

**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**

November 18, 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 Outstanding Student Awards  
2.2 In Recognition of Substitute Educators Day

**SESSION THREE - School Showcase**

- 3.0 School Showcase** **5:50 p.m.**  
3.1 Golden Valley Middle School

**SESSION FOUR - Administrative Presentation**

- 4.0 Administrative Presentation** **6:05 p.m.**  
4.1 Proposed Budget Update

**SESSION FIVE - Administrative Reports**

- 5.0 Administrative Reports** **6:50 p.m.**  
5.1 Revisions to BP 1100 Communication with the Public (Second Reading)  
5.2 Revisions to BP 1400 Relations Between Other Governmental Agencies and the Schools (Second Reading)  
5.3 Revisions to BP 1700 Relations Between Private Industry and the Schools (Second Reading)  
5.4 Revisions to BB 9005 Governance Standard and Censure Policy and Procedure (First Reading)



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- 9.18 Request for Delegation of School Board President's Approval to School District Employees on California Cadet Corps Documents
- 9.19 Physical Education Exemptions
- 9.20 Expulsion of Student(s)
- 9.21 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
- 9.22 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
- 9.23 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 9.24 Revocation of Suspension of Expulsion
- 9.25 Lift of Expulsion of Student(s)
- 9.26 Failure to Recommend Mandatory Expulsion 48915
- 9.27 Petition to Expunge Expulsion
- 9.28 Education Code 48213

**10.0 Action Items**

- 10.1 Revisions to BP 1100 Communication with the Public (Second Reading)
- 10.2 Revisions to BP 1400 Relations Between Other Governmental Agencies and the Schools (Second Reading)
- 10.3 Revisions to BP 1700 Relations Between Private Industry and the Schools (Second Reading)
- 10.4 Revisions to BB 9005 Governance Standard and Censure Policy and Procedure (First Reading)
- 10.5 Personnel Report #10, dated November 18, 2008

**SESSION NINE - Closed Session**

**11.0 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**

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**Superintendent's Evaluation**

**Conference with Labor Negotiator**

District Negotiator: Teresa Parra, Board President

Unrepresented Employee: Superintendent

**SESSION TEN – Open Session**

**12.0** *Action Reported from Closed Session*

**9:00 p.m.**

**SESSION ELEVEN - Closing**

**13.0** *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, December 2, 2008, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: November 14, 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**

November 18, 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 Outstanding Student Awards  
(Prepared by the Communications Department)

The Board of Education Outstanding Student Awards will be presented to nine students representing Mt. Vernon, Muscoy, and Newmark 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.

2.2 In Recognition of Substitute Educators Day  
(Prepared by the Communications Office)

**WHEREAS** substitute educators, who work in a variety of roles from clerical to instructional, are a vital part of the education profession, providing a balanced education for all students; and

**WHEREAS** the Board of Education of the San Bernardino City Unified School District joins others around the nation in recognizing Friday, November 21, 2008, as Substitute Educators Day; and

**WHEREAS** substitute educators provide a critical link in the education of public school children by serving as a bridge to provide continued quality education to students in the temporary absence of regular classroom educators; and

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**WHEREAS** every year, the San Bernardino City Unified School District employs hundreds of substitute employees whose assignments can range from brief to long term, but who nonetheless are essential partners in the education process;

**THEREFORE, BE IT RESOLVED** that the Board of Education of the San Bernardino City Unified School District encourages all schools in the District to set aside Friday, November 21, 2008, to acknowledge the great contributions substitute employees make to our students and our schools each day.

### **SESSION THREE - School Showcase**

#### **3.0 School Showcase**

##### **3.2 Golden Valley Middle School**

### **SESSION FOUR - Administrative Presentation**

#### **4.0 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 three 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 Six - Other Matters Brought by Citizens.

##### **4.1 Proposed Budget Update (Prepared by Business Services Division)**

Mohammad Z. Islam, Assistant Superintendent of Business and Finance, will present the Governor's proposed midyear budget cuts for Fiscal Year 2008-2009. In addition, he will present potential operational budget deficit for Fiscal Years 2009-2010 and 2010-2011.

The following resolution is recommended:

**BE IT RESOLVED** that the San Bernardino County Superintendent of Schools requires that the Board of Education acknowledge the Governor's proposed midyear budget cuts of an estimated **\$19.7 million** Unrestricted General Fund for Fiscal Year 2008-2009, potential operational budget deficit of an estimated **\$41.8 million** Unrestricted General Fund for Fiscal Year 2009-2010, and 2010-2011. Budget cuts will be required in order to sustain the fiscal solvency of the District for the current Fiscal Year and subsequent two years.

## SESSION FIVE - Administrative Reports

### 5.0 *Administrative Reports*

#### 5.1 Revisions to BP 1100 Communication with the Public (Second Reading) (Prepared by Communications)

### **Community Relations**

BP 1100

## **COMMUNICATION WITH THE PUBLIC**

The Board of Education appreciates the importance of community involvement and therefore shall strive to keep the community informed of developments within the school system in timely and understandable ways.

