

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

---



Mt. Diablo Unified School District  
Governing Board

---

## Approved Board Meeting Minutes

### REGULAR MEETING OF THE BOARD OF EDUCATION MT DIABLO UNIFIED SCHOOL DISTRICT Wednesday, October 25, 2023 (6:00 PM)

---

#### ROLL CALL

Debra Mason - Arrived at 7:37pm  
Linda Mayo - Arrived during closed session  
Cherise Khaund  
Erin McFerrin  
Keisha Nzewi – Attended remotely

#### 1.0 Call to Order

Vice President McFerrin called the meeting to order at 5:09pm.

##### 1.1 Call to Order

The Board President will call the meeting to order.

**Recommendation:** Call the meeting to order.

##### 1.2 Mt. Diablo Unified School District Board President Keisha Nzewi will Participate via Teleconference from 333 East Ocean Blvd., Long Beach, CA 90802

Mt. Diablo Unified School District Board President Keisha Nzewi will Participate via Teleconference from 333 East Ocean Blvd., Long Beach, CA 90802

**Recommendation:** Information.

##### 1.3 Conduct Roll Call

**Recommendation:** The Board President will conduct roll call.

President Nzewi was present remotely. Trustees Mason and Mayo were not in attendance during roll call.

#### 2.0 Public Comment

There was one 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. Wendi Aghily, Jennifer Sachs, Kimberly Vaiana, Ryan Sheehy and legal counsel; Agencies: MDEA, DMA, MDSPA, CSEA, CST Local 1 and Teamsters Local 856

**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 #01-23 to Regular Schools in the Mt. Diablo Unified School District**

Readmission of Student #01-23 to Regular Schools in the Mt. Diablo Unified School District

**Recommendation:** A move to approve the readmission of Student #01-23 to Regular Schools in the Mt. Diablo Unified School District

### 4.0 Adjourn to Closed Session

The meeting was adjourned to closed session at 5:12pm

#### **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 6:10pm. Trustee Mayo arrived during closed session. Student Board Member Barrios arrived at 6:13pm. Trustee Mason arrived at 7:37pm

#### **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

October 11, 2023 Board Meeting Minutes

Minutes have been prepared for the board meeting on October 11, 2023 and are presented for review and approval.

**Recommendation:** Move to approve the minutes for the Regular Board Meeting held October 11, 2023 as presented.

### **ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the minutes for the Regular Board Meeting held October 11, 2023 as presented'. Upon a roll call vote being taken, the vote was: Aye: **4** Nay: **0**. The motion **Carried. 4 - 0**

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.

### **ORIGINAL - Motion**

### **AMENDED - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **AMENDED** motion 'Move to approve the agenda move item 12.1 to be heard at 8.0'. Upon a roll call vote being taken, the vote was: Aye: **4** Nay: **0**. The motion **Carried. 4 - 0**

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. Wendi Aghily, Jennifer Sachs, Kimberly Vaiana, Ryan Sheehy and legal counsel; Agencies: MDEA, DMA, MDSPA, CSEA, CST Local 1 and Teamsters Local 856

**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.

The Governing Board received information.

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

**Recommendation:** Information. No action taken.

### **7.4 Readmission of Student #01-23 to Regular Schools in the Mt. Diablo Unified School District**

Readmission of Student #01-23 to Regular Schools in the Mt. Diablo Unified School District

**Recommendation:** A move to approve the readmission of Student #01-23 to Regular Schools in the Mt. Diablo Unified School District

In Closed Session, by a vote of 3-0, the Governing Board moved to approve the readmission of student #01-23 to regular schools in the Mt. Diablo Unified School District. Upon a roll call vote being taken, the vote was: Aye: **4** Nay: **0**. The motion **Carried. 4 - 0**

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

## **8.0 Public Comment**

### **8.1 (Original 12.1) Presentation from Westwood Elementary Deaf and Hard of Hearing (DHH) Students**

Four students from Westwood created a slideshow and shared with their general education peers, to share information about Deafness and how it impacts them. They also advocated for an Assembly Bill that would benefit DHH individuals in getting the medical care and related devices they need. Their presentation is being brought to the Board.

