

DRAFT - Board Meeting Minutes

REGULAR MEETING OF THE BOARD OF EDUCATION MT DIABLO UNIFIED SCHOOL DISTRICT Wednesday, December 14, 2022 (6:00 PM)

ROLL CALL

Debra Mason
Linda Mayo
Cherise Khaund
Erin McFerrin
Keisha Nzewi

1.0 Call to Order

President Mason called the meeting to order at 5:00pm

1.1 Call to Order

The Board President will call the meeting to order.

Recommendation: Call the meeting to order.

1.2 Conduct Roll Call

Recommendation: The Board President will conduct roll call.

2.0 Public Comment

There were no public comments

2.1 Public Comments: The public may address the Board concerning items that are scheduled for discussion during Closed Session only.

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.

Recommendation: Hear public comment(s).

3.0 Closed Session Agenda

3.1 Negotiations - The Board may discuss negotiations or provide direction to its representatives regarding represented and unrepresented employees, pursuant to Government Code Section 54957

Negotiations - The Board may discuss negotiations or provide direction to its representatives regarding represented and unrepresented employees, pursuant to Government Code Section 54957. Agency negotiators: Dr. Adam Clark, Dr. John Rubio, Dr. Lisa Gonzales, Dr. Wendi Aghily, Jennifer Sachs, Dr. Dan Scudero, and legal counsel; Agencies: MDEA, DMA, MDSPA, CSEA, CST Local 1, Teamsters Local 856 and unrepresented employees.

Recommendation: Information

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

Recommendation: Information/action.

3.3 Public Employee Performance Evaluation - Superintendent. Pursuant to Government Code §54957

Recommendation: Information.

3.4 Readmission of Student #02-23 to Regular Schools in the Mt. Diablo Unified School District

Readmission of Student #02-23 to Regular Schools in the Mt. Diablo Unified School District

Recommendation: A move to approve the readmission of Student #02-23 to regular schools in the Mt. Diablo Unified School District

4.0 Adjourn to Closed Session

The meeting was adjourned to closed session at 5:01pm

4.1 Adjourn to Closed Session

The Board President will adjourn the meeting to closed session.

Recommendation: Adjourn to closed session.

5.0 Reconvene Open Session

Open session reconvened at 5:01pm

5.1 Reconvene Open Session

The Board of Education will reconvene Open Session.

Recommendation: Reconvene Open Session.

6.0 Preliminary Business

The Board President led the pledge of allegiance

6.1 Pledge of Allegiance

The Board President will lead the Pledge of Allegiance.

Recommendation: Lead the Pledge of Allegiance.

6.2 Conduct Roll Call

Recommendation: The Board President will conduct roll call.

6.3 Administration of the Oath of Office for elected Trustees for District 1 (Debra Mason), District 2 (Linda Mayo) and District 4 (Cherise Khaund)

Superintendent Clark will administer the Oath of Office to the three elected Board members for Districts 1, 2 and 4.

Recommendation: Administer the Oath of Office to Trustees Debra Mason (District 1), Linda Mayo (District 2) and Cherise Khaund (District 4).

6.4 Review and Potential Approval of Minutes for Regular Board Meeting

Board Meeting Minutes November 9, 2022

Minutes have been prepared for the board meeting on November 9, 2022 and are presented for review and approval.

Recommendation: Move to approve the minutes for the Regular Board Meeting November 9, 2022

ORIGINAL - Motion

Member **(Keisha Nzewi)** Moved, Member **(Linda Mayo)** Seconded to approve the

ORIGINAL motion 'Move to approve the minutes for the Regular Board Meeting November 9, 2022'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**.

The motion **Carried. 5 - 0**

Debra Mason Yes

Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

6.5 Review and Potential Approval of the Agenda

The Governing Board may reorder or delete items within the agenda.

Recommendation: Move to approve the agenda.

ORIGINAL - Motion

Member **(Keisha Nzewi)** Moved, Member **(Cherise Khaund)** Seconded to approve the **ORIGINAL** motion 'Move to approve the agenda'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

7.0 Report Out Action Taken in Closed Session

7.1 Negotiations - The Board may discuss negotiations or provide direction to its representatives regarding represented and unrepresented employees, pursuant to Government Code Section 54957

Negotiations - The Board may discuss negotiations or provide direction to its representatives regarding represented and unrepresented employees, pursuant to Government Code Section 54957. Agency negotiators: Dr. Adam Clark, Dr. John Rubio, Dr. Lisa Gonzales, Dr. Wendi Aghily, Jennifer Sachs, Dr. Dan Scudero, and legal counsel; Agencies: MDEA, DMA, MDSPA, CSEA, CST Local 1, Teamsters Local 856 and unrepresented employees.

Recommendation: Information

The Governing Board received information.

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

Recommendation: Information/action.

In closed session the board voted 5-0 with no abstentions, the board took action to approve the resignation of employees #23345 and 12923 per their agreements. In closed session, by a vote of 5-0 with no abstentions, the board took action to accept the resignation employee #43011.

7.3 Public Employee Performance Evaluation - Superintendent. Pursuant to Government Code §54957

Recommendation: Information.

The board had a discussion with the Superintendent about his evaluation goals.

7.4 Readmission of Student #02-23 to Regular Schools in the Mt. Diablo Unified School District

Readmission of Student #02-23 to Regular Schools in the Mt. Diablo Unified School District

Recommendation: A move to approve readmission of Student #02-23 to regular schools in the Mt. Diablo Unified School District

In closed session by a vote of 5-0 the board moved to approve the readmission of student #02-23 to Mt. Diablo Unified School District.

8.0 Public Comment

8.1 Public Comment: The Public May Address the Board Regarding any Item Not on the Agenda.

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.

Recommendation: Listen to Public Comment.

9.0 Communications

9.1 District Organizations: At regular Board meetings, a single spokesperson of each recognized District organization may make a brief presentation. Items are limited to those which are informational.

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.

Recommendation: Listen to Communications.

10.0 Public Employee Appointment

10.1 Review and Potential Approval of Classified Personnel Appointment: Data Integration Administrator

Interviews were conducted and a candidate has been selected to fill the position of Data Integration Administrator for the 2022-2023 school year.

Recommendation: Move to approve the appointment of Data Integration Administrator.

AMENDED - Motion

Member **(Erin McFerrin)** Moved, Member **(Linda Mayo)** Seconded to approve the **AMENDED** motion 'Move to approve the appointment of Bridget Hopkins as Data Integration Administrator'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes

Linda Mayo Yes

Cherise Khaund Yes

Erin McFerrin Yes

Keisha Nzewi Yes

10.2 Review and Potential Approval of Classified Personnel Appointment: Warehouse Supervisor

Interviews were conducted and a candidate has been selected to fill the position of Warehouse Supervisor for the 2022-2023 school year.

