

**San Bernardino City Unified School District**

Minutes of a Regular Meeting of the Board of Education

**MINUTES  
ADOPTED  
4/5/05**

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

February 15, 2005

5:30 p.m.

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

Absent: Board Member Judi Penman

**SESSION ONE - Opening**

**1.0 - Opening**

**1.1 - Call to Order**

President Valdez 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:

***Alessandro Elementary School***

Ruofei Ma, Berenice Rico, and Jennifer Rivera

***Arrowhead Elementary School***

Juan Ortiz, Jamie Saroni, and Danneilla Sosa

***Pacific High School***

Mark Brewster, Zahara Hussien, and Joseph Mello

Board of Education Minutes  
February 15, 2005

Lorraine Velarde, District Director for Assemblyman Joe Baca Jr., also congratulated the students and presented them with a certificate from Mr. Baca.

### 2.2 - StarFISH Awards

The Board of Education and Superintendent of the San Bernardino City Unified School District have a strong commitment to provide customer service in our district. As an ongoing part of this commitment, the Superintendent has authorized the “StarFISH Award” recognition program. To achieve this recognition, schools must meet specific criteria in relation to outstanding customer service.

The Board recognized and presented the “StarFISH Award” to the principals of Barton, Highland-Pacific, Hillside, Lankershim, Mt. Vernon, North Park, Oehl, Roosevelt, and Thompson Elementary, and Curtis Middle Schools for the 2003-04 school year, for achievement in customer service excellence.

Board members Antonio Dupre and Danny Tillman left the Board meeting at 6:10 p.m.

## **SESSION THREE - School Showcase**

### 3.0 - School Showcase

#### 3.1 - Richardson PREP HI

Students from Richardson PREP HI presented a collaborative effort between the music and art departments. The showcase featured students from Vicki Burdeaux and D’Arcy Curwen’s Advanced Art and Advanced Orchestra classes.

President Valdez moved Session Five – Administrative Report and Session Six – Other Matters Brought by Citizens forward on the agenda.

## **SESSION FIVE - Administrative Report**

### 5.0 - Administrative Report

#### 5.1 - Governor’s Proposed Budget Update for Fiscal Year 2005-2006

Steve Rhoads, Sandra Vargas, and Esperanza Ross from Strategic Education Services discussed the major components of the Governor’s proposed budget. Mohammad Islam discussed what impact the Governor’s budget would have on the District (see page \_\_\_\_). Patty Taylor, SBTA President, reported that SBTA is working with the Education Coalition regarding budget issues and offered the use of the SBTA office for meetings.

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

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

Amanda Jacobs, Peggi Hazlett, Cassie Cooper, and Bill Seybert asked for clarification on boundaries and grade configuration for Chavez Middle School. Dr. Delgado stated that Staff would get back to them with answers to their questions.

Sandy Noland and Annette Cutter expressed their concern about student safety at San Bernardino High School. Dr. Valdez stated that their concerns will be discussed in Closed Session and they will be notified of the Board's decision.

Ron Fletcher, substitute teacher and member of CWA, stated that the union has had a problem with negotiations. They are trying to increase the rate of pay in order to get good substitute teachers. Dr. Valdez stated that this is a negotiated item and Board members are unable to comment.

Patty Taylor, SBTA President, stated that the union is confident they will be able to reach an agreement on negotiations soon. Mrs. Taylor stated the teachers would prefer that Tracks C or D be selected for the single-track year-round schools. Dr. Delgado reported that the track selection will be brought to the March 1, meeting for Board approval. Mrs. Taylor stated that District Staff and SBTA representatives will be working with John and Carol Glaser on developing effective working relationships.

School Police Chief Gary Underwood introduced new School Police Officers Aaron Hazen and Roberto Arrellano.

Serrano Middle School Principal Julie Swan reported that the Serrano teachers want to return to a single track and would prefer Track D because it is important to have the month of July off. Arrowview Middle School Principal Arwyn Wild reported that the parents are supportive of the decision to move to a single-track calendar.

## **SESSION FOUR - Administrative Presentation**

### **4.0 - Administrative Presentation**

#### **4.1 - Williams v. State of California Settlement**

When the Williams case was filed San Bernardino High School graduate Michael Feuer was on the Los Angeles City Council. Mr. Feuer joined the Los Angeles office of the law firm Morrison & Foerster to become involved with this case. As one of the attorneys representing the plaintiffs in the Williams v. State of California lawsuit, Mr. Feuer shared some background information concerning the lawsuit and recent settlement.

Board of Education Minutes  
February 15, 2005

Concerns about facilities, teachers, and books motivated the results of the lawsuit. Prior to the suit, there was no state rule that schools have books. It is now a state law that every student have a book for the classroom and home. Mr. Feuer stated that if you improve the facilities that need repair, good teachers will want to work there.

