

San Bernardino City Unified School District

Minutes of a Regular Meeting of the Board of Education

**MINUTES
ADOPTED
6/16/09**

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

May 5, 2009

5:30 p.m.

Present: President Teresa Parra; Vice President Danny Tillman; Board Members Barbara Flores, 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 Narciso Cardona, Dayton Gilleland, Yolanda Ortega, John Peukert, Paul Shirk, and Harold Vollkommer; and Superintendent's Assistant Mary Beth Gosnell. Minutes recorded by Administrative Assistant Jennifer Owens.

Absent: Board Member Louise Ayala

SESSION ONE - Opening

1.0 - Opening

1.1 - Call to Order

President Parra 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 California Cadet Corps Student Competition Winners and District Schools

The Board of Education and Sheila Futch, Field Representative for Assemblywoman Wilma Amina Carter, recognized District California Cadet Corps students who were winners of the California Cadet Corps State Drill Competition and Individual Major Awards.

2.2 - Schools That Sparkle

The Board recognized and presented the "Schools That Sparkle" Award to Emmerton Elementary School Principal Dottie Podolak and Custodians Ricky Johnson, Donnie Moulder, and Joseph Romero for the Winter quarter of 2009, for achievement in custodial excellence.

2.3 - Recognition of Asian/Pacific-American Heritage Month

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

WHEREAS during the month of May 2009, the San Bernardino City Unified School District joins others in California and the United States in celebrating the contributions of Asian/Pacific Americans; and

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

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

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

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District declares May 2009 Asian/Pacific-American Heritage Month.

2.4 - Recognition of Cinco de Mayo

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

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

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

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

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

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

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

2.5 - Recognition of Classified Employees Appreciation Week (May 17 - 23, 2009)

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

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

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

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

WHEREAS our School District joins the state of California in setting aside May 17-23, 2009, as a fitting time to honor classified employees and recognize their long and excellent service record;

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

BE IT FURTHER RESOLVED that the Board of Education designates May 17-23, 2009, as a period of time set aside to spotlight the accomplishments of our classified employees.

Board Member Penman arrived at 6:00 p.m.

2.6 - Recognition of Day of the Teacher

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

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

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

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

WHEREAS May 13, 2009, has been designated "The Day of the Teacher" in California, honoring the thousands of women and men who have chosen the education profession, have accepted positions in the public schools, and who are building exemplary careers in this field; and

WHEREAS being a good teacher goes far beyond the act of merely delivering facts and information; good teachers encourage students to learn and strive for success, to develop lifelong skills on which the students' futures depend, and give support and guidance to children and youth during the formative years of their lives; and

WHEREAS additionally, May 15, 2009, has been chosen as the day to honor teachers in the San Bernardino City Unified School District, who are second-to-none in their chosen profession;

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

BE IT FURTHER RESOLVED that May 15, 2009, be declared a day to honor and express appreciation to all members of the teaching staff of the District schools.

2.7 - Resolution of the Board of Education of the San Bernardino City Unified School District to Support Passage of Assembly Bill 351

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

WHEREAS California Education Code section 51222 requires all pupils, who are not otherwise exempt, to attend courses in physical education for a total period of time of not less than 400 minutes each 10 school days, Senate Bill 601 limits these courses to those that encompass physical education content standards and are taught by a teacher credentialed in physical education; and

WHEREAS Assembly Bill 351 has been introduced on February 19, 2009, to amend section 51222 of the California Education Code to require that marching band, drill team, California Cadet Corps, and Junior Reserve Officers' Training Corps (JROTC) qualify toward meeting the physical education graduation requirements; and

WHEREAS the Board of Education of the San Bernardino City Unified School District has received communication from parents, administrators, teachers and pupils, to support alternative means for pupils to complete physical education requirements; and

WHEREAS the Board of Education of the San Bernardino City Unified School District believes that it is in the best interests of the District and the students that it serves to continue to grant physical education credit for high school students taking and passing marching band, drill team, California Cadet Corps, and/or Junior Reserve Officers' Training Corps (JROTC);

NOW, THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District supports the passage of Assembly Bill 351 which would allow the San Bernardino City Unified School District to award physical education/graduation credit to students enrolled in marching band, drill team, California Cadet Corps, and/or Junior Reserve Officers' Training Corps (JROTC); and

BE IT FURTHER RESOLVED that this resolution is not intended to exempt students from physical education requirements, as provided in Education Code sections 51241 and 51242, but constitutes an alternative means of meeting the physical education requirement.

2.8 - Resolution Opposing Assembly Bills 454 and 1207 Limiting California In-State Tuition Rates to U.S. Citizens

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

WHEREAS the San Bernardino City Unified School District is proud of its diverse student population and strives to provide the best education to all students regardless of race, gender, color, religion, or immigration status; and

WHEREAS the San Bernardino City Unified School District is committed to preparing all students to be successful after they graduate, which for many may include attending public postsecondary institutions; and

WHEREAS existing law, AB 540, signed in 2002 by former Governor Gray Davis, allows all California high school graduates to receive in-state tuition rates at the California State University and the California Community Colleges if certain criteria is met; and

WHEREAS the Board of Education of the San Bernardino City Unified School District is concerned that some students in our school community would be denied an affordable public education if AB 454 or AB 1207 become law; and

WHEREAS the Board of Education recognizes the importance of affordable higher education, and realizes fewer students will pursue postsecondary studies if they must pay non-resident tuition.

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District opposes Assembly Bills 454 and 1207.

SESSION THREE – Student Report/School Showcase

3.0 - Student Report/School Showcase

3.1 - San Gorgonio High School

Student Board Representative Carol Crowley reported on activities taking place at the District high schools. San Gorgonio High School Principal Sandy Robbins introduced several students and announced their accomplishments.

SESSION FOUR - Public Hearing

4.0 - Public Hearing

4.1 - Public Disclosure of Memorandum of Understanding Between San Bernardino City Unified School District and the California School Employees Association, Chapter 183 (CSEA)

On April 16, 2009, CSEA ratified the following Memorandum of Understanding that provides for a salary schedule reduction of 2.09% effective July 1, 2009. The salary schedule reduction is effective for the 2009-2010 and 2010-2011 school years only.

This Memorandum of Understanding (MOU) is made and entered into this 31st day of March 2009 between the SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT (hereinafter referred to as "District") and the CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION CHAPTER 183 (hereinafter referred to as "CSEA").

