

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

October 7, 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 6:02 p.m. to consider and discuss the following items:

1. Public Employee Employment/Discipline/Dismissal/Release/
Reassignment of Employees (Government Code section 54957)
Administrative Appointment
 - Executive Director, Special Education

(Ref. E 1.1)

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
5. **THREAT TO PUBLIC SERVICES OR FACILITIES** (Government section 54957)
Consultation with: Haven Private Investigation Services

PLEDGE OF ALLEGIANCE

Ashley Rodriguez, 3rd grade Boyd Elementary School student, led the Pledge of Allegiance.

PRESENTATION BY BOYD ELEMENTARY SCHOOL

Mrs. Christina Cortes' 3rd grade class performed the songs: *"I Think You're Wonderful,"* and *"Hooray for the World."*

PRESIDENT MONTES ADMINISTERED THE OATH OF OFFICE TO STUDENT BOARD MEMBER NATALIE BACA

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 7:13 p.m.

OPEN SESSION RECONVENED – 7:13 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.

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 Paulette Koss, Executive Director, Special Education.

ADOPTION OF AGENDA

Upon a motion by Vice President O'Kelley, seconded by Clerk Walker, the Agenda was adopted, as amended, by a unanimous 5-0 vote by the Board of Education. On page 6 of the Agenda, the reference number to item K3 was corrected to read: (Ref. K 3.1).

B. PRESENTATIONS

1. Diploma presented, posthumously, to the family of Julie Pimentel.

President Montes presented, posthumously, the family of Julie Pimentel with her high school diploma.

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.

Magdalena Benitez, Hughbanks Elementary School parent, expressed her concerns regarding an employee who works in the Cafeteria at Hughbanks Elementary School.

Jordan Brown, a Senior at Middle College High School in San Bernardino, shared information on the Next Generation Black Student College Preparation Conference to be held on Friday, November 13, 2015, at Cal State University, San Bernardino.

(Ref. E 1.3)

Celia Zelaya, Amigos Unidos Parent Support Group, thanked Dr. Avila and the Board for setting up a special meeting to hear the concerns of students with special needs. She invited everyone to attend this special meeting which will be held on Monday, October 19, 2015, at 6:30 p.m., at St. Catherine of Sienna. She thanked everyone who helped the Pimentel family, and she also thanked Dr. D'Souza for his support with the special education students.

Jessica Martinez, Werner Elementary School parent, expressed her concern regarding the lack of yard duty supervision at Werner Elementary School. She shared that her student has been injured by other students due to the lack of supervision.

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

Russel Silva, Rialto resident, expressed his concerns regarding item (Ref. K 7.1) appointing a prosecuting authority, stating the District should not pay more to the firm than they are going to recover. He thanked the Board for the positive move forward and the attempt to correct the errors of the past.

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)

Leslie Chambers, REA Vice President, thanked Dr. Avila and Cabinet for meeting with REA's Executive Board and they look forward to working together. She congratulated new Student Board Member Natalie Baca. She thanked the Board and the RUSD for the gift given to the Pimentel family tonight.

Linda Silva, CSEA President, thanked Dr. Avila for meeting with CSEA's Executive Board. She congratulated new Student Board Member Natalie Baca. She read Resolution No. 15-16-20 acknowledging National School Bus Safety Week and School Bus Drivers Appreciation Day. She shared that this week is Customer Service Week and Nutrition Services Workers Week, and she asked that a Resolution be included in next year's Board agenda.

Ron Fletcher, CWA President, welcomed Student Board Member Natalie Baca, shared that he is working hard to get a Student Board Member position established in San Bernardino. He thanked RUSD for the approval of the great substitute contract. He is looking forward to the second substitute training session that will be held later in the Fall.

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

D. PUBLIC HEARING

Upon a motion by Member Martinez, seconded by Vice President O'Kelley, Public Hearing was opened at 8:30 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.

Member Martinez thanked CSEA, the Maintenance Crew, and the oversight of the Superintendent for having nothing to report on the Williams Quarterly Uniform Complaint Report.

1. Williams Settlement Legislation – Quarterly Uniform Complaint Report Summary covering July – September 2015.

Upon a motion by Clerk Walker, seconded by Vice President O'Kelley, Public Hearing was closed at 8:31 p.m. by a unanimous 5-0 vote by the Board of Education.

CONSENT CALENDAR ITEMS

Upon a motion by Vice President O'Kelley, seconded by Clerk Walker, Items E – F5, and F7 – J were approved by Student Board Members preferential vote, and a unanimous 5-0 vote by the Board of Education. Item F6 was voted on separately.

