

**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**

**February 8, 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 5:00 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; Joseph Ayala, Member; and Nancy G. O'Kelley, Member. Dina Walker, President, arrived at 5:29 p.m., and Edgar Montes, Clerk, arrived at 5:06 p.m.

Administrators present: Cuauhtémoc Avila, Ed.D., Superintendent; Mohammad Z. Islam, Associate Superintendent, Business Services; Jinane Annous, Ed.D., Lead Innovation Agent; Education Services; Rhea McIver Gibbs, Lead Personnel Agent, Personnel Services; 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 Member Ayala, seconded by Member O'Kelley, and approved by a 3-0 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)

**Administrative Appointment:**

- Middle School Assistant Principal

(Ref. E 1.1)

2. Student Expulsions/Reinstatements/Expulsion Enrollments
3. CONFERENCE WITH LABOR NEGOTIATORS  
Agency designated representatives: Cuauhtémoc Avila, Ed.D., Superintendent, Rhea Mclver Gibbs, Lead Personnel Agent, 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. 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. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Paragraph (1) of subdivision (d) of Section 54956.9)  
  
1767517 v. Rialto Unified School District (San Bernardino Superior Court Case No. CIVD1401849)

#### **ADJOURNMENT OF CLOSED SESSION**

Upon a motion by Clerk Montes, seconded by Vice President Martinez, and passed by a unanimous 5-0 vote, Closed Session adjourned at 7:20 p.m.

#### **OPEN SESSION RECONVENED – 7:20 P.M.**

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

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

#### **PLEDGE OF ALLEGIANCE**

Alyssa Daniels, 11<sup>th</sup> grade Rialto High School student, led the Pledge of Allegiance.

## **PRESENTATION BY RIALTO HIGH SCHOOL**

Alyssa Daniels, 11<sup>th</sup> grade Rialto High School student, sang “*I Believe I Can Fly*,” recorded by R. Kelly.

## **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:

- Denied the request for a leave of absence for classified employee #1700617, March 9, 2017 through September 9, 2017.
- Approved an agreement settling San Bernardino Superior Court case number CIVD1401849 in exchange for a release of all claims.

## **ADOPTION OF AGENDA**

Upon a motion by Member O’Kelley, seconded by Clerk Montes, the Agenda was adopted, as amended, by Student Board Member Collier’s preferential vote, and a 4-0 vote by the Board of Education. Vice President Martinez was not present during the vote.

The Agenda was amended as follows:

- Item (Ref. I 2.1) was pulled from the Agenda.
- Item (Ref. K 7) Reinstatement Hearing, Case Number 15-16-47 was pulled.

## **B. PRESENTATIONS**

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

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

Dorrien Hunter – Eisenhower High School

Alexis Rodriguez – Rialto High School

Gilbert Mosqueda – Carter High School

### **2. Mrs. Marie Thornsberry, Hughbanks Elementary School teacher, NASA Stratospheric Observatory for Infrared Astronomy (SOFIA) Presentation**

Clerk Montes presented a plaque to Mrs. Marie Thornsberry, Hughbanks Elementary School teacher, in recognition of being selected to participate in the experience of a lifetime by flying on NASA’s SOFIA. The flight was made possible through NASA’s Airborne Astronomy Ambassadors program.

(Ref. E 1.3)

3. Danya Sanders-Hester, "Excellence in District Preschool Teacher Mentorship"

Vice President Martinez presented a plaque to Danya Sanders-Hester, Preschool Teacher, for being selected as one of a few mentor/teachers teaching Early Education at a collegiate level, and for her dedication to her students, classroom and a future generation of preschool teachers.

### 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.

Montserrat Jimenez, Gizele Gomez, and Juan Loza, Dollahan Elementary School students, representatives of the Leadership Lighthouse Team, invited the Board to their school's 4<sup>th</sup> Annual Leadership Day, on March 8, 2017, from 9:00 a.m. to 12:00 p.m.

