

SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT

Minutes of a Regular Meeting of the Board of Education  
Community Room  
Board of Education Building  
777 North F Street  
San Bernardino, California

**MINUTES  
ADOPTED  
10/21/14**

September 16, 2014

Present: President Michael Gallo; Vice President Bobbie Perong; Board Members Barbara Flores, Margaret Hill, Abigail Medina, Lynda Savage, and Danny Tillman; Superintendent Dale Marsden; Deputy Superintendent Harold Vollkommer; Assistant Superintendents Kennon Mitchell, John Peukert, Perry Wiseman, and Matty Zamora; Executive Director of Community Partnerships Hector Murrieta; Fiscal Services Director Janet King; and Superintendent's Assistant Carla Cross. Minutes recorded by Administrative Assistant Jennifer Owens.

**SESSION ONE - Opening**

**1.0 - Opening**

**1.1 - Call to Order**

President Gallo called the meeting to order at 5:30 p.m.

**1.2 - Pledge of Allegiance to the Flag**

The meeting was opened with the Pledge of Allegiance to the Flag of the United States of America.

**1.3 - Adoption of Agenda**

Upon motion by Member Flores, seconded by Member Tillman, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the agenda was adopted as presented.

**1.4 - Inspirational Reading**

Bobbie Perong read a letter from the mother of a Sandy Hook Elementary School student to a teacher, who was impressed that the teacher returned to the school after the shooting.

**SESSION TWO - Special Presentations**

**2.0 - Special Presentations**

**2.1 - School Showcase-Del Vallejo Middle School**

Del Vallejo Middle School Principal William Prudhomme thanked the Staff for the resources to stabilize the school last year. Mr. Prudhomme showed a video of the programs at Del Vallejo.

Board members and the Superintendent congratulated Mr. Prudhomme for his work.

2.2 - Special Recognition

The Board of Education presented special certificates of recognition to the Energy Star award winners. Partnering with Cenergistic, many steps have been taken to create energy awareness and to conserve wherever practicably possible. Based on reduced energy consumption, these schools received the Environmental Protection Agency's (EPA) Energy Star recognition. The District is ranked as the Number 1 school district in the nation for having the most Energy Star certified sites.

2.3 - In Recognition of Native American Day

Upon motion by Member Savage, seconded by Member Tillman, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

**WHEREAS** the Southern California region was home to many generations of native peoples long before the arrival of the European explorers; and

**WHEREAS** the native peoples of the region each held distinct cultures and traditions that bound them to the Earth and all its inhabitants; and

**WHEREAS** September 26, 2014, is Native American Day, which has been celebrated in California for many years by its 107 federally recognized Indian tribes; and

**WHEREAS** the Multicultural Education Policy of the California State Board of Education recognizes that each student deserves the opportunity to understand the common humanity fundamental to all people; and

**WHEREAS** the history-social framework for California public schools, kindergarten through grade 12, states that the history curriculum of community, state, region, nation, and world must reflect the experiences of men and women of different racial, religious, and ethnic backgrounds; and

**WHEREAS** educational leaders throughout the San Bernardino region are encouraged to involve themselves and their schools in a statewide focus on improving the education provided to our children about the local, indigenous tribes of Southern California;

**THEREFORE, BE IT RESOLVED** that the Board of Education of the San Bernardino City Unified School District duly notes the celebration of Native American Day and encourages all educators to commemorate this occasion with appropriate instructional activities.

2.4 - Resolution Declaring October 2014 Character Education Month

Upon motion by Member Tillman, seconded by Member Savage, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

**WHEREAS** the Board of Education of the San Bernardino City Unified School District, with its longstanding record of providing character education and responsibility training to our students, welcomes the opportunity to join with others in our community, state, and nation in proclaiming that the present and future well-being of our society requires an involved, caring citizenry with good character; and

**WHEREAS** the character of our state is only as strong as the character of each individual citizen; and

**WHEREAS** the Board of Education believes that all educators are obliged to awaken youth to the moral and ethical virtues that build a fundamental strength of character; and

**WHEREAS** although character development is, first and foremost, an obligation of families, the efforts of faith communities; schools; and youth, civic, and human service organizations also play a very significant role in supporting family efforts by fostering and promoting good character; and

**WHEREAS** the common core of personal and social values, including trustworthiness, respect, responsibility, fairness, caring, citizenship, civic virtue, honesty, and personal responsibility, should be emphasized consistently and comprehensively in all curricula and instructional activities;

**THEREFORE, BE IT RESOLVED** that the Board of Education of the San Bernardino City Unified School District joins the California State Board of Education in recognizing October 2014 as Character Education Month and encourages all our schools to help ensure that the development of strong moral character and the promotion of responsible, ethical, and civic-minded behavior are thoroughly integrated into each school's curriculum and program of instruction.

2.5 - Resolution Declaring October 2014 National Bullying Prevention Month

Upon motion by Member Tillman, seconded by Member Flores, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

**WHEREAS** school bullying has become an increasingly significant problem in the United States; and

**WHEREAS** almost 30 percent of the youth in the United States are estimated to be involved in bullying each year, either as a bully or as a victim, and an estimated 160,000 students in kindergarten through twelfth grade miss school every day to a fear of being bullied; and

**WHEREAS** bullying can take many forms, including verbal, physical, and most recently in cyberspace, and can happen in many places on and off school grounds, and

**WHEREAS** the San Bernardino City Unified School District supports the right of students and staff to attend schools that are safe and free from violence, harassment, bullying, and discrimination; and

**WHEREAS** the month of October is National Bullying Prevention Month, a campaign in response to the need to raise awareness of bullying that provides schools and communities with an opportunity to educate students, parents, and others about their role in bullying prevention;

**THEREFORE, BE IT RESOLVED** that the San Bernardino City Unified School District supports the goals of National Bullying Prevention Month and will work with a broad spectrum of local community stakeholders, parents, students, teachers, and staff to develop, implement, and monitor policies and programs that foster and support a positive school climate free from harassment, bullying, discrimination, and violence; and

**BE IT FURTHER RESOLVED** that the Board of Education of the San Bernardino City Unified School District proclaims its unified commitment to the education and prevention of bullying within our communities and schools, exploring solutions to the problem, and offering support in raising awareness and recognizing the month of October 2014 as National Bullying Prevention Month.

### **SESSION THREE – Student Achievement**

#### **3.0 - Student Achievement**

##### **3.1 - Task Force for African American Student Achievement Update**

Dr. Kennon Mitchell, Assistant Superintendent, Student Services, gave an update on the Task Force for African American Student Achievement (see page 50.1). Laura Strachan, Director of Alternative Programs; Gwen Rodgers, parent volunteer; and two students discussed Operation Student Discovery. Ms. Rodgers suggested that the District hold a “Counselor for a Day” event. Ms. Strachan announced that the 15<sup>th</sup> Annual Historically Black Colleges and Universities Recruitment Fair will be held in the District this week with representatives from 32 colleges attending. Dr. Mitchell stated that the next steps will be to finish meeting with all African American seniors and then find a way to meet with all seniors. Dale Marsden stated that they

gave themselves permission to start with African American seniors because our system is failing them the most. We are working with Cal State San Bernardino on a formalized process for students and their parents to visit the campus between the eighth and ninth grade.

President Gallo moved Session Six forward on the agenda.

### **SESSION SIX – Public Comment**

#### **6.0 - Public Comment**

Bobbie Perong reported that the San Bernardino Women's Club is collecting toothbrushes to donate to District students and asked how they could be collected. Mrs. Perong challenged the community to give one for each student by January.

Ricardo Casillas stated that he asked for help at the last meeting but hasn't received a response. Dr. Marsden stated that he would check into that tomorrow.

Dr. Marsden stated that there are 14 requests to address the Board regarding Omnitrans. The total time for the topic will be 30 minutes.

Ericka Flores, community organizer, stated that they requested a resolution from the School Board, but have gotten the runaround. They want it now.

Penny Newman reported that they participated in the Loma Linda University Medical Center health study and thanked the District for installing filters. Ms. Newman requested an update on the filters.

Maria Mendez stated that the Center for Community Action and Environmental Justice received a \$1 million grant from AQMD to install filters at District schools. Ms. Mendez thanked the District for the filters.

Stephanie Orozco thanked the District for the filters, but stated that she is shocked that there has not been much progress.

Angel Rodriguez stated that the Board has the power to move the tanks and asked them to please do something.

Teresa Flores-Lopez stated that she has lived in that area her entire life. Ms. Flores-Lopez stated that the Board has the responsibility for our children and asked for their support.

Ericka Flores asked the Board to put them on the October 7 agenda. They aren't going to stop coming to the Board.

President Gallo stated that there are two issues here—Omnitrans storage tanks and the health study results, which was provided to the Board. The Board asked him to look into the storage tank issue. He met with Omnitrans leadership and staff, and they discussed with the regulatory agencies for public safety. This will be discussed on October 7. Dr. Marsden stated that the health study will be discussed on October 21.

Michael Lyons reported that on August 5, he asked the District for a crossing guard at the 210 freeway and Del Rosa crosswalk. Mr. Lyons thanked the District for addressing this early and a crossing guard is there now.

Esmeralda Negrete reported that Ronald Myer's months are being reduced and asked who will maintain the School Police bicycles. Dr. Marsden asked her to leave her information with his assistant.

#### **SESSION FOUR - Public Hearing**

##### **4.0 - Public Hearing**

##### **4.1 - K-12 Textbook and Instructional Materials Incentive Program, 2014/2015**

California Education Code Section 60119 specifies that the governing boards of school districts are subject to the requirements of Education Code Section 60119 (as revised by Chapter 118, Statutes of 2005 and CCR, Title 5, Section 9531) in order to receive instructional materials funds. The governing board of each district and county office of education is required to hold an annual public hearing and adopt a resolution stating whether each pupil in the district has sufficient textbooks or instructional materials in specified subjects that are aligned to the academic content standards and consistent with the content and cycles of the curriculum frameworks adopted by the state board.

The adoption of designated textbooks for each course Districtwide is an essential part of the development of an articulated, sequential, and standardized curriculum in each subject. The San Bernardino City Unified School District has an ongoing procedure whereby textbooks are continually reviewed and updated by committees that are representative of the school community. Books are reviewed for content and their match with District and State frameworks.

This Public Hearing is being held to enable additional input by parents, teachers, and members of the community, and bargaining union leaders in order to comply with Education Code 60119.

President Gallo opened the Public Hearing and asked if anyone wished to comment. Matty Zamora reported that County Schools has cleared the three schools of their reported insufficiencies and the District is in compliance. The District is going through the vetting process for the math adoption to align it with the Common Core. Barbara Flores stated that she has received parent complaints about 9<sup>th</sup> grade Integrated Math and asked if they had textbooks.

Board of Education Minutes  
September 16, 2014

Dr. Flores stated that English Language books are old and teachers are given leeway to use supplemental materials. Dr. Zamora stated that next year is the review and adoption year. They have resources for teachers. Dr. Flores stated that if they follow the standards, teachers should be able to do that. Dr. Flores asked staff to investigate access to software. Dr. Zamora stated that the District has the materials required by the state. They will bring a recommendation to the Board in January for the math adoption. Danny Tillman stated that the District should pressure publishers to make the textbooks electronic. Dr. Zamora stated that the new adoption will have an ebook component. Mr. Tillman asked if there is a need for a hardbound textbook. Dr. Zamora stated that they will bring options to the Board with the adoption. Bobbie Perong asked that staff invite the groups that gave input during the adoption to that Board meeting.

