

San Bernardino City Unified School District

Minutes of a Regular Meeting of the Board of Education

**MINUTES
ADOPTED
7/15/08**

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

June 17, 2008

5:30 p.m.

Present: President Teresa Parra; Vice President Danny Tillman; Board Members Louise Ayala, Marlin Brown, Judi Penman, Lynda Savage, and Elsa Valdez; Superintendent Arturo Delgado; Deputy Superintendent Judy White; Assistant Superintendents Mel Albiso, Narciso Cardona, Dayton Gilleland, Mohammad Islam, Yolanda Ortega, John Peukert, Paul Shirk, and Harold Vollkommer; and Superintendent's Assistant Mary Beth Gosnell. Minutes recorded by Administrative Assistant Jennifer Owens.

SESSION ONE - Opening

1.0 - Opening

1.1 - Call to Order

Vice 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 - Outstanding Student Awards

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

Burbank Elementary School

Jesikah Fortunato, Clara Frias, and Maria Gutierrez-Urbano

Del Rosa Elementary School

Ricki Carrasco, Alejandro Cruz, and Isel Ramirez

Kimark Elementary School

Alyssa Hobbs-Garcia, Saiz Jhonae Moten, and Allison Totzke

The Board recognized First Sergeant Wayne “Skip” Howard, the California Teacher of the Year in the Troops to Teachers Program. Mr. Howard retired from the military in January 2001, and started teaching Army ROTC at Arroyo Valley High School in August 2001. Troops to Teachers is a U.S. Department of Education and Department of Defense Program that helps eligible military personnel begin a new career as teachers in public schools.

SESSION THREE - School Showcase

3.0 - School Showcase

3.1 - Elementary Magnet Schools Honor Orchestra

Members of the Elementary Magnet Schools Honor Orchestra performed four numbers under the direction of Michele Tacchia. Participating students are from Alessandro, Anton, Palm Avenue, and Roosevelt Elementary Schools. In addition to leading the Honor Orchestra, Ms. Tacchia is planning a new communitywide San Bernardino Youth Orchestra, in conjunction with the San Bernardino Symphony and San Bernardino Concert Association.

SESSION FOUR - Public Hearings

4.0 - Public Hearings

4.1 - Fiscal Year 2008-2009 Budget

The Fiscal Year 2008-2009 final budget has been prepared and presented to the Board of Education for adoption (see page ____).

For FY 2008-2009, the Board of Education has selected the single budget adoption cycle, which requires that the final budget be adopted prior to July 1, 2008. A separate summary of budgeted revenues and expenditures, as well as estimated unaudited beginning fund balances and projected ending fund balances for all funds, has been presented at the Board of Education prior to the meeting. In addition, a summary and detailed budget will also be available for public review prior to the meeting.

Any changes, as a result of the State budget adoption, will be submitted in the form of a budget revision within 45 days after the Governor signs the State Budget Act.

In addition to the usual certification of the budget adoption, the following certifications are required:

- The amount of reserves in the District’s Workers’ Compensation Self-Insurance Fund: The amount is projected at \$9,955,561.
- The budget adoption cycle that the District elects for FY 2008-2009: Education Code 42127(i) allows districts to elect either the single budget cycle (July 1) or

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the dual budget cycle (July 1/September 8). The administration is recommending that the single budget adoption cycle continue for FY 2008-2009.

President Parra opened the public hearing and asked if anyone wished to comment.

Dr. Delgado reported that due to cuts made in the District offices, the budget remains healthy. Administrators, teachers, and classified employees all agreed to take a three-day furlough, which is no longer necessary. Some programs, including middle school athletics, are being restored. Judi Penman asked to have a budget workshop in a couple of months. Danny Tillman asked if any employees will be laid off. Dr. Delgado stated that some positions may be cut due to lack of work.

Louise Ayala stated that she received a lot of emails regarding the budget. Ms. Ayala reported that District teacher Lou Ann Hazel informed her that the current EAP program is being cut because Health Net will provide the service for free. Ms. Ayala reported that Albertina Walski informed her that there are scandals going on in San Bernardino. Ms. Ayala stated that parents of Belvedere Elementary School students aren't being heard. President Parra called Ms. Ayala out of order because the topic is the budget.

Teresa Parra asked if the 10 percent cuts being made at the District offices are still effective. Dr. Delgado stated that some cuts have been recalculated. Mrs. Parra stated that there needs to be equity among all departments. Mrs. Parra asked if any certificated positions are being eliminated. Dr. Delgado stated that some certificated administrators have been demoted or reassigned. Dr. Vollkommer stated that some administrators are going back to the classrooms. Mrs. Parra asked for a report on the CAPS program and the Y Academy and the positions cut from the programs.

Mrs. Parra asked if enrollment was declining, why departments don't shrink proportionately. Danny Tillman stated that in 1995, the District had 45,000 students. When student enrollment increased, staff didn't increase. Mr. Tillman asked Staff to find a way to keep the four classified employees being considered for layoff.

Elsa Valdez asked for information about the City eliminating funds for Crossing Guards. Dr. Delgado stated he has a meeting on Wednesday with the Mayor. Mohammad Islam stated that the City will proceed with a contract for next year. Danny Tillman stated that most cities pay for crossing guards because they are responsible for the streets. We have agreed to share the cost, but it is the City's responsibility. Mr. Tillman added that because the District has its own police department, it saves the City money.

Jason Terkeurst, CSEA, reported that seven CSEA employees are being laid off. He will meet on Monday with the negotiating team to discuss it.

Hearing no further comment, President Parra closed the public hearing.

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

BE IT RESOLVED that the Board of Education adopts the FY 2008-2009 budget as presented.

BE IT ALSO RESOLVED that the Board of Education adopts the one-time flexibility option proposed by the Governor to transfer restricted programs carryover balances from Fiscal Year 2007-08 to the Unrestricted General Fund in order to maintain the fiscal solvency of the District for the subsequent two years.

BE IT ALSO RESOLVED that the budget, as adopted, reserves \$9,955,561 for the cost of self-insured workers' compensation claims.

BE IT FURTHER RESOLVED that the Board of Education selects the single budget adoption cycle for the FY 2008-2009.

4.2 - Review of the Charter Petition for the Prime Academy of Excellence (PRIME)

On May 20, 2008, the Board of Education did not approve the charter petition for Prime Academy of Excellence (PRIME) because the petition had not substantially met the requirements of Element One. Education Code section 47605 requires that a charter petition meet all the element requirements stipulated in this Education Code section. In this element District staff indicated that the petition did not provide specificity on how the students would acquire the health career electives. District staff also had concerns as to how the charter school would provide the course offerings including graduation requirements for 100 students. The charter petition would have to show a lower class size average of less than 17 students.

The Board of Education granted the petitioner 30 days to amend this element requirement. The amendment would have to show how the students would access the health career offerings and would have to provide a sample master schedule to show how the charter school would serve the 100 students.

Findings: The petition states that it will maintain a teacher/student ratio of between 1:12 and 1:20 to satisfy all the curricular programs. According to the petition these ratios will enable PRIME to address its goal of maintaining a small and manageable class size to maximize effective instruction and optimize student learning. The ratio would also allow PRIME to manage a sound fiscal program for teacher salaries and fringe benefits. The school would provide a total of seven teachers, four full-time and three part-time equivalents. The petitioner stated that the school has identified the teachers expected to teach in this academy:

- Teacher A will be credentialed to teach mathematics and science.
- Teacher B will be credentialed to teach English and social studies.
- Teacher C will be credentialed to teach Special Education students.
- Teacher D will be credentialed to teach the health core subjects.

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- Part-time teacher E will teach the arts and foreign language.
- Part-time teacher F will teach physical education, athletics, and human development.
- Part time teacher G will teach computer technology.

The health core program subjects are identified and assigned particular grade levels:

GRADE	9	10	11	12
COURSES	Health Career Exploration (0 credits)	Health Care Ethics (5 credits)	Awareness & Sensitivity (5 credits)	Safety & Standards Precautions (5 credits)
	Behaviors for Success (5 credits)	Communication in Health Care (5 credits)	Respecting Client & Diversity (5 credits)	Legal Issues in Health Care (5 credits)

The petitioner also provided a sample master schedule chart that shows how the school can serve a diverse group of students with different course needs and interests. A revision of this element requirement is provided to the Board of Education.

The petition meets the requirements for Element One.

President Parra opened the public hearing and asked if anyone wished to comment.

Florante Parrenas expressed his hope that the Board would adopt his petition. Dr. Parrenas thanked Staff for their patience and assured the Board that the smaller learning community will be successful.

Dr. Delgado reported that Narciso Cardona looked at the elements. They have been met and it is the Board’s decision. Narciso Cardona stated that the number of staff is adequate for the program. Marlin Brown expressed his appreciation for everyone’s hard work. Dr. Brown thanked Mr. Cardona for his report on charter school performance. Dr. Brown would like a yearly review of charters so the Board can decide to not renew charters if they are not successful. Danny Tillman stated that some students are successful at charter schools because they specialize in giving students one last chance. It is unfair to our district because we take students from other districts. Dr. Brown suggested that staff compare the Pal Center to continuation schools.

Hearing no further comment, Mrs. Parra closed the public hearing.

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

BE IT RESOLVED that the Board of Education adopts District staff findings regarding the charter petition submitted by the Prime Academy of Excellence (PRIME).

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BE IT FURTHER RESOLVED that the Board of Education approves the charter petition submitted by Prime Academy of Excellence (PRIME).

4.3 - Amendment for the Charter Petition for the Public Safety Academy

The San Bernardino City Unified School District and the Public Safety Academy are requesting the conversion of the Public Safety Academy Charter School from a District charter to an indirect charter school commencing July 1, 2008. The term of the charter will remain the same, July 1 2007, to June 30, 2012.

A copy of the charter school material changes is available to the public.

President Parra opened the public hearing and asked if anyone wished to comment.

Dr. Delgado reported that the District will continue to monitor the Academy fiscally. Louise Ayala stated that she has little confidence of the administration monitoring charter schools. She doesn't have assurances they will do the right thing. PSA has been run all wrong and is allowing students to pass before they are ready. No real education is being done there.

Elsa Valdez asked how many District charters are indirect. Mr. Cardona stated that PSA was the only one. Dr. Valdez stated that charters are taking students who might be out on the street. They don't have another place to go. Dr. Valdez stated that Staff has done a phenomenal job of monitoring charters.

Hearing no further comment, Mrs. Parra closed the public hearing.

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

BE IT RESOLVED that the Board of Education adopts District staff findings regarding the amended charter petition submitted by the Public Safety Academy.

SESSION FIVE - Administrative Presentation

5.0 - Administrative Presentation

5.1 - Proposed Bond Overview

John Peukert, Assistant Superintendent, Facilities/Operations; Ali Kiafar, Program Executive, URS Corporation; and Kathryn Lew, bond consultant from the Lew Edwards Group, discussed the possibility of a new school bond (see page ____).

Judi Penman requested a copy of the survey questions and results. Lynda Savage stated that the community wants to support new schools. Our schools are overcrowded and our goal is to have single-track neighborhood schools. John Peukert stated that in order to pass by 55 percent, the bond has to be held at the same time as a general election year. You can go for a bond at any time with 65 percent approval. Elsa Valdez stated that this bond isn't frivolous. It is for basic needs such as air conditioning, lighting, and safety issues. Dr. Valdez suggested that the brochures be made available on TV. Dr. Kiafar stated that the top vote getter during the survey was air conditioning.

Marlin Brown expressed his support for the bond and asked Staff to make the public aware with signage of what is being done. Danny Tillman stated that we need to be clear about what the money is going to be used for. We have to be fair to the community. Have a list of projects so we are realistic with the public. Dr. Kiafar stated that the District is aggressively going after every funding source. The bond would cost homeowners \$60 per \$100,000 assessed value per year. Judi Penman asked for the cost of our last bond and when it will be paid off. Mrs. Penman reported that this would be a lot of money for older homeowners and she is not completely supporting this. A lot of businesses have gone out of business in the last six months and it would be selfish to go after another bond.

Teresa Parra asked what would happen if we don't make required ADA changes. Mr. Peukert reported that the state could hold up future projects. Mrs. Parra stated that it makes sense to build during tough times. The Board can make sure that local vendors come forward to bid. If the bond is approved, it would allow sixth graders to move back to elementary schools and eliminate portables.

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

Manfred Gildner reported that Arroyo Valley High School still doesn't have artificial turf. Mr. Gildner stated that Narciso Cardona answered his questions about the National Guard program. Mr. Gildner questioned the District's dropout rate. Mr. Gildner stated that the District receives money from the State Lottery and other places. The largest portion of the District's \$650 million budget is for salaries.

Annie Murdock, Dominique Bridges, and Daisy Rivas, parents of students at North Park Elementary School, expressed their concern about the vice principal. President Parra informed the parents that Narciso Cardona would address their concerns.

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Gil Navarro, San Bernardino County School Board member, stated that he holds San Bernardino and Rialto School Districts accountable and issues need to be publicized. Mr. Navarro stated that the Ed Code mandates that school districts are responsible for student safety.

Tierney Harris, parent of an Arroyo Valley High School graduate, reported that her son's records were tampered with. Ms. Harris also stated that an administrator made inappropriate comments about her son.

