

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
1/22/13**

December 4, 2012

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 – Workshop

1.0 – Workshop

4:30 p.m.

1.1 - Budget Workshop For Fiscal Year 2012-13

Dr. Maureen Saul, Interim Chief Business and Financial Officer, and Janet King, Director, Fiscal Services, provided an update related to the Fiscal Year 2012-2013 (see page ____).

Board members discussed the Transition Kindergarten program, requested a report on enrollment projections, and recommended marketing the program more.

It was the consensus of the Board to table this workshop at 5:30 p.m. and resume during Administrative Reports.

SESSION TWO - Opening

2.0 - Opening

2.1 - Call to Order

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

2.2 - Pledge of Allegiance to the Flag

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

2.3 - Inspirational Reading

Barbara Flores shared two stories from her childhood.

SESSION THREE - Special Presentations

3.0 - Special Presentations

3.1 - Outstanding Student Awards and Outstanding Parent Awards

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

Curtis Middle School

Destiny Barnett, Veronica Leon Mendez, and Brenda Salas, students;
Erika Delgado, parent.

Golden Valley Middle School

Ricardo Moctezuma, Joana Salinas-Villanueva, and Sharay Yarbough, students;
Brenda Lemus, parent.

Richardson PREP HI

Natalie Figueroa, Echo Huckabay, and Ixchel Sanchez, students; Deborah Stratton, parent.

SESSION FOUR – School Showcase

4.0 - School Showcase

4.1 - Middle College High School

Victoria Jurado, Student Board Representative from Middle College High School, presented the Student Report of activities taking place at the high schools during the month of December. For their School Showcase, students highlighted Team Builders Service Project activities.

SESSION FIVE - Administrative Reports

5.0 - Administrative Reports

5.1 - School Board Appointment to the Personnel Commission

The term of Michael Salazar, the Board's appointee to the Personnel Commission, expired on December 1, 2012. Pursuant to Education Code §45246 (b), (1) the governing board shall publicly announce the name of the person it intends to appoint or reappoint.

It is the intent of the Board to re-appoint Michael Salazar for a three (3) year term at its January 8, 2013 Board Meeting. At that time the Board will conduct a Public Hearing and accept comments from the audience. Following public comments, if any, President Flores will close the Public Hearing and the Board will take action on the appointment.

1.1 - Budget Workshop for Fiscal Year 2012-13 (Continued)

Dr. Saul stated that Staff agrees with the CBAC recommendation. Dr. Saul stated that she recommends having a minimum reserve of 5 percent.

Danny Tillman asked how many people will be affected by the elimination of SIG funding. Harold Vollkommer reported 85. Barbara Flores asked if the District could get a waiver. Eliseo Davalos reported that they will make every effort to keep as many dollars as possible, and ask for a waiver.

Dale Marsden reported that the District budgeted for opening two new schools next year, but two additional schools are ready to be opened. John Peukert stated that the soft and administrative costs for the two additional schools weren't budgeted, but this is being done to be able to go off of the year-round calendar earlier. Dr. Marsden stated that the CBAC will meet monthly and consider if we close schools or combine campuses. Dr. Flores stated that the Board needs to be involved in those discussions. Judi Penman stated that a Board member should be on this committee. Michael Gallo stated that the Board is invited to CBAC meetings. Dr. Marsden stated that it can be an open meeting if a majority of Board members want to attend. Margaret Hill stated that she was shocked to hear we will open four schools. Mrs. Hill recommended having these discussions once a month at 4:30 p.m.

Danny Tillman stated that he wants input from unions. It is not fair for him to meet at 4:30 a.m. Have a joint meeting with CBAC. Dr. Marsden stated that they can have a Budget presentation monthly after CBAC meetings.

Mr. Tillman asked if there is money available for the Board to reconsider budget priorities. Dr. Saul stated, no. Lynda Savage recommended waiting to discuss priorities until January because we can't spend money we don't have. Dr. Flores stated that she asked to have this issue brought back. Districts with new textbook adoptions have shown academic growth. Michael Gallo asked if Staff had looked into "techbooks." There is the most value in teacher staff development. Delivery is more important than content. Bobbie Perong asked when *Treasures* was printed. Dr. Flores asked if it would need a supplement. Cheryl Villavega, McGraw Hill representative, stated that *Treasures* was printed in 2010, and a supplement builds into the teacher resource. Mrs. Perong stated that textbook adoptions have been suspended and we should not revisit the priorities. We need to get teachers to understand Common Core and teach them the strategies they need first. Mrs. Perong stated that the Board spent a lot of time establishing priorities and she will stand by them. Margaret Hill stated that priorities number 1 and 2 are more important now. Mr. Tillman stated that in the past, textbook adoptions came with state money. Mr. Tillman agreed with Mrs. Hill. The first discussion is, do they want to change the priorities, and he doesn't. Michael Gallo asked how they will get the Common Core criteria. Dr. Davalos stated that they will provide the Board with plan. Staff development will be key. They will identify supplemental materials for staff and hold inservices. Dr. Flores stated that McGraw Hill has a deal on the table, interest free and supplemental materials. Lynda Savage stated that all

three priorities are important. Mrs. Savage recommended that Staff come back with two or three plans with the present budget of where cuts are needed for all three priorities and keep the list as is. Dr. Marsden asked Ms. Villavega when the three-year payment plan offer expires. Ms. Villevega replied on December 15 or 19. Dr. Marsden stated that Staff needs to determine if the textbook adoption would be cost neutral.

SESSION SIX – Other Matters Brought By Citizens

6.0 - Other Matters Brought by Citizens

Ron Fletcher recommended using MAA funds to pay for counselors. Mr. Fletcher asked if the District's free flu shots are available for students. Mr. Fletcher reported that Norton Elementary School does not have overhead protection from the rain for students going out to cars.

Anita Jones stated that parents want to place their students in Odell Young School and are being told it is closed. They are filing for bankruptcy but are open. Some students are being returned to comprehensive schools and other nonpublic schools. During a site visit, a student was seen sleeping on a teacher's desk. That sleeping student had a defiant personality, but they outgrow that and move on. Odell Young is needed in the community. They need 15 students to quality for WASC.

Veronica Gonzales, mother of a student at Hillside Elementary School, reported that the principal refused her request for an SST meeting. Dr. Flores stated that the Superintendent would follow up with her.

