

San Bernardino City Unified School District

Regular Meeting of the Board of Education

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

AGENDA INDEX

January 15, 2008

Estimated Time

SESSION ONE - Opening

- 1.0 Opening** **5:30 p.m.**
- 1.1 Call to Order
 - 1.2 Pledge of Allegiance to the Flag

SESSION TWO - Special Presentations

- 2.0 Special Presentations** **5:35 p.m.**
- 2.1 Schools That Sparkle
 - 2.2 Outstanding Student Awards
 - 2.3 Outstanding Customer Service Awards

SESSION THREE - School Showcase

- 3.0 School Showcase** **6:00 p.m.**
- 3.1 King Middle School

SESSION FOUR - Public Hearings

- 4.0 Public Hearings** **6:15 p.m.**
- 4.1 Review of SOAR Charter School Petition Element Amendments
 - 4.2 Annual Service Plan and Budget Requirement (E.C.56205 (b)(2))

SESSION FIVE - Administrative Presentation

- 5.0 Administrative Presentation** **6:25 p.m.**
- 5.1 Presentation on the Evaluation and Identification of Effective Academic Programs

SESSION SIX - Administrative Reports

- 6.0 Administrative Reports** **6:50 p.m.**
- 6.1 Amendment to Agenda/Meeting Materials Policy BB 9322 (Second Reading)
 - 6.2 Amendment to Meeting Conduct Policy BB 9323 (Second Reading)

Board of Education Meeting
January 15, 2008

- 6.3 Changes in Board Policy 5127 – High School Graduation Ceremonies, in Relation to the California High School Exit Exam (First Reading)
- 6.4 Annual Audited Financial Report Fiscal Year 2006-07
- 6.5 Quarterly Uniform Complaint Report Summary

SESSION SEVEN – Other Matters Brought By Citizens

- 7.0 *Other Matters Brought by Citizens* 7:00 p.m.**

SESSION EIGHT - Reports and Comments

- 8.0 *Report by Board Members* 7:15 p.m.**

- 8.1 Legislative Update

- 9.0 *Report by Superintendent and Staff Members* 7:30 p.m.**

SESSION NINE - Legislation and Action

- 10.0 *Consent Items (When considered as a group, unanimous approval is advised.)* 7:45 p.m.**

- 10.1 Approval of Minutes
- 10.2 Compensation for School Board Members
- 10.3 Approval of Year One Program Improvement Plans
- 10.4 Approval of Single Plans for Student Achievement, 2007-2008
- 10.5 Acceptance of Gifts and Donations to the District
- 10.6 Business and Inservice Meetings
- 10.7 Payment for Course of Study Activities
- 10.8 Payment for Services Rendered by Non-Classified Experts and Organizations
- 10.9 Commercial Warrant Registers for Period from December 16, Through December 31, 2007
- 10.10 Annual Audited Financial Report Fiscal Year 2006-07
- 10.11 2007-08 Discretionary School Site Block Grant
- 10.12 Federal/State/Local District Budgets and Revisions
- 10.13 Extended Field Trip, San Gorgonio High School, El Cajon Wrestling Tournament, San Diego, CA.
- 10.14 Extended Field Trip, San Gorgonio High School, Peer Leadership Program at Pilgrim Pines Camp, Yucaipa, CA
- 10.15 Extended Field Trip, California Cadet Corps Program, Brigade Leadership School, Fort Irwin National Training Center, Fort Irwin, California
- 10.16 Agreement with Extreme Learning, Inc., to Improve Student Achievement and Achieve Federal, State, and District Performance Goals Students at Golden Valley Middle School
- 10.17 Agreement with Young Visionaries to Provide a Youth Leadership Academy at Serrano Middle School
- 10.18 Agreement with Fountain of Life, Inc., to Provide Comprehensive Intervention to Reintegrate Students into the School Community at Pacific High School

Board of Education Meeting
January 15, 2008

- 10.19 Agreement with Frances Armenta to Administer the General Education Development Test at the Adult School
- 10.20 Agreement with Genesis 8 to Provide a Mentoring Project at Serrano Middle School
- 10.21 Agreement with Life Learned Lessons to Provide Mentoring and Motivational Workshops at San Bernardino High School
- 10.22 Agreement with Myron Lilley to Provide Afrocentric Parenting Modules to Parents of District Students
- 10.23 Agreement with Rob Foley to Provide Services as a Theatre Manager at Arroyo Valley High School
- 10.24 Agreement with the Assistance League of San Bernardino's Dr. Earl R. Crane Children's Dental Health Center to Provide Visual Dental Screening Examinations for District Students
- 10.25 Agreement with A. L. Rocha Construction Services to Perform In-Plant Inspections for the Rio Vista Preschool Project
- 10.26 Amendment No. 1 to the Agreement with HMC Architects for Architectural and Engineering Services for a New Portable Preschool Classroom at Rio Vista Elementary School
- 10.27 Amendment No. 1 to the Agreement with O & I, Inc., for Relocation Services at Various Sites
- 10.28 Amendment No. 1 to the Agreement with OJB Engineering Inc., for Construction Management Services at Rodriguez Prep Academy
- 10.29 Amendment No. 1 to the Agreement with the Parent Institute for Quality Education for Services at Belvedere Elementary School
- 10.30 Amendment No. 3 to the Agreement with PCH Architects as the Architect of Record for Rodriguez Prep Academy
- 10.31 Amendment No. 3 to the Agreement with Edward V. Regan for DSA Inspection Services for Modernization Projects at Various Sites
- 10.32 Notice of Completion, Bid No. 09-04, Category 21, Juanita Blakely Jones Elementary School
- 10.33 Professional Service Agreements for Architectural and Engineering Services for Projects in Excess of \$5,000,000.00 in Construction Costs
- 10.34 Request for Proposal, RFP, No. 20-07, Mechanical Engineering Service at Harmon Elementary School, Lincoln Elementary School, Lytle Creek Elementary School, and Warm Springs Elementary School
- 10.35 Request For Proposal (RFP) No. 21-07, Student Transportation Software, District-wide
- 10.36 Local Agreement for Child Development Services with the California Department of Education, Contract No. CIMS-7483, 2007-08 Instructional Materials and Supplies Contracts
- 10.37 Expulsion of Student(s)
- 10.38 Student(s) Recommended for Suspension, but Remanded Back to School Sites or Had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction

Board of Education Meeting
January 15, 2008

- 10.39 Student(s) Recommended for Expulsion, but Remanded Back to the School Sites Due to Errors of Due Process, Lack of Evidence and/or Availability of Other Means of Correction
- 10.40 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 10.41 Revocation of Suspension of Expulsion
- 10.42 Lift of Expulsion of Student(s)
- 10.43 Failure to Recommend Mandatory Expulsion 48915

11.0 Action Items

- 11.1 Amendment to Agenda/Meeting Materials Policy BB 9322 (Second Reading)
- 11.2 Amendment to Meeting Conduct Policy BB 9323 (Second Reading)
- 11.3 Changes in Board Policy 5127 – High School Graduation Ceremonies, in Relation to the California High School Exit Exam (First Reading)
- 11.4 Quarterly Uniform Complaint Report Summary
- 11.5 Personnel Report #14, dated January 15, 2008

SESSION TEN - Closed Session

12.0 Closed Session

8:00 p.m.

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

Student Matters/Discipline

Conference with Labor Negotiator

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

Public Employee Discipline/Dismissal/Release

SESSION ELEVEN – Open Session

13.0 Action Reported from Closed Session

9:00 p.m.

SESSION TWELVE - Closing

14.0 Adjournment

9:05 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, February 5, 2008, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: January 11, 2008

San Bernardino City Unified School District

Regular Meeting of the Board of Education

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

AGENDA

January 15, 2008

SESSION ONE - Opening

1.0 *Opening*

1.1 Call to Order

1.2 Pledge of Allegiance to the Flag

SESSION TWO - Special Presentations

2.0 *Special Presentations*

2.1 Schools That Sparkle
(Prepared by Business Services Division)

The Board of Education and the Superintendent of the San Bernardino City Unified School District have a strong commitment to custodial excellence in our district. As an ongoing part of this commitment, the Superintendent has authorized the “Schools That Sparkle” recognition program.

The Board will recognize and present the “Schools That Sparkle” Award to the custodians and administrators of Pacific High School and Kimbark Elementary School for the fall quarter of 2007, for achievement in custodial excellence.

2.2 Outstanding Student Awards
(Prepared by the Communications Department)

The Board of Education Outstanding Student Awards will be presented to nine students representing Curtis Middle, Golden Valley Middle, and Urbita Elementary Schools. To receive this award, students are nominated by their teachers based on academics, athletics, fine arts, outstanding citizenship, and most improvement. The nominees are presented to the principal, who makes the final selection. The Board wishes to recognize these students for their outstanding accomplishments.

Board of Education Meeting
January 15, 2008

2.3 Outstanding Customer Service Awards
(Prepared by Certificated Human Resources Division)

Since 1998, the Board of Education and Superintendent have placed a high priority on providing outstanding customer service. To this end, a variety of programs have been developed to address this objective. The newest of these programs recognizes individual employees who have been nominated by their supervisors for their outstanding performance in the area of customer service. Ten such worthy recipients will be recognized quarterly for their accomplishments in this important area.

SESSION THREE - School Showcase

3.0 *School Showcase*

3.2 King Middle School

SESSION FOUR - Public Hearings

4.0 *Public Hearings*

4.1 Review of SOAR Charter School Petition Element Amendments
(Prepared by Student Services Division)

At the Board of Education meeting of November 20, 2007, the District recommended to the Board that the SOAR Charter School petition did not meet all of the elements stipulated in California Education Code sections 47605-47608. The Board decided to give the SOAR Charter School petitioners the opportunity to amend those charter school elements that were deficient and submit to the Board of Education for further consideration for approval of the charter petition. The SOAR Charter School petitioners agreed to submit the element amendments to the School Board on January 15, 2008.

Findings: The original petition did not sufficiently meet element requirements for elements 2, 5, 6, 8, and 9. The following are the reviews of these element amendments.

Element 2 Amendment: The original petition did not include NCLB Academic Yearly Progress (AYP) as a measurement for pupil outcomes. Also, the petition stated that the charter school would improve 75 percent of the EL students CELDT scores one level each year. The amendment showed that the charter petition will include AYP in part to make the proposed charter school eligible for Title One funds. The petition also amended the EL CELDT scores to reflect that 100 percent of these students will improve one level each year. The amendment meets this element requirement.

Element 5 Amendment: The original petition did not address all elements of teachers being identified as “highly qualified” in accordance with NCLB. The amendment included the

Board of Education Meeting
January 15, 2008

condition that teachers would demonstrate competence in the core academic subject matter in addition to having a bachelor's degree and a state credential or an intern certificate/credential for no more than three years while actively working toward completion of their state credential. The amendment meets this element requirement.

Element 6 Amendment: The original petition did not address the procedures for ongoing TB clearance requirements (renewal every four years). The amendment included the need for staff to renew their TB tests every four years and the need to establish a notification process to remind staff of this requirement. The amendment meets this element requirement.

