

**San Bernardino City Unified School District**

Minutes of a Regular Meeting of the Board of Education

**MINUTES  
ADOPTED  
1/9/07**

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

December 5, 2006

5:30 p.m.

Present: President Marlin Brown; Vice President Lynda Savage; Board Members Louise Ayala, Teresa Parra, Judi Penman, Danny Tillman, and Elsa Valdez; Superintendent Arturo Delgado; Deputy Superintendent Judy White; Assistant Superintendents Mel Albiso, Narciso Cardona, Dayton Gilleland, Mohammad Islam, John Peukert, Paul Shirk, and Harold Vollkommer; and Superintendent's Assistant Mary Beth Gosnell. Minutes recorded by Administrative Assistant Jennifer Owens.

Absent: Assistant Superintendent Yolanda Ortega

**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 – Annual Organizational Meeting**

**2.0 - Annual Organizational Meeting**

**2.1 - Administration of Oath of Office to Board Members**

Justice Douglas McDaniel administered the Oath of Office to Louise Ayala, Teresa Parra, Lynda Savage, and Elsa Valdez who were elected on November 7, 2006.

**2.2 - Election of Officers and Assignment of Other Responsibilities**

The Education Code and the Bylaws of the Board of Education require certain actions with regard to the internal organization of the Board.

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- Election of a Board President

Superintendent Delgado opened nominations for Board President. Elsa Valdez nominated, seconded by Danny Tillman, Marlin Brown to serve as President for the ensuing year. Hearing no further nominations, the nominations were closed. A unanimous vote was cast for Marlin Brown.

- Election of a Board Vice President

Dr. Delgado opened nominations for Board Vice President. Danny Tillman nominated, seconded by Elsa Valdez, Lynda Savage to serve as Vice President for the ensuing year. Hearing no further nominations, the nominations were closed. A unanimous vote was cast for Lynda Savage. Dr. Brown conducted the remainder of the meeting. Dr. Brown congratulated and welcomed newly elected Board member Louise Ayala.

- Election of a Board Secretary. It has been the past practice that the Superintendent serve as the Secretary of the Board.

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

BE IT RESOLVED that the Board of Education elects Arturo Delgado to serve as Board Secretary.

- Election of an Assistant Secretary. It has proven desirable to appoint a Staff person as Assistant Secretary of the Board. It is suggested this practice be continued through the appointment of the Superintendent's Assistant to this post.

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

BE IT RESOLVED that the Board of Education elects Mary Beth Gosnell to serve as Assistant Secretary.

- Board Certification of Action

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

BE IT RESOLVED that Arturo Delgado, Secretary of the Board of Education, and Mary Beth Gosnell, Assistant Secretary of the Board, be authorized to certify or attest to actions taken by

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the Board of Education whenever such certification or attestation is required for any purpose as prescribed by Education Code Sections 35250 and 35036.

Following the election of officers, the Board made the following appointments.

- Danny Tillman will serve as the Board's designated representative to the San Bernardino County School Boards Association County Committee on School District Organization.
- Lynda Savage will serve as the Board's designed representative to the Association of California Urban School Districts.
- Louise Ayala will serve as the Board's designated representative to the Center for Individuals with Disabilities. Danny Tillman will serve as alternate.
- Teresa Parra and Lynda Savage will continue to serve as CSBA Delegates. The position held by Mrs. Parra will expire in May 2009; the position held by Mrs. Savage will expire in May 2008.

2.3 - Annual Consideration of Board Policies

Procedure No. 8400.1 of the Bylaws of the Board of Education requires annual consideration of Board policies and reads as follows:

1005. ANNUAL CONSIDERATION OF BOARDPOLICIES

All policies of the Board of Education shall remain in effect until revised or revoked by the Board of Education. The Board shall readopt at its annual meeting all existing Board policies.

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

BE IT RESOLVED that the Board of Education readopts all existing Board policies until revised or revoked by the Board of Education as stated in 10.14 Amendment of Policies.

2.4 - Organizational and Annual Meeting of the San Bernardino Schools Financing Corporation

As required by the San Bernardino Schools Financing Corporation Bylaws, the Board of Directors of the Corporation shall have an annual meeting for the purpose of organization, selection of officers, and transaction of other business. According to the Bylaws, annual meetings of the Board of Directors shall be held immediately following the first organizational meeting of the year of the San Bernardino School District Board of Education.

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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 an ANNUAL MEETING  
Tuesday, December 5, 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**

The meeting was called to order at 5:50 p.m.

**2.0 - Directors Present**

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

**3.0 - Designation and Election of Officers**

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

BE IT RESOLVED that Marlin Brown be elected as the Corporation's President.

BE IT ALSO RESOLVED that Lynda Savage be elected as the Corporation's Vice President.

