

RIALTO UNIFIED SCHOOL DISTRICT
Regular Meeting of the Board of Education
Dr. John R. Kazalunas Education Center
182 East Walnut Avenue
Rialto, California

EDGAR MONTES
President

DINA WALKER
Clerk

JOSEPH W. MARTINEZ
Member



NANCY G. O'KELLEY
Vice President

JOSEPH AYALA
Member

NATALIE BACA
Student Board Member

CUAUHTÉMOC AVILA, ED.D.
Superintendent

December 9, 2015

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.

AGENDA

- A. OPENING**
Call to Order – 6:00 P.M.

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.

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:

1. **Public Employee Employment/Discipline/Dismissal/Release/ Reassignment of Employees (Government Code section 54957)**
Administrative Appointments:
- High School Assistant Principal
 - Program Specialist

2. Student Expulsions/Reinstatements/Expulsion Enrollments
3. CONFERENCE WITH LABOR NEGOTIATORS
 Agency designated representatives: Cuauhtémoc Avila, Ed.D., Superintendent, and Tom Haldorsen, Associate Superintendent, Personnel Services
 Employee organizations: California School Employees Association, Chapter 203 (CSEA), Rialto Education Association (REA), Communications Workers of America (CWA)
4. CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation (Government Code section 54956.9(d)(2)(4).)
 Significant exposure to litigation: 1 Case

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____ Time: _____

ADJOURNMENT OF CLOSED SESSION

Moved _____ Seconded _____ Vote _____ Time _____

OPEN SESSION RECONVENED – 7:00 P.M.

PLEDGE OF ALLEGIANCE

PRESENTATION BY DOLLAHAN ELEMENTARY SCHOOL

REPORT OUT OF CLOSED SESSION

ADOPTION OF AGENDA

Moved _____ Seconded _____

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

REORGANIZATION OF THE BOARD OF EDUCATION

Moved _____ Seconded _____

1. Election of President of the Board of Education

_____ elected Board President of the Board of Education.

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

Moved _____ Seconded _____

2. Election of Vice President of the Board of Education

_____ elected Board Vice President of the Board of Education.

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

Moved _____ Seconded _____

3. Election of Clerk of the Board of Education

_____ elected Board Clerk of the Board of Education.

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

Moved _____ Seconded _____

4. Election of Voting Representative to County Committee

_____ elected Voting Representative to County Committee.

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

Moved _____ Seconded _____

5. Election of Alternate Voting Representative to County Committee

_____ elected Alternate Voting Representative to County Committee.

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

B. PRESENTATIONS

1. DSAC Middle School Report

2. Presentation to Rialto High School as the Mathematics Engineering Science Achievement (MESA) School of the Year by Carlos Gonzales, Director of MESA Schools, University of California, Riverside.

3. Key to the District from Board Clerk Dina Walker to Angela Brantley, Senior Director, Student Services

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.
2. Public Comments on Agenda Items: Any person wishing to speak on any item **on** the Agenda will be granted three minutes.
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)
4. Comments from the Superintendent
5. Comments from Members of the Board of Education

D. PUBLIC HEARING

OPEN PUBLIC HEARING

Moved _____ **Seconded** _____

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____ Time: _____

Any person wishing to speak on the items on the Public Hearing Agenda will be granted three minutes.

1. Public Hearing: Williams Inspection Reports – 2015-2016 First Quarterly Report. (Ref. D 1.1)

CLOSE PUBLIC HEARING

Moved _____ **Seconded** _____

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____ Time: _____

OPEN PUBLIC HEARING

Moved _____ **Seconded** _____

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____ Time: _____

2. Public Hearing: Elite Learning Academy Rialto Charter School Petition

CLOSE PUBLIC HEARING

Moved _____ Seconded _____

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____ Time: _____

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)

Moved _____ Seconded _____

Preferential Vote by Student Board Member: Aye: _____ No: _____ Abstain: _____
Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

E. MINUTES

- 1. Approve the minutes of the Regular Board of Education Meeting held November 18, 2015. (Ref. E 1.1-12)

F. GENERAL FUNCTIONS CONSENT ITEMS

- 1. Second reading of revised Board Policy 4143, 4243(a-d); Certificated and Classified Personnel: Negotiations/Consultation. (Ref. F 1.1-4)
- 2. Second reading of revised Board Policy 6170.1(a-e); Instruction: Transitional Kindergarten. (Ref. F 2.1-5)
- 3. Second reading of revised Board Policy 6174(a-e); Instruction: Education for English Language Learners. (Ref. F 3.1-5)

G. INSTRUCTION CONSENT ITEMS

- 1. Approve and authorize the Educational Services Department to utilize funds from the California Mathematics and Science Partnership (CaMSP) Grant to reimburse Dr. Jodye Selco for expenses she will incur attending the CaMSP Learning Network Convention in Sacramento, California, on February 23-24, 2016. (Ref. G 1.1)

2. Approve the attendance of approximately seventy (70) students, fifty (50) parents, and twenty-five (25) staff members from Carter, Eisenhower, Milor/Zupanic, and Rialto High Schools, as part of the Rialto Unified School District Curtis T. Winton Parent Institute, to attend the *17th Annual Black College Expo*, held at the Los Angeles Convention Center in Los Angeles, California, on February 6, 2016. (Ref. G 2.1)
3. Approve the attendance of approximately seventy (70) students, fifty (50) parents, and twenty-five (25) staff members from Carter, Eisenhower, Milor/Zupanic, and Rialto High Schools, as part of the Rialto Unified School District Curtis T. Winton Parent Institute, to attend the *2nd Annual Latino College Expo*, held at the Carson Center in Carson, California, on December 12, 2015. (Ref. G 3.1)
4. Approve forty (40) Wilmer Amina Carter High School Competitive Speech and Debate student team members, two (2) advisors, and ten (10) parent chaperones to attend the 2016 UC Berkeley High School Speech and Debate Tournament at UC Berkeley, in Berkeley, California, on February 12-15, 2016. (Ref. G 4.1)
5. Approve the material changes (adjustments in site budgets from preliminary to final site allocations) to the *2015-2016 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; Frisbie, Jehue, Kolb, Kucera and Rialto Middle Schools; Carter, Eisenhower, Milor, Zupanic and Rialto High Schools, for the 2015-2016 school year. (Ref. G 5.1)

H. BUSINESS AND FINANCIAL CONSENT ITEMS

1. Approve Warrant Listing Register and Purchase Order Listing for all funds from November 2, 2015 through November 16, 2015 (sent under separate cover to Board Members). A copy for public review will be available at the Board Meeting.
2. Accept the donations from Catalina Restaurant Group, R. P. Universal Concepts, The Way Bible Fellowship, Lifetouch National School Studios, Veolia North America, Smart & Final Charitable Foundation, Deborah M. Kristianto, Ohiopyle Prints, Inc., The Kula Foundation, Valley Obstetrics & Gynecology, Lawrence L. Wong, D.D.S., Ehrler Professional Dental Corporation, Robert Allen Romo Post 422 American Legion, American Legion Post 422 – Sal Squadron, Santa Claus, Inc., Arrowhead United Way, and McGraw Hill Education. (Ref. H 2.1-2)

3. Approve Amendment No. 1 to the agreement with Cayen Systems, LLC, for a one-year subscription for the 2015-2016 school year for one (1) additional school. (Ref. H 3.1)
4. Approve an agreement with Leighton Consulting, Inc., as the engineering firm to provide geotechnical reports for the Performing Arts Theater Project at Eisenhower High School. (Ref. H 4.1)
5. Approve an agreement with CHJ Consultants, Inc., as the engineering firm to provide soil tests, structural tests, and special inspection services during the construction of the Compressed Natural Gas Fueling Station. (Ref. H 5.1)
6. Approve an agreement with Garcia & Associates Architects to provide architectural and engineering services required for the construction of an Americans with Disabilities Act (ADA) compliant disabled access ramp at the south entrance of the KEC Building. (Ref. H 6.1)

I. FACILITIES PLANNING CONSENT ITEMS

1. Accept the work completed on November 16, 2015, by Trane U.S., Inc., for all work required in connection with the first Energy Expenditure Plan (EEP No. 1) Project, and authorize District personnel to file a Notice of Completion with the San Bernardino County Recorder. (Ref. I 1.1)
2. Accept the work completed on October 6, 2015, by Trane U.S., Inc., for all work required in connection with the second Energy Expenditure Plan (EEP No. 2) Project, and authorize District personnel to file a Notice of Completion with the San Bernardino County Recorder. (Ref. I 2.1)

J. PERSONNEL SERVICES CONSENT ITEMS

- 1-3. Approve Personnel Report No. 1144 for classified and certificated employees. (Ref. J 1.1-3.2)

K. DISCUSSION/ACTION ITEMS

Moved _____ Seconded _____

1. Approve contracts for the state approved companies for 2015-2016 to provide Title I Supplemental Educational Services (SES) in accordance with the No Child Left Behind (NCLB) legislation to eligible students at Bemis, Curtis, Dollahan, Dunn, Hughbanks, Morris, Preston, and Simpson Elementary Schools, and Jehue, Frisbie, Kolb, Kucera, and Rialto Middle Schools. (Ref. K 1.1-2)

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

Moved_____ **Seconded**_____

2. Adopt Resolution No. 15-16-29 requesting that 46 be counted as the attendance for Garcia Preschool for November 12, 2015. (Ref. K 2.1)

Vote by Board Members: Ayes:_____ Noes:_____ Abstain:_____

Moved_____ **Seconded**_____

3. Approve the purchase from the Waterford Unified School District Co/op Bid 01/12 "School Buses," per Public Contract Code 20118, and authorize Mohammad Z. Islam, Associate Superintendent, Business Services, to sign all necessary documents. (Ref. K 3.1)

Vote by Board Members: Ayes:_____ Noes:_____ Abstain:_____

Moved_____ **Seconded**_____

4. Approve authorization to accept a grant from the South Coast Air Quality Management District "Lower Emission School Bus Replacement Program," to purchase two (2) new school buses through a piggyback bid from Waterford Unified School District, and authorize Mohammad Z. Islam, Associate Superintendent, Business Services, to sign all necessary documents. (Ref. K 4.1)

Vote by Board Members: Ayes:_____ Noes:_____ Abstain:_____

Moved_____ **Seconded**_____

5. Approve the FY 2015-2016 First Interim Financial Report. (Ref. K 5.1-2)

Vote by Board Members: Ayes:_____ Noes:_____ Abstain:_____

Moved_____ **Seconded**_____

6. Adopt Resolution No. 15-16-30 authorizing the District to establish a separate Construction Fund/Resource for the Rialto Unified School District's Facilities Hardship Grant – Eisenhower High School Grant No. 58/67850-00-001. (Ref. K 6.1-2)

Vote by Board Members: Ayes:_____ Noes:_____ Abstain:_____

Moved _____ Seconded _____

7. Approve entering into an Option Agreement with American Tower Corporation wherein American Tower Corporation will pay the District a lump-sum payment of \$213,000.00 to purchase a perpetual easement for the cellular tower located on the Rialto Middle School property. (Ref. K 7.1)

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

Moved _____ Seconded _____

8. Approve the recommendations of the Administrative Hearing Panel (AHP):

STIPULATED

Case Number:

15-16-13

REINSTATEMENT OF EXPULSION

Case Number:

14-15-63

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

L. ADJOURNMENT

Moved _____ Seconded _____

Preferential Vote by Student Board Member: Aye: _____ No: _____ Abstain: _____

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

Time _____

The next regular meeting of the Board of Education of the Rialto Unified School District will be held on Wednesday, January 6, 2016, at 7:00 p.m., at the Dr. John R. Kazalunas Education Center, 182 East Walnut Avenue, Rialto, California.

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

D PUBLIC HEARING

**INSPECTION REPORTS
WILLIAMS INSPECTIONS - 2015/2016
FIRST QUARTERLY REPORT**

December 9, 2015

As per California Education Code Section 1240, the San Bernardino County Superintendent of Schools (SBCSS) staff has visited all decile 1-3 schools (Williams monitored schools currently based on the 2012 Academic Performance Index [API] to ensure compliance with the Williams Legislation.) According to Education Code section 1240(c)(2)(G), the results of the visits shall be reported to the Governing Board of each school district at a regularly scheduled meeting held in accordance with public notification requirements.

