

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  
6/5/12**

May 1, 2012

5:30 p.m.

Present: President Barbara Flores; Vice President Michael Gallo; Board Members Margaret Hill, Bobbie Perong, and Danny Tillman; Interim Superintendent Yolanda Ortega; Chief Business and Financial Officer Mohammad Islam; Chief Academic Officer Eliseo Davalos; Assistant Superintendents Kennon Mitchell, John Peukert, and Harold Vollkommer. Minutes recorded by Administrative Assistant Jennifer Owens.

Absent: Board Members Judi Penman and Lynda Savage; and Associate Superintendent/Chief Administrative Officer Mel Albiso.

**SESSION ONE - Opening**

**1.0 - Opening**

**1.1 - Call to Order**

President Flores 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.

**SESSION TWO - Special Presentations**

**2.0 - Special Presentations**

**2.1 - Special Recognitions**

The Board of Education recognized Toni Smith, Arroyo Valley High School student who won first place in the CABA Student Art Contest. As a first-place winner, Toni received a \$1,500 prize and was recognized at the CABA Conference in Sacramento. The Board also recognized Gustavo Alvarez, the reigning Mr. Cardinal City from San Bernardino High School. Gustavo was recognized for his extraordinary community service.

2.2 - Recognition of Asian/Pacific-American Heritage Month

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

**WHEREAS** during the month of May 2012, the San Bernardino City Unified School District joins others in California and the United States in celebrating the contributions of Asian/Pacific-Americans; and

**WHEREAS** this observance allows us to consider the valuable contributions of Asian/Pacific-Americans to the growth and development of our great state and nation in the areas of agriculture, business, government, industry, literature, science, and the fine arts; and

**WHEREAS** the Board of Education of the San Bernardino City Unified School District serves many Asian/Pacific-American students and recognizes the cultural diversities among the different Asian/Pacific-American groups, including Bengali, Burmese, Cambodian, Chinese, Filipino, Hawaiian, Hmong, Indonesian, Japanese, Korean, Lao, Malayan, Okinawan, Thai, Pakistani, Vietnamese, Samoan, Asian-Indian, and others; and

**WHEREAS** the San Bernardino City Unified School District has a responsibility in promoting the knowledge and understanding that can be gained by all, regardless of race, through appropriate ceremonies and activities celebrating Asian/Pacific-American heritage;

**THEREFORE, BE IT RESOLVED** that the Board of Education of the San Bernardino City Unified School District declares May 2012 Asian/Pacific-American Heritage Month.

2.3 - Recognition of Cinco de Mayo

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

**WHEREAS** the date May 5, 1862, marks a vital and significant time in the battle for Mexican independence; and

**WHEREAS** promoting knowledge of the importance and meaning of this date, *Cinco de Mayo*, is necessary so that our students know about the bravery and courage displayed by the Mexican people in their struggle for independence; and

**WHEREAS** all students in our community need to be aware of Mexican history and how it affects the Mexican people north of the United States/Mexico border, as well as south of the border; and

**WHEREAS** we live in a diverse community in which all groups have shared in the American dream and made the sacrifices and contributions to make America a great country; and

**WHEREAS** a special recognition of the meaning of *Cinco de Mayo* is taking place in California and nationwide this month;

**THEREFORE, BE IT RESOLVED** that the Board of Education of the San Bernardino City Unified School District declares that schools in the District acknowledge the historical importance and heroism commemorated in the celebration of *Cinco de Mayo* and further that schools recognize the impact of Mexican culture and tradition on the history and friendship between Mexico and the United States.

#### 2.4 - Recognition of Day of the Teacher

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

**WHEREAS** the Board of Education of the San Bernardino City Unified School District is honored each year to participate with other school districts throughout California in declaring a day to celebrate teachers; and

**WHEREAS** countries throughout the world recognize the importance of teachers, and Mexico has set aside *Día del Maestro*, which is celebrated May 15; and

**WHEREAS** we honor the women and men who make such a vital contribution to our community and our nation by teaching, motivating, supporting, nurturing, and preparing children and youth to become productive citizens of the future; and

**WHEREAS** May 9, 2012, has been designated "The Day of the Teacher" in California, honoring the thousands of women and men who have chosen the education profession, have accepted positions in the public schools, and who are building exemplary careers in this field; and

**WHEREAS** being a good teacher goes far beyond the act of merely delivering facts and information; good teachers encourage students to learn and strive for success, develop in students lifelong skills on which the students' futures depend, and give

support and guidance to children and youth during the formative years of their lives; and

**WHEREAS** additionally, May 18, 2012, has been chosen as the day to honor teachers in the San Bernardino City Unified School District, who are second-to-none in their chosen profession;

**THEREFORE, BE IT RESOLVED** that the members of the Board of Education of the San Bernardino City Unified School District, acting on behalf of the residents of the City of San Bernardino, take this opportunity to express their gratitude and appreciation to the teachers of the School District for their service, dedication, and professional excellence in providing quality education to every student in this school system; and

**BE IT FURTHER RESOLVED** that May 18, 2012, be declared a day to honor and express appreciation to all members of the teaching staff of the District schools.

2.5 - Recognition of Classified Employees Appreciation Week (May 20 - 26, 2012)

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

**WHEREAS** in order for the San Bernardino City Unified School District to run efficiently and effectively, it must depend daily on the dedication and capabilities of employees in the Classified Service; and

**WHEREAS** more than 2,400 classified employees who work in various capacities ranging from instructional aides, computer technicians, and delivery drivers to library clerks and custodians, perform their duties with great pride and skill; and

**WHEREAS** classified employees work with commitment in forwarding the mission of the San Bernardino City Unified School District and thereby provide many benefits to this community, its schools, and the state of California; and

**WHEREAS** our School District joins the state of California in setting aside May 20-26, 2012, as a fitting time to honor classified employees and recognize their long and excellent service record;

**THEREFORE, BE IT RESOLVED** that the members of the Board of Education of the San Bernardino City Unified School District acknowledge the contributions of the District's classified employees and express the appreciation of the School District and the community for these important services; and

**BE IT FURTHER RESOLVED** that the Board of Education designates May 20-26, 2012, as a period of time set aside to spotlight the accomplishments of our classified employees.

Bobbie Perong asked that the District send something to the employees to let them know of the Board's resolutions.

### **SESSION THREE – Student Report/School Showcase**

#### **3.0 - Student Report/School Showcase**

##### **3.1 - Arroyo Valley High School**

Lucas Calderilla, Student Board Representative from Arroyo Valley High School, presented a report of activities taking place at the high school campuses during the month of May. Students from the Dance Company and Color Guard performed for the Board.

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

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

##### **4.1 - Temporary Borrowing Between Funds of the School District for Fiscal Year 2012-13**

The San Bernardino County Treasurer has allowed in the past school district payrolls to be paid, regardless of the district's cash balance. The Treasurer has notified the County Superintendent of Schools that it will allow payroll warrants to be drawn against specific funds even if that fund's cash balance are insufficient, as long as the aggregate cash balances in the district's funds are sufficient to cover the expense. This arrangement now requires district governing boards to pass and renew annually a resolution authorizing temporary interfund borrowing between funds.

President Flores opened the public hearing and asked if anyone wished to comment. Hearing no response, Dr. Flores closed the public hearing.

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

#### **RESOLUTION TO AUTHORIZE TEMPORARY BORROWING BETWEEN FUNDS OF THE SCHOOL DISTRICT**

**WHEREAS** the San Bernardino County Treasurer does not have authority to honor warrants drawn on school district funds with insufficient cash balances in the absence of an approved borrowing arrangement with the district; and

**WHEREAS** the governing board of any school district may direct that moneys held in any fund or account may be temporarily transferred to another fund or account of the district for payment of obligations as authorized by Education Code Section 42603; and

**WHEREAS** actual interfund transfers shall be accounted for as temporary loans between funds and shall not be available for appropriation or be considered income to the borrowing fund or account; and

**WHEREAS** amounts transferred shall be repaid either in the same fiscal year, or in the following fiscal year if the transfer takes place within the final 120 calendar days of a fiscal year;

**NOW THEREFORE, BE IT RESOLVED** that the Governing Board of the San Bernardino City Unified School District hereby authorizes, for fiscal year 2012-13, temporary transfers between all funds and authorizes the San Bernardino County Treasurer to honor warrants drawn on those funds, regardless of their cash balances, provided the aggregate cash balance of all District funds is positive.

**BE IT FURTHER RESOLVED** that the Governing Board of the San Bernardino City Unified School District hereby authorizes the Superintendent or his designee to approve any actual interfund transfers processed between the funds and requires that any actual transfer of funds pursuant to this resolution be ratified by the Board as soon as practicable.

