AB602**
Dublin and the SELPA were overpaid in 2016/17 (Dublin \$227,771, SELPA \$29,759). The SELPA will reduce the fund balance to reimburse the districts. Dublin will take this to their Board on Jan. 22, 2019 to seek approval to reduce their AB602 disbursement in February. SELPA will report to the county how on to distribute the money. SELPA is expecting the Feb advance allocation to be able to receive their difference, monies will be received in the beginning of March.
- D. **Proposal to Distribute Low Incidence Funds – (a)**
Low Incidence funds come out of AB602 and are for the equipment and services for students with low incidence disabilities (deaf, hard of hearing, blind, severe orthopedic impairment, severe visual impairment). This student count is determined by the Dec 1 CASEMIS report data (prior year).
Last few years we've received approximately \$108,000 each year. In past years the process for distribution was First Come/First Served. We are bringing forth a new proposal – the funds will be distributed at the beginning of the year to each district with students with low incidence disabilities. Funds will be distributed as a part of AB602 at the beginning of the 2019-20 school year. To clarify – the funds will be from the 2019-2020 AB602, the student count comes from the 2018-2019 December 1 CASEMIS count. Motion to approve as presented made by Megan Rouse, seconded by Denise Kent Romo. Motion passed all in favor, no nays.
- E. **Update on SELPA AU Expenditures – Alpana Gupta**
 - i. Salaries are in the negative due to recent 2.5% increase
 - ii. Fund balance – past years fund balance = \$303,468
 1. Fiscal meeting team agreed upon a 10% reserve beyond the budget at beginning of the year
 - a. During discussion SELPA feels the 10% reserve is insufficient
 - i. SELPA proposes a minimum fund balance to be held at SELPA to meet unforeseen expenses. The remaining balance gets distributed to the Districts. Proposal will be continued to March 18 meeting.

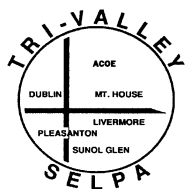


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- ii. Nanette responded to question regarding definition of unforeseen expenses
 - 1. Unforeseen expenses can be significant increase in infant counts and severity of infant disabilities, need to contract services vs. have employee provide services, costs of providing other placements for those severe infants; e.g. California School for the Deaf, also falls under unforeseen expenses. Budget is very tight – doesn't allow for flexibility when faced with these unforeseen expenses
 - iii. Nanette responded to question regarding existing mandates to determine what reserves should be.
 - 1. No mandate established. The Board of Trustees establishes the reserve. Historically the reserve was 5%. Research of SELPAs within the area shows the reserves range between 2 – 15%.
 - a. Based on expenses for this year the SELPA does not believe the 10% reserve will be adequate.
 - b. The reserve amount is a % of the AB602 budget.
 - i. SELPA would like the reserve to be at least 15% - approximately \$60,000.
 - b. Extraordinary Cost Pool – covers Mountain House and Sunol
 - i. Alpana responded to question as to why SELPA is holding the Extraordinary Cost Pool funds for Mtn. House and Sunol
 - 1. SELPA is following the Allocation Plan. Both of these districts do not receive enough funding through AB602 (due to their size) to meet the extraordinary expenses.
 - a. Costs covered are any expenses over and above their AB602 apportionment
 - ii. Nanette responded to question regarding revising the current budget
 - 1. No revision expected at this time. Current reserve will be used to cover any shortfall.
 - 2. Funding for Infants is very small amount and does not cover the current number of infants being served.
 - 3. Infant coordinator is part-time employee. The infant count has reached a level where the SELPA needs to increase her hours.
 - iii. Nanette responded to question regarding process to request additional funds when costs exceed expected/budget levels.
 - 1. Request is first introduced at the SpEd Directors monthly meetings.
 - a. Follow up with Fiscal and SpEd Meeting –
 - i. present information
 - ii. discuss and determine what to bring to Board of Trustees
 - iii. present to Board of Trustees
- F. Review of Carry Over Funds
 - i. Monies in excess of SELPA budget and reserve is money to be returned to districts
 - ii. Funds to be distributed to districts at the beginning of next year will include \$70,000 (out of home care) and \$105,000 (Low Incidence)
 - iii. Board of Trustees must vote on distribution plan for the \$303,000
 - iv. This proposal will be voted on during the March meeting



