

**San Bernardino City Unified School District**

Minutes of a Regular Meeting of the Board of Education

**MINUTES  
ADOPTED  
5/16/06**

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

April 18, 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

***Anton Elementary School***

Marlyn Amaro, Jose Marron, and Samantha Ortiz

***Chavez Middle School***

Ruby Flores, Isaak Marquez, and Kati Miller

***Riley Elementary School***

Andres Aguilar, Noemi De La Rosa, and Bryan Garibaldo

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## 2.2 - California Cadet Corps

The California National Guard recently held the Youth Program Drill Championships at Camp Roberts in Central California. Cadets from the District competed with more than 20 other school district teams and our students represented the District and the California Cadet Corps exceptionally well.

Representatives from the following schools who placed in the top three in their respective divisions received recognition from the Board:

Cajon High School - 1st Place Guidon, 3rd Place Platoon, 3rd Place Individual Drill  
San Geronio High School - 1st Place Color Guard, 2nd Place Platoon  
Serrano Middle School - 2nd Place Guidon  
Arrowview Middle School - 3rd Place Color Guard

## 2.3 - Recognition of 800 Club Schools

The Schools of Achievement recognition program honors schools that have an Academic Performance Index (API) above 800. The Board of Education recognized and congratulated the staff of Middle College High School for obtaining an API of 811 and Richardson PREP HI for obtaining an API of 895 on the State of California 2004-05 Academic Performance Index.

## 2.4 - Chamber of Commerce Recognition

This item was canceled.

## 2.5 - Schools That Sparkle

The Board of Education and the Superintendent of the San Bernardino City Unified School District have a strong commitment to custodial excellence in our district. As an ongoing part of this commitment, the Superintendent has authorized the "Schools That Sparkle" recognition program. The Board presented the "Schools That Sparkle" Award to the following administrators and custodians Thompson Elementary School for the winter quarter of 2006: Chris Tickell, Kathy Wade, Richard Esparza, Maria Gomez, and Robert Mercado.

## 2.6 - Resolution Against HR 4437

Teresa Parra asked why a revised resolution was being presented tonight and stated that she was more comfortable with the first version. Dr. Delgado stated that it was the District's attorney's recommendation to make the additions to create the nexus required to allow the School Board to take action. Marlin Brown stated that in the future, requests for agenda items submitted by members of the public will be placed under Other Matters Brought by Citizens. Judi Penman stated that the resolution is not in the best interest of our youth. It is the government's fault for not making tough rules and regulations. All countries are affected by this issue, not just Mexico.

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Mrs. Penman stated that she is sorry that this personal issue has been brought to the Board. We need to have tougher laws and to support our government. Marlin Brown stated that this legislation puts districts in a bind and a moral dilemma.

Roger Henderson asked the Board to reconsider this before taking action. The Board will be telling students it is okay to break the law. The next generation will have to deal with this.

Meg Kinder, Arrowhead Elementary School Kindergarten teacher, stated that she teaches her students to obey the law. It burdens her heart that her employer is supporting this.

Teresa Parra stated that she is not telling anyone it is okay to break the law. She was elected to educate students and can't choose which students come into the District.

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

**WHEREAS** the San Bernardino City Unified School District is proud of its diverse student population and strives to provide the best education to all students regardless of race, sex, color, religion, or immigration status; and

**WHEREAS** the San Bernardino City Unified School District honors the fact that the United States of America is a country of immigrants from all parts of the world and recognizes the federal government's authority to pass and enforce legislation aimed at maintaining an equitable, responsible and workable immigration policy; and

**WHEREAS** the San Bernardino City Unified School District believes the Border Protection, Anti-Terrorism and Illegal Immigration Act, HR 4437, known as the "Sensebrenner-King bill," has the potential to disrupt family units and students' education through possible detention, imprisonment and deportations, of not only students but their parents and/or siblings; and

**WHEREAS** in light of recent mass student demonstrations, the Board of Education believes the passage of HR 4437 will continue to negatively impact the District's operation of schools including its ability to provide an effective educational program to meet the needs of all students and to provide for the safety and well being of its students including those protesting the passage of the bill; and

**WHEREAS** the Board of Education understands the need to enforce all federal and state laws; however, there is concern that some students and parents in our school community would be denied a public education if HR 4437 goes into effect; and

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**WHEREAS** the Board of Education believes that passage of HR 4437 will have lasting and unanticipated economic consequences on its ability to operate the schools within the District; and

**WHEREAS** Education Code Section 35160 and 35160.1 broadly empowers the Board to take such action deemed necessary to address the unique needs of our education community;

**THEREFORE, BE IT RESOLVED** that the San Bernardino City Unified School District hereby opposes the HR 4437 and other legislation that would effectively separate students from their families, criminalize associations and interactions with persons not legally authorized to enter the United States, because such legislations would undeniably interfere with the right of students to enjoy and receive a high quality education in our schools and would negatively impact the District's operation of schools.

2.7 - Resolution Supporting Assembly Bill 476 Incentives for Math and Science Teachers

Upon motion by Member Parra, 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:

**WHEREAS** The Center for the Future of Teaching and Learning estimates the state will need to replace at least 100,000 teachers over the next 10 years, with a shortage of 27,000 expected as early as the 2007-08 school year; and

**WHEREAS** The Center also reports that, in 2004, more than 30 percent of physical science and 20 percent of life science high school teachers were not prepared to teach the subject, and more than half of the under-prepared science teachers were assigned to schools with the lowest scores on California's Academic Performance Index (API); and

**WHEREAS** Assembly Bill 476 (AB 476) Incentives for Math and Science Teachers act would amend Section 69612 of the Education Code, relating to student financial aid; and

**WHEREAS** AB 476 would allow persons who already hold a teaching credential to be eligible for benefits under the Assumption Program of Loans for Education (APLE) if they pursue a single-subject credential to teach science, math, or special education; and

**WHEREAS** AB 476 is intended to allow credentialed teachers to access the APLE benefits if they seek an additional credential in math, science, or special education;

**THEREFORE, BE IT RESOLVED** the Board of Education of the San Bernardino City Unified School District endorses Assembly Bill 476 and directs its Superintendent to send a copy of this resolution to the District's legislative representatives.