Recommendation: Move to approve the appointment of Warehouse Supervisor.

AMENDED - Motion

Member **(Keisha Nzewi)** Moved, Member **(Cherise Khaund)** Seconded to approve the **AMENDED** motion 'Move to approve the appointment of Scott Metz as Warehouse Supervisor'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

10.3 Review and Potential Approval of Personnel Appointment: Social Work Specialist

Interviews were conducted and a candidate has been selected to fill the position of Social Work Specialist for the 2022-2023 school year.

Recommendation: Move to approve the appointment of Social Work Specialist.

AMENDED - Motion

Member **(Cherise Khaund)** Moved, Member **(Erin McFerrin)** Seconded to approve the **AMENDED** motion 'Move to approve the appointment of Estrella Estrada as Social Work Specialist'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

11.0 Reports/Information

11.1 Review and Potential Approval of the School Plans for Student Achievement (SPSA)

The School Plan for Student Achievement (SPSA) identifies and addresses the instructional needs of students and specifies how state and federal categorical funds will be used to accomplish the goals outlined in the plan. In addition, the SPSA template includes additional components for our Title 1 Schools with schoolwide programs, as well as our schools in comprehensive support and improvement and targeted support and improvement. School sites include their allocated Local Control Funding Formula (LCFF) Targeted Supplemental and, optionally, their allocated LCFF Base Funds in their SPSA's. State regulations require that the School Site Council (SSC) be the group responsible for developing and revising the SPSA in collaboration with the site instructional leadership team. Attached are examples of the revised site plans. Copies of all revised School Plans can be found here:

https://drive.google.com/drive/folders/1pE-Es_xiVxHcXHpPF2u8FNLiiThZ5Vj7?usp=share_link

Recommendation: For information only.

12.0 Board Member Reports

12.1 Board Member Reports

Board Members may choose to report out their activities.

Recommendation: Information.

13.0 Superintendent's Report

13.1 Superintendent's Report

The Superintendent may choose to report out on activities.

Recommendation: Information.

14.0 Organizational Meeting Items

14.1 Annual Board of Education Organizational Meeting

Education Code Sections 35143 and 72125 require that the governing board of each school district hold an annual organizational meeting. In a year in which a regular election for governing Board members is held, the meeting shall be held on a day within a 15-day period that commences with the date upon which an elected governing board member takes office. Organizational meetings in years which no such regular election for governing Board members is conducted shall be held during the same 15-day period on the calendar. Current Board Policy 9100 calls for the election of a president and vice president at the annual organizational meeting of the Board.

Recommendation: Information.

14.2 Election of Board President

The Board of Education will elect a Board President.

Recommendation: Move to approve to election of the Board President to serve beginning December 14, 2022.

Nomination:

Student Board Member (**Anahi Nava Flores**) nominated Keisha Nzewi as Board President beginning December 14, 2022. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

14.3 Election of Board Vice President

The Board of Education will elect a Vice President.

Recommendation: Move to approve the election of the Board Vice President to serve beginning December 14, 2022.

Nomination:

Member (**Cherise Khaund**) nominated Erin McFerrin as Board Vice President beginning December 14, 2022 Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

14.4 Appointment of Board Secretary

The Secretary to the Board will be appointed.

Recommendation: Move to approve the appointment of the Superintendent Dr. Adam Clark to the position of Secretary to the Board beginning December 14, 2022.

ORIGINAL - Motion

Member (**Cherise Khaund**) Moved, Member (**Linda Mayo**) Seconded to approve the **ORIGINAL** motion 'Move to approve the appointment of the Superintendent Dr. Adam Clark to the position of Secretary to the Board beginning December 14, 2022'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes

Erin McFerrin Yes
Keisha Nzewi Yes

14.5 Review and Potential Adoption of Certificate of Signatures for December 2022 to December 2023

Draft of Certificate of Signatures December 2022 to December 2023

School districts are required to adopt a new Certificate of Signatures at the annual organizational meeting. This draft will be edited to include the name of the newly elected Board President and Board members before it is presented for signature

Recommendation: Move to adopt the Certificate of Signatures for December 2022 to December 2023.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to adopt the Certificate of Signatures for December 2022 to December 2023'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

14.6 Review and Potential Approval of Resolution 22/23-33 to Establish Regular Board Meeting Dates, Times, and Locations for the 2023 Calendar Year

Resolution 22/23-33 to Establish Regular Board Meetings Dates, Times, and Locations for the 2023 Calendar Year

The Governing Board will adopt a resolution establishing its regular meeting dates, times, and locations for the 2023 calendar year. Board President, Vice President and Trustee names will be added after the meeting.

Recommendation: Move to approve Resolution 22/23-33 to establish regular meetings dates, times and locations for the 2023 calendar year as indicated.

ORIGINAL - Motion

Member **(Cherise Khaund)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve Resolution 22/23-33 to establish regular meetings dates, times and locations for the 2023 calendar year as indicated'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.0 Consent Agenda

15.1 Approval of Items listed under 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.

Recommendation: Approve all Consent Agenda items.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Approve all Consent Agenda items'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.2 Review and Potential Approval of the Recommended Action for Certificated Personnel

List of certificated hires, leave of absences, resignations, and retirements. See attached for detailed list of certificated hires, leave of absences, resignations, and retirements.

Recommendation: Move to approve the recommended action for certificated personnel.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the recommended action for certificated personnel'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.3 Review and Potential Approval of the Recommended Action for Classified Personnel

List of classified hires, leave of absences, resignations, and retirements. Information of classified hires, leave of absences, resignations, and retirements for consideration.

Recommendation: Move to approve the recommended action for classified personnel.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the recommended action for classified personnel'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.4 Review and Potential approval of the After School Education and Safety (ASES) Grant Renewal Application

MDUSD After School Education & Safety (ASES) aligned ELOP Program Plan 2022-26 Staff is requesting the approval of the After School Education & Safety (ASES) grant Renewal Application to the California Department of Education (CDE). The application is needed in order to continue providing comprehensive academic enrichment and safe after school programs to eleven elementary and three middle schools in the Mt. Diablo Unified with the districts highest Free and Reduced Price Meal (FRPM) eligibility. The

district has been the recipient of ASES grant since 1999. The After School Education and Safety (ASES) Program is the result of the 2002 voter-approved initiative, Proposition 49. These programs are created through partnerships between schools and local community resources to provide literacy, academic enrichment and safe, constructive alternatives for students in kindergarten through ninth grade. Funding is designed to maintain existing before and after school programs. Mt. Diablo CARES currently operates ASES funded expanded learning programs at 14 district schools serving approximately 2,000 K-8 students each day. The K-8 programs are primarily funded by the California Department of Education's (CDE) After School Education & Safety (ASES) grant and aligned to the MDUSD Expanded Learning Program Plan. The ASES renewal grant will continue to provide funding for staff, supplies, materials, and program activities. If awarded, the renewal grant will provide \$3,845,796 per year for a total of \$11,537,377 over three years (2023-2026).

