

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  
11/5/13**

October 15, 2013

5:30 p.m.

Present: Vice President Michael Gallo; Board Members Margaret Hill, Judi Penman, Bobbie Perong, Lynda Savage, and Danny Tillman; Superintendent Dale Marsden; Deputy Superintendent Harold Vollkommer; Assistant Superintendents Kennon Mitchell, John Peukert, and Matty Zamora; and Fiscal Services Director Janet King. Minutes recorded by Administrative Assistant Jennifer Owens.

Absent: President Barbara Flores

**SESSION ONE - Opening**

**1.0 - Opening**

**1.1 - Call to Order**

Vice 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**

Dale Marsden recommended adding a check presentation prior to the outstanding awards; moving 11.1 to follow Closed Session; and moving 9.1 to follow 11.1.

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

**1.4 – Inspirational Reading**

Michael Gallo cited two examples of students' perseverance at Technical Employment Training.

## **SESSION TWO - Special Presentations**

### **2.0 - Special Presentations**

Representatives from the San Bernardino School Employees Federal Credit Union presented a \$5,000.00 check to the District, which will help sponsor the second annual Community Gathering for Excellence. Earlier this year, the credit union also sponsored the District's Employee Gathering for Excellence.

### **2.1 - Outstanding Student, Parent, Volunteer, and Staff Awards**

The Board of Education honored students, parents, volunteers, and staff from Anderson School and Ramona-Alessandro, Anton, Arrowhead, Barton, Belvedere, Davidson, Del Rosa, and Emmerton Elementary Schools. The Board recognized these individuals for their outstanding accomplishments.

## **SESSION THREE – Public Comment**

### **3.0 - Public Comment**

Sheila Houston, Lytle Creek Elementary School teacher, extended an invitation to attend a Toastmasters meeting, Thursday, October 24, 4:45 to 5:45 p.m. at the SBTA Office. Ms. Houston reported that the club meets there every second and fourth Thursday of the month.

Nancy Sanchez-Spears, Gomez Elementary School teacher, expressed her concern that the Personnel Commission has eliminated the requirement of a high school graduation for some classified positions.

Abigail Medina thanked the District for supporting the Parent Leadership Institute. Mrs. Medina stated that placement in a GATE program matters. Her son became motivated and his grades improved after she transferred him from Henry Elementary School to the GATE program at Roosevelt Elementary School.

Emilie Ortiz stated that staff is not being properly trained to deal with bullying issues.

## **SESSION FOUR – Closed Session**

### **4.0 - Closed Session**

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

#### **Conference with Legal Counsel**

Anticipated Litigation

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Number of Cases: One

Vice President Gallo moved Action Item 11.1 forward on the agenda.

11.1 - Consideration of Suspension of the Revocation Proceedings for the Woodward Leadership Academy Charter

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

**APPROVING SUSPENSION OF REVOCATION PROCEEDINGS  
OF WOODWARD LEADERSHIP ACADEMY CHARTER**

**WHEREAS**, Woodward Leadership Academy (“Woodward” or “School”) is a charter school operated pursuant to a charter (the “Charter” or “Woodward Charter”) approved by the San Bernardino City Unified School District Board of Education (“SBCUSD Board” or “SBCUSD”) in accordance with the Charter Schools Act of 1992 (Ed. Code §47600, *et seq.*), which Charter was authorized in 2012 by the SBCUSD Board for a three (3) year charter term from July 1, 2012 through June 30, 2015; and

**WHEREAS**, Woodward is operated by Woodward Leadership Academy, Inc. (“WLA”), a California non-profit public benefit corporation that is responsible for Woodward’s compliance with its Charter; and

**WHEREAS**, the SBCUSD Board issued a Notice of Violations pursuant to Education Code section 47607(d) to Woodward on May 8, 2013, which stated that Woodward has: (1) violated the conditions and standards set forth in the Woodward Charter; (2) engaged in financial mismanagement; and (3) violated the law (“May 8, 2013 Notice”); and

**WHEREAS**, Woodward submitted a response to the Notice of Violations on June 11, 2013; and

**WHEREAS**, the SBCUSD Board held a public meeting on July 23, 2013, and voted to authorize the SBCUSD Superintendent of Schools Dr. Dale Marsden (“Superintendent”) to send a Notice of Intent to Revoke and Notice of Facts in Support of Revocation to Woodward in accordance with Education Code Section 47607(e); and

**WHEREAS**, Woodward received a Notice of Intent to Revoke and Notice of Facts in Support of Revocation dated July 23, 2013, which identified SBCUSD’s findings that Woodward has: (1) committed material violations of the conditions and standards set forth in the Woodward Charter; (2) engaged in fiscal mismanagement; and (3) violated provisions of law (“July 23, 2013 Notice”); and

**WHEREAS**, WLA submitted a variety of documents and information attempting to address the concerns identified in the May 8, 2013 and July 23, 2013 Notices (collectively, the “Notices”); and

**WHEREAS**, on August 20, 2013, the SBCUSD Board held a public hearing concerning revocation in accordance with Education Code section 47607(e). At the public hearing SBCUSD staff counsel outlined the reasons the SBCUSD Board should consider revoking the Charter. Ms. Miasha Turner, WLA Board President reiterated Woodward’s and WLA’s commitment to addressing the concerns identified in the Notices; and

**WHEREAS**, on September 17, 2013, the SBCUSD Board was scheduled to take action to revoke the Charter. At the meeting, Dr. Dale Marsden, District Superintendent stated his recommendation that the SBCUSD Board not pursue revocation against Woodward contingent upon Woodward and WLA agreeing to address the outstanding concerns of the SBCUSD staff; and

**WHEREAS**, Pastor Raymond Turner and Mr. Tommy Morrow represented to SBCUSD staff and the SBCUSD Board on September 17, 2013, they were authorized by the WLA Board to agree to the conditions specified by the District; and

**WHEREAS**, the parties recognize that Woodward and SBCUSD staff have worked diligently together to reach resolution of all concerns; and

**WHEREAS**, Woodward further reaffirms its commitment to resolve all outstanding concerns of SBCUSD, compliance with generally accepted accounting principles, and to operate the School in a fiscally sound manner and in full compliance with the law and the terms of the Charter ; and

**WHEREAS**, the SBCUSD Board on acted September 17, 2013, not proceed with the revocation process against Woodward at that time but instead provided an additional 30 days to remedy concerns identified in the Notices.

**WHEREAS**, SBCUSD continues to have serious concerns regarding the academic and fiscal wellbeing of the School and believes that the violations previously identified in the May 8 and July 23 Notices, of the law and Woodward’s Charter are not yet fully remedied, but is satisfied that Woodward is taking steps towards remedying the violations, therefore the SBCUSD, Woodward and WLA mutually agree that a suspension of the revocation proceedings is appropriate at this time;

**WHEREAS**, the SBCUSD Board has fully considered the request to suspend the revocation proceedings, and the recommendation provided by SBCUSD staff; and

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

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**BE IT FURTHER RESOLVED AND ORDERED** that the Governing Board of the SBCUSD hereby approves the MOU among Woodward, WLA, and SBCUSD, as attached hereto and incorporated herein by this reference as Exhibit "A."

**BE IT FURTHER RESOLVED AND ORDERED** that the Governing Board of the SBCUSD hereby suspends the revocation proceedings of the Woodard Charter in the manner set forth in and pursuant to the provisions of the MOU.

**EXHIBIT "A"**

**MEMORANDUM OF UNDERSTANDING  
BY AND AMONG  
THE SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT,  
WOODWARD SCHOOL  
AND  
WOODWARD LEADERSHIP ACADEMY, INC.**

This Memorandum of Understanding ("MOU") is made and entered into this 2<sup>nd</sup> day of October, 2013 by, between and among the, the San Bernardino City Unified School District ("SBCUSD"), the Woodward Leadership Academy ("Woodward" or "Charter School"), and Woodward Leadership Academy, Inc. ("WLA"). Hereinafter, SBCUSD, Woodward, and WLA shall be collectively referred to as "the parties."