Marlin Brown stated that \$800 million statewide will mean very little to San Bernardino City Unified School District. Dr. Brown stated that he would like to see this broken down by district. No one disagrees that books are needed; however, Dr. Brown stated this is a punitive action. Mr. Feuer stated that the lawsuit wasn't about money; it was about accountability. Dr. Brown suggested that Morrison & Foerster sue the state for more funding for school districts.

Lynda Savage expressed her appreciation to Mr. Feuer for attending the meeting. Mrs. Savage stated that the San Bernardino County School Boards Association Executive Committee is working closely with the County Superintendent of Schools to make sure we are doing what needs to be done.

Board Members Antonio Dupre and Danny Tillman returned at 8:30 p.m.

Marlin Brown asked that reimbursement funds be tracked. Elsa Valdez thanked Mr. Feuer for driving in from Los Angeles. Mrs. Savage recommended that he work on getting more people that understand education elected.

Dr. Delgado asked Mr. Feuer to turn some attention to book publishers. The publishers are taking advantage of districts by charging high prices for books.

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

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

Teresa Parra stated that the Enrollment Center looks like a health clinic. Mrs. Parra stated that parents should be able to enroll their children online. Mrs. Parra thanked Judy White for the update on the First Nations Tribal Family Center. Judy White stated that it is the parents' choice on who to select for supplemental services. The District has advertised the Center's services. Mrs. Parra stated that she would be comfortable having her email address listed on the District's webpage.

Lynda Savage thanked Dayton Gilleland for the report on the science labs. Mrs. Savage asked Staff to find the funding to make the additions. Mrs. Savage requested that Staff schedule a workshop for Board members to hear the Curriculum Audit report. Mrs. Savage reported that the Academic Decathlon Banquet was outstanding and that Pacific High School had placed 5th and Arroyo Valley High School placed 11th.

Danny Tillman stated that inadequate science labs affect the students' ability to take AP tests. Dr. Gilleland reported that Arroyo Valley High School has already made an allocation of funds

Board of Education Minutes  
February 15, 2005

for the labs. Danny Tillman reported that the students who competed in the Black History Bee were amazing. Mr. Tillman reported that the MAC meeting he attended tonight went well. John Peukert, Wael Eletar, and Mike Perez were also in attendance. The Muscoy residents had some misinformation. They will discuss sewer and water connections at the March 15 meeting.

7.1 - Legislative Update

Teresa Parra reported that she was able to meet with Congressmen Jerry Lewis and Joe Baca while attending the Federal Relations Network Conference in Washington, DC. Mr. Lewis was supportive of our district. Mrs. Parra recommended that the Board adopt a resolution regarding Prop 98 funding.

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

Dr. Delgado stated that seven County districts are changing their Board elections to even years. Lynda Savage stated that the District would save about \$20,000.00 in election costs. Danny Tillman stated that it would cost candidates more to print their statements. Elsa Valdez stated that she would support it and would like to see more voter participation. Dr. Delgado stated that if the Board adopts a resolution, the County Board of Supervisors would have to approve it. Teresa Parra requested that this be discussed at the March 1 meeting when Judi Penman would be in attendance.

**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.

Items listed with an asterisk will have an impact on the General Fund Budget.

Consent items 9.27 and 9.28 were held for later consideration.

Upon motion by Member Brown, seconded by Member Tillman, and approved by the affirmative vote of Members Brown, Dupre, Parra, 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 January 11, 2005, be approved as presented.

Board of Education Minutes  
February 15, 2005

9.2 - Payment of Master Teachers – National University

BE IT RESOLVED that the Board of Education approves payment as a master teacher for January 2004, through December 2004, as follows:

Elizabeth Pfister	\$150.00	Catherine Saterfield	\$150.00
Linda Cooper	\$150.00	Nancy Church	\$150.00
Dana Dennington	\$300.00	Janet Watson	\$150.00
Conrad Valdez	\$150.00	Donna Espinoza	\$150.00
Ross Mack	\$150.00	Rose Garcia	\$150.00
Donna Espinoza	\$150.00	Linda Vandermer	\$150.00
Susan Kumanski	\$150.00	Patricia Roy	\$150.00
Joyce Payne	\$150.00	Marcia Aranda	\$150.00
Conrad Valdez	\$150.00		

9.3 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of approximately 700 toys as Christmas gifts, The California Highway Patrol; \$200.00, Scott and Terry Perong; and \$200.00, Southern California Legal Alliance.

9.4 - 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 2004-05 school year and approves payment to the following:

Lloyd Bachrach, of Learning Adventures, for two assemblies entitled “Yes, You Can!” on March 23, 2005. The cost, not to exceed \$800.00, will be paid from Emmerton Elementary School Account No. 419.