BE IT ALSO RESOLVED that Arturo Delgado be elected as the Corporation's Secretary/Treasurer.

BE IT FURTHER RESOLVED that Mary Beth Gosnell be elected as the Corporation's Assistant Secretary.

**4.0 - Comments from the Public**

None.

**5.0 - Adjournment**

By the affirmative vote of the directors, the meeting was adjourned at 5:52 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 THREE – Student Report/School Showcase**

**3.0 - Student Report/School Showcase**

**3.1 - Cajon High School**

Ammon Becar, Student Board Representative from Cajon High School, presented a report of activities taking place at the high school campuses during the month of December. During the reception held earlier in the evening, the Cajon High School Orchestra performed under the direction of music teacher James Heller.

**SESSION FOUR - Public Hearings**

**4.0 - Public Hearings**

**4.1 - Approval of Action Plans for High Priority Schools Grant (HPSG)**

Additional schools in the District have been invited to participate in the High Priority Schools Grant Program. At the Board of Education meeting held on June 20, 2006, the Board approved the submission of an application for planning grants to write the action plans.

We are holding a public hearing to approve the submission of the action plans for High Priority Schools Grant funding for the following schools to the California Department of Education: Salinas, Lankershim, Alessandro, Bradley, and Bonnie Oehl Elementary Schools, the Provisional Accelerated Learning Academy, and the Alternative Learning Center. The funding will be used following the legislated guidelines to increase the academic achievement of students in those schools.

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

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

BE IT RESOLVED that the Board of Education approves the submission of Action Plans to the State Department of Education for Salinas, Lankershim, Alessandro, Bradley, and Bonnie Oehl Elementary Schools, the Provisional Accelerated Learning Academy and the Alternative Learning Center for possible High Priority School Grant (HPSG) funding.

4.2 - School Board Appointment to the Personnel Commission

On October 24, 2006, the Board of Education authorized the appointment of Delfina Bryant to a three-year term on the San Bernardino City Unified School District Personnel Commission beginning December 1, 2006. On November 27, Delfina Bryant submitted a letter of resignation effective December 1, 2006.

The Education Code requires that the governing board publicly announce the name of the person it intends to appoint.

Dr. Delgado reported an amendment to the resolution. Staff is recommending George Bohn. Dr. Delgado stated that Mr. Bohn is a former employee, qualified for the position, and a known adherent to the principle of the merit system. Dr. Delgado asked if the Board wished to name any other nominees at this time. Dr. Delgado reported that the Board will submit its recommendation within 30-45 days.

President Brown opened the Public Hearing and asked if anyone wished to comment. Abe Flory, Personnel Commission Director, stated that he intended to comment on an error on the agenda, but he no longer needs to address the Board. Hearing no further response, Dr. Brown closed the Public Hearing.

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

BE IT RESOLVED that the Board of Education submits the name of George Bohn on behalf of the San Bernardino City Unified School District to complete the vacant term of Delfina Bryant on the San Bernardino City Unified School District Personnel Commission beginning January 9, 2007.

## **SESSION FIVE - Administrative Presentation**

### **5.0 - Administrative Presentation**

#### **5.1 - Arroyo Valley High School Athletic Field**

At the November 21, School Board meeting, the Board authorized Judi Penman to invite individuals familiar with artificial turf to present additional information to the Board. Representatives from WLC Architects have also been invited to provide information regarding their assessment of the field at Arroyo Valley for the Board's consideration.

Bob Hensley, WLC principal architect, reported that they looked at the fields and made an analysis. It was their recommendation to amend and aerate the soil, remove the top 12 inches of soil and rock, and bring in new soil and an irrigation system. Drawings will be done in a week so the bid can go out in a month. Dr. Delgado stated that the Board authorized the study to mitigate the field.

Mike Sola, head athletic trainer at San Bernardino Valley College, discussed the artificial turf at the college. The players have experienced no significant injuries. The players need to wear long sleeves and socks. A machine regains the turf. It is cost effective because there are no lines to mark.

Woody Woods, Super Turf Solutions, stated that bringing in soil is an expensive option and that natural fields are expensive to maintain. There are more opportunities for outside organizations to use fields with artificial turf.

Elsa Valdez stated that the artificial turf at San Geronio High School is delicate and they have had problems with theft. Danny Tillman stated that the cost of removing the soil at Arroyo Valley would be the same as installing artificial turf. John Peukert stated that the recrowning price of \$450,000 is for the field only, not the track. Mr. Peukert stated that the Board authorized HMC to give cost comparisons and price estimates. Bob Hensley reported that it would cost \$1.4 million for both the track and field. Danny Tillman asked if it would be possible to just replace the field. Mr. Hensley stated that the cost for the turf only would be \$860,000.