WHEREAS, this MOU is to address the reduction in the salary schedule for classified employees:

IT IS HEREBY AGREED as follows:

In anticipation of the budget cuts, CSEA and the District agree to the following:

1. In an effort to help the District with the anticipated budget deficit of \$82 million, the classified employees of San Bernardino City Unified School District agree to a temporary salary schedule reduction of 2.09% for the 2009-2010 and the 2010-2011 school years.
2. In return, classified employees shall receive five (5) days off during each of the above mentioned school years without further loss of pay. These days will be known as 'floating days'.
3. Classified employees shall not lose vacation, holiday pay, sick leave, and other benefits, including retirement service credits they would have otherwise received during the 2009-2010 and 2010-2011 school years, had this reduction not occurred.
4. Vacation time and any other leave may not be used toward the floating days.
5. Due to the anticipated shortfall of \$82 million to the District, the parties agree by CSEA participating in the salary schedule reduction, no further abolishments, reduction in hours and/or layoffs to classified employees other than those provided on to CSEA no later than April 15, 2009 and April 15, 2010, shall occur 2009-2010 and 2010-2011 school years. This language does not waive the right of the CSEA to demand to negotiate these actions, pursuant to statute.

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6. Should the District's financial outlook improve, the District and CSEA shall meet to negotiate the impact.
7. If other employee groups do not participate with furlough days or reduction in salary their share shall not be taken from classified bargaining unit members.
8. The five (5) floating days for each of the two agreed upon years shall be arranged in advance by the classified employee with their immediate supervisor consistent with the needs of the site and the request of the employee. The days shall be used no later than April 15, 2010 and April 15, 2011 (five (5) days each year). It is understood that this is not vacation time but time given by the employee to ensure the needs of the students and financial stability of the District. These days can be used on any scheduled work day. If the floating days have been requested, but not granted by the supervisor, then the Classified Human Resources administrator will make the final determination to schedule the days consistent with the needs of the site and the request of the employee. These days shall be taken no later than the end of the employee's work year. If the employee was not allowed by administration to utilize the floating days by the end of the employee's work year, the employee shall be reimbursed for any remaining balance.
9. CSEA has explored the EDD work share program and found that it is a voluntary program that the District must initiate. The District agrees that it will explore this program and assist employees if they qualify.
10. Since the CSEA chapter president is required to take the reduction in salary of 2.09%, the savings shall be given to the CSEA Chapter 183 Scholarship Fund for the 2009-2010 and 2010-2011 school years. This money shall be given to the CSEA Chapter 183 Scholarship Fund by April 15th of 2010 and April 15th of 2011.

This MOU is for the 2009-2010 and 2010-2011 school years, and shall be implemented July 1, 2009.

This MOU shall expire June 30, 2011, at which time the salary schedule will be readjusted to its previous level plus any negotiated increases.

This is a tentative agreement pending the ratification of CSEA membership, CSEA 6/10 process, and the Board of Education for San Bernardino City Unified School District.

The undersigned declare that they have read this document consisting of three (3) typewritten pages, and they understand its terms.

Tentatively agreed upon on this 31st day of March, at San Bernardino, California.

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

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

BE IT RESOLVED that the Board of Education adopts the Memorandum of Understanding between the California School Employees Association, Chapter 183 and the San Bernardino City Unified School District.

SESSION FIVE - Administrative Presentation

5.0 - Administrative Presentation

5.1 - Charter School Guidelines and Considerations for Approval of Petitions

Dayton Gilleland, Assistant Superintendent, Educational Services, and Sukhi Sandhu, Attorney at Law, Atkinson, Andelson, Loya, Ruud and Romo, presented information on charter petitions and recommendations of guidelines for the Board's consideration on approval or denial of charter petitions (see page ____). Dr. Delgado reported that the Board had asked for this presentation. We are developing criteria to give the Board guidelines to use when making decisions.

Ms. Sandhu recommended that the Board require petitioners to comply with conflict of interest laws. Danny Tillman stated that there has to be a balance. You take away the freedom to be creative if you establish criteria. Ms. Sandhu stated that several districts use criteria. If applications are denied, petitioners can appeal to the County Board of Education or State Board of Education.

Ms. Sandhu recommended that a charter school principal either have an administrative credential or be working toward one. The School Board needs to ensure they know how to be fiscally responsible. Danny Tillman stated that it is impossible for them to have a standardized automated record system, but their CFO should be highly qualified.

Teresa Parra stated that the Board needs to stand firm and say no to petitioners that don't meet the requirements and not give them extensions.

Dayton Gilleland stated that if an application doesn't meet all of the elements, Staff's recommendation will be to deny it. The Board needs to remain focused on the elements and look at the design, not the individuals involved.

Danny Tillman asked where petitioners can learn the requirements. Ms. Sandhu stated that there are charter school associations and charter school law firms. Petitioners should be ready from ground zero. Mr. Tillman stated that the Board has given more time to some petitioners that already had a proven track record. Ms. Sandhu stated that if a petitioner can't prove they have the expertise, the Board shouldn't approve it.

Judi Penman stated she is a strong believer in charter schools. She disagrees with not giving them an extension. The District should give them a list of organizations to help them.

Ms. Sandhu further suggested that the Board have petitioners report to them once or twice a year so the Board is aware of what is going on. They should also ensure they are adequately insured. Danny Tillman asked if the District's JPA would cover us. Yolanda Ortega stated she would have to look into that and report back to the Board.

Gil Navarro, County School Board Member, stated he was pleased with the conflict of interest recommendations. Mr. Navarro stated that he will support a denial due to financial issues.

President Parra moved Session Seven – Other Matters Brought By Citizens forward on the agenda.

SESSION SEVEN – Other Matters Brought By Citizens

7.0 - Other Matters Brought by Citizens

Michael Martinez Scott, eight-year District employee, reported that he will present a charter school petition to the School Board on May 19. The Classical Kids petition would address Inghram Elementary School students who have the lowest District ranking. His charter school would use four researched based components. Mr. Scott asked how much time he would have to address the Board during the public hearing. Teresa Parra stated he would have five minutes or he could speak with the Superintendent to see if a special request could be made.

Nancy Sanchez-Spears reported hearing Dr. John Ratey speak at a conference she recently attended. Dr. Ratey reported that his running program helps with students learning. Ms. Sanchez-Spears distributed copies of Mr. Ratey's book to Board Members and the Superintendent's Staff.

