

San Bernardino City Unified School District

Minutes of a Regular Meeting of the Board of Education

**MINUTES
ADOPTED
8/7/07**

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

July 3, 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 Dayton Gilleland, Mohammad Islam, Yolanda Ortega, John Peukert, Paul Shirk, and Harold Vollkommer. Minutes recorded by Administrative Assistant Jennifer Owens.

Absent: Assistant Superintendents Mel Albiso and Narciso Cardona, and Superintendent's Assistant Mary Beth Gosnell

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.

SESSION TWO - Special Presentations

2.0 - Special Presentations

2.1 - Recognition of Independence Day

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

WHEREAS on July 4, 1776, the United States of America claimed its independence from England and democracy was born; and

WHEREAS every day thousands leave their homeland to come to the "*land of the free and the home of the brave*" so they can begin their American Dream; and

WHEREAS we invite all people in the San Bernardino City Unified School District to reflect on the famous words found in the Declaration of Independence; *We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty, and the pursuit of Happiness;* and

WHEREAS the San Bernardino City Unified School District has a responsibility in promoting the knowledge and understanding that can be gained by all, regardless of race, through appropriate ceremonies and activities celebrating the birth of our great nation;

THEREFORE, BE IT RESOLVED that the Board of Education encourages all the schools of the District to undertake educational activities that commemorate the history of our great nation.

SESSION THREE - Administrative Reports

3.0 - Administrative Reports

3.1 - School Assistance and Intervention Team (SAIT) Report of Findings and Recommended Corrective Actions

Schools participating in the High Priority Schools Grant Program (HPSG) Program must make positive growth on the Schoolwide Academic Performance Index (API) in either of the two funded implementation years and each year thereafter until the school exits the program or the school is deemed state-monitored. Education Code sections 52055.650 requires the State Superintendent of Public Instruction, with the approval of the State Board of Education, to impose various sanctions on state-monitored schools. One option is to require the district to enter into contract with a School Assistance and Intervention Team (SAIT).

The purpose of a SAIT is to assess and identify areas of academic need at the state-monitored school, and provide intensive support to help implement school reform initiatives. The District's role in the SAIT process is to provide support and assistance to enhance the work of the team at the targeted school sites.

Arrowhead, Riley, Parkside, and E. Neal Roberts Elementary Schools were previously identified as SAIT. Their plans were approved by the Board of Education at the regular meeting held on December 6, 2005. A report of their progress was provided to Board members in the Board Correspondence and is available to the public.

SESSION FOUR – Other Matters Brought By Citizens

4.0 - Other Matters Brought by Citizens

Gil Navarro defended the raises that were given to all bargaining groups and the Superintendent. If the Board takes away the Superintendent's raise, they should take it away from all groups.

Dr. Barbara Flores reported that she did a survey of district superintendents, comparing the number of schools and the superintendents' salaries. Dr. Flores stated that Dr. Delgado's salary should be around \$220,000. Dr. Fischer's salary was increased from \$209,000 to \$222,000 last month. Dr. Flores expressed her support of Dr. Delgado's raise.

SESSION FIVE - Reports and Comments

5.0 - Report by Board Members

Teresa Parra reported that she has been receiving letters from the Personnel Commission Director and his comments are inappropriate. Mrs. Parra asked if our legal counsel could meet in Closed Session with the Board and Personnel Commissioners and asked Staff to get a legal opinion on how to move forward. Dr. Delgado replied that we are going to have an attorney available at a future Closed Session meeting. Mrs. Parra asked if the Commissioners could be invited to attend. Dr. Delgado stated that because the Personnel Commission Director is on administrative leave, it may be a problem to have the Commissioners present because they could be his recourse.

Mrs. Parra stated that the Board needs to hold the Superintendent accountable by setting agendas and priorities. Mrs. Parra stated that she supports the Superintendent's raise and she wants him to feel he is valued. Dr. Delgado stated there has been some discussion about his raise and wanted to clarify that his contract says that he receives the same raise as administrators and that any other compensation or additional raise is handled through negotiations. Dr. Delgado stated that the action item was not agendaized properly for the June 19 Board meeting and this has been corrected. No action has been taken yet. Any discussion needs to be done in Closed Session. Judi Penman thanked the Superintendent for making it clear. Mrs. Penman stated that the Board was in favor of the raise; however, some Board members had a concern with two other proposals. Mrs. Penman asked if they will be considered as separate issues. Marlin Brown stated that the Board will decide that in Closed Session. Danny Tillman stated that the Board has always taken a vote in Closed Session and then checked to see if anyone was in the audience to hear the final vote. Marlin Brown stated that the Board will record the vote in public following Closed Session.