## **SESSION FIVE - Administrative Reports**

### **5.0 - Administrative Reports**

#### **5.1 - Amendment to Board Policy 6146.1, First Reading**

[San Bernardino City USD](#) | [6000](#) | BP 6146.1 Instruction

### **High School Graduation Requirements**

The Board of Education desires to prepare each student to obtain a diploma of high school graduation in order to provide students with opportunities for postsecondary education and/or employment.

(cf. 5127 - Graduation Ceremonies and Activities)  
(cf. 5147 - Dropout Prevention)  
(cf. 5149 - At-Risk Students)  
(cf. 6143 - Courses of Study)

Board of Education Minutes  
May 1, 2012

(cf. 6146.3 - Reciprocity of Academic Credit)  
(cf. 6146.5 - Elementary/ Middle School Graduation Requirements)  
(cf. 6164.2 - Guidance/ Counseling Services)

### Course Requirements

To obtain a diploma of graduation from high school, students shall complete at least the following courses in grades 9-12, with each course being one year unless otherwise specified:

\* **Beginning with the 2012-13 freshman class and all succeeding classes**, students must complete ~~220~~ 230-credits for graduation. **The graduating classes of 2013, 2014, and 2015 must complete 230 credits for graduation.**

#### English/Language Arts

Forty (40) credits, grade 9-12. Four courses in English (Education Code 51225.3)

Education Code 51225.3 stipulates that "no student shall receive a diploma of graduation from high school, while in grades 9 to 12, inclusive, has not completed all of the following:

**Beginning in the 2012-2013, students identified as English learners shall receive an appropriate ELD course aligned to their identified language proficiency level (CELDT levels 1, 2, or 3) in addition to a grade level sheltered (SEI) English course (English 1, 2, 3, or 4). Students shall receive English credit for the sheltered (SEI) English course and shall receive elective credit for the aligned ELD course.**

**English learners who demonstrate proficiency in language development (CELDT levels 4,5) shall receive a grade level sheltered (SEI) English course (English 1, 2, 3, or 4) or may choose to take the A-G approved ELD 4 course for English credit in lieu of their grade level sheltered (SEI) English course.**

**English Learners who are Redesignated as Fluent English Proficient (RFEP) shall be enrolled in English 1, 2, 3, or 4 by grade level and are not required to receive ELD instruction. Students in need of literacy intervention shall be enrolled in English 1, 2, 3, or 4 in addition to a reading support course. The reading support course will count as elective credit.**

\* ~~Three courses in English.~~

~~Beginning in the 2008-2009 school year, ninth grade students in need of intervention for literacy development may be excused from their ninth grade English course requirement if they are enrolled in an intervention class that requires a two period block. The Board recognizes that students who are performing Below Basic or Far Below Basic in annual Standardized Tests in English/Language Arts while in secondary grades (7 through 12) and who are reading three or~~

Board of Education Minutes  
May 1, 2012

~~more years below their grade level are likely to not pass courses necessary for graduation nor pass the California High School Exit Exam (CAHSEE). In that these students represent those most likely to drop out of high school, the Board authorizes this substitution of the ninth grade English course with an intervention course that requires a double period block (approximately two hours daily) as a means of providing necessary support for students.~~

~~The Board recognizes the importance of a high school diploma as a means to pursue further academic preparation, vocational training, employment opportunities, and/or access to military service. While it is understood that direct admission from high school to a four year college or university within the University of California or the~~

~~California State University systems requires four years of college preparatory English, it is noted that college admission to these institutions may be jeopardized through this course substitution. Therefore, students who participate in the intervention course in grade nine will be provided opportunities to later access additional English credits for college admission in their subsequent high school years. English credit recovery options shall include additional English courses (during the regular school day and in lieu of elective courses), credit by examination, summer school, and/or computer based programs (i.e. NovaNet).~~

~~The substitution of the ninth grade English course will only apply to students in the most serious need. Eligible students are those who are three or more years behind in their academic literacy development, considered at risk of not passing the California High School Exit Exam (CAHSEE), and likely to not graduate from high school without extensive academic intervention. All other students must fulfill the four year English requirement outlined in this policy in order to obtain a high school diploma.~~

~~The Board stipulates that parents must be informed of this action's ramifications for college admission criteria and the potential benefits for their students' enrollment in the substitute intervention course. Parents/guardians of all eligible students will receive written notification and participation in the two period intervention course will only be provided to students with necessary parental/guardian consent.~~

(cf. 6142.91 - Reading / Language Arts Instruction)

### Mathematics

Thirty (30) credits, grade 9-12. Three courses in mathematics. (Education Code 51225.3)

Beginning in the 2003-04 school year, at least one mathematics course, or a combination of the two mathematics courses required for completion in grades 9-12, shall meet or exceed state academic content standards for Algebra I. (Education Code 51224.5)



Board of Education Minutes  
May 1, 2012

Completion, prior to grade 9, of algebra coursework that meets or exceeds state academic content standards shall not exempt a student from the requirement to complete three mathematics courses in grades 9-12. (Education Code 51224.5)

**Students in need of math intervention upon entering 9<sup>th</sup> grade shall be placed in an Algebra standards course and may also receive a math support course. The Algebra standards course shall receive math graduation credit and the math support class shall receive elective credit. The Algebra standards course will not meet the state requirement of algebra coursework that meets or exceeds state academic content standards for Algebra I. (Education Code 51224.5)**

(cf. 6011 - Academic Standards)  
(cf. 6142.92 - Mathematics Instruction)

#### Science

Thirty (30) credits, grade 9 -12. Three courses in science, including one year of biological science and one year of physical science, (Education Code 51225.3) plus one additional laboratory science (UC/CSU) or another science course of the students choice.

(cf. 6142.93 - Science Instruction)

#### Social Studies

Thirty (30) credits, grade 9-12. **Three courses in social studies including United States History and geography; world history, culture and geography; a one-semester course in American government and civics; and a one-semester course in economics. (Education Code 51225.3)**

\* ~~Four courses in social studies, including United States history and geography; world history, culture, and geography; a one-semester course in American government and civics; and a one-semester course in economics plus one course in World Geography.~~

#### Fine Arts/Foreign Language

Ten (10) credits, grade 9-12. One course in visual and performing arts, foreign language or American Sign Language. (Education Code 51225.3)

(cf. 6142.6 - Visual and Performing Arts Education)

#### Physical Education

Twenty (20) credits. Two courses in physical education, unless the student has been exempted pursuant to Education Code 51241. Ninth grade students must enroll in Physical Education. The second course may be taken in 10th, 11th, or 12th grade. (Education Code 51225.3)

(cf. 6142.7- Physical Education)

Board of Education Minutes  
May 1, 2012

### Additional Requirements

Twenty (20) credits in Career Development: career / technical courses, Cadet Corps, JROTC, ROP or advanced academic courses leading to future career interests.

Forty credits ~~units~~ from any combination of selected courses of interest.

Because the prescribed course of study may not accommodate the needs of some students, the Board shall provide alternative means for the completion of prescribed courses in accordance with law.

(cf. 6146.11 - Alternative Credits Toward Graduation)

(cf. 6146.2 - Certificate of Proficiency / High School Equivalency)

### Exit Exam for the Classes of 2006 and Later

Beginning in the 2005-06 school year, each student-completing grade 12 shall have successfully passed the state examination in language arts and mathematics as a condition of high school graduation to receive a diploma. (Education Code 60851, 60859)

(cf. 6146.4 - Differential Graduation and Competency Standards for Students with Disabilities)

(cf. 6159 - Individualized Education Program)

(cf. 6162.52 - High School Exit Examination)

Supplemental instruction shall be offered to any student who does not demonstrate "sufficient progress," as defined in Board policy, toward passing the exit examination. (Education Code 37252, 60851)

Students who have not passed one or both parts of the exit exam by the end of grade 12 shall have the opportunity to receive intensive instruction and services for up to two consecutive academic years after completion of grade 12 or until they have passed both parts of the exam, whichever comes first. (Education Code 37254)

(cf. 6176 - Weekend/ Saturday Classes)

(cf. 6177 - Summer School)

(cf. 6179 - Supplemental Instruction)

### Certificates of Completion

Students who have passed all the district's course requirements by the end of their senior year but are unable to pass the high school exit examination shall receive a certificate of completion in place of a diploma. Students who are to be awarded a certificate of completion may participate in all graduation activities and ceremonies. Graduation programs and the graduation ceremonies

Board of Education Minutes  
May 1, 2012

will make no distinction between those students awarded a high school diploma or a certificate of completion.

The Superintendent or designee shall regularly report to the Board regarding the number of students receiving a certificate of completion and the resources that have been offered to such students.

