


Mt. Diablo Unified School District
Governing Board

Votes are notated by #yes-#no-
#abstain. The record of emailed public
comments is [here](#)

Draft - Board Meeting Minutes

REGULAR MEETING OF THE BOARD OF EDUCATION MT DIABLO UNIFIED SCHOOL DISTRICT Wednesday, April 12, 2023 (6:00 PM)

ROLL CALL

Debra Mason
Linda Mayo
Cherise Khaund
Erin McFerrin
Keisha Nzewi

1.0 Call to Order

President Nzewi called the meeting to order at 5:01pm

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 employees, pursuant to Government Code Section 54957.6.

Negotiations - The Board may discuss negotiations or provide direction to its representatives regarding represented employees, pursuant to Government Code Section 54957.6. 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 and Teamsters Local 856
Recommendation: Information

4.0 Adjourn to Closed Session

The meeting was adjourned to closed session at 5:02pm

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 6:01pm

5.1 Reconvene Open Session

The Board of Education will reconvene Open Session.

Recommendation: Reconvene Open Session.

6.0 Preliminary Business

6.1 Pledge of Allegiance

The Board President will lead the Pledge of Allegiance.

Recommendation: Lead the Pledge of Allegiance.

6.2 Review and Potential Approval of Minutes for Regular Board Meeting

Board Meeting Minutes March 22, 2023

Minutes have been prepared for the board meeting on March 22, 2023 and are presented for review and approval.

Recommendation: Move to approve the minutes for the Regular Board Meeting held March 22, 2023.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the minutes for the Regular Board Meeting held March 22, 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

6.3 Review and Potential Approval of the Agenda

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

Recommendation: Move to approve the agenda.

AMENDED - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **AMENDED** motion 'The Superintendent request to move Item 12.1 to be heard at 10.0. '. 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 employees, pursuant to Government Code Section 54957.6.

Negotiations - The Board may discuss negotiations or provide direction to its representatives regarding represented employees, pursuant to Government Code Section 54957.6. 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 and Teamsters Local 856

Recommendation: Information

The Governing Board received information.

7.3 Readmission of Student #03-23 to Regular Schools in the Mt. Diablo Unified School District

Readmission of Student #03-23 to Regular Schools in the Mt. Diablo Unified School District

Recommendation: A move to approve the readmission of Student #03-23 to Regular Schools in the Mt. Diablo Unified School District

In closed session the Governing Board approved the readmission of Student #3-23 to regular schools in the 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

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

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

Recommendation: A move to approve the admission of Student #B-23 to Regular Schools in the Mt. Diablo Unified School District

AMENDED - Motion

Member (**Debra Mason**) Moved, Member (**Linda Mayo**) Seconded to approve the **AMENDED** motion '1. A move to approve the Admission of Student #B-23 to Regular Schools in the Mt. Diablo Unified School District Prior to readmission, Student #B-23 is required to meet the following conditions: Participate in twenty (20) hours of individual counseling to address anger management, decision-making, and show evidence of a successful school experience, with no suspendible infractions, maintain at least a 2.0 GPA, and have a 90% attendance rate '. 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

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 Recognitions and Resolutions

10.1 Review and Potential Approval of Resolution 22/23 (50) In Recognition of Earth Day and a Call to Action on Climate Change

Resolution 22/23 (50) In Recognition of Earth Day and a Call to Action on Climate Change

The Mt. Diablo Unified School District Board of Education will consider the adoption of Resolution 22/23 (50) In Recognition of Earth Day and a Call to Action on Climate Change.

Recommendation: Move to approve Resolution 22/23 (50) In Recognition of Earth Day and a Call to Action on Climate Change.

**Student Board Member Anahi Nava Flores made the motion.

ORIGINAL - Motion

Member **(Keisha Nzewi)** Moved, Member **(Erin McFerrin)** Seconded to approve the **ORIGINAL** motion 'Move to approve Resolution 22/23 (50) In Recognition of Earth Day and a Call to Action on Climate Change'. 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 (Original 12.1) Superintendent's Report

The Superintendent may choose to report out on activities.

Recommendation: Information.

11.0 Board Member Reports

11.1 Board Member Reports

Board Members may choose to report out their activities.

Recommendation: Information.

12.0 Superintendent's Report

The Superintendent's Report was moved during Approval of the Agenda to 10.2

13.0 Consent Agenda

13.1 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 **(Debra Mason)** Moved, Member **(Linda Mayo)** 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

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

List of certificated hires, leaves of absence, resignations, and retirements. See attached for a detailed list of certificated hires, leaves of absence, resignations, and retirements.

