

**Minutes of the Regular Meeting of the Board of Education  
Pomona Unified School District  
Education Center Board Room  
800 South Garey Avenue, Pomona**

Wednesday, June 28, 2017

5:30 p.m.

**CALL TO ORDER**

Jason A. Rothman, Board President, called the meeting to order at 5:40 p.m.

**MEMBERS PRESENT**

Jason A. Rothman, President; Roberta A. Perlman, Vice President; Frank Guzman, Adrienne Konigar-Macklin; and Andrew S. Wong arrived at 5:54 p.m.

**ADMINISTRATIVE STAFF PRESENT**

Richard Martinez, Superintendent  
Leslie Barnes, Assistant Superintendent and Chief Financial Officer, Business Services  
Darren Knowles, Assistant Superintendent, Human Resources  
Fernando Meza, Administrative Director, Pupil & Community Services  
Oliver Unaka, Public Information Officer

**OTHERS PRESENT**

Jim C. Moore, Attorney, Mundell, Odlum & Haws, LLP

**CLOSED SESSION ITEMS**

1. Request for Student Expulsion
2. Employee Discipline/Dismissal/Release
3. Conference with Labor Negotiator Pursuant to California Government Code Section 54957.6 – Name of Agency Negotiator: Assistant Superintendent of Human Resources – Name of Employee Organization: Associated Pomona Teachers, California School Employees Association, Chapter 14, and Pomona Administrators, Classified Management and Confidential Employees Association
4. Conference with Real Property Negotiator Pursuant to California Government Code Section 54956.8 – (1) APN's 8322-022-900 through 901, 8322-023-902 through 903 (East End), (2) APN 8322-023-901 (Tower), (3) 8344-033-901 through 905 With a Portion of 902 (Rio Rancho), and (4) 8358-035-908 to 915, 918, 925, 928 to 929, 935 to 936, 939, and Portions of 917, 922 to 923, 926, 937 to 938, and 940 to 941 (Dudley): Agency Negotiator(s): Superintendent; Assistant Superintendent/Chief Financial Officer - Negotiations
5. Conference with Legal Counsel Pursuant to California Government Code Section 54956.9, Subdivision (d)(4) Regarding Potential/Pending Litigation (3 Cases): (1) Case No. BC644620, (2) Case No. 2:15-cv-007895, (3) BC632205 and (4) ADJ3049132 / ADJ6848868
6. Public Employee Performance Evaluation Pursuant to Government Code Section 54957 – Title of Position: Superintendent

**PUBLIC COMMENT ON CLOSED SESSION ITEMS: None**

**ADJOURN TO CLOSED SESSION: 5:43 p.m.**

**1 OPENING BUSINESS**

**6:30 p.m.**

**Information: 1.01 Reconvene to Regular Session: 6:41 p.m.**

**Information: 1.02 Pledge of Allegiance**

The Pledge of Allegiance was led by Chester Tadeja.

**Information: 1.03 Action Taken in Closed Session**

Mr. Moore said item number one on the closed session agenda involved a proposed extension of an expulsion period for a single student which was approved by a vote of 4-0.

Final Resolution: Motion Carries

Yea: Frank Guzman, Roberta Perlman, Jason Rothman, Andrew Wong

Absent: Adrienne Konigar-Macklin

**Information: 1.04 Superintendent's Comments - Corrections or Additions to the Agenda**

The following items were pulled from the Agenda:

Agenda Item 6.01, Amendment – Certificated, position counselor pulled.

Agenda Item 7.46 Fiscal Agreement: College and University Agreements 2017-2018 Fiscal Year, pulled for separate vote.

