

San Bernardino City Unified School District

Special Meeting of the Board of Education

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

AGENDA INDEX

January 27, 2009

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 Outstanding Customer Service Awards

SESSION THREE - School Showcase

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

SESSION FOUR - Public Hearing

- 4.0 Public Hearing** **6:15 p.m.**
4.1 Review of the Charter Petition for Crown Ridge Academy

SESSION FIVE - Administrative Presentation

- 5.0 Administrative Presentation** **6:25 p.m.**
5.1 Governor's Proposed Budget for Fiscal Year 2009-10

SESSION SIX - Administrative Reports

- 6.0 Administrative Reports** **6:45 p.m.**
6.1 Annual Audited Financial Report Fiscal Year 2007-08
6.2 Board Members' Inservice and Business Expense Report for the Quarter Ending December 31, 2008
6.3 Quarterly Uniform Complaint Report Summary
6.4 Adoption of 2009-2010 Traditional and Year-Round (60-20) School Calendars
6.5 Temporary Borrowing Between Funds of the School District

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

SESSION NINE - Legislation and Action

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

- 10.1 Compensation for School Board Members
- 10.2 Payment of Master Teachers – California State University San Bernardino
- 10.3 Payment of Master Teachers – California Baptist University
- 10.4 Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability
- 10.5 Approval of the English Learners’ Title III Year 4 Action Plan
- 10.6 Acceptance of Gifts and Donations to the District
- 10.7 Business and Inservice Meetings
- 10.8 Payment for Services Rendered by Non-Classified Experts and Organizations
- 10.9 Payment for Course of Study Activities
- 10.10 Commercial Warrant Registers for Period from December 1, through December 15, 2008
- 10.11 Board Members’ Inservice and Business Expense Report for the Quarter Ending December 31, 2008
- 10.12 Annual Audited Financial Report Fiscal Year 2007-08
- 10.13 Extended Field Trip, Mt. Vernon Elementary School, Outdoor Science School, Alpine Meadows, Angelus Oaks, California
- 10.14 Federal/State/Local District Budgets and Revisions
- 10.15 School Closure for Emergency Conditions Due to a Fire on Little Mountain on October 14, 2008
- 10.16 Renewal of the Agreement with the City of San Bernardino Telecommunications Division, KCSB, Channel 3 to Videotape and Broadcast Board of Education Meetings for the San Bernardino City Unified School District
- 10.17 Agreement with San Bernardino Community College District to Establish the Career Technical Education Academy
- 10.18 Agreement with San Bernardino Community College District to Provide Family Literacy Activities for Families of Students Enrolled in Part-Day Preschool Classes Funded by AB172

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- 10.19 Agreement with San Bernardino Community College District to Provide Part-Day Preschool for 4-Year-Olds Under AB172
- 10.20 Agreement with the County of San Bernardino to Provide Family Literacy Activities for Families of Students Enrolled in Part-Day Preschool Classes Funded by AB172
- 10.21 Agreement with the County of San Bernardino to Provide Part-Day Preschool for 4-Year-Olds Under AB172, Contract No. CPKF-8031
- 10.22 Agreement with the County of San Bernardino to Provide Full-Day Preschool for 4-Year-Olds Under AB172
- 10.23 Facilities Use Agreement with Placo San Bernardino, LLC, for 2009-2010 Pre-School Enrollment
- 10.24 Amendment No. 1 to the Agreement with L.E.A.P.S. Learning to Provide Supplementary Educational Services to District Students
- 10.25 Amendment No. 1 to the Agreement with Target Excellence Program to Provide Supplementary Educational Services to District Students
- 10.26 Amendment to the Agreement with the Parent Institute for Quality Education to Provide Training for Parents of District Students Enrolled at Cole Elementary School
- 10.27 Amendment to the Agreement with RISE ASL Interpreters to Provide Interpreter Services to Deaf/Hearing Impaired Individuals
- 10.28 Amendment No. 1 to the Local Agreement for Child Development Services with the California Department of Education, Contract Number CPKP-8102, for Use in Accordance with the Program Requirements for the State Preschool Program
- 10.29 Amendment No. 1 to the Local Agreement for Child Development Services with the California Department of Education, Contract Number CPRE-8292, for Use in Accordance with the Program Requirements for the State Preschool Program
- 10.30 Notice of Completion, Bid No. F06-04, Arrowview Middle School Modernization Project
- 10.31 Notice of Completion, Bid No. 32-05, Technology Infrastructure at Ramona Alessandro Elementary School
- 10.32 Notice of Completion, Bid No. 32-05, Technology Infrastructure at Del Rosa Elementary School
- 10.33 Notice of Completion, Bid No. 32-05, Technology Infrastructure at Newmark Elementary School
- 10.34 Notice of Completion, Bid No. 32-05, Technology Infrastructure at Parkside Elementary School
- 10.35 Notice of Completion, Bid No. 32-05, Technology Infrastructure at Rio Vista Elementary School
- 10.36 Notice of Completion, Bid No. 32-05, Technology Infrastructure at Roosevelt Elementary School
- 10.37 Notice of Completion, Bid No. 32-05, Technology Infrastructure at Wilson Elementary School