Hearing no further response, President Gallo closed the Public Hearing.

Upon motion by Member Tillman, seconded by Member Perong, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

WHEREAS, the governing board of the San Bernardino City Unified School District, in order to comply with the requirements of Education Code Section 60119 held a public hearing on September 16, 2014, at 5:30 o'clock, which is on or before the eighth week of school and which did not take place during or immediately following school hours, and;

WHEREAS, the governing board provided at least 10 days notice of the public hearing posted in at least three public places within the district that stated the time, place and purpose of the hearing, and;

WHEREAS, the governing board encouraged participation by parents, teachers, members of the community, and bargaining unit leaders in the public hearing, and;

WHEREAS, information provided at the public hearing and to the governing board at the public meeting detailed the extent to which textbooks and instructional materials were provided to all students, including English learners, in the San Bernardino City Unified School District, and;

WHEREAS, the definition of "sufficient textbooks or instructional materials" means that each pupil has a textbook or instructional materials, or both, to use in class and to take home, and;

WHEREAS, sufficient textbooks and instructional materials were provided to each student, including English learners, which are aligned to the academic content standards and consistent with the cycles and content of the curriculum frameworks in the following subjects:

- Mathematics
- Science
- History-social science

- English/language arts

WHEREAS, sufficient textbooks or instructional materials were provided to each pupil enrolled in foreign language or health classes, and;

WHEREAS, laboratory science equipment was available for science laboratory classes offered in Grades 9-12, inclusive;

THEREFORE, BE IT RESOLVED that for the 2014-2015 school year, the San Bernardino City Unified School District has provided each pupil with sufficient textbooks and instructional materials aligned to the academic content standards and consistent with the cycles and content of the curriculum frameworks.

4.2 - Resolution of the Board of Education of the San Bernardino City Unified School District Making Certain Required Written Findings Pursuant to the California Environmental Quality Act for the Indian Springs High School Athletic Facilities Improvements; Certifying and Approving an Environmental Impact Report, Mitigation Monitoring Program, and Findings of Fact and Statement of Overriding Considerations for the Project; Approving the Project; and Delegating Authority to Staff to Prepare and Execute a Notice of Determination

State regulations require school districts to conduct public hearings to review the findings of Environmental Impact Reports. This is part of the process for a school district to approve the project and proceed with construction. The Notice of Determination for the approval of the Environmental Impact Report for the project will be filed with the Clerk of the Board of Supervisors, County of San Bernardino, and the State Clearinghouse.

President Gallo opened the Public Hearing and asked if anyone wished to comment. John Peukert stated that this is to meet the Environmental Impact Report requirements for CEQA. We find no impact. Hearing no further comment, Mr. Gallo closed the Public Hearing.

Upon motion by Member Flores, seconded by Member Hill, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

RESOLUTION OF THE BOARD OF EDUCATION OF THE SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT APPROVING THE ENVIRONMENTAL IMPACT REPORT FOR THE INDIAN SPRINGS HIGH SCHOOL ATHLETIC FACILITIES IMPROVEMENTS; MITIGATION MONITORING PROGRAM, AND FINDINGS OF FACT AND STATEMENT OF OVERRIDING CONSIDERATIONS FOR THE PROJECT; APPROVING THE PROJECT; AND DELEGATING AUTHORITY TO STAFF TO PREPARE AND EXECUTE A NOTICE OF DETERMINATION.

Board of Education Minutes  
September 16, 2014

WHEREAS, the San Bernardino City Unified School District (District) has determined there is a need to complete the development of originally intended athletic facilities at Indian Springs High School (ISHS), to provide improved athletic facilities for ISHS students and residents of the surrounding community; and

WHEREAS, the Project site, as proposed, consists of two portions of the ISHS campus at 650 North Del Rosa Drive in the City of San Bernardino: the track and football field; and vacant land and turf landscaping between the southeast corner of the track and football field and the locker room building (Building E); and

WHEREAS, the implementation of the Project constitutes a “project” as defined by the California Environmental Quality Act (CEQA), as set forth both in Section 21000 *et seq.* of the Public Resources Code and Section 15000 *et seq.* of Title 14 of the California Code of Regulations (CEQA Guidelines); and

WHEREAS, pursuant to CEQA Guidelines Section 15084, the District, acting as the lead agency as defined in Public Resources Code Section 21067, retained an environmental consultant and thereby undertook the preparation of an Initial Study for the Project in accordance with CEQA; and

WHEREAS, the Initial Study for the Project determined that the Project, as proposed on the Project Site, may have significant effects on the environment, such that an Environmental Impact Report (EIR) was required; and

WHEREAS, the District prepared and circulated a notice of its intent to prepare an EIR for the Project (Notice of Preparation) to all affected agencies, including the Office of Planning and Research and responsible and trustee agencies; and

WHEREAS, the Notice of Preparation for the Project, was issued on February 27, 2014, with a response and comment period ending on March 31, 2014; and

WHEREAS, in June 2014, the District (1) completed a Draft EIR for the Project, which is hereby incorporated herein by this reference, and (2) circulated the Draft EIR for public review and comment by the affected governmental agencies and other interested persons; and

WHEREAS, the Project and Project Site, as used herein, are more specifically described and depicted in detail in the Draft EIR, and such descriptions are hereby incorporated herein by this reference; and

WHEREAS, the public review and comment period for the Draft EIR commenced on June 13, 2014, and concluded on July 29, 2014 (Public Comment Period); and

Board of Education Minutes  
September 16, 2014

WHEREAS, the District posted a copy of the Notice of Availability (NOA) at the San Bernardino County Clerk's office, as well as with the State Clearinghouse (State Clearinghouse No. 2014021068); and

WHEREAS, in compliance with the CEQA, the District made copies of the Draft EIR available for review by interested persons at the San Bernardino City USD Office of the Superintendent, 777 North F Street, San Bernardino, CA 92410 as well as the San Bernardino Central Public Library and on-line at the District's website at <http://www.sbcusd.com>; and

WHEREAS, the District held a public hearing to receive oral comments on the Project on September 16, 2014, at a regularly scheduled meeting of the District's Board of Education ("Board"); and

WHEREAS, written comments were received by affected governmental agencies and other interested persons or entities, and all comments received, whether submitted in writing during the Public Comment Period or orally at the meeting of September 16, 2014, have been considered; and

WHEREAS, based on written comments received in connection with the Draft EIR, the District has prepared a Final EIR for the Project, which is hereby incorporated herein by this reference; and

WHEREAS, the Final EIR is composed of (1) the Draft EIR dated June 2014, including any exhibits and appendices thereto, (2) a complete list of persons and/or organizations and public agencies that commented on the Draft EIR, the comments received, the responses to comments raised in the public review and comment process, and (3) the revisions to the Draft EIR, if any; and

WHEREAS, in accordance with CEQA the District prepared full and complete responses to the comments submitted on the Draft EIR and provided these responses to commenting agencies on or before August 15, 2014, by providing a copy of the Final EIR to such agencies; and;

WHEREAS, the District made available a copy of the Final EIR at the District Superintendent's Office at 777 North F Street, San Bernardino, CA 92410, as well as on the District's website located at <http://www.sbcusd.com>; and

WHEREAS, the Final EIR has identified mitigation measures to reduce identified potentially significant impacts, where feasible. Those mitigation measures, and the manner in which compliance will be monitored, are shown in the "Mitigation Monitoring Program," which is by this reference incorporated herein and prepared for the Project in conjunction with the Final EIR; and

WHEREAS, with the imposition of the mitigation measures, all potentially significant impacts would be reduced to a less than significant level, with the exception of operational noise impacts, which will remain significant and unavoidable; and

WHEREAS, CEQA requires the Board to balance the benefits of the proposed Project against its unavoidable environmental impacts when determining whether to approve the Project. If the benefits of the proposed Project outweigh the unavoidable adverse environmental effects, the adverse effects may be considered “acceptable” by the Board through the adoption of a “Statement of Overriding Considerations”; and

WHEREAS, the District has also prepared, in conjunction with the Final EIR, certain “Findings of Fact and Statement of Overriding Considerations,” which are incorporated herein by this reference. The Findings of Fact and Statement of Overriding Considerations identify potentially significant Project impacts which are summarized therein; and

WHEREAS, the Project will result in community benefits which have been balanced against the unavoidable adverse effects, which support the adoption of the Statement of Overriding Considerations; and

WHEREAS, the Board is aware of and understands its obligations to independently review the FEIR and consider the information contained within the document before rendering any decisions relative to the Project; and

WHEREAS, prior to taking action on the Project, the District has evaluated and considered all potentially significant effects on the environment, feasible project alternatives, and the Mitigation Monitoring and Reporting Program, and has made the findings required by CEQA; and

WHEREAS, copies of all of the documents constituting the CEQA proceedings set forth herein, including, but not limited to, the Final EIR are on file with the Director of Facilities at 956 West 9<sup>th</sup> Street, San Bernardino, California, 92411, and, as referenced throughout, are incorporated herein as if set forth in full.

NOW, THEREFORE, THE BOARD DOES HEREBY FIND, DETERMINE, DECLARE, RESOLVE, AND ORDER AS FOLLOWS:

Section 1. The above recitals are true and correct, and the Board hereby adopts such recitals as findings of the Board.

Section 2. The Board has reviewed all of the documentation before it relative to the Project, including, but not limited to, the Draft EIR, the Final EIR, and the proposed Mitigation Monitoring Program, and Findings of Fact and Statement of Overriding Considerations, as well as all related documents and public testimony and comments made to the Board relative to the

Project, and determined that based on such information and related deliberation, the Project presents the preferred option for the District.

Section 3. The Board hereby certifies that (1) the Final EIR was presented to and considered by the Board; (2) the Board has reviewed and considered the information contained within the Final EIR; (3) the Final EIR has been completed in compliance with CEQA; and (4) the Final EIR reflects the Board's independent judgment and analysis of the Project.

Section 4. Location and Custodian of Records. The location and custodian of records with respect to all of the relevant documents and any other material which constitutes the administrative record is as follows:

Samer Alzubaidi, Director of Facilities  
San Bernardino City Unified School District  
Facilities Planning and Development Department  
956 West 9<sup>th</sup> Street  
San Bernardino, CA 92411

Section 5. The Board hereby approves, adopts, and certifies the Final EIR.

Section 6. The Board hereby adopts (1) the Mitigation Monitoring Program, which incorporates and addresses the mitigation measures identified in the Final EIR and specifies how the implementation of such mitigation will be monitored, and (2) the Findings of Fact for the Project, as set forth in the Findings of Fact and Statement of Overriding Considerations, which identifies the environmental impacts associated with the Project, and makes required findings for each of the identified significant impacts of the Project; and

Section 7. The Board hereby adopts the Statement of Overriding Considerations, as set forth in the Findings of Fact and Statement of Overriding Considerations, associated with the Project, which (1) balance the economic, legal, social, technological, and other benefits of the Project in providing necessary educational services to students within the District's boundaries against the significant unavoidable environmental impacts identified in the Final EIR and Findings of Fact, and (2) set forth the basis of the Board's conclusion that the benefits of the Project outweigh the unavoidable adverse environmental impacts, such that such adverse impacts may be considered acceptable within the meaning of CEQA.

Section 8. The Board hereby approves the Project.

Section 9. The Board hereby delegates authority to the Superintendent, or the Superintendent's designee, to cause a Notice of Determination to be filed with the San Bernardino County Clerk and the State Clearinghouse, and to take any other action reasonably necessary to effectuate the purpose of this Resolution.