Judi Penman stated that she didn't think all the facts were coming forward previously. Mrs. Penman thought artificial turf would be best and assumed that a bid went out. She wanted the Board to hear that Valley College is happy with its field and the maintenance is affordable.

Dr. Delgado reported that the principal at San Geronio High School was told that having artificial track around the field was a necessity. Wyatt Scott, Super Turf Solutions, said the reverse is true. Dr. Delgado stated that San Geronio has experienced vandalism and graffiti and that colleges may not have the same experiences as high schools.

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Tierney Harris, parent of an Arroyo Valley High School football player, stated that parents are aware of dangers, but if there are cost effective ways to prevent injuries, the investment should be made. It would be a positive boost for the community. It would give them pride and they would not vandalize it.

Reverend Reginald Beamon reported that young players use the fields at Arroyo Valley on Saturday. They had to use the sub fields. Visiting teams complain about how hard the fields are. New schools are being built with artificial turf. Rev. Beamon suggested the Board install artificial turf at each high school. Its long-term cost is worth it.

Danny Tillman stated that if the Board approves artificial turf, Staff should find ways to counter graffiti.

Elsa Valdez stated that the Board should invest any extra money into the classroom. Dr. Valdez said she would support this if all the other needs have been met. She is not fully convinced that artificial turf has low maintenance costs. Classroom needs are the greatest and asked which was more important—beautiful fields or the need to improve our test scores.

Teresa Parra asked about hardship funding. John Peukert reported that we will be okay if this is done before re-entering into hardship status in a couple of months. Teresa Parra stated that the Board is discussing this because the field is located next to a rock quarry.

Lynda Savage asked Staff to return money to the classroom and asked Staff to come back with the costs for 15 years.

Danny Tillman stated that the field was an issue in the beginning. Rocks are a safety issue. We aren't doing this because we have extra money. Mr. Tillman would like this bid out both ways.

Judi Penman stated that the field is not adequate for kids to play on. Larry Sharp is working on funding for four artificial fields. Mrs. Penman stated that the Board supported Dr. Delgado's requests for academics. Sports and extracurricular activities are also important.

Marlin Brown stated that it is the consensus of the Board for Staff to come back with comparative data. Dr. Brown stated that Staff works very hard and the Board doesn't see all that they have to do. Dr. Brown thanked the guests for coming tonight.

## **SESSION SIX - Administrative Reports**

### **6.0 - Administrative Reports**

#### **6.1 - First Period Interim Financial Report as of October 31, 2006**

The Education Code, as updated by AB1200 and AB2756, requires school districts to report on their financial condition at the time of budget adoption and after closing the books with the

unaudited actuals. Two interim reports are also required during the fiscal year: for the periods from July 1 through October 31 (first period), and from July 1 through January 31 (second period) (see page \_\_\_\_).

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

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

James Smith, member of the Native Sons of the Golden West, reported that his organization is involved with the fourth grade essay contest. Mr. Smith stated that all new schools should have a commemorative plaque which is provided by them. The plaque at Warm Springs Elementary School was stolen and they were able to finance a new plaque. Mr. Smith invited Board members to attend the rededication ceremony on December 7, at 9 a.m.

Erlinda Moody stated that she is a former employee who worked for 32 years and has been retired for three years. She was on medical leave when her group was reclassified, and her name should have been on the list. Ms. Moody stated that the District never processed her disability retirement and asked that someone look into it at the District level and PERS. Dr. Brown asked Mel Albiso to look into her claim.

Paul Chaney stated that he has four stepchildren from Honduras attending Chavez Middle School and Arroyo Valley High School. Mr. Chaney stated that the English Learner program has failed to teach them English. His children learn disrespect at the schools where clothing is most important. Mr. Chaney stated that the school won't help him when they run away. Schools are dangerous because parents lose control of their children. Mr. Chaney said that there should be a dress code. Dr. Brown referred Mr. Chaney to Narciso Cardona for assistance.

Gil Navarro, education advocate, reported that he will file a complaint against Abe Flory, Personnel Commission Director, for discrimination and making derogatory comments. Mr. Navarro referred to a letter from Mr. Flory to Dr. Delgado where Mr. Flory offered to have his letter translated into Spanish so Dr. Delgado could understand.

## **SESSION EIGHT - Reports and Comments**

### **8.0 - Report by Board Members**

Lynda Savage reported on the CSBA Delegate Assembly meeting she attended last month in November. They are working with other California school districts on revisions to the NCLB legislation. Mrs. Savage thanked the Board for allowing her to attend the meeting.

Teresa Parra stated that she opted not to attend the Delegate Assembly, but attended the CSBA Education Conference. Current trends being discussed included trade tech high schools and K-8 and grades 7-8 restructuring. Marlin Brown asked Mrs. Parra to provide the Board members with some restructuring models.