Element 8 Amendment: The original petition stated that in the public random drawing the charter school would give first preference to children of the founding members' families and second preference to the children of SOAR employees. The amendment states that the admission policies and procedures will not discriminate against protected classes, and consistent with federal law, founding families' children and SOAR employees' children will only receive preference to the extent that, in so doing, no groups are discriminated against. Preference for founding members' children and SOAR employees' children will not exceed 10 percent of the student population. This procedure is consistent with District practices in allowing District employees to enroll their children in District schools.

Element 9 Amendment: The original petition did not mention the required financial reporting element and did not indicate when it would submit financial reports. It was recommended that the charter adopt their budget using the District's single adoption cycle. The amendment states that the charter will comply with Education Code section 47604.33 (a) and will annually prepare and submit in standard CDE SACS format to the District, County Superintendent of Schools, State Controller, and the CDE the following documents:

- Preliminary budget (on or before July 1)
- Interim financial report (on or before December 15) reflecting budget changes through October 31
- Second interim financial report (on or before March 15) reflecting budget changes through January 15
- Final unaudited report for the full prior year (on or before September 15)

The amendment meets this element requirement.

Conclusion:

The SOAR petitioners' amendments meet the charter law requirements. District staff recommends that the Board of Education approve the SOAR Charter School petition.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education adopts the findings regarding the charter petition submitted by the SOAR Charter Academy.

It is further recommended that one of the following resolutions be adopted:

Board of Education Meeting
January 15, 2008

BE IT FURTHER RESOLVED that the Board of Education approves the charter petition submitted by the SOAR Charter Academy.

Or

BE IT FURTHER RESOLVED that the Board of Education denies the charter petition of the SOAR Charter Academy.

4.2 Annual Service Plan and Budget Requirement (E.C.56205 (b)(2)
(Prepared by Educational Services Division)

Each Special Education Local Plan Area (SELPA) local plan requires a service plan and budget component that will be developed/updated annually. The Community Advisory Committee (CAC) discussed and reviewed the documents on November 27, 2007.

Statutory Language

(2) An annual service plan shall be adopted at a public hearing held by the special education local plan area. Notice of this hearing shall be posted in each school district in the special education local plan area at least 15 days prior to the hearing. The annual service plan may be revised during any fiscal year according to the policymaking process established pursuant to subparagraphs (D) and (E) of paragraph (12) of subdivision (a) and consistent with subdivision (f) of Section 56001 and with Section 56195.9.

The annual Service Plan/Budget for the 2007-2008 school year is due to be completed on or before January 31, 2008, and will be kept in the San Bernardino City Unified School District Special Education Local Plan Area office. The Annual Service Plan includes a Description of Services and is available at the San Bernardino City Unified School District SELPA office and the Annual Budget demonstrates funding to support the Local Plan and Annual Service Plan.

Conduct Public Hearing

At the conclusion of the Public Hearing, it is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the San Bernardino City Unified School District's Special Education Plan.

BE IT FURTHER RESOLVED that Dayton Gilleland, Assistant Superintendent, Educational Services Division, and Mohammad Z. Islam, Assistant Superintendent, Business and Finance Division, be authorized to sign all required documents relating to this plan.

SESSION FIVE - Administrative Presentation

5.0 *Administrative Presentation*

This is the time during the agenda when the Board of Education is prepared to receive the comments of members of the public as well as get information from the school staff. If you wish to address the Board relative to the specific topic under Board consideration, complete a "Request to Address the Board of Education" form and submit this form to the Administrative Assistant. When recognized by the President of the Board, please step to the microphone at the podium, give your name and address, and limit your remarks to five minutes.

If you wish to speak on items elsewhere in the agenda or appropriate matters not on the agenda, you may do so in *Session Seven - Other Matters Brought by Citizens.*

5.1 Presentation on the Evaluation and Identification of Effective Academic Programs (Prepared by Research/Systems Analysis)

Dr. Paul Shirk, Assistant Superintendent, Research/Systems Analysis, will present data on successful programs implemented in the SBCUSD. Dr. Judy White, Deputy Superintendent, will discuss the implications of these research findings on continuing proven programs, elimination of programs not showing growth and future budget and program planning.

SESSION SIX - Administrative Reports

6.0 *Administrative Reports*

6.1 Amendment to Agenda/Meeting Materials Policy BB 9322 (Second Reading) (Prepared by Superintendent)

Board Bylaws

BB 9322

AGENDA/MEETING MATERIALS

Board of Education meeting agendas shall state the meeting time and place and shall briefly describe each business item to be transacted or discussed, including items to be discussed in closed session. (Government Code 54954.2)

(cf. 9320 - Meetings and Notices)

(cf. 9321- Closed Session Purposes and Agendas)

The agenda shall provide members of the public the opportunity to address the Board on any agenda item before or during the Board's consideration of the item. The agenda shall also provide members of the public an opportunity to speak at regular meetings on matters which are not on the agenda but which are within the subject matter jurisdiction of the Board. (Education Code 35145.5; Government Code 54954.3)

Board of Education Meeting
January 15, 2008

(cf. 9323 - Meeting Conduct)

The agenda shall specify that an individual who requires disability-related accommodations or modifications including auxiliary aids and services in order to participate in the Board meeting should contact the Superintendent or designee in writing.

Agenda Preparation

The Superintendent, as Secretary to the Board, in consultation with the Board President, shall prepare the agenda for each regular and special meeting.

Any Board member, with the consensus of the other Board members, may request that a matter within the jurisdiction of the Board be placed on the agenda of a regular meeting. Whenever possible, such request should allow at least two weeks before the scheduled meeting date. Items submitted less than two weeks before the scheduled meeting date may be postponed to a later meeting in order to allow sufficient time for consideration and research of the issue.

Any member of the public may request that a matter within the jurisdiction of the Board be placed on the agenda of a regular meeting. The request must be in writing and be submitted to the Superintendent or designee with supporting documents and information, if any, at least two weeks before the scheduled meeting date. Items submitted less than two weeks before the scheduled meeting date may be postponed to a later meeting in order to allow sufficient time for consideration and research of the issue.

The Board President and Superintendent shall decide whether a request is within the subject matter jurisdiction of the Board. Items not within the subject matter jurisdiction of the Board may not be placed on the agenda. In addition, the Board President and Superintendent shall determine if the item is merely a request for information or whether the issue is covered by an existing policy or administrative regulation before placing the item on the agenda.

Public items submitted under this provision will be itemized as a subsection under *Other Matters Brought By Citizens*. Any accompanying materials will be provided to Board members. Placing an item on the agenda under this section in no way requires Board action or comment. The ~~five-minute~~ **three-minute** time limit applies. If the item is presented by a special interest group, the maximum time limit shall be a combined 10 minutes. At the discretion of the Board President the time limit for a special interest group may be extended beyond 10 minutes.

No more than ~~30~~ **20** minutes of each Board meeting will be allotted for input on any one subject matter under this section. If more items are on the agenda than there is time available, the President may move an item forward to the next meeting.

An individual's submission under this item will be considered their only input (~~five~~ **three** minutes) under *Other Matters Brought by Citizens*. Under no circumstances shall an individual have a combined total of ~~15~~ **nine** minutes on all agenda items during a Board meeting. The Board President may use his/her prerogative to combine public times on related topics to ensure

Board of Education Meeting
January 15, 2008

the proper functioning of the governing board meetings.

All public communications with the Board are subject to requirements of relevant Board policies and administrative regulations.

(cf. 1312.1 - Complaints Concerning District Employees)
(cf. 1312.2 - Complaints Concerning Instructional Materials)
(cf. 1312.3 - Uniform Complaint Procedures)
(cf. 1340 - Access to District Records)
(cf. 3320 - Claims and Actions Against the District)
(cf. 5144.1 - Suspension and Expulsion/Due Process)

Consent Items

In order to promote efficient meetings, the Board may act upon more than one item by a single vote through the use of a consent agenda. Consent items shall be items of a routine nature or items for which no Board discussion is anticipated and for which the Superintendent recommends approval.

In accordance with law, the public has a right to comment on any consent item. At the request of any member of the Board, any item on the consent agenda shall be removed and given individual consideration for action as a regular agenda item.

Agenda Dissemination

A copy of the agenda shall be forwarded to each Board member at least three days before each regular meeting, together with the Superintendent or designee's report; minutes to be approved; copies of communications; reports from committees, staff, citizens and others; and other available documents pertinent to the meeting.

When special meetings are called, the Superintendent and president shall make every effort to distribute the agenda and supporting materials to Board members as soon as possible.

Board members shall review agenda materials before each meeting. Individual members may confer directly with the Superintendent or designee to request additional information on agenda items.

Upon request, the Superintendent or designee shall make the agenda and/or agenda packet available in appropriate alternative formats to persons with a disability, as required by the Americans with Disabilities Act. (Government Code 54954.1)

The Superintendent or designee shall mail a copy of the agenda, or a copy of all the documents constituting the agenda packet, to any person who requests the items. The materials shall be mailed at the time the agenda is posted or upon distribution of the agenda to a majority of the Board, whichever occurs first. (Government Code 54954.1)

Board of Education Meeting
January 15, 2008

Any request for mailed copies of agendas or agenda packets shall be in writing and shall be valid for the calendar year in which it is filed. Written requests must be renewed following January 1 of each year. (Government Code 54954.1)

Persons requesting mailing of the agenda or agenda packet shall pay an annual fee as determined by the Superintendent or designee.

Legal Reference:

EDUCATION CODE
35144 *Special meetings*
35145 *Public meetings*
35145.5 *Right of public to place matters on agenda*
GOVERNMENT CODE
53635.7 *Separate item of business*
54954.1 *Mailed agenda of meeting*
54954.2 *Agenda posting requirements; board actions*
54954.3 *Opportunity for public to address legislative body*
54954.5 *Closed session item descriptions*
54956.5 *Emergency meetings*
54957.5 *Public records*
UNITED STATES CODE, TITLE 42
12101-12213 *Americans with Disabilities Act*
CODE OF FEDERAL REGULATIONS, TITLE 28
35.160 *Effective communications*
36.303 *Auxiliary aids and services*

Management Resources:

CSBA PUBLICATIONS
The Brown Act: School Boards and Open Meeting Laws, 1999
ATTORNEY GENERAL PUBLICATIONS
The Brown Act: Open Meetings for Legislative Bodies, California Attorney General's Office, 2002
CALIFORNIA CITY ATTORNEY PUBLICATIONS
Open and Public III: A User's Guide to the Ralph M. Brown Act, 2000
WEB SITES
CSBA: <http://www.csba.org>
California Attorney General's Office: <http://www.caag.state.ca.us>

Policy adopted: October 16, 2007

6.2 Amendment to Meeting Conduct Policy BB 9323 (Second Reading)
(Prepared by Superintendent)

Board Bylaws

BB 9323

MEETING CONDUCT

Meeting Procedures

All Board of Education meetings shall begin on time and shall be guided by an agenda prepared in accordance with Board bylaws and posted and distributed in accordance the Ralph M. Brown Act (open meeting requirements) and other applicable laws.

Board of Education Meeting
January 15, 2008

(cf. 9322 - Agenda/Meeting Materials)

The Board president shall conduct Board meetings in accordance with Board bylaws and procedures that enable the Board to efficiently consider issues and carry out the will of the majority.

