

San Bernardino City Unified School District

Minutes of a Regular Meeting of the Board of Education

**MINUTES
ADOPTED
4/18/06**

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

March 21, 2006

5:30 p.m.

Present: President Marlin Brown; Vice President Lynda Savage; Board Members 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, Paul Shirk, and Harold Vollkommer; and Superintendent's Assistant Mary Beth Gosnell. Minutes recorded by Administrative Assistant Jennifer Owens.

Absent: Board Member Antonio Dupre

SESSION ONE - Opening

1.0 - Opening

1.1 - Call to Order

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

1.2 - Pledge of Allegiance to the Flag

The meeting was opened with the Pledge of Allegiance to the Flag of the United States of America. Members of the Richardson PREP HI Advanced Orchestra performed the National Anthem.

SESSION TWO - Special Presentations

2.0 - Special Presentations

2.1 - City of San Bernardino Special Donation

Bill Bryden, Director of Water Utility, City of San Bernardino Water Department, made a \$5,000.00 donation to the Highland Environmental Education Coalition which represents the agency's contribution to a multi-agency Water Education Exhibit. The exhibit will be located in the new Highland Library and Environmental Learning Center. The Cypress Elementary School library will also be located in the Highland Library and Environmental Learning Center as part of a District cooperative agreement with the County Library and the City of Highland. County Librarian Ed Kieczkowski accepted the check on behalf of the Coalition.

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2.2 - Academic Decathlon Special Recognition

The Board presented special recognition certificates to Pacific High School's Team I that placed fifth and Arroyo Valley High School's team that placed sixth out of 25 teams in the San Bernardino County Academic Decathlon.

2.3 - Scholarship Recognition

This item was postponed until the April 4 Board meeting.

Board members presented a Certificate of Appreciation to representatives of San Manuel Band of Indians for their donation of a new football stadium at San Geronio High School.

2.4 - Outstanding Student Awards

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

Cole Elementary School

Manuel Buenrostro, Leeann Rice, and Bethany Valero

Cypress Elementary School

Maribel Barrios, Nancy Inda, and Isaac Partida

Urbita Elementary School

Laura Carrillo, Jerry Frausto, and Jessica Meraz

2.5 - Chamber of Commerce Recognition

Betty Fletcher, Chairperson of the Chamber of Commerce Teacher Recognition Program, presented certificates to the following teachers:

Cole Elementary School

Patricia Beardsley, James Ferranti, Dana Hadley, Keishia Handy, and Doung Tor

Bonnie Oehl Elementary School

Katrina Gallegos, and Sandra Schalmo

Marlin Brown displayed the plaque he accepted on behalf of the School Board from the California Department of Education and the Middle Grades Alliance. The Board was selected for its outstanding support for middle grades education.

2.6 - In Recognition of César E. Chávez

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

WHEREAS César E. Chávez, a Mexican-American labor leader in California, is one of the heroic figures of the 20th century who led a movement dedicated to improving the lives of farm laborers; and

WHEREAS César E. Chávez is a recognized national leader in the fight for civil rights for meaningful social change by peaceful means for Mexican Americans, Latinos, all racial minorities, and women, and under his leadership he mobilized many Latinos to register to vote; and

WHEREAS the Board of Education of the San Bernardino City Unified School District recognizes the contributions made by César E. Chávez and designated the new middle school to be named César E. Chávez Middle School in honor of this great man;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District hereby recognizes the contributions and accomplishments of César E. Chávez and encourages all District schools to conduct appropriate activities in observance of his birthday on March 31; and

BE IT FURTHER RESOLVED that the Board of Education encourages all the schools of the District to take this opportunity to express their heartfelt appreciation for César E. Chávez and to honor his legacy as a man of dignity and strength.

2.7 - Resolution Supporting Senate Bill 1580

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

WHEREAS approximately 25 percent of California's public school students are identified as pupils with limited English proficiency and an even greater percentage of the San Bernardino City Unified School District's students are so identified; and

WHEREAS academic assessment data is critical to the State's education accountability system and to the ability of school districts to focus resources appropriately to address the academic needs of children; and

WHEREAS SB 1580, pupil assessment: English language learners: achievement tests: high school exit examination proposes amending Education Code Sections 60640 and 60850 relating to pupil assessment; and

WHEREAS No Child Left Behind requires states to test all students in a valid and reliable manner and requires, to the extent practicable, that pupils with limited English proficiency be tested in the language and form most likely to yield accurate data on what they know and can do in academic subject areas; and

WHEREAS the intent of SB 1580 is to bring the system of assessing the academic progress of pupils with limited English proficiency into alignment with the requirements of the federal No Child Left Behind Act of 2001; and

WHEREAS SB 1580 would require a pupil identified as limited English proficient and who is either literate in his or her primary language to take the standards-based achievement test in his or her primary language as soon as the primary language test is available; and

WHEREAS SB 1580 would require the State Department of Education to develop by July 1, 2007, a modified version of the California high school exit exam for pupils who are English language learners.

THEREFORE, BE IT RESOLVED the Board of Education of the San Bernardino City Unified School District endorses Senate Bill 1580 and directs its Superintendent to send a copy of this resolution to the District's legislative representatives.

Teresa Parra asked that Staff also send a copy of the resolution to the Governor.

SESSION THREE - School Showcase

3.0 - School Showcase

3.1 - Richardson PREP HI

Under the direction of music teacher Peter Llamas, the Richardson PREP HI Advanced Orchestra performed *Pirates of the Caribbean* and *Momentum*. Heather Young provided a solo, and Lily Voon, Skarlleth Uribe, and Sharan Kohli performed a trio.

SESSION FOUR - Public Hearing

4.0 - Public Hearing

4.1 - Public Hearing Regarding the Consideration and Adoption of a Second Urgency Resolution for an Increase in Statutory School Facility Fees Imposed on New Residential and Commercial/Industrial Construction Pursuant to Education Code Section 17620 and Government Code Section 65995

San Bernardino City Unified School District (“District”) Staff believes that the facts set forth in the fee justification studies entitled, “Residential Development School Fee Justification Study for San Bernardino City Unified School District” and “Commercial/Industrial Development School Fee Justification Study for San Bernardino City Unified School District”(“Studies”), prepared by David Taussig & Associates as of February 2006, are reflective of the average student generation rates, amount of future development and costs of school facilities to accommodate the students generated from such development. Based on the facility cost impacts to the District for the average new home and for commercial/industrial construction as set forth in the Studies, it appears that the District may collect the maximum Statutory School Fees in the amounts of \$2.63 per square foot for residential construction within the District and \$0.42 per square foot for commercial/industrial construction within the District.

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

Carlos Rodriguez from the Building Industry Association thanked the Board for postponing action two weeks ago. He met with District staff and consultants and would like the District to recalculate its land acquisition costs to match those adopted by the City on March 20. Mr. Rodriguez stated that the increased fees will be passed on to homeowners. Danny Tillman stated developer fees aren’t enough to pay for schools, so the District must charge the maximum amount in order to qualify for Financial Hardship Status. Mr. Tillman added that the market dictates the price of housing, not the fees. Mr. Rodriguez asked that the District ensure the methodology in calculating developer fees is accurate.

Pastor Owusu Hodari stated that he is partnering with the Building Industry Association to build low-cost housing and is opposed to the increased fees. Pastor Hodari stated that as a member of the Inland Empire Concerned African American Churches, they are going to keep the price of building a new home reasonable, and the lower fees would minimize the price. They are preparing to build four homes this year and will use the profits to build more.

Judi Penman asked how much the District received last year from developer fees. Teresa Parra stated it was less than \$3 million. Teresa Parra asked what would happen if the Board didn’t act tonight. John Peukert replied that if the Board doesn’t act before the first week in April, the developer fees revert to level one. The District lost \$35,000 in one week due to the postponement at the last Board meeting and could lose \$100,000 per week.

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Elsa Valdez expressed her concern about the affordability of housing in San Bernardino. John Peukert suggested that the City could help homeowners through federal programs.

Danny Tillman asked if the Board has the ability to waive fees for Inland Empire Concerned African American Churches' projects. Paula Schaeffer, attorney with Bowie, Arneson, Wiles, and Giannone, suggested that she work with the Board to develop a policy. There are very limited options. Marlin Brown asked Staff to find out what their options are. Dr. Brown stated that there are other organizations building low-income housing in the City, such as Habitat for Humanity. Ms. Schaeffer stated that the Board needs to take action tonight. Danny Tillman asked Staff to bring back what it would take to offer waivers.

Hearing no further comment, Dr. Brown closed the public hearing.

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

SECOND URGENCY RESOLUTION OF THE SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT APPROVING AN INCREASE IN STATUTORY SCHOOL FACILITY FEES IMPOSED ON NEW RESIDENTIAL AND COMMERCIAL/ INDUSTRIAL CONSTRUCTION PURSUANT TO EDUCATION CODE SECTION 17620 AND GOVERNMENT CODE SECTION 65995

WHEREAS, on February 21, 2006, the Board of Education ("Board") of the San Bernardino City Unified School District ("District") adopted a resolution increasing the District's statutory school facilities fees ("Level 1 Fees") to \$2.63 per square foot of assessable space for residential development and \$0.42 per square foot of chargeable covered and enclosed space for all commercial/industrial construction categories ("Commercial/Industrial Fees") (collectively, "Statutory School Facility Fees"); and

WHEREAS, although Education Code Section 17621(a) provides that an increase in Statutory School Facility Fees shall not take effect until sixty (60) days after Board action increasing the Statutory School Facility Fees, Education Code Section 17621(b) allows the District to adopt an urgency measure, upon a four-fifths (4/5ths) vote, as an interim authorization for an increase in school facilities fees, where necessary, to respond to a current and immediate threat to the public health, welfare or safety; and

WHEREAS, on February 21, 2006, the Board of the District adopted an urgency measure, upon four-fifths (4/5ths) vote, pursuant to Education Code Section 17621(b) as an interim authorization for an increase in school facilities fees, to respond to a current and immediate threat to the public health, welfare or safety; and

WHEREAS, the District's school facilities are currently overcrowded, and the current Statutory School Facility Fees collected by the District are insufficient to fund the total cost for new school facilities per residential unit and State funding to make up the shortfall is not likely, thereby creating a threat to the public health, welfare or safety; and

WHEREAS, an immediate increase in the Statutory School Facility Fees is necessary to more adequately house new students to be generated from new construction and to avoid such threat to the public health, safety or welfare.

NOW, THEREFORE, BE IT RESOLVED THAT THE SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That this Board finds that a current and immediate threat to the public health, welfare, and safety exists and that without an interim authorization to increase Statutory School Facility Fees, building permits for new residential units would be issued without the District having sufficient funds to provide facilities to accommodate students generated by these new units, resulting in inadequate or nonexistent school facilities for those students, with resulting harm.

Section 2. That the second interim urgency authorization increasing the District's Statutory School Facility Fees shall take effect immediately and is valid for thirty (30) days.

Upon motion by Member Parra, seconded by Tillman, and the affirmative vote of Members Brown, Parra, Penman, Savage, Tillman, and Valdez (Noes: None), Action Item 11.5 was brought forward on the agenda.