#### Retroactive Diplomas

The district may retroactively grant a high school diploma to a former student who was interned by the federal government during World War II or who is an honorably discharged veteran of World War II, the Korean War, or the Vietnam War, provided that he/she was enrolled in a district school immediately preceding the internment or military service and he/she did not receive a diploma because his/her education was interrupted due to internment or military service. (Education Code 51430)

In addition, the Board may retroactively grant a diploma to a deceased former student who satisfies the above conditions. The diploma shall be received by the deceased student's next of kin. (Education Code 51430)

#### Adult School Graduation Requirements

Effective September 1, 2004, the requirements for graduation from San Bernardino Adult School are specified as follows:

Students must complete 180 credits to earn a high school diploma at Adult School.

#### Subject area requirements

##### English:

Same as for Grades 9-12 requirements 4 years, 40 credits

##### Mathematics:

Same as for Grades 9-12 requirements 3 years, 30 credits

##### Science:

Same as for Grades 9-12 requirements 3 years, 30 credits

Board of Education Minutes  
May 1, 2012

Social Studies:

~~The World Geography A and B sequence is not required for the Adult School diploma. The state geography requirement is met through social science classes offered at San Bernardino Adult School.~~

All other requirements remain the same as for Grade 9-12 4 years, 40 credits

Career Development:

~~Computer Literacy/ Competency course is included within this category 2 years, 20 credits~~

Visual/Performing Arts or Foreign Language: 1 year, 10 credits

All other requirements remain the same as for Grade 9-12 4 years, 40 credits

~~Career Development:~~

~~Computer Literacy/ Competency course is included within this category 2 years, 20 credits~~

~~Visual/Performing Arts or Foreign Language: 1 year, 10 credits~~

Due to the statutory restrictions preventing adult education programs from providing foreign language classes for high school credit, only Art Appreciation A and B are available for the students at San Bernardino Adult School. Students who have completed Foreign Language class(es) prior to enrolling at San Bernardino Adult School will be granted credit toward meeting this requirement.

Electives

Electives include subjects from the curricular areas available at San Bernardino Adult School.

Students must also pass the California High School Exit Exam as enforced by the State Board of Education.

Adult education students who fulfill the district's graduation requirements shall receive a diploma of high school graduation.

(cf. 6146.1 High School Graduation Requirements)

Danny Tillman asked for clarification on the Algebra courses. Eliseo Davalos stated that Algebra Support is an elective course. Mr. Tillman asked why the new requirements will go into

effect for the class of 2016, and not earlier. Dr. Davalos stated that the requirements for the other classes are already in place and we don't grandfather them in. Mr. Tillman thanked Staff for the amendments and stated that it is about equity, especially since they are cutting summer school.

Margaret Hill asked why the amendments are being recommended. Dr. Davalos stated that they received a request from the Board to bring our requirements in line with neighboring and large and comparable school districts. Mrs. Hill stated that health science is not a required course, but some elements have to be incorporated. Barbara Flores asked Staff to find out where the health sciences will be incorporated.

#### 5.2 - Williams Deciles 1-3 Schools Quarterly Report

California Education Code section 1240 requires that the County Superintendent visit all deciles 1-3 schools (Williams monitored schools currently based on the 2009 Academic Performance Index [API]) identified in the county and report the results of his findings on a quarterly basis. Commencing with 2008-09, Education Code section 52055.740 (4) requires that the visits include Quality Education Investment Act schools (even if they are not currently identified as Williams monitored schools) as they are subject to meeting all of the Williams Settlement requirements.

The instructional materials sufficiency reviews, facilities inspections, School Accountability Report Card (SARC) reviews, and California High School Exit Examination (CAHSEE) site validation reviews (as appropriate) were conducted during the first quarter of the 2011-12 school year and the findings were reported in October 2011. The annual teacher assignment monitor and review process began November 30, 2011, and concludes by report to the California Commission on Teacher Credentialing on July 1, 2012. The final teacher assignment information will be provided in the fourth quarterly report.

There are no findings to report in the following areas:

1. Instructional Materials
2. School Facilities
3. SARC
4. Teacher Assignment

County Superintendent's findings are as follows:

5. CAHSEE Intensive Instruction and Services

The 2011-12 Valenzuela Documentation review was conducted to determine the extent to which pupils who have not passed the CAHSEE by the end of grade 12 are informed of their eligibility to receive CAHSEE intensive instruction and

services for up to two consecutive years after grade 12, and the extent to which pupils who have elected to receive services are being served for the Classes of 2010 and 2011.

Through their review, they have determined that our district is in compliance with the terms of the Valenzuela Settlement Legislation.

Margaret Hill reported that she serves on the Williams review committee and the District has done a great job during her visits.

### 5.3 - Budget Update

Mohammad Z. Islam, Chief Business and Financial Officer, reported that the Governor's May Revise will be out next week and he will provide a report to the Board. Staff is working on the SERP and he will bring a report to the Board on May 15 for action.

Danny Tillman asked if there is any news on the MAA reimbursement claims. Yolanda Ortega stated that they are working on it to find funding to restore the Board's top two priorities. Mr. Tillman stated that Staff should move forward with restoring the top two priorities if they are confident funding will be available. Barbara Flores expressed her support for that.

Bobbie Perong asked if the Board will get a report on which positions won't be replaced. Yolanda Ortega stated that the Board will receive a report on May 15.

Michael Gallo stated that there is Board consensus to send letters to parents notifying them that busing will be restored. Mrs. Ortega stated that they will send out letters once they are sure they will have the money. Mohammad Islam reported that the Board authorized a consultant to help with MAA reimbursements. We are confident we will get the maximum claims, but they need more time to go over the numbers.

Michael Gallo stated that the Board approved internal borrowing. Mr. Islam stated that it is for payroll. It is a cash flow issue. Mr. Islam will come back to the Board to request external borrowing. Danny Tillman asked if they considered borrowing from the County. Mr. Islam reported that the County doesn't have enough resources to help our district.

Barbara Flores reported that she heard districts may get funding restored for transportation and Transitional Kindergarten.

## **SESSION SIX – Other Matters Brought By Citizens**

### **6.0 - Other Matters Brought by Citizens**

It was the consensus of the Board to limit the topic of air filters to 30 minutes.

Ron Fletcher congratulated Barbara Flores who was recognized by the Riverside Latino Network as an outstanding woman in the Inland Empire. Mr. Fletcher asked the Board to consider not putting laid-off teachers on the substitute teacher roles until August 1. Yolanda Ortega stated that the District has an obligation to put them on the list in July. Harold Vollkommer stated that it is the law. We have to give them the first rights to substitute.

Olivia Phipps stated that she is a 12-year employee and Instructional Assistant. She and seven others received layoff notices. Ms. Phipps asked the District to consider placing them in vacant positions. Harold Vollkommer stated that they are looking at moving all Instructional Assistants into a similar position and are doing a job analysis.

Kenny Dorrance, 25-year employee, stated that Custodian III positions are being abolished. Mr. Dorrance stated that there are safety issues at Arrowview Middle School due to dirty conditions and the principal ignores the problem.

Steve Holt, 1<sup>st</sup> Vice President, CSEA, stated that the Board made a poor decision to abolish custodian positions. They will pursue litigation. The M&O Department as many managers and there are ways to save the custodian positions. The GPS service is expensive. They need fairness from the Board. The Board saved management jobs, but cut CSEA jobs. They are looking at pension spiking with the DA's office.

Tambra Trujillo, CSEA Secretary, reported that they offered a 5% salary reduction in the last and final proposal last September. They declared an impasse because the District planned to give perks to Staff. Danny Tillman stated that he never had a plan to give anyone a benefit. He fought to give raises to each group. The Board isn't heartless and tries to do what is fair.

Ken Housos, 25-year employee, stated that it is discriminatory that the District is eliminating Custodian III positions. The District has taken away management from M&O and given it to the school administrators who don't understand. This needs to go back to the old way and bring back the employees.

Rebecca Harper, SBTA President, thanked the Board for recognizing Day of the Teacher. They will be honored Thursday at the Monte Awards. Mrs. Harper also thanked the Board for recognizing Asian/Pacific-American Month and classified employees. Mrs. Harper asked Staff to look into an incident when an employee was disciplined the day after the employee was named at a Board meeting. Barbara Flores stated that Yolanda Ortega would follow up with her.

Board of Education Minutes  
May 1, 2012

Reuben Rivas, Casa Ramona Academy teacher, stated that the school has improved. There was a gain of 104 API points.

Teresa Flores-Lopez reported that she lives across from the rail yard and asked why the District is delaying on installing air filters at Ramona Alessandro Elementary School. This needs to be done.

Penny Newman from the Center for Community Action and Environmental Justice, stated that they have been trying to negotiate an agreement for a year. They have a standard agreement with the other District. The gag order on AQMD is unreasonable. They have \$1 million to install filters. Yolanda Ortega stated that we will follow up and give the Board the status. We have to get additional information and are working with our attorneys. It was the consensus of the Board to agendaize this with an action item. Michael Gallo expressed his hope that we are done with legal expenditures. Ms. Newman offered to pay attorney costs.

