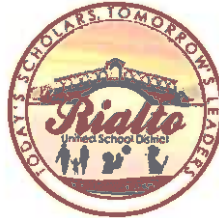


RIALTO UNIFIED SCHOOL DISTRICT
Regular Meeting of the Board of Education
Dr. John R. Kazalunas Education Center
182 East Walnut Avenue
Rialto, California

DINA WALKER
President

EDGAR MONTES
Clerk

NANCY G. O'KELLEY
Member



JOSEPH W. MARTINEZ
Vice President

JOSEPH AYALA
Member

JAWAUN COLLIER
Student Board Member

CUAUHTÉMOC AVILA, ED.D.
Superintendent

April 19, 2017

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 – 5:30 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

- Middle School Assistant Principal

2. Student Expulsions/Reinstatements/Expulsion Enrollments
3. CONFERENCE WITH LABOR NEGOTIATORS
 Agency designated representatives: Cuauhtémoc Avila, Ed.D., Superintendent, Rhea McIver Gibbs, Lead Personnel Agent, Personnel Services, and Rhonda Kramer, Senior Director, 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 – Existing Litigation (Gov. Code § 54956.9(a)):
 - Rialto Unified School District v. Project Management and Integration Service, LLC (Case No. CIVDS1518115)
 - Rialto Unified School District v. Educational Consulting Services, Inc., et al. (Case No. CIVDS1518116)
5. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code section 54957)
 Title: Superintendent

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 BEMIS ELEMENTARY SCHOOL

REPORT OUT OF CLOSED SESSION

ADOPTION OF AGENDA

Moved _____ Seconded _____

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

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

B. PRESENTATIONS

1. High School – District Student Advisory Committee (DSAC) Presentation
2. Recognition of Carter High School German Teacher, Mrs. Denise Martinez and Carter High School Senior, Felisa Correa
3. Recognition of San Bernardino, Inyo, Mono, (SIM) Science Fair Gold Medal Winners
4. Presentation on Use of College Readiness Funds

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 - None

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 April 5, 2017. (Ref. E 1.1-15)

F. GENERAL FUNCTIONS CONSENT ITEMS

1. Second reading of revised Board Policy 1114(a-d); Community Relations: District-Sponsored Social Media. (Ref. F 1.1-4)
2. Second reading of new Board Policy 3470(a-j); Business and Noninstructional Operations: Debt Issuance and Management. (Ref. F 2.1-10)
3. Second reading of revised Board Policy 5131.62(a-e); Students: Tobacco. (Ref. F 3.1-5)

G. INSTRUCTION CONSENT ITEMS

1. Approve five (5) student winners of the San Bernardino, Inyo, Mono (SIM) County Science and Engineering Fair and two (2) chaperones to attend the California State Science Fair in Los Angeles, California, on April 24, 2017 through April 25, 2017, at an estimated total cost of \$2,950.50, to be paid from the General Fund. (Ref. G 1.1)
2. Approve sixteen (16) chapter members of Eisenhower High School's Associated Student Body and two (2) advisors/chaperones to participate in the "Every 15 Minutes" program on April 26, 2017 through April 27, 2017, at a total cost of approximately \$900.00, to be paid for by the Rialto Police Department, at no cost to the District. (Ref. G 2.1)
3. Approve the attendance of four (4) students, eight (8) parents, and eighteen (18) District employees at the 30th Annual Multilingual Recognition dinner, held at the Double Tree by Hilton in Ontario, California, on April 28, 2017, at a cost not-to-exceed \$1,950.00, to be paid from the Unrestricted General Fund. (Ref. G 3.1)

H. BUSINESS AND FINANCIAL CONSENT ITEMS

1. Approve Warrant Listing Register and Purchase Order Listing for all funds from March 17, 2017 through April 3, 2017, (sent under separate cover to Board Members). A copy for public review will be available at the Board Meeting.
2. Accept the listed donations from Veolia North America, Lifetouch National School Studios, Ojo de Agua Taqueria, Book Fair Parent Donation Box, YourCause (YourCause.com), and Edward D'Souza, Ph.D. and request that a letter of appreciation be sent to the donors. (Ref. H 2.1)

3. Approve an agreement with One Circle Foundation to provide a two-day training for up to twenty-five (25) district staff members on "Girls' Circle" and "Boys' Council", effective May 2017, at a total cost not-to-exceed \$10,500.00, to be paid from the General Fund. (Ref. H 3.1)
4. Approve Amendment No. 2 with the San Bernardino County Probation Department to provide one (1) full-time Probation Officer from their School Probation Officer program from July 1, 2017 through June 30, 2018, at a total cost not-to-exceed \$29,528.00, to be paid from the General Fund. (Ref. H 4.1)
5. 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. (Ref. H 5.1)
6. Approve Amendment No. 1 to the Building and Facility Use Agreement between the City of Rialto and the Rialto Unified School District to extend the agreement for an additional three (3) years from July 1, 2017 to June 30, 2020, and can be extended for an additional term of three (3) years. (Ref. H 6.1)
7. Approve Amendment No. 1 to the agreement with PCH Architects, LLP for an increase of a fixed fee of \$3,580.00 in architect fees to cover the additional architectural services. All other terms of the agreement will remain unchanged. The architect fees are to be paid from the Fund 25, Capital Facilities Fund. (Ref. H 7.1)
8. Approve a Division of the State Architect Inspector Agreement with Paul W. Waite and Associates for the Energy Efficiency Plan Phase 3 - energy upgrade project, for the not-to-exceed amount of \$20,590.00, including reimbursable expenses, to be paid from the California Clean Energy Jobs Act, Proposition 39 Planning Fund. (Ref. H 8.1)
9. Approve the agreement with B2 Environmental as the environmental assessment firm to provide import soil testing services for the Eisenhower High School Stadium and Performing Arts Theater project for the not-to-exceed amount of \$6,214.00, to be paid from Fund 21, Measure Y, Series "C", General Obligation Bond Fund. (Ref. H 9.1)
10. Approve an agreement with Hot Dogger Tours, Inc. dba Gold Coast Tours, effective April 20, 2017 through June 30, 2017, to provide transportation services for extra-curricular events, as needed, at a cost not-to-exceed \$25,000.00, to be paid from the General Fund, Associated Student Body (ASB) funds, parent organizations, and/or other donations. (Ref. H 10.1)

11. Ratify an agreement and services rendered by Landmark Productions to direct the development of an educational quality training video that can be appropriately viewed and used within a K-12 public school environment. This Safe School Response video can be effectively used as a staff training/in-service tool to inform and educate its targeted audience (secondary students, all District staff, parents, and community). The total cost is an amount not-to-exceed \$6,000.00, to be paid from the General Fund. (Ref. H 11.1)
12. Approve an agreement with Knowland Construction Services to provide Division of the State Architect inspection services for the District-wide Solar Energy Projects, Phases 4, 5, and 6, for a total not-to-exceed \$134,400.00. Overtime and Saturday services will be paid at one and one-half times the normal rate, and Sunday services will be billed at two times the normal rate to be paid from the General Fund and reimbursed by Onyx Renewable Partners L.P. at the end of the project. (Ref. H 12.1)
13. Approve an agreement with Autism Spectrum Therapies to provide Applied Behavior Analyst (ABA) Aides to assist with current students' behaviors per their Individual Education Program (IEP) for the remainder of the 2016-2017 school year, effective April 20, 2017 through June 30, 2017, at a total cost not-to-exceed \$12,250.00, to be paid from Special Education Funds. (Ref. H 13.1)
14. Approve an agreement with Pathways 2 Speech to provide an Independent Education Evaluation (IEE) in the area of Auditory Verbal Therapy (AVT) for students during the regular 2016-2017 school year, as well as, the Extended School Year program per settlement agreement, effective April 20, 2017 through June 30, 2017, at a total cost not-to-exceed \$4,950.00, to be paid from Special Education Funds. (Ref. H 14.1)

I. FACILITIES PLANNING CONSENT ITEMS - None

J. PERSONNEL SERVICES CONSENT ITEMS

- 1-3. Approve Personnel Report No. 1171 for classified and certificated employees. (Ref. J 1.1-3.1)

K. DISCUSSION/ACTION ITEMS

Moved _____ Seconded _____

1. Approve an agreement with Heider Inspection Group to provide soil tests, structural tests, and special inspection services for Phases 4, 5, and 6 of the District-wide Solar Energy Project for a not-to-exceed amount of \$140,116.00, to be temporarily paid from the General Fund and

reimbursed by the financier, Onyx Renewable Partners L.P., at the end of the project. (Ref. K 1.1)

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

Moved_____ Seconded_____

- 2. Adopt Resolution 16-17-30 authorizing exemption of the 180 calendar day separation-from-service requirement pursuant to Section 24214.5 and 26812 of the Education Code for retired CalSTRS members who are appointed to critically needed teaching positions and comply with all required documentation and regulations. (Ref. K 2.1-3)

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

Moved_____ Seconded_____

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

ADMINISTRATIVE HEARINGS:

Case Numbers:

16-17-38

16-17-37

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, May 3, 2017, 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.

E 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**

April 5, 2017

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 Vice President Martinez at the Dr. John R. Kazalunas Education Center, 182 East Walnut Avenue, Rialto, CA 92376.

Members present: Joseph W. Martinez, Vice President; Edgar Montes, Clerk; and Nancy G. O'Kelley. Dina Walker, President, arrived at 5:00 p.m. immediately after Vice President Martinez opened the meeting. Joseph Ayala, Member, arrived at 5:07 p.m. Student Board Member Collier was absent.

Administrators present: Cuauhtémoc Avila, Ed.D., Superintendent; Mohammad Z. Islam, Associate Superintendent, Business Services; Rhea McIver Gibbs, Lead Personnel Agent, Personnel Services; Rhonda Kramer, Senior Director, Personnel Services; and John Roach, Lead Academic Technology Agent. Also present was Rosie Williams, Executive Secretary. Jinane Annous, Ed.D., Lead Innovation Agent, Education Services, was absent.

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 O'Kelley, seconded by Vice President Martinez, and approved by a 4-0 vote, the Board of Education entered into Closed Session at 5:02 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 Appointments

- Middle School Assistant Principal
- Nutrition Services Supervisor

2. Student Expulsions/Reinstatements/Expulsion Enrollments

3. CONFERENCE WITH LABOR NEGOTIATORS

Agency designated representatives: Cuauhtémoc Avila, Ed.D., Superintendent, Rhea McIver Gibbs, Lead Personnel Agent, Personnel Services, and Rhonda Kramer, Senior Director, 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 – Existing Litigation (Gov. Code § 54956.9(a)):

Rialto Unified School District v. Project Management and Integration Service, LLC (Case No. CIVDS1518115)

Rialto Unified School District v. Educational Consulting Services, Inc., et al. (Case No. CIVDS1518116)

5. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code section 54957)

Title: Superintendent

ADJOURNMENT OF CLOSED SESSION

Upon a motion by Clerk Montes, seconded by Member O'Kelley, and passed by a unanimous 5-0 vote, Closed Session adjourned at 7:00 p.m.

OPEN SESSION RECONVENED – 7:00 P.M.

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

Administrators present: Cuauhtémoc Avila, Ed.D., Superintendent; Mohammad Z. Islam, Associate Superintendent, Business Services; Rhea McIver Gibbs, Lead Personnel Agent, Personnel Services; Rhonda Kramer, Senior Director, Personnel Services; and John Roach, Lead Academic Technology Agent. Also present was Rosie Williams, Executive Secretary, and Jose M. Reyes, Interpreter. Jinane Annous, Ed.D., Lead Innovation Agent, Education Services, was absent.

(Ref. E 1.2)

PLEDGE OF ALLEGIANCE

Keon Collins, Milor High School student, led the Pledge of Allegiance.

PRESENTATION BY MILOR HIGH SCHOOL

Keon Collins, Milor High School student, recited a poem written by Benjamin a ten-year-old student.

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 Sarah Aguilar as Nutrition Services Supervisor.
- Imposed a ten (10) day unpaid suspension on Classified Employee No. 1903037.
- Imposed a nine (9) day unpaid suspension on Certificated Employee No. 1757217.

ADOPTION OF AGENDA

Upon a motion by Vice President Martinez, seconded by Clerk Montes, the Agenda was adopted, by a unanimous 5-0 vote by the Board of Education.