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Elsa Valdez thanked SBTA and CTA for hosting the dinner held on December 4. Dr. Valdez asked Staff to keep them informed on NCLB revisions. Dr. Valdez congratulated Harold Vollkommer and his staff for winning the Golden Bell Award for the Customer Service Program. Dr. Valdez attended the awards ceremony which had good District representation. Dr. Delgado reported that we are getting interest from other districts about our program.

Louise Ayala stated that during the Board election campaign she was rude to Elsa Valdez and wanted to publicly apologize. She respects her and is looking forward to working with her. The poor behavior will not be seen again.

8.1 - Legislative Update

Teresa Parra reported that the Federal Relations Board is putting together a team to lobby in Washington, D.C. This year's focus will be on the reauthorization of NCLB. Lynda Savage will provide copies of the literature she received at the Delegate Assembly to Board and Staff members.

**9.0 - Report by Superintendent and Staff Members**

Dr. Delgado reminded Board members of the following events: December 7, Jones Elementary School Grand Opening ceremony, 9:15 a.m.; December 7, Family Resource Center Ribbon Cutting ceremony, 1-4 p.m.; December 12, Farewell Dinner for Tony Dupre, 5:30 p.m. The Board will meet on January 9, and 16, 2007, instead of January 2, and 16, 2007.

**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 item 10.7 was pulled from the agenda. Marlin Brown pulled item 10.10 because he will abstain from voting.

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

**10.1 - Business and Inservice Meetings**

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

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ANTONIO DUPRE  
(Governing Board Member)

Attend the CSBA Golden Bell Awards Luncheon in San Francisco, CA, December 2, 2006. Total cost, not to exceed \$400.00, will be paid from Board of Education Account No. 066.

TERESA PARRA  
(Governing Board Member)

Attend the CSBA Annual Education Conference, in San Francisco, CA, November 30-December 3, 2006. Total cost, not to exceed \$1,400.00, will be paid from Board of Education Account No. 066.

10.2 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of One Blendy flute with case and one violin with case, James W. Brown; \$200.00, Curt W. Jure Family; \$150.00, Daniel M. Dyer; \$150.00, Francis and Ella League; and \$138.00, Target.

10.3 - Payment for Services Rendered by Non-Classified Experts and Organizations

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

Andrea Haendiges to present two three-hour workshops, Teaching Critical Thinking, Sessions 1 and 2, April 20, and 27, 2007, to adult educators. The fee, not to exceed \$520.00, will be paid from the Restricted General Fund—Inland Counties Regional Resource Center, Account No. 140.

Janet Brandon to present a three-hour workshop, Effective Lesson Planning on December 12, 2006, to adult educators. The course will take participants step by step through the process of lesson design and provides an opportunity to create a lesson plan using the OTAN online plan builder. The fee, not to exceed \$250.00, will be paid from the Restricted General Fund—Inland Counties Regional Resource Center—Account No. 140.

Danielle Elgan to present a three-hour workshop, Advising the Adult Learning: The Teacher's Role, February 23, 2007. Participants will explore the advantages and limitations of the teacher's role as advisor, discuss community resources, and identify strategies for listening and responding to student needs. The fee, not to exceed \$260.00, will be paid from the Restricted General Fund—Inland Counties Regional Resource Center, Account No. 140.

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

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Gil Huerta to present Hazards of Belonging to Gangs, from October 30, to November 13, 2006, to small groups of students. The fee, not to exceed \$3,000.00, will be paid from the Restricted General Fund—School Based Coordinated Programs, Account No. 419.

BE IT FURTHER RESOLVED that the Board of Education approves amending the resolution of October 17, 2006, Non-Classified Expert to read:

The Advanced Learner Programs & Services wishes to hire Judith Roseberry to teach a course entitled “G.A.T.E. Certification Program,” January 9, 2007. Ms. Roseberry is the Treasurer and President of the California Association for the Gifted, a consultant to state departments and school districts in the United States, as well as a leader of Parent Interaction Groups for the gifted. The cost, not to exceed \$1,090.00, will be paid from the Advanced Learner Program, Account No. 430.

10.4 - 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 2006-07 school year and approves payment to the following:

De Coster’s Kids to present “Prevention Through Motivation” on December 13, 2006. The cost, not to exceed \$850.00, will be paid from Student Assistance Programs Budget No. 555.

De Coster’s Kids to present “Prevention Through Motivation” on December 14, 2006. The cost, not to exceed \$850.00, will be paid from Student Assistance Programs Budget No. 555.

Dr. Reverend Brown through IM INC to present “Oratorical Emulations of Dr. Martin Luther King, Jr.” on January 12, 2007. The cost, not to exceed \$550.00, will be paid by North Park PTA.

Dr. Floyd McGregor to present “Chill Out Anger Management Program,” a 10-week class beginning December 11, 2006, through March 9, 2007. The cost, not to exceed \$12,000.00, will be paid by Emmerton Elementary School High Priority Grant No. 473.

