

San Bernardino City Unified School District

Minutes of a Regular Meeting of the Board of Education

**MINUTES
ADOPTED
8/21/07**

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

August 7, 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, Yolanda Ortega, John Peukert, and Paul Shirk; and Superintendent's Assistant Mary Beth Gosnell. Minutes recorded by Administrative Assistant Jennifer Owens.

Absent: Assistant Superintendent Harold Vollkommer

SESSION ONE – Workshop

1.0 - Workshop

1.1- Policy Workshop

President Brown opened the workshop at 4:30 p.m.

Superintendent Delgado reported that one of the recommendations from the Curriculum Management Audit was to revise, adopt, implement, and monitor the use of comprehensive Board Policies and Administrative Regulations to provide direction for effective curriculum management. Over the past year, Mohammad Islam, members of his staff, and Kitty Simpson, Senior Policy Consultant from California School Boards Association (CSBA) coordinated the process of revising all Board Policies and Administrative Regulations.

Kitty Simpson stated that CSBA provides a template of 70 policies that they review and update three times a year. Of the school districts that subscribe to their services, 700 post their policies on CSBA's GAMUT system and 250 post theirs online. Ms. Simpson recommended that the Board do a global adoption. She will put together an entire manual and recommended that the Board adopt all policies now and then bring back any they wish for discussion and possible revision. Marlin Brown stated that it was the consensus of the Board to follow this process. Dr. Delgado stated that the bargaining units will also receive copies of the policies to review in case the effects need to be negotiated.

1.2 - Board New and Revised Policies Series 0000, Philosophy, Goals, Objectives and Comprehensive Plans (First Reading)

No action was taken.

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The workshop was adjourned at 4:55 p.m.

SESSION TWO - Opening

2.0 - Opening

2.1 - Call to Order

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

2.2 - 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 THREE – Administrative Presentation

3.0 - Administrative Presentation

3.1 - Policy Workshop Continuation

President Brown reported that during the Policy Workshop, the Board accepted the recommendation made by CSBA to do a global adoption of the new policies. Staff will bring the entire package as a first and second reading at a future Board meeting. Dr. Delgado stated that the entire Policy manual hasn't been reviewed in entirety in several years and the intent is to follow the recommendation of the Curriculum Management Audit to review all policies. Dr. Delgado stated that he supports the Board's decision to do a global adoption.

3.2 - Board New and Revised Policies Series 0000, Philosophy, Goals, Objectives and Comprehensive Plans (First Reading) Continuation

Policy Number	Policy Title
0000	Vision
0100	Philosophy
0200	Goals For The School District
0400	Comprehensive Plans
0410	Nondiscrimination In District Programs And Activities
0410.1	Cultural Diversity
0420	School Plans/Site Councils
0420.1	School-Based Program Coordination
0420.4	Charter Schools
0420.5	School-Based Decisionmaking
0430	Comprehensive Local Plan For Special Education
0440	District Technology Plan

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0450	Comprehensive Safety Plan
0500	Accountability
0510	School Accountability Report Card
0520	Intervention For Underperforming Schools
0520.1	High Priority Schools Grant Program
0520.2	Title I Program Improvement Schools
0520.3	Title I Program Improvement Districts
0520.4	Quality Education Investment Schools

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

BE IT RESOLVED that the Board of Education receives the new and revised policies in the 0000 Series Philosophy, Goals, Objectives and Comprehensive Plans as a first reading.

SESSION FOUR - Administrative Reports

4.0 - Administrative Reports

4.1 - CLAD Update

HISTORY

Teachers in California must be authorized to provide service to students classified as English Learners. This certification has taken many forms over the last 20 years, the most recent being referred to as Cross-cultural Language and Academic Development, otherwise know as CLAD. Approximately six years ago the authorization for English Learners (CLAD) was embedded into the vast majority of teacher preparation programs. Teachers who received their credentials prior to that time, did not automatically receive this authorization and, thus, have to earn the authorization as a supplement to their foundational credential.