Elisa Cornelio reported that the principal of Mt. Vernon Elementary School refused her request for an SST meeting for her son. No one followed up with here after being her two weeks ago. The principal said he is young and needs more time. Ms. Cornelio wants him attended to now. He is below grade level and needs help. Dr. Flores asked her to leave her phone number.

Gil Navarro, education advocate for the Gonzales and Cornelio families, stated that it is disrespectful that nothing has happened. Mr. Navarro stated that Kennon Mitchell is disrespectful. Eliseo Davalos reported that Edwin Gomez contacted Ms. Cornelia, Mr. Navarro, and School Police. Dr. Marsden stated that he has a meeting scheduled with Mr. Navarro. Staff is working to make every effort to give him a high level of customer service and they will continue. They want the system to work for all students.

Carol Ramos stated that she needs help with her son who attends Highland Pacific Elementary School. A student is bullying and sexually harassing him. The principal was rude and only moved his seat. He is now getting a rash and bloody nose because he is nervous. Dr. Marsden stated that this won't be tolerated. We will work with her to find a resolution.

Abigail Medina stated that she is part of CBAC and wants the Board to see the numbers. Look at the budgets for GATE, music, and arts as well.

SESSION SEVEN - Reports and Comments

7.0 - Report by San Bernardino Teachers Association

Rebecca Harper, SBTA president, thanked the Board for taking her suggestion to have a standing agenda item for the associations. Mrs. Harper stated that she is a part of the District's Strategic Planning team and also for CTA statewide strategic planning. Mrs. Harper stated that it is going too fast in the District. Mrs. Harper stated that some things were in the budget report tonight that the CBAC members hadn't seen. Mrs. Harper stated that today's CO-OP meeting was a good beginning and she hopes they meet monthly or bi-monthly. Mrs. Harper is chair of the CTA QEIA workshop group. They are planning to give services to schools that exit the program. Schools that don't meet their API targets won't be dropped from the QEIA program. QEIA encroached on the General Fund, but it is offset by Class Size Reduction money.

8.0 - Report by California School Employees Association

No report was given.

9.0 - Report by Communications Workers of America

Ron Fletcher thanked Rebecca Harper for her suggestion. Mr. Fletcher thanked the Board for approving the CWA Contract. Mr. Fletcher stated that Colton School District increased the pay for substitute teachers to \$125. On December 17, Tom Haldorsen will have someone teach them about Common Core. On December 22, they will be giving away food and clothing at Mt. Vernon Elementary School.

10.0 - Report by San Bernardino School Police Officers Association

Eric Vetere thanked Rebecca Harper for asking to put this on the agenda. Walls are coming down, and they know more information. School Police will participate in the Christmas Parade and they are adopting a school to donate toys. They will also participate in the Kiwanis toy donation event at Mt. Vernon Elementary School.

11.0 - Report by Board Members

Danny Tillman asked if funding was available for a Districtwide drum line this year. Dr. Marsden stated that he would look into it. Mr. Tillman stated that he attended two Linked Learning sessions at the CSBA Conference. Because some colleges don't accept credit for school-to-work classes, the Contra Costa school district uses the term pre-profession for those courses.

Lynda Savage reported that the CSBA Conference was extremely good. Mrs. Savage stated that Michael Gallo, Dale Marsden, and Barbara Flores did a wonderful job on their workshop sessions.

Margaret Hill reported that she enjoyed the CSBA Conference. Oakland has a Community School that feeds their students five times a day and their attendance has gone up. Mrs. Hill complimented the District for the Craft Fair. Mrs. Hill and Danny Tillman spoke at the District's Wellness group. Mrs. Hill stated that both the English Learner and Targeted Instruction programs are important, but she doesn't hear much about Targeted Instruction. Mrs. Hill asked what is happening in that office and what resources are available.

Bobbie Perong thanked staff for the Craft Fair. Mrs. Perong thanked District staff for their hard work. The public hears concerns that are raised at Board meetings, but they don't hear about how hard staff works to resolve issues. Mrs. Perong asked that an Action Plan Team look at having staff provide services and training that is currently being outsourced.

Michael Gallo reported that while attending the CSBA Conference, he went on a tour of the Exploratorium's new facility. It was predominantly privately funded with \$300 million. Money is there for the right projects. Mr. Gallo recommended having a more comprehensive calendar on the District website listing parent and District meetings. Dr. Marsden stated that we are in the process of developing that now. Mr. Gallo reported that the District is partnering with ConnectEd in an assessment grant to see if we are ready to consider implementing that here.

Barbara Flores recognized Michael Gallo and Dale Marsden for their Collective Impact presentation at the CSBA Conference. Dr. Flores asked them to condense it and present it to the Board. Dr. Flores announced that her daughter graduated from California State University San Bernardino last weekend.

12.0 - Report by Superintendent and Staff Members

Dale Marsden announced that he and Michael Gallo will make a presentation at the Workforce Investment Board in March in Washington, D.C. Dr. Marsden reported that he met with new legislators on Monday in Sacramento and discussed pilot legislation. Dr. Marsden stated that he is meeting with the Loma Lind University Leadership Council on Wednesday to discuss partnering for a Gateway college path.

12.1 - Book Study—*District Leadership That Works Striking the Right Balance* Chapter 3, Setting and Monitoring Nonnegotiable Goals for Achievement

Board Members and the Superintendent discussed multiple measures for formative assessment, rubrics and visuals, an alignment piece, and a parent-friendly report card.

Board of Education Minutes
December 4, 2012

12.2 - Follow Up on Requests and Questions from Board and Community Members, as of
November 28, 2012

	Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
PARENT/PUBLIC REQUESTS						
1	11/20/12	Have a standing agenda item for SBTA.	Rebecca Harper	Dr. Marsden		Completed.
2	11/20/12	Recognize the top 1% of seniors who were recognized by CSUSB.	Gil Navarro	Dr. Davalos	1/15/13	
3	11/6/12	If Prop 30 passes, hold Legislators responsible for funding education.	Mr. Gallo			
4	10/16/12	Consider continuing his Y rating for five years. He was discriminated against 10 years ago.	Carl Greenwood	Dr. Vollkommer	11/20/12	Completed.
5	10/16/12	Is the District interested in piloting a program to identify seniors not on track to go to college, to enroll in occupational programs?	Joseph Williams	Dr. Davalos	1/15/13	
6	10/16/12	Reaudit Casa Ramona Academy for Special Education and ELD compliance.	Gil Navarro	Dr. Davalos	1/15/13	
7	10/16/12	Look at Arroyo Valley High School students' GPA since they don't have an API score.	Gil Navarro	Dr. Davalos	12/18/12	
8	9/18/12	Strike out the language in BP3350 that subs can be reimbursed for mileage. Refer BP3350 to the Policy Committee.	Ron Fletcher Mr. Gallo	Dr. Vollkommer	12/18/12	Referred to the Policy Committee.

