

SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT

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

**MINUTES
ADOPTED
11/6/12**

September 18, 2012

5:30 p.m.

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

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. Margaret Hill read an inspirational poem.

SESSION TWO – Public Comments

2.0 - Public Comments

None.

SESSION THREE - Closed Session

3.0 - Closed Session

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

Anticipated Litigation

President Flores moved Session Five forward on the agenda.

SESSION FIVE – School Showcase

5.0 - School Showcase

5.1 - Chavez Middle School

Chavez Middle School Principal Karen Strong introduced the eighth grade Student Body Officers. Under the direction of Choir Director Greg Kay, the Choir performed *Rattler Nation* and the School Song. Members of the Student Body shared a multimedia presentation highlighting what is great about their school.

SESSION FOUR - Special Presentations

4.0 - Special Presentations

4.1 - Outstanding Student Awards and Outstanding Parent Awards

Board of Education Outstanding Student and Parent Awards were presented to the following:

Carmack School

Students Cristian Jacome, Lupillo Ojeda, and Victoria Zeiler; Parent Jessica King

Hunt Elementary School

Students Jade Blackwell, Mary Washington Johnson, and Omariany Lopez; Parent Elda Ruiz

Muscoy Elementary School

Maria Banuelos Alvarado, Cristopher Alcaraz, and Erica Chavarria; Parent Laura Gomez

4.2 - In Recognition of Native American Day

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

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

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

WHEREAS September 28, 2012, is Native American Day, which has been celebrated in California for many years by its 107 federally recognized Indian tribes; and

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

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

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

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

President Flores moved Session Nine forward on the agenda.

SESSION NINE – Other Matters Brought By Citizens

9.0 - Other Matters Brought by Citizens

Mark Mejia, president of the San Bernardino Bears football organization, requested assistance in obtaining the use of a field with lights for practices and games. Dr. Marsden stated that he had received an email regarding this today and staff is looking into it.

Marina Mejia, San Gorgonio High School graduate and Cal State San Bernardino student, stated that schools need to inform parents about Deferred Action. Dr. Marsden reported that staff is looking at how we can inform parents. Dr. Flores stated that she has been in contact with attorneys who will provide services for free and she offered to give the contact information to Dr. Marsden.

Gil Navarro, education advocate, asked staff to get AB 540 brochures out to schools more effectively and recommended putting that topic on DELAC meeting agendas.

Ron Fletcher stated that substitute employees are not reimbursed for mileage and asked that the language be struck from Board Policy 3350 Travel Expenses. Dr. Marsden stated that staff would look into it. Mr. Fletcher stated that of the 54 seniors at Middle College High School, only four are going for their AA degree because they have a low registration priority. Dr. Mitchell stated that Valley College is experiencing a budget shortage and is cutting classes, but principal James Espinoza is working to get a higher registration priority for our students.

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Veronica Gonzalez stated that Anita Jones from Odell Young School dismissed her on no grounds and owes her \$11,000. Ms. Gonzalez asked the District to investigate the school.

George Martin, Odell Young School employee, stated that there is a lack of student and staff safety at the school. Students posted a video on You Tube showing students breaking windows and assaulting other students. Mr. Martin stated that staff is afraid to protect themselves and is not getting support or services.

Joe Guerra, Horace Mann Insurance, stated that Horace Mann is a sponsor of DonorsChoose.org and their newest program, Build a Better Classroom, kicks off on October 1. There are 13 active DonorsChoose.org projects in San Bernardino and \$250,000 will be available nationwide.

Michelle Ruskofsky, attorney for Crown Ridge Academy, stated that STRS, PERS, back pay, and rent will be brought current and asked the Board to delay taking action for two weeks. Michael Gallo stated that the Board received their plan at 7:05 this evening and asked if they have a written commitment for the funds. Ms. Ruskofsky replied, no. Mr. Gallo stated that \$300,000 is needed immediately and waiting is only doing more harm to the students. Mr. Gallo stated that securing a \$500,000 line of credit is crucial and asked if they have a letter. Ms. Ruskofsky stated that they have a budget plan.

Dr. Stephen Bielinski stated that the potential lender of \$1.2 million doesn't feel comfortable while the revocation is in process. They have addressed issues and will present them to staff. Dr. Bielinski requested an additional couple of days to discuss this.

Cecilia Parrenas stated that students are well attended to. They believed in Dr. Flores' methodologies and use them at Crown Ridge Academy. Dr. Parrenas asked the Board to allow them to stay.

Sukhi Sandu, District counsel, stated that she was contacted by Dr. Bielinski to meet with District staff. They met on Thursday for one hour and 45 minutes. Dr. Bielinski was given the opportunity to present plans for moving forward. Dr. Bielinski had limited knowledge of the fiscal problems at the school. Dr. Bielinski mentioned debts were paid by the school that he didn't concur with. The school borrowed from Charter School Capital, with 10 percent interest. Money was received by the state as a double payment and they spent it. The school is paying back the money. They are still unaware of where the money was spent. Dr. Bielinski didn't tell them where the apportionments have been spent. She hadn't seen their plan before tonight. ADA projections are far above what Chris Tickell observed. Crown Ridge is seeking \$500,000 and they owe \$2,000 to Charter School Capital. The July and August apportionments were used to pay for March and May.

Margaret Hill asked about insurance. Dr. Bielinski stated that they are properly insured.

Michael Gallo asked Ms. Sandhu if there are any mitigating circumstances to postpone. Ms. Sandhu stated that every day they are open is generating costs and ADA. As the oversight agency, the District is allowing additional costs to continue. This isn't a new situation. Mr. Gallo asked Dr. Bielinski what plan he would bring. Dr. Bielinski asked them to take a careful look at their plan. They already found a \$30,000 error in their favor. Mr. Gallo stated that the Board needs to take responsibility and timely action to ensure students are getting a quality education. Mr. Gallo asked what the likelihood was of getting the line of credit. Dr. Bielinski stated that he runs a large company and can provide a loan if they can provide the information. They plan to operate on a cash positive basis. Mr. Gallo stated that he is not sure things will improve by October 2.

Danny Tillman expressed his concern about the students. The projected ending balance is negative. Dr. Bielinski stated that he is confident they can get loans. Mr. Tillman stated that we should transition the students into another school setting. This doesn't show them as solvent. If our district had a negative ending balance the state would take us over. Mr. Tillman stated that he wishes the state would run charter schools. This isn't a plan to become solvent. This is guesswork. You are prolonging issues for students. Two weeks will only make students linger longer. We have governance over Crown Ridge Academy and have to be responsible. This isn't anything they take lightly. Dr. Bielinski stated they have a good plan and they have been addressing debt.

Judi Penman agreed with Mr. Tillman. They are gambling. It is our students that are at risk. The Board needs to step up to the plate and make a decision. Teachers aren't getting paid and students aren't learning.

SESSION SIX - Public Hearing

6.0 - Public Hearing

6.1 - K-12 Textbook and Instructional Materials Incentive Program, Track D and Modified Traditional 2012-2013

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

The adoption of designated textbooks for each course Districtwide is an essential part of the development of an articulated, sequential, and standardized curriculum in each subject. The

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San Bernardino City Unified School District has an ongoing procedure whereby textbooks are continually reviewed and updated by committees that are representative of the school community. Books are reviewed for content and their match with District and State frameworks.