5.1 - Legislative Update

Teresa Parra reported on the various topics discussed at the NALEO Conference she attended last month including preschool, health care coverage, reauthorization of NCLB, and combating obesity. Mrs. Parra stated that the federal legislators are talking about preschool for all.

6.0 - Report by Superintendent and Staff Members

Dr. Delgado reminded the Board that when Staff presented a Modified Traditional Year Calendar during a meeting in January, the Board directed Staff to take it back for further study, delay it for one year, continue working on it, and get parental input. Surveys report mixed results with approximately 60 percent in favor of the change. Because it wasn't a clear majority, he doesn't feel comfortable with bringing this back to the Board. Staff will move forward with other projects. Lynda Savage asked if this was going to be delayed one more year. Dr. Delgado replied not unless we see a shift in attendance.

Dr. Delgado asked the Board if they would like to hold a workshop at 4:30 p.m. prior to the July 17 Board meeting to discuss revised policies. The Board could pull out the policies they would like to discuss. Danny Tillman asked if the policies could be placed on the District website instead of receiving hard copies. Judi Penman stated that she would prefer having hard copies. Dr. Delgado stated that they would provide electronic or paper copies, depending on their preference. Danny Tillman asked Staff to summarize the new policies—whether they will have a material difference, whether they are brand new, and whether they have added clean up language. Dr. Delgado stated that they will test drive the process and get feedback before scheduling a workshop.

SESSION SIX - Legislation and Action

7.0 - 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 item 7.12 was held for later consideration.

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

7.1 - Approval of Minutes

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on June 5, 2007, be approved as presented.

7.2 - 2007-2008 District Consolidated Application (Part I)

BE IT RESOLVED that the Board of Education approves the July 17, 2007, submission of Part I of the District Consolidated Application for Categorical Program funds.

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

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

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during the Summer Session 2006, and Winter Session 2007, as provided for in the Agreement with California State University San Bernardino, as follows:

| | | | |
|---------------|----------|--------------|----------|
| Gladis Bernal | \$ 88.35 | Sandy Hayes | \$166.70 |
| Patricia Boyd | \$166.70 | Debra Saxton | \$ 88.35 |

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

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during the Spring Session 2007, as provided for in the Agreement with California State University San Bernardino, as follows:

| | | | |
|----------------------|----------|-----------------------|----------|
| Richard Bravo | \$166.70 | Nancy Church | \$166.70 |
| Maria Clepp | \$166.70 | Carmen Corrujedo | \$166.70 |
| Bertha Depuebla | \$166.70 | Ray Gallardo | \$166.70 |
| Diana Gomez | \$166.70 | Tiffany Henry | \$166.70 |
| Molly Hickerson | \$166.70 | Ronda Hill | \$166.70 |
| Larry Light | \$166.70 | Maria Mejia | \$166.70 |
| Edith Marquez | \$166.70 | Marqueritte Nicholson | \$166.70 |
| Brandi Payne | \$166.70 | Dolores Peters | \$166.70 |
| Michael Peterson | \$166.70 | Susan Posiviata | \$166.70 |
| Hilda Reyes | \$166.70 | Abril Rodriguez | \$166.70 |
| Jessica Serrao-Leiva | \$166.79 | Nancy Steffan | \$166.70 |
| Marie Stewart | \$166.70 | Dan Sullivan | \$166.70 |

7.5 - Payment of Master Teachers – University of Redlands

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during the time period of April 30, 2007, through June 15, 2007, as provided for in the Agreement with the University of Redlands, as follows:

| | | | |
|-----------------|----------|--------------------|----------|
| Josiane Beckles | \$540.00 | Bridget Carter | \$270.00 |
| Bonnie Cornett | \$100.00 | Lucio Croy | \$100.00 |
| Pam Day | \$180.00 | Marcella Hernandez | \$ 45.00 |
| Jane Hudson | \$100.00 | Susan Krieger | \$135.00 |
| Susan Mathers | \$225.00 | Bob Moore | \$180.00 |
| Sheri Neuman | \$100.00 | La Price Sanford | \$315.00 |

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|---------------|----------|-------------------|----------|
| Ken Soto | \$100.00 | Michele Tacchia | \$100.00 |
| Jon Turner | \$270.00 | Margarita Weisman | \$135.00 |
| Vicky Van Zee | \$135.00 | | |

7.6 - 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:

NANCY TREMBLAY
(Board Representative,
St. Anthony School)

To attend the Differentiated Instruction Conference at the Riviera Hotel, Las Vegas, Nevada, July 15-18, 2007. The total cost, not to exceed \$1,430.89, will be paid from Accountability Department Account No. 536.