**Recommendation:** Presentation

### **8.2 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 23/24-25 Recognizing November as Native American Heritage Month

November has been designated as Native American Heritage Month. The Mt. Diablo Unified School District also recognizes the contributions made by Native Americans to the economic, political, and social development of California and the nation.

**Recommendation:** Move to approve Resolution 23/24-25, recognizing November 2023, Native American Heritage Month.

#### **ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve Resolution 23/24-25, recognizing November 2023, Native American Heritage Month'. Upon a roll call vote being taken, the vote was: Aye: **4** Nay: **0**. The motion **Carried. 4 - 0**

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

## 11.0 Public Employee Appointment

### 11.1 Review and Potential Approval of Certificated Personnel Appointment: Elementary Principal

Interviews were conducted and a candidate has been selected to fill the position of Elementary Principal, site to be determined at a later date, for the 2024-2025 school year.

**Recommendation:** Move to approve the appointment of Elementary Principal.

#### **AMENDED - Motion**

Member **(Linda Mayo)** Moved, Member **(Cherise Khaund)** Seconded to approve the **AMENDED** motion 'Move to approve the appointment of Joseph Bruno as Elementary Principal for the 2024-25 school year'. Upon a roll call vote being taken, the vote was: Aye: **4** Nay: **0**. The motion **Carried. 4 - 0**

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

## 12.0 Reports/Information

### 12.1 Presentation on Collected Data and Recommendations to Improve Services to Refugee and Immigrant Youth

Kajal Shahali, Senior Youth Program Manager at Refugee & Immigrant Transitions began working with Mt. Diablo Unified School District in response to the arrival of Afghan newcomer students after the fall of Kabul to the Taliban and the evacuations of many to military camps across the United States. In the one year working closely with district staff, school administrators and educators, she found strengths and gaps not

only in serving Afghan but also the larger community of newcomer students. This interactive presentation aims to bring forth some of these findings and provide recommendations around creating welcoming districts, schools and classrooms for newly arrived refugee and immigrant students at MDUSD by doing a deeper dive into seemingly simple questions that in fact have complex and nuanced answers: Who are newcomer students? Where do they come from? What challenges have they faced and or facing? What are their strengths? How can we support them and their families in becoming members and participants of our school communities?

**Recommendation:** Information

### **12.2 Presentation by Staff Regarding Pros and Cons of District-Wide Project Labor Agreements and Update on Ongoing Discussions with Contra Costa Labor Council, AFL-CIO**

Presentation by Staff Regarding Pros and Cons of District-Wide Project Labor Agreements and Update on Ongoing Discussions with Contra Costa Labor Council, AFL-CIO.

**Recommendation:** Information

## **13.0 Board Member Reports**

### **13.1 Board Member Reports**

Board Members may choose to report out their activities.

**Recommendation:** Information.

## **14.0 Superintendent's Report**

### **14.1 Superintendent's Report**

The Superintendent may choose to report out on activities.

**Recommendation:** Information.

## **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 **(Cherise Khaund)** 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

### **15.2 Review and Potential Approval of the Recommended Action for Classified Personnel**

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

**Recommendation:** Move to approve the recommended action for classified personnel  
**ORIGINAL - Motion**

Member **(Cherise Khaund)** 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

### **15.3 Review and Potential Ratification of El Dorado Middle School Independent Service Contract with Mindful Life Project.**

The staff is requesting the ratification of the ISC for services from Mindful Life Project.

