

San Bernardino City Unified School District

Minutes of a Regular Meeting of the Board of Education

**MINUTES
ADOPTED
9/7/10**

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

August 3, 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 Superintendent John Peukert, Superintendent's Assistant Phyllis Gronek. Minutes recorded by Administrative Assistant Jennifer Owens.

Absent: Assistant Superintendents Yolanda Ortega and Harold Vollkommer

Board Member Penman arrived at 5:50 p.m.; Board Member Parra Craig arrived at 6:15 p.m.; Board Member Valdez arrived at 6:30 p.m.

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 - Recognition of Academic Excellence for Students Receiving Advanced Placement Diploma Awards, International Baccalaureate Diplomas, or Golden State Seal Merit Diplomas

High school students within the San Bernardino City Unified School District are able to earn special recognition for their academic achievements by either completing Advanced Placement (AP) courses, participating in the International Baccalaureate program, or by demonstrating their mastery of the high school curriculum by taking the Golden State Examination.

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The Board of Education recognized and congratulated those students who have earned the distinction of graduating from high school and achieving a score of 3 or higher on AP exams, or receiving a full International Baccalaureate Diploma or a Golden State Seal Merit Diploma.

IB Diploma

Cajon High School

Jose Alvarez
Sergio Avila
Sarah Blood
Donna Campbell
Aaron Chamberlain
Stephanie Chavez
Sakari Dixon
Amanda Fitzpatrick
Reyna Flores

LeAnna Harrison
Abbas Hasan
Sharan Kohli
Niala Lessard
Vanessa Mejia
Jordan Nesbit
David Ngo
Natani Notah

Dajanae Palmer
Erica Polley
Veronica Ruvolo
Jaime Lou Sabellon
Alexandria Schmidt
James Stallworth
Aaron Sulaeman
Rangel Zarate

AP Diploma

Arroyo Valley High School

Jose Jacquez

Richard Moreno

San Bernardino High School

Scott Baker

San Gorgonio High School

Nicholas Destasio
Karen Flores
Jasmine Gutierrez

Alfredo Hernandez
Andrea Mejia
Andy Nguyen

Trang Nguyen
Adrian Preciado
Ronald Phan

Golden State Seal Merit Diploma

Alternative Learning Center

Madalyn Howells

Arroyo Valley High School

Robert Ballantyne
Alexis Crawford
Mark Cruz
Ana Cuevas
Jason Gill
Maynard Hearn

Martha Hernandez
Jose Jacquez
Edna Lomeli
Estephanie Medrano
Richard Moreno

Son Ca Nguyen
Natini Phosy
Corey Serrano
Arnulfo Torres
German Vasquez

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Cajon High School

Awston Albiso
Gabriela Alvarez
Jose Alvarez
Sergio Avila
Julio Ayala
Rebecca Behrens
Jonathan Burgess
Donna Campbell
Jarrod Cannon
Stephanie Chavez
Justin Conenna
Jacob Cook
Jonathan Cormier
Timothy Curran
Juan Diaz
Sakari Dixon
Rochelle Ferguson
Amanda Fitzpatrick

Aaron Flores
Christian Flores
Karizma Garcia
Christiana Garrett
Sarah Gass
Phillip Gers
Quintin Grissom
Denice Gsoell
Le Anna Harrison
Danielle Harter
Abbas Hasan
Alyssa Henderson
Victor Ho
Zachary Hocking
Aubrie Kendall
Sharan Kohli
Niala Lessard

Nicolas Maldonado
Vanessa Mejia
Jeffrey Mellen
Jordan Nesbit
Hung Ngo
Dajanae Palmer
Erica Polley
Emily Reul
Matthew Rogers
Jamie Lou Sebellon
David Sirius
Taylor Smith
James Stallworth
Aaron Sulaeman
Zachary Thompson
Vanessa Urquidez
Emily Vaughn

Middle College High School

Tony Beavers
Rachel Davenport

Eddie De La Torre

Dean Harris

Pacific High School

Carlos Alcantara
Heather Fisher

Jennifer Hernandez
Anibal Mendez

Marco Morales Cardona
Nguyen Tran

San Bernardino High School

Carlos Almaraz
Scott Baker
Lakeisha Balderas
Hugo Bribiezcas
Alejandra Chavez
Aaron Dmytro
Alesha Duchesne