Anna and Kenneth Foutz, parents of a special education student, stated that their son's education needs aren't being met. Their education advocate Valerie Aprahamian reported that she will file a compliance complaint. President Parra asked Dayton Gilleland to prepare a response to the Board.

Linda Johnson, SBTA President, thanked the Board for approving the resolution acknowledging the Day of the Teacher. Ms. Johnson reported that 80 percent of the SBTA members voted to approve the MOU reducing teachers' work year by three days. Danny Tillman thanked the

teachers for working with the District. Dr. Delgado reported that the Special Board Meeting is being held on May 12, to address the remaining teacher layoffs. Action has to be taken before May 15. Danny Tillman requested a budget update at the May 12 meeting.

Gil Navarro, education advocate, asked the District to help those students who are close to graduating, but missing a few credits. Mr. Navarro recommended that staff be directed to meet with all students to see what they can do and assign a counselor to follow up. Dr. Delgado stated that we have several programs to help credit deficient students. Barbara Flores stated that we should be monitoring them. Danny Tillman requested a comparison of surrounding districts' graduation requirements.

SESSION SIX - Administrative Reports

6.0 - Administrative Reports

6.1 - Presentation of the District's Initial Contract Proposal to the San Bernardino School Police Officers Association (SBSPOA)

At its regular meeting of April 21, 2009, the Board of Education officially received the initial contract proposal from the San Bernardino School Police Officers Association (SBSPOA). There has been opportunity for public comment. At this time, it is appropriate that the Board of Education present its initial contract proposal to the SBSPOA for wages, hours, and other matters. This will complete the requirements set forth in Section 3547 of the California Government Code, which states that, "All initial proposals of exclusive representatives and of public school employers, which related to matters within the scope of representation, shall be presented at a public meeting of the public school employer and thereafter shall be public record."

- Association Rights
- Wages
- Hours
- Personnel Files
- Effect of Agreement
- Leaves
- Short Term Suspensions and Reprimands
- Drug and Alcohol Use

6.2 - Adoption of 2009-2010 Middle College High School Calendar

The proposed 2009-2010 Middle College High School calendar has been prepared for adoption. The calendar is designed to coordinate the school calendar for Middle College High School students with the San Bernardino Valley College schedule of classes in order that participating students may take full advantage of this unique partnership.

**San Bernardino City Unified School District
SCHOOL CALENDAR
2009-2010
MIDDLE COLLEGE HIGH SCHOOL PROGRAM**

FIRST DAY OF SCHOOL

Classroom Teachers August 4, 2009
Students..... August 11, 2009

LAST DAY OF SCHOOL

Classroom Teachers May 21, 2010
Students..... May 20, 2010

LEGAL HOLIDAYS

September 7, 2009 Labor Day
November 11, 2009..... Veterans Day
November 26, 2009..... Thanksgiving Day
December 25, 2009 Christmas Day
January 1, 2010 New Year's Day
January 18, 2010 Dr. Martin Luther King Day
February 12, 2010 Lincoln Day
February 15, 2010 Washington Day

SCHOOL RECESS DATES

November 27, 2009..... Day after Thanksgiving
December 21, 2009 through
January 4, 2010 Christmas/Winter Recess
March 15, 2010 through
March 19, 2010 Spring Recess

QUARTERS

Last Day of First Quarter October 9, 2009
Last Day of Second Quarter/First Semester..... December 18, 2009
Last Day of Third Quarter..... March 12, 2010
Last Day of Fourth Quarter/Second Semester May 20, 2010

ADDITIONAL TEACHER WORK DAYS/NON-STUDENT DAYS

August 4, 5, and 6, 2009, (Inservice Days)
August 7, and 10, 2009 (Teacher Workdays)
January 4, 2010 (Teacher Workday)
May 21, 2010 (Teacher Workday)

SESSION EIGHT - Reports and Comments

8.0 - 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.

Barbara Flores requested a report showing a trend that new textbook adoptions have on math and language arts test scores. Dr. Flores requested additional information on the DAIT budget, i.e., what are the parameters and where will it be spent. Teresa Parra stated that this could be provided in Board Correspondence.

8.1 - Legislative Update

None.

9.0 - Report by Superintendent and Staff Members

Dr. Delgado reported that the Centers for Disease Control has reversed its decision to close schools if a student has the swine flu. Because we are in the middle of a testing period, we will look at a waiver or extension for those schools that had been closed.

Dr. Delgado stated that the administrative law judge found that the District followed proper procedures in notifying teachers they may be laid off. A budget update and action to layoff teachers are the only items on the May 12 School Board agenda. Dr. Delgado reported that there is also a special Board meeting scheduled for May 26, and asked if the Board wanted to cancel the regular Board meeting on May 19. It was the consensus of the Board to hold four meetings in May.

Dr. Delgado reported that a California Collaborative will be held in the District, June 22-23. The team will examine our RTI model. Elsa Valdez requested a copy of the agenda.

SESSION NINE - Legislation and Action

10.0 - 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 10.6 and 10.37 were held for later consideration.

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

10.1 - Approval of Minutes

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on April 7, 2009, be approved as presented.

10.2 - Settlement Agreement #ER-08-09-04

BE IT RESOLVED that the Board of Education approves the Settlement Agreement, #ER-08-09-04, for \$196.35.

10.3 - Payment of Master Teachers – University of Phoenix

BE IT RESOLVED that the Board of Education approves payment for services as master teacher during the Winter Session 2008, as provided for in the Agreement with the University of Phoenix, as follows:

Karen Erwin \$240.00

10.4 - Payment of Master Teachers – California State University San Bernardino

BE IT RESOLVED that the Board of Education approve payment for services as a master teacher during the Winter Session 2009, as provided for in the Agreement with California State University San Bernardino, as follows:

Gretty Acereto	\$ 83.35	Leonel Alvarado	\$166.70
Frank Barton	\$166.70	Erin Bigleman	\$166.70
Maria Canelo	\$ 83.35	Linyen Carmenetti	\$166.70
Patricia Cooley	\$166.70	Linda Corbin	\$166.70
Amy Cortez	\$166.70	Donald Cox	\$166.70
Patricia Cuevas	\$ 83.35	Heidi Dacio	\$166.70
John Delgado	\$166.70	Vanessa Fiacco	\$ 83.35
Cheryl Flores	\$166.70	Canelo Flores-Sanz	\$ 83.35
Carolyn Fry	\$166.70	Lupe Garcia	\$166.70
Linda Gregory	\$166.70	John Hinkleman	\$166.70
Wingchiu-Henry Ho	\$ 83.35	Lucile Jimenez	\$166.70
Thomas Kutzera	\$166.70	Lars Lovell	\$166.70
John Major	\$166.70	Renee McIntyre	\$166.70
Lillie Motley	\$166.70	Elva Paz	\$166.70
Trinidad Pendleton	\$ 83.35	Kathia Perez	\$ 83.35

