

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

**May 8, 2019**

**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 Montes at the Dr. John R. Kazalunas Education Center, 182 East Walnut Avenue, Rialto, CA 92376.

Members present: Edgar Montes, President; Nancy G. O'Kelley, Vice President; Dina Walker, Clerk; Joseph Ayala, Member; and Joseph W. Martinez, 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; Kelly Bruce, Lead Innovation Agent, Education Services; and Rhonda Kramer, 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 Vice President O'Kelley, seconded by Clerk Walker, and approved by a unanimous 5-0 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)

**Administrative Appointment:**

- Continuation High School Principal

2. Student Expulsions/Reinstatements/Expulsion Enrollments

(Ref. E 1.1)

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**

Anticipated Litigation/Settlement of a Contract Claim Under Government Code 9201

Significant exposure to litigation pursuant to paragraph Section 54956.9/  
Settlement of a Contract Claim: (1 Case)

**ADJOURNMENT OF CLOSED SESSION**

Upon a motion by Vice President O'Kelley, seconded by Member Martinez, and passed by a unanimous 5-0 vote, closed session adjourned at 7:03 p.m.

**OPEN SESSION RECONVENED – 7:03 P.M.**

*President Montes announced the following:*

***AT THE DIRECTION OF THE BOARD OF EDUCATION, BOARD MEETINGS ARE RECORDED, BROADCASTED, AND STREAMED LIVE, AND MAY CAPTURE IMAGES AND SOUNDS OF THOSE ATTENDING THE MEETING.***

Members present: Edgar Montes, President; Nancy G. O'Kelley, Vice President; Dina Walker, Clerk; Joseph Ayala, Member; Joseph W. Martinez, Member; and Jazmin Hernandez, Student Board 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; Kelly Bruce, Lead Innovation Agent, Education Services; and Rhonda Kramer, Lead Personnel Agent. Also present was Rosie Williams, Executive Secretary, and Jose M. Reyes, Interpreter.

**PLEDGE OF ALLEGIANCE**

Mayleah Mims, 5<sup>th</sup> grade Trapp Elementary School student, led the Pledge of Allegiance.

## **PRESENTATION BY TRAPP ELEMENTARY SCHOOL**

Selected students from Mrs. Chovan's 3<sup>rd</sup> grade class, and Mrs. Battelo's 5<sup>th</sup> grade class performed "A Million Dreams," from the movie *The Greatest Showman*.

## **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:

- Employees No. 1526339 and 1051339 shall be released from their administrative positions effective June 30, 2019, and both shall be reassigned to the position of classroom teacher (184) days for the 2019-2020 school year.
- Approved the claim for payment to Elite Modular Leasing and Sales, Inc. in the amount of \$129,883.00 under Government Code Section 9201.
- Accepted the administrative appointment of Kyla Griffin, Continuation High School Principal, Milor High School.

## **ADOPTION OF AGENDA**

Upon a motion by Clerk Walker, seconded by Vice President O'Kelley, the Agenda was adopted by Student Board Member Hernandez's preferential vote, and a unanimous 5-0 vote by the Board of Education.

### **B. PRESENTATIONS**

1. Middle School – District Student Directory Committee (DSAC)

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

Austin Teig and Rachel Montañez – Kolb Middle School  
Tania Barajas – Jehue Middle School  
David Luviamo – Kucera Middle School  
Gabriela Gomez – Frisbie Middle School

2. Model High School Presentation – Milor High School

Member Ayala presented plaques to the following Milor High School staff members in recognition of earning the California Department of Education *Model Continuation High School* distinction:

Andres Luna, Principal  
Johanna Cuellar, Assistant Principal  
Peter Kamon, Teacher

(Ref. E 1.3)

Christie Luna, Teacher  
Faith Mowoe, Teacher  
Cynthia Pool, Teacher  
Jeffrey Whisman, Teacher  
Robert Yarbrough, Teacher

3. Key to the District from Clerk Dina Walker to Mr. John Fitzsimmons, Carter High School teacher.

Clerk Walker presented Mr. John Fitzsimmons with a Key to the District for his outstanding service to the students of Rialto Unified School District.