(cf. 9121 - President)

The Board believes that late night meetings deter public participation, can affect the Board's decision-making ability, and can be a burden to staff. The Board may at its discretion postpone business on the agenda for a later date in the interest of public discussion and adequate time for good decision-making processes.

(cf. 9320 - Meetings and Notices)

Quorum and Abstentions

The Board shall act by majority vote of all of the membership constituting the Board. (Education Code 35164)

(cf. 9323.2 - Actions by the Board)

The Board believes that when no conflict of interest requires abstention, its members have a duty to vote on issues before them. When a member abstains, his/her abstention shall not be counted for purposes of determining whether a majority of the membership of the Board has taken action.

(cf. 9270 - Conflict of Interest)

If a Board consists of seven members and not more than two vacancies occur on the Board, the vacant position(s) shall not be counted for purposes of determining how many members of the Board constitute a majority. In addition, if a vacancy exists on the Board, whenever any provisions of the Education Code require unanimous action of all or a specific number of the members, the vacant position(s) shall be not be counted for purposes of determining the total membership constituting the Board. (Education Code 35165)

Public Participation

Members of the public are encouraged to attend Board meetings and to address the Board concerning any item on the agenda or within the Board's jurisdiction. So as not to inhibit public participation, persons attending Board meetings shall not be requested to sign in, complete a questionnaire, or otherwise provide their name or other information as a condition of attending the meeting.

In order to conduct district business in an orderly and efficient manner, the Board requires that public presentations to the Board comply with the following procedures:

Board of Education Meeting
January 15, 2008

1. The Board shall give members of the public an opportunity to address the Board on any item of interest to the public that is within the subject matter jurisdiction of the Board, either before or during the Board's consideration of the item. (Education Code 35145.5, Government Code 54954.3)
2. At a time so designated on the agenda at a regular meeting, members of the public may bring before the Board matters that are not listed on the agenda. The Board shall take no action or discussion on any item not appearing on the posted agenda, except as authorized by law. (Education Code 35145.5, Government Code 54954.2)
3. Without taking action, Board members or district staff members may briefly respond to statements made or questions posed by the public about items not appearing on the agenda. Additionally, on their own initiative or in response to questions posed by the public, a Board or staff member may ask a question for clarification, make a brief announcement, or make a brief report on his/her own activities. (Government Code 54954.2)

Furthermore, the Board or a Board member may provide a reference to staff or other resources for factual information, ask staff to report back to the Board at a subsequent meeting concerning any matter, or take action directing staff to place a matter of business on a future agenda. (Government Code 54954.2)

4. The Board need not allow the public to speak on any item that has already been considered by a committee composed exclusively of Board members at a public meeting where the public had the opportunity to address the committee on that item. However, if the Board determines that the item has been substantially changed since the committee heard the item, the Board shall provide an opportunity for the public to speak. (Government Code 54954.3)

(cf. 9130 - Board Committees)

5. A person wishing to be heard by the Board shall first be recognized by the president and shall then proceed to comment as briefly as the subject permits.

Individual speakers shall be allowed ~~five~~ **three** minutes to address the Board on each agenda or nonagenda item. The Board shall limit the total time for public input on each item to ~~30~~ **20** minutes. With Board consent, the president may increase or decrease the time allowed for public presentation, depending on the topic and the number of persons wishing to be heard. The president may take a poll of speakers for or against a particular issue and may ask that additional persons speak only if they have something new to add.

6. The Board president may rule on the appropriateness of a topic. If the topic would be more suitably addressed at a later time, the president may indicate the time and place when it should be presented.

Board of Education Meeting
January 15, 2008

The Board shall not prohibit public criticism of its policies, procedures, programs, services, acts, or omissions. (Government Code 54954.3) In addition, the Board may not prohibit public criticism of district employees.

Whenever a member of the public initiates specific complaints or charges against an employee, the Board president shall inform the complainant that in order to protect the employee's right to adequate notice before a hearing of such complaints and charges, and also to preserve the ability of the Board to legally consider the complaints or charges in any subsequent evaluation of the employee, it is the policy of the Board to hear such complaints or charges in closed session unless otherwise requested by the employee pursuant to Government Code 54957. The Board president shall also encourage the complainant to file a complaint using the appropriate district complaint procedure.

(cf. 1312.1 - Complaints Concerning District Employees)
(cf. 9321 - Closed Session Purposes and Agendas)

7. The Board president shall not permit any disturbance or willful interruption of Board meetings. Persistent disruption by an individual or group shall be grounds for the president to terminate the privilege of addressing the Board.

The Board may remove disruptive individuals and order the room cleared if necessary. In this case, members of the media not participating in the disturbance shall be allowed to remain, and individuals not participating in such disturbances may be allowed to remain at the discretion of the Board. When the room is ordered cleared due to a disturbance, further Board proceedings shall concern only matters appearing on the agenda. (Government Code 54957.9)

When such disruptive conduct occurs, the Superintendent or designee shall contact local law enforcement.

Recording by the Public

The Superintendent or designee shall designate locations from which members of the public may broadcast, photograph, or tape record open meetings without causing a distraction.

(cf. 9324 - Board Minutes and Recordings)

If the Board finds that noise, illumination, or obstruction of view related to these activities would persistently disrupt the proceedings, these activities shall be discontinued or restricted as determined by the Board. (Government Code 54953.5, 54953.6)

Legal Reference:

EDUCATION CODE

5095 Powers of remaining board members and new appointees

32210 Willful disturbance of public school or meeting a misdemeanor

35010 Prescription and enforcement of rules

Board of Education Meeting
January 15, 2008

35145.5 *Agenda; public participation; regulations*
35163 *Official actions, minutes and journal*
35164 *Vote requirements*
35165 *Effect of vacancies upon majority and unanimous votes by seven member board*
GOVERNMENT CODE
54953.5 *Audio or video tape recording of proceedings*
54953.6 *Broadcasting of proceedings*
54954.2 *Agenda; posting; action on other matters*
54954.3 *Opportunity for public to address legislative body; regulations*
54957 *Closed sessions*
54957.9 *Disorderly conduct of general public during meeting; clearing of room*
PENAL CODE
403 *Disruption of assembly or meeting*
COURT DECISIONS
McMahon v. Albany Unified School District, (2002) 104 Cal.App.4th 1275
Rubin v. City of Burbank, (2002) 101 Cal.App.4th 1194
Baca v. Moreno Valley Unified School District, (1996) 936 F.Supp. 719
ATTORNEY GENERAL OPINIONS
76 *Ops. Cal. Atty. Gen. 281 (1993)*
66 *Ops. Cal. Atty. Gen. 336 (1983)*
63 *Ops. Cal. Atty. Gen. 215 (1980)*
61 *Ops. Cal. Atty. Gen. 243, 253 (1978)*
55 *Ops. Cal. Atty. Gen. 26 (1972)*
59 *Ops. Cal. Atty. Gen. 532 (1976)*

Management Resources:

CSBA PUBLICATIONS
The Brown Act: School Boards and Open Meeting Laws, rev. 2005
Board Presidents' Handbook, rev. 2002
Maximizing School Board Governance: Boardmanship
ATTORNEY GENERAL PUBLICATIONS
The Brown Act: Open Meetings for Legislative Bodies, 2003
WEB SITES
CSBA: <http://www.csba.org>
California Attorney General's Office: <http://www.caag.state.ca.us>

Bylaw adopted: October 16, 2007

6.3 Changes in Board Policy 5127 – High School Graduation Ceremonies, in Relation to the California High School Exit Exam (First Reading)
(Prepared by Educational Services Division)

The California High School Exit Exam (CAHSEE) became a high school diploma requirement for all seniors graduating after 2005. The legislative mandate stipulated that in order to receive a high school diploma in California, students must pass both the English/Language Arts and Mathematics portions of the test. Further, the law authorized local school districts to decide whether students who have not passed the CAHSEE, but have completed all other graduation credit requirements, would be allowed to participate in Graduation Ceremonies.

Board of Education Meeting
January 15, 2008

In November of 2005, the San Bernardino City Unified School District Board of Education authorized students who fulfill all other graduation requirements, but have not passed both portions of the CAHSEE, to be allowed to participate in commencement and receive a “Certificate of Graduation” at their high school commencement exercise.

Since the time of the Board’s original decision, it has become evident that some students are reluctant to continue in the numerous opportunities provided to pass the CAHSEE and have not availed themselves of CAHSEE intervention and support programs designed to improve their prognosis of success.

This amended language to Board Policy 5127 signifies the Board’s contention that a “High School Diploma” holds greater value and potential benefit for students beyond that of a “Certificate of Graduation” and encourages students to continue in attempts to pass the CAHSEE and seek available academic support to continue in their pursuit of a High School Diploma.

The strikethrough font in the original policy is being utilized to establish a new Administrative Regulation (AR 5127) in that this language best describes the administrative function of the District in addressing the intentions of the Board of Education. In addition, guidelines have been included to provide direction to schools and reiterate expectations for students’ participation in CAHSEE interventions and testing opportunities. New language in the Board Policy and the Administrative Regulation is signified by the underline.

San Bernardino City USD

Board Policy

BP 5127

Students

High School Graduation Ceremonies

It is the intention of the Board of Education that the students in the district who have satisfactorily completed the requirements of the district and the State of California for graduation from high school be honored at a suitable ceremony. Beginning with the graduating class of 2006, and the implementation of the California High School Exit Exam (CAHSEE) requirement, it is the intent of the Board that students who fulfill all course credit requirements, but do not pass the CAHSEE, be included in the graduation ceremony.

The Board of Education recognizes that a “High School Diploma” holds greater value and potential benefit for students beyond that of a “Certificate of Graduation.” Therefore, students are expected to continue in attempts to pass the CAHSEE and seek additional academic support until their scheduled graduation date. Additionally, students are encouraged to continue in the pursuit of a High School Diploma through continued enrollment in High School, Community

Board of Education Meeting
January 15, 2008

College, Adult School, and/or other alternative educational programs until both portions (English/Language Arts and Math) of the CAHSEE are passed.

It is the desire of the Board that such ceremonies be conducted in an atmosphere that is in keeping with the importance of the occasion. It is expected that the audience and graduates will remain seated during the ceremonies, that they will give proper attention to the speakers and other participants during the ceremonies, and that they will refrain from disruptive behavior that will detract from the recognition that each graduate deserves as he/she is individually honored. It is to these ends that this policy is adopted.