The annual teacher assignment monitor and review process began November 6, 2015 and concludes by report to the California Commission on Teacher Credentialing on July 1, 2016. The final teacher assignment information will be provided in the fourth quarterly report.

Following are the number of deficiencies reported by the San Bernardino County Superintendent of Schools:

Site	Instructional Materials	School Facilities	SARC	Teacher Assignment	CAHSEE	Complaints (Last 4 Quarters)
Bemis ES	0	0	0	0	N/A	0
Boyd ES	0	1	0	0	N/A	0
Casey ES	0	1	0	0	N/A	0
Curtis ES	0	2	0	0	N/A	0
Dunn ES	0	2	0	0	N/A	0
Frisbie MS	0	0	0	0	N/A	0
Jehue MS	0	2	0	0	N/A	0
Kelley ES	0	3	0	0	N/A	0
Kolb MS	0	7	0	0	N/A	0
Preston ES	0	24	0	0	N/A	0
Rialto MS	0	8	0	0	N/A	0

There were no findings in the areas of Instructional Materials, SARC, or Teacher Assignments and CAHSEE was not applicable. All good repair deficiencies that were observed were remediated, and there were no extreme deficiencies observed. There were no complaints or comments. This report serves as the District's first quarterly report for the 2015/2016 fiscal year.

Submitted by: Mohammad Z. Islam

Presented for Board Information: Cuauhtémoc Avila, Ed.D.

(Ref. D 1.1)

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

November 18, 2015

A. OPENING

CALL TO ORDER AND ROLL CALL

The regular meeting of the Board of Education of the Rialto Unified School District was called to order at 6:02 p.m. by President Montes at the Dr. John R. Kazalunas Education Center, 182 East Walnut Avenue, Rialto, CA 92376.

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

Administrators present: Cuauhtémoc Avila, Ed.D., Superintendent; Edward D'Souza, Ph.D., Associate Superintendent, Secondary Instruction; Jasmin Valenzuela, Associate Superintendent, Elementary Instruction; Tom Haldorsen, Associate Superintendent, Personnel Services; and Diane Romo, Senior Director, Fiscal Services. Mohammad Z. Islam, Associate Superintendent, Business Services, was absent. Also present was Rosie Williams, Executive Secretary.

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.

There were no comments.

CLOSED SESSION

Upon a motion by Member Ayala, seconded by Member Martinez, and approved by a 5-0 vote, the Board of Education entered into Closed Session at 6:03 p.m. to consider and discuss the following items:

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

(Ref. E 1.1)

Administrative Appointment

- High School Assistant Principal

2. Student Expulsions/Reinstatements/Expulsion Enrollments

3. CONFERENCE WITH LABOR NEGOTIATORS

Agency designated representatives: Cuauhtémoc Avila, Ed.D., Superintendent, and Tom Haldorsen, Associate Superintendent, Personnel Services

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

ADJOURNMENT OF CLOSED SESSION

Upon a motion of Vice President O'Kelley, seconded by Member Ayala, and passed by a unanimous 5-0 vote, Closed Session adjourned at 7:07 p.m.

OPEN SESSION RECONVENED – 7:07 P.M.

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

Administrators present: Cuauhtémoc Avila, Ed.D., Superintendent; Edward D'Souza, Ph.D., Associate Superintendent, Secondary Instruction; Jasmin Valenzuela, Associate Superintendent, Elementary Instruction; Tom Haldorsen, Associate Superintendent, Personnel Services; and Diane Romo, Senior Director, Fiscal Services. Mohammad Z. Islam, Associate Superintendent, Business Services, was absent. Also present was Rosie Williams, Executive Secretary to the Superintendent, and Luz Carson, Interpreter, American Language Services.

PLEDGE OF ALLEGIANCE

Eliana Dominguez, 4th grade Curtis Elementary School student, led the Pledge of Allegiance.

PRESENTATION BY CASEY ELEMENTARY SCHOOL

Mrs. Lisa Le Beree's 4th grade class sang, "A Thanksgiving Garden."

REPORT OUT OF CLOSED SESSION

Superintendent Avila reported that in Closed Session the Board of Education, by a unanimous 5-0 vote, accepted the administrative appointment of Alejandro Olmos as High School Assistant Principal, Rialto High School.

Superintendent Avila reported that in Closed Session the Board of Education, by a unanimous 5-0 vote, also took action to approve the retirement and settlement agreement between the District and permanent classified employee #1492115, effective December 12, 2015.

ADOPTION OF AGENDA

Upon a motion by Vice President O'Kelley, seconded by Member Ayala, the Agenda was adopted, as revised, by a unanimous 5-0 vote by the Board of Education. Item (Ref. K 5.1) was revised.

B. PRESENTATIONS

1. DSAC High School Report

The following DSAC students shared activities held at their schools:

Edward Ortiz – Rialto High School
Alexis Rodriguez – Carter High School
Jesus Garcia - Milor High School
Emily Mendez – Eisenhower High School

2. Kiwanis Club of Rialto, Recognition

Board President Montes and Vice President O'Kelley presented Certificates of Recognition to Kiwanis Club of Rialto members for their dedication to the students of the RUSD and the citizens of Rialto: Dale Williamson, Diane deBourguignon, Dr. John Kazalunas, Frank Garza, Hattie Inge, Jordan Beach, Kathleen McWhorter, Larry Westcott, Mirna Ruiz, and Joseph W. Martinez.

The following Kiwanis Club of Rialto members were also recognized, however, they were not in attendance: Alan Dyer, Alfredo Sanchez, Bill Clinton, Cheryl Brown, Columbus Singletary, Don deBourguignon, Don Williamson, Frank Clinton, Joe Baca, Jr., Josue Castillo, June Dyer, Maria Singletary, Martha Williamson, Reyna Duenas, and Scott Folkens.

(Ref. E 1.3)

3. REA, CSEA, RSMA “Employees of the Quarter”

Clerk Walker presented Michael Montano, Rialto High School English teacher, with a Certificate of Recognition for earning the REA “Employee of the Quarter” award.

Vice President O’Kelley and Linda Silva, CSEA President, presented Timothy Applegate, Lead Warehouse Worker, with Certificates of Recognition for earning the CSEA “Employee of the Quarter” award.

Member Ayala presented Hannia Rodriguez, Personnel Technician, with a Certificate of Recognition for earning the RSMA “Employee of the Quarter” award.

4. Key to the District from Board Member, Joseph W. Martinez to Wilmer Amina Carter

Board Member Martinez presented Ms. Wilmer Amina Carter, with a Key to the District for her outstanding service to the Rialto Unified School District and the Rialto community.

5. Red Ribbon Week School Wide Decoration Contest Results

Red Ribbon Week checks and trophies were presented to the following schools for winning the Decoration Contest:

- Third Place Winners of \$1,000 and a trophy: Carter High School and Trapp Elementary School
- Second Place Winners of \$1,500 and a trophy: Kordyak and Dunn Elementary Schools
- First Place Winners of \$2,000 and a trophy: Garcia and Kelley Elementary Schools.

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.

Rod Campbell, Rialto Middle School teacher, and Sandra Morales, Rialto Middle School student, shared their positive experiences at the Robotics Competition held Saturday, November 14, 2015.

Russel Silva, Rialto resident, thanked Rod Campbell for the invitation to the Robotics Competition. He shared how much he enjoyed this event.

(Ref. E 1.4)

Mirna Ruiz, parent, thanked everyone who attended the PTA District Superintendents' Round Table event on November 4, 2015, with Rialto USD having most in attendance.

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, invited Board Members to the School Board Dinner on December 10, 2015, in Corona. She shared information about their conference at the Queen Mary with topics discussed. She also shared that their next conference, "The Good Teaching Conference," will be held in February and they hope to send 20-30 teachers.

Linda Silva, CSEA President, thanked the Board for the decision made regarding employee #1492115. She asked that the Board consider the CSEA para educator conference to help our Instructional Aides be more effective in the classroom. She also asked that the Board vote yes on the Public Hearing regarding the 2014-2015 CSEA contract.

Derek Harris, congratulated Hannia Rodriguez, for being selected the RSMA "Employee of the Quarter". On behalf of RSMA, he wished everyone a wonderful Thanksgiving.

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

D. PUBLIC HEARING

Upon a motion by Clerk Walker, seconded by Vice President O'Kelley, Public Hearing was opened at 9:22 p.m. by a unanimous 5-0 vote by the Board of Education.

Any person wishing to speak on the items on the Public Hearing Agenda will be granted three minutes.

There were no comments.

(Ref. E 1.5)

1. Public Hearing: Pursuant to the requirements of Governmental Code and Board Policy, the Form for Public Disclosure of Proposed Collective Bargaining Agreement [AB1200 (Statutes of 1991, Chapter 1213) As Revised by AB2756 (Statutes of 2004, Chapter 25), Government Code 3547.5] between the California School Employees Association (CSEA), and the Rialto Unified School District Board of Education, is hereby posted in compliance with the legislative requirements for public notice.

Upon a motion by Vice President O'Kelley, seconded by Clerk Walker, Public Hearing was closed at 9:23 p.m. by a unanimous 5-0 vote by the Board of Education.

CONSENT CALENDAR ITEMS

Upon a motion by Member Martinez, seconded by Vice President O'Kelley, Items E – J were approved by Student Board Members 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 on October 21, 2015.

F. GENERAL FUNCTIONS CONSENT ITEMS

1. Second reading of revised Board Policy 4115(a-c); Certificated Personnel: Evaluation/Supervision.
2. Second reading of revised Board Policy 6173.1(a-d); Instruction: Education for Foster Youth.
3. First reading of revised Board Policy 4143, 4243(a-d); Certificated and Classified Personnel: Negotiations/Consultation.
4. First reading of revised Board Policy 6170.1(a-e); Instruction: Transitional Kindergarten.
5. First reading of revised Board Policy 6174(a-e); Instruction: Education for English Language Learners.

G. INSTRUCTION CONSENT ITEMS

1. Approve two (2) Rialto Unified School District parents to attend three (3) Community Advisory Committee meetings to be held at the East Valley Selpa Office in San Bernardino, California.
2. Ratify the approval of the recommendation made by the Senior Director, Student Services, to grant an exemption from all physical activities for Student No.'s 300951, 8578, 7633231, and 570031 for the first semester of the 2015-2016 school year, and Student No.'s 66488, 61097, 281361, 197331, 29487, 5608131, 281361 and 264531 for the 2015-2016 school year.
3. Approve a trip to Saint Francis School on the Island of Oahu, Hawaii, on February 26 – March 2, 2016, so that twenty (20) athletes and three (3) coaches from Rialto High School can participate in the Saint Francis School Pre-Season Softball Tournament.
4. Approve forty-nine (49) Sigma Beta XI students and four (4) advisors/chaperones to attend the Sigma Beta XI Seminar at Rialto High School Great Hall on November 20-23, 2015.
5. Approve fifty-two (52) members of the Rialto High School Associated Student Body (ASB) and six (6) advisors/chaperones to attend the California Association of Directors of Activities (CADA) Area F State Leadership Conference in Anaheim, California, from November 23-24, 2015.
6. Approve the attendance of fifteen (15) student athletes and five (5) coaches from Rialto High School to play two preseason varsity basketball games against Avalon High School, in Avalon, California, on January 8-10, 2016.
7. Approve the Eisenhower Boys' Basketball request to attend a trip to Sacramento, California, on December 18-24, 2015, to attend the St. Hope Elite Hoops Classic with thirteen (13) athletes and three (3) adult supervisors.
8. Accept a grant from the San Manuel Band of Mission Indians in the amount of \$5,000.00 to help support a Peer Tutoring program at Eisenhower High School.

(Ref. E 1.7)

9. Approve Affiliation Agreements with Carter High School (All Departments), Edward Palmer, Attorney, J.B. Auto Care, La Petite Academy, Office of Senator Connie M. Leyva, Petco (Fontana), Rialto Animal Hospital, Save and Tell, Think Together, and Tmad, Taylor & Gaines Corporation (Engineering Firm, Ontario, California), effective November 19, 2015 through June 30, 2020.

