

# RIVER DELTA UNIFIED SCHOOL DISTRICT

## Notice of a Regular Meeting of the Board of Trustees

By Order of the President of the Board of Trustees, this is a Call for the Regular Meeting of the Board of Trustees of the River Delta Unified School District to be held:

**November 8, 2022 ♦ General Open Session 6:30pm**  
**Clarksburg Middle School ♦ 52870 Netherlands Road, Clarkburg, CA**

A copy of the full agenda (with backup documents but without confidential closed session items) is available for public review at the District Office, 445 Montezuma St., Rio Vista, California, at least 72 hours prior to the announced meeting of the Board of Trustees or online at <http://riverdelta.org> under the heading: Board of Trustees

**ADDRESSING THE BOARD: Anyone may address the Board regarding any subject that is within the Board's subject-matter jurisdiction** [Government Code Section 54954.3 and Education Code Sections 35145.5 and 72121.5]. The Board of Trustees welcomes public participation, consistent with the Brown Act, on items that appear on the agenda and those items that are not appearing on the agenda. **If you wish to address the Board during the Public Comment section of the meeting or during the corresponding item section, you must complete and submit an electronic Public Comment Card or submit a paper Public Comment Card to the Executive Assistant or designee prior to the General Open Session of the meeting.** Individuals are not required to sign in, or otherwise disclose their name or other information as a condition to attend a meeting or address the Board. You will be called upon to speak during the Public Comment section or the specified agendized item you have selected. If you prefer not to provide your name, you will need to provide how you wish to be identified when called upon. If you are attending the School Board meeting via Zoom please make sure that the name on the Public Comment Card matches the name you enter when joining the Zoom Meeting. **However, understand the Board may not take action on any item which is not listed on this agenda** (except as authorized by Government Code Section 54954.2). (BB9323), The Board may ask clarifying questions related to the public comments made on items appearing on the agenda or the Board may refer such matter to the Superintendent or designee. (Education Code 35145.5, Government Code 54954.2). **Individual speakers shall be allowed three minutes to address the Board on any agendized or non-agendized item. The Board shall limit the total time for public presentation and input on all items to a maximum of 20 minutes.** With Board consent, the Board President may increase or decrease the time allowed for public comment, depending on the topic and the number of persons wishing to be heard and the overall length of the agenda. The Board President may take a poll of speakers for or against a particular issue and may ask that additional persons speak only if they have something new to add. (BB 9323) Anyone may appear at the Board meeting to testify in support of, or in opposition to, any item on this agenda being presented to the Board for consideration. {If you wish to have an item placed on the agenda for discussion and/or action by the Board, you must notify the Board Secretary/Superintendent in writing no later than ten working days prior to a regularly scheduled Board meeting requesting permission. After the Superintendent's Cabinet has met, you will be notified of their decision.} **If you have a comment or complaint regarding a specific employee, please refrain from making a public comment and contact the employee's supervisor for resolution.**

**Listen in English: Meeting ID: 944 4979 3850      Passcode: 961029**

### REGULAR MEETING AGENDA

1. Call the Open Session to Order (@ 5:30 p.m.)
2. Roll Call
3. Review Closed Session Agenda (see attached agenda)
  - 3.1 Announce Closed Session Agenda
  - 3.2 Public Comment on Closed Session Agenda Items Only
4. Approve Closed Session Agenda and Adjourn to the **Closed Session** (@5:35 p.m.)  
Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Time: \_\_\_\_\_
5. Reconvene to Open Session (@ approx. 6:30 p.m.) Time: \_\_\_\_\_
  - 5.1 Retake Roll Call  
Member Mahoney \_\_\_\_; Member Riley \_\_\_\_; Member Casillas \_\_\_\_;  
Member Lamera \_\_\_\_; Member Apel \_\_\_\_; Member Jelly \_\_\_\_; Member Stone \_\_\_\_
  - 5.2 Pledge of Allegiance
6. Report of Action taken, if any, during the Closed Session (Government Code Section 54957.1) – Board President Stone
7. Review and Approve the **Open Session** Agenda  
Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_

8. Public Comment: **Individual speakers who have submitted a Comment Card shall be allowed three minutes to address the Board on any non-agendized item. The Board shall limit the *total time* for public presentation and input on *all items* to a maximum of 20 minutes.** The Board will follow the process for Public Comments listed above.

