


Mt. Diablo Unified School District Governing Board

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

Board Meeting Summary

REGULAR MEETING OF THE BOARD OF EDUCATION MT DIABLO UNIFIED SCHOOL DISTRICT Wednesday, February 9, 2022 (6:00 PM)

ROLL CALL

Debra Mason
Linda Mayo
Cherise Khaund
Erin McFerrin
Keisha Nzewi

1.0 Call to Order

President Mason called the meeting to order

2.0 Public Comment

Public Comments were heard

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: Read public comment(s).

3.0 Closed Session Agenda

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

Negotiations - The Board may discuss negotiations or provide direction to its representatives regarding represented employees, pursuant to Government Code Section 54957.6. Agency negotiators: Dr. Adam Clark, Dr. John Rubio, Dr. Lisa Gonzales, Dr. Wendi Aghily, Jennifer Sachs, Dr. Dan Scudero, and legal counsel; Agencies: MDEA, DMA, MDSPA, CSEA, CST Local 1 and Teamsters Local 856

Recommendation: Information

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

Recommendation: Information/action.

4.0 Adjourn to Closed Session

The meeting was adjourned to closed session at 5:20pm

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 6:00pm

5.1 Reconvene Open Session

The Board of Education will reconvene Open Session.

Recommendation: Reconvene Open Session.

6.0 Preliminary Business

The Board President lead the pledge of allegiance and conducted roll call.

6.1 Pledge of Allegiance and Roll Call

The Board President will lead the Pledge of Allegiance and conduct Roll Call.

Recommendation: Lead the Pledge of Allegiance and Roll Call.

6.2 Review and Potential Approval of the Agenda

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

Recommendation: Move to approve the agenda.

ORIGINAL - Motion

Member **(Keisha Nzewi)** Moved, Member **(Cherise Khaund)** Seconded to approve the **ORIGINAL** motion 'Move to approve the agenda, moving items 18.1 Independent Audit Report, 18.2 Measure C Audit Report and 18.3 Measure J Audit Report to be heard before item 12.1 and item 13.1 Board Reports to be heard before 19.1'. 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

Erin McFerrin Yes

Keisha Nzewi Yes

7.0 Report Out Action Taken in Closed Session

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

Negotiations - The Board may discuss negotiations or provide direction to its representatives regarding represented employees, pursuant to Government Code Section 54957.6. Agency negotiators: Dr. Adam Clark, Dr. John Rubio, Dr. Lisa Gonzales, Dr. Wendi Aghily, Jennifer Sachs, Dr. Dan Scudero, and legal counsel; Agencies: MDEA, DMA, MDSPA, CSEA, CST Local 1 and Teamsters Local 856

Recommendation: Information

The Governing board received information and gave direction

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

Recommendation: Information/action.

No case was presented.

ORIGINAL - Motion

8.0 Public Comment

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

Public Comment: The public may address the Board regarding any item within the jurisdiction of the Board of Education of the Mt. Diablo Unified School District that is not on this agenda. These presentations are limited to three minutes each, or a total of thirty minutes for all speakers, or the three minute limit may be shortened. If there are multiple speakers on any one subject, the public comment period may be moved to the end of the meeting. Speakers are not allowed to yield their time.

Recommendation: Listen to Public Comment.

9.0 Communications

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

At regular Board meetings, a single spokesperson of each recognized District organization may make a brief presentation following the Consent Agenda. Items are limited to those which are informational.

Recommendation: Listen to Communications.

10.0 Recognitions and Resolutions

10.1 Review and Potential Approval of Resolution 21/22-50 To Identify the Amount of Budget Reductions Needed in 2022-25 to Maintain Fiscal Solvency

The District recognizes the need to implement budget reductions in order to meet the financial obligations in the current fiscal year and two subsequent fiscal years while facing declining enrollment. This resolution acknowledges this need and the need for a detailed plan.