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Krista Richardson	\$166.70	Karen Rosa	\$166.70
Norma Saunders	\$ 83.35	Andrea Schindler	\$166.70
Rebecca Sikes	\$166.70	Roberta Strout	\$166.70
Julie Tabler	\$166.70	Elina Villegas	\$166.70
Annette Wilson	\$166.70	Carmen Wisdom	\$166.70

10.5 - 4-6 Grades Alternative Core Reading/Language Arts Textbook Adoption

BE IT RESOLVED that the Board of Education approves the adoption of the following Elementary Grades 4-6 alternative core reading program, beginning with the 2009-2010 school year:

Scholastic READ 180 California (upgrade to current adopted program)

BE IT FURTHER RESOLVED that all current Board adopted alternative core/intervention materials will remain in use until the newly adopted and purchased materials arrive at school sites in the 2009-2010 school year.

10.7 - 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.

10.8 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$100.00, Mr. & Mrs. Dito; and \$118.90, Target.

10.9 - 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:

Angela Angeles Maria Vasquez (Parents)	To attend the 2009 California Association for Bilingual Education (CABE) Conference for Para-Educators and Parents, Riverside Convention Center, Riverside, California, May 14, 2009, as parent representatives. The total cost, not to exceed \$290.00, will be paid from San Geronio High School Account No. 419.
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10.10 - Commercial Warrant Registers for Period from April 1, through April 15, 2009

BE IT RESOLVED that the Commercial Warrant Register for period from April 1, 2009, through April 15, 2009, be approved.

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

10.11 - Payment for Course of Study Activities

BE IT RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2008-09 school year and approves payment to the following:

Orange County Performing Arts Center for a performance by Music Born in America, on May 7, 2009. The cost, not to exceed \$630.00, will be paid from Marshall Elementary School Account No. 459.

Orange County Performing Arts Center for a performance by Creative Percussion, on May 14, 2009. The cost, not to exceed \$500.00, will be paid from Marshall Elementary School Account No. 459.

Orange County Performing Arts Center for a performance by Jacque Nunez, on June 11, 2009. The cost, not to exceed \$630.00, will be paid from Marshall Elementary School Account No. 459.

Orange County Performing Arts Center for a performance by The Art of Puppetry, on May 25, 2009. The cost, not to exceed \$905.00, will be paid from Marshall Elementary School Account No. 501.

Orange County Performing Arts Center for a performance by The Chameleons, on June 18, 2009. The cost, not to exceed \$700.00, will be paid from Marshall Elementary School Account No. 459.

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

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

San Bernardino County Superintendent of Schools to provide the Engaging Classroom Instruction series professional development training for teachers and administrators, May 19-20 2009. The total cost, not to exceed \$8,000.00, will be paid from the Restricted General Fund—Title II, Part A Teacher Quality, Account 536.

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Chris Biffle to present a workshop, “Power Teaching Challenging Students (and the rest of your class, too!)” to staff on July 31, 2009. The cost, not to exceed \$1,500.00, will be paid from Restricted General Fund – NCLB Title I PI School Support, Account No. 524.

Amend the resolution for University of California Professional Development Institute (UCPDI, UC/San Diego) approved by the Board on March 3, 2009, Agenda Item 9.14. The amendment is necessary to increase the fee from \$22,000.00 to a new aggregate total not to exceed \$25,000.00 due to a change in fees. The additional fee will be paid from the Restricted General Fund—Title III LEP Student Subgrant, Account 544.

Elizabeth Jimenez of GMAS Consulting to be the keynote speaker for the Bilingual Pre-service on June 29, 2009. The cost, not to exceed \$250.00, will be paid from the Restricted General Fund—Title III, LEP Student Subgrant, Account No. 544.

Amend the agreement with the University of California Professional Development Institute (UCPDI, UC/San Diego), approved by the Board on March 2, 2009, Agenda Item 9.14. The amendment is necessary to add \$8,500.00 to the fee of \$11,000.00 for an aggregate total not to exceed \$19,500.00 due to additional attendees. The additional cost will be paid from the Restricted General Fund—Title III LEP Student Subgrant, Account 544.

University of California Professional Development Institute (UCPDI, UC/San Diego) to provide SB 472 state approved English Learner professional development institutes to support teachers using State Board approved, standards-aligned programs, from June 15, 2009, through June 19, 2009. The cost, \$250.00 per secondary teacher participants plus \$3,500.00 for two instructors for a total cost not to exceed \$15,000.00, will be paid from the Restricted General Fund—Program Improvement Local Educational Agency, Account 513.

Sopris West Educational Services to present a two-day professional development workshop, “Step Up to Writing,” to District teachers and staff on May 28-29, 2009. The cost, not to exceed \$5,000.00, will be paid from the Restricted General Fund—Title III LEP Student Subgrant, Account No. 544.

Bill Rosenthal & Associates to present a federal and state mandated training for Hazardous Material Manifest on May 11, 2009, to employees from Facilities Management, Maintenance and Operations, and Environmental Safety. The fee, not to exceed \$2,625.00, will be paid from the Unrestricted General Fund—Risk Management, Safety, Disaster, Account No. 162.

Jody Guarino, San Clemente, CA, to provide a one-day training workshop, “Instructional Strategies for Differentiation Professional Development”, for District administrators and staff on May 21, 2009. The cost, not to exceed \$1,200.00, will be paid from Restricted General Fund—Elementary Secondary Education Act, Account No. 501.

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Amend the Board resolution approved July 1, 2008, Agenda Item 8.5 to hire Digital Edge Learning for teacher professional development in curricular and instructional areas for math and language arts teachers. The amendment is necessary to add \$2,360.00 to the original fee of \$32,710.00 for an aggregate total not to exceed \$35,070.00 due to additional necessary training. The additional fee, not to exceed \$2,360.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Account No. 501.