9.5 - 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:

Catherine Ruffo-Saldana to present a three-hour workshop, “Designing Programs for Adults with Learning Disabilities – Session 1,” for adult educators on February 25, 2005. The cost, not to exceed \$270.00, will be paid from Adult School Account No. 140.

Catherine Ruffo-Saladana to present a three-hour workshop, “Organizing and Monitoring Instruction to Improve Learning Gains,” for adult educators on March 11, 2005. The cost, not to exceed \$270.00, will be paid from Adult School Account No. 140.

Board of Education Minutes  
February 15, 2005

Catherine Ruffo-Saldana to present a three-hour workshop, "Designing Programs for Adults with Learning Disabilities – Session 2," for adult educators on March 18, 2005. The cost, not to exceed \$270.00, will be paid from Adult School Account No. 140.

Catherine Ruffo-Saldana to present a three-hour workshop, "Designing Programs for Adults with Learning Disabilities – Session 3," for adult educators on April 15, 2005. The cost, not to exceed \$270.00, will be paid from Adult School Account No. 140.

Gail K. Gorke, through Kids Kan, Inc., to present three one-day Odyssey Program Team Building Trainings on February 18, February 23, and March 24, 2005, to CAPS employees. The cost, not to exceed \$900.00, will be paid from CAPS Account No. 583.

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

Michael Reeves to serve as an official for the boys and girls middle school soccer program scheduled from January 11, 2005, to February 10, 2005. The cost, not to exceed \$25.00 per game, will be paid from Youth Services Account No. 209B.

Lenny Hernandez to serve as an official for the boys and girls middle school soccer program scheduled from January 11, 2005, to February 10, 2005. The cost, not to exceed \$25.00 per game, will be paid from Youth Services Account No. 209B.

BE IT ALSO RESOLVED that the Board of Education approves amending the resolution of October 19, 2004, Non-classified Expert to read:

San Bernardino High School wishes to hire Jan Carmean to provide three inservice sessions on November 10, 2004, January 15, and February 16, 2005, to the Social Studies Department. Ms. Carmean is a retired program specialist with the District and currently a member of the State Board for California Counsel for the Social Studies, president of the Inland Empire Council for Social Studies, Area coordinator for the Center for Civic Education, and BTSA support provider. The three inservices, not to exceed \$100.00 each, will be paid from San Bernardino High School Account No. 501.

BE IT FURTHER RESOLVED that the Board of Education approves amending the resolution of December 21, 2004, Non-classified Expert to read:

The Adult School wishes to hire Starley Dullien to present a three-hour workshop, "Teaching Critical Thinking – Session 1," on February 23, 2005. This workshop is designed to help adult education instructors incorporate critical thinking skills into basic skills instruction to prepare students to successfully complete Adult Secondary Education programs. Ms. Dullien is an ESL instructor and CALPRO trainer. The cost, not to exceed \$250.00, will be paid from Adult School Account No. 140.

Board of Education Minutes  
February 15, 2005

9.6 - Business and Inservice Meetings

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

HERMINIA MEDRANO (DELAC Officer to replace Alma Gomez)	Attend the CABE 2005 Conference, Los Angeles Convention Center, Los Angeles, California, February 24-25, 2005, as current DELAC officer. The total cost, not to exceed \$295.00, will be paid from Account No. 544.
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9.7 - Cafeteria Warrant Register, Ending December 31, 2004

BE IT RESOLVED that the Cafeteria Warrant Register, ending December 31, 2004, 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 Manager, to sign disbursements. Two signatures are required on all cafeteria warrants.

9.8 - Cafeteria Warrant Register, Ending January 31, 2005

BE IT RESOLVED that the Cafeteria Warrant Register, ending January 31, 2005, be approved.

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

9.9 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the reduction of \$14,748.00 in expenditures and a decrease of \$175,212.00 in revenues in the budgeting of Morgan-Hart Class Size Reduction Program, Grade 9 (273).

BE IT ALSO RESOLVED that the Board of Education approves the increase of \$5,224.00 in expenditures and a decrease of \$12,008.00 in revenues in the budgeting of Morgan-Hart Class Size Reduction Program, Grades 10, 11, or 12 (274).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$2,803.00 in the budgeting of Center for the Advancement of Smaller Learning Environments – San Bernardino High School (374).

Board of Education Minutes  
February 15, 2005

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$371,250.00 in the budgeting of School Assistance and Intervention Team (SAIT) Corrective Action (498).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$790,500.00 in the budgeting of Reading First-Special Education Referral Reduction Program (506).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$2,010,800.00 in the budgeting of Comprehensive School Reform (CSR) Program (509).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$95,972.00 in the budgeting of Title III-Immigrant Education Program (543).

