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Mt. Diablo Unified School District  
Governing Board

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**Approved Board Meeting Minutes**

**REGULAR MEETING OF THE BOARD OF EDUCATION  
MT. DIABLO UNIFIED SCHOOL DISTRICT  
Wednesday, January 22, 2025 (6:00 PM)**

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**ROLL CALL**

Debra Mason  
Linda Mayo  
Cherise Khaund  
Keisha Nzewi  
Thomas McDougall

**1.0 Call to Order**

President Mayo 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 Closed Session 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. Speakers must submit a Speaker's Card to the Board secretary. The Board President will call each speaker to the podium as appropriate. 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 (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. Wendi Aghily, Samantha Allen, 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 (Government Code Sec. 54957(b)(1))**

**Recommendation:** Information/action.

### **3.3 Conference with Legal Counsel-Existing Litigation**

Conference with Legal Counsel-Existing Litigation. The Board will meet in closed session to discuss the following matter(s): CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code § 54956.9): 1. Mount Diablo Unified School District v. Fabrizio Arenas, Matt Carl, Luciano Arenas, Legion Food Trucks (and unknown entity) (Contra Costa County Superior Court Case No.: C24-03115) 2. JT v. Mount Diablo Unified School District (OAH Case No. 2024100018) 3. Bernstine v Mount Diablo Unified School District (Contra Costa County Superior Court Case No.: C24-01544)

**Recommendation:** N/A

**ORIGINAL - Motion**

### **3.4 Conference with Legal Counsel-Anticipated Litigation**

The Board will meet in closed session to discuss the following matter(s): CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION Significant exposure to litigation pursuant to Government Code § 54956.9(d)(2) or (3): There is one potential matter.

**Recommendation:** N/A

## **4.0 Adjourn to Closed Session**

The meeting was adjourned to closed session at 5:03pm

### **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 was reconvened at 6:02pm

### **5.1 Reconvene Open Session**

The Board of Education will reconvene Open Session.

**Recommendation:** Reconvene Open Session.

## **6.0 Preliminary Business**

**6.1 Land Acknowledgement: We recognize that the Mt Diablo Unified School District sits on the territory of the Confederated Villages of Lisjan, the ancestral and unceded land of the Bay Miwok and Northern Yokut, the successors of the sovereign Verona Band of Contra Costa County. As members of the MDUSD community, it is vitally important that we not only recognize the history of the land on which we learn, but also, we recognize that the land we inhabit and learn on is the ancestral land of these people who are alive and flourishing members of MDUSD and broader bay area communities today.**

**Recommendation:** Read Land Acknowledgement

### **6.2 Pledge of Allegiance**

The Board President will lead the Pledge of Allegiance.

**Recommendation:** Lead the Pledge of Allegiance.

### **6.3 Review and Potential Approval of Minutes for Regular Board Meeting Held January 8, 2025**

Board Meeting Minutes January 8, 2025

Minutes have been prepared for the board meeting held January 8, 2025 and are presented for review and approval.

**Recommendation:** Move to approve the minutes for the Regular Board Meeting held January 8, 2025

**ORIGINAL - Motion**

Member **(Debra Mason)** Moved, Member **(Keisha Nzewi)** Seconded to approve the **ORIGINAL** motion 'Move to approve the minutes for the Regular Board Meeting held January 8, 2025'. 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

**6.4 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 **(Cherise Khaund)** Moved, Member **(Debra Mason)** Seconded to approve the **AMENDED** motion 'Move to approve the agenda moving item 12.3 prior to 8.1'. 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

**7.0 Report Out of Action Taken in Closed Session**

**7.1 Negotiations - The Board May Discuss Negotiations or Provide Direction to its Representatives Regarding Represented Employees (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. Wendi Aghily, Samantha Allen, 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 from staff.

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

**Recommendation:** Information/action.

In closed session and by a vote of 5-0 with no abstentions, the board took action to approve the resignation of one (1) employee per the separation agreement.

**7.3 Conference with Legal Counsel-Existing Litigation**

Conference with Legal Counsel-Existing Litigation. The Board will meet in closed session to discuss the following matter(s): CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code § 54956.9): 1. Mount Diablo Unified School District v. Fabrizio Arenas, Matt Carl, Luciano Arenas, Legion Food Trucks (and unknown entity) (Contra Costa County Superior Court Case No.: C24-03115) 2. JT v. Mount Diablo Unified School District (OAH Case No. 2024100018) 3. Bernstine v Mount Diablo Unified School District (Contra Costa County Superior Court Case No.: C24-01544)

**Recommendation:** N/A

In the matter of JT v. Mount Diablo Unified School District (OAH Case No. 2024100018) - the board met in closed session with legal counsel to discuss the matter of existing litigation pursuant to Government Code § 54956.9. By a vote of 5-0 the board approved the settlement agreement up to the stipulated amount and according to the settlement terms.