Recommendation: Move to approve Resolution 21/22-50 To Identify the Amount of Budget Reductions Needed in 2022-25 to Maintain Fiscal Solvency.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Cherise Khaund)** Seconded to approve the **ORIGINAL** motion 'Move to approve Resolution 21/22-50 To Identify the Amount of Budget Reductions Needed in 2022-25 to Maintain Fiscal Solvency'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes

Linda Mayo Yes

Cherise Khaund Yes

Erin McFerrin Yes

Keisha Nzewi Yes

10.2 Review and Potential Approval of Resolution 21/22-52 in Recognition of PTA's 125th Anniversary and California State PTA Day

PTA has been instrumental in establishing programs and services to improve children's lives for 125 years. Mt. Diablo Unified School District (MDUSD) has eighteen schools with PTAs, connecting families, schools and communities. It is being requested that MDUSD proclaim February 17, 2022 as California State PTA day.

Recommendation: Move to approve Resolution 21/22-54 in Recognition of PTAs 125th anniversary and proclaiming February 17, 2022 as California State PTA Day.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Cherise Khaund)** Seconded to approve the **ORIGINAL** motion 'Move to approve Resolution 21/22-54 in Recognition of PTAs 125th anniversary and proclaiming February 17, 2022 as California State PTA Day'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

Debra Mason Yes

Linda Mayo Yes

Cherise Khaund Yes

Erin McFerrin Yes
Keisha Nzewi Yes

11.0 Public Employee Appointment

11.1 Review and Potential Approval of Personnel Appointment: Interim Principal at Woodside Elementary

A candidate has been selected to fill the position of Interim Principal at Woodside Elementary for the 2021-2022 school year.

Recommendation: Move to approve the appointment of Interim Principal at Woodside Elementary.

AMENDED - Motion

Member **(Cherise Khaund)** Moved, Member **(Keisha Nzewi)** Seconded to approve the **AMENDED** motion 'Move to approve the appointment of Christopher Chenault Interim Principal at Woodside Elementary'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

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

11.2 Review and Potential Approval of Classified Personnel Appointment: Data and Application Systems Manager in the Business Services Department

Interviews have been conducted and a candidate has been selected to fill the position of Integrated Systems Project Manager for the 2021-2022 school year.

Recommendation: Move to approve the appointment of Data and Application Systems Manager in the Business Services Department.

AMENDED - Motion

Member **(Erin McFerrin)** Moved, Member **(Keisha Nzewi)** Seconded to approve the **AMENDED** motion 'Move to approve the appointment of Shawn Kelley Data and Application Systems Manager in the Business Services Department'. 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

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, 2021 submitted by Crowe, LLP

Mt Diablo Unified Independent Audit Report

Education Code Section 21020 requires that the District conduct an annual financial audit. The Audit Report for the fiscal year ending June 30, 2021 was conducted by Crowe, LLP. The Audit Report is submitted to the Board for review and acceptance. This report was sent and received by the Contra Costa County Office of Education on January 31, 2022.

Recommendation: Acceptance of the Independent Audit Report for the fiscal year ended June 30, 2021

ORIGINAL - Motion

Member **(Cherise Khaund)** Moved, Member **(Linda Mayo)** Seconded to approve the **ORIGINAL** motion 'Acceptance of the Independent Audit Report for the fiscal year ended

June 30, 2021'. 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

12.2 Review and Acceptance of 2010 Measure C Audit Report for Fiscal Year Ending June 30, 2021

Measure C General Obligation Bonds Financial Statements Measure C General Obligation Bonds Performance Audit

Education Code Section 21020 requires that the District conduct an annual performance audit and financial audit of the 2010 Measure C Bond program. The Audit Report for the fiscal year ending June 30, 2021 was conducted by Crowe, LLP. The Audit Report is submitted to the Board for acceptance.

