

**San Bernardino City Unified School District**

Minutes of a Regular Meeting of the Board of Education

**MINUTES  
ADOPTED  
4/6/10**

Community Room  
Board of Education Building  
777 North F Street  
San Bernardino, California

March 2, 2010

5:30 p.m.

Present: President Danny Tillman; Vice President Barbara Flores; Board Members Louise Ayala, Teresa Parra Craig, Judi Penman, Lynda Savage, and Elsa Valdez; Superintendent Arturo Delgado; Deputy Superintendent Judy White; Chief Business and Financial Officer Mohammad Islam, Associate Superintendent Mel Albiso, Assistant Superintendents Dayton Gilleland, Yolanda Ortega, John Peukert, Paul Shirk, and Harold Vollkommer; and Superintendent's Assistant Phyllis Gronek. Minutes recorded by Administrative Assistant Jennifer Owens.

**SESSION ONE - Opening**

**1.0 - Opening**

**1.1 - Call to Order**

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

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

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

**SESSION TWO - Special Presentations**

**2.0 - Special Presentations**

**2.1 - Academic Decathlon Special Recognition**

The Board of Education recognized the following students whose varsity teams received awards at the San Bernardino County Academic Decathlon, as well as their coaches. Arroyo Valley High School's Gold Team received fifth place, Cajon High School's Gold Team came in eighth place, and San Gorgonio High School's Red Team received an award for most improved.

***Arroyo Valley High School***

Students Alexis Crawford, Sara Garcia-Paez, Martha Hernandez, Jose Jacquez, Kathleen Leon, Steven Light, Leslie Morando, Christina Noland, and Daniel Sanchez, and Coaches Carrie Thayer and Sarah Hidalgo

***Cajon High School***

Students Breanna Haigler, Victor Ho, Vanessa Mejia, Luis Ramirez, Matt Rogers, Veronica Ruvolo, Austin Smith, James Stallworth, and Eric Uribe, and Coach Mark Stowitts

***San Gorgonio High School***

Students Nicholas Destasio, Lowell Iporac, Helen Luu, Jennifer Ngo, Kylie Sharpe, Kyrsten Sharpe, John Sturgeon, Andrea Swanson, Lorena Torres-Huerta, Ricardo Trejo, and Mitchell Winter, and Coaches Irene Awad and Gloria Cardona

2.2 - In Recognition of Arts Education Month

Upon motion by Member Valdez, seconded by Member Savage, and approved by the affirmative vote of Members Ayala, Flores, Savage, Tillman, and Valdez (Noes: None; Absent for Vote: Parra Craig and Penman), the following was adopted:

**WHEREAS** arts education, which includes dance, music, theater, and the visual arts, is a vital part of basic education, providing a balanced education for all students; and

**WHEREAS** the Board of Education of the San Bernardino City Unified School District joins the state of California in recognizing arts education as an essential part of basic education for all students, Kindergarten through Grade 12; and

**WHEREAS** instruction in the basic skills and knowledge of dance, music, theater, and the visual arts provides development of critical and creative thinking and perceptual abilities that extend to all careers and areas of life; and

**WHEREAS** experience in the arts develops insights and abilities central to the experiences of life, and the arts are collectively one of the most important repositories of culture; and

**WHEREAS** the Board of Education of the San Bernardino City Unified School District concurs with the Arts Education Policy of the California Board of Education, which states that each student should receive a high-quality, comprehensive arts education;

**THEREFORE, BE IT RESOLVED** that the Board of Education of the San Bernardino City Unified School District joins the Joint Rules Committee of the California Senate and Assembly in declaring March 2010 Arts Education Month and encourages all schools in the District to celebrate the arts with meaningful student activities and programs that demonstrate learning and understanding of the visual and performing arts.

2.3 - In Recognition of Week of the School Administrator

Upon motion by Member Savage, seconded by Member Valdez, and approved by the affirmative vote of Members Ayala, Parra Craig, Flores, Savage, Tillman, and Valdez (Noes: None; Absent for Vote: Penman), the following was adopted:

**WHEREAS** school administrators are passionate, lifelong learners who believe in the value of quality public education; and

**WHEREAS** the title “school administrator” is a broad term used to define many education leadership posts, such as superintendent, assistant superintendent, principal, assistant principal, special education and adult education leader, school business official, classified educational leader, and other school district employees; and

**WHEREAS** providing quality service for student success is paramount for the profession, and the future of California’s public education system depends upon the quality of its leadership; and

**WHEREAS** most school administrators began their careers as teachers. The average administrator has served in public education for more than a decade. Most of California’s superintendents have served in education for more than 20 years. Such experience is beneficial in their work to effectively and efficiently lead public education and improve student achievement; and

**WHEREAS** school leaders depend on a network of support from school communities—fellow administrators, teachers, parents, students, businesses, community members, board trustees, colleges and universities, community and faith-based organizations, elected officials, and district and county staff and resources—to promote ongoing student achievement and school success; and

**WHEREAS** research shows that great schools are headed by great principals, and great districts are led by great superintendents; these site leaders are supported by extensive administrative networks throughout the state; and

**WHEREAS** the State of California has declared the week of March 7-13, 2010, as the “Week of the School Administrator” in Education Code 44015.1;

**THEREFORE, BE IT RESOLVED** by the Board of Education of the San Bernardino City Unified School District that all school leaders be commended for the contributions they make to successful student achievement.

2.4 - Recognition of Adult Education Week

Upon motion by Member Parra Craig, seconded by Member Flores, and approved by the affirmative vote of Members Ayala, Parra Craig, Flores, Savage, Tillman, and Valdez (Noes: None; Absent for Vote: Penman), the following was adopted:

**WHEREAS** the Board of Education of the San Bernardino City Unified School District wishes to acknowledge the contributions and vital role the San Bernardino Adult School plays in the development of a well-educated and skilled workforce for the San Bernardino community; and

**WHEREAS** the Board of Education of the San Bernardino City Unified School District joins others in California in recognizing March 8, through March 12, 2010, as Adult Education Week; and

**WHEREAS** San Bernardino Adult School provides educational support to community members who are completing their high school equivalency requirements and individuals seeking career changes or skill development through vocational and job training; and

**WHEREAS** San Bernardino Adult School provides programs especially for our older adults and disabled population, as well as those in our community who need English as a second language and citizenship courses, adult literacy classes, and parent education; and

**WHEREAS** March 8, through March 12, 2010, is Adult Education Week in California, the Board of Education acknowledges that our San Bernardino Adult School serves the changing economic and cultural needs of a vigorous, expanding community;

**THEREFORE BE IT RESOLVED** that the Board of Education of the San Bernardino City Unified School District does take this opportunity to join others in the state and nation in declaring March 8, through March 12, 2010, Adult Education Week.