David Phillips, Dollahan Elementary School PTO President, congratulated Danya Sanders-Hester for her recognition. He invited everyone to Dollahan Elementary School's fundraiser, 2<sup>nd</sup> Annual Family Magic Night on February 24, 2017, and he also invited the Board to attend their Read-a-Thon on March 25, 2017. They have invited local leaders to read to kids, or have the kids read to them.

Christina Salinas, of Veolia North America, provided invitations to Board members and Superintendent Avila for Veolia's 5<sup>th</sup> grade Water Fair scheduled for February 24, 2017.

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)

Raquel Torres, CSEA President, congratulated Lou Webb, Campus Security Officer I, who was selected by student leaders at Kucera Middle School to be honored at the DSAC Black History Month Service Awards on February 1, 2017. She is appreciative that classified employees are recognized by students for their hard work.

Ron Fletcher, CWA President, congratulated Danya Sanders-Hester, and shared that he was amazed at what he has seen tonight. He also stated that he knows Paul Lock, a magician that will be performing at the Dollahan Elementary School 2<sup>nd</sup> Annual Family Magic Night. He encouraged everyone to buy tickets to attend this event.

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

#### **D. PUBLIC HEARING**

Upon a motion by Clerk Montes, seconded by Member O'Kelley, Public Hearing was opened at 8:38 p.m. by a unanimous 5-0 vote by the Board of Education.

1. Public Hearing: Pursuant to the requirements of Governmental Code and Board Policy, the attached initial 2017-18 proposal submitted by the Rialto Unified School District, for an agreement between the Rialto Education Association (REA) and the Rialto Unified School District, Board of Education, is hereby posted in compliance with the legislative requirements for public notice.

Upon a motion by Member O'Kelley, seconded by Member Ayala, Public Hearing was closed at 8:39 p.m. by a unanimous 5-0 vote by the Board of Education.

#### **CONSENT CALENDAR ITEMS**

Vice President Martinez motioned to approve Items E – J, it was seconded by Clerk Montes (no vote was taken). Member O'Kelley asked to pull items (Ref. F 1.1-6), (Ref. H 7.1) and (Ref. H 9.1-2) to be discussed and voted on separately.

Upon a motion by Clerk Montes, seconded by Member O'Kelley, items E1, F2 – H6, H8, and H10 – I1, were approved by a unanimous 5-0 vote by the Board of Education.

Upon a motion by Member Ayala, seconded by Vice President Martinez, items F1, H7 and H9, were 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 January 25, 2017.

**F. GENERAL FUNCTIONS CONSENT ITEMS**

1. Second reading of revised Board Policy 0460(a-f); Philosophy, Goals, Objectives and Comprehensive Plans: Local Control and Accountability Plan.
2. Second reading of revised Board Policy 4030(a-e); All Personnel: Nondiscrimination in Employment.
3. Second reading of revised Board Policy 4119.11, 4219.11, 4319.11(a-c); All Personnel: Sexual Harassment.
4. Second reading of revised Board Policy 6152(a-d); Instruction: Class Assignment.
5. Second reading of revised Board Policy 6164.2(a-i); Instruction: Guidance/ Counseling Services.
6. Second reading of revised Board Bylaw 9323(a-e); Bylaws of the Board: Meeting Conduct.
7. First reading of revised Board Policy 3311(a-d); Business and Noninstructional Operations: Bids.
8. First reading of new Board Policy 3311.1(a-b); Business and Noninstructional Operations: Uniform Public Construction Cost Accounting Procedures.
9. First reading of revised Board Policy 5131.2(a-f); Students: Bullying.
10. First reading of new Board Policy 5144.4(a-b); Students: Required Parental Attendance.
11. First reading of revised Board Policy 6177(a-f); Instruction: School Learning Programs.

**G. INSTRUCTION CONSENT ITEMS**

1. Approve fifty (50) AVID students and five (5) chaperones to attend Eisenhower High School's AVID Northern California University Campus Tour on March 8, 2017 through March 10, 2017, at the following universities: California State University, Bakersfield; University of California, Merced; University of California, Chico; University of California, Berkeley; San Francisco State; California State University, San Luis Obispo; and the University of California, Santa Barbara, at a total cost not-

to-exceed \$20,000.00, to be paid from the College Readiness Block Grant.