Robert Ferrill
Angel Flores
Nicolas Flores
Emmanuel Gaeta
Jesus Hernandez Ruiz
Ashley Johnson
Julian Juarez-Lopez

Angel Leon
Kyrie Lewis
Juan Murillo
Adrian Quezada
Jillian Stoeckmann
Julissa Terriquez
Laura Zepeda

San Gorgonio High School

Kimberly Alarcon
Alexandra Bagalacsa
Courtney Bakas
Kayleigh Bowman
Elise Brose

Justin Dill
Dominic Enriquez
Suzanne Gallegos
Antonio Garcia
Duke Gee

Fabiola Meza
Henry Ngo
Andy Nguyen
Toan Nguyen
Trang Nguyen

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Caleb Cacho	Jonathan Gonzalez	Adrian Preciado
Britney Callins	Jasmine Gutierrez	Roy Rogers
Sergio Canela	Brandon Heatley	Krysten Sharpe
Edgar Carrillo	Alfredo Hernandez	John Sturgeon
Darrel Chavez Herrera	Kenny Huynh	Gregory Valdivia
Joseph Contaoi	Christopher Jackson	Estela Villarreal
Cassandra Crews	Reba Jarvis	Lily Voon
Natalie Degrasse	Alma Lopez	Heather Young
Nicholas Destasio	Andrea Mejia	

2.2 - Recognition of District Schools that Exited Program Improvement

The Board recognized Burbank, Roosevelt, and Bonnie Oehl Elementary Schools for making significant academic growth and formally exiting the state's Program Improvement watch list. These three schools are no longer on the state's watch list because they boosted student test scores and met Adequate Yearly Progress goals for two consecutive years, as called for by the federal No Child Left Behind Act. The Board congratulated Michele Tesauro, retired principal of Roosevelt Elementary School; Dorothy Fenster, former principal of Burbank Elementary School and current principal of Barton Academy of Excellence; and Heidi Vazquez, former Bonnie Oehl Elementary School principal, who is currently at Wilson Elementary.

SESSION THREE –Administrative Presentation

3.0 - Administrative Presentation

3.1 - Master Plan for English Learners Update

The Master Plan for English Learners document provides guidance for instructional support specific to English learner students in any of the following academic settings: Alternative Bilingual Education, Dual Immersion, Structured English Immersion, and English Language Mainstream.

Dr. Judy D. White, Deputy Superintendent, and Daniel Arellano, Director of English Learner Programs/Enrollment Center, presented an updated version of the Master Plan for English Learners document (see page ____).

Members and officers of the District English Learner Advisory Committee (DELAC) were available to advise the District's governing board on required tasks as mandated by the California Department of Education.

Daniel Arellano reported that this is the 10th year of the Dual Immersion (DI) Program. Ninth grade DI students started at San Bernardino High School today.

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Teresa Parra Craig asked Staff to provide a report comparing District EL scores to comparable districts.

Elsa Valdez asked if there is anything in the plan for an IEP. Daniel Arellano stated that the plan provides instruction based on individual student needs. They monitor and change weekly if necessary. Dr. Valdez asked if schools are using an RTI model. Mr. Arellano stated that they do a universal screening three times a year. Dr. Valdez asked what staff development is being provided to administrators. Mr. Arellano stated that they are given administrative modules. Dr. White stated that staff development is included in the principal induction period and new principals attend the UCLA Principals Institute and learn best practices for EL students. Dr. Valdez reported that some parents told her that not all administrators know the procedures for offering bilingual education and asked that the District beef up staff development and monitor administrators to ensure they are following policy. Danny Tillman suggested that Dr. Valdez discuss this with the principal.

Barbara Flores requested a list of what assessments are being used for all students.

Teresa Parra Craig asked how much time principals are given to improve if they are not following policies, and what is the next step if improvements aren't made.

