

# Literacy & Numeracy **BLOCK PARTY**



## **Board of Education Agenda**

Wednesday, April 24, 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**

Mr. Joseph W. Martinez, President

Mr. Edgar Montes, Vice President

Mrs. Evelyn P. Dominguez, Clerk

Mrs. Stephanie E. Lewis, Member

Mrs. Nancy G. O'Kelley, Member

Keiyne Galazo, Student Member

## **RUSD Superintendent**

Dr. Cuauhtémoc Avila

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

The Rialto Unified School District's Literacy & Numeracy Block Party was a page-turning, number-crunching extravaganza! Thousands joined us to explore, create, and have fun during an unforgettable day of learning magic on April 6, 2024 at the Cesar Chavez/Dolores Huerta Center for Education! From building 'block'tastic adventures with LEGOs to exploring 'wordy' wonders with free books, attendees enjoyed a diverse range of educational experiences aimed at promoting literacy and numeracy skills. The event showcased the District's commitment to fostering a love for learning and community engagement in education.



## 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**

**April 24, 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, Clerk  
Stephanie E. Lewis, Member  
Nancy G. O'Kelley, Member  
Keiyne Galazo, Student Board Member**

**Superintendent:**

**Cuauhtémoc Avila, Ed.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 6:00 p.m.**

**A.2 OPEN SESSION**

### A.3 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: Cuauhtémoc Avila, Ed.D., 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**
- **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION [Paragraph (1) of subdivision (d) of Section 54956.9] Case No. 23-24-55**
- **REVIEW LIABILITY CLAIM NO. 23-24-15**
- **REVIEW LIABILITY CLAIM NO. 23-24-19**

- **CONFERENCE WITH LABOR NEGOTIATOR  
(GOVERNMENT CODE SECTION 54957.6)**

Designated Representative: Board President,  
Joseph W. Martinez

Unrepresented Employee: Superintendent,  
Cuauhtémoc Avila, Ed.D.

**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.4 ADJOURNMENT OF CLOSED SESSION**

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

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

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

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

**A.5 OPEN SESSION RECONVENED - 7:00 p.m.**

**A.6 PLEDGE OF ALLEGIANCE**

**A.7 PRESENTATION BY CURTIS ELEMENTARY SCHOOL**

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

**A.9 ADOPTION OF AGENDA**

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

**Vote by Board Members to adopt the agenda:**

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

**B. PRESENTATIONS**

**B.1 MIDDLE SCHOOL - DISTRICT STUDENT ADVISORY COMMITTEE (DSAC)**

**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 STUDENT BOARD MEMBER**

**C.5 COMMENTS FROM THE SUPERINTENDENT**

**C.6 COMMENTS FROM MEMBERS OF THE BOARD OF EDUCATION**

**D. PUBLIC HEARING**

20

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

**D.1 RIALTO UNIFIED SCHOOL DISTRICT'S 2024-2025 PROPOSAL TO CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION (CSEA) CHAPTER #203**

21

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

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

Pursuant to the requirements of Government Code and Board Policy, the attached initial contract proposal for the 2024-2025 school year submitted by the Rialto Unified School District, for an agreement between the California School Employees Association (CSEA), Chapter 203, and the Rialto Unified School District Board of Education, is hereby posted in compliance with the legislative requirements for public notice.

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

Ayes:\_\_\_\_\_Noes:\_\_\_\_\_Abstain:\_\_\_\_\_Absent:\_\_\_\_\_

**D.2 CLOSE PUBLIC HEARING**

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

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

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

Ayes:\_\_\_\_\_Noes:\_\_\_\_\_Abstain:\_\_\_\_\_Absent:\_\_\_\_\_

**E. CONSENT CALENDAR ITEMS**

23

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, Keyne Galazo

\_\_\_\_\_ Nancy G. O'Kelley, Member

\_\_\_\_\_ Stephanie E. Lewis, Member

\_\_\_\_\_ Evelyn P. Dominguez, Clerk

\_\_\_\_\_ Edgar Montes, Vice President

\_\_\_\_\_ Joseph W. Martinez, President

**E.1 GENERAL FUNCTIONS CONSENT ITEMS**

<b>E.1.1</b>	<b>APPROVE THE SECOND READING OF REVISED BOARD POLICY 5030; STUDENT WELLNESS</b>	<b>24</b>
<b>E.1.2</b>	<b>APPROVE THE SECOND READING OF REVISED BOARD POLICY 6146.4; DIFFERENTIAL GRADUATION AND COMPETENCY STANDARDS FOR STUDENTS WITH DISABILITIES</b>	<b>42</b>
<b>E.1.3</b>	<b>APPROVE THE SECOND READING OF REVISED BOARD POLICY 6159.2; NONPUBLIC, NONSECTARIAN SCHOOL AND AGENCY SERVICES FOR SPECIAL EDUCATION</b>	<b>46</b>
<b>E.1.4</b>	<b>APPROVE THE SECOND READING OF REVISED BOARD POLICY 6164.41; CHILDREN WITH DISABILITIES ENROLLED BY THEIR PARENTS IN PRIVATE SCHOOL</b>	<b>51</b>
<b>E.1.5</b>	<b>APPROVE THE FIRST READING OF REVISED BOARD POLICY 4141; COLLECTIVE BARGAINING AGREEMENT</b>	<b>54</b>

E.1.6	<b>APPROVE THE FIRST READING OF REVISED BOARD POLICY 4241; COLLECTIVE BARGAINING AGREEMENT</b>	58
E.2	<b>INSTRUCTION CONSENT ITEMS</b>	
E.2.1	<b>COURSE APPROVAL FOR SPANISH 1B AND ENGINEERING DESIGN 1</b>	62
	<p>Approve Spanish 1B as an elective course for eighth graders in middle school and Engineering Design 1 as a Career Technical Education Course for high school students for the 2024-2025 school year.</p>	
E.2.2	<b>APPROVE AN OVERNIGHT TRIP TO INLAND SOLAR BOAT CHALLENGE - RIALTO HIGH SCHOOL</b>	63
	<p>Approve fifteen (15) Rialto High School students (4 girls, 11 boys) and three (3) advisors (1 female, 2 males) to participate in the Inland Solar Boat Challenge Competition at Yucaipa Regional Park in Yucaipa, California on Friday, May 17, 2024, through Sunday, May 19, 2024, at no cost to the District.</p>	
E.2.3	<b>APPROVE A 6 DAYS/5 NIGHTS TRIP TO NJROTC AREA ELEVEN LEADERSHIP ACADEMY - RIALTO HIGH SCHOOL</b>	64
	<p>Approve eight (8) NJROTC Rialto High School students (4 boys and 4 girls) and two (2) advisors (1 male, 1 female) to attend the Area Eleven Academy Leadership Camp at Murrieta Mesa High School in Murrieta, California to provide 6 days of leadership skills on Monday, June 24, 2024, through Saturday, June 29, 2024, at no cost to the District.</p>	

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

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

All funds from March 20, 2024, through April 2, 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 65**

Accept the listed donations from Maria Merino; Educational Resource Development Trust; and Amazon. A letter of appreciation will be sent to the donor.

#### **E.3.3 SURPLUS EQUIPMENT AND MISCELLANEOUS ITEMS 66**

Declare the specified surplus equipment and miscellaneous items as obsolete and not serviceable for school use and authorize the Superintendent/designee to sell or dispose of these items as specified in the Education Code Sections 17545 and 17546.

#### **E.3.4 APPROVE AMENDMENT NO. 2 TO THE AGREEMENT WITH MILLER ARCHITECTURE TO PROVIDE ARCHITECTURAL SERVICES FOR PLAYGROUND REPLACEMENTS AT FOURTEEN (14) ELEMENTARY SCHOOL SITES 67**

Extend the term of the agreement from June 30, 2024, to December 31, 2025, to provide Division of State (DSA) access review for the Playground Replacements at Fourteen (14) elementary school sites. All other terms and conditions of the agreement will remain the same.

**E.3.5 APPROVE AMENDMENT NO. 1 TO THE AGREEMENT WITH PBK ARCHITECTS TO PROVIDE A FEASIBILITY STUDY FOR A NEW CENTRAL KITCHEN 68**

Extend the term of the agreement from June 30, 2024, to June 30, 2025, to provide a feasibility study for a new central kitchen project. All other terms and conditions of the agreement will remain the same.

**E.3.6 APPROVE AMENDMENT NO. 1 TO THE AGREEMENT WITH DLR GROUP ARCHITECTURE TO PROVIDE ARCHITECTURAL SERVICES FOR THE INTERNATIONAL HEALING GARDEN 69**

Extend the term of the agreement from June 30, 2024, to June 30, 2026, for architectural services for the International Healing Garden. All other terms and conditions of the agreement will remain the same.

**E.3.7 APPROVE AMENDMENT NO. 1 TO THE AGREEMENT WITH RUHNAU CLARKE ARCHITECTS TO PROVIDE ARCHITECTURAL AND DESIGN SERVICES FOR THE (2) TWO-STORY CLASSROOM BUILDINGS AT EISENHOWER HIGH SCHOOL 70**

Extend the term of the agreement from June 30, 2024, to June 30, 2026, for architectural and design services for the (2) two-story classroom buildings at Eisenhower High School. All other terms and conditions of the agreement will remain the same.

**E.3.8 APPROVE AN AGREEMENT WITH CALIFORNIA COLLEGE GUIDANCE INITIATIVE (CCGI) 71**

Provide an innovative 6-12 educational platform dedicated to empowering students, educators, and our District by providing a comprehensive suite of tools and resources for academic and career development., effective July 1, 2024 through June 30, 2027, at no cost to the District.

- E.3.9 APPROVE AN AGREEMENT WITH PYRO SPECTACULARS, INC.** 72
- Provide the Class of 2024 Middle School Promotions confetti displays on May 29, 2024, and May 30, 2024, being held at Carter High School, at a cost not-to-exceed \$10,250.00, and to be paid from the General Fund.
- E.3.10 APPROVE AN AGREEMENT WITH RULON GARDNER - RIALTO HIGH SCHOOL** 73
- Provide a day of motivational speaking to our Rialto High School students on May 16, 2024, at a cost not-to-exceed \$5,000.00, and to be paid from the General Fund (Title I).
- E.3.11 APPROVE THE 2024 INDEPENDENT STUDY SUMMER PROGRAM- RIALTO ADULT SCHOOL** 74
- This item is effective June 3, 2024 through June 30, 2024, at a cost not-to-exceed \$12,407.00, and to be paid from the Adult Education Fund.
- E.3.12 APPROVE AGREEMENT WITH ALDER GRADUATE SCHOOL OF EDUCATION** 75
- Serve as the partner institution of higher education, effective April 25, 2024 through June 30, 2026, at no cost to the District.
- E.4 FACILITIES PLANNING CONSENT ITEMS**
- E.4.1 NOTICE OF COMPLETION - INLAND EMPIRE LANDSCAPE, INC.** 77
- Accept the work completed on November 1, 2023, by Inland Empire Landscape, Inc. for the sod installation at Frisbie Middle School project and authorize District staff to file a Notice of Completion with the San Bernardino County Recorder.

**E.5 PERSONNEL SERVICES CONSENT ITEMS**

**E.5.1 APPROVE PERSONNEL REPORT NO. 1316 FOR CLASSIFIED AND CERTIFICATED EMPLOYEES** 78

**E.6 MINUTES** 84

**E.6.1 APPROVE THE MINUTES OF REGULAR BOARD OF EDUCATION MEETING HELD APRIL 10, 2024** 85

**F. DISCUSSION/ACTION ITEMS** 124

**F.1 AWARD BID NO. 23-24-017 FOR DISTRICT WIDE PAINTING PHASE 2 TO TONY PAINTING** 125

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Award Bid No. 23-24-017 for District Wide Painting Phase 2 to Tony Painting at a cost of \$512,400.00 which includes a \$50,000.00 allowance for unforeseen conditions, and to be paid from the General Fund and Deferred Maintenance Fund.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member,  
Keiyne Galazo

\_\_\_\_\_ Nancy G. O'Kelley, Member

\_\_\_\_\_ Stephanie E. Lewis, Member

\_\_\_\_\_ Evelyn P. Dominguez, Clerk

\_\_\_\_\_ Edgar Montes, Vice President

\_\_\_\_\_ Joseph W. Martinez, President

**F.2 AWARD BID NO. 23-24-018 FOR DISTRICT WIDE FLOORING PHASE 2 TO MIKE'S CUSTOM FLOORING INC**

127

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

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

Award Bid No. 23-24-018 for District Wide Flooring Phase 2 to Mike's Custom Flooring Inc for a total cost of \$1,011,348.00 which includes a \$50,000.00 allowance for unforeseen conditions, and to be paid from the General Fund and Deferred Maintenance Fund.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member,  
Keiyne Galazo

\_\_\_\_\_ Nancy G. O'Kelley, Member

\_\_\_\_\_ Stephanie E. Lewis, Member

\_\_\_\_\_ Evelyn P. Dominguez, Clerk

\_\_\_\_\_ Edgar Montes, Vice President

\_\_\_\_\_ Joseph W. Martinez, President

**F.3 REJECT ALL BIDS FOR BID NO. 23-24-020 FOR  
ELEMENTARY SCHOOL ASPHALT REPLACEMENT**

128

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

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

Reject all Bids for Bid No. 23-24-020 for Elementary School Asphalt Replacement and rebid the project at a later date.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member,  
Keiyne Galazo

\_\_\_\_\_ Nancy G. O'Kelley, Member

\_\_\_\_\_ Stephanie E. Lewis, Member

\_\_\_\_\_ Evelyn P. Dominguez, Clerk

\_\_\_\_\_ Edgar Montes, Vice President

\_\_\_\_\_ Joseph W. Martinez, President

**F.4 APPROVE A RENEWAL AGREEMENT WITH  
ADVANCEMENT VIA INDIVIDUAL DETERMINATION  
(AVID)**

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

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

Provide AVID memberships and site licenses for eight (8) secondary school sites and three (3) elementary school sites, and to include AVID EXCEL as a pilot program for 2 years at Kolb Middle School, effective July 1, 2024 through June 30, 2025, at a cost not-to-exceed \$82,000.00, and to be paid from the General Fund.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member,  
Keiyne Galazo

\_\_\_\_\_ Nancy G. O'Kelley, Member

\_\_\_\_\_ Stephanie E. Lewis, Member

\_\_\_\_\_ Evelyn P. Dominguez, Clerk

\_\_\_\_\_ Edgar Montes, Vice President

\_\_\_\_\_ Joseph W. Martinez, President

F.5 ADOPT RESOLUTION NO. 23-24-62 APPROVING THE SELECTION OF CONSTRUCTION MANAGEMENT FIRMS, FORM OF AGREEMENT FOR CONSTRUCTION MANAGEMENT SERVICES, AND RELATED ACTIONS BY DISTRICT STAFF 131

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member,  
Keiyne Galazo

\_\_\_\_\_ Nancy G. O'Kelley, Member

\_\_\_\_\_ Stephanie E. Lewis, Member

\_\_\_\_\_ Evelyn P. Dominguez, Clerk

\_\_\_\_\_ Edgar Montes, Vice President

\_\_\_\_\_ Joseph W. Martinez, President

F.6 ADOPT RESOLUTION NO. 23-24-64 TRANSFERS OF APPROPRIATIONS FOR 2024-2025 135

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

Authorize staff to process the necessary transfers of funds to revise budget amounts during the course of the fiscal year to reflect changes in District operations.

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member,  
Keiyne Galazo

\_\_\_\_\_ Nancy G. O'Kelley, Member

\_\_\_\_\_ Stephanie E. Lewis, Member

\_\_\_\_\_ Evelyn P. Dominguez, Clerk

\_\_\_\_\_ Edgar Montes, Vice President

\_\_\_\_\_ Joseph W. Martinez, President

F.7 ADOPT RESOLUTION NO. 23-24-65 FOR FINDING THE PROPOSED RIALTO HIGH SCHOOL BASEBALL FIELD LIGHTING PROJECT EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, APPROVING THE FILING AND RECORDATION OF A NOTICE OF EXEMPTION, AND APPROVING THE PROJECT

137

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

DISCUSSION

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member,  
Keiyne Galazo

\_\_\_\_\_ Nancy G. O'Kelley, Member

\_\_\_\_\_ Stephanie E. Lewis, Member

\_\_\_\_\_ Evelyn P. Dominguez, Clerk

\_\_\_\_\_ Edgar Montes, Vice President

\_\_\_\_\_ Joseph W. Martinez, President

F.8 ADOPT RESOLUTION NO. 23-24-66 FINDING THE PROPOSED EISENHOWER HIGH SCHOOL BASEBALL FIELD LIGHTING PROJECT EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, APPROVING THE FILING AND RECORDATION OF A NOTICE OF EXEMPTION, AND APPROVING THE PROJECT

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

DISCUSSION

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member,  
Keiyne Galazo

\_\_\_\_\_ Nancy G. O'Kelley, Member

\_\_\_\_\_ Stephanie E. Lewis, Member

\_\_\_\_\_ Evelyn P. Dominguez, Clerk

\_\_\_\_\_ Edgar Montes, Vice President

\_\_\_\_\_ Joseph W. Martinez, President

**F.9 ADOPT RESOLUTION NO. 23-24-67 AUTHORIZING THE INCREASE OF THE EXISTING BOARD MEMBERS' MONTHLY STIPEND BY 5% PURSUANT TO SECTION 35120(e) OF THE EDUCATION CODE FOR THE 2024-2025 SCHOOL YEAR**

143

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Preferential vote by Student Board Member,  
Keiyne Galazo

\_\_\_\_\_ Nancy G. O'Kelley, Member

\_\_\_\_\_ Stephanie E. Lewis, Member

\_\_\_\_\_ Evelyn P. Dominguez, Clerk

\_\_\_\_\_ Edgar Montes, Vice President

\_\_\_\_\_ Joseph W. Martinez, President

**F.10 DENY LIABILITY CLAIM NO. 23-24-15**

145

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Nancy G. O'Kelley, Member

\_\_\_\_\_ Stephanie E. Lewis, Member

\_\_\_\_\_ Evelyn P. Dominguez, Clerk

\_\_\_\_\_ Edgar Montes, Vice President

\_\_\_\_\_ Joseph W. Martinez, President

Moved \_\_\_\_\_

Seconded \_\_\_\_\_

**DISCUSSION**

**Vote by Board Members:**

\_\_\_\_\_ Nancy G. O'Kelley, Member

\_\_\_\_\_ Stephanie E. Lewis, Member

\_\_\_\_\_ Evelyn P. Dominguez, Clerk

\_\_\_\_\_ Edgar Montes, Vice President

\_\_\_\_\_ Joseph W. Martinez, President

**G. ADJOURNMENT**

The next regular meeting of the Board of Education of the Rialto Unified School District will be held on May 8, 2024, 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: \_\_\_\_\_



**PLEASE POST**

**PLEASE POST**

**PUBLIC NOTICE**

PURSUANT TO THE REQUIREMENTS OF GOVERNMENT CODE AND BOARD POLICY, THE ATTACHED INITIAL CONTRACT REOPENER PROPOSAL FOR THE 2024-2025 SCHOOL YEAR SUBMITTED BY THE RIALTO UNIFIED SCHOOL DISTRICT, FOR AN AGREEMENT BETWEEN THE CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION (CSEA), CHAPTER #203, AND THE RIALTO UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION, IS HEREBY POSTED IN COMPLIANCE WITH THE LEGISLATIVE REQUIREMENTS FOR PUBLIC NOTICE.



---

Rhonda Kramer  
Lead Personnel Agent  
Personnel Services

April 16, 2024

**Rialto Unified School District  
Initial Proposal to  
California School Employees Association (CSEA) Chapter #203  
2024-2025 Contract Negotiations**

The Rialto Unified School District (District) presents the following initial proposal to negotiate 2024-2025 reopener to CSEA and its Chapter #203. The District desires to modify the following articles as indicated. The District reserves the right to modify its proposals during the negotiations process.

**Article XX: HEALTH AND WELFARE BENEFITS**

- The District intends to modify language regarding health and welfare benefits.

**Article XXI: DUTY HOURS**

- The District intends to modify language regarding duty hours

**Article XXII: PAY AND ALLOWANCES**

- The District intends to modify language regarding pay and allowances.

The Rialto Unified School District reserves the right to open additional articles during the course of these successor agreement negotiations, subject to the appropriate notice requirements under the law.

**CONSENT CALENDAR ITEMS**



## RIALTO UNIFIED SCHOOL DISTRICT

### Instruction

BP 5030(a)

### Student Wellness

The Board of Education recognizes the link between student health and learning and desires to provide a comprehensive program promoting healthy eating and physical activity for District students. The Superintendent or designee shall coordinate and align District efforts to support student wellness through health education, physical education and activity, health services, nutrition services, psychological and counseling services, and a safe and healthy school environment. In addition, the Superintendent or designee shall develop strategies for promoting staff wellness and for involving parents/guardians and the community in reinforcing students' understanding and appreciation of the importance of a healthy lifestyle.

~~(cf. 1020 – Youth Services)~~

~~(cf. 3513.3 – Tobacco-Free Schools)~~

~~(cf. 3514 – Environmental Safety)~~

~~(cf. 5131.6 – Alcohol and Other Drugs)~~

~~(cf. 5131.61 – Drug Testing)~~

~~(cf. 5131.62 – Tobacco)~~

~~(cf. 5131.63 – Steroids)~~

~~(cf. 5141 – Health Care and Emergencies)~~

~~(cf. 5141.22 – Infectious Diseases)~~

~~(cf. 5141.3 – Health Examinations)~~

~~(cf. 5141.31 – Immunizations)~~

~~(cf. 5141.32 – Health Screening for School Entry)~~

~~(cf. 5141.6 – Student Health and Social Services)~~

~~(cf. 6142.1 – Sexual Health and HIV/AIDS Prevention Education)~~

~~(cf. 6164.2 – Guidance/Counseling Services)~~

## **Student Wellness School Wellness Council**

The District will use electronic mechanisms, such as email or displaying notices on the district's website, as well as non-electronic mechanisms, such as newsletters, presentations, or distributing other correspondence, to ensure that parents, students, representatives of the school food authority, teachers of physical education, school health professionals, the school board, school administrators, **community stakeholders, community-based organizations**, and general public are actively notified of and provided an opportunity to participate in the development, implementation, and periodic review and update of the local school wellness policy. (42 USC 1758b; 7 CFR 210.31)

To fulfill this requirement, the Superintendent or designee may appoint a school wellness council or other District committee and a wellness council coordinator. The council may include representatives of the groups listed above, as well as health educators, curriculum directors, counselors, before- and after-school program staff, health practitioners, and/or others interested in school health issues.

