San Bernardino City Unified School District

Minutes of a Special Meeting of the Board of Education

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

January 24, 2006 5:30 p.m.

Present: President Marlin Brown; Vice President Lynda Savage; Board Members Antonio Dupre, 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.

SESSION ONE - Opening

1.0 - Opening

1.1 - Call to Order

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

1.2 - Pledge of Allegiance to the Flag

The meeting was opened with the Pledge of Allegiance to the Flag of the United States of America.

SESSION TWO - Special Presentations

2.0 - Special Presentations

2.1 - Outstanding Student Awards

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

Curtis Middle School
Gus Carlos, Ashley McHam, and Reina Robledo

Golden Valley Middle School
Alexis Bailey, Linda Gomez, and Elizabeth Ramirez

San Bernardino High School
Yarie Gonzalez, Omuneek Jennings, and Ryan Romero
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2.2 - Schools That Sparkle

The Board recognized and presented the “Schools That Sparkle” Award to the following custodians and administrators of Arroyo Valley High School for the Fall quarter of 2005, for achievement in custodial excellence: Principal Karen Craig; Vice Principals Nury Arrivillaga, Butch Geiger, Dave Hall, and Stephanie Vaughn; and Custodians James Bennett, Gary Fairman, Susan Fontez, Carmen Gallarzo, Benita Harris, Ken Housos, Gerardo Orozco, Enrique Rangel, Robert Rivera, Nestor Rizzo, and Nelson Silva.

SESSION THREE - School Showcase

3.0 - School Showcase

3.1 - King Middle School

James Espinoza, King Middle School principal, showed a PowerPoint presentation highlighting school reform strategies. Led by the SANKOFA team teachers, students performed the SANKOFA affirmation and rap. Students Rashida Simpson and Aarion Story described what SANKOFA means to them.

SESSION FOUR – San Bernardino Schools Financing Corporation

4.0 - San Bernardino Schools Financing Corporation

4.1 - Agreement with Owner(s) of Adjacent Properties to Adjust the Lot Line of Juanita Blakely Jones Elementary School

The San Bernardino Schools Financing Corporation is the owner of a substantial part of the Juanita Blakely Jones Elementary School site, including Parcel Number 0140-271-13. Adjoining parcels 0140-271-14 and 0140-271-15 (owned by a private party, Ms. Susan Wirth, and by a partnership, Choate-Wirth) have a building and trees which encroach several inches onto the Jones site property. As an alternative to requiring the property owners to tear down the building and remove the trees, the District prefers to adjust the lot line by entering into an agreement to transfer a strip of land three feet wide along the entire length of the western boundary of the parcel (approximately 150 feet). There is no impact to the functionality of the Juanita Blakely Jones Elementary School site due to this adjustment.

It is necessary for the San Bernardino Schools Financing Corporation to transfer title to this strip of land prior to transfer of the school site to the San Bernardino City Unified School District. All fees and expenses will be paid by the owner(s) and this transfer will be at no cost to either the San Bernardino Schools Financing Corporation or the San Bernardino City Unified School District.
President Brown recessed the meeting of the Board of Education of the San Bernardino City Unified School District and convened a meeting of the Board of Directors of the San Bernardino Schools Financing Corporation.

RECESS

SAN BERNARDINO SCHOOLS FINANCING CORPORATION

MINUTES of a MEETING
Tuesday, January 24, 2006

Community Room
Board of Education Building
San Bernardino City Unified School District
777 North F Street
San Bernardino, California

1.0 - Call to Order

President Brown called the meeting to order at 6:20 p.m.

2.0 - Directors Present

Directors Marlin Brown, Antonio Dupre, Teresa Parra, Judi Penman, Lynda Savage, Danny Tillman, and Elsa Valdez were present.

3.0 - Adoption of Resolution

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

BE IT RESOLVED that it is the judgment of the Board of Directors that it is necessary and proper that the San Bernardino Schools Financing Corporation enter into an agreement with the owner(s) of adjacent properties to transfer title in fee simple a strip of land three feet wide along the entire length of the western boundary of Parcel Number 0140-271-13 (approximately 150 feet), as depicted in Exhibit A (see page 30.1). All fees and expenses will be paid by the owner(s) and this transfer will be at no cost to the San Bernardino Schools Financing Corporation.

BE IT FURTHER RESOLVED that the Board of Directors authorizes Arturo Delgado sign said agreement(s) and to execute the grant deed and all other documents to facilitate the transaction described herein.
4.0 - Comments from the Public

None.

5.0 - Adjournment

By the affirmative vote of the Directors, the meeting was adjourned at 6:25 p.m.

At the conclusion of the meeting of the Board of Directors of the San Bernardino Schools Financing Corporation, the Board of Education reconvened its regular meeting.

RECONVENE

SESSION FIVE - Administrative Presentation

5.0 - Administrative Presentation

5.1 - Governor’s Proposed Budget for FY 2006-2007

Mohammad Z. Islam, Assistant Superintendent, Business and Finance, presented information regarding the Governor’s proposed budget for FY 2006-2007 (see page 30.2).

Danny Tillman asked what the real-time impact is on staffing due to declining student enrollment. Mohammad Islam stated that the figures will be available in the Second Interim Financial Report that will be presented to the Board in March. Mr. Tillman asked if the estimated additional revenue figures given include money for new programs being proposed by the Governor. Mr. Islam stated that if approved, the District will receive additional revenue which could be used to offset existing expenses which will result in a cost savings to us. Mr. Tillman reported that during the CSBA Forecast 2006 Conference, the news about the state budget was positive.

Tony Dupre stated that while the presentation included figures for state programs and revenue sources, he would also like to see figures for the District as well. Mr. Dupre also requested information on how the new revenue will free up General Fund accounts. Mr. Dupre asked Staff to indicate in future reports how much has been encumbered.

Elsa Valdez asked what impact the loss in funding due to declining enrollment would have on staffing. Harold Vollkommer stated that due to natural attrition the District should be in a good position.