9. **Reports, Presentations, Information**

- 9.1 Board Member(s) and Superintendent Report(s) and/or Presentation(s) –
- 9.1.1 Board Members' report(s)
  - 9.1.2 Committee report(s)
    - 9.1.2.1 City of Rio Vista 2 X 2
    - 9.1.2.2 Facilities Steering Committee report(s)
  - 9.1.3 Superintendent Wright's report(s)
  - 9.1.4 Student Presentations
- 9.2 Business Services' Reports and/or Presentations on: Routine Restricted Maintenance; Deferred Maintenance; Maintenance and Operations; Transportation Department; Food Services Department; District Technology; and District Budget – Tammy Busch, Asst. Superintendent of Business Services; Ken Gaston, Directors of MOT
- 9.2.1 Business Services' Report – Tammy Busch, Asst. Superintendent of Business Services
    - 9.2.1.1 ADA/Enrollment Report – Tammy Busch, Asst. Superintendent of Business Services
    - 9.2.1.2 Monthly Financial Report – Tammy Busch, Asst. Superintendent of Business Services
    - 9.2.1.3 Presentation and Public Hearing to acknowledge Delta Elementary Charter School's Material Revision Petition for the term July 1, 2020 to June 30, 2027 - Tammy Busch, Asst. Superintendent of Business Services and Matt Taylor, Superintendent of Delta Elementary Charter School

**Open Public Hearing:** \_\_\_\_\_pm      **Public Comments:**      **Close Public Hearing:** \_\_\_\_\_pm

- 9.2.2 Maintenance, Operations & Transportation Update, Ken Gaston, Director of MOT
- 9.3 Education Services' Reports and/or Presentation(s) - Nancy Vielhauer, Asst. Superintendent of Educational Services and Tracy Barbieri, Director of Special Education
- 9.3.1 Educational Services Update – Nancy Vielhauer, Asst. Superintendent of Educational Services
- 9.4 River Delta Unified Teacher's Association (RDUTA) Update – Chris Smith, RDUTA President
- 9.5 California State Employees Association (CSEA) Chapter #319 Update – David Groves, CSEA President

10. **Consent Calendar**

- 10.1 Approve Board Minutes
  - Regular Meeting of the Board, October 11, 2022
- 10.2 Receive and Approve Monthly Personnel Reports
  - As of November 8, 2022
- 10.3 District's Monthly Expenditure Report
  - October 2022
- 10.4 Request to Approve the Memorandum of Understanding Between River Delta Unified School District and the Center for Oral Health to Work Together to Implement the Early Smiles Sacramento Program – Gabino Perez, Principal
- 10.5 Request to Approve the 2022-2023 Fundraising Events for Bates Elementary School's PTA - MJ Kiwan Gómez, Ed.D., Principal
- 10.6 Request to Approve the Agreement with The English Learner Group, Consultants for Educational Consulting to Improve English Learner Student Achievement for the 2022-2023 School Year, cost not to exceed \$10,125, Title III – MJ Kiwan Gómez, Ed.D., Principal and Director of English Learners Services
- 10.7 Request to Approve the General Agreement for Nonpublic, Nonsectarian School/Agency (Point Quest Education Depot Park) for the 2022-2023 School Year, at a cost not to exceed \$54,000, Special Educational Funds – Tracy Barbieri, Director of Special Education
- 10.8 Request to Approve the 2022-2023 General Agreement for Nonpublic, Nonsectarian School/Agency (Soliant Health, LLC) to Provide a Board-Certified Behavioral Analyst (BCBA) and Three Behavioral Aides for District Students – at a cost not to exceed \$233,000, Special Education Funds – Tracy Barbieri, Director of Special Education

- 10.9 Request to Approve the General Agreement for Nonpublic, Nonsectarian School/Agency (New Directions Solutions, dba ProCare Therapy) to Provide a Registered Behavior Assistant (RBA) for the 2022-2023 School Year – at a cost not to exceed \$30,000, Special Education Funds – Tracy Barbieri, Director of Special Education
- 10.10 Request to Approve the Donation of Window Coverings and Installation Costs for the Rio Vista High School Cafeteria from Sorensen Foundation and the Rio Vista High School Booster Club – Victoria Turk, Principal
- 10.11 Request to Approve the Donation of Vape Sensors and Installation Costs for Rio Vista High School from Rio Vista Police Department and the Rio Vista High School Booster Club – Victoria Turk, Principal
- 10.12 Request to Approve the Agreement with Soul Shoppe Programs for in-person Training and/or Online Learning Platform for D.H. White Elementary School for the 2022-2023 School Year, Nancy Vielhauer, Asst. Superintendent of Educational Services, at a cost of \$6,000 Site Funds
- 10.13 Request to Approve the Overnight Travel for Delta High School’s Wrestling Team to Participate in Two Wrestling Tournaments, one in McKinleyville, NV on December 10, 2022 and one in Morro Bay, CA on January 20-21, 2023, cost to be paid with Site Lottery Funds and Heavenly Booster Funds – Craig Cornelson
- 10.14 Request to Approve the Membership Agreement with CODESP Public HR to Provide Pre-Employment Testing Products and Services for Potential Classified Employees – Codi Agan, Director of Personnel
- 10.15 Request to Approve the 2022-2023 Fundraising Events for D.H. White Elementary School’s PTC – Jennie Gornto, Interim Principal

Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_

**Action Items -- Individual speakers who have submitted a Comment Card shall be allowed three minutes to address the Board on any agendized item. The Board shall limit the *total time* for public presentation and input on *all items* to a maximum of 20 minutes including the Public Comments made previously in this meeting.** The Board will follow the process for Public Comments listed above.