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

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** 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

13.3 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 **(Debra Mason)** Moved, Member **(Linda Mayo)** 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

13.4 Review and Potential Approval of the Release of Temporary Certificated Employees

In accordance with Education Code 44954, the District requests that all certificated employees on temporary contracts for the 2022-2023 school year, who have not been re-employed for the 2023-2024 school year, be released at the end of the 2022-2023 school year. Education Code 44954 states: Governing boards of school districts may release temporary employees requiring certification qualifications under the following circumstances: (a) At the pleasure of the board prior to serving during one school year at least 75 percent of the number of days the regular schools of the district maintained. (b) After serving during one school year the number of days set forth in subdivision (a), if the employee is notified before the end of the school year of the District's decision not to reelect the employee for the next succeeding year. This action is taken annually in an effort to provide the District with maximum flexibility in staffing for the next succeeding school year. There are six (6) MDEA temporary positions throughout the District that will receive a release notice.

Recommendation: Move to approve the release of temporary certificated employees.
ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the release of temporary certificated employees'. 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

13.5 Review and Potential Approval of Northgate High School's Overnight Trip to Folsom, CA for the Live Performing Arts Academy Festival April 27 - 29, 2023

Northgate High School is requesting permission for 17 of their Jazz Band I students to attend the Live Performing Arts Academy Festival in Folsom, CA, 4/27-29, 2023. Students will have the opportunity to compete with the top jazz bands in Northern California region in the California Jazz Championships, clinics, and attend masterclasses from top educators from around the country. Students will be traveling by a charter bus with 5 chaperones. They will stay in a local hotel.

Recommendation: Approve of Northgate High School's Overnight Trip to Folsom, CA for the Live Performing Arts Academy Festival April 27 - 29, 2023.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Approve of Northgate High School's Overnight Trip to Folsom, CA for the Live Performing Arts Academy Festival April 27 - 29, 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

13.6 Review and Potential Approval of Mt. Diablo Unified School Districts Independent Service Contract with Active Education for Services at Wren Ave Elementary School

Wren Avenue Elementary School is seeking approval of their Independent Service Contract with Active Education as it is over the \$25,000 vendor limit. Active Education instructors combine games and activities during lunch recess with important social and emotional skills that keep students engaged both mentally and physically while reducing disciplinary issues.

Recommendation: Move to approve the Independent Service Contract between Mt. Diablo Unified School District and Active Education for services at Wren Ave Elementary School.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the Independent Service Contract between Mt. Diablo Unified School District and Active Education for services at Wren Ave Elementary School'. 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

13.7 Review and Potential Approval for Valhalla Elementary School to Purchase a Marquee

Valhalla Elementary School is requesting permission to purchase a marquee from Stewart Signs. As the amount places us over the District limit of \$25,000, the purchase requires board approval.

Recommendation: Move to Approve Valhalla Elementary School Purchase of a Marquee

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to Approve Valhalla Elementary School Purchase of a Marquee'. 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

13.8 Review and Potential Approval for Fair Oaks Elementary School to Purchase a Marquee

Fair Oaks Elementary School is requesting permission to purchase a marquee from Stewart Signs. As the amount places us over the District limit of \$25,000, the purchase requires board approval.

Recommendation: Move to Approve Fair Oaks Elementary School Purchase of a Marquee.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to Approve Fair Oaks Elementary School Purchase of a Marquee'. 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

13.9 Review and Potential Approval of Out of State Travel to Denver, CO for Four Fair Oaks Staff to Attend 180 Live Conference

The principal and three teachers at Fair Oaks Elementary are seeking approval to attend the Classroom 180 Live Conference on June 21-23, 2023. The conference is located at the Hyatt Regency Denver Tech Center, 7800 East Tufts Avenue, Denver, Colorado. We are seeing unprecedented social, emotional and behavioral needs since returning to in-person learning after COVID. The conference will equip us with tools to better support these students and create a better learning environment for all students.

Recommendation: Move to approve the out of state travel for staff from Fair Oaks Elementary to attend the Classroom 180 Live Conference in Denver Colorado.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the out of state travel for staff from Fair Oaks Elementary to attend the Classroom 180 Live Conference in Denver Colorado'. 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

13.10 Review and Potential Approval for Out of State Travel to Chicago for College Park Teacher Attendance at the Loyola University Chicago Advance Placement Summer Institute

Staff is seeking approval for a College Park High School teacher to attend the Loyola University Chicago Advanced Placement Summer Institute - 2023. Session attending is focused on AP Physics.

