



# Board of Education Agenda

Wednesday, December 18, 2024



## RIALTO

UNIFIED SCHOOL DISTRICT  
BRIDGING FUTURES THROUGH INNOVATION

## **Mission**

The mission of the Rialto Unified School District, the bridge that connects students to their future aspirations, is to ensure each student achieves personal and career fulfillment within a global society, through a vital system distinguished by:

- High expectations for student achievement
- Safe and engaging learning environments
- Effective family and community involvement
- Learning opportunities beyond the traditional school setting
- Appreciation of cultural diversity

## **Board of Education**

Joseph W. Martinez, President  
Edgar Montes, Vice President  
Evelyn P. Dominguez, LVN, Clerk  
Dr. Stephanie E. Lewis, Member  
Dakira R. Williams, Member-Elect  
Ivan Manzo, Student Member

## **RUSD Acting Superintendent**

Dr. Edward D'Souza

### ***Front Cover Picture:***

The Koalas bask in the holiday spirit! Students at J.P. Kelley Elementary School were filled with excitement and joy as they received their carefully selected gifts during Fiscal Services' annual toy giveaway. Held during the week of December 9, 2024, in the school's Multipurpose Room, this heartwarming event brought holiday cheer to the more than 700 students at the school.

In the weeks leading up to the giveaway, members of the Fiscal Services team, supported by Business Services and staff from across the District, worked to personalize the experience by selecting gifts tailored to each student. Students' faces lit up with smiles and laughter as they opened their gift bags. This effort showcased the giving spirit of the season, with contributions and support from teams such as Maintenance and Operations Services, Warehouse Services, Purchasing Services, Nutrition Services, and Risk Management, creating a truly festive atmosphere. The event highlighted the District's commitment to centering students in everything we do.



## IMPORTANT PUBLIC NOTICE

For those that wish to participate in the meeting and/or make public comments, please follow the steps below:

- To access the Board Meeting via live stream, go to “Our Board”, scroll down to “Board Meeting Videos” and click play.
- To access the meeting agenda, visit our website and click on “Our Board”, then scroll down to “Agendas and Minutes”.
- **To make public comments, please arrive five minutes prior to the school Board meeting to allow time for you to submit your public comment request. Remember that comments are limited to three minutes on each item on or off the agenda.**
- If you have any questions, please contact Martha Degortari, Executive Administrative Agent, at [mdegorta@rialtousd.org](mailto:mdegorta@rialtousd.org), or 1(909) 820-7700, ext. 2124.
- To access the Spanish version of the Board meeting: United States Toll +1(408) 418-9388 Access Code – 960 675 512 #.



**RIALTO UNIFIED SCHOOL DISTRICT  
REGULAR MEETING OF THE BOARD OF EDUCATION  
AGENDA**

**December 18, 2024**

**Dr. John R. Kazalunas Education Center  
182 East Walnut Avenue  
Rialto, California**

**Board Members:**

**Joseph W. Martinez, President  
Edgar Montes, Vice President  
Evelyn P. Dominguez, LVN, Clerk  
Dr. Stephanie E. Lewis, Member  
Dakira R. Williams, Member-Elect  
Ivan Manzo, Student Board Member**

**Acting Superintendent:**

**Edward D'Souza, Ph.D.**

Any individual who requires disability-related accommodations or modifications, including auxiliary aids and services, in order to participate in the Board meeting should contact the Superintendent or designee in writing.

**Pages**

**A. OPENING**

**A.1 CALL TO ORDER 5:30 p.m.**

**A.2 OATH OF OFFICE**

**A.2.1 Member-Elect Dakira R. Williams**

**A.3 OPEN SESSION**



## A.4 CLOSED SESSION

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

As provided by law, the following are the items for discussion and consideration at the Closed Session of the Board Meeting:

- **PUBLIC EMPLOYEE EMPLOYMENT / DISCIPLINE / DISMISSAL / RELEASE / REASSIGNMENT OF EMPLOYEES (GOVERNMENT CODE SECTION 54957)**
- **STUDENT EXPULSIONS / REINSTATEMENTS / EXPULSION ENROLLMENTS**
- **CONFERENCE WITH LABOR NEGOTIATORS**

Agency designated representatives: Edward D'Souza, Ph.D., Acting Superintendent; Lead Personnel Agents: Rhonda Kramer, Roxanne Dominguez, and Armando Urteaga, Personnel Services.

Employee organizations: California School Employees Association, Chapter 203 (CSEA), Rialto Education Association (REA), Communications Workers of America (CWA)

- **PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d) and/or (d)(3). CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION SIGNIFICANT EXPOSURE LITIGATION - Number of Potential Claims: 1**
- **REVIEW LIABILITY CLAIM NO. 24-25-05**
- **REVIEW LIABILITY CLAIM NO. 24-25-08**
- **REVIEW LIABILITY CLAIM NO. 24-25-10**
- **REVIEW LIABILITY CLAIM NO. 24-25-11**

### **COMMENTS ON CLOSED SESSION AGENDA ITEMS**

Any person wishing to speak on any item on the Closed Session Agenda will be granted three minutes.

**Vote by Board Members to move into Closed Session:**

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Abstain: \_\_\_\_\_ Absent: \_\_\_\_\_

Time: \_\_\_\_\_

**A.5 ADJOURNMENT OF CLOSED SESSION**

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

**Vote by Board Members to adjourn Closed Session:**

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Abstain: \_\_\_\_\_ Absent: \_\_\_\_\_

Time: \_\_\_\_\_

**A.6 OPEN SESSION RECONVENED - 7:00 p.m.**

**A.7 PLEDGE OF ALLEGIANCE**

**A.8 REPORT OUT OF CLOSED SESSION**

**A.9 OATH OF OFFICE**

A.9.1 Ceremonial - Board Member Dakira R. Williams  
(Trustee Area One)

A.9.2 Re-Elected Board Member Dr. Stephanie E.  
Lewis (Trustee Area Two)

A.9.3 Re-Elected Board Member Joseph W. Martinez  
(Trustee Area Four)

**A.10 REORGANIZATION OF THE BOARD OF EDUCATION**

**A.10.1 ELECTION OF PRESIDENT OF THE BOARD OF EDUCATION**

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

**Vote by Board Members:**

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira R. Williams

**A.10.2 ELECTION OF VICE PRESIDENT OF THE BOARD OF EDUCATION**

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

**Vote by Board Members:**

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira R. Williams

**A.10.3 ELECTION OF CLERK OF THE BOARD OF EDUCATION**

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

**Vote by Board Members:**

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira R. Williams

**A.10.4 ELECTION OF VOTING REPRESENTATIVE TO COUNTY COMMITTEE**

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

**Vote by Board Members:**

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira R. Williams

**A.10.5 ELECTION OF ALTERNATE VOTING REPRESENTATIVE TO COUNTY COMMITTEE**

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

**Vote by Board Members:**

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira R. Williams



**A.11 ADOPTION OF AGENDA**

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Vote by Board Members to adopt the agenda:

Ayes:\_\_\_\_\_Noes:\_\_\_\_\_Abstain:\_\_\_\_\_ Absent:\_\_\_\_\_

**B. PRESENTATIONS**

**B.1 PRESENTATION TO BARONA BAND OF MISSION INDIANS GRANT RECIPIENT**

Presented by 45th District Assemblymember James Ramos and Dr. Rhea McIver Gibbs, Lead Strategic Agent.

**B.2 NUTRITION SERVICES RECOGNITION**

National recognition to Nutrition Services for receiving the National Award from the United States Department of Agriculture in the following four (4) areas: Innovation in the Cultural Diversity of School Meals, Innovation in the Preparation of School Meals, Innovation in Nutrition Education, and Innovative School Lunch Makeover.

**C. COMMENTS**

**C.1 PUBLIC COMMENTS NOT ON THE AGENDA**

At this time, any person wishing to speak on any item **not on** the Agenda will be granted three minutes.

**C.2 PUBLIC COMMENTS ON AGENDA ITEMS**

Any person wishing to speak on any item **on** the Agenda will be granted three minutes.

**C.3 COMMENTS FROM ASSOCIATION EXECUTIVE BOARD MEMBERS**

- Rialto Education Association (REA)
- California School Employees Association (CSEA)
- Communications Workers of America (CWA)
- Rialto School Managers Association (RSMA)

- C.4 COMMENTS FROM THE STUDENT BOARD MEMBER
- C.5 COMMENTS FROM THE ACTING SUPERINTENDENT
- C.6 COMMENTS FROM MEMBERS OF THE BOARD OF EDUCATION

**D. PUBLIC HEARING 37**

**D.1 PUBLIC INFORMATION**

**D.1.1 WILLIAMS SETTLEMENT – ANNUAL REPORT FISCAL YEAR 2023-2024 38**

**D.2 OPEN PUBLIC HEARING**

Any person wishing to speak on the item on the Public Hearing agenda will be granted three minutes.

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

**Vote by Board Members to open Public Hearing:**

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Abstain: \_\_\_\_\_ Absent: \_\_\_\_\_

Time: \_\_\_\_\_

**D.2.1 PUBLIC NOTICE OF REGULAR MEETING OF THE RIALTO UNIFIED SCHOOL DISTRICT REGARDING A RESOLUTION APPROVING ITS ANNUAL AND FIVE-YEAR REPORTABLE FEES REPORT FOR FISCAL YEAR 2023-2024 40**

**D.3 CLOSE PUBLIC HEARING**

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

**Vote by Board Members to close Public Hearing:**

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Abstain: \_\_\_\_\_ Absent: \_\_\_\_\_

Time: \_\_\_\_\_

**E. CONSENT CALENDAR ITEMS**

41

All items on the Consent Calendar will be acted upon in one motion unless pulled by Board of Education members or the Superintendent for individual action.

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

**Vote by Board Members to approve Consent Calendar Items:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira R. Williams

**E.1 GENERAL FUNCTIONS CONSENT ITEMS**

<b>E.1.1</b>	<b>APPROVE THE SECOND READING OF REVISED BOARD POLICY 2210; ADMINISTRATIVE DISCRETION REGARDING BOARD POLICY</b>	<b>42</b>
<b>E.1.2</b>	<b>APPROVE THE SECOND READING OF REVISED BOARD POLICY 4118; 4218; DISMISSAL/SUSPENSION/DISCIPLINARY ACTION</b>	<b>45</b>
<b>E.1.3</b>	<b>APPROVE THE SECOND READING OF REVISED BYLAW OF THE BOARD 9270; CONFLICT OF INTEREST</b>	<b>73</b>
<b>E.1.4</b>	<b>APPROVE THE SECOND READING OF REVISED BOARD POLICY 3516; EMERGENCIES AND DISASTER PREPAREDNESS PLAN</b>	<b>88</b>
<b>E.1.5</b>	<b>APPROVE THE SECOND READING OF REVISED BOARD POLICY 4113; ASSIGNMENT</b>	<b>96</b>

E.1.6	<b>APPROVE THE SECOND READING OF REVISED BOARD POLICY 7214; GENERAL OBLIGATIONS BOND</b>	105
E.2	<b>INSTRUCTION CONSENT ITEMS</b>	
E.2.1	<b>RATIFY THE OVERNIGHT TRIP TO THE CALIFORNIA SCHOOL NUTRITION ASSOCIATION'S ANNUAL CONFERENCE</b>	116
	<p>Ratify the approval of an overnight trip and expenses for one student and his parent, who will serve as his chaperone, to attend the California School Nutrition Association's (CSNA) Annual Conference as part of the Nutrition Advisory Council (NAC) and as the winner of the NAC art contest, to be held on Friday, November 15, 2024, located at the SAFE Credit Union Convention Center in Sacramento, California, at a cost not-to-exceed \$1,500.00 and to be paid from the General Fund.</p>	
E.2.2	<b>RATIFY THE APPROVAL FOR A COMMUNITY MEMBER TO ATTEND THE CALIFORNIA SCHOOLS BOARD ASSOCIATION (CSBA) ANNUAL EDUCATION CONFERENCE</b>	117
	<p>Provide registration, lodging, transportation, and meal expenses for one (1) community member to attend the California Schools Board Association (CSBA) Annual Education Conference (AEC), to be held December 4, 2024 through December 7, 2024, at the Anaheim Convention Center, at a cost not-to-exceed \$3,500.00, and to be paid from the General Fund.</p>	



**E.2.3 APPROVE AN AGREEMENT WITH GUIDED DISCOVERIES, INC - KUCERA MIDDLE SCHOOL 118**

Approve up to 40 Kucera students and up to four (4) chaperones (genders pending final student counts) to attend the Catalina Island Marine Institute (CIMI) for three (3) days and two (2) nights on Santa Catalina Island, California, effective April 1, 2025 through May 30, 2025, at a cost not-to-exceed \$14,000.00, and to be paid from the General Fund

**E.2.4 APPROVE AN OVERNIGHT TRIP TO MCKINNEY VENTO/FOSTER SCHOLARS SAN DIEGO AREA COLLEGE TOUR - CARTER, EISENHOWER, RIALTO & MILOR HIGH SCHOOLS 119**

Approve 40 academically eligible students (10 per site) to participate in the university/college campus tours in the San Diego area on February 27, 2025 through February 28, 2025, at a cost not-to-exceed \$15,000.00, and to be paid from the General Fund (McKinney Vento).

**E.2.5 APPROVE AN OVERNIGHT TRIP TO PROSTART CUP COMPETITION 2025 120**

Approve an overnight trip for up to ten (10) students (up to 5 females and 5 males) and (2) two chaperones (1 male and 1 female) representing all Rialto USD high schools to compete at the ProStart Cup in Los Angeles, California, effective February 23, 2025 through February 26, 2025, at a cost not-to-exceed \$15,000.00, and to be paid from the General Fund (CTEIG & Perkins Grant).

### **E.3 BUSINESS AND FINANCIAL CONSENT ITEMS**

#### **E.3.1 APPROVE THE WARRANT LISTING AND PURCHASE ORDER LISTING**

All funds from October 23, 2024, through November 25, 2024 (Sent under separate cover to Board Members). A copy for public review will be available on the District's website.

#### **E.3.2 DONATIONS**

121

Accept the listed donations from Barona Band of Mission Indians; Claim Retention Services, Inc.; Westgroup Designs, Inc.; PCH Architects; John R Byerly; Complete Office; Hotsy of Southern California Environmental Equipment Supply, Inc.; Blum Electric; Painting & Decor, Inc.; Caston, Inc.; XVR Software LLC; The Manhood Project; Amazon; Erickson Hall Construction; Corwin SoCal; Oriental Trading Company; Lifetime Community Care; HomeDepot; and Niagara Cares, and that a letter of appreciation be sent to the donor.

#### **E.3.3 AUTHORIZE THE PURCHASE, WARRANTY, REMOVAL, DISPOSAL, INSTALLATION, MAINTENANCE, AND REPAIR OF ATHLETIC SURFACES FROM HELLAS CONSTRUCTION, INC. UTILIZING CALIFORNIA MULTIPLE AWARD SCHEDULE (CMAS) NUMBER 4-24-10-1011.**

123

Approve the use of California Multiple Award Schedule (CMAS) number 4-24-10-1011 from Hellas Construction, Inc. at a cost to be determined at the time of purchase and to be paid using various funds.

**E.3.4      AUTHORIZE THE PURCHASE AND WARRANTY OF TECHNOLOGY PRODUCTS, SERVICES, AND SOLUTIONS FROM CONVERGEONE, INC. UTILIZING CALIFORNIA MULTIPLE AWARD SCHEDULE (CMAS) NUMBER 3-24-11-1048** 124

Approve the use of California Multiple Award Schedule (CMAS) number 3-24-11-1048 from ConvergeOne, Inc. at a cost to be determined at the time of purchase and to be paid using various funds.

**E.3.5      AUTHORIZE THE PURCHASE, WARRANTY, INSTALLATION, AND MAINTENANCE OF TECHNOLOGY HARDWARE, SOFTWARE, AND SOLUTIONS FROM CONVERGEONE, INC. UTILIZING CALIFORNIA MULTIPLE AWARD SCHEDULE (CMAS) NUMBER 3-24-11-1041** 125

Approve the use of California Multiple Award Schedule (CMAS) number 3-24-11-1041 from ConvergeOne, Inc. at a cost to be determined at the time of purchase and to be paid using various funds.

**E.3.6      APPROVE AMENDMENT NO. 2 TO THE AGREEMENT WITH MILLER ARCHITECTURE TO PROVIDE ARCHITECTURAL SERVICES FOR THE ZUPANIC VIRTUAL ACADEMY PROJECT** 126

Extend the term from December 31, 2024, to February 28, 2025, for architectural services for the Zupanic Virtual Academy Project.

**E.3.7 APPROVE AMENDMENT NO. 1 TO THE AGREEMENT WITH PF VISION, INC. TO PROVIDE DIVISION OF STATE ARCHITECT (DSA) INSPECTION SERVICES FOR THE COVERED PARENT WAITING AREA SHADE STRUCTURE PROJECT AT THE DISTRICT ENROLLMENT CENTER** 127

Extend the agreement term from December 31, 2024, to June 30, 2025, to provide Division of State Architect (DSA) inspection services for the Covered Parent Waiting Area Shade Structure Project at the District Enrollment Center.

**E.3.8 APPROVE AMENDMENT NO. 1 TO THE AGREEMENT WITH PF VISION, INC. TO PROVIDE DIVISION OF STATE ARCHITECT (DSA) INSPECTION SERVICES FOR THE ZUPANIC VIRTUAL ACADEMY PROJECT** 128

Extend the agreement term from December 31, 2024, to February 28, 2025, to provide the Division of State Architect (DSA) inspection services for the Zupanic Virtual Academy Project and to increase the contract by \$6,720.00 for a revised contract amount of \$46,720.00, and to be paid from Fund 25 – Capital Facilities Fund.

**E.3.9 AMENDMENT NO. 1 TO THE AGREEMENT WITH JOHN R. BYERLY INC. TO PROVIDE SPECIAL INSPECTION AND TESTING SERVICES FOR THE COVERED PARENT WAITING AREA SHADE STRUCTURE PROJECT AT THE DISTRICT ENROLLMENT CENTER** 129

Extend the agreement term from December 31, 2024, to June 30, 2025, to provide Special Inspection and Testing Services for the Covered Parent Waiting Area Shade Structure Project at the District Enrollment Center.



**E.3.10 APPROVE AMENDMENT NO. 1 TO THE AGREEMENT WITH PERKINS EASTMAN TO PROVIDE ARCHITECTURAL SERVICES FOR THE BASEBALL FIELD RENOVATION AT EISENHOWER HIGH SCHOOL AND NEW BASEBALL FIELD LIGHTING AT RIALTO HIGH SCHOOL** 130

Extend the agreement term from December 31, 2024, to June 30, 2026, to provide architectural services for the baseball field renovation at Eisenhower High School and new baseball field lighting at Rialto High School.

**E.3.11 RATIFY AN AGREEMENT WITH ZUNIGA'S EQUIPMENT RENTAL & REPAIR INC** 131

Provide certification of Maintenance and Operations staff for the use of heavy equipment lifts and provide staff with certificates, effective November 25, 2024, through June 30, 2025, at the cost not-to-exceed \$18,571.00, and to be paid from the General Fund.

**E.3.12 APPROVE A RENEWAL AGREEMENT WITH RIVERSIDE INSIGHTS** 132

Provide a 30-month access to Woodcock Johnson V assessment materials and provide professional development for Education Specialists and School Psychologists, effective December 19, 2024 through July 31, 2027, at a cost not-to-exceed \$45,000.00, and to be paid from the General Fund.

**E.3.13 APPROVE AN AGREEMENT WITH MIA MERCADO, CHOREOGRAPHER - RIALTO HIGH SCHOOL** 133

Provide choreography support for the Rialto High School students for the Spring Musical The Addams Family for the 2024-2025 school year, effective February 8, 2025 through March 16, 2025, at a cost not-to-exceed \$1,000.00, and to be paid from the General Fund (Prop 28 AMS).

- E.3.14 APPROVE A RENEWAL AGREEMENT WITH SDL INC. DBA TRADOS STUDIO** 134
- Provide a Trados Team license with an online editor for the entire District interpretation/translation team, effective December 19, 2024 through December 19, 2025, at a cost not-to-exceed \$11,403.00, and to be paid from the General Fund.
- E.3.15 APPROVE A RENEWAL AGREEMENT WITH THE MANHOOD PROJECT - MILOR HIGH SCHOOL** 135
- Provide Social Emotional Learning support by facilitating a 2-4 day mid-year youth conference for all eligible male students at Milor High School, effective December 19, 2024 through March 18, 2025 at a cost not-to-exceed \$20,000.00, and to be paid from the General Fund (Equity Multiplier Fund).
- E.3.16 APPROVE A RENEWAL AGREEMENT WITH DAT YOGA DUDE - MILOR HIGH SCHOOL** 136
- Provide two (2) days of up to four (4) hours of yoga and wellness training sessions to Milor students, effective December 19, 2024 through March 18, 2025, at a cost not-to-exceed \$5,000.00, and to be paid from the General Fund (Equity Multiplier Fund).
- E.3.17 APPROVE A RENEWAL AGREEMENT WITH CURLS, COILS AND CROWNS - MILOR HIGH SCHOOL** 137
- Provide two (2) four-day Crowns, Coils and Curls self-esteem workshops for 30 female students at Milor High School, effective December 19, 2024 through March 18, 2025, at a cost not-to-exceed \$25,000.00, and to be paid from the General Fund (Equity Multiplier Fund).

**E.3.18 APPROVE AN AGREEMENT WITH PF VISION INC., TO PROVIDE DIVISION OF STATE ARCHITECT (DSA) INSPECTION SERVICES FOR THE PLAYGROUND EQUIPMENT AND RUBBERIZED SURFACE INSTALLATION PROJECT PHASE II** 138

This item is effective December 19, 2024, through December 31, 2025, at a cost not-to-exceed \$30,000.00, and to be paid from the General Fund.

**E.3.19 APPROVE AN AGREEMENT WITH JOHN R. BYERLY, INC. TO PERFORM PERCOLATION TESTING FOR STORMWATER DISPOSAL FOR THE NEW GYMNASIUM AND SYNTHETIC TRACK PROJECT AT FRISBIE MIDDLE SCHOOL** 139

Approve an agreement with John R. Byerly, Inc. to perform percolation testing for stormwater disposal for the new gymnasium and synthetic track project at Frisbie Middle School, effective December 19, 2024, through June 30, 2025, at a cost not-to-exceed \$8,555.00, and to be paid from the General Obligation (G.O.) Bond Fund 21.

**E.3.20 APPROVE AN AGREEMENT WITH JOHN R. BYERLY, INC. TO PERFORM PERCOLATION TESTING FOR STORM WATER DISPOSAL FOR THE NEW GYMNASIUM AND SYNTHETIC TRACK PROJECT AT KOLB MIDDLE SCHOOL** 140

This item is effective December 19, 2024, through June 30, 2025, at a cost not-to-exceed \$8,555.00, and to be paid from the General Obligation (G.O.) Bond Fund 21.

- |               |   |     |
|---------------|---|-----|
| <b>E.3.21</b> | <b>APPROVE AN AGREEMENT WITH INDIVIDUALIZED EDUCATIONAL PSYCHOLOGY, INC</b>   | 141 |
|               | Provide Independent Education Evaluations during the 2024-2025 school year, effective December 19, 2024 through June 30, 2025, at a cost not-to-exceed \$20,000.00, and to be paid from the General Fund.   |     |
| <b>E.3.22</b> | <b>APPROVE AN AGREEMENT WITH MOBILE EDGE TEAM</b>   | 142 |
|               | Provide Pintrac mobile device management system to manage 750 hotspots, effective December 19, 2024, through December 18, 2025, at a cost not-to-exceed \$10,125.00 and to be paid from the General Fund.   |     |
| <b>E.3.23</b> | <b>APPROVE AN AGREEMENT WITH ST. CATHERINE OF SIENA PRIVATE SCHOOL</b>  | 143 |
|               | Provide extended day services for no more than 90 hours at the rate of \$55.52 per hour to low-achieving students at St. Catherine of Siena Private School, effective December 19, 2024 through May 30, 2025, at a cost not-to-exceed \$5,000.00, and to be paid from the General Fund (Title I). |     |
| <b>E.3.24</b> | <b>APPROVE AN AGREEMENT WITH DEAF AND HARD OF HEARING EDUCATIONAL SOLUTIONS</b>   | 144 |
|               | Provide support to students requiring Auditory Verbal Therapy (AVT) services on their Individualized Education Program (IEP) or settlement agreement, effective December 19, 2024 through June 30, 2025, at a cost not-to-exceed \$7,500.00, and to be paid from the General Fund.                |     |

- E.3.25 APPROVE AN AGREEMENT WITH ECS IMAGING INC** 145
- Convert data from legacy databases into Laserfiche Avante system, effective December 19, 2024, through March 31, 2025, at a cost not-to-exceed \$21,175.00 and to be paid from the General Fund.
- E.3.26 APPROVE AN AGREEMENT WITH ALPHA STRINGS - FRISBIE MIDDLE SCHOOL** 146
- Provide 38 two-hour sessions, two sessions per week, and 4 student performances at Frisbie Middle School, effective December 19, 2024 through May 30, 2025, for a total cost not-to-exceed \$8,400.00, and to be paid from the General Fund (ELOP).
- E.3.27 APPROVE AN AGREEMENT WITH NEVER STOP GRINDING – JEHUE, KOLB, KUCERA AND RIALTO MIDDLE SCHOOLS** 147
- Provide 19 sessions, one session per week for Jehue, Kolb, Kucera and Rialto middle school students, effective January 8, 2025, through May 19, 2025, for a total cost not-to-exceed \$49,400.00, and to be paid from the General Fund (ELOP).
- E.3.28 APPROVE AN AFFILIATION AGREEMENT WITH WESTERN UNIVERSITY OF HEALTH SCIENCES** 148
- Assist current and future nurses in completing state requirements for certification from December 18, 2024 through December 19, 2027.
- E.3.29 APPROVE THE DIRECT TEACHER AGREEMENT WITH PEPPERDINE UNIVERSITY** 149
- Assist current and future educators in completing state requirements for credentialing from December 19, 2024 through December 11, 2029 at no cost to the District.

<b>E.3.30</b>	<b>APPROVE THE SCHOOL OF NURSING AFFILIATION AGREEMENT WITH AZUSA PACIFIC UNIVERSITY</b>	150
	Assist current and future nurses in completing state requirements for certification from December 18, 2024 through December 19, 2027.	
<b>E.3.31</b>	<b>APPROVE THE MEMORANDUM OF UNDERSTANDING WITH PACIFIC OAKS EDUCATION CORPORATION DBA PACIFIC OAKS COLLEGE</b>	151
	Provide current and future students with internship opportunities in their specialized fields from December 19, 2024 through December 11, 2027 at no cost to the District.	
<b>E.3.32</b>	<b>APPROVE THE MEMORANDUM OF UNDERSTANDING WITH LAFETRA COLLEGE OF EDUCATION WITHIN THE UNIVERSITY OF LA VERNE</b>	152
	Provide Continuing Education Units through Rialto Unified School District's Teacher Residency Program, at no cost to the District.	
<b>E.4</b>	<b>FACILITIES PLANNING CONSENT ITEMS - None</b>	
<b>E.5</b>	<b>PERSONNEL SERVICES CONSENT ITEMS</b>	
<b>E.5.1</b>	<b>APPROVE PERSONNEL REPORT NO. 1328 FOR CLASSIFIED AND CERTIFICATED EMPLOYEES</b>	153
<b>E.5.2</b>	<b>ADOPT RESOLUTION NO. 24-25-31; EC 44263DEPARTMENTALIZED</b>	162
	Authorize the Lead Personnel Agent, Personnel Services, to assign various teachers at the secondary level, with their consent, to teach any subject in departmentalized classes if the teachers have completed 18 semester units, or 9 upper semester units, in the subject to be taught.	

**F. DISCUSSION/ACTION ITEMS**

163

**F.1 AWARD BID NO. 24-25-001 HUGHBANKS  
ELEMENTARY CONCRETE**

164

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

Award Bid No. 24-25-001 Hughbanks Elementary Concrete to Cornerstone Construction Service, Inc. at a cost of \$900,000.00 which includes a \$70,000.00 allowance, and to be paid from Deferred Maintenance - Fund 14.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira R. Williams

**F.2 ACCEPT THE FRESH FRUIT AND VEGETABLE PROGRAM GRANT FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE**

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

Accept the Second Allocation, for the Fresh Fruit and Vegetable Program Grant from the USDA in the amount of \$577,563.90 for the following Schools: Bemis, Boyd, Casey, Curtis, Dollahan, Dunn, Fitzgerald, Garcia, Henry, Hughbanks, Kelley, Morgan, Morris, Myers, Preston, Simpson, Trapp, and Werner Elementary Schools.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira R. Williams



**F.3 APPROVE AMENDMENT NO. 2 TO THE AGREEMENT WITH ERICKSON-HALL CONSTRUCTION TO PROVIDE CONSTRUCTION MANAGEMENT SERVICES FOR THE CONSTRUCTION OF TWO (2) NEW TWO-STORY CLASSROOM BUILDINGS AT EISENHOWER HIGH SCHOOL**

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

Provide construction management services for the two (2) new two-story classroom buildings at Eisenhower High School in the amount of \$96,260.00 for a revised contract amount of \$3,407,462.84, and to be paid from Fund 21-General Obligation (G.O.) Bond and Fund 25 – Capital Facilities Fund.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira R. Williams

**F.4 APPROVE AMENDMENT NO. 1 TO THE AGREEMENT WITH PBK ARCHITECTS TO PROVIDE ARCHITECTURAL SERVICES FOR THE NEW GYMNASIUM AND SYNTHETIC TRACK AT FRISBIE MIDDLE SCHOOL**

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Increase the contract by \$4,785.00 for a revised contract amount not-to-exceed \$942,285.00, for added architectural services for the new gymnasium and synthetic track project at Frisbie Middle School, and to be paid from the General Obligation (G.O.) Bond Fund 21.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira R. Williams

**F.5 APPROVE AMENDMENT NO. 1 TO THE AGREEMENT WITH PBK ARCHITECTS TO PROVIDE ARCHITECTURAL SERVICES FOR THE NEW GYMNASIUM AND SYNTHETIC TRACK AT KOLB MIDDLE SCHOOL**

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Increase the contract by \$4,785.00 for a revised contract amount not-to-exceed \$942,285.00, for added architectural services for the new gymnasium and synthetic track project at Kolb Middle School, and to be paid from the General Obligation (G.O.) Bond Fund 21.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira R. Williams

**F.6 APPROVE AN AMENDMENT TO THE AGREEMENT WITH NORTHWEST EVALUATION ASSOCIATION (NWEA)**

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

Approve the cost increase of the original agreement of \$110,000.00 by an additional \$6,520.00, for a total cost not-to-exceed \$116,520.00, effective December 19, 2024 through June 30, 2025, and to be paid from the General Fund.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira R. Williams

**F.7 APPROVE CHANGE ORDERS AND FILE A NOTICE OF COMPLETION FOR TONY PAINTING**

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

Approve Change Orders for Tony Painting No. 1 in the amount of \$6,500.00, Change Order No. 2 in the amount of \$ 35,750.00, and the deductive Change Order No. 3 in the amount of \$7,750.00 for the unused allowance, and revise the awarded contract amount from \$512,400.00 to \$504,650.00. Accept the work completed on October 21, 2024, by Tony Painting for the District Wide Painting Phase 2 and authorize District staff to file a Notice of Completion with the San Bernardino County Recorder.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

**F.8 APPROVE CHANGE ORDER NO. 2 FOR AMERICAN MODULAR SYSTEMS (AMS) FOR THE INTERNATIONAL HEALING GARDEN PROJECT**

171

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

Approve Change Order No. 2 for American Modular Systems (AMS) in the amount of \$12,094.94 for a revised contract amount of \$1,241,518.25, for the two (2) modular buildings for the International Healing Garden Project, and to be paid from Fund 40 – Special Reserve for Capital Outlay.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

**F.9 APPROVE DEDUCTIVE CHANGE ORDER AND FILE A NOTICE OF COMPLETION FOR R E SCHULTZ CONSTRUCTION, INC., FOR THE PHASE I PLAYGROUND EQUIPMENT AND ARTIFICIAL TURF INSTALLATION PROJECT**

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

This item is in the amount of \$106,728.80 for the Phase I Playground Equipment and Artificial Turf Installation Project and revise the contract amount from \$1,593,150.00 to \$1,486,421.20. Accept the work completed on October 31, 2024, by R E Schultz Construction, Inc., for the Phase I Playground Equipment and Artificial Turf Installation Project and authorize District staff to file the Notice of Completion with the San Bernardino County Recorder.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

**F.10 APPROVE A RENEWAL AGREEMENT WITH THE UNIVERSITY OF CALIFORNIA RIVERSIDE (UCR) FOR THE BILINGUAL AUTHORIZATION (BILA) PROGRAM**

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

Extension Professional Studies for the 2024-2025 academic year to provide 10 to 25 teachers with the Bilingual Authorization Program, effective January 1, 2025 through December 30, 2025, at a cost not-to-exceed \$66,000.00, and to be paid from the General Fund.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams



**F.11 APPROVE AN AGREEMENT WITH PCH ARCHITECTS TO PROVIDE ARCHITECTURAL AND DESIGN SERVICES FOR FOUR (4) NEW KINDERGARTEN CLASSROOMS AT TRAPP ELEMENTARY SCHOOL**

175

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Provide architectural services for four (4) new kindergarten classrooms at Trapp Elementary School, effective December 19, 2024, through June 30, 2027, in the amount not-to-exceed \$596,900.00, including \$1,000.00 for reimbursables, and to be paid from Fund 21 - General Obligation Bond (Measure A).