John Olvera, in-house attorney for AQMD, reiterated AQMD's commitment to bring this to the District. The funds are from a state court settlement. Agreements have been approved by the fund provider. The Board will be required to enter into a health study. The education and outreach are inconsistent and the court will want to know why the filters aren't being installed. Danny Tillman asked if the other agencies use the same agreements. Mr. Olvera stated yes, and most required indemnification. Mr. Tillman stated that if the other District agreed to this, we should move forward.

Derrick Alatorre, Assistant Deputy Executive Officer for AQMD, urged the District to work with them and Penny Newman's group. Mr. Olvera stated that a one-month delay would be okay.

Josie Gaytan, community organizer, stated that she tested Ramona Alessandro Elementary School and most students had asthma issues. They are getting the runaround.

Graciela Larios introduced a mother of a Ramona Alessandro Elementary School student who received a letter from the principal informing her that her son would be suspended for having unexcused absences. Her son has asthma and the filters would help her son from being absent from school. Kennon Mitchell stated that she received a standard letter asking why her son was absent with the warning of a SARB hearing, but not suspension. This follows the Education Code, due process, and state law. Danny Tillman asked what a parent can do. Dr. Mitchell stated that they can write a note. The District wants to know why a student is absent so they can offer services. Barbara Flores asked what the parent was told. Ms. Larios stated that the parent took her son to emergency and brought back a note. He had three unexcused absences. She got the letter and showed the school the note. The problem was resolved. Dr. Flores stated that Dr. Mitchell will follow up with the parent.



Board of Education Minutes  
May 1, 2012

Susana Negrete stated that her four children attended Ramona Alessandro Elementary School and they got asthma. She is glad this will be on an agenda and it will be an open session discussion.

Maria Birrueta stated she lives on 7<sup>th</sup> Street in front of Ramona Alessandro Elementary School. Her sons and grandsons went to that school and suffer from asthma and nose bleeds as a result of contamination. She volunteers at the school and realized how many are affected by contamination.

Idalia Chishiki stated that she retired in August 2011, and asked the Board to allow her to receive the SERP this year. She feels she is entitled to it because she served the District for 29 years. Barbara Flores stated that Yolanda Ortega would follow up with her.

Dr. Nancy Bohl-Penrod, Director of Counseling Team International, stated that her company has worked with the District for 28 years. They build personal relationships with employees. There is no co-pay and there are unlimited sessions.

Dr. Julie Rathbun from Counseling Team International stated that they have a personal commitment to District employees. They are flexible for crisis situations. Barbara Flores reported that Board members received a comparison of their services and they have to make difficult decisions.

Rudi Flores stated that he lives less than a mile from Ramona Alessandro Elementary School asked the Board to protect the children. Students have bloody noses and birds are dying.

Carmen Mena stated that African American students at San Gorgonio High School aren't getting enough attention and support. They are not doing well academically.

Elsa Arevalo, Vice President of DELAC, stated that she wanted to clarify comments she made during the superintendent search meetings. She said that it was not necessary that the new Superintendent is bilingual. She is sorry that she mentioned that the Assistant Superintendent came from another district. Ms. Arevalo asked the Board to hire a superintendent from inside the District.

Erika Delgado stated that it is important to have a good relationship with the District. She wants to be a DELAC member and asked the Board members to vote for her in June.

Carl Greenwood stated that it is a hardship to hear how many people are going to lose their job and homes due to the layoffs. They wouldn't be here if the District accepted their proposal. When money came back, CSEA didn't get any of it.

Gil Navarro, education advocate, stated he has a business license in San Bernardino. Some parents pay him, some don't. Mr. Navarro reported that he met with the San Gorgonio High School principal and staff. Mr. Navarro asked the Board to make a change at San Gorgonio. San Gorgonio does not have an RTI in place.

## **SESSION SEVEN - Reports and Comments**

### **7.0 - Report by Board Members**

Bobbie Perong requested quarterly reports on charter schools. Mrs. Perong asked for help with getting her email address listed on the District website. Mrs. Perong reported that she attended the dress rehearsal of *Annie Get Your Gun* and is going to attend the Mr. Cardinal pageant on May 5. Mrs. Perong announced that her son is going to graduate from Cal State San Bernardino next month.

Margaret Hill congratulated Mrs. Perong and thanked her for asking Staff to do something to notify employees of the Board's resolutions to recognize them. Mrs. Hill reported she attended the Family Reading Rally on Saturday and asked that the District try to get more African American parents and students to attend. Mrs. Hill announced that Sandra Rodriguez was recognized as Principal of the Year by ACSA Region 12. Mrs. Hill stated that she is active in the Highland YMCA and they raised \$80,000 this year. At an Entrepreneurial Procurement event, a representative from Dupoint reported that he called the District three times and no one returned his calls.

Danny Tillman asked for a discussion on litigation and expenses on May 15. Mr. Tillman recommended using legal counsel only when we actually have to. Barbara Flores stated that sometimes staff has to use attorneys. Yolanda Ortega stated that many issues come up weekly to look at contracts or other issues that don't come to the Board. She can give a list of attorneys and what they are used for.

Barbara Flores thanked Kennon Mitchell for the anti-bullying information he provided. She is hopeful that staff is implementing it. Dr. Mitchell stated that administrators receive training. Dr. Flores reported that she attended a NSBA meeting last week representing NALEO. Dr. Flores requested a report on counselors' duties, responsibilities, student ratios, issues they address, and yearly evaluations. Sandra Cisneros, author of "Understanding Waldorf Education," will make a presentation at the University of California, Riverside.

Danny Tillman reported that he will attend the SANDABS Legislative Night on May 11. Kevin Gordon will make a presentation on the budget and Mr. Tillman recommended other Board members attend as well.

Board of Education Minutes  
 May 1, 2012

7.1 - Legislative Update

None.

**8.0 - Report by Superintendent and Staff Members**

Yolanda Ortega announced that due to the timing of the Administrative Law Judge’s decision, we need to hold a special Board meeting on May 10. It was the consensus of the Board to hold the meeting at 4 p.m.

**8.1 - Tracking and Response Mechanism to Follow Up on Requests and Questions from Board and Community Members, as of April 25, 2012**

		Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
	1	4/17/12	Keep the Read 180 Program and Ms. Rojas at Warm Springs Elementary School. The principal yells at her and the rec aides.	Oliva Duran	Eliseo Davalos Kennon Mitchell 4/18/12	May 15, 2012	
	2	4/17/12	The Dual Immersion program at Arrowview Middle Schools is not being implemented properly.	Lester Cedeno	Eliseo Davalos 4/18/12	May 15, 2012	
	3	4/17/12	Her AVID teacher at Arrowview belittled her dad, a substitute teacher was disrespectful, and she was suspended for four days because she defended herself without fighting back.	Tabitha Cedeno	Harold Vollkommer 4/18/12		Response provided in Confidential Board Correspondence
	4	4/17/12	Her son’s counselor at San Bernardino High School won’t help her help her son.	Laura Garcia	Kennon Mitchell 4/18/12		Response provided in Confidential Board Correspondence

Board of Education Minutes  
 May 1, 2012

	5	4/3/12	Allow DAAAC to present an annual report. Form a committee for GATE parents.	Abigail Medina	Eliseo Davalos 4/4/12	May 3, 2012	
	6	4/3/12	She was treated unfairly at San Gorgonio High School. She had 13 F's and teachers didn't help her.	Sonia Fernandez	Eliseo Davalos 4/4/12	May 3, 2012	
	7	4/3/12	She is concerned that African American students don't have any mandated strategies.	Valeria Dixon	Eliseo Davalos 4/4/12	May 3, 2012	
	8	4/3/12	What is the process for dealing with bullying?	Mario Suarez	Kennon Mitchell 4/4/12		Policy and matrix provided in Board Correspondence. Dr. Mitchell will send letter to Mr. Suarez.
	9	4/17/12	Help advertise the DonorsChoose.org to the teachers.	Joe Guerra 357 W. 2 <sup>nd</sup> #3 SB 92401	Linda Bardere 4/18/12		Information was included in <i>eNewslink</i> , posted on the District's website, and shared with principals at the April Management Team meeting.
**	10	4/17/12	Can we streamline matriculation with Valley College?	Danny Tillman	Eliseo Davalos Kennon Mitchell 4/18/12	May 15, 2012	
**	11	4/3/12	Add a link on the District website for the Khan Academy.	Danny Tillman	Eliseo Davalos 4/4/12	May 3, 2012	