Recommendation: Move to approve the out of state travel to Chicago for a College Park Teacher to attend the Loyola University Chicago Advanced Placement Summer Institute - 2023.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the out of state travel to Chicago for a College Park Teacher to attend the Loyola University Chicago Advanced Placement Summer Institute - 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

13.11 Review and Potential Approval the Increase to Independent Service Contract between Mt. Diablo Unified School District and California Translation International (CTI)

Contract, Amendment & Insurance

CTI provides written and oral translations in various languages throughout the District for SARB, parent/teacher conferences. Request of written translation of IEPs, Psych Reports, Psych Assessments, in various languages.

Recommendation: Move to approve the contract increase amount of \$75,000.00 between Mt. Diablo Unified School District and California Translation International (CTI)

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the contract increase amount of \$75,000.00 between Mt. Diablo Unified School District and California Translation International (CTI)'. 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

13.12 Review and Potential Approval of the March 27, 2023 MDSPA Side Letter Regarding Master's and Doctoral Stipends and the Previous Compensatory Time Side Letter from 2022.

1. March 27, 2023 MDSPA Side Letter Regarding Master's and Doctoral Stipends and the Previous Compensatory Time Side Letter from 2022.

MDSPA Leadership and MDUSD worked collaboratively together to clarify the previous compensatory time side letter from 2022 and to increase the master's degree and doctoral degree stipends to match those of other certificated units. AB1200 will be completed and sent to the County Office of Education.

Recommendation: Move to Approve the March 27, 2023 MDSPA Side Letter Regarding Master's and Doctoral Stipends and the Previous Compensatory Time Side Letter from 2022.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to Approve the March 27, 2023 MDSPA Side Letter Regarding Master's and Doctoral Stipends and the Previous Compensatory Time Side Letter from 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

A) Fiscal

13.13 Review and Potential Approval of the Fiscal Transactions for the Month of February 2023

AP Detail Warrant Register for February, 2023 AP Warrant Cancellations for February, 2023

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 February 2023

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve fiscal transactions for the month of February 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

B) Food and Nutrition Services

13.14 Review and Potential Approval for Increase to Purchase Order #233348, with Vendor, Fiery Ginger Farm LLC / Spork Food Hub, in the 2022-2023 school year.

Purchase Order #233348, with Vendor, Fiery Ginger Farm LLC / Spork Food Hub, is for local seasonal produce that supports our Farm to School model. The product is superior. We will continue to utilize their produce. The original Purchase Order for this new vendor was for \$24,000 and Food & Nutrition Services staff is requesting an increase of \$76,000 for Purchase Order total of \$100,000 the 2022-2023 school year.

Recommendation: Move to approve the \$76,000 increase to Purchase Order #233348, with Vendor, Fiery Ginger Farm LLC / Spork Food Hub, for local seasonal produce in the 2022-2023 school year.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the \$76,000 increase to Purchase Order #233348, with Vendor, Fiery Ginger Farm LLC / Spork Food Hub, for local seasonal produce in 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

13.15 Review and Potential Approval for Increase to Purchase Order #232754, with Vendor, Sierra Nevada Cheese Co., in the 2022-2023 school year.

Purchase Order #232754 for vendor, Sierra Nevada Cheese Co. is for clean, organic cheese and dairy products for the Food & Nutrition Services program in the 2022-2023 school year. The products are superior and we will continue to purchase items. The original Purchase Order was for \$24,000 and Food & Nutrition Services staff is requesting an increase of \$66,000 for a Purchase Order total of \$90,000 for the 2022-2023 school year.

Recommendation: Move to approve the \$66,000 increase to Purchase Order#232754 with vendor, Sierra Nevada Cheese Co. for clean, organic cheese and dairy products in the 2022-2023 school year.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the \$66,000 increase to Purchase Order#232754 with vendor, Sierra Nevada Cheese Co. for clean, organic cheese and dairy products in 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

13.16 Review and Potential Approval for Increase to Purchase Order #230693, with Vendor, Alicia Tamales, in the 2022-2023 school year.

Purchase Order #230693 for vendor, Alicia Tamales is for fresh made tamale products for the Food & Nutrition Services program in the 2022-2023 school year. The products are superior and we will continue to purchase items. The original Purchase Order was for \$24,000 and Food & Nutrition Services staff is requesting an increase of \$26,105 for Purchase Order total of \$50,105 the 2022-2023 school year.