The Superintendent or designee shall use ~~all available means of communication~~ ***a variety of communications methods in order*** to keep the public aware of the goals, programs, achievements and needs of our schools. ~~Members of the community shall have opportunities to become involved in the schools and to express their interests and concerns.~~ ***Such methods may include, but not be limited to, district and school newsletters, mailings, the district and school web sites, direct email communications, recorded telephone messages for parent/guardian information, school accountability report cards, community forums and public events, notices sent home with students, and news releases and meetings with editorial boards.***

*(cf. 0510 - School Accountability Report Card)*

*(cf. 1113 - District and School Web Sites)*

*(cf. 5145.6 - Parental Notifications)*

***The Superintendent or designee shall provide multiple opportunities for members of the public to give input on district and school issues and operations. Community members are encouraged to participate on district and school committees, provide input at Board meetings, submit suggestions to district staff, use the district's complaint procedures as appropriate, and become involved in school activities.***

*(cf. 1220 - Citizen Advisory Committees)*

*(cf. 1230 - School-Connected Organizations)*

*(cf. 1240 - Volunteer Assistance)*

*(cf. 1260 - Educational Foundation)*

*(cf. 1312.1 - Complaints Concerning District Employees)*

*(cf. 1312.2 - Complaints Concerning Instructional Materials)*

*(cf. 1312.3 - Uniform Complaint Procedures)*

*(cf. 1312.4 - Williams Uniform Complaint Procedures)*

*(cf. 6020 - Parent Involvement)*

*(cf. 9322 - Agenda/Meeting Materials)*

*(cf. 9323 - Meeting Conduct)*

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### Mass Mailings or Distributions

The Board recognizes that state law prohibits mass mailings or distributions at public expense which aggrandize elected officers. The name, signature or photograph of an elected district officer may be included in such materials only as permitted by 2 CCR 18901.

In order to promote open communication between Board members and the public, district newsletters and other mass mailings shall include a roster of all Board members' names in accordance with law.

#### Legal Reference:

EDUCATION CODE

35172 Promotional activities

GOVERNMENT CODE

82041.5 Mass mailing

89001 Newsletter or mass mailing

CODE OF REGULATIONS, TITLE 2

18901 Mass mailings sent at public expense

Policy SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT

adopted: October 16, 2007 San Bernardino, California

- 5.2 Revisions to BP 1400 Relations Between Other Governmental Agencies and the Schools (Second Reading)  
(Prepared by Communications)

### **Community Relations**

BP 1400

### **RELATIONS BETWEEN OTHER GOVERNMENTAL AGENCIES AND THE SCHOOLS**

The ~~Governing~~ Board *of Education* recognizes that agencies at all levels of government share its concern and responsibility for the health, safety, and welfare of youth. The Board and Superintendent or designee shall initiate and maintain good working relationships with representatives of these agencies in order to help district schools and students make use of the resources which governmental agencies can provide.

(cf. 0450 - Comprehensive Safety Plan)

(cf. 1020 - Youth Services)

(cf. 1330 - Use of School Facilities)

(cf. 3515.2 - Disruptions)

(cf. 3515.3 - District Police/Security Department)

(cf. 3515.5 - Sex Offender Notification)

(cf. 3516 - Emergencies and Disaster Preparedness Plan)

(cf. 5030 - Student Wellness)



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(cf. 5131.7 - Weapons and Dangerous Instruments)  
(cf. 5141.22 - Infectious Diseases)  
(cf. 5141.4 - Child Abuse Prevention and Reporting)  
(cf. 5145.11 - Questioning and Apprehension)  
(cf. 5145.12 - Search and Seizure)  
(cf. 7131 - Relations with Local Agencies)

The district may enter into agreements with other agencies which involve the exchange of funds or reciprocal services. Such agreements shall be approved by the Board and executed in writing.

### **Elections/Voter Registration**

If a city or county elections official specifically requests the use of a school building as a polling place, the Board shall allow its use for such purpose. The Board may authorize the use of school buildings as polling places on any election day, and may also authorize the use of school buildings, without cost, for the storage of voting machines and other vote-tabulating devices. If school ~~session will continue~~ **will be in session**, the Superintendent or designee shall identify to elections officials the specific areas of the school buildings not occupied by school activities that will be allowed for use as polling places. (Elections Code 12283)

(cf. 6111 - School Calendar)

When a school is used as a polling place, the Superintendent or designee shall provide the elections official a site with an adequate amount of space that will allow the precinct board to perform its duties in a manner that will not impede, interfere, or interrupt the normal process of voting and shall make a telephone line for Internet access available for use by local elections officials if so requested. He/she shall make a reasonable effort to ensure that the site is accessible to disabled persons. (Elections Code 12283)

(cf. 0410 - Nondiscrimination in District Programs and Activities)

The Superintendent or designee shall designate a contact person at each high school for the Secretary of State to contact in order to facilitate the distribution of voter registration forms to eligible students. The Superintendent or designee shall provide the address, phone number, and email address of each contact person to the Secretary of State. (Elections Code 2148)

To encourage students to participate in the elections process when they are eligible, the Superintendent or designee shall determine the most effective means of distributing the voter registration forms provided by the Secretary of State including, but not limited to, distributing the forms at the start of the school year, with orientation materials, at central locations, and/or with graduation materials.