To be paid a stipend of \$150.00 per day, for a total not to exceed \$600.00, for attending the Differentiated Instruction Conference at the Riviera Hotel, Las Vegas, Nevada, July 15-18, 2007. The total cost, not to exceed \$600.00, will be paid from Accountability Department Account No. 536.

7.7 - Commercial Warrant Registers For Period From June 1, Through June 15, 2007

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

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.

7.8 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$250.00, Rescue Bail Bonds; \$400.00, Empire Soccer League; \$100.00, Warsaw Realty, Inc.; \$10,000.00, San Manuel Band of Mission Indians; \$300.00, Happy Portables; \$200.00, Verco Decking, Inc.; \$100.00, Margaret Speiss; \$342.69, Scripp Group Enrollment; \$135.00, Orange County Center for the Performing Arts; \$200.00, Edison International Employee Campaign; and \$225.00, Edison International Employee Campaign.

7.9 - Payment for Course of Study Activities

BE IT RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2007-08 school year and approves payment to the following:

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Mobile Ed Productions, Inc., to present “Young Authors Day,” on July 13, 2007. The cost, not to exceed \$695.00, will be paid from Inghram Elementary School Account No. 205.

Trinity Learning Resource Center, Inc., to present “Basic Life Skills,” on a weekly basis beginning September 12, 2007, to January 10, 2008. The cost, not to exceed \$2,767.50, will be paid from Urbita Elementary School Account No. 472.

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

J.R. Boyd, Margaret Gonzalez, Rafael Herrera, Patricia M. Jones, Kevin Johnson, Wendy Whitney, Roxana Gonzalez, Sossy Hyatt, Marisol Rodriguez, Martha Stark, C. Sandra Goodman, Sandra Vaughn, Derek L. Wright, and Mike Queyizel to present on career days beginning May 16, 2007, continuing throughout various dates for the 2007-2008 school year. This presentation will be made at no cost to the District.

J.R. Boyd, Margaret Gonzalez, Rafael Herrera, Patricia M. Jones, Kevin Johnson, Wendy Whitney, Roxana Gonzalez, Sossy Hyatt, Marisol Rodriguez, Martha Stark, C. Sandra Goodman, Sandra Vaughn, Derek L. Wright, and Mike Queyizel to present on career days beginning May 16, 2007, continuing throughout various dates for the 2007-2008 school year. This presentation will be made at no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education approves amending the resolution of April 17, 2007, Course of Study activities to read:

Serrano Middle School wishes to hire Young Visionaries to present a Youth Leadership Academy beginning January 5, 2007, through February 28, 2007. This program is meant to assist with the academic, social, and financial development of at-risk youth. It will also provide students with skills training so that they may lead successful adult lives. The cost, not to exceed \$1,250.00, will be paid from Serrano Middle School Account No. 314.

7.10 - 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:

Blue Bear Software, San Diego, CA, to present a one-day training for up to 10 District staff in the use of ASB software, from July 5, 2007, through December 31, 2007. The cost, not to exceed \$1,250.00, will be paid from Unrestricted General Fund – Business Services Division, Account No. 068.

New Frontier 21 Consulting, LLC, Pontiac, MI, to present a one-day workshop on Professional Learning Communities, Foundations of Dual Language Education, to District staff on July 31, 2007. The cost, not to exceed \$4,500.00, will be paid from Restricted General Fund – Elementary Secondary Education Act, Account No. 501.

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Larry Bell, with Multicultural America, Inc., Manasas, VA, to present a day-long workshop, "The Power of a Teacher Through High Expectations," to District staff on August 20, 2007. The workshop includes research on the power of teacher expectations, why every teacher can reach every child, overcoming seven self-defeating characteristics of low achieving students, enhancing respect in the classroom, and common mistakes with at-risk students. The cost, not to exceed \$8,800.00, will be paid from Restricted General Fund – Medi-Cal Billing, Account No. 585.

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

Parent Institute for Quality Education, El Monte, CA, to present parenting classes to parents of District students enrolled at Ramona-Alessandro Elementary School, February 7, 2007, through March 28, 2007. The cost, not to exceed \$4,500.00, will be paid from Restricted General Fund – School Based Coordinated Program, Account No. 419.