Amend the agreement with Ron Simmons to serve as an assignor for the middle schools Softball Program, approved by the Board on April 7, 2009, Agenda Item 10.8. The amendment is necessary to add four officials to the list. The cost, \$30.00 per official per game, will be paid from Restricted General Fund – Intermediate Sports Program, Account No. 209. The following names should be added to the list: George Peters, Lyndon Hundley, Nyle Wells, and Lorenzo White-Thompson, Santonge Poullard, and Tyler Poullard.

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

University of California Professional Development Institute (UCPDI, UC/San Diego) to provide SB 472 state approved English Learner professional development institutes to support teachers using State Board approved, standards-aligned programs, on April 13-20, 2009, May 18-22, 2009, and June 22-26, 2009. The cost, \$250.00 per participant with a limit of 30 participants per institute for a total cost not to exceed \$22,500.00, will be paid from the Restricted General Fund—Title III LEP Student Subgrant, Account 544.

University of California Professional Development Institute (UCPDI, UC/San Diego) to provide elementary SB 472 state approved English Learner professional development institutes to support teachers using State Board approved, standards-aligned programs, from March 16, 2009, through March 20, 2009. The cost, \$250.00 per participant with no more than 60 participants each for elementary and secondary teachers plus \$3,500.00 for two instructors (one for elementary and one for secondary) for a total cost not to exceed \$22,000.00, will be paid from the Restricted General Fund—Program Improvement Local Educational Agency, Account 513.

Beth Steffel to provide graphic arts and digital media training sessions to District staff from May 1, 2009, through June 30, 2009. The fee, not to exceed \$1,375.00, will be paid from the Restricted General Fund—After School Safety and Enrichment for Teens, Account No. 566.

San Bernardino County Superintendent of Schools to provide SB 472 state approved professional development institutes to prepare teachers to successfully implement the District-adopted Prentice Hall language arts instructional program, for a maximum of 20 days from July 1, 2008, through June 30, 2009. The cost, \$750.00 per participant with 40 participants for a total cost not to exceed \$30,000.00, will be paid from the Restricted General Fund—Title II Educational Services, Account 538.

10.13 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the addition of \$7,922.00 in the budgeting of revenues and expenditures for the restricted Adult Education program, (Fund 11) English Literacy and Civics Education Program (405).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$99,254.00 in the budgeting of revenues and expenditures for the restricted Child Development program, (Fund 12) State Preschool Program (252).

10.14 - Extended Field Trip, Arrowview Middle School, San Onofre Science Club Camp Out, San Onofre State Beach Campground, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 16 Arrowview Middle School students and 5 District employees to attend the San Onofre Science Club Camp Out, in San Onofre State Beach Campground, California, June 5-7, 2009. The cost of the trip, not to exceed \$756.00, including meals and lodging for 16 Arrowview Middle School students and five District employees, will be paid from Arrowview Middle School ASB funds. Transportation will be provided by 4 Arrowview Middle School chaperones using private vehicles at no charge. Names of the students are on file in the Business Services office.

10.15 - Extended Field Trip, Richardson PREP HI, Northrop Grumman Space Camp 2009, Huntsville, Alabama

BE IT RESOLVED that the Board of Education approves the extended field trip for 1 Richardson PREP HI student, 1 Northrop Grumman chaperone, and 16 Los Angeles Unified School District teachers to attend the Northrop Grumman Space Camp 2009, in Huntsville, Alabama, July 12-17, 2009. The cost of the trip, not to exceed, \$1,300.00, including meals and lodging for 1 Richardson Prep HI student, 1 Northrop Grumman chaperone, and 16 Los Angeles Unified School District teachers, will be paid from sponsorship through Northrop Grumman. Transportation to and from LAX will be provided by the student's parent. Name of the student is on file in the Business Services office.

10.16 - Extended Field Trip, Pacific High School, Advance Theatre Field Trip, Multiple Los Angeles County Locations, California

BE IT RESOLVED that the Board of Education approves the extended field trip for eight Pacific High School students and two District employees to attend the Advance Theatre Field Trip, in multiple Los Angeles County locations, California, May 13-16, 2009. The cost of the trip, not to exceed \$7,960.00, including meals and lodging for eight Pacific High School students and two District employees, will be paid from Pacific High School ASB funds and through sponsorship from Business Communications Small School. Transportation provided by America's Xpress, not to exceed \$884.00, will be paid from Pacific High School ASB funds and through

sponsorship from Business Communications Small School. Names of the students are on file in the Business Services office.

10.17 - Extended Field Trip, San Gorgonio High School, Odyssey of the Mind 2009 World Finals, Ames, Iowa

BE IT RESOLVED that the Board of Education approves the extended field trip for six San Gorgonio High School students and one District employee to attend the Odyssey of the Mind 2009 World Finals, in Ames, Iowa, May 27-31, 2009. The cost of the trip, not to exceed \$7,480.00, including meals and lodging for six San Gorgonio High School students and one District employee, will be paid from San Gorgonio High School ASB funds. Transportation to and from Orange County Airport will be provided by students' parents using private vehicles at no charge. Names of the students are on file in the Business Services office.

10.18 - Agreement with Father Flanagan's Boys Home to Provide Specialized Classroom Management Training

BE IT RESOLVED that the Board of Education approves amending the agreement with Father Flanagan's Boys Home, Boys Town, Nebraska, approved by the Board June 17, 2008, Agenda Item 10.29. The amendment is necessary to add the biennial fee of \$500.00 to the original amount of \$25,676.34 for a new aggregate total not to exceed \$26,176.34. The additional fee of \$500.00 will be paid from the Restricted General Fund—Opportunity Schools, Account No. 306.

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

10.19 - Agreement with Life Long Learning to Provide Staff Development to District Schools

BE IT RESOLVED that the Board of Education approves entering into an agreement with Life Long Learning & Associates, Blue Jay, CA, to provide staff development for instructional strategies and assessments, effective August 19, 2009, through June 12, 2010. The fee, not to exceed \$60,000.00, will 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.

10.20 - Agreement with Principal's Exchange, LLC to Promote Improved Academic Achievement

BE IT RESOLVED that the Board of Education approves entering into an agreement with Principal's Exchange, LLC, Whittier, CA, to promote improved academic achievement, effective May 6, 2009, continuing through December 31, 2009. The fee, not to exceed \$37,500.00, shall

be paid from the Restricted General Fund—Elementary Secondary Education Act, 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.