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

**F.12 APPROVE AN AGREEMENT WITH RENAISSANCE**

176

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Approve the purchase of Illuminate Education's Data and Assessment module, effective December 19, 2024 through December 31, 2025, at a cost not-to-exceed \$114,500.00, and to be paid from the General Fund.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

**F.13 APPROVE THE FIRST INTERIM FINANCIAL REPORT FOR FISCAL YEAR 2024-2025**

177

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

**F.14 ADOPT RESOLUTION NO. 24-25-29 APPROVING THE ANNUAL AND FIVE-YEAR REPORTABLE FEES REPORT FOR FISCAL YEAR 2023-2024**

179

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member, Ivan Manzo

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

**F.15 ADOPT RESOLUTION NO. 24-25-30 - REMUNERATION**

191

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Excuse the absence of Board Member, Nancy G. O’Kelley, from the Wednesday, November 13, 2024, regular meeting of the Board of Education.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

F.16 DENY LIABILITY CLAIM 24-25-05 192

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Vote by Board Members:

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

F.17 DENY LIABILITY CLAIM 24-25-08 193

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Vote by Board Members:

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

F.18 DENY LIABILITY CLAIM 24-25-10 194

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Vote by Board Members:

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Vote by Board Members:

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

F.20 ADMINISTRATIVE HEARINGS

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Case Number:

24-25-22

24-25-26

DISCUSSION

Vote by Board Members:

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

**F.21 STIPULATED EXPULSIONS**

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Case Number:

24-25-15

24-25-23

24-25-24

24-25-27

24-25-28

24-25-29

24-25-31

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

**F.22 REINSTATEMENT**

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Case Number:

23-24-59

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Evelyn Dominguez, LVN

\_\_\_\_\_ Dr. Stephanie E. Lewis

\_\_\_\_\_ Joseph W. Martinez

\_\_\_\_\_ Edgar Montes

\_\_\_\_\_ Dakira Richardson Williams

**G. ADJOURNMENT**

The next regular meeting of the Board of Education of the Rialto Unified School District will be held on January 15, 2025, at 7:00 p.m. at the Dr. John Kazalunas Education Center, 182 East Walnut Ave, Rialto, California.

Materials distributed or presented to the Board of Education at the Board Meeting are available upon request from the Superintendent's Office.

**Moved** \_\_\_\_\_

**Seconded** \_\_\_\_\_

**Vote by Board Members to adjourn:**

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Abstain: \_\_\_\_\_ Absent: \_\_\_\_\_

Time: \_\_\_\_\_

**PUBLIC HEARING**





**Board of Education Agenda  
December 18, 2024**

**WILLIAMS SETTLEMENT – ANNUAL REPORT FISCAL YEAR 2023-2024**

Per California Education Code Section 1240, the San Bernardino County Superintendent of Schools (SBCSS) staff continues to regularly monitor and report on the status of all Williams-monitored schools in the county to ensure compliance with the Williams legislation.

The following is the Williams Annual Report for the District based on the 2023-2024 school year visitation and review findings:

School Site	Instructional Material Insufficiencies	Emergency Repair Facility Deficiencies	Good Repair Facility Deficiencies	Inaccurate School Accountability Report Cards	Teacher Misassignments
Bemis ES	0	0	0	0	0
Casey ES	0	0	1	0	2
Fitzgerald ES	0	0	0	0	0
Henry ES	0	0	1	0	0
Hughbanks ES	0	0	3	0	1
Morgan ES	0	0	4	0	2
Morris ES	0	0	10	0	0
Preston ES	0	0	8	0	0
Werner ES	0	0	8	0	1
Frisbie MS	0	0	1	0	8
Kucera MS	0	0	0	0	58

There were no findings in the areas of Instructional Materials, School Facilities Emergency Deficiencies, or SARC. The School Facilities “Good Repair” Deficiencies reflected in this report were observed with some of the good repair deficiencies remedied prior to the end of the visit, and others in the process of being corrected. This report serves as the Williams Annual Report for the District based on the 2023-2024 school year visitation and review findings.

**SUBMITTED/REVIEWED BY:** Diane Romo



**RIALTO UNIFIED SCHOOL DISTRICT**  
**Facilities Planning Services**  
**625 W. Rialto Avenue**  
**Rialto, CA 92376**

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**NOTICE OF PUBLIC HEARING**

**PUBLIC NOTICE OF REGULAR MEETING OF THE RIALTO UNIFIED SCHOOL DISTRICT REGARDING A RESOLUTION APPROVING ITS ANNUAL AND FIVE-YEAR REPORTABLE FEES REPORT FOR FISCAL YEAR 2023-2024**

Please be advised that the Board of Education (“Board”) of the Rialto Unified School District (“District”) at its regular meeting to be held on December 18, 2024, will review the following report entitled, “**ANNUAL AND FIVE-YEAR REPORTABLE FEES REPORT FOR FISCAL YEAR 2023-2024,**” (“Report”) and will consider adoption of a resolution entitled, “**RESOLUTION OF THE BOARD OF EDUCATION OF THE RIALTO UNIFIED SCHOOL DISTRICT APPROVING THE ANNUAL AND FIVE YEAR REPORTABLE FEES REPORT FOR FISCAL YEAR 2023-2024.**”

Pursuant to Government Code Section 66006(b)(1), the Report includes information regarding the type and amount of “Reportable Fees” in the District’s account(s), the beginning and ending balance of each account, the amount of Reportable Fees collected and interest earned thereon, an identification of each project (“Project”) of the District on which Reportable Fees were expended, and the amount of the expenditures on each Project, including the percentage of the cost of the Project funded by Reportable Fees, any interfund loans or transfers, any refunds of Reportable Fees, and the approximate date construction of a Project will commence if sufficient funds have been collected.

Pursuant to Government Code Section 66001(d), the Report also contains proposed findings regarding the purpose to which Reportable Fees are to be put, a reasonable relationship between the Reportable Fees and the purpose, all sources and amounts of funding anticipated to complete financing of the District’s school facilities, and the approximate dates on which such funding is expected to be deposited into the appropriate account.

The regular meeting of the District will begin at 7:00 p.m., located at the District’s Board Room, 182 E. Walnut Avenue, Rialto, CA 92376. These matters will be considered at such time as this agenda item is considered by the Board of the District.

The Report is on file and available for public review at the District’s offices located at 182 E. Walnut Avenue, Rialto, CA 92376 and at the Facilities Planning Services office located at 625 West Rialto Avenue, Rialto, CA 92376, and is herein incorporated by reference. Questions and/or comments should be directed to Ms. Angie Lopez at (909) 421-7555.

**CONSENT CALENDAR ITEMS**



## RIALTO UNIFIED SCHOOL DISTRICT

### Administration

BP 2210(a)

#### ADMINISTRATIVE DISCRETION REGARDING BOARD POLICY

The Board of Education desires to be proactive in communicating its philosophy, priorities, and expectations for the District; clarifying the roles and responsibilities of the Board, Superintendent, and other senior administrators; and setting direction for the District through written policies. However, the Board recognizes that, in the course of operating District schools or implementing District programs, situations may arise ~~which~~ **that** may not be addressed in written policies. In such situations, or when immediate action is necessary to avoid any risk to the safety and security of students, staff, or District property or to prevent disruption of school operations, the Superintendent or designee shall have the authority to act on behalf of the District in a manner that is consistent with law and Board policies.

~~(cf. 0000—Vision)~~

~~(cf. 0100—Philosophy)~~

~~(cf. 0200—Goals for the School District)~~

~~(cf. 0450—Comprehensive Safety Plan)~~

~~(cf. 0460—Local Control and Accountability Plan)~~

~~(cf. 2110—Superintendent Responsibility and Duties)~~

~~(cf. 2121—Superintendent's Contract)~~

~~(cf. 3516.5—Emergency Schedules)~~

~~(cf. 9000—Role of the Board)~~

~~(cf. 9310—Board Policies)~~

As necessary, the Superintendent or designee shall consult with other District staff, including legal counsel and/or the chief business official, regarding the exercise of this authority.

Any exercise of administrative authority shall be nondiscriminatory and demonstrate the District's commitment to equity in District programs and activities.

~~(cf. 0410—Nondiscrimination in District Programs and Activities)~~

~~(cf. 0415—Equity)~~

The Superintendent shall be accountable to the Board for all areas of operation under his/her authority. As appropriate, the Superintendent or designee shall notify the Board as soon as practicable after he/she exercises the authority granted under this policy. The Board President and the Superintendent shall schedule a review of the action at the next regular Board meeting. If the action indicates the need for additions or revisions to Board policies, the Superintendent or designee shall make the necessary recommendations to the Board.

**ADMINISTRATIVE DISCRETION REGARDING BOARD POLICY**

*(cf. 9320—Meetings and Notices)*  
*(cf. 9322 – Agenda/Meeting Materials)*

*Legal Reference:**EDUCATION CODE**35010 Control of district, prescription and enforcement of rules**35035 Powers and duties of superintendent**35160 Authority of governing boards**35161 Powers and duties; authority to delegate**35163 Official actions, minutes and journal**Management Resources:*~~WEB SITES~~CSBA: <http://www.csba.org>**Policy Reference Disclaimer:**

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

**State**

Ed. Code 35010

Ed. Code 35035

Ed. Code 35160

Ed. Code 35161

Ed. Code 35163

**Management Resources**

Website

Website

**Cross References****Code**

0000

**Description**[Control of district; prescription and enforcement of rules](#)[Powers and duties of the superintendent; transfer authority](#)[Authority of governing boards](#)[Board delegation of any powers or duties](#)[Official actions, minutes and journal](#)**Description**[CSBA District and County Office of Education Legal Services](#)[CSBA](#)**Description**[Vision](#)

**ADMINISTRATIVE DISCRETION REGARDING BOARD POLICY**

<b>Code</b>	<b>Description</b>
0100	<a href="#">Philosophy</a>
0200	<a href="#">Goals For The School District</a>
0415	<a href="#">Equity</a>
0450	<a href="#">Comprehensive Safety Plan</a>
0450	<a href="#">Comprehensive Safety Plan</a>
0460	<a href="#">Local Control And Accountability Plan</a>
0460	<a href="#">Local Control And Accountability Plan</a>
2000	<a href="#">Concepts And Roles</a>
2110	<a href="#">Superintendent Responsibilities And Duties</a>
2121	<a href="#">Superintendent's Contract</a>
3100	<a href="#">Budget</a>
3100	<a href="#">Budget</a>
3516.5	<a href="#">Emergency Schedules</a>
9000	<a href="#">Role Of The Board</a>
9310	<a href="#">Board Policies</a>
9320	<a href="#">Meetings And Notices</a>
9322	<a href="#">Agenda/Meeting Materials</a>

Policy  
 adopted: May 26, 1999  
 revised: January 23, 2002  
 revised: March 24, 2010  
 revised: October 12, 2011  
 revised: September 26, 2018  
 revised:

**RIALTO UNIFIED SCHOOL DISTRICT**  
 Rialto, California



## RIALTO UNIFIED SCHOOL DISTRICT

Personnel

BP4118(a)

### Dismissal/Suspension/Disciplinary Action

The Board of Education expects all employees to perform their jobs satisfactorily, exhibit professional and appropriate conduct, and serve as positive role models both at school and in the community. A certificated employee may be disciplined for ~~unprofessional or inappropriate~~ conduct or performance in accordance with law, the applicable collective bargaining agreement, Board policy, and administrative regulation.

~~(cf. 4000—Concepts and Roles)  
(cf. 4112.5/4312.5—Criminal Record Check)  
(cf. 4119.21/4219.21/4319.21—Professional Standards)  
(cf. 4141/4241—Collective Bargaining Agreement)~~

Disciplinary action shall be based on the particular facts and circumstances involved and the severity of the conduct or performance.

**The Superintendent or designee shall ensure that disciplinary actions are appropriately documented and taken in a consistent, nondiscriminatory manner. In addition, an employee shall not be suspended, disciplined, reassigned, transferred, dismissed, or otherwise retaliated against solely for engaging in protected activities, or for acting to protect a student engaged in exercising any free speech or press right authorized by, or for refusing to infringe upon a student's conduct protected pursuant to, Education Code 48907 or 48950.**

Disciplinary actions may include, but not be limited to, verbal warnings, reassignment, **written warnings, written reprimands**, suspensions, ~~freezing or reduction of wages, compulsory leave~~, **leaves without pay**, or dismissals.

~~(cf. 4114—Transfers)~~

~~The Superintendent or designee shall ensure that disciplinary actions are taken in a consistent, nondiscriminatory manner and are appropriately documented.~~

~~(cf. 1312.1—Complaints Concerning District Employees)  
(cf. 4030—Nondiscrimination in Employment)  
(cf. 4031—Complaints Concerning Discrimination in Employment)  
(cf. 4112.6/4212.6/4312.6—Personnel Files)  
(cf. 4119.1/4219.1/4319.1—Civil and Legal Rights)  
(cf. 4119.11/4219.11/4319.11—Sexual Harassment)~~

### Suspension/Dismissal Procedures

The Superintendent shall notify the Board whenever ~~he/she~~ believes that there is cause to suspend or dismiss an employee pursuant to Education Code 44932 or 44933.



### **Dismissal/Suspension/Disciplinary Action**

When the Board finds that there is cause to suspend or dismiss an employee pursuant to Education Code 44932 or 44933, it may formulate a written statement of charges specifying instances of behavior and the acts or omissions constituting the charge, the statutes and rules that the employee is alleged to have violated when applicable, and the facts relevant to each charge. The Board shall also review any duty signed and verified written statement of charges filed by any other person. (Education Code 44934, 44934.1)

Based on the written statement of charges, the Board may, upon majority vote, give notice to the employee of ~~its~~ **the Board's** intention to suspend or dismiss ~~him/her~~ **the employee** at the expiration of 30 days from the date the notice is served. (Education Code 44934, 44934.1)

~~(cf. 4112.9/4212.9/4312.9—Employee Notifications)~~

Prior to serving a suspension or dismissal notice that includes a charge of unsatisfactory performance, the District shall give the employee written notice of the unsatisfactory performance that specifies the nature of the unsatisfactory performance with such specific instances of behavior and with such particularity as to furnish the employee an opportunity to correct ~~his/her~~ **the** faults and overcome the grounds for any unsatisfactory performance charges and, if applicable, that includes the evaluation made pursuant to Education Code 44660-44665. The written notice of the unsatisfactory performance shall be provided at least 90 days prior to the filing of the suspension or dismissal notice or prior to the last one-fourth of the school days in the year. (Education Code 44938)

~~(cf. 4115—Evaluation/Supervision)~~

Prior to serving a suspension or dismissal notice that includes a charge of unprofessional conduct, the District shall give the employee written notice that describes the nature of the unprofessional conduct with such specific instances of behavior and with such particularity as to furnish the employee an opportunity to correct ~~his/her~~ **the** faults and overcome the grounds for any unprofessional conduct charges and, if applicable, that includes the evaluation made pursuant to Education Code 44660-44665. The written notice of the unprofessional conduct shall be provided at least 45 days prior to the filing of the suspension or dismissal notice. (Education Code 44938)

Except for notices that only include charges of unsatisfactory performance, the written suspension or dismissal notice may be served at any time of year. Such notice shall be served upon the employee personally if given outside of the instructional year or, if given during the instructional year, may be served personally or by registered mail to the employee's last known address. Notices with a charge of unsatisfactory performance shall be given only during the instructional year of the school site where the employee **is** physically employed; and may be served

personally or by registered mail to the employee's last known address. (Education Code 44936)

BP4118(c)

### **Dismissal/Suspension/Disciplinary Action**

If an employee has been served notice and demands a hearing pursuant to Government Codes 11505 and 11506, the Board shall either rescind its action or schedule a hearing on the matter. (Education Code 44941, 44941.1, 44943, 44944)

Pending suspension or dismissal proceedings for an employee who is charged with egregious misconduct, immoral conduct, conviction of a felony or of any crime involving moral turpitude, incompetency due to mental disability, or willful refusal to perform regular assignments without reasonable cause as prescribed by District rules and regulations, the Board may, if it deems it necessary, immediately suspend the employee from his/her **assigned** duties. If the employee files a motion with the Office of Administrative Hearings for immediate reversal of the suspension based on a cause other than egregious misconduct, the Board may file a written response before or at the time of the hearing. (Education Code 44939, 44939.1, ~~44940~~)

When a suspension or dismissal hearing is to be conducted by a Commission on Professional Competence, the Board shall, no later than 45 days before the date set for the hearing, select one person with a currently valid credential to serve on the Commission. The appointee shall not be an employee of the District and shall have at least three years' experience within the past 10 years at the same grade span or assignment as the employee, as defined in Education Code 44944. (Education Code 44944)

### **Compulsory Leave of Absence**

**Upon being informed that a certificated employee has been charged with a mandatory leave of absence offense, the Superintendent or designee shall immediately place the employee on a compulsory leave of absence. (Education Code 44940, 44940.5)**

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#### **Policy Reference Disclaimer:**

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

<b>State</b>	<b>Description</b>
5 CCR 80303	Reports of change in employment status; alleged misconduct
5 CCR 80304	Notice of sexual misconduct
CA Constitution Article 1, Section 1	<u>Inalienable rights</u>

**Dismissal/Suspension/Disciplinary Action**

Ed. Code 44008	<u>Effect of termination of probation</u>
Ed. Code 44009	<u>Conviction of specified crimes</u>
Ed. Code 44010	<u>Sex offense; definitions</u>
Ed. Code 44011	<u>Controlled substance offense</u>
Ed. Code 44242.5	<u>Reports and review of alleged misconduct</u>
Ed. Code 44425	<u>Conviction of a sex or narcotic offense</u>
Ed. Code 44660-44665	<u>Evaluation and assessment of performance of certificated employees</u>
Ed. Code 44830.1	<u>Criminal record summary; certificated employees</u>
Ed. Code 44929.21	<u>Notice of reelection decision; districts with 250 ADA or more</u>
Ed. Code 44929.23	<u>Districts with less than 250 ADA</u>
Ed. Code 44930-44988	<u>Resignations, dismissals and leaves of absence</u>
Ed. Code 45055	<u>Drawing of warrants for teachers</u>
Ed. Code 48907	<u>Exercise of free expression; time, place, and manner rules and regulations</u>
Ed. Code 48950	<u>Speech and other communication</u>
Ed. Code 51530	<u>Advocacy or teaching of communism</u>
Gov. Code 1028	<u>Advocacy of communism</u>
Gov. Code 11505-11506	<u>Hearing</u>

**Dismissal/Suspension/Disciplinary Action**

Gov. Code 12954	Employment discrimination; cannabis use
Gov. Code 3543.2	<u>Scope of representation</u>
H&S Code 11054	<u>Schedule I; substances included</u>
H&S Code 11055	<u>Schedule II; substances included</u>
H&S Code 11056	<u>Schedule III; substances included</u>
H&S Code 11357-11361	<u>Marijuana</u>
H&S Code 11363	<u>Peyote</u>
H&S Code 11364	<u>Opium</u>
H&S Code 11370.1	<u>Possession of controlled substances with a firearm</u>
Pen. Code 11165.2-11165.6	<u>Child abuse or neglect; definitions</u>
Pen. Code 1192.7	<u>Plea bargaining limitation</u>
Pen. Code 187	<u>Murder</u>
Pen. Code 291	<u>School employees arrest for sex offense</u>
Pen. Code 667.5	<u>Prior prison terms; enhancement of prison terms</u>

**Federal**

U.S. Constitution, First Amendment

**Description**

Free exercise, free speech, and  
establishment clauses

**Management Resources**

Commission on Teacher Credentialing  
Publication

Court Decision

**Description**

California's Laws and Rules  
Pertaining to the Discipline of  
Professional Certificated  
Personnel, 2007

Visalia Unified School District v.  
Public Employment Relations  
Board (2024) 98 Cal.App.5th 844

**Dismissal/Suspension/Disciplinary Action**

Court Decision	Kennedy v. Bremerton (2022) 142 S.Ct. 2407
Court Decision	Crowl v. Commission on Professional Competence (1990) 225 Cal. App. 3d 334
Court Decision	Morrison v. State Board of Education (1969) 1 Cal.3d 214
U.S. Department of Education Publication	<u>Guidance on Constitutionally Protected Prayer and Religious Expression in Public Elementary and Secondary Schools, May 2023</u>
Website	<u>Office of the Attorney General</u>
Website	<u>Office of Administrative Hearings</u>
Website	<u>Department of General Services, About Teacher Dismissal Case Type</u>
Website	<u>CSBA District and County Office of Education Legal Services</u>
Website	<u>Commission on Teacher Credentialing</u>
Website	<u>CSBA</u>
Website	<u>U.S. Department of Education</u>
Cross References	

	<b>Code</b>	<b>Description</b>
	1114	<u>District-Sponsored Social Media</u>
	1114	<u>District-Sponsored Social Media</u>
	1312.1	<u>Complaints Concerning District Employees</u>
	1312.1	<u>Complaints Concerning District Employees</u>

**Dismissal/Suspension/Disciplinary Action**

1312.1-E PDF(1)	<u>Complaints Concerning District Employees</u>
1312.3	<u>Uniform Complaint Procedures</u>
1312.3	<u>Uniform Complaint Procedures</u>
3230	<u>Federal Grant Funds</u>
3230	<u>Federal Grant Funds</u>
3512	<u>Equipment</u>
3512	<u>Equipment</u>
3512-E PDF(1)	<u>Equipment - Equipment</u>
3513.3	<u>Tobacco-Free Schools</u>
3513.3	<u>Tobacco-Free Schools</u>
3515.2	<u>Disruptions</u>
3515.2	<u>Disruptions</u>
3515.21	<u>Unmanned Aircraft Systems (Drones)</u>
3516.2	<u>Bomb Threats</u>
4000	<u>Concepts And Roles</u>
4020	<u>Drug And Alcohol-Free Workplace</u>
4020-E PDF(1)	<u>Drug And Alcohol-Free Workplace</u>
4030	<u>Nondiscrimination In Employment</u>
4030	<u>Nondiscrimination In Employment</u>
4040	<u>Employee Use Of Technology</u>
4112.1	<u>Contracts</u>

**Dismissal/Suspension/Disciplinary Action**

4112.4	<u>Health Examinations</u>
4112.4	<u>Health Examinations</u>
4112.42	<u>Drug And Alcohol Testing For School Bus Drivers</u>
4112.5	<u>Criminal Record Check</u>
4112.5-E PDF(1)	<u>Criminal Record Check</u>
4112.9	<u>Employee Notifications</u>
4112.9-E PDF(1)	<u>Employee Notifications</u>
4113.5	<u>Working Remotely</u>
4114	<u>Transfers</u>
4115	<u>Evaluation/Supervision</u>
4115	<u>Evaluation/Supervision</u>
4117.7	<u>Employment Status Reports</u>
4119.1	<u>Civil And Legal Rights</u>
4119.11	<u>Sex Discrimination and Sex-Based Harassment</u>
4119.11	<u>Sex Discrimination and Sex-Based Harassment</u>
4119.21	<u>Professional Standards</u>
4119.21-E PDF(1)	<u>Professional Standards</u>
4119.22	<u>Dress And Grooming</u>
4119.23	<u>Unauthorized Release Of Confidential/Privileged Information</u>
4119.25	<u>Political Activities Of Employees</u>
4127	<u>Temporary Athletic Team Coaches</u>

**Dismissal/Suspension/Disciplinary Action**

4127	<u>Temporary Athletic Team Coaches</u>
4131.1	<u>Teacher Support And Guidance</u>
4136	<u>Nonschool Employment</u>
4141	<u>Collective Bargaining Agreement</u>
4154	<u>Health And Welfare Benefits</u>
4154	<u>Health And Welfare Benefits</u>
4157	<u>Employee Safety</u>
4157	<u>Employee Safety</u>
4158	<u>Employee Security</u>
4158	<u>Employee Security</u>
4161	<u>Leaves</u>
4161	<u>Leaves</u>
4212.4	<u>Health Examinations</u>
4212.4	<u>Health Examinations</u>
4212.42	<u>Drug And Alcohol Testing For School Bus Drivers</u>
4212.5	<u>Criminal Record Check</u>
4212.5-E PDF(1)	<u>Criminal Record Check</u>
4212.9	<u>Employee Notifications</u>
4212.9-E PDF(1)	<u>Employee Notifications</u>
4213.5	<u>Working Remotely</u>
4219.1	<u>Civil And Legal Rights</u>
4219.11	<u>Sex Discrimination and Sex-Based Harassment</u>
4219.11	<u>Sex Discrimination and Sex-Based Harassment</u>



**Dismissal/Suspension/Disciplinary Action**

4219.21	<u>Professional Standards</u>
4219.22	<u>Dress And Grooming</u>
4219.23	<u>Unauthorized Release Of Confidential/Privileged Information</u>
4219.25	<u>Political Activities Of Employees</u>
4227	<u>Temporary Athletic Team Coaches</u>
4227	<u>Temporary Athletic Team Coaches</u>
4236	<u>Nonschool Employment</u>
4241	<u>Collective Bargaining Agreement</u>
4254	<u>Health And Welfare Benefits</u>
4254	<u>Health And Welfare Benefits</u>
4257	<u>Employee Safety</u>
4257	<u>Employee Safety</u>
4258	<u>Employee Security</u>
4258	<u>Employee Security</u>
4261	<u>Leaves</u>
4261	<u>Leaves</u>
4312.4	<u>Health Examinations</u>
4312.4	<u>Health Examinations</u>
4312.42	<u>Drug And Alcohol Testing For School Bus Drivers</u>
4312.5	<u>Criminal Record Check</u>
4312.5-E PDF(1)	<u>Criminal Record Check</u>
4312.9	<u>Employee Notifications</u>
4312.9-E PDF(1)	<u>Employee Notifications</u>

**Dismissal/Suspension/Disciplinary Action**

4313.5	<u>Working Remotely</u>
4317.7	<u>Employment Status Reports</u>
4319.1	<u>Civil And Legal Rights</u>
4319.11	<u>Sex Discrimination and Sex-Based Harassment</u>
4319.11	<u>Sex Discrimination and Sex-Based Harassment</u>
4319.21	<u>Professional Standards</u>
4319.21	<u>Professional Standards</u>
4319.21-E PDF(1)	<u>Professional Standards</u>
4319.22	<u>Dress And Grooming</u>
4319.23	<u>Unauthorized Release Of Confidential/Privileged Information</u>
4319.25	<u>Political Activities Of Employees</u>
4327	<u>Temporary Athletic Team Coaches</u>
4327	<u>Temporary Athletic Team Coaches</u>
4336	<u>Nonschool Employment</u>
4354	<u>Health And Welfare Benefits</u>
4354	<u>Health And Welfare Benefits</u>
4357	<u>Employee Safety</u>
4357	<u>Employee Safety</u>
4358	<u>Employee Security</u>
4358	<u>Employee Security</u>
4361	<u>Leaves</u>
5145.2	<u>Freedom Of Speech/Expression</u>
5145.2	<u>Freedom Of Speech/Expression</u>

**Dismissal/Suspension/Disciplinary Action**

5145.3	<u>Nondiscrimination/Harassment</u>
5145.3	<u>Nondiscrimination/Harassment</u>
5145.7	<u>Sex Discrimination and Sex-Based Harassment</u>
5145.7	<u>Sex Discrimination and Sex-Based Harassment</u>
5145.71	<u>Title IX Sex Discrimination and Sex-Based Harassment Complaint Procedures</u>
5145.71-E PDF(I)	<u>Title IX Sex Discrimination and Sex-Based Harassment Complaint Procedures</u>
5145.9	<u>Hate-Motivated Behavior</u>
6145.2	<u>Athletic Competition</u>
6145.2	<u>Athletic Competition</u>
6162.54	<u>Test Integrity/Test Preparation</u>
9000	<u>Role Of The Board</u>

Policy  
 adopted: December 15, 2010  
 revised: December 7, 2016  
 revised:

**RIALTO UNIFIED SCHOOL DISTRICT**  
 Rialto, California



## RIALTO UNIFIED SCHOOL DISTRICT

Personnel

BP4218(a)

### Dismissal/Suspension/Disciplinary Action

The Board of Education expects all employees to perform their jobs satisfactorily, to exhibit professional and appropriate conduct, and serve as positive role models both at school and in the community. A classified employee may be disciplined for unprofessional conduct or unsatisfactory performance in accordance with law or any applicable collective bargaining agreement, Board policy, or administrative regulation.

Disciplinary actions shall be based on the particular facts and circumstances involved and the severity of the employee's conduct or performance.

The Superintendent or designee shall ensure that disciplinary actions are taken in a consistent, nondiscriminatory manner. In addition, an employee shall not be suspended, disciplined, reassigned, transferred, dismissed, or otherwise retaliated against solely for engaging in protected activities, or for acting to protect a student engaged in exercising any free speech or press right authorized by, or for refusing to infringe upon a student's conduct protected pursuant to, Education Code 48907 or 48950.

Disciplinary actions may include, but are not limited to, verbal and written warnings, involuntary reassignment, demotion, suspension or leave without pay, reduction of wages, or dismissal.

### Termination of Probationary Employment

At any time prior to the expiration of the probationary period, the Superintendent or designee may, at ~~his/her~~ **their** discretion, dismiss **without cause** a probationary classified employee from District employment. A probationary employee shall not be entitled to a hearing.

### Involuntary Suspension Without Pay, Demotion, Reduction of Pay Step in Class, or Dismissal of Permanent Classified Employees

Permanent classified employees shall be subject to personnel action (suspension without pay, demotion, reduction of pay step in class, dismissal) only for cause **as specified in the accompanying administrative regulation**. The Board's determination of the sufficiency of the cause for disciplinary action shall be conclusive.

## Dismissal/Suspension/Disciplinary Action

### ~~1. Causes~~

~~In addition to any disqualifying or actionable causes otherwise provided for by statute or by policy or regulation of this District, each of the following constitutes cause for personnel action against a permanent classified employee:~~

- ~~a. Falsifying any information supplied to the school district, including, but not limited to, information supplied on application forms, employment records, or any other school district records~~
- ~~b. Incompetency~~
- ~~c. Inefficiency~~
- ~~d. Neglect of duty~~
- ~~e. Insubordination~~
- ~~f. Dishonesty~~
- ~~g. Drinking alcoholic beverages while on duty or in such close time proximity hereto as to cause any detrimental effect upon the employee or upon employees associated with him/her.~~

~~(cf. 4020 — Drug and Alcohol Free Workplace)~~

- ~~h. Possessing or being under the influence of a controlled substance at work or away from work, or furnishing a controlled substance to a minor~~
- ~~i. Conviction of a felony, conviction of any sex offense made relevant by provisions of law, or conviction of a misdemeanor which is of such a nature as to adversely affect the employee's ability to perform the duties and responsibilities of his/her position. A plea or verdict of guilty, or a conviction following a plea of nolo contendere, is deemed to be a conviction for this purpose.~~
- ~~j. Absence without leave~~
- ~~k. Immoral conduct~~
- ~~l. Discourteous treatment of the public, students, or other employees~~
- ~~m. Improper political activity~~
- ~~n. Willful disobedience~~
- ~~o. Misuse of District property~~
- ~~p. Violation of District, Board or departmental rule, policy, or procedure~~
- ~~q. Failure to possess or keep in effect any license, certificate, or other similar requirement specified in the employee's class specification or otherwise necessary for the employee to perform the duties of the position~~
- ~~r. Refusal to take and subscribe any oath or affirmation which is required by law in connection with his/her employment~~

## **Dismissal/Suspension/Disciplinary Action**

- s. ~~A physical or mental disability which precludes the employee from the proper performance of his/her duties and responsibilities as determined by competent medical authority, except as otherwise provided by a contract or by law regulating the retirement of employees~~
- t. ~~Unlawful discrimination, including harassment, on the basis of race, religious creed, color, national origin, ancestry, physical handicap, marital status, sex, or age against the public or other employees while acting in the capacity of a District employee~~
- u. ~~Unlawful retaliation against any other District officer or employee or member of the public who, in good faith, reports, discloses, divulges, or otherwise brings to the attention of any appropriate authority any information relative to an actual or suspected violation of state or federal law occurring on the job or directly related thereto~~
- v. ~~Any other failure of good behavior either during or outside of duty hours which is of such nature that it causes discredit to the District or his/her employment~~

~~Except as defined in item "s" above, no personnel action shall be taken for any cause which arose before the employee became permanent, nor for any cause which arose more than two years before the date of the filing of the notice of cause unless this cause was concealed or not disclosed by the employee when it could be reasonably assumed that the employee would have disclosed the facts to the District.~~

## **2. Initiation and Notification of Charges**

The Superintendent or designee may initiate a personnel action as defined herein against a permanent classified employee.