WHEREAS, Woodward is a charter school operated pursuant to a charter (the "Charter" or "Woodward Charter") approved by the SBCUSD Board of Education ("SBCUSD Board") in accordance with the Charter Schools Act of 1992 (Ed. Code §47600, *et seq.*), which Charter was authorized on June 2012 by the SBCUSD Board for a three (3) year charter term from July 1, 2012 through June 30, 2015; and

WHEREAS, Woodward is operated by WLA, a California non-profit public benefit corporation that is responsible for Woodward's compliance with its Charter; and

WHEREAS, the SBCUSD Board issued a Notice of Violations pursuant to Education Code section 47607(d) to Woodward on May 8, 2013, which stated that Woodward has: (1) violated the conditions and standards set forth in the Woodward Charter; (2) engaged in financial mismanagement; and (3) violated the law ("May 8, 2013 Notice"); and

WHEREAS, Woodward submitted a response to the Notice of Violations on June 11, 2013; and

WHEREAS, the SBCUSD Board held a public meeting on July 16, 2013, and voted to authorize the SBCUSD Superintendent of Schools Dr. Dale Marsden ("Superintendent") to send a Notice of Intent to Revoke and Notice of Facts in Support of Revocation to Woodward in accordance with Education Code Section 47607(e); and

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WHEREAS, Woodward received a Notice of Intent to Revoke and Notice of Facts in Support of Revocation dated July 23, 2013, which identified SBCUSD's findings that Woodward has: (1) committed material violations of the conditions and standards set forth in the Woodward Charter; (2) engaged in fiscal mismanagement; and (3) violated provisions of law ("July 23, 2013 Notice"); and

WHEREAS, WLA submitted a variety of documents and information attempting to address the concerns identified in the May 8, 2013 and July 23, 2013 Notices (collectively, the "Notices"); and

WHEREAS, on August 20, 2013, the SBCUSD Board held a public hearing concerning revocation in accordance with Education Code section 47607(e). At the public hearing District staff counsel outlined the reasons the District Board should consider revoking the Charter. Ms. Miasha Turner, WLA Board President reiterated Woodward's and WLA's commitment to addressing the concerns identified in the Notices; and

WHEREAS, on September 17, 2013, the SBCUSD Board was scheduled to take action to revoke the Charter. At the meeting, the Superintendent stated his recommendation that the SBCUSD Board not pursue revocation against Woodward contingent upon Woodward and WLA agreeing to address the outstanding concerns of the SBCUSD staff; and

WHEREAS, the parties recognize that Woodward and SBCUSD staff have worked diligently together to reach resolution of all concerns; and

WHEREAS, Woodward further reaffirms its commitment to resolve all outstanding concerns of SBCUSD, compliance with generally accepted accounting principles, and to operate the School in a fiscally sound manner and in full compliance with the law and the terms of the Charter and this MOU; and

WHEREAS, SBCUSD continues to have serious concerns regarding the fiscal well-being of the School and believes that the violations previously identified in the Notices are not yet fully remedied, but is satisfied that Woodward is taking steps towards remedying the violations; and

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WHEREAS, Pastor Raymond Turner and Mr. Tommy Morrow represented to District staff and the District Board on September 17, 2013, they were authorized by the WLA Board to agree to the conditions specified by the District; and

WHEREAS, the SBCUSD Board on acted September 17, 2013, not proceed with the revocation process against Woodward at that time but instead provided an additional 30 days to remedy concerns identified in the Notices.

NOW THEREFORE, in consideration of the promises, covenants and agreements herein set forth, the parties hereby agree as follows:

1. The above-listed recitals are hereby incorporated herein by this reference.
2. This MOU shall constitute a valid and binding agreement among the SBCUSD, Woodward, and WLA. This MOU is incorporated into the Woodward Charter and made a part thereof as if set forth in full in the Charter. A violation of the MOU shall constitute a violation of the Charter.
3. Throughout this MOU and any attachments, exhibits, and/or appendices hereto, any and all references to Woodward School and/or Woodward and/or the Charter School and/or the School shall apply with full force and effect to Woodward Leadership Academy, Inc. and any and all references to Woodward Leadership Academy, Inc. or WLA or the corporation shall apply with full force and effect to Woodward School, and for all purposes related to this MOU or the operations of Woodward School, both Woodward and WLA shall be fully obligated to comply with the provisions of this MOU and any attachments, exhibits and/or appendices hereto, without regard to whether one or both of those entities is referenced or specifically listed or identified therein.
4. Woodward shall submit to the District all information addressing the concerns in the Notices by no later than October 5, 2013.
5. Woodward/BALI Management shall retain/employ an individual or entity to specifically address the fiscal concerns identified by District staff.

6. The parties acknowledge and agree that SBCUSD is not proceeding at this time with the revocation proceeding against Woodward that commenced with the issuance by SBCUSD of the May 8, 2013 Notice as Woodward has agreed to remedy the concerns of SBCUSD as set forth in this MOU.
7. The parties further acknowledge and agree that SBCUSD may proceed with the revocation process if at any time SBCUSD determines Woodward has (1) committed material violations of the conditions and standards set forth in the Woodward Charter, (2) failed to operate in accordance with generally accepted accounting principles or engaged in fiscal mismanagement and/or, (3) violated provisions of law, and to comply fully with the terms of this MOU would constitute a sound and valid basis for SBCUSD to proceed with revocation of the Woodward Charter.
8. If SBCUSD staff determines that Woodward has (1) committed material violations of the conditions and standards set forth in the Woodward Charter, including this MOU; (2) failed to operate in accordance with generally accepted accounting principles or engaged in fiscal mismanagement, including by a failure to fully comply with the terms of this MOU; and/or (3) violated provisions of law as identified in the Notices and/or directly related thereto and/or otherwise violated the terms and/or requirements of this MOU, the parties acknowledge and agree that SBCUSD is not required to recommence the process for charter revocation set forth in Education Code section 47607 and California Code of Regulations, title 5, section 11968.5.2, *et. seq.*, but rather, the parties mutually agree that SBCUSD Board may proceed with the revocation process against Woodward as follows. The parties expressly agree that the provisions of the dispute resolution process as set forth in the Charter have been satisfied:
  - a. At a public meeting the SBCUSD Board shall issue or authorize the Superintendent to issue a written notice to Woodward of the SBCUSD Board's intent to conduct a hearing to revoke the Woodward Charter if the SBCUSD Board finds that Woodward and/or WLA (1) committed a

material violation of the conditions and standards set forth in the Woodward Charter, including this MOU; (2) failed to operate in accordance with generally accepted accounting principles or engaged in fiscal mismanagement, including by a failure to fully comply with the terms of this MOU; and/or (3) violated provisions of law (“Notice of Hearing”). The Notice of Hearing shall include a description of the violation(s) to be considered by the SBCUSD Board at the public hearing and the date and time at which the SBCUSD Board will hold the public hearing concerning revocation. The Notice of Hearing shall be sent to Woodward at least fifteen (15) calendar days prior to the scheduled hearing.

- b. Woodward shall have the option to respond in writing to the Notice of Hearing, which written response shall be due to SBCUSD no later than 5:00 p.m. on the fifth (5<sup>th</sup>) calendar day after Woodward’s receipt of the Notice of Hearing.
  - c. The SBCUSD Board shall hold the hearing concerning revocation at the date and time specified in the Notice of Hearing. The SBCUSD Board may take final action on the revocation matter at the same meeting or at a subsequent regular or special meeting no more than thirty (30) calendar days after the hearing (or sixty (60) calendar days by written mutual agreement between the SBCUSD Superintendent or designee and Woodward). The SBCUSD Board’s final action shall include written factual findings supported by substantial evidence specific to Woodward that supports the SBCUSD Board’s findings.
9. This MOU shall remain in full force and effect through June 30, 2015, unless earlier terminated by specific agreement of all of the parties hereto. Provided, however, that in the event the Woodward Charter is revoked by the SBCUSD Board or the Woodward Charter is otherwise terminated, this MOU shall likewise terminate simultaneously.