Board of Education Minutes  
May 1, 2012

*	12	4/17/12	Compare Santa Ana District's demographics and A-G participation with ours.	Danny Tillman	Eliseo Davalos 4/18/12	July 3, 2012	
*	13	4/3/12	Notify the community which charter schools are not District schools. Caution principals to not refer students to charter schools that aren't accredited.	Danny Tillman	Eliseo Davalos 4/4/12	May 3, 2012	
*	14	4/3/12	Provide a description of activities and programs at schools' parent centers.	Barbara Flores	Eliseo Davalos 4/4/12	May 3, 2012	
	15	4/17/12	Look at achievement data for Options for Youth students. Do their teachers have due process rights?	Rebecca Harper	Eliseo Davalos 4/18/12		
	16	4/17/12	Does the District have a Cisco virtual program?	Ron Fletcher 2769 Akron Street	Eliseo Davalos 4/18/12		
	17	4/17/12	What is the process for LAT meetings?	Barbara Flores	Eliseo Davalos 4/18/12		
	18	4/17/12	How can we integrate technology partnerships in the District?	Michael Gallo	Eliseo Davalos 4/18/12		
	19	4/3/12	How many schools have parent participation plans?	Barbara Flores	Eliseo Davalos 4/4/12	May 3, 2012	
	20	4/3/12	Provide a copy of schools' parent participation plans.	Barbara Flores	Eliseo Davalos 4/4/12	May 3, 2012	
	21	4/3/12	How many schools have parent centers?	Barbara Flores	Eliseo Davalos 4/4/12	May 3, 2012	
	22	4/3/12	Recommend that Staff read <i>Detracking for Excellence and Equity</i> .	Barbara Flores	Eliseo Davalos 4/4/12	May 3, 2012	

Board of Education Minutes  
 May 1, 2012

	23	3/20/12	Submit RFIs for best practices and innovations we are doing to the Department of Education.	Michael Gallo	Eliseo Davalos 3/26/12	April 30, 2012	In Progress
	24	4/3/12	Provide a comparison of the cost and counseling services provided by The Counseling Team, Health Net, and Kaiser	Barbara Flores	Mohammad Islam 4/4/12		In Board Correspondence
*	25	4/17/12	A bully slapped Steve Gutierrez's cousins and he was beaten up after school for defending them. He was suspended. School Police said that they would have to arrest him if they filed a report.	Gil Navarro 985 Kendall Dr., SB 92407	Kennon Mitchell 4/18/12		Response provided in Confidential Board Correspondence
*	26	4/17/12	Provide a report on the Gutierrez incident.	Danny Tillman	Kennon Mitchell 4/18/12		Response provided in Confidential Board Correspondence
	27	4/17/12	Invite Molina Care to make a presentation at a Management Team meeting.	Margaret Hill	Kennon Mitchell 4/18/12		
	28	4/17/12	What is the protocol for scheduling IEP meetings?	Margaret Hill	Kennon Mitchell 4/18/12		
**	29	3/6/12	Change the organization chart to reflect the current positions.	Board Consensus	Yolanda Ortega 3/7/12		In Board Correspondence

Board of Education Minutes  
 May 1, 2012

*	30	4/17/12	Have administrators attend Board meetings to give their side of the story when parents express their concerns.	Margaret Hill	Yolanda Ortega 4/18/12		In Board Correspondence
*	31	4/17/12	After the debriefing meetings, send the follow up report to Board members to prioritize the top 10.	Yolanda Ortega	Yolanda Ortega 4/18/12		Completed on April 18, 2012
*	32	3/6/12	Agendize a program effectiveness review process.	Michael Gallo	Yolanda Ortega 3/7/12		On the May 1 agenda.
	33	4/17/12	Consider using Share Point to prioritize the follow up requests.	Michael Gallo	Yolanda Ortega 4/18/12		
	34	4/3/12	Agenize student achievement updates for every Board meeting.	Board Consensus	Yolanda Ortega 4/4/12	May 15, 2012	
	35	3/20/12	Agendize the Request for Consultant Services form.	Michael Gallo	Yolanda Ortega 3/21/12		On the May 1 agenda.
	36	2/7/12	Provide the grid, based on Board criteria, the Cosca Group will use to rank Superintendent candidates.	Board Consensus	Jennifer Owens 2/8/12	May 1, 2012	TCG will provide the grid when they begin the candidate review.
	3	4/3/12	She offered to partner with the District on health issues.	Penny Newman PO Box 33124 Jurupa Valley	John Peukert 4/4/12	May 30, 2012	Staff is in the process of finalizing an agreement with Ms. Newman.
	38	4/3/12	How many people would you survey for the bond?	Judi Penman	John Peukert 4/4/12		400 voters
	39	4/3/12	Is it possible to exempt low income people from the bond?	Michael Gallo	John Peukert		It is not legal to exclude certain taxpayers from paying the bond if enacted.

Board of Education Minutes  
 May 1, 2012

	40	3/20/12	Provide security at Wong Elementary School to prevent thefts when staff is not there.	Judi Penman	John Peukert 3/27/12		Response provided in Confidential Board Correspondence.
*	41	4/17/12	When will cafeteria workers be hired?	Carl Greenwood	Harold Vollkommer 4/18/12		

**SESSION EIGHT - Legislation and Action**

**9.0 - Consent Items** *(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.

No items were held for further consideration.

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

**BOARD OF EDUCATION**

**9.1 - Approval of Minutes**

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on April 3, 2012, be approved as presented.

**BUSINESS SERVICES DIVISION**

**9.2 - Acceptance of Gifts and Donations to the District**

BE IT RESOLVED that the Board of Education acknowledges receipt of \$1,000.00, Get Ahead Writing, Fullerton, California; \$1,000.00, Toshiba America Foundation, New York, New York; \$5,000.00, Lowe's Charitable and Educational Foundation, Mooresville, North Carolina; and \$5,006.40, The Vanir Foundation, Sacramento, California.



9.3 - Amendment No. 1 of the Agreement with BLX Group, LLC, Los Angeles, California, for Arbitrage Rebate Compliance Services

BE IT RESOLVED that the Board of Education approves amending the agreement with BLX Group, LLC, Los Angeles, California, approved by Board on June 16, 2009, Agenda Item 9.60. The amendment is necessary to add \$4,000.00 to the original fee of \$8,000.00 for an aggregate total not to exceed amount of \$12,000.00, and to extend the term of the agreement to June 30, 2013, for Arbitrage Rebate Compliance Services for Bond Series C (2004 General Obligation Bonds) and Arbitrage Rebate Report. The additional fee will be paid from the Unrestricted General Fund, Facilities/Community Service, Account No. 086. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign all related documents.

9.4 - 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:

Jose Morales  
Eufemia Morales  
(Parents, Board Representatives, Roosevelt Elementary School)

To attend the California Association for Bilingual Education (CABE) Conference in Riverside, California on May 2, 2012. The cost, including meals and mileage per District guidelines, not to exceed \$180.00, will be paid from Roosevelt Elementary School Account No. 501.

Alma Lopez  
Maria De La Rosa  
(Parents, Board Representatives, Lytle Creek Elementary School)

To attend the California Association for Bilingual Education (CABE) Conference in Riverside, California on May 2, 2012. The cost, including meals and mileage per District guidelines, not to exceed \$210.00, will be paid from Lytle Creek Elementary School Account No. 501.

Greg Blanco  
(Board Representative, St. Adelaide School)

To attend the 2012 National Conference on Differentiated Instruction, in Las Vegas, Nevada, July 9, through July 13, 2012. The cost, including meals and mileage per District guidelines, not to exceed \$2,100.00, will be

paid from Categorical Programs Department  
Account No. 536.

To be paid a stipend of \$150.00 per day for a  
total of five days. The total stipend, not to  
exceed \$750.00, will be paid from Categorical  
Programs Department Account No. 536.

9.5 - Commercial Warrant Registers for Period from April 1, 2012 through April 15, 2012

BE IT RESOLVED that the Commercial Warrant Register for period from April 1, through April 15, 2012, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes James Cunningham, Accounting Services Director, David Moyes, Accounts Payable Supervisor; Derek Harris, Interim Employee Benefits Director; or Mohammad Z. Islam, Chief Business and Financial Officer, to sign disbursements.

9.6 - Extended Field Trip, Mt. Vernon Elementary School, Outdoor Science School Camp, Running Springs, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 45 Mt. Vernon Elementary School students and five District employees to attend the Outdoor Science School Camp, in Running Springs, California, from May 8, through May 11, 2012. The cost of the trip, not to exceed \$25,000.00, including meals and lodging for 45 Mt. Vernon Elementary School students and five District employees, will be paid from sponsorship by the Orange County Department of Education. Transportation provided by Charter Coach, not to exceed \$1,197.50, will be paid from Mt. Vernon Elementary School Account No. 501. Names of the students are on file in the Business Services office.