- 10.38 Resolution Approving the Annual and Five-Year Report for Fiscal Year 2007-08 in Compliance with Government Code Sections 66006 and 66001
- 10.39 Expulsion of Student(s)
- 10.40 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
- 10.41 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
- 10.42 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 10.43 Revocation of Suspension of Expulsion
- 10.44 Lift of Expulsion of Student(s)
- 10.45 Failure to Recommend Mandatory Expulsion 48915
- 10.46 Petition to Expunge Expulsion
- 10.47 Education Code 48213

11.0 Action Items

- 11.1 Quarterly Uniform Complaint Report Summary
- 11.2 Adoption of 2009-2010 Traditional and Continuous Year Round (60-20) Calendars
- 11.3 Temporary Borrowing Between Funds of the School District
- 11.4 Personnel Report #14, dated January 27, 2009

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

Conference with Labor Negotiator

District Negotiator: Arturo Delgado
Unrepresented Employees: Deputy Superintendent
Associate Superintendent

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Chief Business and Financial Officer
Assistant Superintendents

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 3, 2009, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: January 23, 2009

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San Bernardino City Unified School District

Special Meeting of the Board of Education

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

AGENDA

January 27, 2009

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 Roberts Elementary, Roosevelt Elementary, and Shandin Hills Middle 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 Outstanding Customer Service Awards
(Prepared by 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 Hearing

4.0 Public Hearing

4.1 Review of the Charter Petition for Crown Ridge Academy
(Prepared by Student Services Division)

District staff review of the charter petition for Crown Ridge Academy indicates that the petition does not contain reasonable comprehensive descriptions of all the element requirements for the establishment of a California charter school as stipulated in California Education Code sections 47605-47608.

Education Code section 47605 requires that the petition be signed by a number of parents or guardians of pupils equivalent to at least one-half of the number of pupils that the charter school estimates will enroll in the school for its first year of operation and that the petition be signed by a number of teachers that is equivalent to at least one-half of the number of teachers that the charter school estimates will be employed at the school during its first year of operation.

Findings: The petition does contain 97 signatures of parents that the petitioner has certified as having students that are expected to enroll for its first year of operation. The proposed enrollment for the first year of operation is 100 ninth-grade students. The petition did not contain names or grades of the students interested in attending this school. The San Bernardino City Unified School District requests that the petitioner verify the entering grade level of these students. The petitioner also certifies that six credentialed teachers are meaningfully interested in teaching in the charter school. The District requests that the petitioner verify the credentials of these teachers.

The petition does not fully meet this Education Code section 47605 requirement. Verifications of actual students eligible for this grade level and teacher credentials are required for the petition to meet this Education Code condition.

Requirement Element 1: The charter must contain a description of the educational program of the school that designed, among other things, to identify those whom the school is attempting to educate, what it means to be an “educated person” in the 21st century, and how learning best occurs. The goals identified in that program shall include the objective of enabling pupils to become self-motivated, competent, and lifelong learners.

Findings: The petition indicates an objective to “emphasize challenging academic and technical knowledge, including attention to the ‘a to g’ requirements established by the UC and California State systems for postsecondary admission.” The emphasis on career pathways and the charter school’s *Project Lead the Way* focus on biomedical sciences and engineering do not match the four-year graduation requirements. The charter’s two-year math requirement and lack of a specific foreign language requirement fall short of the college admission criteria.

The petition states that the school will have the full-time equivalent of five teachers in the first year, serving 100 ninth-grade students. This may present a problem as the comprehensive nature of this academic high school program may require designated single-subject specialists in the core content areas to meet the needs of all students enrolled. The plan to have several teachers teaching in multiple-subject areas (math and science, English, and social studies) will limit the number of specific course offerings that the school wants to provide.

The teacher endorsement identifies six teachers. All but two of these teachers list multiple-subject credentials. The availability of teachers to teach at the secondary level, with content-specific credentials as required by NCLB, is not clearly evidenced.

The petition indicates that the plan to support students who are academically at risk will provide each student with curriculum materials and teaching resources that are appropriate to his/her achievement level as a starting point of learning, with the goal of attaining at least a year of academic progress within the year. The petitioner needs to define the plan to include how this support will be delivered.

The petition does provide appropriate accommodations for English learners. The charter school will adhere to the U.S. Department of Education Title I, Part A of the Elementary and Secondary Education Act as amended by the NCLB Act on the assessment and accountability for recently arrived and former limited-English-proficient students.