H. BUSINESS AND FINANCIAL CONSENT ITEMS

1. Approve Warrant Listing Register and Purchase Order Listing for all funds from October 5, 2015 through November 2, 2015 (sent under separate cover to Board Members). A copy for public review will be available at the Board Meeting.
2. Accept the donations from Fagen, Friedman & Fulfroost, Dougherty & Dougherty Architects, Target Corporation, Lifetouch, and Adopt a School Sunrise.
3. 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.
4. Approve the participation of approximately one hundred (100) Kordyak Elementary School fifth (5th) grade students, six (6) staff members, and not to exceed twenty (20) parent chaperones (upon verification of fingerprint clearance), to attend an outdoor education camp at Pathfinder Outdoor Science School, Mountain Center, California, April 27-29, 2016.
5. Ratify an agreement with Behavioral Autism Therapies, LLC, to provide an Applied Behavior Analyst Aide to assist a current student attending a non-public school in Rialto, California, effective November 12, 2015 to June 30, 2016.
6. Approve the use of the California Multiple Awards Schedules (CMAS) Contract No. 3-15-70-0876AM, Contract No. 3-15-70-2486E and Contract No. 3-15-70-2486F for the Fiscal Year 2015-2016, pursuant to Public Contract Code 20118.
7. Approve the use of the County of Los Angeles Contract No. MA-IS-1240419-2 for the Fiscal Year 2015-2016, pursuant to Public Contract Code 20118, to purchase two-way radios and related equipment District-wide.

(Ref. E 1.8)

8. Approve an agreement with School Planning Services, Inc., to provide a "Developer Fee Justification and Impact Analysis" concerning the collection of statutory school fees.
9. Approve an agreement with Design West Engineering, Inc., to provide Title 24 Commissioning services for the Eisenhower High School Performing Arts Theater project.
10. Approve Amendment No. 1 to the Agreement with PCH Architects LLP, to extend the contract term of the Parking Lot and Drainage Revision Project located at the Cesar Chavez/Dolores Huerta Center for Education from January 1, 2016 to December 31, 2017.
11. Approve an agreement with ECS Imaging, Inc., to provide the archiving of permanent students records into a Laserfiche system for the 2015-2016 school year.
12. Ratify an agreement with H.B.I. Inspections as the Inspector of Record to continue to provide Division of the State Architect inspection services for the Eisenhower High School Pylon Sign, effective October 28, 2015 through June 30, 2016.
13. Approve an agreement with Kennon Mitchell Education Solutions, LLC, *dba Kennon Mitchell*, to provide consultant services for technical assistance and executive coaching to support the establishment of a broad-based committee comprised of District staff and key leaders from the African American and Latino community from December 1, 2015 through March 1, 2016.

I. FACILITIES PLANNING CONSENT ITEMS

1. Accept the work completed on October 22, 2015, by NuWay, Inc., for all work required in connection with the J.P. Kelley Elementary School and Kucera Middle School Classroom Addition Project and authorize District personnel to file a Notice of Completion with the San Bernardino County Recorder.
2. Accept the work completed on October 22, 2015, by Franklin Mechanical System, Inc., for all work required in connection with the Kelley Elementary and Kucera Middle School Classroom Additions Project and authorize District personnel to file a Notice of Completion with the San Bernardino County Recorder.

3. Accept the work completed on October 22, 2015, by Inland Pacific Tile, Inc., for all work required in connection with the Kelley Elementary and Kucera Middle School Classroom Additions Project and authorize District personnel to file a Notice of Completion with the San Bernardino County Recorder.

J. PERSONNEL SERVICES CONSENT ITEMS

- 1-3. Approve Personnel Report No. 1143 for classified and certificated employees.
4. Adopt Resolution No. 15-16-25 authorizing the Associate Superintendent, Personnel Services, to employ or assign identified individuals additional time to complete the requirements for the credential that authorizes the service or to provide employing agencies time to fill the assignment with an individual who either holds an appropriate credential or qualifies under one of the available assignment options. This includes waivers to employ or assign identified individuals when the employing agency finds there is an insufficient number of certificated persons who meet the specified employment criteria for the position.

K. DISCUSSION/ACTION ITEMS

Upon a motion by Vice President O'Kelley, seconded by Member Martinez, Item K1 was approved by a unanimous 5-0 vote by the Board of Education.

1. Approve a Pre-Construction Services Agreement with Neff Construction, Inc., for construction of new upgrades to the HVAC equipment for Eisenhower High School.

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

2. Adopt Resolution No. 15-16-26 to support the proposed Kindergarten through Community College Public Education Facilities Bond Act of 2016 which, if approved by the voter, can provide for facilities renovations and upgrades in the Rialto Unified School District.

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

3. Adopt Resolution No. 15-16-27, Annual Accounting of Developer Fees for the Fiscal Year 2014-2015, in compliance with Government Code Section 66006.

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

4. Ratify the Tentative Settlement Agreement between the Rialto Unified School District and the California School Employees Association ("CSEA").

Upon a motion by Member Martinez, seconded by Vice President O'Kelley, Item K5 was approved, as revised, by a unanimous 5-0 vote by the Board of Education.

5. Approve an agreement with Educational Achievement Services, Inc., for nine parents, ~~four~~ six classified school staff, four principals, and three District Office staff to attend the Family Leadership Institute (FLI) training, in Las Vegas, Nevada, from December 1-4, 2015.

Upon a motion by Member Martinez, seconded by Clerk Walker, Item K6 was approved by a unanimous 5-0 vote by the Board of Education.

6. Adopt Resolution No. 15-16-28 authorizing the filing of a Form J-13A waiver requesting approval by the County Superintendent of Schools for the emergency closure and reduction in the computation of Average Daily Attendance and Instructional Minutes for Thursday, November 12, 2015, at Garcia Elementary School.

Upon a motion by Vice President O'Kelley, seconded by Member Martinez, Item K7 was approved by a unanimous 5-0 vote by the Board of Education.

7. Approve the recommendations of the Administrative Hearing Panel (AHP):

ADMINISTRATIVE HEARING

Case Number:

15-16-7

STIPULATED

Case Numbers:

15-16-11

15-16-9

15-16-4

REINSTATEMENT OF EXPULSION

Case Number:

14-15-50

(Ref. E 1.11)

L. ADJOURNMENT

Upon a motion by Member Ayala, seconded by Vice President O'Kelley, and approved by a unanimous 5-0 vote by the Board of Education, the meeting was adjourned at 9:29 p.m.

Clerk, Board of Education

Secretary, Board of Education

F GENERAL FUNCTIONS CONSENT



RIALTO UNIFIED SCHOOL DISTRICT

Certificated and Classified Personnel

BP 4143(a)
4243

NEGOTIATIONS/CONSULTATION

The Board of Education recognizes its responsibility to represent the public's interests in the collective bargaining process. In negotiating agreements on employee contracts, the Board shall balance the needs of staff and the priorities of the District in order to provide students with a high-quality instructional program based on a sound, realistic budget.

(cf. 0200 - Goals for the School District)
(cf. 3100 - Budget)
(cf. 4140/4240 - Bargaining Units)
(cf. 4141/4241 - Collective Bargaining Agreement)

The Board and the Superintendent shall establish a bargaining team to assist in analyzing contract provisions and conducting contract negotiations. The Board shall provide its negotiator(s) with expected outcomes and clear parameters for acceptable contract provisions which promote the realization of District goals and priorities.

The Board and its bargaining team shall negotiate in good faith with exclusive employee representatives on wages, hours of employment, and other terms and conditions of employment identified in law as being within the scope of representation. (Government Code 3543.2)

When the District intends to make any change to matters within the scope of representation, it shall give reasonable written notice of its intent to the exclusive representative for the purpose of providing the exclusive representative a reasonable amount of time to negotiate with the District regarding the proposed changes. (Government Code 3543.2)

A reasonable number of representatives of the employee organization shall have the right to receive reasonable periods of released time without loss of District compensation when meeting and negotiating and/or for the processing of grievances. (Government Code 3543.1)

~~The Board believes that effective negotiations require the input of all levels of the administration. The Board shall establish a bargaining team to assist in analyzing contract provisions and conducting contract negotiations.~~

~~The Board and Superintendent shall provide its negotiator(s) with expected outcomes and clear parameters for acceptable contract provisions which promote the realization of District goals and priorities.~~

NEGOTIATIONS/CONSULTATION (continued)

~~In consultation with the Superintendent and employee organization, the Board shall determine the collective bargaining approach or method to be used.~~

The Board with its bargaining team shall establish standards of conduct pertaining to the negotiations process for ~~individual Board members and~~ members of the bargaining team. Certain meetings related to negotiations shall **not be open to the public held in closed session** in accordance with Government Code 3549.1 **and 54957.6, except as otherwise required by law when not required by state open meeting laws (the Brown Act) to be held in public.** Matters discussed in these meetings shall be kept in strict confidence **in accordance with law.**

(cf. 4119.23/4219.23/4319.23 - Unauthorized Release of Confidential/ Privileged Information)
(cf. 9010 - Public Statements)
(cf. 9011 - Disclosure of Confidential/Privileged Information)
(cf. 9321 - Closed Session Purposes and Agendas)

The Board and its negotiator(s) shall not knowingly provide the employee organization with inaccurate information regarding the financial resources of the District. (Government Code 3543.5)

The Board shall ~~closely~~ monitor the progress of negotiations and carefully consider how proposed contract provisions would affect the District's short- and long-term fiscal, programmatic, instructional, and personnel goals.

(cf. 3100 - Budget)

The Board and/or Superintendent shall keep the public informed about the progress of negotiations and the ways in which negotiations may affect District goals **unless otherwise agreed upon by the District and exclusive representative.**

(cf. 4143.1/4243.1 - Public Notice - Personnel Negotiations)

Whenever the District has a qualified or negative certification on an interim fiscal report, it shall allow the county office of education at least 10 working days to review and comment on any proposed agreement with exclusive representatives of employees. The District shall provide the County Superintendent of Schools with all information relevant to gain an understanding of the financial impact of any final collective bargaining agreement. (Government Code 3540.2)

(cf. 3460 - Financial Reports and Accountability)

Once the final terms of the agreement have been ratified by the membership of the employee organization, the contract shall be presented to the Board at a public meeting for acceptance.

NEGOTIATIONS/CONSULTATION (continued)

Any agreement adopted by the Board may be for a term not to exceed three years. (Government Code 3540.1)

In the event of an impasse in negotiations, the Board shall participate in good faith in state mediation and fact-finding procedures pursuant to Government Code 3548-3548.8. (Government Code 3543.5)

(cf. 4141.6/4241.6 - Concerted Action/Work Stoppage)

Following adoption of the collective bargaining agreement, any subsequent amendments shall be executed in writing **and ratified** by the Board and the employees' exclusive representative.

Consultation

The exclusive representative of certificated staff may consult with the Board on the definition of educational objectives, the determination of the content of courses and curriculum, and the selection of textbooks.

(cf. 6011 - Academic Standards)

(cf. 6141 - Curriculum Development and Evaluation)

(cf. 6161.1 - Selection and Evaluation of Instructional Materials)

(cf. 9310 - Board Policies)

Legal Reference: (see next page)

NEGOTIATIONS/CONSULTATION (continued)

Legal Reference:

EDUCATION CODE

44987 Service as officer of employee organization (certificated)

45210 Service as officer of employee organization (classified)

GOVERNMENT CODE

3540-3549.3 Educational Employment Relations Act

PUBLIC EMPLOYMENT RELATIONS BOARD DECISIONS

Berkeley Council of Classified Employees v. Berkeley Unified School District, (2008) PERB Decision No. 1954

Management Resources:

CSBA PUBLICATIONS

Collective Bargaining DVD-ROM

Maximizing School Board Governance: Collective Bargaining

Before the Strike: Planning Ahead in Difficult Negotiations, 1996

WEB SITES

CSBA: <http://www.csba.org>

California Public Employee Relations: <http://cper.berkeley.edu>

Center for Collaborative Solutions: <http://www.ccscenter.org>

Public Employment Relations Board: <http://www.perb.ca.gov>

State Mediation and Conciliation Service (SMCS): <http://www.dir.ca.gov/csmcs/smcs.html>

Policy
adopted: August 1999
revised: August 22, 2007
revised:

RIALTO UNIFIED SCHOOL DISTRICT
Rialto, California

CSBA, April 2015

Submitted and Reviewed by: Thomas Haldorsen
Presented for Board Action: Cuauhtémoc Avila, Ed.D.