SESSION SIX - Administrative Reports

6.0 - Administrative Reports

6.1 - Amendments to BP 4030 Nondiscrimination in Employment (First Reading)

Purpose

To prevent discriminatory harassment in the work place and educational environment.

Policy Statement

The San Bernardino City Unified School District is committed to providing all employees and students a working and learning environment that is free of discrimination in accordance with applicable state and federal laws. This nondiscriminatory working and learning environment is for the benefit of all district employees (non-supervisory, supervisors and management) and students. All employees are expected to fully comply with this policy. Additionally, non-employees who have contact with the district's employees or students during working or educational hours are expected to conduct themselves in accordance with this policy. Absolutely no one is authorized to engage in conduct prohibited by this policy.

In keeping with this commitment to a nondiscriminatory working environment, the district maintains a strict policy prohibiting sexual harassment, discrimination or harassment based on age over forty, race, ethnic group identification, color, **actual or perceived sex**, ~~religious creed~~ **religion**, national origin, ancestry, medical condition (**cancer and genetic characteristics**)*, marital status, physical or mental disability, sexual orientation, gender**, **personal or family genetic information**, or family care and medical leave entitlement in accordance with applicable state and federal laws. **It is also prohibited to discriminate on the basis of a person's association with a person or group with one or more of these actual or perceived characteristics.** This policy prohibits all forms of discriminatory harassment through any means, including nonverbal, verbal (including derogatory comments, slurs, propositions, teasing, jokes or taunts), physical (including gestures, touching, obstructing or otherwise interfering with a person's movement) or visual (including leering, cartoons, drawings, magazines, notes, letters or posters).

This policy prohibits all conduct by which an employee or student because of race, ethnic group identification ~~religious-creed~~ **religion**, color, national origin, ancestry, physical disability, mental disability, medical condition (**cancer or genetic characteristics**)*, marital status, age (40 and above), sex, sexual orientation, gender** , **personal or family genetic information, on the basis of a person's association with a person or group with one or more of these actual or perceived characteristics** or family care and medical leave entitlement, is subjected to unwelcome, offensive, intimidating, oppressive or otherwise interfering harassment or is subject to any discrimination, thereof on district property or district/school related activities. Students and employees will not be excluded on the basis of **actual or perceived** sex, sexual orientation, gender, **age**, ethnic group identification, race, ancestry, national origin, religion, color, ~~and~~ mental or physical disability, **personal or family genetic information, or on the basis of a person's association with a person or group with one or more of these actual or perceived characteristics** issues from participation in any educational program, curricular or extracurricular, including all sports and other activities, denied the benefits of participation, or subjected to harassment or other forms of discrimination in such programs **or employment**.

* Medical Condition is defined, in accordance with the California Fair Employment and Housing Act, as any health impairment related to or associated with a diagnosis of cancer **or a record or history of cancer or genetic characteristics**, ~~for which a person has been rehabilitated or cured, based on competent medical evidence.~~

** Gender is defined as the person's actual sex, or the perception of the person's sex, and includes the perception of the person's identity, appearance, or behavior, whether or not that identity, appearance, or behavior is different from that traditionally associated **or stereo typically** with that person's **assigned** sex at birth. The district may require persons to comply with reasonable workplace appearance, grooming, and dress standards consistent with state and federal law, provided that persons are allowed to appear or dress consistently with their gender identity.

Sexual Harassment

All of the foregoing apply to complaints of sexual harassment. For the purpose of clarification, prohibited sexual harassment includes but is not limited to unwelcome sexual advances, requests for sexual favors and other verbal, nonverbal, visual or physical conduct of a sexual nature where: (1) submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment, ~~or education~~ **academic status or progress**; (2) submission to, or rejection of, such conduct by an individual is used as the basis ~~for~~ **of** employment or educational decisions ~~affecting such~~ **the** individual; ~~or~~ (3) such conduct has the purpose or effect of ~~substantially interfering with work or educational performance~~ **having a negative impact upon the individual's work or academic performance** ~~with work or educational performance~~ or creating an intimidating, hostile, or offensive working or ~~educational learning~~ **educational** environment; **or (4) submission to, or rejection of the conduct by the individual regarding benefits and services, honors, programs, or activities available at or through the District or its sites.**

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Examples of prohibited harassing acts:

- Unwelcome sexual advances or sexual propositions
- Kidding, teasing, or joking of a sexual nature or of other protected bases delineated above
- Graphic commentary about an individual's body, sexual prowess or sexual deficiencies
- Derogatory or demeaning comments about anyone's gender in general or gender identity or expression, epithets, slurs or jokes about one's race, color, national origin, religious creed, physical or mental disability, age (40 and over), sex, gender identity or expression, sexual orientation, or marital status
- Leering or staring at someone
- Unwelcome suggestive or insulting sounds such as whistles, kissing sounds, howling, or sucking noises
- Touching, patting, pinching, stroking, squeezing, tickling or brushing against another's body
- Displaying offensive objects, pictures, calendars, cartoons, magazines, videotapes, audio recordings or literature which are sexual in nature
- Unwelcome use of sexually degrading language or innuendoes
- Obscene gestures
- Consensual sexual relationships:

Romantic or sexual relationship of any employee with elementary or secondary students is clearly prohibited pursuant to state molestation laws concerning adults and children. Romantic or sexual relations between an adult student and faculty member or between a subordinate employee and his/her superior can raise "serious concerns" where there may be a conflict of interest and abuse of power. Such relations may lead to favoritism of a student or subordinate employee with whom the teacher of superior is sexually involved and where such favoritism adversely affects other students and/or employees

- Unwanted neck or shoulder massage
- Spreading rumors about a person's sexuality
- Graffiti about a person's sexuality
- Letters, notes, telephone calls, e-mail or materials of a sexual nature

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- Stalking a person
- Attempted or actual sexual assault
- Making or threatening reprisals after a negative response to sexual advances
- Impeding or blocking of one's movement
- Repeatedly asking out a person who is not interested

Enforcement

Disciplinary action up to and including termination will be promptly taken against any employee (non-supervisory, supervisor or manager) if it becomes known to management that such person has engaged in conduct prohibited by this policy.

No Retaliation

No employee or students shall be retaliated against, in any manner, for reporting conduct which he/she believes to be a violation of this policy, for participating in an investigation of a possible violation of this policy, or for using the district's Complaint Procedure.

Retaliation against anyone reporting or perceived to have reported sexual harassment behavior is prohibited. Any retaliatory conduct shall be considered a serious violation of this policy and shall be independent of whether a complaint of sexual harassment is substantiated. Moreover, encouraging others to engage in retaliatory conduct also violates this policy.

Examples of prohibited retaliation:

- Unfair grading
- Unfair evaluation
- Unfair assignment
- Public or private ridicule
- Oral or written threats
- Intimidation
- Destruction of property
- Further harassment

Complaints

Individuals who have been subjected to discriminatory harassment have an obligation to immediately report the incident or incidents to their immediate supervisor or the district's Affirmative Action Director, who is also the district's Title IX Coordinator. ~~The complaint~~ **Complaints alleging failure to comply with applicable state and federal laws and regulations and/or alleging discrimination** will be processed in accordance with the district's Uniform Complaint Policy and Procedure **and in accordance with the procedures set out in section 4600-4687 of the Title 5 Regulations. Copies of the district's complaint procedures shall be available free of charge. The district's Affirmative Action Office shall have available information on the rules and procedures for reporting charges of sexual harassment and pursuing available remedies.**

The procedure set forth pursuant to the district's Uniform Complaint Policy and Procedure does not deny the right of any individual to pursue other avenues of remedy under the jurisdiction of any state or federal law.

The confidentiality of the reporting or complaining party will be observed provided it does not interfere with the district's ability to investigate or take corrective action.

Notifications

Pursuant to Educational Code ~~212.6~~ **231.5**, a copy of this policy will be displayed in a prominent location in the main administrative building or other areas of the school site **or campus**. A prominent location is a location **or those locations in the main administrative building or other areas** where notices regarding the district's rules, regulations, procedures, and standards of conduct are posted.

Also, a copy of this policy will be provided to each person employed by the school district at the beginning of the first quarter or semester of the school year, or at the time that a new employee is hired. **A copy of the District's written policy on sexual harassment shall appear in any publication of the District that sets forth the comprehensive rules, regulations, procedures and standards of conduct for the District.**

Site administrators or immediate supervisors who receive a sexual harassment incident report from any employee, non-employee or the public are required to submit a report to the Affirmative Action Office in order for the Affirmative Action Office to maintain a record of complaints.

Training

By January 1, 2006, and every two years thereafter, the Superintendent or designee shall ensure that supervisory employees receive at least two hours of classroom or other effective interactive training and education regarding sexual harassment. All newly hired or promoted supervisory

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employees shall receive training within six months of their assumption of the supervisory position. (Government Code 12950.1)

The district's training and education program for supervisory employees shall include information and practical guidance regarding the federal and state statutory law on the prohibition against and the prevention and correction of sexual harassment and the remedies available to the victims of sexual harassment in employment. The training shall also include practical examples aimed at instructing supervisors in the prevention of harassment discrimination, and retaliation. (Government Code 12950.1)

Legal Reference:

CIVIL CODE

51.7 Freedom from violence or intimidation

EDUCATION CODE:

200-262.4 Prohibition of discrimination, including sex discrimination

GOVERNMENT CODE

11135 Unlawful discrimination

12900-12996 Fair Employment and Housing Act

PENAL CODE

422.56 Definitions, hate crimes

CODE OF REGULATIONS, TITLE 2

7287.6 Terms, conditions and privileges of employment

CODE OF REGULATIONS, TITLE 5

4900-4965 Nondiscrimination in elementary and secondary education programs receiving state financial assistance

UNITED STATES CODE, TITLE 20

1681-1688 Discrimination based on sex or blindness, Title IX

UNITED STATES CODE, TITLE 29

794 Section 504 of the Rehabilitation Act of 1973

UNITED STATES CODE, TITLE 42

2000d-2000d-7 Title VI, Civil Rights Act of 1964

2000e-2000e-17 Title VII, Civil Rights Act of 1964 as amended

2000h-2-2000h-6 Title IX, 1972 Education Act Amendments

12101-12213 Americans with Disabilities Act

CODE OF FEDERAL REGULATIONS, TITLE 28

35.101-35.190 Americans with Disabilities Act

CODE OF FEDERAL REGULATIONS, TITLE 34

100.6 Compliance information

104.8 Notice

106.8 Designation of responsible employee and adoption of grievance procedures

106.9 Dissemination of policy

COURT DECISIONS

Carter v. California Department of Veterans Affairs (2003) 2003 Cal.LEXIS 5694

Shephard v. Loyola Marymount (2002) 102 CalApp.4th 837

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Management Resources:

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

Enforcement Guidance: Vicarious Employer Liability for Unlawful Harassment by Supervisors, June 1999

Enforcement Guidance: Reasonable Accommodation and Undue Hardship under the Americans with Disabilities Act, March, 1999

U.S. DEPARTMENT OF EDUCATION, OFFICE OF CIVIL RIGHTS

Notice of Non-Discrimination, January, 1999

WEB SITES

EEOC: <http://www.eeoc.gov>

OCR: <http://www.ed.gov/offices/OCR>

DFEH: <http://www.dfeh.ca.gov>

Policy SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT

adopted: October 16, 2007 San Bernardino, California

6.2 - Amendments to BP 0410 Nondiscrimination in District Programs and Activities (Second Reading)

The Board of Education is committed to equal opportunity for all individuals in education. District programs and activities shall be free from discrimination based on gender (identity or expression), age, **actual or perceived** sex, race, color, religion, ancestry, national origin, ethnic group identification, marital or parental status, physical or mental disability, medical condition, family care, and medical leave entitlement, veteran's status, or sexual orientation or the perception of one or more of such characteristics **and a person's association with a person or group with one or more of these actual or perceived characteristics**. This nondiscrimination policy covers admission, participation, and accessibility to any program or activity of the district and selection, advancement, discharge and other terms, conditions, and privileges of employment.

(cf. 4030 - Nondiscrimination in Employment)

(cf. 4032 - Reasonable Accommodation)

(cf. 4119.11/4219.11/4319.11 - Sexual Harassment)

(cf. 5145.3 - Nondiscrimination/Harassment)

(cf. 5145.7 - Sexual Harassment)

(cf. 5146 - Married/Pregnant/Parenting Students)

(cf. 6145.2 - Athletic Competition)

(cf. 6164.4 - Identification of Individuals for Special Education)

(cf. 6164.6 - Identification and Education under Section 504)

(cf. 6178 - Vocational Education)

(cf. 6200 - Adult Education)

The Superintendent or designee shall ensure that the district provides auxiliary aids and services when necessary to afford individuals with disabilities equal opportunity to participate in or enjoy the benefits of a service, program or activity. These aids and services may include, but are not

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limited to, qualified interpreters or readers, assistive listening devices, notetakers, written materials, taped text, and Braille or large print materials.

(cf. 6020 – Parent Involvement)

Individuals with disabilities shall notify the Superintendent or designee if they have a disability that requires special assistance or services. Reasonable notification should be given prior to the school or district-sponsored function, program or meeting.