Magda Georges-Phillips to present a four-hour workshop, “Teaching Grammar Communicatively” for English as a Second Language (ESL) adult educators on January 17, 2007. The fee, not to exceed \$275.00, will be paid from the Restricted General Fund-Inland Counties Regional Resource Center, Account No. 140.

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

DreamShapers to present “Latin American Poetry and Song-A Bilingual Program with Suni Paz,” and “Georgette Baker and Fun Sing-Along/Clap-Along Bilingual Songs,” on December 1, 2006. The cost, not to exceed \$1500.00, will be paid from Belvedere Elementary School ASB Account.

10.5 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the addition of \$1,992,160.00 in the budgeting of expenditures and revenues for the restricted program, Middle and High School Supplemental Counseling Program (AB 1802, SB 1131) (402).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$3,169,712.00 in the budgeting of expenditures and revenues for the restricted program, Discretionary Block Grant – School Site (AB 1802, Section 43(a)(2)) (431).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,075,438.00 in the budgeting of expenditures and revenues for the restricted program, Discretionary Block Grant – District (AB 1802, Section 43(a)(3)) (432).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$870,135.00 in the budgeting of expenditures and revenues for the restricted program, Arts and Music Block Grant (AB 1811) (433).

10.6 - Commercial Warrant Registers for Period from November 1, through November 15, 2006

BE IT RESOLVED that the Commercial Warrant Register for period from November 1, 2006, through November 15, 2006, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes Gene Fortajada, Accounting Services Director, or Mohammad Islam, Assistant Superintendent, to sign disbursements.

10.8 - Agreement with Ariel Link to Evaluate District Telecommunication Bills

BE IT RESOLVED that the Board of Education approves entering into an agreement with Ariel Link, Oak Park, CA, to review the District's telecommunications invoices to determine if incorrect billings or overcharges exist, effective January 16, 2007, continuing through June 30, 2007. Any fee paid to Ariel Link will be a percentage of any credits or refunds generated by Ariel Link's review. 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 agreement.

10.9 - Agreement with Serenity Place Alcohol and Drug Treatment Center to Provide Group Counseling to District Students

BE IT RESOLVED that the Board of Education approves entering into an agreement with Serenity Place Alcohol and Drug Treatment Center, Colton, CA, to provide group counseling for anger management, self-esteem, and drug and alcohol issues to District students, effective

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December 6, 2006, continuing through June 30, 2007. There is no cost to the District for this service.

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

10.11 - License Agreements with the Redevelopment Agency of the City of San Bernardino for Use of the California Theatre of the Performing Arts for District Performances

BE IT RESOLVED that the Board of Education approves entering into three license agreements with the Redevelopment Agency of the City of San Bernardino, San Bernardino, CA, for the use of the California Theatre of the Performing Arts on February 27, April 26, and May 2, 2007. The fee, not to exceed \$10,266.51, will be paid from the Unrestricted General Fund – Music and Fine Arts (Secondary), Account No. 207.

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

10.12 - Amendment No. 1 to the Agreement with the Consortium on Reading Excellence, Inc., (CORE) to Provide Professional Development to High Point Instructors

BE IT RESOLVED that the Board of Education approves amending the agreement with the Consortium on Reading Excellent, Inc., (CORE), Berkeley, CA, as approved by the Board on November 7, 2006, Agenda Item No. 8.14. Amendment No. 1 is necessary to extend the date of the term from April 30, 2007, to June 30, 2007. All other terms and conditions will remain the same.

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

10.13 - Amendment No. 1 to the Agreement with the City of San Bernardino Police Department to Share the Costs for the Crossing Guard Program

BE IT RESOLVED that the Board of Education approves amending the agreement with the City of San Bernardino Police Department, San Bernardino, CA, to share the costs of the crossing guard program, as approved by the Board September 5, 2006, Agenda Item No. 8.75. Amendment No. 1 is necessary to increase the District's share of the costs by \$41,500.00 from \$150,000.00 to \$191,500.00, due to the increase in the number of crossing guards since the original agreement went into effect, and the January 1, 2007 increase in the California minimum wage. The District's share of costs will be paid from the Unrestricted General Fund – Administrative Support, Account No. 189. All other terms and conditions will remain the same.

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

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10.14 - Amendment No. 1 to the Agreement with Blackhawk Protection to Provide an Unarmed Security Officer for the San Gorgonio High School Athletic Field

BE IT RESOLVED that the Board of Education ratifies amending the agreement with Blackhawk Protection, San Bernardino, CA, to provide an unarmed security officer to patrol and check the perimeter of the athletic field, as approved by the Board of Education on July 18, 2006, Agenda Item No. 9.31. Amendment No. 1 is necessary to extend the term from October 11, 2006, through January 31, 2007, and to add fees in the amount of \$23,936.00 to the previous fee of \$23,584.00 for a new aggregate total not to exceed \$47,520.00. The fee, not to exceed \$47,520.00, will be paid from the Unrestricted General Fund – Growth, Account No. 246. All other terms and conditions will remain the same.