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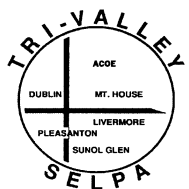
- G. Proposal to Increase SELPA Reserves
 - i. SELPA is requesting 15% of these funds to increase the reserve. Balance to be distributed to the districts.

- H. Proposal to Increase .5FTE for Early Start Employee
 - i. Alpana explained the total amount of Infant Grants that SELPA receives from both State and Federal
 1. Total amount for Fiscal Year 2018-19 for SELPA AU equals \$112,800.
 2. Total number of infants this year is 20 compared to 16 in 2017-18.
 3. Currently 1 employee working as the DHH teacher and also the Infant Coordinator (.5FTE)
 - a. Infant count has increased to point SELPA proposes to increase position to .7FTE.
 - b. Our infants also required Speech and Language Therapy which has resulted in a significant increase in our contracted services.
 - c. Additional information will be provided during the March Board of Trustee meeting. This will be an action item in March.
 - d. This will be a budget adjustment – will require proposal for increase of staffing for the position and the proposal for budget adjustment
 - e. Justification for the \$62,000 is also requested – is there an alternate means of providing these services.

- I. Proposed new SELPA Logo Images
 - i. Propose freshening up the SELPA logo
 - ii. Districts within a SELPA are not listed in most of the samples we reviewed.
 - iii. Board members like a combination of 1 and 3. Sun should be rising and the banner is appealing.
 - iv. Board also agreed the districts should be included
 - v. Chris Wenzel motioned to approve combination of 1 and 3 – leave off “The future begins here”. Banner from 3 will be added to 1, color of banner is left to discretion of the SELPA Director. Joan seconded motion. Vote passed with all in agreement.

VI. STANDING REPORTS

- A. Tri-Valley Directors Council
 - i. Frank Selvaggio – Livermore Valley Joint Unified School District
 - a. 2005 Eligible Students
 - b. Have started 2 co-teaching classrooms – full time SpEd teacher and Gen Ed teacher with some aide support - 4th and 5th grades SDC classes – seeing tremendous growth.
 - i. 4th graders baseline at beginning of year for reading was 3rd grade level, currently at 4th grade level
 - ii. 5th graders benchmark assessment for grade level curriculum, average score is 64% - these students have not been exposed to grade level curriculum until this year so this is significant.
 - iii. Parent training will be held later in the month.
 - iv. Presentation to the District Board is scheduled for January 15th.
 - v. Greatest concerns involve students with significant behavior and mental health issues. Challenging to meet these student’s needs. Just recently they’ve had to place 3 kids in NPS placements due to serious violent type issues.
 - ii. Jennifer Chiraelli – Dublin Unified School District
 1. Dublin has 5 students in residential facilities and expect to place another within the week.
 2. Currently have 4 or 5 in non-public schools due to behavioral, emotional needs that can not be addressed in public schools