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

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

WHEREAS, the governing board of the San Bernardino City Unified School District, in order to comply with the requirements of Education Code Section 60119 held a public hearing on September 18, 2012, at 5:30 o'clock, which is on or before the eighth week of school and which did not take place during or immediately following school hours, and;

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

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

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

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

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

- Mathematics
- Science
- History-social science
- English/language arts

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

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

THEREFORE, BE IT RESOLVED that for the 2012-2013 school year, the San Bernardino City Unified School District has provided each pupil in Track D and Modified Traditional with sufficient textbooks and instructional materials aligned to the academic content standards and consistent with the cycles and content of the curriculum frameworks.

SESSION SEVEN - Administrative Presentation

7.0 - Administrative Presentation

7.1 - Strategic Planning Update

Dr. Lindsey Gunn, Cambridge Strategic Services, presented an update on the District's Strategic Planning process. The first group of about 30 people will meet on October 15, 16, and 17. They will identify areas of strategic focus for the next several years. Additional teams will flesh out strategies. On October 30, approximately 1,000 people will hear the draft to respond to it to ensure we are reflecting the goals of the community. Teams will develop action plans to address strategies. The first group is smaller, because a larger team would sacrifice the depth of conversation. The team would include values of the community. We can't include everyone we would like. It will include a sampling from the community to give the thought process as if everyone was there. There will be additional opportunities for others to participate.

7.2 - Coordinated Intervention Strategy: The Algebra Project

Rev. Sam Casey and Dr. Lori Collins presented an update on the Algebra Project (see page ____). Ronnie Henderson stated that site leadership at each school decides if they wish to participate. Barbara Flores requested to see the data for schools that fully, partially, or do not participate.

SESSION EIGHT - Administrative Reports

8.0 - Administrative Reports

8.1 - Board Policy 3350 Travel Expenses, (Second Reading)

Dr. Marsden pulled this item and stated that Staff will look into Mr. Fletcher's recommendation. Mr. Gallo recommended referring this to the Policy Committee.

SESSION TEN - Reports and Comments

10.0 - Report by Board Members

Lynda Savage announced that the San Bernardino Symphony Guild Musical Home Tour will be held on Sunday, October 21. It is important to keep the arts in our schools. Docents go to all third grade classes, and fourth grade students have the opportunity to learn an instrument.

Danny Tillman reported that there has been a problem with bees at Cajon High Schools and we need to try to control it. Dr. Marsden stated that John Peukert will follow up.

Margaret Hill reported that she attended a Destination College Advising Corps gathering last week with representatives from UC Berkeley, and they are interested in working with our students to go to college. Mrs. Hill stated that in October she may resume taking a District student to City Council meetings to be recognized. Mrs. Hill reported that she started Maggie's Kids Foundation in 2003, to help those in need with funds. Mrs. Hill stated that she wants teachers and students to know she appreciates them and their good work.

Michael Gallo reported the city and county are getting national visibility for education-based initiatives. ConnectEd., a 501c3 formed by the Irvine Foundation, along with Harvard School of Education, has been here all week interviewing and doing an asset map. Their efforts are coordinated through the County Alliance for Education. Education institutions and other government entities are noticing the capacity potential for this area. They are seeing some leadership changes, invigoration of our community and there is optimism on behalf of these funding entities. They are starting to look very seriously at placing substantial resources here in the form of pilot programs, studies, and initiatives. These are some of the things we are preparing our CaSA Foundation to be able to be the recipient of and be driving some best practices that might be emerging from our Strategic Planning.

Barbara Flores stated that she was impressed with the AVID athletes in the Arroyo Valley High School Hawks Soccer Program and asked that they be recognized. Dr. Flores reported that she was invited by WestEd, along with 19 other academics, to go to the University of Wisconsin. She is going to share about English language learners pedagogy and assessment.

10.1 - Legislative Update

None.

11.0 - Report by Superintendent and Staff Members

Dale Marsden reported that he met last week with the San Manuel Business Committee. The Century Club Breakfast held on September 14, was well attended and he is looking forward to working with them, and a number of them will be a part of the large Strategic Planning group.

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He met with the Minority Coalition and co-presented on a panel with Rialto Superintendent Harold Cebrun. He had a lunch meeting with Pastor Joshua Beckley and gained some great insights into our community. He attended a meeting with Latino educator leaders that gather regularly, as well as this morning's Kiwanis of Greater San Bernardino meeting. He was also interviewed by Harvard Graduate School regarding asset mapping--what we accomplished, and what we will accomplish. The potential and capacity here, the alignment with what the County has embarked on with its visioning process that has been done through Dr. Gunn's leadership and simultaneously what we're entering into, really there has never been an opportunity like this to align what we are doing in our community in the fashion in which we are. The fact that we are doing something on a scale that has never been done before should give an indication that we are about to come out with a product that will have far reaching implications for the community that we serve.

11.1 - Follow Up on Requests and Questions from Board and Community Members, as of September 12, 2012

		Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
PARENT/PUBLIC REQUESTS							
	1	8/7/12	Allow PE credit for ROTC/Cadet Corps students.	Kathy Stansbury-Palma	Dr. Davalos Dr. Vollkommer 8/8/12	9/11/12	Staff conducting stakeholder meeting. Board will receive correspondence.
	2	8/7/12	A teacher brought a union rep to an IEP meeting at Salinas Elementary School.	Gil Navarro	Dr. Mitchell 8/8/12	10/2/12	Staff investigating. Board will receive correspondence.
	3	8/7/12	The Parent Revolution group is looking to organize other parents to overtake their school.	Gil Navarro	Cabinet 8/8/12	9/20/12	Schools will conduct an internal assessment and include stakeholders in a shared vision process.
	4	8/7/12 8/21/12	Consider expanding enrollment at San Andreas High School.	Sonia Fernandez Jose Bedollo Gabriella Devaro	Dr. Mitchell 8/8/12	10/2/12	Will research and present Board Correspondence with a feasibility plan of action.
	5	9/11/12	Richardson PREP HI PE office, MU,	Joan Tetlock	Mr. Peukert 9/13/12	10/2/12	Will communicate to

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			Kitchen, and locker rooms don't have air conditioning.				all staff projects in process and timeline.
	6	9/11/12	Why is the bus for Richardson students late 15-30 minutes?	Laura Garcia	Mr. Peukert 9/13/12	10/2/12	Will communicate with parent to find a solution.
	7	9/11/12	Investigate the situation where a staff member yelled at another employee during an IEP meeting.	Gil Navarro	Dr. Mitchell 9/13/12	10/2/12	Investigation in progress
	8	9/11/12	She and her son have been treated disrespectfully at Highland Pacific Elementary School.	Fiori Barton	Dr. Davalos 9/13/12	10/2/12	Investigation in progress.
	9	9/11/12	More services and resources are provided for low-achieving students at the expense of high-achieving students, i.e., counselors, field trips.	Kristian Johnson	Dr. Davalos 9/13/12	11/1/12	Student will be invited to participate in District Strategic planning.
	10	9/11/12	Endorse classroom teachers using the first 10 minutes of the day doing physical exercises.	Nancy Sanchez-Spears	Dr. Mitchell 9/13/12	11/1/12	Item is being brought forward to Strategic Planning.
	11	9/11/12	What interventions are available for tutoring support?	Abigail Medina	Dr. Davalos 9/13/12	11/1/12	Item is being brought forward to Strategic Planning.
	12	9/11/12	Who can she contact about being terminated from Odell Young School without cause?	Veronica Gonzales	Dr. Mitchell 9/13/12	10/2/12	In process.
EDUCATIONAL SERVICES – DR. DAVALOS							
	1	7/17/12	Ask teachers if the programs they have work. What other materials do they need for ELD?	Barbara Flores	Dr. Davalos 7/18/12	9/18/12	Update is being prepared for Board.

