

**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.

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

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