E. MINUTES

1. Approve the minutes of the Regular Board of Education Meeting held on September 23, 2015.

F. GENERAL FUNCTIONS CONSENT ITEMS

1. Second reading of revised Board Policy 4117.3(a-e); Certificated Personnel: Personnel Reduction.
2. Second reading of revised Board Policy 4131(a-f); Certificated Personnel: Staff Development.
3. Second reading of revised Board Policy 6162.51(a-c); Instruction: State Academic Achievement Tests.
4. Second reading of revised Board Policy 6162.54(a-c); Instruction: Test Integrity/Test Preparation.
5. First reading of revised Board Policy 5131.62(a-d); Students: Tobacco.

Upon a motion by Vice President O'Kelley, seconded by Clerk Walker, Item F6 was approved by Student Board Members preferential vote, and a unanimous 5-0 vote by the Board of Education.

6. First reading of revised Board Policy 5144(a-e); Students: Discipline.
7. First reading of revised Board Policy 6151(a-c); Instruction: Class Size.
8. First reading of revised Board Policy 6162.5(a-d); Instruction: Student Assessment.

G. INSTRUCTION CONSENT ITEMS

1. Adopt Resolution No. 15-16-19 declaring the week of October 23-31, 2015, as National Red Ribbon Week.
2. Adopt Resolution No. 15-16-20 declaring October 19-23, 2015, as National School Bus Safety Week and Friday, October 23, 2015, as School Bus Drivers Appreciation Day.
3. Approve the attendance of thirty-five (35) students and three (3) chaperones' from Rialto High School NJROTC to participate in the Basic Leadership Training at Santa Ana High School, in Santa Ana, California, on October 16-18, 2015.

4. Approve recommendation made by the Senior Director, Student Services, to grant an exemption from all physical activities for Student No. 246131 for the first semester of the 2015-2016 school year, and Student No.'s 291121, 68709, 624331, and 583261 for the 2015-2016 school year.
5. Adopt Resolution No. 15-16-21 affirming that policies and procedures should use People First Language to the greatest extent possible.
6. Approve Dr. Cuauhtémoc Avila to serve as an official representative on the San Bernardino Community College District Adult Education Consortium Executive Committee through June 30, 2016.

H. BUSINESS AND FINANCIAL CONSENT ITEMS

1. Approve Warrant Listing Register and Purchase Order Listing for all funds from September 8, 2015 through September 21, 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 Lifetouch National School Studios, Scoutit, Inc., and Silicon Valley Community Foundation – Edison.
3. Accept the work completed on September 21, 2015, by WCCR Construction Company, Inc., for all work required in connection with the Carter High School Track and Field Improvements Project and authorize District personnel to file a Notice of Completion with the San Bernardino County Recorder.
4. Approve District membership in San Bernardino County District Advocates for Better Schools (SANDABS) for the 2015-2016 school year.
5. Approve the establishment of Fund 11-Adult Education Fund.

I. FACILITIES PLANNING CONSENT ITEMS - None

J. PERSONNEL SERVICES CONSENT ITEMS

- 1-3. Approve Personnel Report No. 1141 for classified and certificated employees.

K. DISCUSSION/ACTION ITEMS

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

1. Ratify an agreement with Protocol Agency, Inc., a professional staffing agency, to provide Speech and Language Therapists, effective September 28, 2015 to June 30, 2016.

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

2. Approve an agreement with the San Bernardino County Superintendent of Schools to provide Board workshops from October 8, 2015 through June 30, 2016.

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

3. Approve the use of the California Multiple Award Schedules Contract No. 4-06-78-0031A, for the purchase/lease of equipment, supplies, accessories, related services and maintenance for fiscal years 2015-2016 and 2016-2017 for the Eisenhower High School Stadium Reconstruction Project.

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

4. Approve an Agreement with ATI Architects and Engineers to continue architectural services for the new Condensed Natural Gas Fueling Station.

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

5. Approve an agreement with Educational Achievement Services, Inc., to provide the services of Lieutenant Colonel Consuelo Castillo Kickbusch, U.S. Army (retired), as the keynote speaker for the 2015 Parent Summit.

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

6. Approve an agreement with Michael F. Escalante to provide coaching and support services to the Superintendent for the period October 8, 2015 through June 30, 2016.

Upon a motion by Vice President O'Kelley, seconded by Member Ayala, Item K7 was approved by a 3-2 vote by the Board of Education. The vote was as follows:

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

7. Adopt Resolution No. 15-16-22 to appoint the firm of Gutierrez, Fierro & Erickson, a Professional Corporation, as the District's prosecuting authority.

L. ADJOURNMENT

Upon a motion by Vice President O'Kelley, seconded by Student Board Member Baca, and approved by a unanimous 5-0 vote by the Board of Education the meeting was adjourned at 8:51 p.m.



Clerk, Board of Education



Secretary, Board of Education