2.8 - Resolution Supporting Assembly Bill 1780 Making Community College Affordable

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 was adopted:

**WHEREAS** the San Bernardino City Unified School District and the San Bernardino Community College District have worked in partnership to form the Middle College High School program at San Bernardino Valley College; and

**WHEREAS** the District recognizes and values the 109 California Community Colleges and the crucial role they play in educating and training every segment of California's diverse population; and

**WHEREAS** existing law requires the governing board of each community college district to charge each student a fee of \$26 per unit per semester; and

**WHEREAS** Assembly Bill 1780 (AB 1780) Making Community College Affordable act would amend Section 76300 of the Education Code, relating to community college fees; and

**WHEREAS** AB 1780 is intended to make community colleges more affordable by reducing the \$26 per unit per semester student fee to \$11 per unit, effective with the fall term of the 2006-07 academic year;

**THEREFORE, BE IT RESOLVED** the Board of Education of the San Bernardino City Unified School District endorses Assembly Bill 1780 Making Community College Affordable and directs its Superintendent to send a copy of this resolution to the District's legislative representatives.

2.9 - Resolution Supporting Assembly Bill 2262 Incentives For Career Technical Education Teachers

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

**WHEREAS** the San Bernardino City Unified School District offers a College/Career Development program; and

**WHEREAS** teachers in the College/Career Development program provide career guidance and integrate academic, career, and technical education to help students make the transition from school to career; and

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**WHEREAS** the San Bernardino City Unified School District has 303 special education teachers that provide services to 6,376 students; and

**WHEREAS** special education is an integral part of the total program offered to serve students in the San Bernardino City Unified School District; and

**WHEREAS** Assembly Bill 2262 (AB 2262) Incentives For Career Technical Education Teachers act would amend Sections 69613.8 and 69615.6 of the Education Code, relating to student financial aid; and

**WHEREAS** AB 2262 would add special education and career technical education to the credential subjects that qualify for assumption benefits under the Assumption Program of Loans for Education;

**THEREFORE, BE IT RESOLVED** the Board of Education of the San Bernardino City Unified School District endorses Assembly Bill 2262 Incentives For Career Technical Education Teachers and directs its Superintendent to send a copy of this resolution to the District's legislative representatives.

#### 2.10 - Resolution Supporting Assembly Bill 2837 Federal Funds for Speech Therapists

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

**WHEREAS** the San Bernardino City Unified School District has 42 Speech Therapists that assess, diagnose, and treat a variety of speech, voice, and language disorders; and

**WHEREAS** Assembly Bill 2837 (AB 2837) Federal Funds for Speech Therapists would amend Section 14132.06 of the Welfare and Institutions Code, relating to Medical; and

**WHEREAS** AB 2837 would revise the authorization for providing speech pathology and audiology services to specify the qualifications required for a provider of these services; and

**WHEREAS** AB 2837 would allow speech pathology services to be provided by individuals holding any of the following qualifications; licensed speech pathologist, credentialed speech-language pathologist, licensed audiologist and credentialed audiologist;

**THEREFORE, BE IT RESOLVED** the Board of Education of the San Bernardino City Unified School District endorses Assembly Bill 2837 Federal Funds for Speech Therapists and directs its Superintendent to send a copy of this resolution to the District's legislative representatives.

### **SESSION THREE – Student Report/School Showcase**

#### **3.0 - Student Report/School Showcase**

##### **3.1 - San Bernardino High School**

Abril Flores, Student Board Representative from San Bernardino High School, presented a report of activities taking place at the high schools during the month of April. Under the direction of music teacher Gary Tom, the San Bernardino High School Jazz Band performed for the Board.

### **SESSION FOUR - Public Hearing**

#### **4.0 - Public Hearing**

##### **4.1 - Public Disclosure of Proposed Amendment to the Agreement with the San Bernardino Teachers Association (SBTA), California School Employees Association (CSEA), Communications Workers of America (CWA), and Classified and Certificated Management**

On February 28, 2006, the District reached a tentative agreement with the Communications Workers of America (CWA) for the 2004-2005 school year. On March 29, 2006, the District reached a tentative agreement with the California School Employees Association (CSEA). On April 3, 2006, the District reached a tentative agreement with the San Bernardino Teachers Association (SBTA). The tentative agreements provide for a salary increase for each union's respective years, and changes in other terms and conditions of employment. SBTA, CSEA, and Classified and Certificated managers provide for a salary increase effective July 1, 2005. CWA provides for a salary increase upon ratification by the Board of Education. California Government Code §3547.5 requires public disclosure of the financial and budgetary impact of the proposed amendment(s) to the collective bargaining agreement(s). In addition, the required forms, along with the tentative agreement(s), have been filed with the County Superintendent of Schools for review. During this review, the County Superintendent of Schools will determine the impact of the tentative amendment(s) to the collective bargaining agreement(s) on the District's budget, ending balance, and general fund reserves. The summary of the proposed agreement(s) with the certificated bargaining unit and the classified bargaining unit, setting forth the financial impact of the tentative collective bargaining agreement(s), is included in the board agenda for the Board's review and to make them available to the interested public (see page \_\_\_\_).

Classified and Certificated Management will have a salary increase of four percent (4%) effective July 1, 2005.

The District and the San Bernardino Teachers Association (SBTA) negotiators have reached a tentative agreement on a proposed amendment to the current collective bargaining agreement.

On April 3, 2006 SBTA ratified the proposed amendment to the collective bargaining agreement.

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The following is a summary of significant changes to the SBTA collective bargaining agreement found in the proposed amendment:

#### ARTICLE XI – WAGES

- 2005-2006 – Salary schedule 4.0% on schedule for appendices “A”, “D”, “E”, “F”, effective 7/1/05.

#### Section 13 – Special Compensation

- The District may offer an initial one-time recruitment bonus to newly hired fully credentialed teachers in hard to fill subject areas, as determined by the District when funds are available for that purpose. The District and the Association will meet and negotiate the specifics of these bonuses prior to implementation.

#### ARTICLE XXII – BENEFITS

- No change to current Health and Welfare benefits.

#### ARTICLE XXIII – TEACHER PROTECTION AND SAFETY

#### Section 2 – Safety and Equipment

- Location of safety equipment shall be communicated to teachers during an initial staff meeting.

#### Section 3 – Student Behavior

- Prior to the end of the student suspension period, the unit member shall provide documentation reflecting that due process was followed and progressive discipline was implemented.
- Pursuant to Education Code §48910 the pupil shall not be returned to the class from which he/she was suspended during the term of the suspension.
- Should any section of Education Code §49079 be modified or removed this section shall be amended.
- Any student information received by a teacher pursuant to this section shall be received in confidence and not further disseminated by the teacher.