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

10.15 - Amendment No. 2 to the Agreement with Genesis 8 Mentoring Project to Provide a Series of Assemblies and a Flag Football League at Curtis Middle School

BE IT RESOLVED that the Board of Education approves amending the agreement with Genesis 8 Project, San Bernardino, CA, to provide a series of assemblies and a flag football league, as approved by the Board on June 20, 2006, Agenda Item No. 10.100. Amendment No. 2 is necessary to add \$5,000.00 to the original fee of \$5,000.00 for a total not to exceed \$10,000.00. The fee will be paid from the Restricted General Fund—High Priority Schools Grant Program, Account No. 473. All other terms and conditions will remain the same.

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

10.16 - Renewal of the Piggyback Agreement with the Department of General Services of the State of California for the Cal-Card Program Contract

BE IT RESOLVED that the District piggybacks on the Cal-Card Program Contract established by the Department of General Services of the State of California. Public Contract Code § 20118 allows school districts to avail themselves of contracts established by other public agencies.

BE IT ALSO RESOLVED that the District enters into an agreement with the Department of General Services and U.S. Bancorp for the use of charge cards under the Cal-Card Program Contract. These cards are to be issued to various District personnel for authorized District expenses. Authorized District expenses include, but are not limited to, any or all of the following: non-biddable items such as books, instructional software, and testing materials; travel expenses such as hotel accommodations, conference/field trip registrations, car rental or transportation, meals, airfare, and parking.

BE IT ALSO RESOLVED that Janet King, Fiscal Services Director; Gene Fortajada, Accounting Services Director; Debra Love, Acting Purchasing Services Director, and/or their

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departmental designees, be authorized as the approving officials for Cal-Card in accordance with District procedures. The approving officials will have the ability to request cards and establish card limits, including purchasing restrictions.

BE IT ALSO RESOLVED that the District is required to pay an administrative fee of four tenths of one percent for all purchases.

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

10.17 - 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 approves renewing the agreement with Rehab West, Inc., Escondido, CA, to provide utilization review program management services for District workers' compensation claims, effective January 1, 2007, continuing through December 31, 2007. 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.

10.18 - Bid No. 33-06, Micro Perforated Bond Paper

BE IT RESOLVED that bids were received from Xpedx, La Mirada, CA; Kirk Paper, Downey, CA; Spicers Paper, Santa Fe Springs, CA; Unisource Corporation, City of Commerce, CA; Xerox Corporation, Santa Ana, CA; Forms World Inc., St. Louis, MO; Strategic Connections, LLC, Kirkwood, MO; and Liberty Paper & Printing, Los Angeles, CA.

BE IT ALSO RESOLVED that Bid No. 33-06, Micro Perforated Bond Paper, be awarded to Unisource Corporation, the lowest responsible bidder, based on the unit prices bid, meeting District specifications as follows:

| <u>BIDDER</u>                                 | <u>TOTAL BID AMOUNT<br/>TAX NOT INCLUDED</u> | <u>TERMS</u> |
|---|--|--------------|
| Unisource Corporation<br>City of Commerce, CA | \$83,250.00                                  | 2%/30 Days   |

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|   |              |             |
|---|--------------|-------------|
| Kirk Paper<br>Downey, CA                    | \$83,750.00  | 2%/30 Days  |
| Forms World Inc.<br>St. Louis, MO           | \$87,250.00  | Net 30 Days |
| Strategic Connections LLC<br>Kirkwood, MO   | \$93,000.00  | Net 30 Days |
| Liberty Paper & Printing<br>Los Angeles, CA | \$95,000.00  | Net 30 Days |
| Spicers Paper<br>Santa Fe Springs, CA       | \$98,250.00  | 2%/30 Days  |
| Xpedx<br>La Mirada, CA                      | \$100,250.00 | 2%/30 Days  |
| Xerox Corporation<br>Santa Ana, CA          | \$109,125.00 | Net 30 Days |

BE IT ALSO RESOLVED that the District reserves the right to purchase more than, less than, or none of the quantity indicated as needed throughout the initial six-month term of the bid, and all extensions, not to exceed three years total.

BE IT FURTHER RESOLVED that Mohammad Z. Islam, Assistant Superintendent, Business and Finance, be authorized to sign agreements.

10.19 - Request to Reject Bid No. F05-20, Arrowview Middle School Modernization

BE IT RESOLVED that the Board of Education rejects all bids for Bid No. F05-20, Arrowview Middle School Modernization, due to the lowest bidder was found to be Non-Responsive and the second lowest bidder would significantly exceed the construction budget for the Base Bid and the desired Bid Alternatives, and directs that this project be rebid.