**Recommendation:** Move to ratify the El Dorado Middle School ISC with Mindful Life.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to ratify the El Dorado Middle School ISC with Mindful Life'. 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 Radio Tower Transmission Expenses for American Tower License Lease Agreement Fiscal Year 2023-2024**

American Tower License Lease Tower Lease Agreement and American Tower Lease Payment Invoice

The license agreement with American Tower for the radio transmitting tower lease for KVHS was originally entered into on 7/1/2005, with the initial term of five years and automatically renewing for three additional periods of five years each. Lease payments escalate on a 4% increase on an annual basis. Fiscal year 2023-2024 monthly payments are scheduled at \$2,329.66, for an annual cost of \$27,955.92 plus Common Area Maintenance (CAM) charges, including repairs and utilities fees, expensed and billed annually on a pro-rata share basis. Prior year 2022-2023 CAM charges totaled \$3,345.00 for our share of 11.3% expenses. We estimate a maximum of \$33,000 to cover lease payments and CAM charges for Fiscal Year 2023-2024. This lease is necessary to maintain the KVHS radio station transmissions.

**Recommendation:** Move to approve lease payments and CAM charges to American Tower for the KVHS radio transmitting tower site license for an estimated total of \$33,000 for Fiscal Year 2023-2024.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve lease payments and CAM charges to American Tower for the KVHS radio transmitting tower site license for an estimated total of

\$33,000 for Fiscal Year 2023-2024'. 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 of Independent Service Contract Between Dr. Jose Medina and Mt. Diablo Unified School District**

ISC With Dr Jose Medina

Dr. Medina will provide the C6 Biliteracy Framework: Instructional Rounds for Administrators: Instructional rounds allow administrators the opportunity to engage in deep learning about dual language best practices via guided classroom visits. Through the use of the C6 Biliteracy Framework, participants will be able to see first-hand the practices that align with the recommendations in the Guiding Principles for Dual Language Education; Third Edition. Participants in the professional learning will be able to 1. Analyze dual language best practice via guided classroom visits 2. Engage in collaborative dialogue to support high quality dual language programming and instructional best practices 3. Identify personal action items resulting from the professional learning activity.

**Recommendation:** Move to approve the Independent Service Contract between Mt. Diablo Unified School District EL and Dual Language Department and Dr. Jose Medina.

#### **ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the Independent Service Contract between Mt. Diablo Unified School District EL and Dual Language Department and Dr. Jose Medina'. 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 to Increase Purchase Order for C & L Music**

The District's instrumental repair budget has increased due to the large number of repairs that need to be made. The original amount was \$25,000 which needs to be increased by an additional \$25,000 to bring the total amount to \$50,000 for the 2023-2024 school year.

**Recommendation:** Move to approve increase of purchase order to C & L Music

#### **ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve increase of purchase order to C & L Music'. 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 of Change in Signers in the Mt. Diablo High School's Serendipity Account with Mechanics Bank.**

Mt. Diablo High School is requesting approval in the changing of signers on their Serendipity checking account with Mechanics Bank. New signers will be Kevin Fuller, teacher in the Serendipity program, Dr. Markell McCain, Principal, Josie Kirkland, Vice Principal and Deberal Hickey, Office Manager.

**Recommendation:** Move to approve MDHS change of signers on their Serendipity checking account with Mechanics Bank.

#### **ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve MDHS change of signers on their Serendipity checking account with Mechanics Bank'. 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 of Revised Job Description for Office Managers**

Current OM job descriptions with edits, and proposed updated OM job descriptions. Working collaboratively with CST, we have revised and updated the Office Manager job descriptions for elementary, middle, and high schools.

**Recommendation:** Move to approve revised job descriptions for Office Managers.

#### **ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve revised job descriptions for Office Managers'. 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 Scoot Education Contract**

Scoot Education agreement for staffing services and certificate of insurance.

In order to provide additional support to Riverview Middle School, staff is recommending the approval of the attached agreement to find additional substitute teachers to fit the needs of the school.