Recommendation: Acceptance of 2010 Measure C Audit Report for Fiscal Year Ending June 30, 2021

ORIGINAL - Motion

Member (**Linda Mayo**) Moved, Member (**Keisha Nzewi**) Seconded to approve the **ORIGINAL** motion 'Acceptance of 2010 Measure C Audit Report for Fiscal Year Ending June 30, 2021'. 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

12.3 Review and Acceptance of 2010 Measure J Audit Report for Fiscal Year Ending June 30, 2021

Measure J General Obligation Bonds Financial Statements Measure J General Obligation Bonds Performance Audit

Education Code Section 21020 requires that the District conduct an annual performance audit and financial audit of the 2010 Measure J Bond program. The Audit Report for the fiscal year ending June 30, 2021 was conducted by Crowe, LLP. The Audit Report is submitted to the Board for acceptance.

Recommendation: Acceptance of 2010 Measure J Audit Report for Fiscal Year Ending June 30, 2021

ORIGINAL - Motion

Member (**Cherise Khaund**) Moved, Member (**Erin McFerrin**) Seconded to approve the **ORIGINAL** motion 'Acceptance of 2010 Measure J Audit Report for Fiscal Year Ending June 30, 2021'. 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

12.4 Presentation of Demographer Evaluation of Existing Trustee Voting Areas and Notice of Public Hearing on Adoption of Proposed Revised Scenarios

Mt. Diablo Unified School District (MDUSD) completed the process to transition from at-large to by-trustee area elections effective 2020. Every ten years, after the U.S. Census data is released, school districts are required to evaluate whether their current trustee areas have approximately equal populations using the new census data. Due to the Covid pandemic, the Census Bureau released its data over six months behind schedule. However, upon the recent 2020 Census data release, MDUSD began the process of evaluating each of its trustee areas for population balance. The variation in total population among trustee areas cannot exceed 10%. If the total peak variation is less than 10%, no changes are needed. If the total peak variation exceeds 10% then trustee area boundaries will need to be adjusted. This process is referred to as redistricting. Trustee areas must be made as equal in population as possible and practicable to provide equal access to political representation consistent with the one person, one vote constitutional principle. The District has engaged professional demographer Cooperative Strategies to conduct the required evaluation and draft revised map scenarios based on recommended criteria for consideration by the Trustees and public. Staff will present the results of the initial evaluation, as well as proposed scenarios for evaluation and review by the Board February 9, 2022. Staff will bring forth any revised or potential additional scenarios for review and adoption following public hearing to take place at the next Board meeting on February 23, 2022.

Recommendation: Information.

13.0 Board Member Reports

13.1 Board Member Reports

Board Members may choose to report out their activities.

Recommendation: Information.

This item was moved to be heard before 19.1

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 **(Keisha Nzewi)** Moved, Member **(Cherise Khaund)** 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 Fiscal Transaction for the month of January 2022

January 2022 Vendor Warrant Report January 2022 Cancelled Vendor Warrant Report Payments have been made to meet District's obligations to improvements and other outgoing expenses.

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

ORIGINAL - Motion

Member **(Keisha Nzewi)** Moved, Member **(Cherise Khaund)** Seconded to approve the **ORIGINAL** motion 'Move to approve fiscal transactions for the month of January 2022'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

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

15.3 Review and Potential Approval of Budget Revisions for December 2021

Budget Revisions for December 2021

Budget Revisions are a result of prior Board actions, changes in grant awards and changes in funding. Donations have also been received from private individuals and businesses. The appropriate revenue and expenditure budgets have been adjusted accordingly.

Recommendation: Move to approve the budget revisions for December 2021

ORIGINAL - Motion

Member **(Keisha Nzewi)** Moved, Member **(Cherise Khaund)** Seconded to approve the **ORIGINAL** motion 'Move to approve the budget revisions for December 2021'. 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 Purchase Order Summary Report for January, 2022

Purchase Order Summary Report for January 2022 Technology Purchase Order Summary for January 2022

District staff is bringing forward Purchase Order (PO) Summary Report for the month of January, 2022. This report shows the Purchase Orders for said month, including the amounts, vendors, and budgets used. The PO report is presented in accordance with Education Code Section 17604, and in an effort to be transparent in District orders and smaller contracts under \$25,000. This report will also include larger orders and service agreements previously submitted to the Board or individual approval. To continue our transparency with technology purchases, staff has also provided a breakout of computer/technology purchases for January, 2022. This total is included in the master Purchase Order Summary list.