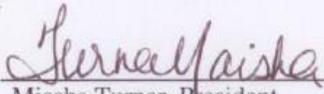
10. Woodward and WLA reserve all rights to appeal a revocation decision made by the SBCUSD Board in accordance with Education Code Section 47607(f) and pursue all available legal remedies.
11. This MOU shall be construed and enforced in accordance with the laws of the State of California and the terms of this MOU shall not be construed for or against either party by reason of the authorship of this MOU or any other rule of construction which might otherwise apply.
12. This MOU may be altered, amended, changed, or modified only by mutual agreement in writing executed by SBCUSD, Woodward, and WLA's duly authorized representatives with a specific reference to this MOU. Such amendments may be adopted and implemented by the parties at any time.
13. If, for any reason, any provision hereof shall be determined to be invalid or unenforceable, the validity and effect of the other provisions hereof shall not be affected thereby.
14. In the event of a conflict between a term of this MOU or the Charter and WLA's corporate bylaws or other rule, regulation or procedure of Woodward or WLA, the terms of the Charter and this MOU, in that order of priority, shall control.
15. No waiver of any provision of this MOU shall be deemed or shall constitute a waiver of any other provision, nor shall such waiver constitute a continuing waiver unless otherwise expressly stated.

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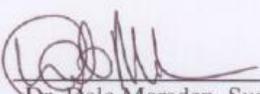
16. The persons executing this MOU on behalf of the parties hereto warrant that (i) such party is duly organized and existing, (ii) they are duly authorized to execute and deliver this MOU on behalf of said party, (iii) by executing this MOU said party is formally bound to the provisions of this MOU, and (iv) the entering into of this MOU does not violate any provision of any other agreement to which said party is bound.

IN WITNESS WHEREOF, the parties hereto have executed this MOU as of the date and year first above written.

WOODWARD LEADERSHIP ACADEMY/  
WOODWARD LEADERSHIP ACADEMY,  
INC.

By:   
Miasha Turner, President  
Woodward Leadership Academy  
Governing Board

SAN BERNARDINO CITY UNIFIED  
SCHOOL DISTRICT

By:   
Dr. Dale Marsden, Superintendent

Miasha Turner thanked the Board for their support. Pastor Ray Turner thanked the Board for their consideration and staff for working with them through their challenges.

Vice President Gallo moved Administrative Reports 9.1 and 9.2 forward on the agenda.

### **9.0 - Administrative Reports**

#### **9.1 - Required DELAC Tasks**

This item was postponed.

#### **9.2 - Citizens' Oversight Committee Annual Report**

In March 2004, the voters of San Bernardino approved the \$140 million Measure T Bond. By law, performance and financial audits are to be performed annually and all bond expenditures are monitored by an independent Citizens' Oversight Committee (COC) to ensure that funds are

spent as promised and specified. Per the COC's bylaws, the Committee shall present to the Board of Education the 2012-13 annual written report.

Marilyn Patterson, COC Chair, gave a brief report. Mrs. Patterson stated that based on the review of the annual financial and performance audit reports and information received at the meetings, the COC finds the District in compliance.

### **SESSION FIVE - Student Achievement**

#### **5.0 - Student Achievement**

##### **5.1 - Community Engagement Plan**

Linda Bardere, Communications Director, presented an update on the Community Engagement Plan (see page 40.1). Dr. Marsden complimented Mrs. Bardere for her organization and leadership and stated that at the first annual review of the plan, Dr. Lindsey Gunn reported that the District is farther along with the plan than any other district he has worked with.

### **SESSION SIX - Reports and Comments**

#### **6.0 - Reports and Comments**

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

Rebecca Harper invited the Board and Staff to attend a QEIA Symposium in Sacramento on November 7.

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

No report was given.

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

Ron Fletcher expressed his appreciation on comments he heard regarding resident subs, and he would like them to be funded at the District level. Mr. Fletcher reported that Los Angeles Unified requires their subs to watch a video on bullying and take a test annually. Mr. Fletcher reported that he attended the Safe Schools Task Force meeting. Mr. Fletcher asked what happened to Margaret Hill's request for a later starting date for secondary students. Mr. Fletcher asked why the District is entering into an agreement with a grant writer, because the District already has an agreement with a grant writer.

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6.4 - Report by San Bernardino School Police Officers Association

No report was given.

6.5 - Report by San Bernardino School Managers

Daniel Arellano reported that they will hold a fundraiser for scholarships on January 11, 2014, 8 a.m. to 2 p.m. in the Adult School parking lot. They will collect items for Goodwill.

6.6 - Comments by Board Members

Lynda Savage reported that she attended the Printing Services Open House and was impressed with what they are doing. Mrs. Savage suggested that staff consider establishing a career pathway there.

Danny Tillman reported that he will attend a conference regarding LCFF and asked staff to keep the Board informed on spending and the County's perspective. Mr. Tillman asked staff to ensure we are satisfying state LCFF requirements.

Bobbie Perong reported that she will not be able to attend the Gathering for Excellence event on November 1. Mrs. Perong requested that funds be put aside for parent and caregiver workshops. Mrs. Perong thanked staff for the response about the armed forces tattoo policy and asked what the policy is regarding body piercings.

Margaret Hill stated that the Community Engagement Plan is a great icon, but we need the money to support it. Mrs. Hill asked that the idea of a later starting time for high school students be considered during strategic planning. Mrs. Hill thanked Chief Paulino for the demonstration of the surveillance system and recommended that the District fund this. Mrs. Hill reported that the District doesn't provide case management anymore and asked that this program be reinstated.

Michael Gallo reported that he attended the James Irvine Foundation Board visit at Arroyo Valley High School. Mr. Gallo reported that the Launch Initiative will provide wraparound services and put people on the road to prosperity. Education is a key economic development strategy.

6.7 - Comments by Superintendent and Staff Members

Dale Marsden reported that URS donated \$5,000 to the District to support the Gathering for Excellence on November 1. The first Annual Latin American History Bee was held on October 8. On October 10, the James Irvine Foundation Board of Directors visited the Teaching Academy at Arroyo Valley High School and they felt inspired. Three District students were winners in the City Clerk's "San Bernardino Votes" scholarship competition. Alicia and Rocio

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Aguayo, seniors at Arroyo Valley High School, created a video, and Alejandra Davila, a junior at Cajon High School, created a postcard. Each winner will receive a \$500 scholarship.

Diane Bonjour, eighth grade science teacher at Serrano Middle School, is one of three San Bernardino County Teachers of the Year. The original Strategic Planning committee met on October 3, to review the progress to date. He spent two days last week with principals, staff and union leaders on Operational Strategic Planning. He will meet with Executive Cabinet for the next three days to do quarterly strategic planning and work on the budget.

6.8 - Book Study—*The Speed of Trust*, Core 2—Intent, What’s Your Agenda?

Board Members and the Superintendent continued their book study by discussing Core 2. The next step will revolve around Core 3—Capabilities.

**SESSION SEVEN – Public Comment**

**7.0 - Public Comment**

None.

**SESSION EIGHT - Administrative Presentation**

**8.0 - Administrative Presentation**

**8.1 - Staffing Comparison Report – Business Services Division**

Janet King, Director, Fiscal Services, reported on staffing and operational comparisons for the Business Services Division (see page 40.2).

Danny Tillman cautioned staff about reducing staff. It is important to keep a separation of duties and include checks and balances. Mr. Tillman recommended adding bar code scanners now. Mr. Tillman stated that the tiered structure for employees would have to go through the Personnel Commission.

Margaret Hill requested an organization chart showing which positions are vacant and which Mrs. King would like abolished.