Dr. Valdez asked what is being done to improve student attendance rates. Mohammad Islam stated that an ADA incentive plan was implemented this year and attendance reports are reviewed monthly with principals. Judy White stated that Staff is working on a Perfect Attendance incentive program for the balance of the school year. Danny Tillman asked if testing
creates an attendance disincentive. Paul Shirk reported that this year all schools met their 95 percent attendance rate for testing.

SESSION SIX - Administrative Report

6.0 - Administrative Report

6.1 - Proposed Associated Student Body Policy (First Reading)

ASSOCIATED STUDENT BODY

The Superintendent or designee shall have the responsibility and authority to implement all policies and procedures pertaining to supervision and administration of student activity funds. The Superintendent or designee shall periodically review the organizations’ general financial structures and accounting procedures. The site principal, as trustee, shall have ultimate responsibility for the conduct of student financial activities and the overall operation of the fund.

A)  The constitution and bylaws of each student body organization shall contain a budget philosophy, and general rules and regulations for management of student body funds, including provisions for an annual budget. Student organizations may raise and spend money in order to promote the general welfare, morale, and educational experiences of the students. Student funds shall finance worthwhile activities, which go beyond those provided by the District. Minutes shall be kept of student organization meetings and shall properly reflect all financial activities.

Student funds shall be managed in accordance with sound business procedures designed to encourage the largest possible educational return to students without sacrificing the safety of funds or exposing students to undue responsibility or unnecessary routine.

Student funds shall be disbursed according to procedures established by the student organization in accordance with Board Policy. All disbursements must be approved by a Board-designated official, the certificated employee who is the student organization advisor, and a student organization representative.

1. Projects and activities of student bodies shall have only two purposes:
   a) to promote the general welfare, education, and morale of the majority of students; and
   b) to finance approved extracurricular activities

2. With Governing Board approval, student funds shall be held or invested in one of the following ways:
   a) Deposited or invested in a federally insured bank or savings and loan or in a state or federally insured credit union.
b) Invested in U.S. savings bonds or obligations. Loaned to other District student organizations or invested in District property improvements pursuant to Education Code 48936.

B) Fund-raising activities held at a school for the benefit, in whole or in part, of that school, or of any organization directly under control of school authorities, must be sponsored by an organization directly under the control of school authorities.

1. Solicitation of Funds From and By Students

The Governing Board recognizes that student participation in fund-raising activities of the schools and nonprofit, nonpartisan charitable organizations can help develop a sense of social responsibility in students, enhance the relationship between the school and community, and contribute to the improvement of the school program.

Whether solicitations are made on behalf of the school or on behalf of a charitable organization, students shall not be barred from an event or activity because they did not participate in fundraising. Potential donors, including parents/guardians and members of the community, should not be unduly pressured to contribute to the school system or charitable organization. Staff is expected to emphasize the fact that donations are always voluntary.

The Superintendent or designee shall ensure that parents/guardians are informed of the purpose of the fund-raisers.

2. Solicitations on Behalf of the School

With the prior written approval of the Superintendent or designee, official school-related organizations may organize fund-raising events involving students.

After the fund-raiser has been held, parents/guardians shall be informed how much money was raised and how it was spent.

3. Solicitations on Behalf of Charities

When approved in advance by the Superintendent or designee, nonprofit, nonpartisan organizations that are properly chartered or licensed by state or federal law may solicit students on school grounds during school hours and within one hour before school has opened and one hour after school has closed.

C) The Board of Education policies and guidelines govern food sales by student organizations on school premises, including vending machine sales.
D) Books and accounts of associated student body funds shall be audited in conformance with legal and District requirements. Auditing cost shall be paid from District funds.

E) Fraud Prevention and Investigation

The Board expects all employees, board members, consultants, vendors, contractors and other parties maintaining a business relationship with the District to act with integrity and due diligence in duties involving the District’s fiscal resources.

The Superintendent or designee shall be responsible for developing internal controls which aid in the prevention and detection of fraud, financial impropriety or irregularity within the District. Each member of the management team shall be alert for any indication of fraud, financial impropriety or irregularity within his/her area of responsibility.

An employee who suspects fraud, impropriety or irregularity shall immediately report those suspicions to his/her immediate supervisor and/or the Superintendent or designee. The Superintendent or designee shall have primary responsibility for any necessary investigation in coordination with legal counsel and other internal or external departments and agencies as appropriate.

The Board of Education adopted manuals: *Associated Student Bodies Legal Aspects for Hands On Accounting for Organized Associated Student Bodies* and *Associated Student Bodies Legal Aspects and Hands On Accounting for Unorganized Student Bodies* shall be the established procedures for operating the ASB funds of the District. (Approved 11/15/2005.)

Judi Penman asked whether the policy addressed how to ensure that clubs that raise funds will have those funds available to them. Mohammad Islam stated that the policy does not list all of the details. Dr. Delgado recommended that the Board not act on the first reading tonight. Staff will revise the policy and bring it back as a first reading at a later date.

**SESSION SEVEN – Other Matters Brought By Citizens**

**7.0 - Other Matters Brought by Citizens**

Harold Pilant asked the Board to establish a policy regarding flag etiquette. Mr. Pilant reported that he had seen flags flying at schools in the evening. The policy should state how the flag is to be respected and who is responsible for raising and lowering the flag.

Linda Johnson, SBTA President, stated that a raise for teachers is necessary for the District to stay competitive with surrounding districts. Ms. Johnson hopes to settle negotiations by the end of February.

Steven Hall, CSEA Chief Job Steward; Isaac Rees, CSEA Labor Relations Representative; and several Campus Security Officers (CSOs) stated that CSOs were told they would receive a raise
which turned out to be an error made by the Personnel Commission. The CSOs are now being required to repay the overpayments they received. The CSOs asked the Board to forgive this debt. Board members asked what their options are and to have this topic placed on a future agenda.