(cf. 6142.3 - Civic Education)

Legal Reference:

EDUCATION CODE

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- 10900-10914.5 Cooperative community recreation programs
- 12400 Authority to receive and expend federal funds
- 12405 Authority to participate in federal programs
- 17050 Joint use of library facilities
- 17051 Joint use of park and recreational facilities
- 32001 Fire alarms and drills
- 32288 Notice of safety plan
- 35160 Authority of governing boards
- 35160.1 Broad authority of school districts
- 48902 Notification of law enforcement agencies
- 48909 District attorney may give notice student drug use, sale or possession
- 49305 Cooperation of police and California Highway Patrol
- 49402 Contracts with city, county or local health departments
- 49403 Cooperation in control of communicable disease and immunization
- 51202 Instruction in personal and public health and safety
- ELECTIONS CODE
- 2145-2148 Distribution of voter registration forms
- 12283 Polling places: schools
- WELFARE AND INSTITUTIONS CODE
- 828 Disclosure of information minors by law enforcement agency
- 828.1 School district police department; disclosure of juvenile criminal records

Management Resources:

WEB SITES

- CSBA: <http://www.csba.org>
- California Secretary of State: <http://www.ss.ca.gov>
- California Voter Foundation: <http://www.calvoter.org>
- Cities, Counties, and Schools Partnership: <http://www.ccspartnership.org>

Policy  
adopted:

CSBA MANUAL MAINTENANCE SERVICE  
November 2007

- 5.3 Revisions to BP 1700 Relations Between Private Industry and the Schools  
(Second Reading)  
(Prepared by Communications)

**Community Relations**

BP 1700

**RELATIONS BETWEEN PRIVATE INDUSTRY AND THE SCHOOLS**

The Board of Education encourages representatives of private industry to participate with the schools in preparing our students for challenges they will meet in the future. Working together

as partners, business and the schools should seek to educate citizens who can contribute to the productive workforce on which our economy depends.

*(cf. 0000 - Vision)*

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*(cf. 0200 - Goals for the School District)*  
*(cf. 6142.3 - Civic Education)*  
*(cf. 6142.4 - Service Learning/Community Service Classes)*

The Superintendent or designee shall invite local employers to serve on advisory committees, help design regular, vocational and technical programs, and provide needs assessments, program evaluations, and/or staff development for school managers and teachers. Businesses may also provide classroom assistance, individual tutoring, incentive and recognition programs, work experience opportunities, apprenticeship programs and employment opportunities. The Board recognizes that staff members need adequate time to plan these activities in cooperation with the business volunteers.

***The Superintendent or designee shall invite local employers to serve on advisory committees, help design regular, vocational and technical programs, and provide needs assessments, program evaluations, and/or staff development for school managers and teachers. Businesses may also provide classroom assistance, individual tutoring, incentive and recognition programs, work experience opportunities, apprenticeship programs and employment opportunities. The Board recognizes that staff members need adequate time to plan these activities in cooperation with the business volunteers.***

*(cf. 5113.2 - Work Permits)*  
*(cf. 6178 - Career Technical Education)*  
*(cf. 6178.1 - Work Experience Education)*

The Board urges employers to further support the schools by recognizing their employees' needs as parents/guardians, accommodating their needs for child care, and supporting their involvement with their children's schools.

*(cf. 5020 - Parent Rights and Responsibilities)*  
*(cf. 6020 - Parent Involvement)*

The Superintendent or designee may publicly acknowledge the support of a business partner in district communications and/or by allowing the use of the business name or logo on donated products or materials, but shall not unduly promote or endorse any commercial activity or products. He/she also may recommend Board commendation to those individuals and/or businesses that have made extraordinary contributions to the district.

(cf. 1150 - Commendation and Awards)

***The Superintendent or designee shall regularly report to the Board regarding the district's progress in establishing and sustaining business partnerships and the ways in which businesses have supported district programs.***

*(cf. 0500 - Accountability)*  
Legal Reference:

EDUCATION CODE  
8070 Career technical education advisory committee  
35160 Authority of governing boards  
35160.1 Broad authority of school districts

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41030-41037 *Gifts and bequests*  
51760-51769.5 *Work experience education*  
52300-52499.66 *Career technical education*  
UNITED STATES CODE, TITLE 20  
2301-2414 *Carl D. Perkins Career and Technical Education Act of 2006, especially:*  
2354 *Local plan for career technical education, business involvement*

*Management Resources:*

CSBA PUBLICATIONS

*School-Based Marketing of Foods and Beverages: Policy Implications for School Boards, Policy Brief, March 2006*

*Maximizing School Board Governance: Community Leadership, 1996*

COUNCIL FOR CORPORATE AND SCHOOL PARTNERSHIPS PUBLICATIONS

*A How-To Guide for School-Business Partnerships*

NATIONAL ASSOCIATION OF STATE BOARDS OF EDUCATION PUBLICATIONS

*Building Business Support for School Health Programs, 1999*

WEB SITES

CSBA: <http://www.csba.org>

California Consortium of Education Foundations: <http://www.ccefink.org>

California Department of Education, Parents/Family and Community: <http://www.cde.ca.gov/ls/pf>

Council for Corporate and School Partnerships: <http://www.corpschoolpartners.org>

National Association of State Boards of Education: <http://www.nasbe.org>

(10/85 9/91) 3/08

**Policy Reference**

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5.5 Revisions to BB 9005 Governance Standard and Censure Policy and Procedure (First Reading)  
(Prepared by Superintendent)

**BB 9005(a)**

Bylaws of the Board

Governance Standard and Censure Policy and Procedure

The Board of Education believes that its primary responsibility is to act in the best interests of every student in the District. The Board also has major commitments to parents/guardians, all members of the community, employees, the state of California, laws pertaining to public education, and established policies of the District. To maximize Board effectiveness and public confidence in District governance, Board members are expected to govern responsibly and hold themselves to the highest standards of ethical conduct.

