

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF EDUCATION
RIALTO UNIFIED SCHOOL DISTRICT
DR. JOHN R. KAZALUNAS EDUCATION CENTER
182 EAST WALNUT AVENUE, RIALTO, CA 92376**

December 6, 2017

A. OPENING

CALL TO ORDER AND ROLL CALL

Members present: Dina Walker, President; Joseph W. Martinez, Vice President; Edgar Montes, Clerk; Joseph Ayala, Member; and Nancy G. O'Kelley, Member.

Administrators present: Cuauhtémoc Avila, Ed.D., Superintendent; Kelly Bruce, Lead Innovation Agent, Education Services; Rhea McIver Gibbs, Lead Personnel Agent, Personnel Services; Rhonda Kramer, Senior Director, Personnel Services; and Diane Romo, Senior Director, Fiscal Services. Also present was Nancy Mann, Administrative Secretary II.

A. OPENING

Call to Order – 5:04 P.M.

REORGANIZATION OF THE BOARD OF EDUCATION

1. Member Ayala nominated Joseph W. Martinez for President, seconded by Clerk Montes. It was motioned by Member O'Kelley, seconded by Member Ayala, and passed by a 5-0 vote by the Board of Education.
2. Member Ayala nominated Edgar Montes for Vice President, seconded by Member O'Kelley. It was motioned by Member Walker, seconded by Member Ayala, and passed with the vote as follows:

President Martinez – Aye
Clerk Montes – Abstain
Member Ayala – Aye
Member O'Kelley – Aye
Member Walker – Aye

3. Member Ayala nominated Nancy G. O'Kelley for Clerk, seconded by Member Walker. It was motioned by Member Walker, seconded by Member Ayala, and passed with the vote as follows:

President Martinez – Aye
Vice President Montes – Aye
Member O'Kelley – Abstain
Member Ayala – Aye
Member Walker – Aye

4. Vice President Montes nominated Joseph Ayala for Voting Representative to County Committee, seconded by Member Walker. Member Ayala declined the nomination.

Vice President Montes nominated Nancy G. O'Kelley for Voting Representative to County Committee. Clerk O'Kelley declined the nomination, but stated she would be the Alternate Voting Representative to County Committee.

Vice President Montes nominated Dina Walker for Voting Representative to County Committee, seconded by Clerk O'Kelley. It was motioned by Clerk O'Kelley, seconded by Vice President Montes, and passed with the vote as follows:

President Martinez – Aye
Vice President Montes – Aye
Clerk O'Kelley – Aye
Member Ayala – Aye
Member Walker – Abstain

5. Member Walker nominated Nancy G. O'Kelley for Alternate Voting Representative to County Committee, seconded by Vice President Montes. President Martinez stated that the motion passes by default as there were no other nominations.

OPEN SESSION

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

Dr. Darren McDuffie, Lead Strategic Agent: Strategics, Congruence and Social Justice, spoke of how excited and humbled he is at the opportunity to be part of the Rialto Unified School District and looks forward to his philosophy of inspiring, empowering, and serving our students and the community.

(Ref. E 1.2)

CLOSED SESSION

Upon a motion by Member Walker, seconded by Vice President Montes, and approved by a unanimous 5-0 vote, the Board of Education entered into Closed Session at 5:14 p.m. to consider and discuss the following items:

1. Public Employee Employment/Discipline/Dismissal/Release/
Reassignment of Employees (Government Code section 54957)

Administrative Appointment:

- Lead Strategic Agent: Strategics, Congruence & Social Justice
- Behavior Program Manager/Autism
- Psychologist
- Psychologist Intern

2. Review Liability Claim Number 17-18-02
3. CONFERENCE WITH LABOR NEGOTIATORS

Agency designated representatives: Cuauhtémoc Avila, Ed.D., Superintendent, Rhea McIver Gibbs, Lead Personnel Agent, Personnel Services, and Rhonda Kramer, Senior Director, Personnel Services.

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

4. CONFERENCE WITH LABOR NEGOTIATOR (Government Code section 54957.6)
Designated Representative: Board President, Dina Walker
Unrepresented Employee: Superintendent
5. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)

1683517 v. Rialto Unified School District (San Bernardino Superior Court Case No. CIVDS1610554)

ADJOURNMENT OF CLOSED SESSION

Upon a motion by Member Walker, seconded by Vice President Montes, and passed by a unanimous 5-0 vote, Closed Session adjourned at 7:16 p.m.