Board of Education Minutes
December 4, 2012

	Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
9	8/7/12	The Parent Revolution group is looking to organize other parents to overtake their school.	Gil Navarro	Cabinet 8/8/12	1/15/13	Through the Strategic Planning process, schools will conduct an internal assessment and include stakeholders in a shared vision process.
EDUCATIONAL SERVICES – DR. DAVALOS						
1	10/2/12	Provide a calendar of professional development for common core and a detailed implementation plan.	Mrs. Hill	Dr. Davalos	12/18/12	
2	10/16/12	Provide a presentation on YAP, ICUC, and COPE.	Mrs. Hill	Dr. Davalos	12/18/12	
3	10/16/12	What are middle schools doing to teach algebra?	Dr. Flores	Dr. Davalos	12/18/12	
4	11/6/12	Consider establishing a police/military academy.	Mr. Gallo	Dr. Davalos	11/20/12	Discussion will take place regarding this issue with Linked Learning. Completed.
5	11/6/12	Is there a Board policy on student readiness to take Algebra?	Dr. Flores	Dr. Davalos	12/18/12	
6	11/20/12	The Mt. Vernon Principal is denying her request for an SST for her son.	Elisa Cornelio	Dr. Davalos	12/18/12	
7	11/20/12	Provide an update on TK.	Dr. Flores	Dr. Davalos	1/15/13	
8	11/20/12	What is the status of the EL Master Plan?	Dr. Flores	Dr. Davalos	12/18/12	

Board of Education Minutes
December 4, 2012

	Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
STUDENT SERVICES – DR. MITCHELL						
1	9/11/12	Look into the City’s pre-pendency plan for crossing guard funding.	Mr. Tillman	Dr. Mitchell 9/13/12	12/18/12	Currently establishing negotiations.
2	10/2/12	Find a tool for students to report bullying anonymously.	Mr. Tillman	Dr. Mitchell 10/3/12	12/18/12	Research is ongoing.
3	11/6/12	Provide the raw data for student suspension by race/ethnicity.	Dr. Flores	Dr. Mitchell	12/18/12	
4	11/6/12	Break down suspension and API data by ethnicity.	Mr. Tillman	Dr. Mitchell	12/18/12	
5	11/6/12	Break down the suspension data by grade level.	Mrs. Hill	Dr. Mitchell	12/18/12	
6	11/6/12	Consider visiting Oakland and Santa Ana to see what they doing to have lower suspension rates than ours?	Dr. Flores Mr. Tillman	Dr. Mitchell	12/18/12	In Progress
HUMAN RESOURCES – DR. VOLLKOMMER						
1	9/11/12	Agendize the calendar for discussion.	Mrs. Penman	Dr. Vollkommer 9/13/12	12/18/12	Will update Board on District Five-Year plan.
BUSINESS SERVICES – DR. SAUL						
1	11/20/12	Revisit the Board’s priorities of cut items to restore.	Dr. Flores	Dr. Saul		Board Workshop Scheduled for 12/4/12. Completed.
SUPERINTENDENT – DR. MARSDEN						
1	6/19/12	Provide a presentation on all of the agencies we contract with.	Mr. Tillman	Dr. Marsden 6/20/12	12/18/12	School Services of California will assist with this process.
2	9/11/12	Urge legislators to make education a priority for funding.	Dr. Flores Mr. Gallo Mrs. Penman	Dr. Marsden 9/13/12	12/3/12	Planned visit to Sacramento to discuss.

Board of Education Minutes
December 4, 2012

	Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
3	9/18/12	Consider sending out an RFP for a firm to charge a flat rate for legal fees.	Dr. Flores	Dr. Marsden 9/26/12	12/18/12	Board will consider posting an RFP following School Services' report.
4	11/20/12	Have a standing agenda item for SBTA, CSEA, CWA, and SBPOA.	Dr. Flores	Dr. Marsden		Completed.

SESSION EIGHT - Legislation and Action

13.0 - 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 later consideration.

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

BOARD OF EDUCATION

13.1 - Approval of Minutes

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on November 6, 2012, be approved as presented.

BUSINESS SERVICES DIVISION

13.2 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$394.89, Lifetouch National School Studios, Prairie, Minnesota; \$129.75, Coca Cola Refreshments, New Castle, Delaware; \$345.13, Target Take Charge of Education, Minneapolis, Minnesota; (50) jackets with the fair market value of \$1,500.00, East Sarang Community Church, Chino, California; \$400.00,

Board of Education Minutes
December 4, 2012

Holliday Rock Co., Inc., Upland, California; \$1,000.00, Kiwanis Club of San Bernardino, San Bernardino, California; and \$1,000.00, Angeles Contractor, Inc., Buena Park, California.

13.3 - 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:

Teresa Alba
Lilia Cisneros-Felix
Abigail Medina
Dolores Ochoa
(Board Representatives, English Learner Programs)

To attend the 2013 California Association for Bilingual Education (CABE) Conference in Long Beach, California, February 13, through February 16, 2013. Total cost, including meals and mileage per District guidelines, not to exceed \$7,700.00, will be paid from English Learner Programs Account No. 261 and Account No. 262.

13.4 - Commercial Warrant Registers for Period from November 1, 2012, through November 15, 2012

BE IT RESOLVED that the Commercial Warrant Register for period from November 1, 2012 through November 15, 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 signed disbursements.

13.5 - Extended Field Trip, Arrowview Middle School, Sea World Adventure Science Club, San Diego, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 23 Arrowview Middle School students and 3 District employees to attend the Sea World Adventure Science Club in San Diego, California, from March 15, through March 16, 2013. The cost of the trip, not to exceed \$4,461.86, including meals and lodging for 23 Arrowview Middle School students and 3 District employees, will be paid from Arrowview Middle School CAPS Funds Budget No. 459. Transportation provided by Durham School Services, not to exceed, \$1,086.86, will be paid from Arrowview Middle School CAPS Funds Budget No. 459. Names of the students are on file in the Business Services office.