**SESSION THREE - Administrative Presentation**

3.0 - Administrative Presentation

3.1 - Presentation on the Potential Use of Skipping Criteria

The State's fiscal crisis has had a negative impact on school district budgets throughout California. In the San Bernardino City Unified School District, necessary budget cuts have led to the consideration of potential lay off. An option to school districts is the use of "skipping criteria" which allows less senior staff members to be "skipped" while more senior members are

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identified for layoff. Dr. Harold Vollkommer, Assistant Superintendent, Certificated Human Resources, provided information to the Board, regarding the possible use of “skipping criteria” related to the appropriate authorization to provide service to students designated as English Learners (see page \_\_\_\_).

Dr. Vollkommer reported that 300 teachers still need the authorization and 250 have said they are working on it. Barbara Flores asked how this could affect the Williams Case settlement. Dr. Vollkommer said that if we lay off teachers with authorization, it will reduce our compliance percentage. Dr. Flores asked if there are penalties for not complying. Dr. Vollkommer stated that if they see us making an effort, they take that into consideration; however, there could be a penalty, which would be a loss of ADA.

Teresa Parra Craig asked if the District hired teachers without the authorization. Dr. Vollkommer reported that some were hired before we had a large percentage of English learners; however, they were told to work on getting their authorization. Dr. Flores stated that the District has given them more than enough notice.

Mrs. Parra Craig asked if there is a policy regarding hiring teachers without the authorization. Dr. Vollkommer stated no and there are some cases where it isn’t necessary; however, it would give us greater flexibility if they did have it. Dr. Flores stated that it would behoove us to have 100 percent of teachers with the authorization. Mrs. Parra Craig stated that one in three students in the District are English learners. The District has been proactive in getting them compliant. Dr. Flores stated that we have been generous with those without authorization. We need qualified teachers and she supports skipping. New teachers have the knowledge; they worked hard and know the law.

Danny Tillman asked if there is a direct correlation that shows that students perform better with teachers with that authorization, and stated that an experienced teacher could be better than a new teacher with the authorization. Judi Penman agreed with Mr. Tillman. Mrs. Penman asked to see the numbers and expressed her support for senior teachers.

Lynda Savage stated that this is the law. We need to give credit to those teachers that received the authorization. Mrs. Savage supports skipping because 90 percent of the teachers have done what they were asked to do. Elsa Valdez agreed with Mrs. Savage. We gave teachers the time and resources to do this.

Dr. Delgado reported that the demographics have changed in the District. We couldn’t have predicted that we would have 33 percent English learners. State requirements became more strict. The state isn’t going to feel sympathetic to veteran teachers. Dr. Delgado asked the Board members to consider the fact that if they don’t skip, the District will be losing teachers with authorization.

Elaine Franzen, Golden Valley Middle School teachers, stated that it is important for teachers to have CLAD. Just because teachers have been there a long time, doesn't mean they are highly qualified.

Rebecca Harper, SBTA President, asked the Board to give teachers more time. Some teachers weren't aware they needed it. Non-core subject teachers thought the requirement didn't apply to them.

Bobbie Perong, fourth grade teacher, reported that teachers received mixed messages. QEIA schools need to keep experienced teachers. Teachers have received a lot of English language training from the District even though they don't have their CLAD authorization.

Gil Navarro, County School Board Member, reported that the County audits schools for Williams Case compliance. The District was one of two in the County that had misassignments. One district had one and our district had 800. Mr. Navarro suggested creating a Board policy that requires Board approval prior to hiring a teacher without CLAD.

### 3.2 - Project Labor Agreements

This item was tabled.

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

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

Angela Montpas reported that teachers have been asked to take pay cuts and then more. Dr. Delgado got a raise and a \$70,000.00 refurbished kitchenette. Ms. Montpas asked the Board to cut gas allowances and the Superintendent's and Assistant Superintendents' salaries, and consolidate District buildings. The District is top heavy and there is bureaucratic waste. The Superintendent should draw a teacher's salary for one year with no expenses. Judi Penman stated that she hasn't seen a kitchenette and no raise has been allocated for the Superintendent. The Board made a mistake years ago and that is being addressed.

Marcus Endert announced that there will be a rally to protest cuts to education on March 4, 10 a.m. to 3 p.m. at California State University San Bernardino in front of the library. Education cuts will impact all of us. Teachers are facing losing their livelihood, K-3 teachers will be faced with larger class sizes, and smaller learning communities have been eliminated.

Elaine Franzen, Golden Valley Middle School teacher, reported that she has been harassed by the administration. She received an action plan because her students were compliant, not engaged. She inherited a classroom of under-performing students which isn't her fault. She is an excellent teacher and is being harassed because she spoke up for herself. The principal is vindictive. Ms. Franzen asked the Board to review her documents and not approve her non-re-election.

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Karen Serrano, Congressional Representative for Congressman Joe Baca, invited those interested to attend the 2010 Education Summit, March 26, 8 a.m. to noon, in the Obershaw Dining Room at California State University San Bernardino. Ms. Serrano announced that the Congressional Art Competition will be held March 29-30, and the winner will be announced on April 9.

Abraham Ward, Catherine Dalton, and Suzanne Ewell, urged the Board to place North Verdemont Elementary School on the modified traditional calendar. President Tillman stated that it is the Board's goal to move all schools to a modified traditional calendar. Mr. Tillman asked John Peukert to provide information on where we are in making the change.

Gil Navarro, County School Board Member, reported that last October he recommended that the County Schools' employees take a 15 percent pay cut. People need to know that the Board and Superintendent work to not lay off teachers. Mr. Navarro reported that legal counsel sits with them during charter school discussions. Mr. Navarro reported that Dr. Stine is not going to run for re-election and said that unless County School Board members have more authority, it should be abolished. Mr. Navarro recommended that the Board have a presentation to hear the results of the Promise Initiative.

Retired Master Sergeant Wayne Harkley thanked Warehouse Manager Bill Hanes and his staff for helping with the Toys for Tots drive. Because of their assistance, 5,000 children received toys.

Rebecca Harper, SBTA President, reported that they will be negotiating the effect of budget cuts. On March 4, SBTA will be using off track members to distribute fliers to parents at traditional schools. Ms. Harper asked the Board, that if layoffs are done, they be done in a way that will have the least effect on students.