11.5 - Adoption of a Resolution Approving the San Bernardino City Unified School District's School Facilities Needs Analysis, Adopting Alternative School Fees in Compliance with Government Code Sections 65995.5, 65995.6 and 65995.7

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

RESOLUTION NO. _____

RESOLUTION OF THE BOARD OF EDUCATION OF THE SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT APPROVING A SCHOOL FACILITIES NEEDS ANALYSIS, ADOPTING ALTERNATIVE SCHOOL FACILITY FEES IN COMPLIANCE WITH GOVERNMENT CODE SECTIONS 65995.5, 65995.6 AND 65995.7, ADOPTING RESPONSES TO PUBLIC COMMENTS RECEIVED AND MAKING RELATED FINDINGS AND DETERMINATIONS

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WHEREAS, the Board of Education (“Board”) of the San Bernardino City Unified School District (“District”) provides for the educational needs for Grades K-12 students within the City of San Bernardino, the City of Highland, and the City of Colton (“City” or collectively “Cities”) and the unincorporated areas of San Bernardino County (“County”); and

WHEREAS, the Board has previously adopted and the District has imposed statutory school facility fees (“Statutory School Facility Fees” or “Level I Fees”) pursuant to Education Code Section 17620 and Government Code Section 65995(b)(1) and (b)(2), and alternative school fee amounts pursuant to Government Code Sections 65995.5 (“Level 2 Fees”) and 65995.7 (“Level 3 Fees”) or (collectively, “Alternative School Facility Fees” or “ASFF”), but desires to update its ASFF based upon a current school facilities needs analysis (“2006 SFNA”) prepared by David Taussig and Associates in accordance with applicable law; and

WHEREAS, the Board of the District has previously by Resolution elected to participate in the school facilities funding program established pursuant to the Leroy F. Greene School Facilities Act of 1998 (“SFP”) for both modernization and new construction projects, and appointed a representative (“District Representative”) for the purpose of requesting an Eligibility Determination (“ED”) for funding under the SFP; and

WHEREAS, the District Representative caused to be accomplished the completion and certification of the Enrollment Certification/Projections (“ECP”) by submission of Form SAB 50-01, the Existing School Building Capacity (“ESBC”) by submission of Form SAB 50-02, and the Eligibility Determinations (“ED”) by submission of Form SAB 50-03 to the State Allocation Board (“SAB”) for approval pursuant to the SFP; and

WHEREAS, the District received notification from the SAB that the District meets the eligibility requirements for new construction funding pursuant to the provisions of the SFP; and

WHEREAS, the District Representative has caused the completion and certification of Form SAB 50-04, the Application for Funding (“AFF”), and prior to the adoption of this Resolution submitted the AFF to the SAB for approval pursuant to the SFP; and

WHEREAS, Level 2 Fees and Level 3 Fees, upon adoption of the ASFF and during the effective period thereof, are applicable to new residential construction in accordance with applicable law, subject to the suspension of Level 3 Fees pursuant to Government Code Section 65995.7(a)(2); and

WHEREAS, pursuant to Government Code Section 65995.6(f), ASFF adopted by the Board are effective for a maximum of one year; and

WHEREAS, the District has met the requirements established by Government Code Section 65995.5(b)(3) in that: (i) the District has issued debt or incurred obligations for capital outlay in an amount equivalent to at least thirty percent (30%) of its local bonding capacity, (ii) at least twenty percent (20%) of the teaching stations within the District are relocatable classrooms; (iii) a substantial enrollment of the District’s students are on a multi-track, year-round calendar;

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and (iv) the District has placed at least one general obligation bond measure on the ballot in the last four years and received at least 50% plus one of the votes cast; and

WHEREAS, new residential construction continues to generate additional students for the District's schools and the District is required to provide school facilities for grades K-12, ("School Facilities") to accommodate those students; and

WHEREAS, the District does not have sufficient funds available for the construction of the School Facilities, including the acquisition of sites, construction of permanent School Facilities, and acquisition of interim School Facilities, to accommodate students from new residential construction; and

WHEREAS, the Board has caused to be prepared the 2006 SFNA dated February 2006, pursuant to applicable law including, but not by way of limitation, Government Code Section 65995.6, prior to the adoption of ASFF; and

WHEREAS, the Board has received and considered the 2006 SFNA which includes all matters required by applicable law, including an analysis of: (a) the purpose of the ASFF; (b) the use to which the ASFF are to be put; (c) the nexus (roughly proportional and reasonable relationship) between the residential construction and (1) the facilities for which the ASFF are to be used, (2) the need for School Facilities, (3) the cost of School Facilities and the amount of ASFF from new residential construction; (d) an evaluation and projection of the number of students that will be generated by new residential construction by grade levels of the District as described by Government Code Section 65995.6; (e) a description of the new School Facilities that will be required to serve such students; and (f) the present estimated cost of such School Facilities; and

WHEREAS, the 2006 SFNA in its final form has been available to the public, for at least thirty (30) days before the March 7, 2006 public hearing which was held in a manner required by applicable law at a meeting of the Board relating to the proposed adoption of the 2006 SFNA and ASFF; and

WHEREAS, upon completion of the public hearing, the Board requested that consideration of the 2006 SFNA and the adoption of the ASFF, including a response by the Board to written and oral comments, if any, received by the District, be held at the March 21, 2006 Board Meeting; and

WHEREAS, all notices of the preparation of the 2006 SFNA and adoption of ASFF, including the offer by the District to meet with any affected local planning agency relating to the potential expansion of existing school sites or the necessity to acquire additional school sites, have been given in accordance with Government Code Section 65352.2; and

WHEREAS, copies of the 2006 SFNA have been provided thirty (30) days prior to the public hearing if such written request(s) for copies were filed with the District forty-five (45) days prior to a public hearing; and

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WHEREAS, the 2006 SFNA has been provided to all local agencies responsible for land use planning for review and comment in compliance with Government Code Section 65995.6(c); and

WHEREAS, the District received, considered and discussed any written and/or oral comments received by the District, and has responded to all comments, which the Board desires to adopt all such written and oral responses as the Board's response(s), if any; and

WHEREAS, as to the approval of the 2006 SFNA and ASFF, Government Code Section 65995.6(g) provides that the California Environmental Quality Act, Division 13 (commencing with Section 21000) of the Public Resources Code does not apply to the preparation, adoption, or update of the 2006 SFNA or adoption of this Resolution; and

WHEREAS, the District desires to approve the 2006 SFNA and adopt ASFF pursuant to Government Code Sections 65995.5 and 65995.7 for the purpose of establishing ASFF that may be imposed on residential construction calculated pursuant to Government Code Section 65995(b), subject to the suspension of Level 3 Fees as set forth in Government Code Section 65995.7(a)(2).

NOW THEREFORE, THE BOARD OF EDUCATION OF THE SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE, AND ORDER AS FOLLOWS:

Section 1. That the Board does hereby find and determine that the foregoing recitals and determinations are true and correct, including not by way of limitation, its adoption of and/or responses to both written and oral comments received by the District, if any.

Section 2. That the Board does hereby find and determine that the 2006 SFNA meets all applicable legal requirements, and it hereby adopts each of the findings set forth in the 2006 SFNA.

Section 3. That a District Representative made a timely application to the SAB for new construction funding for which it is eligible.

Section 4. That the District received notification from the SAB that the District meets the eligibility requirements for new construction funding pursuant to the provisions of the SFP.

Section 5. That for purposes of Government Code Section 65995.5(b)(3): (i) the District has issued debt or incurred obligations for capital outlay in an amount equivalent to at least thirty percent (30%) of its local bonding capacity, (ii) at least twenty percent (20%) of the teaching stations within the District are relocatable classrooms, (iii) a substantial enrollment of the District's students are on a multi-track, year-round calendar, and (iv) the District has placed at least one general obligation bond measure on the ballot in the last four years and received at least 50% plus one of the votes cast.

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Section 6. That the District has caused to be prepared the 2006 SFNA, which is on file at the District office address and incorporated herein by this reference, which complies with all applicable statutory requirements, including the provisions of Government Code Section 65995.6.

Section 7. That the Board hereby approves and adopts the 2006 SFNA for the purpose of establishing ASFF as to future new residential construction within the District, subject to the suspension of Level 3 Fees as set forth in Government Code Section 65995.7(a)(2).

Section 8. That the Board finds that the purpose of the ASFF imposed upon residential construction are to fund the additional School Facilities to serve the students generated by the residential construction upon which the ASFF are imposed as provided in the 2006 SFNA and applicable law.

Section 9. That the Board finds that the ASFF are hereby established as applicable to the extent set forth herein, and will be used to fund those School Facilities described in the 2006 SFNA, and such fees that these School Facilities are to serve the students generated by the new residential construction within the District as provided in the 2006 SFNA.

Section 10. That the Board finds that there is a roughly proportional, reasonable relationship between the use of the ASFF and the new residential construction within the District because the ASFF imposed on new residential construction by this Resolution will be used to fund School Facilities which will be used to serve the students generated by such new residential construction in accordance with applicable law as set forth in the 2006 SFNA, and such fees are less than an estimated actual cost of the School Facilities estimated to result from the new residential construction as set forth in the 2006 SFNA.

Section 11. That the Board finds that there is a roughly proportional, reasonable relationship between the new residential construction upon which the ASFF are imposed, and the need for additional School Facilities in the District because new students will be generated from new residential construction within the District, and the District does not have sufficient capacity in the existing School Facilities to accommodate these students.

Section 12. That the Board finds that the amount of the ASFF imposed on new residential construction as set forth in this Resolution is roughly proportional and reasonably related to, and does not exceed the cost of, providing the School Facilities required to serve the students generated by such new residential construction within the District.

Section 13. That the Board finds that a separate fund ("Fund") of the District and two (2) or more sub-funds ("Sub-Funds") have been created or are authorized to be established for all monies received by the District for the deposit of Level 1 Fees, Level 2 Fees and Level 3 Fees (if applicable) imposed on residential construction within the District, as well as Commercial/Industrial Fees and mitigation payments ("Mitigation Payments") collected by the District and that said Fund and Sub-Funds at all times have been separately maintained, except for temporary investments, with other funds of the District as authorized by applicable law.

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Section 14. That the Board finds that the monies of the separate Fund or the separate Sub-Funds, described in Section 13, consisting of the proceeds of Level 1 Fees, Level 2 Fees and Level 3 Fees (if applicable), Commercial/Industrial Fees and Mitigation Payments have been imposed for the purposes of constructing those School Facilities necessitated by new residential construction and as further set forth in the 2006 SFNA, and thus, these monies may be expended for all those purposes permitted by applicable law.

Section 15. That the 2006 SFNA determines the need for new School Facilities for unhoused pupils that are attributable to projected enrollment growth from the construction of new residential units over the next five (5) years, based on relevant planning agency information and the historical generation rates of new residential units constructed during the previous five (5) years that are of a similar type of unit to those anticipated to be constructed within the District, and/or the County.

Section 16. That the Board has identified and considered, and/or subtracted, as set forth in the 2006 SFNA, the following information in determining amounts of the Level 2 Fees and Level 3 Fees:

- (a) any surplus property owned by the District that can be used as a school site or that is available for sale to finance school facilities pursuant to Government Code Section 65995.6(b)(1);
- (b) the extent to which projected enrollment growth may be accommodated by excess capacity in existing school facilities pursuant to Government Code Section 65995.6(b)(2);
- (c) local sources other than fees, charges, dedications, or other requirements imposed on residential construction available to finance the construction of school facilities needed to accommodate any growth in enrollment attributable to the construction of new residential units pursuant to Government Code Section 65995.6(b)(3); and
- (d) the full amount of local funds the Board has dedicated to facilities necessitated by new construction, including fees, charges, dedications or other requirements imposed on commercial or industrial construction pursuant to Government Code Section 65995.5(c)(2).

Section 17. That the Board has calculated, as set forth in the 2006 SFNA, the maximum square foot fees, charges, or dedications to be established as ASFF that may be collected in accordance with the provisions of Government Code Sections 65995.5(c) and 65995.7(a).

Section 18. That notice and relevant and available information relating to the potential expansion of existing school sites or the necessity to acquire additional school sites, including notice of a proposed meeting regarding such information, was provided to City and County

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planning officials or agencies with land use jurisdiction within the District prior to the completion of the 2006 SFNA.

Section 19. That the 2006 SFNA in its final form has been made available to the public for a period of not less than thirty (30) days, and that the District has made itself available to meet with any affected city or county to discuss the preparation of the 2006 SFNA, pursuant to the requirements of Government Code Section 65352.2.

Section 20. That the public has had the opportunity to review and comment on the 2006 SFNA, and the Board has responded to both written and oral comments it has received, if any, regarding the 2006 SFNA.

Section 21. That in responding to written comments pursuant to Government Code Section 65995.6(c), the Board does hereby adopt any and/or all such response(s) made by District staff and/or its consultants as its own response(s), and/or adopts such response(s) as modified by the Board at the public hearing.