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	2	8/7/12	Ensure the District has enough computers before Common Core testing begins. Give a status report.	Danny Tillman	Dr. Davalos 8/8/12	9/18/12	The District is participating in a series of technology data collections and will adjust our strategy for future data collections. Measure N seeks to support infrastructure for technology needs of common core.
	3	8/21/12	Disaggregate the CAHSEE data by ethnicity, gender, and EL students.	Barbara Flores	Dr. Davalos 8/22/12 Completed		Data was provided to the Board on September 7.
	4	8/21/12	Consider offering a Board workshop on the Common Core standards.	Barbara Flores	Dr. Davalos 8/22/12 Completed	September 18, 2012	Workshop to be scheduled for October 2, 2012
	5	9/11/12	Offer more characterized magnet programs.	Judi Penman	Dr. Davalos 9/13/12	11/1/12	Item is being brought forward to Strategic Planning.
STUDENT SERVICES – DR. MITCHELL							
	1	9/11/12	What are the District’s contractual obligations with Odell Young School?	Michael Gallo	Dr. Mitchell 9/13/12	10/2/12	Board Correspondence will be sent detailing explanation.
	2	9/11/12	Look into the City’s pre-pendency plan for crossing guard funding.	Danny Tillman	Dr. Mitchell 9/13/12	10/2/12	Currently establishing negotiations.
	3	9/11/12	Provide data on suspension rates.	Barbara Flores	Dr. Mitchell 9/13/12	10/16/12	Administrative Report is being prepared.
HUMAN RESOURCES – DR. VOLLKOMMER							
	1	9/11/12	Agendize the calendar for discussion.	Judi Penman	Dr. Vollkommer 9/13/12	10/2/12	Will update Board on District Five-Year plan.
	2	9/11/12	Consider changing the secondary schools	Margaret Hill	Dr. Vollkommer	11/1/12	Item is being brought forward

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			to a later start time.		9/13/12		to Strategic Planning.
	3	9/11/12	Consider changing the elementary schools to an earlier start time.	Bobbie Perong	Dr. Vollkommer 9/13/12	11/1/12	Item is being brought forward to Strategic Planning.
COMMUNICATIONS – MRS. BARDERE							
	1	8/7/12	Provide the evaluations from the Gathering for Excellence event.	Bobbie Perong	Mrs. Bardere 8/8/12	September 24, 2012	Survey will be presented to Board in Board Correspondence.
	2	9/11/12	Acknowledge Danny Ward at the 9/18/12 Board meeting.	Bobbie Perong	Linda Bardere 9/12/12 Completed.		Resolution on 9/18/12 Board agenda.
SUPERINTENDENT – DR. MARSDEN							
	1	6/19/12	Provide a presentation on all of the agencies we contract with.	Danny Tillman	Dr. Marsden 6/20/12	September 18, 2012	School Services of California will assist with this process.
	2	9/11/12	Urge legislators to make education a priority for funding.	Barbara Flores Michael Gallo Judi Penman	Dr. Marsden 9/13/12	11/1/12 and ongoing	Will communicate with lobbyist and legislators.
	3	9/11/12	Add a leadership/mentorship credit program for IB/AP students to replicate and mentor other students.	Michael Gallo	Dr. Marsden 9/13/12	11/1/12	Item is being brought forward to Strategic Planning.
	4	9/11/12	Does the Board policy require two readings on new or amended policies?	Board Members	Dr. Marsden 9/13/12 Completed		Addressed in 9/14/12 Board Correspondence.

*Board Member priorities

SESSION ELEVEN - Legislation and Action

12.0 - 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.

Consent items 12.3, 12.7, 12.19, and 12.30 were held for later consideration.

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

BUSINESS SERVICES DIVISION

12.1 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$259.59, Jamba Juice, Emeryville, California; \$138.33, Lifetouch, Corona, California; \$130.66, Target Stores, Minneapolis, Minnesota; \$200.00, Paul C. Miller Construction Co., Inc., Rancho Cucamonga, California; \$100.00, RDM Electric Co., Inc., Chino, California; and (100) Backpacks with the total value of \$1,299.00, Office Depot Bus. Solutions Div., El Paso, Texas.

12.2 - Amendment of the Local Agreement for Child Development Services with the California Department of Education, California State Preschool Program, Contract No. CSPP-2421

BE IT RESOLVED that the Board of Education approves amending the Local Agreement for Child Development Services with the California Department of Education for the District to provide California State Preschool program services approved by Board on July 10, 2012, Agenda Item 6.11. The amendment is necessary to increase the Maximum Reimbursable Amount (MRA) payable pursuant to AB114, Restoration/FT&C Change, from \$5,535,836.00 to \$5,671,294.00; and increase the minimum Child Days of Enrollment from 161,442.0 to 165,392.1. All other terms and conditions remain unchanged.

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

12.4 - Commercial Warrant Registers for Period from August 16, 2012, through August 31, 2012

BE IT RESOLVED that the Commercial Warrant Register for period from August 16, 2012, through August 31, 2012, be approved.

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

12.5 - Extended Field Trip, Cajon High School, AVID 2012-13 College Tour, Multiple Northern California Locations

BE IT RESOLVED that the Board of Education approves the extended field trip for 51 Cajon High School students and five District employees to attend the AVID 2012-13 College Tour, in Multiple Northern California Locations, from October 2, 2012, through October 5, 2012. The

cost of the trip, not to exceed \$14,000.00, including meals and lodging for 51 Cajon High School students and five District employees, will be paid from Cajon High School AVID's ASB Account. Transportation provided by charter coach, not to exceed \$6,300.00, will be paid from Cajon High School AVID site budget account. Names of the students are on file in the Business Services office.

12.6 - Extended Field Trip, Cajon High School, Girls Varsity Basketball Avalon High School Tournament, Avalon, California

BE IT RESOLVED that the Board of Education approves the extended field trip for eight Cajon High School students and three District employees, to attend the Girls Varsity Basketball Tournament, in Avalon, California from December 27, 2012, through December 29, 2012. The cost of the trip, not to exceed \$1,700.00, including meals and lodging for eight Cajon High School students and three District employees, will be paid from Cajon High School Girls Basketball ASB Club Account. Transportation provided by Express Van rental, not to exceed \$600.00, will be paid from Cajon High School Girls Basketball ASB Club Account. Names of the students are on file in the Business Services office.

12.8 - Master Facilities Use Agreement with Alpine Camp and Conference Center, Blue Jay, California, for the Ropes Challenge Course

BE IT RESOLVED that the Board of Education ratifies entering into a Master Facilities Use Agreement with Alpine Camp and Conference Center, Blue Jay, California, for the Ropes Challenge Course. Use of the facility will be facilitated through individual Ropes Challenge Course contract on an as-required basis, as requested by various school sites and departments for the period September 18, 2012, through June 30, 2017. The Ropes Challenge Course provides students with the opportunity to learn the traits and principles of leadership. The students will be participating in teambuilding activities and learning their roles as leaders at their school sites. Course costs will be at the prevailing rate at the time of each course, and will be charged to various sites and department budgets upon site administrator's approval.

