

San Bernardino City Unified School District

Minutes of a Regular Meeting of the Board of Education

**MINUTES
ADOPTED
2/6/07**

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

January 16, 2007

5:30 p.m.

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

Absent: Assistant Superintendent Yolanda Ortega

SESSION ONE - Opening

1.0 - Opening

1.1 - Call to Order

President Brown 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. Members of the King Middle School Band performed the National Anthem.

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:

Lankershim Elementary School

Dezanee Bluthenthal, Josie Cruz, and Preciliana Diaz

Sierra High School

Liliana Lopez, Erica McClendon, and Benito Zavalza

San Gorgonio High School

Bing Chow Chen, Brittney Lindsey, and Johnny Padilla

Board of Education Minutes
January 16, 2007

2.2 - Schools that Sparkle

The Board presented the “Schools That Sparkle” Award to the following employees from Curtis Middle School for the Fall quarter of 2006, for achievement in custodial excellence: current principal Steve Perlut; former principal Jim Dilday; vice principals Mario Martinez, Kevin Merino, and Michelle Rossi; and custodians Maria Alvarado, Jesse Arellano, Shana Cox, Dalton Ford, and Ben Banez.

2.3 - Outstanding Customer Service Awards

Since 1998, the Board of Education and Superintendent have placed a high priority on providing outstanding customer service. To this end, a variety of programs have been developed to address this objective. The following recipients were recognized for their accomplishments in this important area.

Maria Arechiga, Warm Springs Elementary School
Catherine Boeck, Cole Elementary School
Betty Clark, Employee Benefits Office
Monica Frame, Lankershim Elementary School
Debra Harper, Pacific High School
Annabelle Juarez, Arrowview Middle School
Luzmilla Lopez, Lincoln Elementary School
Jamie Rios, San Bernardino High School
Mary Strella, Salinas Elementary School
Josh Zhang, Riley Elementary School

SESSION THREE – School Showcase

3.0 - School Showcase

3.1 - King Middle School

Under the direction of Band teacher Bob Westman, the King Middle School Band performed folk songs representing various countries.

President Brown moved Administrative Report 5.1 forward on the agenda.

5.1 - Annual Audit Report FY 2005-2006

The 2005-2006 Fiscal Year audit Report, including the Compliance Audit of Federal and State Funded Programs, was completed on November 20, 2006, the final day of the auditors’ fieldwork. Copies of the audit report were distributed to Board members for review (see page 22.1).

Board of Education Minutes
January 16, 2007

Dr. Delgado reported that he met with representatives from the accounting firm Vavrinek, Trine, Day & Co., LLP, to review the report. The District received an unqualified report.

SESSION FOUR - Administrative Presentation

4.0 - Administrative Presentation

4.1 - Naming of Schools

The Superintendent directed Facilities Management staff to form a naming committee for the purpose of bringing to the Board of Education recommended names for the two elementary schools currently under construction – Emmerton II and Monterey II. The final decision remains with the Board.

John Peukert gave an overview of the school naming process and presented the list of names as recommended by the Committee for the Board's consideration (see page 22.2).

Corina Borsuk, former Bing Wong Scholarship recipient, asked the Board to follow the committee's recommendation and name a school after Bing Wong. Judi Penman thanked all committee members for serving on the committee.

Upon motion by Member Parra, 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:

BE IT RESOLVED that the Board of Education approves the naming of the Emmerton II school site Colonel Joseph C. Rodriguez Elementary School.

BE IT FURTHER RESOLVED that the Board of Education approves the naming of the Monterey II school site Bing Wong Elementary School.

SESSION FIVE - Administrative Reports

5.0 - Administrative Reports

5.2 - Quarterly Uniform Complaint Report Summary

Pursuant to legislation passed as a result of the Williams Case Settlement Agreement, districts must report summarized data on the nature and resolution of all complaints on a quarterly basis to the governing board, at a regularly scheduled board meeting. The following is the quarterly report for the period from October to December 2006, pursuant to Section 4686(b) of Title 5, Division 1, Chapter 5.1, Subchapter 1, Article 8 of the California Code of Regulations.