2. Approve ten (10) potential students of the Carter High School boys wrestling team and three (3) coaches/chaperones to attend the State Wrestling Tournament in Bakersfield, California, on March 2, 2017 through March 4, 2017, at an estimated total cost of \$1,700.00, to be paid from ASB and General Funds.
3. Approve seven (7) potential students of the Carter High School girls wrestling team and four (4) coaches/chaperones to attend the State Wrestling Tournament in Visalia, California, on February 23, 2017 through February 25, 2017, at an estimated total cost of \$1,700.00, to be paid from ASB and General Funds.
4. Approve the proposed 2017 Extended School Year (ESY) program and calendars for students receiving special education services in all grades as part of their Individualized Educational Program (IEP) requirement.
5. Approve four (4) students of the Eisenhower High School girls wrestling team, and four (4) coaches/chaperones to attend the State Wrestling Tournament in Visalia, California, February 23, 2017 through February 25, 2017, at an estimated total cost of \$1,500.00, to be paid from Eisenhower High School's Athletic Fund.

#### **H. BUSINESS AND FINANCIAL CONSENT ITEMS**

1. Approve Warrant Listing Register and Purchase Order Listing for all funds from January 9, 2017 through January 23, 2017, (sent under separate cover to Board Members). A copy for public review will be available at the Board Meeting.
2. Accept the donations from Measured Progress, Inc., Walmart, Box Tops for Education, and ThinkMap, Inc., and request that a letter of appreciation be sent to the donors.
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. Ratify an agreement with Grand Canyon University for mentoring opportunities for students in their respective programs effective November 18, 2016 through June 30, 2019, at no cost to the District.



5. Approve the use of the California Multiple Award Schedule (CMAS) Contract # 1-16-23-23A for Fiscal Year 2016-2017, pursuant to Public Contract Code 20118, to be paid from the General Fund.
6. Approve an agreement with All American Inspection, Inc. as the inspector to provide in-plant inspection services for two shade structures to be installed at the girls' softball field at Rialto High School for a not-to-exceed amount of \$5,000.00, to be paid from Fund 40, Special Reserve Fund.
7. Approve an agreement with PF Vision, Inc., to provide The Division of State Architect (DSA) inspection services for the Path of Travel and fire alarm compliance project at Jehue Middle School, at a cost of \$64.00 per hour for a Class 1 inspector, not-to-exceed \$5,600.00, to be paid from Fund 21, Measure Y, Series "C", General Obligation Bond Funds.
8. Approve the addition of CP Construction Company, Inc., an "A" licensed Water & Sewer contractor based in Ontario, California, to the subcontractor list for the Rialto Unified School District Compressed Natural Gas (CNG) Fueling Station Project under Public Contract Code §4107 to complete the project, at no cost to the District.
9. Approve an agreement with Scholastic Education to provide systemic professional learning and ongoing job-embedded coaching to support middle school history/social studies teachers, coaches, and administrators, effective February 26, 2017 through May 31, 2017, for a total cost not-to-exceed \$45,580.00, to be paid from the Unrestricted General Fund.
10. Award the base bids for Category 9, Roofing to Best Contracting Services, Inc., and Category 38, Theater Rigging, to J. R. Clancy, Inc. for the Eisenhower High School Stadium Building and Performing Arts Theater Project as the lowest responsible contractors meeting District specifications. All costs will be paid from Fund 21, Measure Y, Series "C", General Obligation Bond Funds.
11. Accept the Walmart Community Grant from the Walmart Foundation, effective February 2017 through May 2017, in the amount of \$500.00 for the purpose of funding Morgan Elementary School's makerspace classroom.
12. Approve an agreement with the Child Care Resource Center for the purpose of the two (2) Quality Start San Bernardino (QSSB) chosen Preschool Teachers, Catalina Robles at Dollahan Elementary and Griselda Uribe at Kelley Elementary to participate in quality improvement and incentives effective February 9, 2017 through September 30, 2017, to



be funded by the San Bernardino Superintendent of Schools through the Child Care Resource Center, at no cost or liability to the District.