B. PRESENTATIONS

1. Middle High School – District Student Advisory Committee (DSAC) Presentation

The following DSAC students shared information on activities held at their schools:

Cardina Sarabia – Kolb Middle School
Christian Flores – Jehue Middle School
Valerie Fragoso – Frisbie Middle School
Destiny Lopez – Rialto Middle School
Noor Ali – Kucera Middle School

2. Pastor Gary Kelly, Sunrise Church, "Outstanding Community Partnership Award"

President Walker presented Pastor Gary Kelly, Sunrise Church, with a plaque honoring him for being an "Outstanding Community Partner."

(Ref. E 1.3)

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.

Ivy Tillory, parent, spoke regarding issues discussed at a recent Frisbie Middle School parent meeting. She also expressed her support of Principal Osonduagwuike.

Sandra Fragoso, parent, spoke regarding issues discussed at a recent Frisbie Middle School parent meeting. She also expressed her support of Principal Osonduagwuike.

Laurette Allen, Frisbie Middle School teacher, expressed her concerns regarding the air quality in her classroom as she feels it is unhealthy for her and her students.

Raquel Torres, CSEA President, stated CSEA's intention to bargain reopeners for the 2017-2018 school year. She stated that CSEA is intending on opening two articles, plus salary and health and welfare benefits.

Valerie Fragoso, Frisbie Middle School student, spoke in support of Principal Osonduagwuike.

Lanita Edwards, retired law enforcement and marriage family therapist, spoke in support of Principal Osonduagwuike

Christina O'Handly, parent, asked that parents and students receive help with ADHD, and that teachers are trained to deal with students who have ADHD. She also spoke in support of Principal Osonduagwuike.

Luis Figueroa and Marcos Molina, presented plaques to the following staff members in recognition of their support with his soccer league: Arnie Ayala and his staff, Frank Garza, Joe Baca, Jr., Monique Conway, Carolyn Eide, Mohammad Z. Islam, Iris Chu, George Palma, Louise Lujan, Cheryl Decker, Superintendent Avila, and all Board members.

Celia Zelaya, representing Amigos Unidos, a support group for parents of children with special needs, spoke in support of Superintendent Avila and the Board for the great work they are doing in all areas. She expressed her concern regarding certain secretaries' and their conduct. She asked that everyone work together so that our District is the best.

Yolanda and Gabriel Mendoza, spoke in support of the soccer league and thanked the Board for all the support they have given to the children. She also expressed her gratitude for the use of Rialto High School's field.

Alexus Davis, student, asked for more support for students with ADHD. She also expressed her opinion on opting out of Common Core testing and her support of Frisbie Middle School and Principal Osonduagwuike.

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

Laura Goodloe, parent, spoke in support of Principal Osonduagwuike.

Ron Fletcher, CWA President, stated he would like more information on item (Ref. H 8.1), the National Black Grads. He also questioned the cost. Clerk Montes shared information regarding the cost, 200 students at \$45.00 per student.

Tobin Brinker, Frisbie Middle School teacher, expressed his concerns regarding parents and staff who feel they are not being listened to by the Board and the Superintendent. He spoke in support of Principal Osonduagwuike and asked when interviewing for a replacement to include parents and staff on the interview panel. He also stated that parents would like a new Board policy stating that parents would have input before an administrator is moved.

Michelle Sanchez, employee and Rialto resident, spoke regarding item (Ref. K 8.1), stating she wants to make sure that the bond money is exempt from interfund borrowing. She also spoke in support of Principal Osonduagwuike.

Russel Silva, Rialto resident, spoke regarding items (Ref. H 14.1) and (Ref. H 17.1), stating the Architect will be paid on a percentage of the value of the contract and he doesn't feel it is a fair use of public funds. Lastly, he expressed his concern regarding item (Ref. H 21.1) whether it is cost effective for engineering services to move the chiller unit from Eisenhower High School to the District office.

Linda Silva, employee, spoke regarding item (Ref. H 16.1), approval to purchase information technology goods and services. She wanted to make sure that when the District does business with this agency, that the District does not contract out services.

Michelle Ramirez, Frisbie Middle School teacher, spoke regarding eliminating favoritism by District Administration and supporting and treating everyone equally and fairly.

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, requested that the District apply for the CalSTRS waiver to allow retiring teachers to substitute right away. She also requested the District pay for the test teachers need to take in order to teach the new blended science curriculum.

Ron Fletcher, CWA President, spoke regarding the need for good substitute teachers and retired teachers make great substitute teachers. He also stated that if teachers are training on the new science curriculum, substitute teachers should also be trained. He shared that he has already purchased his Puttin' on the Ritz VIP ticket and asked that the Board do the same.

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

D. PUBLIC HEARING - None

CONSENT CALENDAR ITEMS

Clerk Montes motioned to approve Items E – J, it was seconded by Vice President Martinez. (No vote was taken, due to Member O'Kelley's request to pull items for discussion.) Member O'Kelley asked to pull Items G2, G3, G6, H14, H17 and H18 to be discussed and voted on separately.

Upon a motion by Clerk Montes, seconded by Vice President Martinez, Items E – G1, G4 – G5, G7 – H13, H15 – H16, H19 – J5, were approved by a unanimous 5-0 vote by the Board of Education.

Upon a motion by Clerk Montes, seconded by Vice President Martinez, Items G2, G3 and G6, were approved by a unanimous 5-0 vote by the Board of Education.

Upon a motion by Member Ayala, seconded by Clerk Montes, Items H14 and H17, were approved by a unanimous 5-0 vote by the Board of Education.

Upon a motion by Member Ayala, seconded by Member O'Kelley, Item H18 was approved by a unanimous 5-0 vote by the Board of Education.

E. MINUTES

1. Approve the minutes of the Regular Board of Education meeting held February 22, 2017.
2. Approve the minutes of the Regular Board of Education meeting held March 1, 2017.

F. GENERAL FUNCTIONS CONSENT ITEMS

1. First reading of revised Board Policy 1114(a-d); Community Relations: District-Sponsored Social Media.)
2. First reading of new Board Policy 3470(a-j); Business and Noninstructional Operations: Debt Issuance and Management.
3. First reading of revised Board Policy 5131.62(a-e); Students: Tobacco.

G. INSTRUCTION CONSENT ITEMS

1. Approve twenty (20) cadets from Carter High School's Army Junior Reserve Officer Training Corps (AJROTC), one (1) male chaperone (1LT Michael Medina) and two (2) female advisors (LTC Melissa Gardner and 1SG Colleen Cousins) to attend the 2017 Junior Cadet Leadership Challenge Camp at Boy Scouts of America Forest Lawn Reservation in Cedar Glen, California, on June 15, 2017 through June 18, 2017, to be paid for by the United States Army Cadet Command, and \$35.00 per student to be paid from ASB Funds.
2. Approve three (3) student team members of the Carter High School Competitive Speech and Debate Team, two (2) advisors, and one (1) adult female chaperone to attend the 2017 California High School Speech Association State Championship Speech and Debate Tournament at Arcadia High School in Arcadia, California, on April 28, 2017 through April 30, 2017, at a total cost of approximately \$3,500.00, to be paid from the General Fund.
3. Approve thirty-three (33) students of Carter High School's Chamber Choir, one (1) teacher, and four (4) chaperones to attend the 2017 Chamber Choir Tour in Los Angeles, California, April 20, 2017 through April 22, 2017, at a total cost not-to-exceed \$13,000.00, to be paid for by student

donations and fundraisers, and transportation cost at approximately \$4,000.00, to be paid from the General Fund.

4. Approve ninety (90) parents/guardians to attend the California Association for Bilingual Education Regional One Day Conference for parents and Para-Educators at the Riverside Convention Center, in Riverside, California, on May 17, 2017, at a cost of \$150.00 per person, not to exceed \$13,500.00, to be paid from Title III LEP funds.
5. Approve thirty-one (31) students of Rialto High School's MESA program and three (3) advisor/chaperones to attend the Inland Solar Challenge Competition at Yucaipa Regional Park, Yucaipa, California, on May 19, 2017 through May 21, 2017, at a total cost of approximately \$775.00, to be paid from the Yucaipa Valley Water District, at no cost to the District.
6. Approve the *2016-2017 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, Rialto, and Zupanic High Schools for the 2016-2017 school year.
7. Approve ten (10) cadets of Rialto High School's Navy Junior Reserve Officer Training Corps (NJROTC) and one (1) chaperone to attend the NJROTC Area Eleven Leadership Academy at Boy Scouts of America Irvine Ranch in Orange, California, June 19, 2017 through June 24, 2017, at a total cost of approximately \$2,650.00, to be paid from the local American Legion Post, at no cost to the District.
8. Approve ten (10) cadets of Rialto High School's Navy Junior Reserve Officer Training Corps (NJROTC) and one (1) chaperone to attend the NJROTC Area Eleven Sail Academy at Fiddler's Cove Marina in San Diego, California, June 16-18, 2017, June 21-23, 2017, and June 26-28, 2017, at a total cost of approximately \$1,950.00, to be paid from Rialto High School NJROTC funds.

H. BUSINESS AND FINANCIAL CONSENT ITEMS

1. Approve Warrant Listing Register and Purchase Order Listing for all funds from February 16, 2017 through March 17, 2017, (sent under separate cover to Board Members). A copy for public review will be available at the Board Meeting.

2. Accept the listed donations from African American Male Education Network, Box Tops for Education, Edison International, The Way Bible Fellowship, Rialto Education Association, PCM-G, Walmart, Scotty-Bear Project/Susan Hinrichs, Feed the Children, Dr. Thomas Mercer, and Santa Claus, Inc., and request that a letter of appreciation is sent to the donors.
3. Accept the Target Field Trip Grant from the Target Foundation in the amount of \$700.00 to be used to fund Milor High School's field trip to the Norton Simon Museum in Pasadena, California.
4. Approve the acceptance of the Raising A Reader Affiliate Network, Masons of California Grant, in the amount of \$14,000.00 for each elementary school offered to Hughbanks, Kelley, and Myers Elementary Schools, to implement at-home literacy programs for kindergarten students, at no cost to the District.
5. Approve Amendment No. 1 to the agreement with Consortium on Reaching Excellence in Education (CORE) to provide one (1) additional follow up training on SIPPS to Morris Elementary School, not-to-exceed \$2,505.00, increasing the contract from \$35,045.00 to \$37,550.00, to be paid from Title I Funds.
6. Approve four (4) middle school teachers to participate in the Footsteps to Freedom Educator Study Tour along the Underground Railroad on July 9, 2017 through July 16, 2017, and one (1) middle school teacher participating in the June 25, 2017 through July 2, 2017, tour at a total cost not-to-exceed \$16,800.00, to be paid from the General Fund.
7. 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.
8. Approve an agreement with National Black Grads for the registration cost for two-hundred (200) graduating African American seniors to attend the Inland Empire Black Graduate Recognition Ceremony and 2017 Senior Workshops to be held on May 4, 2017, at 6:00 p.m., at the Ontario Convention Center, Ontario, California, at a total cost of \$9,000.00, to be paid from the General Fund.
9. Approve the revisions to the California Mathematics and Science Partnership 2014 grant program for the six (6) professors at an additional \$1,000.00 each for a total cost not-to-exceed \$6,000.00 each for: Jodye Selco, Wajeeha Mazar, Douglas Durrant, Karen Ann Kolehmainen, Amar Raheja, and Robyn Miekko Dahl, to assist in closing out the grant and

(Ref. E 1.9)

critiquing teachers' Project Based Learning research. The total cost of \$36,000.00 to be paid from the California Mathematics and Science Partnership (CaMSP) grant.

10. Approve an agreement with Leaps & Bounds Pediatric Therapy to complete Individual Education Evaluations (IEE) and/or provide therapy services in the areas of Occupational Therapy (OT) and Physical Therapy (PT) per students' Individual Education Plans (IEP), effective April 6, 2017 through June 30, 2017, at a total cost not-to-exceed \$4,900.00, to be paid from Special Education funds.
11. Approve an agreement with Pacific Hearing Services to provide a Central Auditory Processing Disorder (CAPD) assessment for current Rialto Unified School District Student No.167315 per student's Individualized Educational Program (IEP), effective April 6, 2017 through June 30, 2017, at a total cost not-to-exceed \$750.00, to be paid from Special Education funds.
12. Approve an agreement with Deborah Schurr to provide six (6) California Subject Examination for Teachers (CSET) professional development sessions for high school teachers during the 2016-2017 school year for a total amount of \$2,100.00, to be paid from Title I Professional Development Funds.
13. Approve Werner Parent Teacher Association (PTA) school-connected organization for the 2016-2017 school year.
14. Approve Amendment No. 2 to the agreement with ATI Architects and Engineers for an increase of \$34,312.34 in the architect fee for a total amount not-to-exceed \$336,772.34 to cover the architect contractual services, and to extend the agreement effective date from June 30, 2017, to December 31, 2017. All other terms of the agreement will remain unchanged. The architect fees are to be paid from Fund 40, Special Reserve Fund.
15. Approve the use of Bid RFP No. 11-12-31012012-1 from Santa Clarita Valley School Food Services Agency, with Gold Star Foods, for the purchase of frozen food products and commodities, for the Fiscal Year 2016-2017, pursuant to Public Contract Code 20118, to be paid from Nutrition Services' Funds.
16. Approve the use of the California Multiple Award Schedule (CMAS) Contract #3-17-84-0059A, for the Fiscal Year 2016-2017, pursuant to Public Contract Code 20118, to be paid from District General Funds.