Gil Navarro, education advocate, stated that the Board could declare this issue an emergency and add it to the Closed Session agenda. Mr. Navarro reported that the Board would be asked to appoint a Youth Services Coordinator tonight and that will be helpful to Ray Culberson, Youth Services Director. Mr. Navarro asked Staff to look into the reasons why students aren’t attending school. Mr. Navarro stated that Consent item 10.24 states that King Middle School has made a nonrefundable deposit with Walt Disney Parks. This is taking away the Board’s role. Mr. Navarro questioned why King is going to hold a retreat in Anaheim, when the English Learner Programs Department is holding a meeting at the Radisson Hotel in San Bernardino.

SESSION EIGHT - Reports and Comments

8.0 - Report by Board Members

Board members reported on school-related activities they have attended during the past few weeks and announced upcoming events they believe will be of interest to their fellow Board members.

Elsa Valdez cited Ed Code sections regarding responsibility for providing school crossing guards. Dr. Valdez asked Staff to obtain legal counsel’s opinion on the District’s options for receiving reimbursement for crossing guards. Dr. Valdez would like to have a crossing guard at each school.

Dr. Valdez thanked Dayton Gilleland for his report on intervention efforts. Dr. Valdez requested a report on the latest CAHSEE passing rates and the number of seniors who aren’t on target to graduate due to the lack of credits.

Dr. Valdez reported that special education students have been given a one-year reprieve from passing the CAHSEE and will be eligible to receive a high school diploma if they have met their other graduation requirements. Dr. Valdez complimented Linda Hill on the Options and Richardson PREP HI Enrollment brochures.

Teresa Parra volunteered to mentor a senior in passing the CAHSEE. Mrs. Parra thanked Linda Hill for advertising the Cal Grant workshops in the FYI.

Referring to a letter from the County Superintendent of Schools, Mrs. Parra asked why he commented on the impact of future negotiations on the budget. Mohammad Islam stated that this is a standard comment required under AB1200. Mrs. Parra recommended that a yearly calendar of meetings for negotiations be established.
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Judi Penman stated that she would like to see another school with a program similar to Richardson PREP HI and reported that she visited a high tech charter school in Apple Valley with a similar program. Mike Gallo is interested in establishing one here. Lynda Savage reported that Dr. Fischer is working on bringing one here. Teresa Parra stated that trade high schools are important and it may be time to change the face of one of our own high schools. Marlin Brown cautioned about comprehensive high schools losing their top students to special schools. The Middle College High School is successful, but it comes at a price for the other high schools. Teresa Parra suggested having someone from the San Diego tech school make a presentation for our Board. Dr. Delgado stated that we are looking at a similar program and will provide information to the Board. Dayton Gilleland reported that he would provide information about the tech school to the Board.

Marlin Brown commented on the positive article in The Sun regarding District teachers Michael and Michelle Tacchia. Dr. Brown reported that while he was in Chile, they increased the school day by two and half hours. They are very committed to education and are trying to be competitive in the world.

8.1 - Legislative Update

None.

9.0 - Report by Superintendent and Staff Members

Dr. Delgado announced that the Schools of Achievement Awards recognition program is underway. The staff members at 20 schools are being recognized for meeting their API targets. Dr. Delgado reported that the Preventing School Violence public forum that he attended on Friday was well attended.

Dr. Delgado reported that the staff at King Middle School is preparing the float for Staff and Board members for the Black History Parade. They have suggested posting enlarged photos of Board members on the float and if there was no objection from the Board, they will proceed.

Dr. Delgado stated that because the next Board meeting is scheduled for February 7, the same night as the Mayoral election, we will have no administrative presentation, but asked for Board approval to hold a workshop beginning at 4:30 p.m. to discuss the status of Hardship funding and the sale of bonds. It was the consensus of the Board to proceed with both requests.

Dr. Delgado reminded Board members of Dr. Fischer’s State of Education Address on February 1, at the Sturges Auditorium, and the San Bernardino Area Chamber of Commerce Installation Dinner on January 31, at the National Orange Show Renaissance Room.
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.

Consent items 10.23, 10.24, and 10.29 were held for later consideration.

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

10.1 - Approval of Minutes

BE IT RESOLVED that the Minutes of the Board of Education Meetings held on December 20, 2005, and January 10, 2006, be approved as presented.

10.2 - Motion to Repeal

BE IT RESOLVED that the Board of Education approves the repeal of any and all policies and procedures of the Special Education Local Plan Area (SELPA) that are inconsistent with the requirements of the Individuals with Disabilities Education Act of 2004 and the California Education Code as amended by AB 1662 (Lieber). Such provisions include but are not limited to the following:

- Student Discipline;
- Procedural Safeguards and Due Process Procedures;
- Timeliness for Assessment;
- Content of Individualized Education Programs (IEP);
- Transition Planning;
- State and District-wide Assessments;
- Triennial Assessments; and
- Parentally Enrolled Private School Students with Disabilities

The SELPA and its member local education agencies will implement all Federal and State laws relating to Special Education as the laws are implemented.

10.3 - Resolution Session Language for Board Procedure and Parent Handbook

BE IT RESOLVED that the Board of Education approves the Resolution Session Language for Board Procedure and Parent Handbook as required by the Individual with Disabilities Education Improvement Act (IDEA 2004).
10.4 - Enrollment of Special Need Students in Non-Public Schools

BE IT RESOLVED that the Board of Education approves the ISAs authorizing placement in a non-public school setting for the students whose birth dates are listed below:

Altus Academy  
11/11/1988

Citrus Canyon High  

Heritage Schools, Inc.  
1/13/1992

Keystone Children’s Comprehensive Services  

Live Oak Canyon  

North Valley School  
02/11/1993  06/24/1988

Oak Grove Institute  
11/25/1988

Odell Young Alternative  
06/26/1990  06/06/1991

Regency High School  
06/23/1991  02/18/1991  09/05/1989  03/16/1988

Somerset School  

10.5 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of 300 toys, Children’s Fund; $225.00, Nancy S. Jackson, through Edison International Employee Contributions Campaign; $225.00, Edison International Employee Contributions Campaign, on behalf of Nancy S. Jackson; $525.00, Robert Marlin; $300.00, Carol and Michael Kirtland; $400.00,
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Alaina Mathews; $100.00, Twyla Lee; $200.00, Kathryn A. Laney; $220.00, Raul Nevarez; $500.00, Phuong Ba Nguyen; $1,000.00, Redhill Forest Products; $100.00, Quality Structures, Inc.; $6,350.00, Howard Haig Construction; $2,000.00, Reliable Wholesale Lumber, Inc.; $250.00, Michael D. Hayes; $500.00, C. W. Construction; $1,000.00, The Frank and Janet Foster Family Foundation; $500.00, D & S Construction Co.; $5,000.00, Robinson May/Meier & Frank; $250.00, Health Behaviors in School-Age Children.