**Information: 1.05 Associated Pomona Teachers' Representative Comments:**

Chester Tadeja, second vice president and representative for Dorothy Kim, Associated Pomona Teachers said Ms. Kim asked him to present her message. At the last meeting an agenda item was pulled for transfer of an administrator from one school to another. APT leadership has worked with district leadership on this issue for multiple years and felt proud and positive about the result which should have been solidified at the last meeting. APT leaders do not agree with the reversal of this decision. Despite this decision they will not abandon their beliefs in collaboration and shared leadership. Moving forward it is vital that district and site level administration have teacher voice, teacher input and teacher perspective. Middle school teachers, teachers of other grade levels students and parents of Vejar have asked APT leaders to reach out to PUSD district administration to revisit the decision to change the 8<sup>th</sup> grade class schedule from a 6<sup>th</sup> period day to inter-disciplinary team teaching with a block scheduled classes. They share the concerns of these stakeholder groups not only with the impact of this decision but the process in how it is done. They see this as a missed opportunity for shared leadership. At the last board meeting an APT member addressed the board with what they deemed as unprofessional and disrespectful words and tone regarding a fellow member. They want everyone to know that this is not in line with their union code of conduct and that this does not exemplify how their members resolve disagreements when they arise between one another. They strive to work in unity and in solidarity in all things because they recognize they are APT and are indeed stronger together.

**Information: 1.06 California School Employees' Association Representative Comments:** Veronica Brava, first vice president and representative for Marian Orozco, California School Employees Association (CSEA), Chapter 14, said Ms. Orozco wanted

to thank and recognize Miguel Hurtado for all of his support that he gave their staff. Ms. Brava said that she also wanted to touch on the memory of CSEA employee Jose Lopez who was a crew chief for classified employees.

**Information: 1.07 Audience Comments**

Mr. Rothman announced since there were a large number of speakers about Vejar School under Government Code of California Section 54957.9 he would limit the public comments for each person to 90 seconds instead of 3 minutes.

Fremont Academy of Engineering & Design student Bryan Ramirez expressed his opinion against Vejar block scheduling and does not want Mr. Noll to leave the school.

Garey High School student Jair Chavez expressed his opinion against Vejar block scheduling.

Parent Noemi Cardona expressed her opinion against Vejar block scheduling.

Garey High School senior Melanie Andreo expressed her opinion against Vejar block scheduling.

Garey High School sophomore Emely Andreo and former Vejar student expressed her opinion against Vejar block scheduling.

Former Vejar and Diamond Ranch High School student Denise Betancourt expressed her opinion against Vejar block scheduling.

Berenice Martinez who attended Vejar in 2012 expressed her opinion against Vejar block scheduling.

Alexis Marie Rodriguez expressed her opinion against Vejar block scheduling and said Mr. Noll was her former teacher.

Community member and former Vejar parent Jose Luis Sanchez whose son had Mr. Noll as a teacher, expressed his opinion against Vejar block scheduling.

Community member and former Vejar parent Susana Perez expressed her opinion against Vejar block scheduling and to support Mr. Noll.

Former Garey High School and former Vejar School student Adrian Morales who had Mr. Noll as his former teacher expressed his opinion against Vejar block scheduling.

Former Vejar School student Michael Ramirez expressed his opinion against Vejar block scheduling and support for Mr. Noll.

Brandon Torres expressed his opinion against Vejar block scheduling and support for Mr. Noll.

Former Vejar School student Rigoberto Uribe expressed his opinion against Vejar block scheduling and wants Mr. Noll to keep his job.

Community member and parent Claudia Bedolla expressed her opinion against Vejar block scheduling and her support to include all in the decision making.

Garey High School student and former Vejar student Luciana Zurita expressed her opinion against Vejar block scheduling and her support for Mr. Noll.

Community member and Vejar parent Gloria Schonborn expressed her opinion against Vejar block scheduling and support for Mr. Noll.

Garey High School senior and former Vejar student Araliz Ledesma expressed her opinion against Vejar block scheduling.

Mr. Rothman thanked the parents, teachers, students and former students who came forward and spoke tonight about this very important matter. We value each and every one of your input on this and will take that into accordance as we move forward with our decision.