9.7 - Extended Field Trip, Arrowview Middle School, Joshua Tree Jumbo Rocks Science Club Camp Out, Joshua Tree National Park, California

BE IT RESOLVED that the Board of Education approves the extended field trip for ten Arrowview Middle School students, one adult chaperone, and three District employees to attend the Joshua Tree Jumbo Rocks Science Club Camp Out, in Joshua Tree National Park, California, from May 11, through May 13, 2012. The cost of the trip, not to exceed \$650.00, including meals and lodging for ten Arrowview Middle School students, one adult chaperone, and three District employees, will be paid from Arrowview Middle School ASB Science Club Funds. Transportation will be provided by three District employees using private vehicles, at no cost. Names of the students are on file in the Business Services office.

9.8 - Extended Field Trip, San Gorgonio High School, 2012 CIF State Track and Field Championships, Clovis, California

BE IT RESOLVED that the Board of Education approves the extended field trip for seven San Gorgonio High School students and four District employees to attend the 2012 CIF State Track and Field Championships, in Clovis, California, from May 31, through June 3, 2012. The cost of the trip, not to exceed \$5,304.00, including meals and lodging for seven San Gorgonio High School students and four District employees, will be paid from San Gorgonio High School INAP Account No. 203. Transportation provided by Express Van Rental, not to exceed \$1,400.00, will be paid from San Gorgonio High School INAP Account No. 203. Names of the students are on file in the Business Services office.

9.9 - Extended Field Trip, CAPS Central Programs, Alpine Meadows Camp and Retreat Center, Angelus Oaks, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 45 CAPS Central Programs students, four adult chaperones, and three District employees to attend the Alpine Meadows Camp and Retreat Center, in Angelus Oaks, California, from June 11, through June 13, 2012. The cost of the trip, not to exceed \$16,982.50, including meals and lodging for 45 CAPS Central Programs students, four adult chaperones, and three District employees, will be paid from CAPS Central Programs ASSETS Budget No. 566. Transportation provided by Durham School Services, not to exceed \$3,000.00, will be paid from CAPS Central Programs ASSETS Budget No. 566. Names of the students are on file in the Business Services office.

9.10 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the addition of \$266,008.98 in the budgeting of revenues for the restricted program, RDA Highland (121).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$55,876.28 in the budgeting of revenues and expenditures for the restricted program, ESEA Title I (501/524).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$47.00 in the budgeting of revenues and expenditures for the restricted program, Preschool Staff Development (594).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$1,066,104.00 in the budgeting of revenues and expenditures for the restricted program, Special Education – Mental Health Services (807).

9.11 - 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 2011-12 school year and approves payment to the following:

Drumtime Young Programs for two presentations titled “The Drum Assembly” on May 22, 2012. The cost, not to exceed \$1,200.00, will be paid from Lincoln Elementary School Account No. 450 and Account No. 501.

Go The Distance Productions for one assembly titled “No Bullying or Teasing” on May 31, 2012. The cost, not to exceed \$595.00, will be paid from Wilson Elementary School ASB funds.

PMMPnP (Preferred Mobile Music N’ Promotional Events, Inc.) for a motivational presentation on May 11, 2012. The cost, not to exceed \$4,370.00, will be paid from Rodriguez PREP Academy Account No. 039.

Brian Jeffrey from Los Osos High School for a presentation titled “Stand Up” on May 8, 2012. The cost, not to exceed \$1,500.00, will be paid from Arroyo Valley High School Account No. 481.

All for KIDZ Inc. Producers for a presentation titled “The Ned Show Character Development Assembly” on May 7, 2012. The presentation will be free of charge.

Gabriela Romero from San Bernardino Community College District for various presentations titled “Economic Development Presentations” at Sierra High School throughout the remainder of the 2011-2012 School year, beginning May 3, 2012. The presentations will be made at no cost to the District.

Isaac T. Flores from WyoTech for various presentations titled “WyoTech Career Presentations” at Sierra High School throughout the remainder of the 2011-2012 school year, beginning May 3, 2012. The presentations will be made at no cost to the District.

C.J. Jones from DeVry University for various presentations at Sierra High School throughout the remainder of the 2011-2012 school year, beginning May 8, 2012. The presentations will be made at no cost to the District.

Gabriela Romero from San Bernardino Community College District for various presentations titled “Economic Development Presentations” at San Andreas High School throughout the remainder of the 2011-2012 school year, beginning May 10, 2012. The presentations will be made at no cost to the District.

9.12 - Sale of Used District Covered Electronic Waste (CEW/Non-CEW)

BE IT RESOLVED that the Board awarded RFP 11-09 for the Sale of CEW/Non-CEW to eWaste Center, Inc., Commerce, CA, on August 4, 2009, to include the purchase of additional CEW/Non-CEW equipment and peripherals for recycling from the District for a one (1) year term, and all extensions, not to exceed five (5) years. During the awarded term, the District will present new Board approved computer and peripheral surplus lists to the awarded bidder with option to buy CEW at \$.21 per pound and Non-CEW at \$.03 per pound. Proceeds from the sale shall be deposited into the Warehouse Recycling Fund.

BE IT FURTHER RESOLVED that in accordance with California Education Code Section 17545, the Board of Education declares the following items as surplus to District needs and are unsatisfactory or no longer suitable for school use: List of Salvage Computer Equipment and Peripherals dated April 3, 2012.

**EDUCATIONAL SERVICES**

**Curriculum and Instruction**

9.13 - Acceptance of the Revised Charter Renewal Petition from Casa Ramona Charter Academy

BE IT RESOLVED that the Board of Education accepts the revised charter renewal petition submitted by Casa Ramona Charter Academy.

9.14 - Facilities Use Agreement with Jerry Lewis Swim Center, San Bernardino, California

BE IT RESOLVED that the Board of Education authorizes Riley Elementary School to enter into a facilities use agreement with the Jerry Lewis Swim Center, San Bernardino, California, for an end-of-year swim party on June 7, 2012. The total cost, not to exceed \$300.00, will be paid from the Unrestricted General Fund—INAP Elementary, Account No. 205.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign all related documents.

9.15 - 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:

Sandy Simpson, Los Osos, California, to provide five days of GATE Certification training, effective June 4, through June 8, 2012. The training will focus on proficient achievement for all, building rigor through critical and analytic thinking, conceptual writing, motivation, tiered

choices, enrichment and differentiation. The fee, not to exceed \$4,500.00, will be paid from the Unrestricted General Fund—Educational Services, Account No. 031.

Catapult Learning West, Camden, New Jersey, to conduct an inservice focused on using interactive whiteboards to enhance instruction at Holy Rosary Academy, effective June 20, through June 30, 2012. The inservice will focus on a hands-on, interactive demonstration of how to incorporate technology into lesson and activity planning, as well as assessments. The cost, not to exceed \$5,195.00, will be paid from the Restricted General Fund—Title II, Part A (Teacher Quality), Account No. 536.

Children’s Resources, Fontana, California, to provide parenting classes, effective May 3, through May 31, 2012. Parents will become knowledgeable about character development, acquire strategies to promote self-esteem and build confidence, and learn ways in which they can support teachers and school efforts for the improved performance of their children. The cost, not to exceed \$3,300.00, will be paid from the Restricted General Fund—Medi-Cal Billing, Account No. 585.

Kristine S. Kaufman, Upland, California, approved by Board on January 10, 2012, Agenda Item 10.21, to assist in preparation for and participation in the California Department of Education Special Education Self Review (SESR). The amendment is necessary to add \$10,000.00 to the original fee of \$13,750.00 for an aggregate total not to exceed \$23,750.00. The additional fee will be paid from the Restricted General Fund-Special Education Central, Account No. 827. All other terms and conditions remain the same.

J Taylor Education, Las Vegas, Nevada, to provide a one-day workshop on Incorporating Depth, Complexity and Content Imperatives into the Core Curriculum to Create Differentiated Learning Experiences, effective May 5, 2012. The fee, not to exceed \$1,500.00, will be paid from the Restricted General Fund-Elementary Secondary Education Act Title I, Account No. 501.

9.16 - Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability

BE IT RESOLVED that the Board of Education approves the Waiver of CAHSEE Passage Requirement for Students with a Disability.

9.17 - Rescission of the Renewal of the Agreement with Carney Educational Services, Palmdale, California to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education rescinds its approval to renew the agreement with Carney Educational Services, Palmdale, California, as approved by Board on October 18, 2011, Agenda Item 9.52. The provider was not selected to provide supplementary educational

services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign all related documents.

**Student Services**

**9.18 - 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 2011-2012 school year:

5/2/1993	6/13/1994	3/16/1996	1/31/1996	6/6/1997	3/3/1997
4/6/1995	1/7/1994				

**9.19 - 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)8/11/1995	*(S)11/12/1996	*(S)4/24/1998	*(S)3/31/1997	*(S)12/8/1997	*(S)1/31/1997
*(S)10/31/1999	*(S)9/23/1998				

\*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.