The Board expects its members to work with each other and the Superintendent to ensure that a high-quality education is provided to each student. Each individual Board member shall:

1. Keep learning and achievement for all students as the primary focus

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2. Value, support and advocate for public education
3. Recognize and respect differences of perspective and style on the Board and among staff, students, parents and the community
4. Act with dignity, and understand the implications of demeanor and behavior
5. Keep confidential matters confidential
6. Participate in professional development and commit the time and energy necessary to be an informed and effective leader
7. Understand the distinctions between Board and staff roles, and refrain from performing management functions that are the responsibility of the Superintendent and staff
8. Understand that authority rests with the Board as a whole and not with individuals

Board members also shall assume collective responsibility for building unity and creating a positive organizational culture. To operate effectively, the Board shall have a unity of purpose and:

1. Keep the District focused on learning and achievement for all students
2. Communicate a common vision
3. Operate openly, with trust and integrity
4. Govern in a dignified and professional manner, treating everyone with civility and respect
5. Govern within Board-adopted policies and procedures
6. Take collective responsibility for the Board's performance
7. Periodically evaluate the Board's effectiveness
8. Ensure opportunities for the diverse range of views in the community to inform Board deliberations
9. Consistent with Board authority resting with the Board as a whole, members of the Board shall not use District or Board stationery to communicate on any issue that has not been approved and/or authorized by the Board. The sole exception to this

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restriction shall be limited to letters of recommendation on behalf of current or former employees or students of the District.

## CENSURE POLICY AND PROCEDURE

### Background

The Board of Education of the San Bernardino City Unified School District has a strong commitment to ethics. The public expects and must receive the highest standards of ethics from all of those in public service. In order to be able to enforce conformance to its ethical policies, the Board of Education must have a procedure by which it can censure its own members for violation of its policies or bylaws of the Board of Education.

### Purpose

This Policy and Procedure is intended to provide the mechanism by which the Board of Education, acting as a whole, can discipline and punish any of its members who violate state or federal laws applicable to the District or for violation of the Board Policies or Bylaws of the Board of Education.

### Policy

It is the Policy of the Board of Education that all of its members shall abide by federal and state law that are applicable to members of the Board of Education, as well as to Board Policies or Bylaws. Violation of such laws, policies, or bylaws tends to injure the good name of the District and undermine the effectiveness of the Board of Education as a whole. Such conduct is deemed to be a dereliction of duty.

Censure is a formal resolution of the Board of Education officially reprimanding one of its members. Censure is an appropriate punitive measure when the violation of law or policy is deemed by the Board of Education to be a serious offense.

In order to protect the overriding principle of freedom of speech, the Board of Education shall not impose "censure" on any of its members for the exercise of his or her First Amendment rights no matter how distasteful the expression was to the District and Board of Education.

In order to ensure the right to a fair jury trial, the Board of Education shall not impose "censure" on any of its members for the violation of any law while criminal charges are pending. However, when the criminal proceedings are final, the Board of Education need not be bound by the conclusions of the Court and may hold a "censure" hearing.

Procedure

1. A request for a "censure" hearing must be submitted to the Superintendent in writing by no less than two nor more than three members of the Board of Education. The request must contain the specific charge(s) on which the proposed censure is based and the written material(s) which are the basis for the charge(s).
2. A copy of the request for censure and the charge(s) shall be sent by the Superintendent's office to all the members of the Board of Education at least five (5) business days prior the Board of Education meeting at which it will be considered. The request and charge(s) shall be agendized in accordance with the Brown Act for the meeting of the Board of Education.
3. The Board of Education shall determine that either:
  - a. Further investigation of the charges is required; or
  - b. The matter is to be set for public hearing; or
  - c. No action is required.
4. Further investigation, if required, shall be done by an ad hoc Committee appointed by the Board President. If the Board President is the subject of the request, the Committee shall be formed by the Board Vice President.
5. If the matter is set for public hearing, it must be set no sooner than the next regularly scheduled Board meeting following the Board's determination under Section 3 of these procedures in order to give the accused member adequate time to prepare a defense.

At the public hearing, the member of the Board of Education subject to the request shall be given the opportunity to respond to the request and to provide the Board of Education information and material(s) relevant to the charge(s). The proponents of the request may also respond to the presentation and members of the Board of Education may ask questions pertaining to the matter at hand. The member subject to the charge(s) may be represented at his or her own personal expense and may have the representative speak on his or her behalf.

6. A decision to censure requires the adoption of a Resolution making findings with regard to the specific charge(s), based on substantial evidence, and approved by a two-thirds vote of the Board of Education.