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

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

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

San Bernardino County Superintendent of Schools, San Bernardino, California, to provide AB 430 state mandated training to District administrators, effective July 1, 2012, through June 30, 2013. The cost, not to exceed \$44,000.00, will be paid from the Restricted General Fund—Title II, Part A, Principal Training, Account No. 551.

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

Dr. Jean Maki, Riverside, California, to conduct a one-day professional development workshop for the District's Speech and Language Pathologists (SLP) in the area of supporting deaf/hard of hearing students, especially those students who require the use of complex amplification devices and equipment, effective September 20, 2012. The cost, not to exceed \$700.00, will be paid from the Restricted General Fund—Special Ed-Central, Account No. 827.

12.10 - Revoke Signature Authority

BE IT RESOLVED that the Board of Education approves to revoke signature authority for all purchase orders effective September 19, 2012, for the following:

Mary Hockenbraugh, Senior Purchasing Clerk, Purchasing Department
Wanda Spear, Senior Purchasing Clerk, Purchasing Department
Janice Gunter, Purchasing Clerk, Purchasing Department

BE IT ALSO RESOLVED that the Board of Education approves to revoke signature authority for all documents that require authorized agent to execute, including but not limited to grants, contracts, agreements, reports, financial forms and notices of employment for classified employees effective September 19, 2012, for the following:

Mohammad Z. Islam, Chief Business and Financial Officer, Business Services Division

BE IT FURTHER RESOLVED that the Board of Education revokes access to Mohammad Z. Islam, Chief Business and Financial Officer, Business Services, to the San Bernardino County Schools' Computer Consortium System with an Electronic Signature Key, effective September 19, 2012.

EDUCATIONAL SERVICES

Curriculum and Instruction

12.11 - Agreement with Action Learning Systems, Inc., Pasadena, California, to Provide Accountability Coaching and Interactive Instruction Workshops for Elementary School Teachers

BE IT RESOLVED that the Board of Education approves entering into an agreement with Action Learning Systems, Inc., Pasadena, California, to provide 50 days of training at a cost of \$2,000.00 per day focusing on accountability coaching and interactive instruction for elementary school teachers, September 19, 2012 through June 30, 2013. Professional development will include support in the implementation of the core instructional materials, in class demonstrations lessons, in class co plan and co teach sessions, in class observation and feedback focusing on

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Direct Interactive Instruction, data collection and analysis, conduct classroom walkthroughs, and plan next steps. Direct Interactive Instruction involves four components: 1. Standards and Measurable Objective; 2. Lesson Structure and Sequence; 3. Student Engagement, Feedback and Correctives; and 4. Proactive Classroom Management. The fee, not to exceed \$100,000.00, will be paid from the Restricted General Fund—School Improvement Grant, Account No. 507.

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

12.12 - Agreement with Youth Action Project, San Bernardino, California, to Prepare Students at San Gorgonio High School for the California High School Exit Exam (CAHSEE)

BE IT RESOLVED that the Board of Education approves entering into an agreement with Youth Action Project, San Bernardino, California, to prepare students for the California High School Exit Exam (CAHSEE), effective October 1, 2012, through May 23, 2013. This preparation includes after-school tutoring, initial assessment, individual and group tutoring, homework help and test taking strategies in addition to life skills and character development lessons. Youth Action Project will meet regularly with students, District, and school staff to monitor and evaluate programmatic effectiveness to ensure students are increasing attendance, decreasing disciplinary behavior, improving academic performance such as increasing grades, and developing educational goals and college work readiness. The fee, not to exceed \$85,520.00, will be paid from the Restricted General Fund—School Improvement Grant-New SIG, Account No. 507.

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

12.13 - Amendment No. 1 to the Agreement with Orange County Superintendent of Schools, Department of Education, Costa Mesa, California, for Project Guided Language Acquisition Design (Project GLAD) Staff Development

BE IT RESOLVED that the Board of Education approves amending the agreement with Orange County Superintendent of Schools, Department of Education, Costa Mesa, California, approved by Board on November 1, 2011, Agenda Item 8.15, to provide Project GLAD, Tier II Training for two teachers to become Certified Agency Trainers. The amendment is necessary to include the costs of \$221.70 for hotel accommodations for an aggregate total amount of \$1,721.70. The extra cost, not to exceed \$221.70, will be paid from the Restricted General Fund—Title III LEP Student Subgrant, Account No. 544.

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

12.14 - French 4 AP Textbook Adoption

BE IT RESOLVED that the Board of Education approves the adoption of the following secondary textbook:

French 4 AP

Vista Higher Learning Publisher

Imaginez Le Fracais Sans Frontieros (second edition 2012)

12.15 - Memorandum of Understanding with Victor Community Support Services, San Bernardino, California, to Provide Parent and Student Workshops at Shandin Hills Middle School

BE IT RESOLVED that the Board of Education approves entering into a Memorandum of Understanding with Victor Community Support Services, San Bernardino, California, to provide an eight-week workshop for parents and students focusing on self-esteem building, bullying prevention, anger management, internet safety, youth programs, peer pressure, community resources, communication, emotional health, GED information, parenting skills, character formation and physical health, effective September 19, 2012, through June 1, 2013. There is no cost to the District.

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

12.16 - Renewal of the Agreement with Life Long Learning & Associates, Blue Jay, California, to Provide Staff Development to District Schools

BE IT RESOLVED that the Board of Education approves renewing the agreement with Life Long Learning & Associates, Blue Jay, California, to provide staff development for middle and high schools for the Algebra Action Research Project, effective September 19, 2012, through June 30, 2013. Life Long Learning & Associates will train teachers and administrators on the use of curriculum tools, build the capacity of secondary teachers and math coaches to use instructional methodologies, and collect and monitor student achievement data. The results will be measured through the algebra placement test, Standards Diagnostic Common Assessments, and CST data. The fee, not to exceed \$286,500.00, will be paid as follows: \$166,500.00 from the Restricted General Fund—CAHSEE Intensive Instruction and Services, and \$120,000.00 from the Restricted General Fund—NCLB Title I PI School Support, Account No. 524.

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

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12.17 - Renewal of the Agreement with the Parent Institute for Quality Education, Covina, California, to Provide Training for Parents of District Students Enrolled at Curtis Middle School

BE IT RESOLVED that the Board of Education approves renewing the agreement with the Parent Institute for Quality Education, Covina, California, to provide training for parents of District students enrolled at Curtis Middle School, effective September 19, 2012, through November 14, 2012. The Parent Institute will recruit parents by phone, provide a needs assessment session, and provide a series of weekly training sessions. The training sessions will culminate in a graduation with certificates given to parents who attend four sessions or more. The training will provide the skills and techniques that will enable parents to address the educational needs of their school-aged children. The cost, not to exceed \$8,000.00, will be paid as follows: 30% from the Restricted General Fund—Elementary Secondary Education Act, Title I, Account No. 501 and 70% from the Restricted General Fund—Economic Impact State Bilingual, Account No. 423.

