

**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**

**August 24, 2016**

**A. OPENING**

**CALL TO ORDER AND ROLL CALL**

The regular meeting of the Board of Education of the Rialto Unified School District was called to order at 4:03 p.m. by President O'Kelley at the Dr. John R. Kazalunas Education Center, 182 East Walnut Avenue, Rialto, CA 92376.

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

Administrators present: Cuauhtémoc Avila, Ed.D., Superintendent; Mohammad Z. Islam, Associate Superintendent, Business Services; Edward D'Souza, Ph.D., Lead Academic Agent: Math/Science and Career Pathways; Jasmin Valenzuela, Lead Academic Agent: Liberal Arts and Literacy/Interventions; and Rhonda Kramer, Senior Director, Personnel Services. Also present was Rosie Williams, Executive Secretary.

**OPEN SESSION**

1. Comments on Closed Session Agenda Items. Any person wishing to speak on any item on the Closed Session Agenda will be granted three minutes.

There were no comments.

**CLOSED SESSION**

Upon a motion by Clerk Martinez, seconded by Vice President Walker, and approved by a 5-0 vote, the Board of Education entered into Closed Session at 4:06 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:**

- Academic Agent: Math/Science, College and Career Pathways
  - Nutrition Services Supervisor
2. Student Expulsions/Reinstatements/Expulsion Enrollments
  3. CONFERENCE WITH LABOR NEGOTIATORS  
Agency designated representatives: Cuauhtémoc Avila, Ed.D., Superintendent; Aaron Rogers, Director, Personnel Services; and Rhonda Kramer, Director, Personnel Services.  
Employee organizations: California School Employees Association, Chapter 203 (CSEA), Rialto Education Association (REA), Communications Workers of America (CWA)
  4. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code section 54957)  
Title: Superintendent
  5. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: One case
  6. CONFERENCE WITH LABOR NEGOTIATOR (Government Code section 54957.6)  
Designated Representative: Board President, Nancy G. O’Kelley  
Unrepresented Employee: Superintendent

**ADJOURNMENT OF CLOSED SESSION**

Upon a motion by Vice President Walker, seconded by Clerk Martinez, and passed by a unanimous 5-0 vote, Closed Session adjourned at 7:04 p.m.

**OPEN SESSION RECONVENED – 7:04 P.M.**

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

Administrators present: Cuauhtémoc Avila, Ed.D., Superintendent; Mohammad Z. Islam, Associate Superintendent, Business Services; Edward D’Souza, Ph.D., Lead Academic Agent: Math/Science and Career Pathways; Jasmin Valenzuela, Lead Academic Agent: Liberal Arts and Literacy/Interventions; and Rhonda Kramer, Senior Director, Personnel Services. Also present was Rosie Williams, Executive Secretary, and Noemi Moreno, Language Assessment Specialist.

(Ref. E 1.2)

## **PLEDGE OF ALLEGIANCE**

Oscar Gaxiola, 7<sup>th</sup> grade Frisbie Middle School student, led the Pledge of Allegiance.

## **PRESENTATION BY FRISBIE MIDDLE SCHOOL**

Oscar Gaxiola, 7<sup>th</sup> grade Frisbie Middle School student, introduced classmate, Arlette Martinez who performed a violin student composition titled, "*Unknown*."

## **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 Resolution Adopting in Part and Modifying in Part Advisory Arbitration Opinion and Award for employee #1679726.
- Accepted the appointment of Eva Serrato, Academic Agent: Math/Science and College and Career Pathways.

## **ADOPTION OF AGENDA**

Upon a motion by Clerk Martinez, seconded by Member Montes, the Agenda was adopted by Student Board Member Collier's preferential vote, and a unanimous 5-0 vote by the Board of Education.

### **B. PRESENTATIONS**

1. Excellence in California PBIS Coalition Presentation

President O'Kelley and Superintendent Avila presented Certificates of Recognition to staff members from Rialto and Carter High Schools, Jehue and Kucera Middle Schools, and Kelley Elementary School who earned the "Bronze Level Recognition" and a plaque for each school reflecting "excellence in measurement of fidelity as well as efforts in implementing the core features of PBIS."

### **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.

Hardy Brown, Executive Director of the Black Voice Foundation and San Bernardino County Trustee, Area D, thanked the Board for their support of the Footsteps to Freedom tour, and also their support of the U-CAN Go-to-College Fair, in which his daughter took advantage of and is now enrolled in Spelman College in Atlanta, Georgia.

Mirna Ruiz, PTA President, thanked Linda Miner, Diane Romo and Dr. Avila for meeting with them regarding PTA and Booster Club issues, listening to their concerns, and resolving their issues.

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

There were no comments.

3. Comments from Association Executive Board Members: Rialto Education Association (REA), California School Employees Association (CSEA), Communications Workers of America (CWA). Rialto School Managers Association (RSMA)

Lisa Lindberg, REA President, requested the Board of Education include a Resolution on the Board Agenda for approval regarding supporting Proposition 55.

Heather Estruch, CWA Representative, welcomed Student Board Member Collier, and shared that it is nice to be back in the classroom.