(cf. 9320 - Meetings and Notices)
(cf. 9322 - Agenda/Meeting Materials)

The Superintendent or designee shall notify students, parents/guardians, employees, employee organizations and applicants for admission and employment, and sources of referral for applicants about the district's policy on nondiscrimination. Such notification shall be included in each announcement, bulletin, catalog, application form or other recruitment materials distributed to these groups. (34 CFR 104.8, 106.9)

Inquires regarding nondiscrimination, equal program accessibility and the filing of complaint procedures alleging discrimination may be directed to the school principal/site administrator or to the district's Affirmative Action Office which coordinates Title VI, VII, IX and ADA 504 programs.

(cf. 1312.3 - Uniform Complaint Procedures)
(cf. 4031 - Complaints Concerning Discrimination in Employment)

In compliance with law, the district's nondiscrimination policy shall be published in the individual's primary language to the extent practicable. The lack of English language skills will not be a barrier to admission and participation in any of the district's programs and activities.

(cf. 5145.6 - Parental Notifications)

Legal Reference:

EDUCATION CODE

200-262.4 Prohibition of discrimination

48985 Notices to parents in language other than English

GOVERNMENT CODE

11000 Definitions

11138 Rules and regulations

12900-12996 Fair Employment and Housing Act

54953.2 Brown Act compliance with Americans with Disabilities Act

PENAL CODE

422.55 Interference with constitutional right or privilege

CODE OF REGULATIONS, TITLE 5

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4900-4965 Nondiscrimination in elementary and secondary education programs receiving state financial assistance

UNITED STATES CODE, TITLE 20

1400-1487 Individuals with Disabilities in Education Act

1681-1688 Discrimination based on sex or blindness, Title IX

2301-2415 Carl D. Perkins Vocational and Applied Technology Act

6311 State plans

6312 Local education agency plans

UNITED STATES CODE, TITLE 29

794 Section 504 of the Rehabilitation Act of 1973

UNITED STATES CODE, TITLE 42

2000d-2000d-7 Title VI, Civil Rights Act of 1964

2000e-2000e-17 Title VII, Civil Rights Act of 1964 as amended

2000h-2000h-6 Title IX

12101-12213 Americans with Disabilities Act

CODE OF FEDERAL REGULATIONS, TITLE 28

35.101-35.190 Americans with Disabilities Act

36.303 Auxiliary aids and services

CODE OF FEDERAL REGULATIONS, TITLE 34

100.1-100.13 Nondiscrimination in federal programs, effectuating Title VI

104.1-104.39 Section 504 of the Rehabilitation Act of 1973

106.1-106.61 Discrimination on the basis of sex, effectuating Title IX, especially:

106.9 Dissemination of policy

Management Resources:

U.S. DEPARTMENT OF EDUCATION, OFFICE OF CIVIL RIGHTS PUBLICATIONS

Protecting Students from Harassment and Hate Crime, January, 1999

Notice of Non-Discrimination, January, 1999

Nondiscrimination in Employment Practices in Education, August, 1991

WEB SITES

U.S. Department of Education, Office of Civil Rights: <http://www.ed.gov/offices/OCR>

CDE: <http://www.cde.ca.gov>

Safe Schools Coalition: <http://www.casafeschoolscoalition.org>

Pacific Disability and Business Technical Assistance Center: <http://www.pacdbtac.org>

Policy SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT

Adopted: October 16, 2007 San Bernardino, California

6.3 - Amendments to BP 5145.3 Nondiscrimination/Harassment (Second Reading)

Statement of Policy

The San Bernardino City Unified School District is committed to providing all students a learning environment that is free of discrimination in accordance with applicable state and federal laws. This nondiscriminatory learning environment is for the benefit of all district

students and all students are expected to fully comply with this policy. Additionally, non-district students who have contact with any of the district's students are expected to conduct themselves in accordance with this policy in any district school or district school-sponsored activity. Absolutely no one is authorized to engage in conduct prohibited by this policy.

In keeping with this commitment to a nondiscriminatory learning environment, the district maintains a strict policy prohibiting sexual harassment, discrimination or harassment based on race, ethnic group identification, color, **actual or perceived** sex, sexual orientation, gender, ~~religious creed~~, **religion**, national origin, ancestry, physical ~~disability~~, or mental disability, **age, or on the basis of a person's association with a person or group with one or more of these actual or perceived characteristics** in accordance with applicable state and federal laws. This policy prohibits all forms of discriminatory harassment through any means including nonverbal, verbal (including derogatory comments, slurs, propositions, teasing, jokes, or taunts), physical (including gestures, touching, obstructing, or otherwise interfering with a person's movement) or visual (including leering, cartoons, drawings, magazines, notes, letters or posters).

This policy prohibits all conduct by which any student because of **actual or perceived sex, age, race, ethnic group identification, ~~religious creed~~, religion, color, national origin, ancestry, physical disability, mental disability, sexual orientation, or gender (actual or perceived), or on the basis of a person's association with a person or group with one or more of these actual or perceived characteristics** is subject to unwelcome, hostile, offensive, intimidating, oppressive or otherwise interfering harassment in an educational setting. Moreover, students will not be excluded on the basis of the aforementioned protected bases from participation in or access to any educational program, guidance and counseling programs, testing procedures, curricular or extracurricular, including all sports and other activities; denied the benefits of participation, or subjected to harassment or other forms of discrimination in such programs.

*** "Gender" means sex, and includes a person's gender identity and gender related appearance and behavior whether or not stereo typically associated with the person's assigned sex at birth.**

(cf. 0410 - Nondiscrimination in District Programs and Activities)
(cf. 5145.9 - Hate-Motivated Behavior)
(cf. 5146 - Married/Pregnant/Parenting Students)
(cf. 6164.6 - Identification and Education under Section 504)

The Board prohibits intimidation or harassment of any student by any employee, student or other person in the district. Staff shall be alert and immediately responsive to student conduct which may interfere with another student's ability to participate in or benefit from school services, activities or privileges.

(cf. 5145.2 - Freedom of Speech/Expression)
(cf. 5145.7 - Sexual Harassment)

Sexual Harassment

All of the foregoing applies to complaints of sexual harassment. For the purpose of clarification, prohibited sexual harassment includes but is not limited to unwelcome sexual advances, requests for sexual favors, and other verbal, visual, or physical conduct of a sexual nature where such conduct has the purpose or effect ***of having a negative impact upon the individual's substantially interfering with the academic performance, or creating an intimidating, hostile, or offensive learning educational environment; where submission to such conduct is explicitly or implicitly made a term or condition of an individual's academic status or progress; where submission to, or rejection of, the conduct by the individual is used as the basis of academic decisions affecting the individual; where submission to, or rejection of, such conduct by the individual is used as the basis for any decision affecting the individual regarding benefits and services, honors, programs, or activities available at or through the District and its school sites.***

Examples of Prohibited Behavior

- * Exposing genitals
- * Shouting obscenities
- * Mooning
- * Streaking
- * Leaving obscene messages on school computers
- * Whistling at other students and/or school employees
- * Threatening rape
- * Intentionally pressing or rubbing oneself sexually around another person
- * Teasing other students and/or school employees about their sexual activity or body
- * Unwanted deliberate hugging, kissing, touching, patting, pinching, grabbing, leaning over, or cornering a student or school employee
- * Flipping up skirts
- * Pulling down someone's pants, shorts or skirt
- * Bra, pants, shorts or skirt snapping

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- * Continual staring at a person's body
- * Sexual or dirty jokes
- * Actual or attempted rape or sexual assault
- * Unwanted pressure for sexual favors or dates
- * Making sexual gestures with hands or through body movements
- * Unwanted letters or materials of a sexual nature
- * Kissing sounds, howling, and smacking lips
- * Looking a person up and down
- * Sexual rumors
- * Comments about the body
- * Violating personal space
- * Pornographic pictures, posters, drawings or stories
- * Offensive displays of sex-related objects
- * Offensive graffiti of a sexual nature, racial nature or of any discriminatory basis
- * Holding a person against his or her will

Enforcement

Disciplinary action up to and including expulsion will be promptly taken against any student if it becomes known to the district and proven by school officials that such student has engaged in conduct prohibited by this policy.

- (cf. 4118 - Suspension/Disciplinary Action)
- (cf. 4218 - Dismissal/Suspension/Disciplinary Action)
- (cf. 5131 - Conduct)
- (cf. 5144 - Discipline)
- (cf. 5144.1 - Suspension and Expulsion/Due Process)
- (cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))

No Retaliation

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No student, employee, or other individuals will be retaliated against, in any manner, for reporting conduct which he or she believes to be a violation of this policy, for participating in an investigation of a possible violation of this policy, or for using the district's Uniform Complaint Procedure.

Complaints

Students who have been subjected to discriminatory harassment have an obligation to immediately report the incident or incidents to their principal or designee or the district's Affirmative Action Director, who is also the district's Title IX Coordinator. The complaint will be processed in accordance with the district's Uniform Complaint Policy and Procedure. It is encouraged and recommended that students use the district's Uniform Complaint Procedure; however, they may seek recourse by pursuing available remedies outside the district. ***The district's Affirmative Action Office will have available the specific rule and procedures for reporting charges of sexual harassment and for pursuing available remedies.***

Notifications

Pursuant to Educational Code ~~231.5~~ 212.6, a copy of this policy will be displayed in a prominent location in the main administrative building at each school site of the district ***or other areas where notices regarding the District's rules, regulations, procedures and standards of conduct are posted.*** Also, this policy will be a part of any orientation program conducted for new students at the beginning of each quarter, semester, or summer session, as applicable. At the beginning of each school year, the district's sexual harassment policy will be included in the notifications that are sent to parents/guardians and will be disseminated to each staff member annually, ***at the beginning of the first quarter or semester of the school year, or at the time a new employee is hired.*** This policy will also appear in any school or district publication that sets forth the school's or district's comprehensive rules, regulations, procedures and standards of conduct.

Any teacher, counselor, or district employee who receives a sexual harassment incident report from any student or adult in the educational setting ***and/or if the alleged incident occurred on District property or school site, or at a District or school-related or sponsored activity,*** must report this information to the site administrator. Site administrators are required to submit a report to the Affirmative Action Office in order for the Affirmative Action Office to maintain a record of complaints.

Legal Reference:

EDUCATION CODE

200-262.4 Prohibition of discrimination on the basis of sex, especially:

221.5 Prohibited sex discrimination

221.7 School-sponsored athletic programs; prohibited sex discrimination

48900.3 Suspension or expulsion for act of hate violence

48900.4 Suspension or expulsion for threats or harassment

48904 Liability of parent/guardian for willful student misconduct

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48907 Student exercise of free expression
48950 Freedom of speech
49020-49023 Athletic programs
51006-51007 Equitable access to technological education programs
51500 Prohibited instruction or activity
51501 Prohibited means of instruction
60044 Prohibited instructional materials
CIVIL CODE
1714.1 Liability of parents/guardians for willful misconduct of minor
CODE OF REGULATIONS, TITLE 5
4621 District policies and procedures
4622 Notice requirements
PENAL CODE
422.55 Interference with constitutional right or privilege
UNITED STATES CODE, TITLE 42
2000d-2000e-17 Title VI & VII Civil Rights Act of 1964 as amended
2000h-2-2000h-6 Title IX, 1972 Education Act Amendments
CODE OF FEDERAL REGULATIONS, TITLE 34
100.3 Prohibition of discrimination on basis of race, color or national origin
104.7 Designation of responsible employee for Section 504
106.8 Designation of responsible employee for Title IX
106.9 Notification of nondiscrimination on basis of sex
COURT DECISIONS
Flores v. Morgan Hill Unified School District, (2003) 324 F.3d 1130
Management Resources:
OFFICE OF CIVIL RIGHTS PUBLICATIONS
Notice of Non-Discrimination, January, 1999
Racial Incidents and Harassment Against Students at Educational Institutions; Investigative
Guidance, 59 FR 47, March, 1994
WEB SITES
U.S. Department of Education, Office of Civil Rights: <http://www.ed.gov/offices/OCR>
California Department of Education: <http://www.cde.ca.gov>
Policy SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT

adopted: October 16, 2007 San Bernardino, California

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. Board members commented on how well the graduation ceremonies were conducted.

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Louise Ayala reported that many School Board members have failed the District. Elsa Valdez stated that we are doing a lot of wonderful things in the District to educate out students. Teachers, classified employees, and administrators are doing a great job. Dr. Valdez stated that the District looks into parents' concerns. We make an effort to have their issues resolved and also have a concern for due process for the employees. Dr. Valdez asked the parents to be assured we have a lot of positive things happening in the District.

Marlin Brown stated that he takes exception to Ms. Ayala's comments. The District has never been in a financial issue. We have a lot of challenges in the community and outstanding staff members that choose to stay here. The Board has never ignored challenges. If he couldn't work collaboratively with the other six Board members, his goals couldn't be accomplished. It takes more than carping about things to make things better. The Superintendent works with the unions. The Board keeps track of parents concerns and requires Staff to report back to them. The Board directs the Superintendent to resolve issues when necessary.

Danny Tillman stated that the Board hopes parents can resolve issues at the school site, but then can come to the Board. Danny Tillman asked Staff to look into offering an accelerated Kindergarten class at all schools.