13.6 - Extended Field Trip, Arroyo Valley High School, 10th Annual JROTC Winter Fun Camp, Idyllwild, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 40 Arroyo Valley High School students and 5 District employees to attend the 10th Annual JROTC Winter

Fun Camp, in Idyllwild, California from December 14, through December 16, 2012. The cost of the trip, not to exceed \$1,931.35, including meals and lodging for 40 Arroyo Valley High School students and 5 District employees, will be paid from Arroyo Valley High School JROTC Funds. Transportation provided by Van Express Rental, not to exceed \$241.35, will be paid from Arroyo Valley High School JROTC Funds. Names of the students are on file in the Business Services office.

13.7 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the addition of \$230,147.00 in the budgeting of revenues and expenditures for the unrestricted program, Fund 11-Adult Education Calworks Program (132).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$1,000.00 in the budgeting of revenues and expenditures for the restricted program, Measure N Donations (158).

13.8 - First Period Interim Financial Report as of October 31, 2012

BE IT RESOLVED that the Board of Education approves, on the basis of information presented, the First Interim Financial Report as of October 31, 2012.

BE IT ALSO RESOLVED that the President of the Board of Education certifies on behalf of the Board that the San Bernardino City Unified School District will be able to meet its ongoing financial obligations for the current fiscal year and subsequent two years **with the implementation of on-going cuts of \$8.4 million in Fiscal Year 2013-2014 and an additional estimated \$30.45 million on-going cuts for Fiscal Year 2014-2015 to maintain the fiscal solvency of the District in the subsequent two years.**

13.9 - 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 2012-13 school year and approves payment to the following:

Community Matters for three presentations titled "Waking Up Courage" on January 7, 2013. The cost, not to exceed \$3,300.00, will be paid from Shandin Hills Middle School Account No. 501.

The Science Experience for a presentation at Serrano Middle School titled "The Discovery Dome, a Portable Planetarium" on December 10, 2012. The cost, not to exceed \$200.00, will be paid from CAPS Central Programs Account No. 459.

13.10 - Reimbursement for District Payroll Revolving Cash Fund

BE IT RESOLVED that the Board of Education authorizes the write off of an uncollectible General Revolving Cash Fund payment in the amount of \$155.64.

BE IT FURTHER RESOLVED that the Board of Education approves a warrant in the amount of \$155.64 being issued from the Unrestricted General Fund account No. 068 to replenish the General Revolving Cash Fund.

13.11 - Signature Authorization for Reimbursement – Fiscal Year 2012-2013

BE IT RESOLVED that the Board of Education delegates authority to Janet King, Director, Fiscal Services to request reimbursement of expenses incurred for Fiscal Year 2012-2013 for the Workability II, Transitions Partnership Program No. 568.

EDUCATIONAL SERVICES

Curriculum and Instruction

13.12 - Agreement with the Parent Academy for our Children's Success (PACS), Fontana, California, to Provide Training for Parents of District Students Enrolled at Arroyo Valley High School

BE IT RESOLVED that the Board of Education approves entering into an agreement with Parent Academy for our Children's Success (PACS), Fontana, California, to provide training for parents of District students enrolled at Arroyo Valley High School, effective December 5, 2012, through March 6, 2013. PACS will provide a six-week training session plus an additional week for parents' graduation from the program. The training will provide the skills and techniques that will enable parents to address the educational needs of their school-aged children. The results of the training will be measured through parent attendance at weekly PACS sessions and at monthly ELAC meetings, student attendance and grades. The cost, not to exceed \$10,000.00, will be paid 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.

13.13 - Agreement with Pearson dba NCS Pearson, Inc., Chandler, Arizona, to Provide Foundational Overview of the Common Core State Standards Professional Development

BE IT RESOLVED that the Board of Education approves entering into an agreement with Pearson dba NCS Pearson, Inc., Chandler, Arizona, to provide a three-day Foundational Overview of the Common Core State Standards professional development to teachers of English learners and a one-day training for administrators, effective December 5, 2012, through June 30,

2013. The training will provide teachers and administrators who work with English learners with the necessary background knowledge, skills, strategies, and understanding of how to implement the common core into everyday instruction. The price per session is \$3,500.00 for a total of 10 sessions. The total cost of the services, not to exceed \$35,000.00, will be paid from the Restricted General Fund-Title III LEP Student Subgrant, Account No. 549 and from the Restricted General Fund-English Learners & Support, Account No. 262.

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

13.14 - Agreement with The Regents of the University of California, Oakland, California, to Administer the Puente Project at Arroyo Valley High School

BE IT RESOLVED that the Board of Education approves entering into an agreement with The Regents of the University of California, Oakland, California, to administer the Puente Project, effective December 5, 2012, through June 30, 2013. The mission of the Puente Project is to increase the number of educationally disadvantaged students who enroll in four-year colleges and universities, earn degrees, and return to the community as leaders and mentors to future generations. During the ninth and tenth grades, students will participate in a class that will satisfy the District's requirements for college preparatory English, taught by a teacher specially trained by Puente. The students will be supported from Grades 9-12 by a Puente Counselor, who is trained by Puente and employed by the District, and assigned half time to the Puente program. Puente, in collaboration with site teams, will identify community resources to provide students with opportunities for participation in leadership and community activities. The Regents will provide \$5,600.00 per site. Funds may be used for functions associated with implementing Puente at the site, subject to Puente Guidelines. 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.

13.15 - Agreement with Spectrum Solutions, San Clemente, California, to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves entering into an agreement with Spectrum Solutions, San Clemente, California, to provide supplementary educational services for after school tutoring for eligible District students, effective December 5, 2012, through April 30, 2013. The fee, not to exceed \$13,367.80, at the rate of \$1,336.78 per student, will be paid from Restricted General Fund-No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524.

BE IT ALSO RESOLVED that the Board of Education reserves the right to increase or decrease student participation with this Provider based on placement in the program by parents of participating students. The cost per student will remain at \$1,336.78 regardless of the number of students participating in the program with this Provider.