7.11 - Notice of Completion, Bid No. F05-15, Multi Use Rooms Phase II (9 of 15 sites)

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F05-15, Multi Use Rooms Phase II (9 of 15 sites), for the portion of the work awarded to the Prime Contractor at the nine sites listed below:

HCH Constructors-Managers, Inc.
Temecula, CA

Completed Sites:

1. Belvedere Elementary School
2. Davidson Elementary School
3. Del Rosa Elementary School
4. Highland-Pacific Elementary School
5. Inghram Elementary School
6. Parkside Elementary School
7. Rio Vista Elementary School
8. Urbita Elementary School
9. Vermont Elementary School

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

7.13 - The Torgow Law Firm Legal Services Payment Approval

BE IT RESOLVED that the Board of Education approves payment of invoice(s) submitted by The Torgow Law Firm for the reasonable cost of legal services necessitated by the District's

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legal counsel's ongoing conflict of interest in providing representation to the Personnel Commission in accordance with Education Code 45313, where such invoice(s) have been approved by the Personnel Commission. Costs will be paid from unrestricted general funds.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign all required documents relating to payment.

7.14 - Affiliation Agreement with Social Action Community Health System to Provide a Site for Practical Learning Experience for Students Enrolled in the Adult School's Medical Assistant Program

BE IT RESOLVED that the Board of Education approves entering into an agreement with Social Action Community Health System, San Bernardino, CA, to provide a site for practical learning experience for students enrolled in the Adult School's Medical Assistant Program, effective July 5, 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 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.

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

BE IT RESOLVED that the Board of Education approves entering into an agreement with Life Long Learning & Associates, Blue Jay, CA, to provide services to teachers at Parkside Elementary School, King Middle School, Cajon High School and Pacific High School, effective July 5, 2007, continuing through June 30, 2008. The services include coaching to greater levels of academic achievement, building the capacity to utilize a continuous improvement process to sustain improvement efforts, and providing training and coaching for Instructional Vice Principals to improve their ability to facilitate educational improvement at their respective sites. The cost, not to exceed \$184,900.00, will be paid from Restricted General Fund – No Child Left Behind, Title I Professional Improvement School Support, Account No. 524.

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

7.16 - Agreement with The Center for Culturally Responsive Teaching and Learning to Conduct a Three-Day Seminar: Culturally and Linguistically Responsive Teaching and Learning for District Teachers

BE IT RESOLVED that the Board of Education approves entering into an agreement with The Center for Culturally Responsive Teaching and Learning, Los Angeles, CA, to present a three-

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day comprehensive professional development seminar, Culturally and Linguistically Responsive Teaching and Learning for District teachers, July 16-18, 2007. The fee, not to exceed \$8,000.00, will be paid from Restricted General Fund – No Child Left Behind, Title I Program Improvement School Support, Account No. 524.

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

7.17 - Agreements with San Bernardino Area Businesses That Will Provide Work Experience to A.S.T.E.R.I.S.K. (Accelerating Success Through Employment, Responsibility, Inspiration, Skills, and Knowledge) Students

BE IT RESOLVED that the Board of Education approves entering into agreements with 27 San Bernardino area businesses, agencies, and organizations; San Bernardino County Superintendent of Schools; City of San Bernardino Employment and Training Agency; City of San Bernardino Cable TV – Channel 3; Jose’s Mexican Restaurant; San Bernardino Public Library; Asian American Resource Center; New York Life Insurance Co.; Boys & Girls Club of San Bernardino; 1st Valley Credit Union; International Brotherhood of Electrical Workers; Wordnet Productions; Skyriver Wireless Communication; Three Sixty Income Tax and Insurance Services; San Bernardino School Employees Federal Credit Union; KVCR; San Bernardino Chamber of Commerce; Community Hospital of San Bernardino; Minuteman Press; San Bernardino County Transitional Age Youth Center; San Bernardino County Department of Public Health; Young Visionaries; Civic Circle Child Care, Inc.; Top Flight: Johnson Hall; Southern California Edison; Orange County Teachers Federal Credit Union, Riverside, CA; Fiesta Village Family Fun Park, Colton, CA; and Holmes and Associates, Grand Terrace, CA, to provide work experience to 110 A.S.T.E.R.I.S.K. student interns, effective July 16, 2007, through August 17, 2007. The students will become employees of the District and will attend a one-week Professional Development Institute July 9, 2007, through July 13, 2007, at the end of which the students will be able to demonstrate their ability to be contributing employees. Students will be placed in a five-week paid Internship within the District, or at outside businesses, agencies, and organizations to demonstrate dependability, punctuality, cooperation in a work environment and a hard work ethic. Each student will be monitored by an A.S.T.E.R.I.S.K. liaison. The total cost of the program will be \$148,500.00. Southern California Edison and the City of San Bernardino, Employment and Training Agency, have each agreed to sponsor and/or place student interns at a value of \$13,500.00 from each organization. The remaining cost, not to exceed \$121,500.00, will be paid from the Restricted General Fund and other District programs.