Legal Reference:

EDUCATION CODE

35010 Power of governing board to adopt rules for its own governance

35160 Board authority to act in any manner not conflicting with law

35164 Actions by majority vote

GOVERNMENT CODE

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1090 Financial interest in contract  
1098 Disclosure of confidential information  
1125-1129 Incompatible activities  
54950-54963 The Ralph M. Brown Act  
87300-87313 Conflict of interest code

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

### **6.0 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 Seven, there will be no further opportunity for citizens to address the Board on items under consideration.

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

### **7.0 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.

#### **7.1 Legislative Update**

### **8.0 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 EIGHT - Legislation and Action**

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

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



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9.1 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 October 21, 2008, be approved as presented.

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

Board Member Louise Ayala was ill and unable to attend the November 4, 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 Louise Ayala for the November 4, 2008 School Board meeting.

9.3 Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability  
(Prepared by Research/Instructional Support/Technology)

Education Code Section 60851(a) provides that "Commencing with the 2003-04 school year and each school year thereafter, each pupil completing Grade 12 shall successfully pass the exit examination as a condition of receiving a diploma of graduation or a condition of graduation from high school." Waiver of the successful passage of the CAHSEE is allowed under Specific Code Section: E.C. 56101: "...the waiver is necessary or beneficial to the content and the implementation of the pupil's individualized education program..." Waiver of the successful passage of the California High School Exit Exam (CAHSEE) is requested for the specific students with the birthdates listed below:

01/23/1988	07/03/1989	07/11/1990	01/09/1991
04/16/1988	07/10/1989	08/22/1990	04/19/1991
05/13/1989	06/03/1990	09/27/1990	

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the Waiver of CAHSEE Passage Requirement for Students with a Disability.

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9.4 2008-09 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.

The school site council at the following school has worked together in a collaborative process to design a plan tailored to individual school needs. It is recommended that the Board of Education approves the following amended plan, which is 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 school's 2008-09 Discretionary School Site Block Grant Award, Expenditure Plan:

SCHOOL	AWARD	EXPENDITURES
Cypress Elementary	\$40,179.00	Materials, resources, books and technology for Learning Center.

9.5 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:

SITE	DONOR	DONATION AND PURPOSE	CASH
Kendall Elementary School	CaSA	To be used for a Kindergarten garden	\$518.00
Rodriguez PREP Academy	JRH Construction	To be used for ASB Funds	\$5,500.00
Palm Avenue Elementary School	San Manuel Band of Mission Indians	To be used for student incentives and intervention activities	\$12,229.00

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:

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BE IT RESOLVED that the Board of Education acknowledges receipt of \$518.00, CaSA; \$5,500.00, JRH Construction; and \$12,229.00, San Manuel Band of Mission Indians.

9.6 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:

Elizabeth Lemus (Board Representative, St Anthony School)	To attend the BER-California Second Grade Conference-Fall 2008, Knott's Berry Farm Resort, Buena Park, CA, December 10-11, 2008. Total cost, not to exceed \$599.55, will be paid from Accountability Department Account No. 536.
Brooke Gildea (Board Representative, Clare Cherry School)	To attend the Nancy Fetzer- From Sentences to Polished Paragraphs: Proven Strategies for Teaching Writing Conference, Ontario Convention Center, Ontario, CA, December 11, 2008. Total cost, not to exceed \$232.53, will be paid from Accountability Department Account No. 536.

9.7 Cafeteria Warrant Register, Ending October 31, 2008  
(Prepared by Facilities/Operations Division)

It is requested that the Board of Education adopts the Cafeteria 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 Cafeteria Warrant Register, ending October 31, 2008, be approved.

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

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9.8 Commercial Warrant Registers for Period from October 15, Through October 31, 2008  
(Prepared by Business Services Division)

It is requested that the Board of Education approve the Commercial Warrant Register and authorize 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 October 15, 2008, through October 31, 2008, be approved.

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

9.9 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 fund, School Facilities (Fund 21), was included in the 2008-2009 approved budget in the amount of \$850,000.00 for revenues and \$30,877,156.91 for expenditures. Based on repayment of prior year expenditures on behalf of other funds, an increase in the amount of revenues and expenditures of \$1,966,439.00 will result in a revised total of \$2,816,439.00 in revenues and \$32,843,595.91 in expenditures.

The restricted fund, School Facilities Fund (Fund 35), was included in the 2008-2009 approved budget in the amount of \$196,993,949.00 for revenues and \$345,604,582.91 for expenditures. Based on repayment of prior year expenditures on behalf of other funds, an increase in the amount of revenues and expenditures of \$31,031.00 will result in a revised total of \$197,027,980.00 in revenues and \$345,635,613.91 in expenditures.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the addition of \$1,966,439.00 in the budgeting of revenues and expenditures for the restricted fund Building Fund (Fund 21).

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BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$31,031.00 in the budgeting of revenues and expenditures for the restricted fund School Facilities Fund (Fund 35).

9.10 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.

Riley Elementary School wishes to hire IM Inc. for two assemblies on January 16, 2009. The performance is an inspirational narrative of historical events, directly relating to Dr. Martin Luther King Jr. and the civil rights era. The cost, not to exceed \$1,150.00, will be paid from Riley Elementary School Account No. 039.

