

**MINUTES**

**RIALTO UNIFIED SCHOOL DISTRICT**

**March 25, 2020  
Dr. John R. Kazalunas Education Center  
182 East Walnut Avenue  
Rialto, California**

**Board Members Present  
Via Teleconference:**

**Nancy O'Kelley, President  
Dina Walker, Vice-President  
Joseph Martinez, Clerk  
Joseph Ayala, Member  
Edgar Montes, Member**

**Administrators Present:**

**Cuauhtémoc Avila, Ed.D., Superintendent  
Darren McDuffie, Ed.D., Lead Strategic Agent: Strategics,  
Congruence and Social Justice  
Also present, Martha Degortari, Executive Administrative Agent,  
and Jose Reyes, Interpreter/Translator**

**Administrators Absent:**

**Mohammad Z. Islam, Associate Superintendent, Business  
Services  
Elizabeth Curtiss, Interim Lead Innovation Agent  
Rhea McIver Gibbs, Ed.D., Lead Personnel Agent  
Rhonda Kramer, Lead Personnel Agent**

**A. OPENING**

**A.1 CALL TO ORDER**

The regular meeting of the Board of Education which was held via teleconference and streamlined only, was called to order at 6.03 p.m.

**A.2 OPEN SESSION**

**A.2.1 Comments on Closed Session Agenda Items**

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

None.

**A.3 CLOSED SESSION**

As provided by law, the following are the items for discussion and consideration at the Closed Session of the Board Meeting:

**Moved By** Member Ayala

**Seconded By** Vice-President Walker

**Vote by Board Members to move into Closed Session.**

**Time: 6:05 p.m.**

**Approved by a Unanimous Vote**

**A.3.1 PUBLIC EMPLOYEE  
EMPLOYMENT/DISCIPLINE/RELEASE/REASSIGNMENT OF  
EMPLOYEES (GOVERNMENT CODE SECTION 54957)**

**A.3.2 STUDENT EXPULSIONS/REINSTATEMENTS/EXPULSION  
ENROLLMENTS**

**A.3.3 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)

**A.3.4 REVIEW OF LIABILITY CLAIM NUMBER 19-20-10**

**A.4 ADJOURNMENT OF CLOSED SESSION**

**Moved By** Clerk Martinez

**Seconded By** Member Ayala

**Vote by Board Members to adjourn out of Closed Session.**

**Time: 7:03 p.m.**

**Approved by a Unanimous Vote**

**A.5 OPEN SESSION**

Open session reconvened at 7:03 p.m.

**A.6 PLEDGE OF ALLEGIANCE**

Dr. Avila, Superintendent, led the Pledge of Allegiance.

**A.7 REPORT OUT OF CLOSED SESSION**

Superintendent Dr. Avila reported that no action was taken in closed session.

**A.8 ADOPTION OF AGENDA**

The agenda was adopted as amended:

The following items will be pulled from page 53 of the agenda:

**RESIGNATIONS**

Montoya, Griselda Secretary II 03/20/2020

**PLACE ON THE 39-MONTH REEMPLOYMENT LIST**

Robles Jr., Martha Custodian I 03/28/2020  
Casey/Curtis Elementary Schools

The following item will also be pulled from page 63 of the agenda:

**DISCUSSION/ACTION Item F-4 - Agreement with 360 Degree Customer, Inc.**

**Moved By Member Montes**

**Seconded By Member Ayala**

**Vote by Board Members to adopt agenda as amended.**

**Approved by a Unanimous Vote**

**B. PRESENTATIONS**

**B.1 MEASURE Y 2010 PROPOSITION 39 GENERAL OBLIGATION BONDS FINANCIAL AND PERFORMANCE AUDIT REPORT FOR THE YEAR ENDED JUNE 30, 2019, PRESENTED BY MS. PAULA BAILEY, CHAIRPERSON OF THE MEASURE Y CITIZENS' OVERSIGHT COMMITTEE**

Dr. Avila, Superintendent reported on behalf of Ms. Paula Bailey, Chairperson of the Measure Y Citizens' Oversight Committee the following:

- The audit report is "Unmodified Opinion" which is the highest level of assurance provided on a set of Financial Statements.
- The report consists of two parts i.e. Financial Audit and Performance Audit as of June 30, 2019.
- There are no audit findings.