**Schools are also encouraged to establish ongoing school-level wellness committees to focus on the needs of students and staff in specific school buildings and implement programs and activities to meet and comply with the District wellness policy.**

~~{cf. 1220—Citizen Advisory Committees}~~

~~{cf. 9140—Board Representatives}~~

The Superintendent or designee may make available to the public and school community a list of the names, position titles, and contact information of the wellness council members.

The wellness council shall advise the District on health-related issues, activities, policies, and programs. At the discretion of the Superintendent or designee, the duties of the council may also include the planning, implementation, and evaluation of activities to promote health within the school or community.

### **Goals for Nutrition, Physical Activity, and Other Wellness Activities**

The Board shall adopt specific goals for nutrition promotion and education, physical activity, and other school-based activities that promote student wellness. In developing such goals, the Board shall review and consider evidence-based strategies and techniques. (42 USC 1758b; CFR 210-31)

## Student Wellness

~~(cf. 0000—Vision)~~

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

The District's nutrition education and physical education programs shall be based on research, shall be consistent with the expectations established in the state's curriculum frameworks and content standards, and shall be designed to build the skills and knowledge that all students need to maintain a healthy lifestyle. **All school levels should receive sequential and comprehensive nutrition education.**

~~(cf. 6011—Academic Standards)~~

~~(cf. 6142.7—Physical Education and Activity)~~

~~(cf. 6142.8—Comprehensive Health Education)~~

~~(cf. 6143—Courses of Study)~~

The nutrition education program shall include, but is not limited to, information about the benefits of healthy eating for learning, disease prevention, weight management, and oral health. Nutrition education shall be provided as part of the health education program and, as appropriate, shall be integrated into other academic subjects in the regular educational program, before- and after-school programs, summer learning programs, and school garden programs. **Nutrition education is also encouraged during meals and classroom snack times.**

~~(cf. 5148.2—Before/After School Programs)~~

~~(cf. 6177—Summer Learning Programs)~~

To reinforce the District's nutrition education program, the Board prohibits the marketing and advertising of non-nutritious foods and beverages through signage, vending machine fronts, logos, scoreboards, school supplies, advertisements in school publications, coupon or incentive programs, free give-aways, or other means. ~~It is recommended that schools avoid participation in fundraising or corporate incentive programs that promote a message inconsistent with the goals for a healthy school community. (7 CFR 210.31)~~

~~(cf. 1325—Advertising and Promotion)~~

Non-nutritious food is defined as any food or beverage that does not meet the federal competitive food **Smart Snacks** standards.

## Student Wellness

All students shall be provided opportunities to be physically active on a regular basis. Opportunities for moderate to vigorous physical activity shall be provided through physical education and recess and may also be provided through school athletic programs, extracurricular programs, before- and after-school programs, summer learning programs, programs encouraging students to walk or bicycle to and from school, in-class physical activity breaks, and other structured and unstructured activities.

**The District's comprehensive, written physical education curriculum identifies the progression of skill development in grades P-12 and will be aligned with established State of California physical education standards. Physical education for grades K-12 will be taught by a certified/licensed teacher who is endorsed to teach physical education. Staff will be provided with annual professional development opportunities. Exemptions/substitutions will not be allowed, and alternative opportunities will be provided to all students to receive their physical education hours.**

**Time allotted for physical education and physical activity will be consistent with the State of California Standards.**

**Teachers will encourage movement by providing students with activity breaks throughout the day and will not use physical activity as a form of punishment. Physical activity may not be assigned to students as a consequence of poor behavior or punishment for any reason. Recess, PE or other physical activities will not be withheld from students as a punishment for poor behavior or incomplete class work.**

~~(cf. 5142.2 – Safe Routes to School Program)~~

~~(cf. 6145 – Extracurricular and Cocurricular Activities)~~

~~(cf. 6145.2 – Athletic Competition)~~

The Board may enter into a joint use agreement or memorandum of understanding to make District facilities or grounds available for recreational or sports activities outside the school day and/or to use community facilities to expand students' access to opportunity for physical activity.

~~(cf. 1330.1 – Joint Use Agreements)~~

Professional development may be regularly offered to the nutrition program director, managers, and staff, as well as health education teachers, physical education teachers, coaches, activity supervisors, and other staff as appropriate to enhance their knowledge and skills related to student health and wellness.

## Student Wellness

~~(cf. 4131/4231/4331 – Staff Development)~~

In order to ensure that students have access to comprehensive health services, the District may provide access to health services at or near District schools and/or may provide referrals to community resources.

The Board recognizes that a safe, positive school environment is also conducive to students' physical and mental health and thus prohibits bullying and harassment of all students, including bullying on the basis of weight or health condition.

~~(cf. 5131.2 – Bullying)~~

~~(cf. 5145.3 – Nondiscrimination/Harassment)~~

The Superintendent or designee shall encourage staff to serve as positive role models for healthy eating and physical fitness. He/she shall promote work-site wellness programs and may provide opportunities for regular physical activity among employees.

## Nutrition Guidelines for All Foods Available at School

For all foods and beverages available on each campus during the school day, the District shall adopt nutrition guidelines which are consistent with 42 USC 1773, 1758, 1766, and 1779 and federal regulations which support the objectives of promoting student health and reducing childhood obesity. (42 USC 1758b)

In order to maximize the District's ability to provide nutritious meals and snacks, all District schools shall participate in available federal school nutrition programs, including the National School Lunch and School Breakfast programs and after-school snack programs, to the extent possible. When approved by the California Department of Education, the District may sponsor a summer meal program. **The District will take steps to ensure that students qualifying for free or reduced-priced meals are not overtly identified in any way.**

**Snacks in aftercare are served via the Child and Adult Care Food Program and will meet the requirements of that program. All snacks sold or served to students during after-school programs will meet the same nutrition standards as foods sold/served during the school day.**

## Student Wellness

Whenever possible, school meals will include fresh, locally grown foods in meals from farms and/or school gardens engaged in sustainable practices. The District shall use the USDA Smarter Lunchroom tools and other resources available on the USDA website to encourage students to make healthy choices. Students may have the opportunity to provide input on local, cultural, and ethnic favorites. Nutrition Services shall provide periodic food promotions to encourage taste testing of healthy new foods and locally grown products being introduced on the menu.

~~(cf. 3550—Food Service/Child Nutrition Program)~~

~~(cf. 3552—Summer Meal Program)~~

~~(cf. 3553—Free and Reduced Price Meals)~~

~~(cf. 5141.27—Food Allergies/Special Dietary Needs)~~

~~(cf. 5148—Child Care and Development)~~

~~(cf. 5148.3—Preschool/Early Childhood Education)~~

The Superintendent or designee shall provide access to free, potable water in the food service area during meal times **beyond drinking fountains, such as access to cups or other drinking containers**, in accordance with Education Code 38086 and 42 USC 1758, and shall encourage students' consumption of water by educating them about the health benefits of water and by serving water in an appealing manner.

**Free, potable water will also be available throughout the school day and beyond regular school hours. Drinking water sources must be in or near high-traffic and common areas, including but not limited to hallways, cafeterias, gymnasiums, outdoor physical activity spaces, and faculty lounges. Pre-K and Kindergarten students must have water freely available throughout the day, including but not limited to appropriately sized drinking fountains, water dispensers, and pitchers of water and cups. During school-sponsored outdoor activities on campus, schools must ensure that there is an easily accessible drinking water source in or near the outdoor space.**

**Drinking water sources must be regularly cleaned to maintain sanitary conditions and maintained on a regular basis to ensure they function properly. Drinking water sources should provide water that is filtered and cooled to encourage consumption. Students, teachers, and staff must be allowed to bring and carry approved water bottles.**

## Student Wellness

The Board believes that all foods and beverages sold to students at District schools, including those available outside the District's reimbursable food services program, should support the health curriculum and promote optimal health. ~~Nutrition standards adopted by the District for foods and beverages provided through student stores, vending machines, or other venues shall meet or exceed state and federal nutrition standards.~~ **The District will follow the Smart Snacks Standards for all food and beverages sold to students on the school campus during the school day.**

~~(cf. 3312—Contracts)~~

~~(cf. 3554—Other Food Sales)~~

The Superintendent or designee shall encourage school organizations to use healthy food items or non-food items for fundraising purposes.

~~He/she also shall encourage school staff to avoid the use of non-nutritious foods as a reward for students' academic performance, accomplishments, or classroom behavior. Schools will not use food or beverages as rewards for academic, classroom, or sports performances.~~ **Food rewards are discouraged, and teachers will be provided with a list of alternative ideas. It is recommended that staff use physical activity as a reward when feasible.**

School staff shall encourage parent/guardians or other volunteers to support the District's nutrition education program by considering nutritional quality when selecting any snacks which they may donate for occasional class parties. ~~Class parties or celebrations shall be held after the lunch period when possible and will be encouraged to focus on activities, rather than food. A list of food items allowed to be served/distributed/available at class parties will be provided (e.g., limiting to fruits and whole grains).~~

## Program Implementation and Evaluation

The Superintendent or designee designates the individual(s) identified below as the individual(s) responsible for ensuring that each school site complies with the District's wellness policy (42 USC 1758b; 7 CFR 210.31)

~~Lead Student Services Agent~~ **Coordinator, Health Services**  
~~(909)873-4336 Ext. 2371~~ **(909) 820-8150 ext. 1146**  
~~[abrantly@rialto.k12.ca.us](mailto:abrantly@rialto.k12.ca.us)~~ **[cgutier2@rialtousd.org](mailto:cgutier2@rialtousd.org)**

~~(cf. 0500—Accountability)~~

~~(cf. 3555—Nutrition Program Compliance)~~

## **Student Wellness**

The Superintendent or designee shall assess the implementation and effectiveness of this policy at least once every three years. (42 USC 1758b; 7 CFR 210.31)

The assessment shall include the extent to which District schools are in compliance with this policy, the extent to which this policy compares to model wellness policies available from the U.S. Department of Agriculture, and a description of the progress made in attaining the goals of the wellness policy. (42 USC 1758b)

The Superintendent or designee shall invite feedback on District and school wellness activities from food service personnel, school administrators, the wellness council, parents/guardians, students, teachers, before- and after- school program staff, and/or other appropriate persons.

The Wellness Council shall meet no less than three times per school year. All meetings will be open to the public and meeting dates and times shall be posted on District website.

The Board and the Superintendent or designee shall establish indicators that will be used to measure the implementation and effectiveness of the District's activities related to student wellness. Such indicators may include, but are not limited to:

1. Descriptions of the District's nutrition education, physical education, and health education curricula and the extent to which they align with state academic content standards and legal requirements
2. An analysis of the nutritional content of school meals and snacks served in all District programs, based on a sample of menus and production records
3. Student participation rates in all school meal and/or snack programs, including the number of students enrolled in the free and reduced-price meals program compared to the number of students eligible for that program
4. Extent to which foods and beverages sold on campus outside the food services program, such as through vending machines, student stores, or fundraisers, comply with nutrition standards
5. Extent to which other foods and beverages that are available on campus during the school day, such as foods and beverages for classroom parties, school celebrations, and rewards/incentives, comply with nutrition standards
6. Results of the State's physical fitness test at applicable grade levels
7. Number of minutes of physical education offered at each grade span, and the estimated percentage of class time spent in moderate to vigorous physical activity

## Student Wellness

8. A description of **the** District's efforts to provide additional opportunities for physical activity outside of the physical education program
9. A description of other districtwide or school-based wellness activities offered, including the number of sites and/or students participating, as appropriate

As feasible, the assessment report may include a comparison of results across multiple years, a comparison of District data with county, statewide, or national data, and/or a comparison of wellness data with other student outcomes such as academic indicators or student discipline rates.

In addition, the Superintendent or designee shall prepare and maintain the proper documentation and records needed for the administrative review of the District's wellness policy conducted by the California Department of Education (CDE) every three years.

The assessment results of both the District and state evaluations shall be submitted to the Board for the purposes of evaluating policy and practice, recognizing accomplishments, and making policy adjustments as needed to focus District resources and efforts on actions that are most likely to make a positive impact on student health and achievement.

## Notifications

The Superintendent or designee shall inform the public about the content and implementation of the District's wellness policy and shall make the policy, and any updates to the policy, available to the public on an annual basis. He/she shall also inform the public of the District's progress towards meeting the goals of the wellness policy, including the availability of the triennial district assessment. (Education Code 49432; 42 USC 1758b; 7CFR 210.31)

~~(cf. 5145.6 – Parental Notifications)~~

The Superintendent or designee shall distribute this information through the most effective methods of communication, including District or school newsletters, handouts, parent/guardian meetings, District and school websites, and other communications. Outreach to parents/guardians shall emphasize the relationship between student health and wellness and academic performance.

## Student Wellness

~~(cf. 1100—Communication with Public)~~

~~(cf. 1112—Media Relations)~~

~~(cf. 1113—District and School Web Sites)~~

~~(cf. 1114—District Sponsored Social Media)~~

~~(cf. 6020—Parent Involvement)~~

Each school may post a summary of nutrition and physical activity laws and regulations prepared by the CDE.

## Records

The Superintendent or designee shall retain records that document compliance with 7 CFR 210-31, including, but not limited to, the written student wellness policy, documentation of the triennial assessment of the wellness policy for each school site, and documentation demonstrating compliance with the community involvement requirements, including requirements to make the policy and assessment results available to the public. (7 CFR 210.31)

---

### 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
5 CCR 15500-15501	Food sales by student organizations
5 CCR 15510	Mandatory meals for needy students
5 CCR 15530-15535	Nutrition education
5 CCR 15550-15565	School lunch and breakfast programs
Ed. Code 33350-33354	<u>CDE responsibilities re: physical education</u>
Ed. Code 38086	<u>Free fresh drinking water</u>
Ed. Code 49430-49434	<u>Pupil Nutrition, Health, and Achievement Act of 2001</u>
Ed. Code 49490-49494	<u>School breakfast and lunch programs</u>
Ed. Code 49500-49505	<u>School meals</u>
Ed. Code 49510-49520	<u>Nutrition</u>

**Student Wellness**

<b>State</b>	<b>Description</b>
Ed. Code 49530-49536	<u>Child Nutrition Act</u>
Ed. Code 49540-49546	<u>Child care food program</u>
Ed. Code 49547-49548.3	<u>Comprehensive nutrition services</u>
Ed. Code 49550-49562	<u>Meals for needy students</u>
Ed. Code 49565-49565.8	California Fresh Start pilot program
Ed. Code 49570	<u>National School Lunch Act</u>
Ed. Code 51210	<u>Course of study for grades 1-6</u>
Ed. Code 51210.1-51210.2	<u>Physical education; grades 1-6</u>
Ed. Code 51210.4	<u>Nutrition education</u>
Ed. Code 51220	<u>Course of study for grades 7-12</u>
Ed. Code 51222	<u>Physical education</u>
Ed. Code 51223	<u>Physical education; elementary schools</u>
Ed. Code 51795-51797	<u>School instructional gardens</u>
Ed. Code 51880-51921	<u>Comprehensive health education</u>

<b>Federal</b>	<b>Description</b>
42 USC 1751-1769j	School Lunch Program
42 USC 1758b	Local wellness policy
42 USC 1771-1793	Child Nutrition Act
42 USC 1773	School Breakfast Program
42 USC 1779	Rules and regulations, Child Nutrition Act
7 CFR 210.1-210.33	<u>National School Lunch Program</u>
7 CFR 210.31	Wellness policy
7 CFR 220.1-220.22	National School Breakfast Program

**Student Wellness**

Management Resources	Description
California Department of Education Publication	Physical Education Framework for California Public Schools, Kindergarten Through Grade 12, 2009
California Department of Education Publication	Health Framework for California Public Schools: Kindergarten through Grade 12, 2003
California Project Lean Publication	Policy in Action: A Guide to Implementing Your Local School Wellness Policy, October 2006
Center for Collaborative Solutions	Changing Lives, Saving Lives: A Step-by-Step Guide to Developing Exemplary Practices in Healthy Eating, Physical Activity and Food Security, Jan 2015
Centers for Disease Control & Prevention Publication	School Health Index for Physical Activity and Healthy Eating: A Self-Assessment and Planning Guide, rev. 2012
Court Decision	Frazer v. Dixon Unified School District (1993) 18 Cal.App.4th 781
CSBA Publication	<u>Building Healthy Communities: A School Leader's Guide to Collaboration and Community Engagement, 2009</u>
CSBA Publication	School-Based Marketing of Foods and Beverages: Policy Implications for School Boards, Policy Brief, March 2006
CSBA Publication	Safe Routes to School: Program and Policy Strategies for School Districts, Policy Brief, 2009
CSBA Publication	Student Wellness: A Healthy Food and Physical Activity Policy Resource Guide, 2012
CSBA Publication	Increasing Access to Drinking Water in Schools, Policy Brief, April 2013

**Student Wellness**

<b>Management Resources</b>	<b>Description</b>
CSBA Publication	Integrating Physical Activity into the School Day, Governance Brief, April 2016
CSBA Publication	<u>Monitoring for Success: A Guide for Assessing and Strengthening Student Wellness Policies, rev. 2012</u>
CSBA Publication	Nutrition Standards for Schools: Implications for Student Wellness, Policy Brief, rev. April 2012
CSBA Publication	Physical Activity and Physical Education in California Schools, Research Brief, April 2010
CSBA Publication	Physical Education and California Schools, Policy Brief, October 2007
Federal Register	Rules and Regulations, July 29, 2016, Vol. 81, Number 146, pages 50151-50170
National Assoc of State Boards of Education Pub	Fit, Healthy and Ready to Learn, rev. 2012
U.S. Department of Agriculture Publication	Dietary Guidelines for Americans, 2016
Website	<u>CSBA District and County Office of Education Legal Services</u>
Website	<u>California Project LEAN (Leaders Encouraging Activity and Nutrition)</u>
Website	<u>California School Nutrition Association</u>
Website	<u>Center for Collaborative Solutions</u>
Website	<u>Dairy Council of California</u>
Website	<u>National Alliance for Nutrition and Activity</u>
Website	<u>National Association of State Boards of Education</u>
Website	<u>School Nutrition Association</u>

**Student Wellness**

<b>Management Resources</b>	<b>Description</b>
Website	<a href="#"><u>Society for Nutrition Education</u></a>
Website	<a href="#"><u>U.S. Department of Agriculture, Food Nutrition Service, wellness policy</u></a>
Website	<a href="#"><u>U.S. Department of Agriculture, Healthy Meals Resource System</u></a>
Website	<a href="#"><u>Action for Healthy Kids</u></a>
Website	<a href="#"><u>Alliance for a Healthier Generation</u></a>
Website	<a href="#"><u>California Department of Education, Nutrition Services Division</u></a>
Website	<a href="#"><u>California Department of Public Health</u></a>
Website	<a href="#"><u>California Healthy Kids Resource Center</u></a>
Website	<a href="#"><u>Centers for Disease Control and Prevention</u></a>
Website	<a href="#"><u>CSBA</u></a>
Cross References	

<b>Code</b>	<b>Description</b>
0200	<a href="#"><u>Goals For The School District</u></a>
0460	<a href="#"><u>Local Control And Accountability Plan</u></a>
0460	<a href="#"><u>Local Control And Accountability Plan</u></a>
1220	<a href="#"><u>Citizen Advisory Committees</u></a>
1220	<a href="#"><u>Citizen Advisory Committees</u></a>
1230	<a href="#"><u>School-Connected Organizations</u></a>
1230	<a href="#"><u>School-Connected Organizations</u></a>
1260	<a href="#"><u>Educational Foundation</u></a>
1325	<a href="#"><u>Advertising And Promotion</u></a>
1325	<a href="#"><u>Advertising And Promotion</u></a>
1330.1	<a href="#"><u>Joint Use Agreements</u></a>

**Student Wellness**

<b>Code</b>	<b>Description</b>
1400	<u>Relations Between Other Governmental Agencies And The Schools</u>
1700	<u>Relations Between Private Industry And The Schools</u>
3000	<u>Concepts And Roles</u>
3290	<u>Gifts, Grants And Bequests</u>
3312	<u>Contracts</u>
3452	<u>Student Activity Funds</u>
3452	<u>Student Activity Funds</u>
3513.3	<u>Tobacco-Free Schools</u>
3513.3	<u>Tobacco-Free Schools</u>
3550	<u>Food Service/Child Nutrition Program</u>
3550	<u>Food Service/Child Nutrition Program</u>
3551	<u>Food Service Operations/Cafeteria Fund</u>
3551	<u>Food Service Operations/Cafeteria Fund</u>
3552	<u>Summer Meal Program</u>
3553	<u>Free And Reduced Price Meals</u>
3553	<u>Free And Reduced Price Meals</u>
3554	<u>Other Food Sales</u>
3554	<u>Other Food Sales</u>
3554-E PDF(1)	<u>Other Food Sales</u>
3555	<u>Nutrition Program Compliance</u>
4131	<u>Staff Development</u>
4131	<u>Staff Development</u>
4231	<u>Staff Development</u>
4231	<u>Staff Development</u>