10.20 - Notice of Completion, Bid No. 21-03, Categories 01, 02 and 20, Cesar E. Chavez Middle School

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. 21-03, Cesar E. Chavez Middle School, for the portions of the work awarded to the Prime Contractors listed below:

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Contractor Combination Category 01 – Earthwork and Category 02 – Street Improvements

Vance Corporation  
Rialto, CA

Category 20 – Fire Suppression

Daart Engineering  
San Bernardino, CA

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

10.21 - Notice of Completion, Bid No. 30-03, Category 09, Juanita Blakely Jones Elementary School

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. 30-03, Juanita Blakely Jones Elementary School, for the portion of the work awarded to the Prime Contractor listed below:

Category 09 – Framing, Drywall, Lath & Plaster

Caston Plastering  
San Bernardino, CA

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

10.22 - Notice of Completion, Bid No. 31-03, Categories 06, 07, 13, 14, 15, and 22, Cesar E. Chavez Middle School

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. 31-03, Cesar E. Chavez Middle School, for the portions of the work awarded to the Prime Contractors listed below:

Category 06 – Structural Steel

Law Steel, Inc.  
Banning, CA

Category 07 – Wood Framing

Gamut Framing, Inc.  
Montclair, CA

Category 13 – Plaster and Insulation

Sierra Lathing Co., Inc.  
Rialto, CA

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Category 14 – Ceramic Tile  
Inland Pacific Tile, Inc.  
San Bernardino, CA

Category 15– Ceiling and Wall Tile  
Elljay Acoustics, Inc.  
Orange, CA

Category 22– Electrical  
BEC, Inc.  
San Bernardino, CA

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

10.23 - Extended Field Trip, Arroyo Valley High School, Torrey Pines High School Holiday Prep Classic, San Diego, California

BE IT RESOLVED that the Board of Education approves the extended field trip for thirteen students and five District employee chaperones to attend Torrey Pines High School Holiday Prep Classic, at San Diego, California, December 26-29, 2006. The cost of the trip, \$2,350.00 including entry fees, meals, and lodging for thirty-six students and two District employee chaperones, will be paid from Arroyo Valley High School ASB Account No. 2208, and by fundraising. Transportation by America's Xpress Rent a Car, \$1,150.00, will be paid from Arroyo Valley High School ASB Account No. 2208 and from Arroyo Valley High School Athletics INAP Account No. 203. Names of the students are on file in the Business Services office.

10.24 - Extended Field Trip, Arroyo Valley High School, JROTC Winter Survival Camp, Camp Helendade Boy Scout Camp, Running Springs, CA

BE IT RESOLVED that the Board of Education approves the extended field trip for forty JROTC Cadets and seven District employee chaperones to attend the JROTC Winter Survival Camp, Camp Helendade, Running Springs, CA, December 8-10, 2006. The cost of the trip, \$1,200.00, which includes lodging, meals, t-shirts for forty cadets and seven District employee chaperones, will be paid by Army JROTC sponsorship, participant fees, and private donations. Transportation, \$395.00, 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.

10.25 - Extended Field Trip, Davidson Elementary School, Camp Arbolado Outdoor Science Camp, Angelus Oaks, California

BE IT RESOLVED that the Board of Education approves an extended field trip for seventy-five students and three District employee chaperones to attend Camp Arbolado Outdoor Science Camp, at Angelus Oaks, California, January 22-26, 2006. The cost of the trip, including meals

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and lodging for seventy-five students and three District employee chaperones, will be paid by an anonymous sponsor. Transportation by Laidlaw Bus Lines, \$940.00, will be paid from Davidson Elementary School Account No. 419. Names of the students are on file in the Business Services office.

10.26 - Extended Field Trip, San Geronio High School, Pilgrim Pines Camp, Yucaipa, California

BE IT RESOLVED that the Board of Education ratifies the extended field trip for ninety-one students and nine District employee chaperones to attend Pilgrim Pines Camp, at Yucaipa, California, December 2-3, 2006. The cost of the trip, \$7,100.00, including meals and lodging for ninety-one students and nine District employee chaperones, will be paid from Student Assistance Programs Account No. 494. Transportation by Laidlaw Bus Lines, \$812.00, will be paid from Student Assistance Programs Account No. 494. Names of the students are on file in the Business Services office.

10.27 - 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 2007-2012 school years:

Riverside Unified School District  
Riverside County

10.28 - Expulsion of Student(s)

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

|              |              |              |                |              |          |
|--------------|--------------|--------------|----------------|--------------|----------|
| *(S)10/07/91 | *(S)09/26/90 | 10/26/91     | ***(S)01/26/91 | *(S)06/26/96 | 02/20/91 |
| 10/09/91     | 07/17/93     | *(S)05/26/94 | *(S)12/30/89   |              |          |

\*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.