RIALTO UNIFIED SCHOOL DISTRICT

Instruction

BP 6170.1(a)

TRANSITIONAL KINDERGARTEN

The Board of Education desires to offer a high-quality transitional kindergarten (TK) program for eligible children who do not yet meet the minimum age criterion for kindergarten. The program shall assist TK children in developing the academic, social, and emotional skills they need to succeed in kindergarten and beyond.

The District's TK program shall be the first year of a two-year kindergarten program. (Education Code 48000)

The Board encourages ongoing collaboration among District preschool staff, other preschool providers, elementary teachers, administrators, and parent/guardians in program development, implementation, and evaluation.

(cf. 0420 - School Plans/Site Councils)
(cf. 1220 - Citizen Advisory Committees)
(cf. 6020 - Parent Involvement)

Eligibility

The District's TK program shall admit children whose fifth birthday ~~lies between:~~ is from **September 2 through December 2.** (Education Code 48000)

- ~~1. November 2 and December 2 in the 2012-13 school year.~~
- ~~2. October 2 and December 2 in the 2013-14 school year.~~
- ~~3. September 2 and December 2 in the 2014-15 school year and each school year thereafter.~~

Parents/guardians of eligible children shall be notified of the availability of ~~this~~ the TK program and the age, residency, **immunization**, and any other enrollment requirements. Enrollment in the TK program shall be voluntary **and dependent on space availability.** ~~Transportation will be provided by parents/guardians.~~

(cf. 5111 - Admission)
(cf. 5111.1 - District Residency)
(cf. 5111.12 - Residency Based on Parent/Guardian Employment)
(cf. 5111.13 - Residency for Homeless Children)

TRANSITIONAL KINDERGARTEN (continued)

(cf. 5141.22 - Infectious Diseases)

(cf. 5141.3 - Health Examinations)

(cf. 5141.31 - Immunizations)

(cf. 5141.32 - Health Screening for School Entry)

Upon request of a child's parent/guardians, the District may, on a case-by-case basis after the Superintendent or designee determines that it is in the child's best interest, admit into the District's TK program a child whose fifth birthday is on or before September 1 and who is therefore eligible for kindergarten.

The District may, at any time during the school year, admit into the TK program a child whose fifth birthday is after December 2 of that same school year, provided the Superintendent or designee recommends that enrollment in a TK program is in the child's best interest. Prior to such enrollment, the child's parent/guardians shall be provided information regarding the advantages and disadvantages and any other explanatory information about the effect of early admittance. (Education Code 48000)

Curriculum and Instruction

The District's TK program shall be based on a modified kindergarten curriculum that is age and developmentally appropriate. (Education Code 48000)

(cf. 6141 - Curriculum Development and Evaluation)

(cf. 6161.1 - Selection and Evaluation of Instructional Materials)

~~Upon recommendation by the Superintendent or designee, the Board shall approve academic standards for transitional kindergarten that bridge preschool learning foundations and kindergarten standards. The program shall be aligned with the preschool learning foundations and preschool curriculum frameworks developed by the California Department of Education. Such standards~~ It shall be designed to facilitate students' development in essential skills related to which may include, as appropriate, language and literacy, mathematics, physical development, **health, the visual and performing arts, science, history-social sciences, English language development, and social-emotional development.**

(cf. 5148.3 - Preschool/Early Childhood Education)

(cf. 6011 - Academic Standards)

(cf. 6174 - Education for English Language Learners)

~~The number of instructional minutes offered in transitional kindergarten shall be the same as that required for the District's kindergarten program.~~

TRANSITIONAL KINDERGARTEN (continued)

The Board shall fix the length of the school day in the District's TK program, which shall be at least three hours but no more than four hours.

(cf. 6111 - School Calendar)

(cf. 6112 - School Day)

Staffing

The Superintendent or designee shall ensure that teachers assigned to teach in TK classes shall possess a teaching credential or permit from the Commission on Teacher Credentialing (CTC) that authorizes such instruction at the kindergarten-grade level.

(cf. 4112.2 - Certification)

A credentialed teacher who is first assigned to a TK class after July 1, 2015, shall, by August 1, 2020, have at least 24 units in early childhood education and/or child development, comparable experience in a preschool setting, and/or a child development teacher permit issued by the CTC. (Education Code 48000)

The Superintendent or designee may provide professional development as needed to ensure that TK teachers are knowledgeable about ~~District~~ the standards and effective instructional methods for teaching young children.

(cf. 4131 - Staff Development)

Continuation to Kindergarten

Students who complete the TK program shall be eligible to continue in kindergarten the following school year. Parents/guardians of such students shall not be required to submit a signed **Kindergarten Continuance** ~~parental permission~~ Form for kindergarten attendance.

However, whenever children who would otherwise be age-eligible for kindergarten are enrolled in TK, the Superintendent or designee shall obtain a Kindergarten Continuance Form signed by the parent/guardian near the end of the TK year consenting to the child's enrollment in kindergarten the following year.

A student shall not attend more than two years in a combination of TK and kindergarten. (Education Code 46300)

(cf. 5123 - Promotion/Acceleration/Retention)

TRANSITIONAL KINDERGARTEN (continued)

Program Evaluation Assessment

The Superintendent or designee ~~shall~~ **may** develop or identify appropriate **formal and/or informal** assessments of TK students' development and progress. He/she shall monitor and regularly report to the Board **or designee** regarding program implementation and the progress of students in meeting related academic standards.

(cf. 0500 - Accountability)

(cf. 6162.5 - Student Assessment)

Legal Reference: (see next page)

TRANSITIONAL KINDERGARTEN (continued)

Legal Reference:

EDUCATION CODE

8973 *Extended-Day kindergarten*

37202 *School calendar; equivalency of instructional minutes*

44258.9 *Assignment monitoring by county office of education*

46111 *Kindergarten, hours of attendance*

46114-46119 *Minimum school day, kindergarten*

46300 *Computation of average daily attendance, inclusion of kindergarten and transitional kindergarten*

48000 *Minimum age of admission (kindergarten)*

48002 *Evidence of minimum age required to enter kindergarten or first grade*

48200 *Compulsory education, starting at age six*

~~60605.8 *Academic Content Standards Commission, development of Common Core Standards*~~

Management Resources:

CSBA PUBLICATIONS

~~*Transitional Kindergarten, Issue Brief, July 2011*~~

CALIFORNIA COUNTY SUPERINTENDENT'S EDUCATIONAL SERVICES ASSOC. PUBLICATIONS

~~*Transitional Kindergarten (TK) Planning Guide: A Resource for Administrators of California Public School Districts, November 2011*~~

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

~~*Transitional Kindergarten FAQs*~~

~~*Desired Results Developmental Profile, 2015*~~

~~*Transitional Kindergarten Implementation Guide: A Resource of California Public School District Administrators and Teachers, 2013*~~

~~*California Preschool Curriculum Framework, Vol. 1, 2010*~~

~~*California Preschool Learning Foundations, Vol. 1, 2008*~~

~~*Prekindergarten Learning Development Guidelines, 2000*~~

~~*First Class: A Guide for Early Primary Education, 1999*~~

COMMISSION ON TEACHER CREDENTIALING PUBLICATIONS

~~*11-08 Transitional Kindergarten Assignments, Credential Information Alert, August 25, 2011*~~

WEB SITES

CSBA: <http://www.csba.org>

California County Superintendents Educational Services Assoc.: <http://www.ccsesa.org>

California Department of Education: <http://www.cde.ca.gov>

California Kindergarten Association: <http://www.ckanet.org>

Commission on Teachers Credentialing: <http://www.ctc.ca.gov>

Transitional Kindergarten California: <http://www.tkcalifornia.org>

Policy
adopted: May 23, 2012
revised:

RIALTO UNIFIED SCHOOL DISTRICT
Rialto, California
CSBA, April 2015

Submitted and Reviewed by: Jasmin Valenzuela
Presented for Board Action: Cuauhtémoc Avila, Ed.D.



RIALTO UNIFIED SCHOOL DISTRICT

Instruction

BP 6174(a)

EDUCATION FOR ENGLISH LANGUAGE LEARNERS

The Board of Education intends to provide with challenging curriculum and instruction that develop proficiency in English as rapidly and effectively as possible while facilitating student achievement in the District's regular course of study.

The District shall identify in its local control and accountability plan (LCAP) specific actions and services to enhance student engagement, academic achievement, and other outcomes for English learners.

(cf. 0460 - Local Control and Accountability Plan)
(cf. 3100 - Budget)

English learners shall be provided English language development instruction targeted to their English proficiency level and aligned with state content standards **and curriculum framework**. The District's program shall be based on sound instructional theory, **use standards-aligned instructional materials**, and ~~adequately supported in order to~~ assist students in accessing the full educational program.

(cf. 6011 - Academic Standards)
(cf. 6141 - Curriculum Development and Evaluation)
(cf. 6161.1 - Selection and Evaluation of Instructional Materials)
(cf. 6161.11 - Supplementary Instructional Materials)
(cf. 6171 - Title I Programs)

The Superintendent or designee shall ensure that all staff employed to teach English learners possess the appropriate authorization from the Commission on Teacher Credentialing.

(cf. 4112.22 - Staff Teaching English Language Learners)

The Superintendent or designee shall provide to teachers, administrators, and other school staff research-based professional development that is designed to improve the instruction and assessment of English learners and enhance staff's ability to understand and use curricula, assessment, and instructional strategies for English learners. (20 USC 6825)

(cf. 4131 - Staff Development)
(cf. 4231 - Staff Development)
(cf. 4331 - Staff Development)

EDUCATION FOR ENGLISH LANGUAGE LEARNERS (continued)

The Superintendent or designee shall encourage parent/**guardian** and community involvement in the development, implementation, and evaluation of English language development programs. In addition, to support students' English language development, the Superintendent or designee may provide an adult literacy training program **that leads to English fluency** for parents/guardians and community members ~~that leads to English fluency.~~

(cf. 0420 - School Plans/Site Councils)
(cf. 1220 - Citizen Advisory Committees)
(cf. 6020 - Parent Involvement)

Identification and Assessment

The Superintendent or designee shall maintain procedures which provide for the accurate identification of English learners and an assessment of their proficiency and needs in the areas of listening, speaking, reading, and writing in English.

Once identified as an English learner, a student shall be annually assessed for language proficiency until he/she is reclassified based on criteria specified in **the accompanying** administrative regulation.

English learners' academic achievement in English language arts, mathematics, science, and any additional subject required by law shall be assessed using the California Assessment of Student Performance and Progress. As necessary, the test shall be administered with allowable testing variations in accordance with 5 CCR 853.5 and 853.7. English learners who are in their first 12 months of attending a school in the United States shall be exempted from taking the English language arts assessment to the extent allowed by federal law. (Education Code 60603, 60640; 5 CCR 853.5, 583.7)

(cf. 6152.51 - State Academic Achievement Tests)

Placement of English Learners

Students who are English learners shall be educated through ~~“sheltered English immersion” or~~ “structured English immersion” **(also known as “sheltered English immersion”)**, as defined in law and **the accompanying** administrative regulation, ~~during~~ for a temporary transition period not normally intended to exceed one year. Nearly all of the classroom instruction in the District's structured English immersion program shall be in English, but with the curriculum and presentation designed for students who are learning the language. (Education Code 305-306)

“Nearly all,” for the purposes of determining the amount of instruction conducted in English means that all classroom instruction shall be conducted in English except for clarification, explanation, and support as needed. ~~in the structured English immersion classroom, “nearly all” shall be defined as follows:~~

EDUCATION FOR ENGLISH LANGUAGE LEARNERS (continued)

~~All classroom instruction is to be conducted in English, except for clarification, explanation, and support as needed.~~

When an English learner has acquired a reasonable level of English proficiency as measured by any of the state-designated assessments approved by the California Department of Education, any District assessments, and/or other criteria adopted by the Board, he/she shall be transferred from a structured English immersion classroom to an English language mainstream classroom in which the instruction is overwhelmingly in English. (Education Code 305-306; 5 CCR 11301)

(cf. 6162.5 - Student Assessment)

An English learner has acquired a "reasonable level of English proficiency" when he/she has achieved the following:

Level 4 "Early Advanced" or Level 5 "Advanced" as assessed by the California English Language Development Test (CELDT)

At any time during the school year, the parent/guardian of an English learner may have his/her child moved into an English language mainstream program. (5 CCR 11301)

Parental Exception Waivers

When allowed by law, the parent/guardian of an English learner may submit a request that his/her child be exempted from placement in a structured English immersion program and instead be placed in a class where he/she is taught English and other subjects through bilingual education techniques or other generally recognized educational methodologies permitted by law. (Education Code 310-311)

Each waiver request shall be considered on its individual merits with deference given to parental preference for student placement.