**Recommendation:** Move to approve Scoot Education contract.

#### **ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve Scoot Education contract'. 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 for Purchase of Wipeboards for K-12 Classrooms**

As part of the learning acceleration work in mathematics, sites are implementing strategies from the book "Building Thinking Classrooms". One of these strategies is using a "vertical non-permanent space" for students to work on around the classroom. Students work in small groups with one dry erase marker and the teacher is able to see the progress of all groups, give feedback, ask questions, and spur conversation and learning. Wipebooks are sets of 10 posters that are movable, reusable, and erasable. They are two sided and recommended as they are more durable than many other products on the market. Seeking Board Approval as order is over \$25,000.

**Recommendation:** Move to approve the purchase of Wipebooks for K-12 classrooms.

#### **ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the purchase of Wipebooks for K-12 classrooms'. 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 the Independent Service Contract Between Events to the T, Inc. and Mt. Diablo Unified School District on Behalf of Northgate High School.**

Independent Service Contract

Northgate High School is requesting the approval of the Independent Service Contract between Events to the T, Inc. for their Homecoming Events.

**Recommendation:** Move to approve the Independent Service Contract 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 Contract 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: **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 an Overnight Tournament Field Trip for College Park High School**

College Park High School's Varsity Boys Basketball team is requesting permission for an overnight field trip in South Windsor, CA on December 28-30, 2023, for their

tournaments. Students and Chaperones will carpool and stay at the Hampton Inn & Suites.

**Recommendation:** Move to approve College Park High School's Varsity Boys Basketball tournament field trip to South Windsor, CA.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve College Park High School's Varsity Boys Basketball tournament field trip to South Windsor, CA'. 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 Proposal for Sam Clar Stations for Mt. Diablo Adult Education - Lifelong Education, Parent Education and Adults with Disabilities Program Offices, per Sam Clar Omnia Contract Numbers: R191802, R191803 and Maverick TIPS Contract No. 210305**

Sam Clar Lifelong Education Allsteel Proposal Sam Clar Lifelong Education Maverick Proposal Sam Clar Parent Education and Adults with Disabilities Proposal

To support the needs of community members and MDUSD K12 families who are students of Adult Education as well as to support the needs of program staff of the Lifelong Education, Parent Education, and Adults with Disabilities Programs, and to support the recent reorganization of these program offices and operations. Staff have received the attached proposals for office work stations and public reception areas for Lifelong Education Program at the Pleasant Hill Education Center and for the Parent Education and AWD Programs at the Loma Vista Adult Center

**Recommendation:** Move to approve proposal for Sam Clar stations for Mt. Diablo Adult Education - Lifelong Education, Parent Education and Adults with Disabilities Program Offices, per Sam Clar Omnia Contract Numbers: R191802, R191803 and Maverick TIPS Contract No. 210305.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve proposal for Sam Clar stations for Mt. Diablo Adult Education - Lifelong Education, Parent Education and Adults with Disabilities Program Offices, per Sam Clar Omnia Contract Numbers: R191802, R191803 and Maverick TIPS Contract No. 210305'. 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 Purchase of Language Tree Online ELD Full Curriculum (Levels 1 & 2): 1-School year Subscription to ELD Comprehensive Hybrid Program**

Price Proposal prepared for Mt. Diablo Unified School District - Quote # 5385.

Staff is recommending the purchase of 313 licenses from Language Tree Online to support Middle and High School English Learners in the Acquisition of the English Language.

**Recommendation:** Move to approve the purchase of Language Tree Online ELD Full Curriculum (Levels 1 & 2): 1-School year subscription to ELD comprehensive Hybrid program.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the purchase of Language Tree Online ELD Full Curriculum (Levels 1 & 2): 1-School year subscription to ELD comprehensive Hybrid program'. 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 Purchase of IXL Online Learning Platform Licenses for Algebra I Classes**

Based on feedback from Algebra teachers, staff is recommending the purchase of IXL licenses to be used in all middle school and high school Algebra I classes to support student achievement and mastery of the Algebra I standards. The contract includes licenses for 2 years and professional development for teachers.