Rio Vista Elementary School wishes to hire IM Inc. for an assembly on January 23, 2009. The presentation is a lecture supported by statistics that involve bullying, prevention methods, live music, and songs of inspiration. The cost, not to exceed \$750.00, will be paid from Rio Vista Elementary School Account No. 501.

Arroyo Valley High School wishes to hire Vince Evans for an assembly on December 9, 2008. The presentation is motivational and will help students understand they can achieve success regardless of obstacles. The cost, not to exceed \$1,500.00, will be paid from Arroyo Valley High School Account No. 376.

Emmerton Elementary School wishes to hire Between Your Ears Entertainment for two assemblies on December 3, 2008. The presentations deliver an educational message via music, skits, comedy, and audience participation. The students will learn ways to deal with and report bullying, self-control, responsibility, respect, courage, and how to accept people and their viewpoints different from their own. The cost, not to exceed \$745.00, will be paid from Emmerton Elementary ASB Account.

San Andreas High School wishes to hire California Preparatory College on various dates throughout the remainder of 2008-09 school year beginning on December 3, 2008. The presentation will discuss information in regards to the profile of the college, a two-year degree, transfer programs as well as admission requirements. These presentations will be made at no cost to the District.

San Andreas High School wishes to hire Crafton Hills College on various dates throughout the remainder of 2008-09 school year beginning on November 20, 2008. The presentation will discuss the EOPS/CARE program and all the opportunities and benefits available to the students. These presentations will be made at no cost to the District.

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San Gorgonio High School wishes to hire Props Production DJ & Entertainment for two assemblies on January 16, 2009 and March 20, 2009. The presentations will include a DJ to operate sound system and lights for the school's Winter and Spring assemblies. The cost, not to exceed \$1,400.00, will be paid from San Gorgonio High School Account No. 039.

Rio Vista Elementary School wishes to hire IM Inc. for an assembly on October 24, 2008. The performance is an inspirational narrative of historical events, directly relating to Dr. Martin Luther King Jr. and the civil rights era. The cost, not to exceed \$750.00, will be paid from Rio Vista Elementary School Account No. 501.

San Gorgonio High School wishes to hire Props Productions DJ & Entertainment for three assemblies on October 17, 2007, January 9, 2008, and March 20, 2008. The presentation is scheduled for three school Pep Rallies. The cost, not to exceed \$2,100.00, will be paid from San Gorgonio High School Account No. 203.

Juanita Jones Elementary School wishes to hire IM Inc. for an assembly on January 21, 2009. The performance is an inspirational narrative of historic events, directly relating to Dr. Martin Luther King Jr. The cost, not to exceed \$900.00, will be paid from Juanita Jones Elementary School Account No. 420.

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 2008-09 school year and ratifies payment to the following:

IM Inc. for an assembly on October 24, 2008, at Rio Vista Elementary School. The cost, not to exceed \$750.00, will be paid from Rio Vista Elementary School Account No. 501.

Props Productions DJ & Entertainment Services for three assemblies on October 17, 2007, January 9, 2008, and March 20, 2008, at San Gorgonio High School. The cost, not to exceed \$2,100.00, will be paid from San Gorgonio High School Account No. 203.

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 2008-09 school year and approves payment to the following:

IM Inc. for two assemblies on January 16, 2009, at Riley Elementary School. The cost, not to exceed, \$1,150.00, will be paid from Riley Elementary School Account No. 039.

IM Inc. for an assembly on January 23, 2009. The cost, not to exceed \$750.00, will be paid from Rio Vista Elementary School Account No. 501.

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Vince Evans for an assembly on December 9, 2008, at Arroyo Valley High School. The cost, not to exceed, \$1,500.00, will be paid from Arroyo Valley High School Account No. 376.

Between Your Ears Entertainment for two assemblies on December 3, 2008, at Emmerton Elementary School. The cost, not to exceed \$745.00, will be paid from Emmerton Elementary School ASB Account.

California Preparatory College for numerous assemblies during the 2008-09 school year beginning on December 3, 2008, at San Andreas High School. These presentations will be made at no cost to the District.

Crafton Hills College for numerous assemblies during the 2008-09 school year beginning on November 20, 2008, at San Andreas High School. These presentations will be made at no cost to the District.

Props Production DJ and Entertainment for two assemblies on January 16, 2009, and March 20, 2009, at San Geronio High School. The cost, not to exceed \$1,400.00, will be paid from San Geronio High School Account No. 039.

IM Inc. for an assembly on January 21, 2009, at Juanita Jones Elementary School. The cost, not to exceed \$900.00, will be paid from Juanita Jones Elementary Scholl Account No. 420.

9.11 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 organization to provide expertise not available in the District for inservice training or consultant services.

The Environmental Safety Office wishes to hire Bill Rosenthal & Associates to present a mandated four-hour refresher training for Hazardous Waste Operations Emergency Response on November 21, 2008. The fee, not to exceed \$375.00, will be paid from the Unrestricted General Fund—Risk Management, Safety, Disaster, Account No. 162.

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:

Bill Rosenthal & Associates to present a mandated four-hour refresher training for Hazardous Waste Operations Emergency Response on November 21, 2008. The fee, not to exceed \$375.00, will be paid from the Unrestricted General Fund—Risk Management, Safety, Disaster, Account No. 162.