Teresa Alba, President of the District English Language Advisory Committee, read the committee's report (see page ____). Danny Tillman asked the Superintendent for his perspective on their report. Dr. Delgado stated that the HILT program at Belvedere Elementary School started as a magnet program for ELD students 15 years ago. The principal has done a good job with the EL program and teachers are certified to teach the program. Pull out isn't the best approach because the students miss class time. He supported the principal's request to eliminate the program. He met with Mrs. Alba and other parents to discuss this. We saw a jump in test scores at Belvedere and parents have been supportive. We feel confident we are going in the right direction. We can look into funding for the fingerprinting and TB testing. Teresa Parra Craig reported that the County does the testing for free and recommended that that information be given to the parent volunteers. Barbara Flores requested that the DELAC committee members receive a list of places that provide free fingerprinting and TB tests.

President Tillman stated that the Board takes the DELAC committee seriously. We may not do things they way DELAC wants, but we are doing what is best for students. The Board thought that the skipping criteria was important and the Board is very supportive of the DELAC's goals.

Elsa Valdez requested the number of EL students who participate in Honors, AP, and GATE programs. Dr. Valdez stated that the Language Assessment Team program is not being implemented consistently throughout the District. Dr. Valdez asked Staff to follow up with the DELAC committee members' concerns and bring back a report to the Board.

Danny Tillman asked what percentage of EL students are new to the District. Judy White stated that she can provide that information, but the number is significant. Mr. Tillman expressed his concern with older EL students and asked Staff to find a way to make them successful.

Gil Navarro applauded Mrs. Alba for her courage to speak. Mr. Navarro stated that redesignating EL students has to be monitored for two years and asked if it is documented. Mr. Navarro stated that some schools discourage the ABE program. Mr. Navarro stated that the Board should request a report on every school's scores to see if the numbers are increasing. Mr. Navarro stated that Shandin Hills Middle School does not have the Read 180 program and that violates students' rights.

President Tillman moved Session Five forward on the agenda.

SESSION FIVE – Other Matters Brought By Citizens

5.0 - Other Matters Brought by Citizens

Gregory Humpal asked the Board to not approve the July 6 Minutes, intercede on his behalf by accepting his request for transfer to the vacant Buyer position effective July 2, 2010, and rescind Ms. Ortega's letter.

Rebecca Harper, SBTA President, stated that she is upset with large class sizes and involuntary teacher transfers. Teachers are being treated like second class citizens.

Gil Navarro stated that agendas and related information need to be available 72 hours before a Board meeting. The agreements in consent items 8.10 and 8.11 should be available for public review. Mr. Navarro reported that he will see if those contractors have business licenses.

SESSION FOUR - Administrative Reports

4.0 - Administrative Reports

4.1 - Budget Update

Mohammad Z. Islam, Chief Business and Financial Officer, reported that there are no changes to the Fiscal Year 2010-11 budget.

4.2 - School Improvement Grant Update

Dr. Delgado announced that the State Board of Education released a list of districts earmarked to receive SIG funds and our district was slated to receive \$57 million. Los Angeles and Oakland School Districts argued against the plan because they didn't receive any SIG funds. The State Board of Education is checking to see if they can change the rules and ranking for funding. Our

district did an outstanding job with the applications. The State held 25 percent in reserve, which could be used for the other districts. Teresa Parra Craig asked what the Board needs to do. Barbara Flores recommended sending letters to the State Board of Education members. Jim Dilday reported that the State Board will give us guidance tomorrow or Thursday. They started the waiver process today and it is likely it will be approved with a provision that no Tier III schools would be included. It is critical to communicate to Sacramento that all students will benefit from the funding.

Dr. Delgado reported that he and Judy White spoke with the Davidson Elementary School teachers and we are confident we are going to make the progress we need to. Judi Penman stated that communication is important. The teachers thought they weren't going to get the funding with the change from Restart to Transformation.

Lynda Savage expressed her concern with QEIA schools that are not properly staffed. Danny Tillman stated that the clock started on July 1, for some schools and we need to be concerned with those schools first. Tom Haldorsen reported that 15 teachers have been hired since July 1, and we are resolving staffing issues every day. Danny Tillman stated that we do this every year. If we hire too many teachers, it creates a financial burden.

Barbara Flores stated that the Board directed the Superintendent to move principals and teachers. She understands about the teachers' contract, but there are hard decisions to make. We have to do this together and we are going to move teachers if we have to. Teresa Parra Craig stated that we are being aggressive, but hopes we can do this without hurting people. The Board made a good decision, and even though it may hurt some, it's the best for kids. Mrs. Parra Craig stated that she is available to visit Sacramento on whichever date works. Danny Tillman reported that we have to conform to laws and rules, but asked Staff to maintain a good working relationship and offer courtesy and respect. Mr. Tillman stated that the budget and SIG schools need to be agendaized until this issue is finalized.