- 11. Request to set and approve the scheduling of the Annual Organizational Meeting of the Board of Trustees of the River Delta Unified School District for Tuesday, December 13, 2022 with the Open Session beginning at 6:30 pm at the Rio Vista High School Theater – Katherine Wright, Superintendent  
Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
- 12. Request to Approve the First Reading of the Updated or New Board Policies, Administrative Regulations or Exhibits Due to New Legislation or Mandated Language and Citations Revisions as of September 2022 and BP 4119.11/4219.11/4319.11 – Sexual Harassment and Fraternalization – Katherine Wright, Superintendent and Tammy Busch, Asst. Superintendent of Business Services  
Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
- 13. Request to Approve the First and Final Reading of Board Policy/Administrative Regulation 5141.21 Administering Medication and Monitoring Health Conditions – Tracy Barbieri, Director of Special Education  
Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
- 14. Request to Reevaluate Exhibit 1330 Application for Use of School Facilities Permit and Fee Schedule – Tammy Busch, Asst. Superintendent of Business Services  
Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
- 15. Request to Approve and Adopt the 2021-2022 and 2022-2023 Tentative Agreement with the River Delta Unified Teacher’s Association (RDUTA) and For All Non-Represented Employees – Tammy Busch, Asst. Superintendent of Business Services  
Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
- 16. River Delta Unified School District has entered into a Memorandum of Understanding (MOU) with California State Employees Association (CSEA) Chapter #319 for salaries and benefits for 2022-23. 10% on the salary schedule for 2022-23 and health benefit cap of \$1,500 per month - Tammy Busch, Asst. Superintendent of Business Services  
Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
- 17. Request to Approve the “Non-Represented” Classified Employee Salary Schedule (Before and After School Staff) for 2022-2023 and Retro-Active to July 1, 2022 – Tammy Busch, Asst. Superintendent of Business Services  
Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_

18. Request to Approve the Adoption and Purchase of *Foundations of Restaurant Management and Culinary Arts Level 1 eBook*, Published by National Restaurant Association for our Culinary Arts I and II Classes at Rio Vista High School - Cost not to exceed \$1,961.52, Career Technical Education Incentive Grant (CTEIG) Funds – Nancy Vielhauer, Asst. Superintendent of Educational Services  
 Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
19. Request to Approve the Agreement with CAS Inspections, Inc. to Provide Division of the State Architect (DSA) Inspection Services for the Modular Classrooms at D. H. White Elementary School - Cost not to exceed \$35,200 Measure J Bond Funds – Tammy Busch, Asst. Superintendent of Business Services  
 Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
20. Request to Approve the Agreement with Wallace Kuhl & Associates to Provide Geotechnical Engineering Construction Testing Services for the D.H. White Elementary School’s New Classrooms - Cost not to exceed \$14,950 Measure J Bond Funds – Tammy Busch, Asst. Superintendent of Business Services  
 Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
21. Request to Approve the Agreement with CAS Inspections, Inc. to Provide Division of the State Architect (DSA) Inspection Services for the New Fire Alarm System at Walnut Grove Elementary School - Cost not to exceed \$26,400 Measure K Bond Funds – Tammy Busch, Asst. Superintendent of Business Services  
 Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
22. Request the Approval to Award the Walnut Grove Window Replacement Project to the Lowest Responsive Bidder, August-Jayne Construction – Cost not to exceed \$285,000 Measure K Bond Funds - Tammy Busch, Asst. Superintendent of Business Services  
 Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
23. Request to Approve the Contract with HKIT Architects for Pre-planning of New Restrooms at Isleton Elementary School - Cost not to exceed \$15,000 Measure J Bond Funds - Tammy Busch, Asst. Superintendent of Business Services  
 Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
24. Request the Board to Award a Contract for the Site Improvements for New Modular Classrooms at D. H. White Elementary School to the Lowest, Responsible Bidder, Kerex Engineering, Inc. – Cost not to exceed \$383,000 Measure J Bond Funds - Tammy Busch, Asst. Superintendent of Business Services  
 Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
25. Request to Approve the Provisional Internship Permits as Authorized by the Commission on Teacher Credentialing for 2022-2023 School Year – Codi Agan, Director of Personnel  
 Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
26. Request to Approve the Short-Term Staff Permit (STSP) as Authorized by the Commission on Teacher Credentialing for 2022-2023 School Year – Codi Agan, Director of Personnel  
 Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
27. Request to Approve the Amended Employment Agreement, Section II: Salary, Part 1, for Katherine Wright, Superintendent - Board President Stone  
 Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_
28. Re-Adjourn to continue Closed Session, if needed
29. Report of Action taken, if any, during continued Closed Session (Government Code Section 54957.1) - Board President Stone
30. Adjournment  
 Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstentions: \_\_\_\_\_ Time: \_\_\_\_\_