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9.12 Extended Field Trip, Arroyo Valley High School, Torrey Pines High School, Nike Holiday Classic, San Diego, California  
(Prepared by Business Services Division)

Arroyo Valley High School requests Board of Education approval of an extended field trip for thirteen students and four District employees to attend Torrey Pines High School's Nike Holiday Classic, at San Diego, California, December 26-30, 2008.

Students will have the opportunity to play basketball in a tournament setting with the top 54 teams from around the United States. Students will have the opportunity to play in front of college representatives, which may lead to future scholarship opportunities. Students will also learn about responsibility and teamwork.

The cost of the trip, not to exceed \$2,600.00, including meals, lodging, and entry fee for thirteen students and four District employees, will be paid from Arroyo Valley High School ASB Funds. Transportation by Xpress Rentals for three vans, not to exceed \$900.00, will be paid from Arroyo Valley High School Account No. 203 and ASB funds. No student 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 thirteen students and four District employees to attend Torrey Pines High School Nike Holiday Classic, at San Diego, California, December 26-30, 2008. The cost of the trip, not to exceed \$2,600.00 including meals, lodging, and entry fee for thirteen students and four District employees, will be paid from Arroyo Valley High School ASB funds. Transportation by Xpress Rentals for three vans, not to exceed \$900.00, will be paid from Arroyo Valley High School Account No. 203 and ASB funds. Names of the students are on file in the Business Services office.

9.13 Agreement with Bond Logistix LLC (BLX) for Arbitrage Rebate Compliance Services  
(Prepared by Business Services Division)

The Accounting Services Department requests Board of Education approval to enter into an agreement with Bond Logistix LLC (BLX), Los Angeles, CA, for arbitrage rebate compliance services, effective November 19, 2008, continuing through June 30, 2009. The total cost, not to exceed \$8,000.00, will be paid from Unrestricted General Fund—Facilities/Community Service, Account No. 086.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Bond Logistix LLC (BLX), Los Angeles, CA, for arbitrage rebate compliance services, effective



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November 19, 2008, continuing through June 30, 2009. The total cost, not to exceed \$8,000.00, will be paid from Unrestricted General Fund—Facilities/Community Service, Account No. 086.

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

9.14 Amendment No. 3 to the Agreement with THINK Together to Provide C.A.P.S. Services to Students  
(Prepared by Business Services Division)

The Student Services Division requests Board of Education approval to amend the agreement with THINK Together, Santa Ana, CA, approved by the Board on June 17, 2008, Agenda Item 10.37. The amendment is necessary to add \$91,125.00 for services provided at Arrowview Middle School (\$60,750.00) and Richardson PREP HI (\$30,375.00) to the original fee of \$1,511,224.00 for an aggregate total not to exceed \$1,591,349.00. The increase will be paid from the Restricted General Fund—21<sup>st</sup> Century Community Learning Center, Account No. 574. All other terms and conditions will 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 THINK Together, Santa Ana, CA, approved by the Board on June 17, 2008, Agenda Item 10.37. The amendment is necessary to add \$91,125.00 for services provided at Arrowview Middle School (\$60,750.00) and Richardson PREP HI (\$30,375.00) to the original fee of \$1,511,224.00 for an aggregate total not to exceed \$1,591,349.00. The increase will be paid from the Restricted General Fund—21<sup>st</sup> Century Community Learning Center, Account No. 574. All other terms and conditions will remain the same.

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

9.15 Renewal of the Agreement with Smart Kids Tutoring & Learning Center, Inc., to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Unit requests Board of Education approval to renew the agreement with Smart Kids Tutoring & Learning Center, San Marino, CA, to provide supplementary educational services to District students, effective November 19, 2008, continuing through June 30, 2009. The fee, not to exceed \$13,290.00 at the rate of \$1,329.00 per student, will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education approves renewing the agreement with Smart Kids Tutoring & Learning Center, San Marino, CA, to provide supplementary educational services to District students, effective November 19, 2008, continuing through June 30, 2009. The fee, not to exceed \$13,290.00 at the rate of \$1,329.00 per student, will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524.

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

9.16 Renewal of the Agreement with Studentnest.com for Title I Supplementary Educational Services  
(Prepared by Business Services Division)

The Accountability Unit requests Board of Education approval to enter into an agreement with Studentnest.com, Fresno, CA, for Title I supplementary educational services, to include after-school tutoring of students enrolled in identified Program Improvement schools, effective November 19, 2008, continuing through June 30, 2009. The District shall not incur any obligation or expense in excess of the state/federal reimbursement amount. The cost, not to exceed \$13,290.00, at a maximum rate of \$1,329.00 per student, will be paid from the Restricted General Fund—No Child Left Behind Title I Program Improvement School Support, Account 524.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Studentnest.com, Fresno, CA, for Title I supplementary educational services, to include after-school tutoring of students enrolled in identified Program Improvement schools, effective November 19, 2008, continuing through June 30, 2009. The District shall not incur any obligation or expense in excess of the state/federal reimbursement amount. The cost, not to exceed \$13,290.00, at a maximum rate of \$1,329.00 per student, will be paid from the Restricted General Fund—No Child Left Behind Title I Program Improvement School Support, Account 524.