(Ref. E 1.10)

17. Approve an agreement with ATI Architects and Engineers, as the architectural firm to provide architectural services for electrical school bus charging stations and a new bus parking lot to be located at the Transportation Yard at 261 S. Lilac Avenue, Rialto, California. The architect fee is estimated at \$57,611.00, based on the preliminary construction cost estimate. The final architect fee will be adjusted based on the contractual fee rate schedule applied to the final construction cost of the project, to be paid from Fund 40, Special Reserve Fund.
18. Approve an agreement with John R. Byerly, Inc. as the engineering firm to provide soil investigation, reports, and recommendations for the proposed new shade structures project at the Rialto High School girls' softball field for a not-to-exceed amount of \$6,396.00, to be paid from Fund 40, Special Reserve Fund.
19. Approve an agreement with John R. Byerly, Inc. as the engineering firm to provide geotechnical study for the addition of a portable classroom building and portable restroom building at Bemis Elementary School for an amount not-to-exceed \$5,087.00, to be paid from Fund 25, Capital Facilities Fund.
20. Approve an agreement with John R. Byerly, Inc. as the engineering firm to provide material tests, structural tests, and special inspection services during the construction of the proposed Path of Travel Compliance Project at Jehue Middle School for an amount not-to-exceed \$5,585.00, to be paid from the Fund 21, Measure Y, Series "C", General Obligation Bond Fund.
21. Approve an agreement with Design West Engineering to provide engineering services for the chiller unit project at the Kazalunas Education Center (KEC). The total cost is a fixed fee not-to-exceed \$17,200.00, to be paid from the General Fund.
22. Approve Amendment No. 1 to the agreement with HMC Architects for an amount not-to-exceed \$40,000.00 to cover the additional architectural services for the Eisenhower High School Performing Arts Theater project. All other terms of the agreement will remain unchanged. The architect fees are to be paid from Fund 21, Measure Y, Series "C", General Obligation Bond Fund.
23. Reject the bid for the Jehue Middle School Path of Travel Compliance project, Bid No. 16-17-013, and authorize the project to be re-bid.
24. Approve an agreement with Heider Inspection Group to provide soil tests, structural tests, and special inspection services for Phase 3 of the District-wide Solar Energy Project for an amount not-to-exceed \$45,168.00, to be

(Ref. E 1.11)

temporarily paid from General Fund and reimbursed by SunEdison and its affiliate, Onyx Renewable Partners L.P., at the end of the project.

25. Ratify the agreement with TechCorr USA Management, LLC as the welding inspection firm to provide Radiographic (X-ray) Inspection of welding for the Compressed Natural Gas (CNG) Fueling Station project for not-to-exceed amount of \$7,229.00, to be paid from Fund 40, Special Reserve Fund.
26. Approve an agreement with Knowland Construction Services to provide Division of the State Architect inspection services for the District-wide Solar Energy Project, Phase 3, for a total amount not-to-exceed \$35,904.00. Overtime and Saturday services will be paid at one and one-half times the normal rate, and Sunday services will be billed at two times the normal rate, to be paid from the General Fund and reimbursed by SunEdison and its affiliate, Onyx Renewable Partners L.P., at the end of the project.
27. Approve the use of the piggyback purchase of Capistrano Unified School District Bid No. 1617-15 with Class Leasing, Inc., for the 2016-2017 Fiscal Year, per Public Contract Code 20118, to be paid from General Fund and/or Developer Fee funds.

I. FACILITIES PLANNING CONSENT ITEM

1. Accept the work completed before January 23, 2017, by Integral Electrical Engineering, Inc. for all work required in connection with the Rialto USD Administration Generator Installation 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. 1170 for classified and certificated employees.
4. Adopt Resolution No. 16-17-27 authorizing the Lead Personnel Agent, Personnel Services, to assign various teachers who are enrolled in a credential program, but have not yet completed the requirements to enter an internship program.
5. Adopt Resolution No. 16-17-28 authorizing the Lead Personnel Agent, 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 Member O'Kelley, seconded by Vice President Martinez, Item K1 was approved by a unanimous 5-0 vote by the Board of Education.

1. Approve the listed new courses that will be utilized by all high schools in the district beginning with the 2017-2018 school year.

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

2. Approve the recommendation from Curriculum Council to remove Health as a high school graduation requirement beginning with the 2017-2018 school year, 9th graders (class of 2021), while it will be phased out with 10th, 11th and 12th graders in the year 2020, and that the required parts of the Health curriculum be taught by a health credentialed teacher as one of the rotations in Physical Education 9th grade class.

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

3. Approve the establishment of a Deferred Maintenance Fund (Fund 14), effective July 1, 2017.

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

4. Approve the establishment of a Cafeteria Special Revenue Fund (Fund 13) to comply with GASB 68; and, therefore, close the Cafeteria Enterprise Fund (Fund 61), effective July 1, 2017.

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

5. Approve the establishment of the Nutrition Services' Revolving Cash Fund (Fund 13) Bank Account to the custody of District bank accounts, effective July 1, 2017.

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

6. Approve the establishment of the Other Enterprise Fund (Fund 63), effective July 1, 2017.

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

7. Approve the establishment of the Compressed Natural Gas (CNG) Clearing Bank Account for the operation of the Rialto Unified School District Compressed Natural Gas (CNG) Public Fueling Station to the custody of District bank accounts, effective July 1, 2017.

Clerk Montes motioned to approve amendment to Item K8, it was seconded by Vice President Martinez, and approved by a unanimous 5-0 vote by the Board of Education.

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

8. Adopt Resolution No. 16-17-29 authorizing temporary interfund borrowing between all funds and accounts, with the exception of Fund 21 - Building Fund (**Measure Y, Series "C", General Obligation Bond Funds**) for the Fiscal Year 2017-2018.

Upon a motion by Vice President Martinez, seconded by Member O'Kelley, Item K9 was approved by a unanimous 5-0 vote by the Board of Education.

9. Approve a Memorandum of Understanding between the District and the City of Rialto to reimburse the District fifty percent (50%) of the total annual estimated costs for crossing guard services for nineteen (19) District elementary schools, effective July 1, 2017, until such time both parties mutually agree to terminate this Memorandum of Understanding upon thirty (30) days' written notice.

Upon a motion by Vice President Martinez, seconded by Clerk Montes, Item K10 was approved by a unanimous 5-0 vote by the Board of Education.

10. Accept the invitation for the Board of Education to attend a Joint Meeting between Rialto Unified School District and San Bernardino Community College District on Monday, April 24, 2017, from 4:00 p.m. to 6:00 p.m., to discuss the San Bernardino County Cradle to Career Initiative and related collaborative opportunities.

Upon a motion by Member O'Kelley, seconded by Clerk Montes, Item K11 was approved by a unanimous 5-0 vote by the Board of Education.

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

REINSTATEMENT OF EXPULSION:

Case Number:

16-17-19

L. ADJOURNMENT

Upon a motion by Clerk Montes, seconded by Member O'Kelley, and approved by a unanimous 5-0 vote by the Board of Education, the meeting was adjourned at 10:05 p.m.

Clerk, Board of Education

Secretary, Board of Education

F GENERAL FUNCTIONS CONSENT



RIALTO UNIFIED SCHOOL DISTRICT

Community Relations

BP 1114(a)

DISTRICT-SPONSORED SOCIAL MEDIA

The Board of Education recognizes the value of technology such as social media platforms in promoting community involvement and collaboration. The purpose of any official District social media platform, if the District chooses to utilize it, shall be to enhance the District's vision, mission, and support student learning.

(cf. 0000 - Vision)

(cf. 0440 - District Technology Plan)

(cf. 1100 - Communication with the Public)

(cf. 1112 - Media Relations)

(cf. 1113 - District and School Web Sites)

(cf. 6020 - Parent Involvement)

(cf. 6145.5 - Student Organizations and Equal Access)

The Superintendent or designee shall develop content guidelines and protocols, if official District social media platforms are used to ensure the appropriate and responsible use of these resources and compliance with law, Board policy, and regulation.

Guidelines for Content

Official District social media platforms shall be used only for their stated purposes and in a manner consistent with this policy and administrative regulation. By creating these official sites and allowing ~~for~~ public comment, the Board does not intend to create a limited public forum or otherwise guarantee an individual's right to free speech.

(cf. 5145.2 - Freedom of Speech/Expression)

(cf. 6145.5 - Student Organizations and Equal Access)

The Superintendent or designee shall ensure that the limited purpose of the official District social media platforms is clearly communicated to users, if any social media technology is utilized. Each site shall contain a statement that specifies the site's purposes along with a statement that users are expected to use the site only for those purposes. Each site shall also contain a statement that users are personally responsible for the content of their posts.

DISTRICT-SPONSORED SOCIAL MEDIA

Official District social media platforms, ~~if utilized~~, may not contain content that is obscene, libelous, or so incites students or community members as to create a clear and present danger of the commission of unlawful acts on school premises, violation of school rules, or substantial disruption of the school's orderly operation.

(cf. 5131 - Conduct)

Staff or students who post prohibited content shall be subject to discipline in accordance with District policies and administrative regulations.

(cf. 4040 - Employee Use of Technology)

(cf. 4118 - Suspension/Disciplinary Action)

(cf. 4119.21/4219.21/4319.21 - Professional Standards)

(cf. 4218 - Dismissal/Suspension/Disciplinary Action)

(cf. 5144 - Discipline)

(cf. 5144.1 - Suspension and Expulsion/Due Process)

(cf. 6163.4 - Student Use of Technology)

Users of official District social media platforms should be aware of the public nature and accessibility of social media and that information posted may be considered a public record subject to disclosure under the Public Records Act. The Board expects users, **including District employees, parents/guardians and students**, to conduct themselves in a respectful, courteous, and professional manner.

(cf. 1340 - Access to District Records)

(cf. 9012 - Board Member Electronic Communications)

Privacy

The Superintendent or designee shall ensure that the privacy rights of students, parents/guardians, staff, Board members, and other individuals are protected on official District social media platforms.

Board policy pertaining to the posting of student photographs and the privacy of telephone numbers, home addresses, and email addresses, as specified in BP 1113 - District and School Web Sites, shall also apply to official District social media platforms.

(cf. 5125.1 - Release of Directory Information)

Social media and networking sites and other online platforms shall not be used by District employees to transmit confidential information about students, employees, or District operations.