**Student Wellness**

<b>Code</b>	<b>Description</b>
5113.1	<u>Chronic Absence And Truancy</u>
5113.1	<u>Chronic Absence And Truancy</u>
5131.2	<u>Bullying</u>
5131.2	<u>Bullying</u>
5131.6	<u>Alcohol And Other Drugs</u>
5131.6	<u>Alcohol And Other Drugs</u>
5131.62	<u>Tobacco</u>
5131.62	<u>Tobacco</u>
5131.63	<u>Steroids</u>
5131.63	<u>Steroids</u>
5131.63-E PDF(1)	<u>Steroids</u>
5137	<u>Positive School Climate</u>
5141	<u>Health Care And Emergencies</u>
5141	<u>Health Care And Emergencies</u>
5141.22	<u>Infectious Diseases</u>
5141.22	<u>Infectious Diseases</u>
5141.23	<u>Asthma Management</u>
5141.23	<u>Asthma Management</u>
5141.27	<u>Food Allergies/Special Dietary Needs</u>
5141.27	<u>Food Allergies/Special Dietary Needs</u>
5141.3	<u>Health Examinations</u>
5141.3	<u>Health Examinations</u>
5141.31	<u>Immunizations</u>
5141.31	<u>Immunizations</u>
5141.32	<u>Health Screening For School Entry</u>

**Student Wellness**

<b>Code</b>	<b>Description</b>
5142.2	<u>Safe Routes To School Program</u>
5144	<u>Discipline</u>
5144	<u>Discipline</u>
5145.3	<u>Nondiscrimination/Harassment</u>
5145.3	<u>Nondiscrimination/Harassment</u>
5145.6	<u>Parent/Guardian Notifications</u>
5145.6-E PDF(1)	<u>Parent/Guardian Notifications</u>
5145.71	<u>Title IX Sexual Harassment Complaint Procedures</u>
5145.71-E PDF(1)	<u>Title IX Sexual Harassment Complaint Procedures</u>
5146	<u>Married/Pregnant/Parenting Students</u>
5146	<u>Married/Pregnant/Parenting Students</u>
5147	<u>Dropout Prevention</u>
5147	<u>Dropout Prevention</u>
5148	<u>Child Care And Development</u>
5148	<u>Child Care And Development</u>
5148.3	<u>Preschool/Early Childhood Education</u>
5148.3	<u>Preschool/Early Childhood Education</u>
6020	<u>Parent Involvement</u>
6020	<u>Parent Involvement</u>
6112	<u>School Day</u>
6112	<u>School Day</u>
6142.1	<u>Sexual Health And HIV/AIDS Prevention Instruction</u>
6142.1	<u>Sexual Health And HIV/AIDS Prevention Instruction</u>

**Student Wellness**

<b>Code</b>	<b>Description</b>
6142.5	<u>Environmental Education</u>
6142.7	<u>Physical Education And Activity</u>
6142.7	<u>Physical Education And Activity</u>
6142.8	<u>Comprehensive Health Education</u>
6142.8	<u>Comprehensive Health Education</u>
6145.2	<u>Athletic Competition</u>
6145.2	<u>Athletic Competition</u>
6176	<u>Weekend/Saturday Classes</u>
6177	<u>Summer Learning Programs</u>
6184	<u>Continuation Education</u>
6184	<u>Continuation Education</u>
7110	<u>Facilities Master Plan</u>
7110	<u>Facilities Master Plan</u>

Policy  
 adopted: July 12, 2006  
 revised: November 22, 2011  
 revised: January 21, 2015  
 revised: May 23, 2018  
 revised:

**RIALTO UNIFIED SCHOOL DISTRICT**  
 Rialto, California



## RIALTO UNIFIED SCHOOL DISTRICT

### Instruction

BP 6146.4(a)

### **Differential Graduation And Competency Standards For Students With Disabilities**

The Board of Education recognizes that students with disabilities are entitled to a course of study that provides them with a free appropriate public education (FAPE) and that modifications to the District's regular course may be needed on an individualized basis to provide FAPE. In accordance with law, each student's individualized education program (IEP) team shall determine the appropriate goals, as well as any appropriate individual accommodations necessary for measuring the academic achievement and functional performance of the student on state and District-wide assessments.

#### **Exemption from District-Established Graduation Requirements**

**District students shall complete all course requirements for high school graduation as specified in Board Policy 6146.1 - High School Graduation Requirements. However, a student with a disability who entered the ninth grade in the 2022-23 school year and later may be exempted from all coursework and other requirements adopted by the Board which are in addition to the statewide course requirements for high school graduation if the student's IEP provides for both of the following requirements: (Education Code 51225.31).**

- 1. That the student is eligible to take the alternate assessment aligned to alternate achievement standards in grade 11 as described in Education Code 60640.**
- 2. That the student complete state standards aligned coursework to meet the statewide coursework specified in Education Code 51225.3**

**Prior to the beginning of grade 10, the IEP team for each student with a disability shall determine whether the student is eligible for the exemption and if so, notify the student's parent/guardian of the exemption. (Education Code 51225.31).**

**Any such exempted student shall receive a diploma and be eligible to participate in any graduation ceremony and school activity related to graduation in which a student of similar age without a disability would be eligible to participate. (Education Code 51225.31)**

**Instead of a high school diploma, a student with a disability may be awarded a certificate or document of educational achievement or completion if the student has met one of the following requirements: (Education Code 56390)**

## **Differential Graduation And Competency Standards For Students With Disabilities**

- 1. Satisfactorily completed a prescribed alternative course of study approved by the board of the district in which the student attended school or the district with jurisdiction over the student as identified in the student's IEP**
- 2. Satisfactorily met the student's IEP goals and objectives during high school as determined by the IEP team**
- 3. Satisfactorily attended high school, participated in the instruction as prescribed in the student's IEP, and met the objectives of the statement of transition services**

**A student with a disability who meets any of the criteria specified above shall be eligible to participate in any graduation ceremony and any school activity related to graduation in which a graduating student of similar age without disabilities would be eligible to participate. (Education Code 56391)**

~~(cf. 6159 Individualized Education Program (IEP))~~

~~(cf. 6159.1 Procedural Safeguards and Complaints for Special Education)~~

~~(cf. 6162.51 Standardized Testing and Reporting Program)~~

~~(cf. 6162.52 High School Exit Examination)~~

~~(cf. 6164.4 Identification of Individuals for Special Education)~~

## **Certificate of Educational Achievement/Completion**

Instead of a high school diploma, a student with disabilities may be awarded a certificate or document of educational achievement or completion if the student has met one of the following requirements: (Education Code 56390)

1. Satisfactorily completed a prescribed alternative course of study approved by the Board of Education of the district in which the student attended school or the district with jurisdiction over the student as identified in his/her IEP
2. Satisfactorily met his/her goals and objectives during high school as determined by the IEP team
3. Satisfactorily attended high school, participated in the instruction as prescribed in his/her IEP, and met the objectives of the statement of transition services

~~(cf. 6146.1 High School Graduation Requirements)~~

Any student with disabilities who meets any of the criteria specified above shall be eligible to participate in any graduation ceremony and any school activity related to graduation in which a graduating student of similar age without disabilities would be eligible to participate. (Education Code 56391)

## Differential Graduation And Competency Standards For Students With Disabilities

(~~cf. 5127—Graduation Ceremonies and Activities~~)

---

### 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
5 CCR 3070	<a href="#">Graduation</a>
Ed Code 60900.2	<a href="#">Students with Disabilities Graduation Reporting</a>
Ed. Code 51225.31	<a href="#">Graduation exemption for students with disabilities</a>
Ed. Code 56341	<a href="#">Individualized education program team</a>
Ed. Code 56345	<a href="#">Individualized education program contents</a>
Ed. Code 56390-56392	<a href="#">Recognition for educational achievement; special education</a>

Federal	Description
20 USC 1400-1482	<a href="#">Individuals with Disabilities Education Act</a>
34 CFR 300.1-300.818	<a href="#">Individuals with Disabilities Education Act</a>
34 CFR 300.320	<a href="#">Definition of IEP</a>

Management Resources	Description
Website	<a href="#">CSBA District and County Office of Education Legal Services</a>
Website	<a href="#">U.S. Department of Education, Office of Special Education and Rehabilitative Services</a>
Website	<a href="#">California Department of Education</a>

### Cross References

Code	Description
0430	<a href="#">Comprehensive Local Plan For Special Education</a>
0430	<a href="#">Comprehensive Local Plan For Special Education</a>
5127	<a href="#">Graduation Ceremonies And Activities</a>
6146.1	<a href="#">High School Graduation Requirements</a>

**Differential Graduation And Competency Standards For Students With Disabilities**

6146.1	<u>High School Graduation Requirements</u>
6146.3	<u>Reciprocity Of Academic Credit</u>
6159	<u>Individualized Education Program</u>
6159	<u>Individualized Education Program</u>
6159.1	<u>Procedural Safeguards And Complaints For Special Education</u>
6159.1	<u>Procedural Safeguards And Complaints For Special Education</u>
6159.2	<u>Nonpublic, Nonsectarian School And Agency Services For Special Education</u>
6159.3	<u>Appointment Of Surrogate Parent For Special Education Students</u>
6159.3	<u>Appointment Of Surrogate Parent For Special Education Students</u>
6162.51	<u>State Academic Achievement Tests</u>
6162.51	<u>State Academic Achievement Tests</u>
6164.4	<u>Identification And Evaluation Of Individuals For Special Education</u>
6200	<u>Adult Education</u>
6200	<u>Adult Education</u>

Policy  
adopted: September 22, 1999  
revised: February 25, 2009  
revised: April 14, 2010  
revised:

**RIALTO UNIFIED SCHOOL DISTRICT**  
Rialto, California



## RIALTO UNIFIED SCHOOL DISTRICT

### Instruction

BP 6159.2(a)

#### **Nonpublic, Nonsectarian School And Agency Services For Special Education**

~~The Board of Education may contract with state-certified nonpublic nonsectarian schools or agencies to provide special education services or facilities when an appropriate public education program is not available.~~

**The Governing Board recognizes its responsibility to provide a free, appropriate public education to students with disabilities in accordance with law. When the district is unable to provide direct special education and/or related services to students with disabilities, the Board may enter into a contract with a nonpublic, nonsectarian school or agency (NPS/A) to meet student needs consistent with the comprehensive local plan of the Special Education Local Plan Area.**

**Prior to entering into a contract to place any student in an NPS/A, the Superintendent or designee shall verify that the school or agency is certified to provide special education and related services to individuals with disabilities and complies with staff training requirements in accordance with Education Code 56366 and 56366.1. In addition, the Superintendent or designee shall monitor, on an ongoing basis, the certification of any NPS/A with which the district has a contract to ensure that the certification has not expired.**

**No district student with a disability shall be referred to or placed in, an NPS/A unless the student's individualized education program (IEP) team has determined that the placement is appropriate for the student. (Education Code 56342.1).**

**The district shall pay to the NPS/A the full amount of the tuition or fees, as applicable, for students with disabilities who are enrolled in programs or receiving services provided by the NPS/A pursuant to the contract. (Education Code 56365).**

**In accordance with law, any student with disabilities placed in an NPS/A shall have all the rights and protections to which students with disabilities are generally entitled, including, but not limited to, procedural safeguards, due process rights, and periodic review of the student's IEP.**

**During the period when any student with disabilities is placed in an NPS/A, the student's IEP team shall retain responsibility for monitoring the student's progress toward meeting the goals identified in the IEP.**

**The Superintendent or designee shall ensure that any contract with an NPS/A contains a requirement for the NPS/A to comply with district policy, procedures, and practices related to student rights, health, and safety, including the use of seclusion and restraint. All NPS/A staff that serve district students shall be made aware of, and trained in such policies, procedures, and practices.**

## Nonpublic, Nonsectarian School And Agency Services For Special Education

The Superintendent or designee shall notify the Board prior to approving an out-of-state placement for any district student.

The Superintendent or designee may apply to the Superintendent of Public Instruction to waive any of the requirements of Education Codes 56365, 56366, and 56366.6. (Education Code 56366.2)

---

### 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
5 CCR 3001	<u>Definitions</u>
5 CCR 3051-3051.24	<u>Special education; standards for related services and staff qualifications</u>
5 CCR 3060-3070	<u>Nonpublic, nonsectarian school and agency services</u>
Ed. Code 56034-56035	<u>Definitions of nonpublic, nonsectarian school and agency</u>
Ed. Code 56042	<u>Placement not to be recommended by attorney or advocate with conflict of interest</u>
Ed. Code 56101	<u>Waivers</u>
Ed. Code 56163	<u>Certification</u>
Ed. Code 56168	<u>Responsibility for education of student in hospital or health facility school</u>
Ed. Code 56195.8	<u>Adoption of policies</u>
Ed. Code 56342.1	<u>Individualized education program; placement</u>
Ed. Code 56360-56369	<u>Implementation of special education</u>
Ed. Code 56711	<u>Computation of state aid</u>
Ed. Code 56740-56743	<u>Apportionments and reports</u>
Ed. Code 56760	<u>Annual budget plan; service proportions</u>

## Nonpublic, Nonsectarian School And Agency Services For Special Education

State	Description
Ed. Code 56775.5	<u>Reimbursement of assessment and identification costs</u>
Ed. Code 56836.20-56836.21	<u>Special education funding; SELPA contracts with nonpublic nonsectarian schools</u>
Fam. Code 7911-7912	<u>Interstate compact on placement of children</u>
Gov. Code 7570-7587	<u>Interagency responsibilities for providing services to children with disabilities</u>
Gov. Code 7572.55	<u>Seriously emotionally disturbed child; out-of-state placement</u>
W&I Code 362.2	<u>Out-of-home placement for IEP</u>
W&I Code 727.1	<u>Out-of-state placement of wards of court</u>
Federal	Description
20 USC 1400-1487	<u>Individuals with Disabilities Education Act</u>
34 CFR 300.129-300.148	<u>Children with disabilities in private schools</u>

Management Resources	Description
Court Decision	<u>Agostini v. Felton (1997) 521 U.S. 203, 117 S.Ct. 1997</u>
Website	<u>CSBA District and County Office of Education Legal Services</u>
Website	<u>U.S. Department of Education, Office of Special Education and Rehabilitative Services</u>
Website	<u>California Department of Education</u>
Cross References	

Code	Description
0430	<u>Comprehensive Local Plan For Special Education</u>
0430	<u>Comprehensive Local Plan For Special Education</u>
0500	<u>Accountability</u>

**Nonpublic, Nonsectarian School And Agency Services For Special Education**

<b>Code</b>	<b>Description</b>
1312.3	<u>Uniform Complaint Procedures</u>
1312.3	<u>Uniform Complaint Procedures</u>
1431	<u>Waivers</u>
3541.2	<u>Transportation For Students With Disabilities</u>
3541.2	<u>Transportation For Students With Disabilities</u>
3580	<u>District Records</u>
3580	<u>District Records</u>
4112.23	<u>Special Education Staff</u>
4112.23	<u>Special Education Staff</u>
5125	<u>Student Records</u>
5125	<u>Student Records</u>
6146.1	<u>High School Graduation Requirements</u>
6146.1	<u>High School Graduation Requirements</u>
6146.3	<u>Reciprocity Of Academic Credit</u>
6146.4	<u>Differential Graduation And Competency Standards For Students With Disabilities</u>
6159	<u>Individualized Education Program</u>
6159	<u>Individualized Education Program</u>
6159.1	<u>Procedural Safeguards And Complaints For Special Education</u>
6159.1	<u>Procedural Safeguards And Complaints For Special Education</u>
6159.3	<u>Appointment Of Surrogate Parent For Special Education Students</u>
6159.3	<u>Appointment Of Surrogate Parent For Special Education Students</u>
6162.51	<u>State Academic Achievement Tests</u>

**Nonpublic, Nonsectarian School And Agency Services For Special Education**

<b>Code</b>	<b>Description</b>
6162.51	<u>State Academic Achievement Tests</u>
6164.4	<u>Identification And Evaluation Of Individuals For Special Education</u>
6173.1	<u>Education For Foster Youth</u>
6173.1	<u>Education For Foster Youth</u>
6173.2	<u>Education Of Children Of Military Families</u>
6173.2	<u>Education Of Children Of Military Families</u>

Policy  
adopted: September 22, 1999  
revised:

**RIALTO UNIFIED SCHOOL DISTRICT**  
Rialto, California



## RIALTO UNIFIED SCHOOL DISTRICT

### Instruction

BP 6164.41(a)

### Children With Disabilities Enrolled By Their Parents In Private School

The ~~Board of Education~~ Governing Board recognizes its obligations under Federal and State law to **locate, identify, evaluate,** and provide equitable services to children **with disabilities** voluntarily enrolled by their ~~parents/guardians~~ **families** in private schools located within the District.

*(cf. 0430—Comprehensive Local Plan for Special Education)*

The Superintendent or designee shall ensure that activities to locate, identify, and evaluate children with disabilities enrolled by their ~~parents/guardians~~ **families** in private schools within the District are comparable to activities undertaken for individuals with disabilities aged three to 22 in public schools within the District. (34 CFR 300.131; Education Code 56171)

*(cf. 6164.4—Identification and Evaluation of Individuals for Special Education)*

*The Superintendent or designee shall develop a budget for the provision of services to children with disabilities enrolled by their ~~parents/guardians~~ families in private school based on the proportionate share of Federal funds received and the number of eligible children, including the possibility of mid-year enrollees, and the types of services to be provided.*

---

#### 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
Ed. Code 51744-51749.6	<u>Independent study</u>
Ed. Code 56000	<u>Special education; legislative findings and declarations</u>
Ed. Code 56020-56035	<u>Definitions</u>
Ed. Code 56170-56177	<u>Children enrolled in private schools</u>
Ed. Code 56195.8	<u>Adoption of policies</u>
Ed. Code 56300-56385	<u>Identification and referral; assessment, instructional planning</u>

**Children With Disabilities Enrolled By Their Parents In Private School**

<b>State</b>	<b>Description</b>
Ed. Code 56500-56509	<u>Procedural safeguards</u>
Ed. Code 56600-56606	<u>Evaluation, audits and information</u>
<b>Federal</b>	<b>Description</b>
20 USC 1232g	<u>Family Educational Rights and Privacy Act (FERPA) of 1974</u>
20 USC 1400-1482	<u>Individuals with Disabilities Education Act</u>
20 USC 1412	<u>State eligibility</u>
29 USC 794	<u>Rehabilitation Act of 1973; Section 504</u>
34 CFR 300.1-300.818	<u>Assistance to states for the education of students with disabilities</u>
34 CFR 300.130-300.144	<u>Children with disabilities enrolled by their parents in private schools</u>
<b>Management Resources</b>	<b>Description</b>
Court Decision	<u>Agostini v. Felton (1997) 521 U.S. 203, 117 S.Ct. 1997</u>
Federal Register	<u>Rules and Regulations, August 14, 2006, Vol. 71, Number 156, pages 46539-46845</u>
U.S. Department Of Education Publication	<u>Long COVID under Section 504 and the IDEA: A Resource to Support Children, Students, Educators, Schools, Service Providers, and Families, July 2021</u>
U.S. Department Of Education Publication	<u>Return to School Roadmap: Child Find Under Part B of the Individuals with Disabilities Education Act, August 2021</u>

## Children With Disabilities Enrolled By Their Parents In Private School

Management Resources	Description
U.S. Department of Education Publication	<u><a href="#">A Response to Intervention (RTI) Process Cannot Be Used to Delay-Deny an Evaluation for Eligibility under the Individuals with Disabilities Education Act (IDEA): Memorandum 11-07, January 2011</a></u>
U.S. Department of Education Publication	<u><a href="#">Questions and Answers on Serving Children with Disabilities Placed by Their Parents in Private Schools, April 2011</a></u>
Website	<u><a href="#">CSBA District and County Office of Education Legal Services</a></u>
Website	<u><a href="#">California Department of Education, Special Education</a></u>
Website	<u><a href="#">U.S. Department of Education, Office of Special Education Programs</a></u>

### Cross References

Code	Description
0430	<u><a href="#">Comprehensive Local Plan For Special Education</a></u>
0430	<u><a href="#">Comprehensive Local Plan For Special Education</a></u>
6159	<u><a href="#">Individualized Education Program</a></u>
6159	<u><a href="#">Individualized Education Program</a></u>
6159.1	<u><a href="#">Procedural Safeguards And Complaints For Special Education</a></u>
6159.1	<u><a href="#">Procedural Safeguards And Complaints For Special Education</a></u>
6164.4	<u><a href="#">Identification And Evaluation Of Individuals For Special Education</a></u>

Policy  
adopted: July 25, 2007  
revised:

**RIALTO UNIFIED SCHOOL DISTRICT**  
Rialto, California



## RIALTO UNIFIED SCHOOL DISTRICT

Personnel

BP 4141(a)

### Collective Bargaining Agreement

The Board of Education recognizes that collective bargaining agreements are legally binding, bilateral agreements with the exclusive representatives of employees pertaining to terms and conditions of employment. The Board is committed to carrying out the provisions of each agreement and expects the agreements to be consistently and uniformly administered.