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

### **5.0 - Report by Board Members**

Teresa Parra Craig reported that she attended the CASH Conference in Sacramento with Mel Albiso, John Peukert, Wael Elatar, and Bob Leon. During the conference, Mr. Peukert and Mr. Elatar went to the State Allocation Board to fight for money that was already allocated to us.

Mrs. Parra Craig reported that she respects Staff members and they serve the District very well. She doesn't want to give the impression that she wants to buy them out because they aren't doing a good job. She wants to reward them. Mrs. Parra Craig asked for a discussion on buy-outs for Assistant Superintendents. It was the consensus of the Board to discuss this at a future Board meeting.

Mrs. Parra Craig reported that the Communications Department has a budget of \$927,000 and 12 employees. Mrs. Parra Craig suggested that some of their work could be done at the high

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schools. Mrs. Parra Craig asked for a discussion on how the department works and how duties could be switched.

Judi Penman reported that the Board doesn't want to lay off anyone. Mrs. Penman stated that she would like to have a workshop to share ideas. Mrs. Penman stated that salaries are out of proportion for some employees. There are other ways to save money. It is not only teachers who are losing their obs. A lot of businesses are closing. The Chamber of Commerce staff members are taking off one day a week to keep the Chamber open.

Elsa Valdez reported that the Communications Department does more than public relations work. A lot of their work requires specialized equipment that isn't available at the schools. A lot of the work they do affects the classrooms. Public relations is vital to maintain communication with parents and the community. Dr. Valdez said she would also like to hear a presentation about the department.

Barbara Flores recommended moving forward to make sure 100 percent of our teachers are CLAD compliant. Dr. Flores stated that our Assistant Superintendents do a tremendous job and she doesn't know how we can buy them out. Dr. Flores asked for a summary of all program specialists, including their salary and work year.

Judi Penman reported that the District could have saved \$124,000.00 last year if books had been purchased locally. Mrs. Penman suggested that printing could be taught at the future vocational school. This would save the District money and give students a trade.

Barbara Flores commended Judy White for receiving the SES waiver four our district. Our teachers can earn extra money by providing SES services.

Danny Tillman stated that he has a concern with this predicament of having to send out notices and hopes we don't have to lay off anyone. Mr. Tillman expressed his concern with using layoffs as a tool to deal with another issues. Mr. Tillman expressed his support for the Communications Department and staff. We need these services. An ROP program would be great, but it would be a mistake to not have a professional way to disseminate information. Mr. Tillman stated that the District has a fair and open process for purchasing books and doesn't know what the problem was that Mrs. Penman referred to. Mr. Tillman stated that the SERP is a form of early retirement and he hopes we don't say we have people who think it is not enough and we make special arrangements for one group. When the Board made the decisions to create additional Assistant Superintendent positions, he was the only one that voted against it.

#### 5.1 - Legislative Update

None.



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

Dr. Delgado reported that a presentation on the Communication Department will be made at a future Board meeting. There is a misunderstanding on what that department does. We have no control over budget timing. He gives stacks of information to the Board and he makes a recommendation. He will continue to make recommendations because that is what the Board is paying him to do.

Dr. Delgado announced that a groundbreaking ceremony for Indian Springs High School will be held on March 5, at 10 a.m.

Dr. Delgado reported that he is continuing to meet with business and community groups, teachers, Board members, and the City regarding the Promise Neighborhood Initiative. Governance is still an issue. They are discussing a location, possibly located in the Operation Phoenix area. The schools in that area have the most challenges. A decision will have to be made soon.

**SESSION SIX - Legislation and Action**

**7.0 - 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 Flores, and approved by the affirmative vote of Members Ayala, Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following were adopted:

**7.1 - Approval of Minutes**

BE IT RESOLVED that the Minutes of the Board of Education Meetings held on February 2, and February 3, 2010, be approved as presented.

**7.2 - Payment of Master Teacher(s) – California State University San Bernardino**

BE IT RESOLVED that the Board of Education approves payment for services as master teachers during the Fall session 2009, as provided for in the agreement with California State University San Bernardino, as follows:

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Coomes, Sherri	\$166.70	Pena, Teresa	\$166.70
Cox, Donald	\$166.70	Proietti, Rhonda	\$166.70
Dimmitt, Gina	\$166.70	Pullen, Jennifer	\$166.70
Dogero, Diana	\$166.70	Rodriguez, Maritza	\$166.70
Doyle, Joan	\$166.70	Samson, Mary	\$166.70
Fitzsimmons, Carrie	\$166.70	Shook, Tyler	\$166.70
Florez, Cheryl	\$166.70	Shreve, Heidi	\$166.70
Iribe, Adriana	\$166.70	Thompson, Meri Dawn	\$166.70
Letourneau, Robert	\$166.70	Thomson, Cliff	\$166.70
Medran, Bridget	\$166.70	Torres, Persida	\$166.70
Morton, Kevin	\$166.70	Villegas, Elena	\$166.70
Munoz-Gallegos, Myrna	\$166.70	Woll, Kristin	\$166.70
O'Connell, Pamela	\$166.70	Zavala, Gerardo	\$166.70
Paz, Elva	\$166.70		

7.3 - Payment of Master Teachers – University of Redlands

BE IT RESOLVED that the Board of Education approves payment for services as a site supervisor as provided for in the agreement with the University of Redlands, as follows:

Catlin, Jill                      \$100.00

7.4 - Approval of Single Plans for Student Achievement, 2009-2010

BE IT RESOLVED that the Board of Education approves the Single Plans for Student Achievement for the following schools:

Schoolwide Programs Elementary Schools

Ramona-Alessandro	Hunt	Bonnie Oehl
Anton	Inghram	Palm Avenue
Arrowhead	Jones	Parkside
Barton	Kendall	Riley
Belvedere	Kimbark	Rio Vista
Bradley	Lankershim	E. Neal Roberts
Burbank	Lincoln	Roosevelt
Cole	Lytle Creek	Salinas
Cypress	Marshall	Thompson
Davidson	Monterey	Urbita
Del Rosa	Mt. Vernon	Vermont
Emmerton	Muscoy	Warm Springs
Fairfax	Newmark	Wilson
Highland Pacific	North Park	Wong
Hillside	North Verdemont	

Schoolwide Programs: Middle Schools

Arrowview	Golden Valley	Rodriguez
Chavez	King	Serrano
Curtis	Richardson	Shandin Hills
Del Vallejo		

Schoolwide Programs: High Schools

Arroyo Valley	Pacific	San Gorgonio
Cajon	San Andreas	Sierra
Middle College	San Bernardino	

Targeted Assistance Programs

Alternative Learning Center      STAR at Anderson

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

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

7.6 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$100.00, Mr. and Mrs. Hlebasko; \$950.00, Universal McCam; \$850.00, Hope Worldwide; and \$200.00, School Portraits by Kranz, Inc.