SESSION SIX - Reports and Comments

6.0 - Report by Board Members

Board members reported on school-related activities they have attended during the past few weeks and announced upcoming events they believe will be of interest to their fellow Board members.

Teresa Parra Craig requested a report on two programs in the District—Get Ahead Writing and Restorative Justice.

Elsa Valdez requested a report on the waiting list for the CAPS program.

Danny Tillman asked if remaining bond money could be used to provide air conditioning at sites. John Peukert stated that the Board could reprioritize the list of projects. Mel Albiso reported that some sites are being air conditioned during remodeling projects. We will sacrifice money on plans we have already paid for. Teresa Parra Craig stated that she would support using a COP for air conditioning and asked for a report.

6.1 - Legislative Update

Barbara Flores reported that civil rights for all students will be included in the NCLB reauthorization.

7.0 - Report by Superintendent and Staff Members

Dr. Delgado announced that there was a positive article in today's issue of *The Sun* about Pacific High School, as well as a letter to the community. Dr. Delgado reported that he joined the Hispanic Association of Colleges and Universities (HACU) to represent the interests of the District. HACU has invited him to serve on the U.S. Department of Interior-HACU Leadership Group. Dr. Delgado announced that Think Together received a grant for 52 teachers to help with tutors after school. It is not our intent to diminish the YMCA after-school programs. They have been a good partner. They will run parallel programs with the YMCA. Barbara Flores reported that Think Together has an incredible track record. Dr. Delgado added that they will help find resources to provided extended services.

SESSION SEVEN - Legislation and Action

8.0 - Consent Items *(When considered as a group, unanimous approval is advised.)*

Certain items of business require review and approval by the Board of Education. Other items are for information and review only. Therefore, the following items are grouped as a consent list for receipt and approval. When members have questions about items included in the consent calendar, these items are pulled out of the group and considered separately.

Consent items 8.10 and 8.11 were held for later consideration.

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

8.1 - Approval of Minutes

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on July 6, 2010, 2010, be approved as presented.

8.2 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$500.00, The American Learning Corporation; and \$200.00, First Presbyterian Church of San Bernardino.

8.3 - 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:

Laura Hall	To attend the SCOE – Workshop –
Terry Kondrack	Mathematics Coaching Institute, Loyola
Sue Long	Marymount University, Los Angeles, CA,
Rebecca Ryan	August 9-13, 2010. Total cost, not to exceed
Yvette Schemenauer	\$3,300.00, will be paid from Accountability
Kristin Stevens	Department Account No. 536.
Rachel Visco	
(Board Representatives,	To be paid a stipend of \$150.00 per day for a
Our Lady of the Assumption School)	total of five days. The total stipend, not to
	exceed \$750.00 per person, will be paid from
	Accountability Department Account No. 536.

8.4 - Commercial Warrant Registers for Period from July 1, through July 15, 2010

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

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

8.5 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the increase of \$7,500.00 in the budgeting of revenues and expenditures for the restricted program, Superior Foundation (142).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$20,496.00 in the budgeting of revenues and expenditures for the restricted program, Fund 12-Child Development Program (250), Contract CCTR-0243.

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BE IT FURTHER RESOLVED that the Board of Education approves the reduction of \$14,544.00 in the budgeting of revenues and expenditures for the restricted program, Fund 12-State Preschool Program (251), Contract CSPP-0442.

8.6 - Extended Field Trip, San Geronio High School, NCA Summer Cheer Camp, Los Angeles, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 26 San Geronio High School students, 3 chaperones, 1 Head Coach, and 1 District employee, to attend the NCA Summer Cheer Camp, in Los Angeles, California, August 13, through August 16, 2010. The cost of the trip, not to exceed \$10,410.00, including meals and lodging for 26 San Geronio High School students, 3 chaperones, 1 Head Coach, and 1 District employee, will be paid from San Geronio Booster Club Account. Transportation provided by Durham School Services, not to exceed \$888.00, will be paid from San Geronio High School Account No. 203. Names of the students are on file in the Business Services office.

