

San Bernardino City Unified School District

Minutes of a Regular Meeting of the Board of Education

**MINUTES
ADOPTED
9/6/05**

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

August 16, 2005

5:30 p.m.

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

Absent: Assistant Superintendent Mohammad Islam

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:

Mt. Vernon Elementary School

Ebony Carrasco, Carla Contreras, and Itzel Nunez

Muscoy Elementary School

Marta Meza, Alejandra Quezada, and Evette Sanchez

Newmark Elementary School

Cynthia Candia, Sasae Satele, and Breanna Washington

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2.2 - Recognition of Academic Excellence by Golden State Seal Merit and International Baccalaureate Diploma Students

High school students within the San Bernardino City Unified School District are able to earn special recognition for their academic achievements by demonstrating their mastery of the high school curriculum by taking the Golden State Examination or by participating in the International Baccalaureate program.

Board members congratulated the following students who earned a Golden State Seal Merit Diploma in June 2005.

Arroyo Valley High School

Jeffrey Allen, Phillip Alvarado, Diana Bennett, Connie Bi, Timothy Dickson, Thomas Driver, Douglas Englehart, Abraham Garcia, Adam Hensch, Anthony Leonardi, Kevin Mendez-Madriral, Naomi Payan, Derek Whiting, Steven Wilson

Cajon High School

Ryan Berry, Megan Braun, Dustin Compagna, Megan Curtis, Sherrie Dennehy, Nadine Domue, Bryan Dorsch, Chad Encinas, Devin Fannin, Roxanne Fernandez, Thomas Fletcher, Stephanie Goble, Michael Hernandez, Bryant Ismerio, Gentry Marks, Matthew Norris, Shehzad Popat, Maria Quintero, Stephen Scott, Alycia Smith, Kristy Sterling, Christina Sugirtharaj, Robert Tibke

San Bernardino High School

Janine Chesney, Joshua Richardson, Hoa Bao Tran, Richard Zepeda

San Gorgonio High School

Austin Garcia, Stephanie Holmes, Jessica Ku, Bdin Tansopon, Victoria Whittaker

SESSION THREE - Administrative Reports

3.0 - Administrative Reports

3.1 - Proposed Identification and Education Under Section 504 Policy (First Reading)

IDENTIFICATION AND EDUCATION UNDER SECTION 504

The Board of Education recognizes the need to accommodate children with disabilities in order to provide them with a free, appropriate public education. Under Section 504 of the federal Rehabilitation Act of 1973, individuals with a physical or mental impairment that substantially limits one or more major life activities, including learning, are eligible to receive services and aids designed to meet their needs as adequately as the needs of non-disabled students are met.

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The Superintendent or designee shall establish procedures to be used whenever a student with a known disability that limits his/her ability to attend or participate at school.

To evaluate the student's eligibility under Section 504, the Superintendent or designee shall convene a school site committee of professionals knowledgeable about the student's individual needs and school history, the meaning of evaluation data, and accommodation options. The team should typically include the student's teacher, counselor, psychologist, administrator, school nurse and/or other persons that may assist in exploring effective accommodation options. The student's parent/guardian shall be invited to participate on this committee. The interactive 504 process to explore reasonable accommodations may include, but is not limited to, classroom and playground observation, performance-based testing, academic, medical and psychological assessment information, and data offered by the parent/guardian.

If the student is found to have a disability that significantly interferes with his/her learning, he/she shall be eligible for reasonable accommodation under Section 504, and the school site committee shall develop a written accommodation plan for the student. Upon reviewing the nature of the disability and how it affects the student's education, the committee shall determine what modifications, special services, aids, and/or other forms of reasonable accommodations are needed. The student shall be educated with non-disabled students to the maximum extent appropriate to the student's individual needs. The school site committee shall provide the parent/guardian with a written copy of the accommodation plan and notice of procedural safeguards guaranteed by law. If the committee determines that no accommodation is needed, the parent/guardian shall receive in writing the reason for this decision.

The Superintendent or designee will develop and implement a procedure to inform the community that the District will explore reasonable accommodations and develop a 504 plan for students with a physical or mental impairment that substantially limits one or more major life activities.

- cf. 0410 – Nondiscrimination in District Programs and Activities
- cf. 0430 – Comprehensive Local Plan for Special Education
- cf. 5141.24 – Specialized Health Care Services
- cf. 5144.2 – Suspension and Expulsion/Due Process (Students with Disabilities)

Legal Reference:

EDUCATION CODE
49423.5 Specialized physical health care services

CODE OF REGULATIONS, TITLE 5
3051.12 Health and Nursing Services

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UNITED STATES CODE, TITLE 20
1232G Family Educational Rights and Privacy Act of 1974
1400-1482 Individuals with Disabilities Education Act

UNITED STATES CODE, TITLE 29
701-795a Rehabilitation Act
794 Rehabilitation Act of 1973, Section 504

CODE OF FEDERAL REGULATIONS, TITLE 34
104.1-104.61 Nondiscrimination on the basis of handicap, especially
104.1 Purpose to effectuate Section 504 of the Rehabilitation Act of 1973
104.3 Definitions
104.33 Free appropriate public education
103.35 Evaluation and placement
104.36 Procedural safeguards

Elsa Valdez asked Staff to include language stating that the procedures will also include review of all newly enrolled students in the District and transfers between schools within the District to ensure that all students with a disability are consistently accommodated. Procedures will include an annual review of all Section 504 plans. The notification will be communicated to all parents/guardians in all languages to ensure that parents/guardians are aware of availability of Section 504. Dayton Gilleland replied that these were good additions to the policy.