Recommendation: Move to approve the \$26,105 increase to Purchase Order#230693 with vendor, Alicia Tamales for fresh made tamale products in the 2022-2023 school year.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the \$26,105 increase to Purchase Order#230693 with vendor, Alicia Tamales for fresh made tamale products in 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

C) Maintenance and Operations

13.17 Review and Potential Approval of the purchase of Kitchen Equipment for the Valley View Middle School Kitchen Modernization per Sourcewell Contract #063022-SES. to Chef's Toys, A Trimark Company

Chefs Toys Proposal per #063022-SES Sourcewell Contract #063022-SES To support the Valley View Middle School Kitchen Modernization Staff is recommending the pre-purchase of equipment utilizing Sourcewell Contract 063022-SES.

Recommendation: Move to approve the purchase of the Kitchen Equipment for the Valley View Middle School Kitchen Modernization per Sourcewell Contract #063022-SES. to Chef's Toys, A Trimark Company.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the purchase of the Kitchen Equipment for the Valley View Middle School Kitchen Modernization per Sourcewell Contract #063022-SES. to Chef's Toys, A Trimark Company'. 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) Purchasing

13.18 Review and Potential Approval Purchase Order Summary Report for March 2023

Purchase Order Summary Report for March 2023 Technology Purchase Order Summary Report for March 2023

District staff is bringing forward Purchase Order (PO) Summary Report for the month of March 2023. 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 March 2023. This total is included in the master Purchase Order Summary list.

Recommendation: Move to approve Purchase Orders for the month of March 2023
ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve Purchase Orders for the month of March 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

E) Special Education

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

Star Academy is a California certified non-public school that serves students with a variety of complex learning differences that make it difficult for them to make progress in a traditional classroom setting. Services are delivered according to the terms of the student's Individualized Educational Program (IEP) and an individual service agreement. Requested funds are required to cover anticipated expenses for the remainder of the 2022/23 school year.

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

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve increase to master contract with Star 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

13.20 Review and Potential Approval of the 2022-2023 Contract Amendment between Mt. Diablo Unified School District and California Therapy Alliance

Master Contract, Insurance, Amendment #1 and #2

California Therapy Alliance 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 governs special education. California Therapy Alliance is a company that is utilized to provide these services to ensure that all of our needed services are covered for the 2022-2023 school year. Mt. Diablo Unified School District Human Resources, Student Services and Special Education continues to recruit and hire district employees.

Recommendation: Move to approve the contract increase of \$18,000.00 between Mt. Diablo Unified School District California Therapy Alliance for speech and language services.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the contract increase of \$18,000.00 between Mt. Diablo Unified School District California Therapy Alliance for speech and language 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

13.21 Review and Potential Approval of Contra Costa County Office of Education (CCCOE) Contract to Provide a Temporary One-to-One Assistant for Four Students Served by a CCCOE Special Education Program During the 2022-2023 School Year

22-23 CCCOE One-to-One

Staff is requesting Board approval to fund three agreements for a temporary one-to-one assistant for a total of \$105,840.00 for the 2022-2023 school year. The contract will fund a total of three one-to-one assistants for three students served by the Contra Costa County Office of Education as designated in the student's IEP. The individual contracts with redacted student names is attached.

Recommendation: Move to approve the contract with Contra Costa County Office of Education (CCCOE) to provide a temporary one-to-one assistant for one student served by the CCCOE special education programs during the 2022-2023 school year.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the contract with Contra Costa County Office of Education (CCCOE) to provide a temporary one-to-one assistant for one student served by the CCCOE special education programs during 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

13.22 Review and Potential Approval of Contract with Department of Rehabilitation

Staff recommends approval of a We Can Work contract with the Department of Rehabilitation to provide services for students who meet the definition of a Student with a Disability who need We Can Work (WCW) services. Students with disabilities from the Bridge Program based at the Loma Vista Adult Education Campus will be referred to the DOR office in Concord for WCW services to allow them to obtain skills and insight into the world of work. Mt. Diablo USD staff will identify students who can benefit from DOR services. The referral process includes Mt. Diablo USD staff providing DOR a completed referral form, copy of signed releases of information,