Recommendation: Move to approve the After School Education and Safety (ASES) Grant Renewal application

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the After School Education and Safety (ASES) Grant Renewal application'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.5 Review and Potential Approval for Northgate High School Boys and Girls Wrestling Teams trip on February 22-25, 2023

Northgate High School is requesting permission for 4 students and 3 chaperones to travel to Bakersfield, CA to participate in the CIF State Tournament. The tournament is February 22-25, 2023. Students and coaches will travel by car and stay in a local hotel.

Recommendation: Move to approve the trip to Bakersfield, CA on February 22-25, 2023.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the trip to Bakersfield, CA on February 22-25, 2023'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.6 Review and Potential Approval for Northgate High School Boys Wrestling Team trip on February 16-18, 2023

Northgate High School is requesting permission for 10 students and 3 chaperones to travel to Union City, CA to participate in the NCS Boys Tournament. The tournament is February 16-18, 2023. Students and coaches will travel by car and stay in a local hotel.

Recommendation: Move to approve the trip to Union City, CA on February 16-18, 2023.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the trip to Union City, CA on February 16-18, 2023'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.7 Review and Potential Approval for Northgate High School Girls Wrestling Team trip on January 6-7, 2023

Northgate High School is requesting permission for 10 students and 3 chaperones to travel to Chico, CA to participate in the Joe Rios Memorial Tournament. The tournament is January 6-7, 2023. Students and coaches will travel by car and stay in a local hotel.

Recommendation: Move to approve the trip to Chico, CA on January 6-7, 2023.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the trip to Chico, CA on January 6-7, 2023'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.8 Review and Potential Approval for the renewal of the Nutrition Education Obesity Prevention (NEOP) grant.

Schools in MDUSD with Nutrition & Garden Program 2022/23

Staff is seeking the approval of the application which will provide continued funding of the Nutrition Education Obesity Prevention Program (NEOP) grant through September 30, 2023 with Contra Costa Health Services. This grant provides nutrition education and physical activity promotion in the Mt. Diablo CARES After School Programs. Five CARES After School Programs (Cambridge, Meadow Homes, El Monte, Sun Terrace Elementary, and Riverview Middle) will participate in the Nutrition and Physical Promotion Project of Contra Costa Health Services. Mt. Diablo CARES After School Program will continue to provide comprehensive nutrition education (i.e. cooking, nutrition, Harvest of the Month, Rethink Your Drink); increased access to physical activity (i.e. participation in Coordinated Approach to Child Health (CATCH) and SPARK curriculum as well as state approved nutrition materials). This hands on nutrition and physical activity education promotes positive nutritional lifestyle changes for students, parents and community and serve as a foundation for implementing policy, system and environmental (PSE) changes (i.e. Pop Up Health, Healthy beverage Messaging Campaign and Wellness Marketing). CARES will host community events to promote onsite gardens and nutrition education, as well as partner with the school district's food service department to ensure policy changes reach larger populations. Grant funds will pay for a portion of after school staff, evaluation, supplies and materials. Through this grant, participating after school students receive at a minimum seven hours of nutrition education and physical activity promotion each week. The NEOP grant will continue to provide valuable and essential resources to district students to support, develop and maintain a healthy lifestyle. Mt. Diablo CARES is requesting \$60,000 to implement the Nutrition and Physical Promotion Project.

Recommendation: Move to approve the application for the Nutrition Education Obesity Prevention (NEOP) grant.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the application for the Nutrition Education Obesity Prevention (NEOP) grant'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.9 Review and Potential Approval of Purchase of Cardonex Master Scheduler Software from Education Advanced for a Pilot at Secondary Sites

Cardonex is a patented master schedule builder and staffing tool from Education Advanced integrates with AERIES and helps sites maximize secondary teaching staff's ability to build student centered master schedules with 75% less time. Cardonex includes specialized programs from the beginning of the schedule-building process by enabling schedulers to thoughtfully plan out teachers' days and placing their courses in a way with the fewest course conflicts possible, ensuring more students get more of their first-choice electives. The program will be piloted at all comprehensive high schools and two middle schools for the 2023-2024 school year.

Recommendation: Move to approve the purchase of Cardonex Master Scheduler Software from Education Advanced for a pilot at a small groups of secondary sites.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the purchase of Cardonex Master Scheduler Software from Education Advanced for a pilot at a small groups of secondary sites'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.10 Review and Potential Approval of the California College Guidance Initiative (CCGI) agreement

MDUSD-CCGI Agreement (will be Exhibit A in the ISC) MDUSD-CCGI ISC Software/Systems Acquisitions Questionnaire

The California College Guidance Initiative (CCGI) is managed by CaliforniaColleges.edu, the state's official, fully-subsidized college and career planning platform designed to streamline and personalize the planning and application process for 6th-12th grade students. They assist schools to help close the gaps between systems and ensure that all California students, especially those who have been underrepresented in higher education, can move seamlessly from K-12 to college and career. Offering detailed information, curricula, and tools informed by students' transcript data, it acts as a one-stop shop to help students discover their college and career goals, make plans for how to achieve them, and launch into fulfilling futures. CCGI forms the core of the Cradle-to-Career System's college and career planning tools. It will make CCGI's tools available to every 6th-12th grade student in the state and leverage eTranscript California to facilitate the transfer of electronic community college transcript

information to four-year colleges. By doing so, it would help to create a systemic solution that addresses gaps between K-12 and higher education and ensures that every student in California has access to the tools they need to succeed in college and career. MDUSD requests authorization to become a CCGI partner district and enter into a data sharing and service agreement to gain access to in-depth, grade-appropriate information and data-driven tools such as California's Cradle to Career System <https://c2c.ca.gov/> to support college, career, and financial aid planning and applications; counselors and educators access to a comprehensive suite of reporting tools that automate routine tasks and help quickly identify students who need more help; and parents and family members accounts to monitor their children's planning and application progress. Staff have also reviewed the Software/Systems Acquisition Questionnaire completed by CCGI and believe the district has the ability and capacity to become a partner district. MDUSD would anticipate transition from using the Naviance platform to CCGI tools in 2023-24. Through K-12 partnerships, CCGI will work directly with MDUSD to expand capacity to manage and use student data, bringing a full range of data-driven tools to districts in targeted regions, free-of-charge. **Recommendation:** Move to approve the California College Guidance Initiative (CCGI) agreement

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the California College Guidance Initiative (CCGI) agreement'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.11 Review and Potential Approval of Mt. Diablo Adult Education (MDAE) application to the California Department of Education (CDE) for the: Workforce Innovation and Opportunity Act (WIOA) Title II: Adult Education and Family Literacy Act (AEFLA), Sections 231 and 243, 2023-2027

This grant provides supplemental funding to the English as a Second Language (ESL), Adult Basic Education (ABE) & Adult Secondary Education (ASE), and Adults with Disabilities (AWD) programs of MDAE. The funding supports students in English Literacy and Civics instruction (EL-Civics), Integrated English Literacy and Civics Education (IELCE), and Integrated Education and Training (IET), the purchase of supplemental instructional materials and supplies, expanded support for scheduling and management of classes, and staff development, for the purpose of transitioning adults to higher education and/or careers. This is the first time the grant is being offered in a four-year cycle. The MDAE application for the supplemental funding will be submitted by December 15, 2022. The application is on file and available upon request.