## **SESSION FIVE - Reports and Comments**

### **5.0 - Reports and Comments**

#### **5.1 - Report by San Bernardino Teachers Association**

Robert Rodriguez stated that the association's role is to ensure due process is followed. Mr. Rodriguez reported that he is collaborating with Educational Services directors and the number of assessments has been reduced. Mr. Rodriguez reported that they are seeing improvements with class sizes. Mr. Rodriguez stated that they need to work on a tech piece for ebooks. Following a discussion with Board members regarding class size, Mr. Gallo stated that this will be agendaized for a future Board meeting.

#### **5.2 - Report by California School Employees Association**

No report was given.

#### **5.3 - Report by Communications Workers of America**

Ron Fletcher reported that Bobbie Perong did a great job chairing the last Board meeting. Mr. Fletcher reported that they would like an additional 15-20 resident subs. Six of them have been hired as full time teachers.

#### **5.4 - Report by San Bernardino School Police Officers Association**

Alex Raya reported that the Personnel Commission made some changes to the selection process for the Chief of School Police position, which eliminates the SBSPOA in the process. Officer Raya stated that Gabe Garcia is making progress and asked all to keep praying for him. There will be a fundraiser for his daughter. Dr. Marsden stated that he will talk with him regarding his concern.

#### **5.5 - Report by San Bernardino School Managers**

No report was given.

#### **5.6 - Comments by Board Members**

Danny Tillman apologized for some recent incidents and stated that the Board's role is to take action. It is during these times that they build trust in the community. They are judged by how they deal with a tragedy.

Abigail Medina stated that you want to learn from every incident. Mrs. Medina requested sexual harassment and cultural proficiency training for all employees to be offered more often. Mrs.

Board of Education Minutes  
September 16, 2014

Medina reported that she attended an A-G College Career Readiness Task Force meeting, a Safety Task Force meeting, the Black Rose Awards, and the Anton Elementary School Fine Arts Festival.

Bobbie Perong reported that staff worked hard to vet the math textbook publishers. Mrs. Perong stated that she went through the CELDT training, took the test, and encouraged substitutes to do this. Mrs. Perong stated that when parent concerns are brought to a Board meeting, they can't address personnel issues, but they do care.

Margaret Hill reported that she attended Anton Elementary School Fine Arts Fair and the Safety Task Force meeting. Mrs. Hill reported that it is their intent to do what is fair. Last year, she asked Cajon High School parents to share something positive each Friday, and she will continue to do this with three families.

Barbara Flores stated that she trusts her fellow colleagues, staff, and superintendent. We need to model character education and referenced "Courageous Conversations" by Glenn Singleton.

Michael Gallo reported that he is encouraged that the incidents aren't dividing them. This is due to our partnerships. He is proud of Superintendent Marsden for building a culture of excellence. Mr. Gallo reported that during the last Board meeting, he was attending a California Workforce Investment Board Annual Conference, representing the District. Mr. Gallo announced that 18 students from Indian Springs High School started at Technical Employment Training.

#### 5.7 - Comments by Superintendent and Staff Members

Dale Marsden announced happy Mexican Independence Day and reported that last night he attended a dinner to recognize the 204<sup>th</sup> Anniversary of the Consulate of Mexico. Dr. Marsden announced that Middle College High School is the only school in the County with a 100 percent passage rate of the CAHSEE. Dr. Marsden announced that Abigail Medina is being honored by the Families in Schools and Margaret Hill will receive the Barbara Jordan Award.

Harold Vollkommer asked for Board representation on subcommittees. The following assignments were made. Facilities-Michael Gallo and Lynda Savage. Charter School Operations-Abigail Medina and Bobbie Perong. Omnitrans-Barbara Flores and Michael Gallo. Community Engagement Planning-Barbara Flores, Michael Gallo, Abigail Medina, and Bobbie Perong.

#### 5.8 - Book Study—*The Speed of Trust*, Behavior #11: Listen First

Dale Marsden reported that they will have a common language in the District. Margaret Hill stated that it is important to listen.

## SESSION SEVEN - Administrative Reports

### 7.0 - Administrative Reports

#### 7.1 - Amendments to Board Bylaws 9322 – Agenda Content (First Reading)

##### Agenda Content

Board of Education meeting agendas shall state the meeting time and place and shall briefly describe each business item to be transacted or discussed, including items to be discussed in closed session. (Government Code [54954.2](#))

(cf. [9320](#) - Meetings and Notices)  
(cf. [9321](#)- Closed Session Purposes and Agendas)

The agenda shall provide members of the public the opportunity to address the Board on any agenda item before or during the Board's consideration of the item. The agenda shall also provide members of the public an opportunity to testify at regular meetings on matters which are not on the agenda but which are within the subject matter jurisdiction of the Board. (Education Code [35145.5](#); Government Code [54954.3](#))

(cf. [9323](#) - Meeting Conduct)

Each meeting agenda shall list the address designated by the Superintendent or designee for public inspection of agenda documents that have been distributed to the Board less than 72 hours before the meeting. (Government Code [54957.5](#))

The agenda shall specify that an individual who requires disability-related accommodations or modifications including auxiliary aids and services in order to participate in the Board meeting should contact the Superintendent or designee. (Government Code [54954.2](#))

##### Agenda Preparation

The Superintendent, as Secretary to the Board, in consultation with the Board President, shall prepare the agenda for each regular and special meeting. Each agenda shall reflect the district's vision and goals and the Board's focus on student learning.

(cf. [0000](#) - Vision)  
(cf. [0200](#) - Goals for the School District)  
(cf. 9191 - President)  
(cf. 9122 - Secretary)

Any Board member, ~~with the consensus of one other Board member,~~ may request that a matter within the jurisdiction of the Board be placed on the agenda of a regular meeting. Whenever possible, such request should allow at least two weeks before the scheduled meeting date. Items submitted less

Board of Education Minutes  
September 16, 2014

than two weeks before the scheduled meeting date may be postponed to a later meeting in order to allow sufficient time for consideration and research of the issue. ***The Board will accept suggestions from staff on how much time is necessary for preparation.***

Any member of the public may request that a matter within the jurisdiction of the Board be placed on the agenda of a regular meeting. The request must be in writing and be submitted to the Superintendent or designee with supporting documents and information, if any, at least two weeks before the scheduled meeting date. Items submitted less than two weeks before the scheduled meeting date may be postponed to a later meeting in order to allow sufficient time for consideration and research of the issue.

The Board President and Superintendent shall decide whether a request is within the subject matter jurisdiction of the Board. Items not within the subject matter jurisdiction of the Board may not be placed on the agenda. In addition, the Board President and Superintendent shall determine if the item is merely a request for information or whether the issue is covered by an existing policy or administrative regulation before placing the item on the agenda.

The Board President and Superintendent shall decide whether an agenda item is appropriate for discussion in open or closed session, and whether the item should be an action item subject to Board vote, an information item that does not require immediate action, or a consent item that is routine in nature and for which no discussion is anticipated.

Public items submitted under this provision will be itemized as a subsection under ~~Other Matters Brought By Citizens~~ ***Public Comment***. Any accompanying materials will be provided to Board members. Placing an item on the agenda under this section in no way requires Board action or comment. The five-minute time limit applies. ~~If the item is presented by a special interest group, the maximum time limit shall be a combined 10 minutes. At the discretion of the Board President the time limit for a special interest group may be extended beyond 10 minutes.~~

No more than 30 minutes of each Board meeting will be allotted for input on any one subject matter under this section. If more items are on the agenda than there is time available, the President may move an item forward to the next meeting.

An individual's submission under this item will be considered their only input (five minutes) under ~~Other Matters Brought by Citizens~~ ***Public Comment***. Under no circumstances shall an individual have a combined total of 15 minutes on all agenda items during a Board meeting. The Board President may use his/her prerogative to combine public times on related topics to ensure the proper functioning of the governing board meetings.

Any Board action that involves borrowing \$100,000 or more shall be discussed, considered, and deliberated upon as a separate item of business on the meeting agenda. (Government Code [53635.7](#))

(cf. [9323.2](#) - Actions by the Board)

Board of Education Minutes  
September 16, 2014

All public communications with the Board are subject to requirements of relevant Board policies and administrative regulations.

- (cf. 1312.1 - Complaints Concerning District Employees)
- (cf. [1312.2](#) - Complaints Concerning Instructional Materials)
- (cf. [1312.3](#) - Uniform Complaint Procedures)
- (cf. [3320](#) - Claims and Actions Against the District)
- (cf. [5144.1](#) - Suspension and Expulsion/Due Process)

#### Consent Items

In order to promote efficient meetings, the Board may act upon more than one item by a single vote through the use of a consent ~~agenda~~ *calendar*. Consent items shall be items of a routine nature or items for which no Board discussion is anticipated and for which the Superintendent recommends approval.

In accordance with law, the public has a right to comment on any consent item. At the request of any member of the Board, any item on the consent ~~agenda~~ *calendar* shall be removed and given individual consideration for action as a regular agenda item.

#### Agenda Dissemination to Board Members

A copy of the agenda shall be forwarded to each Board member at least three days before each regular meeting, together with the Superintendent or designee's report; minutes to be approved; copies of communications; reports from committees, staff, citizens and others; and other available documents pertinent to the meeting.

When special meetings are called, the Superintendent and president shall make every effort to distribute the agenda and supporting materials to Board members as soon as possible before the meeting.

Board members shall review agenda materials before each meeting. Individual members may confer directly with the Superintendent or designee to request additional information on agenda items.

#### Agenda Dissemination to Members of the Public

The Superintendent or designee shall mail a copy of the agenda, or a copy of all the documents constituting the agenda packet, to any person who requests the items. The materials shall be mailed at the time the agenda is posted or upon distribution of the agenda to a majority of the Board, whichever occurs first. (Government Code [54954.1](#))

If a document is distributed to the Board less than 72 hours prior to a meeting, the Superintendent or designee shall make the document available for public inspection at the time the document is distributed to a majority of the Board provided that the document is a public record under the Public Records Act and relates to an agenda item for an open session of a regular Board meeting. The

Board of Education Minutes  
September 16, 2014

Superintendent or designee may also post the document on the district's web site in a position and manner that makes it clear that the document relates to an agenda item for an upcoming meeting. (Government Code [54957.5](#))

(cf. [1113](#) - District and School Web Sites)  
(cf. [1340](#) - Access to District Records)

Any document prepared by the district or the Board and distributed during a public meeting shall be made available for public inspection at the meeting. Any documents prepared by another person shall be made available for public inspection after the meeting. These requirements shall not apply to a document that is exempt from public disclosure under the Public Records Act. (Government Code [54957.5](#))

Upon request, the Superintendent or designee shall make the agenda and/or agenda packet available in appropriate alternative formats to persons with a disability, as required by the Americans with Disabilities Act. (Government Code [54954.1](#))

Any request for mailed copies of agendas or agenda packets shall be in writing and shall be valid for the calendar year in which it is filed. Written requests must be renewed following January 1 of each year. (Government Code [54954.1](#))

Persons requesting mailing of the agenda or agenda packet shall pay an annual fee as determined by the Superintendent or designee, not to exceed the cost of providing the service.