The District has significantly decreased the number of emergency credentialed teachers over the last three years from 465 to 35. In addition, the District has increased the percentage of teachers who are deemed “Highly Qualified” from 37 percent to 94 percent. Thus, while the vast majority of the District’s teachers are fully credentialed and highly qualified, there exists a significant number of teachers who still need to obtain authorization for providing service to students classified as English Learners.

The most recent Williams Case reflects 452 teachers who are in need of English Learner Authorization. While this is a decrease of approximately 10 percent from the 2005-06 school year, additional attention is needed to address this area.

RATIONALE

The District's percentage of English Learners has steadily increased over the past six years to approximately 33 percent. Given a need to provide relevant, meaningful instruction to this segment of our student population as well as the desire to have flexibility in the assignment of certificated staff members, it is necessary for teachers to obtain CLAD certification.

OBJECTIVE

In order to address the needs listed above, all teachers in the San Bernardino City Unified School District will possess the appropriate authorization to instruct students classified as English Learners no later than June 30, 2009.

ACTION PLAN

The Certificated Human Resources division has worked collaboratively with the English Learners Department as well as the San Bernardino Teachers Association to develop several strategies designed to increase the number of appropriately authorized teachers.

STRATEGY 1 – *Master Schedule*

As part of Dr. Delgado's Accelerated Student Achievement Plan (ASAP), the primary evaluators are required to review and approve the master schedule of each school. As this process occurs, the assignment of appropriately authorized teachers (approximately 1,700 teachers possess this certification) for English Learner students is an ongoing point of discussion. It is estimated that this strategy will reduce the number of mis-assignments by approximately 150.

STRATEGY 2 – *Attrition*

While it is not necessarily an advantage to lose veteran teachers, as teachers who do not hold the appropriate authorization retire, attrition assists in this particular area in that newly hired teachers possess English Learner certification. It is estimated that this strategy will reduce the number of mis-assignments by approximately 50.

STRATEGY 3 – *Professional Development/Certification Attainment*

The district will take the following steps to ensure that all teachers obtain CLAD authorization (or the equivalent):

- 1) Any teacher who does not currently possess EL authorization will receive a letter that identifies the requirement to attain certification, the deadline by which the certification must be gathered, and the options (SB2913, CLAD courses, CTEL examination, etc.) that may be used to obtain certification.

- 2) Follow-up regional meetings will be held to review the requirements and answer questions regarding the available options.
- 3) SB2913 training will be held at each high school during the first semester of the school year, a capacity of approximately 250 teachers.
- 4) Attainment of CLAD authorization will be monitored quarterly and appropriate follow-up correspondence will be sent out.

CONCLUSION

Reports on the progress of the “CLAD for All” project will come to the Board through the requirements of the Williams Case each school year.

Lynda Savage reported that at a recent meeting of the San Bernardino County School Boards Association, members of the County Schools staff reported that it has been easy to work with our district staff.

SESSION FIVE – Other Matters Brought By Citizens

5.0 - Other Matters Brought by Citizens

Manfred Gildner asked several questions regarding operations of the District. Dr. Delgado invited Mr. Gildner to visit his office to answer all of his questions. Mr. Gildner expressed his concern for students who are expelled from school and asked the Superintendent to consider incorporating a military-type program for 16- to 18-year-old students who are expelled.

Gil Navarro, education advocate, reported that he will be surveying District schools to see if they have SARCs available and will report his results to the Board. Mr. Navarro stated that a County District questioned whether it was a conflict of interest for him to serve as both an education advocate and a County School Board member. It was the opinion of County Counsel that there is no conflict of interest. Marlin Brown asked the Superintendent to make sure SARCs are available at all schools.