A waiver request shall be granted in accordance with law unless the principal and educational staff have determined that an alternative program would not be better suited to the student's overall educational development. (5 CCR 11309)

If the Superintendent or designee denies the waiver request, he/she shall provide a written justification to the parent/guardian describing the reasons for the denial. A parent/guardian may appeal the decision in writing to the Board. The Board may consider the matter at its next regular Board meeting. The Board may decide not to hear the appeal, the Superintendent shall send the Board's decision to the parent/guardian within seven working days.

EDUCATION FOR ENGLISH LANGUAGE LEARNERS (continued)**Program Evaluation**

To evaluate the effectiveness of the District's educational program for English learners, the Superintendent or designee shall report to the Board, at least annually, regarding:

1. ~~the~~ **Progress of English learners towards proficiency in English**
2. **The number and percentage of English learners reclassified as fluent English proficient**
3. **The number and percentage of English learners who are or are at risk of being classified as long-term English learners, the achievement of English learners in accordance with Education Code 313.1**
4. **The achievement of English learners on standards-based tests in core curricular areas and a comparison of current data with data from at least the previous year.**
5. **Progress toward any other goals for English learners identified in the District's LCAP**
6. **A comparison of current data with data from at least the previous year**

The Superintendent or designee also shall provide the Board with regular reports from any District or schoolwide English learner advisory committees.

*Legal Reference:***EDUCATION CODE***300-340 English language education for immigrant children**430-446 English Learner and Immigrant Pupil Federal Conformity Act**33050 State Board of Education Waiver Authority****42238.02-42238.03 Local control funding formula****44253.5-44253.11 Qualifications for teaching English learners**48985 Notices to parents in language other than English**~~51104-51101.1 Rights of parents~~**~~52015 Components of school improvement plan~~****52052 Academic Performance Index; numerically significant student subgroups******52060-52077 Local control and accountability plan****52130-52135 Impacted Languages Act of 1984**52160-52178 Bilingual Bicultural Act especially:**60200.7 Suspension of state instructional materials adoptions**60605.87 Supplemental instructional materials, English language development****60640 California Assessment of Student Performance and Progress****60810-60812 Assessment of language development**62005.5 Continuation of advisory committee after program sunsets*

Legal Reference: (continued next page)

EDUCATION FOR ENGLISH LANGUAGE LEARNERS (continued)

CODE OF REGULATIONS, TITLE 5

853.5-853.7 *Test administration; universal tools, designated supports, and accommodations*

11300-11316 *English learner education*

11510-11517 *California English Language Development Test*

UNITED STATES CODE, TITLE 20

1701-1705 *Equal Education Opportunities Act*

6312 *Local education agency plans*

6801-6871 *Title III, Language instruction for limited English proficient and immigrant students*

7012 *Parental notification*

COURT DECISIONS

Valeria G. v. Wilson, (2002) 307 F.3d 1036

California Teachers Association v. State Board of Education et al., (9th Circuit, 2001) 271 F.3d 1141

McLaughlin v. State Board of Education, (1999) 75 Cal.App.4th 196

Teresa P. Et al v. Berkeley Unified School District et al., (1989) 724 F.Supp. 698

ATTORNEY GENERAL OPINIONS

83 Ops. Cal. Atty. Gen. 40 (2000)

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Academic Criterion for Reclassification, CDE Correspondence, August 11, 2014

California English Language Development Test (CELDT): 2012-13 CELDT Information Guide, 2013

English Language Arts/English Language Development Framework for California Public Schools:

Transitional Kindergarten Through Grade Twelve, 2014

English Language Development Standards for California Public Schools: Kindergarten Through Grade Twelve, 2012

Matrix of Test Variations, Accommodations, and Modifications for Administration of California Statewide Assessments

U.S. DEPARTMENT OF EDUCATION NONREGULATORY GUIDANCE

Assessment and Accountability for Recently Arrived and Former Limited English Proficient (LEP) Students, May 2007

WEB SITES

California Department of Education: <http://www.cde.ca.gov>

U.S. Department of Education: <http://www.ed.gov>

Policy

adopted: February 28, 2001

revised: September 24, 2014

revised:

RIALTO UNIFIED SCHOOL DISTRICT

Rialto, California

CSBA, April 2015

Submitted by: Marina Madrid

Reviewed by: Jasmin Valenzuela

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

G INSTRUCTION CONSENT

**CALIFORNIA MATHEMATICS AND SCIENCE PARTNERSHIP (CAMSP) GRANT
JODYE SELCO, Ph.D.**

December 9, 2015

Secondary Instruction requests approval from the Board of Education to utilize funds from the California Mathematics and Science Partnership (CaMSP) Grant to reimburse Dr. Jodye Selco, a professor at Cal Poly Pomona, and one of the grant's "Design Team" members, for expenses she will incur attending the CaMSP Learning Network Convention in Sacramento, California, on February 23-24, 2016.

It is recommended that the Board of Education approve and authorize the Educational Services Department to utilize funds from the California Mathematics and Science Partnership (CaMSP) Grant to reimburse Dr. Jodye Selco for expenses she will incur attending the CaMSP Learning Network Convention in Sacramento, California, on February 23-24, 2016, at a cost not to exceed \$1,500.00.

Submitted and Reviewed by: Edward D'Souza, Ph.D.
Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. G 1.1)

LOS ANGELES BLACK COLLEGE EXPO

December 9, 2015

The Educational Services Division requests authorization from the Board of Education to send approximately seventy (70) students, fifty (50) parents, and twenty-five (25) staff members from Carter, Eisenhower, Milor/Zupanic, and Rialto High Schools, as part of the Rialto Unified School District Curtis T. Winton Parent Institute, to attend the *17th Annual Black College Expo*, held at the Los Angeles Convention Center in Los Angeles, California, on February 6, 2016.

The purpose of the trip is to work with parents towards decreasing the high school dropout rate and increasing degree enrollment among youth, get students excited about education, and provide resources for parents and students towards making positive career choices. This year's expo will showcase over fifty (50) Historically Black Colleges/Universities (HBCUs), educational organizations, and programs. The expo will feature symposiums and seminars on topics including: How to Get Scholarships for College, Why Attend an HBCU, and 411 for the Student-Athlete.

Three (3) Rialto Unified School District buses will provide transportation. The cost of entrance fees for groups of twenty (20) or more is \$8.00 per person, to be paid from District Title I, Part A - Parent Involvement funds.

It is recommended that the Board of Education approve the attendance of approximately seventy (70) students, fifty (50) parents, and twenty-five (25) staff members from Carter, Eisenhower, Milor/Zupanic, and Rialto High Schools, as part of the Rialto Unified School District Curtis T. Winton Parent Institute, to attend the *17th Annual Black College Expo*, held at the Los Angeles Convention Center in Los Angeles, California, on February 6, 2016, at a cost not to exceed \$3,860.00, to be paid from District Title I, Part A - Parent Involvement funds.

Submitted by: Teresa Brown

Reviewed by: Edward D'Souza, Ph.D.

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. G 2.1)

LATINO COLLEGE EXPO

December 9, 2015

The Educational Services Division requests authorization from the Board of Education to send approximately seventy (70) students, fifty (50) parents, and twenty-five (25) staff members from Carter, Eisenhower, Milor/Zupanic, and Rialto High Schools, as part of the Rialto Unified School District Curtis T. Winton Parent Institute, to attend the 2nd *Annual Latino College Expo*, held at the Carson Center in Carson, California, on December 12, 2015.

The purpose of the trip is to work with parents towards decreasing the high school dropout rate and increasing degree enrollment among youth, get students excited about education, and provide resources for parents and students towards making positive career choices. This year's expo will provide information and resources to help students prepare for college. Students will meet one-on-one with Hispanic Serving Institutions (HSI) and learn about the numerous opportunities available to students of Hispanic descent. The expo will feature symposiums and seminars on the following topics, but not limited to: How to Get Scholarships for College, College Readiness, Educational Resources and Scholarship Opportunities. Bilingual seminars will be available for Spanish speaking attendees.

Four (4) Rialto Unified School District buses will provide transportation. The cost of entrance fees for groups of fifteen (15) or more is \$5.00 per person, to be paid from District Title I, Part A - Parent Involvement funds.

It is recommended that the Board of Education approve the attendance of approximately seventy (70) students, fifty (50) parents, and twenty-five (25) staff members from Carter, Eisenhower, Milor/Zupanic, and Rialto High Schools, as part of the Rialto Unified School District Curtis T. Winton Parent Institute, to attend the 2nd *Annual Latino College Expo*, held at the Carson Center in Carson, California, on December 12, 2015, at a cost not to exceed \$3,625.00, to be paid from District Title I, Part A - Parent Involvement funds.

Submitted by: Teresa Brown

Reviewed by: Edward D'Souza, Ph.D.

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. G 3.1)

**2016 UC BERKELEY INVITATIONAL
HIGH SCHOOL SPEECH AND DEBATE TOURNAMENT
WILMER AMINA CARTER HIGH SCHOOL**

December 9, 2015

Wilmer Amina Carter High School requests approval from the Board of Education for forty (40) student team members of the Competitive Speech and Debate Team, two (2) advisors, and ten (10) parent chaperones to attend the 2016 UC Berkeley High School Speech and Debate Tournament at UC Berkeley in Berkeley, California, on February 12-15, 2016.

The purpose of the trip is to provide an opportunity for our Speech and Debate team members to compete in various public speaking events on a state-wide level. Whereas the various league tournaments they attend throughout the season offer the opportunity to compete with students from nearby schools, this tournament draws schools from all over the state and offers our students a tremendous opportunity to hone their public speaking skills in a more competitive arena.

The tournament will be held at the UC Berkeley campus in Berkeley, California. Lodging will be in the Berkeley area. Transportation will be via charter bus arranged through district transportation.

It is recommended that the Board of Education approve forty (40) Wilmer Amina Carter High School Competitive Speech and Debate student team members, two (2) advisors, and ten (10) parent chaperones to attend the 2016 UC Berkeley High School Speech and Debate Tournament at UC Berkeley, in Berkeley, California, on February 12-15, 2016, at an estimated cost of \$8,000.00, to be paid through the team's ASB account, at no cost to the District General Fund.

Submitted by: Christine Foote

Reviewed by: Edward D'Souza, Ph.D.

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. G 4.1)

2014-2015 SINGLE PLANS FOR STUDENT ACHIEVEMENT

December 9, 2015

The Educational Services Division requests the Board of Education approve material changes (adjustments in site budgets from preliminary to final site allocations) to the *2015-2016 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; Frisbie, Jehue, Kolb, Kucera and Rialto Middle Schools; Carter, Eisenhower, Milor, Zupanic and Rialto High Schools.

Any revisions that would substantively change the academic programs funded through the Consolidated Application must be approved by the Board of Education after each School Site Council (SSC) has made changes and finalized the approval of those changes to their SPSA.