Mr. Martinez thanked the students and teachers for doing a great job with our students. Many are graduates of the school, some are graduates from our district and you make us proud. He thanked them for coming to the meeting and supporting the change or not supporting the change. Whichever way it goes, it is good that you voice your opinion and we would like to hear that. He thanked Chester Tedeja for sharing something that resonates and calling it the way that our parent also said the same thing and that is we are a district that collaborates. We are a district that communicates. We are a district that works together as a team. And we are working towards trying to make that more of the usual pattern at all levels, that we collaborate when we make decisions. We are in the process of sharing with parents what this model looks like. A meeting was held yesterday morning and another one will be held on Friday at one o'clock at Vejar Elementary School. This will not come to board for an action. He said he has asked staff at the school site and the district level to insure that you have an opportunity to push back and also share your opinions and question what we are considering at Vejar. This is not new to the system or to Pomona Unified. We are doing this in other environments that are K-8 or 7-8's in our district. We want to make sure that the Vejar community is fine with it. We want to make sure that our teachers are comfortable with it. He wants to make sure our parents fully understand what is happening here. He said he is also willing to entertain a possible change if need be for reconsideration. Either way we need to spend more time speaking about this, deliberating this, as we talk to you and listen to you on Friday. Then we will make a decision which way we are going to go and he will bring the direction we are going to the board. Mr. Martinez again thanked everyone for bringing this to their attention. He thanked the teachers who are currently on staff that came during their vacation to talk to us.

A parent representing Padres Unidos de Arroyo spoke on their behalf and expressed their thanks to the Board of Education for giving them their time and hearing about our concerns and desire to work to help to make their school better academically and safer for their children. She also expressed her support for Vejar teacher Mr. Noll.

## 2 INFORMATION ITEMS/PRESENTATIONS

Information: 2.01 Superintendent Oral Communications on Agenda Items: None

## 3 CONSENT CALENDAR

Information: 3.01 Oral Communications on Consent Calendar Items Only: None

Separate action was taken on the following agenda item:

Mr. Rothman left the chamber for the following vote.

**Action: 7.46 Fiscal Agreement: College and University Agreements 2017-2018 Fiscal Year**, pulled for separate vote.

Motion made by: Adrienne Konigar-Macklin

Seconded by: Frank Guzman

Final Resolution: Motion Carries

Yea: Frank Guzman, Adrienne Konigar-Macklin, Roberta Perlman, Andrew Wong

Abstain: Jason Rothman

Mr. Rothman returned to the chamber.

**Action: (Consent): 3.02 Consent Calendar**

Consent Calendar (Agenda Items 3-8)

Motion made by: Roberta Perlman

Seconded by: Adrienne Konigar-Macklin

Final Resolution: Motion Carries

Yea: Adrienne Konigar-Macklin, Roberta Perlman, Jason Rothman, Andrew Wong

Abstain: Frank Guzman

## 9 SPECIAL ACTION ITEMS

**Information: 9.01 Oral Communications on Special Action Items Only**

Jesus Sanchez representing Gente Organizada expressed his opinion about stakeholders feeling they have no voice in decisions the district is making. He gave the example of Arroyo and Vejar parents, and parents from other sites and community members that are part of the Nutrition Advisory Committee that feel their ideas and recommendations are not reflected in the Student Wellness Policy. Mr. Sanchez expressed his concerns about filing a complaint and freedom of information act request. He requested a meeting to continue discussions about their concerns with the LCAP and urged the board to not approve the LCAP. He said he believes we are either not tracking specific data or are ignoring public information requests and wants to continue to meet.

**Action: 9.02 Approval of Local Control and Accountability Plan (LCAP)**

Mrs. Savaglio gave a report on this item.

Motion made by: Adrienne Konigar-Macklin

Seconded by: Roberta Perlman

Mr. Rothman said there is a point of discussion. Dr. Perlman said she is not supporting this item tonight; not because she is opposed to its content but because she feels the report is not concise enough for the public to understand. She said it is our responsibility and obligation to present information in a very clear, concise and transparent manner

and the report is very long. She said she asked for a more concise version of the plan and has not received it so she will not support it tonight.

Final Resolution: Motion Carries

Yea: Adrienne Konigar-Macklin, Jason Rothman, Andrew Wong

No: Frank Guzman, Roberta Perlman

**Action: 9.03 Approval of Local Control and Accountability Plan (LCAP) for La Verne Science and Technology Charter School**

Mrs. Savaglio gave a report on this item.