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

ORIGINAL - Motion

Member **(Keisha Nzewi)** Moved, Member **(Cherise Khaund)** Seconded to approve the **ORIGINAL** motion 'Move to approve Purchase Orders for the month of January, 2022'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

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

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

In accordance with Education Code 44954, the District requests that all certificated employees on temporary contracts for the 2021-2022 school year, who have not been re-employed for the 2022-2023 school year, be released at the end of the 2021-2022 school year. Education Code 44954 states: Governing boards of school districts may release temporary employees requiring certification qualifications under the following circumstances: (a) At the please of the board prior to serving during one school year at least 75 percent of the number of days the regular schools of the district maintained. (b) After serving during one school year the number of days set forth in subdivision (a), if the employee is notified before the end of the school year of the District's decision not to reelect the employee for the next succeeding year. This action is taken annually in an effort to provide the District with maximum flexibility in staffing for the next succeeding school year. There are 27 MDEA temporary positions throughout the District that will receive a release notice.

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

ORIGINAL - Motion

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

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

15.6 Review and Potential Approval for Ygnacio Valley High School's Health Academy students attend the "HOSA Future Health Professionals Conference" on March 24-27, 2022 in Long Beach, CA.

Ygnacio Valley High School is requesting permission for 16 students enrolled in the Health Academy and 3 chaperones to attend the "HOSA Future Health Professionals Conference" on March 24-27, 2022 in Long Beach, CA. The group will travel by plane and stay at a local hotel.

Recommendation: Move to approve the request to attend "HOSA Future Health Professionals Conference".

ORIGINAL - Motion

Member **(Keisha Nzewi)** Moved, Member **(Cherise Khaund)** Seconded to approve the **ORIGINAL** motion 'Move to approve the request to attend "HOSA Future Health Professionals Conference"'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

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

15.7 Review and Potential Approval for Mt. Diablo High School's Health Academy students attend the "HOSA Future Health Professionals Conference" on March 24-27, 2022 in Long Beach, CA.

Mt. Diablo High School is requesting permission for 13 students enrolled in the Health Academy and 3 chaperones to attend the "HOSA Future Health Professionals Conference" on March 24-27, 2022 in Long Beach, CA. The group will travel by plane and stay at a local hotel.

Recommendation: Move to approve the request to attend "HOSA Future Health Professionals Conference".

ORIGINAL - Motion

Member (**Keisha Nzewi**) Moved, Member (**Cherise Khaund**) Seconded to approve the **ORIGINAL** motion 'Move to approve the request to attend "HOSA Future Health Professionals Conference"'. 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) Special Education

15.8 Review and Potential Approval of 2021-2022 School Year Contract Increase between Mt. Diablo Unified School District and The Stepping Stones Group

Amendment, Insurance and Master Contract

The Stepping Stones Group is a non-public agency (NPA) that provides Speech and Language Pathologists (SLPs) for school-based services that are identified on Individual Education Plans (IEP's). When Mt. Diablo Unified School District is not able to fill all open positions with district employees, the use of contract agencies is necessary to ensure that we are in compliance with state and federal law that governs special education. The Stepping Stones Group is a company that is utilized to provide these services to ensure that all of our needed services are covered for the 2021-2022 school year. Mt. Diablo Unified School District Human Resources and Special Education continues to recruit and hire district employees.

Recommendation: Move to approve the contract increase amount of \$50,000 between Mt. Diablo Unified School District and The Stepping Stones Group.

ORIGINAL - Motion

Member (**Keisha Nzewi**) Moved, Member (**Cherise Khaund**) Seconded to approve the **ORIGINAL** motion 'Move to approve the contract increase amount of \$50,000 between Mt. Diablo Unified School District and The Stepping Stones Group'. 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 the Increase to 2021-2022 School Year Contract between Mt. Diablo Unified School District and EdTheory, LLC.