Section 22. That notice of the time and place of the public hearing to adopt the 2006 SFNA (“Hearing”), including the location and procedure for viewing or requesting a copy of the proposed 2006 SFNA has been published in at least one newspaper of general circulation within the jurisdiction of the District at least thirty (30) days prior to the Hearing.

Section 23. That the District has caused to be mailed a copy of the 2006 SFNA not less than thirty (30) days prior to the Hearing to any person who made a written request forty-five (45) days prior to the Hearing.

Section 24. That the 2006 SFNA has been provided to all local agencies responsible for land use planning for review and comment in compliance with Government Code Section 65995.6(c).

Section 25. That the Board conducted the required public hearing on March 7, 2006, at which time all persons desiring to be heard on all matters pertaining to the 2006 SFNA were heard, and at which time, the Board requested that responses to comments received be presented for the Board’s consideration at the March 21, 2006 Board meeting.

Section 26. That the Board hereby adopts ASFF and establishes the ASFF on new residential construction projects within the District in the following amounts:

- (a) Pursuant to Government Code Section 65995.6, Level 2 Fees in the amount of \$5.24 per square foot of Assessable Space for new residential construction, including new residential projects, manufactured homes and mobilehomes as authorized under Education Code Section 17625.

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(b) Pursuant to Government Code Section 65995.7, Level 3 Fees in the amount of \$10.47 per square foot of Assessable Space for new residential construction, including new residential projects, manufactured homes and mobilehomes as authorized under Education Code Section 17625.

(c) However, these amounts shall not be imposed on any construction project used exclusively for housing senior citizens, as described in Civil Code Section 51.3, or as described in subsection (k) of Section 1569.2 of the Health and Safety Code or paragraph 9 of subdivision (d) of Section 15432 of the Government Code or any mobile home or manufactured home that is located within a mobilehome park, subdivision, cooperative or condominium for mobilehomes limited to older persons as defined by the Federal Fair Housing Amendments of 1988. Additionally, Level 3 Fees shall not be levied by the District until authorized by Government Code Section 65995.7(a)(2).

Section 27. That ASFF, upon adoption and during the effective period thereof, are applicable to residential construction in lieu of Level 1 Fees in accordance with applicable law, except that Level 3 Fees are suspended pursuant to Government Code Section 65995.7(a)(2).

Section 28. That the proceeds of the ASFF increased and established pursuant to this Resolution shall continue to be deposited into those Sub-Funds of the Funds identified in Section 13 of this Resolution, the proceeds of which shall be used exclusively for the purpose for which the ASFF are to be collected.

Section 29. That the Superintendent, or designee, is directed to cause a copy of this Resolution to be delivered to the building officials of the affected cities and county within the District's boundaries, along with a copy of all the supporting documentation referenced herein, and a map of the District clearly indicating the boundaries thereof, advising such entities that new residential construction is subject to the ASFF increased pursuant to this Resolution, and requesting that no building permit or approval for occupancy be issued by any of these entities for any new residential construction project, mobilehome or manufactured home subject to the ASFF absent a certificate of compliance ("Certificate of Compliance") from this District demonstrating compliance of such project with the requirements of the ASFF, nor that any building permit be issued for any nonresidential construction absent a certification from this District of compliance with the requirements of the applicable ASFF.

Section 30. That the Superintendent, or designee, is authorized to cause a Certificate of Compliance to be issued for each construction project, mobilehome and manufactured home for which there is compliance with the requirement for payment of the ASFF in the amounts specified by this Resolution. In the event a Certificate of Compliance is issued for the payment of ASFF for a construction project, mobilehome or manufactured home, and it is later determined that the statement or other representation made by an authorized party concerning the construction project as to square footage is untrue or in the event the zoning is declared invalid, then such Certificate of Compliance shall automatically terminate, and the appropriate City or County shall be so notified.

Section 31. That regarding the timely provision of a Certificate of Compliance by the District for residential construction, although not required by applicable law, the Board hereby determines that the 2006 SFNA is a proposed construction plan for purposes of requiring payment of ASFF prior to the issuance of any building permit for new residential construction in accordance with Government Code Section 66007, and that all ASFF are appropriated for the purpose of accomplishing such construction plan.

Section 32. That no statement or provision set forth in this Resolution, or referred to therein shall be construed to repeal any preexisting fee or mitigation amount previously imposed by the District on any residential or nonresidential construction.

Section 33. That if any portion or provision this Resolution is held to be invalid, the remaining provisions of this Resolution are intended to be and shall remain valid.

Section 34. That if the Level 2 Fees and/or the Level 3 Fees are held to be invalid (other than the suspension under Government Code Section 65995.7(a)(2)), Statutory School Facility Fees, in amounts determined by applicable law at such time, are intended to be, and shall remain, in full force and effect.

Section 35. That the ASFF adopted by this Resolution shall take effect immediately upon such adoption and shall be effective for a maximum of one year, subject to the suspension of Level 3 Fees as set forth in Government Code Section 65995.7(a)(2).

President Brown moved Session Seven – Other Matters Brought by Citizens forward on the agenda.

SESSION SEVEN – Other Matters Brought By Citizens

7.0 - Other Matters Brought by Citizens

None.

SESSION FIVE - Administrative Presentation

5.0 - Administrative Presentation

5.1 - Career Academy Proposal

Dayton Gilleland, Assistant Superintendent, Educational Services; Judy Kissinger, Secondary Education Director; and Lorie Jacobson, Principal, Pacific High School, presented a proposal for a Career Academy Program at Pacific High School (see page ____).

Lynda Savage stated that it is vital that eighth grade students understand the Career Academies. The community wants to see a vocational focus with academics. Danny Tillman recommended

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that Staff get input from industries regarding computer programs they are currently using. Mr. Tillman stated that some jobs don't require Calculus and was concerned this could scare off some students. Teresa Parra thanked Staff for bringing this forward and asked them not to rush the program. Mrs. Parra stated that the Governor is pushing for vocational education. Mrs. Parra asked if they will be using a four-by-four block. Dr. Gilleland stated that the block isn't part of our proposal. It will be easier to implement this from where we already are. Mrs. Parra asked if we are offering too many programs and watering it down. Dr. Gilleland stated that a variety is important to generate interest.

Elsa Valdez recommended that Staff work with San Bernardino Valley College to see if students could transfer credits for college credit. Dr. Valdez asked Staff to consider an Academy specialization on high school diplomas. Judy Kissinger stated that the District does have some articulation agreements in place with Valley College and Cal State San Bernardino.

Marlin Brown reported that the Fresno School District married their program with some adult education classes. Older adult ed students mentored high school students. Dr. Brown suggested that Kaiser, Health Net, or Delta Dental may be willing to donate some of their used equipment to the District. Dr. Brown recommended that Staff not move too fast or spread the program too thin.

Dr. Delgado stated that we would like to proceed and get a lot of people involved. Most trades today require technical skills. We will provide a rigorous curriculum. Dr. Delgado reported that he had met with a medical scientist from Loma Linda who informed him that San Bernardino has a richness of culture to get students interested in research for their races.

Danny Tillman clarified that he wasn't saying to eliminate Calculus, just that it scares some students.

SESSION SIX - Administrative Reports

6.0 - Administrative Reports

6.1 - Professional Growth Requirement

The professional growth and service requirements of the Education Reform Act of 1983 represent an effort on the part of public officials to improve the quality and effectiveness of the teaching profession in California.

The following managers have completed training and been designated to serve as professional growth advisors on behalf of credential holders who must fulfill the professional growth requirements:

ACOSTA, TEXABEL
ALFONSO, ANITA

- Pacific High School
- Mt. Vernon Elementary School

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ANDERSON, ARLAN	- Warm Springs Elementary School
APPIS, MICHAEL	- Shandin Hills Middle School
ARCELAY, ANA	- Belvedere Elementary School
ARELLANO, DANIEL	- English Learner Programs
ARROYO-VITE, NERTHA	- Del Vallejo Middle School
BECK, CARMEN	- Arrowview Middle School
BELL, DION	- Pacific High School
BESSER, CAROL	- Elementary Instruction
BICONDOVA, KRISTEN	- Chavez Middle School
BILEY, BRITTANY	- Arrowhead Elementary School
BROWN, CHARLES	- Adult Education
CERECERES, STEPHANIE	- Chavez Middle School
CHAVEZ-ANDERE, LUIS	- Mt. Vernon Elementary School
COCHRANE-BENOIT, ELIZABETH	- Hunt Elementary School
CRAIG, KAREN	- Arroyo Valley High School
CULBERSON, RAY	- Youth Services
CURRY, RUTH	- Fairfax Elementary School
DANIELS, PATRICIA	- Special Education
DECRESCENZO, MARY	- Riley Elementary School
DEHRER, GARY	- Adult Education
DELGADO, DAVID	- Cypress Elementary School
DERKARABETIAN, ARMINE	- Kendall Complex
DILDAY, JAMES	- Curtis Middle School
EBERHARDT, ROBYN	- Alternative Learning Center
FELDSTEIN, MARY	- Hillside Elementary School
FENSTER, DOROTHY	- Burbank Elementary School
FIELDS, DEBRA	- Anton Elementary School
FISHER, TANYA	- Rio Vista Elementary School
FOLKENS, DALE	- Pacific High School
FOSTER, MYRTLE	- San Andreas High School
GALLARDO, ARTHUR	- Bradley Elementary School
GASCA, SUSAN	- Alternative Programs
GILLELAND, DAYTON	- Educational Services
GOEBEL, BRADLEY	- Chavez Middle School
GONERING, SANDRA	- Accountability
GOODLY, KEVIN	- E. Neal Roberts Elementary School
GRAY, IRA	- Davidson Elementary School
GREER, DENISE	- North Verdemont Elementary School
HALL, DAVID	- Arroyo Valley High School
HERNANDEZ, OLGA	- Muscoy Elementary School
HOAG, KAREN	- Kimbark Elementary School
HOLMON, PHYLLIS	- Alessandro Elementary School
JACOBSON, VELORIA	- Pacific High School

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JAGER, LORI	- San Bernardino High School
JOHNSON-CURTIS, ANNE	- Emmerton Elementary School
JONES, ANGELA	- Health Services
KASINSKI, GERALD	- Davidson Elementary School
KILLIAN, CLAUDINE	- Kendall Complex
KIMBALL, BARBARA	- Newmark Elementary School
KING, LINDA	- Muscoy Elementary School
KING, PATRICIA	- Urbita Elementary School
KISSINGER, JAMES	- Richardson PREP HI
KNUDSEN- WILSON, KAREN	- Student Services
KOLLING, KRISTIN	- Lincoln Elementary School
KRIZEK, PATRICIA	- Kendall Complex
KVALHEIM, LYNN	- North Park Elementary School
LACHANCE, JOANN	- Hillside Elementary School
LAKE, WENDELL	- Pacific High School
LANDEROS, ERNESTINE	- Monterey Elementary School
LOVETT, CAMERON	- Cajon High School
MAEZ, KARLA	- Research/Systems Analysis
MANEE, GUADALUPE	- Marshall Elementary School
MARIN, DANIEL	- Oehl Elementary School
MARLATT, STEPHEN	- Belvedere Elementary School
MARTINEZ, VELIA	- E. Neal Roberts Elementary School
MATAITUSI, SANE	- Riley Elementary School
MC CHESNEY, HERSHEY	- Golden Valley Middle School
MCDUFFEE, BRADLEY	- Highland Pacific Elementary School
MILLER, MAXINE	- Shandin Hills Middle School
MILLER, TONI	- Shandin Hills Middle School
MOORE, ROSA	- Emmerton Elementary School
MORALES, JANIE	- Wilson Elementary School
O'NEILL, DAWN	- Oehl Elementary School
OAKES, JACK	- Alessandro Elementary School
PALOMINO, ROSE	- Curtis Middle School
PAULE, LINDA	- Special Education
PAWLIK, ALVINA	- Jones Elementary School
PAYNE, JOYCE	- Inghram Elementary School
PERLUT, STEVEN	- Golden Valley Middle School
PODOLAK, DOROTHY	- Lincoln Elementary School
POSADA, ANTHONY	- North Verdemont Elementary School
PREGMON, BARBARA	- CAPS
RAMOS, LOUIS	- Inghram Elementary School
REED, GLORIA	- Enrollment Center
RICHARDSON, BARBARA	- Elementary Instruction
ROSELIUS, JANICE	- Adult Education
RUMPF, LYNNE	- Richardson PREP HI