3.2 - Proposed Student Success Team Policy (formally called "Student Study Team") (First Reading)

STUDENT SUCCESS TEAM (FORMALLY CALLED "STUDENT STUDY TEAM")

The Governing Board encourages the collaboration of parents/guardians, teachers, resource personnel, administrators and students in evaluating the strengths and needs of students having academic, attendance or behavioral difficulties and in identifying strategies and programs that may assist the students. The Superintendent or designee shall establish a Student Success Team (SST) as needed to address individual students' needs.

The Superintendent or designee shall establish a process for initiating referrals of students to the SST. Guidelines will be developed and followed to assure that the SST process is consistently implemented at all schools throughout the District. It is recognized that interventions and mechanisms for student support must occur in a proactive manner and that such interventions are warranted prior to the formulation of a Student Success Team. A matrix of interventions will be developed to assure that the needs of all students, and at all schools, are consistently addressed in the most appropriate and timely manner.

Each SST shall develop intervention strategies to assist the student. Such strategies may include changes in program placement or instructional methods, recommendation of supplemental

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educational services, parent involvement strategies, behavioral interventions, discipline, referrals to other agencies or resources, and/or other appropriate interventions.

The SST shall monitor the student's progress, evaluate the extent to which the recommended strategies have been implemented, and develop additional interventions as needed.

The SST is a regularly scheduled, structured meeting of general educators, supported by special education and other staff as appropriate. Their purpose is to provide an effective support system in general education that will generate effective interventions for students who are experiencing challenges in learning or behavior difficulties at school. The SST process is designed to meet the needs of all students and result in a team action plan to ensure student success.

Team membership varies according to the needs of the student, but should include the people that can best support the student and the classroom teacher. The majority of the team membership must be composed of general education teachers and should include the following team members: the student's classroom teachers (secondary), an upper grade teacher, and a lower grade teacher (elementary), an administrator, the parent, and the student. The SST should also serve as a peer support system, so the more teacher participation, and the greater the benefits. Specialists should be included based on the potential needs of the student, the classroom teacher, and any others providing support to the student.

- (cf. 0420.3 - School-Based Student Motivation and Maintenance Program)
- (cf. 5113.1 - Truancy)
- (cf. 5147 - Dropout Prevention)
- (cf. 5149 - At-Risk Students)
- (cf. 1020 - Youth Services)
- (cf. 5123 - Promotion/Acceleration/Retention)
- (cf. 5141.3 - Health Examinations)
- (cf. 5141.6 - Student Health and Social Services)
- (cf. 5144 - Discipline)
- (cf. 5146 - Married/Pregnant/Parenting Students)
- (cf. 6020 - Parent Involvement)
- (cf. 6158 - Independent Study)
- (cf. 6159 - Individualized Education Program)
- (cf. 6159.4 - Behavioral Interventions for Special Education Students)
- (cf. 6164.2 - Guidance/Counseling Services)
- (cf. 6171 - Title I Programs)
- (cf. 6172 - Gifted and Talented Student Program)
- (cf. 6174 - Education for English Language Learners)
- (cf. 6175 - Migrant Education Program)
- (cf. 6176 - Weekend/Saturday Classes)
- (cf. 6177 - Summer School)
- (cf. 6178 - Vocational Education)

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(cf. 6178.1 - Work Experience Education)
(cf. 6179 - Supplemental Instruction)
(cf. 6181 - Alternative Schools)
(cf. 6182 - Opportunity School/Class/Program)
(cf. 6183 - Home and Hospital Instruction)
(cf. 6184 - Continuation Education)
(cf. 6185 - Community Day School)

Legal Reference:

EDUCATION CODE

8800-8807 Healthy Start support services for children

48260-48273 Truancy

48400-48454 Continuation education

48630-48644.5 Opportunity schools

49600-49604 Educational counseling

51745-51749.3 Independent study programs

52200-52212 Gifted and talented student programs

54400-54425 Programs for disadvantaged children

54440-54445 Migrant children

54660-54669 Dropout prevention programs

54720-54734 School-Based Pupil Motivation and Maintenance Program and Dropout Recovery Act

WELFARE AND INSTITUTIONS CODE

4343-4352.5 Primary interventions program, mental health

18986.40-18986.46 Interagency children's services

Management Resources:

CDE PUBLICATIONS

SB 65 School-Based Pupil Motivation and Maintenance Program Guidelines (2000-01 Edition), 2000

Student Success Teams: Supporting Teachers in General Education, 1997

CALIFORNIA DROPOUT PREVENTION NETWORK PUBLICATIONS

SST: Student Success Teams, 2000

SST Procedural Manual 2003, San Bernardino City Unified School District.

WEB SITES

California Department of Education: <http://www.cde.ca.gov/spbranch/ssp>

California Dropout Prevention Network: <http://www.edualliance.org/cdnpn>

National Dropout Prevention Center: <http://www.dropoutprevention.org>

Elsa Valdez asked Staff to include language stating that Staff will do a quarterly review and notify parents that the Student Success Team is available. Teresa Parra asked if this would be realistic. Dayton Gilleland answered that a quarterly review is essential in order for this to be successful.