Board of Education Minutes
December 4, 2012

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

13.16 - Agreement with The Target Excellence, Sacramento, California, to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves entering into an agreement with The Target Excellence, Sacramento, California, to provide supplementary educational services for after school tutoring for eligible District students, effective December 5, 2012, through April 30, 2013. The fee, not to exceed \$13,367.80, at the rate of \$1,336.78 per student, will be paid from Restricted General Fund-No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524.

BE IT ALSO RESOLVED that the Board of Education reserves the right to increase or decrease student participation with this Provider based on placement in the program by parents of participating students. The cost per student will remain at \$1,336.78 regardless of the number of students participating in the program with this Provider.

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

13.17 - Agreement with University Enterprises Corporation at California State University, San Bernardino, California, to Provide Lesson Study Facilitation for the California Academic Partnership Program (CAPP) Grant

BE IT RESOLVED that the Board of Education approves entering into an agreement with the University Enterprises Corporation at California State University, San Bernardino, California, to provide 12 days of lesson study facilitation for the California Academic Partnership Program (CAPP) Grant at Arroyo Valley High School, Martin Luther King, Jr. Middle School, and Cesar E. Chavez Middle School, effective December 5, 2012 through June 30, 2013. The lesson study facilitation will assist teachers to collaborate to plan, observe, and refine a lesson. The lesson study will base the lesson design on teachers' ideas about how students learn, observe student learning when the lesson is taught, analyze observations of student learning after the lesson is taught, and use information about student learning to revise the lesson and inform instructional practice. Total cost, not to exceed \$11,250.00, will be paid from the Restricted General Fund-California Academic Partnership Program (CAPP), Account No. 310.

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

13.18 - Amendment No. 1 to the Agreement with A2Z Educational Consultants, Hayward, California, to Provide Professional Development to Increase Academic Achievement in English

BE IT RESOLVED that the Board of Education approves amending the agreement with A2Z Educational Consultants, Hayward, California, approved by Board on November 6, 2012, agenda item 9.30. The amendment is necessary to add 10 days of training and to increase the contract amount by \$50,000.00, for an aggregate total contract amount of \$100,000.00. The additional fee will be paid from the Restricted General Fund—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.

13.19 - Amendment No. 1 to the Agreement with A2Z Educational Consultants, Hayward, California, to Provide Mathematics Targeted Support

BE IT RESOLVED that the Board of Education approves amending the agreement with A2Z Educational Consultants, Hayward, California, approved by Board on September 11, 2012, agenda item 11.18. The amendment is necessary to provide mathematics targeted support to 10 additional math teachers for 20 additional days of training and to increase the contract amount by \$100,000.00, for an aggregate total contract amount of \$150,000.00. The additional fee will be paid from the Restricted General Fund—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.

13.20 - Amendment No. 1 to the Agreement with Get Ahead Writing, LLC, Fullerton, California, to Provide Direct Instruction of the Common Core State Standards in Writing and Language to Three Elementary Schools

BE IT RESOLVED that the Board of Education approves amending the agreement with Get Ahead Writing, LLC, Fullerton, California, approved by Board on July 10, 2012, agenda item 6.15. The amendment is necessary to include two days of in-class common core state standards writing instructional sequence demonstrations for four first grade teachers, and to increase the contract amount by \$2,600.00, for a total site amount of \$46,800.00, and for an aggregate total contract amount of \$135,200.00. The additional fee 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.

13.21 - Amendment No. 1 to the Agreement with Swun Math, LLC, Cypress, California, to Increase Student Achievement

BE IT RESOLVED that the Board of Education approves amending the agreement with Swun Math, LLC, Cypress, California, approved by Board on July 10, 2012, agenda item 6.17. The amendment is necessary to include six days of professional development for teachers, administrators, and coaches at Barton Elementary School and to increase the contract amount by \$43,166.70 for an aggregate total contract amount of \$268,166.70. The additional fee 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.

13.22 - 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:

Estrellita, Inc., Camarillo, California, to provide two days of professional development on the five building blocks of the Estrellita early literacy program to bilingual kinder teachers in the Alternative Bilingual Education (ABE) and Dual Immersion Programs, effective December 5, through December 31, 2012. The cost, not to exceed \$2,600.00, billed at \$1,300.00 per day, is to be paid from the Restricted General Fund—Title III LEP Student SubGrant, Account No. 544.

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

9-27-1993 10-9-1993 8-31-1994

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

STUDENT SERVICES

Adult School

13.24 - Educational Affiliation Agreement with Community Hospital of San Bernardino, California

BE IT RESOLVED that the Board of Education ratifies entering into an affiliation agreement with Community Hospital of San Bernardino, California, to provide a clinical site and practical learning experience for students enrolled in the Adult School's Licensed Vocational Nursing training program, effective August 15, 2012, through August 14, 2013. There is no cost to the District.

Board of Education Minutes
December 4, 2012

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

13.25 - Facilities Use Agreement with the University of Redlands, Glen Wallichs Theatre, Redlands, California for the Licensed Vocational Nurse Graduation Ceremony

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with the University of Redlands, Glenn Wallichs Theatre, Redlands, California, effective March 14, through March 15, 2013. The facility's auditorium, stage, and lobby will be used for the Adult School's Licensed Vocational Nurse graduation ceremony. The cost, not to exceed \$1,650.00, will be paid from the Restricted General Fund—Adult Education, Account No. 130.

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

13.26 - Memorandum of Understanding (MOU) with the Community Hospital of San Bernardino, California, for the District to Provide GED Testing Services

BE IT RESOLVED that the Board of Education approves entering into a Memorandum of Understanding (MOU) with the Community Hospital of San Bernardino, California. The Adult School will provide GED testing services for individuals referred by the Community Hospital of San Bernardino, effective January 1, through June 30, 2013. The Community Hospital of San Bernardino will compensate the Adult School after administration of each GED test. The Adult School will be compensated at the rate of \$150.00 for an entire battery of tests and \$40.00 for all re-tests. 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.

Alternative Programs

13.27 - Facilities Use Agreement with Lutheran Church of Our Savior, San Bernardino, California

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with Lutheran Church of Our Savior, San Bernardino, California, effective December 5, 2012, through June 30, 2013. The facility will be used for staff development for District counselors and Alternative Programs Department staff meetings. There is no cost to the District for use of the facilities.