10.6 - 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:

Robert Burns, through Go the Distance Productions, to present “Ready, Set, Go!” on March 10, 2006. The cost, not to exceed $795.00, will be paid from Emmerton Elementary School ASB Account.

Robert Burns, through Go the Distance Productions, to present “Ready, Set, Go!” on May 5, 2006. The cost, not to exceed $795.00, will be paid from Emmerton Elementary School ASB Account.

David and Teresa Doolittle, through CondorMusic, to present “A Musical Tour of the Americas” on February 10, 2006. The cost, not to exceed $500.00, will be paid from Marshall Elementary School Account No. 419.

Dennis M. Brown, through IM INC, to present “The Voice of King” on February 10, 2006. The cost, not to exceed $675.00, will be paid from Hillside Elementary School ASB account.

Beverly Durham and Czarin Chan, through the Ronald McDonald School Show program, to present “Bookin With Ronald McDonald” on March 6, 2006. The cost will be paid by sponsors through the Ronald McDonald School Show program.

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

David and Teresa Doolittle, through CondorMusic, to present “A Musical Tour of the Americas” on December 16, 2005. The cost, not to exceed $800.00, will be paid from Lincoln Elementary School Account No. 419.

BE IT FURTHER RESOLVED that the Board of Education approves amending the resolution of December 20, 2005, Course of Study activities to read:

Marshall Elementary School wishes to hire Maya Soleil, through Academic Entertainment, to present “Maya Soleil Traditions” on February 1, 2006. This theatrical presentation, of multicultural music, blends traditional African percussion and vocals, with contemporary sounds, exploring the cultural role of ethnic instruments, dance, and song in the history and language of
Africa. Maya Soleil is a group featuring Moye Kashimbi from Zambia and Lora Chiorah-Dye from Zimbabwe, who sing in several native languages of southern Africa, and dance in traditional and modern styles. The cost, not to exceed $1,395.00, will be paid from Marshall Elementary School Account No. 419.

10.7 - Business and Inservice Meetings

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

EVAGELINE CAMARENA (ELAC Member and DELAC Representative) To attend the CABE (Calif. Assoc. for Bilingual Education) conference, staying at the Fairmont Hotel in San Jose from February 28, 2006, through March 3, 2006. The total cost, not to exceed $1,500.00, will be paid from Account No. 496.

PATRICIA SCHNEIDER (Board Representative, Aquinas High School) To attend Motivating the Hopeless, Uninterested and Uninvolved Learner, San Bernardino Hilton, San Bernardino, California, January 24, 2006. The total cost, not to exceed $199.00, will be paid from Account No. 536.

MARIA DOLORES OCHOA, MARIA ESTHER VELASQUEZ (Board Representatives) Attend the CABE 2006 Annual Conference, San Jose McEnery Convention Center, San Jose, California, on March 2-4, 2006, as District English Learner Advisory Committee (DELAC) parent representatives. The total cost, not to exceed $2,400, will be paid from Account No. 543.

BE IT FURTHER RESOLVED that the Board of Education ratifies the attendance and participation of the following individual in a scheduled business and inservice meeting:

ANTONIO DUPRE (Governing Board Member) Attend the CSBA Forecast 2006 Conference, Sacramento, CA, January 19, 2006. Total cost, not to exceed $500.00, will be paid from Board of Education Account No. 066.

10.8 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the addition of $27,300.00 in the budgeting of revenue and expenditures for the restricted program, Title III – Immigrant Education Program (543).
BE IT FURTHER RESOLVED that the Board of Education approves the addition of $27,071.00 in the budgeting of revenue and expenditures for the restricted program, Title III - Limited English Proficient Student Program (544).

10.9 - Governor’s Site/Staff Performance Award Budget Approval

BE IT RESOLVED that the Board of Education approves the following school’s revised 2000-2001 Governor’s Site/Staff Performance Award Expenditure Plan:

<table>
<thead>
<tr>
<th>SCHOOL</th>
<th>AWARD</th>
<th>EXPENDITURES</th>
</tr>
</thead>
<tbody>
<tr>
<td>Shandin Hills</td>
<td>$46,478.00</td>
<td>Increase- Certificated additional duty/ Instructional materials/ Library furniture/ Student incentives Decrease- Building improvement/ Classroom library materials/ Computer equipment/ Computer software/ Field Trips/ Other equipment</td>
</tr>
</tbody>
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10.10 - Cafeteria Warrant Register, Ending December 31, 2005

BE IT RESOLVED that the Cafeteria Warrant Register, ending December 31, 2005, 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.

10.11 - 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 January 17, 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 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.

10.12 - 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.

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 January 17, 2006.

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

10.13 - Credit For Lost ADA Due to Flash Floods, Mudslides, the Accumulation of Debris, Washed Out and Damaged Roads, and the Loss of Human Life in January 2005

BE IT RESOLVED that the Board of Education certifies that San Bernardino City Unified School District had a material decrease in ADA for the period covering January 3, 2005, through January 15, 2005, due to flash floods, mudslides, the accumulation of debris, washed out and damaged roads, and the loss of human life.

BE IT FURTHER RESOLVED that the Board of Education authorizes the filing of Form J-13A and requests approval by the County Superintendent of Schools for the material decrease in ADA for the period covering January 3, 2005, through January 15, 2005.