SESSION SIX - Reports and Comments

6.0 - Report by Board Members

Teresa Parra asked the Superintendent why he was considering hiring an outside consultant to prepare a new bid for the athletic fields at Arroyo Valley High School. Dr. Delgado stated that was a follow up to a suggestion made at the last Board meeting. Mrs. Parra stated that she didn't feel that had been the consensus of the Board and suggested going back to the original bid. Dr. Delgado asked for a clear direction from the Board on how to proceed.

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Mrs. Parra stated that the District has already spent \$190,000.00 on two bid packages and the project will be further delayed if they seek a third bid. Mrs. Parra outlined five issues the Board needs to address: (1) decide whether or not to keep the original bid; (2) choose either natural grass or artificial turf; (3) find a funding source; (4) face possible litigation from a vendor claiming favoritism if we re-bid; and (5) consider seeking a special bond to refurbish the fields at all high schools.

Marlin Brown asked the Board if they wanted to go out for a new bid. It was the consensus of the Board not to re-bid, bring back the current bids on August 21, and decide on whether to use natural grass or artificial turf. Dr. Brown stated that the Board delayed taking action because Judi Penman was to bring additional documents and that hasn't happened.

Elsa Valdez thanked John Peukert and Wael Elatar, Facilities Administrator, for all of the time and effort they have spent on this project. Teresa Parra stated that it would be a problem if we have to go to outside consultants instead of trusting our own staff.

Teresa Parra reported that she met with representatives from Fagan Friedman & Fulfrost to discuss the possibility of holding a workshop to discuss the Superintendent's goals and evaluation, the role and jobs of Board members, and conflicts. They would contact each Board member to get their input prior to tailoring the workshop to our needs. Dr. Brown thanked Mrs. Parra for following through with this request. It was the consensus of the Board for Dr. Delgado to contact them and obtain some possible dates.

Teresa Parra asked what was happening to Tobin Brinker's request for three Board members to serve on their Education Bridge Committee. Dr. Delgado stated that he has questions about what the Superintendent's role would be on the committee and whether it would be a permanent or ad hoc committee. Mrs. Parra asked Dr. Delgado to get clarification from the City.

Lynda Savage stated that Board members need to be able to work positively with staff. It is not the role of the Board to question staff. Mrs. Savage stated that she wants the work to get done at Arroyo Valley High School, but won't approve the project without DSA approval.

Louise Ayala reported that people have questioned her about the location of the proposed Wilson II Elementary School and asked if there could be another community meeting. President Brown assured her that a meeting will be scheduled.

Marlin Brown reported that Los Angeles Unified School District has been experiencing payroll problems with their SAP program. Our staff told them about the problems we had experienced with SAP before they purchased the system. Dr. Brown stated that he has full confidence in our Facilities staff. Dr. Brown reminded Board members that if they have a concern with a staff member, they should discuss it with the Superintendent.

6.1 - Legislative Update

None.

7.0 - Report by Superintendent and Staff Members

Dr. Delgado reported that the Summer Managers Conference that was held last month was fantastic. Dr. Delgado introduced Michael Dickinson, Academy Chief, and Jeff Breiten, Deputy Chief, Public Safety Academy, who were in the audience, and stated that he is looking forward to doing good things with the Academy as partners in the District. To help reduce the dropout rate, the District contracted with Advance Path, whose job it is to bring back students that have left the District. The program will be housed at San Andreas High School. Dr. Delgado reported that schools on a traditional calendar will begin on August 27, 2007. Dr. Delgado reported that we have received good news on last year's test scores. Dr. Shirk stated that 7 out of 10 grade levels went up in both Math and Language Arts.

SESSION SEVEN - Legislation and Action

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

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

No items were held for later consideration.

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

8.1 - Approval of Minutes

BE IT RESOLVED that the Minutes of the Board of Education Meetings held on July 3, and July 17, 2007, be approved as presented.

8.2 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$295.00, Kiwanis Club of San Bernardino; \$100.00, Helen Zamarippa; One thousand backpacks, Costco Stores, Inc.; Cups, plates, and utensils, Crystallyn and Bruce Buscher; \$365.00, Wal-Mart; and two Starbucks gift cards, one Nintendo DS game system, and one portable DVD player, Dr. Jun Tan.