~~(cf. 4140/4240 – Bargaining Units)~~  
~~(cf. 4143/4243 – Negotiations/Consultation)~~

Following adoption of the collective bargaining agreement, the Superintendent or designee shall review related Board policies and recommend to the Board any action needed to maintain consistency with the agreement. Whenever a Board policy conflicts with a provision in the collective bargaining agreement, the agreement shall be binding for those employees covered by the terms of the agreement. **Whenever a law conflicts with a provision in the collective bargaining agreement, the law will prevail as to those employees for whom the law applies, unless the collective bargaining agreement gives more than the law.**

~~(cf. 9310 – Board Policies)~~

Upon request by the Public Employment Relations Board, the Superintendent or designee shall provide, within 15 days of the request, a copy of the written agreement and any amendments. (8 CCR 32120)

---

#### 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
8 CCR 31001-32997	<u>Regulations of employee relations boards</u>
Ed. Code 35035	<u>Powers and duties of the superintendent; transfer authority</u>
Ed. Code 35036	<u>Voluntary transfers</u>
Ed. Code 35160	<u>Authority of governing boards</u>
Ed. Code 35160.1	<u>Broad authority of school districts</u>

**Collective Bargaining Agreement**

<b>State</b>	<b>Description</b>
Ed. Code 45220-45320	<u>Merit system; classified employees</u>
Gov. Code 3540-3549.3	<u>Educational Employment Relations Act</u>
<b>Management Resources</b>	<b>Description</b>
Court Decision	<u>Round Valley Teachers Association (1996) 13 Cal. 4th 269</u>
Court Decision	<u>United Teachers of Los Angeles v. Los Angeles Unified School District (2012) 54 Cal. 4th 504</u>
Court Decision	<u>Janus v. American Federation of State, County and Municipal Employees, Council 31 (2018) 138 S.Ct. 2448</u>
Website	<u>CSBA District and County Office of Education Legal Services</u>
Website	<u>California Public Employee Relations</u>
Website	<u>California Public Employment Relations Board</u>
Website	<u>State Mediation and Conciliation Service (SMCS)</u>
Website	<u>Center for Collaborative Solutions</u>
Website	<u>CSBA</u>
Cross References	
<b>Code</b>	<b>Description</b>
0500	<u>Accountability</u>
1240	<u>Volunteer Assistance</u>
1240	<u>Volunteer Assistance</u>
1340	<u>Access To District Records</u>
1340	<u>Access To District Records</u>
3100	<u>Budget</u>
3100	<u>Budget</u>
4000	<u>Concepts And Roles</u>
4100	<u>Certificated Personnel</u>
4112.21	<u>Interns</u>
4112.21	<u>Interns</u>

**Collective Bargaining Agreement**

4112.23	<u>Special Education Staff</u>
4112.23	<u>Special Education Staff</u>
4113	<u>Assignment</u>
4113	<u>Assignment</u>
4113.5	<u>Working Remotely</u>
4114	<u>Transfers</u>
4115	<u>Evaluation/Supervision</u>
4115	<u>Evaluation/Supervision</u>
4118	<u>Dismissal/Suspension/Disciplinary Action</u>
4118	<u>Dismissal/Suspension/Disciplinary Action</u>
4131.1	<u>Teacher Support And Guidance</u>
4140	<u>Bargaining Units</u>
4143	<u>Negotiations/Consultation</u>
4143.1	<u>Public Notice - Personnel Negotiations</u>
4143.1	<u>Public Notice - Personnel Negotiations</u>
4151	<u>Employee Compensation</u>
4154	<u>Health And Welfare Benefits</u>
4154	<u>Health And Welfare Benefits</u>
4161	<u>Leaves</u>
4161.8	<u>Family Care And Medical Leave</u>
4161.8	<u>Family Care And Medical Leave</u>
4200	<u>Classified Personnel</u>
4200	<u>Classified Personnel</u>
4213.5	<u>Working Remotely</u>
4215	<u>Evaluation/Supervision</u>
4240	<u>Bargaining Units</u>
4243	<u>Negotiations/Consultation</u>

## Collective Bargaining Agreement

4243.1	<u>Public Notice - Personnel Negotiations</u>
4243.1	<u>Public Notice - Personnel Negotiations</u>
4251	<u>Employee Compensation</u>
4251	<u>Employee Compensation</u>
4254	<u>Health And Welfare Benefits</u>
4254	<u>Health And Welfare Benefits</u>
4261	<u>Leaves</u>
4261.8	<u>Family Care And Medical Leave</u>
4261.8	<u>Family Care And Medical Leave</u>
4313.5	<u>Working Remotely</u>
4340	<u>Bargaining Units</u>
4351	<u>Employee Compensation</u>
4351	<u>Employee Compensation</u>
4354	<u>Health And Welfare Benefits</u>
4354	<u>Health And Welfare Benefits</u>
4361	<u>Leaves</u>
4361.8	<u>Family Care And Medical Leave</u>
4361.8	<u>Family Care And Medical Leave</u>
6151	<u>Class Size</u>
9000	<u>Role Of The Board</u>
9310	<u>Board Policies</u>

Policy  
adopted: March 2007  
revised: August 22, 2007  
revised:

**RIALTO UNIFIED SCHOOL DISTRICT**  
Rialto, California



## RIALTO UNIFIED SCHOOL DISTRICT

Personnel

BP 4241(a)

### Collective Bargaining Agreement

The Board of Education recognizes that collective bargaining agreements are legally binding, bilateral agreements with the exclusive representatives of employees pertaining to terms and conditions of employment. The Board is committed to carrying out the provisions of each agreement and expects the agreements to be consistently and uniformly administered.

~~(cf. 4140/4240 – Bargaining Units)~~  
~~(cf. 4143/4243 – Negotiations/Consultation)~~

Following adoption of the collective bargaining agreement, the Superintendent or designee shall review related Board policies and recommend to the Board any action needed to maintain consistency with the agreement. Whenever a Board policy conflicts with a provision in the collective bargaining agreement, the agreement shall be binding for those employees covered by the terms of the agreement. **Whenever a law conflicts with a provision in the collective bargaining agreement, the law will prevail as to those employees for whom the law applies, unless the collective bargaining agreement gives more than the law.**

~~(cf. 9310 – Board Policies)~~

Upon request by the Public Employment Relations Board, the Superintendent or designee shall provide, within 15 days of the request, a copy of the written agreement and any amendments. (8 CCR 32120)

---

#### 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
8 CCR 31001-32997	<u><a href="#">Regulations of employee relations boards</a></u>
Ed. Code 35035	<u><a href="#">Powers and duties of the superintendent; transfer authority</a></u>
Ed. Code 35036	<u><a href="#">Voluntary transfers</a></u>
Ed. Code 35160	<u><a href="#">Authority of governing boards</a></u>
Ed. Code 35160.1	<u><a href="#">Broad authority of school districts</a></u>

**Collective Bargaining Agreement**

<b>State</b>	<b>Description</b>
Ed. Code 45220-45320	<u>Merit system; classified employees</u>
Gov. Code 3540-3549.3	<u>Educational Employment Relations Act</u>
<b>Management Resources</b>	<b>Description</b>
Court Decision	<u>Round Valley Teachers Association (1996) 13 Cal. 4th 269</u>
Court Decision	<u>United Teachers of Los Angeles v. Los Angeles Unified School District (2012) 54 Cal. 4th 504</u>
Court Decision	<u>Janus v. American Federation of State, County and Municipal Employees, Council 31 (2018) 138 S.Ct. 2448</u>
Website	<u>CSBA District and County Office of Education Legal Services</u>
Website	<u>California Public Employee Relations</u>
Website	<u>California Public Employment Relations Board</u>
Website	<u>State Mediation and Conciliation Service (SMCS)</u>
Website	<u>Center for Collaborative Solutions</u>
Website	<u>CSBA</u>
Cross References	

<b>Code</b>	<b>Description</b>
0500	<u>Accountability</u>
1240	<u>Volunteer Assistance</u>
1240	<u>Volunteer Assistance</u>
1340	<u>Access To District Records</u>
1340	<u>Access To District Records</u>
3100	<u>Budget</u>
3100	<u>Budget</u>
4000	<u>Concepts And Roles</u>
4100	<u>Certificated Personnel</u>
4112.21	<u>Interns</u>
4112.21	<u>Interns</u>

**Collective Bargaining Agreement**

4112.23	<u>Special Education Staff</u>
4112.23	<u>Special Education Staff</u>
4113	<u>Assignment</u>
4113	<u>Assignment</u>
4113.5	<u>Working Remotely</u>
4114	<u>Transfers</u>
4115	<u>Evaluation/Supervision</u>
4115	<u>Evaluation/Supervision</u>
4118	<u>Dismissal/Suspension/Disciplinary Action</u>
4118	<u>Dismissal/Suspension/Disciplinary Action</u>
4131.1	<u>Teacher Support And Guidance</u>
4140	<u>Bargaining Units</u>
4143	<u>Negotiations/Consultation</u>
4143.1	<u>Public Notice - Personnel Negotiations</u>
4143.1	<u>Public Notice - Personnel Negotiations</u>
4151	<u>Employee Compensation</u>
4154	<u>Health And Welfare Benefits</u>
4154	<u>Health And Welfare Benefits</u>
4161	<u>Leaves</u>
4161.8	<u>Family Care And Medical Leave</u>
4161.8	<u>Family Care And Medical Leave</u>
4200	<u>Classified Personnel</u>
4200	<u>Classified Personnel</u>
4213.5	<u>Working Remotely</u>
4215	<u>Evaluation/Supervision</u>
4240	<u>Bargaining Units</u>
4243	<u>Negotiations/Consultation</u>

## Collective Bargaining Agreement

4243.1	<u>Public Notice - Personnel Negotiations</u>
4243.1	<u>Public Notice - Personnel Negotiations</u>
4251	<u>Employee Compensation</u>
4251	<u>Employee Compensation</u>
4254	<u>Health And Welfare Benefits</u>
4254	<u>Health And Welfare Benefits</u>
4261	<u>Leaves</u>
4261.8	<u>Family Care And Medical Leave</u>
4261.8	<u>Family Care And Medical Leave</u>
4313.5	<u>Working Remotely</u>
4340	<u>Bargaining Units</u>
4351	<u>Employee Compensation</u>
4351	<u>Employee Compensation</u>
4354	<u>Health And Welfare Benefits</u>
4354	<u>Health And Welfare Benefits</u>
4361	<u>Leaves</u>
4361.8	<u>Family Care And Medical Leave</u>
4361.8	<u>Family Care And Medical Leave</u>
6151	<u>Class Size</u>
9000	<u>Role Of The Board</u>
9310	<u>Board Policies</u>

Policy  
adopted: March 2007  
revised: August 22, 2007  
revised:

**RIALTO UNIFIED SCHOOL DISTRICT**  
Rialto, California



**Board of Education Agenda  
April 24, 2024**

**COURSE APPROVAL FOR SPANISH 1B AND ENGINEERING DESIGN 1**

**BACKGROUND:**

Engineering Design 1 is a Pathway course for the Engineering Pathway for Eisenhower High School. It is the first course in the pathway that draws students to Eisenhower's engineering program. As the course involves the design of various projects and the teacher possesses a Fine Arts credential, UC/CSU approval has been requested for it to meet both the CTE and Fine Arts requirements. Previously, the district required a yearly fee to offer the Project Lead the Way (PLTW) course for Engineering. Creating our own district course will save money for student projects. Spanish 1B is the 2nd year of the Spanish elective course for 8th graders. Last year Spanish 1 A was created for Frisbie Middle School for 7th graders. After completing two years of Spanish 1, students will be eligible to enroll in the Spanish 2 Honors course and continue onto AP Spanish Literature and Spanish Language classes.

**REASONING:**

**MSSPAN1B** **Spanish 1B Gr 8** **10 credits**

This year-long Spanish 1B course is designed for novice middle to novice high school learners. Spanish 1B introduces students to the Spanish language through the four basic language domains: Listening, Speaking, Reading, and Writing with a cultural context. This course was approved by the Foreign Language Committee on November 13, 2023, and approved by the District Curriculum Council on November 14, 2023, for all middle schools in Rialto USD.

**CTECONEDS1** **Engineering Design 1 Gr 9-11** **10 credits in VAPA/CTE**

Beginning course of the pathway for Engineering Design, which focuses on CAD and CNC machines used in manufacturing. Design aspects of the course require creative artistic solutions to engineering problems. This is a complete reworking of the original Introduction to PLTW Engineering Design currently being taught. This course was approved by the Career Technical Education(CTE) Curriculum Committee and the District Curriculum Council on November 14, 2023. UC/CSU approval pending.

**RECOMMENDATION:**

Approve Spanish 1B as an elective course for eighth graders in middle school and Engineering Design 1 as a Career Technical Education Course for high school students for the 2024-2025 school year.

**SUBMITTED/REVIEWED BY:** Ed D'Souza, Ph.D./Ingrid Lin, Ed.D.



**Board of Education Agenda  
April 24, 2024**

**APPROVE AN OVERNIGHT TRIP TO INLAND SOLAR BOAT CHALLENGE - RIALTO HIGH SCHOOL**

**BACKGROUND:**

The Inland Solar Boat Challenge Competition was initiated 16 years ago at Yucaipa Regional Park as a regional contest, aiming to educate local high school students about water conservation issues. During the competition, students design, engineer, build, and test a complete boat from scratch. The West Valley Water District funds the Rialto High School project to buy the necessary parts and materials for constructing the boat. The project concludes at Yucaipa Regional Park, where participating schools compete against each other.

**REASONING:**

The program is designed to be intellectually and physically challenging, providing students with an experience that will give them an advantage in college and their future careers. This program aligns with our Student Plan for Student Achievement (SPSA) Goal 1, which aims to broaden students' understanding of educational content by giving them access to activities and events. The program will run for three days, with various events taking place and an award ceremony on the third day. All expenses, including registration, park entrance fees, campsites, and three meals per day, will be covered and paid through San Bernardino Municipal Water District funds.

**RECOMMENDATION:**

To approve fifteen (15) Rialto High School students (4 girls, 11 boys) and three (3) advisors (1 female, 2 males) to participate in the Inland Solar Boat Challenge Competition at Yucaipa Regional Park in Yucaipa, California on Friday, May 17, 2024, through Sunday, May 19, 2024, at no cost to the District.

**SUBMITTED/REVIEWED BY:** Caroline Sweeney, Ed.D./Norberto Perez



**Board of Education Agenda  
April 24, 2024**

**APPROVE A 6 DAYS/5 NIGHTS TRIP TO NJROTC AREA ELEVEN LEADERSHIP ACADEMY - RIALTO HIGH SCHOOL**

**BACKGROUND:**

The Army and Navy Academy's Area Eleven Leadership program offers both co-ed day and overnight camps that aim to foster social interaction, skill development, personal growth, and accountability. Our NJROTC students are guaranteed a safe and secure environment with 24-hour security, on-site medical services, and staff supervision. Our morning classes and afternoon activities are designed to develop strong character traits and help NJROTC students become self-disciplined and resilient leaders, who model responsibility, independence, and confidence. We also teach conflict resolution and respect for others, to help raise self-esteem and achieve one's full potential. Our lodging will be provided at the Murrieta Mesa High School gym in California. Registration fees cover lodging and meals and will be paid through the local American Legion Post.

**REASONING:**

The purpose of this training program is to carefully prepare selected cadets for their upcoming leadership positions in the NJROTC program. This experience will provide a unique opportunity for students to become cadet leaders within their unit. They will participate in an exciting and challenging week with the main goal of improving their skills in both leadership and teamwork, while also positively influencing others. This program is congruent with the site's Student Plan for Student Achievement (SPSA).

**RECOMMENDATION:**

To approve eight (8) NJROTC Rialto High School students (4 boys and 4 girls) and two (2) advisors (1 male, 1 female) to attend the Area Eleven Academy Leadership Camp at Murrieta Mesa High School in Murrieta, California to provide 6 days of leadership skills on Monday, June 24, 2024, through Saturday, June 29, 2024, at no cost to the District.

**SUBMITTED/REVIEWED BY:** Caroline Sweeney, Ed.D./Norberto Perez



**Board of Education Agenda  
April 24, 2024**

**DONATIONS**

Monetary Donation(s)

Location: Rialto Adult School  
Donor: Maria Merino  
Amount: \$200

Location: Eisenhower High School  
Donor: Educational Resource Development Trust  
Amount: \$550

Non-Monetary Donation(s)

Location: Fiscal Services  
Donor: Amazon  
Items: 10 pallets of various items

**RECOMMENDATION:**

Accept the donation(s) and send a letter of appreciation to the donor(s): Maria Merino; Educational Resource Development Trust; and Amazon.

Monetary Donations - April 24, 2024	\$ 750.00
Donations - Fiscal Year-to-Date	\$ 40,144.55

**SUBMITTED/REVIEWED BY:** Diane Romo



**Board of Education Agenda  
April 24, 2024**

**SURPLUS EQUIPMENT AND MISCELLANEOUS ITEMS**

Quantity	Description	Quantity	Description
279	Chromebook	100	IPad
3	Projector	1	Speaker, Set
1	Cart, IPad	12	Welder, Electric
1	Welder, Millermatic	2	Cutting Table
1	Fume extraction system	1	Shop press, Hydraulic
1	Plasma Cutter	1	Paper Cutter, Challenge
1	Shrink wrap Machine	2	Work Tables, print shop
49	Tables	2	Couch
32	Office chairs	3	Soccer Nets
2	Workout Bench	1	Exercise Machine
438	Desk, Student	3	Chair Rack
4	Rolling Cabinet	560	Chair, student Preston & Simpson
2	Carpet Machine	37	Desk, Teacher
15	Storage Unit	30	Stool
142	Access Point	3	Bookshelf

It is recommended that the Board of Education declare the specified surplus equipment and miscellaneous items as obsolete and not serviceable for school use and authorize the Superintendent/designee to sell or dispose of these items as specified in the Education Code Sections 17545 and 17546.

**SUBMITTED/REVIEWED BY:** Janet Lozano/Diane Romo



**Board of Education Agenda  
April 24, 2024**

**AMENDMENT NO. 2 TO THE AGREEMENT WITH MILLER ARCHITECTURE TO PROVIDE ARCHITECTURAL SERVICES FOR PLAYGROUND REPLACEMENTS AT FOURTEEN (14) ELEMENTARY SCHOOL SITES**

**BACKGROUND:**

On May 18, 2022, the Board of Education approved an agreement with Miller Architecture to provide Architectural Services for the Division of State Architect (DSA) access review for the Playground Replacements at fourteen (14) elementary school sites. The term of the agreement was May 19, 2022, through June 30, 2023.

On August 9, 2023, the Board of Education approved Amendment No.1 to extend the term of the agreement from June 30, 2023, to June 30, 2024, due to various plan review delays by DSA.

**REASONING:**

The project continued to experience delays due to the DSA longer plan review timelines. Bid No. 23-24-013 for the playground installation for Phase I was awarded on January 17, 2024. The Notice to Proceed was issued and the project commenced on February 1, 2024. Amendment No. 2 to the agreement with Miller Architecture will extend the term from June 30, 2024, to December 31, 2025, to allow Miller Architecture to continue providing construction administration services, as per their scope of work.

**RECOMMENDATION:**

Approve Amendment No.2 to the agreement with Miller Architecture to extend the term of the agreement from June 30, 2024, to December 31, 2025, to provide Division of State (DSA) access review for the Playground Replacements at Fourteen (14) elementary school sites. All other terms and conditions of the agreement will remain the same.

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



**Board of Education Agenda  
April 24, 2024**

**AMENDMENT NO. 1 TO THE AGREEMENT WITH PBK ARCHITECTS  
TO PROVIDE A FEASIBILITY STUDY FOR A NEW CENTRAL KITCHEN**

**BACKGROUND:**

On August 23, 2023, the Board of Education approved an agreement with PBK Architects to provide a feasibility study for a new central kitchen. The term of the agreement was August 24, 2023, through June 30, 2024.

**REASONING:**

PBK Architects continues to work on completing the feasibility study for a new central kitchen. Amendment No.1 to the agreement with PBK Architects, will extend the term from June 30, 2024, to June 30, 2025.

**RECOMMENDATION:**

Approve Amendment No. 1 to the agreement with PBK Architects to extend the term of the agreement from June 30, 2024, to June 30, 2025, to provide a feasibility study for a new central kitchen project. All other terms and conditions of the agreement remain the same.

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



**Board of Education Agenda  
April 24, 2024**

**AMENDMENT NO. 1 TO THE AGREEMENT WITH DLR GROUP ARCHITECTURE  
TO PROVIDE ARCHITECTURAL SERVICES FOR THE INTERNATIONAL HEALING  
GARDEN**

**BACKGROUND:**

On June 8, 2022, the Board of Education approved an agreement with DLR Group Architecture to provide architectural services for the International Healing Garden. The term of the agreement was June 9, 2022, through June 30, 2024.

**REASONING:**

The project experienced delays due to Division of State Architect (DSA) longer plan review timelines. Bid No. 23-24-015 for the project construction was awarded on February 21, 2024. The Notice to Proceed was issued and the project construction commenced on March 8, 2024. Amendment No.1 to the agreement with DLR Group Architecture, will extend the term from June 30, 2024, to June 30, 2026, to allow DLR Group Architecture to continue providing construction administration services, as per their scope of work.

**RECOMMENDATION:**

Approve Amendment No. 1 to the agreement with DLR Group Architecture to extend the term of the agreement from June 30, 2024, to June 30, 2026, for architectural services for the International Healing Garden. All other terms and conditions of the agreement remain the same.

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



**Board of Education Agenda  
April 24, 2024**

**AMENDMENT NO. 1 TO THE AGREEMENT WITH RUHNAU CLARKE ARCHITECTS  
TO PROVIDE ARCHITECTURAL AND DESIGN SERVICES FOR THE (2) TWO-  
STORY CLASSROOM BUILDINGS AT EISENHOWER HIGH SCHOOL**

**BACKGROUND:**

On August 25, 2021, the Board of Education approved an agreement with Ruhnau Clarke Architects to provide architectural and design services for the (2) two-story classroom buildings at Eisenhower High School. The term of the agreement was August 26, 2021, through June 30, 2024.

**REASONING:**

The project is currently under construction and is anticipated to be completed by July 2025. Amendment No.1 to the agreement with Ruhnau Clarke Architects, will extend the term from June 30, 2024, to June 30, 2026, to allow the architect to continue providing construction administration services as per their scope of work. All other terms and conditions of the agreement remain the same.

**RECOMMENDATION:**

Approve Amendment No. 1 to the agreement with Ruhnau Clarke Architects to extend the term of the agreement from June 30, 2024, to June 30, 2026, for architectural and design services for the (2) two-story classroom buildings at Eisenhower High School. All other terms and conditions of the agreement remain the same.

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



**Board of Education Agenda  
April 24, 2024**

**APPROVE AN AGREEMENT WITH CALIFORNIA COLLEGE GUIDANCE INITIATIVE (CCGI)**

**BACKGROUND:**

The California College Guidance Initiative (CCGI) is a state-funded non-profit that helps California students, especially those who are underrepresented in higher education, to have a smoother pathway to college and career. CCGI's free 6-12 educational platform provides students, parents, educators, and school districts with comprehensive tools and resources for academic and career development. It helps students identify their interests, skills, and passion from middle school and guides them through the process of applying for educational options after high school and financial aid programs. CCGI's platform is available in English and Spanish, and it would be beneficial for Rialto USD to have a single system for grades 6 to 12 that is available to all students, considering their focus on 'Future Ready'.

**REASONING:**

Our current college and career readiness platform, Naviance, has been difficult to use and is set to end at the end of this school year. School counselors have looked at four other platforms, and they voted for the California College Guidance Initiative (CCGI) because it's free, user-friendly, and has tools that can help middle school students. CCGI is aligned with our Future Ready goals and includes grade-level lessons for teachers to use in their classrooms. Parents can also use CCGI to track their child's progress and access tools for college and career readiness.