10.14 - Piggyback of California Multiple Award Schedule (CMAS) Contract No. 3-04-58-0012Q, Purchase Cisco Brand, Equipment, Hardware, Installation and Services

BE IT RESOLVED that the Board of Education approves the utilization of CMAS Contract No. 3-04-58-0012Q, issued to Verizon California, Inc., Roseville, CA, to purchase equipment, hardware, installation, and services of Cisco Brand products from Verizon California, Inc. As a local governmental body, the District has the option of piggybacking off this contract after Board approval on April 19, 2005. Prices are comparable to those that the District would receive if it were to issue its own bid. The purpose of this piggyback is to purchase equipment, hardware, installation, and services of Cisco Brand products for Jones Elementary School. The cost for the materials will be charged to School Facilities Program Fund 35, JNS.
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BE IT ALSO RESOLVED that the Board of Education authorizes the District to pay the State of California an administrative fee of 2.48 percent per purchase order.

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


RESOLUTION OF THE BOARD OF EDUCATION OF THE SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT RELATING TO INFORMATION MADE AVAILABLE TO THE PUBLIC IN THE FORM OF A STATUTORY SCHOOL FACILITY FEES INCLUDING ALTERNATIVE SCHOOL FACILITY FEES (“REPORTABLE FEES”) REPORT FOR FISCAL YEAR 2004-2005 (“REPORTABLE FEES REPORT”), AND FINDINGS THEREON, IN COMPLIANCE WITH GOVERNMENT CODE SECTIONS 66006 AND 66001

WHEREAS, the San Bernardino City Unified School District (“District”) has received and expended statutory and/or alternative school facilities fees (“Reportable Fees”) in connection with school facilities (“School Facilities”) of the District for new development, pursuant to Education Code Section 17620, et seq., and Government Code Section 65995, et seq.; and

WHEREAS, in accordance with Government Code Section 66006(a), the District has established and maintained a separate capital facilities account and maintained such separate capital facilities accounts in a manner to avoid any commingling of the Reportable Fees with other revenues and funds of the District, except for temporary investments, and has expended those Reportable Fees collected for the sole purpose for which they were collected; and

WHEREAS, Government Code Section 66006(b)(1) provides that the District shall make available to the public within one hundred eighty (180) days after the last day of each fiscal year a written report; and

WHEREAS, Government Code Section 66001(d) provides that for the fifth fiscal year following the first deposit into the account, and every five years thereafter, the District shall make findings with respect to the capital facilities account fund that remain unexpended; and

WHEREAS, when findings are required by Government Code Section 66001(d), they shall be made in connection with the information required by Government Code Section 66006; and

WHEREAS, Government Code Section 66006(b)(2) requires that the governing body of the District review the information made available to the public at a regularly scheduled public meeting and any other relevant information including, but not limited to, that certain Reportable
Fees Report prepared by the District entitled, “The San Bernardino City Unified School District Annual and Five-Year Reportable Fees Report for Fiscal Year 2004-2005, in Compliance with Government Code Sections 66006 and 66001” not less than fifteen (15) days after this Reportable Fees Report is made available to the public; and

WHEREAS, the District has complied with all of the foregoing provisions.

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.

Section 2. That pursuant to Government Code Sections 66001(d) and 66006(b)(1) and (2), the District has made available to the public the requisite information and proposed findings concerning the collection and expenditure of Reportable Fees related to School Facilities for new development within the District.

Section 3. That the Board of the District at a public meeting has reviewed the following information pursuant to Government Code Section 66006(b)(1), as is required by Government Code Section 66006(b)(2), including:

(A) A brief description of the type of Reportable Fees in the account;
(B) The amount of the Reportable Fees;
(C) The beginning and ending balance of the account;
(D) The amount of Reportable Fees collected and the interest earned;
(E) An identification of each Project on which Reportable Fees were expended and the amount of the expenditures on each Project, including the total percentage of the cost of the Project that was funded with Reportable Fees;
(F) An identification of an approximate date by which the construction of the Project will commence if the District determines that sufficient funds have been collected to complete financing on an incomplete Project, as identified in Section 66001(a)(2), and the Project remains incomplete;
(G) A description of each interfund transfer or loan made from the account, including the Project on which the transferred or loaned Reportable Fees will be expended, and, in the case of an interfund loan, the date on which the loan will be repaid, and the rate of interest that the account will receive on the loan; and
(H) The amount of refunds made pursuant to Section 66001(e) and any allocations pursuant to Section 66001(f).

Section 4. That the Board of the District at a public meeting has reviewed the proposed findings, as required by Government Code Section 66001(d), including:
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(1) Identification of the purpose to which the Reportable Fees are to be put;
(2) Demonstration of a reasonable relationship between the Reportable Fees and the purpose for which they are charged;
(3) Identification of all sources and amounts of funding anticipated to complete financing of Projects of the District; and
(4) Designation of the approximate dates on which the funding referred to in paragraph (3) is expected to be deposited into the appropriate account.

Section 5. That the Board of the District hereby determines that all Reportable Fees, collections and expenditures have been received, deposited, invested and expended in compliance with the relevant sections of the Government Code and all other applicable laws for the fiscal year 2004-2005.

Section 6. That the Board of the District hereby determines that no refunds and allocations of Reportable Fees, as required by Government Code Section 66001, are deemed payable at this time.

Section 7. That the Board of the District hereby determines that the District is in compliance with Government Code Section 66000, et seq. relative to receipt, deposit, investment, expenditure or refund of Reportable Fees received and expended relative to School Facilities for new development for the fiscal year 2004-2005.

10.16 - Approval of Lease Agreements with Mobile Modular Management Corporation for Interim Classrooms at Belvedere Elementary School During Modernization

BE IT RESOLVED that the Board of Education approves the lease agreements with Mobile Modular Management Corporation, Mira Loma, CA, for interim classrooms at Belvedere Elementary School during modernization. The proposed leases of seven classrooms will begin April 15, 2006, through April 15, 2007. The leases are provided under the La Habra City School District’s piggyback Bid No. 2003-1 with Mobile Modular Management Corporation. The cost, not to exceed $76,000.00, will be paid from Fund 35, Account Number 9953.