7.7 - 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:

Nancy Tremblay Elizabeth Lemus (Board Representatives, St. Anthony School)	To attend SCOE-Workshop-Strengthening Your Writing Program with Step Up to Writing Workshop, in Rancho Cucamonga, CA, on March 22-23, and April 19, 2010. Total cost, including meals and mileage per District guidelines, not to exceed \$260.00, will be paid from Accountability Department Account No. 536.
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Kristin Stevens  
Yvette Schemenauer  
(Board Representatives,  
Our Lady of the  
Assumption School)

To attend SCOE-Workshop-Strengthening Your Writing Program with Step Up to Writing Workshop, in Rancho Cucamonga, CA, on March 22-23, and April 19, 2010. Total cost, including meals and mileage per District guidelines, not to exceed \$260.00, will be paid from Accountability Department Account No. 536.

7.8 - Commercial Warrant Registers for period from February 1, through February 15, 2010

BE IT RESOLVED that the Commercial Warrant Register for period from February 1, through February 15, 2010, be approved.

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

7.9 - 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 2009-10 school year and approves payment to the following:

Orange County Performing Arts Center for a presentation by John and Juan A History of the Golden State on March 16, 2010. The cost, not to exceed \$1,080.00, will be paid from Marshall Elementary School Account No. 574.

7.10 - 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 expert:

Shelly Speigel-Coleman, Long Beach, CA, to provide the keynote address for the Bilingual Pre-Service June 28, 2010. The fee, not to exceed \$500.00, will be paid from the Restricted General Fund—Title III LEP Student Subgrant, Account No. 544.

7.11 - Extended Field Trip, Belvedere Elementary School, Odyssey of the Mind California State Competition, Sacramento, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 14 Belvedere Elementary School students, 14 parent chaperones, and 4 District employees to attend Odyssey of the Mind California State Competition, in Sacramento, California, March 26, through March 28, 2010. The cost of the trip, not to exceed \$4,500.00, including meals and lodging for 14 Belvedere Elementary School students, 14 parent chaperones, and 4 District employees, will be paid from Belvedere Elementary School ASB Account. Transportation provided by private

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vehicles of parent chaperones and District employees, not to exceed \$1,000.00, will be paid from Belvedere Elementary School ASB Account. Names of the students are on file in the Business Services office.

7.12 - Extended Field Trip, Manuel A. Salinas Elementary School, Outdoor Science School, Running Springs, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 48 Manuel A. Salinas Elementary School students, 3 Outdoor Science School staff members, and 2 District employees, to attend the Outdoor Science School, in Running Springs, California, April 26, through April 30, 2010. The cost of the trip, not to exceed \$10,800.00, including meals and lodging for 48 Manuel A. Salinas Elementary School students, 3 Outdoor Science School staff members, and 2 District employees, will be paid from Manuel A. Salinas Elementary School ASB Account. Transportation provided by First Student, not to exceed \$1,110.00, will be paid from Manuel A. Salinas Elementary School ASB Account. Names of the students are on file in the Business Services office.

7.13 - Extended Field Trip, Serrano Middle School, Smithsonian Student Travel, Washington, D.C. and New York

BE IT RESOLVED that the Board of Education approves the extended field trip for 16 Serrano Middle School students and 3 District employees, to attend the Smithsonian Student Travel, in Washington, D.C. and New York, March 14, through March 19, 2010. The cost of the trip, not to exceed \$25,440.00, including meals and lodging for 16 Serrano Middle School students and 3 District employees, will be paid through sponsorship from anonymous sponsors. Transportation to and from Los Angeles International Airport will be by private vehicle at no cost. Names of the students are on file in the Business Services office.

7.14 - Extended Field Trip, Cajon High School, 2010 Victory Pre-Season High School Softball Tournament, Sacramento, CA

BE IT RESOLVED that the Board of Education approves the extended field trip for 14 Cajon High School students and 4 District employees to attend the 2010 Victory Pre-Season High School Softball Tournament, in Sacramento, CA, March 10, through March 13, 2010. The cost of the trip, not to exceed \$2,440.00, including meals and lodging for 14 Cajon High School students and 4 District employees, will be paid from Cajon High School ASB Softball Account No. 795. Transportation provided by Express Rental, not to exceed \$600.00, will be paid from Cajon High School Account No. 202. Names of the students are on file in the Business Services office.

7.15 - Extended Field Trip, Cajon High School, 2010 Beach Pit Classic Baseball Tournament, Corona Del Mar, CA

BE IT RESOLVED that the Board of Education approves the extended field trip for 15 Cajon High School students and 3 District employees to attend the 2010 Beach Pit Classic Baseball Tournament, in Corona Del Mar, CA, April 3, through April 7, 2010. The cost of the trip, not to exceed \$1,525.00, including meals and lodging for 15 Cajon High School students and 3 District employees, will be paid from Cajon High School Baseball Account No. 790. Transportation provided by Express Rental, not to exceed \$360.00, will be paid from Cajon High School Baseball Account No. 790. Names of the students are on file in the Business Services office.

7.16 - Extended Field Trip, Cajon High School, San Diego Basketball Tournament, San Diego, CA

BE IT RESOLVED that the Board of Education approves the extended field trip for 12 Cajon High School students and 2 District employees to attend the San Diego Basketball Tournament in San Diego, CA, July 15, through July 18, 2010. The cost of the trip, not to exceed \$1,500.00, including meals and lodging for 12 Cajon High School students and 2 District employees, will be paid from Cajon High School Girls Basketball ASB Account. Transportation provided by Express Rental, not to exceed \$500.00, will be paid from Cajon High School Girls Basketball ASB Account. Names of the students are on file in the Business Services office.

7.17 - Extended Field Trip, San Bernardino High School, Girls Softball Palm Springs Tournament, Palm Springs, CA

BE IT RESOLVED that the Board of Education approves the extended field trip for 14 San Bernardino High School students and 4 District employees to attend the Girls Softball Palm Springs Tournament, in Palm Springs, CA, March 5, through March 6, 2010. The cost of the trip, not to exceed \$620.00, including meals and lodging for 14 San Bernardino High School students and 4 District employees, will be paid from Softball Club fundraising. Transportation provided by Express Rental, not to exceed \$350.00, will be paid from Softball Club fundraising. Names of the students are on file in the Business Services office.