SESSION FOUR – Other Matters Brought By Citizens

4.0 - Other Matters Brought by Citizens

Donald Hall, CWA Local 9588, stated that CWA and the District are at impasse. They have bargained for 10 months in good faith. The state mediator was not able to help them. The District's bargaining team was not flexible. The District offered 3 percent. The CWA is asking for medical benefits and pay for conference periods.

Rev. Dennis Brown, IM, Inc., stated that his company provides tobacco use and alcohol use prevention presentations. The District hasn't hired his company for four years and asked for a staff contact to follow up with. Dr. Delgado replied that Narciso Cardona's office would be the correct contact.

Linda Johnson, SBTA President, invited Board members to join the union at a rally outside the Governor's corporate fundraiser to protest his special election. The rally will be held on Wednesday, August 17, at the National Orange Show at 5 p.m.

Al Cline stated that he has served as a substitute teacher for nine years and does a good job. Substitute teachers are highly trained and deserve respect.

Gil Navarro, Education Advocate, stated that the District's test scores were disappointing and asked if they will be discussed at a future Board meeting. As a City Council candidate for the first Ward, Mr. Navarro is concerned about those students. Mr. Navarro expressed his support for the CWA pay increase.

SESSION FIVE - Reports and Comments

5.0 - Report by Board Members

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

Teresa Parra asked for a follow up to the letter the Board President and Superintendent received from the County Superintendent regarding the District's budget. Mrs. Parra asked for an update on military recruitment efforts on the high school campuses. Mrs. Parra asked Mr. Dupre why he had asked that the CEQA documents be pulled from the July 19 Board agenda. Mr. Dupre stated that he wanted to make sure it wouldn't put the District in jeopardy of losing its hardship funding status. John Peukert stated that the two-week delay wouldn't take us out of line for state funding.

Marlin Brown commented on the District's test scores. The District has some challenges, but has some of the highest performing schools in the County. Dr. Brown commended schools that

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made significant progress. Dr. Brown stated that when managers are required to attend conferences, the District should pay for their accommodations. Dr. Brown asked Staff to determine the managers' costs while attending the Fall Conference. Dr. Delgado stated that managers are required to attend the conference, but not to stay overnight.

Elsa Valdez thanked Staff for creating the matrix for the Student Success Team policy.

Tony Dupre reported that Los Angeles Unified School District would be willing to work with us with an SAP consultant. John Peukert stated that he has been in contact with LA Unified.

5.1 - Legislative Update

None.

5.2 - Correspondence Handled Through the Board of Education Office

It was the consensus of the Board to receive all correspondence addressed to them. Tony Dupre requested a note be included if the content may be inappropriate. Elsa Valdez stated that Board members can refer the issue back to the Superintendent for action.

Teresa Parra asked for clarification on the relationship between Board Members, Superintendent, and the Administrative Assistant to the Board of Education. Dr. Delgado will provide a copy of the job description for the Administrative Assistant.

6.0 - Report by Superintendent and Staff Members

Dr. Delgado congratulated Danny Tillman for the nice article about his niece in the *Press Enterprise*. Dr. Delgado stated that Paul Shirk will give a report on test scores at a future Board meeting. Dr. Delgado reported that the Curriculum Management Audit was the theme at this year's Fall Conference.

SESSION SIX - Legislation and Action

7.0 - 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.

No items were held for later consideration.

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

7.1 - Approval of Minutes

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on July 19, 2005, be approved as presented.

7.2 - Payment of Master Teachers - University of Redlands

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

Kathy Mazzulla	\$156.00	Deborah Law	\$ 84.00
Shirley Alvarez	\$156.00		

7.3 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$120.00, Edison International Employee Contribution Program; \$834.00, Lifetouch National School Studios; \$100.00, Edison International Employee Contribution Program; \$100.00, Edison International Employee Contribution Program; \$566.00, Lifetouch National School Studios; and \$225.00, Edison International Employee Contribution Campaign.

7.4 - 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 2005-06 school year and approves payment to the following:

The Fabulous Chinese Acrobats, through the Bureau of Lectures, for one assembly on September 30, 2005. The cost, not to exceed \$450.00, will be paid from Emmerton Elementary School Account No. 419.

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

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

David Ginsberg for a motivational presentation on leadership at Fall Conference on August 10, 2005. The cost, not to exceed, \$2,000.00 will be paid from English Learner Programs Account No. 544.

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Suzanne Crago-Schneider to present Elementary Institute for SEI and Mainstream Teachers Working with English Learners on August 16, 2005, at the office of the San Bernardino Teachers Association. The cost, not to exceed \$2,000.00, will be paid from English Learner Programs Account No. 544.

BE IT FURTHER RESOLVED that the Board of Education approves amending the resolution of August 2, 2005, Non-Classified Experts to read:

The Student Assistance Programs/Student Services Department wishes to hire the Institute for Affective Skill Development to present “Mastering Anger, Resolving Conflict” to secondary staff members on August 19, 2005. This curriculum is a 40-lesson course that is designed to teach students how to master their anger. The Institute for Affective Skill Development provides on-site training in the form of inservice programs that are personally designed to fit the needs of the participants. The cost, not to exceed \$4,500.00, will be paid from Student Services Account No. 555.