8.1 - Legislative Update

None.

9.0 - Report by Superintendent and Staff Members

Dr. Delgado reported that Arroyo Valley High School teacher Bobbi Houtchens received a teaching ambassador fellowship in Washington, DC. Dr. Delgado announced that the Child Care Center at Nutrition Services opened today. ASTERISK students will work there during the summer. Dr. Delgado responded to Mr. Gildner's question about the District's dropout rates. We have done a superior job of bringing back students. The same student may drop out of school three or four times and we are required to record that as three or four dropouts. The Board has been diligent to not turn their backs on our at-risk students. The new Advance Path program was designed to bring back dropouts. This year, 23 students graduated from the program.

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.

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Consent item 10.101 was held for later consideration.

Upon motion by Member Brown, seconded by Member Savage, and approved by the affirmative vote of Members Ayala, Brown, 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 Meetings held on May 6, and May 13, 2008, be approved as presented.

10.2 - Resolution Ordering School District Election for Governing Board Members Whose Terms Expire December 5, 2008

BE IT RESOLVED that, pursuant to Education Code, Section 5302, the County Superintendent of Schools of this County is hereby ORDERED to call an election for the purpose and in accordance with the designations contained in the following specifications of the Election Order made under the authority of Education Code Sections 5304, 5320, and 5322:

SPECIFICATIONS OF THE ELECTION ORDER

Date of Election: Tuesday, November 4, 2008
Purpose: Election of Governing Board Members
Polls will open at 7:00 a.m. and close at 8:00 p.m.

BE IT ALSO RESOLVED that the following Governing Board Members are those whose terms will expire December 5, 2008:

MARLIN BROWN
JUDI PENMAN
DANNY TILLMAN

BE IT ALSO RESOLVED that candidates will pay any fees imposed by the Registrar of Voters for the Candidates' Statement (of qualifications).

BE IT FURTHER RESOLVED that the "Order of Election and Specifications of the Election Order" setting Tuesday, November 4, 2008, as the date for Election of Governing Board Members to the San Bernardino City Unified School District Board of Education be approved.

10.3 - 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.

10.4 - Payment of Master Teachers – California Baptist University

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during the fall session 2007, as provided for in the Agreement with California Baptist University, as follows:

Sandra Lacanlate 75.00

10.5 - Approval of Program Improvement District LEA Plan Addendum, Title III-Program Improvement – Year 2

BE IT RESOLVED that the Board of Education approves the Program Improvement LEA Plan Addendum, Title III – Program Improvement – Year 2.

10.6 - 2008-2009 District Consolidated Application (Part I)

BE IT RESOLVED that the Board of Education approves the July 1, 2008, submission of Part I of the District Consolidated Application for Categorical Program funds.

BE IT FURTHER RESOLVED that Judy D. White, Deputy Superintendent, be authorized to sign all documents relating to the submission of the District Consolidated Application on behalf of the Board of Education.

10.7 - 2007-08 Discretionary School Site Block Grant

BE IT RESOLVED that the Board of Education approves the following school's 2007-08 Discretionary School Site Block Grant Award, Expenditure Plans:

SCHOOL	AWARD	EXPENDITURES
Curtis Middle School (Revised Plan)	\$80,115.00	Certificated salaries for Special Intercession Program and furniture for science classrooms.

10.8 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$200.00, Kiwanis Club of Greater San Bernardino; \$200.00, San Bernardino Symphony; \$20,000.00, San Manuel Band of Mission Indians; \$10,000.00, San Manuel Band of Mission Indians; \$350.00, Horace Mann Insurance; \$350.00, Horace Mann Insurance; \$350.00, Horace Mann Insurance; \$350.00, Horace Mann Insurance; \$119.98, Six Flags Magic Mountain; and \$300.00, Schools First Federal Credit Union.

10.9 - Commercial Warrant Registers for Period from May 16, Through May 31, 2008

BE IT RESOLVED that the Commercial Warrant Register for period from May 16, 2008, through May 31, 2008, be approved.

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BE IT FURTHER RESOLVED that the Board of Education authorizes David Moyes, Acting Accounts Payable Officer; Gene Fortajada, Accounting Services Director; or Mohammad Islam, Assistant Superintendent, to sign disbursements.

10.10 - 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 2007-08 school year and approves payment to the following:

E&E Animals to present an animal education assembly to students on June 25, 2008. The cost, not to exceed \$250.00, will be paid from Highland Pacific Elementary School Coke fund.

10.11 - 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:

Get Ahead Writing, LLC, to present 10 days of professional development on the writing application standards, for Ramona-Alessandro Elementary School, from July 1, 2008, through June 30, 2009. The cost, not to exceed \$15,000.00, will be paid from Restricted General Fund – High Priority Schools Grant Program, Account No. 473.

San Bernardino County Superintendent of Schools to provide AB 75/AB 430 Module II state approved professional development institutes for school administrators, July 1, 2008, through June 30, 2009. The cost, not to exceed \$80,250.00, will be paid from Restricted General Fund – Principal Training Program, Account No. 452.

Zoe Ann Brown of WestEd to facilitate the revision of the District Master Plan for English Learner Programs for one day, June 18, 2008. The cost, not to exceed \$2,100.00, will be paid from Unrestricted General Fund – English Learners and Support, Account No. 261.

Digital Edge Learning for 10 days of teacher professional development in curricular and instructional areas for math and language arts teachers, 10 days of teacher coaching, and five days of administrator coaching, July 1, 2008, through June 30, 2009. The cost, not to exceed \$30,000.00, will be paid from Restricted General Fund – Quality Education Investment Act (QEIA), Account No. 436.

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

San Bernardino County Superintendent of Schools to provide AB 75/AB 430 Module II state approved professional development institutes for school administrators, October 31, November 8, November 30, and December 21, 2007. The cost, not to exceed \$80,250.00, will be paid from the Restricted General Fund—Title II Elementary Math/Science, Account 541.

10.12 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the addition of \$81,900.00 in the budgeting of revenues and expenditures for the restricted program, Principal Training Program (452).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$34,705.00 in the budgeting of revenues and expenditures for the restricted program, Youth Risk Behavior Survey (520).

BE IT ALSO RESOLVED that the Board of Education approves the increase of \$3,220.00 in the budgeting of revenues and expenditures for the restricted program, Preschool Local Entitlements (589).

BE IT FURTHER RESOLVED that the Board of Education approves the reduction of \$255.00 in the budgeting of revenues and expenditures for the Fund 12-Instructional Materials Program (107).

10.13 - Notification of Compromise and Release Agreement OAH Case Number N2007090163

BE IT RESOLVED that the Board of Education approves to contract with Lindamood Bell in Pasadena, CA to provide compensatory education of up to 120 hours of intensive individualized instruction of reading and math, the total amount not to exceed \$3,665.00; approves providing student transportation to Lindamood Bell, Pasadena, CA effective July 1, 2008, and until student accesses his 120 hours or until December 31, 2008, whichever occurs first; payment for attorney's fees incurred and related to OAH Case No. N2007090163, not to exceed \$7,800.00. Payments are to be paid from the Restricted General Fund-Special Education, Account No. 827.

10.14 - Board Delegation of Powers

WHEREAS Education Code Section 35161 provides that the governing board of any school district may execute any powers delegated by law to it and shall discharge any duty imposed by law; and

WHEREAS the Education Code was amended to include language that the governing board "...may delegate to an officer or employee of the District any of those powers or duties..." and

WHEREAS the Board of Education has previously delegated to the Superintendent certain duties and powers;

NOW, THEREFORE, BE IT RESOLVED that the Board of Education delegates to the Deputy Superintendent and Assistant Superintendents those same duties and responsibilities assigned to the Superintendent when so individually directed by the Superintendent and when the Superintendent's absence will be of 24 hours or more in duration:

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Deputy Superintendent

Assistant Superintendent, Business and Finance Division

Assistant Superintendent, Human Resources Certificated Division

Assistant Superintendent, Human Resources & Building Services Division

Assistant Superintendent, Student Services Division

Assistant Superintendent, Educational Services Division

Assistant Superintendent, Employee Relations Division

Assistant Superintendent, Facilities Operations Division

Assistant Superintendent, Research & Systems Analysis Division

BE IT FURTHER RESOLVED that the Board of Education approves delegation of powers for the designated positions effective July 1, 2008, through June 30, 2009.

10.15 - Delegation of Purchasing Authority

BE IT RESOLVED that the Board of Education, under the provisions of Education Code Section 17605, authorizes those individuals employed by the District as Purchasing Department buyers to sign purchase orders including, but not limited to, supplies, furniture, and equipment that cost less than \$15,000.00 through June 30, 2009.

BE IT FURTHER RESOLVED that the Board of Education, under the provisions of Education Code Section 17605, authorizes those individuals employed by the District as Purchasing Department purchasing clerks and senior purchasing clerks to sign purchase orders for, but not limited to, supplies, furniture, and equipment that cost less than \$5,000.00 through June 30, 2009.

10.16 - Delegation of Limited Purchasing Authority

BE IT RESOLVED that the Board of Education, under the provision of Education Code Section 17605, delegates authority to Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign purchase orders for employee health and benefits, District insurance programs, and transportation expenditures for the period beginning July 1, 2008, and ending June 30, 2009.

10.17 - Nutrition Services' Delegation of Purchasing Authority

BE IT RESOLVED that the Board of Education revokes purchasing authority for Nutrition Services purchase orders for Joanna Nord, Nutrition Services Administrative Analyst, effective April 7, 2008, due to resignation.

BE IT ALSO RESOLVED that the Board of Education, under the provisions of Education Code Section 17605, authorizes James Cunningham, Nutrition Services Assistant Director and Larry Lobaugh, Nutrition Services Program Manager, to sign purchase orders for non-biddable supplies and services directly related to food and food products, and biddable products directly related to food and food products through June 30, 2009.

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BE IT FURTHER RESOLVED that the Board of Education, under provisions of Education Code Section 17605, authorizes Lisa Falcone, Nutrition Services Administrative Analyst, and Becky Hickey, Nutrition Services Buyer, to sign purchase orders for non-biddable supplies and services directly related to food and food products, and biddable products directly related to food and food products that cost less than \$15,000.00 through June 30, 2009.

10.18 - Approval of Change Orders for Construction Projects

BE IT RESOLVED that the Board of Education approves delegation of authority to Arturo Delgado, Superintendent; John Peukert, Assistant Superintendent, Facilities/Operations; Mel Albiso, Assistant Superintendent, Human Resources Classified and Maintenance and Operations; Wael Elatar, Facilities Administrator; and Ed Norton, Maintenance and Operations Director, to sign change orders, not to exceed 10 percent of the original contract price, for all District construction projects during the 2008-2009 fiscal year.

10.19 - Authorized Signatures Under Public Law 8003 Regulations

BE IT RESOLVED that the Board of Education authorizes the filing of an application for Impact Aid under the provisions of PL 8003.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, or Gene Fortajada, Accounting Services Director, to sign applications and appropriate documents under the regulations of PL 8003 for the 2008-2009 school year.

10.20 - Disposal of Obsolete Books

BE IT RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, for the 2008-2009 school year, to dispose of obsolete books in any manner allowed by Education Code Section 60510, et sequential.

10.21 - Regular Program Expenditures

BE IT RESOLVED that the Board of Education authorizes expenditures for academic field trips for the 2008-2009 school year, in accordance with the curriculum of all of the District's regular instructional programs.

BE IT ALSO RESOLVED that for instructional purposes these expenditures may include admissions and transportation (except public transportation).

BE IT FURTHER RESOLVED that these activities be considered part of the regular course of study for the 2008-2009 school year.

10.22 - Reimbursement of Student Body Funds for Fees Related to Regular Course of Study

BE IT RESOLVED that the student body funds of all secondary schools may be reimbursed from INAP funds for all registration fees related to music festivals and performances, concerts, drama presentations, and speech tournaments.

BE IT FURTHER RESOLVED that those activities be considered part of the regular course of study for the 2008-2009 school year.

10.23 - Special Program Expenditures

1. District Instructional Program Expenditures

BE IT RESOLVED that the Board of Education authorizes special program expenditures for the 2008-2009 school year, in accordance with the curricula of the following programs: Special Education Services Region, Gifted and Talented Education, Compensatory Education, and International Baccalaureate.

BE IT ALSO RESOLVED that, for instructional purposes, these expenditures may include admissions, food for instructional purposes only, transportation (except public transportation), lodging, registration, inservices, and workshops.

BE IT FURTHER RESOLVED that these activities be considered part of the regular course of study for the 2008-2009 school year.

2. Expenditures for Incentives and Awards for District-Sponsored Competitions

BE IT RESOLVED that the Board of Education authorizes special program expenditures for the 2008-2009 school year in accordance with the curricula of the following programs: District-sponsored competitions such as Science Fairs, Math Marathons, Challenge Bowls, Junior Olympics, etc.

BE IT FURTHER RESOLVED that, for instructional purposes, these expenditures may include incentives and awards such as plaques and trophies, the total yearly cost of which will not exceed \$5,000.00.

3. Outdoor Education Activity Expenditures

BE IT RESOLVED that the Board of Education authorizes special program expenditures, for the 2008-2009 school year, in accordance with the curricula of outdoor science education programs, including field trips.