**Recommendation:** Move to approve the purchase of IXL licenses for Algebra I classes.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the purchase of IXL licenses for Algebra I classes'. 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 an Out-of-State Conference for Three Northgate High School Teachers**

CADA Brochure

Northgate High School is requesting approval for three of their teachers to attend the out-of-state California Association of Directors of Activities Conference, CADA and their lodging expenses. The conference takes place March 6-9, 2024 in Reno, Nevada.

**Recommendation:** Move to approve the CADA out-of-state conference for three Northgate teachers.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the CADA out-of-state conference for three Northgate teachers'. 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

### 15.17 Review and Potential Approval of the Fiscal Transactions for the Month of September 2023

Detail Warrants September 2023 Warrant Cancellations September 2023  
Payments have been made to meet District's obligations to improvements and other outgoing expenses.

**Recommendation:** Move to approve fiscal transactions for the months of September 2023

#### **ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve fiscal transactions for the months of September 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

## C) Maintenance and Operations

### 15.18 Review and Approve the Asphalt Repairs at El Monte Elementary with Air Tight Construction, Inc.

Air Tight Construction - El Monte ES

To support the necessary Retaining Wall and Asphalt Repairs at El Monte Elementary School, due to damage from the 2022/2023 winter storms, the district requires the support from an outside vendor.

**Recommendation:** Move to Approve the Asphalt Repairs at El Monte Elementary with Air Tight Construction, Inc.

#### **ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to Approve the Asphalt Repairs at El Monte Elementary with Air Tight Construction, Inc'. 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 Approve the Fencing Work at Concord High School with Bailey Fence Company**

Bailey Fence - Concord High School

To support miscellaneous fencing work at Concord High School, the district requires the support from an outside vendor. Work includes making necessary repairs to existing perimeter fencing, add additional service gates, install panic hardware as well as replace existing main entry gates to better secure the campus.

**Recommendation:** Move to Approve the Fencing Work at Concord High School with Bailey Fence Company

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to Approve the Fencing Work at Concord High School with Bailey Fence 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

**15.20 Review and Potential Approval to Revise the Purchase of Materials from the Garland Company, Inc. for 2023 Summer Roofing Program**

2023 MDUSD PKG #2 - CVHS CMAS Quote UPDATED 2023 MDUSD PKG #2 - CVHS CMAS Quote

On March 22, 2023, the Board of Education approved the CMAS Pre-Purchase of Roofing Material from Garland Company Inc. It was identified that the incorrect tax code was used when calculating appropriate tax for the material for the Clayton Valley Charter High School Campus. Staff is bringing the corrected proposal to the board for transparency and for approval of the tax difference from 8.75% to the corrected 9.75%.

**Recommendation:** Move to approve the revised purchase of materials from The Garland Company, Inc. for the 2023 Summer Roofing Program

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the revised purchase of materials from The Garland Company, Inc. for the 2023 Summer Roofing Program'. 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**

**15.21 Review and Potential Ratification of the Informal Paper Request for Quote for Purchase Requisition No. R137799: High Speed Copy Paper for the Supply Warehouse and for District-Wide Use**

Summary of Request for Quotes 4 Responses to Request for Quotes  
Mt. Diablo Unified School District issued an informal Request for Quotation (RFQ) for to purchase 1,680 cases of high speed copy paper for the Purchasing Warehouse supply inventory and for district-wide use. Four quotes were received for the Purchase Requisition, #R137799. The lowest responsive, responsible quote received is from Office Depot (ODP Business Solutions), in the amount of \$30.99 per case for a total of \$57,139.36 all taxes included.

**Recommendation:** Move to ratify the purchase of copy paper Request for Quotation for PR# R137799: High Speed Copy Paper for the Supply Warehouse and for District-Wide Use to Office Depot (ODP Business Solutions).