EdTheory, LLC is a non-public agency (NPA) that provides psychological services for school based services that are identified on Individual Education Plans (IEP's). When Mt. Diablo Unified School District is not able to fill all open positions with district employees, the use of contract agencies is necessary to ensure that we are in compliance with state and federal law that govern special education. EdTheory, LLC is a company that is utilized to provide School Psychologists, Registered Behavior Technicians (RBT), Licensed Vocational Nurses (LVN) and Instructional Assistants to ensure that all of our needed services are covered for the 2021-2022 school year.

Recommendation: Move to approve the increase amount of \$235,000.00 between Mt. Diablo Unified School District and EdTheory, LLC for the 2021-2022 school year.

ORIGINAL - Motion

Member (**Keisha Nzewi**) Moved, Member (**Cherise Khaund**) Seconded to approve the **ORIGINAL** motion 'Move to approve the increase amount of \$235,000.00 between Mt. Diablo Unified School District and EdTheory, LLC for the 2021-2022 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

16.0 Consent Items Pulled for Discussion

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

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

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

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

ORIGINAL - Motion

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

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

16.2 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 (**Keisha Nzewi**) 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

16.3 Review and Potential Approval for 4 staff members from Ygnacio Valley High School attend the "2022 Annual California Activity Director Association (CADA) Convention" on March 2-5, 2022 in Reno, Nevada.

Ygnacio Valley High School is requesting that 4 staff members attend the "2022 CADA Annual Convention" on March 2-5, 2022 in Reno, Nevada. Staff will travel by car and stay at a local hotel.

Recommendation: Move to approve the request to attend the "2022 CADA Annual Convention" in Reno, Nevada.

ORIGINAL - Motion

Member (**Keisha Nzewi**) Moved, Member (**Erin McFerrin**) Seconded to approve the **ORIGINAL** motion 'Move to approve the request to attend the "2022 CADA Annual Convention" in Reno, Nevada'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

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

16.4 Review and Potential Approval for 1 staff member from Concord High School to attend the "2022 Annual California Activity Director Association (CADA) Convention" on March 2-5, 2022 in Reno, Nevada.

Concord High School is requesting 1 staff member attend the "2022 CADA Annual Convention" on March 2-5, 2022 in Reno, Nevada. Staff will travel by car and stay at a local hotel.

Recommendation: Move to approve the request to attend the "2022 CADA Annual Convention" in Reno, Nevada.

ORIGINAL - Motion

Member **(Erin McFerrin)** Moved, Member **(Keisha Nzewi)** Seconded to approve the

ORIGINAL motion 'Move to approve the request to attend the "2022 CADA Annual Convention" in Reno, Nevada'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

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

17.0 Consent Items Pulled by Staff

18.0 Business/Action Items

18.1 Review and Potential Approval of an Amendment to Program Tenets for Monte Gardens Elementary and Sequoia Elementary Schools

Staff recommends that all schools in Mt. Diablo Unified School District (MDUSD) adhere to the same standards and practices for the assignment of students specifically in regards to class size levels and combination classes. In alignment with the current MDUSD Board Policy 0415 on Equity, staff recommends that the District amends older policy and practices regarding the previous Academics Plus, Diablo Basics, and the Fundamental Education Programs where these outdated program descriptions, and any associated tenets, would no longer be formally recognized.

Recommendation: Move to approve the amendment to program tenets for Monte Gardens Elementary and Sequoia Elementary schools.

AMENDED - Motion

Member **(Keisha Nzewi)** Moved, Member **(Cherise Khaund)** Seconded to approve the **AMENDED** motion 'Move to table the amendment to program tenets for Monte Gardens Elementary and Sequoia Elementary 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
Erin McFerrin Yes
Keisha Nzewi Yes

18.2 Review of Anticipated Reductions to Maintain a Positive Budget Certification

As a result of declining enrollment, structural deficit, and future salary increases, the District anticipates a budget shortfall in maintaining its positive budget certification. Dr. Adam Clark,

Superintendent, through observation and analysis of programs, systems and structures across the district, has identified a number of personnel and program revisions/reductions, primarily as a result of reorganization and staffing ratio alignments, to meet both the fiscal and program objectives. The proposed reduction recommendations, totaling \$8,212,277 are a result of reductions and reorganization within the Mt. Diablo Unified School District.