Board of Education Minutes
January 16, 2007

Williams Settlement Legislation
Quarterly Report Summary

Quarterly Uniform Complaint Report Summary
For submission to school district governing board and county office of education

District Name: San Bernardino City Unified School District

Quarter covered by this report: October - December 2006

	Number of complaints received in quarter	Number of complaints resolved	Number of complaints unresolved
Instructional Materials	0	0	0
Facilities	0	0	0
Teacher Vacancy and Misassignment	1	1	0
Totals	1	1	0

Submitted by: Marie Arakaki

Title: Affirmative Action Director

SESSION SIX – Other Matters Brought By Citizens

6.0 - Other Matters Brought by Citizens

None.

SESSION SEVEN - Reports and Comments

7.0 - Report by Board Members

Elsa Valdez stated that following the Board campaign she had hoped that the community would work together, but was disappointed to read a negative Letter to the Editor recently in *The Sun*. She invited members of the community to be a part of the solution and stated that she has no intention of firing the Superintendent.

7.1 - Legislative Update

None.

8.0 - Report by Superintendent and Staff Members

Dr. Delgado reported that there are vacancies on the Measure T Oversight Committee. Dr. Delgado asked Board members to forward the application packet to any community member they feel would be interested in serving on this committee.

Dr. Delgado reminded Board members of the following events: Dr. Fischer's State of Education Address, February 1, 3:30 p.m., Sturges Auditorium; Black History Parade, February 3, 10 a.m.; and the San Bernardino County School Boards Association Annual Meeting, February 5, 5:30 p.m., University of Redlands.

Dr. Delgado announced that there are openings for Principal for a Day positions. The event will be held on February 8. Elementary principals will meet at 7 a.m. and secondary principals will meet at 8 a.m. in the Community Room. There will be a joint wrap-up session at 1:30 p.m.

Dr. Delgado invited Board members to attend the Schools of Achievement Awards ceremonies being held at schools over the next three months.

SESSION EIGHT - Legislation and Action

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

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

Consent items 9.14 and 9.15 were held for later consideration.

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

9.1 - Approval of Minutes

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on December 19, 2006, be approved as presented.

9.2 - Annual Audit Report FY 2005-2006

BE IT RESOLVED that the 2005-2006 Fiscal Year Audit Report, including the Compliance Audit of Federal and State Funded Programs, as prepared by Vavrinek, Trine, Day & Co. LLP, Certified Public Accountants, be accepted as submitted.

9.3 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$200.00, Marion Black; and raffle prizes, Cynthia White-Piper.

9.4 - Business and Inservice Meetings

BE IT RESOLVED that the Board of Education approves the attendance and participation of the following individuals in scheduled business and inservice meetings:

- | | |
|---|--|
| KAREN MCDONALD
(Board Representative, St. Adelaide School) | To attend the "PESA Facilitator Training," Clarion Hotel & Convention Center, San Bernardino, California on January 25-26, 2007. The total cost, not to exceed \$300.00, will be paid from Accountability Department Account No. 536. |
| NANCY TREMBLAY
(Board Representative, St. Anthony School) | To attend the Conference "How to Successfully Teach Math Fact and Word Problem Strategies to All Students," Radisson Hotel Maingate, Anaheim, California on February 6, 2007. The total cost, not to exceed \$199.00, will be paid from Accountability Department Account No. 536. |

BE IT FURTHER RESOLVED that the Board of Education ratifies the attendance and participation of the following individuals in scheduled business and inservice meetings:

- | | |
|--|---|
| TERESA ALBA
(Middle College Parent) | To attend Parent Symposium, at Los Osos High School, in Rancho Cucamonga, California, on October 28, 2006, as Board representatives. The amount, not to exceed \$700.00, will be paid from Educational Services Account No. 261. Board approval was previously granted on October 17, 2006, Agenda Item No. 10.4, with the incorrect date given for attendance as October 22, 2006. |
| MARIA ALTAMIRANO
(Cole Parent) | |
| ANGELA ANGELES
(Curtis Parent) | |
| GUILLERMO CAMARENA
(Lytle Creek Parent) | |
| MARICRUZ CASTAÑEDA
(Alessandro Parent) | |
| OLIVIA CORTES
(Lytle Creek Parent) | |
| OLA FAMUTIMI
(Cole Parent) | |
| EVA FAVELA
(Warm Springs Parent) | |
| ANGELICA GONZALEZ | |