In all cases involving a personnel action, the person initiating the action shall file a written recommendation of personnel action with the Board. A copy of the recommendation shall be served upon the employee either personally or by registered or certified mail, return receipt requested, at the employee's last known address. The recommendation shall include:

- a. ~~A statement of the nature of the personnel action (suspension without pay, demotion, reduction of pay step in class, or dismissal)~~
- b. ~~A statement of the cause or causes for the personnel action, as set forth above~~
- c. ~~A statement of the specific acts or omissions upon which the causes are based. If a violation of rule, policy, or regulation of the District is alleged, the rule, policy, or regulation violated shall be stated in the recommendation.~~

### Dismissal/Suspension/Disciplinary Action

- ~~d. A statement of the employee's right to appeal the recommendation and the manner and time within which the appeal must be filed~~
- ~~e. A card or paper, the signing and filing of which shall constitute a demand for hearing and a denial of all charges.~~
- a. A statement of the specific acts and omissions upon which the proposed disciplinary action is based;**
- b. A statement of the cause(s) for the proposed disciplinary action;**
- c. If it is claimed that the employee has violated a rule or regulation of the District, a statement of the rule or regulation;**
- d. A statement of the action proposed to the Board;**
- e. The employee shall have seven (7) business days to request a Skelly hearing.**

**If an employee requests a Skelly hearing, the District will schedule the Skelly hearing within fifteen (15) business days of receiving the request for hearing.**

- f. A form provided by the District, the signing and filing of which with the Board shall constitute a demand for hearing and denial of some or all charges;**
- g. Copies of materials, if any, which support the charges and a copy of this policy;**
- h. A statement that the employee has a right to be represented by an attorney or other representative at the hearing.**

### ~~3. Employment Status Pending Appeal or Waiver~~

~~Except as provided herein, any employee against whom a recommendation of personnel action has been issued shall remain on active duty status and responsible for fulfilling the duties of the position pending his/her appeal or waiver thereof.~~

~~If the Superintendent or designee determines that a permanent classified employee should be dismissed and that his/her continuing in active duty status would present an unreasonable risk of harm to students, staff, or property while proceedings are pending, the Superintendent or designee may order the employee immediately suspended from duty without pay in conjunction with the recommendation of personnel action. This suspension order shall be in writing and shall state the reasons that the suspension is deemed necessary. The suspension order shall be served upon the employee either personally or by registered or certified mail, return receipt requested, immediately after issuance.~~

## **Dismissal/Suspension/Disciplinary Action**

~~Except in cases of emergency when the employee must be removed from the premises immediately, the Superintendent or designee shall give the employee written notice of the proposed recommendation of dismissal at least five calendar days before the effective date of any order of suspension issued in conjunction with a recommendation involving dismissal. This notice shall state that immediate suspension without pay is being considered, the reasons for the proposed dismissal and proposed immediate suspension without pay, materials upon which the proposed action is based, and the employee's right to respond to the Superintendent or designee orally or in writing before the final recommendation and order are issued.~~

### **4. Time Limit of Suspension**

~~Except for a suspension imposed under #3 above, any suspension invoked under these rules against any one person for one or more periods shall not aggregate more than 90 calendar days in any 12-month period; however, this time limitation shall not apply to cases in which a personnel action of dismissal is modified by the Board to a suspension.~~

### **5. Right to Appeal**

~~Within five calendar days after receiving the recommendation of personnel action described above, the employee may appeal by signing and filing the card or paper included with the recommendation. Any other written document signed and appropriately filed within the specified time limit by the employee shall constitute a sufficient notice of appeal. A notice of appeal is filed only by delivering the notice of appeal to the office of the Superintendent or designee during normal work hours of that office. A notice of appeal may be mailed to the office of the Superintendent or designee but must be received or postmarked no later than the time limit stated herein. In cases where an order of suspension without pay has been issued in conjunction with a recommendation of dismissal, any appeal of the recommendation of dismissal shall also constitute an appeal of the suspension order, and the necessity of the order shall be an issue in the appeal hearing.~~

~~If the employee fails to file a notice of appeal within the time specified in these rules, he/she shall be deemed to have waived his/her right to appeal, and the Board may order the recommended personnel action into effect immediately.~~

### **6. Amended/Supplemental Charges**



## **Dismissal/Suspension/Disciplinary Action**

~~At any time before an employee's appeal is finally submitted to the Board or to a hearing officer for decision, the complainant may, with the consent of the Board or hearing officer, serve on the employee and file with the Board an amended or supplemental recommendation of personnel action.~~

~~If the amended or supplemental recommendation presents new causes or allegations, the employee shall be afforded a reasonable opportunity to prepare his/her defense. Any new causes or allegations shall be deemed controverted and any objections to the amended or supplemental causes or allegation may be made orally at the hearing and shall be noted on the record.~~

### **7. Hearing Procedures**

- ~~a. The hearing shall be held at the earliest convenient date, taking into consideration the established schedule of the Board or hearing officer and the availability of counsel and witnesses. The parties shall be notified of the time and place of the hearing. The employee shall be entitled to appear personally, produce evidence, and have counsel. The employee shall be entitled to a public hearing if he/she demands it when the Board is hearing the appeal. The complainant may also be represented by counsel. The procedure entitled "Administrative Adjudication" commencing with Government Code 11500 shall not apply to any such hearing before the Board or a hearing officer. Neither the Board nor a hearing officer shall be bound by rules of evidence used in California courts. Informality in any such hearing shall not invalidate any order or decision made or approved by the hearing officer or the Board.~~
- ~~b. All hearings shall be heard by a hearing officer (who shall be an attorney licensed in the State of California) except in those cases where the Board determines to hear the appeal itself. In any case in which the Board hears the appeal, the Board may use the services of its counsel or a hearing officer in ruling upon procedural questions, objections to evidence, and issues of law. If the appeal is heard by the Board, the Board shall affirm, modify or revoke the recommended personnel action.~~
- ~~c. If the appeal is heard by a hearing officer, he/she shall prepare a proposed decision in a form that may be adopted by the Board as the decision in the case. A copy of the proposed decision shall be received and filed by the Board and furnished to each party within ten days after the proposed decision is filed by the Board. The Board may:
 
  - ~~1) Adopt the proposed decision in its entirety~~
  - ~~2) Reduce the personnel action set forth in the proposed decision and adopt the balance of the proposed decision~~~~

### **Dismissal/Suspension/Disciplinary Action**

- 3) ~~Reject a proposed reduction in personnel action, approve the personnel action sought by the complainant or any lesser penalty, and adopt the balance of the proposed decision~~
  - 4) ~~Reject the proposed decision in its entirety~~
- d. ~~If the Board rejects the proposed decision in its entirety, each party shall be notified of such action and the Board may decide the case upon the record including the transcript, with or without the taking of additional evidence, or may refer the case to the same or another hearing officer to take additional evidence. If the case is so assigned to a hearing officer, he/she shall prepare a proposed decision, as provided in item "c" above, upon the additional evidence and the transcript and other papers which are part of the record of the prior hearing. A copy of this proposed decision shall be furnished to each party within 10 days after the proposed decision is filed by the Board.~~
  - e. ~~In arriving at a decision or a proposed decision on the propriety of the proposed personnel action, the Board or the hearing officer may consider the records of any prior personnel action proceedings against the employee in which a personnel action was ultimately sustained and any records that were contained in the employee's personnel files and introduced into evidence at the hearing.~~

### **8. Hearing Decision**

~~The decision of the Board shall be in writing and shall contain findings of fact and the personnel action approved, if any. The findings may reiterate the language of the pleadings or simply refer to them.~~

~~The decision of the Board shall be certified to the Superintendent or designee who recommended the personnel action, and he/she shall enforce and follow this decision. A copy of the decision shall be delivered to the appellant of his/her designated representative personally or by registered mail. The decision of the Board shall be final.~~

### **Hearing on Suspension, Demotion or Dismissal of Permanent Employee**

**When a timely request for a hearing has been served upon the Board in accordance with Sections 4(e) and (f), the Board or its designee shall, within fourteen (14) business days after receiving the request, schedule a hearing. The hearing will be scheduled within fifty (50) business days from the date the request for hearing is received. The employee shall be given at least five (5) days written notice of the time and place of the hearing and such hearing shall be closed unless the employee submits a written request for a public hearing.**

**Dismissal/Suspension/Disciplinary Action**

- a. The president of the Board or designee shall preside over the hearing and rule on questions of procedure and evidence. The Board may, in its discretion, select a hearing officer to conduct the hearing in lieu of the Board. The hearing officer shall submit written findings and a proposed decision to the Board.**
- b. Oral evidence shall be taken only on oath or affirmation. Each party shall have the right to call and examine witnesses; to introduce exhibits; to cross-examine opposing witnesses; to impeach any witness regardless of which party first called the witness to testify; and to rebut the evidence against the witness. If the accused employee does not testify in his/her own behalf, the employee may be called and examined as if under cross-examination.**
- c. The hearing need not be conducted according to technical rules relating to evidence and witnesses. Any relevant evidence shall be admitted if it is the sort of evidence on which responsible persons are accustomed to rely in the conduct of serious affairs, regardless of the existence of any common law or statutory rule which might make improper the admission of such evidence over objection in civil actions. Hearsay evidence may be used for the purpose of supplementing and examining other evidence but shall not be sufficient standing by itself to support a finding unless it would be admissible over objection in civil actions. The rules of privilege shall be effective to the extent that they are otherwise required by statute to be recognized at the hearing. Irrelevant and unduly repetitious evidence shall be excluded.**
- d. If the hearing is conducted before the Board, it shall prepare written findings and a decision. If the hearing is conducted before a hearing officer, the Board shall review the record, including the findings, and the Board may accept, reject or modify the proposed decision. In acting upon the hearing officer's recommendation, the Board may take supplemental evidence, as it deems necessary, in order to make a final decision. The Board shall render its written decision within twenty-five (25) business days of receiving the hearing officer's decision, and its determination of the sufficiency of the cause for disciplinary action shall be conclusive. Notwithstanding further legal action in the courts of law, the decision of the Board of Education shall be binding on all parties.**

## **Dismissal/Suspension/Disciplinary Action**

### **Immediate Demotion or Suspension Without Pay or Benefits of Permanent Employee**

**Notwithstanding the requirements of paragraph 4 above, if the Superintendent or designee determines that pending a Board hearing on the suspension or dismissal of a permanent employee, the continued presence of such employee is detrimental to the District or the employees of the District, the District may immediately suspend the employee without pay in accordance with the following procedures:**

- a. The administration shall meet with the employee, advising the employee of the charges and the proposed action, and give the employee an opportunity to respond to the charges.**
- b. Whenever practicable, the conference between the employee and the administration shall be conducted prior to completion of the suspension, but in any event the District shall schedule the conference within five (5) working days from the time that the suspension is implemented.**
- c. The administration shall give the employee a copy of the written charges and any written materials upon which the charges are based within five (5) working days from the time the suspension is implemented.**

### **9. Compulsory Dismissal**

The District shall not employ or retain in employment any person who has been convicted of any sex offense as defined in Education Code 44010 or any controlled substance offense as defined in Education Code 44011. However, the District may employ a person convicted of a controlled substance offense if the Board determines from the evidence it requires that the person has been rehabilitated for at least five years. If any such conviction is reversed and the person acquitted or charges dismissed except as otherwise provided below, the employee may be reemployed by the District, although reemployment is not a guarantee. (Education Code 45123)

The District reserves the right to dismiss an employee for any acts upon which the original criminal charges were based, despite the disposition by the courts. If dismissal is recommended and upheld, an employee will not be reemployed or compensated for the time he/she was suspended unless otherwise required by law. An employee shall be given notice of the possibility of not being reimbursed during mandatory suspension if he/she is ultimately dismissed for the acts upon which the original charges were based.

## Dismissal/Suspension/Disciplinary Action

### ~~70~~ Extension of Compulsory Leave

The Board may extend an employee's compulsory leave of absence by giving him/her notice, within ten days after the entry of judgment in the proceedings, that he/she will be dismissed in 30 days unless he/she demands a hearing. Employee compensation during the period of compulsory leave shall be made in accordance with law. (Education Code 44940.5)

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#### Policy Reference Disclaimer:

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State	Description
CA Constitution Article 1, Section 1	<u>Inalienable rights</u>
Ed. Code 35161	<u>Board delegation of any powers or duties</u>
Ed. Code 44009	<u>Conviction of specified crimes</u>
Ed. Code 44010	<u>Sex offense; definitions</u>
Ed. Code 44011	<u>Controlled substance offense</u>
Ed. Code 44940	<u>Compulsory leave of absence for certificated persons</u>
Ed. Code 44940.5	<u>Procedures when employees are placed on compulsory leave of absence</u>
Ed. Code 45101	<u>Definitions; disciplinary action and cause</u>
Ed. Code 45109	<u>Fixing of duties</u>
Ed. Code 45113	<u>Notification of charges; classified employees</u>
Ed. Code 45116	Notice of disciplinary action
Ed. Code 45123	<u>Employment after conviction of controlled substance offense</u>
Ed. Code 45302	<u>Demotion and removal from permanent classified service</u>

**Dismissal/Suspension/Disciplinary Action**

State	Description
Ed. Code 45303	<u>Additional cause for suspension or dismissal of employee charged with mandatory or optional leave of absence offense</u>
Ed. Code 45304	<u>Compulsory leave of absence for classified persons</u>
Gov. Code 12954	Employment discrimination; cannabis use
Veh. Code 1808.8	School bus drivers; dismissal for safety-related cause

**Federal**

Federal	Description
42 USC 12101-12213	Americans with Disabilities Act
U.S. Constitution, First Amendment	<u>Free exercise, free speech, and establishment clauses</u>

**Management Resources**

Management Resources	Description
Court Decision	Visalia Unified School District v. Public Employment Relations Board (2024) 98 Cal.App.5th 844
Court Decision	Kennedy v. Bremerton (2022) 142 S.Ct. 2407
Court Decision	California School Employees v. Livingston Union School District (2007) 149 Cal. App. 4th 391
Court Decision	CSEA v. Foothill Community College District (1975) 52 Cal. App. 3rd 150
Court Decision	Skelly v. California Personnel Board (1975) 15 Cal.3d 194
U.S. Department of Education Publication	<u>Guidance on Constitutionally Protected Prayer and Religious Expression in Public Elementary and Secondary Schools, May 2023</u>
Website	<u>Office of the Attorney General</u>
Website	<u>Office of Administrative Hearings</u>

**Dismissal/Suspension/Disciplinary Action  
Management Resources**

	<b>Description</b>
Website	<a href="#"><u>Department of General Services, About Teacher Dismissal Case Type</u></a>
Website	<a href="#"><u>CSBA District and County Office of Education Legal Services</u></a>
Website	<a href="#"><u>U.S. Department of Education</u></a>
Website	<a href="#"><u>CSBA</u></a>
Cross References	

<b>Code</b>	<b>Description</b>
1114	<a href="#"><u>District-Sponsored Social Media</u></a>
1114	<a href="#"><u>District-Sponsored Social Media</u></a>
1312.1	<a href="#"><u>Complaints Concerning District Employees</u></a>
1312.1	<a href="#"><u>Complaints Concerning District Employees</u></a>
1312.1-E PDF(1)	<a href="#"><u>Complaints Concerning District Employees</u></a>
1312.3	<a href="#"><u>Uniform Complaint Procedures</u></a>
1312.3	<a href="#"><u>Uniform Complaint Procedures</u></a>
3230	<a href="#"><u>Federal Grant Funds</u></a>
3230	<a href="#"><u>Federal Grant Funds</u></a>
3512	<a href="#"><u>Equipment</u></a>
3512	<a href="#"><u>Equipment</u></a>
3512-E PDF(1)	<a href="#"><u>Equipment - Epuipment</u></a>
3513.3	<a href="#"><u>Tobacco-Free Schools</u></a>
3513.3	<a href="#"><u>Tobacco-Free Schools</u></a>
3515.2	<a href="#"><u>Disruptions</u></a>
3515.2	<a href="#"><u>Disruptions</u></a>
3515.21	<a href="#"><u>Unmanned Aircraft Systems (Drones)</u></a>
3516.2	<a href="#"><u>Bomb Threats</u></a>
3542	<a href="#"><u>School Bus Drivers</u></a>

**Dismissal/Suspension/Disciplinary Action**

<b>Code</b>	<b>Description</b>
4000	<u>Concepts And Roles</u>
4020	<u>Drug And Alcohol-Free Workplace</u>
4020-E PDF(1)	<u>Drug And Alcohol-Free Workplace</u>
4030	<u>Nondiscrimination In Employment</u>
4030	<u>Nondiscrimination In Employment</u>
4040	<u>Employee Use Of Technology</u>
4112.42	<u>Drug And Alcohol Testing For School Bus Drivers</u>
4112.5	<u>Criminal Record Check</u>
4112.5-E PDF(1)	<u>Criminal Record Check</u>
4113.5	<u>Working Remotely</u>
4119.1	<u>Civil And Legal Rights</u>
4119.21	<u>Professional Standards</u>
4119.21-E PDF(1)	<u>Professional Standards</u>
4119.22	<u>Dress And Grooming</u>
4119.23	<u>Unauthorized Release Of Confidential/Privileged Information</u>
4119.25	<u>Political Activities Of Employees</u>
4127	<u>Temporary Athletic Team Coaches</u>
4127	<u>Temporary Athletic Team Coaches</u>
4136	<u>Nonschool Employment</u>
4154	<u>Health And Welfare Benefits</u>
4154	<u>Health And Welfare Benefits</u>
4157	<u>Employee Safety</u>
4157	<u>Employee Safety</u>
4158	<u>Employee Security</u>
4158	<u>Employee Security</u>
4161	<u>Leaves</u>
4161	<u>Leaves</u>



**Dismissal/Suspension/Disciplinary Action**

<b>Code</b>	<b>Description</b>
4161.11	<u>Industrial Accident/Illness Leave</u>
4200	<u>Classified Personnel</u>
4200	<u>Classified Personnel</u>
4212	<u>Appointment And Conditions Of Employment</u>
4212.42	<u>Drug And Alcohol Testing For School Bus Drivers</u>
4212.5	<u>Criminal Record Check</u>
4212.5-E PDF(1)	<u>Criminal Record Check</u>
4213.5	<u>Working Remotely</u>
4216	<u>Probationary/Permanent Status</u>
4219.1	<u>Civil And Legal Rights</u>
4219.21	<u>Professional Standards</u>
4219.22	<u>Dress And Grooming</u>
4219.23	<u>Unauthorized Release Of Confidential/Privileged Information</u>
4219.25	<u>Political Activities Of Employees</u>
4227	<u>Temporary Athletic Team Coaches</u>
4227	<u>Temporary Athletic Team Coaches</u>
4236	<u>Nonschool Employment</u>
4254	<u>Health And Welfare Benefits</u>
4254	<u>Health And Welfare Benefits</u>
4257	<u>Employee Safety</u>
4257	<u>Employee Safety</u>
4258	<u>Employee Security</u>
4258	<u>Employee Security</u>
4261	<u>Leaves</u>
4261	<u>Leaves</u>
4261.11	<u>Industrial Accident/Illness Leave</u>

**Dismissal/Suspension/Disciplinary Action**

<b>Code</b>	<b>Description</b>
4312.42	<u>Drug And Alcohol Testing For School Bus Drivers</u>
4312.5	<u>Criminal Record Check</u>
4312.5-E PDF(1)	<u>Criminal Record Check</u>
4313.5	<u>Working Remotely</u>
4319.1	<u>Civil And Legal Rights</u>
4319.21	<u>Professional Standards</u>
4319.21	<u>Professional Standards</u>
4319.21-E PDF(1)	<u>Professional Standards</u>
4319.22	<u>Dress And Grooming</u>
4319.23	<u>Unauthorized Release Of Confidential/Privileged Information</u>
4319.25	<u>Political Activities Of Employees</u>
4327	<u>Temporary Athletic Team Coaches</u>
4327	<u>Temporary Athletic Team Coaches</u>
4336	<u>Nonschool Employment</u>
4354	<u>Health And Welfare Benefits</u>
4354	<u>Health And Welfare Benefits</u>
4357	<u>Employee Safety</u>
4357	<u>Employee Safety</u>
4358	<u>Employee Security</u>
4358	<u>Employee Security</u>
4361	<u>Leaves</u>
4361.11	<u>Industrial Accident/Illness Leave</u>
5145.3	<u>Nondiscrimination/Harassment</u>
5145.3	<u>Nondiscrimination/Harassment</u>

**Dismissal/Suspension/Disciplinary Action**

Code	Description
5145.7	<u>Sex Discrimination and Sex-Based Harassment</u>
5145.7	<u>Sex Discrimination and Sex-Based Harassment</u>
5145.71	<u>Title IX Sex Discrimination and Sex-Based Harassment Complaint Procedures</u>
5145.71-E PDF(1)	<u>Title IX Sex Discrimination and Sex-Based Harassment Complaint Procedures</u>
5145.9	<u>Hate-Motivated Behavior</u>
6145.2	<u>Athletic Competition</u>
6145.2	<u>Athletic Competition</u>
6162.54	<u>Test Integrity/Test Preparation</u>
9000	<u>Role Of The Board</u>

Policy  
 adopted: November 10, 2010  
 revised:

**RIALTO UNIFIED SCHOOL DISTRICT**  
 Rialto, California



## RIALTO UNIFIED SCHOOL DISTRICT

### Bylaws of the Board

BB 9270(a)

### Conflict of Interest

The Board of Education desires to maintain the highest ethical standards and help ensure that decisions are made in the best interest of the District and the public. In accordance with law, Board members and designated employees shall disclose any conflict of interest and, as necessary, shall abstain from participating in the decision.

The Board shall adopt a resolution that specifies the terms of the District's conflict of interest code, the District's designated positions, and the disclosure categories required for each position.

Upon direction by the code reviewing body, the Board shall review the District's conflict of interest code and submit any changes to the code reviewing body. (Education Code 87306.5)

When a change in the District's conflict of interest code is necessitated due to changed circumstances, such as the creation of new designated positions, changes to the duties assigned to existing positions, amendments, or revisions, the amended code shall be submitted to the code reviewing body within 90 days. (Government Code 87306)

When reviewing and preparing the District's conflict of interest codes, the Superintendent or designee shall provide officers, employees, consultants, and members of the community adequate notice and a fair opportunity to present their views. (Government Code 87311)

Board members and designated employees shall annually file a Statement of Economic Interest/Form 700 in accordance with the disclosure categories specified in the District's conflict of interest code. A Board member who leaves office or a designated employee who leaves District employment shall, within 30 days, file a revised statement covering the period of time between the closing date of the last statement and the date of leaving office or District employment. (Government Code 87302, 87500)

A Board member or designated employee shall not make, participate in making, or in any way use or attempt to use his/her official position to influence a governmental decision in which he/she knows or has reason to know that he/she has a disqualifying conflict of interest. A conflict of interest exists if the decision will have a "reasonably foreseeable material financial effect" on one or more of the Board member's or designated employee's "economic interests," unless the effect is indistinguishable from the effect on the public generally or the Board member's or designated employee's participation is legally required. (Government Code 87100, 87101, 87103; 2 CCR 18700-18709)

## **Conflict of Interest**

A Board member or designated employee makes a governmental decision when, acting within the authority of his/her office or position, he/she votes on a matter, appoints a person, obligates or commits the District to any course of action, or enters into any contractual agreement on behalf of the District. (2 CCR 18702.1)

A Board member who has a disqualifying conflict of interest on an agenda item that will be heard in an open meeting of the Board shall abstain from voting on the matter. He/she may remain on the dais, but his/her presence shall not be counted towards achieving a quorum for that matter. A Board member with a disqualifying conflict of interest shall not be present during a closed session meeting of the Board when the decision is considered and shall not obtain or review a recording or any other nonpublic information regarding the issue. (2 CCR 18702.1)

No District employee or Board member shall participate in the selection, award, or administration of a contract if he or she has a real or apparent conflict of interest. Such a conflict of interest would arise when the District employee has a financial or other interest in or a tangible personal benefit for a firm considered for a contract. Any District employee in violation of this policy shall be subject to disciplinary action consistent with 2 CFR 200.318(c)(1). The Superintendent or designee may take disciplinary action as he/she deems appropriate in light of the particular facts and circumstances involved.

## **Additional Requirements for Boards that Manage Public Investments**

A Board member who manages public investments pursuant to Government Code 87200 and who has a financial interest in a decision shall, upon identifying a conflict or potential conflict of interest and immediately prior to the consideration of the matter, do all of the following: (Government Code 87105; 2 CCR 18702.5)

1. Publicly identify each financial interest that gives rise to the conflict or potential conflict of interest in detail sufficient to be understood by the public, except that disclosure of the exact street address of a residence is not required
2. Recuse himself/herself from discussing and voting on the matter, or otherwise acting in violation of Government Code 87100. The Board member shall not be counted toward achieving a quorum while the item is discussed

However, the Board member may speak on the issue during the time that the general public speaks on it and may leave the dais to speak from the same area as members of the public. He/she may listen to the public discussion of the matter with members of the public.

3. Leave the room until after the discussion, vote, and any other disposition of the matter is concluded, unless the matter has been placed on the portion of the agenda reserved for uncontested matters

If the item is on the consent calendar, the Board member must recuse himself/herself from discussing or voting on that matter, but the Board member is not required to leave the room during consideration of the consent calendar.

## **Conflict of Interest**

4. If the Board's decision is made during closed session, disclose his/her interest orally during the open session preceding the closed session. This disclosure shall be limited to a declaration that his/her recusal is because of a conflict of interest pursuant to Government Code 87100. He/she shall not be present when the item is considered in closed session and shall not knowingly obtain or review a recording or any other nonpublic information regarding the Board's decision.

Board members, employees, or District consultants shall not be financially interested in any contract made by the Board on behalf of the District, including in the development, preliminary discussions, negotiations, compromises, planning, reasoning, and specifications and solicitations for bids. If a Board member has such a financial interest, the District is barred from entering into the contract. (Government Code 1090; *Klistoff v. Superior Court*, (2007) 157 Cal. App. 4th 469)

A Board member shall not be considered to be financially interested in a contract if his/her interest is a "noninterest" as defined in Government Code 1091.5. One such noninterest is when a Board member's spouse/registered domestic partner has been a District employee for at least one year prior to the Board member's election or appointment. (Government Code 1091.5)

A Board member shall not be considered to be financially interested in a contract if he/she has only a "remote interest" in the contract as specified in Government Code 1091 and if the remote interest is disclosed during a Board meeting and noted in the official Board minutes. The affected Board member shall not vote or debate on the matter or attempt to influence any other Board member to enter into the contract. (Government Code 1091)

Even if there is not a prohibited conflict of interest, a Board member shall abstain from voting on personnel matters that uniquely affect his/her relatives. However, a Board member may vote on collective bargaining agreements and personnel matters that affect a class of employees to which his/her relative belongs. Relative means an adult who is related to the Board member by blood or affinity within the third degree, as determined by the common law, or an individual in an adoptive relationship within the third degree. (Education Code 35107)

A relationship within the third degree includes an individual's parents, grandparents, great-grandparents, children, grandchildren, great-grandchildren, brothers, sisters, aunts, uncles, nieces, nephews, and the similar family of the individual's spouse/registered domestic partner unless the individual is widowed or divorced.

## **Common Law Doctrine against Conflict of Interest**

A Board member shall abstain from any official action in which his/her private or personal interest may conflict with his/her official duties.

1. That of an officer who is being reimbursed for his/her actual and necessary expenses incurred in the performance of an official duty

## Conflict of Interest

2. That of a recipient of public services generally provided by the public body or board of which he/she is a member, on the same terms and conditions as if he or she were not a member of the Board
3. That of a landlord or tenant of the contracting party if such contracting party is the federal government or any federal department or agency, this state or an adjoining state, any department or agency of this state or an adjoining state, any county or city of this state or an adjoining state, or any public corporation or special, judicial or other public district of this state or an adjoining state unless the subject matter of such contract is the property in which such officer or employee has such interest as landlord or tenant in which even his/her interest shall be deemed a remote interest within the meaning of, and subject to, the provisions of Government Code 1091
4. That of a spouse of an officer or employee of the District if his/her spouse's employment or office holding has existed for at least one year prior to his/her election or appointment
5. That of a nonsalaried member of a nonprofit corporation, provided that such interest is disclosed to the Board at the time of the first consideration of the contract, and provided further that such interest is noted in its official records
6. That of a noncompensated officer of a nonprofit, tax-exempt corporation which, as one of its primary purposes, supports the functions of the nonprofit board or to which the Board has a legal obligation to give particular consideration, and provided further that such interest is noted in its official records
7. That of a person receiving salary, per diem, or reimbursement for expenses from a governmental entity, unless the contract directly involves the department of the government entity that employs the officer or employee, provided that such interest is disclosed to the Board at the time of consideration of the contract, and provided further that such interest is noted in its official records
8. That of an attorney of the contracting party or that of an owner, officer, employee, or agent of a firm which renders, or has rendered service to the contracting party in the capacity of stockbroker, insurance agent, insurance broker, real estate agent, or real estate broker, if these individuals have not received and will not receive remuneration, consideration, or a commission as a result of the contract and if these individuals have an ownership interest of less than 10 percent in the law practice or firm, stockbrokerage firm, insurance firm, or real estate firm

In addition, a Board member or employee shall not be deemed to be interested in a contract made pursuant to competitive bidding under a procedure established by law if his/her sole interest is that of an officer, director, or employee of a bank or savings and loan association with which a party to the contract has the relationship of borrower or depositor, debtor, or creditor. (Government Code 1091.5)

## **Conflict of Interest**

A Board member shall not be deemed to be financially interested in a contract if he/she has only a remote interest in the contract and if the remote interest is disclosed during a Board meeting and noted in the official Board minutes. The affected Board member shall not vote or debate on the matter or attempt to influence any other Board member to enter in the contract. Remote interests are specified in Government Code 1091(b); they include, but are not limited to, the interest of a parent in the earnings of his/her minor child. (Government Code 1091)

On a case-by-case basis and upon advice of legal counsel, a Board member with a financial interest in a contract may participate in the making of the contract if the rule of necessity or legally required participation applies pursuant to Government Code 87101 and 2 CCR 18708.

Board members shall not engage in any employment or activity or hold any office which is inconsistent with, incompatible with, in conflict with, or inimical to the Board member's duties as an officer of the District. (Government Code 1099, 1126)

Even if there is no prohibited or remote interest, a Board member shall abstain from voting on personnel matters that uniquely affect a relative of the Board member. A Board member may vote, however, on collective bargaining agreements and personnel matters that affect a class of employees to which the relative belongs. "Relative" means an adult who is related to the person by blood or affinity within the third degree, as determined by the common law, or an individual in an adoptive relationship within the third degree. (Education Code 35107)

A relationship within the third degree includes the individual's parents, grandparents and great-grandparents, children, grandchildren and great-grandchildren, brothers, sisters, aunts and uncles, nieces and nephews, and the similar family of the individual's spouse/registered partner unless the individual is widowed or divorced.

## **Disqualification for Board Members Who Manage Public Investments**

A Board member who manages public investments pursuant to Government Code 87200 and who has a financial interest in a decision shall, upon identifying a conflict or potential conflict of interest and immediately prior to the consideration of the matter, do all of the following:

1. Publicly identify the financial interest that gives rise to the conflict or potential conflict of interest in detail sufficient to be understood by the public, except that disclosure of the exact street address of a residence is not required. (Government Code 87105)
2. Recuse himself/herself from discussing and voting on the matter, or otherwise acting in violation of Government Code 87100. This Board member shall not be counted toward achieving a quorum while the item is discussed. (Government Code 87105; 2 CCR 18702.5)



## **Conflict of Interest**

3. Leave the room until after the discussion, vote and any other disposition of the matter is concluded, unless the matter has been placed on the portion of the agenda reserved for uncontested matters. (Government Code 87105)

If the item is on the consent calendar, the Board member must recuse himself/herself from discussing or voting on that matter, but the Board member is not required to leave the room during the consent calendar. (2 CCR 18702.5)

~~(cf. 3430—Investing)~~

The Board member may speak on the issue during the time that the general public speaks on the issue. The Board member shall recuse himself/herself from voting on the matter and leave the dais to speak from the same area as members of the public. He/she may listen to the public discussion of the matter with members of the public. (Government Code 87105; 2 CCR 18702.5)

If the Board's decision is made during closed session, the public identification may be made orally during the open session before the Board goes into closed session and shall be limited to a declaration that his/her recusal is because of a conflict of interest pursuant to Government Code 87100. The Board member shall not be present when the decision is considered in closed session or knowingly obtain or review a recording or any other non-public information regarding the Board's action. (2 CCR 18702.5)

## **Gifts**

Board members and designated employees may accept gifts only under the conditions and limitations specified in Government Code 89503 and 2 CCR 18730.