8.3 - Business and Inservice Meetings

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

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LAURIE HALL
MANEL MCMILLAN
YVETTE SCHEMENAUER
RACHEL VISCO
(Board Representative, Our Lady of
the Assumption School)

To attend the SRA Summer Institute at Shoreline Christian Academy, Fountain Valley, California, August 16-17, 2007. The total cost, not to exceed \$1,240.56, will be paid from Accountability Department Account No. 536.

To be paid a stipend of \$150.00 per day per person, for a total not to exceed \$1,200.00, for attending the SRA Summer Institute at Shoreline Christian Academy, Fountain Valley, California, August 16-17, 2007. The total cost, not to exceed \$1,200.00, 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 a scheduled business and inservice meeting:

TERESA PARRA
(Governing Board Member)

To attend the “Understanding the California Voter” seminar in Ontario, CA, August 3, 2007. Total cost, not to exceed \$50.00, will be paid from Board of Education Account No. 066.

8.4 - Signature Authority

BE IT RESOLVED that the Board of Education approves signature authority for Janet King, Fiscal Services Director, for the following documents and related materials on behalf of the Board of Education, effective August 7, 2007, and until further notice:

- Budget Transfers;
- Checks drawn against the District’s revolving cash account;
- Checks drawn against the salary Replacement account;
- Purchase orders for employee health benefits, District insurance programs, and transportation expenditures; and
- Mileage reimbursement forms and the reimbursement portion of the Travel Plan and Reimbursement form (BU-92)

BE IT FURTHER RESOLVED that the Board of Education approves authorization, effective August 7, 2007, for Janet King, Fiscal Services Director, to act as Revolving Cash Fund custodian.

8.5 - Commercial Warrant Registers For Period From July 1, Through July 15, 2007

BE IT RESOLVED that the Commercial Warrant Register for period from July 1, 2007, through July 15, 2007, 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.

8.6 - 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 experts:

Aimsweb, Harcourt Assessments, San Antonio, TX, for a two-day workshop to train Learning Center staff on Progress Monitoring, August 13-14, 2007. The fee, not to exceed \$4,150.00, will be paid from Restricted General Fund – Elementary Secondary Education Act, Account No. 501.

8.7 - 2007-08 Discretionary School Site Block Grant

BE IT RESOLVED that the Board of Education approves the following school's 2007-2008 Discretionary School Site Block Grant Award, Expenditure Plan:

SCHOOL	AWARD	EXPENDITURES
Hunt Elementary	\$51,981.00	Instructional Aides/Instructional materials & supplies.

8.8 - 2007-2008 Application for the State K-3 Class Size Reduction Operations Program

BE IT RESOLVED that the Board of Education certifies that the following statements are true and accurate:

1. The number of classes listed on this form under either Option One or Option Two in each eligible grade level is identified. [52123(a)]
2. The pupil counts listed in Column 3 (“Number of enrolled pupils”) on this form do not include special education pupils enrolled in special day classes full time, pupils enrolled in independent study, or charter school pupils enrolled in a home-study program for the full regular school day. Pupil counts listed in Column 3 are not greater than enrollment as of October of the previous calendar year. [52123(b)]
3. A certificated teacher has been hired by the school district and is providing direct instructional services to each class participating in the Class Size Reduction Program. There will not be more than an average of 20.44 pupils per such class. It is the intent of the school district that each such certificated teacher will provide direct instructional services to each pupil enrolled in the separate class to which the teacher is assigned. [52123(c)]
4. As part of its Class Size Reduction Program, the school district will provide a staff development program for any teacher who will participate for the first time in the Class

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Size Reduction Program and provide direct instructional services for reduced-sized classes in this program as specified in certification #3. Appropriate training to maximize the education advantages of class size reduction will be provided to such teachers. This training shall include, but not be limited to, methods for providing each of the following: (1) individualized instruction, (2) effective teaching, including classroom management in smaller classes, (3) identifying and responding to pupil needs, and (4) opportunities to build on the individual strengths of pupils. [52123(d), 52127]