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SALINAS, MANUEL	- Elementary Instruction
SAWLEY, ELIZABETH	- Vermont Elementary School
SCHINDLER, CHARLES	- Educational Services
SHARKEY, KAREN	- Elementary Instruction
SHELTON, MARY	- Cajon High School
SILVA, DIANE	- Cole Elementary School
SIMPSON, DONALD	- San Bernardino High School
SIMPSON, SANDRA	- Advanced Learner Programs
SMITH, TRACY	- Parkside Elementary School
STIMSON, JANET	- Palm Elementary School
STRONG, KAREN	- King Middle School
TARANGO, DEE	- Elementary Instruction
TERREFE, LILLY	- Palm Elementary School
TESAURO, MICHELE	- Roosevelt Elementary School
THOMAS, LATRICE	- Parkside Elementary School
TICKELL, CHRISTOPHER	- Thompson Elementary School
TRIKHA, SANTOSH	- Newmark Elementary School
VAN FRANK, CHARLES	- Barton Elementary School
VAUGHN, STEPHANIE	- Arroyo Valley High School
VAZQUEZ, HEIDI	- Del Rosa Elementary School
VELASCO, RAMON	- Cole Elementary School
VEST, BETTE	- Middle College High School
VILLAVICENCIO, JANICE	- Lankershim Elementary School
VOLLKOMMER, HAROLD	- Human Resources
WADE, KATHY	- Thompson Elementary School
WEINRICH, MARYLOU	- Elementary Instruction
WEST, JOAN	- Arrowhead Elementary School
WHITE, JUDY	- Deputy Superintendent
WHITE-PIPER, CYNTHIA	- School Link Services
WHITTAKER, DOUGLAS	- Salinas Elementary School
WHITTEMORE, CHARLENE	- Cypress Elementary School
WILD, ARWYN	- Arrowview Middle School
WISEMAN, PERRY	- Del Vallejo Middle School

6.2 - Proposed Amendment to the Student Transfer – International Baccalaureate Policy (Second Reading)

STUDENT TRANSFER – INTERNATIONAL BACCALAUREATE

1. High school students seeking to transfer to Cajon High School for the purpose of participation in the International Baccalaureate (IB) Program shall be selected on the basis of this policy. TRANSFERS to Cajon High School for curricular reasons to participate in the IB Program shall be excluded from the provisions of Board of Education Policy No. 5116, Section 6.

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2. Not more than ten (10) transfers per year shall be granted from any single high school under this policy. No unfilled transfer shall be carried forward to future school years. All students granted transfers shall meet academic standards set by the Superintendent and shall be enrolled in a program leading to a full diploma. **Exceptions will be considered for students who attend an IB Middle Years Program for two or more years and meet all other IB transfer criteria.**
3. The Superintendent shall initiate the development of a set of criteria for eligibility for transfer under the provisions of this policy and transfer procedures shall:
 - a. Identify students likely to be successful in the IB Program.
 - b. Determine the selection process to be used in the event that the number of applicants meeting the requirement of Section 3a exceeds the number allocated in Section 2. *
 - c. Develop application forms, application deadlines and dates by which students shall be notified whether their application for transfer has been approved or rejected.
 - (1) In the event of a student transferring into the District too late to meet the deadline for applying, the deadline may be set-aside in the case where the incoming student has been in an IB Program in another school outside our District.
 - (2) A student whose application for transfer is not granted may appeal to a person or persons named by the Superintendent. Appeals shall be limited to contention that the academic criteria was incorrectly evaluated; that rejection was based on erroneous student records, or that the application was rejected due to a missed deadline or some other procedural error, when the applicant had in substance met the procedural requirements. Appeals shall not be based on waiver of any point of academic criteria nor waiver of any procedural requirement, except as in 3c(1).
4. The administration shall annually review the effects of this policy and shall make a report to the Board of Education. Such report shall include:
 - a. Number of transfers by school and by year;
 - b. Ethnic breakdown of transfers by school and by year;

* A random sample selection process was chosen by the Board of Education. Eligibility criteria are on file in the Educational Services Division.

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- c. Academic success rate of students who transfer;
 - d. Subjective evaluation of effects of transfers by high school principals; and
 - e. Subjective evaluation by the Superintendent or Superintendent's designee.
5. Following delivery of the report specified in Section 4, the Board of Education may instruct the Superintendent to draft proposed modifications to this policy or instruct him to make changes in the procedure by which it is applied.

Adopted by the Board of Education: July 21, 1987

Danny Tillman stated that this may result in too many students transferring out of Arroyo Valley High School. Arroyo Valley will lose their high-performing students and it will make it look like it is a low-performing school. Judi Penman suggested developing a second IB program at Arroyo Valley. Marlin Brown stated that the Board would need to come up with the money. Dr. Gilleland stated that Arroyo Valley Principal Karen Craig had expressed her concern to him. Mrs. Penman asked why another IB Program can't be started. Dr. Brown stated that it takes five years to ramp up. Dr. Delgado stated that we have begun the process for an IB program at Chavez Middle School at the Board's request. Danny Tillman asked what the consequences will be at Arroyo Valley. Mr. Tillman recommended leaving the limit of the number of transfers to 10 and start the process to have a program at Arroyo Valley. Dayton Gilleland stated that King Middle School has a GATE Program that feeds into Arroyo where they have AP courses.

Linda Hart, community member, stated that King has a theatrical program. She wants a program at Arroyo Valley for high-performing students. Ms. Hart wants Arroyo to have high-achieving students to serve as role models for the other students.

Jessica Gonzalez asked why Arroyo Valley couldn't have an IB program. Many Westside families won't be able to participate in extracurricular activities if the students are bused to Cajon.

Aaliyah Harkley stated everyone on the Board is concerned about students. Ms. Harkley is a large property owner on the Westside and wants it built up.

Teresa Arrieta stated that her son was an IB student at Cajon High School, but she had to take him out because of transportation problems. Ms. Arrieta asked for an IB program at Arroyo Valley so her younger son can participate.

Lynda Savage stated that the IB Program is wonderful, but all high schools have programs for the top students. We need to make sure that all students are pushed at all schools. Danny Tillman asked that we don't drain the top students from the high schools. Teresa Parra stated that the District is paying for busing and the transferred students can't participate in sports. Mrs. Parra wants to go back to neighborhood schools. Judi Penman stated that the Board would like to pursue this.

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Marlin Brown stated that Staff needs to come back with an implementation strategy. We need to be careful about upsetting the D&I intent. We need to approach this holistically.

Dr. Delgado asked the Board to let him come back with a report on an IB Program at Arroyo Valley. Dayton Gilleland reported that last year 287 ninth grade students qualified and 50 were approved for Cajon. Marlin Brown recommended not taking action on this policy tonight.

6.3 - Proposed International Baccalaureate Program Policy (Second Reading)

INTERNATIONAL BACCALAUREATE PROGRAM

The Board of Education recognizes the value of diverse academic offerings, and it encourages schools to explore opportunities for meeting the needs of all our students. Programs developed and sponsored by the International Baccalaureate Organization (IBO) provide one set of options. The Board of Education directs the Superintendent or designees to create regulations that would guide interested schools in the application for implementing such a program. The criteria and process must be clear and obtainable for each school community that wishes to pursue an IB program. Toward that end, the Board of Education recognizes that sufficient human and budgetary resources must be available to allow successful implementation of approved programs.

Introduction:

Founded in 1968 and currently implemented in well over 100 countries, the IBO offers a set of three “distinctive yet complementary” programs for students in grades K-12. The Primary Years Program (PYP) serves grades K-5; the Middle Years Program (MYP) services grades 6-10; and the Diploma Program serves grades 11-12. Although the specific objectives and approaches of each program vary in order to accommodate the developmental needs of particular age groups, at the heart of the overall IB philosophy is the belief that students learn best when they are actively engaged in mastery of content and acquisition of skills relevant to their lives as individuals and as members of a global community.

The International Baccalaureate Mission Statement:

“Through comprehensive and balanced curricula coupled with challenging assessments, the International Baccalaureate Organization aims to assist schools in their endeavors to develop the individual talents of young people and teach them to relate the experience of the classroom to the realities of the world outside. Beyond intellectual rigor and high academic standards, strong emphasis is placed on the ideals of international understanding and responsible citizenship, to the end that IB students may become critical and compassionate thinkers, lifelong learners, and informed participants in local and world affairs, conscious of the shared humanity that binds all people together while respecting the variety of cultures and attitudes that makes for the richness of life.”

Instructional Model:

- Inquiry-based instruction emphasizing critical thinking and fostering independence in learners
- Interrelatedness of skills and integrated approaches to learning in the content areas
- Culminating projects and criterion-referenced assessments
- Internationalism (including the study of foreign language) and multicultural perspectives
- Community-based projects and service-oriented experiences

Relationship of Programs:

The IBO itself describes the three programs as “distinctive yet complementary.” No one program is a necessary prerequisite to any other, nor does successful completion of one guarantee automatic entry into another. The relationship among the three programs may be understood as a pyramid. PYP occupies the base, offering a program suitable for all elementary students of widely ranging abilities; MYP sits in the middle, offering greater academic challenges for motivated students; the Diploma program is at the apex of the pyramid, offering a rigorous pre-university course of study leading to externally assessed examinations and the potential for college credit.

The Board of Education agrees that articulation among staff at the three programs is crucial, and further recognizes that adequate staff development and training is required to successfully implement the programs and assure continued authorization by the IBO.

6.4 - Proposed Targeted Instructional Improvement Policy – English Learner Students (First Reading)

TARGETED INSTRUCTIONAL IMPROVEMENT POLICY - ENGLISH LEARNER STUDENTS

In order to meet the academic needs of English learner students, the San Bernardino City Unified School District will provide every English learner an effective, quality, research-based, instructional program, and equitable educational experiences designed to empower them to become well-prepared, contributing members of a global society.

The goals of the Targeted Instructional Improvement Policy-English Learner Students have been aligned with the District’s Local Educational Agency Plan and the Blueprint for Success. The goals are: to develop fluency in English in each student as effectively and efficiently as possible; to develop high levels of proficiency in English and Spanish in ABE and Dual Immersion programs; to provide equal opportunity for academic achievement and to ensure that each student meets or exceeds grade-level California content standards; to increase students’ positive self-image; and promote cultural sensitivity and awareness.

Measurable outcomes

- Increase the percentage of English learners making progress in learning English - Annual Measurable Achievement Objective (AMAO 1)
- Increase the percentage of English learners attaining English proficiency (AMAO 2)
- Increase the number of English learners attaining proficient or above on the California Standards Test in English language arts and math (AMAO 3)
- Reclassify 10 percent of English learners annually
- Increase the number of English learners successfully completing college preparatory and advanced placement courses thereby enabling students to gain greater access to competitive postsecondary institutions
- Increase high school completion rate of English learners
- Increase the pass rate of English learners on the CAHSEE
- Increase the number of English learners in Advanced Learner Programs and International Baccalaureate

Student Identification and Initial Assessment

As part of the District's enrollment process, a Home Language Survey Card will be completed to identify students who have a primary language other than English.

Where there is an indication on the Home Language Survey Card of a primary language other than English, the student will be assessed at the Language Assessment Center in English and in primary language to the degree instruments are available. Parents will be provided an explanation of assessment results, program options, and services available for English learners.