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**Americans with Disabilities Act Compliance:** Any and all requests for "...any disability-related modification or accommodation, including auxiliary aids or services..." needed to access our agendas or to participate in the public meetings, must be received in writing by the Superintendent’s Office at 445 Montezuma Street, Rio Vista, CA 94571 at least annually before July 1 of each year -- or at least 5 calendar days prior to the individual meeting in question. All inquiries may be directed to the Superintendent’s Office c/o Jennifer Gaston at (707) 374-1711.

**AFFIDAVIT OF NOTICING AND POSTING:**

I, Jennifer Gaston, Executive Assistant to the Board of Trustees, declare that a copy of this Regular Meeting Agenda/Notice was posted in the bulletin board in front of the District Office and that the Board of Trustees Members, District administrative offices and schools, the community libraries were provided notice or caused to be provided notice via fax, e-mail and/or hand delivery on Friday, November 4, 2022, by or before 5:30 p.m.

**By:** Jennifer Gaston, Executive Assistant, to the Superintendent.

# ATTACHMENT

## RIVER DELTA UNIFIED SCHOOL DISTRICT

Notice of a Regular Meeting of the Board of Trustees

By Order of the President of the Board of Trustees, this is a Call for the Regular Meeting of the Board of Trustees of the River Delta Unified School District to be held:

**November 8, 2022**

**Clarksburg Middle School ♦ 52870 Netherlands Road, Clarkburg, CA**

### CLOSED SESSION

As provided by Government Code Section 54957, the Board is requested to meet in closed session for consideration of **personnel appointment, employment, discipline, complaint, evaluation or dismissal** [Government Code Section 54957], **possible or pending litigation** [Government Code 54956.9(a)(b)(c)], **student discipline** [Education Code Sections 49070 (c) and 76232 (c)], **employee/employer negotiations** [Government Code Section 3549.1 and 54957.6], or **real property transactions** [Government Code Section 54956.8].

A Closed Session will be held beginning at 5:35 p.m. on November 8, 2022, at the Clarksburg Middle School, Clarksburg, California (which is prior to the full Open Session). Any formal action taken by the Board will be reported in the Open Session of this regular meeting of the Board of Trustees [Government Code Section 54957.1]. As needed, this Closed Session may be reconvened following the full Open Session. Any formal action taken by the Board will be reported in Open Session prior to adjournment.

#### 4. CLOSED SESSION

4.1 **Student Discipline** [Education Code Sections 49070 (c) and 76232 (c)]. - None

4.2 **Possible or Pending Litigation** [Government Code 54956.9(a)(b)(c)]

Following Conference with Legal Counsel (Parker & Covert, LLC; Edwards, Stevens & Tucker LLP; Burke, Williams & Sorensen, LLP) – Pending or Anticipated Litigation/Potential Case(s) Update(s)

4.2.1 Name(s) unspecified as disclosure would jeopardize the service of process and/or existing/possible settlement negotiations

4.3 **Personnel Evaluation, Searches, Appointment, Employment, Complaint, Discipline, Dismissal, Non-reelects and Releases** [Government Code Section 54957]

Following Conference with Legal Counsel (Edwards, Stevens & Tucker LLP)

Public Employee(s) Evaluation:

4.3.1 Superintendent

4.3.2 Certificated

4.3.3 Classified

4.3.4 Public Employee(s) Searches, Appointment, Employment conditions

4.3.5 Complaint, Discipline, Dismissal, Non-reelects, & Releases

4.3.6 Employee/Employer Negotiations [Government Code Section 3549.1 and 54957.6] Following negotiation meetings any/all units.

4.3.6.1 RDUTA

4.3.6.2 CSEA

**5. Adjourn to Open Session (@6:30 p.m.)** Any formal action taken by the Board in the above items will be reported in Open Session of this regular meeting of the Board of Trustees [Government Code Section 54957.1]. The meeting may be reconvened as needed (i.e. following the end of Open Session).

Motioned: \_\_\_\_\_ Second: \_\_\_\_\_ Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Time: \_\_\_\_\_  
jg