

**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**

December 9, 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 6:00 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 Mohammad Z. Islam, Associate Superintendent, Business Services. 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 Clerk Walker, seconded by Vice President O'Kelley, and approved by a 5-0 vote, the Board of Education entered into Closed Session at 6:05 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
- 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

ADJOURNMENT OF CLOSED SESSION

Upon a motion of Clerk Walker, seconded by Vice President O'Kelley, and passed by a unanimous 5-0 vote, Closed Session adjourned at 7:27 p.m.

OPEN SESSION RECONVENED – 7:27 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 Mohammad Z. Islam, Associate Superintendent, Business Services. Also present was Rosie Williams, Executive Secretary to the Superintendent, and Luz Carson, Interpreter, American Language Services.

PLEDGE OF ALLEGIANCE

Juan Loza, 4th grade Dollahan Elementary School student, led the Pledge of Allegiance.

PRESENTATION BY DOLLAHAN ELEMENTARY SCHOOL

A group of Dollahan Elementary School's 4th and 5th grade students sang the song, "*The Dynamite 7 Habits.*"

REPORT OUT OF CLOSED SESSION

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

- Christopher Jackson as High School Assistant Principal, Eisenhower High School
- Shelly Gates as Program Specialist, Special Education

Superintendent Avila also reported that in Closed Session the Board of Education, by unanimous 5-0 vote, accepted the request for a leave of absence for classified employee #1489135, January 12, 2016 through May 26, 2016.

INTERIM CHIEF RANDY DE ANDA, RIALTO POLICE DEPARTMENT, PROVIDED AN UPDATE ON THE BOMB THREAT INCIDENT AT CARTER HIGH SCHOOL.

ADOPTION OF AGENDA

Upon a motion by Member Ayala, seconded by Clerk Walker the Agenda was adopted, as amended, by a unanimous 5-0 vote by the Board of Education. President Montes asked that his name be corrected on (Ref. K 6.2) by removing the initial G. in his name. (The item was later changed to read: Nancy G. O'Kelley, President.) Item (Ref. K 7.1) was pulled from the Agenda.

REORGANIZATION OF THE BOARD OF EDUCATION

1. President Montes nominated Mrs. Nancy O'Kelley for President. It was motioned by Member Ayala, seconded by Clerk Walker, and passed by a 5-0 vote by the Board of Education.
2. Member Montes nominated Ms. Dina Walker for Vice President. It was motioned by Member Montes, seconded by Member Ayala, and passed by a 5-0 vote by the Board of Education.
3. Member Ayala nominated Mr. Joseph W. Martinez for Clerk. It was motioned by Member Montes, seconded by Vice President Walker, and passed by a 5-0 vote by the Board of Education.

(Ref. E 1.3)

4. Member Montes nominated Mr. Joseph Ayala for Voting Representative to County Office. It was motioned by Member Montes, seconded by President O'Kelley, and passed by a 5-0 vote by the Board of Education.
5. President O'Kelley nominated Mr. Edgar Montes for Alternate Voting Representative to County Committee. It was motioned by President O'Kelley, seconded by Clerk Martinez, and passed by a 5-0 vote by the Board of Education.

B. PRESENTATIONS

1. DSAC Middle School Report

The following DSAC students shared activities held at their schools:

Noel Marin – Jehue Middle School
Destiny Lopez – Rialto Middle School
Valerie Fragoso – Frisbie Middle School
Jullian Mobley – Kolb Middle School
Katelyn Brown – Kucera Middle School

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.

On behalf of Carlos Gonzales, Stephanie Cervin, Program Coordinator for MESA at the University of California, Riverside, Rialto High School Teachers Mikal Thompson and Julien Ansermet, conducted a PowerPoint presentation sharing information on the MESA program at Rialto High School. The PowerPoint presentation is attached – see pages (Ref. E 1.12) – (Ref. E 1.18).

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

Board Vice President Dina Walker presented Mrs. Angela Brantley, with a Key to the District for her outstanding service to the Rialto Unified School District and the Rialto community. Joseph Williams, Board of Trustee, San Bernardino Community College District, also recognized Mrs. Brantley for earning the Key to the District.

(Ref. E 1.4)

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.

Russel Silva, Rialto resident, spoke regarding his concerns with the security issues at the back gates of Werner Elementary School and Jehue Middle School. As a representative of the Rialto Coalition he invited everyone to join the Lung Force Group at Brother's Pizza on December 16, 2015, from 5:30 – 7:30 p.m. The event is sponsored by the American Lung Society and they will be discussing the possibility of developing a smoke-free environment at our parks.

