

**MINUTES  
RIALTO UNIFIED SCHOOL DISTRICT  
DR. JOHN R. KAZALUNAS EDUCATION CENTER  
182 EAST WALNUT AVENUE, RIALTO, CA 92376**

**July 11, 2018**

**A. OPENING**

**CALL TO ORDER AND ROLL CALL**

The regular meeting of the Board of Education of the Rialto Unified School District was called to order at 6:00 p.m. by President Martinez at the Dr. John R. Kazalunas Education Center, 182 East Walnut Avenue, Rialto, CA 92376.

Members present: Joseph W. Martinez, President; Edgar Montes, Vice President; Nancy G. O'Kelley, Clerk; and Joseph Ayala, Member. Dina Walker, Member, arrived at 6:27 p.m.

Administrators present: Cuauhtémoc Avila, Ed.D., Superintendent; Darren McDuffie, Ed.D., Lead Strategic Agent: Strategics, Congruence and Social Justice; Mohammad Z. Islam, Associate Superintendent, Business Services; Elizabeth Curtiss, Academic Agent, Liberal Arts and Literacy/Intervention; and Rhea McIver Gibbs, Lead Personnel Agent. 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 Clerk O'Kelley, and approved by a 4-0 vote, the Board of Education entered into closed session at 6:02 p.m. to consider and discuss the following items:

1. Public Employee Employment/Discipline/Dismissal/Release/  
Reassignment of Employees (Government Code section 54957)

(Ref. E 1.1)

Administrative Appointments:

- Elementary School Principal
- Middle School 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, Lead Personnel Agent, 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**  
(Paragraph (1) of subdivision (d) of Section 54956.9)

1247028 v. Rialto Unified School District (United States District Court Central District of California-Western Division Court Case No. 5:16-CV-01954-JAK-SP)

**ADJOURNMENT OF CLOSED SESSION**

Upon a motion by Member Ayala, seconded by Vice President Montes, and passed by a unanimous 4-0 vote, closed session adjourned at 7:00 p.m.

***Clerk O'Kelley was not present during the vote.***

**OPEN SESSION RECONVENED – 7:00 P.M.**

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

Administrators present: Cuauhtémoc Avila, Ed.D., Superintendent; Darren McDuffie, Ed.D., Lead Strategic Agent: Strategics, Congruence and Social Justice; Mohammad Z. Islam, Associate Superintendent, Business Services; Elizabeth Curtiss, Academic Agent, Liberal Arts and Literacy/Intervention; and Rhea McIver Gibbs, Lead Personnel Agent, Personnel Services. Also present was Rosie Williams, Executive Secretary, and Jose M. Reyes, Interpreter.

**PLEDGE OF ALLEGIANCE**

Alex Gau, 5<sup>th</sup> grade Dunn Elementary School student, led the Pledge of Allegiance.

(Ref. E 1.2)

## 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:

- Approved an agreement settling United States District Court Case No. 5:16-CV-01954-JAK-SP in exchange for a release of all claims against the District.
- Accepted the administrative appointment of Vince Rollins, Middle School Principal, Frisbie Middle School.
- Accepted the administrative appointment of La Tanya Greer, Elementary Principal, Trapp Elementary School.

## ADOPTION OF AGENDA

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

### B. PRESENTATIONS - None

### 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.

Paula Bailey, parent, expressed her concerns regarding the impact Administrators leaving or being transferred to other schools has on students. She asked if students could be given the opportunity to say goodbye to Administrators prior to their departure.

Celia Saravia, representing Amigos Unidos, a support group for parents of children with special needs, thanked Superintendent Avila, Vice President Montes, Bridgette Ealy, Syeda Jafri, and Rhea McIver Gibbs for attending the graduation ceremony for the children at the Non Public School (NPS). She hopes next year the entire Board participates. She congratulated Nutrition Services for the work they are doing. She ended by wishing everyone a happy and safe summer.

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)

Stephen Gianni, CWA, Vice President, stated he hopes everyone is having a good summer. He also stated he is sorry he was unable to attend the Summer Symposium.