Recommendation: Review the information

18.3 Review and Potential Approval of the Mt. Diablo Unified School District's (MDUSD) Sunshine Proposal of Reopeners for 2021-2022 to the California School Employees Association (CSEA) and CSEA's Sunshine Proposal of Reopeners for 2021-2022 to MDUSD.

By law and Board Policy, school districts are required to "sunshine" collective bargaining proposals in an open session of the Board.

Recommendation: Review and Approve the Mt. Diablo Unified School District's (MDUSD) Sunshine Proposal of Reopeners for 2021-2022 to the California School Employees Association (CSEA) and CSEA's Sunshine Proposal of Reopeners for 2021-2022 to MDUSD.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Erin McFerrin)** Seconded to approve the **ORIGINAL** motion 'Review and Approve the Mt. Diablo Unified School District's (MDUSD) Sunshine Proposal of Reopeners for 2021-2022 to the California School Employees Association (CSEA) and CSEA's Sunshine Proposal of Reopeners for 2021-2022 to MDUSD'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

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

18.4 Review and Potential Approval to Temporarily Increase Clerical Substitutes at School Sites Hourly Rate of Pay

In order to continue to respond to the current COVID pandemic, and to continue to ensure the District is fully prepared for students each day, staff is recommending that we increase the clerical substitute hourly rate to \$25 per hour for positions where there is a high number of absences during the pandemic. These positions are: Attendance Secretary, Elementary School Secretary, Office Manager, Principal School Office Manager, School Office Manager, Senior School Office Manager We are recommending we increase the substitute clerical hourly rate effective February 21, 2022 and that it remain in effect until June 2, 2022.

Recommendation: Move to approve the temporary increase of clerical substitutes at school sites hourly rate of pay.

ORIGINAL - Motion

Member **(Cherise Khaund)** Moved, Member **(Keisha Nzewi)** Seconded to approve the **ORIGINAL** motion 'Move to approve the temporary increase of clerical substitutes at school sites hourly rate of pay'. 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

18.5 Review and Potential Approval of Resolution No. 21/22-51 Authorizing the Issuance and Sale of its General Obligation Bonds, 2018 Election, Series B in an Aggregate Principal Amount Not to Exceed \$75 Million and Approving Related Documents and Actions

MDUSD Bond Resolution 21/22-51. Preliminary Official Statement.

At an election held on November 6, 2018 (the "2018 Election"), the voters of the Mt. Diablo Unified School District (District) approved Measure J by over 70%, authorizing the issuance of \$150 million of general obligation bonds of the District. The District has previously issued an initial series of Series A Bonds under Measure J in the principal amount of \$20 million. The proceeds of the Series B Bonds will be used to finance capital improvements as approved by the voters at the 2018 Election. The Series B Bonds are repaid from property taxes levied by the county on real property within the boundaries of the district, not from the District's General Fund. The total tax rate required to repay the Series A Bonds and the Series B Bonds will not exceed the statutory maximum tax rate of \$60 per \$100,000 of assessed valuation. The proposed Resolution authorizes the issuance and sale of a second series of general obligation bonds authorized at the 2018 Election, in the principal amount of \$75 million. The Resolution provides for the creation of a Building Fund to be held by the County, into which the proceeds of the Series B Bonds will be deposited and expended for authorized projects under Measure J. The Resolution also directs the County to levy an ad valorem property tax on all taxable properties in the District for the payment of the Series B Bonds, and establishes a Debt Service Fund to be held by the County for the deposit and application of such taxes. The Resolution authorizes the sale of the Series B Bonds to the underwriting firm of Stifel Nicolaus & Company on a negotiated basis, as permitted by the Education Code.

Recommendation: Move to approve Resolution No. 21/22-51 of the Board of Education of the Mt. Diablo Unified School District Authorizing the Issuance and Sale of its General Obligation Bonds, 2018 Election, Series B in an Aggregate Principal Amount Not to Exceed \$75 Million and Approving Related Documents and Actions.