7.18 - Extended Field Trip, San Geronio High School, CIF State Boys Wrestling Tournament, Bakersfield, CA

BE IT RESOLVED that the Board of Education approves the extended field trip for four San Geronio High School students, two chaperones, and one District employee, to attend the CIF State Boys Wrestling Tournament, in Bakersfield, CA, March 4, through March 6, 2010. The cost of the trip, not to exceed \$915.00, including meals and lodging for four San Geronio High School students and one District employee, will be paid from San Geronio High School Wrestling Club Account and each chaperone will pay for their own expenses. Transportation

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provided by Express Rental, not to exceed \$420.00, will be paid from San Geronio High School Wrestling Club Account. Names of the students are on file in the Business Services office.

7.19 - Agreement with Applied Behavior Consultants, Inc., to Provide Functional Behavior Assessment, Independent Education Evaluation to a District Student

BE IT RESOLVED that the Board of Education approves entering into an agreement with Applied Behavior Consultants, Inc., Sacramento, CA, to provide a Functional Behavior Assessment, Independent Education Evaluation to a District student, effective March 3, through June 30, 2010. The fee, not to exceed \$1,500.00, will be paid from the Restricted General Fund—Special Education, Account No. 827.

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

7.20 - Agreement with Bayridge Consortium, Inc., to Provide Implementation of Effective Inclusion for Elementary Campuses

BE IT RESOLVED that the Board of Education approves entering into an agreement with Bayridge Consortium, Inc., San Diego, CA, to provide six days of service to implement “inclusion” on campuses that are participating, effective March 3, 2010, through June 30, 2011. The fee, not to exceed \$20,000.00, will be paid from the Restricted General Fund—Special Education, Account No. 827.

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

7.21 - Agreement with Catapult Learning, LLC, to Provide Parent Involvement Title I Services to Parents of Identified Students Attending a Local Private School

BE IT RESOLVED that the Board of Education approves entering into an agreement with Catapult Learning, LLC, Philadelphia, PA, to provide four Parent Involvement Title I services to parents of students attending a local private school, St. Adelaide’s School, effective March 3, through June 30, 2010. The fee, not to exceed \$1,600.00, will be paid from the Restricted General Fund, Elementary Secondary Education Act Title I, Account No. 501.

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

7.22 - Agreement with the Knotts Family & Parenting Institute for Child Excellence to Provide Training for Parents of District Students Enrolled at Golden Valley Middle School

BE IT RESOLVED that the Board of Education approves entering into an agreement with the Knotts Family & Parenting Institute for Child Excellence, San Bernardino, CA, to provide training to parents of District students enrolled at Golden Valley Middle School, effective March 3, through May 26, 2010. The Parenting 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. The training will provide the skills and techniques that will enable parents to address the educational needs of their school-aged children. There is no cost to the District.

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

7.23 - Agreement with Microsoft Licensing, GP for Academic Volume Pricing

BE IT RESOLVED that the Board of Education approves entering into an agreement with Microsoft Licensing, GP for Academic Volume Pricing effective March 3, 2010, through February 2, 2013. This Academic agreement will allow the District to receive special K-12 pricing, which is approximately a 40 percent discount on all Microsoft Licensing and Product Districtwide.

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

7.24 - Amendment to the Agreement with Anthony Paul Lucey to Provide Mentoring Program for Students of the Educators for Tomorrow Teaching Academy at Arroyo Valley High School

BE IT RESOLVED that the Board of Education approves amending the agreement with Anthony Paul Lucey, Highland, CA, approved by the Board on June 16, 2009, Agenda Item 9.44. The amendment is necessary to extend the term of the agreement through June 30, 2010, and increase the funding by \$10,800.00 to an aggregate amount not to exceed \$25,000.00. The fee will be paid from the Restricted General Fund—CAL Partnership Planning Grant, Account No. 481.

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

7.25 - Amendment of the Agreement with Principal's Exchange, LLC to Promote Significantly Improved Academic Achievement and Accelerate the School's Exit from Program Improvement Status

BE IT RESOLVED that the Board of Education approves amending the agreement with Principal's Exchange, LLC, Whittier, CA, approved by the Board on June 16, 2009, Agenda



Item 9.26. The amendment is necessary to extend the term through June 30, 2010, and to add \$18,000.00 to the initial fee of \$56,500.00 for an aggregate total not to exceed \$74,500.00 so the school can continue to work on its Alternative Governance Plan. The fee shall be paid from the Restricted General Fund—Quality Education Investment Act, Account No. 436.

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

7.26 - Renewal of the Affiliation Agreement with Loma Linda University Social Action Community Health System to Provide a Site for Practical Learning Experience for Students Enrolled in the Adult School's Medical Assistant Program

BE IT RESOLVED that the Board of Education approves renewing the agreement with Loma Linda University Social Action Community Health System, San Bernardino, CA, to provide a site for practical learning experience for students enrolled in the Adult School's Medical Assistant Program, effective March 16, 2010, through March 15, 2015. The affiliation agreement will give students the opportunity to apply the skills learned in the classroom in a real world setting and build experience in their field of study. There will be no cost to the District.

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

7.27 - Renewal of the Agreement with Verizon California, Inc., for CentraNet Service

BE IT RESOLVED that the Board of Education approves renewing the CentraNet Agreement with Verizon California, Inc., for telephone lines Districtwide, effective July 1, 2010, through June 30, 2013. Total cost, not to exceed \$12,305.50 annually, will be paid from General Fund 01, Account Number 082. The Monthly Charges for CentraNet are listed as follows:

<u>Monthly Recurring Charge Items</u>	<u>Per Line Charge</u>
CentraNet Line	\$9.50
Feature Pak 1000	\$2.00
Feature Pak 2000	\$3.00

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

7.28 - Facilities Use Agreements with Jerry Lewis Swim Center for Riley Elementary School

BE IT RESOLVED that the Board of Education authorizes Riley Elementary School to enter into facilities use agreements with the Jerry Lewis Swim Center, San Bernardino, CA, for end-of-year swim parties on June 10, and June 17, 2010. The total cost, not to exceed \$646.00, 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 Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreements.