**SESSION NINE - Administrative Reports**

9.3 - Follow Up on Requests and Questions from Board and Community Members, as of October 9, 2013

	Date of Request	Question/Request	Requested by	Assigned to	Anticipated Completion Date	Status/Remarks/Action
1	10/1/13	Consider using the Unconscious Bias program.	Rebecca Harper	Dr. Zamora	11/5/13	In Progress
2	9/10/13	Review the Crane Dental Clinic proposal.	Nancy Gutierrez	Dr. Mitchell	11/5/13	In Progress
3	9/10/13	Develop a plan so students' schedules aren't changed after three weeks.	Elsa Valdez	Dr. Vollkommer	11/5/13	In Progress
4	9/10/13 9/17/13	Enlarge the anti-bullying poster and print in color.	Emilie Ortiz Nancy Sanchez-Spears	Dr. Mitchell	11/19/13	Workshop scheduled for 11/19/13.
5	8/20/13	Consider mandatory workshops for bullies and their parents.	Brenda Daniels	Dr. Marsden	11/19/13	Workshop scheduled for 11/19/13.
6	8/20/13	Why aren't foreign language classes offered at Richardson and Rodriguez?	Brenda Daniels	Dr. Marsden	11/5/13	In progress
7	2/5/13 7/2/13	Consider installing video cameras in all classrooms.	Richelle Capozio Stephen Gianni	Dr. Vollkommer	11/5/13	Staff will work with SBTA to examine possibilities.
<b>EDUCATIONAL SERVICES – DR. ZAMORA</b>						
1	10/1/13	Notify principals about military requirements for Tier 1 and Tier 2 schools and allow students to return to their home school for graduation.	Mr. Tillman	Dr. Zamora	11/5/13	In Progress
2	10/1/13	Ask Apple to provide professional development at no cost.	Mrs. Penman Mr. Tillman	Dr. Zamora	11/5/13	In Progress
3	9/10/13	Show a comparison of QEIA or SIG schools' test scores to	Mr. Gallo	Dr. Zamora	11/5/13	In Progress

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	Date of Request	Question/Request	Requested by	Assigned to	Anticipated Completion Date	Status/Remarks/Action
		the other schools?.				
4	9/10/13	What is Hardy Brown School doing to get high test scores?	Mrs. Hill	Dr. Zamora	11/5/13	Staff will visit school on 10/1/13.
5	9/10/13	Inform students about the non-visible tattoo requirement for the military.	Mr. Tillman	Dr. Zamora	10/13	<b>Completed.</b>
6	8/20/13	Look into Massive Open Online Courses.	Mr. Tillman	Dr. Zamora	10/13	<b>Completed.</b>
7	8/6/13	Provide an update on the GATE program.	Dr. Flores	Dr. Zamora	11/5/13	In progress
8	8/6/13	Invite Robert Liguanti from West Ed for EL professional development.	Dr. Flores	Dr. Zamora	11/5/13	In progress
9	3/19/13	Show the alignment of benchmark 3 with CST performance.	Mr. Gallo	Dr. Zamora	Summer 2013	Response provided in 10/11/13 Board Correspondence. <b>Completed.</b>
<b>STUDENT SERVICES – DR. MITCHELL</b>						
1	9/17/13	Consider a student contest for anti-bullying posters.	Mrs. Perong	Dr. Mitchell	11/19/13	Workshop scheduled for 11/19/13.
2	9/10/13	Provide a list of what the District will purchase from Apple.	Mrs. Penman	Dr. Mitchell	11/5/13	In Progress
3	8/20/13	Provide a written report on bullying— what is policy, what information do principals receive, breakdown of incidents, consequences, timeline.	Dr. Flores Mrs. Penman	Dr. Mitchell	11/19/13	Workshop scheduled for 11/19/13.
<b>BUSINESS SERVICES – MRS. KING</b>						
1	10/1/3	Share the LCAP with Board before CBAC.	Mrs. Penman	Mrs. King	11/5/13	In Progress
2	10/1/13	What is the cost for Community	Mrs. Hill	Mrs. King	11/5/13	In Progress

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	Date of Request	Question/Request	Requested by	Assigned to	Anticipated Completion Date	Status/Remarks/Action
		Engagement Plan, arts & music, crossing guards, and sports programs?				
3	10/1/13	What is the process for negotiating with vendors?	Mr. Gallo	Mrs. King	11/5/13	In Progress
1	8/20/13	Schedule a Budget Committee meeting to discuss County budget letter.	Mr. Gallo	Mrs. King	To be determined	A budget hearing will be scheduled.
2	1/22/13	Contract with an agency to conduct a program evaluation.	Mrs. Penman	Mrs. King	11/13	Cabinet is completing an analysis.
<b>DEPUTY SUPERINTENDENT – DR. VOLLKOMMER</b>						
6	10/1/13	Look at supporting the resident sub program.	Mrs. Perong Mr. Tillman	Dr. Vollkommer	11/5/13	
1	9/17/13	Hold a job fair to advertise available positions for local residents.	Mr. Tillman	Dr. Vollkommer	To be determined	
2	8/20/13	Revisit having an Enrollment Center.	Dr. Flores	Dr. Vollkommer	11/5/13	In progress
<b>FACILITIES/OPERATIONS – MR. PEUKERT</b>						
1	8/20/13	Get an estimate to purchase emergency chillers.	Mr. Tillman	Mr. Peukert	11/5/13	In progress.
<b>SUPERINTENDENT – DR. MARSDEN</b>						
1	2/5/13	Have a workshop on School Services' report.	Mrs. Savage	Cabinet	Ongoing	Each division will give a report between 10/1/13 and 1/14/14.
2	6/4/13	Ask Jim Davenport to give a Board presentation on lobbying.	Mr. Gallo Mrs. Hill Mrs. Penman	Dr. Marsden	12/3/13	Scheduled for December 3 Board meeting. <b>Completed.</b>
3	4/2/13	Tell legislators that support charter schools they need to offer them a funding source to address cash flow problems.	Mr. Tillman	Dr. Marsden	11/5/13	Will share information with our state lobbyists.

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Michael Gallo recommended adding Margaret Hill's request to consider a later starting time for secondary students. Harold Vollkommer explained that it will be considered during discussions on the Learning Beyond the Boundaries strategy.

Danny Tillman stated that he is excited about the MOOC and asked staff to find a way to accommodate this.

### **SESSION TEN – Consent Calendar**

#### **10.0 - 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 10.4, 10.10, 10.21, and 10.37 were held for later consideration.

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

#### **BOARD OF EDUCATION**

##### **10.1 - Approval of Minutes**

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on September 17, 2013, be approved as presented.

#### **SUPERINTENDENT**

##### **10.2 - Agreement with San Bernardino County Superintendent of Schools for Participation in the Science Technology Engineering & Mathematics (STEM) Grant**

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with San Bernardino County Superintendent of Schools (SBCSS), for participation in the Science Technology Engineering & Mathematics (STEM) Grant, effective April 28, 2013, through October 31, 2013. The grant is for the implementation of a STEM project that will provide STEM learning opportunities in and out of school to current and future 8<sup>th</sup> grade students. The program encourages the students to think about their future, explore a variety of STEM careers, increase interest and participation in STEM, and build on students' 8<sup>th</sup> grade experiences by developing and enhancing transition support for student success at the 9<sup>th</sup> grade level and beyond

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in STEM. The grant is awarded to Del Vallejo Middle School for \$10,000.00, with the reimbursable amount deposited into Fund 01, Account No. 221.

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

10.3 - Renewal of the Agreement with Franklin Covey Client Sales, Inc., Salt Lake City, Utah, to Provide Speed of Trust Workshops and Materials for District Administrators

BE IT RESOLVED that the Board of Education approves renewing the agreement with Franklin Covey Client Sales, Inc., Salt Lake City, Utah, to provide speed of trust and associated materials for up to 70 participants, effective November 6, through November 7, 2013. Workshop fees are \$2,800.00 per day and \$137.00 for each participant's materials. The cost for services, not to exceed \$9,700.00, will be paid from Unrestricted General Fund – Strategic Planning Program, Account No. 094.

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

**DEPUTY SUPERINTENDENT**

10.5 - Agreement with Northern Arizona University, Flagstaff, Arizona, for a Student Teaching Fieldwork Agreement

BE IT RESOLVED that the Board of Education approves entering into an agreement with Northern Arizona University, Flagstaff, Arizona, for student teaching fieldwork agreement, effective January 1, 2014, through June 30, 2017. The District shall provide teaching experience through student teaching to schools and classes in the District under the direct supervision and instruction of District classroom teachers holding valid clear teaching credentials. Student Teaching is considered to be a full day of student teaching daily for five days a week for a minimum of eight weeks for elementary credential, and three periods a day for five days a week for a minimum of eight weeks for secondary credential. The student teacher must complete two sessions for a minimum total of 16 weeks. The University will pay the District a stipend at the rate of \$400.00 per semester of full-time student teaching. There is no cost to the District.