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

**D. PUBLIC HEARING - None**

**CONSENT CALENDAR ITEMS**

Upon a motion by Vice President Walker, seconded by Clerk Martinez, Items E – J were approved by Student Board Member Collier's preferential vote, and a unanimous 5-0 vote by the Board of Education.

**E. MINUTES**

1. Approve the minutes of the Regular Board of Education Meeting held August 10, 2016.

(Ref. E 1.4)

**F. GENERAL FUNCTIONS CONSENT ITEMS - None**

**G. INSTRUCTION CONSENT ITEMS**

1. Ratify the attendance of four (4) Dual Language Immersion teachers at the CAFE Binational Project GLAD in Tijuana, Baja California, Mexico, July 20-23, 2016.
2. Approve the Educational Study Trips and Locations for the 2016-2017 school year.
3. Approve four (4) parents/guardians, and one (1) District Office staff member to attend the Hispanic Association of Colleges and Universities (HACU) 30<sup>th</sup> Annual Conference, in San Antonio, Texas, October 8-10, 2016.

**H. BUSINESS AND FINANCIAL CONSENT ITEMS**

1. Approve Warrant Listing Register and Purchase Order Listing for all funds from July 26, 2016 through August 8, 2016 (sent under separate cover to Board Members). A copy for public review will be available at the Board Meeting.
2. Accept the donations from WESTAT, The Way Bible Fellowship, Ohiopyle Prints, Inc., MOD Pizza, Arrowhead United Way, Santa Claus, Inc., and Southern California Edison (San Bernardino Regional Office).
3. Declare the specified surplus equipment and miscellaneous items as obsolete and not-serviceable for school use, and authorize the Superintendent/designee to sell or dispose of these items as specified in the Education Code Sections 17545 and 17546.
4. Approve the correction to Amendment No. 3 to the agreement with PCH Architects, LLP, for the Parking Lot and Drainage Revision project located at the Cesar Chavez/Dolores Huerta Center for Education.
5. Approve the Memorandum of Understanding between the United College Action Network, Inc., and a Partnership with Rialto Unified School District and Fontana Unified School District to utilize the planning, management, and production services of The United College Action Network, Inc. (U-CAN), so that Rialto Unified School District's juniors and seniors can participate in U-CAN's 17<sup>th</sup> Annual Historically Black Colleges and Universities Recruitment Fair (AHBCURF) for the 2016-2017 school year.

6. Approve Amendment No. 1 to the agreement with Solution Tree to include Milor High School at no additional cost, excluding the approval of the travel expenses, over and above the contract amount, and to change the funding source from school site Title I Funds and/or the General Fund, to Title II, Part A.
7. Approve an agreement with CAL-Storm Compliance, as the engineering firm to prepare the State-required Storm Water Pollution Prevention Plan and provide inspections and reports in accordance with Construction General Permit during the construction of the Eisenhower High School Stadium Reconstruction and Performing Arts Theater Projects.
8. Declare the specified surplus equipment and miscellaneous items as obsolete and not-serviceable for school use, and authorize the Superintendent/designee to sell or dispose of these items as specified in the Education Code Sections 17545 and 17546.

**I. FACILITIES PLANNING CONSENT ITEMS - None**

**J. PERSONNEL SERVICES CONSENT ITEMS**

- 1-3. Approve Personnel Report No. 1158 for classified and certificated employees.

**K. DISCUSSION/ACTION ITEMS**

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

1. Approve an agreement with Pivot Learning Partners to provide principals with five coaches to lead six three-hour principal cohort coaching sessions to support coaching sessions for each of five cohorts of principals, and a project management lead to support the project, effective September 1, 2016 through May 30, 2017.

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

2. Approve the changes to District bank accounts, effective August 25, 2016.

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

3. Ratify an agreement with Therapy Travelers to provide two (2) School Psychologists from August 3, 2016 through December 30, 2016, due to a shortage of school psychologists at the beginning of the 2016-2017 school year.

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

4. Approve Fausat Rahman-Davies as an additional signer for Nutrition Services' accounts, effective August 25, 2016.

Upon a motion by Vice President Walker, seconded by Clerk Martinez, Item K5 was approved by a 4-1 vote by the Board of Education.

The vote was as follows:

President O'Kelley – Aye  
Vice President Walker – Aye  
Clerk Martinez – No  
Member Ayala – Aye  
Member Montes – Aye

5. Approve Amendment No. 1 to the Agreement with SunEdison Government Solutions, LLC, to establish new milestone dates for commencement and completion of construction of the solar sites, provide for liquidated damages, legal fees, and/or termination should there be significant delays, and increase the kilowatt rate from \$0.117 per kWh to \$0.127 per kWh to cover the rise in construction costs due to the wind load change at no cost to the District.

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

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

**REINSTATEMENT HEARINGS**

Case Numbers:

14-15-34

13-14-54



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

7. Approve addendum to employment agreement between Rialto Unified School District and Dr. Cuauhtémoc Avila.

**L. ADJOURNMENT**

Upon a motion by Student Board Member Collier, seconded by Member Montes, and approved by Student Board Member Collier's preferential vote, and a unanimous 5-0 vote by the Board of Education, the meeting was adjourned at 8:20 p.m.

  
Clerk, Board of Education

  
Secretary, Board of Education