OPEN SESSION RECONVENED – 7:16 P.M.

Members present: Joseph W. Martinez, President; Edgar Montes, Vice President; Nancy O'Kelley, Clerk; Joseph Ayala, Member; and Dina Walker, Member.

(Ref. E 1.3)

Administrators present: Cuauhtémoc Avila, Ed.D., Superintendent; Kelly Bruce, Lead Innovation Agent, Education Services; Rhea McIver Gibbs, Lead Personnel Agent, Personnel Services; Rhonda Kramer, Senior Director, Personnel Services; and Diane Romo, Senior Director, Fiscal Services. Also present was Nancy Mann, Administrative Secretary II, and Jose M. Reyes, Interpreter.

PLEDGE OF ALLEGIANCE

Brianna Magana, 8th grade student from Jehue Middle School, led the Pledge of Allegiance.

PRESENTATION BY JEHUE MIDDLE SCHOOL

Jehue Middle School Choir preformed *A La Nanita Nana* (with Coventry Carol), led by Ms. Kathi Prado, Choir Teacher.

REPORT OUT OF CLOSED SESSION

Superintendent Avila reported that in Closed Session the Board of Education, by a unanimous 5-0 vote, took the following action:

Approve an Agreement settling San Bernardino Superior Court Case No. CIVDS1610554 in exchange for a release of all claims.

Accept the request for a leave of absence for classified employee No. 1322337, January 1, 2018 through May 1, 2018.

Accept the administrative appointment of Shane Fox, School Psychologist.

Accept the administrative appointment of Shirley Luque, School Psychologist.

Accept the administrative appointment of Michelle Rozsi, School Psychologist.

Accept the administrative appointment of Katelyn Paci, Behavior Program Manager/Autism in the Special Education Department.

Accept the administrative appointment of Dr. Darren McDuffie as Lead Strategic Agent; Strategics, Congruence and Social Justice.

ADOPTION OF AGENDA

Upon a motion by Member Walker, seconded by Vice President Montes, the Agenda was adopted by Student Board Member Collins' preferential vote and a unanimous 5-0 vote by the Board of Education.

B. PRESENTATIONS

1. Middle School – District Student Advisory Committee (DSAC)

The following DSAC students shared information and activities at their schools:

Monique Arellano and Genesis Galdamez – Kolb Middle School
Charlee Garcia and Sandra Morales – Rialto Middle School
Brianna Magana – Jehue Middle School
Karlie Gutierrez and Santiago Baltazar – Frisbie Middle School
Desiree Perez – Kucera Middle School

2. Key to the District from Member Joseph Ayala to Deborah Bungler, Rialto High School Teacher

Member Ayala presented Deborah Bungler, Rialto High School Teacher, with a Key to the District for her outstanding service to the Rialto Unified School District.

C. COMMENTS

1. Public Comments from the Floor: At this time, any person wishing to speak on any item **not on** the Agenda will be granted three minutes.

Desiree Alvarez, parent, spoke about her disappointment with the District's wellness policy. She also spoke of a shortage of speech therapists due to the District not paying competitive wages and other District employees being paid unfair salaries.

Alberto Camarena, Principal, Myers Elementary School, along with several Myers scholars who are part of the Engineering Club, announced that the students who participated in the Rube Goldberg Competition received a special invitation to compete at the national level in Chicago.

Darrell Peeden, representative from CalEITC4me, a non-profit organization which helps families build awareness, stated that he is a product of Rialto Unified School District and spoke of the California Earned Income Tax Credit (CalEITC4me), which is a tax credit for working families.

Paula Bailey, parent, thanked Claudia Hernandez, School Psychologist, for going above and beyond in providing the necessary support to a family who recently adopted a child with numerous challenges. She acknowledged Scott Sparks, Principal, Eisenhower High School, for all the activities that are being offered to the students of the school. She also expressed her excitement in the great things happening in Special

Education and the great job being done by Bridgette Ealy, Lead Special Services Agent.

Celia Zelaya-Saravia, representing Amigos Unidos, a support group for parents of students with special needs, reminded the Board of Education and Superintendent Avila of the upcoming Christmas celebration. She spoke of how proud she is of many directors in the District, such as Arnie Ayala, Principal, Rialto High School, for the great job they are doing. She also congratulated Bridette Ealy, Lead Special Services Agent, and the Special Education Department for their excellent work and encouraged parents to be patient as big changes are coming in Special Education.