**RECOMMENDATION:**

To approve an agreement with CCGI to provide an innovative 6-12 educational platform dedicated to empowering students, educators, and our District by providing a comprehensive suite of tools and resources for academic and career development., effective July 1, 2024 through June 30, 2027, at no cost to the District.

**SUBMITTED/REVIEWED BY:** Ed D'Souza, Ph.D./Ingrid Lin, Ed.D.



**Board of Education Agenda  
April 24, 2024**

**APPROVE AN AGREEMENT WITH PYRO SPECTACULARS, INC.**

**BACKGROUND:**

The middle school promotion ceremonies are a significant event that marks the end of an important chapter in the lives of students. On May 29th and 30th, 2024, Carter High School will be hosting these ceremonies to celebrate the achievements of the students who have successfully completed middle school.

**REASONING:**

Confetti elements will be provided at the end of each promotion ceremony in 2024, held at Carter High School. The purpose of these ceremonies is to recognize the achievements of all Grade 8 students in the Rialto Unified School District. The full-service program includes a technician and crew, confetti, firing devices, transportation, insurance coverage, sales tax, and delivery. Pyro Spectaculars, Inc. offers a winning combination of products, experienced staff, and production capabilities to ensure the safest possible entertainment package.

**RECOMMENDATION:**

To provide the Class of 2024 Middle School Promotions confetti displays on May 29, 2024, and May 30, 2024, being held at Carter High School, at a cost not-to-exceed \$10,250.00, and to be paid from the General Fund.

**SUBMITTED/REVIEWED BY:** Manuel Burciaga, Ed.D./Norberto Perez



**Board of Education Agenda  
April 24, 2024**

**APPROVE AN AGREEMENT WITH RULON GARDNER - RIALTO HIGH SCHOOL**

**BACKGROUND:**

Rulon Gardner is a captivating speaker who shares stories about his childhood, his grueling wrestling training, and his historic Olympic match against Aleksander Karelin. He emphasizes the importance of turning negative moments into character-building experiences and believes that everyone can apply basic principles to their lives. Rulon credits his strong work ethic and impressive resilience to his caring family, who instilled these values in him from a young age. He has a strong core and subconscious, which enables him to focus and push himself every day, in wrestling and life.

**REASONING:**

Rulon Gardner is scheduled to speak about bullying, determination, overcoming defeat, and learning disabilities. He will also talk about the importance of never giving up and share his 7 steps to success. This initiative is aimed at promoting a positive school culture and engaging with students in a meaningful way. It is congruent with our Site Strategic Plan to improve the school climate and community spirit. In addition, it supports the Student Plan for Student Achievement (SPSA) Goal 1, which aims to provide students with access to leadership content through various activities and events.

**RECOMMENDATION:**

To provide a day of motivational speaking to our Rialto High School students on May 16, 2024, at a cost not-to-exceed \$5,000.00, and to be paid from the General Fund (Title I).

**SUBMITTED/REVIEWED BY:** Caroline Sweeney, Ed.D./Ingrid Lin, Ed.D.



**Board of Education Agenda  
April 24, 2024**

**APPROVE THE 2024 INDEPENDENT STUDY SUMMER PROGRAM -  
RIALTO ADULT SCHOOL**

**BACKGROUND:**

The Independent Study Summer Program at Rialto Adult School offers adult students the chance to fulfill their graduation requirements during the extended summer hours. This program complies with the Workforce Innovation and Opportunity Act (WIOA) grant. During the 2023 summer school program, the extended hours allowed 7% more students to graduate.

**REASONING:**

Rialto Adult School will provide two teachers for its summer independent study program for adult students who are currently enrolled in a diploma. The program is designed to provide students with online resources, assistance, and the flexibility to work at their own pace to complete their required credits to graduate. Students will receive support for four (4) hours per day, which will include both independent student work and tutoring sessions. The program will run from June 4, 2024, through June 30, 2024, for a total of 18 days. The teachers will work for four (4) hours per day during the program, with one (1) day of teacher preparation on June 3, 2024.

**RECOMMENDATION:**

To approve the proposed 2024 Independent Study Summer Program for Rialto Adult School, effective June 3, 2024 through June 30, 2024, at a cost not-to-exceed \$12,407.00, and to be paid from the Adult Education Fund.

**SUBMITTED/REVIEWED BY:** Kimberly Watson/Norberto Perez, Ed.D.



**Board of Education Agenda  
April 24, 2024**

**APPROVE AGREEMENT WITH ALDER GRADUATE SCHOOL OF EDUCATION**

**BACKGROUND:**

The District has a previously established local Institution of Higher Education (IHE) partnership with Cal State University, San Bernardino (CSUSB) for a comprehensive initiative called “Teach Rialto,” which offers multiple pathways for individuals interested in pursuing a career in teaching. The Rialto Career Technical Education pathway provides opportunities for high school students interested in exploring education as a profession to develop essential teaching skills, earn college credit while still in high school, and receive enrollment support. The Project Impact pathway is available to current district employees (primarily for males of color) who wish to complete their bachelor’s degree and teaching credential. The District Teacher Residency Program adds a third pathway to “Teach Rialto” to meet teacher shortage areas while increasing preparation for new teachers. The District is partnering with Alder Graduate School of Education, founded in 2010 and accredited by the Western Association of Schools and Colleges (WASC)’s Senior College and University Commission (WSCUC), and which received institutional and program approval by the California Commission on Teacher Credentialing (CTC) in 2020 for its preliminary multiple subject, single subject, and education specialist programs. Alder recruits Residents from the RUSD community and beyond, creating diverse teaching teams that closely mirror the children they teach and matching aspiring teachers to high-performing Mentor educators in a year-long apprenticeship.

Furthermore, the District has received the Teacher Residency Capacity and the Teacher Residency Implementation grant. This grant requires a collaborative partnership with one or more Commission-approved teacher preparation programs offered by a regionally accredited institution of higher education (IHE) to develop the partnership’s capacity to design and implement a teacher residency program. CSUSB and Alder University will be the institutions of higher education that will partner under the terms of these grants.

**REASONING:**

The District Teacher Residency Program is a partnership between Rialto Unified School District (RUSD) and Alder Graduate School of Education. In one year, Residents complete the RUSD teacher residency program with an Alder Master’s degree and a Commission-approved teaching credential. Alder supports the recruitment, selection,

and matching of 23 Mentors and Residents alongside RUSD, contextualizes curriculum and co-teaching support for RUSD Mentors and Residents, provides Mentor training and Mentor and Resident feedback, and supports RUSD through the hiring process with Residents upon successful completion of the program. Alder also supports and helps fund the Teacher Residency Lead at RUSD, a full-time RUSD employee responsible for providing training and ongoing support to Residents and Mentors. The RUSD Teacher Residency Program will be launched in the 2025-2026 school year, after the 2024-2025 planning year.

**RECOMMENDATION:**

To approve the agreement with Alder Graduate School of Education as the partner institution of higher education, effective April 25, 2024 through June 30, 2026, at no cost to the District.

**SUBMITTED/REVIEWED BY:** Roxanne Dominguez



**Board of Education Agenda  
April 24, 2024**

**NOTICE OF COMPLETION - INLAND EMPIRE LANDSCAPE, INC.**

**BACKGROUND:**

Representatives from Maintenance and Operations completed the final walk-through of the work completed by Inland Empire Landscape, Inc. for the sod installation at Frisbie Middle School.

**REASONING:**

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:**

It is recommended that the Board of Education accept the work completed on November 1, 2023, by Inland Empire Landscape, Inc. for the sod installation at Frisbie Middle School project 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  
April 24, 2024**

**CLASSIFIED EXEMPT – PERSONNEL REPORT NO. 1316**

**BACKGROUND/CRIMINAL HISTORY CHECKS HAVE BEEN COMPLETED, AS PER LAW,  
ON ALL INDIVIDUALS RECOMMENDED FOR EMPLOYMENT.**

**WORKABILITY**

Campos Barvarin, Destiny	Walgreens	04/12/2024	\$13.60 per hour
Cuevas Botello, Alexis	Old Navy	04/03/2024	\$13.60 per hour
Diaz Manzano, Christian	Walgreens	04/09/2024	\$13.60 per hour
Jacquet, Essynce	Rainbow Shops	04/03/2024	\$13.60 per hour
Johnson, Marc	Walgreens	04/19/2024	\$13.60 per hour
Ramirez Villafana, Brian	Walmart	04/04/2024	\$13.60 per hour
Razo, Sophie	Old Navy	04/18/2024	\$13.60 per hour
Vazquez Gomez, Abel	Walmart	04/02/2024	\$13.60 per hour

**SUBMITTED/REVIEWED BY:** Roxanne Dominguez, Rhonda Kramer, and Armando Urteaga



**Board of Education Agenda  
April 24, 2024**

**CLASSIFIED EMPLOYEES – PERSONNEL REPORT NO. 1316**

**BACKGROUND/CRIMINAL HISTORY CHECKS HAVE BEEN COMPLETED, AS PER LAW, ON ALL INDIVIDUALS RECOMMENDED FOR EMPLOYMENT.**

**PROMOTIONS**

Epling, Milo (Repl. J. Koerner)	To:	Grounds Maintenance Worker III Eisenhower High School	04/22/2024	36-5	\$32.06 per hour (8 hours, 12 months)
	From:	Grounds Maintenance Worker II Maintenance & Operations		34-5	\$30.49 per hour (8 hours, 12 months)

**EMPLOYMENT**

Ambriz, Jennifer (Repl. R. Mendoza)	Health Clerk Boyd Elementary School	04/19/2024	31-1	\$23.24 per hour (6.5 hours, 237 days)
Chavez, Jonass (Repl. C. Smith)	Payroll Technician Fiscal Services	05/01/2024	42-1	\$30.61 per hour (8 hours, 12 months)
Coracero, Lilianna (Repl. E. Wilson)	Nutrition Service Worker I Frisbie Middle School	04/05/2024	20-1	\$17.61 per hour (2 hours, 203 days)
Cortez, Griselda (Repl. P. Hernandez)	Special Education Child Development Instructional Assistant Preston Elementary School	04/16/2024	29-5	\$26.90 per hour (7 hours, 203 days)
Maldonado, Marie (Repl. M. Mendez)	Nutrition Service Worker I Carter High School	04/05/2024	20-1	\$17.61 per hour (3 hours, 203 days)
Orozco, Emmanuel (Repl. K. Kamkawiwoole)	Electronics Tech. II (B) Maintenance & Operations	04/15/2024	44-1	\$32.18 per hour (8 hours, 12 months)
Ramage, Dana (Repl. J. Campos)	Nutrition Service Worker I Central Kitchen	04/05/2024	20-1	\$17.61 per hour (2.5 hrs., 203 days)
Reyes, Maria G. (Repl. V. Vega)	Nutrition Service Worker I Carter High School	04/12/2024	20-1	\$17.61 per hour (3 hours, 203 days)
Urista, Kaiya (Repl. L. Rodriguez)	Instructional Assistant I Bemis Elementary School	04/04/2024	25-1	\$19.99 per hour (4.5 hrs., 203 days)
Vasquez Rodriguez, Angelina (Repl. L. Gonzalez)	Nutrition Service Worker I Eisenhower High School	04/18/2024	20-1	\$17.61 per hour (2.5 hrs., 203 days)

**RESIGNATIONS**

Arenas Granados, Yajaira	Nutrition Service Worker I Carter High School	04/28/2024
Ramirez Rodriguez, Blanca	Nutrition Service Worker I Nutrition Services	04/15/2024
Toledo, Carmen	Licensed Vocational Nurse Health Services	05/10/2024

**RETIREMENTS**

Alvarado, Ricky	Custodian II Dunn Elementary School	07/31/2024
Leary, Gordon	Lead Agent: Safety Operations and Support Services District Safety Support Services	07/02/2024
Williams, Sheri	Instructional Assistant II-SE (RSP/SDC) Kucera Middle School	05/30/2024

**PLACED ON THE 39-MONTH REEMPLOYMENT LIST**

Ramboz, Mark	Custodian II Curtis Elementary School	03/12/2024
Williams, Devatia	Custodian I Morris Elementary School	05/01/2024
Willis, Justina	Nutrition Service Worker I Jehue Middle School	05/03/2024

**SUBSTITUTES**

Aquino Recillas, Marymartin	Health Clerk	04/05/2024	\$21.32 per hour
Beserra, Brenda	Health Clerk	04/05/2024	\$21.32 per hour
Chavez, Galdino	Health Clerk	04/05/2024	\$21.32 per hour

**SHORT TERM ASSIGNMENTS**

Clerical Support	Special Education (Not to exceed 60 hours)	04/25/2024 06/30/2024	\$20.28 per hour
Warehouse Support	Warehouse (Not to exceed 440 hours)	04/25/2024- 06/30/2024	\$29.41 per hour

**VOLUNTARY INCREASE IN WORK HOURS AND DECREASE IN WORK YEAR**

Mendoza, Rosa (Repl. K. Herrera)	To:	Health Clerk Kolb Middle School	04/24/2024	31-4	\$26.96 per hour (7.5 hrs., 217 days)
	From:	Health Clerk Boyd Elementary School		31-4	\$26.96 per hour (6.5 hrs., 237 days)

**VOLUNTARY CHANGE OF CLASSIFICATION AND INCREASE IN WORK HOURS**

Herrera, Kandice (Repl. N. Chavana)	To:	Attendance/Records Clerk Kucera/Kolb Middle School	04/15/2024	31-3	\$25.66 per hour (8 hours, 217 days)
	From:	Health Clerk Kolb Middle School		31-3	\$25.66 per hour (7.5 hrs., 217 days)

**CERTIFICATION OF ELIGIBILITY LIST** – Electronics Technician III

Eligible: 04/25/2024  
Expires: 10/25/2024

\*\*Position reflects the equivalent to a one-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  
April 24, 2024**

**CERTIFICATED EMPLOYEES – PERSONNEL REPORT NO. 1316**

**BACKGROUND/CRIMINAL HISTORY CHECKS HAVE BEEN COMPLETED, AS PER LAW, ON ALL INDIVIDUALS RECOMMENDED FOR EMPLOYMENT.**

**SUBSTITUTES** (To be used as needed at the appropriate rate per day, effective April 25, 2024), unless earlier date is indicated)

Acuna, April	04/15/2024
Aguilar, Julie	04/17/2024
Akins, Sean	04/20/2024
Corral Jr., Martin	04/11/2024
Dominguez, Andy	04/15/2024
Enciso, Deborah	04/18/2024
Hernandez, Kathy	04/17/2024
Hunter, Nakomi	04/17/2024
Jimenez, Litz	04/20/2024
Lacy Walton, Dashay	04/18/2024
Lopez, Enrique	04/11/2024
Rosas, Maria	04/17/2024
Russell, Jacob	04/16/2024
Sandoval Rocha, Daniela	04/16/2024
Stewart, Rylie	04/16/2024

**RESIGNATIONS**

Best, Amber	Program Specialist Special Services	04/12/2024
Cervantes Lopez, Jorge	Secondary Teacher Jehue Middle School	05/31/2024

**RETIREMENT**

Crawford, Lillian	CTE Teacher Rialto High School	05/31/2024
Moore, Luz	Elementary Teacher Casey Elementary School	05/31/2024

**EXTRA DUTY COMPENSATION** (Ratify Adult Education teachers to correct attendance records for diploma students from March 19, 2024 through June 30, 2024, at an hourly rate of \$35.00, not to exceed 5 hours each, to be charged to CAEP Funds)

Gillespie, Nancy

Parker, Brenda

**EXTRA DUTY COMPENSATION** (Ratify certificated teachers at Carter High School to complete inventory of science equipment, from April 15, 2024 through April 26, 2024, at an hourly rate of \$54.93, not to exceed 2 hours each, to be charged to Site Discretionary Funds)

Aviles Vital, Arturo

Galan, Lucas

Herman, Kelly

Hsu, Michael

Martinez, Daniel

Mendiola, Michelle

Moreno-Lopez, Kimberly

Othon, Michael

Ramirez, David

Sanchez, Catherine

Valero, Guadalupe

**EXTRA DUTY COMPENSATION** (Ratify additional class assignment at 1/6 of their daily rate or \$54.93, whichever is greater, for Rialto High School certificated staff to provide credit recovery from April 1, 2024 through April 3, 2024, not to exceed 3.75 hours per teacher, to be charged to ELO ESSER Funds.)

Centeno, Ana

Gardner, Rachel

Hunt, Michelle

Norton, Clyde

Wrightstone, Brad

**EXTRA DUTY COMPENSATION** (Ratify additional class assignment at 1/6 of their daily rate or \$54.93, whichever is greater, for Rialto High School certificated staff to provide credit recovery from April 1, 2024 through May 30, 2024, not to exceed 55 hours per teacher, to be charged to ELO ESSER Funds.)

Cook, John

Montano, Michael

Ocampo Bustos, Ana

**SUBMITTED/REVIEWED BY:** Roxanne Dominguez, Rhonda Kramer, and Armando Urteaga



**MINUTES**

**RIALTO UNIFIED SCHOOL DISTRICT**

**April 10, 2024**

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

**Board Members**

**Present:** Joseph W. Martinez, President  
Edgar Montes, Vice President  
Evelyn P. Dominguez, Clerk  
Stephanie E. Lewis, Member  
Nancy G. O'Kelley, Member

**Board Members**

**Absent:** Keiyne Galazo, Student Board Member

**Administrators**

**Present:** Cuauhtémoc Avila, Ed.D., Superintendent  
Rhea McIver Gibbs, Ed.D., Lead Strategic Agent  
Norberto Perez, Interim Lead Student Services Agent  
Diane Romo, Lead Business Services Agent  
Rhonda Kramer, Lead Personnel Agent  
Also present was Martha Degortari, Executive Administrative Agent, and Interpreter/Translator Jose Reyes

**A. OPENING**

**A.1 CALL TO ORDER 6:00 p.m.**

The meeting was called to order at 6:01 p.m.

**A.2 OPEN SESSION**

### A.3 CLOSED SESSION

**Moved By** Clerk Dominguez

**Seconded By** Member O'Kelley

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: Cuauhtémoc Avila, Ed.D., 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

- **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** (Paragraph (1) of subdivision (d) of Section 54956.9) **Office of Administrative Hearings (OAH) CASE No. 2023090141**

- **CONFERENCE WITH LABOR NEGOTIATOR (GOVERNMENT CODE SECTION 54957.6)**

Designated Representative: Board President, Joseph W. Martinez

Unrepresented Employee: Cuauhtémoc Avila, Ed.D.

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

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

**None.**

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

Time: 6:03 p.m.

**Approved by a Unanimous Vote**

### **A.4 ADJOURNMENT OF CLOSED SESSION**

**Moved By** Clerk Dominguez

**Seconded By** Vice President Montes

**Member O'Kelley was not present during this vote. Vote by Board Members to adjourn Closed Session:**

Time: 7:01 p.m.

**Approved by a Unanimous 4 to 0 Vote**

### **A.5 OPEN SESSION RECONVENED - 7:00 p.m.**

Open session reconvened at 7:01 p.m.

### **A.6 PLEDGE OF ALLEGIANCE**

Dunn Elementary School 2nd grade student Kimberly Bolanos led the pledge of allegiance, followed by 1st grade DLI student Emily Hernandez, who recited the pledge in Spanish.

### **A.7 PRESENTATION BY DUNN ELEMENTARY SCHOOL**

Mrs. Haydee Waggoner and Mrs. Adriana Chamorro, 1st and 2nd-grade DLI students at Dunn Elementary School, performed the song "Vuelve Primavera" (Spring Returns) by Los Blue Caps.

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

**Moved By** Vice President Montes

**Seconded By** Member O'Kelley

The Board of Education denied the request for an unpaid leave of absence for classified employee #2675534 from April 8, 2024, through May 30, 2024.

**Vote by Board Members:**

**(Ayes) President Martinez, Vice President Montes, Clerk Dominguez, Member O'Kelley**

**(Noes) Member Lewis**

**Majority Vote**

**Moved By** Member Lewis

**Seconded By** President Martinez

The Board of Education denied the request for an unpaid leave of absence with benefits for classified employee #2675534, from March 12, 2024 through September 12, 2024.

**Vote by Board Members:**

**(Ayes) President Martinez, Member Lewis, Member O'Kelley**

**(Noes) Vice President Montes, Clerk Dominguez**

**Majority Vote**

**Moved By** Member Lewis

**Seconded By** Vice President Montes

The Board of Education accepted the request for an unpaid leave of absence with benefits for classified employee #2541424, from April 2, 2024 through October 2, 2024.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**Moved By** Clerk Dominguez

**Seconded By** Member O'Kelley

The Board of Education took action to approve a settlement agreement, Office of Administrative Hearing (OAH) Case No. 2023090141 in exchange for a release of all claims.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**A.9 ADOPTION OF AGENDA**

**Moved By** Clerk Dominguez

**Seconded By** Member O'Kelley

**Prior to the adoption of the agenda, the following Discussion/Action item was pulled:**

F.7 RESOLUTION NO. 23-24-62 APPROVING THE SELECTION OF CONSTRUCTION MANAGEMENT FIRMS, FORM OF AGREEMENT FOR CONSTRUCTION MANAGEMENT SERVICES, AND RELATED ACTIONS BY DISTRICT STAFF

**Vote by Board Members to adopt the agenda:**

**Approved by a Unanimous Vote**

**B. PRESENTATIONS - None**

**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.

**Dani George, Rialto High School Grade 10 student and member of the BLU Educational Foundation, Soul Brothers & Soul Sisters,** described the program that he has been a part of and the leadership camp that he attended at San Diego State University. He shared the benefits of attending the camp and recommended this great experience to students.

**Archimedes Powell, Eisenhower High School Grade 12 student and member of the BLU Educational Foundation's Soul Brothers & Soul Sisters**, described his experience at the leadership camp at the University of California, Santa Barbara. He also encouraged other students to attend.

**David Agomus, Eisenhower High School Grade 12 student and member of the BLU Educational Foundation's Soul Brothers & Soul Sisters**, described his positive experience at the leadership camp at the University of California, Santa Barbara. He asked the Board to continue to offer this program to students and gave a special shout-out to the camp leader.