Recommendation: Move to approve an application by MDAE to the CDE for WIOA Title II: AEFLA, Sections 231 and 243 Grant supplemental funding for 2023-2027.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve an application by MDAE to the CDE for WIOA Title II: AEFLA, Sections 231 and 243 Grant supplemental funding for 2023-2027'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes

Erin McFerrin Yes
Keisha Nzewi Yes

15.12 Review and Potential Approval of the Marathon Corporation Grants

Staff is requesting the approval of the Marathon Corporation grants to increase access, expanded learning opportunities, and professional development in Science Technology Engineering and Math (STEM) and Robotics for Mt. Diablo Unified School District (MDUSD) students. The following programs would be served by these three grants. The grants would include; \$80,000.00 to continue offering the Robotics and STEM after school clubs at the nine MDUSD middle schools; \$100,000 to offering the High School FIRST Robotics Teams at College Park, Concord, Mt. Diablo (new), Northgate (new), and Ygnacio Valley High Schools; and \$35,000 to host Summer 2022 STEM Camps. These grants will inspire innovative student and adult learners by fostering community, personalizing learning, infusing technology, developing leadership, and advocating educational opportunities. The total grant amount would be \$215,000 for the 2022-2023 school year.

Recommendation: Move to approve the Marathon Corporation Grants.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the Marathon Corporation Grants'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.13 Review and Potential Approval of Mt. Diablo Unified School District's Internship Agreement with Holy Names University.

Memorandum of Understanding and Certificate of Insurance

Holy Names University Teacher Intern Program is requesting to enter into an internship agreement with Mt. Diablo Unified School District for student internship placements.

Recommendation: Move to approve the Memorandum of Understanding between Holy Names University Teacher Intern Program and Mt. Diablo Unified School District.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the Memorandum of Understanding between Holy Names University Teacher Intern Program and Mt. Diablo Unified School District'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.14 Review and Potential Approval of the Amendment to the Independent Service Agreement with Dr. Shelley Jones-Holt and Mt. Diablo Unified School District

Independent Service Agreement (ISC), 8.1.22 Amendment No. 1, 8.24.22 Amendment No. 2, 12.14.22

On August 24, 2022, the Board of Education approved the Amendment and Independent Service Agreement (ISC) with Leadership Legacy Consulting, LLC and Mt. Diablo Unified School District in the amount of \$207,000.00. The ISC Amendment No.

2, includes five (5) Administrative Coaching Sessions and is an additional \$25,000.00. Leadership Legacy Consulting, LLC mission is to eliminate the systemic and organizational inequities that have created the school to prison pipeline and perpetuated glass ceilings by creating pipelines that provide equitable access to opportunities for career and life success. Students, parents, and staff will be provided strategies to inspire, educate, and support people and the teams to achieve their personal leadership goals, develop cultural proficiency and experience liberation through the development of their individual and collective equity. The contracted services are for the 2022-23 & 2023-24 school years.

Recommendation: Move to approve Amendment No. 2 for the ISC between Dr. Shelley Jones-Holt, Leadership Legacy Consulting, LLC and Mt. Diablo Unified School District.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve Amendment No. 2 for the ISC between Dr. Shelley Jones-Holt, Leadership Legacy Consulting, LLC and Mt. Diablo Unified School District'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.15 Review and Potential Approval of Independent Service Contract between Mt. Diablo Unified School District Delta View Elementary and Active Education

Delta View Elementary School is seeking approval of an ISC with Active Education to provide a twenty week structured activity program which encompasses fun and healthy activities with an emphasis on social and emotional learning with PBIS best practices. This contract brings the cumulative total for this vendor to over \$25,000 for the 2022-2023 school year and therefore requires Board approval.

Recommendation: Move to approve the Independent Service Contract between MDUSD Delta Vista Elementary and Active Education.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the Independent Service Contract between MDUSD Delta Vista Elementary and Active Education'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.16 Review and Potential Approval of the Agreement with Benefitfocus.com for Professional Services Regarding Compliance with the Affordable Care Act (ACA)

Benefitfocus Client Services Agreement

Professional Services to support the IT and HR/Benefits Departments regarding required compliance with the Affordable Care Act (ACA). Services will include: A determination of the correct "look-back" period for the client, and generation of monthly Measurement Period Reports. These reports include a collection of new hire,

mid-measurement period, and final measurement period report. Preparation and transmission to IRS for 1095-C and 1094-C reporting: 1. Generate the data to populate 1094-C and 1095-C forms for employees, retirees, or COBRA recipients over the tax year in question. Electronic and secure transmission of 1094-C and 1095-C to the IRS. Calculation of potential penalty risk from ineligible employees receiving subsidies at public exchanges. 2. On a monthly basis the ACA Client Services Manager provides an outlook on the potential penalty risk for offering unaffordable coverage. Services will also include: a. Education on ACA core topics: IRS requirements through 1095-C and 1094-C regulations, variable hour tracking, affordability requirements, data exception reporting, managing changes ongoing, and utilizing Benefitfocus' ACA services. b. Monthly report review webinar to discuss latest reports and findings, ensure accuracy and understanding, and advise on how to address long-term challenges or policy changes required. c. Data Quality Reports: i. Data anomaly analysis to ensure data is cleaned and monitored d. Measurement Period Reports: i. Accessibility of benefits for eligible employees ii. Monthly tracking for offering or terminating benefits coverage e. Organizational View: i. Forecasting for resource trends and needs ii. Maintaining 95% MEC offer iii. Health exchange verification management iv. IRS audit protection v. IRS 6055 and 6056 reporting preparation and submittal f. Affordability Reports: i. Calculated affordability for benefits-eligible employee

Recommendation: Move to approve the agreement with Benefitfocus.com for Professional Services Regarding Compliance with the Affordable Care Act (ACA).