The Communications Department wishes to hire Thomas Harvey to make a presentation at the District’s annual Fall Conference on Thursday, August 11, 2005. This presentation will be about inspiring managers to work cooperatively and dealing with change. Mr. Harvey is a professor of organizational leadership in the doctoral program at the University of La Verne in La Verne, California. He has been the dean of organizational management and chairman of the Department of Educational Management for 14 years and is the author of several books. The cost, not to exceed \$1,871.50, will be paid from Communications Account No. 074.

7.6 - Business and Inservice Meetings

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

BE IT FURTHER RESOLVED that the Board of Education approves compensation for the following Non Public School teachers to receive a stipend while attending HIV Positive Prevention Summer Training:

CHESTER HEARD
JANET INGE
AL PARN
(Staff, Odell Young Non-Public School)

Be paid a stipend of \$26.07 per hour for one day while attending HIV Positive Prevention Summer Training at the Board of Education Community Room August 17, 2005, 8:00 a.m.- 2:30 p.m. The total stipend, not to exceed \$208.56 per person, will be paid from Account No. 519.

GILBERT MOSLEY
BENNY PATRICK
MIKE NEWELL
DAN VALLES
(Staff, Citrus Canyon High School)

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MARK HENLEY
GEORGE MATTOON
DEBRA GUZMAN
(Staff, North Valley)

MICK ARIZMENDI
JULIA COOK
(Staff, Child Help USA)

YOLANDA CORK ANTHONY
JACKIE WILSON
(Staff, Live Oak)

KARI ADAMS
IAN CROCKER
(Staff, Regency High School)

JOSLIN ALDUS
CAROL BALASH
KATHRINE BARNES
KELLEY BERNICH
STEVE BISHOP
DEXTER BUTCHER
MARTHA CAMPBELL
GISELLE CARBULLIDO
SANDY CERICATO
NANCY CASCIOLI
TONI CAUDLE-SHARP
MARILYN CURRY-A-KEATON
SAMANTHA DAVIS
SARAH DELGADO
KENNETH FISCHER
LILIANA GALLEGOS
NOELLE GARCIA
TASHANNA GOBERT
ROBERT HAWKES
ALINDA HENDERSON
KENNETH HINES
ERIC KORANDA
SARRAH LAVERGNE
WILLIAM LEITH
BRANDI MAXIM
TIM McKERNAN
PETER MELENDRES

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CATHERINCE MIRANDA
FRANCIS MURILLO
JANE NORRIS
TERRY OWENS
JOYCE PARKER
DOUG REDKEY
MOANA ROEDEL
APRIL SA
AFUMI SALTO
JAMES SCOTT
MARY PAT SULLIVAN
BYRON TAYLOR
ANA VELAZQUEZ
LISBETH VENEGAS
CHARLITHA WILLIAMS
LATRICEA WOODS
JOSEPH MCCOY
CORY DARRINGTON
MARY ANN SALEM
(Staff, Somerset Educational Services)

7.7 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the addition of \$150,000.00 in the budgeting of expenditures for the unrestricted program Chavez Start-Up Program (CHV).

7.8 - Cafeteria Warrant Register, Ending July 31, 2005

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

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

7.9 - Donation of Various Salvaged Computer Equipment to the United Baptist Church, a Charitable Organization

BE IT RESOLVED that the Board of Education authorizes the one-time donation to the Mentone Seventh-day Adventist Team School based on availability, of kidney tables, junior executive desks, and media carts, per Education Code 17546(c). All items will be donated as is.

7.10 - Sale of Used District Computer Equipment and Peripherals

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

BE IT ALSO RESOLVED that in accordance with California Education Code Section 17545, the Board of Education declares the following items as surplus to District needs and are unsatisfactory or no longer suitable for school use: List of Salvage Computer Equipment and Peripherals dated August 2, 2005.

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

7.11 - Sale of Used District Salvage Vehicles and Equipment

BE IT RESOLVED that in accordance with California Education Code Section 17545, the Board of Education declares the following items as surplus to District needs and are unsatisfactory or no longer suitable for school use: List of Salvage Vehicles and Equipment dated August 2, 2005, and the District shall give notice of the sale.

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

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

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

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7.12 - Notice of Completion, Bid No. 21-03, Construction of Cesar Chavez Middle School, Category 19A

BE IT RESOLVED that the Board of Education authorizes filing Notice of Completion for Bid No. 21-03, Construction of Cesar Chavez Middle School, Category 19A, to the Prime Contractor listed below, awarded to:

Category 19A

Janikowski Plumbing, Inc.
Fallbrook, CA

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

7.13 - Adoption of a Resolution of Intent by the District to Grant to the City of San Bernardino an Easement for the Sunrise Lane Cul-de-sac on the District's Emmerton II Elementary School Campus

RESOLUTION OF INTENT TO GRANT EASEMENT

WHEREAS, SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT OF SAN BERNARDINO COUNTY is the owner of those portions of Lots 8 and 9 of Tract No. 13233 in the City of San Bernardino, County of San Bernardino, State of California, as shown on a map recorded in Book 191, Pages 85 and 86 of Maps in the office of the County Recorder of said County lying southeasterly of the following described line:

Commencing at the centerline intersection of Sunrise Lane, 66.00 feet wide, (formerly known as Roca Street) with McKinley Street as shown on said Tract No. 13233;

then along the centerline of said Sunrise Lane, South 89°56'35" West, 143.04 feet;

then leaving said centerline, North 00°03'25" West, 33.00 feet to the northerly line of said Sunrise Lane and the beginning of a non-tangent curve, concave northwesterly and having a radius of 100.00 feet, a radial line of said curve bears South 00°03'25" East, said point also being the TRUE POINT OF BEGINNING;

then Northeasterly 38.89 feet along said curve through a central angle of 22°16'49";

then North 67°51'41" East, 67.34 feet to the beginning of a non-tangent curve, concave southerly and having a radius of 51.00 feet, a radial line of said curve bears North 26°11'37" West;

then Easterly 13.30 feet along said curve through a central angle of 14°56'25" to the westerly line of said McKinley Street also being the easterly line of Lot 9 of said Tract No. 13233;

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AND WHEREAS an easement across the Emmerton II Elementary Schools site described above and depicted in Exhibit B to the grant of easement document is necessary for the construction of the Sunrise Lane cul-de-sac and the maintenance of same by the City of San Bernardino;

BE IT RESOLVED that it is the judgment of the Board of Education and in the best interests of the District that the easement described above and depicted in the aforementioned Exhibit B (see page ___) be granted to the City of San Bernardino to facilitate the construction of the Sunrise Lane cul-de-sac for the public's vehicular use and maintenance thereof by the City of San Bernardino.

BE IT FURTHER RESOLVED that a public hearing upon the question of granting the within easement will be held at the regular meeting of the Board of Education set for September 20, 2005, at 5:30 p.m. in the Community Room, Board of Education Building, 777 North "F" Street, San Bernardino, California 92410.

7.14 - Amendment No. 1 to the Agreement with Kim Thoman, Doing Business as Professional Development Exchange, to Provide Staff Development Workshops on Differentiated Instruction to District Teachers at Del Vallejo Middle School

BE IT RESOLVED that the Board of Education approves amending the agreement with Kim Thoman, doing business as Professional Development Exchange, El Segundo, CA, to provide staff development workshops on differentiated instruction to District teachers at Del Vallejo Middle School, effective July 18, 2005, through September 30, 2005. Amendment No. 1 will revise the ending date to October 31, 2005. This revision is necessary due to a miscalculation of days in the original agreement. There will be no additional cost for this extension. All other terms and conditions remain the same.

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

7.15 - Amendment No. 1 to the Board Resolution for the Agreement with Tonya N. Andrade to Develop the Curriculum for the 9th Grade Small Learning Community Seminar, as Approved July 19, 2005, Agenda Item No. 8.17

BE IT RESOLVED that the Board of Education approves amending the Board Resolution for the consulting agreement with Tonya N. Andrade, San Bernardino, CA, to develop the curriculum for the 9th grade Small Learning Community (SLC) Seminar at Arroyo Valley High School, effective July 1, 2005, through August 31, 2005, as approved July 19, 2005, Agenda Item No. 8.17. Amendment No. 1 is to change the account from Restricted General Fund – Smaller Learning Environments, Arroyo Valley High School, Account No. 376 to Restricted General Fund—Comprehensive School Reform Program, Account No. 509. All other terms and conditions remain the same.

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

7.16 - Amendment No. 1 to the Agreement with PSWC Group to Provide Architectural Services for Installation of a Security Camera System at Arroyo Valley High School

BE IT RESOLVED that the Board of Education approves amending the agreement with PSWC Group, San Bernardino, CA, for architectural services for installation of a security camera system at Arroyo Valley High School, to provide for necessary rebidding of the project, effective October 6, 2004, through March 2, 2006. This amendment will add an additional \$13,500.00, for a new aggregate total not to exceed \$23,000.00 plus approved reimbursable expenses. The additional cost will be paid from Restricted General Fund 01, Account No. 461. 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 Amendment No. 1.

7.17 - Amendment No. 1 to Facilities Use Agreement with the Hilton Hotel to Provide Facilities, Food, and Room Set-Up for the 2005 Bilingual Preservice

BE IT RESOLVED that the Board of Education approves amending the facilities use agreement with the Hilton Hotel, San Bernardino, CA, for rental and catering for 20 additional participants on June 29, 2005, for the 2005 Bilingual Preservice. This amendment will add an additional \$444.04, for a new aggregate total not to exceed \$10,136.49. The additional cost will be paid from Restricted General Fund 01 - Title III Immigrant Subgrant, Account No. 543. 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.

7.18 - Amendment No. 5 to the Agreement with HMC Architects to Provide Architectural and Engineering Services for New High School #8 Construction

BE IT RESOLVED that the Board of Education authorizes amending the agreement with HMC Architects, Ontario, CA, to provide additional architectural and engineering services for New High School #8 Construction, for the design replacement of Modular Buildings with the design, and construction of Permanent Site-Built Buildings. The cost, not to exceed \$218,265.00, will be paid from State School Facilities Fund 35, Account No. 9704. 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 Amendment No. 5.

7.19 - Facilities Use Agreement with The Authority for the Handicapped

BE IT RESOLVED that the Board of Education ratifies entering into a facilities use agreement with The Authority for the Handicapped, San Bernardino, California, regarding the use of two classrooms and two offices within their facility for the District's Elementary Community Day School, effective August 3, 2005, through August 2, 2008, with an annual payment of \$27,000.00, inclusive of the cost of all utilities other than phone services for the offices, which will be paid for by the District. The total cost for the three-year term of this agreement, not to exceed \$81,000.00, will be paid from Unrestricted General Fund 01, Account No. 141.