1. Appropriate graduation ceremonies will be provided to honor graduating seniors at each district senior high school. As a part of the ceremonies, each graduating senior who has passed the CAHSEE by the date of graduation, will be recognized by having his/her name read and each will be presented a district diploma/diploma cover.
2. In that students may have passed the CAHSEE at the time of the most recent administration of the test prior to graduation and not received official verification of passing scores in time for graduation, students that have otherwise fulfilled all other graduation requirements, shall be entitled to receive a "Certificate of Graduation" in lieu of a diploma, and shall be allowed to participate in the graduation exercises in the same manner as diploma recipients, including being recognized by having their names read.
3. An individual with exceptional needs who meets the criteria for a certificate shall be eligible to participate in any graduation ceremony and any school activity related to graduation in which a student without disabilities would be eligible to participate. Criteria includes that the student has satisfactorily attended high school and participated in the instruction as prescribed in his or her individualized education program or has satisfactorily completed a prescribed alternative course of study approved by the Board.
4. School principals, or their designees, may remove or cause to be removed from the ceremonies and/or premises students or others who are in violation of Education Code, or in violation of a rule relating to graduation exercises. Graduating seniors so removed may be required to pick up their diplomas at a later date than other graduates and they may be required to be accompanied by a parent or guardian.
5. The school principal has the right and the power to suspend the graduation ceremonies immediately prior to their beginning or during the ceremonies if, in his/her judgment, allowing the ceremonies to continue would be dangerous or would not be in the best interest of the graduates, the school, or the district.
6. Representatives from each of the high schools will work together to share ideas and to develop procedures to work effectively with students and parents to best implement this policy.

Board of Education Meeting
January 15, 2008

7. The above policies are intended to apply to the five ~~comprehensive~~ traditional high schools. The Adult School, Middle College High School, San Andreas High School, and Sierra High School, due to the specialized nature and small sizes of their graduating classes, will develop their own procedures in accordance with their individual needs.

Strikethrough Creates New Administrative Regulation (AR 5127)

~~4. The graduation ceremonies of the comprehensive high schools will begin at 6:00 p.m. on the last day that students are required to attend school in June.~~

~~5. A specific number of tickets, suitable to the seating capacity of the facility being used for the graduation ceremonies, will be issued by each comprehensive high school to each of its graduating seniors. Each school will reserve some tickets to be issued to families with special needs. No person will be admitted to the ceremonies without a ticket.~~

~~6. The facilities that will be used for graduation ceremonies at each site will be decided by the principal. The use of off-campus facilities for graduation exercises must be approved by the Superintendent.~~

~~7. The district and the individual high schools will work closely with the San Bernardino City Police and the district police to clarify roles, assignments, and expectations in enforcing the laws and district policy regarding graduation ceremonies.~~

~~8. In order to participate in the graduation ceremonies, each graduating senior and his/her parent or guardian must sign a contract agreeing to abide by the specified code of dress and behavior for the ceremony.~~

~~9. A brochure outlining appropriate audience behavior will be distributed with each program at the graduation ceremony. At the beginning of the ceremonies an announcement will be made to the audience directing its attention to the guidelines and briefly outlining the most important points.~~

~~10. Before being admitted to the ceremonies, each graduating senior will be required to open his/her gown for a verification of appropriate dress and a visual check for outlawed items.~~

Legal Reference:

EDUCATION CODE

38119 Lease of personal property; caps and gowns

48904 Liability of parent or guardian; withholding of grades, diplomas, transcripts

51225.5 Honorary diplomas; foreign exchange students

51400-51403 Elementary school diploma

51410-51412 Diplomas

Board of Education Meeting
January 15, 2008

COURT DECISIONS

Cole v. Oroville Union High School District, (2000, 9th Cir.) 228 F.3d 1092

Santa Fe Independent School District v. Doe, (2000) 530 U.S. 290

Lee v. Weisman, (1992) 112 S.Ct. 2649

Sands v. Morongo Unified School District, (1991) 53 Cal. 3d 863

Lemon v. Kurtzman, (1971) 403 U.S. 602

Management Resources:

CDE PROGRAM ADVISORIES

0615.89 Granting credit for passing GED, SPB:88/89-11

WEB SITES

CDE: <http://www.cde.ca.gov>

Policy SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT

Adopted: October 16, 2007 San Bernardino, California

Revised: Pending

San Bernardino City USD

Administrative Regulation

AR 5127

Students

High School Graduation Ceremonies

It is the intention of the Board of Education that the students in the district who have satisfactorily completed the requirements of the district and the State of California for graduation from high school be honored at a suitable ceremony. Beginning with the graduating class of 2006, and the implementation of the California High School Exit Exam (CAHSEE) requirement, it is the intent of the Board that students who fulfill all course credit requirements, but do not pass the CAHSEE, be included in the graduation ceremony.

It is the desire of the Board that such ceremonies be conducted in an atmosphere that is in keeping with the importance of the occasion. It is expected that the audience and graduates will remain seated during the ceremonies, that they will give proper attention to the speakers and other participants during the ceremonies, and that they will refrain from disruptive behavior that will detract from the recognition that each graduate deserves as he/she is individually honored.

1. Seniors of the Class of 2008 (including first, second, and third year seniors) are required to take the CAHSEE Exam at least once in the time remaining this academic year, enroll in and attend a CAHSEE intervention course, if they have not yet passed one or both portions of the test, in order to participate in commencement.

Board of Education Meeting
January 15, 2008

2. Beginning with the class of 2009, seniors will attempt to pass those sections of the CAHSEE not yet passed at least three (3) times after grade ten, including two (2) times during their current grade twelve.
3. CAHSEE intervention and support courses are to be offered during the regular school day at all District High Schools.
4. If seniors are not enrolled in a CAHSEE support course during their regular school day, they must enroll and attend another District-sanctioned CAHSEE intervention program during the period of time between any required CAHSEE test administration, in order to participate in commencement.
5. District-sanctioned CAHSEE Intervention programs must be specific to students' academic CAHSEE needs (English/Language Arts or Mathematics). Such programs include Before and After-School CAHSEE Tutoring, Weekend / Saturday Intervention Classes, and CAHSEE Support Programs provided through private vendors contracting with the District (i.e. Kaplan, NovaNet, Paradigm Learning Center, Youth Action Project, etc.).
6. Students who do not fulfill the criteria outlined above will not be allowed to participate in commencement exercises but may still be eligible for a "Certificate of Graduation", to be issued at a later date.
7. Appeals to the intent of this Administrative Regulation will be processed through the office of the Assistant Superintendent of Educational Services with the ultimate authority to offer an exemption, exception, or waiver residing only with the Superintendent.

Existing Language from BP 5127 to New AR 5127:

8. The graduation ceremonies of the comprehensive high schools will begin at 6:00 p.m. on the last day that students are required to attend school in June.
9. A specific number of tickets, suitable to the seating capacity of the facility being used for the graduation ceremonies, will be issued by each comprehensive high school to each of its graduating seniors. Each school will reserve some tickets to be issued to families with special needs. No person will be admitted to the ceremonies without a ticket.
10. The facilities that will be used for graduation ceremonies at each site will be decided by the principal. The use of off-campus facilities for graduation exercises must be approved by the Superintendent.
11. The district and the individual high schools will work closely with the San Bernardino City Police and the district police to clarify roles, assignments, and expectations in enforcing the laws and district policy regarding graduation ceremonies.
12. In order to participate in the graduation ceremonies, each graduating senior and his/her parent or guardian must sign a contract agreeing to abide by the specified code of dress and behavior for the ceremony.
13. A brochure outlining appropriate audience behavior will be distributed with each program at the graduation ceremony. At the beginning of the ceremonies an announcement will be made to the audience directing its attention to the guidelines and briefly outlining the most important points.

Board of Education Meeting
January 15, 2008

14. Before being admitted to the ceremonies, each graduating senior will be required to open his/her gown for a verification of appropriate dress and a visual check for outlawed items.

Legal Reference:

EDUCATION CODE

38119 Lease of personal property; caps and gowns

48904 Liability of parent or guardian; withholding of grades, diplomas, transcripts

51225.5 Honorary diplomas; foreign exchange students

51400-51403 Elementary school diploma

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COURT DECISIONS

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Management Resources:

CDE PROGRAM ADVISORIES

0615.89 Granting credit for passing GED, SPB:88/89-11

WEB SITES

CDE: <http://www.cde.ca.gov>

Administrative Regulation SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT

January 15, 2008

6.4 Annual Audited Financial Report Fiscal Year 2006-07
(Prepared by Business Services Division)

The Annual Audited Financial Report for Fiscal Year 2006-07, including the Compliance Audit of Federal and State Funded Programs, was completed on November 15, 2007, the final day of the auditors' fieldwork. Copies of the audit report were distributed to Board members for review.

Mohammad Z. Islam, Assistant Superintendent, Business and Finance; Gene Fortajada, Accounting Services Director; and a representative from the accounting firm Vavrinek, Trine, Day & Co. LLP, will be available to answer questions during the Board meeting.

A resolution is contained in the Consent Item section of the agenda regarding the acceptance of the 2006-07 Fiscal Year Audit Report.

6.5 Quarterly Uniform Complaint Report Summary
(Prepared by the Employee Relations Division)

Pursuant to legislation passed as a result of the Williams Case Settlement Agreement, districts must report summarized data on the nature and resolution of all complaints on a quarterly basis

Board of Education Meeting
January 15, 2008

to the governing board, at a regularly scheduled board meeting. The following is the quarterly report for the period from October to December 2007, pursuant to Section 4686(b) of Title 5, Division 1, Chapter 5.1, Subchapter 1, Article 8 of the California Code of Regulations.

Williams Settlement Legislation
Quarterly Report Summary

Quarterly Uniform Complaint Report Summary
For submission to school district governing board and county office of education

District Name: San Bernardino City Unified School District

Quarter covered by this report: October - December 2007

	Number of complaints received in quarter	Number of complaints resolved	Number of complaints unresolved
Instructional Materials	0	0	0
Facilities	0	14	0
Teacher Vacancy and Misassignment	0	0	0
Totals	0	14	0

Submitted by: Marie Arakaki
Title: Affirmative Action Director

SESSION SEVEN – Other Matters Brought By Citizens

7.0 Other Matters Brought by Citizens

This is the time during the agenda when the Board of Education is prepared to receive the comments of the public regarding any other items on this agenda or any school-related issues. Please complete a “Request to Address the Board of Education” form and adhere to the provisions described therein. Please submit this form to the Administrative Assistant. The Board requests that any persons wishing to make complaints against District employees file the appropriate complaint form prior to this meeting. The Board may not have complete information available to answer questions and may refer specific concerns to the appropriate staff person for attention. When the Board goes into Session Eight, there will be no further opportunity for citizens to address the Board on items under consideration.

SESSION EIGHT - Reports and Comments

8.0 Report by Board Members

Individual Board members may wish to share a comment, concern, and/or observation with other Board members and/or staff about a topic not on the agenda. In addition, individual Board members may wish to suggest items to be scheduled on a future agenda.

8.1 Legislative Update

9.0 Report by Superintendent and Staff Members

The Superintendent and other members of the management staff may discuss events and future activities significant to the school district.

SESSION NINE - Legislation and Action

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

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

10.1 Approval of Minutes (Prepared by Superintendent's Office)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on December 5, 2007, be approved as presented.

10.2 Compensation for School Board Members (Prepared by Superintendent's Office)

Board Member Elsa Valdez was ill and unable to attend the January 8, 2008 School Board meeting. Using District Board Policy No. 9250 and Education Code 35120(a) as a guideline, it is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves compensation for Board Member Elsa Valdez for the January 8, 2008 School Board meeting.