DISTRICT-SPONSORED SOCIAL MEDIA

(cf. 4119.23/4219.23/4319.23 - Unauthorized Release of Confidential/Privileged Information)

(cf. 5022 - Student and Family Privacy Rights)

(cf. 5125 - Student Records)

Legal Reference:

EDUCATION CODE

32261 School safety, definitions of bullying and electronic act

35182.5 Contracts for advertising

48900 Grounds for suspension and expulsion

48907 Exercise of free expression; rules and regulations

48950 Speech and other communication

49061 Definitions, directory information

49073 Release of directory information

60048 Commercial brand names, contracts or logos

GOVERNMENT CODE

3307.5 Publishing identity of public safety officers

6250-6270 Public Records Act, especially:

6254.21 Publishing addresses and phone numbers of officials

6254.24 Definition of public safety official

54952.2 Brown Act, definition of meeting

UNITED STATES CODE, TITLE 17

101-1101 Federal copyright law

UNITED STATES CODE, TITLE 20

1232g Federal Family Educational Rights and Privacy Act

UNITED STATES CODE, TITLE 29

157 Employee rights to engage in concerted, protected activity

794 Section 503 of the Rehabilitation Act of 1973; accessibility to federal web sites

CODE OF FEDERAL REGULATIONS, TITLE 34

99.1-99.67 Family Educational Rights and Privacy

COURT DECISIONS

Page v. Lexington County School District, (2008, 4th Cir.) 531 F.3d 275

Downs v. Los Angeles Unified School District, (2000) 228 F.3d 1003

Aaris v. Las Virgenes Unified School District, (1998) 64 Cal.App.4th 1112

Perry Education Association v. Perry Local Educators' Association, (1983) 460 U.S. 37

Board of Education, Island Trees Union Free School District, et.al. v. Pico, (1982) 457 U.S. 853

NATIONAL LABOR RELATIONS BOARD DECISIONS

18-CA-19081 Sears Holdings, December 4, 2009

Management Resources: (see next page)

DISTRICT-SPONSORED SOCIAL MEDIA

Management Resources:

FACEBOOK PUBLICATIONS

Facebook for Educators Guide, 2011

WEB SITES

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

California School Public Relations Association: <http://www.calspra.org>

Facebook in Education: <http://www.facebook.com/education>

Facebook for Educators: <http://facebookforeducators.org>

Facebook, privacy resources: <http://www.facebook.com/fbprivacy>

Policy
adopted: September 28, 2011
revised:

RIALTO UNIFIED SCHOOL DISTRICT
Rialto, California

Submitted by: Rhea McIver Gibbs and Rhonda Kramer
Reviewed and Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. F 1.4)



RIALTO UNIFIED SCHOOL DISTRICT

Business and Noninstructional Operations

BP 3470(a)

DEBT ISSUANCE AND MANAGEMENT

The Board of Education is committed to long-term capital and financial planning and recognizes that the issuance of debt is a key source for funding the improvement and maintenance of school facilities and managing cash flow. Any debt issued by the district shall be consistent with law and this policy.

(cf. 3000 - Concepts and Roles)

(cf. 3460 - Financial Reports and Accountability)

(cf. 7110 - Facilities Master Plan)

(cf. 7210 - Facilities Financing)

The district shall not enter into indebtedness or liability that in any year exceeds the income and revenue provided for such year, unless two-thirds of the voters approve the obligation or one of the exceptions specified in law applies. (California Constitution, Article 16, Section 18)

When the Board determines that it is in the best interest of the district, the Board may issue debt or order an election to issue debt. The Superintendent or designee shall make recommendations to the Board regarding appropriate financing methods for capital projects or other projects that are authorized purposes for debt issuance. When approved by the Board and/or the voters as applicable, the Superintendent or designee shall administer and coordinate the district's debt issuance program and activities, including the timing of issuance, sizing of issuance, method of sale, structuring of the issue, and marketing strategies.

The Superintendent or designee shall retain a financial advisor, municipal advisor, investment advisor, and other financial services professionals as needed to assist with the structuring of the debt issuance and to provide general advice on the district's debt management program, financing options, investments, and compliance with legal requirements. Contracts for services provided by such advisors may be for a single transaction or for multiple transactions, consistent with the contracting requirements in Education Code 17596. In the event that the district issues debt through a negotiated sale, underwriters may be selected for multiple transactions if multiple issuances are planned for the same project. In addition, the district shall select a legal team on an as-needed basis to assist with debt issuances or special projects.

(cf. 3312 - Contracts)

(cf. 3600 - Consultants)

(cf. 9270 - Conflict of Interest)

DEBT ISSUANCE AND MANAGEMENT (continued)

Goals

The district's debt issuance activities and procedures shall be aligned with the district's vision and goals for providing adequate facilities and programs that support student learning and well-being. When issuing debt, the district shall ensure that it:

1. Maintains accountability for the fiscal health of the district, including prudent management and transparency of the district's financing programs
2. Attains the best possible credit rating for each debt issue in order to reduce interest costs, within the context of preserving financial flexibility and meeting capital funding requirements
3. Takes all practical precautions and proactive measures to avoid any financial decision that will negatively impact current credit ratings on existing or future debt issues
4. Maintains effective communication with rating agencies and, as appropriate, credit enhancers such as bond insurers or other providers of credit or liquidity instruments in order to enhance the creditworthiness, liquidity, or marketability of the debt
5. Monitors the district's statutory debt limit in relation to assessed valuation within the district and the tax burden needed to meet long-term debt service requirements
6. When determining the timing of debt issuance, considers market conditions, cash flows associated with repayment, and the district's ability to expend the obtained funds in a timely, efficient, and economical manner consistent with federal tax laws
7. Determines the amortization (maturity) schedule which will fit best within the overall debt structure of the district at the time the new debt is issued
8. Considers the useful lives of assets funded by the debt issue, as well as repair and replacement costs of those assets to be incurred in the future
9. Preserves the availability of the district's general fund for operating purposes and other purposes that cannot be funded by the issuance of voter-approved debt
10. Meets the ongoing obligations and accountability requirements associated with the issuance and management of debt under state and federal tax and securities laws

DEBT ISSUANCE AND MANAGEMENT (continued)

(cf. 0000 - Vision)

(cf. 0200 - Goals for the School District)

(cf. 7000 - Concepts and Roles)

Authorized Purposes for the Issuance of Debt

The district may issue debt for any of the following purposes:

1. To pay for the cost of capital improvements, including acquiring, constructing, reconstructing, rehabilitating, replacing, improving, extending, enlarging, and/or equipping district facilities
2. To refund existing debt
3. To provide for cash flow needs

(cf. 3100 - Budget)

(cf. 3110 - Transfer of Funds)

Pursuant to Government Code 53854, general operating costs, including, but not limited to, items normally funded in the district's annual operating budget, shall not be financed from debt payable later than 15 months from the date of issuance. The district may deem it desirable to finance cash flow requirements under certain conditions so that available resources better match expenditures within a given fiscal year. To satisfy both state constitutional and statutory constraints, such cash flow borrowing shall be payable from taxes, income, revenue, cash receipts, and other moneys attributable to the fiscal year in which the debt is issued.

Authorized Types of Debt

The Superintendent or designee shall recommend to the Board potential financing method(s) that result in the highest benefit to the district, with the cost of staff and consultants considered. Potential financing sources may include:

1. Short-Term Debt
 - a. Short-term debt, such as tax and revenue anticipation notes (TRANs), when necessary to allow the district to meet its cash flow requirements (Government Code 53850-53858)
 - b. Bond anticipation notes (BANs) to provide interim financing for capital bond projects that will ultimately be paid from general obligation bonds (Education Code 15150)
(Ref. F 2.3)

DEBT ISSUANCE AND MANAGEMENT (continued)

c. Grant anticipation notes (GANs) to provide interim financing pending the receipt of grants and/or loans from the state or federal government that have been appropriated and committed to the district (Government Code 53859-53859.08)

2. Long-Term Debt

a. General obligation bonds for projects approved by voters (California Constitution, Article 13A, Section 1; Education Code 15100-15262, 15264-15276; Government Code 53506-53509.5)

(cf. 7214 - General Obligation Bonds)

b. Special tax bonds issued pursuant to the Mello-Roos Community Facilities Act of 1982 (Government Code 53311-53368.3)

(cf. 7212 - Mello Roos Districts)

3. Lease financing, including certificates of participation (COPs)

a. Lease financing to fund the highest priority capital equipment purchases when pay-as-you-go financing is not feasible (Education Code 17450-17453.1)

b. Lease financing to fund facilities projects when there is insufficient time to obtain voter approval or in instances where obtaining voter approval is either not feasible or unavailable (Education Code 17400-17429)

4. Special financing programs or structures offered by the federal or state government, such as Qualified Zone Academy Bonds or other tax credit obligations or obligations that provide subsidized interest payments, when the use of such programs or structures is determined to result in sufficiently lower financing costs compared to traditional tax-exempt bonds and/or COPs

5. Temporary borrowing from other sources such as the County Treasurer

COPs, TRANS, revenue bonds, or any other non-voter approved debt instrument shall not be issued by the district in any fiscal year in which the district has a qualified or negative certification, unless the County Superintendent of Schools determines, pursuant to criteria established by the Superintendent of Public Instruction, that the district's repayment of that indebtedness is probable. (Education Code 42133)

DEBT ISSUANCE AND MANAGEMENT (continued)

Relationship of Debt to District Facilities Program and Budget

Decisions regarding the issuance of debt for the purpose of financing capital improvement shall be aligned with current needs for acquisition, development, and/or improvement of district property and facilities as identified in the district's facilities master plan or other applicable needs assessment, the projected costs of those needs, schedules for the projects, and the expected resources.

The cost of debt issued for major capital repairs or replacements shall be evaluated against the potential cost of delaying such repairs and/or replacing such facilities.

When considering a debt issuance, the Board and the Superintendent or designee shall evaluate both the short-term and long-term implications of the debt issuance and additional operating costs associated with the new projects involved. Such evaluation may include, but is not limited to, the projected ratio of annual debt service to the tax burden on the district's taxpayers and the ratio of annual debt service secured by the general fund to general fund expenditures.

The district may enter into credit enhancement agreements such as municipal bond insurance, surety bonds, letters of credit, and lines of credit with commercial banks, municipal bond insurance companies, or other financial entities when their use is judged to lower borrowing costs, eliminate restrictive covenants, or have a net economic benefit to the financing.

Structure of Debt Issues

The district shall consider the overall impact of the current and future debt burden of the financing when determining the duration of the debt issue.

The district shall design the financing schedule and repayment of debt so as to take best advantage of market conditions, ensure cost effectiveness, provide flexibility, and, as practical, recapture or maximize its debt capacity for future use. Principal amortization will be structured to meet debt repayment, tax rate, and flexibility goals.

For new money debt issuances for capital improvements, the district shall size the debt issuance with the aim of funding capital projects as deemed appropriate by the Board, as long as the issuance is consistent with the overall financing plan, does not exceed the amount authorized by voters, and, unless a waiver is sought and received from the state, will not cause the district to exceed the limitation on debt issuances specified in the California Constitution or Education Code 15106.

DEBT ISSUANCE AND MANAGEMENT (continued)

To the extent practicable, the district shall also consider credit issues, market factors, and tax law when sizing the district's bond issuance. The sizing of refunding bonds shall be determined by the amount of money that will be required to cover the principal of, any accrued interest on, and any redemption premium for the debt to be paid on the call date and to cover appropriate financing costs.

Any general obligation bond issued by the district shall mature within 40 years of the issuance date or as otherwise required by law. (California Constitution, Article 16, Section 18; Government Code 53508.6)

The final maturity of equipment or real property lease obligations will be limited to the useful life of the assets to be financed but, with respect to a lease purchase of equipment, no longer than a period of ten years. (Education Code 17452)

Method of Sale

For the sale of any district-issued debt, the Superintendent or designee shall recommend the method of sale with the potential to achieve the lowest financing cost and/or to generate other benefits to the district. Potential methods of sale include:

1. A competitive bidding process through which the award is based on, among other factors, the lowest offered true interest cost
2. Negotiated sale, subject to approval by the district to ensure that interest costs are in accordance with comparable market interest rates
3. Private placement sale, when the financing can or must be structured for a single or limited number of purchasers or where the terms of the private placement are more beneficial to the district than either a negotiated or competitive sale

Investment of Proceeds

The district shall actively manage the proceeds of debt issued for public purposes in a manner that is consistent with state law governing the investment of public funds and with the permitted securities covenants of related financing documents executed by the district. Where applicable, the district's official investment policy and legal documents for a particular debt issuance shall govern specific methods of investment of bond-related proceeds. Preservation of principal shall be the primary goal of any investment strategy, followed by the availability of funds and then by return on investment.

(cf. 3430 - Investing)

(Ref. F 2.6)

DEBT ISSUANCE AND MANAGEMENT (continued)

With regard to general obligation bonds, the district shall invest new money bond proceeds in the county treasury pool as required by law. (Education Code 15146)

The management of public funds shall enable the district to respond to changes in markets or changes in payment or construction schedules so as to ensure liquidity and minimize risk.

Refunding/Restructuring

The district may consider refunding or restructuring outstanding debt if it will be financially advantageous or beneficial for debt repayment and/or structuring flexibility. When doing so, the district shall consider the maximization of the district's expected net savings over the life of the debt issuance and, when using a general obligation bond to refund an existing bond, shall ensure that the final maturity of the refunding bond is no longer than the final maturity of the existing bond.