5. The school district will collect and maintain data required by the Superintendent of Public Instruction for evaluation of the Class Size Reduction Program. The data shall include, but not be limited to, individual test scores or other records of pupil achievement. Any data collected will be protected in a manner that will not permit the personal identification of any pupil or parent. [52123(d), 52127]
6. Priority for reducing class size is according to the following order at each school site:
 - If only one grade level is reduced, the grade level will be first grade.
 - If two grade levels are reduced, the grade levels will be first and second grades.
 - If three or four grade levels are reduced, the grade levels will be first and second and then any combination of kindergarten and/or third grade.
7. The Class Size Reduction Program has been implemented for 2007-2008.
8. The school district will submit final enrollment counts on the J-7CSR form to the School Facilities Planning Division, California Department of Education, by May 4, 2008.

BE IT FURTHER RESOLVED that the Board of Education authorizes Arturo Delgado, Superintendent, to sign said application.

8.9 - Bid No. 13-07, Paper Stock

BE IT RESOLVED that Bid No. 13-07, Paper Stock (Warehouse Stock) be awarded to the lowest responsible bidder(s) by line item, based on the unit prices bid, meeting District specifications as follows:

<u>BIDDER</u>	<u>TOTAL BID AWARD TAX INCLUDED</u>	<u>LINES AWARDED</u>	<u>TERMS</u>
Spicers Paper Santa Fe Springs, CA	\$184,670.64	Lines 1, 2, 3, 4, 5, 6, 10, and 11	2%-30 Days
Ricoh Corporation Uniontown, OH	\$915.00	Line 9	Net 30 Days

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Xpedx City of Industry, CA	\$22,878.18	Lines 7	2%-30 Days
Office Depot San Bernardino, CA	\$6,643.50	Lines 8, 12, and 13	Net 30 Days

BE IT FURTHER RESOLVED that the District reserves the right to purchase more than or less than the quantity indicated, as needed, throughout the initial six-month term of the bid, and all extensions, not to exceed three years total.

8.10 - Notification of Mediated Settlement Office of Administrative Hearings Case Number N2007040821

BE IT RESOLVED that the Board of Education approves payment not to exceed \$1,500.00 in attorney's fees within 60 days once billing statement or invoice is received.

8.11 - Affiliation Agreement with Mountain View Child Care, Inc., dba Totally Kids Specialty Health Care, to Provide a Site for Clinical Practice for Adult Education Students Enrolled in the Certified Nursing Assistant and Home Health Aide Training Program

BE IT RESOLVED that the Board of Education approves entering into an affiliation agreement with Mountain View Child Care, Inc., dba Totally Kids Specialty Health Care, Loma Linda, CA, to provide a site for clinical practice for students enrolled in the Adult School's Certified Nursing Assistant and Home Health Aide training programs, effective August 8, 2007, continuing through March 31, 2011. 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.

8.12 - Affiliation Agreement with Mountain View Child Care, Inc., dba Totally Kids Specialty Health Care, to Provide a Site for Clinical Practice for Adult Education Students Enrolled in the Vocational Nurses Training Program

BE IT RESOLVED that the Board of Education approves entering into an affiliation agreement with Mountain View Child Care, Inc., dba Totally Kids Specialty Health Care, Loma Linda, CA, to provide a site for clinical practice for students enrolled in the Adult School's Vocational Nurses Training Program, effective August 8, 2007, continuing through March 31, 2011. 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.