Board of Education Minutes
January 16, 2007

(Curtis Parent)
CELIA GONZALEZ
(Curtis Parent)
DOLORES GONZALEZ
(Pacific Parent)
CELINA HERNANDEZ
(Alessandro Parent)
JOSIE IGLESIAS
(Belvedere Parent)
MARIA JORGE
(Lytle Creek Parent)
MARINA JOVEL
(Alessandro Parent)
LILIANA LAMAS
(Inghram Parent)
JOSEPH MACK
(Lytle Creek Parent)
GUADALUPE MARTINEZ
(Belvedere Parent)
MARIA LUISA MEDINA-CASTELLANOS
(Lytle Creek Parent)
MARIBEL MENDEZ
(Warm Springs Parent)
MARIA DOLORES OCHOA
(Belvedere Parent)
MARLA ROBLEDO
(Cole Parent)
STELLA RUE
(Cole Parent)
MONIQUE SARGENT
(Hillside Parent)
MARIA SOLANO
(Arrowview Parent)
IMELDA VALENCIA
(Arrowview Parent)
JUANA VASQUEZ
(Arrowview Parent)
MARIA VASQUEZ
(Belvedere Parent)

9.5 - 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 2006-07 school year and approves payment to the following:

Board of Education Minutes
January 16, 2007

Alexander Raguzi to present "Magic Supreme," on January 17, 2007. The cost, not to exceed \$400.00, will be paid from Davidson Elementary School Account No. 422.

Orange County Performing Arts Center to present "Letters to Harriet Tubman," on January 25, 2007. The cost, not to exceed \$725.00, will be paid by Anton Elementary School ASB.

Theresa Minko-The Lizard Wizard to present "Reading, Writing, 'rithmetic, and Reptiles," on February 27, 2007. The cost, not to exceed \$275.00, will be paid from Ramona Alessandro Elementary School Account No. 419.

BE IT ALSO RESOLVED that the Board of Education approves amending the resolution of December 5, 2006, Course of Study activities to read:

Lankershim Elementary School wishes to hire De Coster's Kids to present "Prevention Through Motivation" on October 25, 2006. This program includes an exciting student interactive assembly that involves, motivates, and challenges students to make positive lifestyle choices, a mobile education unit featuring pathological exhibits on the dangers of drugs, alcohol, and tobacco use, and a performance by a member of the Suzuki Dream Team and Suzuki fighter pilot in its war on drugs. De Coster's Kids, a group of positively oriented motor sports enthusiasts, has been presenting its school assemblies for the past 21 years, comparing road racing to the human race, showing that desire, drive, and determination are needed to succeed in both. The cost, not to exceed \$850.00, will be paid from Student Assistance Programs Budget No. 555.

Bradley Elementary School wishes to hire De Coster's Kids to present "Prevention Through Motivation" on December 8, 2006. This program includes an exciting student interactive assembly that involves, motivates, and challenges students to make positive lifestyle choices, a mobile education unit featuring pathological exhibits on the dangers of drugs, alcohol, and tobacco use, and a performance by a member of the Suzuki Dream Team and Suzuki fighter pilot in its war on drugs. De Coster's Kids, a group of positively oriented motor sports enthusiasts, has been presenting its school assemblies for the past 21 years, comparing road racing to the human race, showing that desire, drive and determination are needed to succeed in both. The cost, not to exceed \$850.00, will be paid from Student Assistance Programs Budget No. 555.

BE IT FURTHER RESOLVED that the Board of Education ratifies payment to the following:

De Coster's Kids to present "Prevention Through Motivation" on October 25, 2006. The cost, not to exceed \$850.00, will be paid from Student Assistance Programs Budget No. 555.

De Coster's Kids to present "Prevention Through Motivation" on December 8, 2006. The cost, not to exceed \$850.00, will be paid from Student Assistance Programs Budget No. 555.

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

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

Board of Education Minutes
January 16, 2007

Hannel Educational Consulting, to provide a one-day workshop, “Highly Effective Questioning” on January 26, 2007, for teachers at San Bernardino High School. The cost, not to exceed \$8,200.00, will be paid from Restricted General Fund – Elementary Secondary Education Act, Account No. 501.

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

Dave Farmer to serve as an assignor for the middle schools softball program, scheduled from January 3, 2007, through January 26, 2007. The cost, not to exceed \$500.00, will be paid from Youth Services Account No. 209.

The persons listed below as officials for the middle schools softball program, scheduled from January 3, 2007, through January 26, 2007. The cost, \$30.00 per game, will be paid from Youth Services Account No. 209.