Internal Controls

The Superintendent or designee shall establish internal control procedures to ensure that the proceeds of any debt issuance are directed to the intended use. Such procedures shall assist the district in maintaining the effectiveness and efficiency of operations, properly expending funds, reliably reporting debt incurred by the district and the use of the proceeds, complying with all laws and regulations, preventing fraud, and avoiding conflict of interest.

(cf. 3314 - Payments for Goods and Services)
(cf. 3400 - Management of District Assets/Accounts)

The district shall be vigilant in using bond proceeds in accordance with the stated purposes at the time such debt was incurred as defined in the text of the voter-approved bond measure. (Government Code 53410)

When feasible, the district shall issue debt with a defined revenue source in order to preserve the use of the general fund for general operating purposes.

The district shall annually conduct a due diligence review to ensure its compliance with all ongoing obligations applicable to issuers of debt. Such a review may be conducted by general legal counsel or bond counsel. Any district personnel involved in conducting such reviews shall receive periodic training regarding their responsibilities.

In addition, the Superintendent or designee shall ensure that the district completes, as applicable, all performance and financial audits that may be required for any debt issued by the district, including disclosure requirements applicable to a particular transaction.

(Ref. F 2.7)

DEBT ISSUANCE AND MANAGEMENT (continued)

Records/Reports

At least 30 days prior to the sale of any debt issue, the Superintendent or designee shall submit a report of the proposed issuance to the California Debt and Investment Advisory Commission (CDIAC). Such report shall include a self-certification that the district has adopted a policy concerning the use of debt that complies with law and that the contemplated debt issuance is consistent with that policy. (Government Code 8855)

On or before January 31 of each year, the Superintendent or designee shall submit a report to the CDIAC regarding the debt authorized, the debt outstanding, and the use of proceeds of the issued debt for the period from July 1 to June 30. (Government Code 8855)

The Superintendent or designee shall provide initial and any annual or ongoing disclosures required by 17 CFR 240.10b-5 and 240.15c2-12 to the Municipal Securities Rulemaking Board, investors, and other persons or entities entitled to disclosure, and shall ensure that the district's disclosure filings are updated as needed.

The Superintendent or designee shall maintain transaction records of decisions made in connection with each debt issuance, including the selection of members of the financing team, the structuring of the financing, selection of credit enhancement products and providers, and selection of investment products. Each transaction file shall include the official transcript for the financing, interest rates and cost of issuance on the day when the debt was sold ("final number runs"), and a post-pricing summary of the debt issue. In addition, documentation evidencing the expenditure of proceeds, the use of debt-financed property by public and private entities, all sources of payment or security for the debt, and investment of proceeds shall be kept for as long as the debt is outstanding, plus the period ending three years after the financial payment date of the debt or the final payment date of any obligations or series of bonds issued to refund directly or indirectly all of any portion of the debt, whichever is later.

The Superintendent or designee shall annually report to the Board regarding debts issued by the district, including information on actual and projected tax rates, an analysis of bonding capacity, ratings on the district's bonds, market update and refunding opportunities, new development for California bond financings, and the district's compliance with post-issuance requirements.

Legal Reference: (see next page)

DEBT ISSUANCE AND MANAGEMENT (continued)

Legal Reference:

EDUCATION CODE

5300-5441 *Conduct of elections*
15100-15262 *Bonds for school districts and community college districts*
15264-15276 *Strict accountability in local school construction bonds*
15278-15288 *Citizen's oversight committees*
15300-15425 *School Facilities Improvement Districts*
17150 *Public disclosure of non-voter-approved debt*
17400-17429 *Leasing of district property*
17450-17453.1 *Leasing of equipment*
17456 *Sale or lease of district property*
17596 *Duration of contracts*
42130-42134 *Financial reports and certifications*

ELECTIONS CODE

1000 *Established election dates*

GOVERNMENT CODE

8855 *California Debt and Investment Advisory Commission*
53311-53368.3 *Mello-Roos Community Facilities Act*
53410-53411 *Bond reporting*
53506-53509.5 *General obligation bonds*
53550-53569 *Refunding bonds of local agencies*
53580-53595.55 *Bonds*
53850-53858 *Tax and revenue anticipation notes*
53859-53859.08 *Grant anticipation notes*

CALIFORNIA CONSTITUTION

Article 13A, Section 1 *Tax limitation*

Article 16, Section 18 *Debt limit*

UNITED STATES CODE, TITLE 15

78o-4 *Registration of municipal securities dealers*

UNITED STATES CODE, TITLE 26

54E *Qualified Zone Academy Bonds*

CODE OF FEDERAL REGULATIONS, TITLE 17

240.10b-5 *Prohibition against fraud or deceit*

240.15c2-12 *Municipal securities disclosure*

CODE OF FEDERAL REGULATIONS, TITLE 26

1.103 *Interest on state and local bonds*

1.141 *Private activity bonds*

1.148 *Arbitrage and rebate*

1.149 *Hedge bonds*

1.6001-1 *Records*

Management Resources: (see next page)

DEBT ISSUANCE AND MANAGEMENT (continued)

Management Resources:

CALIFORNIA DEBT AND INVESTMENT ADVISORY COMMISSION PUBLICATIONS

California Debt Issuance Primer

GOVERNMENT FINANCE OFFICERS ASSOCIATION PUBLICATIONS

An Elected Official's Guide to Debt Issuance, 2nd Ed., 2016

Understanding Your Continuing Disclosure Responsibilities, Best Practice, September 2015

Investment of Bond Proceeds, Best Practice, September 2014

Selecting and Managing Municipal Advisors, Best Practice, February 2014

Debt Management Policy, Best Practice, October 2012

Analyzing and Issuing Refunding Bonds, Best Practice, February 2011

INTERNAL REVENUE SERVICE PUBLICATIONS

Tax Exempt Bond FAQs Regarding Record Retention Requirements

Tax-Exempt Governmental Bonds, Publication 4079, rev. 2016

U.S. GOVERNMENT ACCOUNTABILITY OFFICE PUBLICATIONS

Internal Control System Checklist

WEB SITES

California Debt and Investment Advisory Commission: <http://www.treasurer.ca.gov/cdiac>

Government Finance Officers Association: <http://www.gfoa.org>

Internal Revenue Service: <https://www.irs.gov>

Municipal Security Rulemaking Board, Electronic Municipal Market Access (EMMA):

<http://www.emma.msrb.org>

U.S. Government Accountability Office: <http://www.gao.gov>

U.S. Securities and Exchange Commission: <https://www.sec.gov>

Policy
approved:

RIALTO UNIFIED SCHOOL DISTRICT
Rialto, California

Submitted by: Mohammad Z. Islam

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

(Ref. F 2.10)



RIALTO UNIFIED SCHOOL DISTRICT

Students

BP 5131.62(a)

TOBACCO

The Board of Education recognizes the serious health risks presented by tobacco use and desires to ensure that, through adoption of consistent policies, District students are made aware of those risks and, to the extent possible, protected from them. The Superintendent or designee shall establish a coordinated school health system which includes a comprehensive behavioral health education component that teaches students the knowledge, skills, and attitudes they need in order to lead healthy lives and avoid high-risk behaviors, such as tobacco use.

(cf. 5141.23 – Asthma Management)

The Superintendent or designee shall provide prevention, intervention, and cessation education, information, activities, and/or referrals to District students and shall ensure consistent enforcement of District policies prohibiting student possession and use of tobacco products.

Prohibition Against Tobacco Use

Students shall not possess, smoke, or use tobacco or any product containing tobacco or nicotine while on campus, while attending school-sponsored activities, or while under the supervision and control of District employees. ~~Prohibited products include, but are not limited to, cigarettes, cigars, miniature cigars, clove cigarettes, smokeless tobacco, snuff, chew packets, and betel.~~ (Education Code 48900, 48901)

(cf. 3513.3 – Tobacco-Free Schools)

(cf. 5131 – Conduct)

(cf. 5144 – Discipline)

(cf. 5144.1 – Suspension and Expulsion/Due Process)

(cf. 5144.2 – Suspension and Expulsion/Due Process (Students with Disabilities))

~~Students' possession or use of electronic cigarettes, electronic hookahs, and other vapor emitting devices, with or without nicotine content, that mimic the use of tobacco products is also prohibited.~~

Smoking means inhaling, exhaling, burning, or carrying of any lighted or heated cigar, cigarette, pipe, tobacco, or plant product intended for inhalation, whether natural or synthetic, in any matter or form, and includes the use of an electronic smoking device that creates aerosol or vapor or of any oral smoking device for the purpose of circumventing the prohibition of smoking. (Business and Professions Code 22950.5; Education Code 48901)

(Ref. F 3.1)

TOBACCO (continued)

Tobacco products include: (Business and Professions Code 22950.5; Education Code 48901)

- 1. A product containing, made, or derived from tobacco or nicotine that is intended for human consumption, whether smoked, heated, chewed, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any means, including, but not limited to, cigarettes, cigars, little cigars, chewing tobacco, pipe tobacco, or snuff**
- 2. An electronic device that delivers nicotine or other vaporized liquids to the person inhaling from the device, including, but not limited to, an electronic cigarette, cigar, pipe, or hookah**
- 3. Any component, part, or accessory of a tobacco product, whether or not sold separately**

These prohibitions do not apply to a student's possession or use of his/her own prescription products. However, student possession or use of prescription products in school shall be subject to the District's policy and regulation for addressing the administration of medications on campus. (Education Code 48900)

(cf. 5141.21 – Administering Medication and Monitoring Health Conditions)

Prevention Instruction

The District shall provide developmentally appropriate tobacco-use prevention instruction for students at selected grade levels from K-12 pursuant to Education Code 51202. Such instruction shall be aligned with state content standards and the state curriculum framework for health education and with any requirements of state and/or federal grant programs in which the District participates.

(cf. 6142.8 – Comprehensive Health Education)

(cf. 6143 – Courses of Study)

The District may provide or refer students to counseling, intensive education, and other intervention services to assist in the cessation of tobacco use. Such intervention services shall be provided as an alternative to suspension for tobacco possession.

TOBACCO (continued)

Intervention/Cessation Services

- (cf. 1020 – Youth Services)*
- (cf. 5141.6 – School Health Services)*
- (cf. 5146 – Married/Pregnant/Parenting Students)*
- (cf. 6164.2 – Guidance/Counseling Services)*

Program Planning

The District’s tobacco-use prevention and intervention program shall be based on an assessment of tobacco-use problems in District schools and the community, an examination of existing services and activities in the community, and a determination of high-risk student populations that are most in need of District services.

The Superintendent or designee shall coordinate with the local health department and county office of education in program planning and implementation. He/she may establish an advisory council including students, parents/guardians, District staff, representatives of the local health department and community organizations, law enforcement professionals, and/or others with demonstrated expertise in tobacco prevention and cessation.

- (cf. 1220 – Citizen Advisory Councils)*
- (cf. 1400 – Relations Between Other Governmental Agencies and the Schools)*

The Superintendent or designee also shall coordinate the District’s tobacco-use prevention and intervention program with other District efforts to reduce students’ use of illegal substances and to promote student wellness.

- (cf. 5030 – Student Wellness)*
- (cf. 5131.6 – Alcohol and Other Drugs)*
- (cf. 5131.63 – Steroids)*

The Superintendent or designee shall select tobacco-use prevention programs based on the model program designs identified by the California Department of Education (CDE) and may adapt the model to meet District needs. (Health and Safety Code 104420)

The Superintendent or designee shall not accept for distribution any materials or advertisement that promote the use or sale of tobacco products. He/she also shall not accept tobacco-use prevention or intervention funds or materials from the tobacco industry or from any entity which is known to have received funding from the tobacco industry.

TOBACCO (continued)

(cf. 1325 – Advertising and Promotion)
(cf. 3290 – Gifts, Grants and Bequests)
(cf. 6161.1 – Selection and Evaluation of Instructional Materials)

Program Evaluation

To evaluate the effectiveness of the District’s program and ensure accountability, the Superintendent or designee shall biennially administer the California Healthy Kids Survey or other appropriate student survey at selected grade levels in order to assess student attitudes toward tobacco and student use of tobacco. He/she also shall annually report to the Board, and to the CDE if required, the data specified in Health and Safety Code 104450.

(cf. 0500 – Accountability)
(cf. 5022 – Student and Family Privacy Rights)
(cf. 6162.8 – Research)

The results of program evaluations shall be used to refine program goals and objectives and make changes as needed to strengthen program implementation.