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

12.18 - Transitional Kindergarten Textbook Adoption

BE IT RESOLVED that the Board of Education approves the adoption of the following transitional kindergarten materials:

Reading/Language Arts/Math/Science/Social Studies:

Little Treasures / A Comprehensive Pre-K Curriculum

Publisher: **Macmillan/McGraw-Hill**

Name of program: **Little Treasures (2012)**

ABE and Dual Immersion Classrooms:

Reading/Language Arts/Math/Science/Social Studies:

DLM Express

Publisher: **Wright Group/McGraw-Hill**

Name of program: **DLM Express (2011)**

STUDENT SERVICES

Sites

12.20 - Renewal of the Agreement with Project RAGE, Inc., dba Ephiphany Publishing House, Inc., Sun City, California, to Provide Counseling Services to Students at San Bernardino High School

BE IT RESOLVED that the Board of Education approves renewing the agreement with Project RAGE, Inc., dba Ephiphany Publishing House, Inc., Sun City, California, to provide assistance in closing the achievement gap with African American and Hispanic students, effective September 19, 2012, through June 30, 2013. Project RAGE will provide parent education, tutoring, therapeutic circles, and mentoring for African American and Hispanic students and their parents. The program will target 9-10 grade African American and Hispanic students that are scoring 1 and 2 on the CSTs. The program will include home visits to promote positive school and home relationships, and provide mentoring and tutoring to academically challenged students. Two hundred students and 100 parents will be included in the program. The results will be monitored through student attendance, student grades, and African American subgroup achievement scores on the California High School Exit Exam (CAHSEE). The cost, not to exceed \$35,000.00, will be paid from the State Program – Economic Impact Aid State Compensatory Education, Account No. 420.

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

Youth Services

12.21 - 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)4/12/1996 ** (S)1/26/1997 * (S)8/12/2000 * (S)6/17/1996

*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.

12.22 - 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.

3/4/1998

12.23 - 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:

5/23/1997

FACILITIES/OPERATIONS DIVISION

Facilities Management

12.24 - Amendment No. 20 to the Professional Services Agreement with HMC Architects for Architectural and Engineering Services for Various Modernization Projects – Arrowhead and Kendall Elementary Schools

BE IT RESOLVED that the Board of Education approves amending the agreement with HMC Architects, due to extended construction administration services for the Arrowhead Elementary School modernization and deferred maintenance project (Group 4) and Kendall Elementary

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School modernization project (Group 4) beyond the original construction period. The cost, not to exceed \$57,911.00, plus approved reimbursables, will be paid from Funds 21, 25, or 35. All other terms and conditions remain the same.

Elementary Site	Modernization	Deferred Maintenance	Total
Arrowhead	\$20,769.00	\$12,957.00	\$33,726.00
Kendall	\$24,185.00	-0-	\$24,185.00
		Total	\$57,911.00

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said Amendment No. 20.

12.25 - Notice of Completion, Bid No. F09-01, Category No. 03 - New Construction for the Graciano Gomez Elementary School Project

BE IT RESOLVED that the Board of Education authorizes filing a Partial Notice of Completion for Bid No. F09-01, Category No. 3 - Off-Site Improvements and On/Off Site Utilities, New Construction for the Graciano Gomez Elementary School Project, for the work, offsite 8” ductile water line/fire hydrant service installation, awarded to the Contractor listed below:

Category No. 03 - Off-Site Improvements and On/Off-Site Utilities
Sean Malek Engineering & Construction
Temecula, California

BE IT FURTHER RESOLVED that Barbara Flores, President, Board of Education, be authorized to execute the Partial Notice of Completion.

12.26 - Renewal to the Master Services Agreements for Labor Compliance Consultant Services for Construction of New Schools and Modernization of Existing Schools Throughout the District

BE IT RESOLVED that the Board of Education ratifies renewing the master services agreements for labor compliance consultant services, effective July 1, 2012, through June 30, 2015 for services limited to pre-existing contracts related to Indian Springs High School, George Brown Jr. Elementary School, and Captain Leland F. Norton Elementary School with Golden State Labor Compliance and TSG Enterprises, Inc. dba The Solis Group. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said renewal.

12.27 - Renewal of the Master Services Agreement for Title Insurance and Escrow Services

BE IT RESOLVED that the Board of Education approves renewing the master services agreement with Fidelity National Title for title insurance and escrow services, effective October 1, 2012, through June 30, 2015. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said renewal.

12.28 - Request to Substitute Subcontractor, Bid No. F09-01 Category No. 04 - New Construction for the Graciano Gomez Elementary School Project

BE IT RESOLVED that the Board of Education approves the request by the Prime Contractor, West-Tech Mechanical, Inc., Bid F09-01, New Construction for the Graciano Gomez Elementary School Project, Category No. 04 - Mechanical & Plumbing, to release its fire sprinkler subcontractor, United Automatic Sprinklers, Inc., from their obligation on the project, and to substitute Nicholas Domnick Fire Protection, Riverside, California, pursuant to Public Contract Code Section 4107. There is no additional cost. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign any required documents to effect said substitution.

Nutrition Services

12.29 - Cafeteria Warrant Register, August 1, 2012, through August 31, 2012

BE IT RESOLVED that the Cafeteria Warrant Register, August 1, 2012, through August 31, 2012, be approved.

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

HUMAN RESOURCES DIVISION

12.31 - Amendment to the Agreement with Manning & Kass, Ellrod, Ramirez, Trester, LLP, Scottsdale, Arizona, to provide Legal Services for Labor, Personnel and Employment Issues

BE IT RESOLVED that the Board of Education approves amending the agreement with Manning & Kass, Ellrod, Ramirez, Trester, LLP, Scottsdale, Arizona, approved by Board on

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June 5, 2012, Agenda item 8.81. The amendment is necessary to add \$20,867.66 to the total contract amount of \$179,147.60 for an aggregate total contract amount of \$200,015.26, for additional costs associated with labor law, personnel, and employment issues. The additional fee will be paid from the Unrestricted General Fund – Legal Fees, Account No. 077. All other terms and conditions will remain the same.

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

12.3 - Authorize Muscoy Parent Teacher Organization

Margaret Hill asked how many schools have PTAs. Eliseo Davalos stated that he will provide that information.

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

BE IT RESOLVED that the Muscoy Parent Teacher Organization, a separate and distinct organization not under the control of the school district, composed of parents at Muscoy Elementary School be authorized for the 2012-13 school year.

BE IT FURTHER RESOLVED that this authorization may be revoked by the Superintendent or designee if considered necessary.

12.7 - Federal/State/Local District Budgets and Revisions

Danny Tillman and Judi Penman asked for clarification on this item. Janet King, Fiscal Services Director, stated that this is restricted money that has not been fully spent. Some of the funds came in late or they want to keep the funds to sustain positions.

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

BE IT RESOLVED that the Board of Education approves the addition of \$191,754.41 in the budgeting of expenditures for the restricted program, RDA State College (020).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$10,960.60 in the budgeting of expenditures for the restricted program, RDA Central City North (021).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,020.18 in the budgeting of expenditures for the restricted program, RDA Central City West (022).