#### Section 4 – Disaster Service Worker

- Government Code §3100 was added to the Disaster Service Worker section.

#### Section 10 – School Site Discipline Plan

- The District shall provide unit members with a copy of the site student discipline policies, procedures and District matrices at an initial staff meeting.
- The site discipline plan will be reviewed annually with staff.

## ARTICLE XXIV – GRIEVANCE PROCEDURE

### Section 2 – General Provisions

- Level I and Level II grievances shall contain a clear, concise description of the alleged violation, misinterpretation or misapplication of a provision of this agreement, identifying specific articles and sections that are involved.

### Section 3 – Levels of the Grievance Procedure

- Informal Level added to grievance procedure. Unit member shall schedule a meeting with the supervisor within ten (10) days after the member has knowledge of the event that caused the grievance.
- The immediate supervisor shall provide a written response to the grievance within ten (10) days after submission of the grievance to Level I.
- A written response to the grievance will be made within ten (10) days after the Level II meeting.

The District and Chapter, 183 California School Employees Association (CSEA) negotiators have reached a tentative agreement on a proposed amendment to the current collective bargaining agreement.

On March 29, 2006, CSEA ratified the proposed amendment to the collective bargaining agreement.

The following is a summary of significant changes to the CSEA collective bargaining agreement found in the proposed amendment:

## ARTICLE IV – ASSOCIATION RIGHTS

### Section 6 – Full Release President

- .06 percent to be used for full release president.
- The requirement to pay the cost of such release/leave of absence shall be borne by the Association.
- The date of full release shall be effective upon ratification by both parties for the 2005-2006 school year.
- CSEA shall notify the District in writing of the name and classification of the bargaining unit member to be released under the provisions of this section during the month of December each year or in the case of a presidential/designee change five (5) days prior to the effective date of the full release.
- The release of either the President or designee will be without loss of compensation, benefits, rights or seniority that the President/designee would have received or be entitled to but for the release time. The bargaining unit member shall continue to receive any salary increase he/she would have received but for the release time and any other increases(s) in salary and/or benefits associated with his/her employment classification. The District shall provide the released unit member with eight (8) hours fully burdened

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- pay per day and twelve (12) months per year.
- Upon return to full employment with the District the President/designee shall be entitled to his/her last position if available. If not available may choose from a like position (hours & months) of which he/she left. Third, should one and two not be available be placed into an available position of his/her choice for which he/she obtained permanency.
- In the even of a reduction in force having taken place affecting the President's employment status or none of the placement options are available, the applicable terms of this agreement and Education Code provisions will be applied to ensure the President's placement rights.

Section 7 – Association Leave

- A maximum of one hundred (100) days per school year shall be granted during the term of this agreement to Association representatives for Association business.
- Individual unit members may not use more than ten (10) days per school year. Elected Association Officers shall be exempt from this ten (10) day limit.
- Release time for statutory representational time, such as negotiations, mediation, District designated committees, disciplinary meetings and attendance at grievance hearings shall not be charged against time as described previously.
- The District shall release up to eight (8) duly elected CSEA member delegates to take a maximum of five (5) days to attend the annual CSEA State Conference. These days shall not be counted against the one hundred (100) days per school year for Association business or the ten (10) days maximum per school year per member.

ARTICLE VI – WAGES

- 2005-2006 – Salary schedule 3.94% on schedule effective 7/1/05

ARTICLE VII – BENEFITS

- No change to current Health and Welfare benefits.

The District and the Communications Workers of America (CWA) negotiators have reached a tentative agreement on a proposed amendment to the current collective bargaining agreement for the 2004-2005 school year.

On February 28, 2006 CWA ratified the proposed amendment to the collective bargaining agreement.

The following is a summary of significant changes to the CWA collective bargaining agreement found in the proposed amendment:

ARTICLE XI – WAGES

Section 1 – Day-to-Day Substitution

- Increase day-to-day substitute pay to ninety-eight dollars (\$98) per day.

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Section 2 – Long-Term Substitution

- Increase long-term substitute pay to one hundred sixteen dollars (\$116) per day.

Section 3 – Retired SBCUSD Teachers

- Teachers that have retired from the San Bernardino City Unified School District shall receive a daily rate of one hundred sixteen dollars (\$116) for substitute teaching.

Section 4 – Preparation/Conference Period for Long-Term Substitutions

- Long-term substitute teachers are to remain on campus during any Preparation/Conference periods.
- Long-term secondary substitutes shall be entitled to a preparation/conference period based on the following: the preparation/conference period is available in the position to which they are assigned, the long-term teacher is being required by the site administrator to prepare grades, attend meetings and/or inservices, prepare lesson plans, and/or conference with parents, and the onsite day-to-day substitutes are available to cover other classes as necessary during the long-term substitute's preparation/conference period.
- Conference periods shall be used by the long-term substitute for grading or preparing grades, attending meetings and/or inservices, preparing lesson plans and/or conferencing with parents.
- Long-term substitutes who meet all of the conditions previously stated and are required by the Principal or designee to teach during their preparation/conference period after the twentieth (20<sup>th</sup>) day of a long-term assignment shall be compensated at \$10.00 per period, effective after the twentieth (20<sup>th</sup>) day and after the third (3<sup>rd</sup>) occasion in that same long-term assignment. No preparation/conference period served under this section shall be retroactive for credit or pay to the first (1<sup>st</sup>) day of the assignment.

President Brown opened the Public Hearing and asked if anyone wished to comment. Hearing no response, Dr. Brown closed the Public Hearing.

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 receives the public disclosure of the proposed amendment to the agreement(s) with SBTA, CSEA and CWA.

BE IT ALSO RESOLVED that the Board of Education approves the proposed four percent (4%) salary increase for Classified and Certificated managers effective July 1, 2005.

BE IT ALSO RESOLVED that the Board of Education adopts the proposed amendment to the collective bargaining agreement between San Bernardino Teachers Association and the San Bernardino City Unified School District.

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BE IT ALSO RESOLVED that the Board of Education adopts the proposed amendment to the collective bargaining agreement between Chapter 183, California School Employees Association and the San Bernardino City Unified School District.