Board of Education Meeting
January 15, 2008

10.3 Approval of Year One Program Improvement Plans
(Prepared by the Deputy Superintendent's Office)

Under No Child Left Behind, the process of school improvement begins with the school developing a required two-year plan that addresses the academic issues that caused it to be identified for school improvement. The school may develop a new plan or revise an existing one. The purpose of the school improvement plan is to improve the quality of teaching and learning in the school, so that greater numbers of students achieve proficiency in the core academic subjects of reading and mathematics. The school improvement plan provides a framework for analyzing problems, identifying underlying causes, and addressing instructional issues in a school that has not made sufficient progress in student achievement.

The following schools developed new plans or revised existing ones no later than three months after they were identified for Program Improvement. Peer reviewers considered the proposed plans for school improvement within 45 days of submission and evaluated them for quality and the likelihood of successful implementation.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the two-year Program Improvement Plans for the following schools:

Anton Elementary School
Chavez Middle School
YWCA Academy

10.4 Approval of Single Plans for Student Achievement, 2007-2008
(Prepared by the Deputy Superintendent's Office)

The State Education Code requires that all school plans that operate with categorical funds be approved by the local school board. When funded by Title I, schools may operate as Targeted Assistance Schools where specific Title I students are identified to receive Title I services, or they may operate as Schoolwide Programs where funds are focused on a program that ensures academic achievement for all students. Schools also have the option to become School-Based Coordinated Programs. Under this option, the school gains flexibility in the use of categorical support services. All plans are reviewed for quality and legal compliance and are recommended for approval as submitted.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the Single Plans for Student Achievement for the following schools:

Schoolwide Programs: Elementary Schools

Ramona-Alessandro	Hunt	North Verdemont
Arrowhead	Inghram	Bonnie Oehl
Barton	Jones	Palm Avenue
Belvedere	Kendall	Parkside
Bradley	Kimbark	Riley
Burbank	Lankershim	Rio Vista
Cole	Lincoln	E. Neal Roberts
Cypress	Lytle Creek	Roosevelt
Davidson	Marshall	Salinas
Del Rosa	Monterey	Thompson
Emmerton	Mt. Vernon	Urbita
Fairfax	Muscoy	Vermont
Highland Pacific	Newmark	Warm Springs
Hillside	North Park	Wilson

Schoolwide Programs: Middle Schools

Arrowview	Golden Valley	Serrano
Curtis	King	Shandin Hills
Del Vallejo		

Schoolwide Programs: High Schools

Arroyo Valley	Pacific	San Gorgonio
Cajon	San Bernardino	

Targeted Assistance Programs

San Andreas High School	Richardson Prep Academy	Middle College High School
Sierra High School	Alternative Learning Center	STAR at Anderson

10.5 Acceptance of Gifts and Donations to the District
(Prepared by Business Services Division)

From time to time, the District receives requests from organizations and businesses to donate money, equipment, and/or supplies to be used for educational purposes in our schools.

The District has received requests to accept gifts or donations of the following:

Board of Education Meeting
January 15, 2008

SITE	DONOR	DONATION AND PURPOSE	CASH	VALUE
Hillside Elementary School	Culver Newlin	To be used for the Kindergarten class		\$1,196.79
Deputy Superintendent's Office	Orange County Teachers Federal Credit Union	To be used for refreshments for K-12 Principals meetings	\$250.00	
Fairfax Elementary School	Elena D. Marsh	To be used for Music class		\$1,200.00
Riley Elementary School	Patricia Wirth	To be used for students to Christmas shop	\$180.00	
Riley Elementary School	Jackie Johnson	To be used for students to Christmas shop	\$130.00	

The acceptance of these donations meets all requirements of Board Policy 3290, Gifts, Donations, Grants, and Bequests.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education acknowledges receipt of \$1,196.70, Culver Newlin; \$250.00, Orange County Teachers Federal Credit Union; \$1,200.00, Elena D. Marsh; \$180.00, Patricia Wirth; and \$130.00, Jackie Johnson.

10.6 Business and Inservice Meetings
(Prepared by Business Services Division)

During the course of the school year, members of the Board of Education, as well as students, parents, volunteers, community members and other individuals who are not District employees, are involved in activities that include attendance at various conferences, inservices, training sessions and other business meetings, the cost of which must be approved by the Board of Education.

It is recommended that the following resolution be adopted:

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

TERESA ALBA
MARIA DOLORES OCHOA
ISABEL MEZA
(Board Representatives)

To attend the 2008 California Association for Bilingual Education (CABE) Conference, San Jose McEnery Convention Center, San Jose, California, March 6-8, 2008, as Board representatives. The total cost, not to exceed \$2,686, will be paid from Account No. 261.

Board of Education Meeting
January 15, 2008

10.7 Payment for Course of Study Activities
(Prepared by Business Services Division)

District schools find it to be educationally advantageous to employ persons outside of the District in order to provide activities that enhance their educational programs.

Chavez Middle School wishes to hire Jeffery Boeckman, Professor of Music at Cal State University, on February 20, 2008. Mr. Boeckman will be working with music students in preparation for a music festival. Mr. Boeckman will be conducting the music pieces and making corrections as needed. Mr. Daniel Gervais, music instructor at Chavez Middle School, will be present during the entire time and taking notes from Mr. Boeckman as he is Mr. Gervais' advisor in the Intern Program. This service will be made at no cost to the District.

Inghram Elementary School wishes to hire Between Your Ears Entertainment for an assembly on November 29, 2007. This performance is centered on universal character traits, such as cooperation, respect, courage, and self-control. They will teach students to stop and think of ways to deal with bullying and discuss decision-making. They will also teach the difference between reporting and tattling, how and why to report bullying, what to do if someone does bully you or you observe someone being bullied. The cost, not to exceed \$395.00, will be paid from Inghram Elementary School Account No. 205.

Lytle Creek Elementary School wishes to hire Morale International to present a motivational assembly on October 5, 2007, and November 2, 2007. This presentation features Brent George to motivate students to do well during the State testing with several morale boosters. This presentation was Board approved on October 2, 2007. Due to miscommunication between Lytle Creek Elementary and Moral International, it was incorrectly submitted as "no cost to the District." The cost, not to exceed \$1,087.00, will be paid from Lytle Creek Elementary School Account No. 144.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2007-08 school year and approves payment to the following:

Jeffery Boeckman, Professor of Music at Cal State University, on February 20, 2008. This service will be made at no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2007-08 school year and ratifies payment to the following:

Between Your Ears Entertainment for an assembly on Thursday, November 29, 2007. The cost, not to exceed \$395.00, will be paid from Inghram Elementary School Account No. 205.

Board of Education Meeting
January 15, 2008

Morale International to present a motivational assembly on October 5, 2007, and November 2, 2007. The cost, not to exceed \$1,087.00, will be paid from Lytle Creek Elementary School Account No. 144.

10.8 Payment for Services Rendered by Non-Classified Experts and Organizations
(Prepared by Business Services Division)

Schools and departments of the District employ persons outside of the classified service or organizations to provide expertise not available in the District for inservice training or consultant services.

The Adult School wishes to hire Administrative Software Applications, Inc., to present a one-day training for use of ASAP 2000, the Adult School's enrollment and attendance tracking software, to Adult School staff on January 17, 2008. The cost, not to exceed \$1,500.00, will be paid from Restricted General Fund 11 – Adult Education, Account No. 130.

The Elementary Instruction Department wishes to hire Jolene Redvale to provide a series of three Science Saturday programs to 4-6 grade teachers between January 19, 2008, and June 30, 2008. The cost, not to exceed \$1,560.00, will be paid from Restricted General Fund – Title II, Elementary Math and Science, Account No. 542.

The Elementary Instruction Department wishes to hire W. Britt Leatham to provide a series of three Science Saturday programs to K-3 grade teachers, January 19, 2008, through June 30, 2008. The cost, not to exceed \$1,560.00, will be paid from Restricted General Fund – Title II, Elementary Math and Science, Account No. 542.

The Youth Services Department wishes to hire Dave Farmer to serve as an assignor for the boys and girls middle school softball program, January 2, 2008, through January 24, 2008. The cost, not to exceed \$500.00, will be paid from Unrestricted General Fund – Intermediate Sports Program, Account No. 209.

The Youth Services Department wishes to hire the persons listed below as officials for the boys and girls middle schools softball program, January 2, 2008, through January 26, 2008. The cost, \$30.00 per game, will be paid from Unrestricted General Fund – Intermediate Sports Program, Account No. 209.

Dave Farmer	Randy Braze	Rico Goldson	Frank Guerrero
Arthur Irving	Jerry Ivy	Art Laguna	Rob Pettengill
Autry Pilchier	Tom Poole	Neil Sides	Joseph Vinciullo

It is recommended that the following resolution be adopted:

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

Board of Education Meeting
January 15, 2008

Administrative Software Applications, Inc., to present a one-day training for use of ASAP 2000, the Adult School's enrollment and attendance tracking software, to Adult School staff on January 17, 2008. The cost, not to exceed \$1,500.00, will be paid from Restricted General Fund 11 – Adult Education, Account No. 130.

Jolene Redvale to provide a series of three Science Saturday programs to 4-6 grade teachers between January 19, 2008, and June 30, 2008. The cost, not to exceed \$1,560.00, will be paid from Restricted General Fund – Title II, Elementary Math and Science, Account No. 542.

W. Britt Leatham to provide a series of three Science Saturday programs to K-3 grade teachers, January 19, 2008, through June 30, 2008. The cost, not to exceed \$1,560.00, will be paid from Restricted General Fund – Title II, Elementary Math and Science, Account No. 542.

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

Dave Farmer to serve as an assignor for the boys and girls middle school softball program, January 2, 2008, through January 24, 2008. The cost, not to exceed \$500.00, will be paid from Unrestricted General Fund – Intermediate Sports Program, Account No. 209.

The persons listed below as officials for the boys and girls middle schools softball program, January 2, 2008, through January 26, 2008. The cost, \$30.00 per game, will be paid from Unrestricted General Fund – Intermediate Sports Program, Account No. 209.

Dave Farmer	Randy Braze	Rico Goldson	Frank Guerrero
Arthur Irving	Jerry Ivy	Art Laguna	Rob Pettengill
Autry Pilchier	Tom Poole	Neil Sides	Joseph Vinciullo

10.9 Commercial Warrant Registers for Period from December 16, Through December 31, 2007
(Prepared by Business Services Division)

It is requested that the Board of Education adopts the Commercial Warrant Register and authorizes specific individuals to sign disbursements on its behalf.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Commercial Warrant Register for period from December 16, 2007, through December 31, 2007, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes David Moyes, Acting Accounts Payable Officer; Gene Fortajada, Accounting Services Director; or Mohammad Islam, Assistant Superintendent, to sign disbursements.

Board of Education Meeting
January 15, 2008

10.10 Annual Audited Financial Report Fiscal Year 2006-07
(Prepared by Business Services Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Annual Audited Financial Report for FY 2006-07, including the Compliance Audit of Federal and State Funded Programs, as prepared by Vavrinek, Trine, Day & Co. LLP, Certified Public Accountants, be accepted as submitted.