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

10.6 -Payment of Master Teachers – Azusa Pacific University

BE IT RESOLVED that the Board of Education approves payment for services as master teacher during the Spring 2013, as provided for in the Agreement with Azusa Pacific University, as follows:

LINDA MOORE      \$200.00      PAMELA WICHMAN      \$200.00

10.7 - Payment of Master Teacher – National University

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during the Winter 2013, as provided for in the agreement with the National University, as follows:

KIRBY, ROBERT      \$600.00

10.8 - Renewal of the Agreement with Azusa Pacific University, Azusa, California, for Counseling and Psychology Fieldwork and Clinical Training Agreement

BE IT RESOLVED that the Board of Education approves renewing the agreement with Azusa Pacific University, Department of School Counseling & Psychology, Azusa, California, for counseling and psychology fieldwork and clinical training for their students, effective December 1, 2013, through November 30, 2018. The overall goal of the fieldwork is to provide students with a level of clinical psychology training which will be more intensive, more extensive and more continuous than previously experienced in an academic setting. The District will designate appropriate personnel to coordinate and supervise the students' clinical training experience. There is no cost to the District.

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

10.9 - Renewal of the Agreement with Loma Linda University, Loma Linda, California, for Counseling and Psychology Fieldwork and Clinical Training Agreement

BE IT RESOLVED that the Board of Education approves renewing the agreement with Loma Linda University, School of Science and Technology – Department of Psychology, Loma Linda, California, for counseling and psychology fieldwork and clinical training agreement, effective December 1, 2013, through November 30, 2018. The overall goal of the fieldwork is to provide students with a level of clinical psychology training which will be more intensive, more extensive and more continuous than previously experienced in the academic setting. The District will designate appropriate personnel to coordinate and supervise the students' clinical training experience. There is no cost to the District.

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

**BUSINESS SERVICES DIVISION**

10.11 - Bid No. 14-13 Four Color Offset Printing Press

BE IT RESOLVED that Bid No. 14-13 Four Color Offset Print Press be awarded to the lowest responsible bidder, J.E. Halliday Sales, Inc., Huntington Beach, California.

BE IT ALSO RESOLVED that the District accepts the trade-in value offered for the Hamada B252A Print Press in the amount of \$8,000.00.

BE IT FURTHER RESOLVED that Debra Love, Director, Purchasing Department be authorized to sign all related documents.

10.12 - 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:

Gwendolyn Rogers  
Dr. Lori Caruthers Collins  
A. Majadi  
(Board Representatives, Department of Equity  
and Targeted Student Achievement)

To attend the 41<sup>st</sup> Annual Conference of the National Alliance of Black School Educators (NABSE) from November 13, through November 17, 2013, in Detroit, Michigan. Total cost, including meals and mileage per District guidelines, not to exceed \$2,900.00, will be paid from Accountability Department Account No. 536.

10.13 - Commercial Warrant Registers for Period from September 16, 2013 through September 30, 2013

BE IT RESOLVED that the Commercial Warrant Register for period from September 16, 2013 through September 30, 2013, 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.

10.14 - Establish Student Body Association at Little Mountain Elementary School

BE IT RESOLVED that the Board of Education approves the organization of a Student Body Association at Little Mountain Elementary School effective Fiscal Year 2013-14 in the San Bernardino City Unified School District.

10.15 - Extended Field Trip, California Cadet Corps Program, Statewide Academic/Athletic/Marksmanship Competition Camp, San Luis Obispo, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 90 California Cadet Corps Program students and 10 District employees, to attend the Statewide Academic/Athletic/Marksmanship Competition Camp, in San Luis Obispo, California, from November 1, through November 3, 2013. The cost of the trip, not to exceed \$9,000.00, including meals and lodging for 90 California Cadet Corps Program students and 10 District employees, will be paid by the State of California Military Department. Transportation provided by Charter bus, not to exceed \$6,000.00, will be paid by the State of California Military Department. Names of the students are on file in the Business Services office.

10.16 - Extended Field Trip, San Bernardino High School, Tarkanian Classic / Bishop Gorman High School Basketball Tournament, Las Vegas, Nevada

BE IT RESOLVED that the Board of Education approves the extended field trip for 11 San Bernardino High School students and four District employees to attend the Tarkanian Classic/ Bishop Gorman High School Basketball Tournament, in Las Vegas, Nevada, from December 18, through December 21, 2013. The cost of the trip, not to exceed \$2,659.85, including meals and lodging for 11 San Bernardino High School students and four District employees, will be paid from San Bernardino High School Boys Basketball Booster Account. Transportation provided by Express Van rental, not to exceed \$720.00, will be paid from San Bernardino High School Boys Basketball Booster Account. Names of the students are on file in the Business Services office.

10.17 - Payment for Course of Study Activities

BE IT RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2013-14 school year and approves payment to the following:

Debbie Price from Platt College for various presentations at San Andreas High School throughout the remainder of the 2013-14 school year, beginning October 28, 2013. The presentations will be made at no cost to the District.

Matthew Martinez from Summit Career College for various presentations at San Andreas High School throughout the 2013-14 school year, beginning October 28, 2013. The presentations will be made at no cost to the District.

Matthew Martinez from Summit Career College for various presentations at Sierra High School throughout the 2013-14 school year, beginning October 28, 2013. The presentations will be made at no cost to the District.

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Debbie Price from Platt College for various presentations at Sierra High School throughout the 2013-14 school year, beginning October 28, 2013. The presentations will be made at no cost to the District.

The Humane Society of San Bernardino Valley for various presentations at Newmark Elementary School titled "Humane Education Program" beginning December 2, 2013, throughout the month of February 2014. The presentations will be made at no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education ratifies payment to the following:

Bureau of Lectures & Concert Artists Inc., for two presentations titled "DEAFinitely Magic" on October 15, 2013. The cost, not to exceed \$550.00, will be paid from Juanita Blakeley Jones Elementary School Account No. 205.

10.18 - Renewal of the Agreement with Valley Oak Systems, Inc. dba AON e-Solutions, San Ramon, California, to Provide License and Maintenance and Support for iVOS® Hosting Services

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with Valley Oak Systems, Inc. dba AON e-Solutions, San Ramon, California, to provide a software license and maintenance and support for the iVOS® Hosting Services software for the District, effective July 1, 2013, through June 30, 2014. The iVOS® Hosting Services allows AON to review and make payment recommendations on medical treatment based on compliance with applicable fee schedules, and allows the District access to PPO networks that have negotiated contract rates with hospitals and providers. The cost for services, not to exceed \$30,000.00, will be paid from Restricted Fund 67 – Workers Compensation, Account 00D.

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

**EDUCATIONAL SERVICES**

10.19 - Agreement with California Association for Bilingual Education (CABE), Covina, California, for the 2-INSPIRE Program for Involvement of Parents in Education of their Children

BE IT RESOLVED that the Board of Education approves entering into an agreement with California Association for Bilingual Education (CABE), Covina, California, for the 2-INSPIRE Program, effective October 16, 2013, through May 30, 2014. The CABE 2-INSPIRE Program works with parents to increase their knowledge about schooling to ensure that the parents have vital information about high quality educational options for their children. The curriculum informs parents of their role in their children's education, works with parents to learn how to work with the information learned, and develop parent leadership skills to ensure their

participation and collaboration as part of the school community. The Program builds the capacity of schools to meaningfully engage parents in their children's education with the outcome being increased student achievement. The cost for services, not to exceed \$9,000.00, with \$5,850.00 paid from Unrestricted General Fund – English Learners and Support-Elementary, Account No. 261; and \$3,150.00 paid from English Learners & Support-Secondary, Account No. 262.

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

10.20 - Agreement with San Bernardino County Superintendent of Schools, as Part of the District Program Improvement Support to Provide Professional Development Workshops on Teaching with Technology

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with San Bernardino County Superintendent of Schools (SBCSS), to provide professional development workshops on Teaching with Technology, effective September 23, 2013, through June 30, 2014. The workshop is part of the District Program Improvement Support designed to support districts in responding to State and Federal sanctions placed on Districts receiving Title I, Part A, funding. The topics include Teaching with Technology in Common Core; iPad for Teaching and Learning; and Teaching with Technology in the Common Core Day I: Research, Information Literacy, and Curation. The cost for services, not to exceed \$42,000.00, shall be paid from Unrestricted General Fund – Common Core State Standards, Account No. 435.