7.29 - Bid No. 01-10, Police Interceptors

BE IT RESOLVED that Bid No. 01-10, Police Interceptors be awarded to Redlands Ford, the lowest responsible bidder meeting District specifications. The cost for the vehicles will be charged to the General Fund.

BE IT FURTHER RESOLVED that the District reserves the right to purchase more than or less than the quantity indicated on a line item basis, as needed, throughout the initial one-year term of the bid, and all extensions, not to exceed three years total.

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

BE IT RESOLVED that the Board awarded RFP 11-09 for the Sale of CEW/Non-CEW to eWaste Center, Inc., Commerce, CA, on August 4, 2009, to include the purchase of additional CEW/Non-CEW equipment and peripherals for recycling from the District for a one-year term, and all extensions, not to exceed five years. During the awarded term, the District will present new Board-approved computer and peripheral surplus lists to the awarded bidder with the option to buy CEW at \$.24 per pound and Non-CEW at \$.04 per pound. Proceeds from the sale shall be deposited into the Warehouse Recycling Fund.

BE IT FURTHER RESOLVED that in accordance with California Education Code Section 17545, the Board of Education declares the following items as surplus to District needs and unsatisfactory or no longer suitable for school use: List of Salvage Computer Equipment and Peripherals dated February 4, 2010.

7.31 - Ratification of Approved Change Orders

BE IT RESOLVED that the Board of Education ratifies the DSA and District approved change orders from July 1, through December 31, 2009, for the following projects:

Bing Wong – New Elementary School #48  
Cajon HS – Modernization  
Fairfax ES – Modernization  
Hillside ES – Modernization  
Hunt ES - Modernization

New Curtis MS #6  
San Geronio HS – Modernization  
SDC Project – various sites  
Warm Springs ES - Modernization

7.32 - Settlement Agreement Between Southern Counties Quality Masonry, Inc. and the San Bernardino City Unified School District for the New Construction at Cesar Chavez Middle School, Bid No. 31-03, Category No. 5

BE IT RESOLVED that the Board of Education approves the settlement agreement between Southern Counties Quality Masonry, Inc. (SCQM) and the District in the amount of \$34,227.10, as compensation for the delayed claim and lawsuit brought by SCQM on the new construction at Cesar Chavez Middle School, Bid No. 31-03, Category 5 – Masonry. This amount is the full and final satisfaction of the claim. The cost will be paid from Funds 25 and 35.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said settlement agreement.

7.33 - On-line Curriculum Adoption, Grades 7-12

BE IT RESOLVED that the Board of Education approves the adoption of the A+LS Management and Assessment System On-line Curriculum, which will be implemented for the remainder of the 2009-2010 school year and funded as follows: \$39,500.00 from 403/CAHSEE Intensive Instruction; \$25,000.00 from San Bernardino High School 436/Quality Education Investment Act and \$5,000.00 from their Library Block Grant; \$35,000.00 from 541/Title II Secondary Education Math/Science; and \$35,000.00 from 566/After School Safety and Enrichment for Teens. There after is a yearly rate of \$6,975.00.00, which will be funded through 403/CAHSEE Intensive Instruction funds.

7.34 - 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) 3/12/1995    \*\* (S) 4/15/1997    \*\* 2/15/1996    \* (S) 11/2/1994    \*\* 2/24/1994    \* (S) 7/16/1995  
\* (S) 11/4/1997    \* (S) 12/1/1994    \* (S) 10/30/1995    \*\* 6/18/1994    \* (S) 1/5/1996

\*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.

7.35 - 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.

7.36 - 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:

10/11/1994

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

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

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

7.38 - Revocation of Suspension of Expulsion

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

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

7.39 - Lift of Expulsion of Student(s)

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

9/30/1999	9/15/1993	12/10/1994	8/4/1998	9/23/1994	5/14/1994
3/8/1994	5/15/1998	2/19/1993	7/25/1995	11/23/1992	4/20/1993
8/19/1993	8/4/1996	4/20/1994	11/27/1994	10/15/1995	3/17/1999
9/25/1996	7/19/1994	10/19/1995	6/15/1996	12/28/1992	9/28/1992
4/4/1994	3/28/1994	11/5/1996	3/16/1995	9/17/1995	

7.40 - Failure to Recommend Mandatory Expulsion 48915

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

7.41 - Petition to Expunge, Rescind, or Modify Expulsion

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.

7.42 - Education Code 48213

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.

**8.0 - Action Items**

8.1 - Naming of Arroyo Valley High School Football Field

Upon motion by Member Savage, seconded by Member Flores, and approved by the affirmative vote of Members Ayala, Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following was adopted:

BE IT RESOLVED that the Board of Education names the football field at Arroyo Valley High School the Karen Craig Stadium in honor of retiring Principal Karen Craig.

8.2 - Project Labor Agreements

This item was tabled.

8.3 - Personnel Report #17, Dated March 2, 2010

Upon motion by Member Flores, seconded by Member Savage, and approved by the affirmative vote of Members Ayala, Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following was adopted:

BE IT RESOLVED that the Personnel Report #17, dated March 2, 2010, 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.

8.4 - In Recognition of Deceased Employees

Members of the audience and Board of Education observed a moment of silence for the following deceased employees:

**DARLENE PAULETTE BOREN**

**WHEREAS** Darlene Boren was a dedicated member of the classified staff for the San Bernardino City Unified School District from 1989, until 2008; and

**WHEREAS** Darlene Boren was a dedicated cafeteria worker, who was later promoted to serving kitchen operator; and

**WHEREAS** Darlene Boren took great pride in serving nutritious meals to the students at Highland-Pacific Elementary School and Cajon High School; and

**WHEREAS** a San Bernardino resident for 49 years, Darlene Boren previously worked at Arrowhead Lanes before joining the District; and

**WHEREAS** on January 27, 2010, Darlene Boren died, bringing deep sorrow to her loving family and friends; and

**WHEREAS** Darlene Boren is survived by her parents, Ernest and Josephine Castillo; two daughters and their families, Sharon, Mark, Sean, and Jayden Hoops of Arizona; and Deborah, Dave, and Rachel Flores; two brothers, Steven and Ronald; and two sisters, Vicky and Linda;

**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 Darlene Boren's fine years of service to the District and does extend its deepest sympathy to her family.