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

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

Upon a motion by Clerk O'Kelley, seconded by Member Walker, Public Hearing was opened at 7:33 p.m. by a unanimous 5-0 vote by the Board of Education.

1. Public Hearing: Notice of Consideration of approving an increase in Statutory (Level 1) school fees imposed on new residential and commercial/industrial construction pursuant to Government Code Section 65995 and Education Code Section 17620.

Upon a motion by Clerk O'Kelley, seconded by Vice President Montes, Public Hearing was closed at 7:33 p.m. by a unanimous 5-0 vote by the Board of Education.

#### **CONSENT CALENDAR ITEMS**

Upon a motion by Clerk O'Kelley, seconded by Vice President Montes, Items E – J 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 June 27, 2018.

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

#### **G. INSTRUCTION CONSENT ITEMS**

1. Approve the adoption of Mystery Science for all District elementary schools K-5, at a cost of \$10,500.00, to be paid from the General Fund.

2. Approve the adoption of online materials and printed materials, Flexbooks, to support Next Generation Science Standards implementation in grades 6-8 and for high school courses, at a cost of \$26,000.00, to be paid from the General Fund.
3. Accept the Master Agreement of San Bernardino County Superintendent of Schools (SBCSS) Regional Occupation Program (ROP) to cover the Pharmacy Technician Class at a cost not-to-exceed \$3,200.00 from Adult Education funds and the Cyber Security Class at a cost not-to-exceed \$22,950.00 from Career Technical Education Incentive Grant (CTEIG) funds.

**H. BUSINESS AND FINANCIAL CONSENT ITEMS**

1. Approve Warrant Listing Register and Purchase Order Listing for all funds from June 11, 2018 through June 25, 2018, (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 Neff Construction, Fagen Friedman & Fulfroost LLP, Claims Retention Services, Schools First Federal Credit Union, and Office Solutions and request that a letter of appreciation be sent to the donors.
3. Approve the agreement with Jodye Selco, Ph.D., Cal Poly Foundation to work with Rialto Unified School District's K-12 science program for the 2018-2019 school year, at a cost of \$39,192.00, to be paid from the General Fund.
4. Approve the planning, management, and production services of The United College Action Network, Inc. (U-CAN) to bring the 19<sup>th</sup> Annual Historically Black Colleges and Universities Recruitment Fair for all Rialto Unified School District seniors for the 2018-2019 school year to be held at Carter High School on September 20, 2018, at a cost of \$8,625.00, to be paid from the General Fund.
5. Approve an agreement with Scholastic, Inc. to provide professional learning in Guided Reading to kindergarten and first grade teachers, effective September 1, 2018 through May 30, 2019, at a cost of \$26,491.00, to be paid from the General Fund.
6. Approve an agreement with Voyager Sopris Learning to provide four (4) days of professional learning in Language Essentials for Teachers of Reaching and Spelling (LETRS), including online Bridge to Practice Activities for 3<sup>rd</sup> grade teachers, effective September 1, 2018 through

December 30, 2018, at a cost of \$17,000.00, to be paid from the General Fund.

7. Approve the Memorandum of Understanding with WestEd to participate in the *Improving Children's Understanding of Equivalence* study from August 1, 2018 through August 31, 2020, at no cost to the District.
8. Accept the first allocation (July 1, 2018 through September 30, 2018) of \$37,337.85 for the Fresh Fruit and Vegetable Program Grant from the U.S. Department of Agriculture for the following schools: Bemis, Boyd, Casey, Curtis, Dunn, Henry, Kelley, Morgan, Morris, Myers, Preston and Werner Elementary Schools.
9. Approve an agreement with Jose M. Reyes, to provide Spanish Language Interpreting services for the 2018-2019 Board Meetings at \$450.00 per meeting, for a total cost not-to-exceed \$9,450.00, to be paid from the General Fund.
10. Approve the Consolidated Application submission for federal program funding for the 2018-2019 school year, at no cost to the District.

**I. FACILITIES PLANNING CONSENT ITEM**

1. Accept the work completed before June 30, 2018, by Braughton Construction Inc., for all work required in connection with the Electrical Bus Charging Stations at Future Bus Yard Project, and authorize District personnel to file a Notice of Completion with the San Bernardino County Recorder.