In the matter of Bernstine v Mount Diablo Unified School District (Contra Costa County Superior Court Case No.: C24-01544) the board met in closed session with legal counsel to discuss the matter of existing litigation pursuant to Government Code § 54956.9 by a vote of 5-0, the board gave direction and settlement authority to the General Counsel

#### **7.4 Conference with Legal Counsel-Anticipated Litigation**

The Board will meet in closed session to discuss the following matter(s): CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION Significant Exposure to Litigation (Government Code § 54956.9(d)(2) or (3): There is one potential matter.

**Recommendation:** N/A

### **8.0 Public Comment**

#### **8.1 (Original 12.3) Sequoia Elementary School Playground Improvements Projects Presentation**

Sequoia Elementary - Playground Projects

MDUSD Staff and Sequoia Parent Group Members are presenting a collaborative project plan for Sequoia Elementary School. Presenters include staff from Maintenance, Operations, & Facilities, Sequoia Elementary School, Sequoia Parent Association and Sequoia Elementary Students. The objective of this presentation is to showcase the successful collaboration between the elementary school, parent group and maintenance department to improve the school environment and foster a stronger sense of community.

#### **8.2 (Original 8.1) Public Comment: The Public May Address the Board Regarding any Item Not on the Agenda. Public Comment Will Also be Allowed on Each Specific Agenda Item Prior to Board Action Thereon.**

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. Speakers must submit a Speaker's Card to the Board secretary. The Board President will call each speaker to the podium as appropriate. 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. Public Comment will also be allowed on each specific agenda item prior to board action thereon.

**Recommendation:** Listen to Public Comment.

Seven (7) public comments were heard.

### **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.

One (1) communications comment was heard.

## 10.0 Recognitions and Resolutions

### 10.1 Review and Potential Approval of Resolution 24/25-43 In Recognition of National School Counseling Week

Review and Potential Approval of Resolution 24/25-43 In Recognition of National School Counseling Week

The MDUSD Governing Board will adopt Resolution 24/25-43 in Recognition of National School Counseling Week February 3-7, 2025.

**Recommendation:** Move to approve Resolution 24/25-43 in Recognition of National School Counseling Week

**ORIGINAL - Motion**

Member (**Thomas McDougall**) Moved, Member (**Cherise Khaund**) Seconded to approve the **ORIGINAL** motion 'Move to approve Resolution 24/25-43 in Recognition of National School Counseling Week'. 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

### 10.2 Review and Potential Approval of Resolution 24/25-44 in Recognition of February as Black and African American History Month

Resolution 24/25-44 in Recognition of February as Black and African American History Month

The MDUSD Governing Board will adopt Resolution 24/25-44 in Recognition of February as Black and African American History Month

**Recommendation:** Move to approve Resolution 24/25-44 in Recognition of February as Black and African American History Month

**ORIGINAL - Motion**

Member (**Keisha Nzewi**) Moved, Member (**Debra Mason**) Seconded to approve the **ORIGINAL** motion 'Move to approve Resolution 24/25-44 in Recognition of February as Black and African American History Month'. 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

### 10.3 Review and Potential Approval of Resolution 24/25-45 Recognizing February as Career and Technical Education (CTE) Month

Resolution 24/25-45 Career and Technical Education (CTE) Month

February has been designated as Career and Technical Education Month (CTE). Staff request the MDUSD Governing Board to adopt a resolution in recognition of CTE month.

**Recommendation:** Move to approve Resolution 24/25-45 recognizing February as Career and Technical Education (CTE) month.

**ORIGINAL - Motion**

Member (**Debra Mason**) Moved, Member (**Cherise Khaund**) Seconded to approve the **ORIGINAL** motion 'Move to approve Resolution 24/25-45 recognizing February as Career and Technical Education (CTE) month'. 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

#### **10.4 Review and Potential Approval of Board Resolution 24/25-46 for Local Assignment Option(s) EC 44258.2**

EC 44258.2 Board Resolution

Education Code 44258.2 authorizes the Governing Board to assign an employee holding a Single Subject or a Standard Secondary credential to teach, with his or her consent, any subject in a departmentalized class in grades 5-8 provided that the teacher has completed 12 semester units or 6 upper division or graduate units of coursework in that subject.

**Recommendation:** Move to approve Resolution 24/25-46 Local Assignment Option(s) EC 44258.2

##### **ORIGINAL - Motion**

Member (**Cherise Khaund**) Moved, Member (**Keisha Nzewi**) Seconded to approve the **ORIGINAL** motion 'Move to approve Resolution 24/25-46 Local Assignment Option(s) EC 44258.2'. 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

#### **10.5 Review and Potential Approval of Board Resolution 24/25-47 for Local Assignment Option(s) EC 44263**

EC 44263 Board Resolution

Education Code 44263 authorizes the Governing Board to assign any employee holding a valid teaching credential to teach, with his or her consent, a signal subject class which he or she has 18 semester units of coursework or 9 upper division or graduate coursework, or a multiple subject class if he or she holds at least 60 semester units equally distributed among the 10 areas of a diversified major.