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

10.22 - Renewal of the Agreement with California State University San Bernardino – Center for Enhancement of Mathematics Education for Professional Development Services for District Teachers and Administrators

BE IT RESOLVED that the Board of Education approves renewing the agreement with California State University San Bernardino (CSUSB), Center for Enhancement of Mathematics Education to provide 16 days of professional development services to District teachers and administrators, effective October 16, 2013, through June 30, 2014. The workshop will include meetings with the California Academic Partnership Program (CAPP) leaders to support planning and implementation, as part of the CAPP professional development requirement; and to plan for workshops and leadership meetings. Teachers will be able to analyze results of the MDTP, a diagnostic mathematics assessment tool and develop the ability to use assessments formatively, explore the meaning of the Standards for Mathematical Practice; gain a better understanding of how algebra and arithmetic are related and explore algebraic connections and multiple representations. The cost for services, not to exceed \$13,600.00, will be paid from Restricted General Fund – California Academic Partnership Program (CAPP), Account No. 310.

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

10.23 - Renewal of the Agreement with City of San Bernardino Employment and Training Agency (SBETA) One-Stop Career Center for Sponsorship of District Students to the City of Readers Program Events

BE IT RESOLVED that the Board of Education approves renewing the agreement with the City of San Bernardino Employment and Training Agency (SBETA) One-Stop Career Center, for sponsorship of five District students from Arroyo Valley, Cajon, Pacific, San Bernardino and San Geronio High Schools to the City of Readers Program event, effective October 16, 2013, through June 30, 2014. The students will serve under the direction of Sheri Becar, a District Teacher and City of Readers Coordinator. The activities include event preparation including the assembling of materials, setting up information booths, providing information to customers, planning and preparing community events, and reading to and tutoring students. The skills developed are customer service, multi-tasking, project timeline planning, event planning and communication skills. There is no cost to the District.

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

10.24 - Renewal of the Agreement with The College Board, New York, New York, for the Administration of the Early Participation Program to District Students

BE IT RESOLVED that the Board of Education approves renewing the agreement with The College Board, New York, New York, for the administration of the Early Participation Program to District students, effective October 16, 2013, through June 30, 2014. The Early Participation Program, which includes the Readiness Assessment, is an initiative to support the involvement of all students in the college-going process at an earlier age while there is still time to inform instruction and learning, and increase students' readiness for college expectations. The College Board supports this initiative by providing districts with access to additional savings and associated deliverables when districts pay to engage at least one entire grade of eighth graders and high school sophomore students in taking the ReadStep and PSAT/NMSQT tests. This will provide greater access to the tests and initiate students' earlier entry on the road to college. The cost for services, not to exceed \$48,836.50, will be paid from Unrestricted General Fund – Advanced Learner Program and Services, Account No. 117.

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

## **STUDENT SERVICES**

### **CAPS**

#### **10.25 - Renewal of the Agreement with Robbins Creative Content (RCC), LLC., Woodland, California, to Provide Grant Writing Services for the 21<sup>st</sup> Century Community Learning Center (21<sup>st</sup> CCLC) Program**

BE IT RESOLVED that the Board of Education approves renewing the agreement with Robbins Creative Content (RCC), LLC., Woodland, California, to participate in the writing of three grant proposals for the 21<sup>st</sup> Century Community Learning Center (21<sup>st</sup> CCLC) Program, effective October 16, 2013, through June 30, 2014. The services will include the professional and sophisticated writing of the grants to improve the District's chances for funding in an increasingly competitive 21<sup>st</sup> CCLC grant-seeking field. The experience and insight that comes from RCC will give the District a distinct advantage over other school districts competing for the same money as this is the last opportunity for 21<sup>st</sup> CCLC funding for the next two years. The cost for services, not to exceed \$34,000.00, will be paid from the Restricted General Fund – After School Education and Safety Program, Account No. 459.

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

### **Special Education**

#### **10.26 - Agreement with PresenceLearning, San Francisco, California, to Provide a Free and Appropriate Public Education (FAPE) to Eligible Special Education Students**

BE IT RESOLVED that the Board of Education approves entering into an agreement with PresenceLearning, San Francisco, California, to provide a Free and Appropriate Public Education (FAPE) in the form of speech and language services to mild-to-moderate special education students per their Independent Educational Program (IEP), effective October 16, 2013, through June 30, 2014. PresenceLearning as a non-public agency will provide up to five speech and language pathologists to assist with speech and language therapy services. Other services may include psychologists, social workers, counselors and occupational therapist services to provide supplemental educational services remotely or via the web and to partner students with identified or special needs services. The cost for services at \$75.00 per student for maintenance and support, and \$75.00 per hour for the speech services, with a total not to exceed \$150,000.00, will be paid from Restricted General Fund – Special Education-Central, Account 827.

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

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10.27 - Amendment No. 1 to the Agreement for Nonpublic, Nonsectarian School/Agency Services with Odell Young School, San Bernardino, California

BE IT RESOLVED that the Board of Education approves amending the agreement with Odell Young School, San Bernardino, California, approved by the Board on June 4, 2013, Agenda Item 7.42. This amendment is to change the name of the school from Odell Young School to Lynwood Learning Center, San Bernardino, California. 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.

10.28 - Amendment No. 1 to the Agreement with Lori Fletcher, Highland, California to Present a Series of WorkAbility Career Preparation Workshops

BE IT RESOLVED that the Board of Education approves amending the agreement with Lori Fletcher, Highland, California, approved by the Board on July 2, 2013, Agenda Item 6.74. This amendment is to cover the cost for expanded contract services which includes Lori Fletcher acting in the capacity of a WorkAbility I State Advisory Committee Secretary and for associated travel expenses. The cost of services is being increased by additional \$4,000.00 from the original contract amount of \$6,240.00 for a new contract amount of \$10,240.00. The additional cost will be paid from Restricted General Fund – WorkAbility I Program, Account No. 437. 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.

10.29 - Memorandum of Understanding with California State University San Bernardino – Fiscal Services to Provide On-Campus Employment Training to Special Education Students in the Working on Real Careers (WORC) Program

BE IT RESOLVED that the Board of Education ratifies renewing the Memorandum of Understanding with California State University San Bernardino (CSUSB), Fiscal Services to provide on-campus employment training to special education students participating in the Working on Real Career (WORC) Program, effective July 1, 2013, through June 30, 2017. The WORC Program provides complete supervision, job coaching and transition instruction and services to students. CSUSB staff will provide meaningful employment training to high school students with developmental delays though there is no direct supervision by the staff. Students in the Program will be paid for work experience through the Special Education Workability Program. There is no cost to the District.

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

10.30 - Renewal of the Agreement with Sean Dorsett, Moreno Valley, California, to Assist with Updating the Basics2 Curriculum for Special Education Teachers and Administrators

BE IT RESOLVED that the Board of Education approves renewing the agreement with Sean Dorsett, Moreno Valley, California, to assist with updating the Basics2 curriculum in preparation of the implementation of the Common Core State Standards (CCSS), effective October 16, 2013, through June 30, 2015. The Basics2 curriculum framework was designed and developed by Special Education teachers as a functional curriculum to help develop independence in students as adults. With the anticipated changes following the implementation of the CCSS, assistance is required to update the Basics Framework (Basics2 curriculum) and the Basic2Benchmark assessment program. The curriculum follows along these five domains: Functional Academics, Domestic, Community, Vocational and Recreation and Leisure domains. With each domain are goals and objectives for teachers to develop lesson plans for students from ages 24 months to 22 years. The cost for services, not to exceed \$5,280.00, payable at \$2,640.00 per year, will be paid from Restricted General Fund – Special Education-Central, Account 827.

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

**Youth Services**

10.31 - 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)11/12/1998 \*(S)2/11/2002 \*(S)11/27/1996 \*(S)4/25/1997 \*(S)12/16/1999 \*(S)2/6/2000  
\*(S)8/25/1999 \*(S)5/17/1997 \*1/3/1997

\*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.

10.32 - Student(s) Recommended for Suspension, but Remanded Back to School Sites or Had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction

BE IT RESOLVED that the following student(s) were recommended for suspension, but suspension is deemed inappropriate based on due process errors, insufficient evidence, and/or the availability of other means of correction in compliance with Education Code Section 48900. Therefore, although they were recommended for suspension, the suspension was reversed or modified.