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the agreement with Benefitfocus.com for Professional Services Regarding Compliance with the Affordable Care Act (ACA)'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason	Yes
Linda Mayo	Yes
Cherise Khaund	Yes
Erin McFerrin	Yes
Keisha Nzewi	Yes

15.17 Review and Potential Approval of Contract Amendment #1 to Contract Between Mt. Diablo Unified School District (MDUSD) and Robert Half International Inc. for the 2022-2023 School Year

Robert Half Contract COI for Robert Half Robert Half - Insurance Robert Half Amendment No. 1

The Human Resources and Fiscal Departments are requesting a contract revision to change the current \$100,000 contract with Robert Half International Inc to \$250,000, an increase of \$150,000. The current contract is for the 2022/2023 school year. Robert Half provides appropriately trained temporary support for position vacancies, absence coverage, and leave coverage at school sites, in the following departments: Fiscal, Human Resources, Benefits, Purchasing, Technology, Facilities, Maintenance, Operations, and Benefits. The positions to date have included specialized support positions in roles such as accounting, benefits specialists, buyers, and office support. In order to maintain temporary and emergency staffing in critical roles where we have sudden vacancies (e.g. office manager positions) or for work that needs to be completed. The increase is needed because we are having more shortages of staff and cannot find qualified replacements when resignations are submitted, leaving key departments and high needs school sites short-staffed. The contract is currently funded from program 34250 (AB86 Expanded Learning Opportunities Grant/In Person Instruction Grant).

Recommendation: Move to approve contract amendment #1 to contract between Mt. Diablo Unified School District (MDUSD) and Robert Half International Inc. for the 2022-2023 school year.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve contract amendment #1 to contract between Mt. Diablo Unified School District (MDUSD) and Robert Half International Inc. for the 2022-2023 school year'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.18 Review and Potential Approval of the Fiscal Calendar for the 2023 Calendar Year

2023 Fiscal Calendar

A calendar of the key fiscal dates has been updated for the Board, staff, bargaining groups, and community. It provides an overview of the key events that happen in each month during the 2023 calendar year. Starting this June, we will update the calendar to cover the fiscal year.

Recommendation: Move to approve the Fiscal Calendar for the 2023 Calendar Year

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the Fiscal Calendar for the 2023 Calendar Year'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.19 Review and Potential Approval of the Memo of Understanding (MOU) with Contra Costa County Office of Education (CCCOE) to Provide Case Management Service to Justice-Involved Youth at Mt. Diablo Unified School District (MDUSD) Schools

The District serves students in our schools who are also involved with the justice system. This MOU will provide the District with a CCCOE-Youth Services Specialist who will be located on MDUSD campuses for 3 days per week to provide education case management services for the youth in the District.

Recommendation: Move to approve the Memo MOU with CCCOE to provide case management service to justice-involved youth at MDUSD.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the Memo MOU with CCCOE to provide case management service to justice-involved youth at MDUSD'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes

Erin McFerrin Yes
Keisha Nzewi Yes

A) Fiscal

15.20 Review and Potential Approval of the Fiscal Transaction for the month of October 2022

AP Detail Warrant Register, October, 2022

Payments have been made to meet District's obligations to improvements and other outgoing expenses.

Recommendation: Move to approve fiscal transactions for the month of October 2022.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve fiscal transactions for the month of October 2022'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.21 Review and Potential Approval of the Fiscal Transaction for the month of November 2022

AP Detail Warrant Register, November, 2022 AP Warrant Cancellations for November, 2022

Payments have been made to meet District's obligations to improvements and other outgoing expenses.

Recommendation: Move to approve fiscal transactions for the month of November 2022.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve fiscal transactions for the month of November 2022'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

B) Purchasing

15.22 Review and Potential Approval Purchase Order Summary Report for November 2022

Purchase Order Summary Report for November 2022 Technology Purchase Order Summary Report for November 2022

District staff is bringing forward Purchase Order (PO) Summary Report for the month of November 2022. This report shows the Purchase Orders for said month, including the amounts, vendors, and budgets used. The PO report is presented in accordance with Education Code Section 17604, and in an effort to be transparent in District orders and smaller contracts under \$25,000. This report will also include larger

orders and service agreements previously submitted to the Board or individual approval. To continue our transparency with technology purchases, staff has also provided a breakout of computer/technology purchases for November 2022. This total is included in the master Purchase Order Summary list.

Recommendation: Move to approve Purchase Orders for the month of November 2022.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve Purchase Orders for the month of November 2022'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.23 Review and Potential Approval of the Disposal of Approximately 175,000 Textbooks of Old Curriculum Including but not Limited to Sciences and Foreign Languages

As a result of the purchase and distribution of the new science and foreign languages curriculum this last summer, the Mt. Diablo Unified School District has 175,061 textbooks that are determined unnecessary or unsuitable for school use. It would be in the Mt. Diablo Unified School District's best interest to deem these items obsolete. Education Code Section 17546 allow for disposal and/or donation of property no longer needed or that is determined not suitable for school use. Items to be considered for disposal will have no salable value by the Director of Purchasing & Warehouse. Items determined to have a salable value will be brought to the board for approval prior to disposal via sale, auction, or donation to charitable organizations.

Recommendation: Move to approve the disposal of District Old Textbook Curriculum Including but not limited to Science and Foreign Languages Pursuant to the Education Code Section 17546 During the 2022/2023 Fiscal Year.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the disposal of District Old Textbook Curriculum Including but not limited to Science and Foreign Languages Pursuant to the Education Code Section 17546 During the 2022/2023 Fiscal Year'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.24 Review and Potential Approval Purchase Order Summary Report for September 2022

Purchase Order Summary Report for September 2022 Technology Purchase Order Summary Report for September 2022

District staff is bringing forward Purchase Order (PO) Summary Report and Technology Purchase Order Summary for the month of September 2022. This item was approved at the October 12, 2022 meeting, however, the attachments were

inadvertently left off of the item. The attachments have been added to the October 12, 2022 agenda but are also being brought back for board review.

Recommendation: Move to approve Purchase Order attachments for the month of September 2022.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve Purchase Order attachments for the month of September 2022'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**.

The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

C) Special Education

15.25 Review and Potential Approval of Master Contract with La Cheim School for the 2022/23 School Year

La Cheim School is a California certified non-public school located in El Sobrante, California. Students are placed in the program due to significant social emotional challenges related to their disability that have impacted their ability to be successful in less restrictive public school options. Requested funds are to cover one student placement for the 2022/23 school year.

Recommendation: Move to approve master contract with La Cheim School for the 2022/23 school year as presented.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve master contract with La Cheim School for the 2022/23 school year as presented'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.26 Review and Potential Approval of Amended Independent Service Contract (ISC) between Fred Finch Youth & Family Services and Mt. Diablo Unified School District (MDUSD)

The purpose of the ISC is to provide support and training to our mental health staff.

Recommendation: Move to approve the ISC between Fred Finch Youth & Family Services and Mt. Diablo Unified School District.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the ISC between Fred Finch Youth & Family Services and Mt. Diablo Unified School District'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes

Keisha Nzewi Yes

15.27 Review and Potential Approval of 2022-2023 Independent Service Contract between Mt. Diablo Unified School District and Sylvan Learning

Insurance Contract

Sylvan Learning is an organization that provides academic intervention support in English Language Arts, study skills and homework support. Sylvan learning will be providing services at Riverview Middle School and Mt Diablo High School weekly as part of the districts CCEIS plan.