BE IT ALSO RESOLVED that the Board of Education approves the increase of \$175,000.00 in expenditures, and the reduction of \$175,000.00 in the Undesignated/Unappropriated Fund Balance (9790) in the budgeting of Adult Education Block Entitlement (Fund 11-130).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$1,155,562.46 in the budgeting of the restricted fund, School Facilities (Fund 25).

9.10 - Governor's Performance Award Budget Approval, First Apportionment 2000-2001

BE IT RESOLVED that the Board of Education approves the following school's revised 2000-2001 Governor's Performance Award, First Apportionment, Expenditure Plan:

SCHOOL	AWARD	EXPENDITURES
Davidson	\$14,236.00	<b>Increase</b> - Work Orders <b>Decrease</b> - Conferences/Copy Machine/ Equipment/ Instructional Supplies

9.11 - Governor's Performance Award Budget Approval, Second Apportionment 2000-2001

BE IT RESOLVED that the Board of Education approves the following school's revised 2000-2001 Governor's Performance Award, Second Apportionment, Expenditure Plan:

SCHOOL	AWARD	EXPENDITURES
Davidson	\$16,279.00	<b>Increase</b> - Work Orders <b>Decrease</b> - Instructional Supplies/Site Improvement

9.12 - Donation of Various Salvaged Computer Equipment to Immanuel Baptist Church, a Charitable Organization

BE IT RESOLVED that the Board of Education authorizes the one-time donation to the Immanuel Baptist Church, based on availability, of various salvaged office equipment, per Education Code 17546(c). All items will be donated as is.

Board of Education Minutes  
February 15, 2005

9.13 - Agreement with Glaser & Associates to Provide a Leadership Workshop to District Management Staff and San Bernardino Teachers Association Personnel

BE IT RESOLVED that the Board of Education approves entering into an agreement with Glaser & Associates to provide a leadership workshop to District management staff and San Bernardino Teachers Association personnel, on March 2, 2005, and March 4, 2005. The workshop will center on improving the labor and management relationship with particular reference on decision-making and problem-solving techniques. The workshop will familiarize participants with the attitudes and skills that produce effective problem-solving outcomes, and give all participants an opportunity to refine and practice those behaviors. The cost for services, not to exceed \$15,000.00 with a portion of the total amount (\$7,500.00) reimbursed from the San Bernardino Teachers Association fund, will be paid from Unrestricted General Fund Superintendent Account No. 067.

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

9.14 - Agreement with the American Program Bureau to Make a Presentation to Staff and Administrators at Martin Luther King Middle School

BE IT RESOLVED that the Board of Education approves entering into an agreement with the American Program Bureau, Newton, MA, to provide a speaker to make a presentation to staff and administrators on March 15, 2005. American Program Bureau (APB) will provide Erin Gruwell, a well-known author, to speak on “Becoming a Catalyst for Change” to the staff and administrators of Region Q. The purpose of the speech is to promote acceptance and innovative methods for educating the diverse population within the school. The cost of services, not to exceed \$5,000.00, will be paid from Restricted General Fund – Immediate Intervention Underperforming School Program (IIUSP), Account No. 474.

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

9.15 - Agreement with Professional Development Center, San Bernardino Community College District, to Provide Food Handler’s Permit Training to R.O.P. Classes at Arroyo Valley High School

BE IT RESOLVED that the Board of Education approves entering into an agreement with the Professional Development Center, San Bernardino Community College District, San Bernardino, CA, to provide training and testing for the Food Handler’s Permit to two R.O.P. Food Service classes at Arroyo Valley High School, effective February 16, 2005, continuing through June 30, 2005. The cost, not to exceed \$1,200.00, will be paid from Restricted General Fund – Vocational Education, Account No. 381.

Board of Education Minutes  
February 15, 2005

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 Focus 92411 to Provide Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves entering into an agreement with Focus 92411, San Bernardino, CA, to provide supplementary educational services to District students, effective March 1, 2005, continuing through June 30, 2005. Focus 92411 will provide these services during after-school tutoring to students from identified program improvement schools. The services will enable students to attain their academic goals and will measure the students' progress and regularly inform the students' parents and teachers of that progress. The cost of services, not to exceed \$5,712.00, will be paid from Restricted General Fund – No Child Left Behind (NCLB) Title I Program Improvement School Support, Account No. 524.

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

9.17 - Agreement with the San Bernardino County Superintendent of Schools for Participation in Early Childhood Educator Preparation Professional Development Program Grant

BE IT RESOLVED that the Board of Education approves entering into an agreement with San Bernardino County Superintendent of Schools (SBCSS) to participate in the Early Childhood Educator Preparation Professional Development Program Grant, effective July 1, 2005, continuing through June 30, 2007. The grant is designed to assist and support early childhood educators during their first three years in the field, including familiarizing them with the application of recent research on child, language and literacy development, and other early childhood educator's methodologies. SBCSS will act as the Applicant Agency for the grant on behalf of itself and a group of agencies and districts. SBCSS will be legally responsible for the use of all grant funds and in ensuring that the project is carried out by the group in accordance with federal requirements. Once the grant is awarded, appropriate amendments detailing the scope, payments, duration, and other grant obligations will be initiated.