The petition describes a plan to serve special needs students, which includes collaboration with the San Bernardino City Unified School District. This collaboration will include the charter students participating in the District’s SELPA. The petition needs to describe how the funding for Special Education services for the charter students will flow to the District’s SELPA. Also the petition does not provide a process for the identification of special needs students.

The petition does not meet this element requirement.

Requirement Element 2: The charter must contain the measurable pupil outcomes identified for use by the charter school. “Pupil outcomes” for purposes of this part means the extent to which all pupils of the school demonstrate that they have attained the skills, knowledge, and attitudes specified as goals in the school’s educational program.

Findings: The petition states that the charter school will be fully accountable for the achievement of its students in keeping with the 1999 state Academic Performance Index (API) law, the federal No Child Left Behind Act, and any other applicable achievement requirements for charter schools. The petition further states that the program will be designed to ensure that the school will demonstrate Adequate Yearly Progress (AYP). However, the petition states that every student will demonstrate a year of academic growth for each year in school. This could mean that if a student was far below basic in tenth grade, it is a year of growth if he is far below basic in eleventh grade. This is not acceptable. Students are expected to close the gap each year and then to maintain proficiency.

The petition does not meet this element requirement.

Requirement Element 3: The charter must contain the method by which pupil progress in meeting those pupil outcomes is to be measured.

Findings: The petition states that the charter school will utilize the same accountability measures, administer the same state assessments, and follow the same proficiency measures as required of all public schools in California. In addition, the charter school proposes to administer offline and online assessments. The petition does not indicate how the data will drive instruction to improve student achievement.

The petition does not fully meet this element requirement.

Requirement Element 4: The charter must contain the governance structure of the school, including, but not limited to, the process to be followed by the school to ensure parental involvement.

Findings: The petition states that it has filed with the Office of the California Secretary of State the Articles of Incorporation to establish the charter school as a California non-profit public benefit corporation. The petition states that a board of directors will govern the charter school. The board of directors composition shows five directors with their qualifications as professionals and abilities to assume the role of board members. The petitioner will hold an ex-officio, non-voting position as the board secretary. The petition states that the charter board of directors will comply with the Ralph M. Brown Act (Open Meeting Laws) and will adopt a conflict of interest code as required under the Political Reform Act. The petition indicates that all actions requiring board approval will be recorded in the minutes and will be readily available to any interested party. The board will meet at least quarterly.

The petition does not list the terms of office and selection/election process for the board of directors. The petition states that the charter will allow parents and/or guardians to be integrally involved in shaping the charter school and making sure that it fulfills its overall mission. Since the petition has already appointed a governance board, it might decide to also appoint a parent to

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this board. A term of office should be established to allow the parents of charter school students to elect a new board of directors once the term of office for the appointed board has expired.

The petition does not fully meet this element requirement.

Requirement Element 5: The charter must contain the qualifications to be met by individuals to be employed by the school.

Findings: The petition states that the charter school will be a 9-12 grade school and will be seeking competent, energetic, student-centered educators with good classroom management and organizational skills, who understand adolescents and are able to motivate students. The charter will employ a teaching staff who hold California teaching credentials, or qualify to obtain California teaching credentials, certificates, permits, or other documents issued by the California Commission on Teacher Credentialing, and in keeping with California's approval plan for NCLB. The petition statement that states in part that the charter school will hire a teaching staff "who qualify to obtain California teaching credentials" may indicate that the school may hire non-NCLB qualified teachers. The charter school will adhere to the Education Code requirements for fingerprinting and TB clearance.

The petition does not fully meet this element requirement.

Requirement Element 6: The charter must contain the procedures that the school will follow to ensure the health and safety of pupils and staff. These procedures shall include the requirement that each employee of the school furnish the school with a criminal record summary as described in Section 44237.

Findings: The petition states that all employees as a condition of employment will have fingerprint clearance certificates to meet the Department of Justice clearance requirements of Education Code section 44237 and a TB clearance certificate that the Education Code mandates. The charter school will have a TB Clearance Notification process for all its employees. Employees whose TB clearance is about to expire will be informed one month prior to the expiration date to submit a new TB clearance. Employees who fail to comply will not be allowed to report to work until the requirement is satisfied. The charter school will implement a set of health, safety, and risk management policies that match the District's policies on the health and safety of pupils and students.

The petition meets this element requirement.

Requirement Element 7: The charter must contain the means by which the school will achieve a racial and ethnic balance among its pupils that is reflective of the general population residing within the territorial jurisdiction of the school district to which the charter petition is submitted.