**Recommendation:** Move to approve Resolution 24/25-47 Local Assignment Option(s) EC 44263

##### **ORIGINAL - Motion**

Member (**Thomas McDougall**) Moved, Member (**Debra Mason**) Seconded to approve the **ORIGINAL** motion 'Move to approve Resolution 24/25-47 Local Assignment Option(s) EC 44263'. 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

### **11.0 Public Employee Appointment**

#### **11.1 Review and Potential Approval of Classified Personnel Appointment: Food & Nutrition Services Culinary Manager**

Interviews were conducted and a candidate has been selected to fill the position of Food & Nutrition Services Culinary Manager for the 2024-2025 school year.

**Recommendation:** Move to approve the appointment of Food & Nutrition Services Culinary Manager.

##### **ORIGINAL - Motion**

Member (**xxxxx**) Moved, Member (**xxxxx**) Seconded to approve the **ORIGINAL** motion 'Move to approve the appointment of Food & Nutrition Services Culinary Manager'. Upon a roll call vote being taken, the vote was: Aye: (**xx**) Nay: (**xx**). The motion ( ). (**xx**) - (**xx**)

### 11.1 Review and Potential Approval of Classified Personnel Appointment: Food & Nutrition Services Culinary Manager

Interviews were conducted and a candidate has been selected to fill the position of Food & Nutrition Services Culinary Manager for the 2024-2025 school year.

**Recommendation:** Move to approve the appointment of Food & Nutrition Services Culinary Manager.

#### AMENDED - Motion

Member **(Debra Mason)** Moved, Member **(Keisha Nzewi)** Seconded to approve the **AMENDED** motion 'Move to approve the appointment of Nicole Cadiz as Food & Nutrition Services Culinary Manager'. 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
Keisha Nzewi	Yes
Thomas McDougall	Yes

## 12.0 Reports/Information

### 12.1 Review and Acceptance of Mt. Diablo Unified School District Independent Audit Report for the Fiscal Year Ended June 30, 2024 submitted by Nigro & Nigro.

Mt. Diablo Unified School District Audit Report 2023-2024.

Education Code Section 21020 requires that the District conduct an annual financial audit. The Audit Report for the fiscal year ending June 30, 2024 was conducted by Nigro & Nigro. The Audit Report is submitted to the Board for review and acceptance. These reports are filed with the County Superintendent, State Department of Education and the State Controller's Office.

**Recommendation:** Move to accept of the Independent Audit Report for the fiscal year ended June 30, 2024.

#### ORIGINAL - Motion

Member **(Debra Mason)** Moved, Member **(Thomas McDougall)** Seconded to approve the **ORIGINAL** motion 'Move to accept of the Independent Audit Report for the fiscal year ended June 30, 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
Keisha Nzewi	Yes
Thomas McDougall	Yes

### 12.2 Budget Update

School Services of California is holding their 2025-26 Governor's Budget Proposal workshop on January 21, 2025 in Sacramento. This workshop will provide more detailed information on the Governor's 2025-26 budget proposals released on January 10, 2025. Staff will provide an update on the potential impacts to the multi-year projections for the district.

**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 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 **(Thomas McDougall)** 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

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

List of certificated hires, leave of absences, resignations, and retirements

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

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

#### **ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Thomas McDougall)** 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

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

List of classified hires, leave of absences, resignations, and retirements.

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

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

#### **ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Thomas McDougall)** 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  
Keisha Nzewi Yes  
Thomas McDougall Yes



**15.4 Review and Potential Approval of Independent Service Contract between Mt. Diablo Unified School District and Walker Creek Ranch for the Outdoor Education Program for Westwood Elementary School.**

Walker Creek Ranch provides students with a quality science education, strengthens bonds with their peers and increases their environmental awareness. The program allows each group time to connect with the land, each other and science. Staff are well-versed in social emotional learning and NGSS offering creative lessons that are centered around the land. Westwood Elementary students will attend March 3-6, 2025. Students will travel with chaperones by bus.

**Recommendation:** Move to approve the Independent Service Contract between Mt. Diablo Unified School District and Walker Creek Ranch for the Outdoor Education Program for Westwood Elementary School.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Thomas McDougall)** Seconded to approve the **ORIGINAL** motion 'Move to approve the Independent Service Contract between Mt. Diablo Unified School District and Walker Creek Ranch for the Outdoor Education Program for Westwood 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
Keisha Nzewi	Yes
Thomas McDougall	Yes

**15.5 Review and Potential Approval of the 2025 Administrators Summer School One Time Compensation Rate**

2025 Summer School One Time Compensation Rate

Staff seeks to approve the 2025 Summer School Administrator Compensation Rate in order to begin hiring staff. On December 18, 2024 the Board approved the one time Summer School Compensation rates for teachers, counselors and classified staff needed for summer school. Summer school is scheduled to include 18 student days, from June 9, 2025 through July 3, 2025.