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8.13 - Agreement with Behavioral and Educational Support Team Services, Inc., (B.E.S.T.) to Provide Training and Consultation to District Staff in the SLIM Program

BE IT RESOLVED that the Board of Education approves entering into an agreement with Behavioral and Educational Support Team Services, Inc., (B.E.S.T.), El Cajon, CA, to provide training and consultation to District Staff in the SLIM Program, effective August 8, 2007, continuing through June 30, 2008. Services will include modeling, student case review, classroom climate data collection and review, documentation review, behavioral strategy implementation review, BIP review, and written summaries to teachers. The cost, not to exceed \$33,000.00, 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.

8.14 - Agreement with FranklinCovey for an Inservice Workshop for Nutrition Services Management Staff

BE IT RESOLVED that the Board of Education approves entering into an agreement with FranklinCovey to provide an inservice workshop, “The 7 Habits of Highly Effective People,” on August 16, 2007, as part of Nutrition Services’ continuing management staff training. The cost, not to exceed \$4,600.00, will be paid from Nutrition Services Cafeteria Account No. 92.

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

8.15 - Agreement with Highway Marquees and Monuments and Arrowhead Credit Union for Advertising on Arrowhead Credit Union’s Electronic Message Center Freeway Sign at Arrowhead Credit Union Park

BE IT RESOLVED that the Board of Education approves entering into an agreement with Highway Marquees and Monuments, LLC, San Bernardino, CA, and Arrowhead Credit Union, San Bernardino, CA, for advertising on Arrowhead Credit Union’s Electronic Message Center Freeway Sign at Arrowhead Credit Union Park, effective August 8, 2007, through February 7, 2008. The District will receive 2,000 commercials per month. The cost, not to exceed \$3,000.00, will be paid from Unrestricted General Fund – Human Resources - Classified Personnel, Account No. 053.

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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8.16 - Agreement with PCH Architects for Architectural and Engineering Services for Three Relocatable Buildings at Colonel Joseph C. Rodriguez Elementary School

BE IT RESOLVED that the Board of Education approves entering into an agreement with PCH Architects, Redlands, CA, for architectural and engineering services for three relocatable buildings at Colonel Joseph C. Rodriguez Elementary School, effective August 8, 2007, through August 31, 2009. Two of the relocatable buildings with size capacity of 24' x 40' will be utilized as locker rooms, and the third relocatable building with size capacity of 12' x 40' will be utilized as a restroom facility. Services will include site evaluation and recommendation, preparation of plans and specifications, submittal and processing through DSA, and construction observation. The cost, not to exceed \$20,500.00, plus reimbursables, will be paid from Capital Facilities Fund 25 & Building Fund 21.

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

8.17 - Agreement with the San Bernardino County Superintendent of Schools for Participation in Smaller Learning Communities Grant for San Gorgonio High School

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, CA, for San Gorgonio High School to participate in the Smaller Learning Communities Grant, effective July 1, 2007, through June 30, 2012. The grant is designed to: (1) improve academic achievement for all students; (2) decentralize and personalize schools; (3) improve the quality of instruction; (4) increase the involvement of parents and community; and (5) connect students to college, career, and technical development. SBCSS will act as the Applicant Agency for the grant on behalf of itself, the District, and San Gorgonio High School. The total grant value for the five-year period (anticipated to be approximately \$1,115,000.00) will be deposited into Restricted General Fund – Smaller Learning Environments-San G, Account No. 373.

BE IT FURTHER RESOLVED that the Board of Education authorizes Arturo Delgado, Superintendent, and Sandra Robbins, San Gorgonio High School Principal, to sign said agreement.

8.18 - Lease Agreement with the City of San Bernardino, Parks, Recreation & Community Services Department for Property Located at 1494 and 1554 East Art Townsend Drive, San Bernardino, CA for Public Safety Academy District Charter School

BE IT RESOLVED that the Board of Education ratifies entering into a lease agreement with the City of San Bernardino, San Bernardino, CA, for property located at 1494 and 1554 East Art Townsend Drive, San Bernardino, CA, for the Public Safety Academy District Charter School, effective August 1, 2007, through July 31, 2008, with the right of renewal annually for four subsequent years upon mutual written approval. The fee, not to exceed \$48,000.00 plus utilities, will be paid from PSA – District Charter, Fund 08.