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

7.20 - Agreement with the San Bernardino County Superintendent of Schools to Provide AB 75 Training for District Administrators

BE IT RESOLVED that the Board of Education approves entering into an agreement with the San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, CA, to provide AB 75 training for District administrators, effective September 13, 2005, through October 13, 2005. Training will consist of state approved, professional development institutes to prepare administrators to successfully enhance the organization and analysis of students and staff data for planning and improvement efforts; use pupil assessment instruments, mastery of the use of assessment data from the Standardized Testing and Reporting Program, and school management of technology to improve pupil performance; deliver professional development and student instruction; help provide access to instructional resources for school staff and students; and modernize the management function of the school. SBCSS will provide approved State curriculum; presenters and participant materials; and registration, attendance, and completion information to the District and the State for reimbursement purposes. The cost, not to exceed \$75,000.00 (\$500.00 per participant/150 participants), will be paid from Restricted General Fund—Principal Training Program, Account No. 452.

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

7.21 - Agreement with Protection Services Industries, L.L.P., to Monitor the Alarm System at Y Academy Community Day School

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the Protection Services Industries, LLP, to monitor the alarm system at Y Academy Community Day School, located in the Bonadiman Building at 588 West 6th Street, San Bernardino, CA, effective July 1, 2005, through June 30, 2006. The cost, not to exceed \$663.60 (\$55.00 per month, billed quarterly), will be paid from Restricted General Fund—Community Day Schools, Account No. 141.

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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.

7.22 - Agreement with American Medical Response to Provide Ambulance Services at Home Football Games at Pacific High School

BE IT RESOLVED that the Board of Education approves entering into an agreement with American Medical Response (AMR), Redlands, CA, to provide ambulance services for home football games at Pacific High School, effective September 2, 2005, through November 10, 2005. AMR will provide two attendants during the six varsity home football games to comply with by-law requirements of the San Andreas League. The cost of services, not to exceed \$900.00, will be paid from General Fund – Pacific High School, INAP, Account No. 203.

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

7.23 - Agreement with Robert L. Murphy to Conduct Assemblies for Sports Teams at District Secondary Schools

BE IT RESOLVED that the Board of Education approves entering into an agreement with Robert L. Murphy, Jr., Hawthorne, CA, to conduct assemblies for sports teams at District secondary schools, effective August 17, 2005, through June 30, 2006. Mr. Murphy's objective is to build life skills through sports. The fee, not to exceed \$2,000.00 (\$200.00 per assembly), will be paid from Unrestricted General Fund—Youth Services, Account No. 060.

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

7.24 - Agreement with Dominic Laureano's Karate to Teach Self-Defense and Karate at Manual Salinas Elementary School

BE IT RESOLVED that the Board of Education approves entering into an agreement with Dominic Laureano's Karate, Riverside, CA, to provide self-defense and karate training at Manual Salinas Elementary School, effective August 17, 2005 through May 22, 2006. The cost, not to exceed \$6,600.00 (\$100.00 per session/66 sessions), will be paid from Restricted General Fund—Primetime Partnership/21st Century, Account No. 562.

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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7.25 - Agreement with the City of San Bernardino Municipal Water Department to Relocate an 18" Water Main on the Juanita Blakely Jones Elementary School Site

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the City of San Bernardino Municipal Water Department to relocate an 18" water main on the Juanita Blakely Jones Elementary School Site, effective July 12, 2005, through December 31, 2005. The cost, not to exceed \$56,336.59, will be paid from State School Facilities Fund 35, Account No. JNS, or Building Fund No. 21, Account No.0001.

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

7.26 - Agreement with Kanda and Tso Associates for Structural Assessment of Existing Buildings for Use as Community Day School

BE IT RESOLVED that the Board of Education approves entering into an agreement with Kanda and Tso Associates, South Pasadena, CA, for structural assessment of existing buildings for use as Community Day Schools in accordance with Section 1986 of the State Education Code, effective August 17, 2005, through December 31, 2005. The cost, not to exceed \$1,300.00, will be paid from Restricted General Fund No. 01, Account No. 141.

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

7.27 - Agreement with Edward V. Regan for Division of the State Architect (DSA) Inspection Services for Arroyo Valley High School Security Camera System

BE IT RESOLVED that the Board of Education approves entering into an agreement with Edward V. Regan, San Clemente, California, for inspection services for security camera expansion at Arroyo Valley High School, effective August 17, 2005, through December 31, 2005. The total cost, not to exceed \$3,000.00, will be charged to Arroyo Valley High School Safe Schools Program, Restricted General Fund 01, Account No. 461.

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

7.28 - Agreement with the County of San Bernardino for the Mutual Exchange of Information Electronically

BE IT RESOLVED that the Board of Education approves entering into an agreement with the County of San Bernardino for the mutual exchange of information electronically with the District's School Police Department, effective September 1, 2005, and ongoing until terminated. This agreement will increase the efficiency and the rapidity with which important information is exchanged between the County of San Bernardino – Office of the District Attorney and the

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District's School Police Department. It will include access to the County District Attorney's Intranet Public Information Screen, transmission of electronic subpoenas, criminal case filings, information memos and follow-up requests, and case rejections. The District's School Police Department will implement a policy that provides for the prompt accessing, retrieval and service of electronic subpoenas, and prompt distribution of the documents. There will be no cost to the District for the services.