**Lucia Esparza, Parent at Boyd Elementary School**, expressed her concerns with the school's administration and leadership. She explained in detail her experiences with administration and their disappointment with the closure of the site's Parent Center. She requested support from the Board on behalf of the parents and asked them to provide the necessary help which she said is essential to the success of students.

**Michael Montano, Rialto Education Association (REA) Vice President and Rialto High School Teacher**, began with a quote from Stevie Wonder and requested that the Board keep the band and VAPA (Visual and Performing Arts) in mind for next year. Mr. Montano also spoke about the cell phone policy. He stated that not all teachers know that there is a policy. He thanked Rialto High School Principal, Dr. Sweeney, and other administrators who support the cell phone policy. He read an article on cell phones in schools, which he shared with the Board and the Superintendent.

**Paula Bailey, Eisenhower High School Parent, and Community member** began by providing a handout to the Board and saying that she was happy to see Mrs. O'Kelley back. She added that April is Child Abuse Awareness Month and wants to bring it to the Board's attention. It is also Stress Awareness & Alcohol Awareness Month and Sexual Violence Month. She stated that April 24, 2024, is National Denim Day. It is when people wear denim in support of survivors of sexual assault and violence. The handout was a flyer that states on April 26, 2024, at the San Bernardino County Government Center from 10:00 a.m. there will be a Memorial Service for all children lost to this abuse and violence. She asked that we all take a moment and think about what we all can do to support.

**America Ortega, District Parent**, indicated that she came to the Board to take responsibility for not having a safety action plan and communication set in place. She revisited a March 4, 2024, active shooter call that she

feels was not well executed. She stated that there was no communication given to the community which is not acceptable. After citing Education and Penal codes, she stated additional processes that she feels were not done. She is requesting a Comprehensive School Safety Plan. She is asking the Board to help with getting the plan posted on the District and school web page. She also requested that FEMA funds be requested to have a successful action plan in place. In conclusion, she thanked Dr. Avila for taking the time to meet with her and for inviting her to be part of the District Safety Committee.

**Miesha Calloway, Reading Specialist, at Bemis Elementary School,** started by saying that it was really good to see Mrs. Nancy O’Kelley. She wanted to thank all the educators, certificated and classified staff, and families who showed up to the Literacy and Numeracy Fair this past weekend. She commented that this event was an awesome success. She said staff went above and beyond for the community. She thanked all educators here in Rialto. Her message to them was to hold on and stay strong as we complete the school year. .

**Dar'rell Jones & Nicholas Clayborne, Career Pathways Coordinator at BLU Educational Foundation,** began with Mr. Jones providing a handout to the Board explaining their program. He is requesting to work in collaboration with the District to, once again, have a Job-Shadow Day here at Rialto Unified School District. He explained how the program offers great initiatives to connect students to colleges.

**Ana Gonzalez, a Rialto Resident and Community Member,** commemorated the memory of Mr. Gil Navarro, who recently passed away. She shared that she was there to remind everyone that Mr. Navarro’s spirit and love for our students was still here for kids and she would take up the torch for for him. She commented that she hoped the District would do a better job of taking care of our students. She asked that the Board close the meeting in memory of Mr. Navarro with a moment of silence.

**Mirna Ruiz, Rialto Resident, and Community Member** began by greeting Mrs. O’Kelley by saying it was great to see her and welcoming her back. She came to thank Dr. Scott and Norberto Perez for going the extra mile to many issues that are going on at Carter High School with the Special Education students. She briefly explained. She then thanked Dr. Avila. She asked the Board to please step in and see if there is anything they can do to help Dr. Avila. Then she stated that the PTA is having its Honorary

Service Awards Dinner on Friday, April 19, 2024, at The Bistro from 5:00 p.m. to 8:00 p.m. They will be honoring parent volunteers and there will be some surprises for Wendy Gavini, Kenny House, Trini Gonzalez, and Derek Harris. She says that she hopes the District will come out and support them. She closed her comments by saying a few words about Gil Navarro.

**Celia Saravia, Representative of Amigos Unidos, a group for parents of special needs students**, began by stating that it is lovely to see Mrs. O’Kelley back. She would like to invite the Board and staff to the Annual Celebration of Sacrament of Special Needs Children that will take place on Sunday, April 21, 2024, at 3:00 p.m. at the Cathedral of San Bernardino at 2525 North Arrowhead Avenue, San Bernardino. She thanked Dr. Avila, Dr. Gibbs, and the Board for the USC classes for parents. She added that it is a great tool for our students to be successful. She asked parents to please register and take advantage of this resource. She asked for prayers in memory of Gil Navarro.

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

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

**Ana Gonzalez, Rialto Resident, and Community Member** indicated that she was going to share some comments on the Public Hearing Item D.1.1 but was expecting to see a presentation. Since there was no presentation on this item, she decided to hold off on her comments for now.

**Mirna Ruiz, Rialto Resident and Community Member**, shared comments regarding item E.3.15. She stated that she appreciated the thought of celebrating our Latino students with special stoles. However, she wants the District to keep in mind that not all students in the District are Mexican. She indicated that there are students from many other Latino countries and she doesn’t think it would be appropriate to have those students also wear a Mexican stole. She commented that the sarape is Mexican-inspired and not representative of all Latin American countries.

**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)

**Tobin Brinker, Rialto Education Association President**, began by greeting the Board and the Superintendent and gave a special welcome back to Mrs. Nancy O'Kelley. He shared that on Wednesdays, middle schools play intramural sports and last Wednesday, he was able to go out and see our students in action. He stated that Teacher Ms. Miriam Trudeau at Kucera Middle School was awarded Teacher of the Year. He congratulated her and shared how deserving she is of this recognition as she is one who always goes above and beyond.

Mr. Brinker mentioned his disappointment with a letter that he received from the District regarding negotiations with Rialto Adult School. He stated that REA wants the Rialto Adult School teachers included in the same REA contract as the other teachers. He stated that the District wants them in a separate contract, and at this point, they have reached a log jam on this issue. They will continue negotiations on this issue but are asking for the District to reconsider their position.

**Chris Cordasco, California School Employees Association (CSEA) President**, shared that CSEA represents over 240,000 Classified Staff in the state of California with over 1,000 chapters. He stated that there is a great network between them. Though he understands that the Governor's budget is declining, he does not want to have discussions about cuts. It is worrisome when he hears what is going on in districts like Long Beach. He stated that when he entered his meeting with District staff regarding reductions, he was prepared for the worst. He indicated that the District proposals were well thought out and minimized any kind of service effect. He commented that he was hopeful that our Governor would come through for us. He concluded by saying that Class and Comp is another item that needs to be addressed and he is hoping to have an answer from CSEA by the end of the week to update the Board. He welcomed Mrs. O'Kelley back and told her how happy it made him to see her.

**Mario Carranza, Rialto School Management Association (RSMA) President and Principal at Dunn Elementary School** shared that his students did a great job with their earlier Board presentation. He thanked all the RSMA members for attending the Spring Social. He stated that it was a great evening of fun and laughter. He also wanted to remind seniors and parents that RSMA has begun its scholarship program process with an extended deadline of April 29, 2024. Also RSMA members who have a

graduating senior may apply for an RSMA scholarship. He shared that Aldo Velasco will represent our group in Sacramento for the Legislative Action Days to discuss robust and stable funding to education and staffing solutions.

**C.4 COMMENTS FROM STUDENT BOARD MEMBER**

**C.5 COMMENTS FROM THE SUPERINTENDENT**

**C.6 COMMENTS FROM MEMBERS OF THE BOARD OF EDUCATION**

**D. PUBLIC HEARING**

**D.1 OPEN PUBLIC HEARING**

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

**D.1.1 NOTICE OF CONSIDERATION OF APPROVING A CHANGE IN STATUTORY SCHOOL FEES IMPOSED ON NEW RESIDENTIAL AND COMMERCIAL/INDUSTRIAL CONSTRUCTION PURSUANT TO GOVERNMENT CODE SECTION 65995 AND EDUCATION CODE SECTION 17620**

Ana Gonzalez, on behalf of the organization for environmental justice, was hoping to get more information after a presentation on this item, but since there was no presentation provided, she did not have further comments.

**Moved By** Member O'Kelley

**Seconded By** Clerk Dominguez

Pursuant to Government Code section 65995 and Education Code section 17620, a report entitled "2024 School Fee Justification Study" was prepared pursuant to and in accordance with applicable law, which includes information and analysis demonstrating the relationship between new residential and commercial/industrial development and the School District's need for the construction of school facilities, the estimated cost of the school facilities, and justification for the levy of Level 1 School Fees on new residential and commercial/industrial development.

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

Time: 8:39 a.m.

**Approved by a Unanimous Vote**

**D.2 CLOSE PUBLIC HEARING**

**Moved By** Vice President Montes

**Seconded By** Member Lewis

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

Time: 8:39 a.m.

**Approved by a Unanimous Vote**

**D.3 OPEN PUBLIC HEARING**

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

**D.3.1 CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION 2024-2025 REOPENER PROPOSAL**

**Moved By** Member O'Kelley

**Seconded By** Clerk Dominguez

Pursuant to the requirements of Government Code and Board Policy, the attached initial reopener proposal for the 2024-2025 school year submitted by California School Employees Association (CSEA), for an agreement between the California School Employees Association (CSEA), Chapter 203, and the Rialto Unified School District Board of Education, is hereby posted in compliance with the legislative requirements for public notice.

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

Time: 8:40 a.m.

**Approved by a Unanimous Vote**

**D.4 CLOSE PUBLIC HEARING**

**Moved By** Vice President Montes

**Seconded By** Member O'Kelley

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

Time: 8:40 p.m.

**Approved by a Unanimous Vote**

**E. CONSENT CALENDAR ITEMS**

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 By** Member Lewis

**Seconded By** Member O'Kelley

**Items 3.14, 3.15 and 3.16 were pulled and voted on individually.**

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

**Approved by a Unanimous Vote**

**E.1 GENERAL FUNCTIONS CONSENT ITEMS**

**E.1.1 APPROVE THE FIRST READING OF REVISED BOARD POLICY 5030; STUDENT WELLNESS**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.1.2 APPROVE THE FIRST READING OF REVISED BOARD POLICY 6146.4; DIFFERENTIAL GRADUATION AND COMPETENCY STANDARDS FOR STUDENTS WITH DISABILITIES**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

**Vote by Board Members: Approved by a Unanimous Vote**

**E.1.3 APPROVE THE FIRST READING OF REVISED BOARD POLICY 6159.2; NONPUBLIC, NONSECTARIAN SCHOOL AND AGENCY SERVICES FOR SPECIAL EDUCATION**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.1.4 APPROVE THE FIRST READING OF REVISED BOARD POLICY 6164.41; CHILDREN WITH DISABILITIES ENROLLED BY THEIR PARENTS IN PRIVATE SCHOOL**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.2 INSTRUCTION CONSENT ITEMS**

**E.2.1 COURSE APPROVAL FOR FITNESS FOR THE BODY, SOUL AND SPIRIT**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Approve Fitness for the Body, Soul, and Spirit as a PE course for 10th graders and as an elective for students who completed their two years of PE requirement at all district high schools, effective July 1, 2024, for the 2024-2025 school year.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.2.2 APPROVE AN OVERNIGHT TRIP TO 65TH CALIFORNIA HIGH SCHOOL SPEECH ASSOCIATION STATE CHAMPIONSHIP - CARTER HIGH SCHOOL**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Approve two (2) Wilmer Amina Carter High School Speech & Debate students (2 girls) and two adult chaperones (1 male, 1 female) to attend the California High School Speech Association (CHSSA) State Championship Tournament in Fresno, effective April 12, 2024 through April 14, 2024, at a cost not-to-exceed \$5,000.00, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.2.3 APPROVE AN OVERNIGHT TRIP TO ATTEND THE EVERY 15 MINUTES IN PARTNERSHIP WITH RIALTO POLICE DEPARTMENT - EISENHOWER HIGH SCHOOL**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Approve twenty (20) students (10 male and 10 female), and two (2) chaperones (1 male and 1 female) on an overnight trip, effective May 1, 2024, at no cost to the District.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

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

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

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

All funds from February 13, 2024, through March 19, 2024 (Sent under separate cover to Board Members). A copy for public review will be available on the District's website.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.2 DONATIONS**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Accept the listed donations from Amazon, and that a letter of appreciation be sent to the donor.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.3 SURPLUS EQUIPMENT AND MISCELLANEOUS ITEMS**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Declare the specified surplus equipment and miscellaneous items as obsolete and not serviceable for school use and authorize the Superintendent/designee to sell or dispose of these items as specified in the Education Code Sections 17545 and 17546.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.4 AUTHORIZATION TO UTILIZE CALIFORNIA PARTICIPATING  
ADDENDUM NO. 7-22-70-50-04 UNDER THE ARIZONA NASPO  
VALUEPOINT MASTER AGREEMENT NUMBER CTR058809  
AWARDED TO QUADIENT, INC**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Approve the use of California Participating Addendum No. 7-22-70-50-04 awarded to Quadient, Inc. at a cost to be determined at the time of purchase(s) and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.5 APPROVE AMENDMENT NO. 4 TO THE AGREEMENT WITH PF VISION INC. TO PROVIDE DIVISION OF STATE ARCHITECT (DSA) INSPECTION SERVICES FOR THE 14-16 FOOT MARQUEE PROJECT AT SEVENTEEN (17) SCHOOL SITES**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Extend the term of the agreement from December 31, 2023, to December 31, 2024, for continued Division of the State Architect (DSA) inspection services for the 14-16 foot Marquee Project at seventeen (17) school sites, at no additional cost to the District.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.6 APPROVE AMENDMENT NO. 1 TO THE CLINICAL AFFILIATION AGREEMENT WITH THE CALIFORNIA STATE UNIVERSITY, LOS ANGELES**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Agree to extend the Agreement to now where there is no active agreement in addition to a two -year term commencing on April 8, 2024 (“Renewal Term”) and shall remain in effect until April 7, 2026.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.7 APPROVE AN AMENDMENT WITH PATHWAYS 2 SPEECH**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Increase the amount by \$6,000.00 for a total cost not-to-exceed \$26,000.00, effective April 11, 2024 through June 30, 2024, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.8 APPROVE AN AMENDMENT TO THE AGREEMENT WITH ROBIN MORRIS**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Amend the agreement with Robin Morris, effective April 11, 2024 through June 30, 2024 and increase the amount by \$6,000.00 for a total not-to-exceed amount of \$12,000.00, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.9 APPROVE AN AMENDMENT TO THE AGREEMENT WITH MINDGARDEN CORPORATION**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Amend the agreement with Mindgarden Corporation, effective April 11, 2024 through June 30, 2024, and increase the amount by \$15,000.00 for a total cost not-to-exceed of \$35,000.00, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.10 APPROVE A RENEWAL AGREEMENT WITH JOSE MARTIN REYES**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide interpretation/translation services for interpretation of meetings, conferences, translation of documents, and instructional requests in languages other than in Spanish, effective July 1, 2024 through June 30, 2025, at a cost not-to-exceed \$20,000.00, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.11 APPROVE A RENEWAL AGREEMENT WITH JOSE MARTIN REYES FOR BOARD MEETING INTERPRETING SERVICES**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide Spanish Language interpreting services for the 2024-2025 Board Meetings at a cost of \$1,100.00 per meeting, effective July 10, 2024, through June 30, 2025, at a cost not to exceed \$25,000.00, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.12 APPROVE A RENEWAL AGREEMENT WITH LANGUAGE LINE SERVICES, INC.**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide on-demand interpretation services for over 200 languages, including American Sign Language for Rialto Unified School District staff and parents, effective July 1, 2024 through June 30, 2025, at a

cost not-to-exceed \$15,000.00, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.13 APPROVE A RENEWAL AGREEMENT WITH MARIBEL COLIN**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide 4 cohorts of parents with the 12 Powers of Family Business parent program at the district level to a maximum of thirty (30) parents of English Learners in each cohort, effective July 1, 2024 through June 3, 2025, at a cost not-to-exceed \$18,000.00, and to be paid from the General Fund (Title III).

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.17 APPROVE AN AGREEMENT WITH CALIFORNIA ASSOCIATION FOR BILINGUAL EDUCATION (CABE)**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Approve four (4) Rialto Unified School District Alianza Latina members to attend the CABE one-day regional workshop to be held on April 16, 2024, at a cost not-to-exceed \$950.00, and to be paid by the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.18 APPROVE AN AGREEMENT WITH VARIOUS VENDORS FOR THE DISTRICT'S DIVERGENT GAMES ATHLETIC EVENT**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide food and entertainment at Rialto's Divergent Games on Friday, June 7, 2024, at a cost not-to-exceed \$35,000.00, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.19 APPROVE AN AGREEMENT WITH FOSTER & FOSTER CONSULTING ACTUARIES, INC.**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Approve changing the existing agreement with Demsey, Filliger & Associates to Foster & Foster Consulting Actuaries, Inc. due to the January 2024 acquisition. All Previous terms and conditions of the agreement will remain the same.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.20 APPROVE AN AGREEMENT WITH JOHN R. BYERLY, INC. TO PROVIDE GEOTECHNICAL INVESTIGATION AND GEOLOGIC HAZARD ASSESSMENT REQUIRED FOR THE CONSTRUCTION OF A NEW GYMNASIUM AT FRISBIE MIDDLE SCHOOL**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Conduct a geotechnical investigation and geologic hazard assessment for the new gymnasium project at Frisbie Middle School, effective April 11, 2024, through June 30, 2025, at a cost not-to-exceed \$16,510.00 and to be paid from Fund 21 – Building Fund.

**Vote by Board Members:** **Approved by a Unanimous Vote**

**E.3.21 APPROVE AN AGREEMENT WITH JOHN R. BYERLY, INC. TO PROVIDE GEOTECHNICAL INVESTIGATION AND GEOLOGIC**

**HAZARD ASSESSMENT REQUIRED FOR THE CONSTRUCTION OF A NEW GYMNASIUM AT KOLB MIDDLE SCHOOL**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Conduct a geotechnical investigation and geologic hazard assessment for the new gymnasium project at Kolb Middle School, effective April 11, 2024, through June 30, 2025, at a cost not-to-exceed \$15,310.00 and to be paid from Fund 21 – Building Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.22 APPROVE AN AGREEMENT WITH JOHN R. BYERLY, INC. TO PROVIDE GEOTECHNICAL, SPECIAL INSPECTION AND MATERIALS TESTING SERVICES FOR THE INTERNATIONAL HEALING GARDEN PROJECT**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide geotechnical engineering, special inspection and material testing services for the International Healing Garden project, effective April 11, 2024 through December 31, 2025, at a cost not-to-exceed \$44,137.00 and to be paid from Fund 40 - Special Reserve for Capital Outlay.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.23 APPROVE AN AGREEMENT WITH RITA SHAW BROKER & ASSOCIATES, INC. FOR REAL ESTATE CONSULTING SERVICES FOR THE PROPERTIES LOCATED ON FOOTHILL BOULEVARD IN THE CITY OF RIALTO, CALIFORNIA**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

This item is effective April 11, 2024, through December 31, 2024, at a cost not-to-exceed \$45,000.00, and to be paid from Fund 40 - Special Reserve for Capital Outlay.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.24 APPROVE AN AGREEMENT WITH HELLAS CONSTRUCTION, INC.**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Authorize the use of (CMAS) 4-21-08-1071 from Hellas Construction, Inc. to purchase various goods and services at a price to be determined at the time of purchase using various funds.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.25 APPROVE AN AGREEMENT WITH THE MANHOOD PROJECT INC. - MILOR HIGH SCHOOL**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide Social Emotional Learning support by facilitating a youth conference for all male students at Milor High School, effective April 22, 2024 through May 24, 2024, at a cost not-to-exceed \$20,000.00, and to be paid from the General Fund (CSI).

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.26 SAN BERNARDINO COUNTY SUPERINTENDENT OF SCHOOLS 37TH ANNUAL MULTILINGUAL RECOGNITION DINNER**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Approve the attendance of three (3) students and seven (7) parents, and district staff at the 37th Annual Multilingual Recognition Dinner on April 25, 2024, at a cost not-to-exceed \$2,100.00, and to be paid from the General Fund (LCFF).

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.27 APPROVE AN AGREEMENT WITH FOX BANQUET & EVENTS, INC. - MILOR HIGH SCHOOL**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide an event space for Milor High School's prom, 2024, effective April 11, 2024 through June 30, 2024, at a cost not-to-exceed \$15,555.00, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.28 APPROVE AN AGREEMENT WITH CALIFORNIA ASSOCIATION FOR BILINGUAL EDUCATION (CABE)**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Approve fifty (50) Rialto Unified School District parents and employees to attend the CABE Regional One-Day Conference for Parents and Para-Educators at the Riverside Convention Center on April 16, 2024, at a cost not-to-exceed \$13,250.00, and to be paid from the General Fund (Title III).

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.4 FACILITIES PLANNING CONSENT ITEMS**

**E.4.1 NOTICE OF COMPLETION - WCM & ASSOCIATES, INC.**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Accept the work completed on December 29, 2023, by WCM & Associates, Inc. for the Eisenhower High School Gym Replacement of Hydronic Heating Coil, and authorize District staff to file a Notice of Completion with the San Bernardino County Recorder.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.4.2 NOTICE OF COMPLETION - DAN LYMAN CONSTRUCTION, INC.**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Accept the work completed on March 12, 2024, by Dan Lyman Construction, Inc. for the Door and Hardware Replacement for Trapp and Myers Elementary Schools and Rialto High School project and authorize District staff to file a Notice of Completion with the San Bernardino County Recorder.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.5 PERSONNEL SERVICES CONSENT ITEMS**

**E.5.1 APPROVE PERSONNEL REPORT NO. 1315 FOR CLASSIFIED AND CERTIFICATED EMPLOYEES**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.6 MINUTES**

**E.6.1 APPROVE THE MINUTES OF REGULAR BOARD OF EDUCATION MEETING HELD ON MARCH 6, 2024**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E. CONSENT CALENDAR ITEMS**

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

**E.3.14 APPROVE A RENEWAL AGREEMENT WITH LEARNING A-Z**

**Moved By** Member O'Kelley

**Seconded By** Vice President Montes

Provide an adaptive technology-driven, differentiated reading program for approximately 1,600 students in the Dual Language Immersion program at Bemis, Boyd, Curtis, Dunn, Garcia, Kelley, Morris, Simpson, Trapp, and Werner Elementary Schools, effective July 1, 2024 through June 30, 2025, at a cost not-to-exceed \$18,407.18, and to be paid from the General Fund (Title III).