### 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.

Frank Camacho, Eisenhower High School Principal, along with Nancy Ibrahim, EHS Career Center Tech, introduced former Rialto Middle School teacher Tim Brooks and his wife Marty, who presented students Klarisse Gutierrez and Francisco Hernandez with a \$5,000.00 scholarship each. Mr. Brooks explained a foundation created by his friend Robert Summers in memory of former EHS teacher Wanda Mahoney will be providing \$100,000 worth of scholarships for EHS students, \$10,000 each year for ten years.

Celia Saravia, representing Amigos Unidos, a parent support group for children with special needs, invited everyone to their annual celebration of the special children's sacraments on Sunday, May 19<sup>th</sup>, at 3:00 p.m., at Our Lady of the Rosary Cathedral, 2525 North Arrowhead Avenue, San Bernardino.

Michael Montano, Rialto High School teacher, acknowledged and thanked Mr. Andres Luna for what he has done to help him and many students. He reported that Rialto High School softball team won another round of CIF games. He expressed his concerns with the safety of students and staff due to an increase in violence at Rialto High School. He also expressed his concerns with Positive Behavioral Interventions and Supports (PBIS), and asked for the Board to help with the problem.

Michelle Sanchez, staff member and long-time community member, expressed her concerns regarding the safety of students and staff at schools in the District. She also expressed her concerns with PBIS, lack of consequences, and security stripped of the tools needed to control a

crowd of unruly students. She stated that it is the Board's responsibility to see that students are safe at school.

Mirna Ruiz, PTA representative, invited the Board to the PTA Honorary Services Awards to be held on May 24<sup>th</sup> at 7:00 p.m. at Sierra Lakes.

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

Felicia Izquierdo, Fitzgerald Elementary School parent, spoke on behalf of a group of parents in support of the summer program at Fitzgerald Elementary School, referencing Board item (Ref. H 10.1).

Celia Saravia, representing Amigos Unidos, a parent support group for children with special needs, asked the Board to consider not approving item (Ref. J 4.1-2), which will release Behavioral Support Assistants from duty. She feels these employees are a necessary resource which will help with the success of special education students.

Mirna Ruiz, parent, expressed her concerns regarding item (Ref. J 4.1-2). She feels it is a huge concern to release five Behavioral Support Assistants who are needed for all the support they provide.

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, congratulated Mr. John Fitzsimmons for earning the Key to the District. She shared that REA will be passing out over \$10,000.00 in scholarships for seniors this year. She stated she felt there was an uptick of aggressive, violent behavior, but does not blame PBIS. She stated, "In our effort to be positive, we've abandoned consequences." She feels that professional clinical people are needed for these settings to help intervene with the violent behavior. More resources are needed for these students.

Chris Cordasco, CSEA President, congratulated all the award winners this evening. He expressed his disappointment that no classified employees were acknowledged during the presentation for the Model High School award for Milor High School. Classified employees also worked hard to make Milor High School a Model School. He reported that on the Class and Comp Study, the District did respond with a calendar. He stated he has spoken to Chief Leary regarding the Security Officers, and he hopes the Security Officers will be getting the tools they need to do their job. He

(Ref. E 1.5)

spoke in reference to item (Ref. J 4.1-2). He asked the Board to pull and postpone this item. He believes it is unfair for the Behavioral Support Assistants to be given less than 30 days' notice of the abolishment of their positions. He asked the Board to show the staff, parents, and the community that they care.

Heather Estruch, CWA Representative, also asked the Board to reconsider approving item (Ref. J 4.1-2). She feels that students will be afraid to come to school if there is too much fighting going on.

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

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

##### **PUBLIC INFORMATION**

1. Williams Inspections – Third Quarterly Report 2018-2019.

#### **CONSENT CALENDAR ITEMS**

Vice President O'Kelley motioned to pull item (Ref. J 4.1-2), it was seconded by Clerk Walker, and approved by a unanimous 5-0 vote by the Board of Education.

Upon a motion by Clerk Walker, seconded by Vice President O'Kelley, Items E – J3 were approved by Student Board Member Hernandez'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 April 24, 2019.

#### **F. GENERAL FUNCTIONS CONSENT ITEMS**

1. Second reading of revised Board Policy 5117(a-d); Students: Interdistrict Attendance.

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

1. Approve three (3) male student team members of the Wilmer Amina Carter High School Competitive Speech and Debate Team, and two (2) male advisors to attend the National Speech and Debate Association High School Championship Tournament at the Sheraton Dallas Hotel, in Dallas,

(Ref. E 1.6)

Texas, from June 16, 2019 through June 22, 2019, at a cost of \$9,000.00, to be paid from the General Fund.