**Recommendation:** Move to approve the 2025 Summer School one time compensation rate for Administrators.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Thomas McDougall)** Seconded to approve the **ORIGINAL** motion 'Move to approve the 2025 Summer School one time compensation rate for Administrators'. 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
Keisha Nzewi	Yes
Thomas McDougall	Yes

**A) Food and Nutrition Services**

**15.6 Review and Potential Approval of a Purchase from Palmer Hamilton Design for Cafeteria and Serving Area Redesigns at Seven Schools**

Executed Joint Powers Authority Contract between MDUSD and Palmer Hamilton LLC Quotes and Design Books: Bancroft Elementary School Diablo View Middle School Gregory Gardens Elementary School Meadow Homes Elementary School Northgate High School Pleasant Hill MS Rio Vista ES

In alignment with our Department's goals, Food and Nutrition Services is seeking to improve the student dining experience by investing in modernized welcoming cafeteria and serving areas for students. We are seeking approval for a purchase in the amount of \$483,222.06 for Palmer

Hamilton Designs to redesign the cafeterias at seven pilot schools during the 2024-25 school year. The quotes are provided in accordance with the Sourcwell Contract #091423- PHL for Furniture Solutions with Related Accessories and Services. Food and Nutrition Services presented on this planned work at the November 13, 2024 Board Meeting.

**Recommendation:** Move to approve the purchase in the amount of \$483,222.06 for Palmer Hamilton Design for cafeteria and serving area redesigns at seven schools.

**ORIGINAL - Motion**

Member (**Cherise Khaund**) Moved, Member (**Thomas McDougall**) Seconded to approve the **ORIGINAL** motion 'Move to approve the purchase in the amount of \$483,222.06 for Palmer Hamilton Design for cafeteria and serving area redesigns at seven schools'. 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

**15.7 Review and Potential Approval of an Increase in the Purchase Order for Fiery Ginger Farm DBA Spork Food Hub**

Change Order

Food and Nutrition Services is seeking to increase the Purchase Order for Fiery Ginger Farm DBA Spork Food Hub for the purchase of local organic rice and various local fruits and vegetables for use in the school meal program for the duration of the 2024-25 school year.

**Recommendation:** Move to approve an increase in the Purchase Order for Fiery Ginger Farm DBA Spork Food Hub from \$50,000 to \$114,000 for the 2024-25 school year.

**ORIGINAL - Motion**

Member (**Cherise Khaund**) Moved, Member (**Thomas McDougall**) Seconded to approve the **ORIGINAL** motion 'Move to approve an increase in the Purchase Order for Fiery Ginger Farm DBA Spork Food Hub from \$50,000 to \$114,000 for the 2024-25 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

**15.8 Review and Potential Approval of an Increase in the Contract for Tasty Indian Pizza, Inc. for the Duration of the 2024-25 School Year**

Tasty Pizza Piggyback Contract & NVUSD and Tasty Indian Pizza's Agreement for RFP 2024-03-13 The Board of Education approved a piggyback contract for Tasty Indian Pizza, Inc. on June 26, 2024. The contract was competitively bid by Napa Valley Unified School District's (NVUSD) in their Request for Proposal (RFP) #2024-03-13 for Pizza Services. NVUSD conducted a RFP this spring for the pizza services for the same services MDUSD was seeking. Tasty Pizza is a local company based in Fairfield and their pizza is fresh, never frozen. They use locally sourced flour from Capay Mills and local Sonoma tomatoes from Di Napoli. As a result of increased student meal participation (18%) and strong demand for pizza, MDUSD is seeking to increase the contract with Tasty Indian Pizza Inc. by \$250,000 to a total of \$650,000 for the duration of the 2024-25 school year.

**Recommendation:** Move to approve an increase in the contract for Tasty Indian Pizza, Inc. for the duration of the 2024-25 school year.

**ORIGINAL - Motion**

Member (**Cherise Khaund**) Moved, Member (**Thomas McDougall**) Seconded to approve the **ORIGINAL** motion 'Move to approve an increase in the contract for Tasty Indian Pizza, Inc. for the duration of the 2024-25 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

## B) Maintenance and Operations

### **15.9 Review and Potential Approval to Increase the Purchase Order with Bel Air Mechanical, for Heating, Ventilation & Air Conditioning Service Calls (work orders) per RFP 1924**

PO 250600 CO

Bel Air Mechanical, Inc., has an open purchase order (PO) for Heating, Ventilation & Air Conditioning Repairs and Service Calls (work orders) for the 2024/2025 Fiscal Year to support necessary maintenance work. The PO was originally issued for \$114,500.00, plus two subsequent to \$314,500.00. This existing open purchase order will be depleted soon due to the amount of work completed to support the District. An increase of \$100,000.00 is requested, to cover the needs of the 2024/2025 fiscal year. The request of \$100,000.00 will increase the PO for Bel Air Mechanical from \$314,500.00 to \$414,500.00. The District is receiving outside support from several HVAC Maintenance Contractors, including those on the approved HVAC Contractor Pool List per RFP 1924.

**Recommendation:** Move to approve to Increase the Purchase Order with Bel Air Mechanical, Inc., for Heating, Ventilation & Air Conditioning Service Calls (work orders) per RFP 1924.