Legal Reference:

EDUCATION CODE

[35144](#) Special meetings

[35145](#) Public meetings

[35145.5](#) Right of public to place matters on agenda

GOVERNMENT CODE

[6250-6270](#) Public Records Act

[53635.7](#) Separate item of business

[54954.1](#) Mailed agenda of meeting

[54954.2](#) Agenda posting requirements; board actions

[54954.3](#) Opportunity for public to address legislative body

[54954.5](#) Closed session item descriptions

[54956.5](#) Emergency meetings

[54957.5](#) Public records

UNITED STATES CODE, TITLE 42

[12101-12213](#) Americans with Disabilities Act

CODE OF FEDERAL REGULATIONS, TITLE 28

[35.160](#) Effective communications

[36.303](#) Auxiliary aids and services

COURT DECISIONS

Caldwell v. Roseville Joint Union HSD, 2007 U.S. Dist. LEXIS 66318

Board of Education Minutes  
September 16, 2014

Management Resources:

CSBA PUBLICATIONS

The Brown Act: School Boards and Open Meeting Laws, rev. 2007

Guide to Effective Meetings, rev. 2007

Maximizing School Board Leadership: Boardmanship, 1996

ATTORNEY GENERAL PUBLICATIONS

The Brown Act: Open Meetings for Legislative Bodies, California Attorney General's Office, rev. 2003

CALIFORNIA CITY ATTORNEY PUBLICATIONS

Open and Public III: A User's Guide to the Ralph M. Brown Act, 2000

WEB SITES

CSBA, Agenda

Online: <http://www.csba.org/Services/Services/GovernanceTechnology/AgendaOnline.aspx>

California Attorney General's Office: <http://www.caag.state.ca.us>

Bylaw SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT

adopted: October 16, 2007 San Bernardino, California

revised: January 15, 2008

revised: January 13, 2009

revised: September 6, 2011

7.2 - Amendments to Board Bylaws 9323-Meeting Conduct (First Reading)

Meeting Conduct

Meeting Procedures

All Board of Education meetings shall begin on time and shall be guided by an agenda prepared in accordance with Board bylaws and posted and distributed in accordance the Ralph M. Brown Act (open meeting requirements) and other applicable laws.

(cf. [9322](#) - Agenda/Meeting Materials)

The Board president shall conduct Board meetings in accordance with Board bylaws and procedures that enable the Board to efficiently consider issues and carry out the will of the majority.

(cf. 9121 - President)

The Board believes that late night meetings deter public participation, can affect the Board's decision-making ability, and can be a burden to staff. The Board may at its discretion postpone business on the agenda for a later date in the interest of public discussion and adequate time for good decision-making processes.

(cf. [9320](#) - Meetings and Notices)

Quorum and Abstentions

Board of Education Minutes  
September 16, 2014

The Board shall act by majority vote of all of the membership constituting the Board. (Education Code [35164](#))

(cf. [9323.2](#) - Actions by the Board)

The Board believes that when no conflict of interest requires abstention, its members have a duty to vote on issues before them. When a member abstains, his/her abstention shall not be counted for purposes of determining whether a majority of the membership of the Board has taken action.

(cf. [9270](#) - Conflict of Interest)

If a Board consists of seven members and not more than two vacancies occur on the Board, the vacant position(s) shall not be counted for purposes of determining how many members of the Board constitute a majority. In addition, if a vacancy exists on the Board, whenever any provisions of the Education Code require unanimous action of all or a specific number of the members, the vacant position(s) shall be not be counted for purposes of determining the total membership constituting the Board. (Education Code [35165](#))

#### Public Participation

Members of the public are encouraged to attend Board meetings and to address the Board concerning any item on the agenda or within the Board's jurisdiction. So as not to inhibit public participation, persons attending Board meetings shall not be requested to sign in, complete a questionnaire, or otherwise provide their name or other information as a condition of attending the meeting.

In order to conduct district business in an orderly and efficient manner, the Board requires that public presentations to the Board comply with the following procedures:

1. The Board shall give members of the public an opportunity to address the Board on any item of interest to the public that is within the subject matter jurisdiction of the Board, either before or during the Board's consideration of the item. (Education Code [35145.5](#), Government Code [54954.3](#))
2. At a time so designated on the agenda at a regular meeting, members of the public may bring before the Board matters that are not listed on the agenda. The Board shall take no action or discussion on any item not appearing on the posted agenda, except as authorized by law. (Education Code [35145.5](#), Government Code [54954.2](#))
3. Without taking action, Board members or district staff members may briefly respond to statements made or questions posed by the public about items not appearing on the agenda. Additionally, on their own initiative or in response to questions posed by the public, a Board or staff member may ask a question for clarification, make a brief announcement, or make a brief report on his/her own activities. (Government Code [54954.2](#))

Furthermore, the Board or a Board member may provide a reference to staff or other resources for factual information, ask staff to report back to the Board at a subsequent meeting concerning any

Board of Education Minutes  
September 16, 2014

matter, or take action directing staff to place a matter of business on a future agenda. (Government Code [54954.2](#))

4. The Board need not allow the public to speak on any item that has already been considered by a committee composed exclusively of Board members at a public meeting where the public had the opportunity to address the committee on that item. However, if the Board determines that the item has been substantially changed since the committee heard the item, the Board shall provide an opportunity for the public to speak. (Government Code [54954.3](#))

(cf. [9130](#) - Board Committees)

5. A person wishing to be heard by the Board shall first be recognized by the president and shall then proceed to comment as briefly as the subject permits.

Individual speakers shall be allowed ~~three~~ *five* minutes to address the Board on each agenda or nonagenda item. The Board shall limit the total time for public input on each item to 30 minutes. With Board consent, the president may increase or decrease the time allowed for public presentation, depending on the topic and the number of persons wishing to be heard. The president may take a poll of speakers for or against a particular issue and may ask that additional persons speak only if they have something new to add.

6. The Board president may rule on the appropriateness of a topic. If the topic would be more suitably addressed at a later time, the president may indicate the time and place when it should be presented.

The Board shall not prohibit public criticism of its policies, procedures, programs, services, acts, or omissions. (Government Code [54954.3](#)) In addition, the Board may not prohibit public criticism of district employees.

Whenever a member of the public initiates specific complaints or charges against an employee, the Board president shall inform the complainant that in order to protect the employee's right to adequate notice before a hearing of such complaints and charges, and also to preserve the ability of the Board to legally consider the complaints or charges in any subsequent evaluation of the employee, it is the policy of the Board to hear such complaints or charges in closed session unless otherwise requested by the employee pursuant to Government Code [54957](#). The Board president shall also encourage the complainant to file a complaint using the appropriate district complaint procedure.

(cf. 1312.1 - Complaints Concerning District Employees)

(cf. [9321](#) - Closed Session Purposes and Agendas)

7. The Board president shall not permit any disturbance or willful interruption of Board meetings. Persistent disruption by an individual or group shall be grounds for the president to terminate the privilege of addressing the Board.

Board of Education Minutes  
September 16, 2014

The Board may remove disruptive individuals and order the room cleared if necessary. In this case, members of the media not participating in the disturbance shall be allowed to remain, and individuals not participating in such disturbances may be allowed to remain at the discretion of the Board. When the room is ordered cleared due to a disturbance, further Board proceedings shall concern only matters appearing on the agenda. (Government Code [54957.9](#))

When such disruptive conduct occurs, the Superintendent or designee shall contact local law enforcement.

#### Recording by the Public

The Superintendent or designee shall designate locations from which members of the public may broadcast, photograph, or tape record open meetings without causing a distraction.

(cf. [9324](#) - Board Minutes and Recordings)

If the Board finds that noise, illumination, or obstruction of view related to these activities would persistently disrupt the proceedings, these activities shall be discontinued or restricted as determined by the Board. (Government Code [54953.5](#), [54953.6](#))

#### Legal Reference:

##### EDUCATION CODE

[5095](#) Powers of remaining board members and new appointees

[32210](#) Willful disturbance of public school or meeting a misdemeanor

[35010](#) Prescription and enforcement of rules

[35145.5](#) Agenda; public participation; regulations

[35163](#) Official actions, minutes and journal

[35164](#) Vote requirements

[35165](#) Effect of vacancies upon majority and unanimous votes by seven member board

##### GOVERNMENT CODE

[54953.5](#) Audio or video tape recording of proceedings

[54953.6](#) Broadcasting of proceedings

[54954.2](#) Agenda; posting; action on other matters

[54954.3](#) Opportunity for public to address legislative body; regulations

[54957](#) Closed sessions

[54957.9](#) Disorderly conduct of general public during meeting; clearing of room

##### PENAL CODE

[403](#) Disruption of assembly or meeting

##### COURT DECISIONS

McMahon v. Albany Unified School District, (2002) 104 Cal.App.4th 1275

Rubin v. City of Burbank, (2002) 101 Cal.App.4th 1194

Baca v. Moreno Valley Unified School District, (1996) 936 F.Supp. 719

##### ATTORNEY GENERAL OPINIONS

76 Ops.Cal.Atty.Gen. 281 (1993)

66 Ops.Cal.Atty.Gen. 336 (1983)

Board of Education Minutes  
September 16, 2014

63 Ops.Cal.Atty.Gen. 215 (1980)  
61 Ops.Cal.Atty.Gen. 243, 253 (1978)  
55 Ops.Cal.Atty.Gen. 26 (1972)  
59 Ops.Cal.Atty.Gen. 532 (1976)

Management Resources:

**CSBA PUBLICATIONS**

The Brown Act: School Boards and Open Meeting Laws, rev. 2005

Board Presidents' Handbook, rev. 2002

Maximizing School Board Governance: Boardmanship

**ATTORNEY GENERAL PUBLICATIONS**

The Brown Act: Open Meetings for Legislative Bodies, 2003

**WEB SITES**

CSBA: <http://www.csba.org>

California Attorney General's Office: <http://www.caag.state.ca.us>

Bylaw SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT

adopted: October 16, 2007 San Bernardino, California

revised: January 15, 2008

7.3 - Follow Up on Requests and Questions from Board and Community Members, as of September 10, 2014

	Date of Request	Question/Request	Requested by	Anticipated Completion Date	Status/Remarks/Action
<b>BUSINESS SERVICES – MRS. KING</b>					
1	9/2/14	Can some of the ending balance be used for technology?	Mr. Tillman	10/14/14	In progress
2	9/2/14	How much of the ending balance is one-time money?	Mr. Tillman	10/14/14	In progress
3	9/2/14	How much of the ending balance can be used for priorities?	Mr. Tillman	10/14/14	In progress
4	4/8/14	Can organizations that give multiple school presentations complete paperwork only once per year?	Mrs. Perong	10/14	In progress
<b>COMMUNICATIONS – MRS. BARDERE</b>					
1	9/2/14	Create a brochure listing volunteer options for retired teachers.	Mrs. Perong	11/14	In progress
2	7/15/14	Have school video clubs work with the Communications Office.	Mrs. Medina	10/14	In progress

Board of Education Minutes  
September 16, 2014

	Date of Request	Question/Request	Requested by	Anticipated Completion Date	Status/Remarks/Action
3	7/1/14	Have monthly Education Roundtable shows on Common Core to inform parents.	Mrs. Hill	10/14	In progress
4	6/3/14	Recognize SBHS's 100 year anniversary next year.	Martin Valdez	10/14	In progress
5	6/3/14	Can School Board meetings be aired on Channel 3?	Mrs. Hill	10/14	In progress
6	3/18/14	Promote our middle schools to parents.	Mrs. Savage	10/14	In progress
7	3/4/14	Is there a central number for parents to call for District information?	Mrs. Hill	10/14	In progress
<b>COMMUNITY PARTNERSHIP – MR. MURRIETA</b>					
1	2/18/14	Organize field trips to take parents to visit colleges.	Mrs. Medina	10/14	In progress
2	11/19/13	Get a legal opinion on what the School Board's role will be with the revised CaSA.	Mr. Gallo	10/14	In progress
<b>DEPUTY SUPERINTENDENT – DR. VOLLKOMMER</b>					
1	8/19/14	CTA is offering to give a one-hour Unconscious Bias training to the Board.	Robert Rodriguez	10/14	
2	7/15/14	Remind principals to continue "SOT" discussions.	Robert Rodriguez	10/14	In progress
3	7/1/14	How many grants did California Consulting write for us and how much money did they bring in?	Mrs. Perong	10/14	In progress
4	5/6/14 6/3/14	She is being bullied at her daughter's school. Her son was released to someone not on the emergency release card. Kimbark principal filed a false School Police report.	Esmeralda Negrete	10/14	In progress
5	4/15/14	Require schools that hire consultants to complete an evaluation form so teachers could review recommendations or concerns.	Mrs. Perong	10/14	In progress

