

MINUTES
RIALTO UNIFIED SCHOOL DISTRICT

May 5, 2021
Dr. John R. Kazalunas Education Center
Meeting was held virtually and available to the public
Via YouTube stream

Board Members

Present: **Joseph W. Martinez, President**
 Edgar Montes, Vice President
 Stephanie E. Lewis, Clerk
 Nancy G. O'Kelley, Member
 Dina Walker, Member
 Destiny Lopez, Student Board Member

Administrators

Present: **Cuauhtémoc Avila, Ed.D., Superintendent**
 Darren McDuffie, Ed.D., Lead Strategic Agent: Strategies,
 Congruence and Social Justice

Also present was Martha Degortari, Executive Administrative Agent, and Jose Reyes, Interpreter/Translator

A. OPENING

[REDACTED], 6:00 p.m.

The regular Board meeting of the Board of Education, which was held
virtually and available to the public via YouTube was called to order at
[REDACTED]

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 [REDACTED]
[REDACTED]

A.3 CLOSED SESSION

[REDACTED]

Clerk Lewis

Member Walker

[REDACTED]

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
[Paragraph (1) of Subdivision (d) of Section 54956.9]

Vote by Board Members to move into Closed Session.

Time: 6:08 p.m.

Approved by a Unanimous Vote

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

**A.3.2 RETIREMENT EXERCISES/RETIREMENT BENEFITS/RETIREMENT
ENROLLMENTS**

A.3.3 CONFERENCE WITH LABOR NEGOTIATORS

Agency designated representatives: Cuauhtémoc Avila, Ed.D.,
Superintendent; Rhea McIver Gibbs, Ed.D., Lead Personnel Agent,
Personnel Services; and Rhonda Kramer, Lead Personnel Agent

[REDACTED]

**A.3.4 CONFERENCE WITH LEGAL COUNSEL - EXISTING
LITIGATION**

(Paragraph (1) of Subdivision (d) of Section 54956.9)

San Bernardino Superior Court Case Number CIV/DC 100000

A.3.5 CONFERENCE WITH LABOR NEGOTIATOR (Government Code Section 54957.6)

Designated Representative: Board President, Joseph W. Martinez

Unrepresented Employee: Cuauhtémoc Avila, Ed.D.

A.3.6 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)

Title: Superintendent, Cuauhtémoc Avila, Ed.D.

A.4 ADJOURNMENT OF CLOSED SESSION

Moved By Member O'Kelley

Seconded By Member Walker

Vote by Board Members to move out of Closed Session.

Time: 7:18 p.m.

Approved by a Unanimous Vote

A.5 OPEN SESSION RECONVENED - 7:00 p.m.

~~Board President, Mr. Joseph W. Martinez, led the pledge of allegiance.~~

A.6 PLEDGE OF ALLEGIANCE

~~Board President, Mr. Joseph W. Martinez, led the pledge of allegiance.~~

A.7 REPORT OUT OF CLOSED SESSION

Nothing to report at this time. Board and Superintendent will resume closed session at the end of the public Board meeting.

A.8 ADOPTION OF AGENDA

Moved By Member O'Kelley

Seconded By Member Walker

Vote by Board Members to adopt the agenda.

Approved by a Unanimous Vote

B. PRESENTATIONS

B.1 A CULTURE OF WELCOME - SOCIAL EMOTIONAL LEARNING (SEL) PLAN

Presentation of the District's Social Emotional Learning (SEL) Plan, by Angela Brantley, Lead Student Services Agent

Mrs. Angela Brantley, Lead Student Services Agent, presented the Social Emotional Learning (SEL) Plan "A Culture of Welcome".

C. COMMENTS

C.1 PUBLIC COMMENTS NOT ON THE AGENDA

At this time, any person wishing to speak on any item not on the Agenda will be granted three minutes.

Joyce Hill, Parent, shared that she would like the ability to view children playing their sports. She requested to please allow adults, family, siblings and friends to come out and show their support, as it has been long enough.

Margo Bonner, Parent, shared that she believes that each child should have the opportunity to have spectators at their sporting events.

