

MINUTES
RIALTO UNIFIED SCHOOL DISTRICT

March 23, 2022

~~Dr. John R. Kazalunas, Education Center
[Redacted]
[Redacted]
[Redacted]
[Redacted]~~

Board Members

Present:

Edgar Montes, President
Stephanie E. Lewis, Vice President
Nancy G. O'Kelley, Clerk
Joseph W. Martinez, Member
Dina Walker, Member (Arrived at 6:07 p.m.)
Julian Hunter, Student Board Member (Arrived at 7:08 p.m.)

Administrators

Present:

Cuauhtémoc Avila, Ed.D., Superintendent
Patricia Chavez, Ed.D., Lead Innovation Agent
Diane Romo, Lead Business Services Agent
Rhonda Kramer, Lead Personnel Agent
~~Also present were Martha De...
[Redacted]
[Redacted]~~

Administrators

Darren McDuffie, Ed.D., Lead Strategic Agent: Strategics,
~~[Redacted]
[Redacted]~~

A. OPENING

A.1 CALL TO ORDER - 6:00 p.m.

The regular Board Meeting of the Board of Education of the Rialto Unified School District was called to order at 6:01 p.m. by Board President, Edgar Montes at the Dr. John R. Kazalunas Education Center, at 182 E. Walnut ~~Address: 92376.~~

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
will

None.

A.3 CLOSED SESSION

Moved By Vice President Lewis

Seconded By Member Martinez

As provided by law, the following are the items for discussion

Time: 6:04 p.m.

Approved by a Unanimous 4 to 0 Vote

**A.3.1 PUBLIC EMPLOYEE
EMPLOYMENT/DISCIPLINE/DISMISSAL/RELEASE/REASSIGN
MENT 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, Ed.D., Lead Personnel Agent,
Personnel Services; and Rhonda Kramer, Lead Personnel Agent,
Personnel Services.

Employee organizations: California School Employees Association

A.3.4 REVIEW OF LIABILITY CLAIM NO. 21-22-08

A.3.5 REVIEW OF LIABILITY CLAIM NO. 21-22-10

A.3.6 PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2) and/or (d)(3) CONFERENCE WITH LEGAL COUNSEL-

LITIGATION

Number of Potential Claims: 1

A.4 ADJOURNMENT OF CLOSED SESSION

Moved By _____

Member Walker arrived at 6:07 p.m.

Vote by Board Members to adjourn out of Closed Session:

Time: 7:04 p.m.

Approved by a Unanimous Vote

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

Open session reconvened at 7:04 p.m.

A.6 PLEDGE OF ALLEGIANCE

Clerk O'Kelley led the pledge of allegiance.

A.7 REPORT OUT OF CLOSED SESSION

None.

A.8 ADOPTION OF AGENDA

Moved By Clerk O'Kelley

Seconded By Member Martinez

Vote by Board Members to adopt the agenda:

B. PRESENTATIONS

B.1 MIDDLE SCHOOL - DISTRICT STUDENT ADVISORY COMMITTEE (DSAC)

The following DSAC Middle School leaders shared information and activities held at their school:

Kolb Middle School - Olivia Arechiga and Abraham Martinez

Jehue Middle School - Tiffany Alvarez

Kucera Middle School - Ashley Luviano

B.2 PROJECT LABOR AGREEMENT

Presentation on the Project Labor Agreement by Attorney Thomas W.

copy)

B.3 A-G COMPLETION IMPROVEMENT GRANT PLAN

Presentation on the A-G Completion Improvement Grant Plan by Manuel Duracion, Ed.D., Head of the

Manuel Duracion, Ed.D., Head of the

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.

Evelyn Dominguez, Boyd Elementary School Parent, thanked Dr. Avila for spending time with the Boyd students on Monday. She also thanked him for his continued support to the community with the launch of the

work together to get the support they need for the students. She shared that they look forward to collaborating and meeting to resolve the problems.

Tobin Brinker, Frisbie Middle School Teacher, thanked the Board for listening to his concerns during the past meeting and specifically thanked Mrs. O'Kelleh and Mr. Montan for addressing the issues.