Legal Reference:

EDUCATION CODE

48900 *Suspension or expulsion (grounds)*
48900.5 *Suspension, limitation on imposition; exception*
48901 *Smoking or use of tobacco prohibited*
51202 *Instruction in personal and public health and safety*
60041 *Instructional materials, portrayal of effects of tobacco use*

BUSINESS AND PROFESSIONS CODE

22950.5 *Stop Tobacco Access to Kids Enforcement Act; definitions*

HEALTH AND SAFETY CODE

104350-104495 *Tobacco-use prevention education*
104995 *Tobacco use prohibition*
119405 *Unlawful to sell or furnish electronic cigarettes to minors*

PENAL CODE

308 *Minimum age of tobacco possession*

CODE OF REGULATIONS, TITLE 17

6800 *Definition, health assessment*
6844-6847 *Child Health and Disability Prevention program; health assessments*

UNITED STATE CODE, TITLE 20

~~7100-7117 *Safe and Drug Free Schools and Communities Act*~~
7111-7122 *Student Support and Academic Enrichment Grants*

CODE OF FEDERAL REGULATIONS, TITLE 21

1140.1-1140.34 *Unlawful sale of cigarettes and smokeless tobacco to minors*

ATTORNEY GENERAL OPINIONS

88 *Ops.Cal.Atty.Gen. 8 (2005)*

TOBACCO (continued)

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

TUPE Acceptance of Funds Guidance

Health Education Content Standards for California Public Schools: Kindergarten Through Grade Twelve, 2008

Health Framework for California Public Schools: Kindergarten Through Grade Twelve, 2003

Getting Results: Part II California Action Guide to Tobacco Use Prevention Education, 2000

WEST ED PUBLICATIONS

Guidebook for the California Healthy Kids Survey

WEB SITES

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

California Department of Education, Tobacco-Use Prevention Education:
<http://www.cde.ca.gov/ls/he/at/tupe.asp>

California Department of Public Health, Tobacco Control: <http://cdph.ca.gov/programs/tobacco>

California Healthy Kids Resource Center: <http://www.californiahealthykids.org>

California Healthy Kids Survey: <http://www.wested.org/hks>

Centers for Disease Control and Prevention, Smoking and Tobacco Use: <http://www.cdc.gov/tobacco>

U.S. Surgeon General: <http://www.surgeongeneral.gov>

Policy

adopted: August 25, 1999

adopted: February 12, 2014

adopted: October 21, 2015

revised:

RIALTO UNIFIED SCHOOL DISTRICT

Rialto, California

Submitted by: Jinane Annous, Ed.D.

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

(Ref. F 3.5)

G INSTRUCTION CONSENT

**2017 CALIFORNIA STATE SCIENCE FAIR
LOS ANGELES, CALIFORNIA**

April 19, 2017

Education Services requests the Board of Education approve five (5) student winners of the San Bernardino, Inyo, Mono (SIM) County Science and Engineering Fair and two (2) chaperones to attend the California State Science Fair in Los Angeles, California, on April 24, 2017 through April 25, 2017.

Transportation will be via District van at a cost not-to-exceed \$200.00. Lodging will be at a hotel in Los Angeles, California, at a cost of \$1,240.50; meals at a cost not-to-exceed \$840.00; registration fees at a cost of \$150.00; and chaperone substitutes at a cost of \$520.00.

It is recommended that the Board of Education approve five (5) student winners of the San Bernardino, Inyo, Mono (SIM) County Science and Engineering Fair and two (2) chaperones to attend the California State Science Fair in Los Angeles, California, on April 24, 2017 through April 25, 2017, at an estimated total cost of \$2,950.50, to be paid from the General Fund.

Submitted by: Eva Serrato

Reviewed by: Jinane Annous, Ed.D.

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

(Ref. G 1.1)

“EVERY 15 MINUTES”

April 19, 2017

Eisenhower High School requests the Board of Education approve sixteen (16) chapter members of Eisenhower High School’s Associated Student Body (ASB) and two (2) advisors/chaperones to participate in the “Every 15 Minutes” program sponsored by the Rialto Police Department and hosted at Eisenhower High School on April 26, 2017 through April 27, 2017.

The purpose of this event is to bring awareness to students of the effects of drunk driving. On the first day, ASB students will participate in a mock traffic collision for the school to witness. At the conclusion of the event, the ASB students and chaperones will be sequestered for an overnight stay at a hotel in San Bernardino, California. Transportation will be arranged by the Transportation Department.

It is recommended that the Board of Education approve sixteen (16) chapter members of Eisenhower High School’s Associated Student Body and two (2) advisors/chaperones to participate in the “Every 15 Minutes” program on April 26, 2017 through April 27, 2017, at a total cost of approximately \$900.00, to be paid by the Rialto Police Department and at no cost to the District.

Submitted by: Scott Sparks

Reviewed by: Jinane Annous, Ed.D.

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

(Ref. G 2.1)

**SAN BERNARDINO COUNTY SUPERINTENDENT OF SCHOOLS
30TH ANNUAL MULTILINGUAL RECOGNITION PROGRAM**

April 19, 2017

Education Services requests approval from the Board of Education for four (4) students and their parents, along with eighteen (18) District employees, to attend the 30th Annual Multilingual Recognition Program, sponsored by the San Bernardino County Superintendent of Schools at the Double Tree by Hilton in Ontario, California, on April 28, 2017.

The 30th Annual Multilingual Recognition Program, sponsored by the San Bernardino County Superintendent of Schools, is held every year to promote the quality of education for English learners by recognizing the dedication of those individuals who have made a difference.

The following individuals have been nominated to be honored from the Rialto Unified School District: Amor Goetz, 12th grade student, Carter High School; Cristina Murillo Panduro, 12th grade student, Eisenhower High School; Joel Torres, 12th grade student Milor High School; Ernesto Rojas 12th grade student, Rialto High School; Maria Olivia Alcaraz, Teacher, Bemis Elementary School and Melissa Gonzalez, Bilingual Instructional Assistant, Fitzgerald Elementary School.

It is recommended that the Board of Education approve the attendance of four (4) students, eight (8) parents, and eighteen (18) District employees at the 30th Annual Multilingual Recognition dinner, held at the Double Tree by Hilton in Ontario, California, on April 28, 2017, at a cost not-to-exceed \$1,950.00, to be paid from the Unrestricted General Fund.

Submitted by: Jasmin Valenzuela

Reviewed by: Janine Annous, Ed.D.

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

(Ref. G 3.1)

DONATIONS

April 19, 2017

<u>Name of Donors</u>	<u>Location/Description</u>	<u>Amount</u>
<u>MONETARY DONATIONS</u>		
Veolia North America	Education Services/ STEM Account	\$ 8,329.09
Veolia North America	Eisenhower High School/ BIO-Medical STEM Classes	\$ 2,000.00
Lifetouch National School Studios	Carter High School/ Principal's Donation Account	\$ 1,505.00
Ojo de Agua Taqueria	Morris Elementary/ Instructional Materials and Supplies	\$ 260.00
Book Fair Parent Donation Box	Morris Elementary/ Instructional Materials and Supplies	\$ 14.48
YourCause (YourCause.com)	Carter High School/ Principal's Donation Account	\$ 2.00

NON-MONETARY DONATIONS

Edward D'Souza, Ph.D.	Science Fair/ Prizes for the RUSD Science Fair 3 Physics Kits, 3 Robotics Kits, 4 Legos Building Sets, and 3 Sky Viper Drone Kits
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It is recommended that the Board of Education accept the listed donations from Veolia North America, Lifetouch National School Studios, Ojo de Agua Taqueria, Book Fair Parent Donation Box, YourCause (YourCause.com), and Edward D'Souza, Ph.D. and request that a letter of appreciation be sent to the donors.

District Summary

Monetary Donations – April 19, 2017	\$ 12,110.57
Donations – Fiscal Year-To-Date	\$ 45,789.29

Submitted by: Mohammad Z. Islam

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

(Ref. H 2.1)

AGREEMENT WITH ONE CIRCLE FOUNDATION

April 19, 2017

Student Services requests the Board of Education approve an agreement with One Circle Foundation to provide a two-day training for up to twenty-five (25) district staff members on "Girls' Circle" and "Boys' Council" during May 2017.

The trained district participants will be part of the Restorative Interventions for Student Empowerment (R.I.S.E.) program as Tier 2 behavior intervention facilitators at the schools where they are assigned.

The purpose of the training will be to provide participants with the knowledge and expertise to competently and confidently implement the evidenced based multi-tiered system of supports (MTSS) for behavior and social-emotional learning strategies for "Girls' Circle" and "Boys' Council" programming effectively. The One Circle Curricula program employs evidenced-based principles of strengths-based approach, motivational interviewing strategies that have a strong focus on positive youth development.

It is recommended that the Board of Education approve an agreement with One Circle Foundation to provide a two-day training for up to twenty-five (25) district staff members on "Girls' Circle" and "Boys' Council", effective May 2017, at a total cost not-to-exceed \$10,500.00, to be paid from the General Fund.

Submitted by: Angela Brantley

Reviewed by: Jinane Annous, Ed.D.

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

(Ref. H 3.1)

**AMENDMENT NO. 2
SAN BERNARDINO COUNTY PROBATION DEPARTMENT**

April 19, 2017

On June 17, 2015, the Board of Education approved an agreement with the San Bernardino County Probation Department to provide one (1) full-time Probation Officer from their School Probation Officer program. On May 4, 2016, the Board of Education approved Amendment No. 1 to increase the contract to three (3) years ending on June 30, 2018.

An Amendment No. 2 is needed to increase the cost of the contract of year three (3) by an additional \$1,406.00. The original contract amount was approved for a cost not-to-exceed \$28,122.00. The cost of the new contract has increased the amount not-to-exceed \$29,528.00.

It is recommended that the Board of Education approve Amendment No. 2 with the San Bernardino County Probation Department to provide one (1) full-time Probation Officer from their School Probation Officer program from July 1, 2017 through June 30, 2018, at a total cost not-to-exceed \$29,528.00, to be paid from the General Fund.

Submitted by: Angela Brantley
Reviewed by: Jinane Annous, Ed.D.
Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. H 4.1)

**SURPLUS EQUIPMENT AND MISCELLANEOUS ITEMS
NUTRITION SERVICES**

April 19, 2017

Quantity	Description	Quantity	Description
26	Mobile Hot Food Carts		
14	Mobile Pre-school Food Carts		
25	Mobile Cold Food Carts		
29	Ice Packs		
1	Mixing Bowl		
1	Office Chair		
3	HP Printers		
1	Microwave		
1	Bakery Rack		
1	Pallet Jack		
2	Double Stack Ovens		

It is recommended that the Board of Education 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.

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

(Ref. H 5.1)

**AMENDMENT NO. 1
BUILDING AND FACILITY USE AGREEMENT
BETWEEN
THE CITY OF RIALTO AND THE RIALTO UNIFIED SCHOOL DISTRICT**

April 19, 2017

The City of Rialto and the Rialto Unified School District both own certain buildings and facilities which are used for various reasons to conduct City business and School District business respectively.

The City and the School District desire to make mutual and better use of one another's buildings and facilities to minimize the paperwork and transfer of funds associated with building/facility rental.

Therefore, the City and the School District entered into an agreement in July 2014 whereby each entity incurs costs associated with the use of one another's facilities. Each agency also recognizes that on the whole, and in consideration of the benefit to the community at large and youth in particular, the City and the School District ultimately and equally bear the financial liabilities incurred by virtue of the agreement. The Agreement dated July 16, 2014, expires on June 30, 2017. The City and the School District desire to extend the agreement for three more years from July 1, 2017 to June 30, 2020, and can be extended for an additional term of three (3) years.

It is recommended that the Board of Education approve Amendment No. 1 to the Building and Facility Use Agreement between the City of Rialto and the Rialto Unified School District to extend the agreement for an additional three (3) years from July 1, 2017 to June 30, 2020, and can be extended for an additional term of three (3) years.

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

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

(Ref. H 6.1)

**AMENDMENT NO. 1
PCH ARCHITECTS LLP
RELOCATION OF PORTABLE CLASSROOM BUILDING PROJECT**

April 19, 2017

On May 4, 2016, the Board approved an agreement with PCH Architects, LLP, to provide architectural and engineering services required for the relocation of two (2) District-owned portable classroom buildings at Boyd Elementary School for a fixed not-to-exceed amount of \$28,500.00 in fee.

During construction, the state inspector noted that the additional walkway along the designated path of travel would require to be upgraded for code compliance. Additional services from the architect are necessary to address this issue. The architect proposed a fixed fee of \$3,580.00 for the additional scope of work listed above.