Board of Education Minutes  
September 16, 2014

	Date of Request	Question/Request	Requested by	Anticipated Completion Date	Status/Remarks/Action
6	3/18/14	Establish a structured, equitable athletic program.	Dr. Flores Mr. Gallo Mrs. Savage	10/14	In progress
7	1/21/14	Where are we with parent engagement?	Mrs. Perong	10/14	In progress
8	1/14/14	How far are we with the program evaluation process?	Mrs. Perong	10/14	In progress
9	9/10/13	Develop a plan so students' schedules aren't changed after three weeks.	Elsa Valdez	10/14	In progress
10	8/20/13 11/19/13 1/21/14	Revisit having an Enrollment Center. Establish a Parent Engagement Center, possibly in combination with the Enrollment Center	Dr. Flores Mrs. Hill Mrs. Medina	10/14	In progress
11	2/5/13 7/2/13	Consider installing video cameras in all classrooms.	Richelle Capozio Stephen Gianni	10/14	Staff will work with SBTA to examine possibilities.
<b>EDUCATIONAL SERVICES – DR. ZAMORA</b>					
1	9/2/14	Can Valley College offer remediation courses in the summer?	Mrs. Medina	11/14	In progress
2	9/2/14	How many students take AP tests and what is the passage rate?	Dr. Flores	10/14	In progress
3	9/2/14	What training do School Site Council members get?	Mr. Medina Mrs. Perong Mr. Tillman	10/14	In progress
4	9/2/14	Provide copies of the report cards to the Board members.	Mrs. Perong	10/14	In progress
5	8/5/14	Consider using Underground Railroad experiences in history curriculum.	Mrs. Medina	10/14	In progress
6	8/5/14	Ask participants on the Underground Rail Road trip to submit locations of where they will make their presentations.	Mrs. Hill	10/14	In progress
7	7/15/14	As teachers use RCD units, implement a way to share	Mrs. Perong	10/14	In progress

Board of Education Minutes  
September 16, 2014

	Date of Request	Question/Request	Requested by	Anticipated Completion Date	Status/Remarks/Action
		successes with other schools.			
8	7/15/14	Invite Mr. Arcey from Tuscan to show the research of their high graduation rates.	Dr. Flores	10/14	In progress
9	7/15/14	Do we teach the National Anthem to our students?	Mrs. Medina	10/14	In progress
10	7/15/14	Promote the Student Film Competition.	Mrs. Medina	10/14	In progress
11	7/15/14	Mail information to homes regarding all parent trainings.	Mr. Tillman	10/14	In progress
12	7/1/14	Provide a one-page sheet of Common Core talking points.	Mrs. Medina	10/14	In progress
13	7/1/14	What is the process for making obsolete books available to parents?	Mrs. Perong	10/14	In progress with Mrs. King
14	7/1/14	Work on an enrollment priority MOU with UCR.	Dr. Flores	10/14	In progress
15	6/3/14	What percentage of students are gifted?	Mrs. Medina	10/14	In progress
16	5/6/14	Create a plan and intervention team to prevent students from becoming long-term ELLs.	David Servant	10/14	In progress
17	3/18/14	Have students survey students as a research project.	Mrs. Medina	10/14	In progress
18	3/18/14	Have the Salinas Elementary School students present their SCIPP project they are doing with Juan Delgado from CSUSB.	Dr. Flores	10/14	In progress
19	3/18/14	Have a plan for charter school students if their charter is revoked.	Board Consensus	10/14	In progress
20	2/4/14	Conduct a longitudinal study of student voice at the middle school level.	Dr. Flores	10/14	In progress
21	1/21/14	Provide the cost of textbook adoptions.	Mr. Tillman	10/14	In progress
<b>FACILITIES/OPERATIONS – MR. PEUKERT</b>					
1	4/15/14 6/3/14	Three requests received regarding Omnitrans LNG and	Erica Flores Dr. Flores	10/14	In progress

Board of Education Minutes  
September 16, 2014

	Date of Request	Question/Request	Requested by	Anticipated Completion Date	Status/Remarks/Action
		CNG storage tanks near Alessandro Elementary school: Code compliance, support for moving tanks, agendaize for discussion.			
<b>HUMAN RESOURCES – DR. WISEMAN</b>					
1	9/2/14	Provide the list of classroom overages.	Mrs. Perong	10/14	In progress
2	8/19/14	Provide information on the teachers not holding appropriate English Learner authorization.	Board Consensus	10/14	In progress
3	8/5/14	Can we add a crossing guard at the crosswalk at the Del Rosa offramp?	Michael Lyons	10/14	In progress
4	7/15/14	Ask CTA to offer the Unconscious Bias training to District staff.	Mrs. Medina Mrs. Perong	10/14	In progress
5	7/1/14	Why can't rovers get long-term pay?	Stephen Gianni	10/14	In progress
6	7/1/14	Provide training to substitutes during the summer about working with special education students.	Stephen Gianni	10/14	In progress with Dr. Zamora
7	7/1/14	Notify teachers that Cal State is offering an online certification program for special education teachers.	Mrs. Perong	10/14	In progress
8	7/1/14	How much do we pay to the JPA?	Mr. Gallo	10/14	In progress
9	6/3/14	What support will you provide to her if you abolish the Community Outreach position at Pacific?	Megan Moore	10/14	In progress
10	6/3/14	Can the District provide sexual harassment training to teachers and staff?	Mrs. Medina	10/14	In progress
11	5/6/14	She was treated unfairly by the Thompson Elementary School principal.	Denisha Harris	10/14	In progress

Board of Education Minutes  
September 16, 2014

	Date of Request	Question/Request	Requested by	Anticipated Completion Date	Status/Remarks/Action
12	4/15/14	Survey the schools to see how many employees in the front office are bilingual.	Maria Ochoa	10/14	In progress
13	4/15/14	The principal or vice principal at most schools should be bilingual.	Teresa Alba	10/14	In progress
14	4/8/14	Establish a formal process for internships.	Mr. Tillman	10/14	In progress
15	4/8/14	Are special education teachers properly credentialed?	Mrs. Medina	10/14	In progress
16	3/18/14	How will you collect the names and screen those people that want to be mentors?	Mrs. Medina	10/14	In progress
17	3/18/14	Why does a parent have to sign a School-Parent Compact?	Joe Mora	10/14	In progress
18	1/21/14	Contract with a company to do a staffing analysis.	Mr. Tillman	10/14	In progress
<b>SCHOOL POLICE – CHIEF PAULINO</b>					
1	6/3/14	What incidents are students cited for?	Dr. Flores	10/14	In progress
2	4/15/14	Provide a wish list for the School Police Department.	Mrs. Perong	10/14	In progress
<b>STUDENT SERVICES – DR. MITCHELL</b>					
1	9/2/14	Provide the prioritized list of schools' technology needs.	Mr. Tillman	10/14	In progress
2	7/1/14	Provide an update on the Glen Singleton group.	Dr. Flores	10/14	In progress
3	4/8/14 5/6/14	Consider dropping K violations for expulsions.	Mrs. Hill David Servant	10/14	In progress
4	4/8/14	What is the proportion of Latino males that were suspended?	Dr. Flores	10/14	Report will be included in a future presentation.
5	11/19/13	Explore having some type of on-campus suspension at all or feeder schools.	Board Consensus	10/14	In progress
<b>STRATEGIC PLANNING</b>					
1	8/5/14	Include the Gallup's two questions in the KPIs.	Dr. Flores	10/14	In progress
2	2/18/14	Create something similar to	Mrs. Medina	10/14	In progress

Board of Education Minutes  
September 16, 2014

	Date of Request	Question/Request	Requested by	Anticipated Completion Date	Status/Remarks/Action
		Richardson at other schools.			
3	1/21/14	Consider offering bus tickets and look at other strategies to allow students to get to and from school safely for Strategy 9. Safe passages to school.	Mrs. Hill	10/14	Added to Operational Strategic Planning.
4	11/5/13	Look at a later starting time for secondary students.	Mr. Gallo Mrs. Hill	10/14	To be discussed at the Cabinet Quarterly Strategic Planning meeting.
5	12/17/13	Consider teachers presenting challenging classes in a language other than English.	Ms. Sanchez-Spears	10/14	In progress
<b>SUPERINTENDENT – DR. MARSDEN</b>					
1	7/15/14	Agendize reports after committee meetings.	Mrs. Perong	10/14	In progress
2	12/3/13	Consider reading “Other People’s Children” or “Multiplication is for White People” for the next book study.	Dr. Flores	10/14	In progress

Bobbie Perong stated that her request for a brochure should also be for community and parents, not just retired teachers.

Abigail Medina stated that the request for a crossing guard can be marked as completed.

**SESSION EIGHT – Consent Calendar**

***8.0 - Consent Calendar (When considered as a group, unanimous approval is advised.)***

Certain items of business require review and approval by the Board of Education. Other items are for information and review only. Therefore, the following items are grouped as a consent list for receipt and approval. When members have questions about items included in the consent calendar, these items are pulled out of the group and considered separately.

Consent items 8.6, 8.7, 8.8, 8.13, 8.15, 8.16, 8.18, 8.20, 8.25, 8.36, and 8.37 were pulled for further consideration.

Board of Education Minutes  
September 16, 2014

Upon motion by Member Savage, seconded by Member Flores, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following were adopted:

**BOARD OF EDUCATION**

8.1 - Approval of Minutes

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on August 19, 2014, be approved as presented.

8.2 - Compensation for School Board Member

BE IT RESOLVED that the Board of Education approves compensation for Board President Michael Gallo for the September 2, 2014 School Board meeting.

**SUPERINTENDENT**

8.3 - Agreement with Victor Valley Community College District, to Execute the California Career Pathways aka “the RAMP UP Program” at Five San Bernardino City Unified School District High Schools

BE IT RESOLVED that the Board of Education approves entering into an agreement with Victor Valley Community College District as sub recipient of the California Career Pathways Trust 2014 grant awarded by the California Department of Education to Victor Valley Community College District, award number 14-2523967921-00. The District was identified as an independent partner in the proposal made by Victor Valley Community College District to the CDE. Arroyo Valley, Cajon, Indian Springs, Pacific, San Gorgonio, and San Bernardino High Schools will participate in the “College RAMP UP PROGRAM” designed to streamline career pathways leading to jobs within the region utilizing the grant funding. This agreement is effective October 1, 2014, and continues through June 30, 2015, subject to annual renewals of funds by the California Department of Education. The initial grant proposal funded amount to the District shall not exceed the total value of \$503,125.00.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

**BUSINESS SERVICES**

8.4 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$100.00, Fraternal Order of Eagles, San Bernardino, California; \$250.00, California Steel Industries Inc., Fontana,

Board of Education Minutes  
September 16, 2014

California; \$200.00, Santa Fe Fasteners, Buena Park, California; \$250.00, Wyland Foundation, Irvine, California; (1) Bundy II Nickel Flute SN 745854 with the total value of \$250.00, Natalie Raymundo, Redlands, California; (1) Used Bach Trumpet #C27378 with the total value of \$450.00, Jennifer Baver, San Bernardino, California; School supplies with the total value of \$492.91, Walmart Stores, San Bernardino, California; (60) Backpacks with the total value of \$500.00, East Valley Water District, Highland, California; a variety of school supplies with the total value of \$471.43, Maria Christina Sanchez, San Bernardino, California; \$100.00, Marta Brown, Riverside, California; \$100.00, Exact Leak Detection, INC., Riverside, California; \$245.00, Kenneth Soto, Highland, California; \$150.00, Long Horn Concrete Pumping Inc., Mira Loma, California; \$100.00, Nalda Donnelly, Grand Terrace, California; and \$1,000.00, URS Corporation, Los Angeles, California.