**Vote by Board Members:**

**Approved by a Unanimous Vote**

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

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

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

All funds from February 13, 2024, through March 19, 2024 (Sent under separate cover to Board Members). A copy for public review will be available on the District's website.

**Vote by Board Members:** **Approved by a Unanimous Vote**

**E.3.2 DONATIONS**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Accept the listed donations from Amazon, and that a letter of appreciation be sent to the donor.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.3 SURPLUS EQUIPMENT AND MISCELLANEOUS ITEMS**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Declare the specified surplus equipment and miscellaneous items as obsolete and not serviceable for school use and authorize the Superintendent/designee to sell or dispose of these items as specified in the Education Code Sections 17545 and 17546.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.4 AUTHORIZATION TO UTILIZE CALIFORNIA PARTICIPATING  
ADDENDUM NO. 7-22-70-50-04 UNDER THE ARIZONA NASPO  
VALUEPOINT MASTER AGREEMENT NUMBER CTR058809  
AWARDED TO QUADIENT, INC**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Approve the use of California Participating Addendum No. 7-22-70-50-04 awarded to Quadient, Inc. at a cost to be determined at the time of purchase(s) and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.5 APPROVE AMENDMENT NO. 4 TO THE AGREEMENT WITH PF VISION INC. TO PROVIDE DIVISION OF STATE ARCHITECT (DSA) INSPECTION SERVICES FOR THE 14-16 FOOT MARQUEE PROJECT AT SEVENTEEN (17) SCHOOL SITES**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Extend the term of the agreement from December 31, 2023, to December 31, 2024, for continued Division of the State Architect (DSA) inspection services for the 14-16 foot Marquee Project at seventeen (17) school sites, at no additional cost to the District.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.6 APPROVE AMENDMENT NO. 1 TO THE CLINICAL AFFILIATION AGREEMENT WITH THE CALIFORNIA STATE UNIVERSITY, LOS ANGELES**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Agree to extend the Agreement to now where there is no active agreement in addition to a two -year term commencing on April 8, 2024 (“Renewal Term”) and shall remain in effect until April 7, 2026.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.7 APPROVE AN AMENDMENT WITH PATHWAYS 2 SPEECH**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Increase the amount by \$6,000.00 for a total cost not-to-exceed \$26,000.00, effective April 11, 2024 through June 30, 2024, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.8 APPROVE AN AMENDMENT TO THE AGREEMENT WITH ROBIN MORRIS**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Amend the agreement with Robin Morris, effective April 11, 2024 through June 30, 2024 and increase the amount by \$6,000.00 for a total not-to-exceed amount of \$12,000.00, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.9 APPROVE AN AMENDMENT TO THE AGREEMENT WITH MINDGARDEN CORPORATION**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Amend the agreement with Mindgarden Corporation, effective April 11, 2024 through June 30, 2024, and increase the amount by \$15,000.00 for a total cost not-to-exceed of \$35,000.00, and to be paid from the General Fund.

**Vote by Board Members:** **Approved by a Unanimous Vote**

**E.3.10 APPROVE A RENEWAL AGREEMENT WITH JOSE MARTIN REYES**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide interpretation/translation services for interpretation of meetings, conferences, translation of documents, and instructional requests in languages other than in Spanish, effective July 1, 2024 through June 30, 2025, at a cost not-to-exceed \$20,000.00, and to be paid from the General Fund.

**Vote by Board Members:** **Approved by a Unanimous Vote**

**E.3.11 APPROVE A RENEWAL AGREEMENT WITH JOSE MARTIN REYES FOR BOARD MEETING INTERPRETING SERVICES**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide Spanish Language interpreting services for the 2024-2025 Board Meetings at a cost of \$1,100.00 per meeting, effective July 10, 2024, through June 30, 2025, at a cost not to exceed \$25,000.00, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.12 APPROVE A RENEWAL AGREEMENT WITH LANGUAGE LINE SERVICES, INC.**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide on-demand interpretation services for over 200 languagesk, including American Sign Language for Rialto Unified School District staff and parents, effective July 1, 2024 through June 30, 2025, at a cost not-to-exceed \$15,000.00, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.13 APPROVE A RENEWAL AGREEMENT WITH MARIBEL COLIN**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide 4 cohorts of parents with the 12 Powers of Family Business parent program at the district level to a maximum of thirty (30) parents of English Learners in each cohort, effective July 1, 2024 through June 3, 2025, at a cost not-to-exceed \$18,000.00, and to be paid from the General Fund (Title III).

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.17 APPROVE AN AGREEMENT WITH CALIFORNIA ASSOCIATION FOR BILINGUAL EDUCATION (CABE)**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Approve four (4) Rialto Unified School District Alianza Latina members to attend the CABE one-day regional workshop to be held on April 16, 2024, at a cost not-to-exceed \$950.00, and to be paid by the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.18 APPROVE AN AGREEMENT WITH VARIOUS VENDORS FOR THE DISTRICT'S DIVERGENT GAMES ATHLETIC EVENT**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide food and entertainment at Rialto's Divergent Games on Friday, June 7, 2024, at a cost not-to-exceed \$35,000.00, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.19 APPROVE AN AGREEMENT WITH FOSTER & FOSTER CONSULTING ACTUARIES, INC.**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Approve changing the existing agreement with Demsey, Filliger & Associates to Foster & Foster Consulting Actuaries, Inc. due to the January 2024 acquisition. All Previous terms and conditions of the agreement will remain the same.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.20 APPROVE AN AGREEMENT WITH JOHN R. BYERLY, INC. TO PROVIDE GEOTECHNICAL INVESTIGATION AND GEOLOGIC HAZARD ASSESSMENT REQUIRED FOR THE CONSTRUCTION OF A NEW GYMNASIUM AT FRISBIE MIDDLE SCHOOL**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Conduct a geotechnical investigation and geologic hazard assessment for the new gymnasium project at Frisbie Middle School, effective April 11, 2024, through June 30, 2025, at a cost not-to-exceed \$16,510.00 and to be paid from Fund 21 – Building Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.21 APPROVE AN AGREEMENT WITH JOHN R. BYERLY, INC. TO PROVIDE GEOTECHNICAL INVESTIGATION AND GEOLOGIC HAZARD ASSESSMENT REQUIRED FOR THE CONSTRUCTION OF A NEW GYMNASIUM AT KOLB MIDDLE SCHOOL**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Conduct a geotechnical investigation and geologic hazard assessment for the new gymnasium project at Kolb Middle School, effective April 11, 2024, through June 30, 2025, at a cost not-to-exceed \$15,310.00 and to be paid from Fund 21 – Building Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.22 APPROVE AN AGREEMENT WITH JOHN R. BYERLY, INC. TO PROVIDE GEOTECHNICAL, SPECIAL INSPECTION AND MATERIALS TESTING SERVICES FOR THE INTERNATIONAL HEALING GARDEN PROJECT**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide geotechnical engineering, special inspection and material testing services for the International Healing Garden project, effective April 11, 2024 through December 31, 2025, at a cost not-to-exceed \$44,137.00 and to be paid from Fund 40 - Special Reserve for Capital Outlay.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.23 APPROVE AN AGREEMENT WITH RITA SHAW BROKER & ASSOCIATES, INC. FOR REAL ESTATE CONSULTING SERVICES FOR THE PROPERTIES LOCATED ON FOOTHILL BOULEVARD IN THE CITY OF RIALTO, CALIFORNIA**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

This item is effective April 11, 2024, through December 31, 2024, at a cost not-to-exceed \$45,000.00, and to be paid from Fund 40 - Special Reserve for Capital Outlay.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.24 APPROVE AN AGREEMENT WITH HELLAS CONSTRUCTION, INC.**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Authorize the use of (CMAS) 4-21-08-1071 from Hellas Construction, Inc. to purchase various goods and services at a price to be determined at the time of purchase using various funds.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.25 APPROVE AN AGREEMENT WITH THE MANHOOD PROJECT  
INC. - MILOR HIGH SCHOOL**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide Social Emotional Learning support by facilitating a youth conference for all male students at Milor High School, effective April 22, 2024 through May 24, 2024, at a cost not-to-exceed \$20,000.00, and to be paid from the General Fund (CSI).

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.26 SAN BERNARDINO COUNTY SUPERINTENDENT OF  
SCHOOLS 37TH ANNUAL MULTILINGUAL RECOGNITION  
DINNER**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Approve the attendance of three (3) students and seven (7) parents, and district staff at the 37th Annual Multilingual Recognition Dinner on April 25, 2024, at a cost not-to-exceed \$2,100.00, and to be paid from the General Fund (LCFF).

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.27 APPROVE AN AGREEMENT WITH FOX BANQUET & EVENTS,  
INC. - MILOR HIGH SCHOOL**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Provide an event space for Milor High School's prom, 2024, effective April 11, 2024 through June 30, 2024, at a cost not-to-exceed \$15,555.00, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.28 APPROVE AN AGREEMENT WITH CALIFORNIA ASSOCIATION FOR BILINGUAL EDUCATION (CABE)**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Approve fifty (50) Rialto Unified School District parents and employees to attend the CABE Regional One-Day Conference for Parents and Para-Educators at the Riverside Convention Center on April 16, 2024, at a cost not-to-exceed \$13,250.00, and to be paid from the General Fund (Title III).

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.15 APPROVE THE PURCHASE WITH BOUNDLESS NETWORK, INC.**

**Moved By** Clerk Dominguez

**Seconded By** Vice President Montes

Provide the Class of 2024 with Hispanic heritage stoles for the high school graduations taking place on June 2, 2024, at the Toyota Arena, at a cost not-to-exceed \$17,500.00, and to be paid from the General Fund.

**The board approved the item with the understanding that the language on board item backup would be corrected by striking the words "Mexican" and replacing them with "Latin American". Request made by Board to get input from students next school year on the stoles.**

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**E.3.16 APPROVE AN AGREEMENT WITH AMIRA LEARNING + CAPSTONE**

**Moved By** Vice President Montes

**Seconded By** Clerk Dominguez

Provide an adaptive technology differentiated reading program for 775 Dual Language Immersion Program students enrolled at Bemis, Boyd, Curtis, Dunn, Garcia, Kelley, Morris, Trapp, Simpson, and Werner Elementary Schools, effective April 11, 2024 through June 30, 2025, at a cost not-to-exceed \$36,406.25, and to be paid from the General Fund (Title III).

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**F. DISCUSSION/ACTION ITEMS**

**F.1 APPROVE CHANGE ORDER NO. 1 FOR RDM ELECTRICAL CO., INC. FOR THE TWO (2) TWO-STORY CLASSROOM BUILDINGS PROJECT AT EISENHOWER HIGH SCHOOL**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Approve Change Order No. 1 for RDM Electrical Co., Inc. in the amount of \$347,803.00 for a revised contract amount of \$6,195,803.00, and to be paid from Fund 21 – Building Fund and Fund 25 – Capital Facilities Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**F.2 AWARD BID NO. 23-24-019 CNG GARAGE BUS HEATER REPLACEMENT TO ALLISON MECHANICAL INC**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Award Bid No. 23-24-019 to Allison Mechanical Inc. at a cost of \$626,500.00 which includes a \$15,000.00 allowance, and to be paid from Fund 40 - Special Reserve for Capital Outlay.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**F.3 APPROVE AN AMENDMENT TO THE AGREEMENT WITH SMG ONTARIO ARENA, LLC**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Increase the original agreement of \$144,440.00 by an additional \$45,000.00 for a total cost not-to-exceed \$189,440.00, effective April 11, 2024, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**F.4 APPROVE A RENEWAL AGREEMENT WITH CURRICULUM AND ASSOCIATES, LLC**

**Moved By** Member Lewis

**Seconded By** Member O'Kelley

Support the effective monitoring of approximately 4,820 English Learners through the platform and provide professional development, effective July 1, 2024 through June 30, 2025, at a cost not-to-exceed \$71,230.00, and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**F.5 APPROVE AN AGREEMENT WITH NORTHWEST EVALUATION ASSOCIATION (NWEA)**

**Moved By** Member O'Kelley

**Seconded By** Clerk Dominguez

Purchase the Northwest Evaluation Association Map Growth Reading, ELA, and Math assessments for all students in grades 9 through 11 and up to eight hours of professional development for teachers, effective July 1, 2024 through June 30, 2025, at a cost not-to-exceed \$110,000.00 and to be paid from the General Fund.

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**F.6 ADOPT RESOLUTION NO. 23-24-61 AUTHORIZING TEMPORARY BORROWING BETWEEN FUNDS OF THE SCHOOL DISTRICT**

**Moved By** Member Lewis

**Seconded By** Vice President Montes

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**F.7 ADOPT RESOLUTION NO. 23-24-62 APPROVING THE SELECTION OF CONSTRUCTION MANAGEMENT FIRMS, FORM OF AGREEMENT FOR CONSTRUCTION MANAGEMENT SERVICES, AND RELATED ACTIONS BY DISTRICT STAFF**

Prior to the adoption of the agenda, this item was pulled.

**F.8 ADOPT RESOLUTION NO. 23-24-63 APPROVING A CHANGE IN STATUTORY SCHOOL FEES IMPOSED ON NEW RESIDENTIAL AND COMMERCIAL/INDUSTRIAL CONSTRUCTION PURSUANT TO EDUCATION CODE SECTION 17620 AND GOVERNMENT CODE SECTION 65995 (LEVEL 1 FEES)**

**Moved By** Member O'Kelley

**Seconded By** Clerk Dominguez

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**F.9 ADOPT RESOLUTION NO. 23-24-64; REMUNERATION**

**Moved By** Member Lewis

**Seconded By** Clerk Dominguez

Excuse the absence of Board Member, Nancy G. O'Kelley, from the Wednesday, March 6, 2024, regular meeting of the Board of Education.

**Vote by Board Members:**

**(Ayes) President Martinez, Vice President Montes, Clerk Dominguez, Member Lewis**

**(Abstain) Member O'Kelley**

**Majority Vote**

**F.10 ADMINISTRATIVE HEARING**

**Moved By** Clerk Dominguez

**Seconded By** Member O'Kelley

Case Numbers:

23-24-54

23-24-51

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**Moved By** Clerk Dominguez

**Seconded By** Member O'Kelley

Case Number:

23-24-57

**Vote by Board Members:**

**(Ayes) President Martinez, Vice President Montes, Member O'Kelley**

**(Noes) Clerk Dominguez, Member Lewis**

**Majority Vote**

**F.11 STIPULATED EXPULSIONS**

**Moved By** Member O'Kelley

**Seconded By** Clerk Dominguez

Case Numbers:

23-24-58

23-24-56

23-24-53

23-24-49

**Vote by Board Members:**

**Approved by a Unanimous Vote**

**G. ADJOURNMENT**

The next regular meeting of the Board of Education of the Rialto Unified School District will be held on April 24, 2024, 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 By**                      Member Lewis

**Seconded By**                Clerk Dominguez

**Prior to adjournment, the Board requested a moment of silence in honor of Mr. Gil Navarro, Advocate for Special Education Students and community member, who passed away on Sunday, April 7, 2024.**

**Vote by Board Members to adjourn:**

Time: 9:16 p.m.

**Approved by a Unanimous Vote**

\_\_\_\_\_  
Clerk, Board of Education

\_\_\_\_\_  
Secretary, Board of Education





**Board of Education Agenda  
April 24, 2024**

**AWARD BID NO. 23-24-017 FOR DISTRICT WIDE PAINTING PHASE 2  
TO TONY PAINTING**

**BACKGROUND:**

On March 19, 2024, the District released a bid for exterior painting at four (4) schools: Garcia Elementary, Simpson Elementary, Trapp Elementary, and Jehue Middle. 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 March 19, 2024, and March 26, 2024. The bid was also published on the District’s webpage and an outreach email containing the bid information was sent to local contractors. Thirteen (13) bidders attended the mandatory job walk on March 27, 2024. On April 9, 2024, the District received and opened eleven (11) bids.

The District has determined Tony Painting to be the lowest responsive and responsible bidder. The District will add a \$50,000 allowance to the lowest bidder’s contract for unforeseen conditions during the project. An outline of all bids received and amounts are listed below.

<b>Contractor</b>	<b>Base Bid Amount</b>
Tony Painting	\$462,400.00
Yoda Painting Inc.	\$873,000.00
Innovation Painting Inc.	\$950,000.00
Pacific Contractors Group Inc.	\$1,048,800.00
Perfection Painting Corp.	\$1,217,000.00
Color New Co	\$1,360,000.00
Piana Construction & Painting Inc.	Non-Responsive
AJ Fistes Corporation	Non-Responsive
Mariscal Painting Inc.	Non-Responsive
T&M Painting and Construction Inc.	Non-Responsive
Prime Painting Contractors Inc.	Non-Responsive

**RECOMMENDATION:**

Award Bid No. 23-24-017 for District Wide Painting Phase 2 to Tony Painting at a cost of \$512,400.00 which includes a \$50,000.00 allowance for unforeseen conditions, and to be paid from the General Fund and Deferred Maintenance Fund.

**SUBMITTED/REVIEWED BY:** Janet Lozano and Matt Carter/Diane Romo



**Board of Education Agenda  
April 24, 2024**

**AWARD BID NO. 23-24-018 FOR DISTRICT WIDE FLOORING PHASE 2  
TO MIKE’S CUSTOM FLOORING INC**

**BACKGROUND:**

On March 19, 2024, the District released a bid to remove and replace flooring at four (4) schools: Fitzgerald Elementary, Garcia Elementary School, Hughbanks Elementary, and Simpson Elementary. 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 March 19, 2024, and March 26, 2024. The bid was also published on the District’s webpage and an outreach email containing the bid information was sent to local contractors. Thirteen (13) bidders attended the mandatory job walk on March 28, 2024. On April 10, 2024, the District received and opened six (6) bids.

The District has determined Mike’s Custom Flooring Inc to be the lowest responsive and responsible bidder. The District will add a \$50,000 allowance to the lowest bidder’s contract for unforeseen conditions during the project. An outline of all bids received and amounts are listed below.

<b><u>Contractor</u></b>	<b><u>Base Bid Amount</u></b>
Mike’s Custom Flooring Inc	\$961,348.00
Continental Flooring Inc	\$1,025,721.00
Lawrence W Rosine Co	\$1,089,800.00
Progressive Surface Solutions LLC	\$1,240,000.00
Genesis Floor Covering Inc	Non-Responsive
JJJ Floor Covering Inc	Non-Responsive

**RECOMMENDATION:**

Award Bid No. 23-24-018 for District Wide Flooring Phase 2 to Mike’s Custom Flooring Inc for a total cost of \$1,011,348.00 which includes a \$50,000.00 allowance for unforeseen conditions, and to be paid from the General Fund and Deferred Maintenance Fund.

**SUBMITTED/REVIEWED BY:** Janet Lozano and Matt Carter/Diane Romo



**Board of Education Agenda  
April 24, 2024**

**REJECT ALL BIDS FOR BID NO. 23-24-020 FOR ELEMENTARY SCHOOL  
ASPHALT REPLACEMENT**

**BACKGROUND:**

On March 19, 2024, the District released a bid to remove and replace asphalt at five (5) schools: Bemis Elementary, Casey Elementary, Hughbanks Elementary, Kelley Elementary, and Trapp Elementary. 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 March 19, 2024, and March 26, 2024. The bid was also published on the District’s webpage and an outreach email containing the bid information was sent to local contractors. Fifteen (15) bidders attended the mandatory job walk on March 29, 2024. On April 15, 2024, the District received and opened six (6) bids that were deemed non-responsive. The responses received had multiple bid submission discrepancies and failed to properly complete, execute, and submit many of the Required Bidding Forms. Bidders also failed to provide and complete the mandatory prequalification process, Department of Industrial Relations printouts, and signed addendums. As necessary, the District will review its current bid documents, the scope of work, and the project schedule to determine methods to allow all bidders a fair opportunity to rebid.

**RECOMMENDATION:**

Reject all Bids for Bid No. 23-24-020 for Elementary School Asphalt Replacement and rebid the project at a later date.

**SUBMITTED/REVIEWED BY:** Janet Lozano and Matt Carter/Diane Romo



**Board of Education Agenda  
April 24, 2024**

**AGREEMENT WITH ADVANCEMENT VIA INDIVIDUAL DETERMINATION (AVID)**

**BACKGROUND:**

AVID is a program that aims to increase the college-going rate of first-generation college students. It helps students succeed in rigorous curriculum, enroll in four-year colleges, and become responsible leaders in society. The program started in 1989 at Eisenhower High School and has since expanded to all comprehensive high schools, all middle schools, and two elementary schools in the Rialto Unified School District. Over 90% of AVID seniors go on to attend a four-year college. AVID Excel was launched a few years ago to help long-term English Language Learners (ELs) transition to high school and take college classes alongside AVID courses, providing more opportunities for students to go to college.

**REASONING:**

As part of the District's Strategic Plan, Strategy I, "We will provide rigorous and relevant learning experiences to ensure each student's holistic development" and Strategy II, "We will ensure resources and assets are allocated and developed to directly support students." The plan to promote AVID schoolwide aims to create a culture of high expectations within the Rialto Unified School District and our community. The AVID membership agreement provides training for teachers, staff, and administrators on teaching strategies as well as strategies to develop a school-wide culture of high expectations. The use of AVID Center products in the classroom with students includes software for students in the program ranking from grades K-12. The products also include the AVID Weekly Newsletter, coaching, and free coordinators workshops as well as access to regional training and AVID Summer Institute. AVID students at Rialto USD's high schools scored higher in their A-G participation rates: EHS (AVID) 62% vs 56.69% , CHS (AVID) 85% vs 59.3% and RHS (AVID) 67.5% vs 52.47%. AVID memberships and site licenses will be provided to Carter, Eisenhower, and Rialto High Schools, Frisbie, Jehue, Kolb, Kucera and Rialto Middle Schools, and Curtis and Preston Elementary Schools. This year a special program called AVID EXCEL is being piloted by Kolb Middle School for 2 years to see whether AVID makes a difference for long term EL students beginning at middle school and that they are able to be reclassified before they go to high school to be in the regular AVID program.