10.21 - Agreement with San Bernardino Community College District for the A.S.T.E.R.I.S.K. Program

BE IT RESOLVED that the Board of Education approves entering into an agreement with San Bernardino Community College District, San Bernardino, CA, whereby the School District will provide professional services for a summer internship program for at-risk students to receive pre-employment training and on-the-job training through the A.S.T.E.R.I.S.K. Program effective June 11, 2009, continuing through October 30, 2009. The Community College District will pay the School District \$5,000.00 for these services.

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

10.22 - Agreement with the University of California, Riverside to Provide Student Support to District Students and Their Parents through UCR's Alpha Center

BE IT RESOLVED that the Board of Education approves entering into an agreement with the University of California, Riverside (UCR), to utilize undergraduate and graduate students in mathematics to provide services to ninth and tenth grade students and their parents effective July 6, 2009, through July 31, 2009. UCR students will make presentations to students and their parents pertaining to mathematics, college admission requirements, careers, and will coordinate visits to four colleges. UCR will also provide instruction and activities at UCR campus for ninth and tenth grade San Geronimo High School students. The fee, not to exceed \$19,141.00, 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.

10.23 - Agreement with YMCA of the East Valley to Provide Swimming Lessons for Students of Fairfax Elementary School

BE IT RESOLVED that the Board of Education approves entering into an agreement with the YMCA of the East Valley, San Bernardino, CA, to provide swimming lessons to Fairfax Elementary School students, effective May 6, 2009, continuing through June 25, 2009. The fee, not to exceed \$1,600.00, will be paid from Restricted General Fund—After School Education and Safety Program, Account No. 459.

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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.

10.24 - Agreement with Walgreen Co. for Pharmacy Experiential Learning Program

BE IT RESOLVED that the Board of Education approves entering into a pharmacy experiential learning program agreement with Walgreen Co., Deerfield, IL, to provide sites at Walgreens Drug Stores throughout the Inland Empire for practical learning experience for the Adult School's pharmacy students, effective May 6, 2009, through March 31, 2014. 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.

10.25 - Facilities Use Agreement with Etiwanda Gardens to Provide Facilities, Food, and Room Set-Up for San Bernardino High School's Administrative Retreat

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with Etiwanda Gardens, Rancho Cucamonga, CA, for rental and catering effective June 15-17, 2009, for the yearly Administrative Retreat. The cost, projected at \$5,000.00, will be paid from Restricted General Fund—Elementary Secondary Education Act Title 1, 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.

10.26 - Facilities Use Agreement with Placo San Bernardino, LLC, for the City of Readers Family and Community Festival at the Carousel Mall

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with Placo San Bernardino, LLC, San Bernardino, CA, for the City of Readers Family and Community Festival at the Carousel Mall on June 6, 2009. 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.

10.27 - Facilities Use Agreement with San Bernardino Elks Lodge No. 836 for the Cadet Corps Annual End-of-Year Dining In

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with San Bernardino Elks Lodge No. 836, San Bernardino, CA, for the Cadet Corps Annual End-of-Year Dining In on May 29, 2009. The cost, not to exceed \$5,500.00, will be paid from Unrestricted General Fund – Leadership Skills Academy, Account No. 030.

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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.

10.28 - Renewal of the Affiliation Agreement with Management and Training Corporation for Welding Training

BE IT RESOLVED that the Board of Education authorizes renewing the affiliation agreement with Management and Training Corporation, San Bernardino, CA, to provide welding training for Inland Empire Job Corps students, effective June 1, 2009, through May 31, 2014. 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.

10.29 - Renewal of the Agreement with Asian-American Resource Center for Community-Based Homework Centers

BE IT RESOLVED that the Board of Education approves renewing the agreement with the Asian-American Resource Center, San Bernardino, CA, to provide a community-based homework center, effective July 1, 2009, through June 30, 2010. The Center will provide District students with academic support outside the school environment. The cost, not to exceed \$25,000.00, will be paid from the Unrestricted General Fund—Homework Center, Account No. 115.

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

10.30 - Renewal of the Agreement with Central City Lutheran Mission to Provide a Community-Based Homework Center

BE IT RESOLVED that the Board of Education approves renewing the agreement with the Central City Lutheran Mission Homework Center, San Bernardino, CA, to provide a community-based homework center, effective July 1, 2009, through June 30, 2010. The center will provide District students with academic support outside the school environment. The cost, not to exceed \$25,000.00, will be paid from Unrestricted General Fund—Homework Center, Account No. 115.

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

10.31 - Renewal of the Agreement with the First Congregational Church to Provide a Community-Based Homework Center

BE IT RESOLVED that the Board of Education approves renewing the agreement with the First Congregational Church Homework Center, San Bernardino, CA, to provide a community-based homework center, effective July 1, 2009, through June 30, 2010. The center will provide District students with academic support outside the school environment. The cost, not to exceed \$25,000.00, will be paid from Unrestricted General Fund—Homework Center, Account No. 115.

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

10.32 - Renewal of the Agreement with St. John's Success Center to Provide a Community-Based Homework Center

BE IT RESOLVED that the Board of Education approves renewing the agreement with the St. John's Success Center, San Bernardino, CA, to provide a community-based homework center, effective July 1, 2009, through June 30, 2010. The center will provide District students with academic support outside the school environment. The cost, not to exceed \$25,000.00, will be paid from Unrestricted General Fund—Homework Center, Account No. 115.

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

10.33 - Renewal of the Agreement with Top Flight—Johnson Center to Provide a Community-Based Homework Center

BE IT RESOLVED that the Board of Education approves renewing the agreement with the Top Flight—Johnson Center, San Bernardino, CA, to provide a community-based homework center, effective July 1, 2009, through June 30, 2010. The center will provide District students with academic support outside the school environment. The cost, not to exceed \$25,000.00, will be paid from Unrestricted General Fund—Homework Center, Account No. 115.

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

10.34 - Renewal of the Agreement with Loma Linda University Medical Center for Medical Students to Provide Mentoring Services to District Students

BE IT RESOLVED that the Board of Education approves renewing the agreement with Loma Linda University Medical Center to provide mentoring services to District students, effective July 1, 2009, through June 30, 2010. Loma Linda University medical students will provide homework help, tutorial assistance, and mentoring to District students that reside in the Norton

AFB neighborhoods. The schools are San Geronio and Pacific High Schools, Curtis and Serrano Middle Schools, and Cypress, Monterey, and Bonnie Oehl Elementary Schools. The mentoring services will serve as a deterrent to juvenile crime, gangs, and other delinquent, negative behavior. 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.