Syeda Jafri, Director, Communication Services, stated she is also a product of Rialto Unified School District and spoke against the comments made by a previous speaker regarding employee salaries and other accusations.

2. Public Comments on Agenda Items: Any person wishing to speak on any item on the Agenda will be granted three minutes.

There were no comments.

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).

Lisa Lindberg, REA President, spoke about California Cover and reminded everyone that the deadline for continued coverage for either California Cover or Obama Care is December 15, 2017. She announced that Miesha Calloway, Teacher, Frisbie Middle School, has been nominated by California League of Middle Schools as the 2017/2018 Educator of the Year. She also congratulated her colleague, Deborah Bungler, Rialto High School Teacher, for receiving the Key to the District.

Raquel Torres, CSEA President, shared that over the years she has participated in PBIS and now is involved in the Restorative Practices training. She encouraged the Board to take part as it is very powerful and dynamic. Ms. Torres stated that she is very proud to be a member of this District where many great things are happening.

4. Comments from the Superintendent
5. Comments from Members of the Board of Education

D. PUBLIC HEARING

PUBLIC INFORMATION

1. Williams Inspection Reports – 2017-2018, First Quarterly Report.

OPEN PUBLIC HEARING

Upon a motion by Member Walker, and seconded by Member Ayala, Public Hearing was opened at 8:55 p.m. by a unanimous 4-0 vote by the Board of Education. Clerk O'Kelley was not present during the opening.

2. Public Hearing: Williams Settlement Visits Fiscal Year 2016-2017 Annual Report

CLOSE PUBLIC HEARING

Upon a motion by Vice President Montes, and seconded by Member Walker, Public Hearing was closed at 8:55 p.m. by a unanimous 5-0 vote by the Board of Education.

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.

Approve Consent Calendar Items (Ref. E – J)

Upon a motion by Member Walker, seconded by Clerk O'Kelley, Items E – J were approved by Student Board Member Collins' preferential vote and a unanimous 5-0 vote by the Board of Education.

E. MINUTES

1. Approve the minutes of the Regular Board of Education meeting held November 15, 2017.

F. GENERAL FUNCTIONS CONSENT ITEMS - None

G. INSTRUCTION CONSENT ITEMS

1. Approve forty (40) students of the Carter High School cheer team and six (6) chaperones to attend the JAMZ National Championship tournament in Las Vegas, Nevada, effective February 22, 2018 through February 25, 2018, at an estimated total cost of \$12,300.00, to be paid from ASB Funds (\$7,500.00) and site's General Fund (\$4,800.00).

(Ref. E 1.7)

2. Approve the 2017-2018 Single Plans for Student Achievement (SPSA) for the following schools: Bemis, Boyd, Casey, Curtis, Dollahan, Dunn, Fitzgerald, Garcia, Henry, Hughbanks, Kelley, Kordyak, Morgan, Morris, Myers, Preston, Simpson, Trapp, and Werner Elementary Schools, for the 2017-2018 school year.
3. Approve one-hundred (100) Rialto Unified School District parents/guardians who are DELAC representatives and/or members of their school's ELAC, to attend the CAFE Regional One Day Conferences for Parents and Para-Educators (A Vision for Biliteracy and Educational Excellence for English Learners) at the Hilton Anaheim on February 2, 2018, at a cost of \$175.00 per person, for a total cost of \$17,500.00, and transportation cost of approximately \$1,850.00, for a total cost not-to-exceed \$19,350.00, to be paid from Title III Limited English Proficient (LEP) funds.
4. Ratify the approval of the recommendation made by the Senior Director, Student Services, to grant an exemption from all physical activities for Student No. 90849 for the first and second semester of the 2017-2018 school year.
5. Approve the attendance of sixteen (16) student athletes, five (5) coaches, and two (2) female District employees/chaperones from Rialto High School to participate in the 2018 Apollo Cool Nights Fast-Pitch Softball tournament in Glendale, Arizona, March 6, 2018 through March 11, 2018, at an approximate cost of \$11,050.00, to be paid from Rialto High School athletic and ASB funds.
6. Approve the list of CTE/ROP Advisory Committee Members for the 2017-18 school year, and at no cost to the District.