Any of the following factors can be used as a guide in recognizing circumstances that would indicate a need to make mid-year changes to a site's SPSA*:

- A major service or activity proves ineffective, and students are at risk of not meeting achievement goals.
- Staff, equipment, or materials essential to the plan cannot be procured (i.e. unfilled positions or materials that could not be supplied).
- Material changes occur that affect the academic programs (change of funding from a site's preliminary to final budget allocation).
- School boundaries or demographics suddenly change.
- An activity is found to be non-compliant with state or federal law.
- A planned activity is not supported by staff, parents, or students.

*California Department of Education *SPSA Part I: A Guide for Developing the Single Plan for Student Achievement* (<http://www.cde.ca.gov/nclb/sr/le/singleplan.asp>).

It is recommended that the Board of Education approve the material changes (adjustments in site budgets from preliminary to final site allocations) to the *2015-2016 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; Frisbie, Jehue, Kolb, Kucera and Rialto Middle Schools; Carter, Eisenhower, Milor, Zupanic and Rialto High Schools, for the 2015-2016 school year.

Submitted by: Linda Miner

Reviewed by: Jasmin Valenzuela

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

DONATIONS

December 9, 2015

<u>Name of Donors</u>	<u>Location/Description</u>	<u>Amount</u>
<u>MONETARY DONATIONS</u>		
Catalina Restaurant Group	Morgan Elementary School/ Instructional Materials and Supplies	\$ 253.00
R. P. Universal Concepts	Kordyak Elementary School/ Instructional Materials and Supplies	\$ 500.00
The Way Bible Fellowship	Kordyak Elementary School/ Instructional Materials and Supplies	\$ 100.00
Lifetouch National School Studios	Child Development Department/ Instructional Materials and Supplies	\$ 211.70
Veolia North America	Secondary Instructional Services/ Water and Science Program Field Trips	\$ 3,890.13
Smart & Final Charitable Foundation	Dollahan Elementary School/ Principal's Donation Account	\$ 500.00
Deborah M. Kristianto	Rialto High School/ Principal's Donation Account	\$ 250.00
Ohiopyle Prints, Inc.	Rialto High School/ Principal's Donation Account	\$ 23.93
The Kula Foundation	Fitzgerald Elementary School/ Principal's Donation Account	\$ 10.23
Valley Obstetrics & Gynecology	Dollahan Elementary School/ Field Trips	\$ 200.00
Lawrence L. Wong, D.D.S.	Dollahan Elementary School/ Field Trips	\$ 100.00
Ehrler Professional Dental Corporation	Dollahan Elementary School Field Trips	\$ 100.00

(Ref. H 2.1)

MONETARY DONATIONS (continued)

Robert Allen Romo Post 422 American Legion	Dollahan Elementary School/ Field Trips	\$ 150.00
American Legion Post 422 Sal Squadron	Dollahan Elementary School/ Field Trips	\$ 150.00

NON-MONETARY DONATIONS

Santa Claus, Inc.	Child Welfare and Attendance/ 4,032 pairs of Bobs - Back Crocs (shoes) 2,592 College Baseball Caps 100 Backpacks
Arrowhead United Way	Child Welfare and Attendance/ 25 Swaddle Baby Blankets
McGraw Hill Education	1,000 Tote Bags for the Parent Summit

It is recommended that the Board of Education accept the listed donations from Catalina Restaurant Group, R. P. Universal Concepts, The Way Bible Fellowship, Lifetouch National School Studios, Veolia North America, Smart & Final Charitable Foundation, Deborah M. Kristianto, Ohiopyle Prints, Inc., The Kula Foundation, Santa Claus, Inc., Arrowhead United Way, McGraw Hill Education, Valley Obstetrics & Gynecology, Lawrence L. Wong, D.D.S., Ehrler Professional Dental Corporation, Robert Allen Romo Post 422 American Legion, and American Legion Post 422 Sal Squadron, and request that a letter of appreciation be sent to the donors.

District Summary

Monetary Donations – December 9, 2015	\$ 6,438.99
Donations – Fiscal Year-To-Date	\$ 23,050.13

Submitted by: Mohammad Z. Islam

Reviewed by and Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. H 2.2)

**AMENDMENT NO. 1
CAYEN SYSTEMS, LLC**

December 9, 2015

At its meeting of June 17, 2015, the Board of Education approved a contract with Cayen Systems, LLC. The original contract was for twelve (12) schools in the amount of \$14,295.00. Due to an incorrect calculation by Cayen Systems, LLC, one (1) additional school needs to be added for an additional amount of \$784.00, for a total of thirteen (13) schools, with an amended cost not to exceed a total of \$15,079.00.

It is recommended that the Board of Education approve Amendment No. 1 to the agreement with Cayen Systems, LLC for a one-year subscription for the 2015-2016 school year for one (1) additional school, at an increased amount of \$784.00, with the total cost not to exceed \$15,079.00, funded from Title I, Part A.

Submitted by: Linda Miner
Reviewed by: Jasmin Valenzuela
Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. H 3.1)

**AGREEMENT WITH
LEIGHTON CONSULTING, INC.,**

December 9, 2015

Geotechnical and geological services are needed to prepare geotechnical reports for the Performing Arts Theater Project at Eisenhower High School.

Staff requested a proposal from Leighton Consulting, Inc., who was selected from the engineering pool that was approved by the Board of Education on April 22, 2015. The proposed services will consist of deep borings to collect samples, soil tests, percolation tests, corrosion tests, and surveying for locations of existing underground utilities. Geotechnical information is needed for the architect, civil and structural engineers to design the foundation and storm drain system. California Geological Survey, a state agency, will also review the geotechnical reports as part of the requirements of the Division of the State Architect (DSA) to approve the project.

It is recommended that the Board of Education approve an agreement with Leighton Consulting, Inc., as the engineering firm to provide geotechnical reports for the Performing Arts Theater Project at Eisenhower High School. The total fee is not-to-exceed \$18,500.00, to be paid from Measure Y Series "C" (Fund 21).

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. H 4.1)

AGREEMENT WITH CHJ CONSULTANTS, INC.

December 9, 2015

A certified testing laboratory is required on any construction project to ensure the quality and required properties of the structural material used in the project. The testing laboratory will perform geotechnical tests, structural tests, and inspection services. The testing laboratory acts under the direction of the District, coordinates with the Field Inspector, and produces testing reports for architect and engineer review and approval.

CHJ Consultants, Inc., provided geotechnical services for the Compressed Natural Gas (CNG) Fueling Station project at the beginning of the planning. Staff requested a proposal from CHJ Consultants, Inc., to perform additional required testing and inspection services due to their familiarity with the project.

It is recommended that the Board of Education approve an agreement with CHJ Consultants, Inc., as the engineering firm to provide soil tests, structural tests, and special inspection services during the construction of the Compressed Natural Gas Fueling Station. The agreement is for a not-to-exceed amount of \$31,915.00, to be paid from Special Reserve Capital Outlay (Fund 40).

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. H 5.1)

AGREEMENT WITH GARCIA AND ASSOCIATES ARCHITECTS

December 9, 2015

An architectural firm is needed to provide architectural and engineering services required for the construction of an Americans with Disabilities Act (ADA) compliant disabled access ramp at the south (main) entrance of the KEC Building.

The architectural services will consist of preparation of construction documents, project cost estimate, project schedule, agency approval of plans, and support services during construction and project close out.

It is recommended that the Board of Education approve an agreement with Garcia & Associates Architects to provide architectural and engineering services required for the construction of an Americans with Disabilities Act (ADA) compliant disabled access ramp at the south entrance of the KEC Building in the not-to-exceed amount of \$11,500.00 including all expenses. All costs will be paid from the General Fund.

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. H 6.1)

**NOTICE OF COMPLETION
TRANE U.S., INC.**

December 9, 2015

Representatives from the Facilities Planning and Maintenance & Operations Departments, Trane U. S., Inc., and the Division of State Architect Inspector, completed the final walk-through of the work completed by Trane U.S., Inc., for all work required for the construction of the first Energy Expenditure Plan (EEP No. 1) Project.

The Notice of Completion, when filed with the County Recorder, will begin a thirty-five (35) day period for Stop Notice filing after which our final payment to the contractor may be released.

It is recommended that the Board of Education accept the work completed on November 16, 2015, by Trane U.S., Inc., for all work required in connection with the first Energy Expenditure Plan (EEP No. 1) Project, and authorize District personnel to file a Notice of Completion with the San Bernardino County Recorder.

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. I 1.1)

**NOTICE OF COMPLETION
TRANE U.S., INC.**

December 9, 2015

Representatives from the Facilities Planning and Maintenance & Operations Departments, Trane U. S., Inc., and the Division of State Architect Inspector, completed the final walk-through of the work completed by Trane U.S., Inc., for all work required for the construction of the second Energy Expenditure Plan (EEP No. 2) Project.

The Notice of Completion, when filed with the County Recorder, will begin a thirty-five (35) day period for Stop Notice filing after which our final payment to the contractor may be released.

It is recommended that the Board of Education accept the work completed on October 6, 2015, by Trane U.S., Inc., for all work required in connection with the second Energy Expenditure Plan (EEP No. 2) Project, and authorize District personnel to file a Notice of Completion with the San Bernardino County Recorder.

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. I 2.1)

J PERSONNEL SERVICES CONSENT

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

CHILD DEVELOPMENT APPRENTICE

Villalpando, William	Kordyak #2 Preschool	11/30/2015	\$9.00 per hour
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CROSSING GUARD

Del Villar, Rafael	Crossing Guard Educational Safety/Security	11/12/2015	\$9.00 per hour
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SUBSTITUTE NOON DUTY AIDE

O'Donnell, Rosalie	Rialto High School	11/18/2015	\$9.00 per hour
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WORKABILITY

Canales, Crystal	Fallas Stores	11/19/2015	\$7.65 per hour
Davis, Davionne	Fallas Stores	11/19/2015	\$7.65 per hour
Galvan, Hugo	Warehouse Shoe Sales	11/19/2015	\$7.65 per hour
Lopez, Mark	Walgreens/Rialto	11/07/2015	\$7.65 per hour
Mason, Malik	Warehouse Shoe Sales	11/20/2015	\$7.65 per hour
Mendez, Rene	Warehouse Shoe Sales	11/20/2015	\$7.65 per hour
Rojas, Steve	Walgreens/Rialto	11/20/2015	\$7.65 per hour
Simon, Jacob	Walgreens/Rialto	11/09/2015	\$7.65 per hour
Torres Godinez, David	Walgreens/Rialto	11/30/2015	\$7.65 per hour
Wright, Isaiah	Walgreens/Rialto	11/08/2015	\$7.65 per hour

Returning Students

Garcia, Andrea	Fallas Stores	11/19/2015	\$9.00 per hour
Herrera-Torres, Stephanie	Warehouse Shoe Sales	11/20/2015	\$9.00 per hour
Preciado, Jasmine	Fallas Stores	11/16/2015	\$9.00 per hour
Sears, Antonio	Walgreens/Rialto	11/23/2015	\$9.00 per hour

NON-CERTIFICATED COACHES

A search of the certificated staff of the Rialto Unified School District has failed to fulfill the District's coaching needs. Pursuant to the Title 5 California Code of Regulations, Section 5531, this is to certify that the following non-certificated coaches employed by the Rialto Unified School District are competent in first aid and emergency procedures as related to coaching techniques in the sports to which they are assigned:

	<u>Carter High School</u>		
Fimbres, Adam	Baseball	2015/2016	Volunteer
Marshall, Lemuel	Varsity Head, Girls' Track	2015/2016	\$3,951.00
Kellar, Stanley	Varsity Assistant, Girls' Soccer	2015/2016	\$2,736.00
Robertson, Christopher	JV Head, Softball	2015/2016	\$3,170.00
Sanchez, Joshua	Boys' Soccer	2015/2016	Volunteer
Smith-Cannon, Charlene	Drill Team	2015/2016	\$1,628.50
Willis Jr., Vernon	JV Head, Girls' Wrestling	2015/2016	\$3,387.00

PERSONNEL REPORT NO. 1144
CLASSIFIED EXEMPT EMPLOYEES
December 9, 2015

NON-CERTIFICATED COACHES - continued

Eisenhower High School

Gonzalez, Carlos	Varsity Assistant, Boys' Soccer	2015/2016	\$2,736.00
McKall, Keisha	Varsity Head, Girls' Basketball	2015/2016	\$4,212.00
Melesio, Rodrigo	Frosh Assistant, Boys' Soccer	2015/2016	\$2,649.00