## **C. COMMENTS**

### **C.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.

Superintendent, Dr. Avila read the following public comments which were received via email:

Gil Navarro, Water Board Director, Division II, with the San Bernardino Valley Municipal Water District, shared that the San Bernardino Valley Municipal Water District is working behind the scenes to ensure that there are no interruptions in service to the water retailers, cities and mutual water companies who depend on supplemental water supply. He indicated that for additional information, the public can call (909) 387-9200 or email [kristeenf@sbsvmwd.com](mailto:kristeenf@sbsvmwd.com).

Keith Rubio, Teacher, shared his concerns regarding distance learning for general education students, particularly Special Education students. He indicated that he is concerned about districts jumping into distance learning without a complete understanding as to how it will work for parents, staff, and students. He wonders whether a distance learning program would meet state accreditation standards for students and how this would affect the evaluation process for teachers. He stated that there are many concerns as to the legalities centered around Special Education distance learning, which he feels most likely will not meet the individualized education needs of every Special Education student. He asked that a task force committee be formed with all stakeholders, including parents, to plan for future closures in the event of any national disaster or extended school closures.

Rosa Fuentes, Parent, shared that she realizes we are facing a very difficult situation and understands that decisions taken are not always

popular, but with optimism and positive attitudes we will surpass this event. She recommended for teaching staff to connect with students who are struggling academically to help them cope and feel that they are cared for, and to offer support during these hard times.

Crysel Ruiz shared that she understands the District is looking out for the safety of everyone, but she is concerned that seniors will not get a chance to spend more time with friends and teachers and will miss out on the memories of their high school moments. She is requesting consideration be made for additional time.

Tobin Brinker, Teacher, shared his concerns regarding distance learning and whether it's an answer to prayer or whether it will cause more harm to students. He requested that this be planned slowly, considering the benefits and risks involved. He expressed his concerns regarding platforms such as ZOOM and Google Meets and indicated that teachers often are not trained to deal with the problems associated with online classrooms. He suggested online learning does not initially include a video component.

Mr. Brinker commended the District on working quickly to provide families with computers and hotspots so they can access online learning. However, he is concerned as to who would pay for lost or stolen computers and what teachers would grade if the students did not engage online? He also questioned as to how the District would meet State and Federal mandates to educate students with special needs? He recommended that the District continue to provide enrichment lessons and opportunities for students who want to go beyond using Google Classroom, and suggests that everything beyond that be introduced slowly as teachers are trained and issues are worked out.

Clarisa Gastelum, Parent, asked what the Board is doing, or thinking of doing regarding online courses for student of Rialto? She shared that her son is in the sixth grade and he is concerned about being held back because of missed school. She has friends in other districts who indicated that the students either received tablets to complete online courses or are signed up for online courses using their home desktops.

Brenda Perez, Parent, she shared that she understands the importance of keeping the students and community safe, but she is also concerned for the education of the students and feels the District should let the students borrow computers as some of them do not count on any electronic devices at home.

Paula Bailey, Parent, thanked the District for providing students with the grab-and-go meal program. She said that it is wonderful to see how courteous and helpful the staff is at the different sites and what an amazing job they are doing. As a parent, she appreciates all their efforts.

Mirna Ruiz, PTA President, thanked Nutrition Services staff for all their support right now to feed the students in our community. She said they are doing an amazing job and thanked them for showing up even when it rains. She indicated that we are a united district and this is the time to show it.

## **C.2 PUBLIC COMMENTS ON AGENDA ITEMS**

Any person wishing to speak on any item on the Agenda will be granted three minutes.

None.

## **C.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).

Superintendent, Dr. Avila shared the following comments from Association Executive Board Members which were received via email.

Chris Cordasco, CSEA Chapter 203 President, presented to the Board and the Superintendent their initial proposal to negotiate 2020-2021 re-openers.

Teresa Hunter, Acting Vice President for Substitute Teachers, Communication Workers of America (CWA), submitted the following comments relative to item D 1.1 on the agenda. She thanked the Board for their consideration of their contract bargaining proposal. She indicated that they look forward to soon working with the District to bring about a new and improved contract for their Rialto guest teachers.