Findings: The petition states that it will do everything possible to reflect the statewide racial and ethnic balance. The charter will conduct extensive community outreach and provide full disclosure about the school's program. The petition states that the charter school will accept students and families who are most committed to student success in Personal Education Plan learning. The charter school will give enrollment priority to students within the San Bernardino City Unified School District boundaries. The charter school will also provide a bilingual presenter or translator when deemed necessary to ensure that families are accurately informed.

The petition needs to state that the school's enrollment will reflect the general population residing within the territorial jurisdiction of the school district to which the charter petition is submitted.

The petition does not meet this element requirement.

Requirement Element 8: The charter must contain admission requirements, if applicable.

Findings: The petition states that Crown Ridge will take every opportunity to brief school district personnel on the charter school as an alternative for students who might benefit from an academic-technical career program in a multi-environment setting. The charter school will not discriminate against students on the basis of sex, religion, national origin, ancestry, creed, pregnancy, marital status, sexual orientation, or physical, mental, emotional, or learning disability in its admissions policies and procedures.

The petition meets this element requirement.

Requirement Element 9: The charter must contain the manner in which annual, independent, financial audits shall be conducted, which shall employ generally accepted accounting principles, and the manner in which audit exceptions and deficiencies shall be resolved to the satisfaction of the chartering authority.

Findings: The petition gives a description of financial and programmatic audits, which includes full disclosure of all funding sources as well as expenditures to the sponsoring district. As start-up funds the charter school will use funds provided by start-up grants and CDE charter school loans.

The petition meets this element requirement.

Requirement Element 10: The charter must contain the procedures by which pupils can be suspended or expelled.

Findings: The petition states that the students' code of conduct is explained in the School Handbook and includes steps to be followed in the event of misbehavior. The petition states that it will align its student discipline policies according to the provisions of Education Code section 48900. The petition provides a comprehensive due process procedure. However, the petition

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states that a student could be suspended for 10 days. This proposed action contradicts Education Code section 48900, which stipulates that a student can be suspended for no more than five consecutive days.

The petition does not meet this element requirement.

Requirement Element 11: The charter must contain the manner by which staff members of the charter school will be covered by the State Teachers' Retirement System, the Public Employees' Retirement System, or federal social security.

Findings: The petition states that staff at the charter school will participate in the STRS or PERS system and will also have access to other school-sponsored retirement plans according to the policies developed by the charter school board of directors. The petition also states that the charter school will make appropriate arrangements with the County Office of Education to ensure proper reporting and to send any required payroll deductions to the appropriate agencies.

The petition meets this element requirement.

Requirement Element 12: The charter must contain the public school attendance alternatives for pupils residing within the school district who choose not to attend charter schools.

Findings: The petition states that the charter school will not require any student to attend the school. The petition states that in the admissions process parents will be informed that students have the right to return to their local education agency. The petition also states that it recognizes the right for a student to return to the San Bernardino City Unified School District or attend another charter school.

The petition meets this element requirement.

Requirement Element 13: The charter must contain a description of the rights of any employee of the school district upon leaving the employment of the school district to work in a charter school and any rights of return to the school district after employment at a charter school.

Findings: The petition states that if an employee leaves district employment to work at the charter school, the collective bargaining and the sponsoring district's board policies shall govern the return right of such employees. The petition does not mention Education Code on return rights.

The petition does not meet this element requirement.

Requirement Element 14: The charter must contain the procedures to be followed by the charter school and the entity granting the charter to resolve disputes relating to provisions of the charter.

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Findings: The petition states that in the event of a dispute between the charter school and the San Bernardino City Unified School District regarding the terms of this charter, or any other issue, both parties will apprise the other in writing. On other disputes the petition states that the District will agree to refer all complaints regarding the school's operation to the charter school staff or board of directors. The petition fails to address the entire process for dispute resolution and does not address what would happen if a dispute were not resolved at the initial stage.

The petition does not meet this element requirement.

Requirement Element 15: The charter must contain a declaration whether or not the charter school shall be deemed the exclusive public school employer of the employees of the charter school for the purposes of the Educational Employment Relations Act (Chapter 10.7 (commencing with section 3540) of Division 4 of Title 4 of Title 1 of the Government Code).

Findings: The petition states that the charter school will be the exclusive public school employer of the employees of the charter school for the purposes of the Educational Employment Relations Act. The petition does not indicate understanding of employee rights and the charter school's responsibilities in the event the employees are represented under the Educational Employment Relations Act (EERA).

The petition does not meet this element requirement.

Requirement Element 16: The charter must contain the procedures for school closure.

Findings: The petition did not address this element requirement.

Conclusion:

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 Crown Ridge Academy Charter School.

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

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

Or

BE IT FURTHER RESOLVED that the Board of Education denies the charter petition of the Crown Ridge Academy Charter School.