school disability documentation (ITP/IEP, current Psycho-Educational Report, and/or academic records) and any other DOR documents necessary for enrollment in DOR Student Services. Services will also be made available to DOR applicants and/or recipients of DOR services within the Blind Field Services (BFS) District as appropriate. This contract will focus specifically on the provision of Work-based Learning Experience services and will fund paid internships up to 100 hours per student. A We Can Work (WCW) may provide DOR student services to students who are not younger than 16 nor older than 21 years, unless the student is participating in a special education program and receiving services beyond the age of 21 (for students participating in secondary education programs such as adult transition programs), but not beyond the point at which a program participant exits their special education program. The WCW contractor, Mt. Diablo Unified School District, will provide information to program participants with ID/DD ages 16-21 regarding Employment First, opportunities for employment, and supports to achieve Competitive Integrated Employment. For fiscal year 2023-2024, a total of 30 unduplicated participants will receive services through this contract. For fiscal year 2024-2025, a total of 30 unduplicated participants will receive services through this contract. For fiscal year 2025-2026, a total of 30 unduplicated participants will receive services through this contract.

Recommendation: Move to approve the contract as presented.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the contract 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

13.23 Review and Potential Approval of Master Contract with Via Center for the 2022/23 School Year

Via Center is a California certified non-public day school located in Berkeley, CA that serves students with moderate to severe disabilities who require intensive adult support with behavior and academics to receive a free appropriate public education. Requested funds are to cover one new student placement for the remainder of the 2022/23 school year.

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

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve increase to master contract with Via Center 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

13.24 Review and Potential Approval of the 2022-2023 Contract Amendment between Mt. Diablo Unified School District and California Therapy Connection

Master Contract, Insurance and Amendment #1

California Therapy Connection 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 governs special education. California Therapy Connection is a company that is utilized to provide these services to ensure that all of our needed services are covered for the 2022-2023 school year. Mt. Diablo Unified School District Human Resources, Student Services and Special Education continues to recruit and hire district employees.

Recommendation: Move to approve the contract increase of \$20,000.00 between Mt. Diablo Unified School District California Therapy Connection for speech and language services.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the contract increase of \$20,000.00 between Mt. Diablo Unified School District California Therapy Connection for speech and language 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

13.25 Review and Potential Approval of the 2022-2023 Contract Amendment between Mt. Diablo Unified School District and New Directions Solutions dba ProCare Therapy

Master Contract, Insurance, Amendment #1 and #2

New Directions Solutions dba ProCare Therapy is a non-public agency (NPA) that provides classroom paraprofessionals, 1:1 paraprofessionals, behavior therapist and registered behavior technicians to support our students with 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. New Directions Solutions dba ProCare Therapy is a company that is utilized to provide these services to ensure that all of our needed services are covered for the 2022-2023 school year. Mt. Diablo Unified School District Human Resources, Student Services and Special Education continues to recruit and hire district employees.

Recommendation: Move to approve the contract increase of \$275,000.00 between Mt. Diablo Unified School District New Directions Solutions dba ProCare Therapy to staffing needs.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the contract increase of \$275,000.00 between Mt. Diablo Unified School District New Directions Solutions dba ProCare Therapy to staffing needs'. 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

13.26 Review and Potential Approval of 2022-2023 Independent Service Contract Amendment between Mt. Diablo Unified School District and Carrie Weil

Independent Service Contract, Insurance, Amendment #1

Carrie Weil is an independent service contractor that provides service to the district in the development and implementation of the district's Comprehensive Coordinated Early Intervening Services (CCEIS). Additional funds in the amount of \$10,000 are requested at this time to cover anticipated costs for the remainder of the 2022-2023 school year.

Recommendation: Move to approve the contract increase of \$10,000.00 between Mt. Diablo Unified School District and Carrie Weil.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the contract increase of \$10,000.00 between Mt. Diablo Unified School District and Carrie Weil'. 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

13.27 Review and Potential Approval of the 2022-2023 Contract Amendment between Mt. Diablo Unified School District and Therapy Staff, LLC

Master Contract, Insurance, Amendment #1, #2 and #3

Therapy Staff, LLC is a non-public agency (NPA) that provides classroom paraprofessionals, 1:1 paraprofessionals, behavior therapist and registered behavior technicians to support our students with 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. Therapy Staff, LLC is a company that is utilized to provide these services to ensure that all of our needed services are covered for the 2022-2023 school year. Mt. Diablo Unified School District Human Resources, Student Services and Special Education continues to recruit and hire district employees.