The limitation on gifts do not apply to wedding gifts and gifts exchanged between individuals on birthdays, holidays, and other similar occasions, provided that the gifts exchanged are not substantially disproportionate in value. (Government Code 89503)

Gifts of travel and related lodging and sustenance shall be subject to the current gift limitation except as described in Government Code 89506.

A gift of travel does not include travel provided by the District for Board members and designated employees. (Government Code 89506)

## **Honoraria**

Board members and designated employees shall not accept any honorarium, which is defined as any payment made in consideration for any speech given, article published, or attendance at any public or private gathering, in accordance with law. (Government Code 89501, 89502)

## Conflict of Interest

The term honorarium does not include: (Government Code 89501)

1. Earned income for personal services customarily provided in connection with a bona fide business, trade, or profession unless the sole or predominant activity of the business, trade, or profession is making speeches
2. Any honorarium which is not used and, within 30 days after receipt, is either returned to the donor or delivered to the District for donation into the general fund without being claimed as a deduction from income for tax purposes

Appendix A: Defines Disclosure Categories

Appendix B: Identifies Designated Positions in the District

### Appendix A - Disclosure Categories

Category 1 - Designated positions must report:

1. Interests in real property that are located in whole or in part (1) within the boundaries of the District, (2) within two miles of the boundaries of the District, or (3) within two miles of any land owned by the District, including leasehold, beneficial or ownership interest or option to acquire such interest in real property
2. Investments and business positions (i.e., director, officer, partner, trustee, employee, or holds any position of management) in business entities or income from sources which engage in the acquisition or disposal of real property within the District
3. Investments and business positions (i.e., director, officer, partner, trustee, employee, or holds any position of management) in business entities or income from sources which: (1) are contractors or subcontractors engaged in the performance of work or services of the type utilized by the District, or (2) which manufacture, sell, or provide supplies, materials, books, machinery, services, or equipment of the type used by the District

Category 2 - Designated position must report investments and business positions in business entities and income from sources that manufacture, sell, or provide supplies, materials, books, machinery, services, or equipment of the type used by the employee's department or the District. For the purposes of this category, a principal's department is his/her entire school.

### Appendix B - Designated Positions

The persons holding positions, **including Acting or Interim positions**, listed in this Appendix are designated employees. It has been determined that the persons occupying the positions listed below make or participate in the making of decisions that may foreseeably have a material effect on financial interests of the District. Designated positions must disclose investments, business positions, and interests in real property held on, and income received during the previous 12 months as defined in Appendix A categories 1-2, and will file the Form 700, Statement of Economic Interests.

## Conflict of Interest

### Position Title, Categories:

Member, Board of Education 1, 2  
 Superintendent 1, 2  
~~Agent: Child Welfare and Attendance 1, 2~~  
~~Assistant Principal 1, 2~~  
~~Autism Specialist, Special Education 1, 2~~  
~~Behavior Program Manager 1, 2~~  
~~Behavior Specialist 1, 2~~  
~~Central Kitchen Production Manager 1, 2~~  
~~Central Kitchen Supervisor 1, 2~~  
~~Agent: Communications/Media Services 1, 2~~  
~~Consultant\* 1, 2~~  
~~Coordinator, English Learners 1, 2~~  
~~Custodial Supervisor 1, 2~~  
~~Agent: Early Education 1, 2~~  
~~Education Specialist-BTSA Induction Support 1, 2~~  
~~Agent: English Learners 1, 2~~  
~~Agent: Facilities Planning~~  
~~Fiscal Services Supervisor 1, 2~~  
~~Grounds Supervisor 1, 2~~  
~~Coordinator: Health Services 1, 2~~  
~~Instructional Specialist 1, 2~~  
~~Lead Custodian (Nights) 1, 2~~  
~~Lead Fiscal Services Agent 1, 2~~  
~~Lead Innovation Agent 1, 2~~  
~~Lead Personnel Agent 1, 2~~  
~~Lead Risk Management and Transportation Agent~~  
~~Lead Special Services Agent 1, 2~~  
~~Lead Strategic Agent: Strategies, Congruence & Social Justice 1, 2~~  
~~Lead Student Services Agent 1, 2~~  
~~Maintenance Foreman 1, 2~~  
~~Agent: Maintenance and Operations 1, 2~~  
~~Maintenance Supervisor 1, 2~~  
~~Network Services Manager 1, 2~~  
~~Assistant Agent: Nutrition Services~~  
~~Nutrition Services Production Manager 1, 2~~  
~~Nutrition Services Supervisor 1, 2~~  
~~Occupational Therapist 1, 2~~  
~~Principal 1, 2~~  
~~Program Specialist, Special Education 1, 2~~  
~~Agent: Purchasing Services 1, 2~~  
~~Psychologist 1, 2~~  
~~Registration Center Supervisor 1, 2~~  
~~Special Education Coordinator 1, 2~~  
~~Supervisor 1, 2~~

**Conflict of Interest**

~~Transportation/Garage Manager 1, 2~~  
~~Transportation Supervisor 1, 2~~  
~~Therapeutic Behavioral Strategist 1, 2~~  
~~Warehouse Supervisor 1, 2~~

~~Academic Agent: Special Programs~~  
~~Academic Agent: Special Services~~  
~~Accountant: Nutrition Service~~  
~~Agent: Academic Technology~~  
~~Agent: Science and Career Programs~~  
~~Agent: Technology Services~~  
~~Applied Behavior Analysis Specialist~~  
~~Chief, Safety & Security~~  
~~Child Development Administrator~~  
~~Child Nutrition Program Innovation~~  
~~Continuation High School Principal~~  
~~Contract Analyst~~  
~~Elementary Assistant Principal~~  
~~Elementary Principal~~  
~~Emotional Health Therapist~~  
~~Energy Manager~~  
~~High School Assistant Principal~~  
~~High School Principal~~  
~~Information Systems Agent~~  
~~Lead Academic Agent: Elementary Innovation~~  
~~Lead Academic Agent: Math and Early College Programs~~  
~~Lead Academic Agent: Secondary Innovation~~  
~~Lead Business Services Agent~~  
~~Lead Grounds Maintenance Worker~~  
~~Lead Nutrition Services Agent~~  
~~Lead Professional Development Agent~~  
~~Middle School Assistant Principal~~  
~~Middle School Principal~~  
~~Multi-Media Marketing Innovator~~  
~~Personnel Specialist~~  
~~Physical Therapist~~  
~~Physical Therapist~~  
~~Principal, Adult Education~~  
~~Risk Management/Compliance Officer~~  
~~Safety Operations Supervisor~~

## Conflict of Interest

### All positions listed on the Management, Confidential, and Supervisory Salary Schedule 1, 2

\*Consultant shall be included in the list of designated employees and shall disclose pursuant to the broadest disclosure category in the code when it is determined that the temporary consultant will have significant influence on District financial matters. When notified by the Filing Officer, the consultant will have 30 calendar days to provide a completed Form 700, Statement of Economic Interests to the District.

A consultant is an individual who, pursuant to a contract with the District, makes a governmental decision whether to: (2 CCR 18701)

1. Approve a rate, rule, or regulation
2. Adopt or enforce a law
3. Issue, deny, suspend or revoke a permit, license, application, certificate, approval, order, or similar authorization or entitlement
4. Authorize the District to enter into, modify, or renew a contract that requires District approval
5. Grant District approval to a contract or contract specifications which require District approval and in which the District is a party
6. Grant District approval to a plan, design, report, study, or similar item
7. Adopt or grant District approval of District Policies, standards, or guidelines

A consultant is also an individual who, pursuant to a contract with the District, serves in a staff capacity with the District and in that capacity participates in making a governmental decision as defined in 2 CCR 18702.2, or performs the same or substantially all the same duties for the District that would otherwise be performed by an individual holding a position specified in the District's Conflict of Interest Code. (2 CCR 18701)

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#### Policy Reference Disclaimer:

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State	Description
2 CCR 18110-18997	Regulations of the Fair Political Practices Commission
2 CCR 18438.1-18438.8	Campaign contribution-based conflicts of interest
2 CCR 18700-18760	Conflicts of Interest

**Conflict of Interest**

<b>State</b>	<b>Description</b>
2 CCR 18722-18740	Disclosure of interests
2 CCR 18753-18756	Conflict of interest codes
Ed. Code 1006	<u>Prohibition against school district employees serving on county board of education</u>
Ed. Code 35107	<u>School district employees</u>
Ed. Code 35230-35240	<u>Corrupt practices</u>
Ed. Code 35233	<u>Prohibitions applicable to members of governing boards</u>
Ed. Code 41000-41003	<u>Moneys received by school districts</u>
Ed. Code 41015	<u>Investments</u>
Fam. Code 297.5	<u>Rights, protections, and benefits of registered domestic partners</u>
Gov. Code 1090-1099	<u>Prohibitions applicable to specified officers</u>
Gov. Code 1125-1129	<u>Incompatible activities</u>
Gov. Code 53234-53235.2	<u>Ethics training</u>
Gov. Code 81000-91014	<u>Political Reform Act</u>
Gov. Code 82011	<u>Code reviewing body</u>
Gov. Code 82019	<u>Definition; designated employee</u>
Gov. Code 82028	<u>Definition; gift</u>
Gov. Code 82030	<u>Definition; income</u>
Gov. Code 82033	<u>Definition; interest in real property</u>
Gov. Code 82034	<u>Definition; investment</u>
Gov. Code 84308	<u>Campaign Disclosure</u>
Gov. Code 87100-87103.6	<u>General prohibitions</u>
Gov. Code 87200-87210	<u>Disclosure</u>
Gov. Code 87300-87313	<u>Conflict of interest code</u>

**Conflict of Interest**

<b>State</b>	<b>Description</b>
Gov. Code 87500	<u>Statement of economic interests</u>
Gov. Code 89501-89503	<u>Honoraria and gifts</u>
Gov. Code 89506	<u>Ethics; travel</u>
Gov. Code 91000-91014	<u>Enforcement</u>
Pen. Code 85-88	<u>Bribes</u>
Pub. Cont. Code 6102	<u>Bribery of public official; voidable contract</u>
Rev. & Tax Code 203	<u>Taxable and exempt property - colleges</u>

**Management Resources****Description**

Attorney General Opinion	105 Ops.Cal.Atty.Gen.69 (2022)
Attorney General Opinion	63 Ops.Cal.Atty.Gen. 868 (1980)
Attorney General Opinion	65 Ops.Cal.Atty.Gen. 606 (1982)
Attorney General Opinion	68 Ops.Cal.Atty.Gen. 171 (1985)
Attorney General Opinion	69 Ops.Cal.Atty.Gen. 255 (1986)
Attorney General Opinion	80 Ops.Cal.Atty.Gen. 320 (1997)
Attorney General Opinion	81 Ops.Cal.Atty.Gen. 327 (1998)
Attorney General Opinion	82 Ops.Cal.Atty.Gen. 83 (1999)
Attorney General Opinion	85 Ops.Cal.Atty.Gen. 60 (2002)
Attorney General Opinion	86 Ops.Cal.Atty.Gen. 138(2003)
Attorney General Opinion	89 Ops.Cal.Atty.Gen. 217 (2006)
Attorney General Opinion	92 Ops.Cal.Atty.Gen. 19 (2009)
Attorney General Opinion	92 Ops.Cal.Atty.Gen. 26 (2009)
Court Decision	Davis v. Fresno Unified School District (2015) 237 Cal.App.4th 261

**Conflict of Interest**

Management Resources	Description
Court Decision	Klistoff v. Superior Court (2007) 157 Cal.App.4th 469
Court Decision	Kunec v. Brea Redevelopment Agency (1997) 55 Cal.App.4th 511
Court Decision	McGee v. Balfour Beatty Construction, LLC, et al. (2016) 247 Cal. App. 4th 235
Court Decision	Thorpe v. Long Beach Community College District (2000) 83 Cal.App.4th 655
CSBA Publication	Conflict of Interest: Overview of Key Issues for Governing Board Members, Fact Sheet, July 2010
Fair Political Practices Commission Publication	Can I Vote? A Basic Overview of Public Officials' Obligations Under the Conflict-of-Interest Rules, 2005
Institute For Local Government Publication	Understanding the Basics of Public Service Ethics: Personal Financial Gain Laws, 2009
Institute for Local Government Publication	Understanding the Basics of Public Service Ethics: Transparency Laws, 2009
Website	<a href="#">CSBA District and County Office of Education Legal Services</a>
Website	<a href="#">Institute for Local Government</a>
Website	<a href="#">Fair Political Practices Commission</a>
Website	<a href="#">CSBA</a>
Cross References	

Code	Description
1340	<a href="#">Access To District Records</a>
1340	<a href="#">Access To District Records</a>
1700	<a href="#">Relations Between Private Industry And The Schools</a>
3230	<a href="#">Federal Grant Funds</a>
3230	<a href="#">Federal Grant Funds</a>



**Conflict of Interest**

<b>Code</b>	<b>Description</b>
3300	<u>Expenditures And Purchases</u>
3311	<u>Bids</u>
3311	<u>Bids</u>
3400	<u>Management Of District Assets/Accounts</u>
3400	<u>Management Of District Assets/Accounts</u>
3430	<u>Investing</u>
3430	<u>Investing</u>
3470	<u>Debt Issuance And Management</u>
3600	<u>Consultants</u>
4112.8	<u>Employment Of Relatives</u>
4117.2	<u>Resignation</u>
4136	<u>Nonschool Employment</u>
4212.8	<u>Employment Of Relatives</u>
4217.2	<u>Resignation</u>
4236	<u>Nonschool Employment</u>
4312.8	<u>Employment Of Relatives</u>
4317.2	<u>Resignation</u>
4336	<u>Nonschool Employment</u>
6161.1	<u>Selection And Evaluation Of Instructional Materials</u>
6161.1	<u>Selection And Evaluation Of Instructional Materials</u>
6161.1-E PDF(1)	<u>Selection And Evaluation Of Instructional Materials</u>
7140	<u>Architectural And Engineering Services</u>
7140	<u>Architectural And Engineering Services</u>

**Conflict of Interest**

<b>Code</b>	<b>Description</b>
7214	<u>General Obligation Bonds</u>
7214	<u>General Obligation Bonds</u>
9000	<u>Role Of The Board</u>
9005	<u>Governance Standards</u>
9140	<u>Board Representatives</u>
9200	<u>Limits Of Board Member Authority</u>
9220	<u>Governing Board Elections</u>
9222	<u>Resignation</u>
9230	<u>Orientation</u>
9320	<u>Meetings And Notices</u>
9323	<u>Meeting Conduct</u>

Policy  
 approved: May 12, 1999  
 revised: August 22, 2018  
 revised: October 20, 2021  
 revised:

**RIALTO UNIFIED SCHOOL DISTRICT**  
 Rialto, California



## RIALTO UNIFIED SCHOOL DISTRICT

### Business and Non-Instructional Operations

BP 3516(a)

#### **EMERGENCIES AND DISASTER PREPAREDNESS PLAN**

The Board of Education recognizes that all District staff and students must be prepared to respond quickly and responsibly to emergencies, disasters, and threats of disaster. **The District shall take all reasonable steps to prevent and/or mitigate the impact of a disaster on District students, staff, and schools.**

The Superintendent or designee shall develop and maintain a disaster preparedness plan ~~that details provisions for handling~~ **which contains routine and** emergencies and disasters and shall be included in the District's **procedures, including, but not limited to, earthquake emergency procedures, and adaptations for individuals with disabilities in accordance with the Americans with Disabilities Act, the federal Individuals with Disabilities Education Act, and Section 504 of the federal Rehabilitation Act of 1973.** Such procedures shall be incorporated into the comprehensive school safety plan. (Education Code 32282)

**In developing the disaster preparedness plan, the Superintendent or designee shall involve district staff at all levels, including administrators, district police or security officers, facilities managers, transportation managers, food services personnel, school psychologists, counselors, school nurses, teachers, classified employees, and public information officers. As appropriate, the Superintendent shall also collaborate with law enforcement, fire safety officials, emergency medical services, health and mental health professionals, parents/guardians, and students.**

**The plan shall comply with state-approved Standardized Emergency Management System (SEMS) guidelines established for multiple-jurisdiction or multiple-agency operations and with the National Incident Management System. The Superintendent or designee shall provide training to employees regarding their responsibilities, including periodic drills and exercises to test and refine staff's responsiveness in the event of an emergency.**

~~The Superintendent or designee shall also develop and maintain emergency plans for each school site. In developing the District and school emergency plans, the Superintendent or designee shall collaborate with city and county emergency responders, including local public health administrators.~~

~~The Superintendent or designee shall use state-approved Standardized Emergency Management System (SEMS) guidelines, work toward integrating the National Incident Management System (NIMS), and the Incident Command System (ICS) when updating District and site-level emergency and disaster preparedness plans.~~

**The Superintendent or designee shall provide training to employees regarding their responsibilities, including periodic drills and exercises to test and refine staff's responsiveness in the event of an emergency.**

## EMERGENCIES AND DISASTER PREPAREDNESS PLAN

The Board shall grant the use of school buildings, grounds, and equipment to public agencies, including the American Red Cross, for mass care and welfare shelters during disasters or other emergencies affecting the public health and welfare. The Board shall cooperate with such agencies in furnishing and maintaining whatever services ~~they~~ the **District may deem** necessary to meet the community's needs. (Education Code 32282)

School employees are considered disaster service workers and are subject to disaster service activities assigned to them. (Government Code 3100)

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### Policy Reference Disclaimer:

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State	Description
19 CCR 2400-2450	<a href="#">Standardized Emergency Management System</a>
5 CCR 550	<a href="#">Fire drills</a>
5 CCR 560	<a href="#">Civil defense and disaster preparedness plans</a>
CA Constitution Article 20, Section 3	<a href="#">Oath or affirmation</a>
Civ. Code 1714.5	<a href="#">Release from liability for disaster service workers and shelters</a>
Ed. Code 32001	<a href="#">Fire alarms and drills</a>
Ed. Code 32040	<a href="#">Duty to equip school with first aid kit</a>
Ed. Code 32280-32289.5	<a href="#">School safety plans</a>
Ed. Code 32290	<a href="#">Safety devices</a>
Ed. Code 39834	<a href="#">Operating overloaded bus</a>
Ed. Code 46390-46392	<a href="#">Emergency average daily attendance in case of disaster</a>
Ed. Code 49505	<a href="#">Natural disaster; meals for homeless students; reimbursement</a>

**EMERGENCIES AND DISASTER PREPAREDNESS PLAN****State**

Gov. Code 11549

**Description**[Cybersecurity assessment](#)

Gov. Code 11549.3

[Office of information security](#)

Gov. Code 3100-3109

[Oath or affirmation of allegiance](#)

Gov. Code 8586.5

[California \\_\\_\\_\\_\\_ Cybersecurity  
Integration Center](#)

Gov. Code 8607

[Standardized \\_\\_\\_\\_\\_ Emergency  
Management System](#)

Public Utilities Code 2872

[Automatic dialing](#)**Federal****Description**

20 USC 1400-1482

[Individuals \\_\\_\\_\\_\\_ with \\_\\_\\_\\_\\_ Disabilities  
Education Act](#)

29 USC 794

[Rehabilitation Act of 1973; Section  
504](#)

42 USC 12101-12213

[Americans with Disabilities Act](#)**Management Resources****Description**

Cal OES Publication

[California \\_\\_\\_\\_\\_ Emergency  
Management for Schools: A Guide  
for Districts and Sites](#)

Cal OES Publication

[School \\_\\_\\_\\_\\_ Emergency \\_\\_\\_\\_\\_ Response:  
Using SEMS at Districts and Sites,  
June 1998](#)

Cal OES Publication

[State of California Emergency  
Plan, 2017](#)

Cal OES Publication

[Active \\_\\_\\_\\_\\_ Shooter \\_\\_\\_\\_\\_ Awareness  
Guidance, February 2018](#)

California Department of Education Publication

[Crisis Response Box, 2000](#)Federal Emergency Management Agency  
Publication[National Incident Management  
System, 3rd ed., October 2017](#)

U.S. Department of Education Publication

[Guide \\_\\_\\_\\_\\_ for \\_\\_\\_\\_\\_ Developing  
High-Quality School Emergency  
Operations Plans, 2013](#)

Website

[California \\_\\_\\_\\_\\_ Public \\_\\_\\_\\_\\_ Utilities  
Commission](#)

**EMERGENCIES AND DISASTER PREPAREDNESS PLAN****Management Resources****Description**

Website	<a href="#">California Office of Emergency Services: School Emergency Planning &amp; Safety</a>
Website	<a href="#">California Department of Education, Comprehensive School Safety Plans</a>
Website	<a href="#">California Cybersecurity Integration Center</a>
Website	<a href="#">CSBA District and County Office of Education Legal Services</a>
Website	<a href="#">California Department of Education, Crisis Preparedness</a>
Website	<a href="#">Centers for Disease Control and Prevention</a>
Website	<a href="#">U.S. Department of Education, Emergency Planning</a>
Website	<a href="#">U.S. Department of Homeland Security</a>
Website	<a href="#">Federal Emergency Management Agency</a>
Website	<a href="#">California Governor's Office of Emergency Services</a>
Website	<a href="#">California Seismic Safety Commission</a>
Website	<a href="#">American Red Cross</a>
Website	<a href="#">California Attorney General's Office</a>
Website	<a href="#">CSBA</a>
Cross References	

**Code****Description**

0400	<a href="#">Comprehensive Plans</a>
0420	<a href="#">School Plans/Site Councils</a>
0420	<a href="#">School Plans/Site Councils</a>
0450	<a href="#">Comprehensive Safety Plan</a>
0450	<a href="#">Comprehensive Safety Plan</a>

**EMERGENCIES AND DISASTER PREPAREDNESS PLAN**

<b>Code</b>	<b>Description</b>
1100	<a href="#">Communication With The Public</a>
1100-E PDF(1)	<a href="#">Communication With The Public</a>
1112	<a href="#">Media Relations</a>
1113	<a href="#">District And School Websites</a>
1113	<a href="#">District And School Websites</a>
1114	<a href="#">District-Sponsored Social Media</a>
1114	<a href="#">District-Sponsored Social Media</a>
1220	<a href="#">Citizen Advisory Committees</a>
1220	<a href="#">Citizen Advisory Committees</a>
1313	<a href="#">Civility</a>
1330	<a href="#">Use Of School Facilities</a>
1330	<a href="#">Use Of School Facilities</a>
1330.1	<a href="#">Joint Use Agreements</a>
1340	<a href="#">Access To District Records</a>
1340	<a href="#">Access To District Records</a>
1400	<a href="#">Relations Between Other Governmental Agencies And The Schools</a>
3000	<a href="#">Concepts And Roles</a>
3511	<a href="#">Energy And Water Management</a>
3511	<a href="#">Energy And Water Management</a>
3511-E PDF(1)	<a href="#">Energy And Water Management - Energy Conservation And Building Management</a>
3513.3	<a href="#">Tobacco-Free Schools</a>
3513.3	<a href="#">Tobacco-Free Schools</a>
3514	<a href="#">Environmental Safety</a>
3514	<a href="#">Environmental Safety</a>
3514.2	<a href="#">Integrated Pest Management</a>

**EMERGENCIES AND DISASTER PREPAREDNESS PLAN**

<b>Code</b>	<b>Description</b>
3515	<a href="#">Campus Security</a>
3515	<a href="#">Campus Security</a>
3515-E PDF(1)	<a href="#">Campus Security</a>
3515.2	<a href="#">Disruptions</a>
3515.2	<a href="#">Disruptions</a>
3515.7	<a href="#">Firearms On School Grounds</a>
3516.1	<a href="#">Fire Drills And Fires</a>
3516.2	<a href="#">Bomb Threats</a>
3516.3	<a href="#">Earthquake _____ Emergency Procedure System</a>
3516.5	<a href="#">Emergency Schedules</a>
3517	<a href="#">Facilities Inspection</a>
3517	<a href="#">Facilities Inspection</a>
3517-E(1)	<a href="#">Facilities Inspection</a>
3530	<a href="#">Risk Management/Insurance</a>
3530	<a href="#">Risk Management/Insurance</a>
3540	<a href="#">Transportation</a>
3540	<a href="#">Transportation</a>
3543	<a href="#">Transportation _____ Safety _____ And Emergencies</a>
3580	<a href="#">District Records</a>
3580	<a href="#">District Records</a>
4112.3	<a href="#">Oath Or Affirmation</a>
4113.5	<a href="#">Working Remotely</a>
4119.41	<a href="#">Employees _____ With _____ Infectious Disease</a>
4131	<a href="#">Staff Development</a>
4131	<a href="#">Staff Development</a>
4157	<a href="#">Employee Safety</a>
4157	<a href="#">Employee Safety</a>
4212.3	<a href="#">Oath Or Affirmation</a>



**EMERGENCIES AND DISASTER PREPAREDNESS PLAN**

<b>Code</b>	<b>Description</b>
4213.5	<a href="#">Working Remotely</a>
4219.41	<a href="#">Employees With Infectious Disease</a>
4231	<a href="#">Staff Development</a>
4231	<a href="#">Staff Development</a>
4257	<a href="#">Employee Safety</a>
4257	<a href="#">Employee Safety</a>
4312.3	<a href="#">Oath Or Affirmation</a>
4313.5	<a href="#">Working Remotely</a>
4319.41	<a href="#">Employees With Infectious Disease</a>
4331	<a href="#">Staff Development</a>
4331	<a href="#">Staff Development</a>
4357	<a href="#">Employee Safety</a>
4357	<a href="#">Employee Safety</a>
5113	<a href="#">Absences And Excuses</a>
5113	<a href="#">Absences And Excuses</a>
5131.4	<a href="#">Student Disturbances</a>
5131.4	<a href="#">Student Disturbances</a>
5141	<a href="#">Health Care And Emergencies</a>
5141	<a href="#">Health Care And Emergencies</a>
5141.21	<a href="#">Administering Medication And Monitoring Health Conditions</a>
5141.21	<a href="#">Administering Medication And Monitoring Health Conditions</a>
5141.21-E PDF(1)	<a href="#">Administering Medication And Monitoring Health Conditions</a>
5141.21-E PDF(2)	<a href="#">Administering Medication And Monitoring Health Conditions</a>
5141.22	<a href="#">Infectious Diseases</a>
5141.22	<a href="#">Infectious Diseases</a>

**EMERGENCIES AND DISASTER PREPAREDNESS PLAN**

<b>Code</b>	<b>Description</b>
5142	<a href="#">Safety</a>
5142	<a href="#">Safety</a>
6142.8	<a href="#">Comprehensive Health Education</a>
6142.8	<a href="#">Comprehensive Health Education</a>
6153	<a href="#">School-Sponsored Trips</a>
6153	<a href="#">School-Sponsored Trips</a>
6164.2	<a href="#">Guidance/Counseling Services</a>
6164.2	<a href="#">Guidance/Counseling Services</a>
7111	<a href="#">Evaluating Existing Buildings</a>
9320	<a href="#">Meetings And Notices</a>

Policy  
 adopted: June 23, 1999  
 revised: June 22, 2005  
 revised: December 20, 2006  
 revised:

**RIALTO UNIFIED SCHOOL DISTRICT**  
 Rialto, California



## RIALTO UNIFIED SCHOOL DISTRICT

### Certificated Personnel

BP 4113(a)

#### ASSIGNMENT

~~**Cautionary Notice:**—As added and amended by SBX3-4 (Ch. 12, Third Extraordinary Session, Statutes of 2009) and ABX4-2 (Ch. 2, Fourth Extraordinary Session, Statutes of 2009), Education Code 42605 grants districts flexibility in “Tier 3” categorical programs. The Rialto Unified School District has accepted this flexibility and thus is deemed in compliance with the statutory or regulatory program and funding requirements for these programs for the 2008-2009 through 2012-2013 fiscal years. As a result, the district may temporarily suspend certain provisions of the following policy or regulation that reflect these requirements. For further information, please contact the Superintendent or designee.~~

In order to serve the best interests of students and the educational program, the Board of Education authorizes the Superintendent or designee to assign certificated personnel to positions for which ~~their~~ **they are qualified pursuant to their certification**, preparation, certification, professional experience, and aptitude ~~qualify~~ them.

~~(cf. 4112.2—Certification)~~

~~(cf. 4112.21—Interns)~~

~~(cf. 4112.22—Staff Teaching Students of Limited English Proficiency)~~

~~(cf. 4112.23—Special Education Staff)~~

~~(cf. 4112.8/4212.8/4312.8—Employment of Relatives)~~

Teachers may be assigned to any school within the District in accordance with the collective bargaining agreement or Board policy.

~~(cf. 4141/4241—Collective Bargaining Agreement)~~

#### Assignment to Courses/Classes

The Superintendent or designee shall assign teachers ~~to courses~~ based on the grade level and subject matter authorized by their credentials.

When there is no credential authorization requirement for teaching an elective course, the Superintendent or designee shall select the credentialed teacher whose knowledge and skills best prepare ~~him/her~~ **the teacher** to provide instruction in that subject.

**ASSIGNMENT** *(continued)*

When specifically authorized by law or regulation, the Superintendent or designee may assign a teacher, with ~~his/her~~ **the teacher's** consent, **assign a teacher** to a position outside ~~his/her~~ **the teacher's** credential authorization in accordance with the local teaching **ing** assignment options described in the Commission on Teacher Credentialing's (CTC) Administrator's Assignment Manual. **Such A** assignments made ~~pursuant to Education Code 44256, 44258.2, and 44263~~ shall be annually approved by Board resolution. In such cases, the Superintendent or designee shall reference in District records the statute or regulation under which the assignment is authorized.

*(cf. 3580—District Records)*

~~The Superintendent or designee shall periodically report to the Board on teacher assignments and vacancies, including the number and type of assignments made outside a teacher's credential authorization through a local teaching assignment option. Whenever District misassignments and vacancies are reviewed by the County Superintendent of Schools or CTC, as applicable, the Superintendent or designee shall report the results to the Board and shall provide recommendations for remedying any identified issues.~~

**If at any time a certificated employee is required by the District to accept an assignment which the employee believes is not legally authorized by the employee's credential, the employee shall notify the Superintendent or designee, in writing, of the misassignment. Within 15 working days, the Superintendent or designee shall notify the employee of the legality of the assignment. If no action is taken by the district, the employee shall provide written notification to the County Superintendent of Schools. No adverse action shall be taken against an employee who files a notice of misassignment. (Education Code 44258.9)**

*(cf. 1312.4—Williams Uniform Complaint Procedures)*

**Vacancies and Misassignments**

**Annually, the District shall review potential misassignments and vacant positions throughout the District. Upon receiving notification from CTC of the availability of data regarding potential misassignments and vacant positions in the District, the Superintendent shall review the data within 60 days. When necessary, the Superintendent or designee may respond by submitting additional documentation to the County Superintendent showing that an employee is legally authorized for an assignment and/or that a position identified as vacant was miscoded and a legally authorized employee is assigned to the position. (Education Code 44258.9)**

**ASSIGNMENT** *(continued)*

If the District subsequently receives, within 90 days of CTC's initial notification, a notification from the County Superintendent indicating that a certificated employee in the District is assigned to a position for which the employee has no legal authorization, the District shall correct the assignment within 30 calendar days. (Education Code 44258.9)

The District shall serve as the monitoring authority for teacher assignments in any charter school it has authorized, in accordance with Education Code 44258.9-44258.10.

Any complaint alleging teacher misassignment or vacancy shall be filed and addressed through the District's procedures specified in AR 1312.4 - Williams Uniform Complaint Procedures.

The school accountability report card for each school shall include any assignment of teachers outside their subject areas of competence, misassignments, including misassignments of teachers of English learners, and the number of vacant teacher positions for the most recent three-year period. (Education Code 331)

**Equitable Distribution of Qualified Teachers**

The Superintendent or designee shall ensure that highly qualified and experienced teachers are equitably distributed **identify and address the equitable distribution of highly qualified and experienced teachers** among District schools, including those with higher than average levels of low-income, minority, and/or academically underperforming students. He/she **The Superintendent or designee** shall annually report to the Board comparisons of teacher qualifications across District schools, including the number of teachers serving under a provisional internship permit, short-term staff permit, intern credential, emergency permit, or credential waiver.

*(cf. 0520.2—Title I Program Improvement Schools)*

Strategies for ensuring equitable access to experienced teachers may include, but are not limited to, incentives for voluntary transfers, provision of professional development, and/or programs to recruit and retain effective teachers.