BE IT FURTHER RESOLVED that, for instructional purposes, these expenditures may include admissions, food, transportation (except public transportation), lodging, and registration.

4. Exemplary Employee Program

BE IT RESOLVED that the Board of Education authorizes special program expenditures for the 2008-2009 school year, in accordance with Education Code Section 35160.1.

BE IT FURTHER RESOLVED that these expenditures may include awards such as plaques.

5. Educational Incentive Program for Middle Schools

BE IT RESOLVED that the Board of Education approves expenditures for the Educational Incentive Program for the middle school team concept of \$2,500.00 for each middle school, for the 2008-2009 school year.

BE IT FURTHER RESOLVED the following items are approved as incentives for middle school students for the 2008-2009 school year:

T-shirts	Gift Certificates	Sweatshirts
Hats	Mugs	Pizza
Buttons	Pins	Fresh Fruit
Folders	Notebooks	Snow Cones
Pencils	CD's	Certificates
Popcorn	Cotton Candy	Candy
Ice Cream/Toppings		

6. Educational Incentive Program for High Schools

BE IT RESOLVED that the Board of Education approves expenditures for the Educational Incentive Program for the high school team concept of \$2,500.00 for each high school, for the 2008-2009 school year.

BE IT FURTHER RESOLVED that the following items are approved as incentives for high school students for the 2008-2009 school year:

Academic Letters	Gift Certificates	Sweatshirts
Certificates	Pins	Medallions
Hats	Shirts	T-shirts
Pens	Notebooks	School Bags
Pencils	Folders	Lanyards
Buttons	Mugs	CD's
DVD's	School Apparel	Food

7. School Police

BE IT RESOLVED that the Board of Education authorizes expenditures for meals for the 2008-2009 school year for individual students in the custody of school police.

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BE IT FURTHER RESOLVED that these meals will be paid from the Revolving Cash Fund in an amount not to exceed \$5.00 per student, and a yearly amount not to exceed \$100.00.

10.24 - Extended Field Trip, San Bernardino High School, Wrestling Camp, Fullerton, California

BE IT RESOLVED that the Board of Education approves the extended field trip for six San Bernardino High School students and one District employee to attend the Wrestling Camp at Fullerton, CA, July 20-24, 2008. The cost of the trip, not to exceed \$2,280.00, including lodging and meals for six students and one District employee, will be paid from San Bernardino High School Account No. 431, sponsorships, and fundraisers. Transportation will be by private vehicle. Names of the students are on file in Business Services office.

10.25 - Extended Field Trip, Cajon High School, Cross Country Team Endurance Camp, Mammoth Lakes, California

BE IT RESOLVED that the Board of Education approves the extended field trip for twenty-eight Cajon High School students four adult chaperones to attend the Cross Country Team Endurance Camp, Mammoth Lakes, CA, August 9-16, 2008. The cost of the trip, not to exceed \$5,200.00, including meals and lodging for twenty-eight Cajon High School students and four adult chaperones, will be paid from Cajon High School ASB funds. Transportation by Xpress Rentals, not to exceed \$1,300.00, will be paid from Cajon High School Account No. 203 and Cajon High School ASB funds. Names of the students are on file in the Business Services office.

10.26 - Extended Field Trip, San Bernardino High School, San Diego, CA, Girls Basketball Tournament

BE IT RESOLVED that the Board of Education approves the extended field trip for twelve San Bernardino High School students and four adult chaperones to attend the San Diego Girls Basketball Tournament, San Diego CA, July 17-20, 2008. The cost of the trip, not to exceed \$2,110.00, which includes registration, meals, and lodging for twelve San Bernardino High School students and four adult chaperones, will be paid from fundraisers and sponsorships. Transportation by America's Xpress rentals, not to exceed \$750.00, will be paid from San Bernardino High School Account No. 23. Names of the students are on file in the Business Services office.

10.27 - Agreement for Nonpublic, Nonsectarian School/Agency Services with Advanced Education Services – Live Oak School

BE IT RESOLVED that the Board of Education approves entering into an agreement with Advanced Education Services – Live Oak School, Yucaipa, CA, to provide services to District special education students, effective July 1, 2008, through June 30, 2009. The daily cost and other approved related services at agreed-upon rates, will be paid from Restricted General Fund – Special Education-Non-Public, Account No. 824.

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BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.28 - Agreement with Applied Behavior Consultants, Inc., to Provide Intervention Services and Assessments to a District Student

BE IT RESOLVED that the Board of Education approves entering into an agreement with Applied Behavior Consultants, Inc., Sacramento, CA, to provide up to 170 hours of individualized behavior intervention services and independent assessments to a District student as a result of mediated agreements OAH Case N2007090185, effective July 1, 2008, through October 31, 2008. The cost, not to exceed \$10,000.00, will be paid from Restricted General Fund – Special Education, Account No. 827.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.29 - Agreement with Father Flanagan’s Boys Home to Provide Specialized Classroom Management Training

BE IT RESOLVED that the Board of Education approves entering into an agreement with Father Flanagan’s Boys Home, Boys Town, Nebraska, to provide personnel working with students who have moderate to severe behavior problems in specialized programs a series of workshops in Specialized Classroom Management, effective July 1, 2008, through June 30, 2009. The fee, not to exceed \$25,676.34, will be paid from the Unrestricted General Fund—High School Opportunity, Account No. 006, Unrestricted General Fund—Middle School Alternative Program (Opportunity), and the Restricted General Fund—Opportunity Schools, Account No. 306.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.30 - Agreement With Life Long Learning & Associates to Provide Services to Teachers at Parkside Elementary School, King Middle School, Cajon High School and Pacific High School

BE IT RESOLVED that the Board of Education approves entering into an agreement with Life Long Learning & Associates, Blue Jay, CA, to provide services to teachers at Parkside Elementary School, King Middle School, Cajon High School, and Pacific High School, effective July 1, 2008, continuing through June 30, 2009. The services include coaching to greater levels of academic achievement, building the capacity to utilize a continuous improvement process to sustain improvement efforts, and to provide training and coaching for Instructional Vice Principals to improve their ability to facilitate educational improvement at their respective sites. The cost, not to exceed \$178,200.00, will be paid from Restricted General Fund – No Child Left Behind, Title I Program Improvement School Support, Account No. 524.

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BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.31 - Agreement with Lindamood-Bell Learning Processes to Provide Compensatory Education Services to a District Student

BE IT RESOLVED that the Board of Education approves entering into an agreement with Lindamood-Bell Learning Processes, San Luis Obispo, CA, to provide compensatory education services for a District student as per Final Settlement Agreement OAH Case No. N2007090163, dated May 13, 2008, effective July 1, 2008, through December 31, 2008. The cost, not to exceed \$3,665.00, at the rate of \$94.00 per session, will be paid from Restricted General Fund – Special Education-Central, Account No. 827.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.32 - Agreement with Michael Hanes to Provide Services as a Drum Line Music Specialist at San Geronio High School

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Michael Hanes, Highland, CA, to provide services as a drum line music specialist at San Geronio High School, effective December 3, 2007, continuing through May 30, 2008. The cost, not to exceed \$3,600.00, will be paid from Restricted General Fund – After School Safety and Enrichment for Teens, Account No. 566.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.33 - Agreement with the Parent Institute for Quality Education to Provide Training for Parents of District Students Enrolled at Cole Elementary School

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the Parent Institute for Quality Education, El Monte, CA, to provide training for approximately 75 parents of District students enrolled at Cole Elementary School, effective August 19, 2008, through October 14, 2008. The Parent Institute will recruit parents by phone, provide a needs assessment session, and provide a series of weekly training sessions. This will culminate in a graduation with certificates given to parents who attend four sessions. The training will provide the skills and techniques that will enable parents to address the educational needs of their school aged children. The cost, not to exceed \$5,250.00, will be paid from 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, Assistant Superintendent, Business and Finance, to sign said agreement.

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10.34 - Agreement with the San Bernardino County Superintendent of Schools to Provide SB 472 Mathematics Professional Development Workshops

BE IT RESOLVED that the Board of Education approves entering into an agreement with the San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, CA, to provide SB 472 Mathematics Professional Development Workshops, effective July 1, 2008, through June 30, 2009. The cost, not to exceed \$45,000.00, will be paid from Restricted General Fund – Title II Secondary Math/Science, Account No. 541.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.35 - Agreement with the University of California, Riverside to Provide Student Support to District Students Attending the FY 2007-08 Summer Education Dedicated to Graduating Everyone (EDGE) Academy at San Geronio High School

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the University of California, Riverside (UCR), Riverside, CA, to utilize undergraduate and graduate students in mathematics to provide services to ninth grade students and their parents during the summer Education Dedicated to Graduating Everyone (EDGE) Academy, effective July 9, 2007, through August 3, 2007. UCR students will make presentations to students and their parents pertaining to mathematics, college admission requirements, and careers, and will coordinate visits to four colleges. The cost, not to exceed \$16,973.00, will be paid from Unrestricted General Fund – Instructional Needs Assessment Program-High Schools, Account No. 203.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.36 - Agreement with the University of California Riverside to Provide Student Support to District Students Attending the Fiscal Year 2008-09 Summer Education Dedicated to Graduating Everyone (EDGE) Academy at San Geronio High School

BE IT RESOLVED that the Board of Education approves entering into an agreement with the University of California Riverside (UCR), Riverside, CA, to utilize undergraduate and graduate students in mathematics to provide services to ninth grade students and their parents during the summer Education Dedicated to Graduating Everyone (EDGE) Academy, effective July 7, 2008, through August 1, 2008. UCR students will make presentations to students and their parents pertaining to mathematics, college admission requirements, and careers, and will coordinate visits to four colleges. The cost, not to exceed \$39,776.00, will be paid from Restricted General Fund – After School Safety and Enrichment for Teens, Account No. 566.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.37 - Agreement with THINK Together to Provide C.A.P.S. Services to District Students

BE IT RESOLVED that the Board of Education approves entering into an agreement with THINK Together, Santa Ana, CA, to provide C.A.P.S. services to District students, effective July 1, 2008, continuing through June 30, 2009. THINK Together will provide its services to all District middle schools and one District elementary school. The cost, not to exceed \$1,286,463.00, will be paid from Restricted General Fund – After School Education and Safety Program, Account No. 459.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.38 - Agreement with Total School Solutions to be the District 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 July 1, 2008, continuing through June 30, 2009. The cost, not to exceed \$225,000.00, will be paid from Restricted General Fund – No Child Left Behind, Title I Program Improvement School Support, Account No. 524.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.39 - Agreement with Vicenti, Lloyd, Stutzman, LLP to Perform Specialized Financial and Performance Audits for the General Obligation Bonds under Proposition 39

BE IT RESOLVED that the Board of Education approves entering into an agreement with Vicenti, Lloyd, Stutzman, LLP (VLS), Glendora, CA, to perform specialized financial and performance audits for the 2004 General Obligation Bonds under Proposition 39, effective July 1, 2008, continuing through June 30, 2009. Proposition 39 amended portions of the California Constitution to provide for the issuance of general obligation bonds by school districts upon approval by 55 percent of the electorate. VLS will conduct an independent performance audit to ensure that the funds have been expended only on the specific projects listed and an annual independent financial audit of the bond proceeds. The agreement is for an initial one-year term and is annually renewable for two additional one-year periods. The cost, not to exceed \$15,600.00 (for the initial term), will be paid from Restricted Building Fund – 2004 General Obligation Bonds.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

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10.40 - Agreement with the Consortium on Reading Excellence (CORE) to Provide Services to Wilson Elementary School

BE IT RESOLVED that the Board of Education approves entering into the agreement with the Consortium on Reading Excellence (CORE), Berkeley, CA, to provide implementation services of the Houghton Mifflin Program Review Participant Resource Guide for Grades 4 and 5, effective July 1, 2008, through June 30, 2009. The cost, not to exceed \$10,025.00, will be paid from Restricted General Fund – Quality Education Investment Act (QEIA), Account No. 436.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.41 - License Agreement with American Youth Soccer Organization for Use of Land -- Sports Fields at San Andreas High School

BE IT RESOLVED that the Board of Education approves entering into a five-year agreement with American Youth Soccer Organization (AYSO) for continued use of land--sports fields at San Andreas High School, effective July 1, 2008, through June 30, 2013, with possible extension by mutual written consent for three additional five-year periods, not to exceed 20 years. There is no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.42 - Amendment to the Board Resolution for the Renewal of the Agreement with the San Diego County Superintendent of Schools to Provide State-Approved Reading/Language Arts Middle School/High School Professional Development Institutes

BE IT RESOLVED that the Board of Education approves amending the Board Resolution for the renewal of the agreement with the San Diego County Superintendent of Schools, San Diego, CA, to provide state-approved reading/language arts middle school/high school professional development institutes, as approved by the Board of Education on June 3, 2008, Agenda Item No. 9.35. The Elementary Instruction Department mistakenly requested a not-to-exceed amount of \$7,500.00; the value of the contract received from the San Diego County Superintendent of Schools is \$18,750.00. The cost, not to exceed \$18,750.00, will be paid from Restricted General Fund – Title II Educational Services, Account No. 538. All other terms and conditions shall remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

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10.43 - Amendment No. 1 to the Agreement with the San Bernardino County Superintendent of Schools to Provide State Approved AB 2913 Training for District English Language Development (ELD) and Specially Designed Academic Instruction in English (SDAIE) Teachers

BE IT RESOLVED that the Board of Education approves amending the agreement with the San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, CA, as approved by the Board of Education on August 21, 2007, Agenda Item No. 10.27. Amendment No. 1 is necessary to add \$3,060.00 to the original amount of \$35,700.00 for a total not to exceed \$38,760.00 due to the increased number of participating teachers. The increase of \$3,060.00 will be paid from Restricted General Fund – Title III Limited English Proficiency, Account No. 544. All other terms and conditions will remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.44 - Amendment No. 1 to the Master Agreement with Mobile Modular Management Corporation for Lease and/or Purchase of DSA Approved Relocatable Buildings for the Quality Education Investment Act (QEIA)

BE IT RESOLVED that the Board of Education approves amending the master agreement with Mobile Modular Management Corporation, Mira Loma, CA, for the lease and/or purchase of DSA approved relocatable buildings for the Quality Education Investment Act (“QEIA”) Program throughout the District, effective July 1, 2008, through June 30, 2011. This amendment will provide for the full lease of the relocatables within program timeline. There is no additional cost. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said amendment.