[REDACTED]

over the last year. She said it is time to put guidelines in place and show our support for the students.

Ms. Hemingway shared that the girls' basketball team did amazing last year and they are on the road to redemption and they need to see the support from the community and families. She is requesting that the District

[REDACTED] in [REDACTED] Unified School

Luvia Nava, Parent and community member, shared about the formation of a group of parents that seeks to unite and collaborate with the district to increase the participation of parents in the education of their children. She

[REDACTED]

as

[REDACTED]

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).

None.

C.4 COMMENTS FROM THE SUPERINTENDENT

C.5 COMMENTS FROM STUDENT BOARD MEMBER

C.6 COMMENTS FROM MEMBERS OF THE BOARD OF EDUCATION

D. PUBLIC HEARING

D.1 PUBLIC INFORMATION

Third Quarter Williams Report Fiscal Year 2020-21 (January March 2021)

D.2 PUBLIC INFORMATION

Williams Settlement Legislation Quarterly Uniform Complaint Report

Summary for Legislative Session 2021-2022

D.3 OPEN PUBLIC HEARING

Moved By Vice President Montes

Seconded By Member Walker

Vote by Board Members to open public hearing.

Approved by a Unanimous Vote

D.3.1 2021-2022 PROPOSAL TO CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION (CSEA) CHAPTER #203

Presented by _____

_____ hereby reported in compliance with the legislative requirements for

D.4 CLOSE PUBLIC HEARING

Moved By Member O'Kelley

Seconded By Clerk Lewis

Vote by Board Members to close public hearing

D.5 OPEN PUBLIC HEARING

Moved By Member O'Kelley

Seconded By Clerk Lewis

D.5.1 2021-2022 PROPOSAL TO COMMUNICATIONS WORKERS OF AMERICA (CWA) LOCAL 9588

Pursuant to the requirements of Governmental Code and Board Policy, the attached initial contract proposal for the 2021-2022 school year, submitted by Pielke Unified School District for an agreement

[REDACTED]

D.6 CLOSE PUBLIC HEARING

Moved By Member O'Kelley

Seconded By Member Walker

Vote by Board Members to close public hearing

Approved by a Unanimous Vote

E. CONSENT CALENDAR ITEMS

All items on the Consent Calendar will be acted upon in one motion vote.

Moved By Member O'Kelley

Seconded By President Martinez

Vote by Board Members to approve Consent Calendar Items, with a preferential Vote by Student Board Member, Bastian Lopez

Approved by a Unanimous Vote

E.1 GENERAL FUNCTIONS CONSENT ITEMS - None

E.2.1 PHYSICAL EDUCATION EXEMPTION

Moved By Member O'Kelley

Seconded By President Martinez

A proposed exemption from the physical education requirement for students with a documented physical condition that prevents participation in physical education activities.

E.2.2 COMPREHENSIVE SCHOOL SAFETY PLANS – 2020-2021

Moved By Member O'Kelley

Seconded By President Martinez

Approve Safety Plans for all Rialto Unified School District schools for 2020-2021 school year, at no cost to the District.

Approved by a Unanimous Vote

E.3 BUSINESS AND FINANCIAL CONSENT ITEMS

E.3.1 WARRANT AND PURCHASE ORDER LISTING

Moved By Member O'Kelley

~~_____~~

Approve Warrant Listing Register and Purchase Order Listing for all funds from April 1, 2021 through April 14, 2021 (Sent under separate cover to the Board Members). A resolution will be _____

Approved by a Unanimous Vote

E.3.2 DONATIONS

Moved By Member O'Kelley

Seconded By President Martinez

Accept the listed donations from Kroger; College Board; Maria Guadalupe Merino; Ryan Regner (Spark Academics, LLC); Matthew Peters; Camille Jackson, and Ricardo Carlos, and that a letter of appreciation be sent to the donors.