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 Governor's Proposed Budget for Fiscal Year 2009-10 (Prepared by Business Services Division)

Mohammad Z. Islam, Chief Business and Financial Officer, will present information regarding the Governor's proposed mid-year cuts for Fiscal Year 2008-2009 and the proposed budget plan for Fiscal Year 2009-10.

A proposed budget cut plan will be presented on February 17, 2009, for Board approval

SESSION SIX - Administrative Reports

6.0 *Administrative Reports*

6.1 Annual Audited Financial Report Fiscal Year 2007-08 (Prepared by Business Services Division)

The Annual Audited Financial Report for Fiscal Year 2007-08, including the Compliance Audit of Federal and State Funded Programs, was completed on November 14, 2008, 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 2007-08 Fiscal Year Audit Report.

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6.2 Board Members' Inservice and Business Expense Report for the Quarter Ending
December 31, 2008
(Prepared by Business Services Division)

Members of the Board of Education are granted permission to attend meetings and conferences of local and state non-partisan groups while performing services for the District.

Shown in this report are funds expended from the undistributed accounts of individual members for meetings and conferences. Also shown are the expenditures from the individual accounts, which require Board ratification per the present policy on Board members' inservice and business expenses. Approval by the Board is being requested in the Consent Section of the agenda.

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San Bernardino City Unified School District									
BOARD MEMBERS INSERVICE AND BUSINESS EXPENSE REPORT									
For the Period 10/01/08 Through 12/31/08									
BOARD MEMBER Conference/Date	APPROVED APPROPRTN	LAST QTR ENC/EXP	PO/REF NBR	AMOUNT ENCUMB	TOTAL EXPENDED	TOTAL ENC/EXP	YTD ENC/EXP	AMOUNT AVAILABLE	
UNDISTRIBUTED ACCOUNT:									
<u>TERESA PARRA, Board President</u> CSBA Annual Educ Conf & Trade Show-Dec 4-6, 2008-registration	1,828.24		PV 230108		455.00	455.00	2,283.24		
<u>DANNY TILLMAN, Board Vice President</u> CSBA Annual Educ Conf & Trade Show-Dec 4-6, 2008-registration CSBA Golden Bell Luncheon-Dec 6, 2008	0.00		PV 230118 PV 230118		455.00 57.00	512.00	512.00		
<u>LOUISE AYALA, Board Member</u> NSBA Annual Conference-Apr 4-7, 2009-registration	425.00		PV 230098		850.00	850.00	1,275.00		
<u>MARLIN BROWN, Board Member (outgoing)</u>	0.00					0.00	0.00		
<u>BARBARA FLORES, Board Member (incoming)</u>	0.00					0.00	0.00		
<u>JUDI PENMAN, Board Member</u>	0.00					0.00	0.00		
<u>LYNDA SAVAGE, Board Member</u>	57.00					0.00	57.00		
<u>ELSA VALDEZ, Board Member</u> NSBA CUBE Annual Conference-Sep 25-28, 2008-registration NSBA CUBE Annual Conference-Sep 25-28, 2008-lodging NSBA Annual Conference-Apr 4-7, 2009-registration CSBA Golden Bell Luncheon-Dec 6, 2008 NSBA CUBE Annual Conference-Sep 25-28, 2008-travel/meals	1,824.24		PV 623088 PV 230108 PV 230098 PV 230118 PV 198650		625.00 663.68 850.00 57.00 193.46	2,389.14	4,213.38		
OTHER BOARD-AUTHORIZED REPRESENTATIVES	17,652.00					0.00	17,652.00		
TOTAL UNDISTRIBUTED ACCOUNT:	36,823.00	21,766.48		0.00		4,206.14	25,992.62		10,830.38

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San Bernardino City Unified School District									
BOARD MEMBERS INSERVICE AND BUSINESS EXPENSE REPORT									
For the Period 10/01/08 Through 12/31/08									
BOARD MEMBER Conference/Date	APPROVED APPROPTN	LAST QTR ENC/EXP	PO/REF NBR	AMOUNT ENCUMB	TOTAL EXPENDED	TOTAL ENC/EXP	YTD ENC/EXP	AMOUNT AVAILABLE	
INDIVIDUAL ACCOUNT:									
TERESA PARRA, Board President Highland Area Chamber of Commerce-Nov 25, 2008-Luncheon 21st Annual Wine & Food Under The Stars-Oct 9, 2008	930.00	150.00	PV 200340 PV 198550		25.00 62.50	87.50	237.50	692.50	
DANNY TILLMAN, Board Vice President 19th Annual Black Rose Awards-Sep 26, 2008	745.00	0.00	PV 198240		50.00	50.00	50.00	695.00	
LOUISE AYALA, Board Member	558.00	0.00				0.00	0.00	558.00	
MARLIN BROWN, Board Member (outgoing)	558.00	0.00				0.00	0.00	558.00	
BARBARA FLORES, Board Member (incoming)	558.00	0.00						558.00	
JUDI PENMAN, Board Member	558.00	0.00				0.00	0.00	558.00	
LYNDA SAVAGE, Board Member SBCSBA Fall Joint Meeting-Oct 29, 2008	558.00	50.00	PV 019930		45.00	45.00	95.00	463.00	
ELSA VALDEZ, Board Member League of Women Voters membership dues Option House, Inc.-Oct 17, 2008-registration	558.00	0.00	PV 198480 PV 198470		50.00 60.00	110.00	110.00	448.00	
TOTAL DISTRIBUTED ACCOUNT:	5,023.00	200.00		0.00	292.50	292.50	492.50	4,530.50	