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

Creative Before- and After-School Programs for Success CAPS

13.28 - Agreement with Robbins Creative Content (RCC), LLC, Woodland, California, to Provide Grant Proposal Review and Critique Services for 21st Century Community Learning Center Proposals

BE IT RESOLVED that the Board of Education approves entering into an agreement with Robbins Creative Content (RCC), LLC, Woodland, California, to provide grant proposal review and critique services for up to six 21st Century Community Learning Center proposals, effective December 5, 2012, through June 30, 2013. RCC will work through three full review and critique revision cycles with the District, each cycle consisting of the District sending a draft narrative and RCC providing written comments on the draft. The cost per proposal is \$1,500.00. The cost of the services, not to exceed \$9,000.00, will be paid from the Restricted General Fund-After School Education and Safety Program, Account No. 459.

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

Special Education

13.29 - Affiliation Agreement with Management and Training Corporation, dba Inland Empire Job Corps Center, San Bernardino, California

BE IT RESOLVED that the Board of Education ratifies entering into an affiliation agreement with Management and Training Corporation, dba Inland Empire Job Corps Center, San Bernardino, California, effective July 1, 2012, through June 30, 2013. The Adult School will provide instruction in Certified Nursing Program (CNA) and supervise and monitor the clinical experiences of all Inland Empire Job Corps Center students/trainees. The instruction provided by the Adult School prepares students for certification by the State of California Department of Health Services for an entry-level position in a long-term care facility and meets the prerequisite into a Vocational Nurse training program. There is no cost to the District.

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

13.30 - Agreement for Nonpublic, Nonsectarian School/Agency Services with San Diego Center for Children Academy, San Diego, California

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with San Diego Center for Children Academy, San Diego, California, to provide services to special education students, effective October 8, 2012, through June 30, 2013. The cost, \$155.50 per day for the remaining 161 days, for a total not to exceed \$25,035.50, and other approved related services at agreed-upon rates, will be paid from Restricted General Fund-Special Education-Non-Public, Account No. 824.

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

13.31 - Agreement with American Language Services, Los Angeles, California, to Provide Translation Services

BE IT RESOLVED that the Board of Education approves entering into an agreement with American Language Services, Los Angeles, California, to provide translation services for special education students in their primary native language, effective December 5, 2012, through June 30, 2013. The total cost, not to exceed \$1,000.00, payable at \$550.00 for three hours or at \$850.00 for more than three hours of translating services, will be paid from the Restricted General Fund-Special Education-Central, Account No. 827.

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

13.32 - Agreement with Lori Fletcher, Highland, California, to Present a Series of Workability Career Preparation Workshops

BE IT RESOLVED that the Board of Education approves entering into an agreement with Lori Fletcher, Highland, California, to present a series of Workability career preparation workshops in collaboration with the District's Special Education Transition Department at all comprehensive high schools for special education students, effective January 3, through May 31, 2013. The workshops will focus on career exploration, developing a post-school plan, accepting personal responsibility for their education, pre-employment skills, and linking to important support agencies. The total cost, not to exceed \$6,240.00, payable at \$30.00 per hour, will be paid from the Restricted General Fund-Workability 1 Program, Account No. 437.

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

Youth Services

13.33 - Expulsion of Student(s)

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

*(S)1/14/1999 *(S)2/27/1995 *(S)3/11/1995 *(S) 2/2/1999 *(S)2/9/1996
*(S)7/26/1998

*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.

13.34 - 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:

8/28/1994

13.35 - Petition to Expunge, Rescind, or Modify Expulsion

5/5/1999

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

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

FACILITIES/OPERATIONS DIVISION

Facilities Management

13.36 - Amendment No. 2 to the Agreement with Summerset Landscape Service for Weed Abatement Services

BE IT RESOLVED that the Board of Education approves amending the agreement with Summerset Landscape Service, Alta Loma, California, to provide weed abatement services for various District sites. This amendment is to exercise the second of three one-year extensions; effective January 1, through December 31, 2013. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said Amendment No. 2.

13.37 - Amendment No. 3 to the Service Agreement with Manpower, Inc. to Provide Temporary Personnel for Maintenance & Operations and Transportation Departments

BE IT RESOLVED that the Board of Education approves amending the service agreement with Manpower, Inc. to provide temporary staffing at Maintenance & Operations and Transportation departments. This amendment is needed to extend the agreement date through June 30, 2013, on an as-needed basis, to continue to meet the demands of the District. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said Amendment No. 3.

13.38 - Amendment No. 5 to the Professional Services Agreement with PJHM Architects for Architectural and Engineering Services for the Proposed Pakuma K-8 School Project

BE IT RESOLVED that the Board of Education approves amending the agreement with PJHM Architects for architectural and engineering services at the proposed Pakuma K-8 School Project. This amendment is to separate the playfields and park areas from the school site of the existing pre-approved DSA design in order for the District to proceed with construction of the playfields and park areas prior to the construction of the Pakuma K-8 school site. The cost, not to exceed \$195,000.00, will be paid by Lennar Lytle, LLC. Due to changes in the Savings by Design (SBD) guidelines the District is pursuing additional monetary incentives, and documents previously approved by Southern California Edison for its SBD program must be updated and resubmitted. The cost, not to exceed \$2,000.00, will be paid from Funds 25, 35, and 40. All other terms and conditions remain the same.

Board of Education Minutes
December 4, 2012

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said Amendment No. 5.

13.39 - Amendment No. 5 to the Professional Services Agreement with WLC Architects, Inc. for Architectural and Engineering Services for the George Brown Jr. Elementary School Project

BE IT RESOLVED that the Board of Education approves amending the professional services agreement with WLC Architects, Inc., Rancho Cucamonga, California, for architectural and engineering services for the George Brown Jr. Elementary School project. This amendment is for additional scope of work requested by the District. The cost, not to exceed \$39,340.00, plus approved reimbursables, will be paid from Funds 21, 25, 35, 40, and 98. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said Amendment No. 5.

13.40 - Amendment No. 6 to the Professional Services Agreement with ATI Architects and Engineers for Architectural and Engineering Services for the Little Mountain Elementary School Project

BE IT RESOLVED that the Board of Education approves amending the professional services agreement with ATI Architects and Engineers for architectural and engineering services for the Little Mountain Elementary School project. This amendment will extend the ending date through June 30, 2013, for continuity of service. All other terms and conditions will remain the same.

BE IT FURTHER RESOLVED the Board that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said Amendment No. 6.