10.11 2007-08 Discretionary School Site Block Grant
(Prepared by Business Services Division)

The intent of the Discretionary School Site Block Grant was to provide one-time resources to support a variety of uses that sites may select. The grant has few spending restrictions except current laws. Briefly, the procedures call for each school to: (1) develop an expenditure plan; (2) require approval by the School Site Council; and (3) receive approval by the Board of Education.

School site councils at the following schools have worked together in a collaborative process to design a plan tailored to individual school needs. It is recommended that the Board of Education approve the following amended plans, which are on file in the Fiscal Services office.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the following schools' 2007-08 Discretionary School Site Block Grant Award, Expenditure Plans:

SCHOOL	AWARD	EXPENDITURES
Del Vallejo Middle School	\$102,551.00	Certificated sub/extra hours/instructional aides/ books/ instructional materials and supplies/ computers/ software/office furniture/field trip/professional development/ and students' incentives.
Parkside Elementary	\$42,230.00	School newspaper/digital cameras/field trips/intern workers/instructional materials and supplies/ and campus cleaning.
Rio Vista Elementary	\$37,238.00	Certificated sub/extra hours/instructional materials and supplies/software/book shelves/ and teachers conference.
Lankershim Elementary	\$60,085.00	Overhead screens/maps/audio visual equipments/ computers/ and instructional materials and supplies.
Fairfax Elementary	\$23,963.00	Certificate extra hours/ software/ computers/ curriculum enrichment/ and instructional materials and supplies.
Newmark Elementary	\$34,536.00	Computers/printers/ and instructional materials and supplies.

Board of Education Meeting
January 15, 2008

10.12 Federal/State/Local District Budgets and Revisions
(Prepared by Business Services Division)

Throughout the year, the District is advised by federal, state, and local agencies of program entitlements and any additions and/or reductions in funds available for already approved programs. The following programs requested by the Board of Education affect the restricted and unrestricted portions in the budgets of the District funds. In order to adjust the program budgets, it is necessary to have Board of Education approval.

The restricted program, Special Education Salaries-3310 Program (801) was included in the 2007-2008 approved budget in the amount of \$9,785,312.00. Based on the Grant Award Notification received from the California Department of Education on January 2, 2008, a decrease in the amount of \$223,376.00 will result in a revised total of \$9,561,936.00.

The restricted program, Fund 11-Carl D. Perkins Vocational and Technical Education Act of 1998 Program (138) was included in the 2007-2008 approved budget amount of \$20,000.00. Based on the grant award notification received in the District on December 19, 2007, an increase in the amount of \$10,481.00 will result in a revised budget amount of \$30,481.00.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the addition of \$10,481.00 in the budgeting of revenues and expenditures for the restricted program, Fund 11-Carl Perkins Vocational and Technical Education Act of 1998 Program (138).

BE IT FURTHER RESOLVED that the Board of Education approves the reduction of \$223,376.00 in the budgeting of revenues and expenditures for the restricted program, Special Education Salaries-3310 Program (801).

10.13 Extended Field Trip, San Gorgonio High School, El Cajon Wrestling Tournament, San Diego, CA.
(Prepared by Business Services Division)

San Gorgonio High School requests Board of Education approval of an extended field trip for fourteen students and four District employee chaperones to attend the El Cajon Wrestling Tournament, December 28-29, 2007.

The tournament enables athletes to gain an experience of a lifetime, grow in character and sportsmanship, as well as represent San Gorgonio High School.

The cost of the trip, not to exceed \$923.04, including fees, shuttle, meals, and lodging for fourteen students and four District employee chaperones, will be paid from the San Gorgonio High School ASB fund and San Gorgonio High School Account No. 203. Transportation by Express Rental, not to exceed \$280.00, will be paid by San Gorgonio High School ASB fund.

Board of Education Meeting
January 15, 2008

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies the extended field trip for fourteen students and four District employee chaperones to attend the El Cajon Wrestling Tournament, December 28-29, 2007. The cost of the trip, not to exceed \$923.04, including fees, shuttle, meals, and lodging for fourteen students and four District employee chaperones, will be paid from the San Gorgonio ASB fund and San Gorgonio Account No. 203. Transportation by Express Rental, not to exceed \$280.00, will be paid by San Gorgonio High School ASB fund. Names of the students are on file in the Business Services office.

10.14 Extended Field Trip, San Gorgonio High School, Peer Leadership Program at Pilgrim Pines Camp, Yucaipa, CA
(Prepared by Business Services Division)

San Gorgonio High School requests Board of Education approval of an extended field trip for 73 students and 7 District employee chaperones to attend the Peer Leadership Program at Pilgrim Pines Camp, Yucaipa, CA, January 12-13, 2008.

The purpose of this retreat is team-building and planning activities for the rest of the year. There will also be training on how to deliver tobacco education to the 9th grade class.

The cost of the trip, \$4,960.00, including fees, shuttle, meals, and lodging for 73 students and 7 District employee chaperones, will be paid from the San Gorgonio High School ASB fund and donations. Transportation by Laidlaw, not to exceed \$1,009.72, will be paid from San Gorgonio High School Account No. 566.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies the extended field trip for 73 students and 7 District employee chaperones to attend the Peer Leadership Program at Pilgrim Pines Camp, Yucaipa, CA, January 12-13, 2008. The cost, not to exceed \$4,960.00, including fees, shuttle, meals, and lodging for 73 students and 7 District employee chaperones, will be paid from the San Gorgonio High School ASB fund and donations. Transportation by Laidlaw, not to exceed \$1,009.72, will be paid from San Gorgonio High School Account No. 566. Names of the students are on file in the Business Services office.

10.15 Extended Field Trip, California Cadet Corps Program, Brigade Leadership School, Fort Irwin National Training Center, Fort Irwin, California
(Prepared by Business Services Division)

The Alternative Programs Department requests Board of Education approval of an extended field trip for 200 middle and high school California Cadet Corps Program students and 16 District employee chaperones to attend the Brigade Leadership School, Fort Irwin, CA, January 31-February 2, 2008.

Board of Education Meeting
January 15, 2008

The Cadet Program students will have the opportunity to learn the traits and principles of leadership; study examples of civilian, military, civic, and business leaders; apply leadership theory in a practical setting; pass in review parade, and participate in a formal inspection and an awards ceremony at the Army base. They will be able to test their skills in an obstacle course and leadership reaction course unique to military installations.

The cost of the trip, not to exceed \$30,350.00, including food, buses for transport on base, office supplies, cargo van rental, t-shirts, and baseball caps for 200 students and 16 District employee chaperones, will be paid from Alternative Programs Account No. 030, and the United States Army. Transportation by Charter Buses, \$6,000.00, will be paid from Alternative Programs Account No. 030. No students will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 200 middle and high school California Cadet Corps Program students and 16 District employee chaperones to attend the Brigade Leadership School, Fort Irwin, CA, January 31-February 2, 2008. The cost of the trip, not to exceed \$30,350.00, including food, buses for transport on base, office supplies, cargo van rental, t-shirts, and baseball caps for 200 students and 16 District employee chaperones, will be paid from Alternative Programs Account No. 030, and the United States Army. Transportation by Charter Buses, \$6,000.00, will be paid from Alternative Programs Account No. 030. Names of the students are on file in the Business Services office.

10.16 Agreement with Extreme Learning, Inc., to Improve Student Achievement and Achieve Federal, State, and District Performance Goals Students at Golden Valley Middle School
(Prepared by Business Services Division)

The Accountability Unit requests Board of Education approval to enter into an agreement with Extreme Learning, Inc., Lake Forest, CA, to provide software and specially trained tutors to District students at Golden Valley Middle School, effective January 16, 2008, continuing through April 30, 2008. The cost, not to exceed \$96,000.00, will be paid as follows: \$32,000.00 from Restricted General Fund – English Language Acquisition Program, Account No. 496; \$32,000.00 from Restricted General Fund – Elementary Secondary Education Act Title 1, Account No. 501; and \$32,000.00 from Restricted General Fund – School Based Coordinated Program, Account No. 419.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves renewing the agreement with Extreme Learning, Inc., Lake Forest, CA, to provide software and specially trained tutors to District students at Golden Valley Middle School, effective January 16, 2008, continuing through April 30, 2008. The cost, not to exceed \$96,000.00, will be paid as follows: \$32,000.00 from Restricted General Fund – English Language Acquisition Program, Account No. 496;

Board of Education Meeting
January 15, 2008

\$32,000.00 from Restricted General Fund – Elementary Secondary Education Act Title 1, Account No. 501; and \$32,000.00 from Restricted General Fund – School Based Coordinated Program, Account No. 419.

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

10.17 Agreement with Young Visionaries to Provide a Youth Leadership Academy at Serrano Middle School
(Prepared by Business Services Division)

Serrano Middle School requests Board approval to enter into an agreement with Young Visionaries, San Bernardino, CA, to provide a Youth Leadership Academy, effective January 16, 2008, continuing through June 30, 2008. The Academy will assist at-risk students with academic, social, and financial development to increase their ability to attract and take advantage of educational and financial opportunities. The cost, not to exceed \$1,500.00, will be paid from Restricted General Fund – After School Education and Safety-Cohort 5, Account No. 476.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Young Visionaries, San Bernardino, CA, to provide a Youth Leadership Academy at Serrano Middle School, effective January 16, 2008, continuing through June 30, 2008. The Academy will assist at-risk students with academic, social, and financial development to increase their ability to attract and take advantage of educational and financial opportunities. The cost, not to exceed \$1,500.00, will be paid from Restricted General Fund – After School Education and Safety-Cohort 5, Account No. 476.

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

10.18 Agreement with Fountain of Life, Inc., to Provide Comprehensive Intervention to Reintegrate Students into the School Community at Pacific High School
(Prepared by Business Services Division)

Pacific High School requests Board of Education approval to enter into an agreement with Fountain of Life, Inc., San Bernardino, CA, to provide comprehensive intervention to District students at Pacific High School to reintegrate the students into the school community, effective January 28, 2008, continuing through June 30, 2008. The cost, not to exceed \$40,000.00, will be paid from Restricted General Fund – After School Safety and Enrichment for Teens (ASSET), Account No. 566.

It is recommended that the following resolution be adopted:

Board of Education Meeting
January 15, 2008

BE IT RESOLVED that the Board of Education approves entering into an agreement with Fountain of Life, Inc., San Bernardino, CA, to provide comprehensive intervention to District students at Pacific High School to reintegrate the students into the school community, effective January 28, 2008, continuing through June 30, 2008. The cost, not to exceed \$40,000.00, will be paid from Restricted General Fund – After School Safety and Enrichment for Teens (ASSET), Account No. 566.

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

10.19 Agreement with Frances Armenta to Administer the General Education Development Test at the Adult School
(Prepared by Business Services Division)

The Adult School requests Board of Education approval to enter into an agreement with Frances Armenta, Grand Terrace, CA, to administer the General Education Development (GED) testing at the District's Adult School, effective February 1, 2008, through June 30, 2008. Ms. Armenta will administer the tests in accordance with all California Department of Education, GED Testing Services, and District's Adult Education rules and regulations. There will be a maximum of 10 test administrations throughout the year. The cost, not to exceed \$4,000.00, will be paid from Adult Education, Fund 11, Account No. 130.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Frances Armenta, Grand Terrace, CA, to administer the General Education Development (GED) testing at the District's Adult School, effective February 1, 2008, through June 30, 2008. Ms. Armenta will administer the tests in accordance with all California Department of Education, GED Testing Services, and District's Adult Education rules and regulations. There will be a maximum of 10 test administrations throughout the year. The cost, not to exceed \$4,000.00, 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.