Educational Program Options and Services (K-12)

- A. Structured English Immersion (SEI) - English learners with less than reasonable fluency (Beginner, Early Intermediate, Intermediate) will be first placed in this setting, unless a Parental Exception Waiver has been requested and granted for an Alternative Course of Study program. Students receive nearly all instruction in English in addition to daily English Language Development (ELD). Students can be placed in SEI classrooms for up to three years. English learners at all English language proficiency levels must receive ELD instruction by proficiency level with appropriately credentialed teachers until reclassified Fluent English Proficient (R-FEP).

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- B. English Language Mainstream – English learners having reasonable fluency (Early Advanced and Advanced) will be placed in this program and receive instruction, overwhelmingly in English. ELD instruction will continue to be provided until the District reclassification criteria is met. English learners at all English language proficiency levels must receive ELD instruction by proficiency level with appropriately credentialed teachers until R-FEP.

- C. Alternative Courses of Study - English learners at any proficiency level whose parents waive their children into an alternative course of study program will receive instruction in English and primary language through an effective quality research-based instructional program. English learners at all levels of English language proficiency must receive (ELD) instruction by proficiency level with appropriately credentialed teachers until R-FEP.
 - a. Alternative Bilingual Education (ABE)
 - i. Approved Parental Exception Waivers are required annually for all English learners enrolled in the ABE program. Parental Exception Waivers may be requested at the school site and the Language Assessment Center. The District has established procedures for granting Parental Exception Waivers and a parent appeal process for Grades K-12.
 - ii. English learners in an ABE program will initially receive instruction overwhelmingly in English for a period of not less than 30 calendar days.

 - b. Dual Immersion
 - i. English learners and English-only students will receive instruction in English and primary language to become bilingual/biliterate/bicultural. Approved Parental Exception Waivers are required annually for all English learners enrolled in the Dual Immersion program. Parental Exception Waivers may be requested at the school site and the Language Assessment Center. The District has established procedures for granting Parental Exception Waivers and a parent appeal process for Grades K-12.
 - ii. English learners in a Dual Immersion program will initially receive instruction overwhelmingly in English for a period of not less than 30 calendar days.

Student Progress Benchmarks, Advancements, and Reclassification

A. Student Progress Benchmarks

The academic progress that English learners make will be assessed and reported to parents on a regular basis as determined by district, state, and federal requirements.

B. Advancement

Parents are notified, on a regular basis, of their child's progress and when their language proficiency level advances. The five levels of English language proficiency are: Beginning, Early Intermediate, Intermediate, Early Advanced, and Advanced.

C. Reclassification

English learners will reclassify to Fluent English Proficient (R-FEP) when they meet District criteria for reclassification, which is aligned to federal and state requirements and includes standardized assessment of listening and speaking, reading, and writing through the California English Language Development Test (CELDT) and California Standards Test (CST), teacher evaluation, and parent consultation.

Students who have been reclassified are monitored semi-annually for two years as required by district, state, and federal requirements.

Qualified Staffing and Professional Growth

A. All teachers working with English learners will meet state certification requirements. Teachers must have a California Teachers of English Learners (CTEL), its equivalent, or be in training for the appropriate certificate/credential in order to provide a high quality instructional program for English learners.

B. Teachers assigned to Alternative Bilingual Education and Dual Immersion programs must have a Bilingual Cross-Cultural Language and Academic Development certificate/credential (BCLAD), its equivalent, or be in training towards that authorization.

C. In order to build professional capacity, administrators, teachers, and support staff will attend professional development inservices offered by the District or other organizations/agencies related to the instruction of English learners. Staff development will be sustained, ongoing, and build upon other staff development efforts.

Evaluation and Accountability

A. All research-based instructional approaches and educational program options will be based on state standards and District criteria and will include a process for monitoring and evaluating to determine program effectiveness and student achievement.

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- B. In collaboration with administrative staff, the English Learner Programs department will continuously monitor student progress made in the content areas and towards meeting District advancement and reclassification requirements.
- C. The District will develop criteria and a process to demonstrate implementation and results for each English learner program option for the purpose of improving academic achievement. An annual evaluation report will be presented to the Board of Education and to the District English Learners Advisory Committee (DELAC) including recommendations for program improvement.

Parent Communication and Involvement

- A. Parents of English learners will be informed of changes to their child's programs and services. As mentioned previously, parents will be informed, on a regular basis, about their child's academic and language achievement.
- B. Every school having 21 or more English learners will have a functioning English Learner Advisory Committee (ELAC), with a representative elected to the DELAC. In addition, as required by State guidelines, when a district has 51 or more English learners, a functioning DELAC will be established. Training on ELAC and DELAC responsibilities will be planned and provided to committee members in collaboration with other departments as appropriate.
- C. Schools having 15 percent or more of their student population having a primary language other than English will send home all notices, reports, statements, or records pertaining to the student in English and the parents' primary language.

SESSION EIGHT - Reports and Comments

8.0 - Report by Board Members

Danny Tillman stated that the District received a cost proposal from Super Turf Solutions for artificial turf at Arroyo Valley High School for \$640,000 and asked if we could send this out for a bid. Dr. Delgado stated that the agreement was for three Board members to visit the field at San Bernardino Valley College. Mr. Tillman said that he wants to do this before going back into Financial Hardship Status. Mr. Tillman asked that the District get quotes for Arroyo Valley and move expeditiously. Mr. Tillman asked for Board consensus. Judi Penman stated that a field trip would be worthwhile. This topic will be agendaized.

Lynda Savage thanked the District for its work on the Golden Apple Awards dinner. Mrs. Savage reported that she represented the Board at the CSBA Workshop on policies.

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Elsa Valdez reported that the Golden Apple Awards Dinner was a nice event with all education groups represented. Dr. Valdez expressed her concern about an article that appeared in the *Press Enterprise* regarding 43 teachers who have been employed with the District less than two years and were notified that their contracts would not be renewed. Dr. Valdez asked for a presentation on the process to help new teachers. Dr. Brown asked that the types of mentoring and support provided to teachers be included in the presentation. Dr. Valdez stated that we can do better and asked if we are mentoring new teachers.

Marlin Brown asked for an update on where we are in having new schools be energy efficient. Dr. Brown stated that because the District is offering two-hour blocks of language arts at the elementary level, he hopes we are not sloughing off our science curriculum. Dr. Brown stated that a Board member should attend an IB conference.

8.1 - Legislative Update

Teresa Parra asked Staff to prepare resolutions supporting AB 476, AB 1780, AB 2262, and AB 2837. Mrs. Parra reported that at the Federal Issues Council she attended in Washington, DC last month, she met with members of the Department of Education to discuss NCLB, changing the funding mechanism for the Carl Perkins Act, targeted groups, the Forest Act, and IDEA reauthorization.

9.0 - Report by Superintendent and Staff Members

Dr. Delgado announced that the AUW Breakfast will be held on March 22, at the Valencia Room at the National Orange Show. Dr. Delgado reported that the Nell Soto Summit was very well done and provided practical information.

SESSION NINE - Legislation and Action

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

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

No items were held for later consideration.

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

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10.1 - Business and Inservice Meetings

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

AALIAH HARKLEY	Attend the Success...Whatever It Takes! Conference, University of Redlands, on March 30-31, 2006. The total cost, not to exceed \$150.00 per person, will be paid from Account No. 524.
RHONDA EARLY	
VEATRICE JEWS	
KIMBERLY BATES	
ARIKA RUSSELL	
TASHA GARY	
ROLESHA ARMSTRONG	
HARRY CAMPBELL	
(Board Representatives, Parents)	

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:

MARLIN BROWN (Governing Board Member)	Attend California's Middle Grades Alliance Appreciation Luncheon, in San Jose, CA, March 9, 2006. Total cost, not to exceed \$400.00, will be paid from Board of Education Account No. 066.
Walt Snyder, Jr. (Board Representative Contracted Gang Intervention Specialist)	To attend the Gang Resistance Education and Training (G.R.E.A.T.) class in Mesa, Arizona on January 9-20, 2006. The total cost, not to exceed \$530.00, will be paid from Account No. 079.

10.2 - 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 2005-06 school year and approves payment to the following:

Alborado Folk Music Group, through the Bureau of Lectures and Concert Artists, Inc., to present an Andean Latin-American Show on May 8, 2006. The cost, not to exceed \$400.00, will be paid from Inghram Elementary School Account No. 501.

Franklin Haynes Marionettes to present "Las marionetas en desfile" on March 31, 2006. The cost, not to exceed \$800.00, will be paid from Kimbark Elementary School ASB Account.

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

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Jim Walkow, through Zabbit Entertainment, L.L.C. to present "The Zabbit" on September 15 and 16, 2005. The cost, not to exceed \$1,100.00, will be paid from Lincoln Elementary School Account No. 458.

Carlos Reynosa to present a musical performance on September 22, 2005, at the District's Native American Cultural Event. The cost, not to exceed \$100.00, will be paid from Educational Services Account No. 031.

Jacque Nunoz to present Native American storytelling on September 22, 2005, at the District's Native American Cultural Event. The cost, not to exceed \$150.00, will be paid from Educational Services Account No. 031.

Jimi Castillo to present "Elder History" on September 22, 2005, at the District's Native American Cultural Event. The cost, not to exceed \$100.00, will be paid from Educational Services Account No. 031.

Louise Esquvel for a drama presentation on September 22, 2005, at the District's Native American Cultural Event. The cost, not to exceed \$100.00, will be paid from Educational Services Account No. 031.

10.3 - 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:

Cherie K. Drummond to present "Raising Your Gifted Child: Social and Emotional Development of the Gifted Child" at the GATE and Advanced Learners Parent Advisory Council Meeting on March 27, 2006. The cost, not to exceed \$500.00, will be paid from the Advanced Learner Programs and Services Department Account No. 430.

H. Clay Roberts, through Vision Training Associates, to present "Building Developmental Assets in School Communities" on March 29, 2006. The cost, not to exceed \$4,000.00, will be paid from the Student Assistance Programs Department Accounts No. 555 and 453.

10.4 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$339.39, Washington Mutual; \$326.01, Washington Mutual; \$100.00, David and Brenda Heusterberger; \$100.00, Derek and Susan Dryden; \$100.00, American Legion Baseball Fund; \$100.00, Fred and Sandra Robbins; \$100.00, Pre-fab Builders Inc.; \$100.00, Charles and Sandra Peterson; 2002 Chevrolet Blazer, General Motors/Selman Chevrolet Co.; \$500.00, San Manuel Band of Mission Indians; \$250.00, Temple Missionary Baptist Church; \$300.00, Estrada for Supervisor; \$250.00, Toyota of San Bernardino; \$250.00, Big Z Auto Works; \$250.00, Delta Drugs; \$100.00, Frank Mestas; \$100.00, Southern California Graphics; \$100.00, W.I.N. San Bernardino; \$100.00, Ty Underground, Inc.; \$100.00, Michelle and Kim Allen; \$439.22, Washington Mutual; \$225.00,

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Nancy S. Jackson through Edison International Employee Contributions Campaign; \$500.00, Michael J. Wahle and Trina R. Wahle; \$200.00, Judith Oakes; \$800.00, Rotary Club of San Bernardino; \$1,000.00, Corona Riverside AAA; \$100.00, J. Anthony Pena Tax & Financial; \$200.00, Verlene Carey; \$250.00, Home Lumber Company; \$100.00, Steven and Marisela Thomson; \$500.00, Alaina Mathews; \$100.00, Harold Riddering and Barbara Riddering; \$100.00, Wilson Towing LLC; and \$100.00, Donna and Robert Eatinger.

10.5 - Cafeteria Warrant Register, Ending February 28, 2006

BE IT RESOLVED that the Cafeteria Warrant Register, ending February 28, 2006, be approved.

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

10.6 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the addition of \$403,599.00 in the budgeting of revenue and expenditures for the restricted program, Special Education – California High School Exit Examination Program (809).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$23,900.00 in the budgeting of revenue and expenditures for the restricted program, Fund 11-Adult Secondary Education/GED (ASE/GED) Program (057).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$31,050.00 in the budgeting of revenue and expenditures for the restricted program, Fund 11-Adult Basic Education (ABE) & English as a Second Language (ESL) (118).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$36,900.00 in the budgeting of revenue and expenditures for the restricted program, Fund 11-English Language & Intensive Literacy (405).