BE IT FURTHER RESOLVED that the Board of Education adopts the proposed amendment to the collective bargaining agreement between Communications Workers of America and the San Bernardino City Unified School District.

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

### **SESSION SIX - Other Matters Brought By Citizens**

#### **6.0 - Other Matters Brought by Citizens**

Linda Johnson, SBTA President, invited Board members to participate in the 9<sup>th</sup> Annual Whiffle Ball Game with the District administrators and SBTA and CSEA members. Ms. Johnson thanked the Board for their support of the SBTA agreement. Ms. Johnson reported that teachers were involved in the teacher evaluation process that Dr. Vollkommer will be discussing during the administrative presentation tonight.

Joe Rodriguez announced that the Home of Neighborly Service is hosting a Cinco de Mayo Rt. 66 Parade on Saturday, May 6, at 10 a.m. Mr. Rodriguez stated that next year's parade will include a fiesta. They are trying to improve the Westside's public image. Danny Tillman stated while at a gas station, he saw Mr. Rodriguez turn in some lost money. Teresa Parra asked Staff to advertise the parade in the *FYI* to see if schools want to participate.

Lucinda Flores-Rust reported that her seven-year-old son had a gun placed to his head by another North Park Elementary School student. He reported this to an adult and she reported it to School Police officers. Her son hasn't been acknowledged as a victim and was intimidated by an administrator. Ms. Flores-Rust said that her son's civil rights have been denied due to racism and wants an apology.

Gil Navarro, education advocate, stated that Ms. Flores-Rust attempted many times to resolve this with the principal. Mr. Navarro stated that there is a great concern for safety, and that CSOs and principals need training. Elsa Valdez asked for a follow-up report from Staff.

### **SESSION FIVE - Administrative Presentation**

#### **5.0 - Administrative Presentation**

##### **5.1 - Teacher Evaluation Process/New Teacher Support**

Dr. Harold Vollkommer made a presentation regarding the teacher evaluation process including its development and related training opportunities for administrators. The presentation also

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included an overview of the support systems that are provided to facilitate the success of new teachers (see page \_\_).

Elsa Valdez stated that some teachers may need to be transferred for a better fit due to personality and philosophical differences and asked if they have a choice. Dr. Vollkommer replied that teachers are assigned by staff. Dr. Valdez said that placing new teachers in a needy classroom isn't good and experienced teachers should be placed in the tougher classes. Dr. Vollkommer stated that principals and vice principals hand pick the majority of their teachers. Dr. Valdez asked how staff determines if a P1 teacher won't be successful. Dr. Vollkommer stated that the first two evaluations are done early in the school year. Elsa Valdez stated that if a new teacher is assigned to a class with low-performing students, this puts pressure on the principal to get rid of the teacher.

Lynda Savage thanked staff for all they do to keep good teachers in the District. It is a real asset for the District to work with SBTA. Even though it takes a lot of time to evaluate teachers, Mrs. Savage appreciates them taking the time because we don't want unsuccessful teachers in the classroom.

Teresa Parra asked if teachers are still teaching to the test. We should let teachers teach what they love and let them use their creativity.

Marlin Brown asked for a copy of the California Standards for the Teaching Profession and assessment documents. Dr. Brown stated that teachers assess their students' progress every day and then tailor their lesson plans. Computers have helped track student progress. Dr. Brown is pleased that the BTSA program was refinanced. Dr. Brown thanked Linda Johnson, SBTA President, for being a part of the process to craft fair and consistent plans. Dr. Brown thanked the PAR and BTSA program staff members.

## **SESSION SEVEN - Reports and Comments**

### **7.0 - Report by Board Members**

Danny Tillman invited Board members to attend the Links Breakfast on May 13, at the National Orange Show Renaissance Room.

Lynda Savage announced that 30 Symphony docents were honored today. This program is coordinated by former District employee Jan Bell.

Judi Penman announced she served as a judge for the Duncan Webb Awards and was very impressed with the applications. The awards are sponsored by the Rotary Clubs.

Teresa Parra asked that Lytle Creek's Wrestling team be invited to present exhibition matches at a Board meeting and encouraged Board members to attend their competition. Mrs. Parra reported that she attended good workshops at the NSBA Conference in Chicago. Some of the

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topics discussed included the power of the school board and ensuring athletic equity. Mrs. Parra invited Board members to attend the Home of Neighborly Services Women's Auxiliary Luncheon on April 21.

Elsa Valdez welcomed Dr. Flores from Cal State San Bernardino and her graduate students who were attending the meeting tonight.

Tony Dupre asked the District to help the Friends of Dorothy Inghram Library find a new site with grant funding.

#### 7.1 - Legislative Update

None.

#### **8.0 - Report by Superintendent and Staff Members**

Dr. Delgado announced that graduation assignments had been made and asked if anyone wished to make a change. Danny Tillman reported that his daughter has been accepted to Cal State Long Beach and requested a list of the colleges that this year's graduates will attend.

Dr. Delgado reported that the second School Bell Forum was held at Thompson Elementary School with nine parents in attendance. The next Forum will be held at Arroyo Valley High School on May 18 at 6 p.m.

Dr. Delgado reminded Board members of the Century Club Breakfast scheduled for April 20. Following a brief presentation, they will tour the new Jones Elementary School. Dr. Delgado announced that Congressman Jerry Lewis and King Middle School teacher Kim Allen are recipients of the Medal of Honor Awards and will be recognized at the County School Boards Association meeting on April 24. The Duncan Webb Awards Luncheon will be held on Tuesday, April 25, at noon at the Clarion Hotel.

Dr. Delgado congratulated Linda Hill, Communications Director, for receiving three awards from the California School Public Relations Association 2006 Excellence in Communications contest. The annual report *Your Schools, Your Community* and the *Cole Elementary Yearbook* earned an Award of Excellence. The *Options* brochure received an Award of Merit.

Dr. Delgado reported that Mayor Pat Morris has asked how the District can partner with the City in the future. Dr. Delgado will set a meeting with City and District staff to discuss future partnerships.

## **SESSION EIGHT - Legislation and Action**

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

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

Consent item 9.36 was held for later consideration.

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

#### **9.1 - Approval of Minutes**

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on March 21, 2006, be approved as presented.

#### **9.2 - Schoolwide Program Plan for Cesar E. Chavez Middle School**

BE IT RESOLVED that the Board of Education approves the Schoolwide Program Plan for Cesar E. Chavez Middle School.