[REDACTED]

Michael Montano, Rialto High School Teacher, shared quotes again from the book "When School Beliefs Backfire". He mentioned that...

[REDACTED]

C 2. PUBLIC COMMENTS ON AGENDA ITEMS

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

Michael Montano, Rialto High School Teacher, shared comments regarding the A-G grading presentation. He feels that too much attention is

[REDACTED]

that the District only cares about how the District looks on the dashboard

[REDACTED]

but not about student learning. He says that the District focuses on College Readiness, but not on the percentage of students being accepted into colleges, and it only applies to students attending a four-year university. This is only 25% of students, he commented, and the District needs to focus on 100% of students. He said counselors are being asked to lie to students when telling them that in order to get into college, they need to retake courses they received a "D" or "F" on, or that they cannot take first year electives during their senior year because they will not have time to finish their pathway. He talked about the subjects that students are missing out on which benefit their everyday life and have helped students over the years bond with their parents. He asked that the District refocus on what is best for students instead of what makes the District better, such as A-G.

Caleb Peterson, on behalf of The Associated Builders and

[REDACTED]

C.3 COMMENTS FROM ASSOCIATION EXECUTIVE BOARD MEMBERS

Rialto Education Association (REA) California School Employees

Association (CSEA) Communications Workers of America (CWA) Rialto

[REDACTED]

making decisions.

Chris Cordasco, California School Employees Association (CSEA)

[REDACTED]

C.4 COMMENTS FROM STUDENT BOARD MEMBER

C.5 COMMENTS FROM THE SUPERINTENDENT

C.6 COMMENTS FROM MEMBERS OF THE BOARD OF EDUCATION

D. PUBLIC HEARING

D.1 OPEN PUBLIC HEARING

Any person wishing to speak on the item on the Public Hearing Agenda

[REDACTED]

Moved By Clerk O'Kelley

Seconded By Member Walker

Vote by Board Members to Open Public Hearing:

Time: 8:48 p.m.

Approved by a Unanimous Vote

D.1.1 2022-2023 PROPOSAL TO RIALTO EDUCATION ASSOCIATION (REA)

Public Hearing: Pursuant to the requirements of Government Code and Board Policy, the attached initial contract proposal for the 2022-2023 school year, submitted by the Rialto Unified School District

[REDACTED]

D.2 CLOSE PUBLIC HEARING

Moved By Member Walker

Seconded By Clerk O'Kelley

Vote by Board Members to Close Public Hearing:

Time: 8:49 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 O'Kelley
Seconded By Vice President Lewis

Vote by Board Members to approve Consent Calendar items:

Approved by a Unanimous Vote

E.1 GENERAL FUNCTIONS CONSENT ITEMS - None

E.2 INSTRUCTION CONSENT ITEMS - None

E.3 BUSINESS AND FINANCIAL CONSENT ITEMS

E.3.1 WARRANT LISTING AND PURCHASE ORDER LISTING

Moved By Clerk O'Kelley
Seconded By Vice President Lewis
Approve Warrant Order Listing Register and Purchase Order Listing
will be

Approved by a Unanimous Vote

E.3.2 DONATIONS

Moved By Clerk O'Kelley
Seconded By Vice President Lewis

Accept the listing donations from Ms. Paula Bailey; Target Fulfillment Center; and Baker's Drive Thru, and that a letter of appreciation be sent to the donors.

Approved by a Unanimous Vote

E.3.3 SURPLUS EQUIPMENT AND MISCELLANEOUS ITEMS

Moved By Clerk O'Kelley

Seconded By Vice President Lewis

[REDACTED]

Approved by a Unanimous Vote

**E.3.4 AUTHORIZE PURCHASE, WARRANTY & INSTALLATION OF
HARDWARE & SOFTWARE, HARDWARE MAINTENANCE &
REPAIR, SOFTWARE MAINTENANCE AND REPAIR**

[REDACTED]

AGREEMENT NO. 3-21-09-1039

Moved By Clerk O'Kelley

Seconded By Vice President Lewis

Authorize the Purchase, Warranty, and Installation of Hardware and Software, Hardware Maintenance and Repair, Software Maintenance and Repair, and Other Related Services

[REDACTED]

paid from the General Fund.