Ms. Hunter shared that they miss going to work in the classroom and helping students do their best work. She said that many of their guest teachers are stressed about the loss of work and how it will affect their daily living. None of the updates have information that is pertinent to guest teachers and she said they look forward to receiving some hopeful news. They hope to be back in the classroom soon.

**C.4 COMMENTS FROM THE SUPERINTENDENT**

**C.5 COMMENTS FROM MEMBERS OF THE BOARD OF EDUCATION**

**D. PUBLIC HEARING**

**D.1 OPEN PUBLIC HEARING**

**Moved By** Member Montes

**Seconded By** Member Ayala

**Vote by Board Members to open Public Hearing.**

**Time: 7:48 p.m.**

**Approved by a Unanimous Vote**

**D.1.1 2020-2021 INITIAL PROPOSAL FROM COMMUNICATION WORKERS OF AMERICA (CWA)**

**PUBLIC HEARING:** Pursuant to the requirements of Government Code and Board Policy, the initial 2020-2021 proposal submitted by the Communications Workers of America (CWA), for an agreement between the Communication Workers of America (CWA) and the Rialto Unified School District Board of Education, is hereby posted in compliance with the legislative requirements for public notice.

**D.1.2 2020-2021 INITIAL PROPOSAL TO RIALTO EDUCATION ASSOCIATION**

**PUBLIC HEARING:** Pursuant to the requirements of Government Code and Board Policy, the initial contract proposal for the 2020-2021 school year submitted by Rialto Unified School District, for an agreement between the Rialto Education Association (REA) and Rialto Unified School District Board of Education, is hereby posted in compliance with the legislative requirements for public notice.

**D.2 CLOSE PUBLIC HEARING**

**Moved By** Member Ayala

**Seconded By** Clerk Martinez

**Vote by Board Members to close Public Hearing.**

**Time: 7:50 p.m.**

**Approved by a Unanimous Vote**

**E. 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.

**Moved By** Clerk Martinez

**Seconded By** Member Montes

**Vote by Board Members to approve Consent Calendar Items as amended.**

**Approved by a Unanimous Vote**

**E.1 MINUTES**

Approve the minutes of the Regular Board of Education meeting, held March 4, 2020.

**E.2 GENERAL FUNCTIONS CONSENT ITEMS**

**E.2.1 FIRST READING OF BOARD POLICY 0520 (a-b); INTERVENTION FOR UNDERPERFORMING SCHOOLS**

**E.2.2 FIRST READING OF REVISED BOARD POLICY 3515 (a-c); CAMPUS SECURITY**

**E.2.3 FIRST READING OF REVISED BOARD POLICY 3600 (a-c); CONSULTANTS**

**E.2.4 FIRST READING OF BOARD POLICY 4019.1 (a-g); PROFESSIONAL ADULT/STUDENT BOUNDARIES**

**E.3 INSTRUCTION CONSENT ITEMS - None**

**E.4 BUSINESS AND FINANCIAL CONSENT ITEMS**

**E.4.1 WARRANT ORDER LISTING AND PURCHASE ORDER LISTING**

Approve Warrant Listing Register and Purchase Order Listing for all funds from February 14, 2020 through March 5, 2020. (Sent under separate cover to Board Members). A copy for public review will be available at the Board Meeting.

**E.4.2 DONATIONS**

Accept the listed donations from YourCause, LLC Trustee for Wells Fargo Foundation Educational Matching Gifts



Program; YourCause, LLC Trustee for Wells Fargo Community Support Campaign; Box Top Education; Walmart, and request that a letter of appreciation be sent to each of these donors.

**E.4.3 SURPLUS EQUIPMENT AND MISCELLANEOUS ITEMS**

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.

**E.4.4 APPROVAL TO USE PUBLIC BIDS AND CONTRACTS FOR INFORMATION TECHNOLOGY GOODS & SERVICES AND WIRELESS EQUIPMENT AND SERVICES**

Approve CMAS Contract No. 3-19-70-2486R and CMAS Amendment #7-11-70-18 for Information Technology Goods & Services and Wireless Equipment and Services, at a cost to be determined at time of purchase(s), and to be paid from the General Fund.