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

9.18 - Consulting Agreement with ABC Learn, Inc., for Title I Supplementary Educational Services

BE IT RESOLVED that the Board of Education approves entering into an agreement with ABC Learn, Inc., Canoga Park, CA, for Title I supplementary educational services, to include after-school tutoring of students enrolled in identified program improvement schools, effective February 16, 2005, continuing through June 30, 2005. The District shall not incur any obligation or expense in excess of the state/federal reimbursement amount. The cost, not to exceed

Board of Education Minutes  
February 15, 2005

\$9,996.00 (\$1,428.00 per student/\$57.12 per hour), will be paid from Restricted General Fund – No Child Left Behind, Title I Program Improvement School Support, Account No. 524.

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

9.19 - Consulting Agreement with Cooley Ranch Kumon Center for Title I Supplementary Educational Services

BE IT RESOLVED that the Board of Education approves entering into an agreement with Cooley Ranch Kumon Center, Colton, CA, for Title I supplementary educational services, to include after school tutoring of students enrolled in identified program improvement schools, effective February 16, 2005, continuing through June 30, 2005. The District shall not incur any obligation or expense in excess of the state/federal reimbursement amount. The cost, not to exceed \$2,856.00 (\$1,428.00 per student/\$95.00 per month per subject), will be paid from Restricted General Fund – No Child Left Behind, Title I Program Improvement School Support, Account No. 524.

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

9.20 - Facilities Use Agreement with the Norman Feldheym Central Library

BE IT RESOLVED that the Board of Education ratifies entering into a Facilities Use Agreement with the Norman Feldheym Central Library, San Bernardino, CA, effective February 1, 2005, continuing through February 28, 2005, to provide facilities for the Black History Bee. The cost of \$100.00 per meeting, not to exceed \$300.00, will be paid from Educational Services Program Account No. 031.

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

9.21 - Amendment to Board Approval of Building Layouts for New Elementary and Middle School Sites

BE IT RESOLVED that the Board of Education approve the following changes to the building layouts for new elementary and middle school sites previously approved on January 18, 2005.

Correction #1:

The item was originally printed in the agenda as:

*“Elementary School #52 – Lincoln III South Area”*

The item should have read:

*“Elementary School #52 – Lincoln II South Area”*

Board of Education Minutes  
February 15, 2005

Correction #2:

The item was originally printed in the agenda as:

*“Elementary School #50 – Burbank II Area”*

The item should have read:

*“Elementary School #54 – Burbank II Area”*

9.22 - Amendment to the Board Resolution to Approve the Agreement with Stephanie Rosales to Provide Cheerleading Coaching Services to District Students Enrolled at Kimbark Elementary School, as Approved January 11, 2005, Item 8.14

BE IT RESOLVED that the Board of Education approves the Amendment to the Resolution to enter into an agreement with Stephanie Rosales, San Bernardino, CA, as approved January 11, 2005, Item 8.14, to provide cheerleading services to district students enrolled at Kimbark Elementary School, effective January 12, 2005, continuing through June 30, 2005. The account number is being changed from Restricted General Fund – No Child Left Behind-CAPS-CCLC-118 Core, Account No. 581, to Restricted General Fund – 21<sup>st</sup> Century—Community Learning Center, Account No. 563. 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.

9.23 - Amendment No. 1 to the Agreement with the Consortium on Reading Excellence, Incorporated (CORE) to Provide Professional Development Training in Language Arts to District Staff

BE IT RESOLVED that the Board of Education approves amending the agreement with the Consortium on Reading Excellence, Incorporated (CORE) to provide professional development training in Language Arts to District staff, effective June 1, 2004, continuing through August 31, 2004. Amendment No. 1 is necessary due to increased participation and will increase the cost of services by an additional \$1,500.00 for a new aggregate total of \$95,965.00, including materials. The increase in cost will be paid from Restricted General Fund – Title II Educational Services, Account No. 538. 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.

9.24 - Amendment No. 1 to the Agreement with John Alfred Dyer to Provide Staff Development on Cognitive Coaching to District Teachers

BE IT RESOLVED that the Board of Education approves amending the agreement with John Alfred Dyer, Calgary, Alberta, Canada, to provide staff development workshops to District teachers, effective November 3, 2004, continuing through June 30, 2005. Amendment No. 1 will add eight additional days of training for 40 additional participants and increase the cost of services by \$24,000.00, for a new aggregate total of \$48,000.00. The additional cost will be paid

Board of Education Minutes  
February 15, 2005

from Restricted General Fund – Title II Educational Services, Account No. 538. 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.