10.45 - Amendment No. 1 to the Agreement with School Facility Consultants to Provide State Financial Hardship Services

BE IT RESOLVED that the Board of Education approves amending the agreement with School Facility Consultants, Sacramento, CA, for assistance in re-securing State Financial Hardship funding from the State Allocation Board (SAB). This amendment will add an additional \$60,000.00 for services necessary due to additional reviews required by the Office of Public School Construction (OPSC). The new total cost, not to exceed \$160,000.00, plus reimbursable expenses, will be paid from School Facility Program, Fund 21, and School Facilities Aid Program, Fund 35. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said amendment.

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10.46 - Amendment No. 3 to the Agreement with OJB Engineering, Inc., for Construction Management Services in Connection with the Placement of the Multi-Use Rooms Project, Phase II

BE IT RESOLVED that the Board of Education approves amending the agreement with OJB Engineering, Inc., San Bernardino, CA, to provide construction management services in connection with the placement of the Multi-Use Rooms Project, Phase II, effective July 1, 2008, through June 30, 2009, due to pending and closeout activities within the projects. There is no additional cost. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said amendment.

10.47 - Amendment No. 3 to the Agreement with URS Corporation Program Management Services to Manage the Facilities Capital Improvement Program

BE IT RESOLVED that the Board of Education approves amending and extending the agreement with URS Corporation, Rancho Cucamonga, CA, for the second of three, one-year renewal options effective July 1, 2008, through June 30, 2009. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said amendment.

10.48 - Amendment No. 4 to the Agreement with the University of California, Riverside Extension to Provide On-Site Software Development and Network Training Classes to the Information Technology Department Staff

BE IT RESOLVED that the Board of Education approves amending the agreement with the University of California, Riverside - Extension, Riverside, CA, as approved by the Board of Education on June 19, 2007, Agenda Item No. 9.69. Amendment No. 4 is necessary to add \$22,000.00 to the original amount of \$32,500.00 for a total not to exceed \$54,500, due to additional training. The cost, not to exceed \$22,000.00, will be paid from Unrestricted General Fund – MIS/Data Processing, Account No. 032. All other terms and conditions will remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said amendment.

10.49 - Amendment No. 4 to the Application Service Provider (ASP) Agreement with SunGard Pentamation, Inc., to Provide Software and Support Services

BE IT RESOLVED that the Board of Education approves amending the agreement with SunGard Pentamation, Inc., Bethlehem, PA, to provide software and support services, as

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approved by the Board of Education on April 19, 2005, Agenda Item No. 9.32. Amendment No. 4 is necessary to extend the term of the agreement through June 30, 2009, and increase the fee for hosting services by \$61,430.00, from \$229,888.28 to a total not to exceed \$291,318.28. The cost will be paid from Restricted General Fund – Special Education, Account No. 827. All other terms and conditions will remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said amendment.

10.50 - Renewal of the Affiliation Agreement with Laidlaw Transit, Inc. for Bus Driver Training Classes

BE IT RESOLVED that the Board of Education approves renewing the affiliate agreement with Laidlaw Transit, Inc., Riverside, CA, to provide bus driver training classes for students enrolled in the Adult School's program, effective July 1, 2008, through June 30, 2009. The cost, not to exceed \$12,500.00, will be paid from Adult Education Fund 11, Account No. 130.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.51 - Renewal of the Agreement with California School Management Group to Provide E-Rate Consulting Services

BE IT RESOLVED that the Board of Education approves renewing the agreement with California School Management Group, Rancho Cucamonga, CA, to provide tele-save (E-Rate) consulting services to the District, effective July 1, 2008, continuing through June 30, 2009. The services will include e-rate knowledge assistance and providing the District with cost effective telecommunications and internal connections applications of the Federal Communications Commission (FCC) E-rate filings. The cost for services, not to exceed \$48,000.00, will be paid from the Unrestricted General Fund—E-Rate/Phone/Tech, Account No. 172.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.52 - Renewal of the Subscription with California School Boards Association to Provide GAMUT Online to the District

BE IT RESOLVED that the Board of Education approves renewing the subscription with California School Boards Association (CSBA), West Sacramento, CA, to provide GAMUT Online to the District, effective July 1, 2008, through June 30, 2009. The cost, not to exceed \$5,000.00, will be paid from Unrestricted General Fund – Board of Education, Account No. 066.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.53 - Renewal of the Agreement with Albert Thomas to Provide Training in Anger Management to District Students and their Parents

BE IT RESOLVED that the Board of Education approves renewing the agreement with Albert Thomas, Highland, CA, to provide REUNIFICATION, training in anger management to District students and their parents, effective July 1, 2008, through June 30, 2009. The training will be provided to students and parents weekly for 10 weeks and is specifically targeted to students coming out of Juvenile Hall or students whose parent(s) are incarcerated. The cost, not to exceed \$36,000.00, will be paid from Restricted General Fund – Drugfree Schools, Account No. 555.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.54 - Renewal of the Agreement with Alcalde & Fay to Provide Legislative Advocacy Services and Lobbying Services in Washington, D.C., on Behalf of the District

BE IT RESOLVED that the Board of Education approves renewing the agreement with Alcalde & Fay, Washington, D.C., to provide legislative advocacy and lobbying services on behalf of the District in Washington, D.C., effective July 1, 2008, continuing through June 30, 2009. Alcalde & Fay will meet with the School Board and the Superintendent to discuss legislative actions that impact the District and implement the Board's Federal legislative agenda. Alcalde & Fay agrees to establish and maintain working relationships within the executive and legislative branches of the federal government in an effort to enhance the District's position with financial assistance applications, regulatory procedures, legislation, budget authorizations, and any other areas as directed, including the attendance of meetings or conferences in Washington, D.C. The District also agrees to reimburse Alcalde & Fay for travel and other reimbursable expenses as approved, not to exceed \$5,000.00, per year. The cost, not to exceed \$60,000.00 per year, plus reimbursables (payable at the rate of \$5,000.00 per month, plus reimbursables), will be paid from Unrestricted General Fund – Board of Education, Account No. 066.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.55 - Renewal of the Agreement with Strategic Education Services to Provide Legislative Advocacy and Lobbying at the State Level for the District

BE IT RESOLVED that the Board of Education approves renewing the agreement with Strategic Education Services, Sacramento, CA, to provide legislative advocacy and lobbying services on behalf of the District in Sacramento CA, effective July 1, 2008, continuing through June 30, 2009. Strategic Education Services will meet with the School Board and the Superintendent to discuss legislative actions that impact the District and implement the Board's State legislative agenda. Strategic Education Services agrees to establish and maintain working relationships within the executive and legislative branches of the State government in an effort to enhance the District's position with financial assistance applications, regulatory procedures, legislation, budget authorizations, and any other area as directed, including the attendance of meetings or

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conferences. The District also agrees to reimburse Strategic Education Services for travel and other reimbursable expenses as approved, not to exceed \$6,000.00 per year. The cost, not to exceed \$48,000.00 per year, plus reimbursables (payable at the rate of \$4,000.00 per month, plus reimbursables), will be paid from Unrestricted General Fund – Board of Education, Account No. 066.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.56 - Renewal of the Agreement with Behavioral and Educational Support Team Services, Inc. (B.E.S.T.) to Provide Applied Behavioral Analysis Services to District Special Education Students

BE IT RESOLVED that the Board of Education approves renewing the agreement with Behavioral and Educational Support Team Services, Inc., (B.E.S.T.), El Cajon, CA, to provide Applied Behavioral Analysis services to District special education students, effective July 1, 2008, continuing through June 30, 2009. The cost, not to exceed \$83,000.00, will be paid from Restricted General Fund – Special Education: Central, Account No. 827.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.57 - Renewal of the Agreement with California School Boards Association District Services Corporation and 3E Company for 3E's HazMat Communications Program

BE IT RESOLVED that the Board of Education approves renewing the agreement with California School Boards Association District Services Corporation (CSBADSC), West Sacramento, CA, and 3E Company, Carlsbad, CA, to continue enrollment in 3E's HazMat Communications Program, effective July 1, 2008, through June 30, 2009. CSBADSC in partnership with 3E will supply Material Safety Data Sheets (MSDS) and poison control and spill information hotlines to the District. The MSDS contains information regarding all hazardous materials at worksites for emergency information, safety compliance inspections, or simply for information. Services will be provided to all District school sites and administrative sites. The cost, not to exceed \$3,825.00, will be paid from Unrestricted General Fund – Risk Management/Safety/Disaster, Account No. 162.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.58 - Renewal of the Agreement with Fox Occupational Medical Center to Provide Non-Workers' Compensation Medical Services

BE IT RESOLVED that the Board of Education approves renewing the agreement with Fox Occupational Medical Center, San Bernardino, CA, to perform non-workers' compensation medical services, including laboratory services, on an as-needed basis, effective July 1, 2008,

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continuing through June 30, 2009. Fox Occupational Medical Center will perform various employee medical tests as well as pre-employment tests, such as drug testing, breath-alcohol testing, tuberculosis skin tests, and chest x-rays. Education Code Section 49406 requires that District employees be periodically screened for tuberculosis at District expense. The cost, not to exceed \$65,000.00, will be paid from Unrestricted General Fund – Non-Industrial Medical (Risk Management), Account No. 084.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.59 - Renewal of the Agreement with Rehab West, Inc., to Provide a Utilization Review Management Program for the District Workers' Compensation Claims

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with Rehab West, Inc., Escondido, CA, to provide a utilization review program management services for the District workers' compensation claims, effective January 1, 2008, continuing through June 30, 2009. As required by Senate Bill 228, each employer shall adopt and establish a utilization review of all workers' compensation claims. Rehab West, Inc., shall evaluate the physician's recommendations, perform audits of hospital bills for appropriateness of medical services, negotiate rates not included in the Official Medical Fee Schedule, and emphasize early Return to Work goals. The cost, not to exceed \$50,000.00, will be paid from Workers' Compensation Fund 67, Account No. 00D.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.60 - Renewal of the Agreement with John Gann to Provide Percussion Techniques for the Marching Band and a Percussion Ensemble at San Bernardino High School

BE IT RESOLVED that the Board of Education approves renewing the agreement with John Gann, Claremont, CA, to provide percussion techniques for the marching band and to develop a percussion ensemble to perform separately and with the symphonic band, effective August 1, 2008, continuing through June 30, 2009. The cost, not to exceed \$2,600.00, will be paid from Restricted General Fund – No Child Left Behind, 21st Century Community Learning Center, Account No. 566.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.61 - 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, Loma Linda, CA, to provide mentoring services to District

students, effective July 1, 2008, through June 30, 2009. 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 Gorgonio 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 will be no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.62 - Renewal of the Agreement with Pacific Hearing Services to Provide Audiological Services to Special Education Students

BE IT RESOLVED that the Board of Education approves renewing the agreement with Pacific Hearing Services, Upland, CA, to provide audiological services to special education students, effective July 1, 2008, continuing through June 30, 2009. Audiological services include an electro acoustic analysis of the student's hearing aid, otoscopic inspection of each student's ear canals, and other related services. The services will be provided to six special day classes, twice during the year. In addition, the services will be provided to itinerant students four times during the year. Central Auditory Processing Assessment and audiological services will be provided in their Upland office for extraordinary cases. The cost, not to exceed \$45,000.00, will be paid from Restricted General Fund – Special Education, Account No. 827.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement

10.63 - Renewal of the Agreement with Perr and Knight, Inc., to Provide Actuarial Study of the District's Workers' Compensation Reserves

BE IT RESOLVED that the Board of Education approves renewing the agreement with Perr and Knight, Inc., Pacific Palisades, CA, to provide actuarial study of the District's Workers' Compensation reserves, effective July 1, 2008, continuing through June 30, 2009. Perr and Knight, Inc., will provide an independent opinion of the District's self-insured liabilities, in compliance with the requirements of California Education Code, Section 42141, and Government Accounting Standards Board Statement No. 10. Perr and Knight, Inc., will also project ultimate self-insured incurred claim and claim expense costs for the fiscal year ending June 30, 2008, and will document and report the basis of these estimates and projections in a written report. The cost, not to exceed \$4,900.00, will be paid from Workers' Compensation Fund 67, Account No. 00D.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