*(cf. 0460—Local Control and Accountability Plan)*

*(cf. 4111—Recruitment and Selection)*

*(cf. 4114—Transfers)*

*(cf. 4131—Staff Development)*

*(cf. 4131.1—Teacher Support and Guidance)*

*(cf. 6171—Title I Programs)*

**ASSIGNMENT***Legal Reference:*EDUCATION CODE*33126 School accountability report card**35035—Additional powers and duties of superintendent**35186 Complaint process**37616 Assignment of teachers to year-round schools**44225.6 Commission report to the legislature re: teachers**44250-44277 Credentials and assignments of teachers**44314 Subject matter programs, approved subjects**44824 Assignment of teachers to weekend classes**44955 Reduction in number of employees*GOVERNMENT CODE*3543.2—Scope of representation*CODE OF REGULATIONS, TITLE 5*80003-80005 Credential authorizations**80020-80020.5 Additional assignment authorizations**80335 Performance of unauthorized professional services**80339-80339.6 Unauthorized certificated employee assignment*UNITED STATES CODE, TITLE 20*6311 State plan**6312 Local educational agency plans**6601-6651 Teacher and Principal Training and Recruiting Fund**Management Resources:*CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS*California State Plan to Ensure Equitable Access to Excellent Educators**Every Student Succeeds Act 2016-17 School Year Transition Plan,*COMMISSION ON TEACHER CREDENTIALING PUBLICATIONS*Administrator's Assignment Manual—Updates and Revisions, May 2014**The Administrator's Assignment Manual, rev. September 2007*U.S. DEPARTMENT OF EDUCATION GUIDANCE*Transitioning to the Every Student Succeeds Act (ESSA):—Frequently Asked Questions, May 4, 2016**Improving Teacher Quality State Grants: ESEA Title II, Part A, rev. October 5, 2006*WEB SITES*CSBA: <http://www.csba.org>**California Department of Education: <http://www.cde.ca.gov>**Commission on Teacher Credentialing: <http://www.ctc.ca.gov>**U.S. Department of Education: <http://www.ed.gov>*

**ASSIGNMENT****Policy Reference Disclaimer:**

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

<b>State</b>	<b>Description</b>
5 CCR 80003-80005	<a href="#">Credential authorizations</a>
5 CCR 80020-80020.5	<a href="#">Additional assignment authorizations</a>
5 CCR 80335	<a href="#">Performance of unauthorized professional services</a>
5 CCR 80339-80339.6	<a href="#">Unauthorized certificated employee assignment</a>
Ed. Code 33126	<a href="#">School accountability report card</a>
Ed. Code 35035	<a href="#">Powers and duties of the superintendent; transfer authority</a>
Ed. Code 35186	<a href="#">Complaints related to instructional materials, teacher vacancy or misassignment, and facility conditions that pose emergency or urgent threat</a>
Ed. Code 37616	<a href="#">Consultation regarding year-round schedule</a>
Ed. Code 44225.6	<a href="#">Commission report to the legislature re: teachers</a>
Ed. Code 44250-44277	<a href="#">Credentials and assignment of teachers</a>
Ed. Code 44314	<a href="#">Subject matter programs; approved subjects</a>
Ed. Code 44824	<a href="#">Assignment of teachers to weekend classes</a>
Ed. Code 44955	<a href="#">Reduction in number of permanent employees</a>
Gov. Code 3543.2	<a href="#">Scope of representation</a>

**ASSIGNMENT****Federal**

20 USC 6311

**Description**[State plan](#)

20 USC 6312

[Local educational agency plan](#)

20 USC 6601-6651

[Teacher and Principal Training and Recruiting Fund](#)**Management Resources****Description**

California Department of Education Publication

[Every Student Succeeds Act 2016-17 School Year Transition Plan, April 2016](#)

California Department of Education Publication

[California State Plan to Ensure Equitable Access to Excellent Educators](#)

Commission on Teacher Credentialing Publication

[Administrator's Assignment Manual - Updates and Revisions, May 2014](#)

Commission on Teacher Credentialing Publication

[The Administrator's Assignment Manual, 2021](#)

U.S. Department of Education Guidance

[Improving Teacher Quality State Grants: ESEA Title II, Part A , rev. October 5, 2006](#)

Website

[CSBA District and County Office of Education Legal Services](#)

Website

[Commission on Teacher Credentialing](#)

Website

[CSBA](#)

Website

[U.S. Department of Education](#)

Website

[California Department of Education](#)

Cross References

**Code****Description**

0415

[Equity](#)

0460

[Local Control And Accountability Plan](#)



**ASSIGNMENT**

<b>Code</b>	<b>Description</b>
0460	<a href="#">Local Control And Accountability Plan</a>
1312.4	<a href="#">Williams Uniform Complaint Procedures</a>
1312.4-E PDF(1)	<a href="#">Williams Uniform Complaint Procedures</a>
3580	<a href="#">District Records</a>
3580	<a href="#">District Records</a>
4111	<a href="#">Recruitment And Selection</a>
4112.1	<a href="#">Contracts</a>
4112.2	<a href="#">Certification</a>
4112.2	<a href="#">Certification</a>
4112.21	<a href="#">Interns</a>
4112.21	<a href="#">Interns</a>
4112.22	<a href="#">Staff Teaching English Learners</a>
4112.23	<a href="#">Special Education Staff</a>
4112.23	<a href="#">Special Education Staff</a>
4112.8	<a href="#">Employment Of Relatives</a>
4113.5	<a href="#">Working Remotely</a>
4114	<a href="#">Transfers</a>
4115	<a href="#">Evaluation/Supervision</a>
4115	<a href="#">Evaluation/Supervision</a>
4117.3	<a href="#">Personnel Reduction</a>
4121	<a href="#">Temporary/Substitute Personnel</a>
4121	<a href="#">Temporary/Substitute Personnel</a>
4131	<a href="#">Staff Development</a>
4131	<a href="#">Staff Development</a>
4131.1	<a href="#">Teacher Support And Guidance</a>
4140	<a href="#">Bargaining Units</a>

**ASSIGNMENT**

<b>Code</b>	<b>Description</b>
4141	<a href="#">Collective Bargaining Agreement</a>
4211	<a href="#">Recruitment And Selection</a>
4212.8	<a href="#">Employment Of Relatives</a>
4213.5	<a href="#">Working Remotely</a>
4240	<a href="#">Bargaining Units</a>
4241	<a href="#">Collective Bargaining Agreement</a>
4311	<a href="#">Recruitment And Selection</a>
4311	<a href="#">Recruitment And Selection</a>
4312.8	<a href="#">Employment Of Relatives</a>
4313.5	<a href="#">Working Remotely</a>
4331	<a href="#">Staff Development</a>
4331	<a href="#">Staff Development</a>
4340	<a href="#">Bargaining Units</a>
6000	<a href="#">Concepts And Roles</a>
6117	<a href="#">Year-Round Schedules</a>
6117	<a href="#">Year-Round Schedules</a>
6141.5	<a href="#">Advanced Placement</a>
6142.7	<a href="#">Physical Education And Activity</a>
6142.7	<a href="#">Physical Education And Activity</a>
6162.51	<a href="#">State Academic Achievement Tests</a>
6162.51	<a href="#">State Academic Achievement Tests</a>
6163.1	<a href="#">Library Media Centers</a>
6171	<a href="#">Title I Programs</a>
6171	<a href="#">Title I Programs</a>
6176	<a href="#">Weekend/Saturday Classes</a>

**ASSIGNMENT**

<b>Code</b>	<b>Description</b>
6181	<a href="#"><u>Alternative Schools/Programs Of Choice</u></a>
6181	<a href="#"><u>Alternative Schools/Programs Of Choice</u></a>
6183	<a href="#"><u>Home And Hospital Instruction</u></a>

Policy  
adopted: July 28, 1999  
revised: May 26, 2010  
revised: December 7, 2016  
revised:

**RIALTO UNIFIED SCHOOL DISTRICT**  
Rialto, California



## RIALTO UNIFIED SCHOOL DISTRICT

### Facilities

BP 7214(a)

### General Obligation Bonds

The Board of Education recognizes that school facilities are an essential component of the educational program and that the Board has a responsibility to ensure that the District's facilities needs are met in the most cost-effective manner possible. **The Board may direct the Superintendent to explore the possibility of a bond measure, which may include, but is not limited to, conducting community focus groups, surveys, and Board presentations.** When the Board determines that it is in the best interest of District students, it may order an election on the question of whether bonds shall be issued to pay for school facilities.

~~(cf. 1160—Political Processes)~~

~~(cf. 7110—Facilities Master Plan)~~

~~(cf. 7210—Facilities Financing)~~

The Board's decision to order a bond election, as well as its determinations regarding the appropriate amount, timing, and structure of the bond issuance, shall be consistent with law and the District's debt management policy.

~~(cf. 3470—Debt Issuance and Management)~~

Before ordering a bond election, the Board shall obtain reasonable and informed projections of assessed valuations that take into consideration projections of assessed property valuations made by the county assessor. (Education Code 15100)

When any project to be funded by bonds will require state matching funds for any phase of the project, the ballot **materials** for the bond measure shall include a statement as specified in Education Code 15122.5, advising voters that, because the project is subject to approval of state matching funds, passage of the bond measure is not a guarantee that the project will be completed. (Education Code 15122.5)

### Bonds Requiring 55 Percent Approval by Local Voters

~~The Board may decide to pursue the authorization and issuance of bonds, by approval of 55 percent majority of the voters pursuant to Article 13A, Section 1(b)(3) and Article 16, Section 18(b) of the California Constitution. If a two-thirds of the Board agrees to such an election, the Board shall vote to~~ **and subject to Education Code 15100, may** adopt a resolution to incur bonded indebtedness if approved by a 55 percent majority of the voters **and order an election. Pursuant to the California Constitution, Article 13A, Section 1(b)(3) and Article 16, Section 18(b), a bond election authorized pursuant to Education Code 15266 requires the approval of at least a 55 percent majority of the voters voting in the election.** (Education Code 15266)

~~(cf. 9323.2—Actions by the Board)~~

## General Obligation Bonds

The bond election may only be ordered at a primary or general election, a statewide special election, or a regularly scheduled local election at which all of the electors of the District are entitled to vote. (Education Code 15266)

Bonded indebtedness incurred by the District **pursuant to Education Code 15266** shall be used only for the following purposes: (California Constitution Article 13A, Section 1(b)(3) and 1(b)(3)(A))

1. The construction, reconstruction, rehabilitation, or replacement of school facilities, including the furnishing and equipping of school facilities
2. The acquisition or lease of real property for school facilities
3. The refunding of any outstanding debt issuance used for the purposes specified in ~~it~~Items #1-2 above

The proposition approved by the voters shall include the following accountability requirements: (California Constitution Article 13A, Section 1(b)(3))

1. Certification that proceeds from the sale of the bonds **will** be used only for the purposes specified in ~~it~~Items #1-2 above, and not for any other purposes including teacher and administrative salaries and other school operating expenses.
2. A list of specific school facility~~ies~~**ies** projects to be funded and certification that the Board has evaluated safety, class size reduction, and information technology needs in developing that list

~~(cf. 0440—District Technology Plan)~~

~~(cf. 0450—Comprehensive Safety Plan)~~

~~(cf. 6151—Class Size)~~

3. A requirement that the Board conduct an annual, independent performance audit to ensure that the funds have been expended only on the specific projects listed
4. A requirement that the Board conduct an annual, independent financial audit of the proceeds from the sale of the bonds until all of those proceeds have been expended for the school facilities projects

If a District general obligation bond requiring a 55 percent majority is approved by the voters, the Board shall appoint an independent citizen's oversight committee to inform the public concerning the expenditure of bond revenues as specified in Education Code 15278 and the accompanying administrative regulation. This committee shall be appointed within 60 days of the date that the Board enters the election results in its minutes pursuant to Education Code 15274. (Education Code 15278)

## General Obligation Bonds

~~(cf. 1220—Citizen Advisory Committees)~~  
~~(cf. 9324—Minutes and Recordings)~~

The Superintendent or designee shall ensure that the annual, independent performance and financial audits required pursuant to ~~Items #3-4~~ above are issued in accordance with the U.S. Comptroller General's Government Auditing Standards and submitted to the citizens' oversight committee at the same time they are submitted to ~~him/her~~ **the Superintendent or designee** and no later than March 31 of each year. (Education Code 15286)

**The Board shall provide the citizens' oversight committee with responses to all findings, recommendations, and concerns addressed in the performance and financial audits within three months of receiving the audits. (Education Code 15280)**

The Board may disband the citizens' oversight committee when the committee has completed its review of the final performance and financial audits.

## Bonds Requiring 66.67 Percent Approval by Local Voters

The Board may decide to pursue the authorization and issuance of bonds by approval of 66.67 percent majority of the voters pursuant to Education Code 15100 and **California Constitution**, Article 13A, Section 1(b)(2) ~~of the California Constitution~~. If a majority of the Board agrees to such an election, or upon a petition of the majority of the qualified electors residing in the District, the Board shall adopt a resolution ordering an election on the question of whether to incur bonded indebtedness if approved by a 66.67 percent majority of the voters. (Education Code 15100)

The Bond election may be ordered to occur on any Tuesday, except a Tuesday that is a state holiday or the day before or after a state holiday, is within 45 days before or after a statewide election unless conducted at the same time as the statewide election, or is an established election date pursuant to Elections Code 1000 or 1500. (Education Code 15101)

Subject to limits specified in Article 13A, Section 1 of the California Constitution, bonds shall be sold to raise money for any of the following purposes: (Education Code 15100)

1. Purchasing school lots
2. Building or purchasing school buildings
3. Making alterations or additions to school building(s) other than as may be necessary for current maintenance, operation, or repairs
4. Repairing, restoring, or rebuilding any school building damaged, injured, or destroyed by fire or other public calamity
5. Supplying school buildings and grounds with furniture, equipment, or necessary apparatus of a permanent nature

## General Obligation Bonds

6. Permanently improving school grounds
7. Refunding any outstanding valid indebtedness of the District, evidence by bonds or state school building aid loans
8. Carrying out sewer or drain projects or purposes authorized in Education Code 17577
9. Purchasing school buses with a useful life of at least 20 years
10. Demolishing or razing any school building with the intent to replace it with another school building, whether in the same location or in any other location

Except for refunding any outstanding indebtedness, any of the purposes listed above may be united and voted upon as a single proposition by order of the Board entered into the minutes. (Education Code 15100)

The Board may appoint a citizens' oversight committee to review and report to the Board and the public as to whether the expenditure of bond revenues complies with the intended purposes of the bond.

## Certificate of Results

If the certificate of election results received by the Board shows that the appropriate majority of the voters is in favor of issuing the bonds, the Board shall record that fact in its minutes. The Board shall then certify to the County Board of Supervisors all proceedings it had in connection with the election results. (Education Code 15124, 15274)

## Resolutions Regarding Sale of Bonds

Following passage of the bond measure by the appropriate majority of voters, the Board shall pass a resolution directing the issuance and sale of bonds. In accordance with law, the resolution shall prescribe the total amount of bonds to be sold and may also prescribe the maximum acceptable interest rate, not to exceed eight percent, and the time(s) when the whole or any part of the principal of the bonds shall be payable. (Education Code 15140; Government Code 53508.6)

In passing the resolution, the Board shall consider each available funding instrument, including, but not limited to, the costs associated with each and their relative suitability for the project to be financed.

Prior to the sale of bonds, the Board shall **place** an agenda item at a public meeting **and adopt as part of** either in the bond issuance resolution, or **in** a separate resolution, **disclosures of the** available funding instruments, the costs and suitability of each, and all of the following information: (Education Code 15146; ~~Government Code 53508.9~~)

## General Obligation Bonds

1. Express approval of the method of sale (~~i.e.,~~ **such as** competitive; **or** negotiated; ~~or hybrid~~ **sales**)
2. Statement of the reasons for the method of sale selected
3. Disclosure of the identity of the bond counsel, and the identities of the bond underwriter and the financial advisor if either or both are utilized for the sale, unless these individuals have not been selected at the time the resolution is adopted, in which case the Board shall disclose their identities at the public meeting occurring after they have been selected
4. Estimates of the costs associated with the bond issuance, including, but not limited to, bond counsel and financial advisor fees, printing costs, rating agency fees, underwriting fees, and other miscellaneous costs and expenses of issuing the bonds

When the sale involves bonds that allow for the compounding of interest, such as a capital appreciation bond (CAB), the resolution to be adopted by the Board shall include items #1-4 above as well as the financing term and time of maturity, repayment ratio, and the estimated change in the assessed value of taxable property within the District over the term of the bonds. The resolution shall be publicly noticed on at least two consecutive meeting agendas, first as an information item and second as an action item. The agendas shall identify that bonds that allow for the compounding of interest are proposed. (Education Code 15146)

Prior to adopting a resolution for the sale of bonds that allow for the compounding of interest, the Board shall be presented with the following: (Education Code 15146)

1. An analysis containing the total overall cost of the bonds that allow for the compounding of interest
2. A comparison to the overall cost of current interest bonds
3. The reason bonds that allow for the compounding of interest are being recommended
4. A copy of the disclosure made by the underwriter in compliance with Rule G-17 adopted by the federal Municipal Securities Rulemaking Board

At least 30 days prior to the sale of any debt issue, the Superintendent or designee shall submit a report of the proposed issuance to the California Debt and Investment Advisor Commission (CDIAC). (Government Code 8855)



**General Obligation Bonds**

After the sale, the Board shall be presented with the actual issuance cost information and shall disclose that information at the Board's next scheduled meeting. The Board shall ensure that an itemized summary of the costs of the bond sale and all necessary information and reports regarding the sale are submitted to the CDIAC. (Education Code 15146; Government Code 53509.5)

**Bond Anticipation Notes**

Whenever the Board determines that it is in the best interest of the District, it may, by resolution, issue a bond anticipation note, on a negotiated or competitive-bid basis, to raise funds that shall be used only for a purpose authorized by a bond that has been approved by the voters of the District in accordance with law. (Education Code 15150)

Payment of principal and interest on any bond anticipation note shall be made at note maturity, not to exceed five years, from the proceeds derived from the sale of the bond in anticipation of which that note was originally issued or from any other source lawfully available for that purpose, including state grants. Interest payments may also be made from such sources. However, interest payments may be made periodically and prior to note maturity from an increased property tax if the following conditions are met: (Education Code 15150)

1. A resolution of the Board authorizes the property tax for that purpose.
2. The principal amount of the bond anticipation note does not exceed the remaining principal amount of the authorized but unissued bonds.

A bond anticipation note may be issued only if the tax rate levied to pay interest on the note would not cause the District to exceed the tax rate limitation set forth in Education Code 15268 or 15270, as applicable.

**Deposit of Bond Proceeds**

With regard to general obligation bonds, the District shall invest new money bond proceeds in the county treasury pool as required by law. (Education Code 15146)

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**Policy Reference Disclaimer:**

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

<b>State</b>	<b>Description</b>
CA Constitution Article 13A, Section 1	<u>Tax limitation</u>
CA Constitution Article 16, Section 18	<u>Debt limit</u>

**General Obligation Bonds**

<b>State</b>	<b>Description</b>
Ed. Code 15100-15254	<u>Bonds for school districts and community college districts</u>
Ed. Code 15264-15288	<u>Strict Accountability in Local School Construction Bonds Act of 2000</u>
Ed. Code 17577	<u>Sewers and drains</u>
Ed. Code 47614	<u>Charter school facilities</u>
Ed. Code 5322	<u>Resolution calling election</u>
Ed. Code 7054	<u>Use of district property; campaign purposes</u>
Elec. Code 1090-1099	<u>Prohibitions applicable to specified officers</u>
Elec. Code 1125-1129	<u>Incompatible activities</u>
Elec. Code 13119	<u>Forms of Ballots; ballot order</u>
Elec. Code 15372	<u>Elections official certificate</u>
Elec. Code 324	<u>General election</u>
Elec. Code 328	<u>Local election</u>
Elec. Code 341	<u>Primary election</u>
Elec. Code 348	<u>Regular election</u>
Elec. Code 356	<u>Special election</u>
Elec. Code 357	<u>Statewide election</u>
Elec. Code 53506-53509.5	<u>General obligation bonds</u>
Elec. Code 53580-53595.5	<u>Bonds</u>
Elec. Code 54952	<u>Definition of legislative body; Brown Act</u>
Elec. Code 9160-9170	<u>Ballot label; support and opposition listings</u>
Elec. Code 9400-9405	<u>Bond issues</u>
Gov. Code 6500-6539.9	<u>Joint powers agreements</u>
Gov. Code 8855	<u>California Debt and Investment Advisory Commission</u>
<b>Federal</b>	<b>Description</b>
17 CFR 240.10b-5	<u>Prohibition against fraud or deceit</u>

**General Obligation Bonds**

<b>Federal</b>	<b>Description</b>
17 CFR 240.15c2-12	<u>Municipal securities disclosure</u>
<b>Management Resources</b>	<b>Description</b>
Attorney General Opinion	<u>87 Ops.Cal.Atty.Gen. 157 (2004)</u>
Attorney General Opinion	<u>88 Ops.Cal.Atty.Gen. 46 (2005)</u>
Attorney General Opinion	<u>99 Ops.Cal.Atty.Gen. 18 (2016)</u>
	<u>Taxpayers for Accountable School Bond Spending v. San Diego Unified School District (2013) 215 Cal.App.4th 1013</u>
Court Decision	<u>San Lorenzo Valley Community Advocates for Responsible Education v. San Lorenzo Valley Unified School District (2006) 139 Cal.App.4th 1356</u>
Court Decision	<u>California's Challenge: Adequately Funding Education in the 21st Century, December 2015</u>
CSBA Publication	<u>Legal Guidelines: Use of Public Resources for Ballot Measures and Candidates, Fact Sheet, February 2011</u>
CSBA Publication	<u>Bond Sales - Questions and Considerations for Districts, Governance Brief, December 2012</u>
CSBA Publication	<u>California Debt Financing Guide, rev. March 2022</u>
Debt & Investment Advisory Commission Publication	<u>Types of Legal Counsel, Best Practice, September 2018</u>
Gov. Finance Officers Association Publication	<u>Selecting and Managing the Method of Sale of Bonds, Best Practice, March 2021</u>
Gov. Finance Officers Association Publication	<u>Debt Management Policy, Best Practice, March 2020</u>
Gov. Finance Officers Association Publication	

**General Obligation Bonds**

<b>Management Resources</b>	<b>Description</b>
Gov. Finance Officers Association Publication	<a href="#"><u>Investment and Management of Bond Proceeds, Best Practice, March 2022</u></a>
Gov. Finance Officers Association Publication	<a href="#"><u>Selecting and Managing Municipal Advisors, Best Practice, February 2014</u></a>
Gov. Finance Officers Association Publication	<a href="#"><u>Understanding Your Continuing Disclosure Responsibilities, Best Practice, March 2020</u></a>
Gov. Finance Officers Association Publication	<a href="#"><u>Refunding Municipal Bonds, Best Practice, March 2019</u></a>
Gov. Finance Officers Association Publication	<a href="#"><u>An Elected Official's Guide to Debt Issuance, 3rd Ed., 2008</u></a>
Website	<a href="#"><u>CSBA District and County Office of Education Legal Services</u></a>
Website	<a href="#"><u>Government Finance Officers Association</u></a>
Website	<a href="#"><u>Municipal Security Rulemaking Board, Electronic Municipal Market Access (EMMA)</u></a>
Website	<a href="#"><u>California Debt and Investment Advisory Commission</u></a>
Website	<a href="#"><u>Department of General Services, Office of Public School Construction</u></a>
Website	<a href="#"><u>California Department of Education</u></a>
Website	<a href="#"><u>CSBA</u></a>
Cross References	

<b>Code</b>	<b>Description</b>
0420	<a href="#"><u>School Plans/Site Councils</u></a>
0420	<a href="#"><u>School Plans/Site Councils</u></a>
0440	<a href="#"><u>District Technology Plan</u></a>
0440	<a href="#"><u>District Technology Plan</u></a>
0450	<a href="#"><u>Comprehensive Safety Plan</u></a>
0450	<a href="#"><u>Comprehensive Safety Plan</u></a>

**General Obligation Bonds**

<b>Code</b>	<b>Description</b>
1113	<u>District And School Websites</u>
1113	<u>District And School Websites</u>
1160	<u>Political Processes</u>
1220	<u>Citizen Advisory Committees</u>
1220	<u>Citizen Advisory Committees</u>
1230	<u>School-Connected Organizations</u>
1230	<u>School-Connected Organizations</u>
1330.1	<u>Joint Use Agreements</u>
1340	<u>Access To District Records</u>
1340	<u>Access To District Records</u>
3460	<u>Financial Reports And Accountability</u>
3460	<u>Financial Reports And Accountability</u>
3470	<u>Debt Issuance And Management</u>
3580	<u>District Records</u>
3580	<u>District Records</u>
6151	<u>Class Size</u>
7110	<u>Facilities Master Plan</u>
7110	<u>Facilities Master Plan</u>
7210	<u>Facilities Financing</u>
7210	<u>Facilities Financing</u>
7210-E PDF(1)	<u>Facilities Financing</u>
7213	<u>School Facilities Improvement Districts</u>
7213	<u>School Facilities Improvement Districts</u>
9270	<u>Conflict Of Interest</u>
9320	<u>Meetings And Notices</u>

**General Obligation Bonds**

<b>Code</b>	<b>Description</b>
9323.2	<u>Actions By The Board</u>
9323.2-E PDF(1)	<u>Actions By The Board</u>
9324	<u>Minutes And Recordings</u>

Policy  
adopted: August 13, 2011  
revised: August 8, 2012  
revised: June 18, 2014  
revised:

**RIALTO UNIFIED SCHOOL DISTRICT**  
Rialto, California



**Board of Education Agenda  
December 18, 2024**

**RATIFY THE OVERNIGHT TRIP TO THE CALIFORNIA SCHOOL NUTRITION ASSOCIATION'S ANNUAL CONFERENCE**

**BACKGROUND:**

The California School Nutrition Association's (CSNA) Annual Conference is held annually in November. It provides scholars an opportunity to take part in the Nutrition Advisory Council (NAC) which focuses on teaching nutrition education and physical activities, and a chance to taste test and select new menu items for their school meals. The conference will be held on Friday, November 15, 2024, at the SAFE Credit Union Convention Center in Sacramento, California.

**REASONING:**

The California School Nutrition Association (CSNA) Annual Conference offers a valuable opportunity for student participants to engage in a hands-on learning experience focused on nutrition education, physical activity, and healthy school meal planning. By participating in the Nutrition Advisory Council (NAC) at the CSNA conference, the student will gain insight into the important role nutrition plays in student well-being and school environments. The NAC also provides students with the unique opportunity to taste test and select new menu items for their school meals, an activity that helps promote a student-centered approach to school nutrition. The CSNA NAC provided students across California with the opportunity to submit a nutrition art contest, where one of our Rialto USD scholars was selected as the winner.

**RECOMMENDATION:**

Ratify the approval of an overnight trip and expenses for one student and his parent, who will serve as his chaperone, to attend the California School Nutrition Association's (CSNA) Annual Conference as part of the Nutrition Advisory Council (NAC) and as the winner of the NAC art contest, to be held on Friday, November 15, 2024, located at the SAFE Credit Union Convention Center in Sacramento, California, at a cost not-to-exceed \$1,500.00 and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Fausat Rahman-Davies/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**RATIFY THE APPROVAL FOR A COMMUNITY MEMBER TO ATTEND THE CALIFORNIA SCHOOLS BOARD ASSOCIATION (CSBA) ANNUAL EDUCATION CONFERENCE**

**BACKGROUND:**

The California Schools Board Association (CSBA) Annual Education Conference (AEC) is held every year in December and focuses on leadership development opportunities, including budget and finance, student achievement, governance, school safety, common core, community engagement, and communication or collaboration. The CSBA AEC Conference will be held December 4 – December 7, 2022, at the Anaheim Convention Center.

**REASONING:**

The annual CSBA AEC conference aligns with Rialto Unified School District's Strategic Plan, which focuses on ensuring full engagement of all Rialto families through workshops and programs. CSBA AEC offers a variety of workshops and resources for educators, and individuals who are seeking leadership development opportunities through a governance perspective.

**RECOMMENDATION:**

To provide registration, lodging, transportation, and meal expenses for one (1) community member to attend the California Schools Board Association (CSBA) Annual Education Conference (AEC), to be held December 4, 2024 through December 7, 2024, at the Anaheim Convention Center, at a cost not-to-exceed \$3,500.00 and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Edward D'Souza, Ph.D.





**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AGREEMENT WITH GUIDED DISCOVERIES, INC - KUCERA MIDDLE SCHOOL**

**BACKGROUND:**

Guided Discoveries, Inc. operates the Catalina Island Marine Institute (CIMI) Toyon Bay Program. For over 40 years, CIMI has provided a high-quality camp experience for thousands of students each year. The CIMI program is designed to help students gain a deeper understanding of marine science, as well as themselves and the world around them. CIMI fosters an inclusive and diverse community of campers and staff. According to research by the University of Wisconsin, when students learn about nature, they experience increased standardized test scores, improved attitudes toward school, better in-school behavior, enhanced attendance, and overall greater academic achievement.

**REASONING:**

Based on current CAST scores, students at Kucera are, on average, 27.4 points below the standard. All Kucera students will have the opportunity to participate in an optional science competition focused on the Next Generation Science Standards Performance Expectation MS-LS 2-5, which covers Interdependent Relationships in Ecosystems. At the conclusion of the project, forty (40) student winners will be selected to attend a camp. This project is congruent with the Rialto USD Strategic Plan, particularly Strategy I: We will provide rigorous and relevant learning experiences to ensure holistic development for each student, and Strategy VI: We will bridge school and community learning opportunities. Through this initiative, students will learn about oceanography and local marine ecosystems.

**RECOMMENDATION:**

To approve up to 40 Kucera students and up to four (4) chaperones (genders pending final student counts) to attend the Catalina Island Marine Institute (CIMI) for three (3) days and two (2) nights on Santa Catalina Island, California, effective April 1, 2025 through May 30, 2025, at a cost not-to-exceed \$14,000.00, and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Jennifer Cuevas/Patricia Chavez, Ed.D.



**Board of Education Agenda  
December 18, 2024**

**APPROVE AN OVERNIGHT TRIP TO MCKINNEY VENTO/FOSTER SCHOLARS SAN DIEGO AREA COLLEGE TOUR - CARTER, EISENHOWER, RIALTO & MILOR HIGH SCHOOLS**

**BACKGROUND:**

In California, the graduation rate for homeless youth in the 2022-2023 school year was 15 percent lower than that of non-homeless students. Among foster youth, 61.4 percent graduated, compared to a graduation rate of 87.3 percent for non-foster students. Nationwide, only about half of the youth raised in foster care complete high school. Less than 5 percent graduate from a four-year college and only 2 to 6 percent earn a degree from a two-year college. In July 2023, Senate Bill 307 expanded the Middle-Class Scholarship (MCS) program to support foster youth enrolled in associate degree, transfer pathway, or certificate programs at community colleges or four-year universities at California State University (CSU) or University of California (UC). This legislation allows foster youth to have 100 percent of their unmet financial needs covered, including expenses for books, food, and housing.

**REASONING:**

McKinney Vento/Foster students often struggle to participate in academic programs due to frequent school changes, limiting their college exploration opportunities. This college tour aims to provide students from the PBIS Counselor's caseload with visits to universities and community colleges in the San Diego area, including UC San Diego, San Diego City College, San Diego State University, and Cal State San Marcos. Transportation will be provided via District charter buses and lodging in the area. The visits will help motivate and support these students by familiarizing them with college options, and special programs, and encouraging them to excel in their studies. Ultimately, the tour aims to help them set goals and reduce anxiety about their futures.

**RECOMMENDATION:**

To approve 40 academically eligible students (10 per site) to participate in the university/college campus tours in the San Diego area on February 27, 2025 through February 28, 2025, at a cost not-to-exceed \$15,000.00, and to be paid from the General Fund (McKinney Vento).

**SUBMITTED/REVIEWED BY:** Robin McMillon, Ed.D./Patricia Chavez, Ed.D.



**Board of Education Agenda  
December 18, 2024**

**APPROVE AN OVERNIGHT TRIP TO PROSTART CUP COMPETITION 2025**

**BACKGROUND:**

The ProStart Cup is an annual competition for high school students enrolled in the ProStart program's two-year curriculum focused on preparing students for careers in culinary arts and hospitality management. This event gathers students from various schools to compete in a series of challenging tasks, including pitching new restaurant concepts, creating a three-course menu, and participating in quick-fire culinary research and development competitions. Participants gain invaluable feedback from industry professionals, exposing them to the standards and expectations of the restaurant and hospitality industry. Additionally, the event includes a College and Career Expo, offering students insights into career and educational pathways in the culinary and hospitality fields, further preparing them for opportunities beyond high school.

**REASONING:**

The California ProStart Cup will take place at the Proudbird Food Bazaar and Events Center in Los Angeles, California. The Rialto USD team will include 4 female and 3 male students, 1 female and 1 male chaperone. Students participating in this competition are coherent with both the Rialto Strategic Plan, Strategy I: We will provide rigorous and relevant learning experiences to ensure each student's holistic development and the 12 Essential Elements for a High-Quality College and Career Pathway Framework, Element 3: Access, Supporting systems for Work Based Learning and learning beyond the classroom walls. The ProStart Cup provides students a platform to demonstrate their culinary techniques, teamwork, communication, creativity, and problem-solving abilities.

**RECOMMENDATION:**

To approve an overnight trip for up to ten (10) students (up to 5 females and 5 males) and (2) two chaperones (1 male and 1 female) representing all Rialto USD high schools to compete at the ProStart Cup in Los Angeles, California, effective February 23, 2025 through February 26, 2025, at a cost not-to-exceed \$15,000.00, and to be paid from the General Fund (CTEIG & Perkins Grant).