8.5 - Amendment No. 1 to the Agreement with Applied Behavior Analysis, Sacramento, California, to Provide Intensive Individual Support to Special Education Students

BE IT RESOLVED that the Board of Education approves amending the Board Resolution, Agenda Item No. 8.22 approved by Board on August 5, 2014, to correct the name of the vendor to Applied Behavior Consultants, Inc. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

8.9 - Business and Inservice Meetings

BE IT RESOLVED that the Board of Education approves the attendance and participation of the following individuals in scheduled business and inservice meetings:

Dawn Marquez	To attend the Handwriting Without Tears K-5 Handwriting
Teashia Lopez	Workshop on October 4, 2014, in Long Beach, California.
Mary Jo Suquett	Total cost, including meals and mileage per District
(Board Representatives,	guidelines, not to exceed \$1,200.00, will be paid from
St. Adelaide School)	Categorical Programs Account No. 536.

8.10 - Commercial Warrant Registers for Period from August 16 through August 31, 2014

BE IT RESOLVED that the Commercial Warrant Register for period from August 16 through August 31, 2014, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes James Cunningham, Accounting Services Director, or David Moyes, Accounts Payable Supervisor, to sign disbursements.

8.11 - Delegation of Purchasing Authority

BE IT RESOLVED that the Board of Education, under the provision of Education Code Section 17605, authorizes those individuals employed by the District as the Purchasing Department senior purchasing clerks, purchasing clerk, and senior clerk, to sign purchase orders including, but not limited to, supplies, furniture, and equipment that cost less than \$15,000.00 through June 30, 2015.

8.12 - Extended Field Trip, Cajon High School, AVID 2014-15 College Tour, Multiple Northern California Locations

BE IT RESOLVED that the Board of Education approves the extended field trip for 49 Cajon High School students and 4 District employees to attend the AVID 2014-15 College Tour in Multiple Northern California Locations, from September 30, through October 3, 2014. The cost of the trip, not to exceed \$10,000.00, including meals and lodging for 49 Cajon High School students and 4 District employees, will be paid from Cajon High School AVID's ASB Account. Transportation provided by charter coach, not to exceed \$4,600.00, will be paid from Cajon High School AVID Account No. 202. Names of the students are on file in the Business Services office.

8.14 - Notice of Completion, Bid No. 21-11, Requirements Contract for Built-Up Roofing Installation and Repair Districtwide

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for the Bid No. 21-11, Requirements Contract for Built-Up Roofing Installation and Repair Districtwide, Purchase Orders No. 200118, 200423, 201408, 207228, 301129, 301236, 301461, 302742, 304105, 400796, 400906, 402818, 500209, and 500606, awarded to:

Bell Roofing Company  
636 South I Street, PO Box 111  
San Bernardino, California 92410

BE IT FURTHER RESOLVED that Michael J. Gallo, President, Board of Education, be authorized to execute the Notice of Completion.

8.17 - Notice of Completion, Purchase Order No. 409338, Bid No. 13-11, 22-12 and 21-13 Technology Infrastructure Equipment and Services for 10 Middle Schools

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for the work completed under Bid No. 13-11, 22-12 and 21-13 Infrastructure Cabling, Equipment & Services; Purchase Order No. 409338 at 10 Middle Schools: Arrowview, Chavez, Curtis, Del Vallejo, Golden Valley, King, Richardson, Rodriguez, Serrano and Shandin Hills awarded to the following:

Board of Education Minutes  
September 16, 2014

Vector Resources, Inc.  
3530 Voyager Street  
Torrance, California 90503

BE IT FURTHER RESOLVED that Michael J. Gallo, President, Board of Education, be authorized to execute the Notice of Completion.

8.19 - Payment for Services Rendered by Non-Classified Experts and Organizations

BE IT RESOLVED that the Board of Education approves payment to the following non-classified experts:

The College Board, San Jose, California, to provide the Quick Start Teacher Institute to teachers currently implementing Springboard, effective September 17, 2014, through May 28, 2015. Teachers will develop a comprehensive understanding of the Springboard program including instructional guidance for implementation and an understanding of how to use the Annotated Teacher Edition and Digital Platform. The fee, not to exceed \$5,200.00, will be paid from the Unrestricted General Fund-Local Control Accountability Plan, Account No. 419.

Jacqueline S. Nunez, San Juan Capistrano, California, to provide nine Native American Cultural classes for Title VII Indian Education Family Cultural Nights, effective September 17, 2014, through May 30, 2015. The classes will include cultural activities that enhance self-esteem and cultural educational awareness and help Native students identify their strengths. The fee, not to exceed \$3,600.00, payable at \$400.00 per session, will be paid from the Restricted General Fund-Indian Education, Account No. 505.

8.21 - Request to Reject Bid No. 14-09, Requirements Contract for Sprayed Polyurethane Roofing System (SPRS) Repairs and Recoat District-wide

BE IT RESOLVED that Bid No. 14-09, Requirements Contract for Sprayed Polyurethane Roofing System (SPRS) Repairs and Recoat District-wide, be rejected in its entirety.

**EDUCATIONAL SERVICES**

8.22 - Agreement with San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, California, for Implementation of a Positive Behavioral Interventions and Supports (PBIS) Program at King Middle School

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, California, to implement a Positive Behavioral Interventions and Supports (PBIS) Program, effective July 1, 2014, through June 30, 2017. The PBIS Program is an early intervention and intensive intervention model that supports student wellness and helps create a positive and protective

school environment and culture. SBCSS shall plan, organize and deliver PBIS training for the District to participate in the PBIS sequence of trainings. The SBCSS shall provide professional development, coaching support and consultancy for the PBIS site leadership, administrators, certificated and classified staff, counselors and mental health providers in developing and implementing PBIS practices. The cost for 2014-2015 school year is \$5,000.00. Total cost, not to exceed \$12,000.00 for the three years, will be paid from the Unrestricted General Fund –Local Control Accountability Plan, Account No. 419 and the Restricted General Fund-Elementary and Secondary Education Act Title I, Account No. 501.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing, to sign all related documents.

8.23 - Facilities Use Agreement with National University, San Bernardino, California, for GATE Certification Training

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with National University, San Bernardino, California, for use of their facilities for five Saturdays for GATE certification training for 20 District teachers, effective August 20, 2014, through February 21, 2015. The cost per room is \$150.00. The cost for services, not to exceed \$750.00, will be paid from Unrestricted General Fund, Gifted and Talented Ed, Account No. 430.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing, to sign all related documents.

8.24 - Renewal of the Agreement with Catapult Learning West, LLC, Camden, New Jersey, to Provide Title I Instructional Services to Students at Holy Rosary Academy, Our Lady of the Assumption School, Aquinas High School, and The Rock School

BE IT RESOLVED that the Board of Education approves renewing the agreement with Catapult Learning West, LLC, Camden, New Jersey, to provide Title I instructional services to identified students at Holy Rosary Academy, Our Lady of the Assumption School, Aquinas High School, and The Rock School, effective September 17, 2014, through April 21, 2015. The services will be a small group instruction to eligible students in reading and/or math using AchieveReading™ and/or AchieveMath™ curriculum. The objective is to help students who are performing below grade level in reading and/or math to acquire the appropriate academic skills to increase their performance on assessments and to improve classroom performance. The students will attend the learning programs two times per week per subject. The cost for services, not to exceed \$26,574.00, will be paid from the Unrestricted General Fund-Local Control Accountability Plan, Account No. 419 and the Restricted General Fund – Elementary and Secondary Education Act, Title I, Account No. 501.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

**STUDENT SERVICES**

**Health Services**

**8.26 - Physical Education Exemptions**

BE IT RESOLVED that the following students whose birth dates are listed below be exempt from physical education requirements and placed in alternative periods of instruction for the 2014-2015 school year:

02/25/1997	08/11/1997	12/02/1997	01/19/1998	07/30/98	10/10/98
12/30/98	02/07/99	08/17/99	11/02/99	12/15/97	02/21/00
08/21/00	09/16/00	12/29/01			

**School-Linked Services**

**8.27 - Agreement with Children’s Resources, Fontana, California, to Provide Bully Proof Parent Workshops at Several District Sites**

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Children’s Resources, Fontana, California, to provide Bully Proof parent workshops at Del Rosa, Fairfax, and Hunt Elementary Schools; Del Vallejo and Golden Valley Middle Schools, and at the Family Resource Center, effective August 17, 2014, through June 30, 2015. The Bully Proof educational series examines the issues that surround bullying and provides strategies for parents and educators to effectively address this growing epidemic. The five-week series at each site will teach parents how to speak with children about the issue of bullying, promote conflict resolution strategies, teach empathy and understanding, and protect children through collaboration with school staff and community resources. The cost per each five-week series is \$4,250.00. Total cost, not to exceed \$25,500.00, will be paid from the Unrestricted General Fund –Local Control Accountability Plan, Account No. 419.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

**Special Education**

**8.28 - Amendment No. 1 to the Agreement for Nonpublic, Nonsectarian School/Agency Services with Valley Star High School, Mentone, California**

BE IT RESOLVED that the Board of Education approves amending the agreement Valley Star High School, Mentone, California, as approved by the Board on July 1, 2014, Agenda Item No.7.69. The amendment is necessary to increase the daily rate not to exceed to \$146.55 and to increase the transportation rate to \$34.00 per day. The additional cost will be paid from the

Board of Education Minutes  
September 16, 2014

Restricted General Fund-Special Education-Non-Public, Account No. 824. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

**Youth Services**

**8.29 - Expulsion of Student(s)**

BE IT RESOLVED that the Board of Education accepts and adopts the recommendation and findings of the Hearing Panel, based on a review of the Panel's finding of facts and recommendations, and orders the expulsion of the following student(s) with the birth date(s) as listed below in accordance with the Board rules and regulations and in compliance with Education Code Section 48900:

\*(S)1/2/1998

\*The Board does hereby order the enforcement of the expulsion suspended for a period of not more than one calendar year. The suspension of the enforcement of the expulsion order is deemed appropriate for the rehabilitation of the pupil, per Education Code section 48917.

\*\*The Board does hereby expel the pupil for a period of one semester, and does hereby order the enforcement of the expulsion suspended for the following semester, allowing him/her to be considered for re-enrollment in the district under suspended expulsion as deemed appropriate for the rehabilitation of the pupil, per Education Code section 48917.