**CAROLYN Y. STEFANI**

**WHEREAS** Carolyn Stefani was a dedicated member of the classified staff for the San Bernardino City Unified School District intermittently from 1975, until 1982; and

**WHEREAS** Carolyn Stefani was a dedicated library and instructional aide, and noon duty assistant who took great pride in her work; and

**WHEREAS** Carolyn Stefani worked at Mt. Vernon and Muscoy Elementary Schools; and

**WHEREAS** Carolyn Stefani was involved in Grange, church, Samaritan Shelter, and Good Sams; and

**WHEREAS** on February 9, 2010, Carolyn Stefani died, bringing deep sorrow to her loving family and friends; and

**WHEREAS** Carolyn Stefani is survived by her husband, Mario Stefani of Yucaipa; daughters and sons-in-law, Teresa and Ken Lewis of Helendale; and Patricia and Angel Marchand of Huntington Beach; daughter, Janet Ross of Newport Beach; four grandchildren; and three 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 Carolyn Stefani's fine years of service to the District and does extend its deepest sympathy to her family.

**SESSION SEVEN - Closed Session**

**9.0 - 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: Yolanda Ortega

Employee Organization: California School Employees Association  
San Bernardino School Police Officers Association

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District Negotiator: Harold Vollkommer  
Employee Organization: Communications Workers of America  
San Bernardino Teachers Association

**Public Employee Discipline/Dismissal/Release Pursuant to Government Code Section 54957**

**Conference with Legal Counsel – Anticipated Litigation Pursuant to Government Code Section 54956.9(c) – One Case**

**SESSION EIGHT – Open Session**

**10.0 - Action Items**

The Board reconvened in Open Session.

Upon motion by Member Parra Craig, seconded by Member Savage, and approved by the affirmative vote of Members Ayala, Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following was adopted:

BE IT RESOLVED that the Board of Education has determined, on an individual basis, that the following certificated employees be given notice prior to March 15, 2010, that their employment with the District not be renewed for the 2010-2011 school year, pursuant to Education Code 44929.21, and that the Superintendent or his designee is hereby authorized to give written notice of this action prior to March 15, 2010, pursuant to Education Code 44929.21:

CERT-HR-09-10-24  
CERT-HR-09-10-25

CERT-HR-09-10-26

Upon motion by Member Savage, seconded by Member Flores, and approved by the affirmative vote of Members Ayala, Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following was adopted:

BE IT RESOLVED that the Board of Education has determined that certificated employee, CERT-HR-09-10-05, be given notice prior to March 15, 2010 that he/she may be released from assignment as a High School Principal effective at the end of the 2009-2010 school year, and demoted and/or reassigned to an assignment consistent with his/her credential authorization(s) effective at the beginning of the 2010-2011 school year, and that the Superintendent or his designee is hereby authorized to give written notice of this action, pursuant to Education Code 44951.

Upon motion by Member Savage, seconded by Member Flores, and approved by the affirmative vote of Members Ayala, Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following was adopted:



BE IT RESOLVED that the Board of Education has determined that certificated employee, CERT-HR-09-10-06, be given notice prior to March 15, 2010 that he/she may be released from assignment as a Middle School Principal effective at the end of the 2009-2010 school year, and demoted and/or reassigned to an assignment consistent with his/her credential authorization(s) effective at the beginning of the 2010-2011 school year, and that the Superintendent or his designee is hereby authorized to give written notice of this action, pursuant to Education Code 44951.

Upon motion by Member Savage, seconded by Member Flores, and approved by the affirmative vote of Members Ayala, Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following was adopted:

BE IT RESOLVED that the Board of Education has determined, on an individual basis, that the following certificated employees be given notice prior to March 15, 2010 that he/she may be released from assignment as an Elementary School Vice Principal effective at the end of the 2009-2010 school year, and reassigned to a classroom assignment consistent with his/her credential authorization(s) effective at the beginning of the 2010-2011 school year, and that the Superintendent or his designee is hereby authorized to give written notice of this action, pursuant to Education Code 44951.

CERT-HR-09-10-07	CERT-HR-09-10-08	CERT-HR-09-10-09
CERT-HR-09-10-10	CERT-HR-09-10-11	CERT-HR-09-10-12
CERT-HR-09-10-13	CERT-HR-09-10-14	CERT-HR-09-10-15
CERT-HR-09-10-16	CERT-HR-09-10-17	CERT-HR-09-10-18
CERT-HR-09-10-19	CERT-HR-09-10-20	CERT-HR-09-10-21
CERT-HR-09-10-22	CERT-HR-09-10-23	

10.1 - Resolution to Adopt Criteria for Resolving Ties in Seniority Related to Certificated Layoffs

Upon motion by Member Flores, seconded by Member Savage, and approved by the affirmative vote of Members Ayala, Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following was adopted:

**BOARD OF EDUCATION OF THE  
SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT**

**RESOLUTION TO ADOPT CRITERIA FOR RESOLVING  
TIES IN SENIORITY RELATED TO CERTIFICATED LAYOFFS**

WHEREAS, Education Code section 44955, subsection (b), related to certificated layoffs, provides in relevant part, “[a]s between employees who first rendered paid service to the district on the same date, the governing board shall determine the order of termination solely on the basis of need of the district and the students thereof;”

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NOW, THEREFORE, BE IT RESOLVED that based upon the needs of the District and the students thereof, in the event of a certificated layoff the following criteria shall be applied in order based on information on file as of February 1, one step at a time until the tie is broken, to resolve ties in seniority between certificated employees:

1. Highly Qualified Status under NCLB in area of assignment.
2. Possession of an authorization to teach English Language Learners in order of priority:
  - a. Bilingual Cross Cultural Language and Academic Development (BCLAD)
  - b. Cross Cultural Language and Academic Development (CLAD), SB 1969 or SB 395 Certificate, Language Development Specialist Certificate, Supplemental Authorization for English as a Second Language, Specially Designated Academic Instruction in English (SDAIE), other
3. Credential status in area of assignment, in order of priority:
  - a. Clear, Life, Standard Secondary, etc.
  - b. Preliminary
  - c. Intern
  - d. Provisional, STC, other
4. Possession of a Clear or Preliminary Single Subject credential in the following areas, in order of priority:
  - a. Special Education
  - b. Math
  - c. Science
  - d. English
5. Possession of a supplemental authorization to teach in the following areas, in order of priority:
  - a. Math
  - b. Science
  - c. English
6. Total number of Clear or Preliminary credentials in different subject areas.
7. Total number of supplementary authorizations in different subject areas.
8. Number of years of credentialed teaching experience prior to employment with District, as indicated by initial salary schedule placement.
9. Possession of a Doctorate Degree, earliest date prevails.
10. Possession of a Masters Degree, earliest date prevails.
11. Total number of post-secondary credits on file with the District by February 1.
12. If ties cannot be broken by using the above criteria then order of seniority shall be determined by a random drawing among employees in the individual tie.