10.35 - Renewal of the Agreement with the University of Redlands School of Education for Educational Fieldwork

BE IT RESOLVED that the Board of Education approves renewing the agreement with the University of Redlands School of Education, Redlands, CA, to provide educational fieldwork experiences to students enrolled in the Professional Educational curriculum and/or the Communicative Disorders curriculum of the University, effective July 1, 2009, through June 30, 2014. The District will provide educational fieldwork experience in schools, classes, or other appropriate sites of the District, under the direct supervision and instruction of certificated employees not to exceed 16 semester units of credit per student. The University will tender to the District an honorarium of \$100.00 per seven-week session for each full-time student teacher assigned. For Communicative Disorders Fieldwork/Interns only, the University will tender to the District an honorarium of \$12.00 per week for each full-time student assigned. For Counseling Fieldwork Candidates only, the University will tender to the District a \$100.00 honorarium. 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.

10.36 - Amendment to the Agreement with Global Environmental Training & Consulting, Inc., to Assist the District in Control of Hazardous Waste Material

BE IT RESOLVED that the Board of Education approves amending the agreement with Global Environmental Training & Consulting, Inc., West Covina, CA, approved by the Board on December 16, 2008, Agenda Item 11.17. The amendment is necessary due to an increase of \$3,000.00 in fees for additional required work. The fee, not to exceed \$3,000.00, which will bring the aggregate total not to exceed \$33,000.00, will be paid from Fund 14, Deferred Maintenance, Account No. 707.

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

10.38 - 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:

8-26-91 2-19-93 2-23-93 5-18-93 3-12-94

10.39 - 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)10/04/1991	*(S)08/13/1992	10/09/1992	*(S)08/05/1995	*(S)02/29/1996	***(S)08/31/1992
*(S)10/17/1991	*(S)11/08/1991	*(S)10/15/1993	**05/30/1994	09/16/1993	*(S)06/07/1994
*(S)09/05/1991	03/30/1998	*(S)06/14/1995	*(S)04/19/1993	*(S)01/28/1995	*(S)12/30/1995
*(S)12/25/1992	10/20/1994	*(S)04/10/1995	***(S)04/25/1992		

*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.

10.40 - 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.

04/15/1997

10.41 - 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:

08/10/1995

10.42 - 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:

12/18/1998 08/01/2000

10.43 - 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:

11/22/1992

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.

10.44 - 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:

04/20/1991 09/07/1993 03/25/1995

10.45 - 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:

10.46 - Petition to Expunge 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.

10.47 - 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.

10.48 - Renewal of the Agreement with the County of San Bernardino, Human Services System, Transitional Assistance Department, to Provide Outstationed Eligibility Workers at Emmerton Elementary School

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with County of San Bernardino, Human Services System, Transitional Assistance Department (TAD) to provide outstationed eligibility workers at Emmerton Elementary School, effective July 1, 2007, through April 30, 2012. The workers will assist eligible County residents to apply for CalWORKs, the Food Stamp program, or Medi-Cal benefits. There is no cost to the District for this service.

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

10.49 - School Closure for Extraordinary Conditions Due to the San Bernardino County Public Health Department Recommending the Closure of Cole Elementary School

BE IT RESOLVED that the Board of Education certifies that Cole Elementary School was closed for two days on April 30, 2009, and May 1, 2009, due to the San Bernardino County Public Health Department ordering the closure of Cole Elementary School as precautionary measures for a yet to be confirmed case of swine flu. The Board requests that apportionment be maintained and instructional time be credited for April 30, 2009, and May 1, 2009, due to extraordinary conditions.

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BE IT FURTHER RESOLVED that the Board of Education authorizes the filing of Form J-13A and requests approval by the County Superintendent of Schools for the emergency closure, resulting in the reduction of the reporting period days by two days for Cole Elementary School for April 30, 2009, and May 1, 2009.

10.50 - Amendment to the Board Resolution of April 7, 2009, Business and Inservice Meetings

BE IT RESOLVED that the Board of Education approves amending the Board resolution of April 7, 2009, Business and Inservice Meetings, the attendance and participation of the following individuals in scheduled business and inservice meetings. This amendment is to change the total cost from \$2,160.00, to \$2,295.00 and English Learner Programs Account No. 744, to English Learner Programs Account No. 544. All other terms and conditions remain the same.

Alba, Teresa	To attend the 2009 California Association for
Benitez, Celia	Bilingual Education (CABE) Conference,
Flores, Lucia	Riverside Convention Center, Riverside,
Gaeta, Maria	California, May 14, 2009, as Board
Gomez, Maria	Representatives. Total cost, not to exceed
Gutierrez, Josefina	\$2,295.00, will be paid from English Learner
Lamas, Liliana	Programs Account No. 544.
Lopez-Calvillo, Marina	
Mendez, Maribel	
Moreno, Martha	
Ochoa, Dolores	
Oliver, Latasha	
Perez, Petra	
Glenda, Rice	
Gloria, Rosa	
Sanabria, Ana	
Vences, Araceli	
(DELAC Parents/Board Representatives)	

10.6 - K-12 Language Arts Textbook Adoption

Barbara Flores stated she would like to delay taking action to adopt textbooks until she hears the report she requested regarding test score trends following textbook adoptions. Dr. Delgado stated that this is a state requirement and they will not give us additional publishers to choose from. Dr. Flores expressed her concern that Grades K-2 textbooks have decodable text that have no research support. Danny Tillman stated that we have to move forward and suggested that Dr. Flores participate on the next textbook adoption committee. Dr. Flores stated that the District could ask for a waiver. Dr. White stated that each district has to go through the process, then request a waiver. Lynda Savage stated that we can research this in two years. There is no sense spending money on books that aren't going to help our students. Danny Tillman stated that CSBA holds an informative Curriculum Institute each July. Judy White stated that until a waiver

is approved, we are required to adopt textbooks before June 30, 2009.

Upon motion by Member Tillman, seconded by Member Parra, the textbook adoption was not approved by the following vote: Ayes: Parra, Penman, Tillman; Noes: Flores, Savage, Valdez.

10.37 - Amendment No. 5 to the Agreement with HMC Architects for Additional Architectural and Design Services for Several New Construction and Modernization Projects - Belvedere Elementary School

Teresa Parra briefly left the meeting.