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10.64 - Renewal of the Agreement with Project Life Impact to Provide After-School Activities to Students at San Bernardino High School

BE IT RESOLVED that the Board of Education approves renewing the agreement with Project Life Impact, San Bernardino, CA, to provide academic and educational enrichment after-school activities to students from San Bernardino High School, effective July 1, 2008, continuing through June 30, 2009. The cost, not to exceed \$50,000.00, will be paid from Restricted General Fund – After School Safety and Enrichment for Teens, Account No. 566.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.65 - Renewal of the Agreement with Reynolds Consulting Group to Gather Data for the Preparation of the Mandated Costs Claims for the District

BE IT RESOLVED that the Board of Education approves renewing the agreement with Reynolds Consulting Group, Temecula, CA, to gather data to prepare the mandated costs program claims for the District, effective July 1, 2008, continuing through June 30, 2009. Mandated Costs Program Claims is a system whereby districts and agencies file claims with the State for reimbursement of expenses and costs that are mandated by law but are not funded by the State. The cost, not to exceed \$19,500.00, will be paid from Restricted General Fund – Account No. MRP. The District may be reimbursed for the cost of this service through the State mandated claim reimbursement program.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.66 - Renewal of the Agreement with San Bernardino County Sexual Assault Services, Inc., to Provide On-Campus Substance Abuse Prevention and Education Activities

BE IT RESOLVED that the Board of Education approves renewing the agreement with San Bernardino County Sexual Assault Services, Inc., San Bernardino, CA, to provide on-campus substance abuse prevention and education activities as needed, effective July 1, 2008, continuing through June 30, 2010. There will be no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.67 - Renewal of the Agreement with School Services of California, Inc., for Special Fiscal and Budget Services

BE IT RESOLVED that the Board of Education approves renewing the agreement with School Services of California, Inc., Sacramento, CA, for special fiscal and budget services, effective July 1, 2008, through June 30, 2009. 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, 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, Assistant Superintendent, Business and Finance, to sign said agreement.

10.68 - Renewal of the Agreement with the American Red Cross to Provide Cardiopulmonary Resuscitation (CPR) and First Aid Training for District Employees

BE IT RESOLVED that the Board of Education approves renewing the agreement with the American Red Cross, San Bernardino, CA, to provide Cardiopulmonary Resuscitation (CPR) and First Aid Training for District employees, effective July 1, 2008, through June 30, 2010. Certified instructors will conduct the classes at school sites and at other designated District sites as scheduled by the District. Employees that successfully complete the training will receive a Standard First Aid (SFA) certificate, which is valid for three years and a Community CPR (CCPR) Adult, Child, and Infant certificate, which is valid for one year. The classes require a minimum of 15 participants per class. The cost, not to exceed \$60,000.00, at the rate of \$30,000.00 per year, will be reimbursed by the State of California and paid from Unrestricted General Fund – Emergency Procedure Earthquake, Account No. EPE.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.69 - Renewal of the Agreement with the 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 for District students, effective July 1, 2008, through June 30, 2009. 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, Assistant Superintendent, Business and Finance, to sign said agreement.

10.70 - Renewal of the Agreement with the City of San Bernardino Employment and Training Agency One-Stop Career Center for Career Technical Education Training Services

BE IT RESOLVED that the Board of Education approves renewing the agreement with the City of San Bernardino Employment and Training Agency (SBETA) One-Stop Career Center, San Bernardino, CA, for Career Technical Education (CTE) training services under individual training accounts, subject to the Workforce Investment Act (WIA), effective July 1, 2008, and continuing through June 30, 2013. There will be no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.71 - Renewal of the Agreement with the Inland Empire 66ers to Provide a 2008-2009 Baseball Season Advertising Package for the Adult School

BE IT RESOLVED that the Board of Education approves renewing the agreement with the Inland Empire 66ers, San Bernardino, CA, for a mutually beneficial marketing partnership, effective July 1, 2008, through June 30, 2009. The package that has been in place for the last nine years has been successful in getting the San Bernardino Adult School name out to the Inland Empire market. The use of year-round stadium signage, in-house video presentations between innings, printouts in the nightly media guide, and the San Bernardino Adult School being present at booths right inside the stadium to interact with fans has boosted enrollment and encouraged the importance of education. Game tickets are also used as rewards for students so that they can enjoy a night at the ballpark after a lot of hard work. The cost, not to exceed \$9,000.00, will be paid from Adult Education Fund 11, Account No. 130.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.72 - Renewal of the Agreement with the San Bernardino County Superintendent of Schools for Participation in the PROMISE Initiative

BE IT RESOLVED that the Board of Education approves renewing the agreement with the San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, CA, for participation in the PROMISE Initiative, effective July 1, 2008, continuing through June 30, 2009. The SBCSS will act as fiscal agent for the PROMISE Design Center, and will contribute up to \$40,000.00 per school year for a full-time District employee to serve as Educator-on-Assignment for all schools in the district participating in the PROMISE Initiative. The District will pay an annual participation fee of \$10,000.00. The cost, not to exceed \$10,000.00, will be paid from Restricted General Fund – Title III LEP Student Subgrant, Account No. 544.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

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10.73 - Renewal of the Agreement with the San Bernardino County Superintendent of Schools to Provide Training to Teachers of English Language Learners

BE IT RESOLVED that the Board of Education approves renewing the agreement with the San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, CA, to provide training of teachers through the Bilingual Teacher Training Program Center #14 as part of the District's overall plan to remedy the shortage of qualified teachers for English learner students, effective July 1, 2008, continuing through June 30, 2009. There will be no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.74 - Renewal of the Agreement with the San Bernardino County Superintendent of Schools to Provide Courier Services to the District

BE IT RESOLVED that the Board of Education approves renewing the agreement with the San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, CA, to provide courier services to the District, effective July 1, 2008, through June 30, 2009. The services will include daily delivery and pick up of materials, mail, and correspondence from SBCSS's School Claims department, District correspondence to other participating districts within the County, and weekly delivery of films rented from the District's multimedia department. SBCSS shall provide and maintain mailbags and delivery vehicles. The cost, not to exceed \$7,200.00, 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, Assistant Superintendent, Business and Finance, to sign said agreement.

10.75 - 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 July 1, 2008, through June 30, 2009. The cost, not to exceed \$252.00 annually, will be paid from Unrestricted General Fund – School Police, Account No. 079.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.76 - Renewal of the Agreement with Youth Action Project for Educational Enhancement and Youth Development Program

BE IT RESOLVED that the Board of Education approves renewing the agreement with Youth Action Project, Redlands, CA, for the purpose of implementing the Educational Enhancement and Youth Development Program, effective July 1, 2008, through June 30, 2009. Youth Action

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Project is a community-based, public-benefit corporation that focuses on educational enhancement, youth development, and community and economic development. Youth Action Project will use AmeriCorps members to provide academic support and youth/leadership development services to students, Grades 10-12, including assistance in passing the California High School Exit Exam. The cost, not to exceed \$50,000.00, will be paid from Restricted General Fund – CAHSEE Intensive Instruction and Services, Account No. 403.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.77 - Renewal of the Facilities Use Agreement with the City of San Bernardino

BE IT RESOLVED that the Board of Education approves renewing the facilities use agreement with the City of San Bernardino, effective July 1, 2008, through June 30, 2013. The Adult School will use the Parks, Recreation and Community Services Department facilities as classrooms for the delivery of Adult School curriculum to enrolled students. There will be no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.78 Renewal of the Facilities Use Agreement with the Norman F. Feldheim Central Library

BE IT RESOLVED that the Board of Education approves renewing the facilities use agreement with the Norman F. Feldheim Central Library, San Bernardino, CA, for the rental of rooms through individual meeting room use agreements, effective July 1, 2008, through June 30, 2013.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said facilities use agreement and the individual meeting room use agreements.

10.79 - Renewal of the Master Agreement with YMCA of the East Valley to Provide C.A.P.S. Services to District Students

BE IT RESOLVED that the Board of Education approves renewing the master agreement with YMCA of the East Valley, San Bernardino, CA, to provide C.A.P.S. services to District students, effective July 1, 2008, continuing through June 30, 2009. The District is exercising the first of four annual options to renew the master agreement. The cost, not to exceed \$2,694,000.00, will be paid from Restricted General Fund – After School Education and Safety Program, Account No. 459.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

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10.80 - Renewal of the Memorandum of Understanding with the San Bernardino County Superintendent of Schools on Behalf of KidsNCare to Simplify and Maintain Eligibility Lists for Child Care and Development Services in San Bernardino County

BE IT RESOLVED that the Board of Education approves renewing the Memorandum of Understanding with the San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, CA, on behalf of KidsNCare, to ensure that all eligible families have equal access to subsidized childcare and reduce the need for families to register at multiple agencies, multiple times, and to eliminate duplicative counts of families or children needing services in San Bernardino County, effective July 1, 2008, continuing through June 30, 2009. KidsNCare will be the system administrator of the Centralized Eligibility List (CEL), and the District will, as a provider of child care services, and as a participant in the CEL Steering Committee, provide information regarding CEL and its services, and refer families and children to appropriate resource and referral programs. There will be no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said memorandum of understanding.

10.81 - Ratification of the Agreement with Edward V. Regan for Inspection Services for Cesar E. Chavez Middle School

BE IT RESOLVED that the Board of Education approves the ratification of the agreement with Edward V. Regan, San Clemente, CA, for inspection services at Cesar E. Chavez Middle School to extend the ending date through October 31, 2008, to pay a final invoice of \$300.00 and file the closeout with OPSC. There is no additional cost. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said ratification.

10.82 - Bid No. 03-08, Contract for Asbestos Clean-up and Removal Districtwide

BE IT RESOLVED that Bid No. 03-08, Contract for Asbestos Clean-up and Removal Districtwide, be awarded to Brickley Environmental, San Bernardino, CA, the lowest responsible bidder meeting District specifications. The purpose of this bid is clean-up and removal of asbestos at sites throughout the District as needed. The initial contract term shall be for one year from Board award. Bid may be extended, in 12-month increments, not to exceed a total of five years. The costs will be charged to Deferred Maintenance - Fund Number 14, or Non-Deferred Maintenance - Unrestricted General Fund 01.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Islam, Assistant Superintendent, Business and Finance, to sign any documents related to this bid.

10.83 - Bid No. 04-08, Automotive & Small Engine Repair Parts

BE IT RESOLVED that the bids received from Factory Motor Parts, Denver, CO, and Fairview Ford, San Bernardino, CA, be rejected in their entirety as not bid as specified.

BE IT ALSO RESOLVED that Bid No. 04-08, Category A: Automotive Repair Parts be awarded to Napa Auto Parts, Rialto, CA, lowest responsible bidder meeting District specifications.

BE IT ALSO RESOLVED that Bid No. 04-08, Category B: Small Engine Repair Parts be awarded to Napa Auto Parts, Rialto, CA, lowest responsible bidder meeting District specifications. General Fund Account No. 076 will be charged for purchases made against this bid.

BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantity indicated on a line-item basis, as needed, throughout the initial one-year term of bid, and all extensions, not to exceed three years total. The cost for the materials will be charged to the Unrestricted General Fund, Account No. 076.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign any documents related to this bid.

10.84 - Bid No. 05-08, Requirements Contract for Flooring Installation and Repair - Districtwide

BE IT RESOLVED that Bid No. 05-08, Requirements Contract for Flooring Installation and Repair - Districtwide, be awarded to Mike's Custom Flooring, San Bernardino, CA, the lowest responsible bidder meeting District specifications. The purpose of this bid is to install and repair flooring at sites throughout the District as needed. The initial contract term shall be for one year from Board award. Bid may be extended, in 12-month increments, not to exceed a total of five years. The cost will be charged to Deferred Maintenance - Fund Number 14, or Non-Deferred Maintenance - Unrestricted General Fund 01.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Islam, Assistant Superintendent, Business and Finance, to sign any documents related to this bid.

10.85 - Bid No. 11-08 Seal Coat at Eleven District School Sites

BE IT RESOLVED that Bid No. 11-08 Seal Coat at Eleven District School Sites be awarded Mission Paving & Sealing, Inc., So El Monte, CA, the lowest responsible vendor meeting District specifications. The cost, not to exceed \$114,860.00, will be charged to Deferred Maintenance Fund Number 14.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign any documents related to this bid.

10.86 - Bid No. F07-14, QEIA - Site Work and Interior Electrical Work Associated with Ten Relocatable Classrooms

BE IT RESOLVED that the Bid No. F07-14, QEIA - Site Work and Interior Electrical Work for Ten Relocatable Classrooms at Burbank, Cypress, Lytle Creek, Warm Springs and Wilson Elementary Schools, be awarded to the lowest responsible bidder, meeting the specifications, based on base bid, as follows:

Company	Base Bid
Delt Builders, Inc. 9559 Center Avenue, Suite H Rancho Cucamonga, CA 91730	\$1,220,147.00

Award Total **\$1,220,147.00**

BE IT ALSO RESOLVED that this cost and additional costs for architects, construction managers, project managers, DSA fees and other related fees will be paid from QEIA Fund No. 436.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign agreement for the bid awarded.