6.3 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 to the governing board, at a regularly scheduled board meeting. The following is the quarterly report for the period from October to December 2008, 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 2008

	Number of complaints received in quarter	Number of complaints resolved	Number of complaints unresolved
Instructional Materials	1	0	1
Facilities	4	3	1
Teacher Vacancy and Misassignment	0	0	0
CAHSEE Intensive Instructions for High School Exit Exam	0	0	0
Totals	5	3	2

Submitted by: Marie Arakaki
Title: Affirmative Action Director

6.4 Adoption of 2009-2010 Traditional and Year-Round (60-20) School Calendars
(Prepared by Human Resources Division)

The 2009-2010 traditional and year-round (60-20) school calendars have been prepared for adoption.

The calendars provide for 180 instructional days. The year-round (60-20) school calendar is not a precise 60/20 calendar with 60 days of instruction followed by 20 days of intersession. It has been adapted to limit sessions that end on a Monday or begin on a Friday. All legal holidays required by the Education Code and Collective Bargaining Agreements are included.

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**San Bernardino City Unified School District
SCHOOL CALENDAR
2009-2010
FOUR-TRACK YEAR-ROUND PROGRAM
(Modified 60-20 Schedule)**

FIRST DAY OF SCHOOL

Classroom Teachers
Students

TRACKS A-B-C

July 1, 2009
July 6, 2009

TRACK D

July 28, 2009
August 3, 2009

LAST DAY OF SCHOOL

Classroom Teachers
Students

TRACK A

May 25, 2010
May 25, 2010

TRACKS B-C-D

June 25, 2010
June 25, 2010

LEGAL HOLIDAYS

July 4, 2009

September 7, 2009

November 11, 2009

November 26, 2009

December 25, 2009

January 1, 2010

January 18, 2010

February 8, 2010

February 15, 2010

May 31, 2010

Independence Day (observed on July 3)

Labor Day

Veterans' Day

Thanksgiving Day

Christmas Day

New Year's Day

Dr. Martin Luther King Day

Lincoln Day

Washington Day

Memorial Day

SCHOOL RECESS DATES

November 27, 2009

December 24, 2009 through

January 1, 2010

Day After Thanksgiving

Christmas/Winter Recess

ELEMENTARY PARENT CONFERENCES

Track A

Tracks B-C-D

September 16-24, 2009

October 14-22, 2009

Track A

Tracks B-C-D

January 20-28, 2010

February 17 - 25, 2010

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**San Bernardino City Unified School District
SCHOOL CALENDAR
2009-2010
TRADITIONAL PROGRAM**

FIRST DAY OF SCHOOL

Classroom Teachers	August 19, 2009
Students	August 25, 2009

LAST DAY OF SCHOOL

Classroom Teachers	June 11, 2009
Students	June 10, 2009

LEGAL HOLIDAYS

September 7, 2009	Labor Day
November 11, 2009	Veterans' Day
November 26, 2009	Thanksgiving Day
December 25, 2009	Christmas Day
January 1, 2010	New Year's Day
January 18, 2010	Dr. Martin Luther King's Birthday Day
February 8, 2010	Lincoln's Birthday Day
February 15, 2010	Washington's Birthday Day
May 31, 2010	Memorial Day

SCHOOL RECESS DATES

November 23-27, 2009	Thanksgiving Recess
December 21, 2009 through January 1, 2010	Christmas/Winter Recess
January 25-26 2009	Semester Break- Elem. & H. S. Teachers Only (Teacher Workday/No Students)
March 8 and 9, 2010	Second Trimester Break - Middle School Teachers Only (Teacher Workday/No Students)
March 29 through April 2, 2010	Spring Recess

ELEMENTARY PARENT CONFERENCES

November 12-20, 2009
March 18-26, 2010

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QUARTERS (HIGH SCHOOL)

Last Day of First Quarter	October 23, 2009
Last Day of Second Quarter/First Semester	January 22, 2010
Last Day of Third Quarter	March 26, 2010
Last Day of Fourth Quarter/Second Semester	June 10, 2010