#### **9.3 - 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:

Steve Gray to present "Farmer McPeepers" on April 27, 2006. The cost, not to exceed \$500.00, will be paid from Emmerton Elementary School ASB Account.

David and Teresa Doolittle, through CondorMusic, to present "A Musical Tour of the Americas" on April 21, 2006. The cost, not to exceed \$600.00, will be paid from Rio Vista Elementary School Account No. 419.

#### **9.4 - Payment for Services Rendered by Non-Classified Experts and Organizations**

BE IT RESOLVED that the Board of Education approves payment for the following non-classified experts:

Dean Swan to serve as an Assignor for the middle schools Soccer program scheduled from April 24-May 25, 2006. The cost, not to exceed \$500.00, will be paid from Youth Services Account No. 209B.

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The persons listed below as officials for the middle schools Soccer program, scheduled from April 24-May 25, 2006. The cost, \$30.00 per game, will be paid from Youth Services Account No. 209B.

Robert Alvarez	William Bean	Jason Budd	Paul Baeza
Alfredo Enriquez, Sr.	Mark Gardner	Emanuel Garcia	Daniel Lewis
Humberto Medrano	Ernesto Mellado	Carlos Perez	Dean Swan
Robert Sepulveda			

9.5 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$750.00, Coca Cola Enterprises Bottling Companies; \$750.00, Coca Cola Enterprises Bottling Companies; \$545.37, Washington Mutual; \$156.07, Target; \$839.97, Washington Mutual; Twelve violin bows and one bass bow, Rio Cichocki; One three-quarter violin, Dorothy Garcia; One three-quarter cello, Gillian Molsen; and one L'Aftigiana clarinet and one instrument case, Cynthia Hayes.

9.6 - Business and Inservice Meetings

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

EVA CAMARILLO	To attend the CABE Para-Educator/Parent Conference at the Riverside Convention Center in Riverside, California on May 11, 2006. The total cost, not to exceed \$105.00 per person, will be paid from Mt. Vernon Elementary School Account No. 205.
ROCIO AGUAYO	
TERESA MARIN	
(Parents, Board Representatives)	

9.7 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the addition of \$274,139.00 in the budgeting of expenditures for the unrestricted program, Operations (080).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$370,502.00 in the budgeting of Fund 01-unrestricted general fund.

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$370,502.00 in the budgeting of Fund 11-(130) Adult Education.

9.8 - 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

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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 April 10, 2006.

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

9.9 - Cafeteria Warrant Register, Ending March 31, 2006

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

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

9.10 - Memorandum of Understanding with the San Bernardino County Superintendent of Schools on Behalf of KidsNCare (KNC) to Simplify and Maintain Eligibility Lists for Child Care and Development Services in San Bernardino County

BE IT RESOLVED that the Board of Education ratifies entering into a Memorandum of Understanding with the San Bernardino County Superintendent of Schools (SBCSS), on behalf of KidsNCare (KNC), effective February 9, 2006, continuing through June 30, 2007, to ensure that all eligible families have equal access to subsidized childcare and reduce the need for families to register at multiple agencies, multiple times, and to eliminate duplicative counts of families or children needing services in San Bernardino County. KNC will be the system administrator of the Centralized Eligibility List (CEL), and the District will, as a provider of child care services, and as a participant in the CEL Steering Committee, provide information regarding CEL and its services, and refer families and children to appropriate resource and referral programs. There is no cost to the District.

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

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9.11 - Request to Reject Bid No. 05-06, Seal Coat Projects at 19 District School Sites

BE IT RESOLVED that one bid was received from MGB Construction, Riverside, CA.

BE IT FURTHER RESOLVED that Bid No. 05-06, Seal Coat Projects at 19 District School Sites be rejected in its entirety. The District will re-bid.

9.12 - Request to Rescind Board Approval of Bid No. 06-04, Police Interceptors and Award to the Next Lowest Bidder

BE IT RESOLVED that the Board of Education approves rescinding the Board Resolution to award Bid No. 06-04, Police Interceptors, as approved on March 16, 2004, Agenda Item No. 10.49, as awarded to Ramsey Street Ford, Banning, CA. The Purchasing Department requests that the bid from Ramsey Street Ford be rescinded as of April 19, 2006, as the vendor is no longer willing to provide the product as bid.

BE IT ALSO RESOLVED that the Board of Education awards Bid No. 06-04, Police Interceptors to the next lowest bidder, Fairview Ford, San Bernardino, CA.

BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantity indicated, as needed, throughout the remaining term of bid, including all extensions, not to exceed five years total.

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

9.13 - Affiliation Agreements with Five Walgreens for Adult School's Pharmacy Students

BE IT RESOLVED that the Board of Education approves entering into affiliation agreements with five Walgreens located in San Bernardino, CA, Rialto, CA, Banning, CA, and Moreno Valley, CA, to provide sites for practical learning experience for the Adult School's pharmacy students, effective May 1, 2006 through April 30, 2009. There is no cost to the District.

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

9.14 - Facilities Use Agreement with First Hotels International, Inc. (Clarion Hotel and Convention Center) for Student Services' Annual Parent Health Conference

BE IT RESOLVED that the Board of Education authorizes the Student Services/HIV Prevention Education Office to enter into a facilities use agreement with First Hotels International, Inc. (Clarion Hotel and Convention Center), San Bernardino, CA, for rental of the North Ballroom for the Annual Parent Health Conference on June 2, 2006. The cost, not to exceed \$11,000.00, will be paid from Restricted General Fund 01, Account No. 519.

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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.

9.15 - Agreement with California State University San Bernardino to Provide Administrative Services Internships to the District

BE IT RESOLVED that the Board of Education approves entering into an agreement with California State University San Bernardino, San Bernardino, CA, to provide administrative services internships, effective April 19, 2006, continuing through June 30, 2010. The University will provide administrative services candidates for the District to place in a learning environment under the supervision of a master teacher. This program is beneficial to both the University and the District in that it is used to develop future educational administrators. This agreement will also provide students the opportunity to participate in planned, structured observation and educational field practice experience under the supervision and instruction of selected certificated classroom teachers who hold at least a preliminary teaching credential. There will be no cost to the District.