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to ratify the purchase of copy paper Request for Quotation for PR# R137799: High Speed Copy Paper for the Supply Warehouse and for District-Wide Use to Office Depot (ODP Business Solutions)'. 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 and Student Services

### **15.22 Review and Potential Approval of Master Contract with Orion Academy for the 2023/24 School Year**

Orion Academy is a California certified non-public school located in Concord CA. The district has been unable to finalize and execute a master contract with Orion Academy for the 2023/24 school year. Per the advice of legal counsel, the district is requesting approval of the 2022/23 master contract under the provision of stay put to serve the MDUSD students that are currently enrolled in the program. Requested funds are to cover three student placements for the 2023/24 school year.

**Recommendation:** Move to approve the master contract with Orion Academy for the 2023/24 school year as presented.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the master contract with Orion Academy for the 2023/24 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

### **15.23 Review and Potential Approval of Master Contract with Invo Healthcare Associates for the 2023/24 School Year**

Invo Healthcare Associates is a California certified non-public agency provider of behavioral and occupational therapy services for the district. Services are provided

according to the terms of students' individualized educational programs and individual service agreements.

**Recommendation:** Move to approve master contract with Invo Healthcare Associates for the 2023/24 school year as presented.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve master contract with Invo Healthcare Associates for the 2023/24 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

**15.24 Review and Potential Approval of Contra Costa County Office of Education (CCCOE) to Provide Temporary One-to-One Assistants for Two Students Served by a CCCOE Special Education Program During the 2023-24 School Year**

Staff is requesting Board approval to fund two agreements for temporary one-to-one assistants for a total of \$72,000.00 for the 2023-2024 school year. The contract will fund a total of two one-to-one assistants for two 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 two students served by the CCCOE special education programs during the 2023-2024 school year.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** 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 two students served by the CCCOE special education programs during the 2023-2024 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

**15.25 Review and Potential Approval of Master Contract with Lava Heights Academy for the 2023/24 School Year**

Lava Heights Academy is a California certified non-public therapeutic residential school program that is located in Toquerville, UT. Requested funds are to cover one student placement for the 2023/24 school year. Services are provided according to the terms of the student's individualized educational program and an individual service agreement.

**Recommendation:** Move to approve master contract with Lava Heights Academy for the 2023/24 school year as presented.

**ORIGINAL - Motion**



Member (**Cherise Khaund**) Moved, Member (**Linda Mayo**) Seconded to approve the **ORIGINAL** motion 'Move to approve master contract with Lava Heights Academy for the 2023/24 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 Independent Service Contract Between Mt. Diablo Unified School District (MDUSD) and Bylund Clinic for the 2023/2024 School Year**

Bylund Clinic provides independent educational evaluations (IEEs) in the areas of Psychoeducational, Educationally Related Mental Health Services (ERMHS), and Functional Behavioral Analysis (FBA) at the request of the district. The current Independent Services Contract allows for \$36,000.00 during the 2023/2024 school year. MDUSD has spent over \$25,000 with Bylund Clinic for the 2023-24 school year so board approval is needed.

**Recommendation:** Move to approve independent service contract with Mt. Diablo Unified School District and Bylund Clinic, for the 2023/2024 School Year as presented.

#### **ORIGINAL - Motion**

Member (**Cherise Khaund**) Moved, Member (**Linda Mayo**) Seconded to approve the **ORIGINAL** motion 'Move to approve independent service contract with Mt. Diablo Unified School District and Bylund Clinic, for the 2023/2024 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

## **16.0 Consent Items Pulled for Discussion**

## **17.0 Consent Items Pulled by Staff**

### **17.1 (Original item 15.18) Review and Potential Approval of Purchase of a Twenty-Four (24) Foot Refrigerated Truck for Food and Nutrition Services**

#### Price Quotation

Food and Nutrition Services is seeking to purchase a fourth refrigerated truck to transport food and supplies from our warehouse to schools. The truck will allow us to have a back-up in case of emergency and to run an additional delivery route during busy times. Food and Nutrition Services was awarded \$2.9M in KITS funds from the State of California, which must be spent by June 2025; the refrigerated truck is an allowable expense under this program. Price quotation is under the State of California Contract 1-22-23-20F CLIN 56, on which MDUSD is piggybacking.