Joyce Bell	Dave Farmer	George Foster	Rico Goldson	Frank Guerrero
Arthur Irving	Jerry Ivy	Art Laguna	Donald Mc Gill	Robert Miles
Michael Moore	Rob Pettengill	Autry Pilchier	Tom Poole	Neil Side
Joseph Vinciullo				

9.7 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the addition of \$72,204.00 in the budgeting of expenditures and revenues for the restricted program, Community-Based English Tutoring Program (469).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$175,103.00 in the budgeting of expenditures and revenues for the restricted program, Title III - Immigrant Education Program (543).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$234,725.00 in the budgeting of expenditures and revenues for the restricted program, Title III - Limited English Proficient Student Program (544).

9.8 - Cafeteria Warrant Register, Ending December 31, 2006

BE IT RESOLVED that the Cafeteria Warrant Register, ending December 31, 2006, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes Gene Fortajada, Accounting Services Director; John A. Peukert, Assistant Superintendent, Facilities/Operations; Adriane Robles, Nutrition Services Director; or Laura Breuer, Nutrition Services Business Manager, to sign disbursements. Two signatures are required on all cafeteria warrants.

Board of Education Minutes
January 16, 2007

9.9 - Commercial Warrant Registers For Period From December 16, Through December 31, 2006

BE IT RESOLVED that the Commercial Warrant Register for period from December 16, 2006, through December 31, 2006, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes Gene Fortajada, Accounting Services Director, or Mohammad Islam, Assistant Superintendent, to sign disbursements.

9.10 - Notification of Settlement Agreement CDE Compliance Complaint # S-0063-06/07

BE IT RESOLVED that the Board of Education approves to pay Learning Rights Law Center for attorney fees not to exceed \$675.00 as per the Settlement Agreement for CDE Compliance Complaint # S-0063-06/07.

9.11 - Agreement with San Bernardino County Museum to Provide Historic Resource Services to San Bernardino High School

BE IT RESOLVED that the Board of Education approves entering into an agreement with the San Bernardino County Museum, Redlands, CA, to provide historic resource services to the high school for the creation of the school archives, planning for history day, planning for the rejuvenation of the theatre building, and creation of an oral histories program, effective February 2, 2007, through June 30, 2007. The fee, not to exceed \$11,700.00, will be paid from the Restricted General Fund—No Child Left Behind, 21st Century Community Learning Center, Account No. 564.

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

9.12 - Facilities Use Agreement with Housing Authority of the County of San Bernardino

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with Housing Authority of the County of San Bernardino, San Bernardino, CA, for the use of classrooms at the Johnson Hall Community Center for the District's English as a Second Language (ESL) Program classes, effective January 29, 2007, through June 30, 2009. 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.

Board of Education Minutes
January 16, 2007

9.13 - Agreement with the San Bernardino County Superintendent of Schools to Provide Training for the UCLA Introduction to Algebra for District Teachers

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 training to middle school and high school algebra teachers to learn the UCLA Introduction to Algebra program. The fee, not to exceed \$10,000.00, will be paid from the 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.

9.16 - Amendment No. 1 to the Agreement with Academic Tutoring Services, Inc., to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Academic Tutoring Services, Inc., Santa Cruz, CA, approved by the Board September 5, 2006, Agenda Item 8.28. Amendment No. 1 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$13,770.00, to a total not to exceed \$51,880.00 based on the increased number of students enrolled. The fee will be paid from the Restricted General Fund – No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. 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.

9.17 - Amendment No. 1 to the Agreement with Bright Futures Learning Center, to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Bright Futures Learning Center, Sacramento, CA, approved by the Board of Education on September 5, 2006, Agenda Item 8.31. Amendment No. 1 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$13,770.00 to an amount not to exceed \$18,158.00 to reflect the increased number of students enrolled. The fee will be paid from the Restricted General Fund – No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. 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.

Board of Education Minutes
January 16, 2007

9.18 - Amendment No. 4 to the Agreement with Club Z! In-Home Tutoring, Inc., to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Club Z! In-Home Tutoring, Inc., Newport Beach, CA, approved by the Board of Education on September 5, 2006, Agenda Item 8.53. Amendment No. 4 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$13,770.00 to \$15,564.00 to reflect the increased number of students enrolled. The fee will be paid from the Restricted General Fund – No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. 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.

9.19 - Amendment No. 1 to the Agreement with Education 2020, to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Education 2020, Scottsdale, AZ, approved by the Board of Education on September 5, 2006, Agenda Item 8.33. Amendment No. 1 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$13,770.00 to \$16,861.00 to reflect the increased number of students enrolled. The fee will be paid from the Restricted General Fund – No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. 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.