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

10.17 - Agreement with the Foundation for the California State University, San Bernardino for Professional Development for District Staff

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the Foundation for the California State University San Bernardino, San Bernardino, CA, effective January 1, 2006, continuing through December 31, 2006, to provide technical assistance for staff through the California Subject Matter Project (CSMP) and The California Arts Project (TCAP). The Foundation will provide a professional development plan, implemented through Partnership Saturdays and Late Start Monday; CAHSEE writing assessment program; a Collaborative
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January 24, 2006

Design Institute; development and implementation of teacher leaders and content coaches; and
the expansion and implementation of a Parent Education Institute. The fee, not to exceed
$137,500.00, will be paid from the Restricted General Fund—Comprehensive School Reform
Program, Account No. 509.

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 EdEquity, Inc., to Provide Educational Instruction Support on
Principals’ Instructional Leadership

BE IT RESOLVED that the Board of Education approves entering into an agreement with
EdEquity, Inc., Fresno, CA, to provide equity-based educational instructional support on
principals’ instructional leadership program, effective January 25, 2006, continuing through June
30, 2006. The training will include understanding equity principles, developing a framework for
courageous conversation, equity walk coaching, developing schoolwide equity targets,
understanding equity in action, developing school equity teams, implementing equity cycle of
improvement, implementing culturally responsive teaching principles, and equity walk feedback.
The fee, not to exceed $99,725.00, will be paid from the 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.

10.19 - Agreement with the Parent Institute for Quality Education to Provide Training for
Parents of District Students Enrolled at Arroyo Valley High School

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the
Parent Institute for Quality Education, El Monte, CA, to provide training for approximately 70
parents of District students enrolled at Arroyo Valley High School, effective October 4, 2005,
continuing through November 29, 2005. The training will provide the skills and techniques that
will enable parents to address the educational needs of their school-aged children. The cost, not
to exceed $5,000.00, will be paid from the Restricted General Fund—Comprehensive School
Reform Program, Account No. 509.

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

10.20 - Agreement with The Center for Culturally Responsive Teaching and Learning to Present
a Three-Day Seminar on the Academic English Mastery Program, for District Middle School
Teachers

BE IT RESOLVED that the Board of Education approves entering into an agreement with The
Center for Culturally Responsive Teaching and Learning, Los Angeles, CA, to present a three-
day seminar on the Academic English Mastery Program, effective January 25, 2006, continuing
through January 27, 2006. The seminar will be presented to 50 District middle school teachers. Day One will be an overview of culturally and linguistically responsive teaching and learning as a concept and pedagogy. A demonstration lesson that validates and affirms the language and culture of African American students will be presented. Day Two will focus on the perspective of the Latino student. Day Three will focus on five instructional strands teachers will infuse into the core curriculum and culture of the school. The fee, not to exceed $7,500.00, will be paid from the Restricted General Fund—No Child Left Behind Title I Program Improvement, 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 Kathryn J. Summers to Provide Service as an Independent Mediator

BE IT RESOLVED that the Board of Education approves entering into an agreement with Kathryn J. Summers, San Diego, CA, to provide service as an Independent Mediator to meet requirements of the Individual with Disabilities Education Improvement Act (IDEA 2004), effective January 25, 2006, continuing through June 30, 2006. Ms. Summers will conduct resolution sessions, train resolution teams, conduct twice-a-year audits of written settlement agreements, and serve as arbitrator for 504 appeals. The fee, not to exceed $3,200, will be paid from the Restricted General Fund—Special Education/Central, Account No. 827.

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

10.22 - Agreement with Karen Fosdick for Grant Writing Services

BE IT RESOLVED that the Board of Education approves entering into an agreement with Karen Fosdick, San Bernardino, CA, for grant writing services, effective February 8, 2006, continuing through June 30, 2006. Karen Fosdick will work with District staff to prepare and submit grant applications. The cost, not to exceed $5,000.00, will be paid from the Restricted General Fund – Drug Free Schools, Student Services, Account No. 555.

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

10.25 - Facilities Use Agreement with Radisson Hotel and Convention Center for Categorical Program Monitoring Overview

BE IT RESOLVED that the Board of Education authorizes the English Learner Programs Department to enter into a facilities use agreement with Radisson Hotel and Convention Center, San Bernardino, CA, for rental of the South Ballroom for Categorical Program Monitoring Overview on February 6, 2006. The cost, not to exceed $2,000.00, will be paid from Unrestricted General Fund 01, Account No. 543.
BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

10.26 - Amendment No. 1 to the Agreement with the San Bernardino County Superintendent of Schools to Provide Six 40-Hour AB 466 Mathematics Professional Institutes

BE IT RESOLVED that the Board of Education ratifies amending the agreement with the San Bernardino County Superintendent of Schools (SBCSS) to provide professional development institutes for the AB 466 Mathematics Project to District schools, effective June 1, 2005, continuing through November 18, 2005. Amendment No. 1 is necessary to extend the term of the agreement from November 18, 2005, through June 30, 2006. All other terms and conditions to 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.

10.27 - Amendment No. 1 to the Agreement with Club Z! In-Home Tutoring, Inc., for Title I Supplementary Educational Services for District Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Club Z! In-Home Tutoring, Inc., Tampa, FL, for Title I supplementary educational services for District students, effective December 7, 2005, continuing through June 30, 2006. Amendment No. 1 will revise the name of Club Z! In-Home Tutoring, Inc., Tampa FL, to R. Houtzer & Associates, Inc., doing business as, Club Z! In Home Tutoring, Inc., Anaheim Hills, CA. This amendment is necessary to conduct business with the franchise providing the services on a local level. All other terms and conditions remain the same.