8.7 - 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 option to buy CEW at \$.21 per pound and Non-CEW at \$.03 per pound. Proceeds from the sale shall be deposited into the Warehouse Recycling Fund.

BE IT FURTHER RESOLVED that in accordance with California Education Code Section 17545, the Board of Education declare 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 July 15, 2010.

8.8 - Agreement with Owl Corps School Wise Press to Provide Staff Development to District Schools

BE IT RESOLVED that the Board of Education approves entering into an agreement with Owl Corps School Wise Press, San Francisco, CA, to provide services to selected District elementary and secondary staff analyzing common formative test items, effective August 4, 2010, through June 30, 2011. The fee, not to exceed \$9,000.00, will be paid from the Restricted General Fund—Title II Educational Services, Account No. 538.

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

8.9 - Agreement with Perr & Knight, Inc., to Provide an Evaluation of the District's Self-Insured Liabilities as of July 1, 2010

BE IT RESOLVED that the Board of Education approves entering into an agreement with Perr & Knight, Inc., Pacific Palisades, CA, to provide an actuarial study of the District's self-insured liabilities effective August 4, 2010, through June 30, 2011. Perr & Knight, Inc., will provide an independent opinion of the District's self-insured incurred liabilities, in compliance with the requirements of California Education Code, Section 42141, and Government Accounting Standards Board Statement No. 10. Perr & Knight, Inc., will also project ultimate self-insured claim and claim expense costs for fiscal year ending June 30, 2011, and will submit a written report documenting the basis of these estimates and projections. The fee, not to exceed \$4,250.00, will be paid from Workers' Compensation Fund 67, Account No. 00D.

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

8.12 - Renewal of the Affiliation Agreement with Pinnacle Medical Group to Provide a Site for Clinical Learning Experience for Adult School Students Enrolled in the Medical Assistant Training Program

BE IT RESOLVED that the Board of Education approves renewing the affiliation agreement with Pinnacle Medical Group, Fontana, CA, to provide a clinical practice site for students enrolled in the Adult School's Medical Assistant Training Program, effective October 1, 2010, through September 30, 2013. 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 all related documents.

8.13 - Renewal of the Local Agreement for Child Development Services with the California Department of Education for Use in Accordance with the Program Requirements for the Pre-kindergarten and Family Literacy Program, Contract CPKS-0079

BE IT RESOLVED that the Board of Education ratifies renewing the Local Agreement for Child Development Services with the California Department of Education for the purpose of providing funding for the pre-kindergarten and family literacy program, contract number CPKS-0079, effective July 1, 2010, through June 30, 2011. Quarterly reporting must be submitted for reimbursement of expenditures, up to a maximum reimbursement of \$20,000.00. The monies shall be deposited into Fund 12—Support Management, Account No. 101.

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

8.14 - Renewal of the Agreement with San Bernardino County Sexual Assault Services, Inc.

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with San Bernardino County Sexual Assault Services, Inc., San Bernardino, CA, to provide on-campus substance abuse and education activities as needed, effective July 1, 2010, through June 30, 2011. 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 all related documents.

8.15 - Renewal of the Agreement with School Services of California, Incorporated, for Special Fiscal and Budget Services and Reports

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with School Services of California, Inc., Sacramento, CA, for special fiscal and budget services, effective July 1, 2010, through June 30, 2011. School Services of California, Inc., is a consulting firm professionally and specially trained to provide services to local school districts regarding school finance, legislation, budgeting, and general fiscal issues. This agreement includes eight hours of direct service, as the District directs, on fiscal issues in addition to one copy of each edition of the Fiscal Report, preliminary revenue limit worksheets, and one copy of the booklet Analysis of the Governor's Budget. The cost of the agreement for 2010-2011, not to exceed \$2,100.00, plus expenses of up to \$200.00 for the Comparative Analysis of District Income and Expenditures (CADIE) and the Salary and Benefits Reports (SABRE) analytical reports, will be paid from Unrestricted General Fund - Business Services, Account No. 068.