13. Approve the agreement with Dr. Jodye Selco for \$25,000.00 to provide additional professional development, develop Next Generation Science Standards (NGSS) materials, and provide professional development on NGSS for elementary and middle school teachers for the 2016-2017 school year, to be paid from California Science and Mathematics Partnership Grants, at no cost to the District.
14. Accept two (2) FEDCO Classroom Enrichment Grants from the Center for Excellence in Mathematics and Science Teaching (CEMaST) of Cal Poly Pomona College of Science for Bemis Elementary School, effective February 2017 through May 15, 2017, in the amount of \$1,000.00 for the purpose of funding an outreach program with the Aquarium of the Pacific Mobile Aquarium, and in the amount of \$500.00 for the purpose of the Traveling Scientists and Birds of Prey Project.
15. Approve an agreement with Consortium on Reaching Excellence in Education (CORE) to provide thirteen (13) follow up training sessions at eleven (11) elementary school sites and two (2) middle school sites on Systematic Instruction in Phonological Awareness, Phonics, and Sight Words (SIPPS) to support the initial training on SIPPS that teachers had previously received, effective February 21, 2017 through May 11, 2017, at a total cost not-to-exceed \$35,045.00, to be paid from Title I Funds.
16. Approve the changes to the District bank accounts.

#### **I. FACILITIES PLANNING CONSENT ITEMS**

1. Accept the work completed on September 30, 2016, by Vector USA for all the work required in network upgrades and wireless installation at the District Office, Carter High School, Frisbie Middle School, Jehue Middle School, Kucera Middle School, Kolb Middle School, and eighteen (18) elementary school sites (Bemis, Boyd, Casey, Curtis, Dunn, Dollahan, Fitzgerald, Garcia, Henry, Hughbanks, Kelley, Kordyak, Morgan, Morris, Myers, Preston, Simpson, and Trapp), and authorize District personnel to file a Notice of Completion with the San Bernardino County Recorder.

#### ***ITEM (REF. I 2.1) WAS PULLED FROM THE AGENDA.***

- ~~2. Accept the work completed on January 21, 2017 by Integral Electrical Engineering, Inc. for all work required in connection with the Rialto Unified School District Generator Installation project located at 182 E. Walnut Avenue, Rialto, California, 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. 1167 for classified and certificated employees.

**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 Board of Education meeting schedule for the 2017-2018 school year.

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

2. Approve the amended agreement with San Bernardino Community College District, Valley College Campus to establish a three (3) day a week open college level Computer Aided Design and Manufacturing I course at the Cesar Chavez/Delores Huerta Center for Education (CHCE) Engineering Academy at no additional cost to the District, effective February 2017 through May 2017. The amendment will further add that students will incur enrollment fees in the amount of \$21.00. The term of this agreement as amended may be extended for an additional period not-to-exceed five (5) years by written agreement between both parties.

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

3. Approve an agreement with Information Technology Solutions, LLC to consult with for structure cabling design and planning for Rialto High, Eisenhower High, Rialto Middle, and Werner Elementary, at a total cost of \$68,988.21, effective February 9, 2017 through June 30, 2017, to be paid from the General Fund.

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 2017-2018, 2018-2019, and 2019-2020 school/student calendars.

Upon a motion by Member Ayala, seconded by Vice President Martinez, Item K5 was approved by a unanimous 5-0 vote by the Board of Education.

5. Approve the hourly increase for AVID Tutors to \$12.50 an hour effective January 1, 2017.

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

6. Approve changing the Wednesday, March 8, 2017, Board of Education meeting to Wednesday, March 15, 2017.

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

The item was amended as follows: Reinstatement Hearing, Case Number 15-16-47 was pulled.

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

**ADMINISTRATIVE HEARING**

Case Number:  
16-17-22

**STIPULATED**

Case Numbers:  
16-17-27  
16-17-28

**REINSTATEMENT HEARINGS**

Case Numbers:  
12-13-88  
~~15-16-47~~

**L. ADJOURNMENT**

Upon a motion by Member O'Kelley, seconded by Clerk 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 8:58 p.m.

  
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Clerk, Board of Education

  
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Secretary, Board of Education