It is recommended that the Board of Education approve Amendment No. 1 to the agreement with PCH Architects, LLP for an increase of a fixed fee of \$3,580.00 in architect fee to cover the additional architectural services. All other terms of the agreement will remain unchanged. The architect fees are to be paid from the Fund 25, Capital Facilities Fund.

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

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

(Ref. H 7.1)

**AGREEMENT WITH
PAUL W. WAITE AND ASSOCIATES**

April 19, 2017

On December 19, 2013, the California Energy Commission (CEC) adopted Proposition 39: California Clean Energy Jobs Act - 2013 Program Implementation Guidelines. Proposition 39 (Prop 39) authorized state funds to be available to local educational agencies to implement measures that promote energy efficiency or clean energy benefits, as well as job creation benefits for Californians. In order to implement Prop 39 projects, the Board of Education (Board) approved a pool of fifteen (15) consultant firms for Prop 39 projects on as-needed basis at its meeting on January 22, 2014.

The Board approved Phase 3 Energy Efficiency Project (EEP) at its meeting on March 9, 2016. The Heating, Ventilation, and Air Conditioning (HVAC) component at Trapp and Morgan Elementary Schools requires a Division of the State Architect (DSA) Inspector to ensure compliance of DSA requirements in the installation of HVAC equipment and produce a series of reports leading to the final DSA certification. HVAC upgrades at Trapp and Morgan Elementary Schools will be implemented during the summer break of 2017.

Paul W. Waite and Associates is being recommended from the Board-approved pool of consultant firms to be the DSA Inspector for this project. Paul W. Waite and Associates has worked on various projects for the District including Phases 1 and 2 of EEP since the mid-2000's.

It is recommended that the Board of Education approve a Division of the State Architect Inspector Agreement with Paul W. Waite and Associates for the Energy Efficiency Plan Phase 3 - energy upgrade project, for the not-to-exceed amount of \$20,590.00, including reimbursable expenses, to be paid from the California Clean Energy Jobs Act, Proposition 39 Planning Fund.

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

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

(Ref. H 8.1)

**AGREEMENT WITH
B2 ENVIRONMENTAL**

April 19, 2017

The California Department of Toxic Substances Control (DTSC) recommends protocol for import soil testing services which is needed for the Eisenhower High School Stadium and Performing Arts Theater project to ensure safety of imported soil free from toxic elements. The soil material assessment will include, but not limited to, the analysis of metals in soil, volatile organic compounds, etc.

Facilities Planning received proposals from two (2) environmental assessment firms. After careful review of the proposals with the testing engineer of the Eisenhower High School projects, B2 Environmental is recommended to provide the aforementioned professional services for the Eisenhower High School Stadium and Performing Arts Theater project.

It is recommended that the Board of Education approve the agreement with B2 Environmental as the environmental assessment firm to provide import soil testing services for the Eisenhower High School Stadium and Performing Arts Theater project for the not-to-exceed amount of \$6,214.00, to be paid from Fund 21, Measure Y, Series "C", General Obligation Bond Fund.

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

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

(Ref. H 9.1)

**AGREEMENT WITH
HOT DOGGER TOURS, INC. DBA GOLD COAST TOURS**

April 19, 2017

It is necessary for the District to utilize outside vendors to provide transportation services for extra-curricular school events when District drivers and vehicles are not available. The Transportation Department requests that Hot Dogger Tours, INC. dba Gold Coast Tours provide transportation, as needed, for extra-curricular events.

It is recommended that the Board of Education approve an agreement with Hot Dogger Tours, INC. dba Gold Coast Tours, effective April 20, 2017 through June 30, 2017, to provide transportation services for extra-curricular events, as needed, at a cost not-to-exceed \$25,000.00, to be paid from the General Fund, Associated Student Body (ASB) funds, parent organizations, and/or other donations.

Submitted by: Derek Harris

Reviewed by: Mohammad Z. Islam

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

(Ref. H 10.1)

RATIFY AN AGREEMENT WITH LANDMARK PRODUCTIONS

April 19, 2017

The Educational Safety and Security Department requests the Board of Education ratify an agreement with Landmark Productions to direct the development of an educational quality training video that can be appropriately viewed and used within a K-12 public school environment. Landmark Productions will be responsible for providing the script and storyboard for a re-enactment of a safe school response to an active shooter/violent intruder incident, to include the following:

- Coordinate and direct volunteer students, staff, parents, local fire and police personnel
- Shoot video and monitor audio
- Edit video to District's specifications
- Deliver the finished production to Chief of Safety and Security

This project began on May 5, 2014, and was completed on March 14, 2017. The finished product is entitled, "SAFE SCHOOL RESPONSE: An Educational Inter-Agency Cooperation for Safe Schools & Communities".

This Safe School Response video can be effectively used as a staff training/in-service tool to inform and educate its targeted audience (secondary students, all District staff, parents, and community). The video will explain the standardized emergency procedures and protocol that should be followed when involved with an active shooter/violent intruder incident on school grounds. This video material information will also be included in every school site's Comprehensive School Safety Plan.

It is recommended that the Board of Education ratify an agreement and services rendered by Landmark Productions. The total cost is an amount not-to-exceed \$6,000.00, to be paid from the General Fund.

Submitted by: Gordon Leary

Reviewed by: Angela Brantley

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

(Ref. H 11.1)

APPROVE AGREEMENT WITH KNOWLAND CONSTRUCTION SERVICES

April 19, 2017

As a requirement of the Division of the State Architect (DSA), an Inspector of Record (IOR) must be contracted directly with the District to review the plans/specifications and oversee construction of public school facilities. The IOR must verify that the plans, specifications, and actual construction are in compliance with the DSA-approved construction plans, requirements, and standards for Structural Safety, Fire/Life Safety, and Access Compliance.

The District is in need of a Division of State Architect (DSA) Inspector for the Phases 4, 5, and 6 of Solar Photovoltaic Shade Structures at twelve (12) school sites. The project has been classified by the DSA as a Class 2 project.

Facilities Planning invited a proposal from the inspection firm which had been approved for the inspection of Phases 1, 2, and 3 of the Solar Energy Projects. After review with the solar project manager, Knowland Construction Services is recommended for Phases 4, 5, and 6 projects.

The fee schedule for the project is \$84.00 per hour for Class 1; \$68.00 per hour for Class 2; and \$62.00 per hour for an assistant inspector to perform inspection services.

Overtime and Saturday services will be paid at one and one-half times the normal rate, and Sunday services will be billed at two times the normal rate.

The solar energy financier, Onyx Renewable Partners L.P., is responsible for the cost of the DSA inspection services under the Power Purchase Agreement which was signed on May 6, 2015, and Amendment No. 1 on August 24, 2016. All payment to the Inspection services will be reimbursed by SunEdison and its joint financial partner Onyx Renewable Partners L.P.

It is recommended that the Board of Education approve an agreement with Knowland Construction Services to provide Division of the State Architect inspection services for the District-wide Solar Energy Projects, Phases 4, 5, and 6, for a total not-to-exceed \$134,400.00. Overtime and Saturday services will be paid at one and one-half times the normal rate, and Sunday services will be billed at two times the normal rate to be paid from the General Fund and reimbursed by Onyx Renewable Partners L.P. at the end of the project.

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

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

(Ref. H 12.1)

**AGREEMENT WITH
AUTISM SPECTRUM THERAPIES**

April 19, 2017

Special Education requests the Board of Education approve an agreement with Autism Spectrum Therapies to provide Applied Behavior Analyst (ABA) Aides to assist with current students' behaviors per their Individual Education Program (IEP) for the remainder of the 2016-2017 school year.

It is recommended that the Board of Education approve an agreement with Autism Spectrum Therapies to provide Applied Behavior Analyst (ABA) Aides to assist with current students' behaviors per their Individual Education Program (IEP) for the remainder of the 2016-2017 school year, effective April 20, 2017 through June 30, 2017, at a total cost not-to-exceed \$12,250.00, to be paid from Special Education Funds.

Submitted by: Paulette Koss, Ed.D.

Reviewed by: Jinane Annous, Ed.D.

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

(Ref. H 13.1)

**AGREEMENT WITH
PATHWAYS 2 SPEECH**

April 19, 2017

Special Education requests the Board of Education approve an agreement with Pathways 2 Speech to provide an Independent Education Evaluation (IEE) in the area of Auditory Verbal Therapy (AVT) for students during the regular 2016-2017 school year, as well as, the Extended School Year program per settlement agreement.

It is recommended that the Board of Education approve an agreement with Pathways 2 Speech to provide an Independent Education Evaluation (IEE) in the area of Auditory Verbal Therapy (AVT) for students during the regular 2016-2017 school year, as well as, the Extended School Year program per settlement agreement, effective April 20, 2017 through June 30, 2017, at a total cost not-to-exceed \$4,950.00, to be paid from Special Education Funds.

Submitted by: Paulette Koss, Ed.D.

Reviewed by: Jinane Annous, Ed.D.

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

(Ref. H 14.1)

I FACILITIES PLANNING CONSENT

I. FACILITIES PLANNING CONSENT ITEMS

NONE

J PERSONNEL SERVICES CONSENT

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

AVID Tutor

Romo Loera, Angelica	Kolb Middle School	03/31/2017	\$12.50 per hour
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SUBSTITUTE NOON DUTY AIDES

Alvarez, Martha	Morgan Elementary	04/10/2017	\$10.50 per hour
Falla, Jessica	Morgan Elementary	04/10/2017	\$10.50 per hour
Gutierrez Jaime, Janete	Curtis Elementary	04/13/2017	\$10.50 per hour
Ross, Rickiya	Trapp Elementary	04/11/2017	\$10.50 per hour

WORKABILITY

Arciga, Adrian	Walgreens/Rialto	03/31/2017	\$8.93 per hour
Badley, Jordan Jermaine	Warehouse Shoe Sale	04/05/2017	\$8.93 per hour
Becerra, Armando	Walgreens/Rialto	04/07/2017	\$8.93 per hour
Davis, Isaac Veron	CVS Pharmacy	04/06/2017	\$8.93 per hour
Fortunato, Monique R.	Walgreens/Rialto	03/31/2017	\$8.93 per hour
Grove, Cody Allen	Walgreens/Rialto	04/05/2017	\$8.93 per hour
Lamb, Andre Damore	CVS Pharmacy	03/30/2017	\$8.93 per hour
Lindsay, Raven Marie	Fallas Stores	03/30/2017	\$8.93 per hour
Paz, Michael Lara	Walgreens/Rialto	04/05/2017	\$8.93 per hour
Scott, Darianne L.	Walgreens/Rialto	04/05/2017	\$8.93 per hour
Torres, Alexis Renae	Walgreens/Rialto	04/07/2017	\$8.93 per hour

WORKABILITY – Returning Students

Barragan, Bernardo	Walgreens/Rialto	04/07/2017	\$10.50 per hour
Gonzales, Monique	Walgreens/Rialto	04/01/2017	\$10.50 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:

Carter High School

Baysinger, Jasmine	Frosh Head, Girls' Track	2016/2017	\$3,233.00
Erving-Marshall, Tatiana	Varsity Assistant, Girls' Track	2016/2017	\$3,012.00
Fernandez, Omar	Varsity Head, Softball	2016/2017	\$4,030.00
Hamlett, Jaron	Varsity Assistant, Baseball	2016/2017	\$3,012.00
Harris, Crystal	JV Head, Boys' Track	2016/2017	\$3,233.00
Marshall, Lemuel	Varsity Head, Girls' Track	2016/2017	\$4,030.00
Nolasco, David	Frosh Assistant, Baseball	2016/2017	\$2,702.00
Robertson, Christopher	JV Head, Softball	2016/2017	\$3,233.00

Submitted and Reviewed By: Rhea McIver Gibbs and Rhonda Kramer
Presented for Board Action: Cuauhtémoc Avila, Ed.D.