**RECOMMENDATION:**

To provide AVID memberships and site licenses for eight (8) secondary school sites and two (2) elementary school sites, and to include AVID EXCEL as a pilot program for 2 years at Kolb Middle School, effective July 1, 2024 through June 30, 2025, at a cost not-to-exceed \$82,000.00, and to be paid from the General Fund.

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



**RESOLUTION NO. 23-24-62**

**RESOLUTION OF THE BOARD OF EDUCATION  
OF THE RIALTO UNIFIED SCHOOL DISTRICT  
APPROVING THE SELECTION OF CONSTRUCTION MANAGEMENT FIRMS,  
FORM OF AGREEMENT FOR CONSTRUCTION MANAGEMENT SERVICES,  
AND RELATED ACTIONS BY DISTRICT STAFF**

**WHEREAS**, the Rialto Unified School District (“District”) desires to undertake planning, design, approval, construction, commissioning, and close-out of various public projects (each a “Project” and, if referring to more than one, the “Projects”); and

**WHEREAS**, the District intends to develop a pool of qualified construction management services companies (each a “Construction Manager”) that are qualified and experienced in regard to planning, design, approval, construction, commissioning, and close-out of public school facilities in the State of California (“Design Professional Services”); and

**WHEREAS**, The District intends: (i) to select one or more of the Construction Management Firms in the District’s pool of Construction Managers, based on relevant capabilities and experience with public projects of similar nature and scope as the Project then being considered by the District, to submit proposals for pricing, timing, and other relevant terms for performance of the Construction Management Professional Services needed for that Project; and (ii) that the Construction Manager selected for a particular Project will contract with the District to provide all Construction Management Services needed for that Project; and

**WHEREAS**, on or about February 2, 2024, the District issued Request for Qualifications No. 23-24-016 (“RFQ No. 16”) in order to implement a process, consistent with the requirements of Government Code Sections 4525 *et seq.* and 4529.10 *et seq.*, for selection of the Construction Management Firms to be included in the District’s pool of Construction Managers; and

**WHEREAS**, following review by the District of the responses to RFQ No. 16, the District determined that each of the Construction Managers identified in the “List of Construction Management Firms” attached as Exhibit “A” to this Resolution has demonstrated competence, and has the professional qualifications, necessary to satisfactorily perform the Construction Management Professional Services required in connection with one or more of the Projects; and

**WHEREAS**, prior to consideration of this Resolution by the Board of Education of the Rialto Unified School District (“Board of Education”), District staff provided to the Board of Education, for its review, a form of “Agreement for Construction Management Services” that the District intends shall be used, in each case, to contract with the Construction Manager in the District’s

pool of Construction Management Firms (“Agreement for Construction Management Services”), and a copy of the Form Agreement for Construction Management Services is on file in the District’s primary administrative offices; and

**NOW, THEREFORE,** the Board of Education hereby finds, resolves, and orders as follows:

**Section 1.** The Board of Education hereby finds that the foregoing recitals are true and correct, and hereby adopts the foregoing recitals as findings of the Board of Education.

**Section 2.** The Board of Education hereby approves the Form Agreement for Construction Management Services, as reviewed by the Board of Education in connection with the consideration of this Resolution.

**Section 3.** The Board of Education hereby authorizes and directs the Lead Business Services Agent for the District (“Lead Business Agent”), the Purchasing Services Agent for the District (“Purchasing Agent”), and/or the designee of either, to seek proposals for the Construction Management Professional Services needed for each Project, from one or more of the Construction Manager in the District’s pool of Construction Management Firms as determined necessary and appropriate by the Lead Business Agent and/or the Purchasing Agent to result in reasonable and appropriate pricing and other terms for the Construction Management Professional Services.

**Section 4.** The Board of Education hereby authorizes and directs the Lead Business Agent, the Purchasing Agent, and/or the designee of either, to review the proposals for a Project received in accordance with Section 3 of this Resolution and, considering the respective qualifications and experience of the proposing Construction Management Firms as determined through evaluation of responses to RFQ No. 16, select the Construction Manager for the Project as will be in the District’s best interests.

**Section 5.** The Board of Education hereby authorizes and directs the Lead Business Agent, the Purchasing Agent, and/or the designee of either, from time to time as necessary, and using the Agreement for Construction Management Services, to request that the Board of Education approve the Agreement for Construction Management Services for a Project; provided that, prior to requesting Board of Education approval, the Lead Business Agent, Purchasing Agent, and/or the designee of either, in consultation with District legal counsel, may make such modifications to the Agreement for Construction Management Services as may be required in connection with changes in applicable law or for other appropriate reasons.

**Section 6.** The Board of Education hereby authorizes and directs the Lead Business Agent, the Purchasing Agent, and/or the designee of either, to take such other actions as reasonably may be necessary and/or appropriate to implement this Resolution.

**Section 7.** This Resolution shall take effect immediately upon being approved by the Board of Education, and shall remain in effect until repealed, rescinded, or superseded by action of the Board of Education

**APPROVED, ADOPTED, and RESOLVED** by the Board of Education of the Rialto Unified School District of San Bernardino County, at a regular meeting of the Board of Education held April 24, 2024, by the following vote:

AYES: \_\_\_\_\_ NOES: \_\_\_\_\_ ABSENT: \_\_\_\_\_ ABSTAINED: \_\_\_\_\_

I certify under penalty of perjury, the foregoing statements to be true and correct.

\_\_\_\_\_  
Cuauhtémoc Avila, Ed.D.  
Secretary, Board of Education

\_\_\_\_\_  
Joseph W. Martinez  
President, Board of Education

**EXHIBIT "A" TO RESOLUTION NO. 23-24-62**

**LIST OF CONSTRUCTION MANAGEMENT FIRMS**

**Construction Management Firms**

1. Erickson-Hall Construction Co.
2. Ledesma & Meyer Construction Co., Inc.
3. Neff Construction, Inc.
4. Safework, Inc.
5. Balfour Beatty Construction , LLC

**SUBMITTED/REVIEWED BY: Janet Lozano/Diane Romo**



**RESOLUTION NO. 23-24-64**  
**TRANSFERS OF APPROPRIATIONS FOR 2024-2025**

**WHEREAS**, the Governing Board of the Rialto Unified School District has determined that during the fiscal year budget revisions become necessary to bring the budgeted revenues and expenditures in balance with actual receipts and expenses; and

**WHEREAS**, by making these appropriation adjustments to actuals, the District will reflect a more realistic picture of actual spending patterns of funds; and

**WHEREAS**, the Governing Board of the Rialto Unified School District has determined that when additional income is in excess of the amounts previously budgeted, the timely posting of adjustments will keep each account up-to-date with accurate balances; and

**NOW, THEREFORE, BE IT RESOLVED** that pursuant to Education Code Sections 42600 through 42602, the Rialto Unified School District may appropriate any such funds, identify and make such transfers as needed throughout the 2024-2025 fiscal year.

**BE IT FURTHER RESOLVED** that the Governing Board of the Rialto Unified School District authorizes staff to process the necessary transfers of funds to revise budget amounts during the course of the fiscal year to reflect changes in District operations.

**PASSED AND ADOPTED** by the Board of Education of the Rialto Unified School District, at a regular meeting of the Board of Education held April 24, 2024, by the following vote:

AYES: \_\_\_\_\_

NOES: \_\_\_\_\_

ABSENT: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

RIALTO UNIFIED SCHOOL DISTRICT

By: \_\_\_\_\_

Joseph W. Martinez  
President, Board of Education

By: \_\_\_\_\_

Cuauhtémoc Avila, Ed.D.  
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 April 24, 2024.

\_\_\_\_\_  
Evelyn P. Dominguez  
Clerk, Board of Education  
Rialto Unified School District

**SUBMITTED/REVIEWED BY:** Nicole Albiso/Diane Romo



**RESOLUTION NO. 23-24-65**

**FINDING THE PROPOSED RIALTO HIGH SCHOOL BASEBALL FIELD LIGHTING PROJECT EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, APPROVING THE FILING AND RECORDATION OF A NOTICE OF EXEMPTION, AND APPROVING THE PROJECT**

**WHEREAS**, the Rialto Unified School District (“District”) proposes the installment of baseball field lighting and related improvements (“Project”) at the existing Rialto High School campus, located at 595 South Eucalyptus Avenue in the City of San Bernardino, San Bernardino County; and

**WHEREAS**, the Project consists of the installation of eight new light poles for nighttime lighting of the varsity baseball field, new electrical conduits for the new lighting system, and a replacement drinking fountain; and

**WHEREAS**, prior to the construction and operation of the Project, the District must comply with the California Environmental Quality Act (“CEQA”) and CEQA Guidelines (Public Resources Code Section 21000 et seq. and California Code of Regulations, Title 14 Section 15000 et seq.); and

**WHEREAS**, categorical exemptions to CEQA are set forth in Article 19 of the CEQA Guidelines; and

**WHEREAS**, the Project meets the requirements of Categorical Exemption Class 4, Minor Alterations to Land (CEQA Guidelines Section 15304) and Class 14, Minor Additions to Schools (CEQA Guidelines Section 15314); and

**WHEREAS**, CEQA Guidelines Section 15304 consists of activities with minor alterations in the condition of land and vegetation, which do not involve the removal of healthy, mature, scenic trees, including minor trenching and backfilling and restoring the impacted area; and

**WHEREAS**, the Project would involve minor trenching for the installation of the proposed improvements, backfilling the disturbed surfaces, and no trees would be removed as part of Project implementation; and therefore, the Project meets the requirements of Class 4; and

**WHEREAS**, CEQA Guidelines Section 15314 consists of activities involving minor additions to existing schools within existing school grounds where the additions do not increase the original student capacity by more than 25 percent or ten classrooms, whichever is less; and

**WHEREAS**, the Project would involve improvements to an existing baseball field, which is an outdoor instructional area at Rialto High School and would not increase the campus student capacity or classroom count, and the Project meets the requirements of Class 14; and

**WHEREAS**, the District has considered whether exceptions to the exemption apply, as set forth in CEQA Guidelines Section 15300.2 and determined that none of the exceptions apply to the Project, including: (a) the Project Site is not within a sensitive environment, (b) the Project will not create or contribute to a cumulative environmental impact, (c) no unusual circumstances are known to exist that could cause the Project to create a significant environmental effect, (d) the Project will not damage scenic resources along an officially designated State scenic highway, (e) the Project site is not on a hazardous waste list compiled pursuant to Government Code Section 65962.5, and (f) the Project will not cause a substantial adverse change in the significance of a historical resource; and

**NOW, THEREFORE, BE IT RESOLVED**, the Governing Board of Education of the Rialto Unified School District hereby makes the following findings:

**SECTION 1.** That all of the recitals set forth above are true and correct, and the Board so finds and determines.

**SECTION 2.** That the District has prepared a Categorical Exemption Evaluation, Exhibit "A" (sent under separate cover to the Board) that demonstrates that the Project qualifies for a Class 4, Minor Alterations to Land, Categorical Exemption (CEQA Guidelines Section 15304) and Class 14, Minor Additions to Schools (CEQA Guidelines Section 15314) and that no exceptions apply to the use of the exemption (CEQA Guidelines Section 15300.2).

**SECTION 3.** That the Board has concluded, after evaluating the Project through its own independent judgement and analysis, that the Project can be exempt from extended environmental review.

**SECTION 4.** That the Board hereby approves and adopts the Notice of Exemption for the Project per State CEQA Guidelines.

**SECTION 5.** That the Board hereby approves the Project.

**SECTION 6.** That the District's Superintendent, or the Superintendent's designee, is instructed to file and/or record the Notice of Exemption prepared pursuant to the California Environmental Quality Act, consistent with this Resolution, Exhibit "B" (sent under separate cover to the Board) with any and all appropriate public agencies or entities, subject only to minor, non-substantive revisions, if necessary.

**SECTION 7.** The Notice of Exemption constitutes a record of these proceedings and will be kept at the Facilities Planning Services office of the Rialto Unified School District, located at 625 West Rialto Avenue, Rialto, CA 92376, under the control of the Director of Facilities Planning Services.

**SECTION 8.** This Resolution shall take effect immediately upon adoption.

**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 April 24, 2024, by the following vote:

AYES: \_\_\_\_\_  
NOES: \_\_\_\_\_  
ABSENT: \_\_\_\_\_  
ABSTAIN: \_\_\_\_\_

RIALTO UNIFIED SCHOOL DISTRICT

By: \_\_\_\_\_  
Joseph W. Martinez  
President, Board of Education

By: \_\_\_\_\_  
Cuahtémoc Avila, Ed.D.  
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 April 24, 2024.

\_\_\_\_\_  
Evelyn P. Dominguez  
Clerk, Board of Education  
Rialto Unified School District

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



**Board of Education Agenda  
April 24, 2024**

**RESOLUTION NO. 23-24-66**

**FINDING THE PROPOSED EISENHOWER HIGH SCHOOL BASEBALL FIELD LIGHTING PROJECT EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, APPROVING THE FILING AND RECORDATION OF A NOTICE OF EXEMPTION, AND APPROVING THE PROJECT**

**WHEREAS**, the Rialto Unified School District (“District”) proposes the installment of baseball field lighting and related improvements (“Project”) at the Eisenhower High School campus, located at 1321 North Lilac Avenue in the City of Rialto, San Bernardino County; and

**WHEREAS**, the Project consists of seven new light poles for nighttime lighting of the varsity baseball field, new electrical conduits for the new lights; new pavement for an existing dirt walkway; and replacement fencing, backstop, home and visitor bleachers, scoreboard, and drinking fountain; and

**WHEREAS**, prior to the construction and operation of the Project, the District must comply with the California Environmental Quality Act (“CEQA”) and CEQA Guidelines (Public Resources Code Section 21000 et seq. and California Code of Regulations, Title 14 Section 15000 et seq.); and

**WHEREAS**, categorical exemptions to CEQA are set forth in Article 19 of the CEQA Guidelines; and

**WHEREAS**, the Project meets the requirements of Categorical Exemption Class 4, Minor Alterations to Land (CEQA Guidelines Section 15304) and Class 14, Minor Additions to Schools (CEQA Guidelines Section 15314); and

**WHEREAS**, CEQA Guidelines Section 15304 consists of activities with minor alterations in the condition of land and vegetation, which do not involve the removal of healthy, mature, scenic trees, including minor trenching and backfilling and restoring the impacted area; and

**WHEREAS**, the Project would involve minor trenching for the installation of the proposed improvements, backfilling the disturbed surfaces, and no trees would be removed as part of Project implementation; and therefore, the Project meets the requirements of Class 4; and

**WHEREAS**, CEQA Guidelines Section 15314 consists of activities involving minor additions to existing schools within existing school grounds where the additions do not increase the original student capacity by more than 25 percent or ten classrooms, whichever is less; and

**WHEREAS**, the Project would involve improvements to an existing baseball field, which is an outdoor instructional area at the Eisenhower High School campus and would not increase the campus student capacity or classroom count, and the Project meets the requirements of Class 14; and

**WHEREAS**, the District has considered whether exceptions to the exemption apply, as set forth in CEQA Guidelines Section 15300.2 and determined that none of the exceptions apply to the Project, including: (a) the Project Site is not within a sensitive environment, (b) the Project will not create or contribute to a cumulative environmental impact, (c) no unusual circumstances are known to exist that could cause the Project to create a significant environmental effect, (d) the Project will not damage scenic resources along an officially designated State scenic highway, (e) the Project site is not on a hazardous waste list compiled pursuant to Government Code Section 65962.5, and (f) the Project will not cause a substantial adverse change in the significance of a historical resource; and

**NOW, THEREFORE, BE IT RESOLVED**, the Governing Board of Education of the Rialto Unified School District hereby makes the following findings:

**SECTION 1.** That all of the recitals set forth above are true and correct, and the Board so finds and determines.

**SECTION 2.** That the District has prepared a Categorical Exemption Evaluation, Exhibit "A" (sent under separate cover to the Board) that demonstrates that the Project qualifies for a Class 4, Minor Alterations to Land, Categorical Exemption (CEQA Guidelines Section 15304) and Class 14, Minor Additions to Schools (CEQA Guidelines Section 15314) and that no exceptions apply to the use of the exemption (CEQA Guidelines Section 15300.2).

**SECTION 3.** That the Board has concluded, after evaluating the Project through its own independent judgement and analysis, that the Project can be exempt from extended environmental review.

**SECTION 4.** That the Board hereby approves and adopts the Notice of Exemption for the Project per State CEQA Guidelines.

**SECTION 5.** That the Board hereby approves the Project.

**SECTION 6.** That the District's Superintendent, or the Superintendent's designee, is instructed to file and/or record the Notice of Exemption prepared pursuant to the California Environmental Quality Act, consistent with this Resolution, Exhibit "B" (sent under separate cover to the Board) with any and all appropriate public agencies or entities, subject only to minor, non-substantive revisions, if necessary.

**SECTION 7.** The Notice of Exemption constitutes a record of these proceedings and will be kept at the Facilities Planning Services office of the Rialto Unified School District, located at 625 West Rialto Avenue, Rialto, CA 92376, under the control of the Agent/Director of Facilities Planning Services.

**SECTION 8.** This Resolution shall take effect immediately upon adoption.

**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 April 24, 2024, by the following vote:

AYES: \_\_\_\_\_  
NOES: \_\_\_\_\_  
ABSENT: \_\_\_\_\_  
ABSTAIN: \_\_\_\_\_

RIALTO UNIFIED SCHOOL DISTRICT

By: \_\_\_\_\_  
Joseph W. Martinez  
President, Board of Education

By: \_\_\_\_\_  
Cuauhtémoc Avila, Ed.D.  
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 April 24, 2024.

\_\_\_\_\_  
Evelyn P. Dominiguez  
Clerk, Board of Education  
Rialto Unified School District

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



**Board of Education Agenda  
April 24, 2024**

**RESOLUTION NO. 23-24-67**

**AUTHORIZING THE INCREASE OF THE EXISTING BOARD MEMBERS' MONTHLY STIPEND BY 5% PURSUANT TO SECTION 35120(e) OF THE EDUCATION CODE FOR THE 2024-2025 SCHOOL YEAR**

**WHEREAS**, the Rialto Unified School District's ("District") Board Bylaw 9250 ("BB 9250"), regarding annual increases in compensation of its Board Members, follows the provisions in Section 35120 of the Education Code.

**WHEREAS**, Section 35120 of the Education Code ("Section 35120") and BB 9250 entitle members of the District's Board of Education who attend all board meetings to receive monthly compensation for their services, at a rate that is based on the District's average daily attendance ("ADA").

**WHEREAS**, Section 35120(e) and BB 9250 authorize the Board of Education to increase the monthly stipend amount for its members by up to 5% each year.

**WHEREAS**, the Board desires to increase the monthly stipend amount paid to the members of the Board of Education by 5% for the 2024-2025 school year.

**NOW THEREFORE, BE IT RESOLVED AND ORDERED** that the Board authorizes a 5% increase to the current monthly stipend for members of the Board of Education, to be effective July 1, 2024.

**BE IT FURTHER RESOLVED AND ORDERED** that should any portion of this Resolution be held invalid, the invalidity shall not affect other provisions or applications of the Resolution which can be given effect without the invalid provisions or application, and to this end the provisions of this Resolution are declared to be severable.

**PASSED AND ADOPTED** by the Board of Education of the Rialto Unified School District, at a regular meeting of the Board of Education held April 24, 2024, by the following vote:

AYES: \_\_\_\_\_  
NOES: \_\_\_\_\_  
ABSENT: \_\_\_\_\_  
ABSTAIN: \_\_\_\_\_

RIALTO UNIFIED SCHOOL DISTRICT

By: \_\_\_\_\_  
Joseph W. Martinez  
President, Board of Education

By: \_\_\_\_\_  
Cuauhtémoc Avila, Ed.D.  
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 April 24, 2024.

\_\_\_\_\_  
Evelyn P. Dominguez  
Clerk, Board of Education  
Rialto Unified School District

**SUBMITTED/REVIEWED BY:** Cuauhtémoc Avila, Ed.D.



**Board of Education Agenda  
April 24, 2024**

**DENY LIABILITY CLAIM NO. 23-24-15**

**BACKGROUND:**

The District received Liability Claim No. 23-24-15

**REASONING:**

Government Code 945.6, Section 911.6

**RECOMMENDATION:**

Deny Liability Claim No. 23-24-15

**SUBMITTED/REVIEWED BY:** Derek Harris/Diane Romo



**Board of Education Agenda  
April 24, 2024**

**DENY LIABILITY CLAIM NO. 23-24-19**

**BACKGROUND:**

The District received Liability Claim No. 23-24-19

**REASONING:**

Government Code 945.6 Section 911.6

**RECOMMENDATION:**

Deny Liability Claim No. 23-24-19

**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:** The Rialto Unified School District held its eagerly anticipated ribbon cutting ceremony for the new Special Services building on April 12, 2024. The remodeled building is located at the Dr. John R. Kazalunas Education Center and symbolizes the District's commitment to providing inclusive education and resources for the more than 3,000 exceptional students who access Special Services annually. These new welcoming offices give us a proper space to support the District's amazing students and families.

**Bottom:** Embracing the boundless creativity of our students across the Rialto Unified School District! At the annual Art Fair Awards Night on April 10, 2024, RUSD celebrated the remarkable talents of our young artists. From captivating two and three-dimensional artworks to stunning digital art and photography, the event showcased a diverse range of artistic expressions. The conference room at the Cesar Chavez/Dolores Huerta Center for Education was transformed into a gallery adorned with beautiful student art. Congratulations to all participants! Highlighting the evening, **Hannah Gutierrez**, a Rialto High School student, claimed first place in the High School 2D category and proudly displayed her award-winning masterpiece.