**Recommendation:** Move to approve the purchase of a twenty-four foot (24) refrigerated truck for Food and Nutrition Services.

## 18.0 Business/Action Items

### 18.1 Review of Changes to Board Policies and Administrative Regulations per California School Board Association (CSBA) Recommendations - September 2023 Quarterly Update

BP 5131.9 Academic Honesty BP 6146.1 High School Graduation Requirements BP 6154 Homework/Makeup Work BP 6162.5 Student Assessment  
CSBA provides school districts with a quarterly list of potential updates to review Board Policies (BP) and Administrative Regulations (AR) for revision in order to adapt to state or federal code changes. Revisions for BP 5131.9, 6154 and 6162.5 have been completed and are being presented for information and will be brought back for approval at a future date. In addition to the above, BP 6146.1 is also being brought forward to correct an error made in a prior revision.

**Recommendation:** Informational review of BP 5131.9, BP 6146.1, BP 6154 and BP 6162.5.

### 18.2 Review and Potential Approval of the Initial Successor Agreement Proposal for Mt. Diablo Education Association (MDEA) and Mt. Diablo Unified School District's Initial Successor Agreement Proposal to MDEA

MDUSD Proposal To MDEA MDEA Proposal To MDUSD  
By law, school districts are required to "sunshine" collective bargaining proposals in an open session of the Board. The attached proposals from Mt. Diablo Education Association (MDEA) and Mt. Diablo Unified School District were brought to the Board for review on October 11, 2023 and are now being brought back for approval.

**Recommendation:** Move to approve the Successor Agreement Proposals for Mt. Diablo Education Association (MDEA) and Mt. Diablo Unified School District.

#### **ORIGINAL - Motion**

Member **(Linda Mayo)** Moved, Member **(Cherise Khaund)** Seconded to approve the **ORIGINAL** motion 'Move to approve the Successor Agreement Proposals for Mt. Diablo Education Association (MDEA) 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

### 18.3 Review and Potential Approval of International Baccalaureate Framework-Aligned Materials for IB Biology, IB Chemistry, and IB Theory of Knowledge

Every seven years, the International Baccalaureate program provides updates to its curricular materials, on a cycle. The School Board previously approved IB materials for these courses in 2017. We are requesting that the board approve the updated IB Biology, IB Chemistry, and IB Theory of Knowledge textbooks as the adopted textbooks for these courses: Biology : course companion by Allott, Andrew 978-1-38201-633-9 Chemistry : course companion by Bylikin, Sergey 978-1-38201-646-9 Theory of knowledge by Roberts, Bill 978-1-38201-671-1

**Recommendation:** Move to approve the International Baccalaureate framework-aligned materials for IB Biology, IB Chemistry, and IB Theory of Knowledge.

**ORIGINAL - Motion**

Member **(Debra Mason)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Move to approve the International Baccalaureate framework-aligned materials for IB Biology, IB Chemistry, and IB Theory of Knowledge'. 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

## 19.0 Meeting Extension

## 20.0 Closed Session (Carry Over)

### 20.1 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.

## 21.0 Reconvene Open Session

### 21.1 Report Out Action Taken During Closed Session

Report out action taken during closed session.

**Recommendation:** Information.

## 22.0 Future Agenda Items

### 22.1 Future Agenda Items

Future agenda items may be discussed at this time.

**Recommendation:** Information.

## 23.0 Adjournment

The president adjourned the meeting at 9:35 pm

### 23.1 Adjourn Meeting

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

**Recommendation:** Adjourn the meeting.