2. Approve the participation of five (5) high school teachers and one (1) district administrator on the Footsteps to Freedom Educator Study Tour along the Underground Railroad July 9, 2019 through July 16, 2019. The District will pay for the five (5) teachers and the cost of the District administrator will be covered for by Black Voice Foundation, at a cost of \$24,000.00, to be paid from the General Fund.
3. Approve four (4) male students and two (2) female students in the MESA and NJROTC programs and one (1) male and one (1) female advisor/chaperone, to participate in college tours, visit historical sites, and compete in the 2019 International Seaperch Challenge at the University of Maryland from May 29, 2019 through June 5, 2019, at a cost of \$16,395.00, to be paid from the General Fund.
4. Approve the attendance of three (3) Dual Language Immersion teachers to attend the *CABE Binational Project GLAD* in Tijuana, Baja California, México, June 10, 2019 through June 13, 2019, at a cost of \$5,000.00, to be paid from Title III Fund.

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

1. Approve Warrant Listing Register and Purchase Order Listing for all funds from April 6, 2019 through April 22, 2019, (sent under separate cover to Board Members). A copy for public review will be available at the Board Meeting.
2. Accept the listed donation from Lifetouch National School Studios, Kroger, ConvergeOne, Inc./Ziena Amar, The Coffee Bean & Tea Leaf Store #363, Brian Brownbridge, and David and Amber Phillips, and request that a letter of appreciation be sent to the donor.
3. Extend contracts for Bid No. 16-17-014 to both Southwest School & Office Supply, and Office Solutions for one (1) additional year, effective May 15, 2019 through May 14, 2020, cost to be determined at time of purchase(s), to be paid from the General Fund and Categorical Funds.
4. Ratify an agreement with Davis Demographics and Planning, Inc., effective January 2, 2019 through June 30, 2019, to assist in the study of boundary adjustments, at a cost not-to-exceed \$9,120.00, to be paid from Fund 25 – Capital Facilities Fund.



5. Approve the use of the piggyback purchase of Pajaro Valley Unified School District Project #B-17-28-11-000-9291: Piggyback-Cooperative Purchase Agreement with Mobile Modular Management Corporation, as needed in fiscal years 2018-2019 and 2019-2020, cost to be determined at time of purchase(s), to be paid from the General Fund and/or Fund 25 – Capital Facilities Fund.
6. Approve an agreement with Neopost for LobbyGuard Visitor Management Systems to purchase kiosk stations and software for five (5) elementary schools, Bemis, Curtis, Dollahan, Garcia, and Henry Elementary Schools, at a cost not-to-exceed \$5,233.00 per station with an annual reoccurring cost of \$500.00 per system (\$2,500.00) for LobbyGuard Tech support, effective May 9, 2019 through June 30, 2020, for a combined total cost not-to-exceed \$28,665.00, to be paid from the General Fund.
7. Approve an agreement with San Bernardino County Workforce Development Department Career Pathways Compact which aligns the education, workforce, and supportive services needed by youth to attain the knowledge, skills, and experience for productive and sustainable careers, which also includes the Generation Go! Summer session, effective June 1, 2019 through June 30, 2023. Transportation costs in the event of enrollment attrition (below 20 students) per high school, to be paid from the General Fund and Career Technical Education Incentive Grant (CTEIG) Funds.
8. Approve an agreement with Art Specialties Inc. to provide and install one (1) digitally printed and laminated sign of the school name and logo on the cafeteria wall facing the street, and four (4) digitally printed and laminated panels of the Positive Behavioral Interventions and Supports (PBIS) expectations in various locations at Dunn Elementary School effective May 8, 2019 through June 30, 2019, at a cost of \$6,938.56, to be paid from STEP-UP Funds.
9. Approve an agreement with the San Bernardino County Probation Department to provide one (1) full time School Probation Officer as part of the Child Welfare and Attendance Multi-Disciplinary Team effective July 1, 2019 through June 30, 2020, at a cost of \$30,413.00, to be paid from the General Fund.
10. Approve an agreement with Think Together to provide a summer enrichment program at Fitzgerald Elementary School for 120 students, effective June 3, 2019 through June 28, 2019, at a cost of \$43,200.0, to be paid from the General Fund and Title I Funds.