Approved by a Unanimous Vote

E.3.3 RATIFY STUDENT TEACHER PLACEMENT AGREEMENT WITH CALIFORNIA STATE UNIVERSITY'S CAL STATE TEACH PROGRAM

Moved By Member O'Kelley

Seconded By President Martinez

Ratify Student Teacher Placement Agreement with California State University's Cal State TEACH Program to assist current and future educators in completing state requirements for credentialing from September 1, 2020 through August 31, 2023, at no cost to the District.

Approved by a Unanimous Vote

E.3.4 SCHOOL CONNECTED ORGANIZATIONS

Moved By Member O'Kelley

Seconded By President Martinez

Approve Kordyak Elementary PTA as a school-connected organization for the 2021-2022 and 2022-2023 school years, at no cost to the District.

Approved by a Unanimous Vote

E.3.5 AGREEMENT WITH ACTIVE EDUCATION - MORGAN ELEMENTARY SCHOOL

Moved By Member O'Kelley

Seconded By President Martinez

Approve agreement with Active Education to provide a structure for

[REDACTED]

be paid from the General Fund – Site Budget.

Approved by a Unanimous Vote

E.3.6 AGREEMENT WITH GARNER HOLT EDUCATION THROUGH IMAGINATION, LLC - MORGAN ELEMENTARY SCHOOL

Moved By Member O'Kelley

Seconded By President Martinez

Approve an agreement with Garner Holt Education Through Imagination, LLC to provide a 12 day onsite STEAM learning and

Fund – Site Budget.

Approved by a Unanimous Vote

E.3.7 AGREEMENT WITH LARRY JONES ART CREATION - MORGAN ELEMENTARY SCHOOL

Moved By Member O'Kelley

Seconded By President Martinez

Approve an agreement with Larry Jones Art Creation to facilitate a 14 day onsite art experience during the summer program at Morgan

Fund – Site Budget.

E.3.8 AGREEMENT WITH ART SPECIALTIES, INC. - EISENHOWER HIGH SCHOOL

Moved By Member O'Kelley

Seconded By President Martinez

Approve an agreement with Art Specialties, Inc. to provide and install digitally printed signage with the school logo and motto "Legacy of Excellence" for the gymnasium fascia at Eisenhower High School, effective May 6, 2021 through June 30, 2021 at a cost not to exceed

E.3.9 AGREEMENT WITH GUNN PSYCHOLOGICAL SERVICES INC.

Moved By Member O'Kelley

Seconded By President Martinez

Approve an agreement with Gunn Psychological Services, Inc. to provide Independent Education Evaluation (IEE) effective May 6, 2021 through June 30, 2021.

to be

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MEDI-CAL ADMINISTRATIVE ACTIVITIES

Approve an agreement with MCF Consulting, Inc. for services related to claims for reimbursement for Random Moment in Time Surveys (RMTS) effective July 1, 2021 through June 30, 2022. Back-cast

Moved By Member O'Kelley

Seconded By President Martinez

Approved by a Unanimous Vote

E.3.11 AMENDMENT TO AGREEMENT WITH PROFESSIONAL TUTORS OF AMERICA

Amend the agreement with Professional Tutors of America to provide one-to-one academic remediation, and increase the agreement at a cost of \$10,000.00 for a total cost of \$20,000.00, effective May 6, 2021 through June 30, 2021. All other terms of the agreement will remain the same, at a cost not-to-exceed \$10,000.00 - General Fund - Special Education Budget. **Approved by a Unanimous Vote**

E.3.12 AGREEMENT WITH SAN BERNARDINO COUNTY PROBATION DEPARTMENT

Moved By Member O'Kelley

Seconded By President Martinez

~~Approve the agreement with the San Bernardino County Probation~~



Approved by a Unanimous Vote

E.3.13 AGREEMENT WITH VECTOR USA

Moved By Member O'Kelley

Seconded By President Martinez

Approve an agreement with VectorUSA to install the supporting electrical upgrades and data connectivity for the state of the art eSports lab at Kucera Middle School, effective May 6, 2021 through June 30, 2021, at a cost not-to-exceed \$43,022.81, and to be paid from the General Fund.