H. BUSINESS AND FINANCIAL CONSENT ITEMS

1. Approve Warrant Listing Register and Purchase Order Listing for all funds from October 30, 2017 through November 13, 2017, (sent under separate cover to Board Members). A copy for public review will be available at the Board Meeting.
2. Accept the listed donations from The Way Bible Fellowship, Mustangs PTO, Inc., Edison International/YourCause, LLC, CollegeBoard, Inland Empire Health Plan, Paula Bailey, Coffee Nutzz of Rialto, Menchie's Yogurt, Pieology, and Shakey's Pizza, and request that a letter of appreciation be sent to the donors.
3. Approve the school-connected organizations, Henry Elementary School PTA and Kucera Middle School PTSA, for the 2017-2018 and 2018-2019 school years.
(Ref. E 1.8)

4. Approve an agreement with Art Specialties to provide and install digitally printed and laminated panels on the front of the school and the front of the 'E' building exterior walls at Rialto High School, effective March 1, 2018 through March 31, 2018, at a total cost not-to-exceed \$14,498.05, to be paid from site's STEP-UP Funds.
5. Approve an agreement with Art Specialties to provide and install digitally printed and laminated panels on four (4) exterior walls at Curtis Elementary School, effective December 7, 2017 through February 1, 2018, at a total cost not-to-exceed \$16,786.92, to be paid from ASB Funds, and site's STEP-UP and General Fund.
6. Approve approximately eighty (80) fifth grade students, five (5) staff members, and ten (10) parent chaperones (who have been approved by the District as a Level 1 volunteer) from Preston Elementary School, to attend an outdoor education camp at Pathfinder Outdoor Science School, Mountain Center, California, from April 11, 2018 through April 13, 2018, at a total approximate cost of \$15,685.00, to be paid from fundraisers, donations, and ASB funds.
7. 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 Education Code Sections 17545 and 17546.

I. FACILITIES PLANNING CONSENT ITEMS - NONE

J. PERSONNEL SERVICES CONSENT ITEMS

- 1-3. Approve Personnel Report No. 1184 for classified and certificated employees.
4. Adopt Resolution No. 17-18-32, authorizing the Lead Personnel Agent, Personnel Services, to assign various teachers who are enrolled in a credential program, but have not yet completed the requirements to enter an internship program.

K. DISCUSSION/ACTION ITEMS

1. Adopt Resolution No. 17-18-33, Annual Accounting of Developer Fees for the Fiscal Year 2016-2017, in compliance with Government Code Section 66006.

Upon a motion by Member Walker, seconded by Vice President Montes, Item K1 was approved by a unanimous 5-0 vote by the Board of Education.

(Ref. E 1.9)

2. Approve the Fiscal Year 2017-2018 First Interim Financial Report as presented.

Upon a motion by Member Walker, seconded by Clerk O'Kelley, Item K2 was approved by a unanimous 5-0 vote by the Board of Education.

3. Award Bid No. 17-18-006, the Central Kitchen Warehouse Roofing Project Bid No. 17-18-006, to the apparent low bidder, Bligh Pacific, in the amount of \$93,517.00, to be paid from Fund 40 – Special Reserve Fund.

Upon a motion by Clerk O'Kelley, seconded by Member Walker, Item K3 was approved by a unanimous 5-0 vote by the Board of Education.

4. Deny Liability Claim Number 17-18-02.

Upon a motion by Clerk O'Kelley, seconded by Member Walker, Item K4 was approved by a unanimous 5-0 vote by the Board of Education.

5. Adopt Resolution No. 17-18-34, excusing the absence of Board President Dina Walker from the Wednesday, November 15, 2017, regular meeting of the Board of Education.


Upon a motion by Clerk O'Kelley, seconded by Member Ayala, Item K5 was approved by a unanimous 5-0 vote by the Board of Education.

6. Approve Addendum No. Three to the contract for employment with Dr. Cuauhtémoc Avila for service as District Superintendent. Prior to a vote on this item, consistent with Government Code section 54953, the Board President will orally report a summary of the salary/compensation provided under the addendum.

Upon a motion by Vice President Montes, seconded by Member Ayala, Item K6 was approved by a unanimous 5-0 vote by the Board of Education.

L. ADJOURNMENT

Upon a motion by Vice President Montes, seconded by Member Walker, and approved by Student Board Member Collins' preferential vote and a unanimous 5-0 vote by the Board of Education, the meeting was adjourned at 9:06 p.m.


Clerk, Board of Education


Secretary, Board of Education