10.7 - Sale of Used District Computer Equipment and Peripherals

BE IT RESOLVED that the Board awarded Bid 09-05 to E-Recycling of California, Paramount, CA, on May 17, 2005, to include the purchase of additional surplus computer equipment and peripherals for recycling from the District for a one-year term. During the one-year awarded term, the District will present new Board-approved computer and peripheral surplus lists to the awarded bidder with option to buy using Attachment B, Price List, which states the District shall receive \$3.00 per monitor, \$1.25 per CPU, \$3.00 per TV, \$1.25 per printer, \$3.00 per server, \$1.50 per storage device, and \$.05 per keyboard or mouse. All prices include associated cables. Proceeds from the sale shall be deposited into the Unrestricted General Fund.

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BE IT ALSO RESOLVED that in accordance with California Education Code Section 17545, the Board of Education declares the following items as surplus to District needs and unsatisfactory or no longer suitable for school use: List of Salvage Computer Equipment and Peripherals dated March 13, 2006.

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

10.8 - Sale of Used District Salvage Vehicles and Equipment

BE IT RESOLVED that in accordance with California Education Code Section 17545, the Board of Education declares the following items as surplus to District needs and unsatisfactory or no longer suitable for school use: List of District Salvage Vehicles and Equipment dated March 13, 2006, and the District shall give notice of the sale.

BE IT ALSO RESOLVED that the District enters into an agreement with The Liquidation Company, Fontana, CA, to provide auction services for the sale of District surplus as stated above. Payment to be made to The Liquidation Company, Fontana, CA, in the amount of 35 percent of the total gross sales, less sales tax, for auctions conducted at The Liquidation Company's Fontana facility. Proceeds from the auction shall be deposited into the Unrestricted General Fund.

BE IT FURTHER RESOLVED that Mohammad Z. Islam, Assistant Superintendent, Business and Finance, be authorized to sign the agreement on behalf of the Board of Education.

10.9 - Appointment of Member to Measure "T" Citizen Bond Oversight Committee

BE IT RESOLVED that the Board of Education approves the recommended appointment to the Committee, incorporating any comments, discussion, and changes presented at the Board Meeting.

J. Pat Ferraris, representing a Business Organization

10.10 - Close Student Body Association at Highland Pacific Elementary School

BE IT RESOLVED that the Board of Education approves closing of the Student Body Association at Highland Pacific Elementary School in the San Bernardino City Unified School District.

BE IT FURTHER RESOLVED that Highland Pacific Elementary School be authorized to close the checking account in the name of the school's Student Body Association.

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10.11 - Reimbursement for District Payroll and General Revolving Cash Funds

BE IT RESOLVED that the Board of Education authorizes the write off of uncollectible General Revolving Cash payments in the amount of \$325.23 and salary advances of \$4,778.22.

BE IT FURTHER RESOLVED that the Board of Education approves warrants in the amount of \$325.23 and \$4,778.22 be issued from the General Fund account No. 068 to replenish the General Revolving Cash Fund and Payroll Revolving Cash Fund.

10.12 - Sole Source Recommendation for Siemens Communication, Inc.

BE IT RESOLVED that Siemens Communication, Inc., Cypress, CA be recognized as a sole source supplier of Siemens brand equipment, items and maintenance. As such, the District may purchase Siemens items, equipment and installation, repairs, and maintenance without bids or quotes on an as-needed basis.

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

10.13 - Bid No. 01-06, Student Transportation Services

BE IT RESOLVED that bids received from First Student, Inc., Beverly Hills, CA; and Laidlaw Education Services, City of Industry, CA; be rejected as not bid as specified.

BE IT FURTHER RESOLVED that Bid No. 01-06, Student Transportation Services, be rejected in its entirety. The District will re-bid.

10.14 - Request for Proposal (RFP) No. 04-06, for District-Wide Financial Audit and District-Wide Operational and Financial Audit of Schools' Associated Student Body Funds

BE IT RESOLVED that Nigro, Nigro & White, PC be rejected as not bid as specified.

BE IT ALSO RESOLVED that RFP 04-06, District-Wide Financial Audit and District-Wide Operational and Financial Audit of Schools' Associated Student Body Funds be awarded to Vavrinek, Trine, Day & Co., LLP, Rancho Cucamonga, CA, the responsible vendor meeting District specifications. The vendor will provide both a District-wide annual financial audit and a District-wide annual operational and financial audit of schools' associated student body (ASB) funds. Unrestricted General Fund – Business Services, Account No. 068 will be charged a fee not to exceed \$112,000.00 for the first year's services as follows: \$80,000.00, District-wide Annual Financial Audit, and \$32,000.00, District-wide Annual Operational and Financial Audit of Schools' Associated Student Body (ASB) Funds. An optional second year audit for 2006-2007 may be conducted upon the District's written option to renew the Agreement for a fee not to exceed \$115,800.00, and paid as follows: \$82,800.00, District-wide Annual Financial Audit, and \$33,000.00, District-wide Annual Operational and Financial Audit of Schools' Associated

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Student Body (ASB) Funds. An optional third year audit for 2007-2008 may be conducted upon the District's written option to renew the Agreement for a fee not to exceed \$119,700.00, and paid as follows: \$85,700.00, District-wide Annual Financial Audit, and \$34,000.00, District-wide Annual Operational and Financial Audit of Schools' Associated Student Body (ASB) Funds.

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

10.15 - Payment To San Bernardino County Superintendent of Schools For District Collaboration on "An Institute on Educating African American Students -SUCCESS...Whatever It Takes!"

BE IT RESOLVED that the Board of Education approves making payment to San Bernardino County Superintendent of Schools for the District's portion of *An Institute on Educating African American Students: SUCCESS... Whatever It Takes!* The total cost, not to exceed \$7,250.00, will be paid from Restricted General Fund, Title I NCLB, Program Improvement School Support Account No. 524.

10.16 - Notice of Completion, Bid No. 20-04, Construction of North Park Elementary School, Newmark Elementary School, and Del Vallejo Middle School, Category 3 - Electrical

BE IT RESOLVED that the Board of Education authorizes filing Notice of Completion for Bid No. 20-04, Construction of North Park Elementary School, Newmark Elementary School, and Del Vallejo Middle School, Category 3 - Electrical, to the Prime Contractor listed below, awarded to:

Category 3 - Electrical
R. Jensen Company
Riverside, CA

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

10.17 - Agreement with the San Bernardino County Superintendent of Schools to Provide AB 75 Training to District Elementary Principals and Vice Principals

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the San Bernardino County Superintendent of Schools, San Bernardino, CA, to provide AB 75 state-approved professional development institutes to District elementary Principals and Vice Principals, effective February 22, 2006, through June 30, 2006. The training will prepare staff to successfully: 1) enhance the organization and analysis of student and staff data for planning and improvement efforts; 2) use pupil assessment instruments, mastery of the use of assessment data from the Standardized Testing and Reporting Program, and school management of technology to

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improve pupil performance; 3) deliver professional development and student instruction; 4) help provide access to instructional resources for school staff and students; and 5) modernize the management function of the school. The training will be presented in three modules and the cost is as follows: \$2,000.00 per person for Module 1, and \$1,000.00 per person for Modules II and III. The fee, not to exceed \$80,000.00, will be paid from the Restricted General Fund – Staff Development: Mathematics and Reading, Account No. 490.

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

10.18 - Agreement with John Alfred Dyer to Provide Advanced Staff Development on Cognitive Coaching for District Teachers

BE IT RESOLVED that the Board of Education approves renewing the agreement with John Alfred Dyer, Calgary, Alberta, Canada, to provide advanced staff development workshops for District teachers, effective May 15, 2006, continuing through May 19, 2006. The advanced seminar is designed for teachers that have participated in the previous training session. The advanced training institute will continue to explore the connection between mentoring, leadership and cognitive coaching. It will also explore the challenges of unlearning unproductive patterns of listening, responding and questioning. Issues of identity assumptions and essential skills will be addressed through a blend of discussion, formal presentation and interactive activities. Available seats for the seminar will be offered to teachers from outside the District at a fee of \$1,500.00 per participant. It is anticipated that 20 additional teachers will sign up for the seminar which will recoup \$30,000.00 of the fee. The fee for District teachers is \$1,000.00 per participant. The cost for services, not to exceed \$31,000.00, will be paid from the Restricted General Fund – Staff Development: Mathematics and Reading (AB 466), Account No. 490.

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

10.19 - Agreement with Achieve 3000 to Provide a Creative After School Programs for Success (CAPS) Language Arts Instructional Program to Specified District Schools

BE IT RESOLVED that the Board of Education approves entering into an agreement with Achieve 3000, Katy, TX, to provide a Creative After School Programs for Success (CAPS) Language Arts Instructional Program, effective March 22, 2006, continuing through June 30, 2007. Achieve 3000 will do initial assessments, deliver daily assignments, provide meta-cognitive reading strategies, and end-of-session assessments for up to 1,500 students at up to 24 schools. The fee, not to exceed \$184,491.00, shall be paid from the Restricted General Fund – School Assistance Intervention Team, Account No. 495.

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

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10.20 - Agreement with EdEquity, Inc., to Provide Leadership and Management Coaching to District Principals

BE IT RESOLVED that the Board of Education approves entering into an agreement with EdEquity, Inc., Fresno, CA, to provide 10 days of personal leadership and management coaching to a District principal, effective March 22, 2006, continuing through June 30, 2006. The cost for services, not to exceed \$11,250.00, shall be paid from the Restricted General Fund—No Child Left Behind Title I Program Improvement School Support, Account No. 524.

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

10.21 - Agreement with the Liquidation Company to Provide Auction Services for the Sale of Used District Salvage Vehicles and Equipment

BE IT RESOLVED that the District enters into an agreement with The Liquidation Company, Fontana, CA, to provide auction services on an as-needed basis for the sale of District surplus, effective March 22, 2006, continuing through March 21, 2007. Payment to be made to The Liquidation Company, Fontana, CA, in the amount of 35 percent of the total gross sales, less sales tax, for auctions conducted at The Liquidation Company's Fontana facility. Proceeds from the auction shall be deposited into the Unrestricted General Fund.

BE IT ALSO RESOLVED that Mohammad Z. Islam, Assistant Superintendent, Business and Finance; Sylvia Cleary, Director of Purchasing; or Bruce Coonrod, Buyer, be authorized to sign the Certificates of Ownership on behalf of the Board of Education and the District for the purpose of transfer of title for the vehicles sold.

BE IT FURTHER RESOLVED that Mohammad Z. Islam, Assistant Superintendent, Business and Finance, be authorized to sign the agreement on behalf of the Board of Education.

10.22 - Agreement with Vision Works Graphics to Create a Blacktop Mural at Martin Luther King Jr. Middle School

BE IT RESOLVED that the Board of Education approves entering into an agreement with Vision Works Graphics, San Bernardino, CA, to provide a blacktop mural at Martin Luther King Jr. Middle School, effective April 17, 2006, continuing through June 30, 2006. The fee, not to exceed \$4,250.00, will be paid from the Restricted General Fund – Immediate Intervention/Under Performing School, Account No. 474.

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

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10.23 - Agreement with John DeLandtsheer to Provide GATE Certificate Workshops on Differentiated Instruction to District Teachers

BE IT RESOLVED that the Board of Education approves entering into an agreement with John DeLandtsheer, Fawnskin, CA, to provide GATE Certificate workshops to District teachers effective April 17, 2006, continuing through August 14, 2006. The title of the first session is Eight Big Ideas of Differentiated Instruction, and will be offered April 17-21, and April 24, 2006, with additional sessions to follow on August 7-11, and August 14, 2006. The workshops teach how to develop instructions that are unique to individual students rather than the one-style-fits-all method. The cost for session one, not to exceed \$9,000.00, will be paid from Restricted General Fund – Gifted and Talented Education, Account No. 430.