#### **ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Thomas McDougall)** Seconded to approve the **ORIGINAL** motion 'Move to approve to Increase the Purchase Order with Bel Air Mechanical, Inc., for Heating, Ventilation & Air Conditioning Service Calls (work orders) per RFP 1924'. 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

### **15.10 Review and Potential Approval to Increase the Purchase Order with Bay City Mechanical Service, Inc. for Heating, Ventilation & Air Conditioning Service Calls (Work Orders) per RFP 1924**

Po 250419 CO

Bay City Mechanical, Inc., has an open purchase order (PO) for Heating, Ventilation & Air Conditioning Repairs and Service Calls (work orders) for the 2024/2025 Fiscal Year to support necessary maintenance work. The PO was originally issued for \$114,500.00, plus two subsequent increases to \$314,500.00. This existing open purchase order will be depleted soon due to the amount of work completed to support the District. An increase of \$100,000.00 is requested, to cover the needs of the 2024/2025 fiscal year. The request of \$100,000.00 will increase the PO for Bay City Mechanical from \$314,500.00 to \$414,500.00. The District is receiving outside support from several HVAC Maintenance Contractors, including those on the approved HVAC Contractor Pool List per RFP 1924.

**Recommendation:** Move to approve to Increase the Purchase Order with Bay City Mechanical, Inc., for Heating, Ventilation & Air Conditioning Service Calls (work orders) per RFP 1924.

#### **ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Thomas McDougall)** Seconded to approve the **ORIGINAL** motion 'Move to approve to Increase the Purchase Order with Bay City Mechanical, Inc., for Heating, Ventilation & Air Conditioning Service Calls (work orders) per RFP 1924'. 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  
 Keisha Nzewi Yes  
 Thomas McDougall Yes

**15.11 Review and Potential Approval of Elementary School Playground Rubber Surface Replacements at Sequoia Elementary School per SOURCEWELL CONTRACT 010521-SFS with SofSURFACES, Inc., Rubber Tile Solutions.**

Sequoia Elementary JPA Contract

Government Code §§ 6500 et seq. provides that public agencies, including cities, counties, school districts, the federal government, and public agencies outside of the State, may enter into joint powers agreements to exercise powers common to them, including the power to procure equipment, materials, and supplies. Sourcewell is a public agency that operates under the legislative authority of the Minnesota State Legislature’s Service Cooperative Statute that follows procurement procedures for products and services in accordance with Minnesota Uniform Municipal Contracting Law, Minnesota Statute § 471.345, and is permitted to engage in cooperative purchasing pursuant to Minnesota Statute § 123A.21 Subd. 7(23) to serve all government, education, and non-profit agencies nationally. The District has joined Sourcewell, through the approval of a Sourcewell Cooperative Purchasing Program Participation Agreement, thereby allowing the District to piggyback off of competitively procured contracts. We are now seeking approval of the attached Contracts with sofSURFACES, Inc., which incorporates Sourcewell Contract # 1010521-SFS for Sequoia Elementary School. The price is based on Sourcewell Contract # 1010521-SFS and includes Bond Fees.

**Recommendation:** Move to Approve the Piggyback Contracts for elementary school playground rubber surface replacements at Sequoia Elementary per SOURCEWELL CONTRACT 010521-SFS with sofSURFACES, Inc., Rubber Tile Solutions.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Thomas McDougall)** Seconded to approve the **ORIGINAL** motion 'Move to Approve the Piggyback Contracts for elementary school playground rubber surface replacements at Sequoia Elementary per SOURCEWELL CONTRACT 010521-SFS with sofSURFACES, Inc., Rubber Tile 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  
 Keisha Nzewi Yes  
 Thomas McDougall Yes

**C) Purchasing**

**15.12 Review & Potential Approval of Maintenance, Operations & Facilities; and Information Technology Departments District-Wide Purchases of Maintenance, Repair and Operations Supplies and Equipment using Sourcewell Contract Number: 091422-WES**

WESCO/Sourcewell Agreement Sourcewell Pricing

Due to the modernization projects and general upkeep of locks, door-knobs, and other door-related equipment, the district is approaching bid threshold of \$114,800. Our technology department also purchases from WESCO. Because of many one-time purchases that fell on this fiscal year, with the same vendor staff is looking to use Sourcewell JPA Contract with WESCO Distribution, Inc., contract #091422-WES. Government Code §§ 6500 et seq. provides public agencies, including school districts, may enter into joint powers agreements to exercise powers common to them, including the power to procure equipment, materials, and supplies. Sourcewell is a Joint Power Authority, which the District has joined by executing a Sourcewell Cooperative Purchasing Program Participation Agreement, which was Board approved on October 23, 2024,

through Resolution #24/25-31. Sourcewell issued a Request for Proposal for Facility MRO [Maintenance, Repair, and Operations], Industrial, and Building-Related Supplies and Equipment, RFP #091422. WESCO Distribution, Inc. submitted proposal and was awarded the contract, Sourcewell Contract #091422-WES. This contract is valid through November 8, 2026. As a member of Sourcewell, the District would like to enter into a contract with WESCO, incorporating the OMNIA Purchasing Program, Contract # R191810 will allow the District to continue to purchase the needed door/lock-related supplies and other maintenance supplies for our buildings and infrastructure. We are bringing forward this agreement for the Board's consideration and possible approval to handle the heavy purchasing load for this vendor from our Maintenance, Operations, and Facilities (MO&F); and Information Technology (IT) Departments.