ORIGINAL - Motion

Member **(Linda Mayo)** Moved, Member **(Cherise Khaund)** Seconded to approve the **ORIGINAL** motion 'Move to approve Resolution No. 21/22-51 of the Board of Education of the Mt. Diablo Unified School District Authorizing the Issuance and Sale of its General Obligation Bonds, 2018 Election, Series B in an Aggregate Principal Amount Not to Exceed \$75 Million and Approving Related Documents and Actions'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

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

18.6 Review and Potential Approval of of Nomination of One New Member to the Budget Advisory Committee (BAC) and a Change in Committee Representation and Eliminate the Measure A representative position

BAC Nomination Form

The Budget Advisory Committee (BAC) composed of 16 members was approved by the Mt. Diablo Unified School District Board on 12/12/06 for the following purpose: The BAC has one role: 1. Advise the Superintendent on budget issues by: -Understanding the budget development process: -Discover how the budget is the reflection of the district's educational programs; -Articulate the components of the budget to constituents, and; -Provide input on budget enhancements and reductions. The Budget Advisory Committee, a board approved committee is comprised of: The Measure A Bond had a member of the public representing it, except there is no committee associated with that Community Funded District funding source, and there is no process to appoint. The staff recommendation is to eliminate this representative, since the position is currently vacant due to the former representative having termed out on January 1, 2022. The other option is to establish a process, through public notification, to solicit interest in the seat, seek nominations, and have the board vet potential applicants and make an appointment.

Recommendation: Move to approve the nomination of the following representative to the Budget Advisory Committee (BAC) and Eliminate the Measure A representative position.
Nominee: Robertto Marillo

AMENDED - Motion

Member (**Keisha Nzewi**) Moved, Member (**Erin McFerrin**) Seconded to approve the **AMENDED** motion 'Move to approve the nomination of the following representative Roberto Murillo to the Budget Advisory Committee (BAC) and Eliminate the Measure A representative position. Nominee: Roberto Marillo'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

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

18.7 Review and Potential Selection of the 2022 California School Board's Association (CSBA) Delegate Assembly Election Information

2022 CSBA Delegate Assembly Election Ballot 2022 CSBA Delegate Biographical Sketch
The MDUSD Governing Board will review CSBA Delegate Assembly election information. There are three vacancies in Subregion 7-A for membership on the 2022 CSBA Delegate Assembly. The candidates are as listed: Pauline Allred (Liberty Union HSD)* Yolanda Peña Mendrek (Liberty Union HSD) Marina Ramos (John Swett USD)* Mary Helen rfocha (Antioch USD)* (*denotes incumbent)

Recommendation: Review and Potential Approval of 2022 CSBA Delegate Assembly.

ORIGINAL - Motion

Member (**Cherise Khaund**) Moved, Member (**Erin McFerrin**) Seconded to approve the **ORIGINAL** motion 'The Governing Board approved the selection of candidates Pauline Allred, Yolanda Peña Mendrek and Marina Ramos as delegates for subregion 7-A'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried. 5 - 0**

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

18.8 Notice of Public Hearing and Review of Extended School Year (ESY) Waiver for 2022

The waiver will reduce the number of Extended School Year (ESY) days from 20 to 18 to align with the district calendar, staffing needs and to reduce time spent on transportation. The Public hearing will be held at the MDUSD Board meeting on February 23, 2022.

Recommendation: Receive information on the upcoming Public Hearing regarding submission of a General Waiver Request for Extended School Year (ESY) 2022.

19.0 Closed Session (Carry Over)

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

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

Recommendation: Reconvene a second closed session as needed.

20.0 Reconvene Open Session

20.1 Report Out Action Taken During Closed Session

Report out action taken during closed session.

Recommendation: Information.

21.0 Future Agenda Items

21.1 Future Agenda Items

Future agenda items may be discussed at this time.

Recommendation: Information.

22.0 Adjournment

The president adjourned the meeting

22.1 Adjourn Meeting

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

Recommendation: Adjourn the meeting.