9.25 - Amendment No. 1, Bid No. 33-04, Fuel System Upgrade Project at Building Services

BE IT RESOLVED that the Board approves amending Bid No. 33-04, Fuel System Upgrade Project at Building Services. This bid is required by law, and includes the complete removal and installation of a new underground storage tank monitoring system. This amendment will change the funding from Unrestricted General Fund Account No. 246 to Unrestricted General Fund Account No. 076. All other terms and conditions remain unchanged.

9.26 - Amendment No. 2 to the Agreement with Kim Thoman to Provide Staff Development Workshops on Differentiated Instruction to Teachers at Del Vallejo Middle School

BE IT RESOLVED that the Board of Education approves amending the agreement with Kim Thoman, El Segundo, CA, to provide staff development workshops at Del Vallejo Middle School for District teachers, effective November 17, 2004, continuing through May 31, 2005. Amendment No. 2 will increase the number of workshops from 14 to 15, and increase the cost for services by \$2,000.00, for a new aggregate total of \$30,000.00. The increase in cost will be paid from Restricted General Fund – School Based Coordinated Program, Account No. 419. 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 - Termination of the Agreement with Talking Pages Literacy Organization to Provide Supplementary Educational Services

BE IT RESOLVED that the Board of Education approves terminating the original agreement with Talking Pages Literacy Organization, Newport Beach, CA, Contract No. 04/05-768-0022, with an effective date of September 13, 2004, continuing through June 30, 2005, due to a lack of student participation and no services being rendered. The agreement was originally approved by the Board of Education on May 4, 2004, Item 10.20. The District and the provider shall be released from all covenants and provisions in the original agreement.

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

9.30 - Bid No. 43-04, Service Vehicles

BE IT RESOLVED that low bid received from Lake Chevrolet, Lake Elsinore, CA, on line item number 1 be rejected due to not being bid as specified.

Board of Education Minutes  
February 15, 2005

BE IT ALSO RESOLVED that Bid No. 43-04, Service Vehicles, be awarded to the lowest responsible bidder by line item, based on the unit prices bid, meeting District specifications, for a total initial bid award as follows:

<u>BIDDER</u>	<u>TOTAL BID AWARD TAX INCLUDED</u>	<u>LINES AWARDED</u>	<u>TERMS</u>
Fairview Ford San Bernardino, CA	\$67,758.59	Lines 1 and 2	Net 30 Days

BE IT FURTHER RESOLVED that the District reserves the right to purchase more than or less than the quantity indicated, as needed, throughout the initial one-year term of the bid, and all extensions, not to exceed five years total.

9.31 - Bid No. 45-04, Voice, Video, and Data Equipment, and Materials, Set-up, Web Hosting and Maintenance - District-wide

BE IT RESOLVED that the bids received from CDW-Government, Vernon Hills, IL; Govplace, Irvine, CA; SBC, Anaheim, CA; Verizon, Pomona, CA; be rejected in their entirety as not bid as specified.

BE IT ALSO RESOLVED that the District reject all bids received for Category A, WAN/LAN Equipment, Materials and Set-up; Category B, UPS Equipment and Material; Category C, Server Equipment and Maintenance; Category E, Voice Mail District-wide; Category F, Web Hosting; and Category I, Switch Equipment and Materials; as it is not in the best interest of the District to award these categories. The District will prepare a new bid as needed.

BE IT ALSO RESOLVED that no bids were received for Category D, Firewall Equipment and Materials.

BE IT ALSO RESOLVED that based upon the report and recommendation of staff, the Board hereby determines that the irregularity in Siemens Enterprise Networks' bid (the failure to list the FCC number) is a waivable irregularity and the failure to list the total unit cost is also a waivable irregularity. The Board hereby determines to waive both these irregularities.

BE IT ALSO RESOLVED that Bid No. 45-04, Voice, Video, Data Equipment, and Materials, Set-up, and Maintenance be awarded by category as follows:

Category A, LAN/WAN Equipment, Materials and Set-up	In accordance with above, no award to be made. The District rejects all bids.
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Category B, UPS Equipment and Materials	In accordance with above, no award to be made. The District rejects all bids.
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Board of Education Minutes  
February 15, 2005

Category C, Server Equipment and Maintenance	In accordance with above, no award to be made. The District rejects all bids.
Category D, Firewall Equipment and Materials	In accordance with above, no award to be made.
Category E, Voice Mail District-wide	In accordance with above, no award to be made. The District rejects all bids.
Category F, Web Hosting	In accordance with above, no award to be made. The District rejects all bids.
Category G, Phone/Voice System Maintenance	Award to Siemens Enterprise Networks
Category H, Data Maintenance	Award to Network Infrastructure Corp.
Category I, Switch Equipment and Materials	In accordance with above, no award to be made. The District rejects all bids.