(S) A stipulated expulsion is a process whereby the pupil and his/her family acknowledge responsibility for the behavior leading to the recommendation for expulsion by the school administration, and waive their right to a hearing by admitting to the facts in support of an expulsion recommendation. The pupil and his/her family stipulate the facts of the case as presented by the school, accepting one of the following consequences: \*(S) suspended expulsion, \*\*(S) expulsion one semester, suspended expulsion one semester, (S) expulsion two semesters.

**8.30 - Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)**

Education Code Section 48915 (a) states, "Principal or the Superintendent of the schools shall recommend a pupil's expulsion...., unless the principal or superintendent finds and so reports in writing to the governing board that expulsion is inappropriate, due to the particular circumstance, which should be set out in the report of the incident."

Board of Education Minutes  
September 16, 2014

The student(s) identified below were found to have committed a violation of Education Code Section 48900 for which a referral for expulsion is mandated; however, the principal found that due to particular circumstances, expulsion is inappropriate:

12/16/2006

8.31 - Revocation of Suspension of Expulsion

FURTHER, in accordance with Education Code Section 48917, the Board does hereby order the expulsion of the student(s) with birth date(s) as listed:

12/23/2000

This order revokes a previously suspended expulsion order and is recommended at this time because the student(s) violated the conditions of the suspension of the expulsion order.

8.32 - Lift of Expulsion of Student(s)

BE IT RESOLVED that the Board of Education authorizes the readmission of the following student(s), with the birth date(s) as indicated below, to schools of the San Bernardino City Unified School District in accordance with the Board rules and regulations and in compliance with the Education Code Section 48900:

12/31/1998

8.33 - Petition to Expunge, Rescind, or Modify Expulsion

8/23/1999

Education Code 48917, Section (e) states: upon satisfactory completion of the rehabilitation assignment of a pupil, the governing board shall reinstate the pupil in a school of the district and may also order the expungement of any or all records of the expulsion proceedings.

Education Code 48213 states: that a student can be excluded from attendance pursuant to Section 120230 of the Health and Safety Code or Section 49451 of this code if a principal or his designee determines that the continued presence of the child would constitute a clear and present danger to the life, safety, and health of a pupil or school personnel. The governing board is not required to send prior notice of the exclusion to the parent or guardian of the pupil. The governing board shall send a notice of the exclusion as soon as is reasonably possible after the exclusion.

**FACILITIES/OPERATIONS**

**Facilities Management/Maintenance and Operations**

**8.34 - Amendment No. 7 to the Professional Services Agreement with PJHM Architects for Architectural and Engineering Services for the Paakuma' K-8 School Project**

BE IT RESOLVED that the Board of Education ratifies the amendment to the professional services agreement with PJHM Architects, San Clemente, California, for architectural and engineering services for the Paakuma' K-8 School project. This amendment is to extend the ending date through June 30, 2015, and for additional construction administration services due to schedule overrun by Lennar Construction. The cost, not to exceed \$22,140.00, will be paid by Lennar. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said Amendment No. 7.

**8.35 - Emergency Replacement of the Carrier Central Plant Air Conditioning Chiller Control Panel at Arroyo Valley High School**

BE IT RESOLVED that the Board of Education unanimously approves an emergency request to the County Superintendent of Schools asking for approval to enter into any necessary contract(s) on behalf of the District for the repair and replacement of the Carrier central plant air conditioning chiller control panel, which provides air conditioning to over 2,600 students using Arroyo Valley High School's J-wing without advertising for or inviting bids. The total cost for these repairs is estimated not to exceed \$45,000.00 and will be paid from Unrestricted General Fund-Deferred Maintenance, Account, No. 707.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Purchasing Director, to sign all documents deemed necessary for the replacement and installation of this equipment.

**Nutrition Services**

**8.38 - Cafeteria Warrant Register, August 1 through August 31, 2014**

BE IT RESOLVED that the Cafeteria Warrant Register, August 1 through August 31, 2014, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes Adriane Robles, Director, Nutrition Services; Tony DeMille, Program Manager, Interim Nutrition Services; John A. Peukert, Assistant Superintendent, Facilities/Operations; or James Cunningham, Director,

Accounting Services; to sign disbursements. Two signatures are required on all cafeteria warrants.

### **HUMAN RESOURCES**

#### **8.39 - Agreement with Parent Institute for Quality Education (PIQE), Covina, California, to Provide Parent Training to Parents of Students Enrolled in San Gorgonio High School**

BE IT RESOLVED that the Board of Education approves entering into an agreement with Parent Institute for Quality Education (PIQE), Covina, California, to provide parent training to parents of District students, effective September 18, through November 13, 2014. The training is designed to develop skills and techniques which will enable parents to address the educational needs of their school-aged children. PIQE will recruit parents by phone, provide a needs-assessment session, a series of weekly training sessions for parents culminating in a graduation ceremony with certificates given to parents who attend four or more sessions. Total cost, not to exceed \$13,000.00, will be paid from the Restricted General Fund –Elementary and Secondary Education Act Title I, Account No. 501.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

#### **8.40 - Renewal of the Agreement with Azusa Pacific University, Azusa, California, for Student Teacher Placement at District Schools**

BE IT RESOLVED that the Board of Education approves renewing the agreement with Azusa Pacific University, Azusa, California, for student teacher placement at District schools, effective September 17, 2014 through June 30, 2017. The University shall provide student teacher candidates for the District to place in a teacher-learning environment under the supervision of a master teacher. This program is beneficial to both the University and the District in that it is used to develop future teachers. This agreement will also provide students the opportunity to participate in planned, structured observation and educational field practice experience under the supervision and instruction of selected certificated classroom teachers. The University will pay the District a Master Teacher stipend of \$200.00 at the secondary level and \$100.00 at the elementary level. There will be no cost to the District. Interns shall not displace certificated employees in the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing, to sign all related documents.

8.41 - Emergency Contract Award, Flooding San Bernardino High School, San Bernardino Adult School and Arrowview Middle School

BE IT RESOLVED that the Board of Education unanimously approves an emergency request to the County Superintendent of Schools asking for approval to enter into any necessary contract(s) in writing or otherwise on behalf of the District for the emergency response, environmental testing, removal and replacement of damaged San Bernardino City Unified School District property and drainage cleanout without advertising for or inviting bids. The total cost for these repairs is not estimated to exceed \$100,000.00 and will be paid through insurance agreements with the Joint Powers Authority (JPA).

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Purchasing Director, to sign all related contractual documents.

8.6 - Amendment No. 4 to the Agreement with The Counseling Team International, San Bernardino, California, to Provide Counseling Services to District Employees

Bobbie Perong stated that she is glad the District is keeping this service.

Upon motion by Member Perong, seconded by Member Savage, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, and Savage (Noes: None; Absent for Vote: Tillman), the following was adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with The Counseling Team International, San Bernardino, California, as approved by Board on July 10, 2012, Agenda Item No. 6.12. The agreement is being amended to increase the amount for counseling services by \$1,012.50 for an aggregate contract amount not to exceed \$82,012.50. The additional cost will be paid from the Unrestricted General Fund-Employee Assistance Program, Account No. 256. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

8.7 - Approval of the Lease/Purchase Finance Agreement for the Lease/Purchase of Printing Equipment with CBE Office Solutions

This item was pulled.

8.8 - Approval of the Lease/Purchase Finance Agreement for the Lease/Purchase of Printing Equipment with Konica Minolta Business Solutions USA, Inc.

This item was pulled.

8.13 - Extended Field Trip, Student Services, California State University San Bernardino, San Bernardino, California

Margaret Hill asked why this wasn't offered to more students. Kennon Mitchell stated that there was a limit.

Upon motion by Member Hill, seconded by Member Flores, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, and Savage (Noes: None; Absent for Vote: Tillman), the following was adopted:

BE IT RESOLVED that the Board of Education ratifies the extended field trip for 12 San Bernardino City Unified School District students to attend the California State University San Bernardino, in San Bernardino, California, from August 8, through August 10, 2014. The cost of the trip, not to exceed \$744.00, including meals and lodging for 12 San Bernardino City Unified School District students, will be paid from Student Services, Unrestricted General Fund Account No. 069. Names of the students are on file in the Business Services office.

8.15 - Notice of Completion, Purchase Order No. 405668, Bid No. 13-11 and 22-12 Technology Infrastructure Equipment and Services for Hillside Elementary School

Margaret Hill reported that she would like to keep local jobs and recommended that they get first choice on contracts.

Upon motion by Member Perong, seconded by Member Savage, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for the work completed under Bid No. 13-11 and 22-12 Infrastructure Cabling, Equipment & Services; Purchase Order No. 405668 at Hillside Elementary School awarded to the following:

Vector Resources, Inc.  
3530 Voyager Street  
Torrance, California 90503

BE IT FURTHER RESOLVED that Michael J. Gallo, President, Board of Education, be authorized to execute the Notice of Completion.

8.16 - Notice of Completion, Purchase Order No. 406000, Bid No. 13-11, 22-12 and 21-13 Technology Infrastructure Equipment and Services for School Mobile Carts

Upon motion by Member Perong, seconded by Member Savage, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

Board of Education Minutes  
September 16, 2014

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for the work completed under Bid No. 13-11, 22-12 and 21-13 Infrastructure Cabling, Equipment & Services; Purchase Order No. 406000 for School Mobile Carts awarded to the following:

Vector Resources, Inc.  
3530 Voyager Street  
Torrance, California 90503

BE IT FURTHER RESOLVED that Michael J. Gallo, President, Board of Education, be authorized to execute the Notice of Completion.

8.18 - Payment for Course of Study Activities

Bobbie Perong questioned if the presentations will be presented free of charge. Kennon Mitchell stated that even though there is no charge, the request needs Board approval.

Upon motion by Member Perong, seconded by Member Tillman, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

BE IT RESOLVED that the Board of Education approves payment for the following:

The Inland Empire Resource Conservation District for various presentations titled "Conservation Education Programs" throughout the 2014-2015 school year, beginning September 17, 2014. The presentations will be free of charge.

8.20 - Request to Enter into a Contract with Cal Micro Recycling, Ontario, California, for Sale of Obsolete Electronics for Destruction and Recycling

Bobbie Perong asked if we offer this equipment to schools before discarding it. Kennon Mitchell stated that they try to use them or salvage the parts. Student interns clean them. Michael Gallo asked if we advertise to the Goodwill. Bobbie Perong suggested notifying the Humane Society. Dr. Mitchell stated that he would look into that.

Upon motion by Member Tillman, seconded by Member Perong, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

BE IT RESOLVED that Pricing Proposals were received for the sale of obsolete electronic equipment from AK Recyclers, Compton, California; Cal Micro Recycling, Ontario, California; eRecycling of California, Paramount, California; eWaste Center, Inc., Commerce, California; Recycle International, El Monte, California; Happy Recyclers, City of Industry, California; and Vintage Tech, LLC., Romeoville, Illinois.

BE IT ALSO RESOLVED that the contract for e-Waste Recycling be awarded in its entirety to Cal Micro Recycling, Ontario, California the highest responsible bidder at a rate of \$.31 per pound for TV's, monitors, plasmas, CRT's, LEDs, and LCD; \$.50 per pound for modems and routers; \$.29 per pound for CPUs and servers; \$.20 per pound for UPS batteries, \$1. per pound for laptops; \$.04 per pound for copiers; \$.60 per cables; and \$.03 for printers, DVD players, keyboards, speakers, scanners, mice, fax machines etc.

BE IT ALSO RESOLVED that the District requests, in accordance with California Education Code Section 17545, the Board of Education declare the following items as surplus to District needs and unsatisfactory or no longer suitable for school use: List of Salvage Computer Equipment and Peripherals dated June 6, and August 18, 2014.