Approved by a Unanimous Vote

**E.3.5 AGREEMENT TO ACCEPT THE CALIFORNIA MULTI-TIERED
SYSTEM OF SUPPORT (MTSS) CLIMATE PHASE 3 SUB
GRANT**

Moved By Clerk O'Kelley

Seconded By Vice President Lewis

Approve an agreement to accept grant monies for two years, effective September 1, 2022 through August 30, 2024, funded by the Orange County Department of Education at a cost not-to-exceed

\$50,000.00 for Fitzgerald Elementary School, at no cost to the District.

Approved by a Unanimous Vote

E.3.6 AGREEMENT TO ACCEPT PANDA CARES GRANT

Moved By Clerk O'Kelley

Seconded By Vice President Lewis

~~Approve an agreement to accept the Panda Cares Grant to cover the~~
~~_____~~
~~_____~~
~~_____~~

Approved by a Unanimous Vote

E.3.7 AGREEMENT WITH BMX FREESTYLE TEAM, LLC

Moved By Clerk O'Kelley

~~Seconded By~~ _____

Approve an agreement with BMX Freestyle Team LLC to provide a school-wide assembly at Trapp Elementary school, effective March 23, 2022 through June 3, 2022, at no cost to the District.

Approved by a Unanimous Vote

E.3.8 AGREEMENT WITH BUBBLEMANIA & COMPANY

Moved By Clerk O'Kelley

Seconded By Vice President Lewis

Approve an agreement with Bubblemania & Company to provide continuous sessions of bubble interactions for students with support from a Bubblologist on April 30, 2022, at a cost not-to-exceed \$445.00, and to be charged to the General Fund. These presentations will take place during the District Literacy Event, Camp Read S'more.

Approved by a Unanimous Vote



E.3.9 AGREEMENT WITH CORWIN PRESS FOR PLC+ (PLC PLUS) TRAINING

Moved By Clerk O'Kelley

Seconded By Vice President Lewis

Approve an agreement with Corwin Press to provide one (1), 6-hour training for all teachers at Fitzgerald Elementary on June 10, 2022, at a cost not-to-exceed \$6,500.00, and to be paid from the General Fund (CSI).

Approved by a Unanimous Vote

E.3.10 AGREEMENT WITH CURLS, COILS AND CROWNS (CCC)

Moved By Clerk O'Kelley

Seconded By Vice President Lewis

Approve an extended agreement with Curls, Coils and Crowns to provide two (2) hour sessions per week comprised of four (4) 30-minute sessions per week for all teachers at Fitzgerald Elementary on June 10, 2022, at a cost not-to-exceed \$6,500.00, and to be paid from the General Fund (Title I).

Approved by a Unanimous Vote

E.3.11 AGREEMENT WITH JAMES WOOD AND DAT YOGA DUDE

Moved By Clerk O'Kelley

Approve an agreement with James Wood and Dat Yoga Dude to provide two (2) hour sessions per week comprised of four (4) 30-minute sessions per week for all teachers at Fitzgerald Elementary on June 10, 2022, at a cost not-to-exceed \$6,500.00, and to be paid from the General Fund (Title I).

to the General Fund (Title I).

Approved by a Unanimous Vote

Chapter 10: The Law of Conservation of Energy

Section 10.1: Kinetic Energy and Work

Work is done when a force is applied to an object and the object moves in the direction of the force. The amount of work done is equal to the product of the force and the distance over which the force is applied. $W = Fd$

Section 10.2: Potential Energy

Section 10.3

Section 10.4

Section 10.5: Conservation of Energy

The total energy of a closed system remains constant. Energy can be converted from one form to another, but it cannot be created or destroyed. $E_{total} = E_{kinetic} + E_{potential}$