Rialto High School

Galindo, Ignacio	JV Head, Boys' Soccer	2015/2016	\$3,040.00
Morales, Steve	Varsity Head, Girls' Wrestling	2015/2016	\$4,212.00
Padilla, Madelyn	Frosh Head, Girls' Soccer	2015/2016	\$3,040.00
Torres, Jesse	Frosh Head, Boys' Wrestling	2015/2016	\$3,387.00

Submitted By: Rhonda Kramer
Approved By: Tom M. Haldorsen
Presented For Board Action: Cuauhtémoc Avila, Ed.D.
(Ref. J 1.2)

PERSONNEL REPORT NO. 1144
 CLASSIFIED EMPLOYEES
 December 9, 2015

PROMOTIONS

Mata, Mireya (Repl. I. Lee)	To: Nutrition Service Worker III Carter High School	12/10/2015	To: 33-1 \$17.51 per hour (8 hours, 205 days)
	From: Lead Nutrition Service Worker Milor High School		From: 21-5 \$15.84 per hour (5 hours, 205 days)

EMPLOYMENT

Almaraz, Emmylou (Repl. A. Alvarez)	Child Development Instructional Assistant Boyd Preschool	11/30/2015	26-1 \$14.66 per hour (3.5 hours, 203 days)
Barendregt, Stephanie (Repl. A. Tomaselli)	Instructional Assistant II – SE (RSP/SDC) Jehue Middle School	11/04/2015	26-1 \$14.66 per hour (3 hours, 203 days)
Granados, Margarita (Repl. S. Fox)	Instructional Assistant II-SE (RSP/SDC) Rialto High School	11/09/2015	26-1 \$14.66 per hour (3 hours, 203 days)
Martinez, Sonia (Repl. C. Ojeda Mobley)	Child Development Instructional Assistant Werner Elementary School	11/30/2015	26-1 \$14.66 per hour (3.5 hours, 203 days)
Monarrez Rosales, Ilse (Repl. E. George)	Instructional Assistant II – SE (RSP/SDC) Jehue Middle School	11/09/2015	26-1 \$14.66 per hour (3 hours, 203 days)
Ruiz, Estefania (Repl. J. Muehlbacher)	Instructional Assistant II-SE (RSP/SDC) Carter High School	11/05/2015	26-1 \$14.66 per hour (3 hours, 203 days)
Saucedo, Aaron (Repl. L. Terry)	Instructional Assistant II – SE (RSP/SDC) Eisenhower High School	11/05/2015	26-1 \$14.66 per hour (3 hours, 203 days)
Vasquez, Stephanie (Repl. Y. Sanchez)	Instructional Assistant II – SE (RSP/SDC) Rialto High School	11/05/2015	26-1 \$14.66 per hour (3 hours, 203 days)

RESIGNATIONS

Bernal, Marcella	Payroll Technician Fiscal Services	12/01/2015
Carrilo, Louise	Nutrition Service Worker II Nutrition Services	12/30/2015
Dadey, Nicole	Child Development Instructional Assistant Dollahan Preschool	11/20/2015
Fernandez, Lorraine	Instructional Assistant II – SE (RSP/SDC) Eisenhower High School	11/06/2015

(Ref. J 2.1)

PERSONNEL REPORT NO. 1144
CLASSIFIED EMPLOYEES
December 9, 2015

RESIGNATIONS - continued

Vasquez, Daniel	Custodian I Garcia/Kelley Elementary	12/01/2015
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SUBSTITUTES

Herrera, Louis	Custodian I	11/13/2015	32-1	\$17.08 per hour
Leonard, Michelle	Clerk Typist I	11/09/2015	29-1	\$15.84 per hour

CERTIFICATION OF ELIGIBILITY LIST – Assessment Specialist

Eligible: 12/10/2015
Expires: 06/10/2016

CERTIFICATION OF ELIGIBILITY LIST – Nutrition Services Worker I

Eligible: 12/10/2015
Expires: 06/10/2016

Submitted By: Rhonda Kramer
Approved By: Thomas M. Haldorsen
Presented For Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. J 2.2)

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 December 10, 2015 unless earlier date is indicated)

Barthelemy, Renee	11/13/2015
Chavarria, Matthew	11/13/2015
Okwuokei, Azukaego	11/16/2015
Robinson, Jennifer	11/02/2015
Sowell, Tierra	11/13/2015
Taylor, Eric	11/16/2015

EMPLOYMENT

Diggs, Lisa	Elementary Teacher	11/20/2015	I-1	\$50,711.00 (184 days)
Moreno, Lorena	Elementary Teacher	12/07/2015	IV-1	\$58,704.00 (184 days)
Patridge, Kashima	SDC Teacher	11/12/2015	I-1	\$50,711.00 (184 days)

RETIREMENT

Crowder-Tunno, Donna	Secondary Teacher	12/18/2015
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RESIGNATION

Jimenez, Frank	Senior High Assistant Principal	11/20/2015
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TEMPORARY ADMINISTRATIVE ASSIGNMENT (Payment of 10 Percent of his daily rate from 11/30/2015-until further notice, for services as a Temporary Administrator at Eisenhower High School per Board Policy 4121)

Jackson, Christopher

EXTRA DUTY COMPENSATION (Ratify teacher at Carter High School for assisting in writing Individualized Education Plans and assessing students, September 2015 through November 2015, at the hourly rate of \$42.03, not to exceed 10 hours and to be charged to Special Education)

Lucero, Christina

EXTRA DUTY COMPENSATION (Ratify teacher at Fitzgerald Elementary who participated in an Early Learning in Mathematics (ELM) training on September 28, 2015, with a stipend in the amount of \$150.00, not to exceed 7 hours and to be charged to East Valley SELPA grant)

Garcia, Maricela

EXTRA DUTY COMPENSATION (Additional class assignment at 1/6 of the daily rate or \$42.03 per hour, whichever is greater, for the spring semester of the 2015/2016 school year, and to be charged to General Fund)

Frisbie Middle School

Gutierrez, Kathryn	Physical Education	01/11/2016
Jones, Robert	Physical Education	01/11/2016

PERSONNEL REPORT NO. 1144
CERTIFICATED EMPLOYEES
December 9, 2015

EXTRA DUTY COMPENSATION (Additional class assignment at 1/6 of the daily rate or \$42.03 per hour, whichever is greater, for the spring semester of the 2015/2016 school year, and to be charged to General Fund)

Jehue Middle School

Dean, Laura	ASB	01/11/2016
Faulkner, Vincent	Physical Education	01/11/2016
Lane, Steven	English/Language Arts	01/11/2016
Macias, Daniel	Math	01/11/2016
Quiros, Kenya	Physical Education	01/11/2016

Kolb Middle School

Mooney, Laurie	ASB	01/11/2016
Nava, James	English Language Development (ELD)	03/28/2016-05/30/2015
Uy, John	English Language Development (ELD)	01/11/2016-03/18/2016

Rialto Middle School

Batres, Kelley	Physical Education	01/11/2016
Campbell, Rod	ASB	01/11/2016
Capalla, Teresa	Math	01/11/2016
Clark, Mark	English/Social Studies	01/11/2016
Jaramillo, Jami	Math	01/11/2016
Johnson, Alycandria	Science	01/11/2016
Murray, Heather	Science	01/11/2016
Rosas, Agnim	Social Studies	01/11/2016

ADULT EDUCATION TEACHER (For second semester of the 2015/2016 school year at the regular hourly rate of \$42.03)

Arjon, Fernando Bakery Occupations

EXTRA DUTY COMPENSATION

Rialto High School

George, Ryan	Frosh Assistant, Boys' Soccer	2015/2016	\$2,649.00
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Submitted By: Aaron Rogers
Reviewed By: Thomas M. Haldorsen
Presented For Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. J 3.2)

K DISCUSSION/ACTION ITEMS

**NO CHILD LEFT BEHIND ACT – TITLE I, PART A
SUPPLEMENTAL EDUCATIONAL SERVICES (SES)**

December 9, 2015

The Instructional Services Division requests authorization from the Board of Education to contract for State approved providers under the No Child Left Behind (NCLB) Act of 2001.

The District is required to offer Supplemental Educational Services (SES) in the form of extended day academic reading or math programs for identified students at eligible school sites. According to federal regulations, parents/guardians of eligible students may choose from a list of state approved providers. Parents/Guardians of eligible students attending Bemis, Curtis, Dollahan, Dunn, Hughbanks, Morris, Preston, and Simpson Elementary Schools, and Jehue, Frisbie, Kolb, Kucera, and Rialto Middle Schools have chosen the following providers for 2015-2016 services:

! # 1 Touch-Screen Tablet Computer Tutoring	Club Z! In Home Tutoring
! ACE Tutoring Services, Inc.	Creative Brain Learning
!!! 1st Choice Android Smart-Phone Tutoring	Datamatics, Inc DBA Achieve HighPoints
!!! Apple Ipad & Android Tablet Tutoring!!	Doctrina Tutoring
!!#1 Ipad Tutoring	Educational Advantage, LLC. DBA:Xamaze In Home Tut
!#1 Tutoria, Maestros, Tablets	EduPlus LLC
!MathWiz	Elevate Learning
#1 A+ Student Learning Academy/Center	Expect Success Tutoring, LLC
#1 Academia de Servicio de Tutoria	Future Stars Tutoring Services Center
#1 Achieve Academic Excellence	Healthy Families
#1 Educando con Tabletas	Higher Ground Program
#1 in Learning Online, Inc.	ICES Education, LLC
1 iPad Gratis LLC	Keep Hope Alive Project
1 Online Tutoring	Leading Edge Learning Center
5 Star Tutors LLC (CA)	LEARN (a DBA of Rio Hondo Education Consortium)
A Better Tomorrow Education	Learn with iPads LLC
A+ Educational Centers	Learning Fundamentals LLC
Above & Beyond Learning, Inc.	Pearson Learning Center
Academic Goals, Inc.	Professional Tutors of America, Inc.
Ace it! Tutoring Powered by Sylvan Learning (Zogli)	Project Life Impact
Adaptive Learning	Spectrum Solutions
Advanced Reading Solutions DBA UROK Learning Inst.	Studentnest.com
Aspirar a la Educacion	The Learning Curve
Boys2Men Girls2Women Tutoring Services	Variations Educational Services LLC
Brain Hurricane, LLC	Voice of Hope
Bright Future	VTA Tutoring Services

It is recommended that the Board of Education approve contracts for the aforementioned state approved companies for 2015-2016, to provide Title I Supplemental Educational Services (SES) in accordance with the No Child Left Behind (NCLB) legislation to eligible students at Bemis, Curtis, Dollahan, Dunn, Hughbanks, Morris, Preston, and Simpson Elementary Schools, and Jehue, Frisbie, Kolb, Kucera, and Rialto Middle Schools. Services at an approximate cost of \$1,015.83 per student, not to exceed \$1,452,636.90, to be paid from District Title I, Part A Reservation Funds.

Submitted by: Linda Miner

Reviewed by: Jasmin Valenzuela

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

**RESOLUTION OF THE BOARD OF EDUCATION OF
THE RIALTO UNIFIED SCHOOL DISTRICT**

**RESOLUTION NO. 15-16-29
CALIFORNIA DEPARTMENT OF EDUCATION
EARLY EDUCATION AND SUPPORT DIVISION
GARCIA PRESCHOOL PROGRAM #364805927**

December 9, 2015

WHEREAS, this resolution must be adopted in order to certify that the Board of Education of the Rialto Unified School District verifies that the Garcia Preschool classes were closed for both preschool sessions on November 12, 2015.

WHEREAS, the Rialto Unified School District (RUSD) closed Garcia Elementary including the Garcia Preschool for the safety and health of the students. There was no water service as the main domestic service backflow device had been cut away from the main water pipes and stolen.

WHEREAS, this caused the attendance in the Garcia Preschool Classroom to be 0 compared to 46 on the week prior.