BE IT ALSO RESOLVED that the District reserves the right to sell additional obsolete equipment listed by District salvage and approved by the Board for the price indicated in the contract throughout the one (1) year term, and all extensions, not to exceed five (5) years.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra L. Love, Director, Purchasing Department, to sign all documents related to the contract.

8.25 - Memorandum of Understanding with United College Action Network, Inc. (U-CAN), Elk Grove, California, to Provide the 15<sup>th</sup> Annual Historically Black Colleges and Universities Recruitment Fair (AHBCURF) to the District

Margaret Hill thanked Dr. Marsden and Dr. Mitchell for scheduling this fair.

Upon motion by Member Hill, seconded by Member Tillman, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

BE IT RESOLVED that the Board of Education approves entering into a memorandum of understanding with United College Action Network, Inc., (U-CAN), Elk Grove, California, to provide the 15<sup>th</sup> Annual Historically Black Colleges and Universities Recruitment Fair (AHBCURF) to the District, effective September 17, 2014. The U-CAN's college recruitment fair will expose District students, parents and educators to the rich history, culture and excellent educational opportunities offered by U-CAN's Historically Black Colleges and Universities (HBCU) partners by bringing to the District admissions officers recruiters and 30 to 40 HBCUs for the expressed purpose of recruiting District students to attend four-year colleges and universities. The HBCU representatives will discuss the culture, cost, financial aid and key degrees and programs offered by their institutions. U-CAN's college recruitment fair will allow District students opportunities to receive on-the-spot college admissions and scholarship commitments, fee waivers and other incentives upon meeting certain admissions requirements. Total cost, not to exceed \$15,000.00, will be paid from the Unrestricted General Fund –Local Control Accountability Plan, Account No. 419.

Board of Education Minutes  
September 16, 2014

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

8.36 - Notice of Completion, Bid No. F09-03, Category Nos. 2 and 4 - New Construction for the H. Frank Dominguez Elementary School Project

Upon motion by Member Hill, seconded by Member Perong, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

BE IT RESOLVED that the Board of Education authorizes filing Notices of Completion for Bid No. F09-03, New Construction for the H. Frank Dominguez Elementary School Project, for the work awarded to the Contractor listed below:

Category No. 2 - Site Work (On-Site)

USS Cal Builders, Inc.  
Orange, California

Category No. 4 - Mechanical and Plumbing

West Tech Mechanical, Inc.  
San Bernardino, California

BE IT FURTHER RESOLVED that Michael J. Gallo, President, Board of Education, be authorized to execute the Notices of Completion.

8.37 - Notice of Completion, Bid No. F13-11, Landscape Improvements Project at the Captain Leland F. Norton Elementary School

Upon motion by Member Hill, seconded by Member Perong, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F13-11, Landscape Improvements Project at the Captain Leland F. Norton Elementary School, for the work awarded to the Contractor listed below:

General Contractor

Promise Land Nursery  
Menifee, California

BE IT FURTHER RESOLVED that Michael J. Gallo, President, Board of Education, be authorized to execute the Notice of Completion.

**SESSION NINE - Action**

**9.0 - Action Items**

**9.1 - Amendments to Board Bylaws 9322 – Agenda Content (First Reading)**

Upon motion by Member Savage, seconded by Member Flores, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

BE IT RESOLVED that the Board of Education accepts the proposed amendments to Board Bylaws 9322 – Agenda Content as a first reading.

**9.2 - Amendments to Board Bylaws 9323 – Meeting Conduct (First Reading)**

Upon motion by Member Tillman, seconded by Member Perong, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

BE IT RESOLVED that the Board of Education accepts the proposed amendments to Board Bylaws 9323 – Meeting Conduct as a first reading.

**9.3 - Resolution of Conditional Approval of the Renewal Charter Petition for ASA Charter School by the Governing Board of the San Bernardino City Unified School District**

Brande Smith thanked the Board for their support.

Upon motion by Member Tillman, seconded by Member Perong, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

**Resolution of Conditional Approval of the  
Renewal Charter Petition for  
ASA Charter School  
by the Governing Board of the  
San Bernardino City Unified School District**

**WHEREAS**, pursuant to Education Code Section 47605 et seq., the Governing Board of the San Bernardino City School District (“District”) is required to review and authorize creation and/or renewal of charter schools; and

**WHEREAS**, the ASA Charter School (“ASACS” or “Charter School”) was previously authorized and granted a charter (“Charter”) by the District Board for a term of five years expiring on September 30, 2014; and

**WHEREAS**, a charter petition and supporting documentation (“Petition”) were submitted to the District requesting to renew the Charter on or about July 28, 2014, for a five-year term of September 16, 2014, through June 30, 2019; and

**WHEREAS**, the parties agreed that a public hearing to determine the level of support for the renewal of the Charter by teachers, other employees of the District, and parents/guardians be scheduled for August 19, 2014, and the meeting of the District Board of Trustees to take action on renewal of the Charter be scheduled for September 16, 2014, in accordance with Education Code section 47605(b); and

**WHEREAS**, a public hearing on the provisions of the renewal Charter was conducted on August 19, 2014, pursuant to Education Code Section 47605, at which time the District Governing Board considered the level of support for the Charter by teachers employed by the District, other employees of the District, and parents; and

**WHEREAS**, in reviewing and analyzing the renewal Charter, the District noted some issues and concerns and determined that certain changes and revisions to the Charter were necessary in order to support the requested Charter renewal. The District administration is working collaboratively with ASACS on resolution of these issues and implementation of the necessary changes, additions, and revisions and these changes, additions, and revisions will be incorporated into the final Charter Petition; and

**WHEREAS**, in reviewing the Petition for the Charter renewal, the Governing Board is cognizant of the intent of the Legislature that charter schools are, and should become, an integral part of the California educational system and the establishment of charter schools should be encouraged; and

**WHEREAS**, in accordance with Education Code Section 47607(a)(3)(A), the District Governing Board has considered increases in pupil academic achievement for all groups of pupils served by ASACS as the most important factor in determining whether to grant ASACS’s renewal request; and

**WHEREAS**, in accordance with California Code of Regulations, Title 5, Section 11966.4(b)(1), in considering ASACS’s renewal Charter the District Governing Board considered the past performance of ASACS’s academics, finances, and operation and future plans for improvement in evaluating the likelihood of future success; and

**WHEREAS**, on May 13, 2014, the District was notified by the California Department of Education (CDE) that on March 13, 2014, the State Board of Education (SBE) approved not

calculating the 2014 Growth and Base Academic Performance Indexes (APIs) and the 2015 Growth API. Accordingly, three alternatives were authorized by Assembly Bill 484 to meet legislative and/or programmatic requirements that would otherwise depend upon those API calculations: (a) the most recent API calculation; (b) an average of the three most recent annual API calculations; or (c) alternative measures that show increases in pupil academic achievement for all groups of pupils school wide and among significant student groups; and

**WHEREAS**, pursuant to Education Code Section 47607(b), charter schools must meet certain academic performance criteria, primarily based on API calculations, thus the notice from CDE provides alternative academic performance criteria to be used in considering renewal of charters; and

**WHEREAS**, the Superintendent, and/or his designees, have reviewed the Petition and supporting documentation submitted.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED AS FOLLOWS**, that the Governing Board of the San Bernardino City School District finds the above listed recitals to be true and correct and incorporates them herein by this reference.

**BE IT FURTHER RESOLVED AND ORDERED** that the District Board is satisfied that the documentation submitted by ASACS establishes that there have been increases in pupil academic achievement for all groups of pupils school wide and among significant student groups as required by Education Code Section 47607, as those requirements have been modified in conformance with the direction from CDE pursuant to SBE's suspension of the calculation of APIs; and

**BE IT FURTHER RESOLVED AND ORDERED** that the Board of Trustees, having fully considered and evaluated the Petition and supporting documentation, hereby conditionally approves renewal of the Charter for a term of five (5) school years commencing on September 27, 2014, and ending on June 30, 2019, subject to certain changes being made to the Charter Petition and brought back to the District Board by no later than November 4, 2014, for final approval by the District Board; and

**BE IT FURTHER RESOLVED AND ORDERED** that the District Superintendent or designee is authorized and directed to take such other action as the Superintendent may deem warranted to implement this Resolution, including the renewal of any agreement between the parties in furtherance of the renewal of the Charter; and

**BE IT FURTHER RESOLVED AND ORDERED** that, pursuant to Education Code section 47605(i), the Petitioner shall provide written notice of the Governing Board's approval of renewal of the Charter to the San Bernardino County Superintendent of Schools and the California Department of Education.

Board of Education Minutes  
September 16, 2014

9.4 - Personnel Report #6, Dated September 16, 2014

Upon motion by Member Tillman, seconded by Member Flores, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

BE IT RESOLVED that the Personnel Report #6, dated September 16, 2014, be approved as presented (see page 50.2). Personnel actions included in this report are in accordance with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

9.5 - Future Agenda Items

Request	Date	W	SP	SA	AP	AR	BQS	BC
Energy Star Award Winners	9/16/14		X					
CABE	10/7/14			X				
Loma Linda University Health Study	10/7/14				X			
Omnitrans Storage Tanks	10/7/14				X			
AVID Program	10/14				X			
Budget Presentation Charter Schools Facilities Master Plan LCAP Central Expenditures Management Work Year M&O Plans QEIA Technology Budget Plan	10/14/14						X	
Key Performance Indicators (KPIs)	10/21/14	X						
Solar Project Recommendations	11/4/14							
Mr. Arcey's Research on High Graduation Rates								
CAPS Program				X				
Course Syllabi						X		
Joint Powers Authority								
Report Cards—A-G Requirements								
Resident Substitute Plan						X		
Salinas Elementary School Student SCIPP Projects			X					
Student Fees								

Board of Education Minutes  
September 16, 2014

Suspension/Expulsion Rates								
Unconscious Bias Training								

- AP-Administrative Presentation
- AR-Administrative Report
- BC-Board Correspondence
- BQS-Board Quarterly Strategic
- SA-Student Achievement
- SP-Special Presentation
- W-Workshop

Board Quarterly Strategic Meeting Dates

- Tuesday, October 14, 2014; Community Room, 9 a.m. to 2 p.m.
- Thursday, December 4, 2014
- Thursday, March 19, 2015
- Friday, June 19, 2015

**SESSION TEN - Closed Session**

**10.0 - Closed Session**

As provided by law, the Board met in Closed Session for consideration of the following:

**Student Matters/Discipline**

**Conference with Labor Negotiator**

- District Negotiator: Perry Wiseman
- Employee Organization: California School Employees Association
- Communications Workers of America
- San Bernardino School Police Officers Association
- San Bernardino Teachers Association

**Public Employee Discipline/Dismissal/Release**

**Public Employee Appointment**

- Position: Director, Equity and Targeted Student Achievement

**SESSION ELEVEN – Open Session**

**11.0 - Action Reported from Closed Session**

Upon motion by Member Flores, seconded by Member Tillman, and approved by the affirmative vote of Members Flores, Gallo, Hill, Medina, Perong, Savage, and Tillman (Noes: None), the following was adopted:

BE IT RESOLVED that the Board of Education approves the appointment of the following employee:

BROWN JR., CHARLES: Director, Equity and Targeted Student Achievement (ETSA), effective date, work year and salary to be determined. Funding: 049

**SESSION TWELVE - Closing**

**12.0 - Adjournment**

By the affirmative vote of the members, the meeting was adjourned at 10:50 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, October 7, 2014, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.