TRIMESTERS (MIDDLE SCHOOL)

Last Day of First Trimester	November 20, 2009
Last Day of Second Trimester	March 5, 2010
Last Day of Third Trimester	June 10, 2010

6.5 Temporary Borrowing Between Funds of the School District
(Prepared by Business Services Division)

The San Bernardino County Treasurer has allowed in the past school district payrolls to be paid, regardless of the district’s cash balance. The Treasurer has notified the County Superintendent of Schools that it will allow payroll warrants to be drawn against specific funds even if that fund’s cash balance is insufficient, as long as the aggregate cash balances in the district’s funds are sufficient to cover the expense. This arrangement now requires district governing boards to pass and renew annually a resolution authorizing temporary interfund borrowing between funds.

Approval by the Board is being requested in the Action Section of the agenda.

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

Due to the action of the Board on January 13, rescheduling the January 20 Board meeting to January 27, 2009, has created a hardship for Board Member Lynda Savage who was unable to attend. 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 Lynda Savage for the January 27, 2009 School Board meeting.

10.2 Payment of Master Teachers – California State University San Bernardino (Prepared by Certificated Human Resources Division)

The District has an agreement with California State University San Bernardino to allow university students to do Educational Field Work in the District, under assigned master teachers, for which the District is paid an honorarium. The District is in receipt of check number 170839 from California State University San Bernardino in the amount of \$3,000.60. The District wishes to pay this honorarium to the master teachers.

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It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approve payment for services as a master teacher during the Fall Session 2008, as provided for in the Agreement with California State University San Bernardino, as follows:

Leonel Alvarado	\$166.70	Coley Bartels	\$166.70
Donald Cox	\$166.70	Heidi Dacio	\$166.70
Vanessa Fiacco	\$166.70	Guadalupe Garcia	\$166.70
Kenneth Godfrey	\$166.70	John Hinklerman	\$166.70
Cindy Jore	\$ 83.35	John Major	\$166.70
Renee McIntyre	\$166.70	Elva Paz	\$166.70
Marylin Rosales	\$ 83.35	Roxanne Sayre-Johnson	\$ 83.35
Andrea Schindler	\$166.70	Crecia Sims	\$ 83.35
Elena Villegas	\$166.70	Annette Wilson	\$166.70
Carmen Wisdom	\$166.70	Christian Wyser-Orpineda	\$166.70

10.3 Payment of Master Teachers – California Baptist University
(Prepared by Certificated Human Resources Division)

The District has an agreement with the California Baptist University to allow university students to do Educational Field Work in the District, under assigned master teachers, for which the District is paid an honorarium. The District is in receipt of check number 265300 from the California Baptist University in the amount of \$37.50. The District wishes to pay this honorarium to the master teacher.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during the Fall session 2008, as provided for in the Agreement with California Baptist University, as follows:

Rebecca Clark	\$37.50
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10.4 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:

10/12/1989 07/25/1991

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.

10.5 Approval of the English Learners’ Title III Year 4 Action Plan
(Prepared by Deputy Superintendent’s Office)

The Deputy Superintendent’s Office is requesting Board of Education approval of the English Learners’ Title III Year 4 Action Plan. In addition, that Daniel Arellano, Director of English Learners, be assigned as the District designee.

The San Bernardino City Unified School District has not met the Annual Measurable Achievement Object (AMAO) Number 3 for four consecutive years in the area of Language Arts. A needs assessment, along with an Action Plan was completed and included in the Board packets for review. The California Department of Education requires that the Action Plan be approved by the local School Board and a designee be assigned to represent the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the English Learners’ Title III Year 4 Action Plan and that Daniel Arellano, Director of English Learners be assigned as the District designee.

10.6 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
Rodriguez PREP Academy	Stardust Skating Center	\$492.50 to be used to fund ASB	\$492.50
Richardson PREP HI	San Manuel Band of Mission Indians	\$2,000.00 to be used to sponsor Advanced Band and Orchestra	\$2,000.00

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North Park Elementary School	Claim Jumper Restaurants	\$120.62 to be used to fund ASB	\$120.62
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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 \$492.50, Stardust Skating Center; \$2,000.00, San Manuel Band of Mission Indians; and \$120.62, Claim Jumper Restaurants.

10.7 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 compensation for the following Non Public School employee to attend Excel Basics training:

Nancy Tremblay (Board Representative, St. Anthony School)	To attend the California League of Middle School Annual Conference (CLMS) – Roadmap to Middle Grades Results at the Town and Country Resort and Convention Center in San Diego, CA, March 12 – 15, 2009. Total cost, not to exceed \$1,347.51, will be paid from Accountability Department Account No. 536.
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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 organization to provide expertise not available in the District for inservice training or consultant services.