9.20 - Amendment No. 3 to the Agreement with Catapult Online, to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Catapult Online, Baltimore, MD, approved by the Board of Education on September 5, 2006, Agenda Item 8.52. Amendment No. 3 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$34,425.00 to \$37,613.00 to reflect the increased number of students enrolled. The fee will be paid from the Restricted General Fund – No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. 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.

Board of Education Minutes
January 16, 2007

9.21 - Amendment No. 3 to the Agreement with Education Station – A Sylvan Partnership, Also Known As Catapult Learning LLC to Provide Summer Intervention Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Education Station – A Sylvan Partnership, also known as Catapult Learning LLC, Baltimore, MD, approved by the Board of Education on September 5, 2006, Agenda Item 8.56. Amendment No. 3 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$275,400.00 to \$1,417,621.00 to reflect the increased number of students enrolled. The cost of services will be paid from Restricted General Fund – No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. 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.

9.22 - Amendment No. 1 to the Agreement with Extreme Learning, Inc., to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Extreme Learning, Inc., Morgan Hill, CA, approved by the Board of Education on September 5, 2006, Agenda Item 8.34. Amendment No. 1 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$13,770.00 to \$136,185.00 to reflect the increased number of students enrolled. The fee will be paid from the Restricted General Fund – No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. 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.

9.23 - Amendment No. 1 to the Agreement with Fountain of Life, Inc., to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Fountain of Life, Inc., San Bernardino, CA, approved by the Board of Education on September 5, 2006, Agenda Item 8.57. Amendment No. 1 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$13,770.00 to \$14,267.00 to reflect the increased number of students enrolled. The fee will be paid from the Restricted General Fund – No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

Board of Education Minutes
January 16, 2007

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

9.24 - Amendment No. 3 to the Agreement with Genesis 8, to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Genesis 8, San Bernardino, CA, approved by the Board of Education on September 5, 2006, Agenda Item 8.58. Amendment No. 3 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$137,700.00 to \$433,198.00 to reflect the increased number of students enrolled. The fee will be paid from the Restricted General Fund – No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. 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.

9.25 - Amendment No. 2 to the Agreement with Oxford Tutoring Center to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Oxford Tutoring Center, Riverside, CA, approved by the Board of Education on September 5, 2006, Agenda Item 8.63. Amendment No. 2 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$34,425.00 to \$66,147.00 to reflect the increased number of students enrolled. The fee will be paid from the Restricted General Fund – No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. 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.

9.26 - Amendment No. 2 to the Agreement with The Reading Company to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with The Reading Company, Alta Loma, CA, approved by the Board of Education on September 5, 2006, Agenda Item 8.72. Amendment No. 2 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$13,770.00 to \$19,455.00 to reflect the increased number of students enrolled. The fee will be paid from the Restricted General Fund – No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

Board of Education Minutes
January 16, 2007

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

9.27 - Amendment No. 3 to the Agreement with Read and Succeed LLC to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Read and Succeed LLC, Los Angeles, CA, approved by the Board of Education on September 5, 2006, Agenda Item 8.67. Amendment No. 3 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$137,700.00 to \$2,319,036.00 to reflect the increased number of students enrolled. The fee will be paid from the Restricted General Fund – No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. 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.

9.28 - Amendment No. 1 to the Agreement with UROK Learning Institute to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with UROK Learning Institute, San Diego, CA, approved by the Board of Education on September 5, 2006, Agenda Item 8.41. Amendment No. 1 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$13,770.00 to \$27,237.00 to reflect the increased number of students enrolled. The fee will be paid from the Restricted General Fund – No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. 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.

9.29 - Amendment No. 1 to the Agreement with Total Education Solutions to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Total Education Solutions, South Pasadena, CA, approved by the Board of Education on September 5, 2006, Agenda Item 8.40. Amendment No. 1 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$13,770.00 to \$24,643.00 to reflect the increased number of students enrolled. The cost will be paid from the Restricted General Fund—No Child Left Behind (NCLB), Title I Program Improvement School Support, Account 524. All other terms and conditions will remain the same.