NOW, THEREFORE, BE IT RESOLVED that the Board of Education of the Rialto Unified School District requests that 46 be counted as the attendance for Garcia Preschool for November 12, 2015.

Edgar Montes, President

Nancy G. O'Kelley, Vice President

Dina Walker, Clerk

Joseph Ayala, Member

Joseph W. Martinez, Member

Submitted by: Dr. Pat Krizek

Reviewed by: Jasmin Valenzuela

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

**APPROVAL TO PURCHASE FROM
WATERFORD UNIFIED SCHOOL DISTRICT
PIGGYBACK BID**

December 9, 2015

Authorization of the Board of Education is required to purchase from the bids of other governmental agencies pursuant to Public Contract Code 20118. The following bid will allow the District to purchase school buses without going out to bid, thereby taking advantage of the same terms and conditions in the original awarded bids.

Waterford Unified School District Co/op Bid No. 01/12 "School Buses"

It is recommended that the Board of Education give approval to the District to purchase from the Waterford Unified School District Co/op Bid 01/12 "School Buses," per Public Contract Code 20118, and authorize Mohammad Z. Islam, Associate Superintendent, Business Services, to sign all necessary documents. All costs will be paid from the General Fund.

Submitted by: Derek Harris

Reviewed by: Mohammad Z. Islam

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. K 3.1)

**ACCEPTANCE OF GRANT FROM
THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT
FOR PURCHASE OF TWO SCHOOL BUSES**

December 9, 2015

At the Board meeting held on May 20, 2015, the Board of Education approved the submission of the South Coast Air Quality Management District (SCAQMD) Grant Application No. PA 2015-06 AB 923 School Bus Replacement Program. The intent of the grant is to replace school buses that do not meet the latest required safety standards, and have also been identified as high polluting vehicles by the SCAQMD.

On June 5, 2015, the District's Transportation Services Department applied for bus replacement funds from the SCAQMD "Lower-Emission School Bus Replacement Program" for the replacement of sixteen (16) school buses. The District was successful in the grant application, and has been awarded \$333,000.00 in grant funding. The grant required the purchase of two (2) Compressed Natural Gas (CNG) school buses to replace two (2) pre-1994 school buses. As a condition of the grant, the District is required to crush (destroy) the two (2) pre-1994 District-owned school buses which are being replaced.

The total estimated cost of the two (2) new school buses is \$400,965.60, with \$333,000.00 being provided by the SCAQMD grant. The District required match of \$67,965.60 would be paid from the General Fund.

It is recommended that the Board of Education give authorization to accept a grant from the South Coast Air Quality Management District "Lower Emission School Bus Replacement Program," in the amount of \$333,000.00, with the required match of \$67,965.60, to purchase two (2) new school buses through a piggyback bid from Waterford Unified School District, and authorize Mohammad Z. Islam, Associate Superintendent, Business Services, to sign all necessary documents.

Submitted by: Derek Harris

Reviewed by: Mohammad Z. Islam

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. K 4.1)

FIRST INTERIM FINANCIAL REPORT

December 9, 2015

Pursuant to Education Code section 42131, twice each year, the Board of Education must certify to the San Bernardino County Superintendent of Schools (SBCSS) and the California Department of Education (CDE) that the District can meet its financial obligations for the current and subsequent two fiscal years.

The First Interim Financial Report presents actual to date data as of October 31, 2015. This report must be approved and certified as positive, qualified, or negative by the Governing Board and submitted to the SBCSS by December 15, 2015. The three certifications are defined as follows:

1. **A Positive Certification** means that a district will meet its financial obligations (including the 3 percent reserve) for the current and subsequent two fiscal years.
2. **A Qualified Certification** means that a district may not meet its financial obligations for the current or subsequent two fiscal years (less than the 3 percent reserve in any year).
3. **A Negative Certification** means that a district will not meet its financial obligations for the remainder of the fiscal year or for the next subsequent fiscal year (depleted cash).

The First Interim Report consists of projections for average daily attendance (ADA) and General Fund Summary (revenues, expenditures, and fund balance) for the current and subsequent two fiscal years. Also included are a current year Cash Flow Projection, a Summary Review of State Financial Criteria and Standards, and a Certification that the District will meet its financial obligations for the current and subsequent two fiscal years.

The First Interim Financial Report (under separate cover) and Assumptions and Recap are presented to the Board of Education for approval with a **Positive Certification** as the District will meet its obligations in the current and subsequent two fiscal years.

It is recommended that the Board of Education approve the FY 2015-2016 First Interim Financial Report.

Submitted by: Diane Romo

Reviewed by: Mohammad Z. Islam

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. K 5.1)

**Rialto Unified School District
1st Interim Report Assumptions and Recap
FY 2015-16**

1. Assumptions:

Description	2015-16	2016-17	2017-18
Enrollment	25,945	25,745	25,645
Average Daily Attendance (ADA)	25,028	24,888	24,797
Local Control Funding Formula (LCFF)	\$230,889,756	\$233,113,288	\$231,992,136
COLA	1.02%	1.60%	2.48%
LCFF Implementation %	53.08%	12.52%	18.00%
Desig. for Economic Uncertainties (3%)	\$9,126,608	\$8,440,285	\$8,545,998
Lottery (Unrestr/Restr)	\$140/\$41	\$140/\$41	\$140/\$41
Common Core (One Time)	\$13,380,962	\$0	\$0
Educator Effectiveness Grant (One Time)	\$1,829,433	\$0	\$0
Cost of CE Step & Column	\$1,811,135	\$1,702,364	\$1,711,718
Cost of CL Step and Column	\$354,171	\$534,109	\$417,232
STRS Increase over Prior Year	\$2,242,971	\$2,282,786	\$2,329,158
STRS % Increase over Prior Year	1.85%	1.85%	1.85%
PERS Increase over Prior Year	\$29,177	\$468,176	\$1,400,830
PERS % Increase over Prior Year	0.08%	1.20%	3.55%
H & W Benefit Cost Increase %	0.48%	9%	9%
H & W Benefit Cost CL	\$9,342,916	\$10,183,778	\$11,123,706
H & W Benefit Cost CE	\$18,068,836	\$19,847,282	\$21,938,040
Affordable Health Care Act	\$0	\$1,000,000	\$1,000,000
Contributions to Restricted Prog.	\$28,905,139	\$28,905,139	\$28,905,139
Increase Water/Sewer 25%	\$235,639	\$288,135	\$61,853
Utilities Increase	\$187,314	\$237,846	\$250,538
Routine Repair & Maintenance Inc to 3%	\$2,831,109	\$0	\$0
IT Infrastructure Projects (One Time)	\$22,267,511	\$0	\$0
TK-3 Class Size Reduction	\$826,171	\$1,032,700	\$1,032,700
English Language Arts Textbook Adoption (One Time)	\$0	\$7,000,000	\$0

2. Fund Recaps:

Description	Fund	Beginning Balance	Revenue/ Transfer In	Expenditures/ Transfer Out	Ending Balance
General Fund	01	\$35,738,853	292,309,773	304,220,262	\$23,828,364
Adult Education Fund	11	\$0	535,130	535,130	\$0
Child Development Fund	12	\$12,459	4,222,166	4,222,141	\$12,484
Bond Fund	21	\$31,559,958	50,090	31,570,057	\$39,990
Capital Facilities Fund	25	\$2,403,335	1,414,584	2,373,532	\$1,444,387
State Facilities Fund	35	\$1,311,228	2,422	601,777	\$711,873
Spec. Res. Capital Proj.	40	\$59,995	3,853,765	3,853,058	\$60,702
Bond Int. & Redemption	51	\$6,169,291	4,152,610	4,884,804	\$5,437,097
Cafeteria Enterprise Fund	61	\$19,358,360	15,228,144	18,449,932	\$16,136,571
		<u>\$96,613,479</u>	<u>\$321,768,684</u>	<u>\$370,710,693</u>	<u>\$47,671,469</u>

3. General Fund Components of Ending Fund Balance (all one-time resources):

	2015-16	2016-17	2017-18
Revolving Cash	\$90,000	\$90,000	\$90,000
Stores- Warehouse	\$80,000	\$80,000	\$80,000
Restricted	\$760,955	\$0	\$0
Desig for Econ Uncertainties (3%)	\$9,126,608	\$8,438,337	\$8,544,051
Assigned	\$7,476,796	\$8,976,796	\$9,226,796
Unassigned	\$6,294,006	\$5,865,243	\$6,747,368
Total	<u>\$23,828,364</u>	<u>\$23,450,376</u>	<u>\$24,688,215</u>

(Ref. K 5.2)

**ADOPT RESOLUTION NO. 15-16-30
ESTABLISHMENT OF STATE SCHOOL BUILDING CONSTRUCTION
FUND/RESOURCE FOR THE FACILITIES HARDSHIP GRANT AT
EISENHOWER HIGH SCHOOL NO. 58/67850-00-001**

December 9, 2015

As per Education Code Sections 8200-8328, a Construction Fund/Resource for an approved facilities project must be established. It is also required that the District establish a separate fund through the County Superintendent of Schools.

It is recommended that the Board of Education adopt Resolution No. 15-16-30 authorizing the District to establish a separate Construction Fund/Resource for the Rialto Unified School District's Facilities Hardship Grant – Eisenhower High School Grant No. 58/67850-00-001.

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

Presented For Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. K 6.1)

**RESOLUTION NO. 15-16-30
ESTABLISHMENT OF STATE SCHOOL BUILDING CONSTRUCTION
FUND/RESOURCE FOR THE FACILITIES HARDSHIP GRANT AT
EISENHOWER HIGH SCHOOL NO. 58/67850-00-001**

December 9, 2015

WHEREAS, the Board of Education of the Rialto Unified School District, in accordance with the provisions of the State of California, must establish a Construction Fund/Resource for the Rialto Unified School District's Facilities Hardship Grant – Eisenhower High School Grant No. 58/67850-00-001 proceeds with the County Superintendent of Schools; and

WHEREAS, the Board of Education of the Rialto Unified School District must establish a Construction Fund/Resource for Facilities Hardship Grant funds in the San Bernardino County Treasury Office; and

NOW, THEREFORE, BE IT RESOLVED THAT, the Board of Education of the Rialto Unified School District, hereby requests the County Superintendent of Schools to establish a separate Construction Fund/Resource for Facilities Hardship Grant – Eisenhower High School Grant No. 58/67850-00-001.

APPROVED, PASSED AND ADOPTED this 9th day of December, 2015, by the Board of Education of the Rialto Unified School District of San Bernardino County by the following vote:

AYES: _____ NOES: _____ ABSENT: _____ ABSTAINED: _____

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

Edgar G. Montes
President, Board of Education

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

OPTION AGREEMENT FOR COMMUNICATIONS EASEMENT

December 9, 2015

American Tower Corporation (ATC) recently entered into a transaction with Verizon Wireless, pursuant to which ATC subleases, manages, operates and maintains a telecommunication site located on the Rialto Middle School property. The cellular tower was already on the Rialto Middle School site when it was purchased by the District. The District currently has a lease agreement with ATC, wherein they lease the cellular tower property in the amount of \$1,246.37 per month.

ATC has offered to pay the District a lump-sum payment of \$213,000.00 for a perpetual easement on the property for the operation of a cellular tower.

Under the terms of the easement agreement:

1. If ATC abandons the easement, or stops operating a cell site on the property for five years, the easement will automatically terminate after 5 years.
2. ATC can elect to terminate the easement, however, it must restore the site to its original condition, and they will not be entitled to a refund if they elect to terminate the easement.
3. ATC and any of its employees, agents, or subtenants will need to adhere to the District's vendor access policies for the site and provide 24 hour notice before accessing the site.
4. ATC will have exclusive access to the actual cell site, and the District can only enter the site with permission from ATC or in an emergency.

All terms and conditions of this agreement have been reviewed by the District's legal counsel, Fagen, Friedman, and Fulfroost.

It is recommended that the Board of Education enter into an Option Agreement with American Tower Corporation wherein American Tower Corporation will pay the District a lump-sum payment of \$213,000.00 to purchase a perpetual easement for the cellular tower located on the Rialto Middle School property.

Submitted and Reviewed by: Mohammad Z. Islam
Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. K 7.1)