10.87 - Bid No. F07-15, Site Work for Two Relocatable Locker Rooms and One Restroom at Col. Joseph E. Rodriguez PREP Academy

BE IT RESOLVED that the Bid No. F07-15, Site Work for Two Relocatable Locker Rooms and One Restroom at Col. Joseph E. Rodriguez PREP Academy, be awarded to the lowest responsible bidder meeting the specifications, based on base bid, as follows:

Company	Base Bid
Silver Creek Industries, Inc. 195 E. Morgan Street, Perris, CA 92571	\$282,520.00

Award Total **\$282,520.00**

BE IT ALSO RESOLED that this cost and additional costs for architects, construction managers, project managers, DSA fees and other related fees will be paid from Unrestricted General Fund 01, Account No. 008.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign agreement for the bid awarded.

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10.88 - Bid No. F07-16, QEIA - Site Work and Interior Electrical Work Associated with Nineteen Relocatable Classrooms

BE IT RESOLVED that the Bid No. F07-16, QEIA - Site Work and Interior Electrical Work Associated with Nineteen Relocatable Classrooms at Kendall, Mt. Vernon, and Vermont Elementary Schools, and Pacific and San Bernardino High Schools, be awarded to the lowest responsible bidder meeting the specifications, based on base bid as follows:

Company	Base Bid
Shanks Electric Corporation 26719 Vista Road, Suite 4 Helendale, CA 92342	\$1,149,069.00

Award Total **\$1,149,069.00**

BE IT ALSO RESOLVED that this cost and additional costs for architects, construction managers, project managers, DSA fees and other related fees will be paid from QEIA Fund No. 436.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign agreement for the bid awarded.

10.89 - Piggyback of DGS Contract No. SLP-07-70-0058A to Solana Technologies, Inc.

BE IT RESOLVED that it is in the best interest of the District that the Board of Education approves the use of the DGS Contract No. SLP-07-70-0058A, awarded to Solana Technologies, Inc., Solana Beach, CA for the purchase of software, warranty, maintenance, and technical support, effective July 20, 2007, continuing through October 11, 2008. In accordance with Public Contract Code, Section 20118, the governing board of any school district may authorize the use of a bid initiated by any public agency if it is in the best interest of the district. As a local governmental body, the District has the option of piggybacking off this contract. Prices are comparable to those that the District would receive if it were to issue its own bid. The District reserves the right to purchase on an as-needed basis throughout the term of the contract.

BE IT FURTHER RESOLVED that the District reserves the right to purchase more than or less than the quantities indicated, as needed, throughout the duration.

10.90 - Notice of Completion, Bid No. 38-04, Severe Special Day Class Buildings - Additions Project at Ten School Sites

BE IT RESOLVED that the Board of Education authorizes filing Notices of Completion for Bid No. 38-04, installation of ceramic tile and repair for the Severe Special Day Class Buildings - Additions Project for the following school sites: Arrowview Middle School; Del Vallejo Middle School; Golden Valley Middle School; King Middle School; Serrano Middle School; Shandin

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Hills Middle School; Cajon High School; Pacific High School; San Bernardino High School, and San Gorgonio High School, for the portion of the work awarded to the Prime Contractor listed below:

Petersen Tile, Inc.
Colton, CA

BE IT FURTHER RESOLVED that Teresa Parra, President, Board of Education, be authorized to execute the Notices of Completion.

10.91 - Notices of Completion, Bid No. F05-17, Categories 7, 8, 9, 10, 11, 13, 14, 15, 16, 17, 19 & 21, Severe Special Day Class Buildings - Additions Project at Ten School Sites

BE IT RESOLVED that the Board of Education authorizes filing Notices of Completion for Bid No. F05-17, Severe Special Day Class Buildings - Additions Project for the following school sites: Arrowview Middle School; Del Vallejo Middle School; Golden Valley Middle School; King Middle School; Serrano Middle School; Shandin Hills Middle School; Cajon High School; Pacific High School; San Bernardino High School, and San Gorgonio High School, for the portion of the work awarded to the Prime Contractors listed below:

Category 7 – Gypsum & Plaster
A. Lopez & Sons, Inc.
Montclair, CA

Category 8 – Casework
K & Z Cabinet Co., Inc.
Ontario, CA

Category 9 – Roofing
Bell Roof Company, Inc.
San Bernardino, CA

Category 10 – Sheet Metal
RB Sheet Metal, Inc.
Mentone, CA

Category 11 – Glass & Glazing
Roy E. Whitehead, Inc.
Riverside, CA

Category 13 – Acoustical
Elijay Acoustics, Inc.
Orange, CA

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Category 14 – Flooring
Continental Flooring, Inc.
Rancho Cucamonga, CA

Category 15 – Painting
Saunders & McMillin, Inc.
Riverside, CA

Category 16 – Specialties
RVH Constructors, Inc.
Montclair, CA

Category 17 – HVAC
ACH Mechanical Contractors, Inc.
Redlands, CA

Category 19 – Electrical
Budget Electrical Contractors, Inc. dba BEC, Inc.
San Bernardino, CA

Category 21 – Doors & Hardware
Inland Building Companies, a division of Inland Acoustics, Inc.
San Bernardino, CA

BE IT FURTHER RESOLVED that Teresa Parra, President, Board of Education, be authorized to execute the Notices of Completion.

10.92 - 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:

08/19/94	*(S)09/07/90	*(S)09/27/95	12/08/92	*(S)12/23/92	*(S)10/18/90
***(S)12/17/93	***(S)12/11/92	02/22/92	*(S)09/28/90	*(S)06/12/91	*(S)04/26/95
*(S)02/10/93	*06/07/94	**12/31/90	*02/13/90	*(S)03/30/92	***(S)12/30/92
*(S)04/22/94	**09/29/90	*(S)10/22/95			

*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.

10.93 - 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.

10.94 - 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:

01/17/94 05/10/94 07/07/94 01/08/91

10.95 - 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:

12/24/96

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10.96 - 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.

10.97 - 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:

01/24/90 12/07/91 10/14/93

10.98 - 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:

10.99 - Authorization to Approve Employee Benefit Plan Documents

BE IT RESOLVED that the Board of education authorizes Yolanda M. Ortega, Assistant Superintendent, and/or Sandra Walker, Risk Management/Employee Benefits Director, to approve employee benefit plan documents.

BE IT FURTHER RESOLVED that Yolanda M. Ortega, Assistant Superintendent, and/or Sandra Walker, Risk Management/Employee Benefits Director, be authorized to sign the 2008-2009 employee benefit plan documents and contracts on behalf of the Board of Education.

10.100 - Authorization to Approve Workers' Compensation/Risk Management Documents

BE IT RESOLVED that the Board of Education authorizes Yolanda M. Ortega, Assistant Superintendent, and/or Sandra Walker, Risk Management/Employee Benefits Director, to approve Workers' Compensation and Risk Management documents.

BE IT FURTHER RESOLVED that Yolanda M. Ortega, Assistant Superintendent, and/or Sandra Walker, Risk Management/Employee Benefits Director, be authorized to sign the 2008-2009 Workers' Compensation and Risk Management documents and contracts on behalf of the Board of Education.

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10.102 - Renewal of the Local Agreement for Child Development Services with the California Department of Education for Use in Accordance with the Program Requirements for General Child Care and Development Programs

BE IT RESOLVED that the Board of Education approves renewing the Local Agreement for Child Development Services with the California Department of Education for the purpose of providing funding for childcare and development services, effective July 1, 2008, continuing through June 30, 2009. The District will be reimbursed in accordance with the Determination of Reimbursable Amount Section of the Funding Terms and Conditions (FT&C) for each day of full-time enrollment. The Maximum Reimbursable Amount (MRA) is initially established at \$3,320,513.00, and is subject to amendment by written mutual agreement. The monies shall be deposited into Fund 12 - Child Development: Children's Center, Account No. 250.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement and any amendments thereto.

10.101 - Extension of the Agreement with The Counseling Team International to Provide the Employee Assistance Program Counseling and Psychological Testing for Pre-Hire Applicant Assessment Testing Services

Judi Penman stated that the Counseling Team has provided services to the District for 20 years and they are frustrated because they weren't given an opportunity to discuss this or get an explanation. Mrs. Penman asked that this item be postponed until the Counseling Team has an opportunity to explain their services to the Board. Mrs. Penman stated that Health Net will end up costing more in the long run and customers will end up paying more to Health Net than the Counseling Team. Dr. Delgado stated that the charge from the Board was to save the District money and the change to Health Net will save the District \$90,000. The current contract with the Counseling Team ends June 30, 2008, and this extension will fill the gap. Yolanda Ortega stated that the extension is necessary so employees can continue their services. Marlin Brown requested the number of employees that are served and asked if the contract could be restructured for a fee for services.

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

BE IT RESOLVED that the Board of Education approves extending the agreement with The Counseling Team International, San Bernardino, CA, to provide the Employee Assistance Program (EAP) counseling and psychological testing for pre-hire applicant assessment testing services; provide orientation training about services for all employees and family members; provide a 24-hour on-call critical incident service; and provide psychological testing to school police personnel, effective July 1, 2008, continuing through July 31, 2008. The Counseling Team International has continuously provided similar services to the District since the EAP was

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implemented on April 1, 1985. The cost for service, not to exceed \$7,500.00, will be paid from Unrestricted General Fund 01, Employee Assistance Program, Account No. 256.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

11.0 - Action Items

11.1 - Amendments to BP 4030 Nondiscrimination in Employment (First Reading)

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

BE IT RESOLVED that the Board of Education accepts the amendments to BP 4030 Nondiscrimination in Employment as a first reading.

11.2 - Amendments to BP 0410 Nondiscrimination in District Programs and Activities (Second Reading)

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

BE IT RESOLVED that the Board of Education approves the amendments to BP 0410 Nondiscrimination in District Programs and Activities as presented.

11.3 - Amendments to BP 5145.3 Nondiscrimination/Harassment (Second Reading)

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

BE IT RESOLVED that the Board of Education approves the amendments to BP 5145.3 Nondiscrimination/Harassment as presented.

11.4 - Personnel Report #24, dated June 17, 2008

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

BE IT RESOLVED that the Personnel Report #24, dated June 17, 2008, 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.

11.5 - In Recognition of Deceased Employees

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

CELIA LOPEZ TRUJEQUE

WHEREAS Celia Trujeque was a dedicated member of the classified staff for the San Bernardino City Unified School District from 1984, until her retirement in 2001; and

WHEREAS besides embarking on a long and productive career with the District, Celia Trujeque adored her family and took great pride in lovingly caring for them; and

WHEREAS as a language tutor, noon duty aide, and educational assistant III, she assisted Spanish-speaking students and helped them learn English; and

WHEREAS on May 21, 2008, Celia Trujeque passed away in Redlands, bringing deep sorrow to her loving family and friends; and

WHEREAS Celia Trujeque is survived by three sons, Gilberto, Jose, and Luciano; two daughters, Lydia and Rosalia; four grandchildren; and her loving sister, Rosa Lopez;

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 Celia Trujeque's many fine years of service to the District and does extend its deepest sympathy to her family.

LARRY BOND WOLF

WHEREAS Larry Wolf was a dedicated member of the certificated and management staff for the San Bernardino City Unified School District from 1954, until his retirement in 1988; and

WHEREAS even after his retirement, Larry Wolf continued serving the District as a substitute teacher for two more years; and

WHEREAS before joining the District, Larry Wolf served his country as a member of the U.S. Navy during World War II and the U.S. Army in Korea, reaching the rank of 1st Lieutenant, and was awarded the Combat Medical Badge and Bronze Star; and

WHEREAS throughout his long and productive career with the District, Larry Wolf worked as a teacher, counselor, dean, and vice principal at several middle schools, including Richardson, Curtis, Shandin Hills, Conrad, Highland, and Arrowview; and in his personal life was an active member of the educational fraternity Phi Delta Kappa; and

WHEREAS on May 15, 2008, Larry Wolf died, bringing deep sorrow to his loving family and friends; and

WHEREAS Larry Wolf is survived by his wife of 62 years, Helen; two sons, Rick and Victor; six grandchildren; four great-grandchildren; two sisters, Irene Rosenquist and Ruth Hopkins; 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 Larry Wolf's many fine years of service to the District and does extend its deepest sympathy to his 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
Communications Workers of America
San Bernardino Teachers Association

Public Employee Discipline/Dismissal/Release

Non-Reelection of Certificated Employee(s)

SESSION ELEVEN – Open Session

13.0 - Action Reported from Closed Session

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

Board of Education Minutes
June 17, 2008

BE IT RESOLVED that the Board of Education has determined, on an individual basis that the following certificated employee be given notice prior to June 30, 2008 that their employment with the District not be renewed pursuant to Education Code 44929.21, and that the Superintendent or his designee is hereby authorized to give written notice of this action prior to June 30, 2008 pursuant to Education Code 44929.21:

CERT HR-07-08-286

CERT HR-07-08-287

SESSION TWELVE - Closing

14.0 - Adjournment

By the affirmative vote of the members, the meeting was adjourned at 9:20 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, July 1, 2008, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.