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(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.

10.29 - 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.

10.30 - 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:

10/28/89      11/07/91

10.31 - 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:

04/19/00

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10.32 - 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.

10.33 - 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:

10.34 - 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:

10.7 - Agreement with HMC Architects for Architectural Services for a New Portable Pre-School Classroom at Rio Vista Elementary School

This item was pulled from the agenda.

10.10 - Agreement with Learning Plus Associates to Implement its Standards Plus Program at Twenty-Five (25) District Elementary Schools

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

BE IT RESOLVED that the Board of Education approves entering into an agreement with Learning Plus Associates, Rancho Cucamonga, CA, to implement its Certified Trainer program at 25 District elementary schools, effective December 6, 2006, continuing through June 27, 2007. The implementation plan includes a three-hour overview plus a one-day model lessons session at each site to demonstrate effective use of the Standards Plus materials in the classroom. The goals are to develop grade-level content clusters identified as gaps by assessments for the 2006-07 school year, to design the process for developing grade-level specific calendars addressing the pacing of California Standards mastery for 2006-07, and to develop Learning Plus Associates Certified Trainers within the District. The fee, not to exceed \$63,000.00, will be paid from the Restricted General Fund – Staff Development: Mathematics and Reading, Account No. 490.

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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.

**11.0 - Action Items**

**11.1 - First Period Interim Report as of October 31, 2006**

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

BE IT RESOLVED that the Board of Education approves, on the basis of information presented, the First Interim Financial Report of 2006-2007 as of October 31, 2006.

BE IT FURTHER RESOLVED that the President of the Board of Education be authorized to certify on behalf of the Board, that the San Bernardino City Unified School District is able to meet its ongoing financial obligations for the current and subsequent two fiscal years.

**11.2 - Personnel Report #11, dated December 5, 2006**

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

BE IT RESOLVED that the Personnel Report #11, dated December 5, 2006, be approved with addition as noted (see page \_\_\_\_). Personnel actions included in this report are in accordance with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

Addition to page .22:

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

WILLIAMS, MARGUERITE: Middle School Principal, effective date, work year and salary, to be determined.

**11.3 - In Recognition of Deceased Employees**

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

**RONALD JOHN CRIDELICH**

- WHEREAS** Ronald Cridelich was a dedicated member of the certificated staff for the San Bernardino City Unified School District from 1963, until his retirement in 1992; and
- WHEREAS** Ronald Cridelich first worked in the sheet metal trade as a journeyman before serving the District as a metal shop teacher, and upon retirement embarked on his lifelong love of fishing, gardening, and working on art projects; and
- WHEREAS** throughout his lengthy career with the District, Ronald Cridelich worked at Pacific, San Bernardino, Cajon, and Sierra High Schools and the Adult School; and
- WHEREAS** Ronald Cridelich is remembered as a hardworking teacher dedicated to serving the students of San Bernardino; and
- WHEREAS** on October 12, 2006, Ronald Cridelich died, bringing deep sorrow to his loving family and friends; and
- WHEREAS** Ronald Cridelich is survived by his wife, Vera; two sons, Casey and Tim; a daughter, Shawn; and five grandchildren;

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

**THEODORE "TED" OSORIO**

- WHEREAS** Ted Osorio was a dedicated member of the classified staff for the San Bernardino City Unified School District from 1984, until his untimely death; and
- WHEREAS** Ted Osorio dutifully served the District as a delivery driver and warehouse worker and in his personal life enjoyed traveling and was active in coaching youth sports, especially basketball and baseball; and
- WHEREAS** Ted, who deeply valued his family, was known as a hardworking warehouse worker dedicated to helping the children of San Bernardino; and
- WHEREAS** on November 19, 2006, Ted Osorio passed away, bringing deep sorrow to his loving family and friends; and
- WHEREAS** Ted Osorio is survived by his mother, Veronica Osorio; two sisters, Alicia and Sigrid Osorio; nephews Dominick Davis, Jordan Parker, and Oscar Davis; and nieces Jasmine Parker, Jade Parker, and Joslyn Osorio;

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**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 Ted Osorio's fine years of service to the San Bernardino community and does extend its deepest sympathy to his family.

### **SESSION TEN - Closed Session**

#### **12.0 - Closed Session**

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

#### **Student Matters/Discipline**

##### **Conference with Labor Negotiator**

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

#### **Public Employee Discipline/Dismissal/Release**

##### **Public Employee Appointment**

Title: Middle School Principal

### **SESSION ELEVEN - Closing**

#### **13.0 - Adjournment**

By the affirmative vote of the members, the meeting was adjourned at 8:15 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, December 19, 2006, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.