Recommendation: Move to approve the contract of \$39, 960.00 between Mt. Diablo Unified School District Sylvan Learning

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the contract of \$39, 960.00 between Mt. Diablo Unified School District Sylvan Learning'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes

Linda Mayo Yes

Cherise Khaund Yes

Erin McFerrin Yes

Keisha Nzewi Yes

15.28 Review and Potential Approval of the 2022-2023 Contract Increase between Mt. Diablo Unified School District and Pioneer Healthcare

Master Contract, Amendment, Insurance and W9

Pioneer Healthcare is a non-public agency (NPA) that provides Speech and Language Pathologists for school-based services that are identified on Individual Education Plans (IEP's). When Mt. Diablo Unified School District is not able to fill all open positions with district employees, the use of contract agencies is necessary to ensure that we are in compliance with state and federal law that govern special education. Pioneer Healthcare is a company that is utilized to provide Speech Therapy Services to ensure that all of our needed services are covered for the 2022-2023 school year. Mt. Diablo Unified School District Human Resources and Special Education continues to recruit and hire district employees.

Recommendation: Move to approve the contract increase amount of \$125,000 between Mt. Diablo Unified School District and Pioneer Healthcare

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the contract increase amount of \$125,000 between Mt. Diablo Unified School District and Pioneer Healthcare'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes

Linda Mayo Yes

Cherise Khaund Yes

Erin McFerrin Yes

Keisha Nzewi Yes

15.29 Review and Potential Approval of Increase to Master Contract with Summa Academy for the 2022/23 School Year

Summa Academy operates a California approved non-public school and provides the district with contracted behavioral staff including registered behavioral technicians and board certified behavior analysts. Services are provided according to the terms of each student's individual education program and an individual service agreement.

Additional funds in the amount of \$50,000.00 are requested at this time to cover anticipated expenses due to district vacancies at the position of special education assistant.

Recommendation: Move to approve increase to master contract with Summa Academy for the 2022/23 school year as presented.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve increase to master contract with Summa Academy for the 2022/23 school year as presented'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.30 Review and Potential Approval of Increase to Master Contract with Building Connections Behavioral Health for the 2022/23 School Year

Building Connections Behavioral Health is a California approved non-public agency provider of behavioral services to the district including the provision of registered behavior technicians and board certified behavior analysts. Requested funds are to cover projected expenses for the remainder of the 2022/23 school year due to vacancies at the position of special education assistant. Services are provided according to the terms of an Individual Educational Program (IEP) and an individual service agreement.

Recommendation: Move to approve increase to master contract with Building Connections Behavioral Health for the 2022/23 school year as presented.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve increase to master contract with Building Connections Behavioral Health for the 2022/23 school year as presented'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.31 Review and Potential Approval of Master Contract with Telos Academy for the 2022/23 School Year

Telos Academy is a California certified non-public therapeutic residential school located in Orem, Utah. Requested funds are to cover one student placement for the remainder of the 2022/23 school year. Services are provided according to the terms of an Individual Educational Program (IEP) and individual service agreement.

Recommendation: Move to approve master contract with Telos Academy for the 2022/23 school year as presented.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve master contract with Telos Academy for the 2022/23 school year as presented'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes

Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.32 Review and Potential Approval of 2022-2023 School Year Contract Amendment between Mt. Diablo Unified School District and Therapy Staff

Amendment, Insurance and Master Contract

Therapy Staff a non-public agency (NPA) that provides paraeducators and behavior therapists for school-based services that are identified on Individual Education Plans (IEP's). When Mt. Diablo Unified School District is not able to fill all open positions with district employees, the use of contract agencies is necessary to ensure that we are in compliance with state and federal law that governs special education and provides the necessary classroom support to our special execution classrooms.

Therapy Staff is a company that is utilized to provide these services for the 2022-2023 school year. Mt. Diablo Unified School District Human Resources and Special Education continues to recruit and hire district employees.

Recommendation: Move to approve the contract increase of \$58,000 and total amount of \$82000 between Mt. Diablo Unified School District and Therapy Staff.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the contract increase of \$58,000 and total amount of \$82000 between Mt. Diablo Unified School District and Therapy Staff'.

Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.33 Review and Potential Approval of the 2022-2023 Contract between Mt. Diablo Unified School District and Soliant Health

Master Contract and Insurance

Soliant Health is a non-public agency (NPA) that provides Speech and Language Pathologists for school-based services that are identified on Individual Education Plans (IEP's). When Mt. Diablo Unified School District is not able to fill all open positions with district employees, the use of contract agencies is necessary to ensure that we are in compliance with state and federal law that govern special education. Soliant Health is a company that is utilized to provide Speech Therapy Services to ensure that all of our needed services are covered for the 2022-2023 school year. Mt. Diablo Unified School District Human Resources and Special Education continues to recruit and hire district employees.

Recommendation: Move to approve the contract between Mt. Diablo Unified School District and Soliant Health for a total of \$100,000.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the contract between Mt. Diablo Unified School District and Soliant Health for a total of \$100,000'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes

Erin McFerrin Yes
Keisha Nzewi Yes

D) Technology

15.34 Review and Potential Approval of the Contract Renewal for Maintenance of District's Phone Systems and Voice Mail with Professional Convergence Solutions

The contract with Professional Convergence Solutions for the district phone and voicemail maintenance will expire on December 31, 2022. Staff recommends renewing the contract with Professional Convergence Solutions for the 2023 calendar year. The cost of the renewal is the same as the 2022 contract cost: Maintenance on phone systems: \$38,760.00 Maintenance on voicemail: \$10,688.00 Total Cost: \$49,448.00

Recommendation: Move to approve contract renewal with Professional Convergence Solutions for the maintenance of the District's phone systems and voicemail for the 2023 calendar year.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve contract renewal with Professional Convergence Solutions for the maintenance of the District's phone systems and voicemail for the 2023 calendar year'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.35 Review and Potential Approval of Contract Extension for Eagle Software Aeries Student Information System for 2023 Calendar Year

Eagle Software is the company behind the Aeries student information system, used by Mt. Diablo Unified School District for attendance, grades, transcripts, and data analysis. On January 23, 2007, the Board of Education awarded a five-year contract for RFP #1449 to Eagle Software with contract extensions continuing through December 31, 2023. With this contract, MDUSD will move to a calendar year billing cycle. As the district is declining enrollment, it is more cost effective to have our enrollment and billing adjusted in December/January after the preliminary CBEDS numbers have been collected so we are not paying for six months of students no longer in the district.