9.20 - 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.

3/4/1996      12/21/1999

9.21 - Student(s) Recommended for Expulsion, but Remanded Back to the School Sites 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 expulsion, but expulsion is deemed inappropriate based on due process errors, insufficient evidence, and/or the availability of other means of correction in compliance with the Education Code section 48900. Therefore, although they were recommended for expulsion, the expulsion is not granted:

2/23/1996

9.22 - 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."

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:

9.23 - 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:

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.



9.24 - 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:

9.25 - Failure to Recommend Mandatory Expulsion 48915

BE IT RESOLVED that the following school(s) have failed to adhere to Education Code Section 48915. Principals are required by Education Code to report guns, brandishing a knife, sexual assault, possession of an explosive device, and/or the sale of an illegal substance. The following school(s) have not followed this Education Code requirement:

9.26 - Petition to Expunge, Rescind, or Modify Expulsion

8/11/1997

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 DIVISION**

**Facilities Management**

9.27 - Amendment No. 2 to the Agreement with Anderson Architecture for Architectural and Engineering Services for the H. Frank Dominguez Elementary School Project

BE IT RESOLVED that the Board of Education approves amending the agreement with Anderson Architecture, for architectural and engineering services at the H. Frank Dominguez Elementary School. This amendment is to provide additional services including revision of construction documents and DSA submittal/approval for updating selected HVAC, fire alarm and audio/visual equipment deemed obsolete and no longer manufactured. The cost, not to exceed \$16,400.00, plus approved reimbursables, will be paid from Funds 21, 25, and 35. All other terms and conditions remain the same.

Board of Education Minutes  
May 1, 2012

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 2.

9.28 - Amendment No. 2 to the Agreement with California Construction Management, Inc. for Construction Management Services for the Indian Springs High School New Construction/Old Curtis Middle School Modernization Project

BE IT RESOLVED that the Board of Education ratifies amending the agreement with California Construction Management, Inc., for construction management services for the Indian Springs High School New Construction/Old Curtis Modernization Project, previously approved through February 28, 2012. This amendment is needed due to project delays caused by unforeseen conditions in the Building R staff kitchen remodel, demolition of masonry and installation of a new exterior door required by the Fire Marshall, as well as agency approval and construction required for new street improvements due to an existing utility pole and will extend the ending date through June 30, 2012. The cost, not to exceed \$238,968.00 plus approved reimbursables, will be paid from Funds 21, 25, 35, and 40.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 2.

9.29 - Approval of Agreement with the Replacement Contractor, RND Contractors, Inc. for the George Brown Jr. Elementary School Project, Bid No. F08-13, Category No. 06 - Structural Steel and Metal Decking

BE IT RESOLVED that the Board of Education approves the agreement with replacement contractor, RND Contractors, Inc., for the George Brown Jr. Elementary School Project, Bid No. F08-13, Category No. 6 – Structural Steel and Metal Decking, for a not-to-exceed cost of \$396,750.00 and will be paid from Funds 21, 25, 35, and 40. This total includes an additional \$7,250.00 due to the unavailability of the original metal decking specified by the architect. First National Insurance Company of America has agreed to pay the difference between the original contractor's price (\$343,640.00) and RND Contractor's price (\$389,500.00) in the amount of \$45,860.00, plus liquidated damages. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to execute said agreement and to complete all documents necessary to complete the Project.

9.30 - Tender Agreement with Safeco Insurance Company of America for Great West Constructors, Inc. on the Mt. Vernon, Rio Vista, and Roosevelt Elementary Schools Modernization Project, Bid No. F08-06 (Group 2)

BE IT RESOLVED that the Board of Education approves the final Tender Agreement with Safeco Insurance Company of America (Safeco), the surety for Great West Constructors, Inc., general contractor on the Mt. Vernon, Rio Vista, and Roosevelt Elementary Schools Modernization Project (Group 2). Both the District and Safeco agree that the District is entitled to assess 233 days of liquidated damages for a total of \$233,000.00 and that Safeco is entitled to a credit in the amount of \$211,064.40 for outstanding Great West change order work. The difference, \$21,935.60, plus the already agreed upon amount of \$961,830.20 for a total of \$983,765.80 will be paid by Safeco to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to execute said Tender Agreement and to complete all documents necessary to complete the Project.

*Nutrition Services*

9.31 - Amendment No. 5 to Service Agreements with Temporary Labor Companies to Provide Nutrition Services Personnel

BE IT RESOLVED that the Board of Education approves amending the service agreements with Arrow Staffing and Manpower to provide temporary Nutrition Services' personnel as needed for the preparation, service, and clean up at District sites; as well as other nutrition services' duties as required. This amendment is for an additional \$400,000.00 for continued staffing and to extend the ending date through December 31, 2012, unless critical vacant positions are filled first. The new total cost, not to exceed \$2,300,000.00, will be paid from Nutrition Services Cafeteria Account No. 92.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 5.

9.32 - Change to Nutrition Services' Signature Authority

BE IT RESOLVED that the Board of Education approves revoking signature authorization for cafeteria warrants for Larry Lobaugh, Nutrition Services Program Manager, and to approve cafeteria warrants signature authorization to Tony DeMille, Interim Nutrition Services Program Manager, effective July 1, 2012.

BE IT FURTHER RESOLVED that the Board of Education authorizes John A. Peukert, Assistant Superintendent, Facilities/Operation; Adriane Robles, Nutrition Services Director;

Tony DeMille, Interim Nutrition Services Program Manager; Mohammad Z. Islam, Chief Business and Financial Officer; or James Cunningham, Accounting Services Director, to sign disbursements, effective July 1, 2012. Two signatures are required on all cafeteria warrants.

9.33 - Delegation of Purchasing Authority - Nutrition Services Department

BE IT RESOLVED that the Board of Education, per Education Code Section 17605, authorizes Ponciano Vidaurri, while working out of class as Nutrition Services Assistant Director, and Gina Martin, Secretary III, to sign purchase orders for non-biddable supplies and services directly related to food and food products, and biddable products directly related to food and food products effective July 1, 2012, through June 30, 2013.

BE IT FURTHER RESOLVED that the Board of Education, per Education Code Section 17605, authorizes Lisa Falcone and Joanna Nord, Nutrition Services Administrative Analysts, and Becky Hickey, Nutrition Services Buyer, to sign purchase orders under \$15,000.00 for non-biddable supplies and services directly related to food and food products, and biddable products directly related to food and food products effective July 1, 2012, through June 30, 2013.

10.0 - Action Items

10.1 - Resolution Conditionally Approving Renewal of the Charter for Public Safety Academy of San Bernardino by the Governing Board of the San Bernardino City Unified School District

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

**Resolution Conditionally Approving  
Renewal of the Charter for  
Public Safety Academy of San Bernardino  
by the Governing Board of the San Bernardino City Unified School District**

**WHEREAS**, pursuant to Education Code section 47600, *et seq.*, the Governing Board of the San Bernardino City Unified School District (“District Board”) is required to review and consider authorization and/or renewal of charters under the District Board’s oversight; and

**WHEREAS**, pursuant to Education Code section 47607(a)(2), requests for renewal of a charter are governed by the standards and criteria in Education Code section 47605; and

**WHEREAS**, on or about July 1, 2007, the District Board approved the Charter for the Public Safety Academy of San Bernardino (“PSA” or “Charter School”) to serve students in grades nine through twelve, for a five-year term ending June 30, 2012; and

**WHEREAS**, on or about March 9, 2012, PSA submitted a request for renewal of its Charter, (Request); and

**WHEREAS**, a public hearing on the request for renewing to the Charter was conducted on April 3, 2012, pursuant to Education Code section 47605, at which time the District Board considered the level of support for the renewal of the Charter by teachers employed by the District, other employees of the District, and parents; and

**WHEREAS**, the District staff, including experts from the District's various departments, has reviewed and analyzed all information received with respect to the request for renewal of the Charter and information related to the operation and potential effects of the PSA Charter, including speaking to and meeting with PSA representatives relative to the request for renewal. Pursuant to that analysis, the District staff determined that the Request included a variety of issues and deficiencies as identified in the staff report; and

**WHEREAS**, the District staff analyzed the revised Request submitted by PSA on March 23, 2012. Pursuant to that analysis District staff had determined some issues and deficiencies remain with respect to the Request and, based on that review, has made a recommendation to the District Board that revisions to the Charter be made prior to final approval of the revised Charter; and

**WHEREAS**, the District Board has fully considered the request for renewal of the PSA Charter and the recommendation provided by District staff; and

**WHEREAS**, the District Board finds that certain changes and revisions to the Charter are necessary to support the request for renewal. The District administration is pursuing the implementation of such changes and revisions, but certain additional changes and revisions remain necessary to support the material revisions. Such changes and revisions are to be made and the Charter Petition brought to the District Board on or before June 19, 2012, for final approval; and

**WHEREAS**, in reviewing the request for renewal of the PSA Charter, the District Board has been cognizant of the value provided to the community by PSA during the time that it has been operating pursuant to the Charter granted by the District Board; and

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED AS FOLLOWS**, that the Governing Board of the San Bernardino City Unified 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 Governing Board of the San Bernardino City Unified School District hereby conditionally approves the Request subject to necessary changes being made to the Petition and brought back to the District Board for final consideration by June 19, 2012.