BE IT ALSO RESOLVED that the District wishes to award a five (5) year contract to the successful vendors with the option to terminate annually without penalty or cost to the District. Purchase Orders will be issued on an as-needed basis throughout the term of the contract.

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

9.32 - Notice of Completion Bid No. 31-04, Quarry Tile Floor Installation at Nutrition Services

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. 31-04, Quarry Tile Floor Installation at Nutrition Services, purchase order No. C 28276, awarded to:

Inland Pacific Tile, Inc.  
1808 Commercenter West, Suite B  
San Bernardino, CA 92408

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

Board of Education Minutes  
February 15, 2005

9.33 - Extended Field Trip, Ramona Alessandro Elementary School, Sacramento/San Francisco, California

BE IT RESOLVED that the Board of Education approves an extended field trip for ten students, three District employee chaperones, and five volunteer chaperones to visit the Sacramento/San Francisco area, June 8-10, 2005. The cost of the trip, \$10,990.00, will be paid with fundraising and parent donations made directly to Worldstrides. Names of the students are on file in the Business Services office.

9.34 - Extended Field Trip, Arroyo Valley High School JROTC, Spring Camp, San Luis Obispo, California

BE IT RESOLVED that the Board of Education approves the extended field trip for sixty students and four District employee chaperones from Arroyo Valley High School to participate in the JROTC Spring Camp at San Luis Obispo, CA April 3-9, 2005. The cost of the trip, \$3,000.00, will be paid from the U.S. Army Cadet Command Headquarters as well as student donations/scholarships of \$50.00 each. Transportation by First Student Inc., approximately \$2,500.00, will be paid from the U.S. Army Cadet Command Headquarters. No students were denied participation due to financial constraints. Names of the students are on file in the Business Services office.

9.35 - Extended Field Trip, Cajon High School, Visits to Various Colleges in Northern California

BE IT RESOLVED that the Board of Education approves the extended field trip for forty students and five District employee chaperones to visit various colleges in Northern California, March 27 – April 1, 2005. The cost of the trip, \$4,000.00, which includes lodging, meals, and Aquarium admissions for the forty students, will be paid from Cajon High School ASB fund. Transportation by Inland Empire Coach, \$4,235.00, will be paid by a grant from the Humboldt State Outreach and Recruitment Office and the remaining \$2,235.00 from Cajon High School INAP Account No. 203. Names of the students are on file in the Business Services office.

9.36 - Extended Field Trip, Cajon High School, CIF Individual Wrestling Tournament, La Quinta, California

BE IT RESOLVED that the Board of Education approves the extended field trip for fifteen students and three District employee chaperones from Cajon High School to participate in the CIF Individual Wrestling Tournament, La Quinta, CA, February 18-19, 2005. The cost of the trip, \$600.00, which includes lodging and meals for the fifteen students, will be paid from Cajon High School Account No. 677. Transportation by Laidlaw Bus Lines, \$500.00, will be paid from Cajon High School Account No. 202. Names of the students are on file in the Business Services office.

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

BE IT RESOLVED that the Board of Education approves the extended field trip for sixteen students and four District employee chaperones from Cajon High School to participate in the Best of the West Softball Tournament, Santa Maria, CA, March 28-30, 2005. The cost of the trip, \$3,220.00, which includes lodging and meals for the sixteen students, will be paid from Cajon High School ASB fund. Transportation by rented van from Express Rent-A-Car, \$599.40, will be paid from Cajon High School Account No. 202. Names of the students are on file in the Business Services office.

9.38 - Extended Field Trip, Cajon High School, Nationals, Anaheim, California

BE IT RESOLVED that the Board of Education approves the extended field trip for fourteen students, one District employee chaperone and one volunteer chaperone from Cajon High School to participate in Nationals in Anaheim, CA, March 4-6, 2005. The cost of the trip, \$200.00 per student, which includes lodging and meals for the fourteen students, will be paid from Cajon High School ASB funds. Transportation by Laidlaw Bus Lines, \$240.00, will be paid from Cajon High School Account No. 202. Names of the students are on file in the Business Services office.

9.39 - Extended Field Trip, San Bernardino High School, Thespian Festival, Claremont Colleges, Claremont, California

BE IT RESOLVED that the Board of Education approves the extended field trip for five students and one District employee chaperone from San Bernardino High School to participate in the California State Thespian Festival 2005, Claremont Colleges, Claremont, CA, March 18-20, 2005. The cost of the trip, approximately \$1,050.00, will be paid from San Bernardino High School ASB funds and the remaining \$500.00 from parent donations. Transportation by rented van from Express Rent-A-Car, approximately \$150.00, will be paid from San Bernardino High School INAP Account No. 203. No students were denied participation due to financial constraints. Names of the students are on file in the Business Services office.