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

7.29 - Renewal of the Agreement with Jeff Watkins, M.S., to Provide Consulting Services to Special Education Teachers

BE IT RESOLVED that the Board of Education approves renewing the agreement with Jeff Watkins, M.S., Apple Valley, CA, for consultant services for special education teachers at various District schools, effective August 17, 2005, through June 30, 2006. The fee, not to exceed \$2,000.00 (\$81.00 per hour/one hour or \$120.00/two hours), will be paid from Restricted General Fund, Special Education-Central, Account No. 827.

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

7.30 - Renewal of the Agreement with Robin George to Provide Tall Flag/Drill Instructor and Choreographer Services to District Students Enrolled at Arroyo Valley High School

BE IT RESOLVED that the Board of Education ratifies renewing of the agreement with Robin George, Highland, CA, to provide tall flag/drill instructor and choreographer services to District students enrolled at Arroyo Valley High School, effective July 25, 2005, through June 15, 2006. The cost, not to exceed \$5,500.00, payable at the rate of \$500.00 per month, will be paid from Unrestricted General Fund – Arroyo Valley High School, INAP, Account No. 203.

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

7.31 - Renewal of the Agreement with Stephanie Schrift to Act as the Outreach Consultant to District Students According to the Requirements of the Coordinated Support Services Program at Cajon High School

BE IT RESOLVED that the Board of Education approves renewing the agreement with Stephanie Schrift, Claremont, CA, to act as the Outreach Consultant to the students at Cajon High School according to the requirements of the Coordinated Support Services, effective August 22, 2005, through June 30, 2006. The duties include assisting the District in developing a safe program for students and a school success plan for students who are unsuccessful or otherwise not benefiting from the regular school program. The students may be part of the Title

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I program, special education, English as a Second Language (ESL), or Gifted And Talented Education (GATE) program. The Coordinated Support Services Program will facilitate the resources and services of the whole school and the surrounding community in identifying and meeting the needs of these students to be able to succeed in school. The cost for services, not to exceed \$40,000.00, will be paid from Restricted General Fund – School-Based Pupil Motivation and Maintenance, Account No. 486.

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

7.32 - Renewal of the Agreement with the Inland Empire 66ers to Provide a 2006 Baseball Season Advertising Package

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with the Inland Empire 66ers (formerly known as The San Bernardino Stampede), San Bernardino, CA, for a mutually beneficial marketing partnership, effective July 1, 2005, through June 30, 2006. The package that has been in place for the last six years has been successful in getting the San Bernardino Adult School name out to the Inland Empire market. The use of year-round stadium signage, in-house video presentations between innings, printouts in the nightly media guide, and the San Bernardino Adult School being present at booths right inside the stadium to interact with fans, has boosted enrollment and encouraged the importance of education. Game tickets are also used as rewards for students so that they can enjoy a night at the ballpark after a lot of hard work. The cost for services, not to exceed \$8,500.00, will be paid from Adult Education Fund 11, Account No. 130.

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

7.33 - Renewal of the Agreement with Paul Gonsier, M.S.W., L.C.S.W., to Provide Consultant Services for the Social Services Program Provided at Arroyo Valley High School

BE IT RESOLVED that the Board of Education approves renewing the agreement with Paul Gonsier, M.S.W., L.C.S.W., Riverside, CA, to provide consultant services for the Social Services Program provided to students at Arroyo Valley High School, September 1, 2005, through June 15, 2005. The total cost, not to exceed \$19,000.00, will be paid from Restricted General Fund, Economic Impact Aid—State Compensatory Education, Account No. 420.

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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7.34 - Renewal of the Agreement with Dr. C. S. Luke, Sr. to Provide Student Counseling at Arroyo Valley High School

BE IT RESOLVED that the Board of Education approves renewing the agreement with Dr. C. S. Luke, Sr., San Bernardino, CA, to provide grief, drug, alcohol or family intervention and counseling services to students at Arroyo Valley High School, effective September 1, 2005, through June 15, 2006. The cost, not to exceed \$19,000.00, will be paid from Restricted General Fund—Elementary School/Elementary & Secondary Education Act Title I, Account No. 501.

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

7.35 - Renewal of the Agreement with the San Bernardino County Superintendent of Schools to Provide Live Scan Fingerprinting Services to Applicants

BE IT RESOLVED that the Board of Education ratifies the renewal of the agreement with the San Bernardino County Superintendent of Schools (SBCSS) to conduct Live Scan fingerprinting services on applicants, effective July 1, 2005, through June 30, 2006. All fingerprints are processed through the Livescan process to meet the requirements of California Education Codes 44237, 45122, and 45125 which mandate that an employer may request a criminal background investigation on any applicant if there is going to be contact with minor pupils. Although the District does maintain its own system, this agreement offers an alternative method, which is currently used to process student interns from the University system. Any interns referred to this system will pay SBCSS directly. There will be no cost to the District for these services.