**SUBMITTED/REVIEWED BY:** Juanita Chan-Roden/Patricia Chavez, Ed.D.



**Board of Education Agenda  
December 18, 2024**

**DONATIONS**

Monetary Donation(s)

Location: Eisenhower High School

Purpose: EHS Band

Donor: Barona Band of Mission Indians Amount: \$5,000.00

Location: Fiscal Services

Purpose: 2024 Toy Drive Giveaway

Donor: Claim Retention Services, Inc. Amount: \$ 200.00

Donor: Westgroup Designs, Inc. Amount: \$ 500.00

Donor: PCH Architects Amount: \$ 350.00

Donor: John R Byerly Amount: \$ 500.00

Donor: Complete Office Amount: \$ 300.00

Donor: Hotsy of Southern California Environmental Equipment Supply, Inc. Amount: \$ 100.00

Donor: Blum Electric Amount: \$ 200.00

Donor: Painting & Decor, Inc. Amount: \$ 100.00

Donor: Caston, Inc. Amount: \$1,000.00

Donor: XVR Software LLC Amount: \$ 200.00

Donor: The Manhood Project Amount: \$ 600.00

Non-Monetary Donation(s)

Location: Fiscal Services

Donor: Amazon Items: 14 Pallets of various items

Donor: Erickson Hall Construction Items: 40 Toys

Donor: Corwin SoCal Items: Toys

Donor: Oriental Trading Company Items: Toys

Location: Hughbanks Elementary School

Donor: Lifetime Community Care Items: Food basket for family valued at \$200





**Board of Education Agenda  
December 18, 2024**

**AUTHORIZE THE PURCHASE, WARRANTY, REMOVAL, DISPOSAL, INSTALLATION, MAINTENANCE, AND REPAIR OF ATHLETIC SURFACES FROM HELLAS CONSTRUCTION, INC. UTILIZING CALIFORNIA MULTIPLE AWARD SCHEDULE (CMAS) NUMBER 4-24-10-1011.**

**BACKGROUND:**

The purpose of this agenda item is to seek Board approval to utilize a CMAS contract awarded to Hellas Construction, Inc. The District can, without going to bid, utilize such contracts pursuant to California Public Contract Code Sections 20118 and 10298. District staff have reviewed contracts available for use by the District through CMAS, National Association of State Procurement Officials (NASPO) and awarded public contracts from other Public Agencies and determined that the contract prices offered by Hellas Construction, Inc. under CMAS Agreement No. 4-24-10-1011 to be fair, reasonable, and competitive. The CMAS contract expires on August 25, 2025.

**REASONING:**

The CMAS agreement with Hellas Construction, Inc. will enable the District to acquire essential products and services that support both student learning and staff work environments, specifically athletic field repair, maintenance, and replacement. CMAS contracts ensure that only financially strong, responsive vendors, specifically trained and approved by the manufacturer, will be allowed to sell and install the materials purchased through the CMAS contract.

The CMAS contracts are utilized statewide by both California state and local government agencies under delegated authority from the Department of General Services, Procurement Division, in accordance with Public Contract Code (PCC) Sections 10290, et. seq., and Section 12101.5. There is no administration fee as all costs are assessed to the supplier.

**RECOMMENDATION:**

Approve the use of California Multiple Award Schedule (CMAS) number 4-24-10-1011 from Hellas Construction, Inc. at a cost to be determined at the time of purchase and to be paid using various funds.

**SUBMITTED/REVIEWED BY:** Ricardo G. Salazar/Diane Romo





**Board of Education Agenda  
December 18, 2024**

**AUTHORIZE THE PURCHASE AND WARRANTY OF TECHNOLOGY PRODUCTS,  
SERVICES, AND SOLUTIONS FROM CONVERGEONE, INC. UTILIZING  
CALIFORNIA MULTIPLE AWARD SCHEDULE (CMAS) NUMBER 3-24-11-1048**

**BACKGROUND:**

The purpose of this agenda item is to seek Board approval to utilize a CMAS contract awarded to ConvergeOne, Inc. The District can, without going to bid, utilize such contracts pursuant to California Public Contract Code Sections 20118 and 10298. District staff have reviewed contracts available for use by the District through CMAS, National Association of State Procurement Officials (NASPO) and awarded public contracts from other Public Agencies and determined that the contract prices offered by ConvergeOne, Inc. under CMAS Agreement No. 3-24-11-1048 to be fair, reasonable, and competitive. The CMAS contract expires on May 31, 2028.

**REASONING:**

The CMAS agreement with ConvergeOne, Inc. will enable the District to acquire essential technology services that support both student learning and staff work environments. CMAS contracts ensure that only financially strong, responsive vendors, specifically trained and approved by the manufacturer will be allowed to sell and install the materials purchased through the CMAS contract.

The CMAS contracts are utilized statewide by both California state and local government agencies under delegated authority from the Department of General Services, Procurement Division, in accordance with Public Contract Code (PCC) Sections 10290, et. seq., and Section 12101.5. There is no administration fee as all costs are assessed to the supplier.

**RECOMMENDATION:**

Approve the use of California Multiple Award Schedule (CMAS) number 3-24-11-1048 from ConvergeOne, Inc. at a cost to be determined at the time of purchase and to be paid using various funds.

**SUBMITTED/REVIEWED BY:** Ricardo G. Salazar/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**AUTHORIZE THE PURCHASE, WARRANTY, INSTALLATION, AND MAINTENANCE OF TECHNOLOGY HARDWARE, SOFTWARE, AND SOLUTIONS FROM CONVERGEONE, INC. UTILIZING CALIFORNIA MULTIPLE AWARD SCHEDULE (CMAS) NUMBER 3-24-11-1041**

**BACKGROUND:**

The purpose of this agenda item is to seek Board approval to utilize a CMAS contract awarded to ConvergeOne, Inc. The District can, without going to bid, utilize such contracts pursuant to California Public Contract Code Sections 20118 and 10298. District staff have reviewed contracts available for use by the District through CMAS, National Association of State Procurement Officials (NASPO) and awarded public contracts from other Public Agencies and determined that the contract prices offered by ConvergeOne, Inc. under CMAS Agreement No. 3-24-11-1041 to be fair, reasonable, and competitive. The CMAS contract expires on December 13, 2027.

**REASONING:**

The CMAS agreement with ConvergeOne, Inc. will enable the District to acquire essential equipment, software, and services that support both student learning and staff work environments. CMAS contracts ensure that only financially strong, responsive vendors, specifically trained and approved by the manufacturer will be allowed to sell and install the materials purchased through the CMAS contract.

The CMAS contracts are utilized statewide by both California state and local government agencies under delegated authority from the Department of General Services, Procurement Division, in accordance with Public Contract Code (PCC) Sections 10290, et. seq., and Section 12101.5. There is no administration fee as all costs are assessed to the supplier.

**RECOMMENDATION:**

Approve the use of California Multiple Award Schedule (CMAS) number 3-24-11-1041 from ConvergeOne, Inc. at a cost to be determined at the time of purchase and to be paid using various funds.

**SUBMITTED/REVIEWED BY:** Ricardo G. Salazar/Diane Romo





**Board of Education Agenda  
December 18, 2024**

**APPROVE AMENDMENT NO. 2 TO THE AGREEMENT WITH  
MILLER ARCHITECTURE TO PROVIDE ARCHITECTURAL SERVICES FOR THE  
ZUPANIC VIRTUAL ACADEMY PROJECT**

**BACKGROUND:**

On March 9, 2022, the Board of Education approved an agreement with Miller Architecture to provide architectural services for the Zupanic Virtual Academy Project. The original term of the agreement was March 10, 2022, to December 31, 2023.

On October 25, 2023, the Board of Education approved Amendment No. 1 to the agreement with Miller Architecture to extend the term from December 31, 2023, to December 31, 2024.

**REASONING:**

The project encountered unforeseen delays due to several plan modifications required by the Division of State Architect (DSA) during construction, resulting in an extended project schedule. Amendment No. 2 extends Miller Architecture's agreement from December 31, 2024, to February 28, 2025, to finalize the project closeout process. All other terms and conditions of the agreement remain the same.

**RECOMMENDATION:**

Approve Amendment No. 2 to the agreement with Miller Architecture to extend the term from December 31, 2024, to February 28, 2025, for architectural services for the Zupanic Virtual Academy Project.

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**APPROVE AMENDMENT NO. 1 TO THE AGREEMENT WITH PF VISION, INC. TO PROVIDE DIVISION OF STATE ARCHITECT (DSA) INSPECTION SERVICES FOR THE COVERED PARENT WAITING AREA SHADE STRUCTURE PROJECT AT THE DISTRICT ENROLLMENT CENTER**

**BACKGROUND:**

On September 27, 2023, the Board of Education approved an agreement with PF Vision, Inc. to perform Division of State Architect (DSA) Inspection Services for the Covered Parent Waiting Area Shade Structure Project at the District Enrollment Center. The term of the agreement was September 28, 2023, through December 31, 2024.

**REASONING:**

In August 2024, the contractor unexpectedly abandoned the project without prior notice or explanation, resulting in an unexpected setback. District staff is actively collaborating with the contractor's Surety to address the situation and resume progress on the project. Consequently, the contract with PF Vision, Inc. must be extended from December 31, 2024, to June 30, 2025. All other terms and conditions of the agreement will remain the same.

**RECOMMENDATION:**

Approve Amendment No. 1 to the agreement with PF Vision, Inc. to extend the agreement term from December 31, 2024, to June 30, 2025, to provide Division of State Architect (DSA) inspection services for the Covered Parent Waiting Area Shade Structure Project at the District Enrollment Center.

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**APPROVE AMENDMENT NO. 1 TO THE AGREEMENT WITH PF VISION, INC. TO PROVIDE DIVISION OF STATE ARCHITECT (DSA) INSPECTION SERVICES FOR THE ZUPANIC VIRTUAL ACADEMY PROJECT**

**BACKGROUND:**

On March 6, 2024, the Board of Education approved an agreement with PF Vision, Inc. to perform Division of State Architect (DSA) Inspection Services for the Zupanic Virtual Academy Project. The term of the agreement was March 7, 2024, through December 31, 2024, for a cost not-to-exceed \$40,000.00.

**REASONING:**

The project encountered unforeseen delays due to several plan modifications required by the Division of State Architect (DSA) during construction, resulting in an extended project schedule. Amendment No. 1 extends the agreement with PF Vision, Inc. from December 31, 2024, to February 28, 2025, to complete the DSA closeout process. It also increases the contract by \$6,720.00 to cover additional inspection services required due to the DSA changes and the prolonged project duration.

**RECOMMENDATION:**

Approve Amendment No. 1 to the agreement with PF Vision, Inc. to extend the agreement term from December 31, 2024, to February 28, 2025, to provide the Division of State Architect (DSA) inspection services for the Zupanic Virtual Academy Project and to increase the contract by \$6,720.00 for a revised contract amount of \$46,720.00, and to be paid from Fund 25 – Capital Facilities Fund.

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**AMENDMENT NO. 1 TO THE AGREEMENT WITH JOHN R. BYERLY INC. TO PROVIDE SPECIAL INSPECTION AND TESTING SERVICES FOR THE COVERED PARENT WAITING AREA SHADE STRUCTURE PROJECT AT THE DISTRICT ENROLLMENT CENTER**

**BACKGROUND:**

On September 27, 2023, the Board of Education approved an agreement with John R. Byerly, Inc. to perform Special Inspection and Testing Services for the Covered Parent Waiting Area Shade Structure Project at the District Enrollment Center. The term of the agreement was September 28, 2023, through December 31, 2024.

**REASONING:**

In August 2024, the contractor unexpectedly abandoned the project without prior notice or explanation, resulting in an unexpected setback. District staff is actively collaborating with the contractor's Surety to address the situation and resume progress on the project. Consequently, the contract with John R. Byerly, Inc. must be extended from December 31, 2024, to June 30, 2025. All other terms and conditions of the agreement will remain the same.

**RECOMMENDATION:**

Approve Amendment No. 1 to the agreement with John R. Byerly, Inc. to extend the agreement term from December 31, 2024, to June 30, 2025, to provide Special Inspection and Testing Services for the Covered Parent Waiting Area Shade Structure Project at the District Enrollment Center.

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**APPROVE AMENDMENT NO. 1 TO THE AGREEMENT WITH PERKINS EASTMAN TO PROVIDE ARCHITECTURAL SERVICES FOR THE BASEBALL FIELD RENOVATION AT EISENHOWER HIGH SCHOOL AND NEW BASEBALL FIELD LIGHTING AT RIALTO HIGH SCHOOL**

**BACKGROUND:**

On July 12, 2023, the Board of Education approved an agreement with Perkins Eastman to provide architectural services for the Baseball Field Renovation and Lighting Projects at Eisenhower and Rialto High Schools.

**REASONING:**

The projects experienced delays in the review and approval process due to extended timelines from the Division of State Architect (DSA). However, the projects have now received DSA approval and are ready for bidding. Amendment No. 1 to the agreement with Perkins Eastman will extend the term from December 31, 2024, to June 30, 2026. All other terms and conditions of the agreement remain the same.

**RECOMMENDATION:**

Approve Amendment No. 1 to the agreement with Perkins Eastman to extend the agreement term from December 31, 2024, to June 30, 2026, to provide architectural services for the baseball field renovation at Eisenhower High School and new baseball field lighting at Rialto High School.

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**RATIFY AN AGREEMENT WITH ZUNIGA'S EQUIPMENT RENTAL & REPAIR INC**

**BACKGROUND:**

Zuniga's Equipment Rental & Repair Inc., has provided specialized heavy machinery rental and repair services for over two decades, serving clients across the Inland Empire. The company offers equipment rentals and comprehensive repair services for complex machinery, building a strong reputation for reliability in the field. Additionally, Zuniga's offers training and certification on the safe and compliant use of various heavy lift equipment.

**REASONING:**

Zuniga's Equipment Rental & Repair will train and certify Maintenance and Operations staff on safely using heavy lift equipment, including boom lifts, scissor lifts, aerial lifts, and bucket trucks. This training will ensure staff comply with local, state, and Cal/OSHA regulations for legal and safety standards.

**RECOMMENDATION:**

Ratify the agreement with Zuniga's Equipment Rental & Repair Inc. to provide certification of Maintenance and Operations staff for the use of heavy equipment lifts and provide staff with certificates, effective November 25, 2024, through June 30, 2025, at the cost not-to-exceed \$18,571.00, and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Matt Carter/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**APPROVE A RENEWAL AGREEMENT WITH RIVERSIDE INSIGHTS**

**BACKGROUND:**

Founded in 1979, Riverside Insights is a prominent publisher specializing in clinical and educational standardized assessments in the United States. Headquartered in Itasca, Illinois, the organization has established itself as a leader in the field of educational measurement. Riverside Insights offers a diverse array of assessments that are designed to evaluate the learning abilities, needs, and potential of students across various educational levels. These products are utilized by educators, psychologists, and researchers to gain insights into student performance, identify areas for improvement, and support effective teaching strategies. Through its commitment to innovation and quality, Riverside Insights plays a critical role in enhancing educational outcomes and promoting success for learners.

**REASONING:**

The Woodcock-Johnson® V (WJ V™) is an assessment tool used by our Educational Specialist and School Psychologist to evaluate students. It is designed to provide customized, efficient, and flexible assessments that help examiners accurately identify potential learning problems and significant individual differences in both children and adults. The WJ V measures intellectual abilities, academic achievement, and oral language skills.

**RECOMMENDATION:**

To provide a 30-month access to Woodcock Johnson V assessment materials and provide professional development for Education Specialists and School Psychologists, effective December 19, 2024 through July 31, 2027, at a cost not-to-exceed \$45,000.00, and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Sonya Scott, Ed.D/Patricia Chavez, Ed.D.





**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AGREEMENT WITH MIA MERCADO, CHOREOGRAPHER - RIALTO HIGH SCHOOL**

**BACKGROUND:**

Mia Mercado, a distinguished director and choreographer, boasts over two decades of experience in the Inland Empire. She will lend her exceptional choreography skills to Rialto High School's Spring Musical, *The Addams Family*. Mia's impressive repertoire includes choreography for numerous productions across various theaters. Beyond her work on stage, Mia serves as the Board President for the Desert Theatricals Foundation's Youth Theatre Program (2022-2024). She has garnered widespread recognition from the Inland Theatre League, earning 13 awards and 17 nominations for her achievements in directing, acting, choreography, and set design. Additionally, Mia has twice been honored with the Director of the Year award by both Redlands Footlighters and Riverside Community Players.

**REASONING:**

Mia Mercado will choreograph Rialto High School's Spring Musical, *The Addams Family*, under the direction of Ms. Carina Wolf, our Theatre teacher. This initiative is designed to foster a positive school culture and engage students meaningfully. It is congruent with our Site Strategic Plan to enhance the school climate and spirit, supporting the Student Plan for Student Achievement (SPSA) Goal 1: "To provide students with access to activities and events that broaden their understanding of leadership content."

**RECOMMENDATION:**

To provide choreography support for the Rialto High School students for the Spring Musical *The Addams Family* for the 2024-2025 school year, effective February 8, 2025 through March 16, 2025, at a cost not-to-exceed \$1,000.00, and to be paid from the General Fund (Prop 28 AMS).

**SUBMITTED/REVIEWED BY:** Caroline Sweeney, Ed.D./Patricia Chavez, Ed.D.





**Board of Education Agenda  
December 18, 2024**

**APPROVE A RENEWAL AGREEMENT WITH SDL INC. DBA TRADOS STUDIO**

**BACKGROUND:**

SDL Inc., DBA Trados Studio, provides a comprehensive platform for translators to edit, review, and manage translation projects. At the heart of the Trados Studio platform are Translation Memories, which store previously translated segments for future use. This feature helps avoid the tedious task of re-translating commonly used words and phrases. Over the past two years, the Rialto Unified School District has utilized Trados Studio, allowing the Interpretation team to translate school handbooks for each school, board agendas and minutes throughout the year, as well as thousands of other documents.

**REASONING:**

SDL Inc., DBA Trados Studio Team, will provide a Trados Team license that includes an online editor for the entire district's interpretation and translation team. This product will streamline translations across our district by making the process more automated and consistent. The use of Trados Studio has increased the team's productivity by enabling collaboration on various projects and creating a shared bank of language terms. Continued use of Trados Studio will further enhance our district's ability to communicate effectively with our Spanish-speaking community.

**RECOMMENDATION:**

To provide a Trados Team license with an online editor for the entire District interpretation/translation team, effective December 19, 2024 through December 19, 2025, at a cost not-to-exceed \$11,403.00, and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Marina Madrid, Ed.D./Patricia Chavez, Ed.D.



## Board of Education Agenda December 18, 2024

### **APPROVE A RENEWAL AGREEMENT WITH THE MANHOOD PROJECT - MILOR HIGH SCHOOL**

#### **BACKGROUND:**

Milor High School seeks Board of Education approval for an agreement with The Manhood Project, Inc. to provide in-person Social Emotional Learning and Support for male students. The program, led by Mr. Phillip Black and trained teacher facilitators, aims to enhance positive qualities in underserved youth and reduce at-risk behaviors through a four-part strategy: Exposure, Education, Engagement, and Encouragement. It will cover core competencies like Self-Awareness, Self-Management, Responsible Decision Making, Social Awareness, and Relationship Skills, through multi-day workshops and activities involving guardians.

#### **REASONING:**

Male students of color, particularly African Americans, are a key focus in our student achievement and strategic plan. This demographic requires specific social-emotional support to foster personal development and instill leadership skills that will benefit the entire school community. The Manhood Project will provide our school with the necessary tools to address these inequities. This series of workshops will enhance Milor's efforts to incorporate Strategies III and IV of the RUSD Strategic Plan. In Quarter 1, 26 students who participated in The Manhood Project reported feeling less stress after participating. Since Semester 2 (Quarters 3 & 4) has the largest turnover rate for the student population at Milor, a new set of students would get to participate and enjoy decompressing prior to poor progress notes being sent out to families. Out of 26 students, 25 achieved a grade of C or higher in ELA, and 20 earned a C or better in Math. Additionally, 20 students maintained an attendance rate of 85% or higher.

#### **RECOMMENDATION:**

To provide Social Emotional Learning support by facilitating a 2-4 day mid-year youth conference for all eligible male students at Milor High School, effective December 19, 2024 through March 18, 2025 at a cost not-to-exceed \$20,000.00, and to be paid from the General Fund (Equity Multiplier Fund).

**SUBMITTED/REVIEWED BY:** Kyla Griffin, Ed.D./Patricia Chavez, Ed.D.



**Board of Education Agenda  
December 18, 2024**

**APPROVE A RENEWAL AGREEMENT WITH DAT YOGA DUDE - MILOR HIGH SCHOOL**

**BACKGROUND:**

James Woods, DBA Dat Yoga Dude provides tools for participants to develop and practice a lifestyle of health and wellness through interactive and engaging activities and skills training. Some of these sessions include techniques to prevent stress and encourage self-regulation, and mindfulness. These tools are helpful for managing anxiety, depression, and negative behaviors. Dat Yoga Dude has conducted multiple yoga and wellness class sessions at different RUSD school sites and departments.

**REASONING:**

Dat Yoga Dude will provide 2 days of up to 4-hour training sessions to Milor High School students and staff during a 2-day workshop to further align Milor's site goals to enhance campus culture of "Body, Soul, and Spirit" for the well-being of students. SPSA Goal 3, Strategy 4. In Quarter 1, over 40 students participated in yoga sessions and reported a significant stress reduction. With the highest student turnover occurring in Semester 2 (Quarters 3 & 4), a new group of students will have the opportunity to participate and benefit from these stress-relieving sessions before progress notes are distributed to families.

**RECOMMENDATION:**

To provide two (2) days of up to four (4) hours of yoga and wellness training sessions to Milor students, effective December 19, 2024 through March 18, 2025, at a cost not-to-exceed \$5,000.00, and to be paid from the General Fund (Equity Multiplier Fund).

**SUBMITTED/REVIEWED BY:** Kyla Griffin, Ed.D./Patricia Chavez, Ed.D.



**Board of Education Agenda  
December 18, 2024**

**APPROVE A RENEWAL AGREEMENT WITH CURLS, COILS AND CROWNS -  
MILOR HIGH SCHOOL**

**BACKGROUND:**

Curls, Coils, and Crowns will offer an enrichment program specifically designed for female students of color, with a focus on African American girls. This partnership aims to deliver a challenging and empowering curriculum within a safe and supportive environment. The program encourages participants to develop a deeper understanding of themselves and their worth, guided by the five pillars: Culture, Royal Roots, Owning Our Identity, Withstanding Negativity, and Natural Beauty.

**REASONING:**

This program aims to enhance social-emotional competencies among female students of color, especially African American girls, by focusing on the five core social and emotional competencies identified by The Collaborative for Academic, Social, and Emotional Learning (CASEL). By promoting social-emotional support, the program fosters positive student engagement and improves academic performance. In Quarter 1, 47 students participated and reported a reduction in stress. Since Semester 2 (Quarters 3 & 4) have the highest student turnover rate at Milor, a new group of students will have the chance to participate and benefit from these stress-relieving sessions before progress notes are sent to families

**RECOMMENDATION:**

To provide two (2) four-day Crowns, Coils and Curls self-esteem workshops for 30 female students at Milor High School, effective December 19, 2024 through March 18, 2025, at a cost not-to-exceed \$25,000.00, and to be paid from the General Fund (Equity Multiplier Fund).

**SUBMITTED/REVIEWED BY:** Kyla Griffin, Ed.D./Patricia Chavez, Ed.D.



**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AGREEMENT WITH PF VISION INC., TO PROVIDE DIVISION OF STATE ARCHITECT (DSA) INSPECTION SERVICES FOR THE PLAYGROUND EQUIPMENT AND RUBBERIZED SURFACE INSTALLATION PROJECT PHASE II**

**BACKGROUND:**

On June 12, 2024, the Board of Education awarded Bid No. 23-24-021 to remove and install new playground equipment at six elementary schools: Henry, Kelley, Morgan, Morris, Preston, and Simpson. State regulations require that school construction projects be inspected by a Division of State Architect (DSA) Inspector of Record (IOR). The IOR is responsible for ensuring compliance with DSA construction plans and specifications, which include Structural Safety, Fire/Life Safety, and Access Compliance.

**REASONING:**

To ensure DSA compliance during Phase II of the Playground Equipment and Rubberized Surface Installation Project, an experienced DSA Inspector of Record (IOR) is needed to review project plans and oversee the construction. This phase of the project will involve work at Henry, Kelley, Morgan, Morris, Preston, and Simpson Elementary Schools. PF Vision, Inc. has been selected to provide these services due to their extensive experience and proven track record of successfully delivering DSA inspection services on prior District projects.

**RECOMMENDATION:**

Approve an agreement with PF Vision Inc. for DSA inspection services for the Playground Equipment and Rubberized Surface Installation Phase II Project, effective December 19, 2024, through December 31, 2025, at a cost not-to-exceed \$30,000.00, and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AGREEMENT WITH JOHN R. BYERLY, INC. TO PERFORM PERCOLATION TESTING FOR STORMWATER DISPOSAL FOR THE NEW GYMNASIUM AND SYNTHETIC TRACK PROJECT AT FRISBIE MIDDLE SCHOOL**

**BACKGROUND:**

As part of the planning and construction requirements for the new gymnasium and synthetic track project at Frisbie Middle School, stormwater management measures must comply with local and state regulations. Percolation testing is a critical step to evaluate soil suitability for effective stormwater disposal and to ensure compliance with environmental standards.

**REASONING:**

Percolation testing is necessary to assess the soil's infiltration capacity and inform the design of stormwater management systems. The results will determine the best method to dispose of stormwater, whether through infiltration or alternative systems. John R. Byerly, Inc. is a qualified engineering firm with expertise in conducting percolation tests and providing technical recommendations for such projects. Engaging their services ensures that testing is conducted accurately and efficiently, supporting regulatory compliance.

**RECOMMENDATION:**

Approve an agreement with John R. Byerly, Inc. to perform percolation testing for stormwater disposal for the new gymnasium and synthetic track project at Frisbie Middle School, effective December 19, 2024, through June 30, 2025, at a cost not-to-exceed \$8,555.00, and to be paid from the General Obligation (G.O.) Bond Fund 21.

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo





**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AGREEMENT WITH JOHN R. BYERLY, INC. TO PERFORM PERCOLATION TESTING FOR STORM WATER DISPOSAL FOR THE NEW GYMNASIUM AND SYNTHETIC TRACK PROJECT AT KOLB MIDDLE SCHOOL**

**BACKGROUND:**

As part of the planning and construction requirements for the new gymnasium and synthetic track project at Kolb Middle School, stormwater management measures must comply with local and state regulations. Percolation testing is a critical step to evaluate soil suitability for effective stormwater disposal and to ensure compliance with environmental standards.

**REASONING:**

Percolation testing is necessary to assess the soil's infiltration capacity and inform the design of stormwater management systems. The results will determine the best method to dispose of stormwater, whether through infiltration or alternative systems. John R. Byerly, Inc. is a qualified engineering firm with expertise in conducting percolation tests and providing technical recommendations for such projects. Engaging their services ensures that testing is conducted accurately and efficiently, supporting regulatory compliance.

**RECOMMENDATION:**

Approve an agreement with John R. Byerly, Inc. to perform percolation testing for stormwater disposal for the new gymnasium and synthetic track project at Kolb Middle School, effective December 19, 2024, through June 30, 2025, at a cost not-to-exceed \$8,555.00, and to be paid from the General Obligation (G.O.) Bond Fund 21.

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AGREEMENT WITH INDIVIDUALIZED EDUCATIONAL  
PSYCHOLOGY, INC**

**BACKGROUND:**

Individualized Educational Psychology, Inc. adopts a unique, comprehensive, and collaborative team approach to providing educational services. Our team of consultants includes school psychologists, assistive technology specialists, a Spanish/English translator, a fitness consultant, and a former principal and director of curriculum and instruction. All our educational evaluations benefit from this team concept. Dr. Turner, president of IEP, Inc., is a Licensed Educational Psychologist (#2966), Consulting Psychologist (APA), former Special Education Director and lead school psychologist, Certified Mediator (State Bar of California), author, private pilot, Marine combat veteran, and adjunct college professor. With experience as a middle and high school teacher and guidance counselor, Dr. Turner leads with unparalleled expertise. This site provides information about the services and publications offered by IEP, Inc., including educational evaluations, professional development, and resources for school psychologists, special education teachers, and parents. Specialties include dyslexia, dysgraphia, dyscalculia, extreme behaviors, and autism.

**REASONING:**

To ensure the District complies with Federal and State mandates, Special Education Regulations 34 CFR § 300.502 allows parents to request an Independent Education Evaluation (IEE) at public expense. IEP, Inc. offers services for Independent Education Evaluations (IEEs) when parents disagree with the assessment or per the settlement agreement.

**RECOMMENDATION:**

To provide Independent Education Evaluations during the 2024-2025 school year, effective December 19, 2024 through June 30, 2025, at a cost not-to-exceed \$20,000.00, and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Sonya Scott, Ed.D/Patricia Chavez, Ed.D.





**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AGREEMENT WITH MOBILE EDGE TEAM**

**BACKGROUND:**

In 2023, the District acquired new hotspots for students lacking internet access at home. This purchase was part of a contract with T-Mobile, which included Pintrac, a mobile device management (MDM) service. The MDM services were provided by the Mobile Edge Team.

**REASONING:**

Pintrac, a comprehensive network management solution tailored for educational institutions, simplifies the oversight of mobile device hotspot networks. It offers a secure platform for efficiently controlling, configuring, and updating numerous devices, streamlining hotspot management.

**RECOMMENDATION:**

Approve an agreement with the Mobile Edge Team to provide Pintrac mobile device management system to manage 750 hotspots, effective December 19, 2024, through December 18, 2025, at a cost not-to-exceed \$10,125.00 and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Beth Ann Scantlebury/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AGREEMENT WITH ST. CATHERINE OF SIENA PRIVATE SCHOOL**

**BACKGROUND:**

The Rialto Unified School District has received a notification from St. Catherine of Siena, a private school within our district's geographic jurisdiction, expressing their interest in participating in the Title I program. This program is funded under the Elementary and Secondary Education Act, as amended by the Every Student Succeeds Act, Title I, Part A. St. Catherine of Siena School is eligible to participate in this federal program through our district.

**REASONING:**

Title I services for children in private schools must be equitable, timely, and address their educational needs. After consultations with St. Catherine of Siena School, it has been decided that these services will be provided by two of their teachers, Salve Banzon and Anna Corlew, who will serve as consultants. They will offer extended day intervention for identified low-achieving students, focusing on English Language Arts and Mathematics. The intervention services will be conducted at St. Catherine of Siena School during non-school hours from December 19, 2024, through May 30, 2025.

**RECOMMENDATION:**

To provide extended day services for no more than 90 hours at the rate of \$55.52 per hour to low-achieving students at St. Catherine of Siena Private School, effective December 19, 2024 through May 30, 2025, at a cost not-to-exceed \$5,000.00, and to be paid from the General Fund (Title I).

**SUBMITTED/REVIEWED BY:** Kevin Hodgson, Ed.D/Patricia Chavez, Ed.D.



**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AGREEMENT WITH DEAF AND HARD OF HEARING EDUCATIONAL SOLUTIONS**

**BACKGROUND:**

DHH Educational Solutions is an educational consulting agency dedicated to addressing the needs of students who are Deaf and Hard of Hearing. With over 25 years of experience, we provide DHH Itinerant Services, consulting, and ongoing support to schools and families. DHH Educational Solutions offers a variety of specialized services, including Auditory Verbal Therapy (AVT) Assessments and ongoing AVT sessions for students.

**REASONING:**

Auditory Verbal Therapy (AVT) equips students with essential listening and spoken language skills, enabling them to thrive in a regular education setting. Through AVT, students learn to develop their auditory skills, which helps them understand and process spoken language more effectively. This therapy focuses on fostering natural communication abilities, allowing students to integrate seamlessly into mainstream classrooms and participate fully in academic and social activities. Despite the critical benefits of AVT, Rialto Unified School District currently lacks in-house personnel qualified to provide these services as mandated by students' Individualized Education Programs (IEPs) or settlement agreements. As a result, the district must seek external specialists to ensure that students receive the necessary support to meet their educational goals and comply with legal requirements.

**RECOMMENDATION:**

To provide support to students requiring Auditory Verbal Therapy (AVT) services on their Individualized Education Program (IEP) or settlement agreement, effective December 19, 2024 through June 30, 2025, at a cost not-to-exceed \$7,500.00, and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Sonya Scott, Ed.D/Patricia Chavez, Ed.D.



**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AGREEMENT WITH ECS IMAGING INC**

**BACKGROUND:**

Previous to 2008, the District contracted with Optix and Xerox products to scan both Personnel and Student records. The servers storing this data are outdated and are no longer under warranty. Continued access to this critical data is essential. In 2014, the district contracted with ECS Imaging Inc. to implement Laserfiche for document and records management. School sites, Personnel, Student Services, and Special Services use Laserfiche to scan documents and student records. Technology Services has been collaborating with ECS Imaging to determine the volume of data in both databases that would need to migrate into Laserfiche. Currently, we do not have contracts with Optix or Xero. ECS Imaging Inc. can provide the necessary services to convert the data.