9.40 - Expulsion of Students

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 fact and recommendations, and orders the expulsion of the following students with the birth dates as listed below in accordance with the Board rules and regulations and in compliance with Education Code Section 48900:

**08/13/92	*(S)01/10/93	**10/06/91	**06/02/92	**02/14/94	*(S)01/12/90
**01/11/90	*(S)10/01/88	***(S)07/08/90	**04/26/89	**09/09/93	***(S)07/25/88
*(S)08/31/92	**10/20/92	**03/25/90	*(S)09/30/92	**01/17/92	**04/26/93
**12/21/89	*(S)02/10/89	*(S)05/22/92	*(S)04/21/88		

Board of Education Minutes  
February 15, 2005

\*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.

9.41 - Students Not Recommended for Expulsion 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 students identified below were found to have committed a violation of Education Code Section 48900 for which a referral for expulsion is mandated; however, the principals found that due to particular circumstances, expulsion is inappropriate:

09/02/95      11/02/94      01/23/94      11/01/95

9.42 - Revocation of Suspension of Expulsion

FURTHER, in accordance with Education Code Section 48917, the Board does hereby order the expulsion of the students with birth dates as listed:

06/29/90

This order revokes a previously suspended expulsion order and is recommended at this time because the students violated the conditions of the suspension of the expulsion order.

Board of Education Minutes  
February 15, 2005

9.43 - Students 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 students 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:

03/11/89	09/10/89	04/26/88	08/19/88	08/21/90	04/25/88
02/24/90	07/14/89	07/23/90	05/03/88	05/01/90	06/24/91
02/18/90	10/03/92	03/09/89	02/21/89	03/01/88	08/29/89

9.44 - Lift Expulsion of Students

BE IT RESOLVED that the Board of Education authorizes the readmission of the following students, with the birth dates 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:

03/24/91	07/07/91	06/14/92	12/07/87	12/02/89	10/27/88
05/09/92	08/17/91	12/05/90	11/20/84	10/20/88	07/27/88
06/08/89	01/08/89	06/28/89	08/10/97	08/05/90	09/08/89
06/26/91	09/15/90	02/14/89	04/06/88	05/09/88	07/29/90
12/27/90	07/06/88	03/14/89	01/07/87	08/18/91	03/25/88
08/05/91	05/11/92	05/11/88	01/06/91	01/13/89	09/22/87
12/25/86	02/27/88	01/09/93	03/26/87	07/25/91	08/29/90
08/16/92	02/02/88	08/06/89	05/08/89	11/16/88	09/05/89
03/24/90	07/13/88	02/16/91	06/27/91	10/21/88	06/25/91

9.45 - Failure to Recommend Mandatory Expulsion 48915

BE IT RESOLVED that the following schools have failed to adhere to Education Code 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 schools have not followed this Education Code Requirement:

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

Board of Education Minutes  
February 15, 2005

9.27 - Amendment No. 3 to the Agreement with HMC Architects to Provide Architectural and Engineering Services for Del Vallejo Middle School Modernization

BE IT RESOLVED that the Board of Education approves amending the existing agreement with HMC Architects for architectural and engineering services for Del Vallejo Middle School Modernization. This amendment is to provide additional services required to revise and update drawings and specifications resulting from reactivation of the project after submittal of 60 percent of the documents to the Division of the State Architect and the Office of Public School Construction. The cost, not to exceed \$23,193.00 plus reimbursables, will be charged to Fund 35-9960-0 Management Code MOD.

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

9.28 - Amendment No. 3 to the Agreement with HMC Architects to Provide Architectural and Engineering Services for Martin Luther King Middle School Modernization

BE IT RESOLVED that the Board of Education approves amending the existing agreement with HMC Architects for architectural and engineering services for Martin Luther King Middle School Modernization. This amendment is to provide additional services required to revise and update drawings and specifications resulting from reactivation of the project after submittal of 60 percent of the documents to the Division of the State Architect and the Office of Public School Construction. The cost, not to exceed \$56,565.00 plus reimbursables, will be charged to Fund 35-9992-0 Management Code MOD.

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

**10.0 - Action Items**

10.1 - Personnel Report #16, dated February 15, 2005

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

BE IT RESOLVED that the Personnel Report #16, dated February 15, 2005, 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 .4:

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

Board of Education Minutes  
February 15, 2005

WADE, KATHY: Elementary School Vice Principal, effective date, work year and salary, to be determined.

### **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**

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

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

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

#### **Public Employee Appointment**

Title: Elementary Vice Principal

#### **Superintendent's Evaluation**

### **SESSION TEN - Closing**

#### **12.0 - Adjournment**

By the affirmative vote of the members, the meeting was adjourned at 10:00 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, March 1, 2005, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.