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

9.16 - Agreement with Michaelangelo Creations to Paint Educational Murals at Rio Vista Elementary School

BE IT RESOLVED that the Board of Education approves entering into an agreement with Michaelangelo Creations, Victorville, CA, to paint murals on various walls of the Multi-Use Room at Rio Vista Elementary School, effective May 1, 2006, continuing through October 25, 2006. The murals are painted along with students to educate them on the techniques of art, layout and design as part of the arts curriculum. The cost of services, not to exceed \$16,150.00, will be paid from the Restricted General Fund – No Child Left Behind, Creative Before and After School Program for Success, 21<sup>st</sup> Century Community Learning Center – 218 CORE, Account No. 581.

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

9.17 - Agreement with the YMCA of the East Valley to Provide Recreational and Enrichment Activities During Lunch and Other Recess Times for Students of Newmark Elementary School

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the YMCA of the East Valley, San Bernardino, CA, to provide recreational and other organized activities to Newmark Elementary School students during lunch and other recess times, effective February 1, 2006, continuing through June 30, 2006. The fee, not to exceed \$6,000.00, will be paid from the Restricted General Fund – No Child Left Behind, Creative Before and After School Programs, 21<sup>st</sup> Century Community Learning Center-218 CORE, Account No. 581.

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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.

9.18 - Agreement with the YMCA of the East Valley to Provide Recreational and Enrichment Activities During Lunch and Other Recess Times for Students of Emmerton Elementary School

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the YMCA of the East Valley, San Bernardino, CA, to provide recreational and other organized activities to Emmerton Elementary School students during lunch and other recess times, effective February 1, 2006, continuing through June 30, 2006. The fee, not to exceed \$6,000.00, will be paid from the Restricted General Fund – No Child Left Behind, Creative Before and After School Programs, 21<sup>st</sup> Century Community Learning Center-152, Account No. 580.

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

9.19 - Agreement with the YMCA of the East Valley to Provide Recreational and Enrichment Activities During Lunch and Other Recess Times for Students of Monterey Elementary School

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the YMCA of the East Valley, San Bernardino, CA, to provide recreational and other organized activities to Monterey Elementary School students during lunch and other recess times, effective February 1, 2006, continuing through June 30, 2006. The fee, not to exceed \$12,500.00, will be paid from the Restricted General Fund – Before-After School Learning # 2, Account No. 458.

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

9.20 - Agreement with the Uptown YMCA for After-School Gymnastics and Swimming Lessons for Students of Rio Vista Elementary School

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the Uptown YMCA, San Bernardino, CA, for after-school gymnastics and swimming lessons for Rio Vista Elementary School students, effective February 1, 2006, continuing through June 30, 2006. The fee, not to exceed \$5,000.00, will be paid from the Restricted General Fund – No Child Left Behind, Creative Before and After School Programs, 21<sup>st</sup> Century Community Learning Center, Account No. 565.

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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9.21 - Agreement with Chapman University to Provide Fieldwork Experience for University Students

BE IT RESOLVED that the Board of Education approves entering into an agreement with Chapman University, Orange, CA, to provide fieldwork experience for university students, effective April 19, 2006, continuing through June 30, 2010. The University will provide education student candidates for the District to place in a teacher-learning environment under the supervision of a master teacher. This program is beneficial to both the University and the District in that it is used to develop future teachers. This agreement will also provide students the opportunity to participate in planned, structured observation and educational field practice experience under the supervision and instruction of selected certificated classroom teachers who hold at least a preliminary teaching credential. There will be no cost to the District.

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

9.22 - Agreement with California State University Northridge to Provide Student Interns to the District

BE IT RESOLVED that the Board of Education approves entering into an agreement with California State University Northridge, Northridge, CA, to provide student interns to the District, effective April 19, 2006, continuing through June 30, 2010. The University will provide interns for active participation in the duties and functions of classroom teaching under the direct supervision and instruction of employees of the District holding valid teaching credentials issued by the Commission on Teacher Credentialing. The interns will not displace a certificated employee(s) of the District, and must meet the University's competencies or the District's performance criteria during the course of the program. The interns will assume the functions that are authorized by the regular standard credential (EC 44454), and the interns' services will meet the instructional service needs of the District (EC 44458). The interns' salaries will be in accordance with the Internship Act of 1997. There will be no cost to the District.

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

9.23 - Agreement with Advanced Education Services, Live Oak School, for Nonpublic, Nonsectarian School/Agency Services for District Special Education Students

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Advanced Education Services, Live Oak School, Yucaipa, CA, to provide services to identified District special education students, primarily Emotionally Disturbed (ED) students, effective July 1, 2005, continuing through June 30, 2006. The cost, not to exceed \$124.61 per day, and other approved related services at agreed-upon rates, will be paid from the Restricted General Fund – Special Education-Non-Public, Account No. 824.

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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.

9.24 - Agreement with New Haven Youth & Family Services for Nonpublic, Nonsectarian School/Agency Services for District Special Education Students

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with New Haven Youth & Family Services, Vista, CA, to provide services to identified District special education students, primarily Emotionally Disturbed (ED) students, effective July 1, 2005, continuing through June 30, 2006. The cost, not to exceed \$125.50 per day, and other approved related services at agreed-upon rates, will be paid from the Restricted General Fund – Special Education-Non-Public, Account No. 824.

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

9.25 - Amendment No. 1 to the Agreement with Joan E. Meier to Provide Crosscultural Language and Academic Development (CLAD) Training to District Teachers

BE IT RESOLVED that the Board of Education approves amending the agreement with Joan E. Meier, Redlands, CA, effective March 3, 2006, continuing through March 18, 2006. Amendment No. 1 is necessary to extend the term of the agreement through April 29, 2006, to add a two-day class for teachers on Methodology in SDAI leading to the Crosscultural Language and Academic Development (CLAD) certification, and to increase the fee by \$400.00, from \$800.00 to a new total not to exceed \$1,200.00. The fee will be paid from the Restricted General Fund—Title III Limited English Proficient Student, Account No. 544. 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.

9.26 - Amendment No. 1 to the Agreement with the YMCA of the East Valley to Provide Recreational and Enrichment Activities During Lunch and Other Recess Times for Students of Barton Elementary School

BE IT RESOLVED that the Board of Education approves amending the agreement with the YMCA of the East Valley, San Bernardino, CA, to provide recreational and other organized activities to Barton Elementary School students during lunch and other recess times, effective March 8, 2006, continuing through June 14, 2006. Amendment No. 1 is necessary to increase the fee by \$12,500.00, from \$7,924.80 for a new total not to exceed \$20,424.80 to allow increased services for students. The fee will be paid from the Restricted General Fund – No Child Left Behind, 21<sup>st</sup> Century Community Learning Center-218 CORE, Account No. 581. All other terms and conditions to 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.