13.41 - Amendment No. 6 to the Professional Services Agreement with Ruhnau, Ruhnau & Clarke Architects for Architectural and Engineering Services for the Captain Leland F. Norton Elementary School Project

BE IT RESOLVED that the Board of Education approves amending the professional services agreement with Ruhnau, Ruhnau & Clarke Architects, Riverside, California, for architectural and engineering services for the Captain Leland F. Norton (Elementary School project. This amendment is for revision of offsite water improvement plans due to changes made during construction. The cost, not to exceed \$2,400.00, will be paid from Funds 21, 25, 35, and 40. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said Amendment No. 6.

Board of Education Minutes
December 4, 2012

13.42 - Request to Substitute Subcontractor, Bid No. F09-02 Re-Bid, Category No. 01- New Construction for the Dr. Mildred Dalton Henry Elementary School Project

BE IT RESOLVED that the Board of Education approves the request by the Prime Contractor, Paul C. Miller Construction Co., Bid No. F09-02 Re-Bid, New Construction for the Dr. Mildred Dalton Henry Elementary School project, Category No. 01 - General Construction/Buildings, to release its roofing subcontractor, Bishop Inc., from their obligation on the project, and to substitute Hertel Brothers Roofing Co., Alta Loma, 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.

HUMAN RESOURCES DIVISION

13.43 - Legal Fees Budget – Fiscal Year 2012-2013

BE IT RESOLVED that the Board of Education approves the increase of \$102,000.00 budgeted in Legal Fees Account No. 077, resulting in a total budgeted expenditures of \$872,000.00.

14.0 - Action Items

14.1 - Approval of Date for the Annual Organizational Meeting of the Board of Education

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 of the San Bernardino City Unified School District establishes December 18, 2012, as the date of the official Annual Organizational Meeting.

14.2 - Personnel Report #11, Dated December 4, 2012

Upon motion by Member Perong, 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 Personnel Report #11, dated December 4, 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.

Board of Education Minutes
December 4, 2012

14.3 - Cross-Fiscal Year Tax and Revenue Anticipation Note (TRAN)

Upon motion by Member Gallo, 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:

RESOLUTION

NAME OF DISTRICT: SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT*

LOCATED IN: COUNTY OF SAN BERNARDINO

ORIGINAL NOTE RESOLUTION ADOPTION DATE: MAY 15, 2012

ORIGINAL MAXIMUM AMOUNT OF BORROWING: \$80,000,000

SERIES A PRINCIPAL AMOUNT: \$80,000,000

SERIES A ISSUANCE DATE: JULY 02, 2012

INCREASED MAXIMUM AMOUNT OF BORROWING: \$160,000,000

RESOLUTION OF THE GOVERNING BOARD AUTHORIZING AN INCREASE TO MAXIMUM AMOUNT OF BORROWING OF FUNDS FOR FISCAL YEAR 2012-2013 AND AUTHORIZING THE ISSUANCE AND SALE OF AN ADDITIONAL SERIES OF 2012-2013 TAX AND REVENUE ANTICIPATION NOTES THROUGH THE CALIFORNIA SCHOOL CASH RESERVE PROGRAM AND REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY TO ISSUE AND SELL SAID SERIES OF ADDITIONAL NOTES

WHEREAS, school districts, community college districts and county boards of education are authorized by Sections 53850 to 53858, both inclusive, of the California Government Code (the "Act") (being Article 7.6, Chapter 4, Part 1, Division 2, Title 5 of the Government Code) to borrow money by the issuance of temporary notes; and

WHEREAS, on the Original Note Resolution Adoption Date set forth above, the governing board (the "Board") determined, pursuant to a resolution (the "Original Note Resolution") that, in order to satisfy certain obligations and requirements of the school district, community college district or county board of education specified above (the "District"), a public body corporate and politic located in the County designated above (the "County"), it was desirable that a sum (the "Principal Amount"), not to exceed the Original Maximum Amount of Borrowing designated above, be borrowed for such purpose during its fiscal year ending June 30, 2013 ("Fiscal Year 2012-2013") by the issuance of its 2012-2013 Tax and Revenue Anticipation Notes (the first series of which has been issued and shall be referred to herein as the "Series A

* If the Name of the District indicated on the face hereof is not the correct legal name of the District which adopted this Resolution, it shall nevertheless be deemed to refer to the District which adopted this Resolution, and the Name of the District indicated on the face hereof shall be treated as the correct legal name of said District for all purposes in connection with the Program (as hereinafter defined).

Board of Education Minutes
December 4, 2012

Notes” and any subsequent series of which shall be referred to herein as “Additional Notes,” and collectively with the Series A Notes, the “Notes”), in one or more series (each a “Series”), therefor in anticipation of the receipt by or accrual to the District during Fiscal Year 2012-2013 of taxes, income, revenue (including, but not limited to, revenue from the state and federal governments), cash receipts and other moneys provided for such fiscal year for the general fund and, if so indicated in a Pricing Confirmation, capital fund and/or special revenue fund (or similarly named fund or funds as indicated in such Pricing Confirmation) of the District (capitalized undefined terms used in this Supplemental Resolution shall have the meanings ascribed thereto in the Original Note Resolution); and

WHEREAS, on the Series A Issuance Date set forth above, the District issued the Series A Note in the Series A Principal Amount set forth above; and

WHEREAS, the Original Note Resolution provides that the District (or the County on its behalf, as applicable) may at any time issue pursuant to the Original Note Resolution one or more Series of Additional Notes consisting of Senior Notes or Subordinate Notes (including Subordinate Notes that are further subordinated to previously issued Subordinate Notes, as provided in the applicable Pricing Confirmation), subject in each case to certain specific conditions set forth in Section 2(B) of the Original Note Resolution; and

WHEREAS, the Original Note Resolution provides that, whenever the District shall determine to issue, execute and deliver any Additional Notes pursuant to the Original Note Resolution, the Series Principal Amount of which, when added to the Series Principal Amounts of all Series of Notes previously issued by the District, would exceed the Original Maximum Amount of Borrowing authorized by the Original Note Resolution, the District shall adopt a Supplemental Resolution amending the Original Note Resolution to increase the Original Maximum Amount of Borrowing as appropriate; and

WHEREAS, the District desires to issue, pursuant to the Original Note Resolution, a Series of Additional Notes in a Series Principal Amount which, when added to the Series A Principal Amount, would exceed the Original Maximum Amount of Borrowing authorized by the Original Note Resolution; and