1. The District Board determines that should the changes not be made to the District's satisfaction and brought back to the District Board for final consideration by June 19, 2012, the approval is terminated, unless the District Board deletes the condition or extends the deadline for compliance therewith.

2. In order for the District Board to consider the revised Petition, the revised Petition must be submitted to the Superintendent for administrative review and consideration on or before June 1, 2012. PSA shall submit clean and redlined versions of the Charter (indicating all revisions made to the Charter from that being conditionally approved) as well as an electronic (Microsoft Word format) version of the revised Charter. The final revised Charter shall be submitted to the District in accordance with a timeline established by the Superintendent or designee.

**BE IT FURTHER RESOLVED AND ORDERED** that the Superintendent or designee is authorized to work with PSA to revise and modify the specifics and details of these required revisions prior to bringing the revised Charter back for District Board consideration.

#### 10.2 - Amendment to Board Policy 6146.1, First Reading

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

BE IT RESOLVED that the Board of Education accepts the amendments to Board Policy 6146.1 as a first reading.

#### 10.3 - Request for Support Services Form

Danny Tillman recommended having the form available online with fields to be filled in electronically. Margaret Hill asked if this is to be used for all support services. Mrs. Ortega replied in the affirmative.

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

BE IT RESOLVED that the Board of Education receives and accepts the Request for Support Services form.

Request for Support Services

*Page 1: To be filled in by Consultant/Company*



**School/Department:** \_\_\_\_\_  
**Approval Date:** \_\_\_\_\_  
**Name of Company:** \_\_\_\_\_  
**Contact Person:** \_\_\_\_\_  
**Contact Number:** \_\_\_\_\_  
**Email Address:** \_\_\_\_\_  
**Billing Address:** \_\_\_\_\_  
\_\_\_\_\_

**Qualifications and Background:**

Please attach to the form.

**District and Schools provided service to include measurable evidence of results (i.e. API/AYP Scores, Achievement data, suspension/attendance data, survey data) for the last 3 years and identify the evidence. If any information is not available, please explain why.**

<u>District/School</u>	<u>Measurable Data</u>	<u>Evidence</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

**References** (Provide 3 references and contact information from school personnel that can attest to the success of the services you will be providing):

<u>Name</u>	<u>Address</u>	<u>Phone Number</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

**Scope of work:** (Describe the services you will be providing.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Evaluation, Monitoring and Measurables:** (How will you as the consultant evaluate, monitor and reassure the success of the program?)

\_\_\_\_\_  
\_\_\_\_\_

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<b>Signature of Consultant</b>	<b>Date</b>
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*Page 2: To be filled out by S.B.C.U.S.D. initiating department/school*

**Supervisor/Principal:**

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**Justification for hiring outside consultant/company to provide service:**

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**How is this aligned to the District's Strategic Plan?**

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**Total Cost/Term of services:**

**Budget #:**

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**Terms of service (s):**

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**Purpose:**

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**Evaluation, Monitoring and Measurables:**

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Initiator Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Approved By:

\_\_\_\_\_

Date: \_\_\_\_\_

Cabinet Level Program Administrator

10.4 - Program Effectiveness Review Process

Yolanda Ortega stated that the Board asked for a program review process. Instead of hiring someone from outside, we will try using the Request for Support Services form, which serves that purpose. Barbara Flores agreed with Mrs. Ortega.

Danny Tillman stated that this doesn't make sense if we don't know how many programs there are and there is less staff. Michael Gallo stated that if we don't have the resources to evaluate programs, we don't have the resources to have the services.

Eliseo Davalos stated that this form will provide a communication tool. This will protect both parties and neutralize bias.

Bobbie Perong asked if we can use this for existing programs and look at program abandonment. If people are saying a program is not doing what it is supposed to do, then get rid of it. Barbara Flores agreed with Mrs. Perong.

Mr. Tillman stated that decisions are made at different levels. Some schools like programs that other schools don't. You have to give administrators autonomy.

Dr. Davalos stated that the IT and Research Departments do a yearly analysis to review programs. The division is looking at program abandonment. Principals are saying we have held on to some for too long and are ready to abandon them.

Margaret Hill stated that we need more accountability. She wants to see all programs and the rubric on how they will be evaluated. We are looking at pushing out some students if we eliminate some programs. Sometimes you have to look at the student, not just scores. Michael Gallo agreed with Mrs. Hill.

Upon motion by Member Gallo, seconded by Member Flores, and approved by the affirmative vote of Members Flores, Gallo, Hill, and Perong, (Noes: Tillman), the following was adopted:

BE IT RESOLVED that the Program Effectiveness Review Process will be conducted via the Support Services form.

Board of Education Minutes  
May 1, 2012

10.5 - Personnel Report #21, Dated May 1, 2012

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

BE IT RESOLVED that the Personnel Report #21, dated May 1, 2012, be approved as presented (see page \_\_\_\_). 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 NINE - Closed Session**

**11.0 - 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/Demotion/Reassignment Pursuant to Government Code Section 54947**

**Non-reelection of Certificated Employee(s)**

**Public Employee Appointment**

Title: Director of English Learner Programs-Secondary

**Conference with Legal Counsel: Anticipated Litigation**

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

Number of Cases: Four

**SESSION TEN – Open Session**

**12.0 - Action Reported from Closed Session**

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

BE IT RESOLVED that the Board of Education approves the Settlement Agreement #SS-11-12-01, in the amount of \$4,418.04.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign any related documents.

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

BE IT RESOLVED that the Board of Education approves the amendment of Settlement Agreement #SS-11-12-02, in the increased amount of \$4,420.80, for an aggregate total not to exceed \$8,920.80.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign any related documents.

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

BE IT RESOLVED that the Board approves the reinstatement of Abe Flory – date to be determined.

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

BE IT RESOLVED that the Board approves that Abe Flory be compensated from February 1, 2012 to the date of his rehire.

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

Board of Education Minutes  
May 1, 2012

BE IT RESOLVED that the Board approves that seniority credit be granted to Abe Flory from the last date of employment through his date of rehire.

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

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

AVILA, GONZALO: Director, English Learner Programs, effective date, work year and salary, to be determined. Budgets: 423, 524 & 501

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

BE IT RESOLVED that the Board of Education has determined that certificated employee CERT-HR-11-12-04 shall be reassigned from the position of Coordinator to a teaching position consistent with his/her credential authorization(s) at the end of the 2011-2012 school year, and that the Superintendent or his designee is hereby authorized to give written notice of this action prior to May 15, 2012, pursuant to Education Code 44951.

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

BE IT RESOLVED that the Board of Education has determined that certificated employee(s) CERT-HR-11-12-35 shall be reassigned from the position of High School Vice Principal to a teaching position consistent with his/her credential authorization(s) at the end of the 2011-2012 school year, and that the Superintendent or his designee is hereby authorized to give written notice of this action prior to May 15, 2012, pursuant to Education Code 44951.

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

BE IT RESOLVED that the Board of Education has determined that the following certificated employee(s) shall be reassigned from the position of Middle School AAIAC to an Elementary Co-Administrator position at the end of the 2011-2012 school year, and that the Superintendent or his designee is hereby authorized to give written notice of this action prior to May 15, 2012, pursuant to Education Code 44951.

CERT-HR-11-12-07

CERT-HR-11-12-12

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

BE IT RESOLVED that the Board of Education has determined that certificated employee(s) CERT-HR-11-12-10 shall be reassigned from the position of Middle School AAIAC to a teaching position consistent with his/her credential authorization(s) at the end of the 2011-2012 school year, and that the Superintendent or his designee is hereby authorized to give written notice of this action prior to May 15, 2012, pursuant to Education Code 44951.

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

BE IT RESOLVED that the Board of Education has determined that the following certificated employee(s) shall be reassigned from the position of Middle School Vice Principal to a teaching position consistent with his/her credential authorization(s) at the end of the 2011-2012 school year, and that the Superintendent or his designee is hereby authorized to give written notice of this action prior to May 15, 2012, pursuant to Education Code 44951.

CERT-HR-11-12-26

CERT-HR-11-12-28

### **SESSION ELEVEN - Closing**

#### **13.0 - Adjournment**

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

A special meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, May 8, 2012, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, May 15, 2012, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.