Board of Education Minutes
January 16, 2007

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

9.30 - Amendment No. 3 to the Agreement with Professional Tutors of America to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Professional Tutors of America, Brea, CA, approved by the Board of Education on September 5, 2006, Agenda Item 8.66. Amendment No. 3 is necessary to decrease the per pupil allotment from \$1,377.00 to \$1,297.00 based on the State reduction, and to increase the total fee from \$34,425.00 to \$40,207.00 to reflect the increased number of students enrolled. The fee will be paid from the Restricted General Fund – No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. 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.

9.31 - Notice of Completion, Emergency Installation of HVAC Unit at Mt. Vernon Elementary School

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for the emergency installation of an HVAC unit at Mt. Vernon Elementary School, Purchase Order No. 502001, awarded to:

ACH Mechanical Contractors, Inc.
521 11th Street
Redlands, CA 92374

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

9.32 - Renewal of the Affiliation Agreement with Clinica del Pueblo to Provide a Site for Practical Learning Experience in Medical Assistance to Adult School Students

BE IT RESOLVED that the Board of Education approves renewing the agreement with Clinica del Pueblo, San Bernardino, CA, to provide a site for practical learning experience for students enrolled in the Adult School's Medical Assistant Program, effective February 1, 2007, continuing through June 30, 2010. The affiliation agreement will give students the opportunity to apply the skills learned in the classroom in a real world setting and build experience in their field of study. There 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.

Board of Education Minutes
January 16, 2007

9.33 - Renewal of the Affiliation Agreement with United Medical Center to Provide a Site for Practical Learning Experience in Medical Assistance to Adult School Students

BE IT RESOLVED that the Board of Education approves renewing the agreement with United Medical Center, San Bernardino, CA, to provide a site for practical learning experience for students enrolled in the Adult School's Medical Assistant Program, effective February 1, 2007, continuing through June 30, 2010. The affiliation agreement will give students the opportunity to apply the skills learned in the classroom in a real world setting and building experience in their field of study. 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.

9.34 - Request to Rescind Board Approval of Amendment No. 1 to the Affiliation Agreement with Grand Terrace Care Center

BE IT RESOLVED that the Board of Education approves rescinding amending the agreement with Grand Terrace Care Center, Grand Terrace, CA, as approved by the Board of Education on April 4, 2006, Agenda Item 9.24. The affiliation agreement expired on April 30, 2006, and no formal amendment has been executed with this company. There is no cost to the District for this rescission.

9.35 - Request to Rescind Board Approval of the Affiliation Agreement with St. Bernardine Medical Center

BE IT RESOLVED that the Board of Education approves rescinding entering into an agreement with St. Bernardine Medical Center, San Bernardino, CA, as approved by the Board of Education on June 20, 2006, Agenda Item 10.22. No formal agreement has been executed with this organization. There is no cost to the District for this rescission.

9.36 - Extended Field Trip, High School Opportunity Program, "Team and Confidence Building Event," Pine Springs Camp, Mountain Center, California

BE IT RESOLVED that the Board of Education approves the extended field trip for forty-five High School Opportunity Program students, thirty-one Loma Linda University Medical Center mentors, and two District employee chaperones to attend the "Team and Confidence Building Event," Pine Springs Camp, Mountain Center, CA, February 23-24, 2007. The cost of the trip, \$6,300.00, which includes meals and overnight housing, contract with Low/High Ropes and Group Facilitator, background checks for volunteers, and miscellaneous supplies for forty-five High School Opportunity students, thirty-one Loma Linda University Medical Center mentors, and two District employee chaperones, will be paid by Loma Linda University Medical Center. Transportation by Laidlaw, \$2,500.00, and \$1,400.00 for sweatshirts, water, and snacks, will be paid from Alternative Programs Account No. 006. Names of the students are on file in the Business Services office.

9.37 - Extended Field Trip, Shandin Hills Middle School, Washington D.C.

BE IT RESOLVED that the Board of Education approves the extended field trip for fourteen Shandin Hills Middle School students, one parent volunteer, and one District employee chaperone to visit Washington, D.C. May 21-25, 2007. The cost of the trip, \$26,650.00, including airfare, fees, shuttle, meals, and lodging for fourteen students, one parent volunteer, and one District employee chaperone, will be paid by parents and student fundraisers. Transportation is by private vehicle (parents will drive their own student to the airport). Names of the students are on file in the Business Services office.