9.27 - Amendment No. 1 to the Agreement with the Boys and Girls Club of San Bernardino to Provide English as Second Language Instruction to Parents of Students Attending District Schools

BE IT RESOLVED that the Board of Education approves amending the agreement with the Boys and Girls Club of San Bernardino, San Bernardino, CA, to provide English as Second Language instruction to parents of District students, effective October 19, 2005, continuing through June 30, 2006. Amendment No. 1 is necessary to reduce the compensation to the provider by \$20,000.00, from \$60,000.00 for a new total not to exceed \$40,000.00. The cost will be paid from the Unrestricted General Fund – Community Based English Tutoring, Account No. 469. 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.

9.28 - Amendment No. 1 to the Affiliation Agreement with Hairmasters University to Provide Cosmetology Instruction and Training for the Adult School

BE IT RESOLVED that the Board of Education approves amending the affiliation agreement with Hairmasters University, San Bernardino, CA, to provide cosmetology instruction and training for students enrolled in the Adult School's program, effective July 1, 2005, continuing through June 30, 2006. Amendment No. 1 is necessary to increase funding by \$60,000.00, from \$77,000.00 for a new total not to exceed \$137,000.00 to cover increased student hours, due to unexpected growth. The fee will be paid from the Unrestricted General Fund – Adult School, Account No. 130. 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.

9.29 - Amendment No. 1 to the Agreement with Pacific Hearing Services to Provide Audiological Services for District Special Education Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Pacific Hearing Services, Upland, CA, to provide audiological services for District special education students. Amendment No. 1 is necessary to increase the fee by \$9,000.00, from \$30,000.00 to a new total not to exceed \$39,000.00. This agreement was under-estimated for this year's services. The increase will cover the remainder of monthly services for District students and the servicing of equipment. The fee will be paid from the Restricted General Fund – Special Education, Account No. 827. 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 amendment.

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9.30 - Amendment No. 2 to the Adult School's Affiliation Agreement with Management and Training Corporation

BE IT RESOLVED that the Board of Education authorizes renewing the Adult School's affiliation agreement with Management and Training Corporation, San Bernardino, CA, effective June 1, 2006, through May 31, 2008. There is no cost to the District. 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.

9.31 - Amendment No. 2 to the Agreement for Nonpublic, Nonsectarian School/Agency Services with Oak Grove Institute

BE IT RESOLVED that the Board of Education approves amending the agreement with Oak Grove Institute, Murrieta, CA, to provide services to special education students, effective July 1, 2005, continuing through June 30, 2006. Amendment No. 2 is necessary to change the non-residential daily rate from \$123.20 to \$135.75 per day, and to add the non-residential mileage rate of \$23.54 for 21 to 35 miles per day round trip. The cost will be paid from the Restricted General Fund – Special Education, Non-Public, Account No. 824. All other terms and conditions will remain the same.

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

9.32 - Amendment No. 3 to the Agreement with Vanir Construction Management for Construction Management Services for Phase I Modernizations

BE IT RESOLVED that the Board of Education approves amending the agreement with Vanir Construction Management, Inc., Sacramento, CA, to change the scheduled timelines for the modernization projects previously assigned, and to authorize the Facilities Administrator to adjust these timelines as funding becomes available.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said Amendment No. 3.

9.33 - Amendment No. 3 to the Agreement with the YMCA of the East Valley for District Schools

BE IT RESOLVED that the Board of Education approves amending the agreement for consultant services with the YMCA of the East Valley, effective July 1, 2005, continuing through June 30, 2006. Amendment No. 3 is necessary to add funds to the following school programs due to an increase in supervised recreation activities for District students: Ramona-Alessandro Elementary School (\$14,000.00); Curtis Middle School (\$13,200.00); Cypress Elementary School

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(\$13,200.00); Kimbark Elementary School (\$13,200.00); Urbita Elementary School (\$13,200.00); and Warm Springs Elementary School (\$13,200.00). The fee will be increased by \$80,000.00, from \$134,722.00 for a new total not to exceed \$214,722.00, and will be paid from the Restricted General Fund – Sunrise-Healthy Start/After School Learning, Account No. 472. 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.

9.34 - Amendment No. 4 to the Agreement with the YMCA of the East Valley for Lytle Creek Elementary School

BE IT RESOLVED that the Board of Education approves amending the agreement for consultant services with the YMCA of the East Valley, effective July 1, 2005, continuing through June 30, 2006. Amendment No. 4 is necessary to add funds to the Lytle Creek program due to an increase in supervised recreation activities for students of Lytle Creek Elementary School. The fee will be increased by \$12,500.00, from \$214,722.00 for a new total not to exceed \$227,222.00, and will be paid from the Restricted General Fund – No Child Left Behind, Creative Before and After School Programs, 21<sup>st</sup> Century Community Learning Centers-CORE 3A, Account 583. 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.

9.35 - Renewal of the Agreement with the County of San Bernardino, Human Services System, for the Service of One Social Worker for the District's Healthy Start Program at Emmerton Elementary and Lincoln Elementary

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with the County of San Bernardino, Human Services System, San Bernardino, CA, for the service of one social worker for the District's Healthy Start Program, at Emmerton Elementary and Lincoln Elementary Schools, effective July 1, 2004, continuing through June 30, 2006. The cost, not to exceed \$12,500.00, will be charged to the Restricted General Fund – Medi-Cal Billing, Account No. 585.

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

9.37 - Extended Field Trip, California Cadet Corps Program, Brigade First Aid Certification Bivouac, Firestone Boy Scout Reservation, Brea, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 550 middle and high school California Cadet Corps Program students, 11 District employee chaperones, and 19 volunteer chaperones to attend the Brigade First Aid Certification Bivouac, Firestone Boy

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Scout Reservation, Brea, CA, May 5-7, 2006. The cost of the trip, \$22,100.00, which includes consumable camping supplies, RV and truck rental, one bus, food, and facilities rental for the 550 middle and high school students, 11 District employee chaperones, and 19 volunteer chaperones, will be paid from Alternative Programs Account No. 030. Transportation by Laidlaw, \$8,000.00, will be paid from participating Cadet Program schools as follows: Curtis Middle School Account No. 501, Shandin Hills Middle School Account No. 276, San Geronio High School Account No. 203, Serrano Middle School Account No. 204, King Middle School Account No. 419, Arrowview Middle School Account No. 501, Chavez Middle School Account No. 419, Cajon High School Account No. 202b, and Del Vallejo Middle School Account No. 419. Names of the students are on file in the Business Services office.