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BE IT ALSO RESOLVED that the Board of Education approves the addition of \$57,708.98 in the budgeting of expenditures for the restricted program, RDA Southeast Industrial Park (023).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$123,147.05 in the budgeting of expenditures for the restricted program, RDA Northwest (024).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$90,844.07 in the budgeting of expenditures for the restricted program, RDA Tri-City (025).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$31,090.07 in the budgeting of expenditures for the restricted program, RDA South Valley (026).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$169,148.83 in the budgeting of expenditures for the restricted program, RDA Uptown (027).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$19,617.44 in the budgeting of expenditures for the restricted program, RDA Mt. Vernon II (028).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$143,774.78 in the budgeting of expenditures for the unrestricted program, ADA Incentive Plan (039).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$7,746.62 in the budgeting of expenditures for the unrestricted program, School Police (079).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$2,500.00 in the budgeting of expenditures for the restricted program, Project Inspire Grant (116).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$356,546.66 in the budgeting of expenditures for the restricted program, RDA Mt. Vernon (120).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,204,097.23 in the budgeting of expenditures for the restricted program, RDA Highland (121).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$75,023.20 in the budgeting of expenditures for the restricted program, RDA 40th Street (122).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$3,094.72 in the budgeting of revenues and expenditures for the restricted program, Health and Wellness Committee (124).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,347.48 in the budgeting of expenditures for the restricted program, Ralph's/Food 4 Less/Foods Co. Foundation (128).

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BE IT ALSO RESOLVED that the Board of Education approves the addition of \$3,088.92 in the budgeting of expenditures for the restricted program, Governor's Challenge (148).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$600.00 in the budgeting of expenditures for the restricted program, Emmanuel United Methodist Church (186).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$402,309.48 in the budgeting of expenditures for the restricted program, RDA (200).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$20,250.00 in the budgeting of expenditures for the restricted program, Sanbag (218).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$7,298.37 in the budgeting of expenditures for the restricted program, San Manuel Tribal Administration (219).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$2,500.00 in the budgeting of expenditures for the restricted program, Superintendent's Scholarship Fund (225).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,675.90 in the budgeting of revenues and expenditures for the restricted program, Edison International (226).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$5,375.66 in the budgeting of revenues and expenditures for the restricted program, Adolescent Health/Teen Pregnancy Prevention (233).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,246.87 in the budgeting of revenues and expenditures for the restricted program, Child Development – Fund 01 (250).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$340,361.59 in the budgeting of revenues and expenditures for the restricted program, Microsoft Settlement Program (287).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$391.53 in the budgeting of expenditures for the restricted program, CASA Grant (293).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$4,115.03 in the budgeting of revenues and expenditures for the restricted program, Richardson Donations (305).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$208.47 in the budgeting of revenues and expenditures for the restricted program, Fedco Grant (307).

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BE IT ALSO RESOLVED that the Board of Education approves the addition of \$10,000.00 in the budgeting of revenues and expenditures for the restricted program, CA Academic Partnership Program (310).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$31,918.92 in the budgeting of revenues and expenditures for the restricted program, Verizon Digital Classroom (311).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$14,518.78 in the budgeting of expenditures for the restricted program, CTE Teach (318).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$5,843.20 in the budgeting of expenditures for the restricted program, ROP Bakery (338).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$5,313.22 in the budgeting of expenditures for the restricted program, ROP Floral Design and Sales (359).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$19,657.87 in the budgeting of expenditures for the restricted program, ROP Child Care Occupation (380).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$5,303.67 in the budgeting of expenditures for the restricted program, ROP Food Service Occupation (381).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$150,519.39 in the budgeting of expenditures for the unrestricted program, CAHSEE Intensive Instruction and Services (403).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$6,013,164.55 in the budgeting of expenditures for the restricted programs, School Improvement Program for K-12 and Economic Improvement Aid Grants (420/423).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$3,694.77 in the budgeting of revenues and expenditures for the restricted program, National Board Certificated Teacher Incentive (426).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$3,571,842.49 in the budgeting of expenditures for the restricted program, (QEIA) Quality Education Investment Act (436).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$20,938.30 in the budgeting of revenues and expenditures for the restricted program California Partnership/ Public Safety Academy Program (479).

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BE IT ALSO RESOLVED that the Board of Education approves the addition of \$22,772.02 in the budgeting of revenues and expenditures for the restricted program Cardinal Partnership Academy Program (480).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$26,057.15 in the budgeting of revenues and expenditures for the restricted program California Partnership/ Public Safety Academy Program (481).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$29,236.34 in the budgeting of revenues and expenditures for the restricted program, Culinary Organic Recyclable (493).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$15,000.00 in the budgeting of revenues and expenditures for the restricted program, CA Partnership Academies: Clean (495).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$307,901.83 in the budgeting of expenditures for the restricted program, ELAP Student Assistance Entitlement (496).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$6,589,592.56 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 \$10,937,483.83 in the budgeting of revenues and expenditures for the restricted program, School Improvement Grant (507).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$87,694.09 in the budgeting of revenues and expenditures for the restricted program, SLC-Every Student Connected (511).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$4,095.70 in the budgeting of revenues and expenditures for the restricted program, Title II Part D Technology (516).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$34,949.86 in the budgeting of revenues and expenditures for the restricted program, Youth Risk Behavior Survey (520).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,652,069.34 in the budgeting of revenues and expenditures for the restricted program, Title II, Part A, Teacher Quality (536-538, 541-542).

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BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,203.13 in the budgeting of revenues and expenditures for the restricted program, Title III Immigrant Subgrant (543).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$466,920.91 in the budgeting of revenues and expenditures for the restricted program, Title III LEP Student Subgrant (544).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$44,859.28 in the budgeting of revenues and expenditures for the restricted program, Administrator Training Program (551).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$40,740.70 in the budgeting of revenues and expenditures for the restricted program, California 21st Century Community Learning Centers Grant – Family Literacy (563).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$124,644.13 in the budgeting of revenues and expenditures for the restricted program, After School Safety (ASSETS) (566).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$73,065.76 in the budgeting of revenues and expenditures for the restricted program, California 21st Century Community Learning Centers Grant – Cohort 6 (567).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$136,983.92 in the budgeting of revenues and expenditures for the restricted program, Department of Rehabilitation: Transitions (568).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$99,327.14 in the budgeting of revenues and expenditures for the restricted program, California 21st Century Community Learning Centers Grant – Cohort 5 (574).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$73,099.64 in the budgeting of expenditures for the restricted program, Medi-Cal Billing Option (585).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$455,869.99 in the budgeting of expenditures for the restricted program, Special Education-Parent Infant Grant (803).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$2,077,548.92 in the budgeting of expenditures for the restricted program, Special Education-Mental Health (807).

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12.19 - Agreement with University Enterprises Corporation at California State University, San Bernardino, California

Margaret Hill recommended that people visit the site. Barbara Flores reported it is the number one center in the state.

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

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the University Enterprises Corporation, San Bernardino, effective July 1, 2012, through June 30, 2013. The University Enterprises Corporation has received a grant from the California Department of Corrections and Rehabilitation. The Adult School will assist The Day Reporting Center in providing instructional classes that may include but not limited to: GED testing, preparation and instruction; job search skills; interviewing techniques; graphic design; Microsoft Office Suite; and computer skills. The Adult School will participate in weekly provider meetings as needed, and will provide The Day Reporting Center with accurate attendance reports for each day classes are taught. The total allowable reimbursable amount under the terms of the grant shall not exceed \$50,000.00.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said agreement.