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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.

8.19 - Local Agreement for Child Development Services with the California Department of Education, Contract Number CCAP-7316, Infant and Toddler Child Care Resource Program

BE IT RESOLVED that the Board of Education ratifies entering into a local agreement for child development services with the California Department of Education, Contract Number CCAP-7316, to provide funding to support the Child Care and Development Programs and the California School Age Families Education program serving infants and toddlers ages birth to three years in accordance with program requirements for infant and toddler child care resource program, effective July 1, 2007, continuing through June 30, 2008. This is a one-time only expenditure in an amount not to exceed \$4,726.00. The fee shall be deposited into Child Development Fund 12, Infant and Toddler Child Care Resource Program Account No. 114.

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

8.20 - Amendment No. 1 to the Affiliation Agreement with Rosston Schools of Hair Design to Provide Occupational Education Instruction and Training on Barbering for the Adult School Education Program

BE IT RESOLVED that the Board of Education approves amending the affiliation agreement with Rosston Schools of Hair Design, San Bernardino, CA, for school year 2006-2007, as approved by the Board of Education on July 20, 2006, Agenda Item No. 10.57. Amendment No. 1 is necessary because the Adult School's barber training program experienced an unexpected growth of 2,447 added hours of student enrollment during the final few months of the 2006-2007 school year. This extension will add \$4,894.00 to the original fee of \$80,000.00 for a new total not to exceed \$84,894.00, which will be paid from Adult Education Fund 11, Account No. 130. 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.

8.21 - Amendment No. 1 to the Agreement with Rehab West, Inc., to Provide Utilization Review Management Program for District Workers' Compensation Claims

BE IT RESOLVED that the Board of Education approves amending the agreement with Rehab West, Inc., Escondido, CA, as approved by the Board of Education on December 5, 2006, Agenda Item No. 10.07. Amendment No. 1 is necessary to extend the term of the agreement through June 30, 2008, to conform this agreement to the school year, and to add \$25,000 to the original fee of \$50,000.00 for a new total not to exceed \$75,000.00, due to the extended term. The cost will be paid from Workers' Compensation Fund 067, Account No. 00D. All other terms and conditions will remain the same.

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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.

8.22 - Amendment No. 3 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 approved by the Board of Education on April 19, 2005, Agenda Item No. 9.32. Amendment No. 3 is necessary to extend the term of the agreement through June 30, 2008, and increase the fee for hosting services by \$63,180.00 from \$166,708.28 for a new total not to exceed \$229,888.28. The fee 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 agreement.

8.23 - Renewal of the Master Agreement with the San Bernardino County Superintendent of Schools for the Regional Occupation Program (ROP)

BE IT RESOLVED that the Board of Education ratifies renewing the Master Agreement with the San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, CA, for the Regional Occupation Program (ROP), effective July 1, 2007, continuing through June 30, 2008. SBCSS will provide the overall administration and operation of the 20 ROP classes, which will be offered on District high school campuses, according to the requirements of the Education Code and Title V regulations. The ROP classes will provide career training and add to the elective selections of the schools. SBCSS will reimburse the actual costs of the program. There will be no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Arturo Delgado, Superintendent, to sign said agreement.

8.24 - Renewal of the Agreement with California State University San Bernardino for Participation in an Off-Campus Federal Work-Study Program

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with California State University San Bernardino (CSUSB), San Bernardino, CA, to participate in an off-campus federal work-study program (America Reads/America Counts), effective July 1, 2007, continuing through June 30, 2008. CSUSB students participating in the program will provide tutoring services to District students. The cost for services, not to exceed \$21,000.00, will be paid from Unrestricted General Fund – Curriculum Development Elementary, Account No. 325.