Recommendation: Move to approve the contract increase of \$80,000.00 between Mt. Diablo Unified School District Therapy Staff, LLC to meet our staffing needs.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the contract increase of \$80,000.00 between Mt. Diablo Unified School District Therapy Staff, LLC to meet our staffing needs'. 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

F) Technology

13.28 Review and Potential Approval of Phase I (Spring 22/23) Promethean Boards Through CDW-G

CDW-G Quote NHGK545

The Board of Education approved an updated Facilities Plan at the March 22, 2023 meeting, including the deployment of Interactive Flat Panels (IFPs) across District learning spaces, specifically classrooms and libraries. This Board item covers Phase I of the deployment of cart-mounted Promethean ActivPanel 9 Pros, scheduled for April/May of 2023, and will serve approximately 200 learning spaces. We anticipate Phase II, which will complete the District-wide deployment, will be brought to the Board at the April 26, 2023 meeting. Phase II is scheduled to begin in Summer, 2023.

Recommendation: Move to Approve Phase I (Spring 22/23) Promethean Boards Through CDW-G

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to Approve Phase I (Spring 22/23) Promethean Boards Through CDW-G'. 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

14.0 Consent Items Pulled for Discussion

15.0 Consent Items Pulled by Staff

16.0 Business/Action Items

16.1 Review and Potential Approval of the 2022-2023 School Site Comprehensive School Safety Plans.

In accordance with the Education Code 32280-32288, staff is bringing forth the 2022-2023 Comprehensive School Safety Plans in compliance with California Education Code Board Policy and Administrative Regulations 0450 (a)(b). All Comprehensive School Site Safety Plans have been approved by School Site Councils in conjunction with local first-responder and public safety authorities. Four Comprehensive Site Safety Plans are submitted as examples of the plans at all schools: Fair Oaks Elementary, Westwood Elementary, Oak Grove Middle School and College Park High School. Information that could affect campus security has been redacted for student and staff safety. Links to

the Redacted Comprehensive Site Safety Plans are available on the district website starting April at <https://www.mdusd.org/safetyplans>. Unredacted Copies of all Comprehensive School Site Safety Plans are kept at each site and at the District office, and are available for review upon request to the appropriate site principal or District officer.

Recommendation: Move to Approve the 2022-2023 School Site Comprehensive School Safety Plans.

ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Cherise Khaund)** Seconded to approve the **ORIGINAL** motion 'Move to Approve the 2022-2023 School Site Comprehensive School Safety Plans'. 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 Review and Potential Approval of the Williams Quarterly Report for April 30, 2023

The Williams legislation is a package of state laws resulting from the settlement of a class action lawsuit filed in San Francisco County Superior Court in 2000, Eliezer Williams et al vs. State of California. The basis of the lawsuit was that agencies failed to provide public school students with equal access to instructional materials, safe and decent school facilities, and qualified teachers. The Contra Costa County Office of Education has requested quarterly reports on specific complaints designated in the Williams lawsuit settlement. Quarterly Reports reflect complaints regarding textbooks and instructional materials, teacher vacancies or misassignments, and facilities conditions. This quarter's report includes the months of January through March, 2023.

Recommendation: Move to approve the Williams Quarterly Report, April 30, 2023

ORIGINAL - Motion

Member **(Cherise Khaund)** Moved, Member **(Erin McFerrin)** Seconded to approve the **ORIGINAL** motion 'Move to approve the Williams Quarterly Report, April 30, 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

16.3 Review and Potential Approval of Administrative Regulation (AR) 3541 Transportation Routes and Services

During the course of the overall policy revision AR 3541 was inadvertently modified. The proposed revision will restore the previously approved version.

Recommendation: Move to approve the restoration of AR 3541 Transportation Routes and Services.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Erin McFerrin)** Seconded to approve the **ORIGINAL** motion 'Move to approve the restoration of AR 3541 Transportation Routes

and 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

16.4 Review and Potential Approval of the Revision to Board Policy (BP) and Administrative Regulation (AR) 5145.7 Sexual Harassment

Staff is bringing forth revisions to BP 5145.7 and AR 5145.7. Revisions are to bring policy to current standards.

Recommendation: Move to approve the revisions to BP and AR 5145.7 Sexual Harassment as presented.

ORIGINAL - Motion

Member **(Cherise Khaund)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the revisions to BP and AR 5145.7 Sexual Harassment 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

17.0 Closed Session (Carry Over)

17.1 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.

18.0 Reconvene Open Session

18.1 Report Out Action Taken During Closed Session

Report out action taken during closed session.

Recommendation: Information.

19.0 Future Agenda Items

19.1 Future Agenda Items

Future agenda items may be discussed at this time.

Recommendation: Information.

20.0 Adjournment

The president adjourned the meeting at 8:05 pm

20.1 Adjourn Meeting

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

Recommendation: Adjourn the meeting.