11. Approve an agreement with WestEd/Silicon Valley Mathematics Initiative (SVMI) to provide the District a one-year membership in the WestEd/SVMI Mathematics Network to provide ongoing professional development to improve mathematics instruction, effective July 1, 2019 through June 30, 2020, at a cost of \$12,000.00, to be paid from the General Fund.
12. Approve Amendment No. 1 to the agreement with Frick, Frick & Jette Architects, Inc. for an increase of \$14,500.00 in the architect fee for a total cost not-to-exceed \$54,350.00, including reimbursable expenses, to be paid from Fund 25 – Capital Facilities Fund. All other terms and conditions of the agreement will remain the same.
13. Approve a Memorandum of Understanding (MOU) with the Mexican Consulate of San Bernardino to provide support to adults wanting to complete their primary, secondary or high school education through the Mexican Ministry of Public Education. The program start date is June 2, 2019, and will be available through the Parent Center for a year, at a cost of \$9,000.00 for instructor, to be paid from Title III Funds.
14. Approve the Agreement with Paul W. Waite and Associates as the Division of State Architect (DSA) for the HVAC Upgrade Project at five schools (Milor High School, Dollahan, Hughbanks, Morris and Simpson Elementary Schools) in the summer of 2019 for a cost not-to-exceed \$37,600.00, including reimbursable expenses, to be paid from the California Clean Energy Jobs Act, Proposition 39 Planning Fund and/or special funding for the District-wide Energy Efficiency Project.

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

**J. PERSONNEL SERVICES CONSENT ITEMS**

- 1-3. Approve Personnel Report No. 1214 for classified and certificated employees.

***Item (Ref. J 4.1-2) was pulled from the Agenda.***

- ~~4. Adopt Resolution No. 18-19-31, Reduction or Elimination of Classified Positions Due to Budget Constraints.~~

**K. DISCUSSION/ACTION ITEMS**

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

1. Award RFP #18-19-007 to Orrick, Herrington & Sutcliffe, LLP to serve the District as Bond Counsel for the preparation of documents and issuance of General Obligation Bond for a fee not-to-exceed \$60,000.00, plus an (Ref. E 1.9)

estimated fee for Disclosure Counsel from \$25,000.00 to \$40,000.00, plus expenses not-to-exceed \$1,000.00, to be paid from the sale of the Measure Y, Series D, General Obligation Bond which will not impact the General Fund.

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

2. Award RFP #18-19-006 for an agreement with California Financial Services as the District's Financial Advisor and will also serve as the Pricing Consultant for the preparation of documents and issuance of Measure Y, Series D, General Obligation Bond for a fee not-to-exceed \$60,000.00, to be paid from the sale of Measure Y, Series D, General Obligation Bond with no impact to the General Fund.

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

3. Award RFP #18-19-008 for an agreement with Citigroup Global Markets, Inc. as the District's Bond Underwriter for the preparation of documents and issuance of Measure Y, Series D, General Obligation Bond for a fee, inclusive of all expenses, not-to-exceed \$84,973.00, to be paid from the sale of the Measure Y, Series D, General Obligation Bond with no impact to the General Fund.

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

4. Authorize a scholarship check in the amount of \$2,000.00 for Student Board Member Jazmin Hernandez, to be paid from the General Fund.

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

5. Accept the Building Assets, Reducing Risks (BARR) Grant to provide a one-time i3 Federal Grant Fund of \$160,000.00 that will be disbursed through a three (3) year period.

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

6. Approve an agreement with InnovateEd to develop and implement District Leadership Team (DLT), Principal Collaboratives (PC's), School Leadership Teams (SLT's) and Teacher Teams (TM's) with twenty (20)

schools for a total of 118 days, effective July 1, 2019 through June 30, 2020, at a cost of \$336,000.00, to be paid from the General Fund.

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

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

**STIPULATED EXPULSION:**

Case Numbers:

18-19-56

18-19-57

President Montes announced the following:

The next regular meeting of the Board of Education of the Rialto Unified School District will be held on Wednesday, May 22, 2019, 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.

**L. ADJOURNMENT**

Upon a motion by Clerk Walker, seconded by Student Board Member Hernandez, and approved by Student Board Member Hernandez's preferential vote and a unanimous 5-0 vote by the Board of Education, the meeting was adjourned at 9:11 p.m.

  
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Clerk, Board of Education  
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Secretary, Board of Education