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

8.16 - Renewal of the Agreement with Time & Alarm Systems to Monitor the Alarm System at Cesar Chavez Middle School

BE IT RESOLVED that the Board of Education approves renewing the agreement with Time & Alarm Systems, Mira Loma, CA, to monitor the alarm system at Cesar Chavez Middle School, effective October 1, 2010, through September 30, 2011. The cost, not to exceed \$252.00 annually, will be paid from the Unrestricted General Fund—School Police, Account No. 079.

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

8.17 - Renewal of the Internship Agreement with National University

BE IT RESOLVED that the Board of Education approves renewing the agreement with National University, La Jolla, CA, effective August 4, 2010, through June 30, 2015. The University will

provide interns for active participation in the duties and functions of classroom teaching under the direct supervision and instruction of employees of the District holding valid teaching credentials issued by the Commission on Teacher Credentialing. The interns will not displace a certificated employee of the District, and must meet the University's competencies or the District's performance criteria during the course of the program. The interns will assume the functions that are authorized by the regular standard credential (EC 44454), and the interns' services will meet the instructional service needs of the District (EC 44458). The interns' salaries will be in accordance with the Internship Act of 1997.

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

8.18 - Amendment of the Agreement with the California Department of Rehabilitation to Provide Vocational Rehabilitation Services

BE IT RESOLVED that the Board of Education approves amending the agreement with the California Department of Rehabilitation (DOR), approved by the Board on June 15, 2010, Agenda Item 10.57. The amendment is necessary to add \$100,000.00 to the initial amount of \$309,489.00 for this fiscal year for an aggregate total not to exceed \$409,489.00. The funds will be deposited in and cost of services will be paid from the Restricted General Fund—Transition Partnership Program, Account No. 568. All other terms and conditions will remain the same.

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

8.19 - Amendment of the Resolution Approving the Renewal of the Agreement with Manning & Marder to Provide Legal Services for Labor, Personnel and Employment Issues

BE IT RESOLVED that the Board of Education approves amending the resolution approving the renewal of the agreement with Manning & Marder, Scottsdale, AZ, approved by the Board on July 6, 2010, Agenda Item 9.35. The amendment is necessary to add \$15,000.00 to the initial fee of \$50,000.00 for an aggregate total not to exceed \$65,000.00. The additional amount is necessary to pay invoices received for the 2009-10 fiscal year. The additional fee will be paid from the Unrestricted General Fund—Human Resources-Certificated Personnel, Account No. 070. All other terms and conditions remain the same.

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

8.20 - Food Service Agreement with Crown Ridge Academy

BE IT RESOLVED that the Board of Education approves entering into a meal program food service agreement with Crown Ridge Academy, San Bernardino, CA, effective August 3, 2010, through June 30, 2011, per terms of the agreement. There is no cost to the District. This

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standardized agreement may be extended by mutual written consent one fiscal year at a time up to a total of three years, subject to the terms and conditions agreed upon by the parties by June 30 of each year. Written notice of changes to terms and conditions may include, but not be limited to, price changes, location(s), and number/style of meals served. District pricing schedule for 2010-11 is as follows:

20 meal minimum for delivery; 10 meal min. for pick-up. Delivery Fee = \$.65/mi. if >15 mi. from Nutrition Svcs.	Family Style			Box Style			Snack
	Breakfast	Student Lunch	Adult Lunch	Breakfast	Student Lunch	Adult Lunch	
Reimbursable	\$1.95	\$2.95	\$3.10	\$1.95	\$2.85	\$3.00	\$1.30
Non-Reimbursable	\$1.70	\$2.85	\$3.00	\$1.70	\$2.85	\$3.05	\$.90

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

8.21 - Request for Retention Reduction for Bid No. F07-03, Category No. 7 - San Geronio High School Modernization Project

BE IT RESOLVED that the Board of Education approves reducing the retention amount for Allison Mechanical, Inc., Redlands, CA, Bid No. F07-03, Category No. 7, HVAC contractor for the San Geronio High School Modernization Project, to 5 percent. All other terms and conditions remain the same.

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

8.22 - Bid No. F09-14, Bing Wong Elementary School and Curtis Middle School Retention Basin Repair Project

BE IT RESOLVED that Bid No. F09-14, Bing Wong Elementary School and Curtis Middle School Retention Basin Repair Project, be awarded to the lowest responsible bidder meeting the specifications, based on the combined Base Bid. The cost will be paid from Funds 21, 25, 35, and 40. The Facilities Management Department will seek reimbursement from the responsible party for this correction.