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

10.28 - Amendment No. 2 to the Agreement with Edward V. Regan for Inspection Services for the Juanita Blakely Jones Elementary School

BE IT RESOLVED that the Board of Education approves amending the agreement with Edward V. Regan, Division of State Architect Inspector, for inspection services for the Juanita Blakely Jones Elementary School project. This amendment will add an additional $80,000.00, for a new aggregate total not to exceed $330,000.00. The additional cost will be paid from Fund 21, Resource 0000, and/or School Facilities Program Fund 35, Account Number JNS. 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.
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10.30 - Renewal of the Agreement with Rehab West, Inc., to Provide Utilization Review Management Program for District Workers’ Compensation Claims

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with Rehab West, Inc., Escondido, CA, to provide utilization review program management services for District workers’ compensation claims, effective January 1, 2006, continuing through December 31, 2006. As required by Senate Bill 228, each employer shall adopt and establish a utilization review of all workers’ compensation claims. Rehab West, Inc., shall evaluate the physician’s recommendations, perform audits of hospital bills for appropriateness of medical services, negotiate rates not included in the Official Medical Fee Schedule, and emphasize early Return to Work goals. The fee for services, not to exceed $50,000.00, will be paid from Workers’ Compensation Fund, Account No. 00D.

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

10.31 - Extended Field Trip, Arroyo Valley High School, JROTC Spring Camp, Camp San Luis Obispo, San Luis Obispo, CA

BE IT RESOLVED that the Board of Education approves an extended field trip for sixty JROTC Cadets and seven District employee chaperones to attend the JROTC Spring Camp, Camp San Luis Obispo - National Guard Training Site, San Luis Obispo, CA, March 31 – April 4, 2006. The cost of the trip, which includes lodging, meals, and t-shirts for sixty cadets and seven District employee chaperones, will be paid from Army JROTC sponsorship, participant fees, and private donations. Transportation, $1,250.00, by Laidlaw Bus Lines, will be paid from Arroyo Valley High School Account No. 203. Names of the students are on file in the Business Services office.

10.32 - Extended Field Trip, Lincoln Elementary School, Mountain Chai, Angelus Oaks, California

BE IT RESOLVED that the Board of Education approves an extended field trip for sixty Lincoln Elementary School fifth grade students and two District employee chaperones to attend Mountain Chai, Angeles Oaks, CA, May 1 - 5, 2006. The cost of the trip, including meals and lodging for sixty students and two District employee chaperones, will be paid from sponsors through the Orange County Office of Education. Transportation, $830.00, by Laidlaw Bus Lines will be paid from Lincoln Elementary School Account No. 563. Names of the students are on file in Business Services office.

10.33 - Extended Field Trip, Cajon High School, California State Thespian Festival 2006, Ontario, California

BE IT RESOLVED that the Board of Education approves the extended field trip for eight students and three District employee chaperones to attend the California State Thespian Festival,
Ontario, CA, March 9-11, 2006. The cost of the trip, $2,603.00, including registration, lodging, and T-shirts, will be paid by Cajon Drama Club Account No. 730. Transportation will be by private vehicle. (Chaperones will drive students.) Names of the students are on file in Business Services office.

10.34 - Physical Education Exemptions

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

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<td>3-14-88</td>
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<td>5-14-90</td>
<td>3-2-91</td>
<td>3-31-91</td>
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<td>11-19-91</td>
<td>3-10-93</td>
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10.35 - Inter-District Attendance Agreements

BE IT RESOLVED that Inter-District Attendance Agreements for regular pupils on a non-tuition basis, in accordance with Education Code section 46616, be approved and that the District be authorized to enter into such agreements with the following school district for the 2006-2011 school years:

Fullerton Elementary School District
Orange County

10.36 - Expulsion of Student(s)

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

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<tbody>
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<td>*03/30/92</td>
<td>*(S)11/26/91</td>
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<td>12/12/91</td>
<td>*(S)09/05/91</td>
<td>*(S)02/21/90</td>
<td>05/26/90</td>
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</tbody>
</table>

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

**The Board does hereby expel the pupil for a period of one semester, and does hereby order the enforcement of the expulsion suspended for the following semester, allowing him/her to be considered for re-enrollment in the district under suspended expulsion as deemed appropriate for the rehabilitation of the pupil, per Education Code section 48917.
(S) A stipulated expulsion is a process whereby the pupil and his/her family acknowledge responsibility for the behavior leading to the recommendation for expulsion by the school administration, and waive their right to a hearing by admitting to the facts in support of an expulsion recommendation. The pupil and his/her family stipulate the facts of the case as presented by the school, accepting one of the following consequences: *(S) suspended expulsion, **(S) expulsion one semester, suspended expulsion one semester, (S) expulsion two semesters.

10.37 - 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.

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

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

01/21/94 01/07/92 11/12/90

10.39 - 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:

10.40 - Revocation of Suspension of Expulsion

FURTHER, in accordance with Education Code Section 48917, the Board does hereby order the expulsion of the student(s) with birth date(s) as listed:
This order revokes a previously suspended expulsion order and is recommended at this time because the student(s) violated the conditions of the suspension of the expulsion order.

10.41 - 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:

10.42 - Failure to Recommend Mandatory Expulsion 48915

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

10.23 - Agreement with Bogatin, Corman & Gold to Provide Legal Services to the Personnel Commission Regarding California Education Code and Personnel Commission Rules and Regulations

Dr. Delgado stated that this request from the Personnel Commission is for a supplemental budget.

Upon motion by Member Savage, second by Member Valdez, and the following vote: Yeses: None; Noes: Member Brown, Dupre, Parra, Penman, Savage, Tillman, and Valdez, the motion failed and the item was not adopted.

10.24 - Facilities Use Agreement with Walt Disney Parks and Resorts for Dr. Martin Luther King, Jr. Middle School’s Leadership Conference

Teresa Parra stated that this request should have come to the Board for approval before they made a non-refundable deposit. Tony Dupre asked that justification be provided when items are late.