Recommendation: Move to approve the contract extension for the Eagle Software Aeries Student Information System for January 1 - December 31, 2023.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the contract extension for the Eagle Software Aeries Student Information System for January 1 - December 31, 2023'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

15.36 Review and Potential Approval of District Wide Printer Lease and Service Agreements

Lease for Printers with Canon Financial Services, Inc. Maintenance Agreement with Ray Morgan Company/ubeo Business Services

On October 12, 2022, Item 15.31, the Board Awarded and Approved the Piggyback Contract allowing Ray Morgan Company/ubeo Business Services to submit and finalize agreement for the District Wide lease of copiers and other technology for Mt. Diablo Unified School District. District staff now presents the Lease Agreement for printers, allowed under the other technology section. Canon Financial Services, Inc., CFS, who will be handling the Municipal Finance Agreement; and the Maintenance Agreement with Ray Morgan Company/ubeo for the lease and maintenance of the 2,212 printers in these agreements. The monthly lease will be \$24,561 for six (6) years, and the maintenance will be \$19,540 per month for a total of \$44,541 plus applicable taxes. This service will save time of the office staff as the replacement ink/toner will be monitored and sent to the sites by Ray Morgan/ubeo. District staff anticipate a cost savings of about \$19,000/month on our current printer and ink/toner costs. Information Technology will cover costs of the leases for the 2022/23 through 2023/24 Fiscal Year. This will allow District to establish the individual costs of each printer so that they can be appropriately charged to the site. Starting in 2024/25, the sites and departments will take on the costs of the machines at their sites. District Staff and ubeo Business Services anticipate this rollout to be complete in the spring of 2023.

Recommendation: Move to Approve the District Wide Six (6) Year Lease with Canon Financial Services and maintenance agreement with Ray Morgan Company/ubeo Business Services for the lease and service of printers for Mt. Diablo Unified School District

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to Approve the District Wide Six (6) Year Lease with Canon Financial Services and maintenance agreement with Ray Morgan Company/ubeo Business Services for the lease and service of printers for Mt. Diablo Unified School District'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

16.0 Consent Items Pulled for Discussion

16.1 (Original Item 15.5) Review and Potential Approval of the Memorandum of Understanding (MOU) with Refugee Immigrant Transitions to Serve Recent Immigrant and Refugee Students in Mt. Diablo Unified School District (MDUSD)

Staff is seeking approval of this agreement which gives permission for Refugee Immigrant Transitions (RIT) staff members to provide support services for recent immigrant and refugee students who attend school in Mt. Diablo Unified School District (MDUSD). This is based on the successful CalNew Grant Application, previously approved to apply by the MDUSD Board of Education. This agreement will remain in effect from November 2022 thru November 2027.

Recommendation: Move to approve the MOU with Refugee Immigrant Transitions to Serve Recent Immigrant and Refugee Students in MDUSD.

ORIGINAL - Motion

Member (**Cherise Khaund**) Moved, Member (**Linda Mayo**) Seconded to approve the **ORIGINAL** motion 'Move to approve the MOU with Refugee Immigrant Transitions to Serve Recent Immigrant and Refugee Students in MDUSD'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

16.2 (Original Item 15.10) Review and Potential Approval of the Independent Service Agreement Between Events to the "T", Inc. and Mt. Diablo Unified School District on behalf of Northgate High School for Junior Prom

Independent Service Agreement and Insurance

Northgate High School is requesting the approval of the Independent Service Agreement between Events to the "T", Inc. for the Junior Prom Ball on February 25, 2023 at Lake Chalet in Oakland, CA.

Recommendation: Move to approve the Independent Service Agreement between Events to the "T", Inc. and Mt. Diablo Unified School District on behalf of Northgate High School.

ORIGINAL - Motion

Member (**Cherise Khaund**) Moved, Member (**Linda Mayo**) Seconded to approve the **ORIGINAL** motion 'Move to approve the Independent Service Agreement between Events to the "T", Inc. and Mt. Diablo Unified School District on behalf of Northgate High School'. Upon a roll call vote being taken, the vote was: Aye: **4** Nay: **1**. The motion **Carried. 4 - 1**

Debra Mason No
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

17.0 Consent Items Pulled by Staff

18.0 Business/Action Items

18.1 Review and Potential Approval of the Mt. Diablo Unified School District First Interim Report 2022-23

2022-23 First Interim Report 2022-23 First Interim Presentation

The interim report presents revenue and expenditure projections to the end of the fiscal year and compares these projections to the budget. The projections are made by gathering the best information available at the time from a variety of sources, such as district administrators, county officials, state officials and School Services of California. The year-end projections give the most up-to-date financial status of the district for the current year and the two subsequent years.

Recommendation: Move to approve of the District's Positive Certification

ORIGINAL - Motion

Member (**Erin McFerrin**) Moved, Member (**Cherise Khaund**) Seconded to approve the **ORIGINAL** motion 'Move to approve of the District's Positive Certification'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes

Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

18.2 Presentation of Northern California ReLiEF and Schools Association for Excess Risk (Property and Liability) and Protected Insurance Program for Schools (Workers' Compensation) Insurance Programs

Keenan Presentation

A Keenan representative will provide an overview of the benefits, services, and resources available to Mt. Diablo Unified School District through membership in Northern California ReLiEF (Property and Liability) and the Protected Insurance Program for Schools (Workers' Compensation).

Recommendation: Staff recommends accepting the presentation as information for the next board item.

18.3 Review and Potential Approval of Resolution 22/23-34: Mt. Diablo Unified School District (MDUSD) Declaration of Withdrawal from the Schools Excess Liability Fund (SELF) and Public Risk Innovation, Solutions, and Management (PRISM)

Resolution 22-23-34: MDUSD Declaration to Withdraw Membership in Schools Excess Liability Fund (SELF) and Public Risk Innovation, Solutions, and Management (PRISM) MDUSD is carefully reviewing our current liability and workers' compensation coverage to protect MDUSD agency against unforeseen claims. The District presently has \$55,000,000 in liability limits through its membership in the excess liability program from the Schools Excess Liability Fund (SELF) and the Public Risk Innovation, Solutions, and Management (PRISM) and workers' compensation coverage through PRISM. District staff recommends that we seek alternative quotes for property/liability, cyber liability, and workers' compensation; and that we take the required board action today in order to ensure we have the ability to possibly make such a change (where board action to withdraw is required prior to the end of the calendar year so we can give notice of a withdrawal to the Schools Excess Liability Fund Joint Powers Authority by December 31, 2022 and PRISM by April 30, 2023) as we review our coverage and plans.

Recommendation: Move to approve Resolution 22/23-34: Mt. Diablo Unified School District (MDUSD) Declaration of Withdrawal from the Schools Excess Liability Fund (SELF) and Public Risk Innovation, Solutions, and Management (PRISM).