WHEREAS, because the District does not have fiscal accountability status pursuant to Section 42650 or Section 85266 of the California Education Code, it requests the Board of Supervisors of the County to borrow, on the District’s behalf, said Series Principal Amount by the issuance of the Series of Additional Notes; and

WHEREAS, pursuant to Section 53853 of the Act, if the Board of Supervisors of the County fails or refuses to authorize the issuance of the Series of Additional Notes within the time period specified in said Section 53853, following receipt of this Supplemental Resolution, and the Series of Additional Notes are issued in conjunction with tax and revenue anticipation notes of other Issuers within the meaning of Section 53853 of the Act, the District may issue the Series of Additional Notes in its name pursuant to the Original Note Resolution as supplemented by terms stated herein; and

Board of Education Minutes
December 4, 2012

WHEREAS, it appears, and this Board hereby finds and determines, that said Series Principal Amount of the Series of Additional Notes, when added to the interest payable thereon, does not exceed eighty-five percent (85%) of the estimated amount of the uncollected taxes, income, revenue (including, but not limited to, revenue from the state and federal governments), cash receipts and other moneys provided for Fiscal Year 2012-2013 which will be received by or which will accrue to the District during such fiscal year for the general fund and, if so indicated in a Pricing Confirmation, capital fund and/or special revenue fund (or similarly named fund or funds as indicated in such Pricing Confirmation) of the District and which will be available for the payment of the principal of the Series of Additional Notes and the interest thereon;

NOW, THEREFORE, the Board hereby finds, determines, declares and resolves as follows:

Section 1. Recitals. All the above recitals are true and correct and this Board so finds and determines.

Section 2. Increased Maximum Amount of Borrowing. The Original Note Resolution is hereby amended to increase the Original Maximum Amount of Borrowing set forth in the Original Note Resolution to the Increased Maximum Amount of Borrowing designated above.

Section 3. Issuance of Series B Notes. In accordance with the Original Note Resolution, this Board hereby determines to borrow, and hereby requests the Board of Supervisors of the County to borrow for the District, solely for the purpose of anticipating the receipt by or accrual to the District during Fiscal Year 2012-2013 of taxes, income, revenue (including, but not limited to, revenue from the state and federal governments), cash receipts and other moneys provided for such fiscal year for the general fund and, if so indicated in the Pricing Confirmation for the Series of Additional Notes authorized hereby, capital fund and/or special revenue fund (or similarly named fund or funds as indicated in such Pricing Confirmation) of the District, and not pursuant to any common plan of financing of the District, by the issuance by the Board of Supervisors of the County, in the name of the District, of a Series of Additional Notes under Sections 53850 *et seq.* of the Act and to be designated generally as the District's "2012-2013 [Subordinate] ** Tax and Revenue Anticipation Notes, Series B" (referred to herein as the "Series B Notes"). The Series B Notes shall be issued in a Series Principal Amount which, when added to the Series A Principal Amount, shall not exceed the Increased Maximum Amount of Borrowing designated above. If the conditions of the Original Note Resolution are met, the Series B Notes may be issued as Senior Notes. If not issued as Senior Notes, the Series B Notes shall be issued as Subordinate Notes.

In the event the Board of Supervisors of the County fails or refuses to authorize the issuance of the Series B Notes within the time period specified in Section 53853 of the Act, following receipt of this Supplemental Resolution, this Board hereby authorizes issuance of the Series B Notes, in the District's name pursuant to and in accordance with the Original Note Resolution as supplemented by the terms stated in this Supplemental Resolution. The Series B Notes shall be issued in conjunction with the note or notes of one or more other Issuers as part of

** The Series of Additional Notes shall bear the "Subordinate" designation if it is a Series of Subordinate Notes.

Board of Education Minutes
December 4, 2012

the California School Cash Reserve Program (the “Program”) and within the meaning of Section 53853 of the Act.

Section 4. Sale of Series B Notes. The Series B Notes shall be sold under the Bond Pool Structure authorized in the Original Note Resolution, to the California School Cash Reserve Program Authority (the “Authority”), or issued to evidence the District’s obligations with respect to temporary transfers and/or conditional apportionments made pursuant to California Education Code Section 42621 or California Education Code Section 42622, respectively, in accordance with the Original Note Resolution. Each Authorized Officer is hereby authorized and directed, during the period commencing on the date of adoption of this Supplemental Resolution and ending on June 15, 2013, to execute and deliver the Pricing Confirmation applicable to the Series B Notes on a date within five (5) days (or such longer period of time as agreed by the Authority or the County Board, as applicable) of the negotiation of the interest rate or rates and the purchase price to be paid for the Series B Notes in accordance with Section 4 of the Original Note Resolution.

Section 5. Preliminary Official Statement and Official Statement. Each Authorized Officer is hereby authorized and directed to provide Piper Jaffray & Co., as underwriter for the Program (the “Underwriter”) with such information relating to the District as the Underwriter shall reasonably request for inclusion in the preliminary official statement (the “Preliminary Official Statement”) and official statement of the Authority relating to the Series of Pool Bonds to which the Series B Notes will be assigned. If, at any time prior to the execution of the Pricing Confirmation for the Series B Notes, any event occurs as a result of which the information contained in the Preliminary Official Statement or other offering document relating to the District might include an untrue statement of a material fact or omit to state any material fact necessary to make the statements therein, in light of the circumstances under which they were made, not misleading, the District shall promptly notify the Underwriter.

Section 6. Effect of Supplemental Resolution. The Original Note Resolution is hereby ratified and confirmed and shall continue in full force and effect in accordance with the terms and provisions thereof, as supplemented by the terms stated in this Supplemental Resolution, including the authority granted to the Authorized Officers named therein to take all actions therein authorized with respect to a Series of Additional Notes.

Section 7. Submittal of Resolution to County. The Secretary or Clerk of the Board of the District is hereby directed to submit one certified copy each of this Resolution to the Clerk of the Board of Supervisors of the County, to the Treasurer of the County and to the County Superintendent of Schools.

SESSION NINE - Closed Session

15.0 - 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: Ten

SESSION TEN – Open Session

16.0 - Action Reported from Closed Session

No reportable action was taken.

SESSION ELEVEN - Closing

17.0 - Adjournment

By the affirmative vote of the members, the meeting was adjourned at 9:45 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, December 18, 2012, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.