11/13/1997

10.33 - 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:

6/15/2000

**FACILITIES/OPERATIONS DIVISION**

**Facilities Management**

10.34 - Amendment No. 2 to the Professional Services Agreement for Architectural and Engineering Services for DSA-Approved One Story Kindergarten-Type Classroom Buildings - Muscoy Elementary School

BE IT RESOLVED that the Board of Education approves amending the professional services agreement with ATI Architects and Engineers, for architectural and engineering services for DSA-approved one story kindergarten-type classroom buildings as part of the Overcrowding Relief Grant (ORG) program, effective through September 15, 2014. This amendment is needed at Muscoy Elementary School for additional architectural and engineering services required to redesign the fire alarm and security systems so that they are consistent with District standards. The cost, not to exceed \$3,000.00, plus approved reimbursables, will be paid from Funds 21, 25, 35, 40, and 98. 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. 2.

10.35 - Amendment No. 6 to the Professional Services Agreement for Architectural and Engineering Services for DSA Pre-Checked Two Story Classroom Buildings

BE IT RESOLVED that the Board of Education approves amending the professional services agreement with IBI Group for architectural and engineering services DSA pre-checked classroom buildings for the Muscoy, Vermont, and Lincoln Elementary Schools Overcrowding Relief Grant (ORG) project, effective through June 30, 2015. This amendment is needed at Vermont Elementary School for additional architectural and engineering services required to relocate an existing refrigeration unit that conflicts with the construction of the new one- and two-story classroom additions. The cost, not to exceed \$35,502.00, plus approved reimbursables, will be paid from Funds 21, 25, 35, and 40. 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. 6.

10.36 - Bid No. 06-13, Requirements Contract for Asphalt Paving and Repair; District-Wide

BE IT RESOLVED that bids were received from Ben's Asphalt, Inc., Santa Ana, California; United Paving Co., Corona, California; Universal Asphalt Co., Inc., Santa Fe Springs, California; and Wheeler Paving, Inc., Riverside, California; as follows:

<b><u>VENDOR:</u></b>	<b>Ben's Asphalt, Inc.; Santa Ana, California</b>	<b>United Paving Co.; Corona, California</b>	<b>Universal Asphalt Co., Inc.; Santa Fe Springs, California</b>	<b>Wheeler Paving, Inc.; Riverside, California</b>
<b><u>PROJECT COMPONENT:</u></b>				
<b><u>Part A; 2" Asphalt - Remove &amp; Replace Existing:</u></b>				
4,000 - 10,000 sf (\$ per sf x 10%)	\$ 0.23	\$ 0.19	\$ 0.18	\$ 0.24
10,000 - 25,000 sf (\$ per sf x 10%)	\$ 0.20	\$ 0.15	\$ 0.16	\$ 0.21
Over 25,000 sf (\$ per sf x 15%)	\$ 0.26	\$ 0.27	\$ 0.20	\$ 0.28
<b><u>Part B; 3" Asphalt - Remove &amp; Replace Existing:</u></b>				
4,000 - 10,000 sf (\$ per sf x 10%)	\$ 0.30	\$ 0.23	\$ 0.22	\$ 0.29
10,000 - 25,000 sf (\$ per sf x 10%)	\$ 0.28	\$ 0.21	\$ 0.20	\$ 0.27
Over 25,000 sf (\$ per sf x 15%)	\$ 0.36	\$ 0.30	\$ 0.27	\$ 0.36
<b><u>Part C; 4" Asphalt - Remove &amp; Replace Existing:</u></b>				
0 - 25,000 sf (\$ per sf x 10%)	\$ 0.30	\$ 0.28	\$ 0.28	\$ 0.32
<b><u>Part D; Aggregate Base</u></b>				
Deliveries, spread, remove, etc. (\$ per sf x 18%)	\$ 0.18	\$ 0.30	\$ 0.13	\$ 0.25

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<b>Part E; Redwood Headers - 2" x 4"</b>	-	-	-	-
(\$ per lf x 2%)	\$ 0.08	\$ 0.16	\$ 0.05	\$ 0.17
<b>Total Composite Price (100%) :</b>	<b>\$ 2.19</b>	<b>\$ 2.09</b>	<b>\$ 1.69</b>	<b>\$ 2.39</b>

BE IT ALSO RESOLVED that Bid No. 06-13, Requirements Contract for Asphalt Paving and Repair; District-Wide, be awarded as a single award to Universal Asphalt Co., Inc., Santa Fe Springs, California; the lowest responsive/responsible bidder meeting District specifications.

BE IT ALSO RESOLVED that work shall be performed on an as-required basis in accordance with the proposed cost schedule for an initial contract award period of one year, with an option to extend annually up to five years in total.

BE IT FURTHER RESOLVED that Debra Love, Director of Purchasing, be authorized to sign all related contractual documents.

10.38 - Request for Retention Reduction, Bid No. F08-13, Category No. 4 - Multi-Trade, New Construction for the George Brown Jr. Elementary School

BE IT RESOLVED that the Board of Education approves reducing the retention amount for KAR Construction, Inc., Bid No. F08-13, Category No. 4 - Multi-Trade, New Construction for the George Brown Jr. Elementary School, to 2.5%. 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 document.

**Nutrition Services**

10.39 - Cafeteria Warrant Register, September 1, 2013 through September 30, 2013

BE IT RESOLVED that the Cafeteria Warrant Register, September 1, 2013 through September 30, 2013, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes Adriane Robles, Nutrition Services Director; Tony DeMille, Interim Nutrition Services Program Manager; John A. Peukert, Assistant Superintendent, Facilities/Operations; or James Cunningham, Director, Accounting Services; to sign disbursements. Two signatures are required on all cafeteria warrants.

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10.4 - Agreement with California State University, Los Angeles, California, for Student Fieldwork and Counseling Fieldwork Agreement

Danny Tillman asked why the District doesn't work with California State University San Bernardino. Harold Vollkommer stated that the District also has an agreement with San Bernardino.

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

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with California State University Los Angeles (CSULA), Los Angeles, California, for student fieldwork and counseling fieldwork, effective October 1, 2013, through June 30, 2018. The agreement includes fieldwork practice experience through observation, participation, and guided practice to the students. The assignment of any student for fieldwork placement in schools or classes of the District shall be at the discretion of the University, with the agreement of the supervising classroom teacher. The length and specific activities of assignment will vary depending on the requirements of the Program. The District will designate appropriate personnel to coordinate and supervise the students' counseling and fieldwork training experience. There is no cost to the District.

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

10.10 - Acceptance of Gifts and Donations to the District

John Peukert added a donation of \$5,000 from URS Corporation, Los Angeles, California to be used for administrative costs towards the 2<sup>nd</sup> Annual Community Gathering for Excellence Event.

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

BE IT RESOLVED that the Board of Education acknowledges receipt of \$119.02, Target Take Charge of Education, Minneapolis, Minnesota; \$231.35, Target Take Charge of Education, Minneapolis, Minnesota; and \$5,000.00, URS Corporation, Los Angeles, California.

10.21 - Agreement with Various Service Providers for the Supplementary Educational Services to Eligible District Students

Bobbie Perong asked staff to make sure there is accountability. Matty Zamora reported that the state requires providers to have an accountability piece. Danny Tillman asked if we have input on who the parents choose. Dr. Zamora stated that we can ask for data, but don't have oversight unless we get egregious complaints.

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

BE IT RESOLVED that the Board of Education approves entering into agreement with the various service providers enumerated below for the supplementary educational services to eligible District students, effective November 20, 2013 through April 30, 2014. Per the provisions of No Child Left Behind (NCLB), 2001 U.S.C. Section 6316(e)(3), supplementary educational services is described as tutoring or other supplemental academic enrichment activities beyond the regular school day. The services are to students eligible for services in Title I schools and are not meeting State content standards in reading and math and are from low-income families. The cost for services, with a per pupil allotment of \$1,191.75 for the 2013-2014 fiscal year with an estimated total cost of \$4,266,465.00 will be paid from Restricted General Fund-No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524.