12.30 - Amendment to Agreement with Atkinson, Andelson, Loya, Ruud, and Romo, Cerritos, California, to provide Legal Services to the District

Barbara Flores proposed sending out an RFP for an attorney firm that would charge a flat rate. Dale Marsden stated that School Services of California will look at all legal fees and present their recommendation in November. Dr. Flores stated that she values our counsel, but wants to control this. Michael Gallo asked what would happen if the Board doesn't approve the increase. Harold Vollkommer stated that there are cases in a variety of departments. That would put our payments in arrears with current cases.

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

BE IT RESOLVED that the Board of Education approves amending the agreement with Atkinson, Andelson, Loya, Ruud, and Romo, Cerritos, California, approved by Board on April 3, 2012, Agenda item 10.36. The amendment is necessary to add \$110,929.13 to the contract amount of \$800,000.00 for an aggregate amount of \$910,929.13 to provide legal services to the

District. The additional fee will be paid from Unrestricted General Fund – Legal Fees, Account No. 077.

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

13.0 - Action Items

13.1 - Revocation of Crown Ridge Charter

Member Tillman moved to adopt the motion; Member Savage seconded the motion. President Flores opened the item for discussion.

Michael Gallo expressed his concern that the revocation would prevent Crown Ridge from getting any money and asked if deferring this to October 2 would allow teachers to be paid or further complicate this.

Sukhi Sandhu stated that we would want parameters on how it would be paid. Janet King stated that the July and August apportionments paid on last year's ADA. When the actual ADA is known, the apportionment will be reduced. Ms. Sandhu stated that some money will go to Crown Ridge even if the Board revokes the charter.

Danny Tillman asked if their action will impact the funding. Ms. Sandhu stated they can appeal to the county and state. Mr. Tillman recommended not delaying.

Mr. Gallo asked if they can make anyone whole by deferring. Ms. Sandhu stated that the Board has oversight for the charter and recommended revoking the charter tonight.

Margaret Hill stated that in August, the Board gave them the opportunity to come back in September, but they didn't. She had hoped it would work out. She wishes she had some ammunition to support it, but we have to ensure students are given an opportunity to succeed.

Bobbie Perong stated that the Board extended their time. She is concerned with students who want to graduate. We need to work with them to graduate in our schools and give them support to get on with their lives.

By the affirmative vote of Members Flores, Gallo, Hill, Penman, Perong, Savage, and Tillman (Noes: None), the following was adopted:

**RESOLUTION
REVOKING CHARTER OF CROWN RIDGE ACADEMY
AND FINDINGS OF FACTS IN SUPPORT OF REVOCATION**

WHEREAS, Crown Ridge Academy (“Crown Ridge” or ‘School”) is a charter school operated pursuant to a charter (the “Charter” or “Crown Ridge Charter”) approved by the San Bernardino City Unified School District (“District”) Board of Education (“District Board”) in accordance with the Charter Schools Act of 1992 (Ed. Code §47600, *et seq.*), which Charter was authorized by the District Board in 2009 for a four (4) year charter term from July 1, 2009 through June 30, 2013; and

WHEREAS, Crown Ridge is operated by Crown Ridge Academy (“CRA”), a California non-profit public benefit corporation that is responsible for Crown Ridge’s compliance with its Charter; and

WHEREAS, throughout this Resolution, any reference to the School shall also constitute a reference to CRA, the corporation, and that any reference to CRA, the corporation, shall constitute a reference to the School, without regard to the name or designation used; and

WHEREAS, the District Board issued a Notice of Violations pursuant to Education Code section 47607(d) to Crown Ridge on July 11, 2012 (“July 11th Notice”); and

WHEREAS, Crown Ridge submitted a response to the Notice of Violation on August 3, 2012, (“August 3rd Response”) which provided:

“Unfortunately, the school’s funding has not been received as of this date. It’s [sic] expected funding should materialize soon. It should, then, be able to correct and cure all financial deficiencies. Crown Ridge Academy will immediately inform your offices and provide documentation as soon as they shall have been done [sic]. To wit, the following will be resolved as soon as funding is received: Cal STRS and PERS, teachers’ paychecks, auditor’s fee, and student nutrition account. The issues on testing and bathrooms have been resolved.

As Crown Ridge Academy moves on to serve its students and the community, it is adjusting its budget to be able to manage resources more effectively.”

WHEREAS, the District Board at a public meeting on August 21, 2012, and voted to authorize the District’s Superintendent of Schools, Dr. Dale Marsden (“Superintendent”), to send a Notice of Intent to Revoke and Notice of Facts in Support of Revocation to Crown Ridge in accordance with Education Code section 47607(e); and

WHEREAS, on September 11, 2012, the District Board held a public hearing in accordance with Education Code section 47607(e) on the issue of whether evidence exists to revoke the Charter. At the public hearing, Dr. Steven Bielinski, CRA Board President, legal

counsel for Crown Ridge, Dr. Parrenas, Crown Ridge Executive Director, several CRA students and one CRA teacher spoke on behalf of the School; and

WHEREAS, at the public hearing, Dr. Bielinski and Dr. Parrenas acknowledged that the fiscal violations specified in the July 11th Notice had not, as of September 11, 2012, been remedied in any manner. Dr. Bielinski and Dr. Parrenas further acknowledged that Crown Ridge had not prepared a plan as to how the School could remedy the fiscal issues identified in the July 11th Notice, and/or additional fiscal issues that have arisen since July 11th Notice. Furthermore, Dr. Bielinski acknowledged that he is currently unaware of the scope and nature of the debts and obligations owed by the School, but is “in the process” of acquiring knowledge of the same in an effort to address the concerns identified by the District; and

WHEREAS, Dr. Parrenas and Dr. Bielinski acknowledged at the public hearing that the STRS/PERS payments have not been made, teachers have not been paid for the months of May, June, August, and September 2012, the lease payments have not been paid for eight months, and the School does not currently have a back office (business) provider as the back office provider had ended its relationship with the School due to lack of payment by the School for its services. Finally, Dr. Bielinski acknowledged that the School in March 2012 and May 2012 borrowed monies due to the School for the July and August 2012 apportionment; thus, the School does not have funds to meet its new fiscal obligations in operating the School or to resolve its outstanding debts and obligations; 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 RESOLVED AND ORDERED that the District Board finds that Crown Ridge has:

- (1) Committed material violations of the conditions, standards and procedures set forth in the Crown Ridge Charter, and
- (2) Engaged in fiscal mismanagement.

each of which findings is fully established by the factual findings, specific to Crown Ridge and the Crown Ridge Charter, specified below, and each of which is a basis for revocation of the Crown Ridge Charter pursuant to Education Code sections 47607(c)(1) and 47607(c)(3);

BE IT FURTHER RESOLVED AND ORDERED that after consideration of the evidence presented by Crown Ridge, the Governing Board finds that Crown Ridge has failed to refute, remedy, or propose to remedy the violations included in the Notice of Violation as follows:

- Crown Ridge has not submitted STRS/PERS payroll reporting or remitted in full the related contributions that it collected from its employees as of September 12,

2012, nor provided any evidence indicating or establishing that it has done so. The August 3rd Response serves as an admission that it has not remedied these violations and, at the public hearing on September 11, 2012, Dr. Bielinski and Dr. Parrenas acknowledged and agreed that these monies had not been paid and the payroll reporting had not been submitted. Additionally, Crown Ridge has not submitted any plan or proposal for submitting the payroll reporting and/or remitting the related contributions to STRS/PERS. Rather, Crown Ridge's statements at the public hearing that it has borrowed monies due to the School for the July and August 2012 apportionment further evidences an inability by Crown Ridge to remedy this violation.