E.4 FACILITIES PLANNING CONSENT ITEMS - None

E.5 PERSONNEL SERVICES CONSENT ITEMS

E.5.1 PERSONNEL REPORT NO. 1256 FOR CLASSIFIED AND CERTIFICATED EMPLOYEES

Moved By Member O'Kelley

Seconded By President Martinez

Approve Personnel Report No. 1256 for classified and certificated employees.

E.6 MINUTES

E.6.1 MINUTES OF THE REGULAR BOARD OF EDUCATION MEETING OF APRIL 21, 2021

Moved By Member O'Kelley

Seconded By President Martinez

Approve the minutes of the Regular Board of Education meeting held April 21, 2021.

Approved by a Unanimous Vote

F. DISCUSSION/ACTION ITEMS

F.1 AMENDMENT TO AGREEMENT WITH AUTISM SPECTRUM INTERVENTION SERVICES & TRAINING

Moved By Clerk Lewis

Seconded By Member Walker

Amend the agreement with Autism Spectrum Intervention Services & Training to provide Applied Behavior Analyst (ABA) Aides and increase the

Vote by Board Members.

Approved by a Unanimous Vote

F.2 AGREEMENT WITH DATA IMPRESSIONS

Moved By Member O'Kelley

Seconded By Member Walker

Approve an agreement with Data Impressions to construct a state of the art eSports lab at Kucera Middle School, effective May 6, 2021 through June 30, 2021, at a cost not-to-exceed \$227,962.03, and to be paid from the General Fund.

Vote by Board Members.

Approved by a Unanimous Vote

F.3 AGREEMENT WITH HAZELDEN BETTY FORD FOUNDATION BUILDING ASSETS, REDUCING RISKS (BARR) – RIALTO MS

Moved By Member O'Kelley

Seconded By Member Walker

Approve an agreement with Hazelden Betty Ford Foundation, Building

[REDACTED]

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F.4 AGREEMENT WITH PRACTI-CAL MEDI-CAL LOCAL EDUCATION

LOTTIPER" HNS OPTION PROGRAM

Moyed By Clerk Lewis

Seconded By Member O'Kelley

Approve an agreement with Practi-Cal, Medi-Cal Local Education Agency (LEA) Billing Option Program, effective July 1, 2021 through June 30, 2022, at a not not to exceed \$50,400.00 – General Fund LEA Medical Fund

Vote by Board Members.

Approved by a Unanimous Vote

F.5 ACCEPT GRANT FROM CALIFORNIA DEPARTMENT OF FOOD AND AGRICULTURE (CDFA)

Moved By Member O'Kelley

~~Seconded By~~ ~~Member O'Kelley~~

Accept one-time reimbursable grant monies for two years, July 1, 2021 through July 30, 2023, funded by the California Department of Food and Agriculture (CDFA) California Farm to School Innovation Grant through the California Farm to School Incubator Grant Program in the amount of \$286,857.00 for Bemis, Dunn, Fitzgerald, Garcia, Henry, Hughbanks, Kordyak, and Werner Elementary Schools, at no cost to the District.

~~Board agreed to table this item for next Board meeting.~~

Motion Dies

F.6 AGREEMENT WITH EPIC ENGINEERS FOR TOPOGRAPHIC SURVEY SERVICE AT EISENHOWER HIGH SCHOOL FOR THE TWO STORY

~~CLASSROOM BUILDING~~

~~Member O'Kelley~~

Member O'Kelley

~~Seconded By~~ ~~Glenn Lewis~~

Glenn Lewis

Approve the agreement with EPIC Engineers to provide topographic surveying service for the two-story classroom building at Eisenhower High School from May 6, 2021 through December 31, 2021, at a cost not-to-exceed \$21,800.00, and to be paid from Fund 21 – General Obligation Bond, Measure Y, Series D.

Vote by Board Members.

Approved by a Unanimous Vote

F.7 REPRESENTATIVES TO THE CALIFORNIA INTERSCHOLASTIC FEDERATION (CIF)

Moved By Member O'Kelley

Seconded By Member Walker

~~Agreement with CIF for District to provide support for CIF~~

year, at no cost to the District.