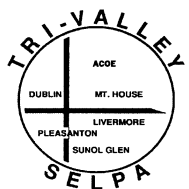


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3. Current population is 895 eligible, 98 pending, this is approximately 8% of total student population – still below the State average.
 4. Just completed audit of Spec Ed budget. Able to determine psychologists can be paid out of 3 different budgets which allowed them to move some money around
 5. Also affirmed instructional assistants can be paid out of Federal Funds first before encroaching on General Fund. This freed up money to hire a new Program Specialist which was need due to significant growth in the district over the past 6 years (almost double in size).
 6. Still in midst of Comprehensive Review – CDE is requiring 100% compliant with regards to C410 students, all appear to be at one school site.
 7. Working collaboratively with Correna – presenting the movie Angst on March 11, 6:30 PM at the Dublin High School – Performing Arts Center
- iii. Mary Jude Doerpinghaus – Pleasanton Unified School District
1. Mental health and behavior supports as an issue here as well. Recently hired Behavior Specialist, and also entered into many Behavior Contracts. Concerned about CEC enrollment.
 2. Current Student count is 1374 eligible students and 110 pending students.
 3. Events have included a lot of staff and PD trainings, particularly with Administrative team around IEPs, IEP process, 504s, discipline. Began offering a monthly support session for staff struggling with SEIS/CALPADS errors. Additional training with Administrators on steps to defensible referrals to SpEd and all the intervention steps that need to be done to have fully comprehensive IEPs that are legally defensive.
 4. Working on projections and staffing for next year.
 5. Planning a SpEd hiring festival at the end of February – making an effort to be fully staffed early in the process.
 6. Corrective actions for most recent Disproportionate report
 7. SEIS/CALPADS certification has been completed
- B. Community Advisory Committee – David Bona
- i. Resource and Transitional Fair planning under way
 1. 30 – 35 vendors, food trucks, 9:30 – 2:00 PM on Feb 2nd, Dublin
 2. Break out sessions will include Mental Health – Stress, IEP Coordinator, Conservatorship, Sensory Needs, Transition Services for 18+ year old's
- C. Correna Kelley – Tri-Valley SELPA – Mental Health
- i. Seeing increase in mental health clinical services – 75% increase within high school levels. Collecting data around this – seeing pretty intensive needs.
 - ii. Outpatient students – count increased 16% between 16/17 – 17/18 and another 16% between 17/18 and 18/19. The number of weekly sessions has also increased in some cases – used to be 1 session per week – has increased to 2-3 times a week.
 - iii. Looking into establishing hybrid program SDC/Resource classrooms with CEC students that are less needy, allowing the CEC classrooms to be more intensive for students with increased needs.
 - iv. Hosting a break out session on February 9th addressing Stress for Parents
- D. Nanette Gray – Tri-Valley SELPA Senior Director
- i. Catapult Learning presentation to the Directors in November
 1. Scheduled date to observe their programs in February
 - a. Hybrid program based on needs of the district
 - i. Potential option to keep our NPS and residential placements



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- b. Considering hiring an agency to develop and run a program that would allow us to keep our students
- c. SEIS/CALPADS reports are done for the Dec 1 reporting period
- d. Working with the County on the Re-entry program for students that are incarcerated
- e. Working with the Bay Area Collaborative once a month – meet with SELPA level people in No. Cal to help establish price ranges and program details with NPS/NPAs in the area. Working on establishing the guidelines for the 2019-20 Master Contracts
- f. Also participating in IEP facilitation meetings. This is the result of the ADR grant funds that were used for a 3 day IEP Facilitation training in June 2018 – the training seems to be paying off. Facilitated IEP went well and we received good feedback from all participants.
- g. The goal of the Facilitated IEP training was to help reduce Due Process expenses.
- h. The ADR grant for this year will be used to cover the expenses of the Directors to attend the ADR Conference in Riverside, CA in March 2019.
- i. Mountain House Elementary does not have a Special Ed Director so Nanette has been working with some of their SpEd cases.
 - i. Working with the Mountain House Board to understand the SpEd law and services students need to receive.
- j. Panel Discussion at Forum in Oakland to discuss what's happening in Alameda County around mental health.
 - i. Alameda County is actively trying to address the significant mental health issues of our students.
 - ii. State of California is moving in the right direction in addressing these needs as well.
 - iii. Start lobbying our local government representatives to seek their support
 - iv. Get parents involved and have them attend the Legislative Day in Sacramento on May 1, 2019

VII. Board Discussion/Requests

- A. Marianne Griffith is unable to attend regularly due to health issues
- B. Possible future agenda items – none

VIII. Meeting adjourned at 7:50 PM