**Recommendation:** Move to approve the use of WESCO Distribution, Inc.'s Sourcewell JPA Contract #091422-WES for District-Wide Purchases of Maintenance, Repair and Operations Supplies and Equipment

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Thomas McDougall)** Seconded to approve the **ORIGINAL** motion 'Move to approve the use of WESCO Distribution, Inc.'s Sourcewell JPA Contract #091422-WES for District-Wide Purchases of Maintenance, Repair and Operations Supplies and Equipment'. 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
Keisha Nzewi	Yes
Thomas McDougall	Yes

**15.13 Review and Potential Ratification of Contracts and Amendments to Contracts Under \$25,000 for January 1-10, 2025**

- 2 Contracts and Amendments from January 1-10, 2025 under \$25,000 - Purchase Order ("PO") Summary Report for all Contracts from January 1-10, 2025

This item seeks Board ratification of the attached contracts. Pursuant to Board Policy 3312, Contracts, the Board has delegated to the Superintendent or their designee the authority to enter into contracts on behalf of the District, not to exceed the amounts specified in Public Contract Code § 20111 except as otherwise provided by law. Contracts entered into by delegated authority must be ratified by the Board of Education at an open session meeting of the Board within 60 days of the date the contract was approved by delegated authority. (Education Code § 17604; Public Contract Code § 20111). The attached contracts comply with Board Policy 3312.

**Recommendation:** Move to ratify 2 Contracts and Amendments under \$25,000 for January 1-10, 2025

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Thomas McDougall)** Seconded to approve the **ORIGINAL** motion 'Move to ratify 2 Contracts and Amendments under \$25,000 for January 1-10, 2025'. 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
Keisha Nzewi	Yes
Thomas McDougall	Yes

**D) Special Education and Student Services**

**15.14 Review and Potential Approval of Out of State Travel for One Special Education Staff to Attend the National Association of School Psychologists Annual Convention**

Special Education is requesting the approval for one staff member to travel to Seattle, WA on February 17-21, 2025 to attend the National Association of School Psychologists Annual

Convention. Our Staff member will be gaining knowledge in the critical role they play in fostering positive change and growth.

**Recommendation:** Move to approve the out of state travel for one staff member to attend the National Association of School Psychologists Annual Convention in Seattle, WA.

**ORIGINAL - Motion**

Member (**Cherise Khaund**) Moved, Member (**Thomas McDougall**) Seconded to approve the **ORIGINAL** motion 'Move to approve the out of state travel for one staff member to attend the National Association of School Psychologists Annual Convention in Seattle, WA'. 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

**15.15 Review and Potential Approval of Amendment to the Contract between Mt. Diablo Unified School District and California Translation International (CTI) for the 2024/25 School Year.**

Review and Potential Approval of Amendment to increase contract between Mt. Diablo Unified School District and California Translation International (CTI) for the 2024/25 School Year. 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, Psch Assessments, in various languages.

**Recommendation:** Move to approve the amendment to increase contract between Mt. Diablo Unified School District and California Translation International for the 2024/25 School Year.

**ORIGINAL - Motion**

Member (**Cherise Khaund**) Moved, Member (**Thomas McDougall**) Seconded to approve the **ORIGINAL** motion 'Move to approve the amendment to increase contract between Mt. Diablo Unified School District and California Translation International for the 2024/25 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

**15.16 Review and Potential Approval to Increase the Independent Service Contract with Dr. Sherry Burke for the 2024/2025 School Year.**

Dr. Sherry Burke, Licensed Educational Psychologist, provides independent educational evaluations and district triennial evaluations at the request of the district. Additional funds are being requested to provide continued support for the 2024/2025 school year.

**Recommendation:** Move to approve increase to independent service contract with Dr. Sherry Burke for the 2024/2025 school year as presented.

**ORIGINAL - Motion**

Member (**Cherise Khaund**) Moved, Member (**Thomas McDougall**) Seconded to approve the **ORIGINAL** motion 'Move to approve increase to independent service contract with Dr. Sherry Burke for the 2024/2025 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

**15.17 Review and Potential Approval to Increase the Independent Service Contract Between Mt. Diablo Unified School District (MDUSD) and Bylund Clinic for the 2024/2025 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. Requested funds are to cover anticipated expenses for the 2024/2025 school year.