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

8.25 - Physical Education Exemptions

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

3-28-89 1-23-90 1-29-90

8.26 - Expulsion of Student(s)

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

**11/19/90 **01/04/91 **02/19/94 *(S)09/15/96 *(S)04/17/92 03/10/91
*(S)12/15/92 **06/01/94 **06/21/89 *(S)05/08/92 *11/19/91 **06/19/91

*The Board does hereby order the enforcement of the expulsion suspended for a period of not more than one calendar year. The suspension of the enforcement of the expulsion order is deemed appropriate for the rehabilitation of the pupil, per Education Code section 48917.

**The Board does hereby expel the pupil for a period of one semester, and does hereby order the enforcement of the expulsion suspended for the following semester, allowing him/her to be considered for re-enrollment in the district under suspended expulsion as deemed appropriate for the rehabilitation of the pupil, per Education Code section 48917.

(S) A stipulated expulsion is a process whereby the pupil and his/her family acknowledge responsibility for the behavior leading to the recommendation for expulsion by the school administration, and waive their right to a hearing by admitting to the facts in support of an expulsion recommendation. The pupil and his/her family stipulate the facts of the case as presented by the school, accepting one of the following consequences: *(S) suspended expulsion, ***(S) expulsion one semester, suspended expulsion one semester, (S) expulsion two semesters.

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

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

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

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

05/16/94

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

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

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

8.30 - Revocation of Suspension of Expulsion

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

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

8.31 - Lift of Expulsion of Student(s)

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

09/14/97	03/29/94	12/04/92	02/19/93	08/28/91	10/26/90
02/16/91	07/13/92				

8.32 - Failure to Recommend Mandatory Expulsion 48915

BE IT RESOLVED that the following school(s) have failed to adhere to Education Code Section 48915. Principals are required by Education Code to report guns, brandishing a knife, sexual

assault, possession of an explosive device, and/or the sale of an illegal substance. The following school(s) have not followed this Education Code requirement:

9.0 - Action Items

9.1 - Personnel Report #3, dated August 7, 2007

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

BE IT RESOLVED that the Personnel Report #3, dated August 7, 2007, 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.

9.2 - In Recognition of Deceased Employees

Members of the audience and Board of Education observed a moment of silence for the following deceased employee.

THEODORE "TEDDY" NOLIN JR.

WHEREAS Theodore Nolin Jr. was a dedicated member of the classified staff for the San Bernardino City Unified School District from 1972, until 1980; and

WHEREAS before Theodore Nolin Jr. served the District as an instructional and recreational aide, he served in the U.S. Army during the Korean Conflict; and

WHEREAS throughout his productive career with the District, Theodore Nolin Jr. worked at California, Rio Vista, Alessandro, Belvedere, Bradley, and Guadalupe Elementary Schools; and

WHEREAS in addition to being a hardworking and dedicated aide, Theodore Nolin Jr. enjoyed playing the saxophone and played at many local events; and

WHEREAS on July 2, 2007, Theodore Nolin Jr. died, bringing deep sorrow to his loving family and friends; and

WHEREAS Theodore Nolin Jr. is survived by his wife of 50 years, Arleen Nolin of San Bernardino; four sons, Leo Nolin, Theodore Nolin III, and Peter Nolin, all of Colton, and Kim Nolin of Redlands; two daughters, Monique Nolin of Rialto and Gina Nolin of Victorville; sisters, Claudette Johnson of Sacramento and Tita Rush

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of Apple Valley; an uncle, Turner Carter of San Bernardino; 28 grandchildren; 27 great-grandchildren; and a host of nieces, nephews, cousins, and friends;

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 Theodore Nolin Jr.'s fine years of service to the District and does extend its deepest sympathy to his family.

SESSION EIGHT - Closed Session

10.0 - Closed Session

Board Members Penman and Tillman arrived at 6:15 p.m.

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

SESSION NINE – Open Session

11.0 - Action Reported from Closed Session

None.

SESSION TEN - Closing

12.0 - Adjournment

By the affirmative vote of the members, the meeting was adjourned at 6:20 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, August 21, 2007, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.