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

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9.17 Renewal of the Agreement with the San Bernardino School Employees Federal Credit Union for the Automated Teller Machine at the Board of Education Building  
(Prepared by Business Services Division)

The Business Services Division requests Board of Education approval to renew the agreement with the San Bernardino School Employees Federal Credit Union, San Bernardino, CA, for the automated teller machine at the Board of Education Building, effective November 19, 2008, and continuing through November 18, 2013. There will be no cost to the District. All costs will be borne by the San Bernardino School Employees Federal Credit Union.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves renewing the agreement with the San Bernardino School Employees Federal Credit Union, San Bernardino, CA, for the automated teller machine at the Board of Education Building, effective November 19, 2008, and continuing through November 18, 2013. There will be no cost to the District. All costs will be borne by the San Bernardino School Employees Federal Credit Union.

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

9.18 Request for Delegation of School Board President's Approval to School District Employees on California Cadet Corps Documents  
(Prepared by the Student Services Division)

The Student Services Division requests Board of Education approval to grant authority to sign California Cadet Corps (CACC) forms and documents for the establishment and disestablishment of CACC units, and the appointment, commission, promotion, assignment, and reassignment of CACC officers, effective November 19, 2008, through June 30, 2009, to the following district employees: Narciso Cardona, Assistant Superintendent, Student Services Division, and Joann Tortarolo, Director, Alternative Programs Department.

The president of the board of education is the only individual authorized to sign the above CACC documents. CACC regulation CR 1-11 authorizes the board president to delegate that authority to district employees with the governing board retaining ultimate responsibility over the performance of the delegated powers.

It is recommended that the following action be taken:

BE IT RESOLVED that the Board of Education approves granting authority to sign California Cadet Corps forms and documents for the establishment and disestablishment of CACC units, and the appointment, commission, promotion, assignment, and reassignment of CACC officers

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to the following District employees per CACC regulation CR 1-11, effective November 19, 2008, through June 30, 2009: Narciso Cardona, Assistant Superintendent, Student Services Division, and Joann Tortarolo, Director, Alternative Programs Department.

9.19 Physical Education Exemptions  
(Prepared by Student Services Division)

It is recommended that the following resolution be adopted:

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

2-17-91	8-23-91	10-16-91	7-8-92	1-3-93	3-2-93
3-8-93	7-22-93	8-26-93			

9.20 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:

**12/04/1995	09/20/1995	*S05/18/1993	**S04/22/1992	11/08/1993	*S08/27/1994
*S06/28/1991	**S04/09/1994	*S03/06/1991	*S10/01/1992		

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

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

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

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- 9.21 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.

07/02/1993    11/09/1992

- 9.22 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:

11/28/1993    12/24/1992    01/27/1994    06/07/1994    12/14/1992    12/07/1991  
01/29/1994

- 9.23 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:

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06/24/1997 09/26/01

9.24 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.

9.25 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:

12/17/1992 12/23/1992 11/02/1993 01/03/1994

9.26 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:

9.27 Petition to Expunge Expulsion  
(Prepared by Youth Services Department)

Education Code 48917, Section (e) states: upon satisfactory completion of the rehabilitation assignment of a pupil, the governing board shall reinstate the pupil in a school of the district and may also order the expungement of any or all records of the expulsion proceedings.

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9.28 Education Code 48213  
(Prepared by Youth Services Department)

Education Code 48213 states: that a student can be excluded from attendance pursuant to Section 120230 of the Health and Safety Code or Section 49451 of this code if a principal or his designee determines that the continued presence of the child would constitute a clear and present danger to the life, safety, and health of a pupil or school personnel. The governing board is not required to send prior notice of the exclusion to the parent or guardian of the pupil. The governing board shall send a notice of the exclusion as soon as is reasonably possible after the exclusion.

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**10.0 Action Items**

- 10.1 Revisions to BP 1100 Communication with the Public (Second Reading)  
(Prepared by Communications)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the revisions to BP 1100 Communication with the Public as presented.

- 10.2 Revisions to BP 1400 Relations Between Other Governmental Agencies and the Schools (Second Reading)  
(Prepared by Communications)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the revisions to BP Relations Between Other Governmental Agencies and the Schools as presented.

- 10.3 Revisions to BP 1700 Relations Between Private Industry and the Schools (Second Reading)  
(Prepared by Communications)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the revisions to BP 1700 Relations Between Private Industry and the Schools as presented.

- 10.4 Revisions to BB 9005 Governance Standard and Censure Policy and Procedure (First Reading)  
(Prepared by Superintendent)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education receives the revisions BB 9005 Governance Standard and Censure Policy Procedure as a first reading.

- 10.5 Personnel Report #10, dated November 18, 2008  
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #10, dated November 18, 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

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policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

The following resolution is recommended:

BE IT RESOLVED that the Personnel Report #10, dated November 18, 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 NINE - Closed Session**

#### ***11.0 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**

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

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

District Negotiator: Teresa Parra, Board President  
Unrepresented Employee: Superintendent

### **SESSION TEN – Open Session**

#### ***12.0 Action Reported from Closed Session***

### **SESSION ELEVEN - Closing**

#### ***13.0 Adjournment***

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, December 2, 2008, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

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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:

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](mailto: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: November 14, 2008