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

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7.18 - Agreement with Peterann Kay to Write Questions in California Standards Test Format for Science

BE IT RESOLVED that the Board of Education approves entering into an agreement with Peterann Kay, Highland, CA, to write 300 science questions in California Standards Test format, effective July 5, 2007, through June 30, 2008. The fee, not to exceed \$6,000.00, will be paid from Restricted General Fund – Title II Secondary Math/Science, Account No. 541.

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

7.19 - Agreement with Tyleen Paige to Write Questions and Writing Prompts in California Standards Test Format for English I, Version 2

BE IT RESOLVED that the Board of Education approves entering into an agreement with Tyleen Paige, Highland, CA, to write 300 questions and three expository writing prompts in California Standards Test format, effective July 5, 2007, through June 30, 2008. The fee, not to exceed \$6,300.00, will be paid from Restricted General Fund – Title II Secondary Math/Science, Account No. 541.

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

7.20 - Agreement with YMCA of the East Valley to Provide Gymnastics, Swimming Lessons, and Other Organized Activities for Students Enrolled at Kimbark Elementary School

BE IT RESOLVED that the Board of Education approves entering into an agreement with the YMCA of the East Valley, San Bernardino, CA, to provide gymnastics, swimming lessons, and other organized activities to students enrolled at Kimbark Elementary School, effective August 6, 2007, continuing through July 25, 2008. The fee, not to exceed \$2,607.00, will be paid as follows: \$1,607.00 from Restricted General Fund – After School Education and Safety Grant, Account No. 472; and \$1,000.00 from Restricted General Fund – School Based Coordinated Program, Account No. 419.

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

7.21 - Agreement with the Book of Acts Church to Provide C.A.P.S. Before and After School Program to District Students

BE IT RESOLVED that the Board of Education approves entering into an agreement with The Book of Acts Church, San Bernardino, CA, to provide C.A.P.S. before and after school programs to District students, effective August 1, 2007, continuing through June 30, 2008. The fee, not to exceed \$108,938.00, will be paid from Restricted General Fund – After School Education and Safety Grant, Account No. 472.

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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.

7.22 - Agreement with the San Bernardino School Employees Federal Credit Union for Installation of an Automated Teller Machine at the West Highland Annex Building

BE IT RESOLVED that the Board of Education approves entering into an agreement with the San Bernardino School Employees Federal Credit Union (SBSEFCU), San Bernardino, CA, for the installation of an automated teller machine at the West Highland Annex Building, effective September 30, 2007, and continuing without interruption until either party terminates the agreement. There will be no cost to the District. All costs will be borne by SBSEFCU.

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

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

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the California Department of Rehabilitation (DOR), Sacramento, CA, to provide vocational rehabilitation services, effective July 1, 2007, continuing through June 30, 2010. DOR assists in the provision of vocational rehabilitation services to individuals with disabilities who are applicants for, or recipients of, the program. The cost, not to exceed \$590,637.00 (\$196,879.00 per year), will be paid from Restricted General Fund – Transition Partnership Program, Account No. 568.

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

7.24 - Agreement with the University of Redlands to Provide Educational Fieldwork Experiences

BE IT RESOLVED that the Board of Education approves entering into an agreement with the University of Redlands, Redlands, CA, to provide educational fieldwork experiences to students enrolled in the Professional Educational curriculum and/or the Communicative Disorders curriculum of the University, effective July 5, 2007, through June 30, 2009. The District will provide educational fieldwork experience in schools, classes, or other appropriate sites of the District, under the direct supervision and instruction of certificated employees not to exceed 16 semester units of credit per student. The University will tender to the District an honorarium of \$100.00 per seven-week session for each full-time student teacher assigned. For Communicative Disorders Fieldwork/Interns only, the University will tender to the District an honorarium of \$12.00 per week for each full-time student assigned. For Counseling Fieldwork Candidates only, the University will tender to the District an honorarium of \$45.00 per hour of supervision for each counseling candidate assigned. There will be no cost to the District.

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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.

7.25 - Renewal of the Agreement with Horizon Therapy Services to Provide Early Start/Preschool Occupational Therapy Development and Other Related Services to Special Education Students

BE IT RESOLVED that the Board of Education approves renewing the agreement with Horizon Therapy Services, Sun City, CA, to provide Early Start/Preschool Occupational Therapy Development and other related services to special education students, effective July 5, 2007, continuing through June 30, 2008. Other services will include examination of sensory motor skills, teacher consultation, staff development, and individualized family service plan/Independent Evaluation Plan development and independent assessment on an as-needed basis. The total cost, not to exceed \$126,000.00, payable at the rate of \$80.00 per hour, 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.