**Recommendation:** Move to approve increase to independent service contract with Mt. Diablo Unified School District and Bylund Clinic, for the 2024/2025 School Year as presented.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Thomas McDougall)** Seconded to approve the **ORIGINAL** motion 'Move to approve increase to independent service contract with Mt. Diablo Unified School District and Bylund Clinic, for the 2024/2025 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
Keisha Nzewi	Yes
Thomas McDougall	Yes

**E) Technology**

**15.18 Review and Potential Approval of Renewal for AERIES Student Information System (SIS) Software License/Support Subscription, Online Enrollment, and AERIES Analytics for 2025 Calendar Year.**

I.T. Department - AERIES renewal quote

Aeries Student Information System (SIS), used by Mt. Diablo Unified School District for attendance, grades, transcripts, and data analysis. This is a renewal for continuing services for MDUSD's SIS AERIES. Cost is \$147,376.80

**Recommendation:** Move to approve the renewal for the AERIES Student Information System for January 01 - December 31, 2025.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Thomas McDougall)** Seconded to approve the **ORIGINAL** motion 'Move to approve the renewal for the AERIES Student Information System for January 01 - December 31, 2025'. 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
Keisha Nzewi	Yes
Thomas McDougall	Yes

**F) Transportation**

**15.19 Review and Potential Approval of the Proposal from Faber Communications to Repair and Upgrade Additional School Bus Cameras, GPS System, and Annual GPS Subscription Service for Mt. Diablo Unified School Buses.**

The Transportation Department is seeking approval for the vendor, Faber Communications, to repair and upgrade six school bus cameras and GPS systems. The upgrade is for six buses that were not included in the Faber Communication Proposal that was approved on Agenda Item number 15.35 at the 11/13/2024 Board meeting. These six buses were out at outside repair shops and not at Transportation during the original review. The repairs are necessary to address aging equipment and ensure functionality and optimal performance. The upgrade will improve

safety, monitoring, and operational efficiency for the school bus fleet. This proposal includes the purchase of an annual subscription for GPS services specifically for the MDUSD school bus fleet. The GPS service will be billed annually after the system is set up.

**Recommendation:** Move to approve the proposal from Faber Communications for the repair and upgrade of school bus cameras and GPS components on six (6) school buses, as well as the annual subscription service for them.

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Thomas McDougall)** Seconded to approve the **ORIGINAL** motion 'Move to approve the proposal from Faber Communications for the repair and upgrade of school bus cameras and GPS components on six (6) school buses, as well as the annual subscription service for them'. 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
Keisha Nzewi	Yes
Thomas McDougall	Yes

## 16.0 Consent Item Pulled for Discussion

### 16.1 (Original 15.4) Review and Potential Approval of the Hokali Middle School Sports Agreement for the CARES Expanded Learning Opportunity Program (ELOP)

The vision of Hokali is to transform how schools offer before school programs, after-school programs and camps, supporting students' personal growth through engaging and impactful experiences. This contract would provide a six week program with one different activity per site from Monday to Thursday. The activities include pickleball and soccer. The activities would be open to 6th - 8th grade at our four middle schools (El Dorado, Holbrook (6th - 8th), Oak Grove, and Riverview middle schools). Sports is the most requested activities by students and parents at the middle school level. Sports historically has dramatically increased our daily attendance. This program meets the health and fitness components of our ASES and ELOP Plans

**Recommendation:** Move to approve independent service contract between HOKALI Inc and the CARES Expanded Learning Opportunity Program.

**ORIGINAL - Motion**

Member **(Keisha Nzewi)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve independent service contract between HOKALI Inc and the CARES Expanded Learning Opportunity 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
Keisha Nzewi	Yes
Thomas McDougall	Yes

### 16.2 (Original 15.5) Review and Potential Approval of the Contract with Discovery Education with Mt. Diablo Unified School District (MDUSD) for the Expanded Learning Opportunity Program (ELOP)

As we transition with these new partner providers, we are collaborating to develop a high-quality, rigorous, standards-based academic programming that can be implemented by both certificated teachers and classified after school program staff. These programs provide the opportunity for students to engage in individualized instruction based on CA state standards and for our program to collect consistent improvement data across our school site programs. They also provide the opportunity for us to engage additional students through the offering of specialized intervention in reading, based on mClass data shared by our sites. Additionally, Discovery Education is already an approved Digital Tool for Mt. Diablo Unified.



**Recommendation:** Move to approve the contract with Discovery Education and MDUSD ELOP.

**ORIGINAL - Motion**

Member **(Keisha Nzewi)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve the contract with Discovery Education and MDUSD ELOP'. 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
Keisha Nzewi	Yes
Thomas McDougall	Yes

## 17.0 Consent Item Pulled by Staff

## 18.0 Business/Action Items

### 18.1 Review and Potential Acknowledgement of an Additional Successor Agreement Proposal from the Mt. Diablo Education Association (MDEA)

MDEA Proposal To MDUSD

By law, school districts are required to "sunshine" collective bargaining proposals in an open session of the Board. Initial proposals for both Mt. Diablo Education Association (MDEA) and Mt. Diablo Unified School District were approved at the December 18, 2024 meeting. However, an additional proposal from MDEA is attached and being presented to enable the public to become informed and for the Board to acknowledge receipt of the attached proposal.

**Recommendation:** Move to acknowledge the additional Successor Agreement Proposal from Mt. Diablo Education Association (MDEA).