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

BE IT RESOLVED that the Board of Education approves the amendment for additional services with HMC Architects, Ontario, CA, for design services for a new walkway to provide ADA-complaint access to the new playground structure, due to the change of scope on the modernization at Belvedere Elementary School. The cost for the additional services, not to exceed \$1,200.00, plus approved reimbursables, will be paid from Funds 21, 25, or 35.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment #5.

President Parra returned.

11.0 - Action Items

11.1 - Presentation of the District's Initial Contract Proposal to the San Bernardino School Police Officers Association (SBSPOA)

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

BE IT RESOLVED that the Board of Education adopts the District's initial contract proposal to SBSPOA.

11.2 - Adoption of 2009-2010 Middle College High School Calendar

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

BE IT RESOLVED that the Board of Education receives and accepts the 2009-2010 Middle College High School calendar.

11.3 - Personnel Report #21, dated May 5, 2009

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

BE IT RESOLVED that the Personnel Report #21, dated May 5, 2009, 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.

11.4 - In Recognition of Deceased Employees

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

LEDFORD MITCHELL COOKE, SR.

WHEREAS Ledford Cooke, Sr. was a dedicated member of the certificated staff for the San Bernardino City Unified School District from 1973, until his retirement in 2002; and

WHEREAS Ledford Cooke, Sr. was a devoted teacher, who before serving the District, dutifully served his country in the Korean Conflict from 1951 to 1953; and

WHEREAS Ledford Cooke, Sr. was a successful and well-known poultry rancher who continued working as a substitute teacher even after his retirement, and was also a sales representative for Tarbell Realtors; and

WHEREAS on April 9, 2009, Ledford Cooke, Sr. died, bringing deep sorrow to his loving family and friends; and

WHEREAS Ledford Cooke, Sr. is survived by his wife of 47 years, Melva Cooke; three adult sons, Mitchell, Jr. of Moreno Valley, Kenneth of Riverside, Christopher of Long Beach; twin grandsons, Alexander and Patrick; two brothers, Ellis and Conway Cooke; four sisters, Pauline Spurlock, Bessie White, Golda Copeland, and Dr. Mattie Grant; and numerous other family members;

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 Ledford Cooke,

Sr.'s many fine years of service to the District and does extend its deepest sympathy to his family.

JOHN EDWARD ROYER

WHEREAS John Royer was a dedicated member of the certificated staff for the San Bernardino City Unified School District from 2000, until his untimely death; and

WHEREAS John Royer was a devoted teacher at Cajon High School, and also previously taught at St. Catherine's in Rialto for five years; and

WHEREAS John Royer was a Rialto resident for 26 years, and served in the Marine Corps, volunteered as manager and coach for Rialto Western Little League and Rialto Youth Soccer League for several years; and

WHEREAS on April 16, 2009, John Royer died, bringing deep sorrow to his loving family and friends; and

WHEREAS John Royer is survived by Diane M. Royer; their children, John E. Royer II, Christine M. Royer, Joseph J. Royer; his siblings, Gary Royer, Thomas Royer, Robert Royer, Barry Royer, David Royer, Susan Sumpter, Bonnie Sausman, Paul Royer, and Sheldon Royer; and many nieces and nephews;

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 John Royer's many fine years of service to the District and does extend its deepest sympathy to his family.

IGNACIO "SANDY" SANDOVAL

WHEREAS Ignacio Sandoval was a dedicated member of the classified staff for the San Bernardino City Unified School District from 1959, until 1980; and

WHEREAS Ignacio Sandoval was a devoted maintenance worker who always took pride in keeping buildings looking their best; and

WHEREAS during WWII, Ignacio Sandoval worked at Consolidated Aircraft in San Diego, where he built PBY and B-24 bomber aircraft and was also a welder for Pacific Fruit Express in Colton; and

WHEREAS Ignacio Sandoval passed away at his home in Yucaipa, bringing deep sorrow to his loving family and friends; and

WHEREAS Ignacio Sandoval is survived by his wife of 58 years, Dora; his daughter, Lorraine; 2 sons, David and Ruben; 12 grandchildren; 2 brothers, Andy and Robert; and 2 sisters, Juanita, Victoria, and Carmen;

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 Ignacio Sandoval's many fine years of service to the District and does extend its deepest sympathy to his family.

EDITH IRENE YNACAY

WHEREAS Edith Ynacay was a dedicated member of the certificated staff for the San Bernardino City Unified School District during brief stints in 1989 and 1993; and

WHEREAS Edith Ynacay was a dedicated teacher, serving students at home and in the hospital, and also served the District as a substitute teacher; and

WHEREAS Edith Ynacay was a native of Iowa, graduated from Michigan State University with a teaching degree, and served in the Marine Corps during the Korean War; and

WHEREAS on April 11, 2009, Edith Ynacay died, bringing deep sorrow to her loving family and friends; and

WHEREAS Edith Ynacay is survived by her husband of 53 years, Robert; a daughter, Robin Ynacay-Nye; two sons, Robert Ynacay Jr. and Richard Ynacay; two sisters, Mary Byers and Lavina Payton; three brothers, Merlin Graham, Tom Graham, and John Graham, and nine 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 Edith Ynacay's fine years of service to the District and does extend its deepest sympathy to her family.

SESSION TEN - Closed Session

12.0 - 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

Demotion and/or Reassignment to a Position Authorized by Credential

Public Employee Appointment

Title: Middle School Principal

Conference with Legal Counsel – Anticipated Litigation

(Government Code Section 54956.9(b))

Significant Exposure to Litigation: (One)

SESSION ELEVEN – Open Session

13.0 - Action Reported from Closed Session

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

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

RAYMUNDO, NATALIE: Middle School Principal, effective date, work year and salary, to be determined. Budget – 035

Upon motion by Member Savage, seconded by Member Parra, and approved by the affirmative vote of Members Flores, Parra, 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-08-09-14 be given notice that he/she shall be released from assignment as an Elementary Vice Principal effective at the end of the 2008-09 school year and demoted to a classroom assignment consistent with his/her credential authorization(s) effective at the beginning of the 2009-10 school year, and that the Superintendent or his designee is hereby authorized to give written notice of this action, pursuant to Education Code 44951.

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SESSION TWELVE - Closing

14.0 - Adjournment

By the affirmative vote of the members, the meeting was adjourned at 9:55 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, May 19, 2009, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.