**REASONING:**

The current servers are at risk of failure, potentially leading to data loss. Converting the data to the Laserfiche Avante system will ensure its accessibility and preservation.

**RECOMMENDATION:**

Approve an agreement with ECS Imaging Inc. to convert data from legacy databases into Laserfiche Avante system, effective December 19, 2024, through March 31, 2025, at a cost not-to-exceed \$21,175.00 and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Beth Ann Scantlebury/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AGREEMENT WITH ALPHA STRINGS - FRISBIE MIDDLE SCHOOL**

**BACKGROUND:**

Alpha Strings is a passionate and innovative leader in the world of musical instruments and has had a partnership with Rialto Unified for a vast number of years. They specialize in providing musicians of all skill levels with high-quality, performance-ready instruments that inspire creativity and elevate the musical experience. Musical Instruments, from beginner to professional, selection of guitars, drums, wind instruments, and accessories are designed to meet the needs of musicians across all genres.

Alpha Strings believes that music has the power to connect people, ignite imaginations, and express emotions that words cannot capture. This is why they partner with renowned global brands, as well as skilled local musicians, to offer a diverse range of music lessons and instruments that are as unique as the musicians who play them.

**REASONING:**

Congruent with the District's strategic plan under Strategy 1, Action Plan 2, the program offers relevant music instructors tailored to the program's needs. Through our expanded learning program, students will receive violin lessons to enhance the current Mariachi ELOP after-school program.

**RECOMMENDATION:**

To provide 38 sessions at \$200.00 per session, two sessions per week, and 4 student performances at Frisbie Middle School, effective January 8, 2025 through May 19, 2025, for a total cost not-to-exceed \$8,400.00, and to be paid from the General Fund (ELOP).

**SUBMITTED/REVIEWED BY:** Norberto Perez



**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AGREEMENT WITH NEVER STOP GRINDING – JEHUE, KOLB,  
KUCERA AND RIALTO MIDDLE SCHOOLS**

**BACKGROUND:**

Never Stop Grinding (NSG) is dedicated to providing a positive platform to promote and encourage increased physical activity among youth. Our mission is to introduce positive activities that capture student interest, support the fight against childhood obesity and bullying, and enhance morale in at-risk communities. Through our expanded learning program, students will develop a better understanding of healthy living habits, numerical concepts, and patterns, while also enhancing their vocabulary skills through activities such as boxing and more.

**REASONING:**

Congruent with the District's strategic plan under Strategy 1, Action Plan 2, the program offers relevant instruction tailored to each student's learning style. It incorporates evidence-based programs focusing on numeracy and literacy, alongside physical training, to support academic growth and social-emotional well-being. The NSG boxing program emphasizes important life skills such as discipline, creativity, and teamwork, equipping students for success in both college and their future careers. For the 2023-2024 school year, a survey was administered to students at Frisbie Middle School, both at the beginning and at the end of the program. The results showed an average increase of 64% in key areas, including emotional expression and management, social support and relationships, awareness and access to resources, as well as overall satisfaction and motivation. Numeracy and literacy will be the new focus for the 2024-2025 school year, pre/post data will be collected as well.

**RECOMMENDATION:**

To provide 19 sessions, one session per week for Jehue, Kolb, Kucera and Rialto Middle School students, effective January 8, 2025, through May 19, 2025, for a total cost not-to-exceed \$49,400.00, and to be paid from the General Fund (ELOP).

**SUBMITTED/REVIEWED BY:** Norberto Perez



**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AFFILIATION AGREEMENT WITH WESTERN UNIVERSITY OF HEALTH SCIENCES**

**BACKGROUND:**

The State of California requires nursing candidates that are enrolled in a college/university program to complete clinical experience fieldwork before the university student can receive their certification.

**REASONING:**

The Master of Science in Nursing Entry (MSN-E) Program at Western University of Health Sciences provides fieldwork, education and training for nursing students. University students enrolled in this program will gain experience with mentors from Rialto Unified School District in their specialized fields in the process of completing their certification requirements.

**RECOMMENDATION:**

Approve the Affiliation Agreement with the Western University of Health Sciences to assist current and future nurses in completing state requirements for certification from December 18, 2024 through December 19, 2027.

**SUBMITTED/REVIEWED BY:** Ricardo Carranza/Rhonda Kramer, Roxanne Dominguez & Armando Urteaga





**Board of Education Agenda  
December 18, 2024**

**APPROVE THE DIRECT TEACHER AGREEMENT WITH PEPPERDINE UNIVERSITY**

**BACKGROUND:**

The California Commission on Teacher Credentialing requires teacher that are enrolled in a college/university program to complete student teaching/apprentice teaching before the university student can receive their preliminary credential.

**REASONING:**

University students enrolled in the Teacher Preparation Programs at Pepperdine University will gain experience with mentors from Rialto Unified School District in their specialized fields in the process of completing their credential requirements.

**RECOMMENDATION:**

Approve the Directed Teacher Agreement, with Pepperdine University to assist current and future educators in completing state requirements for credentialing from December 19, 2024 through December 11, 2029 at no cost to the District.

**SUBMITTED/REVIEWED BY:** Ricardo Carranza/Rhonda Kramer, Roxanne Dominguez & Armando Urteaga





**Board of Education Agenda  
December 18, 2024**

**APPROVE THE SCHOOL OF NURSING AFFILIATION AGREEMENT WITH AZUSA  
PACIFIC UNIVERSITY**

**BACKGROUND:**

The State of California requires nursing candidates that are enrolled in a college/university program to complete clinical experience fieldwork before the university student can receive their certification.

**REASONING:**

Azusa Pacific University's School of Nursing provides fieldwork, education and training for nursing students. University students enrolled in the Nursing Program at Azusa Pacific University will gain experience with mentors from Rialto Unified School District in their specialized fields in the process of completing their certification requirements.

**RECOMMENDATION:**

Approve the School of Nursing Affiliation Agreement with the Azusa Pacific University to assist current and future nurses in completing state requirements for certification from December 18, 2024 through December 19, 2027.

**SUBMITTED/REVIEWED BY:** Ricardo Carranza/Rhonda Kramer, Roxanne Dominguez & Armando Urteaga



**Board of Education Agenda  
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**APPROVE THE MEMORANDUM OF UNDERSTANDING WITH PACIFIC OAKS  
EDUCATION CORPORATION DBA PACIFIC OAKS COLLEGE**

**BACKGROUND:**

The purpose of this Memorandum of Understanding is to enter into a mutually beneficial agreement with the Pacific Oaks College to provide internship opportunities to students with an internship credential enrolled in the College Intern Program.

**REASONING:**

The District may hire Pacific Oaks College students with internship credentials for positions that require Teacher Education Credentials.

**RECOMMENDATION:**

Approve the Memorandum of Understanding with the Pacific Oaks College to provide current and future students with internship opportunities in their specialized fields from December 19, 2024 through December 11, 2027 at no cost to the District.

**SUBMITTED/REVIEWED BY:** Ricardo Carranza/Rhonda Kramer, Roxanne Dominguez & Armando Urteaga



**Board of Education Agenda  
December 18, 2024**

**APPROVE THE MEMORANDUM OF UNDERSTANDING WITH LAFETRA COLLEGE OF EDUCATION WITHIN THE UNIVERSITY OF LA VERNE**

**BACKGROUND:**

The LaFetra College of Education Center for Educational Leadership at the University of La Verne has the role to work in partnership with Rialto Unified School District to serve professionals with their continuing educational needs and support a path to remain relevant and current after completing a degree. Offering Continuing Education Units (CEU) is a high-impact way to gain competitive advantages through workforce development and talent retention.

**REASONING:**

The District has partnered with LaFetra College of Education to provide CEUs for mentor teachers supporting aspiring educators who are participating in student teaching. The Memorandum of Understanding would expand the opportunity for mentor teachers in the Teacher Residency Program to earn CEUs.

**RECOMMENDATION:**

Approve the Memorandum of Understanding with LaFetra College of Education within the University of La Verne to provide Continuing Education Units through Rialto Unified School District's Teacher Residency Program, at no cost to the District.

**SUBMITTED/REVIEWED BY:** Roxanne Dominguez



**Board of Education Agenda  
December 18, 2024**

**CLASSIFIED EXEMPT – PERSONNEL REPORT NO. 1328**

**BACKGROUND/CRIMINAL HISTORY CHECKS HAVE BEEN COMPLETED, AS PER LAW, ON ALL INDIVIDUALS RECOMMENDED FOR EMPLOYMENT.**

**AVID TUTORS**

Chavez, Marissa	Carter High School	11/14/2024	\$18.50 per hour
Guzman, Bryanna	Carter High School	11/14/2024	\$18.50 per hour
Guzman, Julissa	Carter High School	11/14/2024	\$18.50 per hour

**CROSSING GUARDS**

Herrera, Leticia	Garcia Elementary School	11/20/2024	\$16.50 per hour
MacMilan, Kimberly	Safety Support	11/19/2024	\$16.50 per hour
Perez, Diana	Casey Elementary School	12/02/2024	\$16.50 per hour
Perez, Rosamaria	Casey Elementary School	12/02/2024	\$16.50 per hour
Silva, Phillip	Safety Support	12/03/2024	\$16.50 per hour
Soto, Tomas	Morris Elementary School	12/04/2024	\$16.50 per hour
Viera, Guadalupe	Morris Elementary School	12/02/2024	\$16.50 per hour
Ybarra, Krystal	Safety Support	11/20/2024	\$16.50 per hour

**WORKABILITY – Returning Students**

Razo, Sophie	Old Navy	11/08/2024	\$16.50 per hour
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**WORKABILITY**

Jimenez, Andy	Walmart	12/03/2024	\$14.03 per hour
Robles, Robert	Walgreens	11/08/2024	\$14.03 per hour

**TERMINATION OF HOURLY/DAILY EMPLOYEE**

Employee No. 2930234	Noon Duty Aide	10/31/2024
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**NON-CERTIFICATED COACHES**

A search of the certificated staff of the Rialto Unified School District has failed to fulfill the District’s coaching needs. Pursuant to the Title 5 California Code of Regulations, Section 5531, this is to certify that the following non-certificated coaches employed by the Rialto Unified School District are competent in first aid and emergency procedures as related to coaching techniques in the sports to which they are assigned:

Kolb Middle School

Caldwell, Torrey	Girls’ Basketball	2024/2025	\$1,434.00
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**NON-CERTIFICATED COACHES** (Continued)

Carter High School

Austin, Gregory	JV Head, Girls' Basketball	2024/2025	\$5,047.00
Berry Jr., Gilbert	Frosh Head, Boys' Basketball	2024/2025	\$5,047.00
Castillo Ramirez, Mariano	JV Head, Boys' Soccer	2024/2025	\$4,589.00
Enciso, Anahuac	Frosh Head, Boys' Soccer	2024/2025	\$3,384.24
Garcia, Emmanuel	Frosh Asst., Boys' Soccer	2024/2025	\$4,072.00
Loza, Alexandro	Varsity Head, Girls' Wrestling	2024/2025	\$6,137.00
Navarro, Jose	JV Head, Girls' Soccer	2024/2025	\$4,589.00
Sankey, Brittainny	Frosh Asst., Boys' Basketball	2024/2025	\$4,072.00
Tolbert, Donavan	Varsity Asst., Girls' Basketball	2024/2025	\$4,474.00

Eisenhower High School

Caldwell, Cameron	Frosh Head, Boys' Basketball	2024/2025	\$5,047.00
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Rialto High School

Flores, Anthony	Frosh Head, Girls' Wrestling	2024/2025	\$5,047.00
Rouzan, Cameron	Frosh Asst., Boys' Basketball	11/20/2024	\$3,970.20
Torres, Valerie	JV Head, Boys' Wrestling	2024/2025	\$5,047.00

**SUBMITTED/REVIEWED BY:** Roxanne Dominguez, Rhonda Kramer, and Armando Urteaga



**Board of Education Agenda  
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**CLASSIFIED EMPLOYEES – PERSONNEL REPORT NO. 1328**

**BACKGROUND/CRIMINAL HISTORY CHECKS HAVE BEEN COMPLETED, AS PER LAW, ON ALL INDIVIDUALS RECOMMENDED FOR EMPLOYMENT.**

**PROMOTION**

Rodriguez, Gabriela	To:	Behavioral Support Assistant Special Services/ Fitzgerald Elementary School	11/13/2024	31-3	\$25.94 per hour (8 hours, 203 days)
	From:	Paraprofessional – Moderate/Severe Fitzgerald Elementary School		30-2	\$24.08 per hour (6 hours, 203 days)

**EMPLOYMENT**

Avila-Huerta, Ashley (Repl. G. Rodriguez)	Paraprofessional - Moderate/Severe Fitzgerald Elementary School	11/13/2024	30-1	\$22.92 per hour (6 hours, 203 days)
Andrade, Brenda	Paraprofessional - Moderate/Severe Dollahan Elementary School	12/09/2024	30-1	\$22.92 per hour (6 hours, 203 days)
Garcia, Amanda	Behavioral Support Assistant Special Services/ Henry Elementary School	11/13/2024	31-1	\$23.50 per hour (7 hours, 203 days)
Gonzalez, Evelina (Repl. C. Lira)	Behavioral Support Assistant Special Services/ Simpson Elementary School	11/20/2024	31-1	\$23.50 per hour (7 hours, 203 days)
Henderson, Melissa	Behavioral Support Assistant Special Services/ Werner Elementary School	11/20/2024	31-1	\$23.50 per hour (7 hours, 203 days)
Lomeli, David (Repl. E. Loza)	Grounds Maintenance Worker I Maintenance & Operations	11/25/2024	32-1	\$24.10 per hour (8 hours, 12 months)
Morales, Leticia (Repl. J. Taite)	Health Aide Rialto Middle School	11/20/2024	25-1	\$20.20 per hour (7 hours, 203 days)
Parker, Michael (Repl. M. Ceja-Garcia)	Instructional Technology Assistant Kolb Middle School	12/09/2024	32-1	\$24.10 per hour (6 hours, 212 days)

**EMPLOYMENT** (Continued)

Rivera, Jasmine	Behavioral Support Assistant Special Services/ Henry Elementary School	11/20/2024	31-1	\$23.50 per hour (7 hours, 203 days)
Ruiz, Melanie (Repl. A. Luna)	Paraprofessional - Moderate/Severe Casey Elementary School	12/11/2024	30-1	\$22.92 per hour (6 hours, 203 days)
Sanchez Ortega, Angel (Repl. G. Garduno)	Instructional Technology Assistant Kordyak Elementary School	12/09/2024	32-1	\$24.10 per hour (6 hours, 212 days)
Urbina, Angelica	Health Aide Henry Elementary School	11/08/2024	25-1	\$20.20 per hour (6 hours, 203 days)

**RESIGNATIONS**

Vibe, Cassandra	Applied Behavior Analysis Specialist Special Services	11/22/2024		
Willis, Justina	Nutrition Service Worker I Jehue Middle School	12/31/2024		

**RETIREMENTS**

Brown, William	Reprographic Service Technician Print Shop	01/31/2025		
Martin, Mary	Paraprofessional Milor High School	11/11/2024		
Narez, Mary	Nutrition Service Worker I Central Kitchen	11/04/2024		
Rivera, Jazmin	Paraprofessional Werner Elementary School	01/06/2025		
Smith, Chanel	Behavioral Support Assistant Special Services/ Milor High School	12/04/2024		

**PLACED ON THE 39-MONTH REEMPLOYMENT LIST**

Bell, Jackie	Therapeutic Behavioral Strategist Special Services	01/04/2025
Hernandez, Susan	Custodian I Jehue Middle School	12/18/2024

**SUBSTITUTES**

Broome, Timothy	Custodian I	11/13/2024	\$24.10 per hour
Campos, Sarah	Custodian I	11/13/2024	\$24.10 per hour
Nunez-Bermudez, Diego	Custodian I	12/11/2024	\$24.10 per hour
Ramirez, Denise	Health Aide	12/06/2024	\$20.20 per hour
Urbina, Angelica	Health Aide	11/06/2024	\$20.20 per hour

**SHORT TERM ASSIGNMENT**

Clerical Support	Boyd Elementary School (not to exceed 8 hours)	11/08/2024	\$20.28 per hour
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**TERMINATION OF PROBATIONARY CLASSIFIED EMPLOYEE**

Employee No. 2334634	Behavioral Support Assistant	10/31/2024
Employee No. 2874634	Nutrition Service Worker I	10/30/2024
Employee No. 2273634	Nutrition Service Worker I	12/06/2024

**CERTIFICATION OF ELIGIBILITY LIST – Categorical Project Clerk**

**Eligible:** 12/19/2024  
**Expires:** 06/19/2025

\*\*Position reflects the equivalent to a two-Range increase for night differential

\*\*\* Position reflects a \$50.00 monthly stipend for Confidential position

**SUBMITTED/REVIEWED BY:** Roxanne Dominguez, Rhonda Kramer, and Armando Urteaga





**Board of Education Agenda  
December 18, 2024**

**CERTIFICATED EMPLOYEES – PERSONNEL REPORT NO. 1328**

**BACKGROUND/CRIMINAL HISTORY CHECKS HAVE BEEN COMPLETED, AS PER LAW, ON ALL INDIVIDUALS RECOMMENDED FOR EMPLOYMENT.**

**GUEST TEACHERS** (To be used as needed at the appropriate rate per day, effective December 19, 2024 unless earlier date is indicated)

Alamillo, Fermina	11/19/2024
Amador, Soraya	12/05/2024
Baca, Phillip	12/06/2024
Biles, Olivia	12/09/2024
Ellison, Bryan	12/04/2024
Flores, Vanessa	12/06/2024
Nava, James	12/06/2024
Reynosa, Kimberly	12/09/2024
Rieberger, Samone	12/09/2024

**EMPLOYMENT**

Campbelljones, Faith	Education Specialist Fitzgerald Elementary School	11/18/2024	II-1	\$70,334.00 (184 days)
Humphreys, Lindsey	Secondary Teacher Eisenhower High School	12/02/2024	I-1	\$66,984.00 (184 days)
Johnson, Juanita	Program Specialist Myers Elementary School	11/12/2024	IV-12	\$118,948.00 (200 days)
Ramos, Joseph	Speech Therapist Special Services	12/09/2024	I-1	\$102,869.00 (184 days)
Raymond, Joslynn	Speech Therapist Special Services	12/09/2024	I-1	\$102,869.00 (184 days)
Russell, Hiendieu	District Lead Technology Strategist Education Services	11/14/2024	IV-1	\$77,542.00 (184 days)
Trang, Jason	Secondary Teacher Rialto High School	01/06/2025	I-1	\$66,984.00 (184 days)

**RESIGNATIONS**

Barney, Kyle	CTE Teacher Eisenhower High School Special Services	11/20/2024
Suarez, Marshae	Special Education Teacher Eisenhower High School	11/22/2024

**RETIREMENT**

Gonzalez, Patricia	Elementary Teacher Trapp Elementary School	12/31/2024
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**ADMINISTRATIVE APPOINTMENTS**

Ramos, Richard	Program Specialist Special Services	12/06/2024
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**HOME AND HOSPITAL TEACHERS** (To be used during the 2024/2025 school year, as needed, at the regular hourly rate of \$55.52)

Allen, Laurette	Cedeno-Arguello, Alvaro	Copeland, Nicole
Ferrante-Williams, Susan	Hernandez-Navarro, Sarah	Kingdom, James
Simmons, Johnnie	Topete, Keila	

**EXTRA DUTY COMPENSATION** (Ratify Adult Education teacher to provide Plaza Comunitaria Program for Immigrants and computer classes in Spanish, from January 1, 2025 through May 30, 2025, at an hourly rate of \$55.52, not to exceed 260 hours, to be charged to Title III Funds)

Lara, Gustavo

**EXTRA DUTY COMPENSATION** (Ratify additional class assignment at 1/6 of their daily rate or \$55.52, whichever is greater, for Rialto High School certificated staff to provide credit recovery from October 2024 through December 2024, not to exceed 55 hours per teacher, to be charged to Title I Funds.)

Estrada, Ilene	Gomez, Karla	Gonzalez, Yuri
Sanchez, Joseph	Thompson, Mikal	

**EXTRA DUTY COMPENSATION** (Ratify additional class assignment at 1/6 of their daily rate or \$55.52, whichever is greater, for Eisenhower High School certificated staff to provide credit recovery from January 2025 through May 2025, not to exceed 55 hours per teacher, to be charged to Title I Funds.)

Perantoni, Mark	Quintero, Antonio	Rodriguez, Rachel
Rodriguez, Samalu	Valmores, Anna	

**EXTRA DUTY COMPENSATION** (Certificated teacher trained as Peer Assistance and Review (PAR) Consulting Teacher to provide support to tenured teacher during the 2024/2025 school year, up to a maximum of two (2) tenured teachers per PAR Consulting Teacher, each consulting teacher is to receive a stipend of \$1,500.00 for each tenured teacher they support, not to exceed \$3,000.00 per consulting teacher, to be charged to Induction Funds.

Avila, Deanna

**EXTRA DUTY COMPENSATION** (Additional class assignment at 1/6 of their daily rate or \$55.52, whichever is greater, for the spring semester of the 2024/2025 school year, to be charged to the General Fund)

Frisbie Middle School

Adams, Liddy	Social Studies	01/06/2025
Bowman, Mary Ann	English	01/06/2025
Cortez, Moneka	College and Career Prep	01/06/2025
McKee, Erendida	Physical Education	01/06/2025
Valadez, Kathryn	Physical Education	01/06/2025

Jehue Middle School

Dahl II, John	Math	01/06/2025
Lane, Steven	English	01/06/2025
Mitchell, Melissa	Physical Education	01/06/2025
Pierce, Jessica	Math	01/06/2025

Kolb Middle School

Christenson, Judith	Physical Education	01/06/2025
Diaz-Saucedo, Veronica	College and Career Prep	01/06/2025
Harris, M. Shawn	Social Studies	01/06/2025
Horn, Christopher	Social Studies	01/06/2025
Robinson, Nathaniel	Music	01/06/2025
Suda, Keana	Science	01/06/2025

Kucera Middle School

Hiett, Amy	Art	01/06/2025
Lowell, Jonathan	Social Studies	01/06/2025
McKee, John	Physical Education	01/06/2025
Sanchez Barraza, Bernohol	Social Studies	01/06/2025

**EXTRA DUTY COMPENSATION** (Continued)

Rialto Middle School

Brown-Cannon, Tiya	ASB	01/06/2025
Torres, Eduardo	Yearbook	01/06/2025

Carter High School

Berry III, Gilbert	Sports P.E.	01/06/2025
De La Torre Jr., Jorge	Sports P.E.	01/06/2025
Martinez, Daniel	Physics	01/06/2025
Navarro, Dario	Sports P.E.	01/06/2025

Eisenhower High School

Hutchens, Karensa	English	01/06/2025
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Rialto High School

Mariscal, Lizbeth	Science	01/06/2025
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**CERTIFICATED COACHES**

Carter High School

Berry III, Gilbert	Varsity Head, Boys' Basketball	2024/2025	\$6,137.00
Melara, Steven	Varsity Head, Boys' Wrestling	2024/2025	\$6,137.00
Monteon, Thomas	Varsity Head, Girls' Basketball	2024/2025	\$6,137.00

Rialto High School

Dalton, Gregory	Varsity Asst., Girls' Soccer	2024/2025	\$4,187.00
Kashiwagi, Keita	Varsity Head, Boys' Wrestling	2024/2025	\$6,137.00

**SUBMITTED/REVIEWED BY:** Roxanne Dominguez, Rhonda Kramer, and Armando Urteaga



**Board of Education Agenda  
December 18, 2024**

**RESOLUTION NO. 24-25-31  
EC 44263 DEPARTMENTALIZED  
RESOLUTION OF THE BOARD OF EDUCATION  
2024-2025**

Pursuant to Education Code Section 44263, for the 2024/2025 school year, the Board of Education of the Rialto Unified School District authorizes the Lead Personnel Agent, Personnel Services, to assign various teachers at the secondary level, with their consent, to teach any subject in departmentalized classes if the teachers have completed 18 semester units, or 9 upper semester units, in the subject to be taught.

<u>NAME</u>	<u>SITE</u>	<u>CREDENTIAL</u>	<u>ASSIGNMENT</u>
Miller III, David	Carter H.S.	Single Subject	AP Computer Science

I, Edward D'Souza, Ph.D., Acting Superintendent of Rialto Unified School District of San Bernardino County, California, do hereby certify that the foregoing is a full, true and correct copy of a Resolution adopted by the District's Board of Education at a duly scheduled meeting thereof.

Dated: December 18, 2024

\_\_\_\_\_  
Edward D'Souza, Ph.D.  
Acting Superintendent

**DISCUSSION / ACTION ITEMS**



**Board of Education Agenda  
December 18, 2024**

**AWARD BID NO. 24-25-001 HUGHBANKS ELEMENTARY CONCRETE**

**BACKGROUND:**

On November 5, 2024, the District released a bid for concrete work to be completed at Hughbanks Elementary School. Per Public Contract Code (“PCC”) section 22032(c) the District is required to formally bid any public works project which exceeds \$200,000.

**REASONING:**

As legally required, the District published a Notice of Inviting Bids (“NIB”) in the San Bernardino County Sun on November 5, 2024, and November 12, 2024. The bid was also published on the District’s webpage and an outreach email containing the bid information was sent to local contractors. Eighteen (18) bidders attended the mandatory job walk on November 14, 2024. On November 22, 2024, the District received and opened ten (10) bids.

The District has identified Cornerstone Construction Service, Inc. as the lowest responsive and responsible bidder. An outline of all bids received and amounts are listed below.

<b>Bidder</b>	<b>Base Bid Amount</b>
Cornerstone Construction Service, Inc.	\$ 830,000.00
The Nazerian Group	\$ 964,123.00
Roadway Engineering & Construction Corp.	\$ 988,400.00
ARGEE Construction, Inc. dba Craftsman Construction	\$ 1,070,000.00
Epsilon Engineering, Inc.	\$ 1,094,430.00
MLC Constructors, Inc.	\$ 1,175,200.00
AVA Builders, Inc.	\$ 1,437,000.00
Jergensen Concrete, Inc.	\$ 1,540,090.00
R Dependable Const. Inc.	\$ 1,700,000.00
Red Castle Construction, Inc.	Withdrawn/Non-Responsive

The District will add an allowance of \$70,000 for unforeseen conditions that may need to be addressed during construction.

**RECOMMENDATION:**

Award Bid No. 24-25-001 Hughbanks Elementary Concrete to Cornerstone Construction Service, Inc. at a cost of \$900,000.00 which includes a \$70,000.00 allowance, and to be paid from Deferred Maintenance - Fund 14.

**SUBMITTED/REVIEWED BY:** Ricardo G. Salazar/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**ACCEPT THE FRESH FRUIT AND VEGETABLE PROGRAM GRANT FROM THE  
UNITED STATES DEPARTMENT OF AGRICULTURE**

**BACKGROUND:**

In March 2024, Rialto Child Nutrition applied for the Fresh Fruit and Vegetable Program (FFVP) Grant for all nineteen (19) Elementary Schools and eighteen (18) schools were awarded. The FFVP program provides all children in participating schools with a variety of free fresh fruits and vegetables throughout the school day. It is an effective and creative way of introducing fresh fruits and vegetables as healthy snack options. The FFVP also encourages schools to develop partnerships at the state and local levels for support in implementing and operating this program.

**REASONING:**

The FFVP Grant provides funds to purchase fruits and vegetables for student consumption outside the meal service programs. The fruits and vegetables will be given free of charge to students four days a week during their first recess along with Nutrition Education regarding what they are consuming, where it was grown, and its nutrient content. This is a beneficial program that will promote healthy eating habits and expose students to fruits and vegetables they may not have had the opportunity to experience before.

**RECOMMENDATION:**

Accept the Second Allocation, for the Fresh Fruit and Vegetable Program Grant from the USDA in the amount of \$577,563.90 for the following Schools: Bemis, Boyd, Casey, Curtis, Dollahan, Dunn, Fitzgerald, Garcia, Henry, Hughbanks, Kelley, Morgan, Morris, Myers, Preston, Simpson, Trapp, and Werner Elementary Schools.

**SUBMITTED/REVIEWED BY:** Fausat Rahman-Davies/Diane Romo





**Board of Education Agenda  
December 18, 2024**

**APPROVE AMENDMENT NO. 2 TO THE AGREEMENT WITH ERICKSON-HALL CONSTRUCTION TO PROVIDE CONSTRUCTION MANAGEMENT SERVICES FOR THE CONSTRUCTION OF TWO (2) NEW TWO-STORY CLASSROOM BUILDINGS AT EISENHOWER HIGH SCHOOL**

**BACKGROUND:**

On August 25, 2021, the Board of Education approved an agreement with Erickson-Hall Construction to provide construction management services for the construction of two (2) new two-story classroom buildings at Eisenhower High School in the amount of \$2,237,740.00, which was based on a fourteen (14) month estimated construction schedule and an estimated \$25 Million project.

On July 12, 2023, the Board of Education approved Change Order No.1 to the agreement with Erickson-Hall Construction in the amount of \$1,073,463.00 for a revised contract amount of \$3,311,202.84. This change reflected the higher project construction costs and impacts to the project schedule.

**REASONING:**

The original contract with Erickson-Hall Construction included a \$25,000 budget for reimbursables. However, that budget has been surpassed, due to additional services provided on behalf of the school district. Those services include security guards to respond to ongoing break-ins, theft, and vandalism; cost overruns related to the site trailers used by the Construction Manager and Project Inspector; and additional Storm Water Pollution Prevention Plan (SWPPP) inspections triggered by the unusually heavy rains in the winter of 2023. Amendment No. 2 in the amount of \$96,260.00 also includes a projected budget for security guards and trailer rentals through the project's completion.

**RECOMMENDATION:**

Approve Amendment No. 2 to the agreement with Erickson-Hall Construction to provide construction management services for the two (2) new two-story classroom buildings at Eisenhower High School in the amount of \$96,260.00 for a revised contract amount of \$3,407,462.84, and to be paid from Fund 21- General Obligation (G.O.) Bond and Fund 25 – Capital Facilities Fund.

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**APPROVE AMENDMENT NO. 1 TO THE AGREEMENT WITH PBK ARCHITECTS TO PROVIDE ARCHITECTURAL SERVICES FOR THE NEW GYMNASIUM AND SYNTHETIC TRACK AT FRISBIE MIDDLE SCHOOL**

**BACKGROUND:**

On October 11, 2023, the Board of Education approved an agreement with PBK Architects to provide architectural services for the design of the new gymnasium and synthetic track at Frisbie Middle School, effective October 12, 2023, through June 30, 2026, a cost not to exceed \$937,500.00.

**REASONING:**

School gyms often serve multiple purposes, functioning not only for sports but also for assemblies, performances, and public speaking events. To ensure the space is optimized for these varied uses, an acoustical consultant is essential in making it flexible and adaptable for future needs. Amendment No. 1 to the agreement with PBK Architects includes an additional cost of \$4,785.00 for added acoustic consulting services, for a revised contract amount of \$942,285.00. These added services were not part of the original contract.

**RECOMMENDATION:**

Approve Amendment No. 1 to the agreement with PBK Architects to increase the contract by \$4,785.00 for a revised contract amount not-to-exceed \$942,285.00, for added architectural services for the new gymnasium and synthetic track project at Frisbie Middle School, and to be paid from the General Obligation (G.O.) Bond Fund 21.

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**APPROVE AMENDMENT NO. 1 TO THE AGREEMENT WITH PBK ARCHITECTS  
TO PROVIDE ARCHITECTURAL SERVICES FOR THE NEW GYMNASIUM AND  
SYNTHETIC TRACK AT KOLB MIDDLE SCHOOL**

**BACKGROUND:**

On October 11, 2023, the Board of Education approved an agreement with PBK Architects to provide architectural services for the design of the new gymnasium and synthetic track at Kolb Middle School, effective October 12, 2023, through June 30, 2026, a cost not to exceed \$937,500.00.

**REASONING:**

School gyms often serve multiple purposes, functioning not only for sports but also for assemblies, performances, and public speaking events. To ensure the space is optimized for these varied uses, an acoustical consultant is essential in making it flexible and adaptable for future needs. Amendment No. 1 to the agreement with PBK Architects includes an additional cost of \$4,785.00 for added acoustic consulting services, for a revised contract amount of \$942,285.00. These added services were not part of the original contract.

**RECOMMENDATION:**

Approve Amendment No. 1 to the agreement with PBK Architects to increase the contract by \$4,785.00 for a revised contract amount not-to-exceed \$942,285.00, for added architectural services for the new gymnasium and synthetic track project at Kolb Middle School, and to be paid from the General Obligation (G.O.) Bond Fund 21.

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AMENDMENT TO THE AGREEMENT WITH NORTHWEST  
EVALUATION ASSOCIATION (NWEA)**

**BACKGROUND:**

The Northwest Evaluation Association (NWEA) is a nonprofit organization dedicated to enhancing educational outcomes for students nationwide. Collaborating with over 2,200 school districts, NWEA impacts over three million students. NWEA's MAP Growth, a key component of the Growth Activation Solution, stands as a reliable metric for assessing K–12 students' progress in math, reading, and science. It offers educators precise, practical data to tailor teaching approaches for students, regardless of their proficiency levels. Rialto Unified purchased MAP Growth Reading and Math tests for all 9th - 11th grade students. To evaluate the Science test, Eisenhower High School would like to pilot MAP Science during the 2024-2025 school year.