**ORIGINAL - Motion**

Member **(Cherise Khaund)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to acknowledge the additional Successor Agreement Proposal from Mt. Diablo Education Association (MDEA)'. 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
Keisha Nzewi	Yes
Thomas McDougall	Yes

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

The School Plan for Student Achievement (SPSA) identifies and addresses the instructional needs of students and specifies how state and federal categorical funds will be used to accomplish the goals outlined in the plan. In addition, the SPSA template includes additional components for our Title I schools with schoolwide programs, as well as our schools in comprehensive support and improvement (CSI) and additional targeted support and improvement (ATSI). School sites include their allocated Local Control Funding Formula (LCFF) Targeted Supplemental and, optionally, their allocated LCFF Base Funds in their SPSAs. State regulations require that the School Site Council (SSC) be the group responsible for developing and revising the SPSA in collaboration with the site instructional leadership team. Attached are examples of the revised site plans. Copies of all revised School Plans can be found here: <https://drive.google.com/drive/folders/1ObVVNImmF-ISfV2M1SiZhwGfVyUouz9?usp=sharing>

**Recommendation:** Move to approve the 2024-25 School Plans for Student Achievement

**ORIGINAL - Motion**

Member **(Keisha Nzewi)** Moved, Member **(Cherise Khaund)** Seconded to approve the **ORIGINAL** motion 'Move to approve the 2024-25 School Plans for Student Achievement'. 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

### **18.3 Review and Potential Approval of Rescinding Changes to Board Policy and Administrative Regulations relating to Title IX of the Education Amendments Act of 1974**

BP 4119.11 Sex Discrimination and Sex Based Harassment AR 4119.11 Sex Discrimination and Sex Based Harassment BP 4219.11 Sex Discrimination and Sex Based Harassment AR 4219.11 Sex Discrimination and Sex Based Harassment BP 4319.11 Sex Discrimination and Sex Based Harassment AR 4319.11 Sex Discrimination and Sex Based Harassment AR 4119.12 Title IX Sex Discrimination and Sex Based Harassment Complaint Procedure AR 4219.12 Title IX Sex Discrimination and Sex Based Harassment Complaint Procedure AR 4319.12 Title IX Sex Discrimination and Sex Based Harassment Complaint Procedure BP 5145.7 Sex Discrimination and Sex Based Harassment AR 5145.7 Sex Discrimination and Sex Based Harassment AR 5145.71 Title IX Sex Discrimination and Sex Based Harassment Complaint Procedure

On October 16, 2024, and November 13, 2024, the Board approved revisions to District Board Policies (BPs) and Administrative Regulations (ARs) based on the Department of Education release of revised federal regulations implementing Title IX of the Education Amendments Act of 1974 (20 U.S.C. §§ 1681 et seq.). On January 9, 2025, federal district court issued a decision striking down the 2024 Title IX Regulations as unconstitutional. This ruling is applicable nationwide, which means that all educational agencies receiving federal financial assistance, must revert to the 2020 Title IX regulations. Accordingly, District staff is recommending reverting back to the BPs and ARs, implementing the 2020 Title IX Regulations. Attached are the BP/ARs specific to Title IX. District staff will review BP/ARs relating to anti-discrimination generally to determine if additional revisions are necessary.

**Recommendation:** That the Board move to restore the BPs and ARs, applying the 2020 Title IX regulations, as attached hereto.

#### **ORIGINAL - Motion**

Member **(Debra Mason)** Moved, Member **(Keisha Nzewi)** Seconded to approve the **ORIGINAL** motion 'That the Board move to restore the BPs and ARs, applying the 2020 Title IX regulations, as attached hereto'. 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  
Keisha Nzewi Yes  
Thomas McDougall Yes

### **18.4 Review and Potential Approval of Updates to Board Policy (BP) and Administrative Regulation (AR) 4218: Dismissal/Suspension/Disciplinary Action**

BP 4218: Dismissal/Suspension/Disciplinary Action AR 4218: Dismissal/Suspension/Disciplinary Action

Staff is continuing to update the existing District Board Policies (BPs) and Administrative Regulations (ARs) for consistency and to align with District practices. Board policy and Administrative Regulation 4218 was previously inadvertently changed to certificated staff, however it is intended to refer to classified staff.

**Recommendation:** Move to approve updates to Board Policy (BP) and Administrative Regulation (AR) 4218: Dismissal/Suspension/Disciplinary Action

#### **ORIGINAL - Motion**

Member **(Keisha Nzewi)** Moved, Member **(Debra Mason)** Seconded to approve the **ORIGINAL** motion 'Move to approve updates to Board Policy (BP) and Administrative Regulation (AR) 4218: Dismissal/Suspension/Disciplinary Action'. 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
Keisha Nzewi	Yes
Thomas McDougall	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 Requests May Be Presented for Consideration at a Future Board Meeting**

**Recommendation:** Information

## **23.0 Adjournment**

President Mayo adjourned the meeting at 8:56pm

### **23.1 Adjourn Meeting**

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

**Recommendation:** Adjourn the meeting.