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

BE IT RESOLVED that the Board of Education approves renewing the agreement with Pacific Hearing Services, Upland, CA, to provide audiological services to special education students, effective July 5, 2007, continuing through June 30, 2008. Audiological services include an electro acoustic analysis of the student's hearing aid, otoscopic inspection of each student's ear canals, and other related services. The services will be provided to six special day classes, twice during the year. In addition, the services will be provided to itinerant students four times during the year. Central Auditory Processing Assessment and audiological services will be provided in their Upland office for extraordinary cases. The cost, not to exceed \$45,000.00, will be paid from Restricted General Fund – Special Education, Account No. 827.

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

7.27 - Renewal of the Local Agreement for Child Development Services with the California Department of Education, Contract Number CPRE-7299, for Use in Accordance with the Program Requirements for the State Preschool Program

BE IT RESOLVED that the Board of Education ratifies renewing the Local Agreement for Child Development Services with the California Department of Education, Contract Number CPRE-7299, for the purpose of providing funding for the state preschool program, effective July 1, 2007, through June 30, 2008. The District will be reimbursed in accordance with the Determination of Reimbursable Amount Section of the Funding Terms and Conditions (FT&C),

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at a rate not to exceed \$20.18 per child, per day, of full-time enrollment and at a Maximum Reimbursable Amount (MRA) of \$4,184,773.00. The service requirements imposed by the California Department of Education include the Minimum Child Days of Enrollment (CDE) as 207,372.3, and the Minimum Days of Operations (MDO) shall be 180 days. The monies shall be deposited into Fund 12 - Child Development: Children's Center Account No. 252.

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

7.28 - Renewal of the Local Agreement for Child Development Services with the California Department of Education, Contract Number CCTR-7309, for Use in Accordance with the Program Requirements for General Child Care and Development Programs

BE IT RESOLVED that the Board of Education ratifies renewing the Local Agreement for Child Development Services with the California Department of Education, Contract Number CCTR-7309, for the purpose of providing funding for childcare and development services, effective July 1, 2007, continuing through June 30, 2008. The District will be reimbursed in accordance with the Determination of Reimbursable Amount Section of the Funding Terms and Conditions (FT&C), at a rate not to exceed \$32.89 per child, per day, of full-time enrollment and at a Maximum Reimbursable Amount (MRA) of \$3,176,612.00. The service requirements imposed by the California Department of Education include the Minimum Child Days of Enrollment (CDE) as 96,582.9, and the Minimum Days of Operations (MDO) shall be 247 days. The monies shall be deposited into Fund 12 - Child Development: Children's Center, Account No. 250.

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

7.29 - Amendment No. 1 to the Agreement with the Parent Institute for Quality Education to Provide Training for Parents of District Students Enrolled at San Geronio High School

BE IT RESOLVED that the Board of Education approves amending the agreement with the Parent Institute for Quality Education, El Monte, CA, as approved by the Board of Education on September 19, 2006, Agenda Item No. 10.13. Amendment No. 1 is necessary to add \$400.00 to the original fee of \$5,000.00 for a new total not to exceed \$5,400.00, due to an increase in participation. The cost will be paid from Restricted General Fund – Elementary Secondary Education Act, Account No. 501. 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.

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7.30 - Amendment No. 4 to the Agreement with ACE Tutoring to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with ACE Tutoring, Walnut, CA, as approved by the Board of Education on September 5, 2006, Agenda Item No. 8.45. Amendment No. 4 is necessary to increase the fee by \$3,891.00, from \$18,158.00 for a new total not to exceed \$22,049.00, due to increased participation. 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.

7.31 - Extended Field Trip, Kimbark Elementary School, Arrowhead Ranch Outdoor Science Camp, Lake Arrowhead, California

BE IT RESOLVED that the Board of Education approves an extended field trip for sixty-four fifth grade Kimbark Elementary School students and four District employee chaperones to attend Arrowhead Ranch Outdoor Science Camp, Lake Arrowhead, CA, September 24-28, 2007. The cost of the trip, \$11,200.00, including meals and lodging for sixty-four students and four District employee chaperones, will be paid from Kimbark Elementary School Account No. 612. Transportation by Laidlaw Bus Lines, \$720.00, will be paid from Kimbark Elementary School Account No. 419. Names of the students are on file in the Business Services office.