PERSONNEL REPORT NO. 1171
 CLASSIFIED EMPLOYEES
 April 19, 2017

PROMOTIONS

Aguilar, Susana	To:	Instructional Assistant III – SE (SED/MH/AUTISM) Casey Elementary School	04/10/2017	To:	29-3	\$18.39 per hour (3 hours, 203 days)
	From:	Instructional Assistant II – SE (RSP/SDC) Carter High School		From:	26-3	\$17.05 per hour (3 hours, 203 days)
Dinarte, Tiffany (Repl. L. Moore)	To:	Instructional Assistant III – SE (SED/MH/AUTISM) Eisenhower High School	04/10/2017	To:	29-2	\$17.50 per hour (3.5 hours, 203 days)
	From:	Instructional Assistant II – SE (RSP/SDC) Carter High School		From:	26-2	\$16.24 per hour (3.5 hours, 203 days)

EMPLOYMENT

Blackwell, Brittany (Repl. L. Walton)	Instructional Assistant III – SE (SED/MH/AUTISM) Eisenhower High School	04/10/2017	29-1	\$16.63 per hour (3.5 hours, 203 days)
Davis, Imani (Repl. R. Outram)	Special Ed. Child Development Instructional Assistant Boyd Elementary School	04/10/2017	29-1	\$16.63 per hour (3.5 hours, 203 days)
Garcia Zarate, Carlos (Repl. M. Sandoval)	Secretary I Psychological Services	04/20/2017	34-1	\$18.81 per hour (8 hours, 12 months)
Green, Eden	Technology Support Specialist Information Technology	04/24/2017	52-1	\$29.28 per hour (8 hours, 12 months)

RETIREMENT

Mazariegos, Edgar	Bus Driver Transportation	06/01/2017
Stoll, Linda	School Secretary Trapp Elementary School	06/30/2017

SUBSTITUTES

Amaro, Ivete	Nutrition Service Worker I	04/06/2017	19-1	\$13.01 per hour
Cabrera, David	Campus Security Officer I	04/12/2017	36-1	\$19.77 per hour
Ceren Arrivillaga, Delia	Nutrition Service Worker I	03/31/2017	19-1	\$13.01 per hour
Cornett, Jack	Mechanic II – Small Engine	04/12/2017	42-1	\$22.92 per hour
Gomez, Daniel r.	Nutrition Service Worker I	04/12/2017	19-1	\$13.01 per hour
Robles, Jeannette	Nutrition Service Worker I	03/31/2017	19-1	\$13.01 per hour
Stryjewski, Olivia	Clerk Typist I	03/31/2017	29-1	\$16.63 per hour

VOLUNTARY LATERAL TRANSFER AND INCREASE WORK YEAR

Kobbe, Delynda (Repl. C. Ricker)	To:	Account Clerk II Eisenhower High School	4/20/2017	To:	36-5	\$24.06 per hour (8 hours, 237 days)
	From:	Account Clerk II Frisbie Middle School		From:	36-5	\$24.06 per hour (8 hours, 227 days)

(Ref. J 2.1)

PERSONNEL REPORT NO. 1171
CLASSIFIED EMPLOYEES
April 19, 2017

VOLUNTARY LATERAL TRANSFER AND INCREASE IN WORK HOURS - continued

Lopez, Maria D. (Repl. J. Gonzalez)	To:	Instructional Assistant III – SE (SED/MH/AUTISM) Kordyak Elementary School	04/03/2017	To:	29-2	\$17.50 per hour (6 hours, 203 days)
	From:	Special Ed. Child Development Instructional Assistant Fitzgerald Elementary School		From:	29-2	\$17.50 per hour (3.5 hours, 203 days)

CERTIFICATION OF ELIGIBILITY LIST – Account Clerk II

Eligible: 04/20/2017
Expires: 10/20/2017

CERTIFICATION OF ELIGIBILITY LIST – Categorical Project Clerk

Eligible: 04/20/2017
Expires: 10/20/2017

CERTIFICATION OF ELIGIBILITY LIST – Payroll Technician

Eligible: 04/20/2017
Expires: 10/20/2017

**Position reflects the equivalent to a one-Range increase for night differential
*** Position reflects a \$50.00 monthly stipend for confidential position

Submitted and Reviewed By: Rhea McIver Gibbs and Rhonda Kramer
Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. J 2.2)

PERSONNEL REPORT NO. 1171
CERTIFICATED EMPLOYEES
April 19, 2017

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 April 20, 2017 unless earlier date is indicated)

Brazil, Jacqueline	03/28/2017
Martinez, Steven	03/31/2017
Tubig, Donna	04/03/2017
Warner, Mandy	04/04/2017

RESIGNATIONS

Repsold, Stacie	Speech Therapist	06/01/2017
Rodriguez, Brenda	Instructional Support Strategist	07/01/2017

RETIREMENT

Dykstra, Michael	Secondary Teacher	05/27/2017
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ADMINISTRATIVE ASSIGNMENT

Harris, Todd	Summer School Principal Secondary	06/02/2017 – 07/13/2017	\$7,472.00
Rollins, Vince	Summer School Principal ESY – Extended School Year	06/02/2017 – 06/30/2017	\$5,655.00

EXTRA DUTY COMPENSATION

Casey Elementary School

Bryson, Ray	Academic Coaching	2016/2017	\$1,683.00
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HOME AND HOSPITAL TEACHER (To be used during the 2016/2017 school year, as needed, at the regular hourly rate of \$42.87)

Decker, Richard
Hayden, Mitchell
Tejeda, Eddie

Submitted and Reviewed By: Rhea McIver Gibbs and Rhonda Kramer
Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. J 3.1)

K DISCUSSION/ACTION ITEMS

**AGREEMENT WITH
HEIDER INSPECTION GROUP**

April 19, 2017

A certified testing laboratory is required on any construction project that requires Division of the State Architect (DSA) approval. The testing laboratory must be employed directly by the School District per Section 4-335 (b) of Title 24, Part 1, to perform geotechnical tests, structural tests, and inspection services as prescribed in the DSA Form SSS 103-1. The testing laboratory acts under the direction of the District, coordinates with the DSA Inspector in the field, and produces testing reports which shall be subject to DSA approval. The cost of the testing and inspection services will be paid for by the solar energy financier, Onyx Renewable Partners L.P., under the Power Purchase Agreement which was signed on May 6, 2015, and Amendment No. 1 on August 24, 2016.

Facilities Planning's proposal from the testing inspection firm which had been approved for the inspection of Phases 1, 2, and 3 of Solar Energy Projects for DSA testing and inspection services on the Phases 4, 5, and 6 of Solar Energy Project which include solar structures at twelve (12) school sites. After review with the solar project manager, Heider Inspection Group is recommended for the project.

It is recommended that the Board of Education approve an agreement with Heider Inspection Group to provide soil tests, structural tests, and special inspection services for Phases 4, 5, and 6 of the District-wide Solar Energy Project for a not-to-exceed amount of \$140,116.00, to be temporarily paid from the General Fund and reimbursed by the financier, Onyx Renewable Partners L.P., at the end of the project.

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

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

(Ref. K 1.1)

RESOLUTION NO. 16-17-30
RESOLUTION OF THE BOARD OF EDUCATION OF
THE RIALTO UNIFIED SCHOOL DISTRICT

RESOLUTION FOR EXEMPTION TO THE
SEPARATION-FROM-SERVICE REQUIREMENT

April 19, 2017

Pursuant to Education Code sections 24214.5 and 26812, there is a 180 calendar day separation-from-service requirement for all retired CalSTRS members receiving retirement benefits, during which the postretirement compensation limit for the performance of retired member activities is zero dollars (\$0). Any compensation paid to the member during the first 180 calendar days after retirement will result in a dollar-for-dollar reduction in the benefit or annuity paid to the member or participant.

In response to concerns about the difficulty in hiring teachers, including substitute teachers, during the teacher shortage, the existing law provides for an exemption to the separation-from-service requirement imposed immediately after retirement if the retired CalSTRS member receiving retirement benefits is hired in a critically needed position and meets other eligibility criteria.

Qualifications for this exemption include that the retired CalSTRS member must:

- Be at or above normal retirement age at the time the compensation is earned
- Not begin performing retired member activities until CalSTRS receives all required documentation.

The Board of Education must approve the retired CalSTRS member appointment by adopting a resolution in a public meeting before the retired CalSTRS member begins performing retired member activities under the exemption. Resolution 16-17-30 specifies that the District is in critical need of filling vacancies for teaching positions in elementary, secondary, special education, and substitute teachers due to a teacher shortage.

The District must submit the resolution specifying the retired member's position, and the completed Request for Separation-from-Service Requirement Exemption (SR 1897) Form to the District Financial Services of the San Bernardino County Superintendent of Schools, who will then forward it to CalSTRS. The Resolution and SR 1897 Form must be received by CalSTRS before the retired CalSTRS member begins performing service under the exemption, and all required documentation must be in compliance with the law. Any retired member who has received the Early Notification One-Time Incentive Plan or any retirement incentive is not eligible for this exemption.

It is recommended that the Board of Education adopt Resolution 16-17-30 authorizing exemption of the 180 calendar day separation-from-service requirement pursuant to Section 24214.5 and 26812 of the Education Code for retired CalSTRS members who are appointed to critically needed teaching positions and comply with all required documentation and regulations.

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

(Ref. K 2.1)

**RESOLUTION NO. 16-17-30
BOARD OF EDUCATION
RIALTO UNIFIED SCHOOL DISTRICT
RESOLUTION FOR EXEMPTION TO THE
SEPARATION-FROM-SERVICE REQUIREMENT**

WHEREAS, pursuant to Education Code section 24214.5 and 26812, there is a 180 calendar day separation-from-service requirement for all retired CalSTRS members and participants; and,

WHEREAS, all retired CalSTRS members and participants are subject to a restriction if they perform retired member activities as defined by section 22164.5 of the Education Code or retired participant activities as defined by section 26135.7 of the Education Code, during the first 180 calendar days after their most recent retirement; and,

WHEREAS, if the retired CalSTRS member or participant performed retired member or participant activities during this period, CalSTRS will reduce his or her retirement benefit or annuity one dollar for each dollar earned for performing retired member or participant activities during the 180-day period; and,

WHEREAS, there is an exemption from the 180 calendar day separation-from-service requirement for a member or participant who retires for service and is at or above normal retirement age; and,

WHEREAS, in order to qualify for this narrow exemption, the employer must appoint the retired member or participant to a critically needed position that has been approved by the Board of Education in a public meeting as reflected in a resolution; and,

WHEREAS, this approval by the Board of Education in a public meeting as reflected in a resolution must be finalized and communicated to CalSTRS before the member or participant commences to perform retired member or participant activities; and,

WHEREAS, the *Superintendent* must complete the *Request for Separation-from-Service Requirement Exemption* form, which must be submitted to CalSTRS and received by CalSTRS before the member or participant commences to perform retired member or participant activities,

NOW, THEREFORE, BE IT RESOLVED that this Board does provide public notice that the District is in critical need of teaching positions for Elementary, Secondary, Special Education, and Substitute Teachers *due to the teacher shortage*;

AND BE IT FURTHER RESOLVED that the Board wishes to meet this critical need by hiring *Elementary, Secondary, Special Education, and Substitute Teachers*, a member or participant who retired for service less than 180 days ago or who will retire;

(Ref. K 2.2)

AND BE IT FURTHER RESOLVED that this appointment is needed to fill this critical need before the 180 calendar day separation-from-service requirement is fulfilled;

AND BE IT FURTHER RESOLVED that this member or participant did not receive a retirement incentive or any financial inducement to retire from any public employer;

AND BE IT FURTHER RESOLVED that the retired member's or participant's termination of employment is not the basis for the need to acquire his or her services;

AND BE IT FURTHER RESOLVED that the earnings for retired member activities during the 180 calendar days will still be subject to the annual postretirement earnings limit for the Defined Benefit Program;

AND BE IT FURTHER RESOLVED that this member or participant will not commence to perform retired member or participant activities before this approval is authorized by the Board of Education in a public meeting as reflected in a resolution and received by CalSTRS;

AND BE IT FURTHER RESOLVED that this member or participant will not commence to perform retired member or participant activities before the *Superintendent* completes the *Request for Separation-from-Service Requirement Exemption* form and this is transmitted to and received by CalSTRS.

PASSED AND ADOPTED by the Governing Board of the *Rialto Unified School District*, on this *19th OF April* IN THE YEAR 2017.

AYES: Member _____ NOES: Members _____ ABSTAIN: Members _____

I, *Cuauhtémoc Avila, Ed.D.*, Secretary of the Governing Board, *Rialto Unified School District*, County of San Bernardino, do hereby certify the foregoing to be a full, true and correct copy of a resolution adopted by the said Board at a regular meeting hereof held at its regular meeting place on *April 19, 2017*, which action is contained in the minutes of the meeting of said Board.

Cuauhtémoc Avila, Ed.D.

Secretary of the Governing Board

Rialto Unified School District