9.38 - Extended Field Trip, Arroyo Valley High School, JROTC Spring Camp, Fort Irwin, CA

BE IT RESOLVED that the Board of Education approves the extended field trip for forty-five JROTC Cadets and five District employee chaperones to attend the JROTC Spring Camp, Fort Irwin, CA, March 30 – April 3, 2007. The cost of the trip, \$2,500.00, which includes lodging, meals, t-shirts, and return trip by Inland Empire Charter Bus for forty-five cadets and five District employee chaperones, will be paid by the United States Army, Army JROTC sponsorship, participant fees, and private donations. Transportation by Laidlaw Bus Lines, \$704.58 will be paid from Arroyo Valley High School Account No. 501C. Names of the students are on file in the Business Services office.

9.39 - Expulsion of Student(s)

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

10/08/98 **06/09/93 11/22/94

*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

Board of Education Minutes
January 16, 2007

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.

9.40 - Student(s) Recommended for Suspension, but Remanded Back to School Sites or Had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction

BE IT RESOLVED that the following student(s) were recommended for suspension, but suspension is deemed inappropriate based on due process errors, insufficient evidence, and/or the availability of other means of correction in compliance with Education Code Section 48900. Therefore, although they were recommended for suspension, the suspension was reversed or modified.

9.41 - Student(s) Recommended for Expulsion, but Remanded Back to the School Sites Due to Errors of Due Process, Lack of Evidence and/or Availability of Other Means of Correction

BE IT RESOLVED that the following student(s) were recommended for expulsion, but expulsion is deemed inappropriate based on due process errors, insufficient evidence, and/or the availability of other means of correction in compliance with the Education Code section 48900. Therefore, although they were recommended for expulsion, the expulsion is not granted:

01/09/90 01/20/93 10/03/89 04/03/90

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

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

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

9.43 - Revocation of Suspension of Expulsion

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

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.

Board of Education Minutes
January 16, 2007

9.44 - Lift of Expulsion of Student(s)

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

02/06/90

9.45 - Failure to Recommend Mandatory Expulsion 48915

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

9.14 - Agreement with HMC Architects for Architectural Services for a New Portable Pre-School Classroom at Rio Vista Elementary School

Teresa Parra stated that she has been contacted by architect firms who have told her they can't get on lists to perform District work. Judi Penman reported she has heard similar reports. Mrs. Parra will give the firms' names to John Peukert.

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:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with HMC Architects, Ontario, CA, for architectural services for site preparation and installation of a portable pre-school classroom building at Rio Vista Elementary School, effective December 6, 2006, through November 30, 2007. The cost, not to exceed \$30,000.00 plus reimbursables, will be paid from the Child Development Fund 12, Resource 6130, Child Development Reserve Account.

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

9.15 - Renewal of the Agreement with California Financial Services (CFS)

Teresa Parra asked that this item be pulled because she has some concerns. John Peukert stated that this renewal is for reports we still need to be prepared. This is a realignment and reduction of services. Judi Penman stated that we need to investigate and explore this agreement further. Mohammad Islam reported that CFS has helped us in the past with the bond. This contract has been scaled down because we now have an agreement with URS and don't need duplicate

Board of Education Minutes
January 16, 2007

services. Mrs. Parra stated that her concerns are included in the FCMAT report. Mr. Islam stated that the District still needs CFS for some reports, but we can wait. Dr. Delgado recommended that the item be pulled and we will consider the FCMAT report.

This item was pulled.

10.0 - Action Items

10.1 - Quarterly Uniform Complaint Report Summary

Upon motion by Member Tillman, seconded by Member Parra, 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 findings of the Quarterly Uniform Complaint Report Summary for the period of October to December 2006.

10.2 - Personnel Report #14, dated January 16, 2007

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 Personnel Report #14, dated January 16, 2007, be approved with addition as noted (see page 22.3). 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.

Addition to page .8:

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

GUTIERREZ, JANET: Support Services Coordinator, effective date, work year and salary, to be determined.

INCLAN, ARMANDO: Elementary School Principal, effective date, work year and salary, to be determined.

VAZQUEZ, HEIDI: Elementary School Principal, effective date, work year and salary, to be determined.

SESSION NINE - Closed Session

11.0 - 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
Communication Workers of America
San Bernardino Teachers Association

Public Employee Discipline/Dismissal/Release

Public Employee Appointment

Title: Elementary Principal
Support Services Coordinator

Superintendent's Evaluation

SESSION TEN - Closing

12.0 - Adjournment

By the affirmative vote of the members, the meeting was adjourned at 7:30 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, February 6, 2007, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.