Motion made by: Adrienne Konigar-Macklin

Seconded by: Roberta Perlman

Final Resolution: Motion Carries

Yea: Adrienne Konigar-Macklin, Roberta Perlman, Jason Rothman, Andrew Wong

No: Frank Guzman

**Action: 9.04 Adoption of 2017-18 Budget**

Dr. Barnes gave a report on this item.

Motion made by: Frank Guzman

Seconded by: Roberta Perlman

Final Resolution: Motion Carries Unanimously

Yea: Frank Guzman, Adrienne Konigar-Macklin, Roberta Perlman, Jason Rothman, Andrew Wong

**Action: 9.05 Public Hearing and Adoption of Resolution No. 34 (2016-17) for Energy Conservation Services provided by ENVISE**

Dr. Barnes gave a report on this item. Mr. Rothman announced that this was the time and place for a Public Hearing. Hearing no response from the public, Mr. Rothman declared the hearing closed.

Motion made by: Adrienne Konigar-Macklin

Seconded by: Roberta Perlman

Final Resolution: Motion Carries

Yea: Frank Guzman, Adrienne Konigar-Macklin, Roberta Perlman, Jason Rothman

No: Andrew Wong

**10 OPEN ORAL COMMUNICATIONS**

**Information: 10.01 Audience Comments: None**

**Information: 10.02 Board and Superintendent Oral Communications and Concluding Comments**

Mr. Martinez thanked the parents, students and teachers who came to the meeting tonight to speak and share their concerns and thoughts. He thanked the parents and students that are participating in field trips that we are having this summer. There has been school activities and summer movies on Tuesdays over at the Village. Dr. Perlman announced the movies are over now. Mr. Martinez thanked her for leading that effort and said we had well over 100 to 200 people that were showing up. Mr. Martinez thanked APT for inviting himself and Board Member Frank Guzman, along with Dorothy Kim and Marlo Aubert to attend the National Family and Community Engagement conference in San Francisco last week. This is really preparing ourselves as we embark

on community schools in the south side of town, how we scale that up, and more importantly how do we truly engage and empower parents. He said he looks at Maria Garcia, Diana Marmolejo-Reymundo and Fernando Meza and what they have been doing in supporting our parents. There is a whole other level of support that we can offer and that is something we will be entertaining as we look at community schools across our system. Mr. Martinez said Dr. Perlman invited him to attend a meeting with the editorial board of the *Inland Valley Daily Bulletin* last week where our local reporter Monica Rodriguez was also in the room. He said it was an opportunity for community groups and the school district to talk to the editorial board about how we see news being reported for this area, for this community, for our school district, and for all the other non-profit and community agencies in this town. It was great to have the paper take time for us and for us to give our opinions as you have given us your opinions tonight. To the parents from Arroyo Elementary, thank you for investing your time, and to our teachers that also attended. He said they had a nice dialogue for a couple of hours and had two meetings in the last couple of weeks. He thanked them for being readily available to support us, support Arroyo and support the children. He said they came to a conclusion that he believes will really benefit that side of our community. Mr. Martinez also thanked the board members for being very involved in the meetings with the parents. He wished everyone a safe and sane 4<sup>th</sup> of July.

Mr. Rothman recognized Councilmember Rubio Gonzalez from the City of Pomona who was in the audience.

Mr. Guzman thanked all of the speakers who came on behalf of Vejar. He said we definitely are listening to your concerns. To the families from Arroyo, thank you for coming out and sharing your pleasure with the decisions that have been made. He said he had the opportunity to go to the Family and Community School conference in San Francisco with APT which was sponsored by NEA. It was definitely very enlightening and something we know that needs to touch Pomona. In his heart he said he already feels we have community schools but this gives us another way to embrace how we can continue to serve our community at our school sites. Mr. Guzman said thank you for the opportunity to be there. The movies at the theater have ended but movies in the park in Pomona are still on, so check your calendars with the city because they are still having those.