10.20 Agreement with Genesis 8 to Provide a Mentoring Project at Serrano Middle School
(Prepared by Business Services Division)

Serrano Middle School requests Board of Education approval to enter into an agreement with Genesis 8 Project, San Bernardino, CA, to provide assemblies, after-school academic enrichment, and sports instruction, January 16, 2008, through June 30, 2008. The program focuses on low-income, minority youth in Grades 6 through 8, and is designed to help students identify with themselves, promote self-esteem and respect for others, thereby improving their

Board of Education Meeting
January 15, 2008

success in school. The success of the program will be measured by the reduction of referrals and suspensions from participating students. The cost, not to exceed \$7,000.00, will be paid from Unrestricted General Fund – Instructional Needs Assessment Program-Middle Schools, Account No. 204.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Genesis 8 Project, San Bernardino, CA, to provide assemblies, after-school academic enrichment, and sports instruction, January 16, 2008, through June 30, 2008. The program focuses on low-income, minority youth in Grades 6 through 8, and is designed to help students identify with themselves, promote self-esteem and respect for others, thereby improving their success in school. The success of the program will be measured by the reduction of referrals and suspensions from participating students. The cost, not to exceed \$7,000.00, will be paid from Unrestricted General Fund – Instructional Needs Assessment Program-Middle Schools, Account No. 204.

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

10.21 Agreement with Life Learned Lessons to Provide Mentoring and Motivational Workshops at San Bernardino High School
(Prepared by Business Services Division)

San Bernardino High School requests Board of Education approval to enter into an agreement with Life Learned Lessons, San Bernardino, CA, to provide individual mentoring and group motivational sessions for at-risk students, January 16, 2008, through June 12, 2008. The cost, not to exceed \$15,999.00, will be paid from Restricted General Fund – High Priority Schools Grant Program, Account No. 473.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Life Learned Lessons, San Bernardino, CA, to provide individual mentoring and group motivational sessions for at-risk students, January 16, 2008, through June 12, 2008. The cost, not to exceed \$15,999.00, will be paid from Restricted General Fund – High Priority Schools Grant Program, Account No. 473.

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

Board of Education Meeting
January 15, 2008

10.22 Agreement with Myron Lilley to Provide Afrocentric Parenting Modules to Parents of District Students
(Prepared by Business Services Division)

The Student Services Division requests Board of Education approval to enter into an agreement with Myron Lilley, San Bernardino, CA, to provide Afrocentric parenting modules to parents of District students, effective February 1, 2008, through June 30, 2008. The cost, not to exceed \$6,000.00, will be paid from Unrestricted General Fund – Student Services, Account No. 069.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Myron Lilley, San Bernardino, CA, to provide Afrocentric parenting modules to parents of District students, effective February 1, 2008, through June 30, 2008. The cost, not to exceed \$6,000.00, will be paid from Unrestricted General Fund - Student Services, Account No. 069.

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

10.23 Agreement with Rob Foley to Provide Services as a Theatre Manager at Arroyo Valley High School
(Prepared by Business Services Division)

Arroyo Valley High School requests Board of Education approval to enter into an agreement with Rob Foley, San Bernardino, CA, to provide services as a theater manager at Arroyo Valley High School, effective January 16, 2008, continuing through June 15, 2008. Among the tasks Mr. Foley will be performing will be to train students in the building of sets, making costumes, and designing light and sound systems, and the actual construction of sets for theatre productions. The cost, not to exceed \$8,000.00, will be paid from Restricted General Fund – Economic Impact Aid State Compensatory Education, Account No. 420.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Rob Foley, San Bernardino, CA, to provide services as a theater manager at Arroyo Valley High School, effective January 16, 2008, continuing through June 15, 2008. Among the tasks Mr. Foley will be performing will be to train students in the building of sets, making costumes, and designing light and sound systems, and the actual construction of sets for theatre productions. The cost, not to exceed \$8,000.00, 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.

Board of Education Meeting
January 15, 2008

10.24 Agreement with the Assistance League of San Bernardino's Dr. Earl R. Crane Children's Dental Health Center to Provide Visual Dental Screening Examinations for District Students
(Prepared by Business Services Division)

The Health Services Department requests Board of Education approval to enter into an agreement with the Assistance League of San Bernardino's Dr. Earl R. Crane Children's Dental Health Center, San Bernardino, CA, to provide visual dental screening to all District first grade students, and other District students as determined by school health personnel, effective January 16, 2008, through June 30, 2008. There will be no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with the Assistance League of San Bernardino's Dr. Earl R. Crane Children's Dental Health Center, San Bernardino, CA, to provide visual dental screening to all District first grade students, and other District students as determined by school health personnel, effective January 16, 2008, through June 30, 2008. There will no cost to the District.

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

10.25 Agreement with A.L. Rocha Construction Services to Perform In-Plant Inspections for the Rio Vista Preschool Project
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to enter into an agreement with A.L. Rocha Construction Services, Merced, CA, to perform in-plant inspections for the Rio Vista Preschool project effective December 17, 2007, through February 15, 2008. The cost, not to exceed \$1,114.00, will be paid from Fund 12 Preschool Services.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with A.L. Rocha Construction Services, Merced, CA to perform in-plant inspections for the Rio Vista Preschool project effective December 17, 2007, through February 15, 2008. The cost, not to exceed \$1,114.00, will be paid from Fund 12 Preschool Services.

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

Board of Education Meeting
January 15, 2008

10.26 Amendment No. 1 to the Agreement with HMC Architects for Architectural and Engineering Services for a New Portable Preschool Classroom at Rio Vista Elementary School
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with HMC Architects, Ontario, CA, for architectural and engineering services for a new portable preschool classroom at Rio Vista Elementary School. This amendment will extend the ending date from November 30, 2007, through November 30, 2009. There is no additional cost for this extension. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with HMC Architects, Ontario, CA, for architectural and engineering services for a new portable preschool classroom at Rio Vista Elementary School. This amendment will extend the ending date through November 30, 2009. There is 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.

10.27 Amendment No. 1 to the Agreement with O & I, Inc., for Relocation Services at Various Sites
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with O & I, Inc., Laguna Beach, CA, for relocation services at various sites. Relocation services are needed at the following new school sites: Alessandro II, Burbank II, Lincoln II South, Wilson II, and Roosevelt II Elementary Schools. This amendment will extend the ending date from March 3, 2008, through March 31, 2010. There is no additional cost for this extension. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with O & I, Inc., Laguna Beach, CA, for relocation services. Relocation services are needed at the following new school sites: Alessandro II, Burbank II, Lincoln II South, Wilson II, and Roosevelt II Elementary Schools. This amendment will extend the ending date through March 31, 2010. There is 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.

Board of Education Meeting
January 15, 2008

10.28 Amendment No. 1 to the Agreement with OJB Engineering Inc., for Construction Management Services at Rodriguez Prep Academy
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with OJB Engineering Inc., San Bernardino, CA, for construction management services at Rodriguez Prep Academy. This amendment will extend the ending date from December 18, 2007, through December 31, 2008, due to closeout procedures. There is no additional cost for this extension. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with OJB Engineering Inc., San Bernardino, CA, for construction management services at Rodriguez Prep Academy. This amendment will extend the ending date through December 31, 2008, due to closeout procedures. There is 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.

10.29 Amendment No. 1 to the Agreement with the Parent Institute for Quality Education for Services at Belvedere Elementary School
(Prepared by Business Services Division)

Belvedere Elementary School requests Board of Education approval to amend the agreement with the Parent Institute for Quality Education, El Monte, CA, as approved by the Board of Education on September 4, 2007, Agenda Item No. 8.19. The amendment is necessary to increase the cost by \$3,290.00, from \$4,200.00 to a new aggregate total not to exceed \$7,490.00, due to the increased number of parent graduates that attended the training. The additional cost will be paid from Restricted General Fund – School Based Coordinated Program, Account No. 419.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with the Parent Institute for Quality Education, El Monte, CA, as approved by the Board of Education on September 4, 2007, Agenda Item No. 8.19. Amendment No. 1 is necessary to increase the cost by \$3,290.00, from \$4,200.00 to a new aggregate total not to exceed \$7,490.00, due to the increased number of parent graduates that attended the training. The additional cost will be paid from Restricted General Fund – School Based Coordinated Program, Account No. 419.

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

Board of Education Meeting
January 15, 2008

10.30 Amendment No. 3 to the Agreement with PCH Architects as the Architect of Record for Rodriguez Prep Academy
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with PCH Architects, Redlands, CA, as the Architect of Record for the construction of Rodriguez Prep Academy. This amendment will extend the ending date from March 31, 2008, through December 31, 2008, due to closeout procedures. There is no additional cost for this extension. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with PCH Architects, Redlands, CA, as the Architect of Record for the construction of Rodriguez Prep Academy. This amendment will extend the ending date through December 31, 2008, due to closeout procedures. There is 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.

10.31 Amendment No. 3 to the Agreement with Edward V. Regan for DSA Inspection Services for Modernization Projects at Various Sites
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with Edward V. Regan, San Clemente, CA, for DSA inspection services for modernization projects at Kimbark, Muscoy, and Vermont Elementary Schools and King Middle School. This amendment will extend the ending date from December 31, 2007, through December 31, 2008. There is no additional cost for this extension. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Edward V. Regan, San Clemente, CA, for DSA inspection services for modernization projects at Kimbark, Muscoy, and Vermont Elementary Schools and King Middle School. This amendment will extend ending date through December 31, 2008. There is 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.

Board of Education Meeting
January 15, 2008

10.32 Notice of Completion, Bid No. 09-04, Category 21, Juanita Blakely Jones Elementary School
(Prepared by Facilities/Operations Division)

Bid No. 09-04, construction of Juanita Blakely Jones Elementary School, was previously awarded to multiple Prime Contractors in a number of categories. The work assigned to the contractor listed below has now been completed. It is requested that the Board of Education formally accept the completed work of this contractor.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. 09-04, Juanita Blakely Jones Elementary School, for the portion of the work awarded to the Prime Contractor listed below:

Category 21 – Air-Conditioning, Paving and Striping
Empire Asphalt, Inc.,
Riverside, CA

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

10.33 Professional Service Agreements for Architectural and Engineering Services for Projects in Excess of \$5,000,000.00 in Construction Costs
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to enter into professional service agreements with up to six providers of architectural and engineering services. These services would be for the design of projects with construction costs in excess of \$5,000,000.00, effective January 16, 2008, through January 15, 2013. A list of approved providers will help ensure the prompt delivery of architectural and engineering design services when needed.

On September 10, 2007, the District advertised a Request for Proposals in The Sun, the Precinct Reporter, and the El Chicano newspapers. Additionally, Request for Proposals were distributed to approximately 70 entities and individuals listed in the Facilities Management's database of service providers. Forty-two proposals were received and a Facilities Management selection committee conducted a preliminary review of all submitted proposals and prepared a list of top-ranked firms for consideration by the District Selection Committee.

