

Purchase Order # 240779



Mt. Diablo Unified School District
1936 Carlotta Drive
Concord, CA 94519

Amendment No. 01 to

- Independent Service Contract
- Master Contract

This Amendment is entered into between the Mt. Diablo Unified School District (MDUSD) and EdTheory LLC (CONTRACTOR). MDUSD entered into an Agreement with CONTRACTOR for professional services on July 1, 2023 and the parties agree to amend that Agreement as follows.

1. **Services:** (Check and complete ONE of the options below).

CONTRACTOR agrees to provide the following amended services. (Provide full description of expected final results, such as services, materials, products, and/or reports; attach additional pages as necessary).

The scope of work is attached as Exhibit A (incorporated by reference to the extent that it is subordinate to and not inconsistent with this Agreement).

The scope of work is unchanged.

2. **Terms:** (Check and complete ONE of the options below).

The contract term is extended by an additional _____ (days/weeks/months), and the amended expiration date is _____, 20____.

The contract term is unchanged.

3. **Compensation:** (Check and complete ONE of the options below. This provision may only be changed if there is also a change to the above Services OR Terms of the Contract).

The rate is amended by an increase of decrease of \$ _____ for _____ type of service

The contract amount is amended by an increase of decrease of \$ 210,000.00 to original contract amount.

The amended contract amount rate is now \$ 400,000.00

4. **Remaining Provisions:** All other provisions of the Agreement, and prior Amendment(s) if any, shall remain unchanged and in full force and effect as originally stated.

5. **Amendment History:** This contract has previously been amended as follows:

No.	Date	General Description of Reason for Amendment	Amount of Increase/Decrease
			\$
			\$
			\$

6. **Approval:** This Agreement is not effective and no payment shall be made to Contractor until it is approved. Approval requires signature by the Superintendent (or his designee).

Mt. Diablo USD
By: [Signature]
Budget Administrator/Principal

Mt. Diablo USD
By: [Signature]
Superintendent or Designee

Contractor
By: [Signature]

Board Approval (if needed)
Docket Number 14.17
Agenda Item Number

Date: _____

Date: _____

Date: 01/05/2024

Date: 1-31-24



Mt. Diablo Unified School District Governing Board

AGENDA ITEM

Meeting Date: 1/31/2024 - 6:00 PM

Category: Special Education and Student Services

Type: Action




Subject: 14.17 Review and Potential Approval of 2023-2024 School Year Contract Amendment between Mt. Diablo Unified School District and Ed Theory

LCAP (Local Control Accountability Plan) Goal:
 Goal 1:
 All students will receive a high quality education in a safe and welcoming environment with equitable and high expectations, access to technology, and instruction in the California State Standards that prepare them for college and career.

Policy:

Enclosure: Contract amendment, Initial Master Contract, & Insurance

File Attachment:

-  EdTheory - Insurance 2024-07-16 (1).pdf
-  23-24 EdTheory Master Contract Final.pdf
-  2023-2024 EdTheory Amendment vendor signature.pdf

Summary: EdTheory LLC is a non-public agency (NPA) that provides Registered Behavior Technicians, Behavior Therapists and and paraprofessionals for school-based services that are identified on Individual Education Plans (IEP's) and 504 Plans. 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. EdTheory LLC is a company that is utilized to provide these services to ensure that all of our needed services are covered for the 2023-2024 school year. Mt. Diablo Unified School District Human Resources, Student Services and Special Education continues to recruit and hire district employees.

Funding: 10000 SDC; 50410 Sec 504 Students

Fiscal Impact: Increase of \$210,000.00, making the total contract \$400,000.00

Recommendation Move to approve the contract increase of \$210,000.00 between Mt. Diablo Unified School District and Ed Theory.

Approvals: **Recommended By:**

- Signed By:** *Signature*
Amy Sudrla - Special Education Administrator
- Signed By:** *Signature*
Wendi Aghily - Chief, Pupil Services and Special Education
- Signed By:** *Signature*
Elizabeth McClanahan - Director of Purchasing and Warehouse
- Signed By:** *Signature*
Nancy Chen - Chief Accountant
- Signed By:** *Signature*
Dr. Adam Clark - Superintendent

Vote Results:

Original Motion

Member **Debra Mason** Moved, Member **Linda Mayo** seconded to approve the **Original** motion 'Move to approve the contract increase of \$210,000.00 between Mt. Diablo Unified School District and Ed Theory.'. Upon a Roll-Call Vote being taken, the vote was: Aye: **5** Nay: **0**.

The motion **Carried** 5 - 0

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