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

10.24 - Agreement with Robert and Eva Jacobo to Provide Title VII Indian Education Program to District Students

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Robert and Eva Jacobo, Rialto, CA, to provide Title VII Indian Education Program to District students, effective September 22, 2005, continuing through June 30, 2006. Robert and Eva Jacobo will provide an Indian Educational program centering on Native American culture. The cost for services, not to exceed \$8,100.00, will be paid from the Restricted General Fund – Indian Education Formula, Account No. 505.

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

10.25 - Amendment No. 1 to the Agreement with the Central City Company for Short-Term Lease for Office Space Located at the Carousel Mall in San Bernardino, CA

BE IT RESOLVED the Board of Education approves amending the agreement with the Central City Company to lease up to 35,500 square feet of office space at the Carousel Mall in San Bernardino, CA. This amendment would approve the ability to shift, as required based on District needs, the lease payments into tenant improvements, which would then be taken back as lease credits. The cost, not to exceed \$1.1 million, will be paid from Restricted General Fund 01, Account No. 508 at \$222,000.00 and from Unrestricted General Fund 01, Account No. MLL at \$878,000.00. All other terms and conditions remain the same.

10.26 - Amendment No. 1 to the Facilities Use Agreement with La Quinta Resort & Club for Pacific High School's Leadership Team Review

BE IT RESOLVED that the Board of Education approves amending the facilities use agreement with La Quinta Resort & Club, La Quinta, CA, for the Leadership Team Review held on August

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15-17, 2005. The revised total cost, not to exceed \$15,515.46, will be paid from Restricted General Fund 01, Account Number 501. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said Amendment No. 1.

10.27 - Amendment No. 1 to the Facilities Use Agreement with National Orange Show Events Center for Two-Day "Spirit Forum"

BE IT RESOLVED that the Board of Education approves amending the facilities use agreement with National Orange Show Events Center, San Bernardino, CA, for a two-day "Spirit Forum" on December 6 and 7, 2005, at a revised total cost, not to exceed \$5,696.88. The additional cost of \$1,696.88 will be paid from Restricted General Fund 01, Account Number 474. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said Amendment No. 1.

10.28 - Amendment No. 1 to the Agreement with Educational Standards and Certifications, Inc., Doing Business as Teachscape, to Provide Online Professional Support for the Governor's Reading Initiative for District Teachers

BE IT RESOLVED that the Board of Education approves amending the agreement with Educational Standards and Certifications, Inc., doing business as Teachscape, Phoenix, AZ, to provide online professional support for the Governor's Reading Initiative (GRI) for District teachers, effective August 16, 2005, continuing through June 30, 2006. Amendment No. 1 is necessary to add additional teachers to the training program and to increase the compensation by \$27,150.00, from \$226,350.00 for a new aggregate total not to exceed \$253,500.00. The additional fee will be paid from the Restricted General Fund – Staff Development, Mathematics and Reading (AB 466), Account No. 490. All other terms and conditions will remain the same.

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

10.29 - Amendment No. 1 to the Agreement with Learning Excitement, Inc., Doing Business as Reading Revolution for Title I Supplementary Educational Services for District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Learning Excitement, Inc., doing business as Reading Revolution, Concord, CA, for Title I supplementary educational services, to include after-school tutoring of students enrolled in identified Program Improvement schools, effective October 1, 2005, continuing through June 30, 2006. Amendment No. 1 is necessary to reduce the per-student allotment from \$1,428.00 to \$1,377.00 as mandated by the State, and to reduce by \$71,196.00 the original not-to-exceed amount of \$142,800.00, for an aggregate total not to exceed \$71,604.00 due to the reduced

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number of students vendor is tutoring. The fee will be paid from the Restricted General Fund – No Child Left Behind, Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

10.30 - Amendment No. 1 to the Agreement with Mathnasium for Title I Supplementary Educational Services for District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Mathnasium, Los Angeles, CA, for Title I supplementary educational services, to include after-school tutoring of students enrolled in identified Program Improvement schools, effective December 7, 2005, continuing through June 30, 2006. Amendment No. 1 is necessary to reduce by \$11,016.00 the original not-to-exceed amount of \$13,770.00, for an aggregate total not to exceed \$2,754.00 due to the reduced number of students vendor is tutoring. The fee will be paid from the Restricted General Fund – No Child Left Behind, Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

10.31 - Amendment No. 1 to the Agreement with National Farmworkers Service Center for Title I Supplementary Educational Services for District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with National Farmworkers Service Center, Keene, CA, for Title I supplementary educational services, to include after-school tutoring of students enrolled in identified Program Improvement schools, effective December 7, 2005, continuing through June 30, 2006. Amendment No. 1 is necessary to reduce by \$6,885.00 the original not-to-exceed amount of \$41,310.00, for an aggregate total not to exceed \$34,425.00 due to the reduced number of students vendor is tutoring. The fee will be paid from the Restricted General Fund – No Child Left Behind, Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

10.32 - Amendment No. 1 to the Agreement with Professional Tutors of America for Title I Supplementary Educational Services for District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Professional Tutors of America, Brea, CA, for Title I supplementary educational services, to include after-school tutoring of students enrolled in identified Program Improvement schools, effective October 1, 2005, continuing through June 30, 2006. Amendment No. 1 is necessary to

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reduce the per-student allotment from \$1,428.00 to \$1,377.00 as mandated by the State, and to reduce by \$1,275.00 the original not-to-exceed amount of \$35,700.00, for an aggregate total not to exceed \$34,425.00 due to the reduced number of students vendor is tutoring. The fee will be paid from the Restricted General Fund – No Child Left Behind, Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

10.33 - Amendment No. 1 to the Agreement with Good News Hope and Help, Inc., for Title I Supplementary Educational Services for District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Good News Hope and Help, Inc., Riverside, CA, for Title I supplementary educational services, to include after-school tutoring of students enrolled in identified Program Improvement schools, effective October 1, 2005, continuing through June 30, 2006. Amendment No. 1 is necessary to reduce the per-student allotment from \$1,428.00 to \$1,377.00 as mandated by the State, and to reduce by \$26,061.00 the original not-to-exceed amount of \$35,700.00, for an aggregate total not to exceed \$9,639.00 due to the reduced number of students vendor is tutoring. The fee will be paid from the Restricted General Fund – No Child Left Behind, Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

10.34 - Amendment No. 1 to the Agreement with Read and Succeed for Title I Supplementary Educational Services for District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Read and Succeed, Inglewood, CA, for Title I supplementary educational services, to include after-school tutoring of students enrolled in identified Program Improvement schools, effective October 1, 2005, continuing through June 30, 2006. Amendment No. 1 is necessary to reduce the per-student allotment from \$1,428.00 to \$1,377.00 as mandated by the State, and to reduce by \$65,280.00 the original not-to-exceed amount of \$285,600.00, for an aggregate total not to exceed \$220,320.00 due to the reduced number of students vendor is tutoring. The fee will be paid from the Restricted General Fund – No Child Left Behind, Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

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10.35 - Amendment No. 1 to the Agreement with Basic Educational Services Team Formerly Known as Tutors of the Inland Empire for Title I Supplementary Educational Services for District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Basic Educational Services Team, formerly known as Tutors of the Inland Empire, Canyon Lake, CA, for Title I supplementary educational services, to include after-school tutoring of students enrolled in identified Program Improvement schools, effective October 1, 2005, continuing through June 30, 2006. Amendment No. 1 is necessary to reduce the per-student allotment from \$1,428.00 to \$1,377.00 as mandated by the State, and to reduce by \$21,930.00 the original not-to-exceed amount of \$35,700.00, for an aggregate total not to exceed \$13,700.00 due to the reduced number of students vendor is tutoring. The fee will be paid from the Restricted General Fund – No Child Left Behind, Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

10.36 - Amendment No. 2 to the Facilities Use Agreement with Our Lady of Guadalupe Church for the San Bernardino Adult School to Deliver Instruction in English as a Second Language, Citizenship, and Parent Education

BE IT RESOLVED that the Board of Education approves amending the facilities use agreement with Our Lady of Guadalupe Church, San Bernardino, CA, to deliver instruction in English as a Second Language, Citizenship, and Parent Education to course enrollees, at a revised total cost, not to exceed \$10,000.00, to be paid from Adult Education Fund 11. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said Amendment No. 2.

10.37 - Amendment No. 5 to the Agreement with Cornerstone Systems, Inc., to Provide Virtual Extended Storage (VSE) and Virtual Machine (VM) System Programming Support Services

BE IT RESOLVED that the Board of Education approves amending the agreement of September 17, 2002, with Cornerstone Systems, Inc., Irvine, CA, to provide Virtual Extended Storage (VSE) and Virtual Machine (VM) system programming support services during emergency situations when the mainframe is not functioning properly. Amendment No. 5 is necessary to add 72 hours to the original agreement and to increase the compensation by \$9,000.00, from \$18,000.00 for a new total not to exceed \$27,000.00. The cost will be paid from the Unrestricted General Fund – Information Technology, Account No. 032. 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.

10.38 - Renewal of the Affiliation Agreement with La Salle Medical Associates to Provide a Site for Practical Learning Experience for Adult Education Students Enrolled in the Medical Assistant Training Program

BE IT RESOLVED that the Board of Education authorizes the San Bernardino Adult School to renew the Affiliate Agreement with La Salle Medical Associates, San Bernardino, CA, to provide a site for practical learning experience for adult education students enrolled in the Medical Assistant Training Program, effective April 17, 2006, through April 15, 2011. All other terms and conditions remain the same. 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 renewal of the Affiliate Agreement.

10.39 - Renewal of the Agreement with John Alfred Dyer to Provide Staff Development on Cognitive Coaching for District Teachers

BE IT RESOLVED that the Board of Education approves renewing the agreement with John Alfred Dyer, Calgary, Alberta, Canada, to provide staff development workshops for District teachers, effective June 1, 2006, continuing through August 11, 2006. The eight-day cognitive coaching workshop on Beginning Teachers Support and Assessment (BTSA) for support providers and academic coaches will explore the connection between mentoring, leadership and cognitive coaching. It will also explore the challenges of unlearning unproductive patterns of listening, responding and questioning. Issues of identity assumptions and essential skills will be addressed through a blend of discussion, formal presentation and interactive activities. The cost for services, not to exceed \$24,000.00, will be paid from the Restricted General Fund – Staff Development: Mathematics and Reading (AB 466), Account No. 490.

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

10.40 - Renewal of the Agreement with the Consortium on Reading Excellence, Inc., (CORE) to Provide Professional Development Training in AB 466 Recertification to District Staff

BE IT RESOLVED that the Board of Education approves renewing the agreement with the Consortium on Reading Excellence, Inc., (CORE), Berkeley, CA, to provide professional development training in AB 466 Recertification to District Staff, effective March 22, 2006, continuing through December 31, 2006. The first two days of the seminar will deepen the knowledge of previously certified District staff of the research to be better able to deal with questions about the program and why it is designed as it is. The third day will focus strictly on presentation skills, including dealing with difficult audiences, tools for active engagement, and use of visuals. CORE requests the right to videotape all demonstrations and trainings of the

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teacher-participants (no students will be involved). The cost, which includes all travel expenses if the seminar is conducted on three consecutive days, not to exceed \$33,765.00, will be paid from Restricted General Fund – Title II Educational Services, Account No. 538.

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

10.41 - Amendment to the Board Resolution of January 24, 2006, Extended Field Trip, Arroyo Valley High School, Fort Irwin, California

BE IT RESOLVED that the Board of Education approves amending the Board resolution of January 24, 2006, Extended Field Trip, Arroyo Valley High School for 100 JROTC students and 5 District employee chaperones to Fort Irwin, California. This amendment is to change the number of JROTC students and chaperones from 60 JROTC students to 100 JROTC students and from 7 District employee chaperones to 5 District employee chaperones. This amendment is also to change the location from San Luis Obispo, CA to Fort Irwin, CA. All other terms and conditions remain the same.

