

**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**

January 20, 2016

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 O'Kelley at the Dr. John R. Kazalunas Education Center, 182 East Walnut Avenue, Rialto, CA 92376.

Members present: Nancy G. O'Kelley, President; Dina Walker, Vice President; Joseph W. Martinez, Clerk; Joseph Ayala, Member; and Edgar Montes, 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 Vice President Walker, seconded by Member Montes, and approved by a unanimous 5-0 vote, the Board of Education entered into Closed Session at 6:04 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)

Supervisor Appointments:

- Nutrition Services Supervisor
- Fiscal Services Supervisor
- Coordinator, Special Education

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)

OPEN SESSION RECONVENED – 7:10 P.M.

REPORT OUT OF CLOSED SESSION

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

- Accepted the supervisory appointment of Alexandra Wallen as Nutrition Services Supervisor.
- Accepted the supervisory appointment of Karen Bryan as Fiscal Services Supervisor.

PLEDGE OF ALLEGIANCE

John Phillip Sandoval, fifth grade Dunn Elementary School student, led the Pledge of Allegiance.

PRESENTATION BY DUNN ELEMENTARY SCHOOL

Selected Dunn Elementary School students led by fourth grade teachers, Dr. Frank Gomez, II, Mrs. Isabel Alejandre; and fifth grade teachers, Mr. Miguel Contreras and Mrs. Monica Ortiz, recited the poem “*Sick*,” by renowned author, Shel Silverstein.

ADJOURNMENT OF CLOSED SESSION

Upon a motion of Member Montes, seconded by Vice President Walker, and passed by a unanimous 5-0 vote, Closed Session adjourned at 7:14 p.m.

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

ADOPTION OF AGENDA

Upon a motion by Member Ayala, seconded by Vice President Walker the Agenda was adopted by a unanimous 5-0 vote by the Board of Education.

B. PRESENTATIONS

1. DSAC High School Report

The following DSAC students shared activities held at their schools:

Emily Mendez, Eisenhower High School
Natalie Baca, Carter High School

2. Recognition of Outstanding Achievement in Mathematics of 6th Grade Jehue Middle School Student Nathaniel Kalaw

President O'Kelley and Edward D'Souza, Ph.D., Associate Superintendent, Secondary Instruction, awarded a Certificate of Recognition to Nathaniel Kalaw for his excellence in mathematics. Certificates of Recognition were also awarded to staff members credited with helping Nathaniel succeed academically.

3. Presentation by Vicenti, Lloyd & Stutzman, LLP, regarding the Fiscal Year 2014-2015 Annual Audited Financial Report

Tina K. Henton, Partner of the audit firm, Vicenti, Lloyd & Stutzman, LLP, provided a summary of the Fiscal Year 2014-2015 Annual Audited Financial Report.

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.

Jessica Bailey, 5th grade Fitzgerald Elementary School student, expressed how much she appreciates Daniel Harris, Custodian II, and she shared the positive experiences she has had with him.

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, presented the Board with a demand to bargain letter indicating their intent to reopen negotiations on their contract. She also stated that it is their intent to bargain the implications of LCFF funding and the impact on the LCAP. She spoke regarding the Governor's budget coming out and items he plans to fund. She also shared what they felt the LCAP should address.

Linda Silva, CSEA President, spoke regarding the 2015-2016 contract that was negotiated in a day and a half. She thanked all of the negotiating teams (CSEA and District) and the Board of Education for being so supportive. She also stated that CSEA had approved their contract.

Ron Fletcher, CWA Vice President, shared that he is happy Personnel hired more substitute teachers and they are holding ongoing orientations. He is pleased with last year's CWA contract, but will begin working on the new contract. He shared that he is looking forward to *The Ritz* this year, which will be held on April 23, 2016, at Carter High School.

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

D. PUBLIC HEARING - None

CONSENT CALENDAR ITEMS

Upon a motion by Clerk Martinez, seconded by Member Ayala, Items E – J were approved by the Student Board Member's 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 January 6, 2016.

F. GENERAL FUNCTIONS CONSENT ITEMS

1. Second reading of revised Board Policy 0410(a-d); Philosophy-Goals-Objectives and Comprehensive Plans; Nondiscrimination in District Programs and Activities.
2. Second reading of revised Board Policy 1240(a-d); Community Relations: Volunteer Assistance.
3. Second reading of revised Board Policy 4033(a-c); All Personnel: Lactation Accommodation.
4. Second reading of revised Board Policy 5141.31(a-c); Students: Immunizations.
5. Second reading of revised Board Policy 5145.3(a-d); Students: Nondiscrimination/Harassment.
6. Second reading of revised Board Policy 5146(a-e); Students: Married/Pregnant/Lactating/Parenting Students.