7.32 - Extended Field Trip, Kimbark Elementary School, Catalina Island Marine Institute, Toyon Bay, Catalina Island, California

BE IT RESOLVED that the Board of Education approves the extended field trip for fifty-five sixth grade students and five District employee chaperones to attend Catalina Island Marine Institute (CIMI), Toyon Bay, Catalina Island, CA, October 17-19, 2007. The cost of the trip, \$13,419.00, including meals and lodging for fifty-five sixth grade students and five District employee chaperones, will be paid from Kimbark Elementary School Account No. 610. Transportation by Laidlaw Bus Lines, \$1,600.00, will be paid from Kimbark Elementary School Account No. 419. Names of the students are on file in the Business Services office.

7.33 - Extended Field Trip, Arrowview Middle School, Youth to Youth Western States Regional Conference, Claremont, California

BE IT RESOLVED that the Board of Education approves an extended field trip for fifteen Arrowview Middle School students and one District employee chaperone to attend the Youth to Youth Western States Regional Conference, Claremont, CA, July 8-11, 2007. The cost of the trip, \$5,685.00, including meals and lodging for fifteen students and one District employee chaperone, will be paid from Arrowview Middle School Account Nos. 419 and 555. Transportation by Laidlaw Bus Lines, \$297.00, will be paid from Arrowview Middle School Account No. 419. Names of the students are on file in the Business Services office.

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7.34 - Extended Field Trip, Cajon High School, Cross-Country Team Running Camp, Mammoth Lakes, California

BE IT RESOLVED that the Board of Education approves the extended field trip for twenty-four students, two parent volunteers, and two District employee chaperones to attend the Cross-Country Team Running Camp, Mammoth Lakes, CA, August 4-11, 2007. The cost of the trip, not to exceed \$3,400.00, including meals and lodging for twenty-four students, two parent volunteers, and two District employee chaperones, will be paid from Cajon High School ASB Funds and Fundraisers. Transportation by Express Rental vans, not to exceed \$1,500.00, will be paid from Cajon High School ASB Funds and Fundraisers. Names of the students are on file in the Business Services office.

7.35 - Extended Field Trip, San Bernardino High School, Cross-Country Team Running Camp, Mammoth Lakes, California

BE IT RESOLVED that the Board of Education approves the extended field trip for twenty students, one volunteer chaperone, and four District employee chaperones to attend the Cross-Country Team Running Camp, Mammoth Lakes, CA, August 3-12, 2007. The cost of the trip, not to exceed \$4,500.00, including meals and lodging for twenty students, one volunteer, and four District employee chaperones will be paid from San Bernardino High School ASB Funds. Transportation by Express Rental vans, not to exceed \$1,000.00, will be paid from San Bernardino High School ASB Funds. Names of the students are on file in the Business Services office.

7.36 - Extended Field Trip, San Geronio High School, Yearbook Workshop, Cal State University Fullerton, Fullerton, California

BE IT RESOLVED that the Board of Education approves the extended field trip for seven students and one District employee chaperone to attend the Yearbook Workshop, Cal State University Fullerton, Fullerton, CA, August 13-17, 2007. The cost of the trip, not to exceed \$1,913.00, including registration, lodging, and meals for seven students and one District employee chaperone, will be paid from San Geronio High School Summit Club ASB Funds. Transportation, not to exceed \$400.00, through Xpress American Rental Company will be paid from San Geronio High School Summit Club ASB Funds. Names of the students are on file in the Business Services office.

7.37 - 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:

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**11/25/92 **(S)10/07/90 *(S)02/10/96 *(S)07/11/97 **(S)10/30/95 **(S)03/02/93
*02/07/91 **08/14/95 **(S)12/24/92 *(S)03/14/94 **(S)01/01/92 **(S)11/08/94
*(S)08/06/93 **(S)07/05/91 **(S)03/28/98 **(S)04/29/93 **(S)03/06/89 **(S)12/23/93
**(S)04/28/92 **(S)12/28/91 **04/14/91 *12/23/90 **(S)02/14/93 *(S)05/24/94
12/02/94 **(S)01/29/91 **(S)06/16/89 **09/22/94 *06/18/91 **(S)02/13/93
**(S)08/18/91 **(S)11/21/92

*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.

7.38 - 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.

7.39 - 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:

01/10/91 11/07/93 06/11/93

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7.40 - 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:

7.41 - 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:

01/31/94 02/04/94 05/26/94

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.

7.42 - 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:

08/21/92 03/22/94 11/26/90 11/25/92 01/06/92

7.43 - 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:

7.12 - Request for District to Pay for Unforeseen Work Related to the San Gorgonio High School Stadium Project

Teresa Parra asked if the ADA ramp was included in the original proposal. John Peukert stated that it was not and the Division of the State Architect is requiring it to be installed now.