**REASONING:**

Offering an adaptive diagnostic assessment through NWEA is in congruence with our District's focus on supporting students with literacy and numeracy. It is also congruent with Strategy I of our District's Strategic Plan, "We will provide a rigorous and relevant learning experience to ensure each student's holistic development." By adapting to each student's performance, the MAP Growth science tests offer a personalized assessment experience. Test questions get harder or easier based on whether the student gets the previous question correct, allowing MAP Growth to assess student understanding above and below grade level. Based on the District's 2023-24 CAST results, 26.17% of grade 11 students scored Standard Met or Exceeded on the Science test. Compared to county results, grade 11 students scored 26% lower than other grade 11 students in surrounding districts. Eisenhower High School would like to measure the effectiveness of MAP Science by comparing the test results to the 2024-2025 CAST scores.

**RECOMMENDATION:**

To approve the cost increase of the original agreement of \$110,000.00 by an additional \$6,520.00, for a total cost not-to-exceed \$116,520.00, effective December 19, 2024 through June 30, 2025, and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Paulina Villalobos/Patricia Chavez, Ed.D.



**Board of Education Agenda  
December 18, 2024**

**APPROVE CHANGE ORDERS AND FILE A NOTICE OF COMPLETION FOR  
TONY PAINTING**

**BACKGROUND:**

On April 24, 2024, the Board of Education awarded Bid No. 23-24-017 to Tony Painting for the District Wide Painting Phase 2 exterior painting at four schools: Garcia Elementary School, Simpson Elementary School, Trapp Elementary School, and Jehue Middle School, for a contract amount of \$512,400.00, which includes an allowance amount of \$50,000.00.

**REASONING:**

During the course of the project, the District used \$42,250.00 of the \$50,000.00 allowance through change orders for unforeseen circumstances, leaving a total of \$7,750.00 of the awarded allowance unused. A deductive change order for \$7,750.00 will be accepted by the District and the new contract amount shall be reduced to \$504,650.00.

The project was duly completed and accepted by M&O District staff on October 21, 2024. The Notice of Completion, when filed with the County Recorder, will begin a thirty-five (35) day period for Stop Notice filing after which the final payment to the contractor may be released.

**RECOMMENDATION:**

Approve Change Orders for Tony Painting No. 1 in the amount of \$6,500.00, Change Order No. 2 in the amount of \$ 35,750.00, and the deductive Change Order No. 3 in the amount of \$7,750.00 for the unused allowance, and revise the awarded contract amount from \$512,400.00 to \$504,650.00. Accept the work completed on October 21, 2024, by Tony Painting for the District Wide Painting Phase 2 and authorize District staff to file a Notice of Completion with the San Bernardino County Recorder.

**SUBMITTED/REVIEWED BY:** Matt Carter/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**APPROVE CHANGE ORDER NO. 2 FOR AMERICAN MODULAR SYSTEMS (AMS)  
FOR THE INTERNATIONAL HEALING GARDEN PROJECT**

**BACKGROUND:**

On May 10, 2023, the Board of Education approved the purchase of two (2) modular buildings from American Modular Systems (AMS) for the International Healing Garden Project for a cost not to exceed \$1,217,180.00.

On July 10, 2024, the Board of Education approved Change Order No. 1 for American Modular Systems (AMS) for \$12,243.31 for added scope for a revised contract amount of \$1,229,423.31.

**REASONING:**

After the modular buildings were delivered to the site, the main classroom modular building was vandalized, resulting in damage to seven (7) windows and one (1) door side lite. Change Order No. 2 covers the cost of replacing the damaged windows at \$12,094.94. The revised contract amount is \$1,241,518.25.

**RECOMMENDATION:**

Approve Change Order No. 2 for American Modular Systems (AMS) in the amount of \$12,094.94 for a revised contract amount of \$1,241.518.25, for the two (2) modular buildings for the International Healing Garden Project, and to be paid from Fund 40 – Special Reserve for Capital Outlay.

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo







**Board of Education Agenda  
December 18, 2024**

**APPROVE DEDUCTIVE CHANGE ORDER AND FILE A NOTICE OF COMPLETION FOR R E SCHULTZ CONSTRUCTION, INC., FOR THE PHASE I PLAYGROUND EQUIPMENT AND ARTIFICIAL TURF INSTALLATION PROJECT**

**BACKGROUND:**

On November 15, 2023, the Board of Education awarded Bid Package Bid No. 23-24-013 for Phase I Playground Equipment and Artificial Turf Installation to R E Schultz Construction, Inc., at a cost not-to-exceed \$1,593,150.00, which included an allowance amount of \$144,831.00 for unforeseen conditions. Phase I includes work at Bemis, Dollahan, Dunn, Hughbanks, Myers, and Trapp Elementary Schools.

**REASONING:**

During construction, \$106,728.80 of the awarded contract amount was unspent, reducing the final contract amount to \$1,486,421.20. The project was duly completed and accepted by the District on October 31, 2024. The Notice of Completion when filed with the County Recorder, will begin a thirty-five (35) day period for Stop Notice filing after which the final payment to the contractor will be released.

**RECOMMENDATION:**

Approve Deductive Change Order for R E Schultz Construction, Inc., in the amount of \$106,728.80 for the Phase I Playground Equipment and Artificial Turf Installation Project and revise the contract amount from \$1,593,150.00 to \$1,486,421.20. Accept the work completed on October 31, 2024, by R E Schultz Construction, Inc., for the Phase I Playground Equipment and Artificial Turf Installation Project and authorize District staff to file the Notice of Completion with the San Bernardino County Recorder.

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo





**Board of Education Agenda  
December 18, 2024**

**APPROVE A RENEWAL AGREEMENT WITH THE UNIVERSITY OF CALIFORNIA RIVERSIDE (UCR) FOR THE BILINGUAL AUTHORIZATION (BILA) PROGRAM**

**BACKGROUND:**

The California Commission on Teacher Credentialing requires that teachers possess a Bilingual Authorization to teach in Dual Language Immersion Programs. The demand for teachers with this authorization is rising as more school districts implement and expand Dual Language Immersion programs into higher grade levels. The Rialto Unified School District currently offers 11 elementary strands of its Dual Language Immersion Program and is planning to expand to the middle school level, reaching the 9th grade by the 2025-2026 school year. This expansion has further increased the demand for teachers with a Bilingual Teaching credential.

**REASONING:**

The University of California, Riverside (UCR), offers a comprehensive Bilingual Authorization (BILA) program through its Extension of Professional Studies. In the 2023-2024 school year, eight teachers successfully completed the program. The UCR BILA program is approved by the Commission on Teacher Credentialing (CTC) and provides an alternative pathway for teachers to obtain BILA certification through coursework instead of examination. Self-identified bilingual teachers participate in the program in cohorts of 10 to 25 individuals. Participants have reported that the UCR BILA program offers extensive support, facilitating their successful completion of the coursework.

**RECOMMENDATION:**

To approve a renewal agreement with the University of California at Riverside University Extension Professional Studies for the 2024-2025 academic year to provide 10 to 25 teachers with the Bilingual Authorization Program, effective January 1, 2025 through December 30, 2025, at a cost not-to-exceed \$66,000.00, and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Marina Madrid, Ed.D./Patricia Chavez, Ed.D.



**Board of Education Agenda  
December 18, 2024**

**APPROVE AN AGREEMENT WITH PCH ARCHITECTS TO PROVIDE ARCHITECTURAL AND DESIGN SERVICES FOR FOUR (4) NEW KINDERGARTEN CLASSROOMS AT TRAPP ELEMENTARY SCHOOL**

**BACKGROUND:**

To address the need for additional classroom space created by the implementation of Full-Day Kindergarten and Transitional Kindergarten programs, the District plans to construct four (4) new kindergarten classrooms at Trapp Elementary School.

**REASONING:**

The District requires architectural services for the design of four (4) new classrooms at Trapp Elementary School. PCH Architects, selected from the Board-approved prequalified pool on August 24, 2022, has successfully collaborated with the District on previous projects. PCH Architects will deliver comprehensive services, including architectural and engineering support from project planning to completion. This encompasses architectural design, structural and mechanical engineering, preparation of construction documents, obtaining necessary agency approvals, and providing assistance during the bidding and construction phases.

**RECOMMENDATION:**

Approve an agreement with PCH Architects to provide architectural services for four (4) new kindergarten classrooms at Trapp Elementary School, effective December 19, 2024, through June 30, 2027, in the amount not-to-exceed \$596,900.00, including \$1,000.00 for reimbursables, and to be paid from Fund 21 - General Obligation Bond (Measure A).

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**BACKGROUND:**

Under the umbrella of Renaissance products, Illuminate Education partners with educators to reach new levels of student performance, empowering teachers with data to serve the whole child. As a result, teachers can visualize each student's progress, determine the right instructional or intervention strategy, and take the best next action, moment-by-moment. More than 17 million students and 5,200 districts and schools across all 50 states rely on Illuminate every day to move the student performance needle. As part of a comprehensive assessment plan, Rialto Unified would like to purchase Illuminate Education's Data and Assessment (DnA) module in order to build and administer formative assessments for the core subject areas.

**REASONING:**

Establishing a comprehensive assessment plan is in congruence with our District's focus of supporting our students with literacy and numeracy. The common formative assessments that will be created in Illuminate are intended to measure students' mastery of the content. These assessments will be administered throughout the year in order to identify students who need additional support. Based on the 2023-2024 CAASPP Math and ELA results (Math: 20.77% and ELA: 37.84%), the District is 3% below the county in ELA and 7% in Math. In order to close the gap, teachers and administrators need the full picture of students' learning. The Data and Assessment module from Illuminate Education will provide a set of tools so that every educator can take the right next step for each student.

**RECOMMENDATION:**

To approve the purchase of Illuminate Education's Data and Assessment module, effective December 19, 2024 through December 31, 2025, at a cost not-to-exceed \$114,500.00, and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Paulina Villalobos/Patricia Chavez, Ed.D.



**Board of Education Agenda  
December 18, 2024**

**APPROVE THE FIRST INTERIM FINANCIAL REPORT FOR FISCAL YEAR  
2024-2025**

**BACKGROUND:**

Pursuant to Education Code section 42131, twice each year, the Board of Education must certify to the San Bernardino County Superintendent of Schools (SBCSS) and the California Department of Education (CDE) that the District can meet its financial obligations for the current and subsequent two fiscal years.

The First Interim Financial Report presents actual to date data as of October 31, 2024. This report must be approved and certified as positive, qualified, or negative by the Governing Board and submitted to the SBCSS by December 06, 2024. The three certifications are defined as follows:

1. A Positive Certification means that a district will meet its financial obligations (including the 3 percent reserve) for the current and subsequent two fiscal years.
2. A Qualified Certification means that a district may not meet its financial obligations for the current or subsequent two fiscal years (less than the 3 percent reserve in any year).
3. A Negative Certification means that a district will not meet its financial obligations for the remainder of the fiscal year or for the next subsequent fiscal year (depleted cash).

In preparing the 2024-2025 First Interim Budget, the Board acknowledges its fiduciary responsibility to maintain fiscal solvency for the current year and the subsequent two fiscal year.

**REASONING:**

The First Interim Report consists of projections for average daily attendance (ADA) and General Fund Summary (revenues, expenditures, and fund balance) for the current and subsequent two fiscal years. Also included are a current year Cash Flow Projection, a Summary Review of State Financial Criteria and Standards, and a Certification that the District may not meet its financial obligations for the current or subsequent two fiscal years.

The First Interim Financial Report (under separate cover) and Assumptions and Recap are presented to the Board of Education for approval with a Qualified Certification as the District may not meet its financial obligations for the current or subsequent two fiscal years.

**RECOMMENDATION:**

Approve the Fiscal Year 2024-2025 First Interim Financial Report as presented.

**SUBMITTED/REVIEWED BY:** Nicole Albiso/Diane Romo



**RESOLUTION NO. 24-25-29**

**RESOLUTION OF THE BOARD OF EDUCATION OF THE RIALTO UNIFIED SCHOOL DISTRICT APPROVING THE ANNUAL AND FIVE-YEAR REPORTABLE FEES REPORT FOR FISCAL YEAR 2023-2024**

**WHEREAS**, the Rialto Unified School District ("District") received and expended statutory school facilities fees ("Reportable Fees") for the construction and/or reconstruction of the District's school facilities in order to accommodate students from new development ("School Facilities"); and

**WHEREAS**, pursuant to Government Code Section 66006(a), the District established and maintained a separate capital facilities account for the Reportable Fees ("Reportable Fees Account"); and

**WHEREAS**, pursuant to Government Code Section 66006(a), the Reportable Fees have been deposited into the Reportable Fees Account in order to avoid any commingling of the Reportable Fees with other revenues and funds of the District, except for temporary investments, and the District expended the Reportable Fees, along with any interest income earned, solely for the purpose(s) for which the Reportable Fees were originally collected; and

**WHEREAS**, on or before November 22, 2024, the District made a written report containing certain required information available to the public; and

**WHEREAS**, Government Code Section 66006(b)(2) requires that the Board of Education of the District ("Board") review the information made available to the public, including the report entitled, "Annual and Five Year Reportable Fees Report for Fiscal Year 2023-2024," ("Report") at a regularly scheduled public meeting at least fifteen (15) days after the Report was made available to the public; and

**WHEREAS**, the Report contains the requisite information and proposed findings concerning the collection and expenditure of Reportable Fees pursuant to Government Code Sections 66006 and 66001; and

**WHEREAS**, pursuant to Government Code Section 66006(b)(2), notice of the time and place of the Board meeting where the Report would be considered for adoption ("Notice") was mailed at least fifteen (15) days prior to the Board meeting to any

interested party who filed a written request with the District for mailed Notice of the Board meeting; and

**WHEREAS**, the District posted Notice in the District's regular posting locations and the District's website; and

**WHEREAS**, Government Code Section 66001(d) provides that for the fifth fiscal year following the first deposit into the Reportable Fees Account, and every five years thereafter, the District shall make findings with respect to the portion of the Reportable Fees Account that remains unexpended; and

**WHEREAS**, when Government Code Section 66001(d) requires certain findings, these findings will be made at the same time as that information required by Government Code Section 66006(b); and

**WHEREAS**, pursuant to Government Code Section 66001(e), when the District determines that sufficient funds have been collected to complete the financing of incomplete School Facilities projects ("Projects"), as provided in Government Code Section 66006(b)(l)(F), and the Projects remain incomplete, the District shall identify, within one hundred eighty (180) days of the determination that sufficient funds have been collected, an approximate date by which the construction of the Projects will be commenced; and

**WHEREAS**, the District has complied with the foregoing provisions.

**NOW, THEREFORE, THE BOARD OF EDUCATION OF THE RIALTO UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:**

**Section 1.** The Board finds and determines that the foregoing recitals and determinations are correct.

**Section 2.** Pursuant to Government Code Section 66006(a), the District established and maintained a Reportable Fees Account during Fiscal Year 2023-2024.

**Section 3.** Pursuant to Government Code Section 66006(a), the Reportable Fees collected during Fiscal Year 2023-2024 have been deposited into the Reportable Fees Account in order to avoid any commingling of the Reportable Fees with other revenues and funds of the District, except for temporary investments, and the District expended the Reportable Fees, along with any interest income earned, solely for the purpose(s) for which the Reportable Fees were originally collected.

**Section 4.** The District made the Report available to the public on or before November 22, 2024.

**Section 5.** Pursuant to Government Code Section 66006(b)(2), the Board reviewed the Report at a regularly scheduled public meeting at least fifteen (15) days after the Report was made available to the public.

**Section 6.** Pursuant to Government Code Sections 66006(b)(1) and (2), the Board reviewed the Report, which is incorporated by this reference, which contains the following information:

A. A brief description of the type of Reportable Fees in the Reportable Fees Account.

B. The amount of the Reportable Fees.

C. The beginning and ending balance of the Reportable Fees Account.

D. The amount of Reportable Fees collected and the interest earned.

E. An identification of each Project on which Reportable Fees were expended and the amount of the expenditures on each Project, including the total percentage of the cost of the Project that was funded with Reportable Fees.

F. (i) An identification of an approximate date by which the construction of a Project will commence if the District determines that sufficient funds have been collected to complete financing on an incomplete Project, as identified in Government Code Section 6600 I(a)(2), and the Project remains incomplete.

(ii) An identification of each public improvement identified in a previous report pursuant to clause (i) and whether construction began on the approximate date noted in the previous report.

(iii) For a project identified pursuant to clause (ii) for which construction did not commence by the approximate date provided in the previous report, the reason for the delay and a revised approximate date that the local agency will commence construction.

G. A description of each interfund transfer or loan made from the Reportable Fees Account, including the Project on which the transferred or loaned Reportable Fees will be expended, and, in the case of an interfund loan, the date on which the loan will be repaid, and the rate of interest that the Reportable Fees Account will receive on the loan; and



H. The amount of refunds made pursuant to Government Code Section 66001(e) and any allocations pursuant to Government Code Section 66001(f).

**Section 7.** Pursuant to Government Code Section 66006(b)(2), Notice was mailed at least fifteen (15) days prior to the Board meeting to any interested party who filed a written request with the District for mailed Notice of the Board meeting.

**Section 8.** The District posted Notice in the District's regular posting locations and the District's website.

**Section 9.** Pursuant to Government Code Section 66001(d), the Board reviewed the Report, which is incorporated by this reference, which contains the following proposed findings:

- (1) Identification of the purposes to which the Reportable Fees are to be put;
- (2) Demonstration of a reasonable relationship between the Reportable Fees and the purpose for which they are charged;
- (3) Identification of all sources and amounts of funding anticipated to complete incomplete Projects of the District; and
- (4) Designation of the approximate dates on which the funding referred to in paragraph (3) is expected to be deposited into the respective District account(s).

**Section 10.** The District made the findings required by Government Code Section 66001(d) at the same time as the information required by Government Code Section 66006(6).

**Section 11.** Pursuant to Government Code Section 66001(e) and Government Code Section 66006(6)(I)(F), the District identified approximate dates by which the construction of Projects will commence following the District's determination that sufficient funds were collected to complete the financing of incomplete Projects; identified whether a previously reported Project began on the approximate date noted in the previous Report, as applicable; and provided the reason for the delay, if any, and a revised approximate date that construction would commence for the Project, as applicable.

**Section 12.** The Board determines that no refunds or allocations of Reportable Fees, as required by Government Code Sections 66001(e) and 66006(b)(I)(H), are deemed payable at this time for Fiscal Year 2023-2024.

**PASSED AND ADOPTED** by the Governing Board of the Rialto Unified School District of San Bernardino County, at a regular meeting of the Board of Education held December 18, 2024, by the following vote:

AYES: \_\_\_\_\_  
NOES: \_\_\_\_\_  
ABSENT: \_\_\_\_\_  
ABSTAIN: \_\_\_\_\_

RIALTO UNIFIED SCHOOL DISTRICT

By: \_\_\_\_\_  
President, Board of Education

By: \_\_\_\_\_  
Edward D'Souza, Ph.D.  
Acting Secretary, Board of Education

**I HEREBY CERTIFY** that the foregoing resolution was duly and regularly introduced, passed and adopted by the members of the Board of Education of the Rialto Unified School District, at a public meeting of said Board held on December 18, 2024.

\_\_\_\_\_  
Clerk, Board of Education  
Rialto Unified School District

**SUBMITTED/REVIEWED BY:** Angie Lopez/Diane Romo

# EXHIBIT- A



To be presented to the Board of Education of the Rialto Unified School District on December 18, 2024, at 7:00 p.m  
182 E. Walnut Avenue, Rialto, CA 92376



## ANNUAL DEVELOPER FEE REPORT

2023-2024

## FIVE-YEAR DEVELOPER FEE REPORT

2018-2019 ~ 2022-2023

2023-2024



# RIALTO

UNIFIED SCHOOL DISTRICT  
BRIDGING FUTURES THROUGH INNOVATION

## **Section I- Developer Fee Overview**

In California, school districts are authorized to levy developer fees on new residential and commercial construction projects to fund the construction or reconstruction of school facilities. This authority is granted by Section 17620 of the California Education Code, which allows school districts to impose fees, charges, dedications, or other requirements on construction within their boundaries. Additionally, Government Code Section 65995 sets limitations and guidelines for these fees, ensuring they are used appropriately to address the impact of new development on local schools.

Government Code Sections 66006 and 66001 required Rialto Unified School District make available to the public certain information and adopt described findings relative to statutory school facility fees collected pursuant to Education Code Sections 17620 et. seq. and Government Code Sections 65995 et. seq. ("Level 1 Fees" and "Commercial/Industrial Fees" collectively, "Statutory School Facility Fees") and Government Code Sections 65995.5, 65995.6 and 65995.7 ("Level 2 Fees" and "Level 3 Fees" collectively, "Alternative School Facility Fees").

These assertions are made through the Annual and Five Year Developer Reportable Fees Report relate to Reportable Fees that the district received, expended or may expend in connection with school facilities to accommodate additional students from new and other residential development as well as commercial and industrial construction if funded or partially funded with Reportable Fees. The Reportable Fees only include money in possession of the district and do not include letters of credit, bonds, or other instruments to secure payment of Reportable Fees at a future date. The Reportable Fees have not been levied, collected, or imposed for general revenue purposes.

### **Government Code Section 66006**

This statute mandates that, within 180 days after the end of each fiscal year, the District must prepare an annual report detailing:

- A brief description of the type of fee in the account or fund.
- The amount of the fee.
- The beginning and ending balance of the account or fund.
- The amount of the fees collected and the interest earned.

- An identification of each public improvement on which fees were expended and the amount of the expenditures on each improvement; include the total percentage of the cost of the public improvement that was funded with fees.
  
- An identification of an approximate date by which the construction of the public improvement will commence if the local agency determines that sufficient funds have been collected to complete financing on an incomplete public improvement, as identified in paragraph (2) of subdivision (a) of Section 66001, and the public improvement remains incomplete.
  
- A description of each interfund transfer or loan made from the account or fund, including the public improvement on which the transferred or loaned fees will be expended, and, in the case of an interfund loan, the date on which the loan will be repaid, and the rate of interest that the account or fund will receive on the loan.
  
- The amount of refunds made pursuant to subdivision (e) of Section 66001 and any allocations pursuant to subdivision (f) of Section 66001.

**Government Code Section 66001(d)**

Under California Government Code Section 66001(d), Districts that collect development fees are required to make specific findings every five years concerning any unexpended funds. These findings ensure transparency and proper utilization of the collected fees. The requirements are as follows:

- Clearly state the purpose for which the fee was collected.
- Show a reasonable relationship between the fee and the purpose for which it was charged.
- Identify all sources and amounts of funding anticipated to complete financing of the incomplete improvements for which the fee was collected.
- Provide approximate dates when the anticipated funding is expected to be deposited into the appropriate account or fund.

## **Section II- Annual Reporting Requirement FY 2023-2024**

### **A brief description of the type of fee in the account:**

The Reportable Fees consist of Statutory School Facility Fees and if applicable, Alternative School Facility Fees. The Reportable Fees were deposited in the Capital Facilities Fund (or Fund 25), a separate capital facilities account to avoid any commingling of the Reportable Fees with other revenues and funds of the District. As this Report provides, the Reportable Fees and any interest income earned by monies in the Fund have been expended as set forth herein solely for the purpose for which the Reportable Fees were originally collected. (Government Code Section 66000(a).)

### **The amount of the Reportable Fees:**

The Reportable Fees were authorized to be levied by the Board of Education of the District at the time the Reportable Fee was adopted, as determined by the District's Fee Justification Study.

*The District's fees are \$4.79 per square foot of accessible space of residential construction; and \$0.78 per square foot of covered and enclosed space of commercial/Industrial construction; but subject to the District's determination that a particular project is exempt for all or part of these fees.*

*Effective June 10, 2024, school fees as authorized by Education Code 17620 were increased to \$5.17 per square foot for residential construction/reconstruction and \$0.84 per square foot for commercial/industrial construction for all unified school districts.*

Payments required by conditions of legislative land use approvals, mitigation measures of environmental impact reports, mitigation measures of mitigated negative declarations, or mitigation agreements, collectively referred to herein as Mitigation Payments.

The school facilities fees described in this Report do not include letters of credit, bonds, or other instruments to secure payment of school facilities fees as a future date.

**Beginning and Ending Balance, Reportable Fees Collected, Interest Earned, and Expenditures of the Fund (Government Code Section 66006(b)(1)(C) and (D)):**

*Activity for Fiscal Year 2023-2024*

<b>Financial Summary:</b>	
Beginning Balance of the Capital Facilities Fund as of 7/1/2023	\$11,530,277.32
Statutory School Fees Collected for Fiscal Year 2023-2024	\$2,054,660.77
Interest Earned on Capital Facilities Fund	\$421,762.17
GASB 31 FMV Adjustment	\$387,801.08
Less Expenditures	\$3,709,547.70
Excess of Expenditures Over Revenues	\$(-845,323.68)
<b>Ending Balance of the Capital Facilities Fund as of 6/30/2024</b>	<b>\$10,684,953.64</b>

**An identification of each public improvement on which fees were expended and the amount of the expenditures on each improvement, including the total percentage of the cost of the public improvement that was funded with fees.**

<b>Project</b>	<b>Expenses for FY 2023-24</b>	<b>% Project Cost Funded from Developer Fees</b>
<i>Zupanic Virtual Academy Classroom Additions</i>	\$2,603,770.48	100%
<i>Eisenhower Two- 2 Story Classroom Buildings</i>	\$378,574.03	2.38%
<i>Dollahan Kinder Classroom</i>	\$2,500	5%
<i>Milor Modular Classroom Addition</i>	\$594,849.38	100%
<i>Student Demographic Study</i>	\$61,555	100%
<i>Professional Services</i>	\$67,538.81	100%

**An identification of an approximate date by which the construction of the public improvement will commence if the local agency determines that sufficient funds have been collected to complete financing on an incomplete public improvement, as identified in paragraph (2) subdivision (a) of section 66001, and the public improvement remains incomplete.**

All monies in this account are expended for relocatable classrooms throughout the District, new construction, and renovations of existing buildings. The District does not plan projects based on anticipated future fund receipts. Projects are submitted for Board approval only when sufficient reserves are available in the account. The currently funded projects, estimated costs and start dates are as follows:

<b>Project</b>	<b>Estimated Cost Funded from Developer Fees</b>	<b>Start Date</b>
<i>Zupanic Virtual Academy Classroom Additions</i>	\$5,500,000	3/4/24
<i>Eisenhower 2- 2 Story Classroom Buildings</i>	\$5,000,000	7/12/23
<i>Dollahan Kinder Classroom</i>	\$2,500	on hold
<i>Milor Modular Classroom Addition</i>	\$1,082,403.31	6/15/23

**Description of each interfund transfer or loan made from the account or fund, including the public improvement on which the transferred or loaned fees will be repaid and the rate of interest that the account, or fund will receive the loan.**

*No interfund transfer*

**Refunds and Allocations (Government Code Section 66006(b)(1)(H), 66001(f):**

Policy Implications: No refund of school facilities fees is required as the District has not collected sufficient funds to complete the financing of necessary public improvements to accommodate students generated from new developments.

*No refunds were made during 2023-2024.*



**Section III- Five-Year Reporting Requirement FY 2018/19~2022/23 & 2023/24**

Government Code 66001 (d) requires the District to report findings in each of the following areas with respect to that portion of the account or fund remaining unexpended, whether committed or uncommitted:

**Identify the purpose to which the fee is to be put.**

The District collects school facilities fees from the owners of residential, commercial, and industrial development projects to mitigate the costs of providing interim and permanent school facilities to students generated from such development projects.

**Demonstrate a reasonable relationship between the fee and the purpose for which it is charged.**

There is a reasonable relationship between the developer fees and the purposes for which they are charged. Additional students will be generated from new development within the District and the District does not have existing capacity in its school to accommodate these new students. The fees charged on new development will be used to fund school facilities necessary to serve the students generated from new development. The fees do not exceed the costs of providing school facilities for new students. The District Facilities Master Plan completed on May 10, 2023, demonstrated a need for reconstruction and modernization of most of the facilities that were not updated to meet the demand of new students.

**Identify all sources and amounts of funding anticipated to complete financing in incomplete improvements as defined in Government Code 66001 paragraph (2) of subdivision (a).**

Project	Developer Fees Funding Source	Other Funding Sources	Total Project Cost
Eisenhower High School 2- 2 Story Buildings	\$5,000,000	\$38,894,000	\$43,900,000
Zupanic Virtual Academy	\$5,500,000	None	\$5,500,000

**Designate the approximate dates on which the funding referred to in subparagraph (C) is expected to be deposited into the appropriate account or fund.**

Funds used for these projects have been received and are in reserves for Fund 25 in the District's county treasury account.



**Board of Education Agenda  
December 18, 2024**

**ADOPT RESOLUTION NO. 24-25-30  
REMUNERATION**

**WHEREAS**, The Governing Board of the Rialto Unified School District acknowledges that Board Member, Nancy G. O’Kelley, was excused from the Wednesday, November 13, 2024, regular meeting of the Board of Education;

**AND WHEREAS**, California Education Code §35120 and Rialto Unified School District Board Bylaw 9250 states that a school board member may be paid for any excused absence, by resolution duly adopted and included in its minutes;

**THEREFORE, BE IT RESOLVED**, that the Board of Education excuse the absence of Board Member, Nancy G. O’Kelley, from the Wednesday, November 13, 2024, regular meeting of the Board of Education.

\_\_\_\_\_

Board President

\_\_\_\_\_

Date

\_\_\_\_\_

Edward D’Souza, Ph.D., Acting Board Secretary

\_\_\_\_\_

Date

**SUBMITTED/REVIEWED BY:** Edward D’Souza, Ph.D.



**Board of Education Agenda  
December 18, 2024**

**DENY LIABILITY CLAIM 24-25-05**

**BACKGROUND:**

The District received Liability Claim 24-25-05

**REASONING:**

Government Code 945.6, Section 911.6

**RECOMMENDATION:**

Deny Liability Claim 24-25-05

**SUBMITTED/REVIEWED BY:** Derek Harris/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**DENY LIABILITY CLAIM 24-25-08**

**BACKGROUND:**

The District received Liability Claim 24-25-08

**REASONING:**

Government Code 945.6, Section 911.6

**RECOMMENDATION:**

Deny Liability Claim 24-25-08

**SUBMITTED/REVIEWED BY:** Derek Harris/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**DENY LIABILITY CLAIM 24-25-10**

**BACKGROUND:**

The District received Liability Claim 24-25-10

**REASONING:**

Government Code 945.6, Section 911.6

**RECOMMENDATION:**

Deny Liability Claim 24-25-10

**SUBMITTED/REVIEWED BY:** Derek Harris/Diane Romo



**Board of Education Agenda  
December 18, 2024**

**DENY LIABILITY CLAIM 24-25-11**

**BACKGROUND:**

The District received Liability Claim 24-25-11

**REASONING:**

Government Code 945.6, Section 911.6

**RECOMMENDATION:**

Deny Liability Claim 24-25-11

**SUBMITTED/REVIEWED BY:** Derek Harris/Diane Romo



## Beliefs

We believe that...

- Everyone has unique talent
- There is unlimited power in all of us
- All people have equal inherent worth
- Diversity is strength
- Each person deserves to be treated with respect
- High expectations lead to high achievement
- Risk is essential for success
- Common goals take priority over individual interest
- Integrity is critical to trust
- Honest conversation leads to understanding
- Music is the universal language
- A strong community serves all of its members
- Everyone has the ability to contribute to the good of the community

## Parameters

- We will make all decisions in the best interest of students
- We will honor the worth and dignity of each person
- We will hold the highest expectations of everyone
- We will assert the unlimited potential of every student
- We will practice participatory decision-making throughout the district
- We will not allow the past to determine our future

### ***Back Cover Pictures:***

**Top:** Celebrating excellence! Ben F. Kolb Middle School teacher **Ms. Sarah Hernandez** was honored as a California League of Middle Schools Region 10 Educator of the Year during a ceremony at the Marriott Riverside on Monday, December 9, 2024. Ms. Hernandez, an exceptional science teacher and an Esports pioneer at the school, was joined by RUSD Board of Education Clerk **Mrs. Evelyn P. Dominguez, LVN**, Acting Superintendent **Dr. Edward D'Souza**, Kolb MS Principal **Mrs. Tina Lingenfelter**, Kolb MS staff and District leaders as they celebrated her inspiring dedication to students and education.

**Bottom:** Striking a chord of holiday cheer! Under the expert direction of music teacher **Mr. Ryan Straka**, Ethel Kucera Middle School's Guitar Ensemble delivers a melodic and harmonious performance during the school's Winter Concert on Wednesday, December 4, 2024. This magical evening highlighted the students' dedication and passion for music, spreading joy throughout the packed Multipurpose Room. Go Coyotes!