No.	Names and Locations of Service Providers	Estimated No. of Students	Total Amount
1	!!!1st Choice Android Smart-Phone Tutoring Corona, CA	10	\$11,917.50
2	!!!Apple iPad & Android Tablet Tutoring!!! Los Angeles, CA	10	\$11,917.50
3	!!# 1 At-Home Tutors, Inc. Los Angeles, CA	10	\$11,917.50
4	!#1 Touch-Screen Tablet Computer Tutoring Riverside, CA	20	\$23,835.00
5	!1 Computadora Gratis para Ti! Inc. Grandville, MI	10	\$11,917.50
6	!!A1 Tutoria Tablet Computer !! Beverly Hills, CA	10	\$11,917.50
7	!A+ C A T (Computer Assisted Tutoring) Malibu, CA	10	\$11,917.50
8	!ACE Tutoring Services, Inc. Riverside, CA	10	\$11,917.50
9	!Achieve Success, LLC Miami Shores, FL	10	\$11,917.50

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10	!Alpha! Innovation through Education Lancaster, CA	10	\$11,917.50
11	#1 A+ Student Learning Academy North Highlands, CA	10	\$11,917.50
12	#1 Educando con Tabletas Monterey Park, CA	10	\$11,917.50
13	#1 in Learning Online, Inc. Mission Hills, CA	10	\$11,917.50
14	1 2 3 Math and Reading, Inc. Los Angeles, CA	10	\$11,917.50
15	1-on-1 Learning with Laptops Los Angeles, CA	200	\$238,350.00
16	A Better Tomorrow Education La Mirada, CA	10	\$11,917.50
17	A Tree of Knowledge Educational Services Mission Hills, CA	10	\$11,917.50
18	ABC Phonetic Reading School, Inc. Phoenix, AZ	10	\$11,917.50
19	Able Academics LLC dba DBA Able Palmdale, CA	10	\$11,917.50
20	Academic Advantage Los Angeles, CA	100	\$119,175.00
21	Academic Goals, Inc. Gardena, CA	10	\$11,917.50
22	Academic Tutoring Services, Inc. Watsonville, CA	10	\$11,917.50
23	Accuracy Temporary Services, dba ATS Project Success Clinton Township, MI	10	\$11,917.50
24	Achievement Matters, Inc. Woodland Hills, CA	10	\$11,917.50
25	Advanced Reading Solutions LLC dba UROK Learning Institute Huntington Park, CA	10	\$11,917.50
26	All About Tutoring, LLC Victorville, CA	10	\$11,917.50
27	Alternatives Unlimited Ontario, CA	50	\$59,587.50
28	Amazing A Academics Rancho Cucamonga, CA	10	\$11,917.50
29	Applied Scholastics International Saint Louis, MO	10	\$11,917.50
30	Aspirar a la Educacion Chino, CA	10	\$11,917.50
31	Basic Educational Services Team, Inc. Menifee, CA	10	\$11,917.50

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32	Brain Hurricane, LLC Santa Fe Springs, CA	200	\$238,350.00
33	Brainiac Learning Los Angeles, CA	10	\$11,917.50
34	Carter, Reddy & Associates, Inc. Southfield, MI	10	\$11,917.50
35	Club Z! In-Home Tutoring Services Tampa, FL	10	\$11,917.50
36	Community College Foundation Sacramento, CA	10	\$11,917.50
37	Cyber Learning Menifee, CA	10	\$11,917.50
38	Datamatics, Inc. dba Achieve High Points Duluth, GA	20	\$23,835.00
39	Education Futures Corp. Huntingdon Valley, PA	10	\$11,917.50
40	Educational Advantage, LLC dba Xamaze In Home Tutoring San Dimas, CA	10	\$11,917.50
41	Elohim Dream Builders dba Dream Builders Tutorial Center Inglewood, CA	10	\$11,917.50
42	Empowerment Learning Services, LLC Las Vegas, NV	10	\$11,917.50
43	Friendly Community Outreach Center (FCOC) Oceanside, CA	10	\$11,917.50
44	Future Stars Tutoring Services Center Lakewood, CA	10	\$11,917.50
45	Gurukul LLC, dba Anytime Tutoring Evans, GA	10	\$11,917.50
46	Healthy Families Sacramento, CA	10	\$11,917.50
47	Higher Ground Program Moreno Valley, CA	10	\$11,917.50
48	ICES Education, LLC Long Beach, CA	10	\$11,917.50
49	Innovative Educational Programs, LLC Basking Ridge, NJ	10	\$11,917.50
50	Jones Reading & Math Clinics, Inc. Covina, CA	10	\$11,917.50
51	K12 Tutors Inc. Wilmington, CA	10	\$11,917.50
52	Keep Hope Alive Projects Cerritos, CA	10	\$11,917.50

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53	Knowledge Island, Inc. Lakewood, CA	10	\$11,917.50
54	Leading Edge Learning Center Riverside, CA	100	\$119,175.00
55	Leading Edge Tutors, Inc. Ladera Ranch, CA	10	\$11,917.50
56	Leading Edge Tutors, Inc., dba Adelante Online Learning Ladera Ranch, CA	10	\$11,917.50
57	Leading Edge Tutors, Inc., dba Educando Lideres Ladera Ranch, CA	10	\$11,917.50
58	iPad Tutoring LLC Los Angeles, CA	10	\$11,917.50
59	Learn It Online Baltimore, MD	1000	1,191,750.00
60	Learning Fundamentals Hesperia, CA	10	\$11,917.50
61	M & I Educational Consulting Network Long Beach, CA	10	\$11,917.50
62	Milestone Family Learning Center Carson, CA	20	\$23,835.00
63	Mobile Minds Inc. Dba Mobile Minds Tutoring Studio City, CA	10	\$11,917.50
64	One on One Learning Corp. Miami, FL	10	\$11,917.50
65	Phung & Associates dba Oxford Tutoring Center Riverside, CA	10	\$11,917.50
66	Preferred Choice Sacramento, CA	10	\$11,917.50
67	Professional Tutors of America, Inc. Brea, CA	10	\$11,917.50
68	Progressive Learning Santa Monica, CA	10	\$11,917.50
69	Project Life Impact San Bernardino, CA	10	\$11,917.50
70	Rocket Learning Rancho Cucamonga, CA	1,000	\$1,191,750.00
71	Studentnest, Inc. dba studentnest.com Fresno, CA	10	\$11,917.50
72	SurePrep Learning, LLC Scottsdale, AZ	200	\$238,350.00

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73	Syntelesys Educational Services, Inc., dba #1 Academia de Servicio de Tutoria Monterey Park, CA	10	\$11,917.50
74	Total Education Solutions South Pasadena, CA	10	\$11,917.50
75	TutoringOne Chino Hills, CA	10	\$11,917.50
76	Utimate Success Learning Los Angeles, CA	10	\$11,917.50
77	We Care San Jacinto Valley, Inc. Hemet, CA	10	\$11,917.50
78	You Can Do It Temecula, CA	10	\$11,917.50

BE IT ALSO RESOLVED that the Board of Education reserves the right to not enter into agreement, increase or decrease student participation with the service providers based on placement in the program by parents of participating students.

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

10.37 - Emergency Replacement of Three Air Conditioning Units at Chavez Middle School

Janet King reported that the original estimate for repairs was for \$45,000. The damage was more extensive than originally thought and the cost will be approximately \$75,000.00.

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

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 replacement of the 8.5, 5, and 4-ton air conditioning units as well as the interim installation of temporary air conditioning units at Chavez Middle School without advertising for or inviting bids. The total cost for these repairs is estimated not to exceed ~~\$45,000.00~~ \$75,000.00 and will be paid through the Joint Powers Agreement (JPA).

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.

Dr. Marsden asked Kennon Mitchell to respond to Mr. Fletcher's question about Consent Item 10.25. Dr. Mitchell stated that the District is at the end of a grant for CAPS funding. This grant

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writer specializes in these grants and will make us highly competitive for the \$12 to \$15 million in grants.

### **SESSION ELEVEN - Action**

#### **11.0 - Action Items**

##### **11.2 - Personnel Report #8, Dated October 15, 2013**

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

BE IT RESOLVED that the Personnel Report #8, dated October 15, 2013, be approved as presented (see page 40.3). 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.

### **SESSION TWELVE - Closed Session**

#### **12.0 - 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: Harold Vollkommer  
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 Performance Evaluation**

Title: Superintendent

###### **Anticipated Litigation**

(Government Code Section 54956.9(b)(1))

Number of Cases: Four

**SESSION THIRTEEN – Open Session**

**13.0 - Action Reported from Closed Session**

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

BE IT RESOLVED that the Board of Education approves the Settlement Authority #SS-13-14-07, in the amount of \$12,000.00.

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

**SESSION FOURTEEN - Closing**

**14.0 - Adjournment**

By the affirmative vote of the members, the meeting was adjourned at 9:35 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, November 5, 2013, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.