G. INSTRUCTION CONSENT ITEMS

1. Approve an agreement with San Bernardino Community College, Valley College Campus to establish a college level course, Administrative Justice 105, to high school students from Carter, Eisenhower, and Rialto High Schools, commencing February 10, 2016 and ending May 31, 2016.

(Ref. E 1.5)

2. Adopt Resolution No. 15-16-37 declaring the month of February 2016 as a period of recognition of African-American history as it relates to our history and culture and encourages all teachers, support staff, parents/guardians, and students to participate in observances and instructional activities that commemorate this occasion.
3. Adopt Resolution No. 15-16-38 declaring February 1-5, 2016, as National School Counseling Week and supports locally developed educational programs and observances.

H. BUSINESS AND FINANCIAL CONSENT ITEMS

1. Approve Warrant Listing Register and Purchase Order Listing for all funds from December 7, 2015 through January 4, 2016 (sent under separate cover to Board Members). A copy for public review will be available at the Board Meeting.
2. Accept the donations from Dollahan Elementary PTO, Lifetouch National School Studios, AT&T Employee Giving Campaign, Your Cause Corporate Giving Programs, Silicon Valley Community Foundation, Jeri Zermeno, Schoola, Sunrise Adopt-a-School Partnership, 99 Cents Only Stores, and OraBrite.
3. Adopt Resolution No.15-16-34 authorizing submittal of application(s) for all CalRecycle Grants for which the Rialto Unified School District is eligible; and authorize the Associate Superintendent of Business Services to execute all Grant-related documents. The authorizations are effective for five (5) years from the date of adoption of the resolution.
4. Approve an agreement with Duke Cultural Resources Management, LLC to provide archaeological and paleontological monitoring services for the Compressed Natural Gas Fueling Station and Transportation Yard project.
5. Approve an agreement with VCS Environmental to provide a pre-construction burrowing owl/breeding bird survey for the Compressed Natural Gas Fueling Station and Transportation Yard project.
6. Adopt Resolution No. 15-16-35, finding the solar canopy installation at all school sites exempt from the California Environmental Quality Act and approving the filing and recordation of a Notice of Exemption.
7. Approve an agreement with FranklinCovey Education to provide coaching support with the implementation of The Leader in Me at Dollahan Elementary School.

(Ref. E 1.6)

8. 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.
9. Approve an agreement with the California Association of Bilingual Education (CABE) Professional Development Services to provide professional development to District and site administrators, and teachers at Boyd, Casey, Garcia, and Morris Elementary Schools.

I. FACILITIES PLANNING CONSENT ITEMS

1. Accept the work completed on December 17, 2015, by Braughton Construction, Inc., for all work required in connection with the Eisenhower High School Pylon Sign 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. 1146 for classified and certificated employees.
4. Adopt Resolution No. 15-16-36 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 Walker, seconded by Clerk Martinez, Item K1 was approved by a unanimous 5-0 vote by the Board of Education.

1. Accept the Fiscal Year 2014-2015 Annual Audited Financial Report completed by Vicenti, Lloyd & Stutzman LLP.

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

2. Award Bid No. 15-16-001, Rialto USD CNG Fueling Station Project, to TOMCO in the amount of \$2,934,530.00.

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

3. Award Bid. No. 15-16-006, High Speed Fiber Optic Wide Area Network Infrastructure, to AT&T as the only responsive/responsible bidder meeting the District's requirements. Commencement of this project is contingent upon E-Rate funding. The contract will begin on July 1, 2016 through June 30, 2018, with an option for two one-year renewals.

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

4. Adopt Resolution No. 15-16-39 denying Charter School Petition for Elite Learning Academy.

Upon a motion by Member Ayala, seconded by Member Montes, Item K5 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

5. Adopt Resolution No. 15-16-40 excusing the absence of Board Clerk Joseph W. Martinez from the Wednesday, January 6, 2016, regular meeting of the Board of Education.

Upon a motion by Member Ayala, seconded by Vice President Walker, Item K6 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 – Aye
Member Ayala – Aye
Member Montes – No

6. Adopt Resolution No. 15-16-41 excusing the absence of Board Member Edgar Montes from the Wednesday, January 6, 2016, regular meeting of the Board of Education.

Upon a motion by Member Montes, seconded by Clerk Martinez, Item K7 was approved by a unanimous 5-0 vote by the Board of Education.

7. Approve the Board of Education Meeting Schedule for the 2016-2017 school year.

Upon a motion by Clerk Martinez, seconded by Vice President Walker, 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):

ADMINISTRATIVE HEARING

Case Number:
15-16-12

STIPULATED

Case Numbers:
15-16-18
15-16-16

L. ADJOURNMENT

Upon a motion by Member Montes, seconded by Vice President Walker, and approved by the Student Board Member's preferential vote, and a unanimous 5-0 vote by the Board of Education, the meeting was adjourned at 8:25 p.m.


Clerk, Board of Education


Secretary, Board of Education