10.42 - Extended Field Trip, North Verdemont Elementary School, Arrowhead Ranch Outdoor Science School, Lake Arrowhead, California

BE IT RESOLVED that the Board of Education approves an extended field trip for eighty-five fifth grade North Verdemont Elementary School students and four District employee chaperones to attend Arrowhead Ranch Outdoor Science School, Lake Arrowhead, CA, June 19-23, 2006. The cost of the trip, \$16,575.00, including meals and lodging for eighty-five students and four District employee chaperones, will be paid from North Verdemont Elementary School Account No. 610, \$8,000.00, and North Verdemont Elementary School ASB Account, \$8,575.00. Transportation by Laidlaw Bus Lines, \$728.00, will be paid by North Verdemont Elementary School Account No. 610. Names of the students are on file in the Business Services office.

10.43 - Extended Field Trip, North Verdemont Elementary School, Los Angeles Zoo, Malibu Creek State Park, and Museum of the American West, Los Angeles, California

BE IT RESOLVED that the Board of Education approves an extended field trip for eighty fifth grade students and seven District employee chaperones to attend an outdoor education program at the Los Angeles Zoo, Malibu Creek State Park, and Museum of the American West, Los Angeles, CA, May 25 - 26, 2006. The cost of the trip, not to exceed \$3,161.72, including meals and lodging for eighty students and seven District employee chaperones, will be paid from North Verdemont Elementary School ASB Fund Account. Transportation by Laidlaw Bus Lines, \$1,838.28, will be paid from North Verdemont Elementary School Account No. 610. Names of the students are on file in the Business Services office.

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10.44 - Extended Field Trip, Cajon High School, Best of the West Softball Tournament, Santa Maria, California

BE IT RESOLVED that the Board of Education approves the extended field trip for sixteen Cajon High School students and four District employee chaperones to attend the Best of the West Softball Tournament, Santa Maria, CA, April 17-19, 2006. The cost of the trip, \$2,440.00, including lodging and meals for sixteen students and four District employee chaperones, will be paid from Cajon High School ASB Account. Transportation by Xpress Rental, \$599.40, will be paid from Cajon High School ASB Account. Names of the students are on file in the Business Services office.

10.45 - Extended Field Trip, Cajon High School, 2006 Heritage Music Festival, San Diego, California

BE IT RESOLVED that the Board of Education approves the extended field trip for sixty students, three District employee chaperones, and two volunteer chaperones to attend the 2006 Heritage Music Festival, San Diego, CA, March 31-April 2, 2006. The cost of the trip, \$13,850.00, which includes registration and lodging, will be paid from the Cajon High School Band Boosters, fundraising, and donations. Transportation by Roesch Lines, \$3,050.00, will be paid from the Cajon High School Band Boosters, fundraising, and donations. Names of the students are on file in the Business Services office.

10.46 - Extended Field Trip, San Bernardino High School, Music in the Parks, Anaheim, California

BE IT RESOLVED that the Board of Education approves the extended field trip for seventeen students, two District employee chaperones, and one parent volunteer chaperone to attend Music in the Parks, Anaheim, CA, March 31-April 2, 2006. The cost of the trip, \$3,000.00, which includes registration, meals, and lodging, will be paid from fundraising and parent donations. Transportation by Laidlaw, \$410.00, will be paid from San Bernardino High School Account No. 203. Names of the students are on file in the Business Services office.

10.47 - Extended Field Trip, North Verdemont Elementary School, Outdoor Education Program, Newport Dunes, California

BE IT RESOLVED that the Board of Education approves an extended field trip for sixty-six fourth grade students and eight District employee chaperones from North Verdemont Elementary School to attend an Outdoor Education Program, Newport Dunes, CA, June 1-2, 2006. The cost of the trip, \$3,685.52, including meals and lodging for sixty-six students and eight District employee chaperones, will be paid from North Verdemont Elementary School ASB Account. Transportation by Laidlaw Bus Lines, \$1,314.48, will be paid from North Verdemont Elementary School Account No. 610. Names of the students are on file in the Business Services office.

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10.48 - Extended Field Trip, Urbita Elementary School, Outdoor Science School, Cedar Crest, California

BE IT RESOLVED that the Board of Education approves an extended field trip for sixty-seven fifth grade students and two District employee chaperones to attend Outdoor Science School, Cedar Crest, CA, April 18-21, 2006. The cost of the trip, \$16,750.00, including lodging and meals for sixty-seven students and two District employee chaperones, will be paid by sponsors through Outdoor Science School. Transportation by Laidlaw Bus Lines, \$380.00, will be paid from sponsors through Outdoor Science School. Names of the students are on file in the Business Services office.

10.49 - Extended Field Trip, Martin Luther King Middle School, Washington, D.C. Tour, Washington, D.C.

BE IT RESOLVED that the Board of Education approves the extended field trip for twenty-five students and two District employee chaperones to attend the Washington D.C. Tour, Washington D.C., May 24-28, 2006. The cost of the trip, \$32,473.00, which includes tours, lodging, transportation, and meals for twenty-five students and two District employee chaperones, will be paid from the Martin Luther King Middle School Account No. 474, fundraising, donations, and parent contributions. Transportation by Educational Tours, Inc., is included as part of the tour package. Names of the students are on file in the Business Services office.

10.50 - Payment of Master Teachers - California State University, San Bernardino

BE IT RESOLVED that the Board of Education approves payment as master teachers during the Summer Session 2005, as provided for in the agreement with California State University, San Bernardino, as follows:

Maria Cleppe	\$166.70	Kelly Brown	\$166.70
Candy Coffey	\$166.70	Cheri Preuitt	\$166.70
Donna Stephenson	\$ 83.35	Jennifer Rogers-Daniels	\$ 83.35
Carmen Quinn-Okoh	\$ 83.35	Mary Elizabeth Norris	\$ 83.35
Judith Parker	\$166.70	Leticia Madrigal	\$166.70

10.51 - Payment of Master Teachers – California Baptist University

BE IT RESOLVED that the Board of Education approves payment for services as master teachers during the Summer Session 2005, as provided for in the Agreement with California Baptist University, as follows:

Ronald Collins	\$37.50	Sandra Hayes	\$37.50
Rhonda Proietti	\$37.50		

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10.52 - Payment of Master Teachers - University of Redlands

BE IT RESOLVED that the Board of Education approves payment for services as master teachers during the period of September 5 through October 29, 2005, as provided for in the Agreement with University of Redlands, as follows:

Mary Fletcher	\$100.00	Kylene Mason	\$100.00
Diane Reyes	\$100.00	Marci Ruiz	\$100.00

10.53 - Payment of Master Teachers - University of Redlands

BE IT RESOLVED that the Board of Education approves payment for services as master teachers during the period of October 24 through December 9, 2005, as provided for in the Agreement with University of Redlands, as follows:

Jennifer Bay	\$100.00	Linda Gregory	\$100.00
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10.54 - Expulsion of Student(s)

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

*(S)03/09/89	*(S)05/21/92	*(S)07/16/89	03/31/91	**07/14/88	**07/09/90
*(S)12/27/90	*(S)11/02/89	**09/25/91	**04/25/91	*(S)06/27/92	*(S)09/24/92
**09/27/91	**08/16/89	12/02/92	*(S)04/14/91	*(S)12/10/90	*(S)04/27/93
*(S)10/17/92	*08/04/94	*(S)09/16/90	*(S)07/14/92	*(S)12/09/91	**01/16/90
***(S)04/21/92	11/08/93	**10/31/90			

*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.

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

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

10.56 - 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:

06/28/90	01/06/90	09/08/89	07/11/90	12/25/90	06/17/90
12/27/92	11/23/90	07/14/92	08/25/89	12/26/95	06/25/91
12/12/95					

10.57 - 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:

10.58 - 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.

04/11/89	04/18/89	05/21/93
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10.59 - 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:

07/20/92

10.60 - 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:

11.0 - Action Items

11.1 - Professional Growth Requirement

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

BE IT RESOLVED that the Board of Education approves the list of managers who have been designated to serve as professional growth advisors on behalf of credential holders who must fulfill the professional growth requirements.

11.2 - Proposed Amendment to the Student Transfer – International Baccalaureate Policy (Second Reading)

No action was taken on this item.

11.3 - Proposed International Baccalaureate Program Policy (Second Reading)

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

BE IT RESOLVED that the Board of Education adopts the International Baccalaureate Program Policy as presented.

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11.4 - Proposed Targeted Instructional Improvement Policy – English Learner Students (First Reading)

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

BE IT RESOLVED that the Board of Education receives the Targeted Instructional Improvement Policy – English Learner Students as a first reading.

11.6 - Personnel Report #18, dated March 21, 2006

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

BE IT RESOLVED that the Personnel Report #18, dated March 21, 2006, be approved with addition as noted (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.

Addition to page .14:

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

SANDRA RODRIGUEZ: High School Principal, effective date, work year and salary, to be determined.

11.7 - In Recognition of Deceased Employees

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

ADRIAN “ACE” EICHMAN

WHEREAS Adrian Eichman was a dedicated member of the teaching staff for the San Bernardino City Unified School District from 1947, until 1969; and

WHEREAS Adrian Eichman began serving the District as a teacher; and

WHEREAS throughout his long career with the District, Adrian Eichman worked at Richardson PREP HI, and Pacific and San Geronio High Schools;

WHEREAS Adrian Eichman was known as a hardworking teacher dedicated to helping the students of San Bernardino; and

WHEREAS on February 19, 2006, Adrian Eichman died, bringing deep sorrow to his loving family and friends; and

WHEREAS Adrian Eichman is survived by his wife Margaret; a son, John; a daughter, Anna Stephens; and a granddaughter, Kristina Oakes;

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

LENA W. HARPER

WHEREAS Lena Harper was a dedicated member of the teaching staff for the San Bernardino City Unified School District from 1966, until 1986; and

WHEREAS Lena Harper began serving the District as a teacher and later served stints as an acting coordinator and acting principal; and

WHEREAS throughout her long career with the District, Lena Harper worked at Anderson, Eliot, Cole, and Bradley Elementary Schools, and Educational Services;

WHEREAS Lena Harper was known as a hardworking resource teacher dedicated to helping the students of San Bernardino; and

WHEREAS on January 10, 2006, Lena Harper died, bringing deep sorrow to her loving family and friends; and

WHEREAS Lena Harper is survived by a daughter; Susan Harper Slate of Pacific Palisades; a daughter-in-law, Kristen Royer of Boulder, Colo.; and five grandchildren;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does take this opportunity to express its gratitude for Lena Harper's many fine years of service to the District and does extend its deepest sympathy to her family.

DOROTHY ELIZABETH WILMUTH

WHEREAS Dorothy Wilmuth was a dedicated member of the Classified Service for the San Bernardino City Unified School District from 1946 until 1967; and

WHEREAS Dorothy Wilmuth served the District as a clerk and was later promoted to secretary II; and

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WHEREAS throughout her long career with the District, Dorothy Wilmuth worked at Davidson, Lincoln, and Monterey Elementary Schools; and

WHEREAS Dorothy Wilmuth was known as a patient and hardworking school secretary dedicated to helping the students of San Bernardino; and

WHEREAS on November 18, 2005, Dorothy Wilmuth passed away, bringing deep sorrow to her loving family and friends; and

WHEREAS Dorothy Wilmuth is survived by a daughter, Nancy Shvemar; four grandchildren; and eight great-grandchildren;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does take this opportunity to express its gratitude for Dorothy Wilmuth's many fine years of service to the San Bernardino community and does extend its deepest sympathy to her family.

SESSION TEN - Closed Session

12.0 - Closed Session

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

Student Matters/Discipline

Conference with Labor Negotiator

District Negotiator: Yolanda Ortega
Employee Organization: California School Employees Association
Communication Workers of America
San Bernardino Teachers Association

Public Employee Discipline/Dismissal/Release

Public Employee Appointment

Title: High School Principal

SESSION ELEVEN - Closing

13.0 - Adjournment

By the affirmative vote of the members, the meeting was adjourned at 10:10 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, April 4, 2006, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.