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

7.36 - Facilities Use Agreement Renewal with the Radisson Hotel and Convention Center to Provide Facilities, Food, and Room Set-Up for District Staff Development

BE IT RESOLVED that the Board of Education ratifies the renewal of the facilities use agreement with the Radisson Hotel and Convention Center, San Bernardino, CA, for the period July 1, 2005, through June 30, 2006, to provide facilities, food, and room set-up for Beginning Teachers Support and Assessment (BTSA) Provider Training, AB 75 Administrative Training, Cognitive Coaching Training, SAIT Training, Buy-Back Training for elementary teachers, New Teacher follow-up training, and additional training and staff development to be determined by department need. The cost, not to exceed \$150,000.00, will be paid from General Fund 01, Categorical Program Elementary Services Account No. 490. All other terms and conditions remain the same.

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

7.37 - Extended Field Trip, Pacific High School, Cross Country Team, Big Bear, California

BE IT RESOLVED that the Board of Education ratifies the extended field trip for sixteen students, one District employee chaperone, and one volunteer chaperone from Pacific High School to participate in a Cross Country Team conditioning trip, Big Bear, CA, August 14-21, 2005. The cost of the trip, \$520.00, which includes lodging and meals, and transportation by rented vans from Express Rental Service, \$480.00, for the fifteen students, one District employee chaperone, and one volunteer chaperone, will be paid from fundraising and donations. Names of the students are on file in the Business Services office.

7.38 - Extended Field Trip, Arroyo Valley High School Cheerleaders, United Spirit Association Cheer Camp, Irvine, California

BE IT RESOLVED that the Board of Education ratifies an extended field trip for twenty-seven cheerleaders and three District employee chaperones from Arroyo Valley High School to attend the United Spirit Association Cheer Camp, University of California at Irvine, Irvine, CA, August 4-7, 2005. The cost of the trip, \$9,000.00, will be paid from fundraisers. Transportation by Laidlaw Bus Lines, \$281.62, will be paid from Arroyo Valley High School Account No. 203. No students were denied participation due to financial constraints. Names of the students are on file in the Business Services office.

7.39 - Agreement with Vincenti, Llyod, Stutzman LLP to Provide Financial Auditing Services to District Schools

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Vincenti, Llyod, Stutzman LLP to perform audits of financial records for designated school sites, effective July 25, 2005, through June 30, 2006. The cost for services, not to exceed \$12,800.00, will be paid from General Fund, Business Services, Account No. 068.

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

7.40 - Inter-District Attendance Agreements

BE IT RESOLVED that Inter-District Attendance Agreements for regular pupils on a non-tuition basis, in accordance with Education Code section 46616, be approved and that the District be authorized to enter into such agreements with the following school districts for the 2004-2009 school years:

East Whittier City Elementary School District
Los Angeles County

Garvey Elementary School District
Los Angeles County

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Val Verde Unified School District
Riverside County

7.41 - Physical Education Exemptions

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

4-20-88 5-21-90 10-18-90 6-21-91

7.42 - 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:

****(S)**03/29/88 **(S)**01/03/89 ****(S)**11/25/88

*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.

7.43 - 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."

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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:

7.44 - 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:

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.

7.45 - 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:

7.46 - 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:

08/13/92 06/02/92 04/18/89

7.47 - 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:

8.0 - Action Items

8.1 - Proposed Identification and Education Under Section 504 Policy (First Reading)

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

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BE IT RESOLVED that the Board of Education receives the proposed Identification and Education Under Section 504 Policy as a first reading with additions.

8.2 - Proposed Student Success Team Policy (formally called "Student Study Team") (First Reading)

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

BE IT RESOLVED that the Board of Education receives the proposed Student Success Team Policy as a first reading with additions.

8.3 - Personnel Report #4, dated August 16, 2005

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

BE IT RESOLVED that the Personnel Report #4, dated August 16, 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 .30:

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

MARLENE BICONDOVA: Assistant Administrator of Instructional Improvement and Academic Coaching, effective date, work year and salary, to be determined.

8.4 - In Recognition of Deceased Employees

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

TURNER MAE "CANDY" THOMPSON

WHEREAS Candy Thompson was a dedicated member of the Classified Service for the San Bernardino City Unified School District from 1973, until her untimely passing; and

WHEREAS Candy Thompson served the District as an instructional aide and also worked as a noon duty aide, clerk, and recreational leader; and

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WHEREAS throughout her long career with the District, Candy Thompson worked at Riley and Rio Vista Elementary Schools and the Adult School; and

WHEREAS Candy Thompson was known as a patient, hardworking instructional aide dedicated to helping the students of San Bernardino; and

WHEREAS on August 1, 2005, Candy Thompson passed away, bringing deep sorrow to her loving family and friends; and

WHEREAS Candy Thompson is survived by four children, Gwen Daughtry, Greg Thompson, Gerald Thompson, and Lt. Col. James Durant; sixteen grandchildren; two sisters; and a brother;

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 Candy Thompson's many fine years of service to the San Bernardino community and does extend its deepest sympathy to her family.

SESSION SEVEN - Closed Session

9.0 - 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
Communications Workers of America
San Bernardino Teachers Association

Public Employee Appointment

Title: Middle School Assistant Administrator of Instructional Improvement and Academic Coaching

Conference with Legal Counsel - Anticipated Litigation

Government Code Section 54956.9(b)
Potential Case: One

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SESSION EIGHT - Closing

10.0 - Adjournment

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

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, September 6, 2005, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.