Section 10.6: Power

Section 10.7

Section 10.8

Section 10.9: Applications of Energy Conservation

Section 10.10

F. DISCUSSION/ACTION ITEMS

F.1 AGREEMENT WITH PF VISION INC. TO PROVIDE INSPECTION SERVICES FOR THE SPECIAL EDUCATION SERVICES RENOVATION PROJECT

Moved By Clerk O'Kelley

Seconded By Member Martinez

Approve an agreement with PF Vision Inc. to provide inspection services for the Special Education Services Renovation Project. 11/15/11

[REDACTED]

Vote by Board Members:

Approved by a Unanimous Vote

F.2 AGREEMENT WITH THINK TOGETHER INC TO PROVIDE AETER

Moved By Member Martinez

Seconded By Clerk O'Kelley

Approve amendment number one with Think Together Inc. 11/15/11

[REDACTED]

Vote by Board Members:

Approved by a Unanimous Vote

F.3 AGREEMENT WITH THINK TOGETHER, INC. AFTER SCHOOL AND ENRICHMENT FOR TEENS PROGRAM (ASSETS)

Moved By Clerk O'Kelley

Seconded By Member Walker

Amend the agreement with Think Together, Inc. a non-profit corporation, to provide the 21st Century Community Learning Center (CCLC) After School

Vote by Board Members:

Approved by a Unanimous Vote

F.4 LIABILITY CLAIM NO. 21-22-08 REJECTION

Moved By Member Martinez

Seconded By Clerk O'Kelley

Deny Liability Claim No. 21-22-08.

Vote by Board Members:

Approved by a Unanimous Vote

F.5 LIABILITY CLAIM NO. 21-22-10 REJECTION

Moved By Clerk O'Kelley

Seconded By Member Martinez

Deny Liability Claim No. 21-22-10.

Vote by Board Members:

Approved by a Unanimous Vote

F.6 STIPULATED EXPLULSION

Moved By Clerk O'Kelley

~~On motion of Clerk O'Kelley~~

Case Number:

21-22-38

~~Motion carried~~

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 6, 2022, at 7:00 p.m. at the Dr. John Krasner

~~Meeting Room, 1000 E. Main Street, Rialto, CA 92571. The meeting will be held in person and will be open to the public. The meeting will be held in person and will be open to the public. The meeting will be held in person and will be open to the public.~~

Vote by Board Members to adjourn:

Time: 8:48 p.m.

Approved by a Unanimous Vote


Clerk, Board of Education


Secretary, Board of Education

Project Labor Agreements



RIALTO
UNIFIED SCHOOL DISTRICT
PRIORITIZING FUTURES THROUGH INNOVATION

March 23, 2022

Presented by:
Thomas W. Kovacich, Partner

aalrr
Atkinson, Andelson
Loya, Ruud & Romo
A Professional Law Corporation

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Diego



- What is a Project Labor Agreement?
- Statutory Requirements of PLAs
- Arguments in Favor of PLAs
- Arguments Against PLAs

What is a Project Labor Agreement?

Project Labor Agreement means a collective

agreement between a contractor and a labor union covering the project.

It is a contract that sets the terms and conditions of employment for the project.

It covers wages, benefits, and working conditions.

It is a contract that is negotiated between the contractor and the labor union.

It is a contract that is enforceable by law.

It is a contract that is binding on all parties to the project.

It is a contract that is subject to the laws of the state.

It is a contract that is subject to the laws of the federal government.

It is a contract that is subject to the laws of the United States.

It is a contract that is subject to the laws of the United States and the laws of the state.



- A public entity may use, enter into, or require contractors to enter into a project labor agreement for a construction project.

AAARR

AAARR

AAARR

AAARR

AAARR

AAARR

AAARR

AAARR

AAARR

AAARR

Continued Statutory Requirements

(c) The agreement contains

(d) The agreement contains guarantees against work stoppages, strikes, lockouts, and similar disruptions.

a

BJA/CBA allow for mechanics to establish "..."

Union apprenticeship programs can offer skilled workers at lower costs and job

[Redacted]

• Costs including retaining a third party advisor (under 1000 BIA)

• [Redacted]

- ~~_____~~ Benefits and
~~_____~~
- Only _____ Workers may be employed - 1:1 Company Employee to Union dispatched member – Maximum 5 Company Employees

Dis

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