10.2 - Reduction of Particular Kinds of Certificated Services – A

Upon motion by Member Flores, seconded by Member Ayala, and approved by the affirmative vote of Members Ayala, Parra Craig, Flores, Savage, and Valdez (Noes: Penman and Tillman), the following was adopted:

**BOARD OF EDUCATION OF THE  
SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT**

**REDUCTION OF PARTICULAR KINDS OF CERTIFICATED SERVICES - A**

WHEREAS, the Board of Education of the San Bernardino City Unified School District has determined that it is in the best interests of the District and the welfare of the schools and the pupils thereof that the particular kinds of services set forth herein must be reduced or discontinued due to financial conditions; and

WHEREAS, it is the opinion of the Board that because of the aforementioned reason, the number of certificated employees of the District must be reduced; and

WHEREAS, this Board does not desire to reduce the services of regular certificated employees based upon reduction of average daily attendance during the past two years.

WHEREAS, this Board has determined that due to a significant population of English language learners with specialized educational needs, a specific and compelling need exists to employ and retain certificated employees who have formal (not emergency) authorization to teach English Learner (“EL”) students, as determined by the California Commission on Teacher Credentialing, and the special training and experience that comes therewith; and

WHEREAS, State law mandates that each failure to staff a classroom containing one or more EL students with a certificated employee possessing an appropriate EL authorization is “misassignment” subject to sanction by the County Superintendent of Schools; and

WHEREAS, compliance with the provisions of the No Child Left Behind Act (“NCLB”), the Williams Settlement, and Education Code section 44253.1 require that EL students be served by certificated employees with appropriate EL authorizations; and

WHEREAS, the needs of the District and the students thereof should not and cannot be adequately served by concentrating EL students in particular classrooms in such a manner as to lessen the need for certificated employees with EL authorizations; and

WHEREAS, EL authorizations are not required for school counselors, nurses, psychologists; and

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WHEREAS, Education Code section 44955(d) authorizes this Board to deviate from terminating a certificated employee in order of seniority for the above reasons, if necessary.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the San Bernardino City Unified School District as follows:

- A. That the particular kinds of services set forth below be reduced or eliminated commencing in the 2010-2011 school year:

Elementary K-6 Teaching Services	169	F.T.E.
Physical Education Teaching Services	4	F.T.E.
High School Social Studies Teaching Services	4	F.T.E.
Middle School Social Studies Teaching Services	3	F.T.E.
High School Math Teaching Services	3	F.T.E.
Middle School Math Teaching Services	2	F.T.E.
High School English Teaching Services	5	F.T.E.
High School Science Teaching Services	2	F.T.E.
Middle School Science Teaching Services	2	F.T.E.
Counseling Services	2	F.T.E.
<b>TOTAL CERTIFICATED POSITIONS</b>	<b>196</b>	<b>F.T.E.</b>

- B. That due to the reduction or elimination of particular kinds of services, the corresponding number of certificated employees of the District shall be terminated pursuant to Education Code section 44955.
- C. That the reduction of certificated staff be achieved by the termination of regular employees and not by terminating temporary and substitute employees.
- D. That “competency” as described in Education Code section 44955(b) for the purposes of bumping shall necessarily include possession of: (1) a valid credential in the relevant subject matter area; (2) “highly qualified” status under the No Child Left Behind Act in the position to be assumed; and (3) an appropriate formal (not emergency) EL authorization, if required by the position to be assumed.
- E. That, as between certificated employees with the same seniority date, the order of termination shall be determined solely by Board-adopted criteria.

- F. That the District Superintendent or designee is directed to initiate layoff procedures and give appropriate notice pursuant to Education Code sections 44955 and 44949.

10.3 - Reduction of Particular Kinds of Certificated Services – B

Upon motion by Member Tillman, second by Member Parra Craig, and the affirmative vote of Members Penman and Tillman (Noes: Ayala, Parra Craig, Flores, Savage, and Valdez), the following was not adopted:

**BOARD OF EDUCATION OF THE  
SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT**

**REDUCTION OF PARTICULAR KINDS OF CERTIFICATED SERVICES - B**

WHEREAS, the Board of Education of the San Bernardino City Unified School District has determined that it is in the best interests of the District and the welfare of the schools and the pupils thereof that the particular kinds of services set forth herein must be reduced or discontinued due to financial conditions; and

WHEREAS, it is the opinion of the Board that because of the aforementioned reason, the number of certificated employees of the District must be reduced; and

WHEREAS, this Board does not desire to reduce the services of regular certificated employees based upon reduction of average daily attendance during the past two years.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the San Bernardino City Unified School District as follows:

- A. That the particular kinds of services set forth below be reduced or eliminated commencing in the 2010-2011 school year:

Elementary K-6 Teaching Services	169	F.T.E.
Physical Education Teaching Services	4	F.T.E.
High School Social Studies Teaching Services	4	F.T.E.
Middle School Social Studies Teaching Services	3	F.T.E.
High School Math Teaching Services	3	F.T.E.
Middle School Math Teaching Services	2	F.T.E.
High School English Teaching Services	5	F.T.E.
High School Science Teaching Services	2	F.T.E.

Middle School Science Teaching Services	2	F.T.E
Counseling Services	2	F.T.E
<b>TOTAL CERTIFICATED POSITIONS</b>	<b>196</b>	<b>F.T.E.</b>

- B. That due to the reduction or elimination of particular kinds of services, the corresponding number of certificated employees of the District shall be terminated pursuant to Education Code section 44955.
- C. That the reduction of certificated staff be achieved by the termination of regular employees and not by terminating temporary and substitute employees.
- D. That “competency” as described in Education Code section 44955(b) for the purposes of bumping shall necessarily include possession of: (1) a valid credential in the relevant subject matter area; (2) “highly qualified” status under the No Child Left Behind Act in the position to be assumed; and (3) an appropriate formal (not emergency) EL authorization, if required by the position to be assumed.
- E. That, as between certificated employees with the same seniority date, the order of termination shall be determined solely by Board-adopted criteria.
- F. That the District Superintendent or designee is directed to initiate layoff procedures and give appropriate notice pursuant to Education Code sections 44955 and 44949.

**SESSION NINE - Closing**

**11.0 - Adjournment**

By the affirmative vote of the members, the meeting was adjourned at 9:10 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, March 16, 2010, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.