Mrs. Konigar-Macklin thanked everyone for coming out. She said it is wonderful to hear from parents, students, teachers and everyone involved. She thanked staff and her fellow board members for the multiple meetings that have been held with various parent groups; and empowering parents to come and talk. She said she knows we have had at least ten meetings concerning LCAP and some other issues. Mrs. Konigar-Macklin said she really appreciates the parent involvement and the level of engagement. It has been very good for us, so kudos to all of the parents who have participated. She also expressed her thanks to all of the community folk that have supported Pomona and what we do, and including us in their collaborative efforts to ensure that we are not just a school district but we are also a vital part of this community, and that we work collaboratively with those across the street as well as industries to improve our community. She wished everyone a good summer.

Mr. Wong thanked all of the speakers, the families, the students and former students who came and spoke to the Board about their various issues and concerns. The Board takes all comments seriously. Mr. Wong thanked the Arroyo community as well as the Vejar community for coming to the Board and raising their issues. He thanked them for being a part of the process, and said if there are any issues that they have in the future that Board members are always available to meet or to have a discussion. He also thanked the speakers and other people who have contacted him and his fellow board members about the LCAP and about the budget process. Mr. Wong wanted to thank staff for their work with respect to the LCAP and the budget. Mr. Wong thanked Chester Tadeja and our CSEA representative for their participation. He said he was impressed by all of the speakers. He said he hopes everyone enjoys their summer.

Dr. Perlman thanked Mr. Tadeja for his comments; he is one of the finest teachers that her children ever had the privilege of having. Dr. Perlman thanked the Arroyo and Vejar families for being present and for expressing their opinions and concerns. She said she had the privilege of meeting with some of the Arroyo parents; it was a very fruitful and delightful meeting. The District is still working on the Vejar issue. Dr. Perlman said her children had blocked scheduling two days a week, and they loved it, as it gave them more time to work on projects. She said the bottom line is that we need to collaborate. We need to have discussions whenever any major changes are made. Dr. Perlman said they had a field trip today to the dA Gallery for art, music and storytelling. Dr. Perlman said they viewed murals and had a great day of art and creativity. Their next field trip will be held on the 11<sup>th</sup> of July. They will be going to the Barbara Greenwood Kindergarten and the Casa Primera historic homes. Then on the 19<sup>th</sup> they will have their Metrolink trip to Olvera Street. She wished everyone a safe and enjoyable 4<sup>th</sup> of July.

Mr. Rothman thanked everybody for attending the meeting and spending a nice June evening with the board of education. To all of our parents, our Vejar parents thank you very much for voicing your concerns. Everything will be taken into consideration as we either do or do not move forward. He said he knows our staff is going to be working very carefully on this matter and he looks forward to hearing a report back from that as soon as everything is all worked out. Mr. Rothman thanked the Arroyo parents for coming. It is nice to have a thank you from the dais. He said he really appreciates their coming out. It is nice to see some of you again. He knows we had a few meetings with the parent groups at Arroyo and he is glad everything seemed to have worked out very well. He said he had an interesting experience today where he was interviewed by MPR. Mr. Rothman said if you have ever attended a board meeting you can probably assume how he on the radio went. The interview was on 89.3 KPPC, which is our local affiliate, where they were talking about transitional kindergarten and they had himself, our czar of T-K Lilia Fuentes and our PIO Oliver Unaka on the radio. He said he very much appreciates each and every one of you for coming out this evening.

Mr. Rothman said all of us in the Pomona Unified School District are deeply saddened by the death of one of our long time employees, Jose R. Lopez, Jr. He was a Crew Chief Certified Maintenance and Operations, and had been with the District for over 12 years. The Board of Education and all of our staff extend our deepest sympathy to the family and adjourn the meeting in memory of Jose R. Lopez, Jr.

**NEXT BOARD MEETING: Regular Board Meeting July 12, 2017, at 6:30 p.m.**




**12 ADJOURNMENT**

**12.01 Adjournment: 7:54 p.m.**

  
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Secretary, Board of Education

Attested and Approved:

  
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President, Board of Education