**E.4.5 AGREEMENT WITH JOHN R. BYERLY, INC. FOR GEOTECHNICAL ENGINEERING, MATERIALS TESTING AND SPECIAL INSPECTION SERVICES FOR THE INSTALLATION OF TWO SHADE STRUCTURES AT CARTER HIGH SCHOOL**

Approve an agreement with John R. Byerly, Inc., to provide geotechnical/testing and special inspection services for the installation of two shade structures at Carter High School, effective March 26, 2020 through December 30, 2020, at a cost of \$11,132.00, to be paid from Fund 21 – Measure Y, Series C, General Obligation (G.O.) Bond.

**E.4.6 AMENDMENT TO AGREEMENT WITH PARENT INSTITUTE FOR QUALITY EDUCATION (PIQE) TRAINING – JEHUE MIDDLE SCHOOL**

Amend the agreement with the Parent Institute for Quality Education (PIQE) for parents who participated in the PIQE training held at Jehue Middle School on October 1, 2019 through December 7, 2019. The original amount of the agreement was \$9,000.00 and an increase of \$2,500.00 is needed for a total cost of \$11,500.00, due to the increase of parent participation. All other terms of the agreement will remain the same. The cost of \$2,500.00 to be paid from the General Fund - Title I.

**E.4.7 AGREEMENT WITH DR. ROBIN MORRIS**

Approve an agreement with Dr. Robin Morris, Licensed Psychologist to provide an Independent Education Evaluation (IEE) effective March 26, 2020 through June 30, 2020, at a cost of \$5,000.00, to be paid from the General Fund - Special Education Budget.

**E.4.8 AGREEMENT WITH INDIVIDUALIZED EDUCATIONAL PSYCHOLOGY, INC. – DR. JERRY TURNER**

Approve an agreement with Individualized Educational Psychology Inc., Dr. Jerry Turner, Licensed Educational Psychologist, to provide an Independent Education Evaluation (IEE) effective March 26, 2020 through June 30, 2020, at a cost of \$4,650.00, to be paid from the General Fund - Special Education Budget.

**E.4.9 MEMORANDIUM OF UNDERSTANDING (MOU) WITH WESTED FOR THE INTEGRATED SCIENCE LITERACY CURRICULUM (ISLC) FIRST GRADE STUDY**

Approve the MOU with WestEd for the Integrated Science Literacy Curriculum (ISLC) First Grade Study, at no cost to the District.

**E.5 FACILITIES PLANNING CONSENT ITEMS - None**

**E.6 PERSONNEL SERVICES CONSENT ITEMS**

**E.6.1 PERSONNEL REPORT NO. 1232**

Approve Personnel Report No. 1232 for classified and certificated employees, except for the following items which were pulled:

**RESIGNATIONS**

Montoya, Griselda Secretary II 03/20/2020

**PLACE ON THE 39-MONTH REEMPLOYMENT LIST**

Robles Jr., Martha Custodian I 03/28/2020  
Casey/Curtis Elementary Schools

**F. DISCUSSION/ACTION ITEMS**

**F.1 AWARD RFP #19-20-009 FOR INDEPENDENT AUDIT SERVICES**

**Moved By** Clerk Martinez

**Seconded By** Vice-President Walker

Approve award of RFP #19-20-009 to Eide Bailly, LLP. The initial audit period will be for fiscal year, July 1, 2019 through June 30, 2020, at total not-to-exceed cost of \$57,000.00 with an option to renew for the fiscal year 2020-2021 at a total not-to-exceed cost of \$58,000.00 and the fiscal year 2021-2022 at a total not-to-exceed cost of \$59,000.00. The cost of \$57,000.00 for the 2019-2020 Initial Audit Period, will be paid from the General Fund.

**Vote by Board Members.**

**Approved by a Unanimous Vote**

**F.2 AGREEMENT WITH HMC ARCHITECTS FOR THE SPECIAL EDUCATION RENOVATION PROJECT AT THE DISTRICT OFFICE**

**Moved By** Clerk Martinez

**Seconded By** Vice-President Walker

Approve an agreement with HMC Architects for the Special Education Department Renovation Project at the District office from March 26, 2020 through June 30, 2021, at a cost of \$276,483.00, to be paid from Fund 40, Special Reserve Fund for Capital Outlay Projects.