Vote by Board Members.

Approved by a Unanimous Vote

F.8 AMEND CONTRACT OF EMPLOYMENT WITH SUPERINTENDENT DR. CUAUHTÉMOC AVILA

Moved By Member Walker

Seconded By Member O'Kelley

Approve an amended contract of employment with Dr. Cuauhtémoc Avila for service as District Superintendent. Prior to a vote on this item

Vote by Board Members

Approved by a Unanimous Vote

G. RETURN TO CLOSED SESSION

[REDACTED]

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
[Paragraph (1) of Subdivision (d) of Section 54956.9]

~~San Bernardino Superior Court Case Number CIVDS-1919908~~

EMPLOYMENT/DISCIPLINE/DISMISSAL/RELEASE/REASSIGNMENT OF EMPLOYEES (GOVERNMENT CODE SECTION 54957)

- **STUDENT EXPULSIONS/REINSTATEMENTS/EXPULSION ENROLLMENTS**

~~CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION~~

[REDACTED]

America (CWA)

- **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**
(Paragraph (1) of Subdivision (d) of Section 54956.9)
San Bernardino Superior Court Case Number-CIVDS-
~~193228~~ **CIVDS-1919908**

- CONFERENCE WITH LABOR NEGOTIATOR (Government Code Section 54957.6) Designated Representative: Board President, Joseph W. Medina

~~_____~~

- Section 54957) Title: Superintendent, Cuauhtémoc Avila, Ed.D.

Moved By Clerk Lewis

~~Seconded By Member Walker~~

Vote by Board Members to return into closed session.

Time: 9:02 p.m.

Approved by a Unanimous Vote

H. ADJOURNMENT OF CLOSED SESSION

Moved By Member O'Kelley

Seconded By Member Walker

Vote by Board Members to move out of Closed Session.

Time: 10:03 p.m.

Approved by a Unanimous Vote

I. OPEN SESSION RECONVENED

Time: 10:03 p.m.

J. REPORT OUT OF CLOSED SESSION

In Closed Session, the Board of Education took the following action:

Moved By Member Walker

Seconded By ~~_____~~

The Board of Education accepted the request for an unpaid leave of absence for ~~_____~~

Approved by a Unanimous Vote

Moved By Member O'Kelley

Seconded By Clerk Lewis

The Board of Education approved an agreement settling San Bernardino Superior Court Case No. CIVDS1919908 in exchange for a release of all claims.

Approved by a Unanimous Vote

Moved By ~~Member O'Kelley~~

~~_____~~

Approved by a Unanimous Vote

Moved By Vice President Montes

Seconded By ~~Member Walker~~

The Board of Education accepted the administrative appointment of Robin McMillon, Ed.D., Principal, Carter High School, effective July 1, 2021.

Approved by a Unanimous Vote

Moved By Member Walker

Seconded By Vice President Montes

The Board of Education accepted the administrative appointment of Ricardo Garcia-Felix, Principal, Rialto Middle School, effective July 1, 2021.

Approved by a Unanimous Vote

Moved By Member Walker

Seconded By Member O'Kelley

The Board of Education accepted the administrative appointment of Raymond ~~Delgado-Felipe, Lead Professional Development Specialist, effective July 1, 2021.~~

Approved by a Unanimous Vote

Moved By Vice President Montes

Seconded By President Martinez

The Board of Education accepted the administrative appointment of Patricia Chavez, Ed.D., Lead Innovation Agent, effective May 6, 2021.

K. ADJOURNMENT

The next regular meeting of the Board of Education of the Pinal Unified School District will be held on ~~Monday, May 10, 2021, at 7:00 p.m. via~~
~~Zoom at the following link: https://zoom.us/j/9171111111~~
YouTube stream.

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

Moved By

Seconded By Vice President Montes

Vote by Board Members to adjourn, with a Preferential Vote by Student Board Member, Destiny Lopez.

Time: 10:06 p.m.

Approved by a Unanimous Vote