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Cherise Khaund)** Seconded to approve the **ORIGINAL** motion 'Move to approve Resolution 22/23-34: Mt. Diablo Unified School District (MDUSD) Declaration of Withdrawal from the Schools Excess Liability Fund (SELF) and Public Risk Innovation, Solutions, and Management (PRISM)'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

18.4 Review and Potential Approval of KVHS Community Group Proposal

KVHS Community Presentation

KVHS, a student-run radio broadcasting program, was donated a 100 foot radio tower in fall of 1971. KVHS, had been broadcasting only on the CVHS campus from 1967-1969, then gaining greater coverage in 1972 with installation of the tower. In a recent presentation by the district, the public was alerted to a range of issues and concerns

relating to the ongoing operations of KVHS at the former CVHS site (now CVCHS). In response to the safety and related logistical concerns highlighted by the district during the August 24th meeting we, the community broadcast radio volunteers, in agreement with the seriousness of those concerns, approached the MDUSD Governing Board with a request via email and during the Public Comment period during a prior Board meeting, to have this item placed on the Agenda, to address how to approach these concerns with little to no disruption to the current broadcast programming.

Recommendation: Move to approve the proposal by the KVHS Community Group.
Heard as informational item – no vote taken.

18.5 Review and Potential Approval of the Mt Diablo Unified School District's (MDUSD) Sunshine Proposal for the 2023-2026 Successor Contract to the Teamsters Local 856 and Teamsters's Sunshine Proposal for the Successor Contract to MDUSD.

1. MDUSD Sunshine Letter 2. Teamster 856 Sunshine Letter

By law and Board Policy, school districts are required to Sunshine collective bargaining proposals in an open session of the Board. MDUSD and Teamsters 856 are jointly Sunshining their collective bargaining proposals.

Recommendation: Move to Approve the Mt Diablo Unified School District's (MDUSD) Sunshine Proposal for the 2023-2026 Successor Contract to the Teamsters Local 856 and Teamsters's Sunshine Proposal for the Successor Contract to MDUSD.

ORIGINAL - Motion

Member **(Cherise Khaund)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to Approve the Mt Diablo Unified School District's (MDUSD) Sunshine Proposal for the 2023-2026 Successor Contract to the Teamsters Local 856 and Teamsters's Sunshine Proposal for the Successor Contract to MDUSD'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason	Yes
Linda Mayo	Yes
Cherise Khaund	Yes
Erin McFerrin	Yes
Keisha Nzewi	Yes

18.6 Review and Potential Approval to Maintain the Increased Substitute Teacher Daily Rate of Pay

The first attachment represents what our rates would be for our priority schools if approved. The second attachment show the current rates and the result of recent increases by surrounding districts.

In order to continue to respond to the current substitute staffing shortage experienced by all districts, and to ensure we are fully prepared for students each day and are also competitive in compensation as compared to surrounding districts, the staff is recommending that we slightly increase the substitute teacher daily rate to \$250, and the current retiree and special circumstances daily rate (and now also for special education classroom assignments) to \$280 (where these rates are in effect until June 30, 2023 pending future board consideration). This will not currently change the current differential pay rate used when MDEA members have exhausted all accrued sick leave time, and will require MDUSD and MDEA bargaining if later changed.

Recommendation: Move to approve the increase of substitute teacher daily rate of pay until June 30, 2023.

AMENDED - Motion

Member **(Cherise Khaund)** Moved, Member **(Erin McFerrin)** Seconded to approve the **AMENDED** motion 'Move to approve the increase of substitute teacher daily rate of

pay until June 30, 2023. with substitute teacher daily rate to \$250, and the current retiree and special circumstances daily rate (and now also for special education classroom assignments) to \$300 (where these rates are in effect until June 30, 2023 pending future board consideration) for a fiscal impact of \$1,550,000 '. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

18.7 Review and Potential Approval of the Job Description for Manager Youth Development & Support Services.

1. Manager Youth Development & Support Services Job Description.

Under the general direction of the Director, Partnership & MTSS will assist in the facilitation of district wide youth development and support services. Specifically, provide development, organization, and management of school based TK-12 youth development and support service engagement. Provides leadership to district and site staff in developing/maintaining a vision of student learning as it relates to youth, interventions, and opportunities to enhance student success. The Manager Youth Development & Support Services (DMA range 11) is replacing a current unfilled Workplace Learning Coordinator (DMA range 1). The change in cost is noted in Fiscal Impact.

Recommendation: Move to approve the job description for Manager Youth Development & Support Services.

ORIGINAL - Motion

Member (**Debra Mason**) Moved, Member (**Cherise Khaund**) Seconded to approve the **ORIGINAL** motion 'Move to approve the job description for Manager Youth Development & Support Services'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

18.8 Review and Potential Approval to Identify and Appoint two (2) New Members to serve on the 2018 Measure J Citizens Bond Oversight Committee

CBOC Measure J Thomas Paradiso Application CBOC Measure J Justin Pickering Application CBOC Measure J Denise Huffman Cruz

At the March 25, 2019 MDUSD Board of Education Meeting, the Board of Education established a 2018 Measure J Citizens Oversight Committee to actively review and report on the uses of Measure J bond proceeds to ensure that they are appropriately expended as required per Education Code Section 15278 (Prop 39). The 2018 Measure J Citizens' Bond Oversight Committee (CBOC) has received three (3) applications from qualified candidates, Denise Huffman Cruz, Thomas Paradiso and Justin Pickering, to serve on the CBOC.

Recommendation: Move to identify and appoint two new members to serve on the 2018 Measure J Citizens Bond Oversight Committee

AMENDED - Motion

Member (**Keisha Nzewi**) Moved, Member (**Erin McFerrin**) Seconded to approve the **AMENDED** motion 'Move to identify and appoint two new members Justin Pickering and J Denise Huffman Cruz to serve on the 2018 Measure J Citizens Bond Oversight

Committee '. Upon a roll call vote being taken, the vote was: Aye: **4** Nay: **1**. The motion **Carried . 4 - 1**

Debra Mason No
Linda Mayo Yes
Cherise Khaund Yes
Erin McFerrin Yes
Keisha Nzewi Yes

19.0 Closed Session (Carry Over)

19.1 Items Not Completed During the First Closed Session will be Carried Over to this Closed Session

Items not completed during the first closed session will be carried over to this closed session as needed.

Recommendation: Reconvene a second closed session as needed.

20.0 Reconvene Open Session

20.1 Report Out Action Taken During Closed Session

Report out action taken during closed session.

Recommendation: Information.

21.0 Future Agenda Items

21.1 Future Agenda Items

Future agenda items may be discussed at this time.

Recommendation: Information.

22.0 Adjournment

The president adjourned the meeting at 10:17 pm

22.1 Adjourn Meeting

The meeting of the Board of Education of the Mt. Diablo Unified School District will adjourn.

Recommendation: Adjourn the meeting.