Eva Serrato, Principal, Boyd Elementary School, spoke regarding the Family Leadership Institute Conference held last week in Clark County Nevada. She attended this conference along with other staff members and parents. She shared that it was a conference that has inspired her to be a better leader in the community, school site and her own home.

Rosa Fuentes, Rialto resident, spoke regarding the Carter High School lockdown and she expressed her disappointment with the news media's reporting of the shooting incident. She thanked the Rialto PD and Dr. Avila for the support to the staff and the students during this time.

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

Anna Valencia, Vanessa Ortiz, Debbie Shiba, Daniel Lee, and Ileana Arroyo, all spoke in support of the Elite Learning Academy. (This item is D-2 on the Public Hearing portion of the Agenda.)

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, shared that she met with 35 of RUSD's new teachers, provided a care package and welcomed them to the District. All 35 teachers expressed their joy to be either in the classroom that they were in, to be working with the students that they were working with, and joy with their site, or the district. All 35 want to return next year, with the exception of one who is hesitant because he is commuting from Orange County.

Linda Silva, CSEA President, congratulated Board Members on their new positions. She stated that she is very appreciative of the opportunities that have been given back to the classified staff of this District through Dr. Avila. She stated, "He has allowed us to be a part of things going on in this District." Lastly, she wished everyone happy holidays.

Teresa Brown, RSMA Recording Secretary, on behalf of RSMA, congratulated Angela Brantley for being selected to receive the Key to the District. Ms. Brown invited all RSMA members, the Board and the Superintendent to attend the RSMA Holiday Reception in the West Wing on Wednesday, December 16, 2015, from 3:45-6:00 p.m.

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

D. PUBLIC HEARING

Upon a motion by Vice President Walker, seconded by Clerk Martinez, Public Hearing was opened at 9:55 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.

1. Public Hearing: Williams Inspection Reports – 2015-2016 First Quarterly Report.

Upon a motion by Member Montes, seconded by Member Ayala, Public Hearing was closed at 9:55 p.m. by a unanimous 5-0 vote by the Board of Education.

Upon a motion by Vice President Walker, seconded by Member Montes, Public Hearing was opened at 9:56 p.m. by a unanimous 5-0 vote by the Board of Education.

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

Upon a motion by Vice President Walker, seconded by Member Montes, Public Hearing was closed at 10:00 p.m. by a unanimous 5-0 vote by the Board of Education.

CONSENT CALENDAR ITEMS

Upon a motion by Clerk Martinez, seconded by Member Montes, Items E – H5 and I – J were approved by Student Board Members preferential vote, and a unanimous 5-0 vote by the Board of Education.

Item (Ref. H 6.1) was approved by a 4-1 vote by the Board of Education. The vote was as follows:

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

E. MINUTES

1. Approve the minutes of the Regular Board of Education Meeting held on November 18, 2015.

F. GENERAL FUNCTIONS CONSENT ITEMS

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

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. E 1.7)

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.
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.
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.
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.

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. E 1.8)

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.
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.
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.
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.

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.
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.

J. PERSONNEL SERVICES CONSENT ITEMS

- 1-3. Approve Personnel Report No. 1144 for classified and certificated employees.

K. DISCUSSION/ACTION ITEMS

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

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.

Upon a motion by Clerk Martinez, seconded by Member Montes, Item K2 was approved by a unanimous 5-0 vote by the Board of Education.

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

Upon a motion by Member Montes, seconded by Vice President Walker, Item K3 was approved by a unanimous 5-0 vote by the Board of Education.

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.

Upon a motion by Clerk Martinez, seconded by Member Ayala, Item K4 was approved by a unanimous 5-0 vote by the Board of Education.

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.

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

5. Approve the FY 2015-2016 First Interim Financial Report.

Member Montes motioned to change the signature line on item (Ref. K 6.2) to read: Nancy G. O'Kelley, President. It was seconded by Vice President Walker, and approved by a unanimous 5-0 vote by the Board of Education.

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

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. E 1.10)

Member Montes asked to have Item (Ref. K 7.1) tabled and brought back at a future meeting. It was agreed to table Item (Ref. K 7.1). No vote was taken.

~~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.~~

Upon a motion by Vice President Walker, seconded by Clerk Martinez, Item K8 was approved by a unanimous 5-0 vote by the Board of Education.

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

STIPULATED

Case Number:
15-16-13

REINSTATEMENT OF EXPULSION


Case Number:
14-15-63

L. ADJOURNMENT

Upon a motion by Member Montes, seconded by Clerk Martinez, and approved by a unanimous 5-0 vote by the Board of Education, the meeting was adjourned at 10:19 p.m.



Clerk, Board of Education



Secretary, Board of Education