**J. PERSONNEL SERVICES CONSENT ITEMS**

- 1-2. Approve Personnel Report No. 1197 for classified and certificated employees.
3. Adopt Resolution No. 18-19-03 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 Walker, seconded by Clerk O'Kelley, Item K1 was approved by a unanimous 5-0 vote by the Board of Education.

1. Renew the agreement with McGraw Hill Education for 12,800 licenses for the online Assessment and Learning in Knowledge Spaces (ALEKS) program for students in grades 6-12, effective August 1, 2018 through June 30, 2019, at a cost of \$230,016.00, to be paid from the General Fund.

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

2. Award RFP #C-189-003 to Gold Star for the purchase of snack food and beverages as part of the Pomona Valley Co-Op Purchasing Group for the 2018-2019 school year. The costs of items purchased from this bid will be paid from Fund 13 – Cafeteria Special Reserve fund.

Upon a motion by Clerk O'Kelley, seconded by Member Walker, Item K3 was approved by a 4-1 vote by the Board of Education.

The vote was as follows:

President Martinez – Aye

Vice President Montes – No

Clerk O'Kelley – Aye

Member Ayala – Aye

Member Walker - Aye

3. Award RFP #RIANS-2018-19-003 Pizza Products to Papa John's Pizza for the 2018-2019 fiscal year. The cost of future items purchased from this bid will be paid from Fund 13 – Cafeteria Special Reserve Fund.

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

4. Approve an agreement with PCH Architects, LLP, to provide architectural services required for the conversion of two (2) classrooms in Building R at Eisenhower High School for the physical education program, effective July 12, 2018 through December 31, 2019, at a cost not-to-exceed \$87,500.00, including \$2,000.00 allowance for design alteration of existing band room, and \$3,000.00 allowance for reimbursable expenses for Division of the State Architect (DSA) requirements, as needed, to be paid from Measure Y Series "C" General Obligation Bonds Fund – Fund 21.



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

5. Adopt Resolution No. 18-19-01 to adopt Statutory School Fees imposed on residential and commercial/industrial development projects in the amount of \$3.79 per square foot of assessable space of single-family detached residential development, and \$0.61 per square foot of all commercial/industrial development within the boundaries of the District, effective 60 days from the date of this resolution.

Upon a motion by Vice President Montes, seconded by Clerk O'Kelley, Item K6 was approved by a 4-1 vote by the Board of Education.

The vote was as follows:

President Martinez – Aye

Vice President Montes – Aye

Clerk O'Kelley – Aye

Member Ayala – Aye

Member Walker - Abstain

6. Adopt Resolution No. 18-19-02, excusing the absence of Board Member Dina Walker from the Wednesday, June 27, 2018, Regular Meeting of the Board of Education.

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

7. Approve the name change of Rialto Alternative Education to Rialto Adult School, at a cost of \$5,000.00 for new signage, to be paid from Adult Education fund.

Upon a motion by Vice President Montes, seconded by Clerk O'Kelley, Item K8 was approved by a unanimous 5-0 vote by the Board of Education.

8. Ratify an agreement between the San Bernardino Community College District and the District's Adult Education Program allowing the District to continue as an active member of the AB104 (AEBG) Consortium and receive an allotment of \$924,470.00 from July 1, 2018 through December 31, 2019.

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

9. Accept the Specialized Secondary Programs Grant for Rialto High School: Cohort 4 Year 1 Implementation in the amount of \$110,000.00 from the

(Ref. E 1.8)



California Department of Education, for the Leading Edge Analytical Decision Innovation in Rialto (LEADIIR) from June 1, 2018 through June 30, 2019.

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

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


**ADMINISTRATIVE HEARING**

Case Number:

17-18-70

**L. ADJOURNMENT**

Upon a motion by Vice President Montes, seconded by Clerk O'Kelley, and approved by a unanimous 5-0 vote by the Board of Education, the meeting was adjourned at 7:56 p.m.

  
Clerk, Board of Education

  
Secretary, Board of Education