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

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with Walt Disney Parks and Resorts, Anaheim, CA, to provide facilities for the Leadership Conference to be held January 29-31, 2006. The purpose of the Leadership Conference is to focus on developing “Professional Learning Communities” to meet goals under the Corrective Action Plan. The cost, not to exceed $15,000.00, will be paid from Unrestricted General Fund 01, Account Number 419.
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. 3 to the Agreement with HMC Architects to Provide Architectural and Engineering Services for Cajon High School Modernization

Teresa Parra requested a list of pre-approved architects. Tony Dupre requested a list of the projects architects are currently working on.

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

BE IT RESOLVED that the Board of Education approves amending the agreement with HMC Architects, Ontario, CA (Contract No. 3137089-000), to provide additional electrical engineering and design services for the installation of 18 interim classrooms for the Cajon High School modernization project. The term of the agreement will be extended to June 30, 2009. The additional cost, not to exceed $27,250.00 plus approved reimbursable expenses, will be paid from Fund 35, Account Number 9954. 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. 3.

11.0 - Action Items

11.1 - Proposed Associated Student Body Policy (First Reading)

This item was pulled from the agenda.

11.2 - Settlement Agreement #ER-05-06-01

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

BE IT RESOLVED that the Board of Education approves the Settlement Agreement, #ER-05-06-01, for $7,500.00.

11.3 - Personnel Report #14, dated January 24, 2006

Upon motion by Member Tillman, seconded by Member Penman, and approved by the affirmative vote of Members Brown, Dupre, Parra, Penman, Savage, Tillman, and Valdez (Noes: None), the following was adopted:
BE IT RESOLVED that the Personnel Report #14, dated January 24, 2006, be approved with addition as noted (see page 30.3). Personnel actions included in this report are in accordance with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

Addition to page .17:

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

SPAINHOWER, TOBY: Youth Services Coordinator, effective date, work year and salary, to be determined.

11.4 - In Recognition of Deceased Employees

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

JOAN ELLEN BARROS

WHEREAS Joan Barros was a dedicated member of the counseling staff for the San Bernardino City Unified School District from 1988, until 2005; and

WHEREAS Joan Barros began serving the District as an elementary school counselor and later worked as a middle school counselor; and

WHEREAS throughout her long career with the District, Joan Barros worked at Mt. Vernon and Ramona-Alessandro Elementary Schools, and Del Vallejo Middle School; and

WHEREAS Joan Barros was known as a hardworking counselor dedicated to helping the students of San Bernardino; and

WHEREAS on December 29, 2005, Joan Barros died, bringing deep sorrow to her loving family and friends; and

WHEREAS Joan Barros is survived by her mother, Mildred Roberson of Frederick, MD; her daughter, Joanne Barros of San Diego; her older brother, David Roberson of Washington, D.C.; and her younger sister, Marie Farrington of Walnut Creek.

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 Joan Barros’ many fine years of service to the District and does extend its deepest sympathy to her family.
CLARA SHAFFER DUBOSE

WHEREAS Clara DuBose was a dedicated member of the Classified Service for the San Bernardino City Unified School District from 1973, until 1979; and

WHEREAS Clara DuBose began serving the District as a instructional aide; and

WHEREAS throughout her career with the District, Clara DuBose worked at Burbank and Urbita Elementary Schools; and

WHEREAS Clara DuBose was known as a hardworking instructional aide dedicated to helping the students of San Bernardino; and

WHEREAS on November 22, 2005, Clara DuBose died, bringing deep sorrow to her loving family and friends; and

WHEREAS Clara Shaffer DuBose is survived by a daughter, Ruth Hinterleitner of Tomahawk, WI; a son, Hugh Shaffer of San Bernardino; and grandchildren Aaron, Eric, Nicole, and Gabrielle;

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 Clara DuBose’s fine years of service to the District and does extend its deepest sympathy to her family.

JUDITH PETT-CORTEY

WHEREAS Judith Pett-Cortey was a dedicated member of the teaching staff for the San Bernardino City Unified School District from 1991, until her untimely death; and

WHEREAS Judith Pett-Cortey began serving the District as a teacher and worked with GATE programs; and

WHEREAS throughout her long career with the District, Judith Pett-Cortey worked at San Gorgonio High School; and

WHEREAS Judith Pett-Cortey was known as a hardworking teacher dedicated to helping the students of San Bernardino; and

WHEREAS on December 24, 2005, Judith Pett-Cortey died, bringing deep sorrow to her loving family and friends; and

WHEREAS Judith Pett-Cortey is survived by a brother, Dave Pett; a sister, Gwyn Stephen, both of Altadena; and numerous nieces and nephews;
THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does take this opportunity to express its gratitude for Judith Pett-Cortey’s many fine years of service to the District and does extend its deepest sympathy to her family.

LOIS M. SHIELDS

WHEREAS Lois Shields was a dedicated member of the teaching staff for the San Bernardino City Unified School District from 1957, until 1980; and

WHEREAS Lois Shields began serving the District as a teacher and even after retiring, she continued working as a substitute teacher for more than two decades; and

WHEREAS throughout her long career with the District, Lois Shields worked at Parkside, Marshall, Roosevelt, North Park, and Arrowhead Elementary Schools; and

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

WHEREAS on December 25, 2005, Lois Shields died, bringing deep sorrow to her loving family and friends; and

WHEREAS Lois Shields is survived by a brother, Vincent Vick of Illinois; three granddaughters, Kari Westbrook, Melodi Montoya, and Cheri Garbani, all of San Bernardino; three nieces; 10 great-grandchildren and five great-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 Lois Shields’ many fine years of service to the District 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

Conference with Labor Negotiator
District Negotiator: Yolanda Ortega
Employee Organization: California School Employees Association
Communications Workers of America
San Bernardino Teachers Association
Public Employee Appointment
Title: Youth Services Coordinator

SESSION ELEVEN - Closing

13.0 - Adjournment

By the affirmative vote of the members, the meeting was adjourned at 9:30 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, February 7, 2006, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.