It is anticipated that the fees will be in the range of 5.0-9.0 percent of the construction cost of each project and will be paid from Funds 01, 21, 25, 35, and 40.

It is recommended that the following resolution be adopted:

Board of Education Meeting
January 15, 2008

BE IT RESOLVED that the Board of Education approves entering into professional service agreements for architectural and engineering design services with the following providers for projects in excess of \$5,000,000.00 in construction costs, effective January 16, 2008, through January 15, 2013.

- ATI Architects & Engineers, Highland, CA
- DC Architects, Upland, CA
- LPA Architects, Irvine, CA
- PCH Architects, Redlands, CA
- PJHM Architects, San Clemente, CA
- PSWC Group, San Bernardino, CA

BE IT ALSO RESOLVED that fees will be negotiated with each firm based on the services required for each project. It is anticipated that the fees will be in the range of 5.0-9.0 percent of the construction cost of each project and will be paid from Funds 01, 21, 25, 35, and 40.

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

10.34 Request for Proposal, RFP, No. 20-07, Mechanical Engineering Service at Harmon Elementary School, Lincoln Elementary School, Lytle Creek Elementary School, and Warm Springs Elementary School
(Prepared by Business Services Division)

RFP No. 20-07, Mechanical Engineering Service at Harmon Elementary School, Lincoln Elementary School, Lytle Creek Elementary School, and Warm Springs Elementary School, was advertised on November 16, 2007, and November 23, 2007, and was opened on December 13, 2007, at 11:00 a.m. This RFP is for mechanical engineering services to assist the District in bidding HVAC equipment and installation and assistance in project management. The cost will be charged to Deferred Maintenance, Fund No. 14.

Bid packages were mailed to: Nack & Associates, Oceanside, CA; M S Mechanical, Los Angeles, CA; Hercules Engineering Systems, Paramount, CA; Interface Engineering Portland, OR, and the San Bernardino Chamber of Commerce.

A committee of District employees reviewed the proposals. The results of the proposals are shown as follows:

<u>VENDOR</u>	<u>TOTAL AMOUNT BID</u>
Design West San Bernardino, CA	\$110,650.00

Board of Education Meeting
January 15, 2008

TMA
Riverside, CA \$244,400.00

Hercules Engineering Systems
Paramount, CA \$423,788.88

It is recommended that the following resolution be adopted:

BE IT RESOLVED that RFP No. 20-07, Mechanical Engineering Service at Harmon Elementary School, Lincoln Elementary School, Lytle Creek Elementary School, and Warm Springs Elementary School be awarded to Design West, the lowest responsible vendor meeting District specifications. The cost, not to exceed \$110,650.00, will be charged to Deferred Maintenance, Fund No. 14 or Non-Deferred Maintenance, Fund 01.

BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantity indicated on a line-item basis, as needed, throughout the initial one-year term of the RFP, and all extensions, not to exceed five years total.

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

10.35 Request For Proposal (RFP) No. 21-07, Student Transportation Software, District-wide
(Prepared by Business Services Division)

RFP No. 21-07, Student Transportation Software, was advertised on November 1, 2007, and November 8, 2007, and was opened on November 15, 2007, at 11:00 a.m. The main purpose of this RFP is to seek proposals from responsible bidders to provide a Student Transportation Software and Support, districtwide, throughout the term of the award of this RFP and any extensions. The cost will be paid from the Transportation Fund, Account No. 081.

RFP's were mailed to Cybertech, Redlands, CA; EDGAR Corporation, San Francisco, CA; ESRI, Inc., Redlands, CA; Gecko Microsolutions, Inc., Phoenix, AZ; Orbit Software, Pottstown, PA; Planware Systems, LLC, Morgan Hill, CA; Transfinder Corporation, Schenectady, NY; Transpar Group, Lee's Summit, MO; Trapeze Software, Beachwood, OH; VersaTrans Solutions, Inc., Latham NY, and San Bernardino Chamber of Commerce.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that RFP's were received from ArcBridge Consulting & Training, Inc., Herndon, VA; EDGAR Corporation, San Francisco, CA; Education Logistics, Inc., Missoula, MT; Orbit Software, Pottstown, PA; Trapeze Software, Cleveland, OH; and VersaTrans Solutions, Inc., Latham NY.

Board of Education Meeting
 January 15, 2008

BE IT ALSO RESOLVED that in accordance with Public Contract Code 20118.1 when letting a contract for the procurement and/or maintenance of electronic data processing systems and supporting software, the District may negotiate and contract with any one of the three lowest responsible bidders.

BE IT ALSO RESOLVED that RFP No. 21-07, Student Transportation Software be awarded to Education Logistics, Inc., the second lowest responsible bidder, at an amount not to exceed \$33,000.00 not including tax, for initial purchase and \$4,425.00 annually thereafter for software maintenance agreement in accordance with Public Contract Code 20118.2 as follows:

<u>BIDDER</u>	<u>SOFTWARE EXCL. TAX</u>	<u>ANNUAL MAINTENANCE THEREAFTER</u>
EDGAR Inc. San Francisco, CA	\$20,500.00	\$60,000.00
Education Logistics, Inc. Missoula, MT	\$33,000.00	\$4,425.00
Orbit Software, Inc. Pottstown, PA	\$37,805.00	\$6,330.00
Trapeze Software Group Cleveland, OH	\$54,940.00	\$13,420.00
ArcBridge Consulting & Training Herndon, VA	\$64,334.12	\$14,492.50
VersaTrans Solutions, Inc. Latham NY	\$111,005.00	\$25,490.00

BE IT ALSO RESOLVED that the District reserves the right to extend the software maintenance agreement on an annual basis, not to exceed five years.

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

Board of Education Meeting
January 15, 2008

10.36 Local Agreement for Child Development Services with the California Department of Education, Contract No. CIMS-7483, 2007-08 Instructional Materials and Supplies Contracts
(Prepared by Business Services Division)

The Student Services Division requests Board of Education approval to enter into a local agreement for child development services with the California Department of Education, Sacramento, CA, to provide one-time funding for the purchase of Instructional Materials and Supplies, effective July 1, 2007, continuing through June 30, 2008. This agreement is funded through a grant from the Federal Department of Health and Human Services for the purchase of instructional materials and supplies. The total amount payable to the District shall not exceed \$3,464.00, and shall be deposited into the Child Development Fund 12.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into a local agreement for child development services with the California Department of Education, Sacramento, CA, to provide one-time funding for the purchase of Instructional Materials and Supplies, effective July 1, 2007, continuing through June 30, 2008. This agreement is funded through a grant from the Federal Department of Health and Human Services for the purchase of instructional materials and supplies. The total amount payable to the District shall not exceed \$3,464.00, and shall be deposited into the Child Development Fund 12.

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

10.37 Expulsion of Student(s)
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

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

** (S) 06/11/91 * (S) 12/29/91 * 10/06/92 * (S) 01/24/90 ** (S) 06/01/92 * (S) 06/26/92
 * 03/29/92 05/13/92 ** (S) 12/31/90 * (S) 12/23/91

*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.

Board of Education Meeting
January 15, 2008

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

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

10.38 Student(s) Recommended for Suspension, but Remanded Back to School Sites or Had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

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

10.39 Student(s) Recommended for Expulsion, but Remanded Back to the School Sites Due to Errors of Due Process, Lack of Evidence and/or Availability of Other Means of Correction
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

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

03/23/91 03/03/90 06/21/94 02/05/90

Board of Education Meeting
January 15, 2008

10.40 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
(Prepared by Youth Services Department)

Education Code Section 48915 (a) states, "Principal or the Superintendent of the schools shall recommend a pupil's expulsion...., unless the principal or superintendent finds and so reports in writing to the governing board that expulsion is inappropriate, due to the particular circumstance, which should be set out in the report of the incident."

The student(s) identified below were found to have committed a violation of Education Code Section 48900 for which a referral for expulsion is mandated; however, the principal found that due to particular circumstances, expulsion is inappropriate:

02/29/07

10.41 Revocation of Suspension of Expulsion
(Prepared by Youth Services Department)

FURTHER, in accordance with Education Code Section 48917, the Board does hereby order the expulsion of the student(s) with birth date(s) as listed:

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

10.42 Lift of Expulsion of Student(s)
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes the readmission of the following student(s), with the birth date(s) as indicated below, to schools of the San Bernardino City Unified School District in accordance with the Board rules and regulations and in compliance with the Education Code Section 48900:

05/09/92

10.43 Failure to Recommend Mandatory Expulsion 48915
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

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

Board of Education Meeting
January 15, 2008

Board of Education Meeting
January 15, 2008

11.0 Action Items

- 11.1 Amendment to Agenda/Meeting Materials Policy BB 9322 (Second Reading)
(Prepared by Superintendent)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the amendment to Agenda/Meeting Materials Policy as presented.

- 11.2 Amendment to Meeting Conduct Policy BB 9323 (Second Reading)
(Prepared by Superintendent)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the amendment to Meeting Conduct Policy as presented.

- 11.3 Changes in Board Policy 5127 – High School Graduation Ceremonies, in Relation to the California High School Exit Exam (First Reading)
(Prepared by Educational Services Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education receives the amendment to Board Policy 5127 – High School Graduation Ceremonies as a first reading.

- 11.4 Quarterly Uniform Complaint Report Summary
(Prepared by the Employee Relations Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the findings of the Quarterly Uniform Complaint Report Summary for the period of October to December 2007.

- 11.5 Personnel Report #14, dated January 15, 2008
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #14, dated January 15, 2008, which contains action such as hiring, retirements, resignations, promotions, and terminations involving certificated, classified, and other employees in the categories of noon duty aides, recreational supervisors, substitute employees, and others. These actions are consistent with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

Board of Education Meeting
January 15, 2008

The following resolution is recommended:

BE IT RESOLVED that the Personnel Report #14, dated January 15, 2008, be approved as presented. Personnel actions included in this report are in accordance with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

SESSION TEN - Closed Session

12.0 Closed Session

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

Student Matters/Discipline

Conference with Labor Negotiator

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

Public Employee Discipline/Dismissal/Release

SESSION ELEVEN – Open Session

13.0 Action Reported from Closed Session

SESSION TWELVE - Closing

14.0 Adjournment

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, February 5, 2008, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

The District is committed to provide equal access to individuals with a disability to open and public meetings. For information on the availability of disability-related aids or services to enable any person with a disability to participate in a public meeting and/or to request reasonable accommodations, please contact:

Board of Education Meeting
January 15, 2008

Marie Arakaki, Affirmative Action Director
777 North F Street
San Bernardino, CA 92410
(909) 381-1122
(909) 381-1121 fax
email: marie.arakaki@sbcusd.k12.ca.us

Office Hours: Monday through Friday, 8 a.m.-4:30 p.m.

Requests for reasonable accommodations must be received by the Affirmative Action Office no later than five working days before the public meeting so that an interactive process can be effectuated to determine an effective accommodation that would best serve the needs of the individual with a disability.

Posted: January 11, 2008