**Vote by Board Members.**

**Approved by a Unanimous Vote**

**F.3 LIABILITY CLAIM**

**Moved By** Vice-President Walker

**Seconded By** Member Ayala

Deny Liability Claim No. 19-20-10.

**Vote by Board Members.**

**Approved by a Unanimous Vote**

**F.4 AGREEMENT WITH 360 DEGREE CUSTOMER INC.**

**Agreement with 360 Degree Customer Inc. was pulled from the agenda.**

~~Ratify an agreement with 360 Degree Customer Inc. to provide nursing services for students in County Programs and Non-Public Schools, SLPAs~~

~~for speech services, and credentialed teachers for students who need instruction during the day, effective March 23, 2020, through June 30, 2020, at a cost of \$100,000.00, to be paid from the General Fund – Special Education Budget.~~

**Motion Dies**

**F.5 AGREEMENT WITH T-MOBILE EMPOWER ED PROGRAM FOR HOTSPOT DEVICES**

**Moved By** Clerk Martinez

**Seconded By** Member Ayala

Approve the agreement with T-Mobile Empower Ed Program for 7000 hotspot devices at a cost of \$280,000.00 for April 2020 through May 2020 and 10 month yearly service charge of \$300,000 effective August, 2020 through May 2021 plus one-time hardware purchase cost of \$462,000.00 for a total estimated cost not-to-exceed \$1,042,000.00, to be paid from the General Fund.

**Vote by Board Members.**

**Approved by a Unanimous Vote**

**F.6 RESOLUTION NO. 19-20-49 RENUMERATION**

**Moved By** Clerk Martinez

**Seconded By** Member Ayala

Adopt Resolution No. 19-20-49 excusing the absence of Board Vice President, Dina Walker, from the Wednesday, February 26, 2020, Regular Meeting of the Board of Education.

**Vote by Board Members.**

**Approved by a Majority Vote as follows:**

Nancy G. O’Kelley, President	Aye
Dina Walker, Vice President	Abstain
Joseph W. Martinez, Clerk	Aye
Joseph Ayala, Member	Aye
Edgar Montes, Member	Aye

**F.7 RESOLUTION NO. 19-20-50 RENUMERATION**

**Moved By** Member Ayala

**Seconded By** Vice-President Walker

Adopt Resolution No. 19-20-50 excusing the absence of Board Clerk, Joseph W. Martinez, from the Wednesday, February 26, 2020, Regular Meeting of the Board of Education.

**Vote by Board Members.**

**Approved by a Majority Vote as follows:**

Nancy G. O'Kelley, President	Aye
Dina Walker, Vice President	Aye
Joseph W. Martinez, Clerk	Abstain
Joseph Ayala, Member	Aye
Edgar Montes, Member	Aye

**F.8 BOARD OF EDUCATION MEETING SCHEDULE FOR THE 2020-2021 SCHOOL YEAR**

**Moved By** Clerk Martinez

**Seconded By** Vice-President Walker

Approve the Board of Education meeting schedule for the 2020-2021 school year.

**Vote by Board Members.**

**Approved by a Unanimous Vote**

**F.9 REINSTATEMENT OF EXPULSION**

**Moved By** Clerk Martinez

**Seconded By** Member Montes

Case Number:  
19-20-46

**Vote by Board Members.**

**Approved by a Unanimous Vote**

**G. ADJOURNMENT**

The next regular meeting of the Board of Education of the Rialto Unified School District will be held on April 8, 2020, at 7:00 p.m. at the Dr. John R. Kazalunas Education Center, 182 East Walnut Ave, Rialto, California.

Materials distributed or presented to the Board of Education at the Board Meeting are available upon request from the Superintendent's Office.

**Moved By**                      Member Ayala

**Seconded By**                Vice-President Walker

**Vote by Board Members to adjourn. Time: 8:00 p.m.**

**Approved by a Unanimous Vote**

  
Clerk, Board of Education

  
Secretary, Board of Education