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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 payment for unforeseen work necessary before the San Gorgonio High School field and stadium project can be completed. The Division of the State Architect (DSA) is requiring an ADA ramp be installed. This project was not part of the original scope of work funded by the San Manuel Band of Mission Indians tribe. The total cost, not to exceed \$220,000.00, will be funded from Building Fund 21.

8.0 - Action Items

8.1 - Personnel Report #1, dated July 3, 2007

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 Personnel Report #1, dated July 3, 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.

8.2 - Arroyo Valley High School Natural and Artificial Turf Comparison

Judi Penman asked if the plans have DSA approval. John Peukert stated that they will be submitted to the DSA after receiving Board approval. Mrs. Penman stated that DSA approval is required for a building and suggested that the Board could categorize the field as something other than a building. Valley College did not have to go through DSA because there were no structures. Mrs. Penman reported that DSA personnel told her that our soft cost estimates are too high.

Danny Tillman asked if there would be a cost savings by opting for artificial turf. Mr. Peukert reported that it is debatable because there is a seven-year lifespan for artificial turf.

Mrs. Penman distributed letters of support for artificial turf and asked Board members to read them. Mrs. Penman asked why other school districts can get this work done without DSA approval and stated that our architectural fees are too high. Mr. Tillman suggested finding another company. Teresa Parra stated that she is not comfortable hiring someone else to do Mr. Peukert's job. Mrs. Parra recommended obtaining a legal opinion about the process Staff has used. Marlin Brown stated that Mr. Peukert knows what he is doing and is not comfortable doing something other than what DSA is saying.

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Danny Tillman asked Judi Penman to show the Board the schools that have had this work done for less money. Mrs. Penman stated that Valley College's field was done for less than \$1 million. Mr. Tillman stated he wants the work done legally and at a lower cost.

Lynda Savage stated that she doesn't want to spend general fund money for artificial turf and asked that the Board consider going out for a bond for all schools to get new fields.

Teresa Parra stated that this isn't the first time this topic has come up and recommended that an attorney tell the Board the process so we don't have to keep having this discussion.

Dr. Delgado stated that John Peukert and his staff have done a good job. It would be Mr. Peukert and Wael Elatar who have to supervise the work and sign off on documents. He is not going to ask Staff to do something illegal or unsafe for students in order to save some money. Dr. Delgado stated that Mrs. Penman's letters are recommendations for a company. Dr. Delgado recommended to the Board that this work not be done with general funds.

Danny Tillman stated that he wants to feel confident that Mr. Peukert is telling them the truth. Mr. Tillman isn't saying he wants to do something illegal or unsafe.

Marlin Brown stated that the Board will table this until the next Board meeting.

Tierney Harris, Arroyo Valley High School parent and Booster Club president reported that parents and students want to know where they are going to plan their home games. Their first home game is scheduled for August 30, and Ms. Harris asked if the players will have a safe field to play on.

SESSION SEVEN - Closed Session

9.0 - Closed Session

As provided by law, the Board met in Closed Session for consideration of the following:

Student Matters/Discipline

Public Employee Discipline/Dismissal/Release

Public Employee Appointment

Title: Elementary Principal

Pursuant to Government Code 54957.6, the Board may meet in closed session with the Board's designated representatives regarding salaries, salary schedules, or compensation paid in the form of fringe benefits for the District's unrepresented employees.

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Conference with Labor Negotiator

District Negotiator: Marlin Brown, Board President
Unrepresented Employee: Arturo Delgado, Superintendent

Following Closed Session, the Board reconvened in Open Session.

SESSION EIGHT - Action Item

10.0 - Action Item

10.1 - Conference with Labor Negotiator

Marlin Brown stated that the Superintendent's contract provides for him to receive the same raise as other administrators. Dr. Brown reported that there are three requests for revisions to the Superintendent's contract and the Board will vote on them separately.

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

Section 6: Evaluation

The annual evaluation will be in writing and completed by June 30, of each year, unless another date is agreed upon by the Board and the Superintendent. The evaluation shall be based upon duties outlined in the Agreement and will also include the Superintendent's Board approved goals and objectives presented to the Board on or before August 30.

Upon motion by Member Tillman, 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:

Section 10: Settlement Parameters

~~B. Health benefits, if part of a settlement, shall not be continued beyond the same date as the cash settlement pursuant to paragraph 10A, or until the Superintendent finds other employment, whichever occurs first.~~

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

F. Retirement Contributions. Effective July 1, 2006, the District agrees to pay for all employee/employer contributions related to the STRS retirement system on behalf of the Superintendent.

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SESSION NINE - Closing

11.0 - Adjournment

By the affirmative vote of the members, the meeting was adjourned at 7:00 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, July 17, 2007, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.