- Crown Ridge has not paid its teachers for May and July 2012, nor provided any evidence attempting to indicate or establish that it has done so. The August 3rd Response serves as an admission that these payments had not been made and, at the public hearing, Dr. Parrenas and Dr. Bielinski acknowledged that the teachers had not been paid for those months and, additionally, indicated that the teachers had not been paid for August and September 2012, thereby further establishing Crown Ridge's ongoing violations. Additionally, Crown Ridge has not submitted any plan or proposal for making such payments. Rather, Crown Ridge's statements at the public hearing that it has borrowed monies due to the School for the July and August 2012 apportionment further evidences an inability by Crown Ridge to remedy this violation.
- Crown Ridge has not paid its external auditor, nor provided any evidence attempting to indicate or establish that it has done so. The August 3rd Response serves as an admission that these payments had not been made. Additionally, Crown Ridge has not submitted any plan or proposal for making such payments. Rather, Crown Ridge's statements at the public hearing that it has borrowed monies due to the School for the July and August 2012 apportionment further evidences an inability by Crown Ridge to remedy this violation.
- On March 21, 2012, the District provided a written review of Crown Ridge Charters' Fiscal Year 2011-12 Second Interim Financial report received on March 5, 2012. As noted in that correspondence, District staff stated:

A detailed narrative is included to document our review and note any findings or concerns. There are several areas of concern that include the inability to maintain a positive fund balance and meet reserve requirements for fiscal year 2011-2012, ambitious ADA project[ions]s for subsequent years, and potential cash flow shortfall issues. For this reason, we are providing a "not positive" certification and requiring that all items be addressed with the filing of fiscal year 2012-2013 adopted budget on or before June 8, 2012.

Crown Ridge has not remedied or even begun resolving the concerns identified in this correspondence, nor provided any evidence attempting to indicate or establish that it has done so. The August 3rd Response serves as an admission that these fiscal issues have not been resolved. Additionally, Crown Ridge has not submitted any plan or proposal for remedying these fiscal issues. Rather, Crown Ridge's statements at the public hearing that it has borrowed monies due to the School for the July and August 2012 apportionment further evidences an inability by Crown Ridge to remedy these violations.

- Dr. Parrenas acknowledged at the public hearing that he has limited business and fiscal experience, yet as of September 12, 2012, he and Dr. Bielinski stated that Dr. Parrenas is managing all fiscal aspects of the School s because the back office provider severed its relationship with Crown Ridge due to Crown Ridge's failure to pay for those services. Having an individual with limited business and fiscal experience serve as the School's back office provider would constitute fiscal mismanagement in any circumstances, and particularly in the current situation in which Crown Ridge is in such dire fiscal condition, including numerous instances of fiscal mismanagement.
- Crown Ridge did not submit a plan to demonstrate that all current Crown Ridge outstanding debts, including the STRS/PERS and payroll, have been paid or are otherwise satisfied nor did it submit a clearly delineated plan to establish it is fiscally stable and able to continue operating in a fiscally sound manner, including a balanced budget and reserves. Rather, it simply offered to meet with District representatives in order that such District representatives could advise Crown Ridge on the resolution of its numerous and significant financial issues and violations. Such meeting is not a plan for remedying the violations nor is it reasonably calculated to lead to a remedy of the violations.

BE IT FURTHER RESOLVED AND ORDERED that, based on the foregoing facts, the District Board finds that Crown Ridge has not remedied the violations identified in the Notice of Violations, that Crown Ridge has provided insufficient documentation to remedy the violations identified in the Notice of Violations, and has admitted that the violations identified in the Notice of Violations continue unresolved.

BE IT FURTHER RESOLVED AND ORDERED, that based upon the foregoing facts, the Governing Board hereby adopts and issues this Final Decision to Revoke the Crown Ridge Charter effective 9:00 p.m., Tuesday, September 18, 2012. This revocation is based upon Education Code section 47607(c)(1) and 47607(3) in that Crown Ridge has committed material violations of the conditions, standards and procedures set forth in the Crown Ridge Charter and engaged in fiscal mismanagement.

BE IT FURTHER RESOLVED AND ORDERED that the terms of this Resolution are severable. Should it be determined that one or more of the findings and/or the factual

determinations supporting the findings is invalid, the remaining findings and/or factual determinations and the revocation of the Crown Ridge Charter shall remain in full force and effect. In this regard, the District Board specifically finds that each factual determination, in and of itself, is a sufficient basis for the finding it supports, and each such finding, in and of itself, is a sufficient basis for denial.

BE IT FURTHER RESOLVED AND ORDERED that this Resolution and the terms hereof shall constitute the District Board's "Final Decision" revoking the Crown Ridge Charter, as that term is defined in California Code of Regulations, title 5, section 11965(b);

BE IT FURTHER RESOLVED AND ORDERED that the Superintendent or designee is hereby directed to provide a copy of this Final Decision to the California Department of Education and the San Bernardino County Board of Education within 10 calendar days of its adoption by the District Board.

13.2 - Board Policy 3350 Travel Expenses (Second Reading)

No action was taken.

13.3 - Personnel Report #6, Dated September 18, 2012

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

BE IT RESOLVED that the Personnel Report #6, dated September 18, 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.

13.4 - In Recognition of Deceased Employee

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

MILDREDAN "DANNY" WARD

WHEREAS Danny Ward was a dedicated member of the certificated and management staff for the San Bernardino City Unified School District from 1947 until her retirement in 1999; and

WHEREAS Danny Ward served the District as a teacher and principal, dedicating herself to students at Marshall, Lytle Creek, Kimbark, Lyman, Jefferson Hunt, Fairfax,

Sterling, Parkside, Bradley, and Belvedere Elementary Schools before accepting an assignment as Director of Voluntary Magnet School Programs; and

WHEREAS Danny Ward paid for her education at the University of Denver, Boulder Colorado by teaching classes on navigation and astronomy to cadets in the Air Corps; and

WHEREAS Danny Ward taught in New Mexico and Wyoming before moving to California and joining the San Bernardino City Unified School District, where she gained notoriety by becoming a school principal when she was just 25 years old; and

WHEREAS on September 7, 2012, Danny Ward died, bringing deep sorrow to her loving family and friends; and

WHEREAS Danny Ward is survived by her sons, Andrew and David; four grandchildren; and four great-grandchildren;

THEREFORE BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does take this opportunity to express its gratitude for Danny Ward's long, fine years of service to the District and its students and does extend its deepest sympathy to her family.

SESSION TWELVE - Closed Session

14.0 - 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

Anticipated Litigation

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

Number of Cases: One

Board of Education Minutes
September 18, 2012

SESSION THIRTEEN – Open Session

15.0 - Action Reported from Closed Session

No reportable action was taken.

SESSION FOURTEEN - Closing

16.0 - Adjournment

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

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, October 2, 2012, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.