<u>Contractor</u>	<u>Total Base Bid Including Allowance</u>
Try Kirtley General Engineering P.O. Box 391 Rim Forest, CA 92378	\$ 218,000.00

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

8.23 - Notice of Completion, Bid No. 01-09, Requirements Contract for Built-Up Roofing Installation and Repair District-Wide

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. 01-09, Requirements Contract for Built-Up Roofing Installation and Repair District-wide, for the work awarded to:

General Contractor
Bell Roof Company, Inc.
San Bernardino, CA

BE IT FURTHER RESOLVED that Danny Tillman, President, Board of Education, be authorized to execute the Notice of Completion.

8.24 - Notice of Completion, Bid No. F07-18, Category No. 3 – Severe Special Day Class Buildings at 8 Elementary School Sites

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F07-18, Severe Special Day Classroom Buildings at 8 Elementary School Sites: Bradley, Cypress, Highland-Pacific, Hillside, Hunt, North Verdemont, Rio Vista and Roosevelt, for the work awarded to:

Category No. 3 – Concrete
ASR Constructors, Inc.
Riverside, CA

BE IT FURTHER RESOLVED that Danny Tillman, President, Board of Education, be authorized to execute the Notice of Completion.

8.25 - Physical Education Exemptions

BE IT RESOLVED that the following students whose birth dates are listed below be exempt from physical education requirements and placed in alternative periods of instruction:

9/24/91 9/25/94 12/25/94 12/18/95 12/18/95

8.26 - 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

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listed below in accordance with the Board rules and regulations and in compliance with Education Code Section 48900:

*(S)2/18/1994 *(S)6/4/1994 *(S)5/17/1994 *(S)8/26/1992 **(S)4/9/1994

*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.

8.27 - 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.

8.28 - 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:

11/3/1992 12/16/2002

8.29 - 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:

8.30 - Revocation of Suspension of Expulsion

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

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

8.31 - 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:

1/28/1994	1/5/1996	10/1/1995	3/28/1996	12/23/1993	6/23/1992
4/4/1992	4/22/1997	7/15/1998	10/11/1994	7/3/1997	12/21/1995

8.32 - 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:

8.33 - Petition to Expunge, Rescind, or Modify Expulsion

7/26/1996 8/30/1994

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.

8.34 - 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.

8.35 - Compensation for School Board Members

BE IT RESOLVED that the Board of Education approves compensation for Board Member Judi Penman for the July 20, 2010 School Board meeting.

Teresa Parra Craig requested additional information on the agreements with Total School Solutions. Dr. Delgado stated that Total School Solutions has worked with Program Improvement schools, they have a menu of charges, and the staff at Pacific High School requested an outside team.

Upon motion by Member Tillman, 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 were adopted:

8.10 - Agreement with Total School Solutions to be the District's Assistance and Intervention Team (DAIT) Provider

BE IT RESOLVED that the Board of Education approves entering into an agreement with Total School Solutions, Fairfield, CA, to be the DAIT provider per the requirements of the MOU with the State Department of Education, effective August 4, 2010, through June 30, 2011. The fee, not to exceed \$25,000.00, shall be paid from the Restricted General Fund—ARRA - Title I Entitlement, Account No. 531.

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

8.11 - Agreement with Total School Solutions to Provide Executive Coaching at Pacific High School

BE IT RESOLVED that the Board of Education approves entering into an agreement with Total School Solutions, CA, to provide executive coaching at Pacific High School, effective August 4, 2010, through June 30, 2011. The fee, not to exceed \$50,000.00, shall be paid from the Restricted General Fund—ARRA - Title I Entitlement, Account No. 531.

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

9.0 - Action Items

9.1 - Personnel Report #3, Dated August 3, 2010

Upon motion by Member Flores, seconded by Member Penman, 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 #3, dated August 3, 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.

SESSION EIGHT - Closed Session

10.0 - 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

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

Public Employee Discipline/Dismissal/Release

Public Employee Evaluation

Title: Superintendent

SESSION NINE – Open Session

11.0 - Action Reported from Closed Session

None.

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SESSION TEN - Closing

12.0 - 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, August 17, 2010, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.