9.38 - Extended Field Trip, California Cadet Corps Program, Brigade Survival Bivouac, San Bernardino Mountains, California

BE IT RESOLVED that the Board of Education approves the extended field trip for thirty-two Cajon High School and San Geronio High School California Cadet Corps Program students, three District employee chaperones, and one volunteer chaperone to attend the Brigade Survival Bivouac, San Bernardino Mountains, CA, June 16-20, 2006. The cost of the trip, \$4,500.00, which includes supplies for the survival experience and rental of three 4 X 4 vehicles for adult emergency access to and from the remote camp site for the thirty-two students, three District employee chaperones, and one volunteer chaperone, will be paid from Alternative Programs Account No. 030. Transportation by Laidlaw, \$900.00, will be paid from Alternative Programs Account No. 030. Names of the students are on file in the Business Services office.

9.39 - Extended Field Trip, California Cadet Corps Program, State Individual Major Awards Competition, Hilton Hotel, San Bernardino, California

BE IT RESOLVED that the Board of Education approves the extended field trip for twenty-seven middle and high school California Cadet Corps Program students, two District employee chaperones, and one volunteer chaperone to attend the State Individual Major Awards Competition, Hilton Hotel, San Bernardino, CA, May 12-13, 2006. The cost of the trip, \$37,000.00, which includes meals, lodging, and all related costs, for twenty-seven middle and high school California Cadet Corps Program students, two District employee chaperones, and one volunteer chaperone, will be paid from the State of California Military Department. Transportation will be by private vehicle (chaperones or parents will drive students). Names of the students are on file in the Business Services office.

9.40 - Extended Field Trip, Golden Valley Middle School, California State History Day Competition, Sacramento, California

BE IT RESOLVED that the Board of Education approves the extended field trip for twelve Golden Valley Middle School students and five District employee chaperones to attend the California State History Day Competition, Sacramento, CA, May 11-14, 2006. The cost of the trip, \$6,038.72, including registration, meals, and lodging for twelve students and five District

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employee chaperones, will be paid from Golden Valley Middle School Account No. 419 and Golden Valley Middle School ASB Account. Transportation by Xpress Rent A Car, \$1,409.80, will be paid by Golden Valley Middle School Account No. 419. Names of the students are on file in the Business Services office.

9.41 - Extended Field Trip, Burbank Elementary School, Cedar Crest Camp, Running Springs, California

BE IT RESOLVED that the Board of Education approves the extended field trip for thirty-one Burbank Elementary School fifth and sixth grade students and two District employee chaperones to attend Cedar Crest Camp, Running Springs, CA, April 24-28, 2006. The cost of the trip, including meals and lodging for thirty-one students and two District employee chaperones, will be paid by sponsors through the Orange County Office of Education. Transportation by Laidlaw Bus Lines, \$289.90, will be paid from Burbank Elementary School Account No. 205. Names of the students are on file in the Business Services office.

9.42 - Amendment No. 2 to the Application Service Provider (ASP) Agreement with SunGard Pentamation, Inc., to Provide Software and Support Services to the Special Education Department

BE IT RESOLVED that the Board of Education approves amending the agreement with SunGard Pentamation, Inc., Bethlehem, PA, to provide software and support services for the Special Education Department, effective July 1, 2005, through June 30, 2007. Amendment No. 2 is necessary to cover the cost of monthly hosting services as the Information Technology Department has not taken over the application hosting services as had been anticipated. The fee will be increased by \$46,000.00, from \$120,708.28 to a new total not to exceed \$166,708.28. The fee will be paid from the Restricted General Fund – Special Education, Account No. 827. 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.

9.43 - 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 districts for the 2005-2010 school years:

Pasadena Unified School District  
Los Angeles County

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9.44 - 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:

5-6-87	12-30-87	3-8-88	4-10-88	11-16-88	5-29-89
7-19-89	4-11-90	9-18-90	1-29-91		

9.45 - 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:

**08/13/93	**10/02/91	*(S)01/14/92	*(S)07/28/91	*08/12/91	***(S)01/01/89
**06/07/88	*(S)12/12/89	*(S)09/07/93	**02/18/90	*(S)07/10/91	*(S)06/15/90
*(S)03/04/91	**12/18/90	**04/21/89	*(S)02/22/93	**01/09/91	*(S)03/07/92

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

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

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

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

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

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9.47 - 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:

9.48 - 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:

12/11/96      06/19/95      05/14/96      03/31/97

9.49 - 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.

9.50 - 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:

12/18/88

9.51 - 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:

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9.36 - Amendment to the Board Resolution of February 7, 2006, Extended Field Trip, California Cadet Corps Program, State Drill Competition, Camp Roberts, San Miguel, California

Teresa Parra asked what the amendment was for. Narciso Cardona stated it is necessary to change a source of funding.

Upon motion by Member Parra, 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 amending the Board resolution of February 7, 2006, Extended Field Trip, California Cadet Corps Program for 150 middle and high school California Cadet Corps Program students and 6 District employee chaperones to attend the State Drill Competition, Camp Roberts, San Miguel, CA, March 10-12, 2006. This amendment is to change the source of payment for noon meals, March 3, 2006, and evening meals, March 12, 2006, from the State of California Military Department to Alternative Programs Account No. 030. All other terms and conditions remain the same.

**10.0 - Action Items**

10.1 - Personnel Report #20, dated April 18, 2006

Upon motion by Member Brown, seconded by Member Parra, 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 #20, dated April 18, 2006, be approved as presented (see page \_\_\_\_). Personnel actions included in this report are in accordance with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

**SESSION NINE - Closed Session**

**11.0 - Closed Session**

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

**Student Matters/Discipline**

**Conference with Labor Negotiator**

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

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**Public Employee Discipline/Dismissal/Release**

**SESSION TEN - Closing**

**12.0 - Adjournment**

By the affirmative vote of the members, the meeting was adjourned at 8:50 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, May 2, 2006, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.