San Bernardino High School wishes to hire Digital Edge Learning for two days of teacher professional development for 15 teachers, four days of teacher coaching and two days of administrator coaching, January 26, 2009, through June 30, 2009. The fee, not to exceed

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\$19,250.00, will be paid from the Restricted General Fund-Quality Education Investment Act, Account No. 436.

Newmark Elementary School wishes to hire Sopris West Educational Services to present a one-day professional development workshop, "Step up to Writing," to District teachers and staff on January 15, 2009. The cost, not to exceed \$2,500.00, will be paid from the Restricted General Fund-Elementary Secondary Education Act, Account No. 501.

It is recommended that the following resolution be adopted:

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

Digital Edge Learning for two days of teacher professional development for 15 teachers, four days of teacher coaching and two days of administrator coaching, January 26, 2009, through June 30, 2009. The fee, not to exceed \$19,250.00, will be paid from the Restricted General Fund-Quality Education Investment Act, Account No. 436.

Sopris West Educational Services to present a one-day professional development workshop, "Step up to Writing," to District teachers and staff on January 15, 2009. The cost, not to exceed \$2,500.00, will be paid from the Restricted General Fund-Elementary Secondary Education Act, Account No. 501.

10.9 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.

Kimbark Elementary School wishes to have All for KIDZ, Inc., present The NED Show on February 4, 2009. This performance promotes key character traits for success in school and in life. There is no charge for this performance.

The Special Education Department wishes to hire Clean Comedians for six separate performances spread over three days commencing March 4, 2009, through March 6, 2009. The assemblies promote student motivation and focus. The cost, not to exceed \$5,300.00, will be paid from WorkAbility I Program Account No. 570.

King Middle School wishes to hire Ray DeLaPaz Productions for a performance on February 3, 2009. The performance supports the 6th grade Social Studies curriculum and celebrates Black History Month. The cost, not to exceed \$680.00, will be paid from King Middle School Account No. 204.

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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 approves payment to the following:

All for KIDZ Inc., for an assembly on February 4, 2009, at Kimbark Elementary School. There is no charge for this performance.

Clean Comedians for six separate performances spread over three days commencing March 4, 2009 through March 6, 2009. The cost, not to exceed \$5,300.00, will be paid from WorkAbility I Program Account No. 570.

Ray DeLaPaz Productions for a performance on February 3, 2009. The cost, not to exceed \$680.00, will be paid from King Middle School Account No. 204.

10.10 Commercial Warrant Registers for Period from December 1, through December 15, 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 December 1, 2008, through December 15, 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.

10.11 Board Members' Inservice and Business Expense Report for the Quarter Ending December 31, 2008
(Prepared by Business Services Division)

The Board Members' Inservice and Business Expense Report, as presented in the Administrative Report section of this agenda, includes the expenses from Board members' undistributed and individual accounts. It is in order for the Board to formally approve the individual account expenditures.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education ratifies the total amount of \$292.50 expended from the Board of Education's individual inservice and business accounts and the total amount of \$4,206.14 expended from the Board of Education's undistributed account for the quarter ending December 31, 2008.

10.12 Annual Audited Financial Report Fiscal Year 2007-08
(Prepared by Business Services Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Annual Audited Financial Report for Fiscal Year 2007-08, 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.

10.13 Extended Field Trip, Mt. Vernon Elementary School, Outdoor Science School, Alpine Meadows, Angelus Oaks, California
(Prepared by Business Services Division)

Mt. Vernon Elementary School requests Board of Education approval of an extended field trip for 68 students and two District employees to attend the Outdoor Science School, Alpine Meadows, in Angelus Oaks, California, February 2-6, 2009.

Students have the opportunity to study the natural environment by exploring trails, investigating geological features, observing wildlife, comparing plant adaptations, and the night sky through telescopes.

The cost of the trip, not to exceed \$24,375.00, including meals and lodging for 68 Mt. Vernon Elementary School students and two District employees, will be paid from sponsorship through the Orange County Department of Education. Transportation by First Student Bus Lines, not to exceed \$1,047.00, will be paid from Mt. Vernon Elementary School Account No. 205. 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 68 Mt. Vernon Elementary School students and two District employees to attend the Outdoor Science School, Alpine Meadows, in Angelus Oaks, California, February 2-6, 2009. The cost of the trip, not to exceed \$24,375.00, including meals and lodging for 68 Mt. Vernon Elementary School students and two District employees, will be paid from sponsorship through the Orange County Department of Education. Transportation by First Student Bus Lines, not to exceed \$1,047.00, will be paid from Mt. Vernon Elementary School Account No. 205. Names of the students are on file in the Business Services office.

10.14 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, Instructional Materials for English Learners (220), was included in the 2008-2009 approved budget in the amount of \$.00 for revenues and \$412,722.00 for expenditures. The difference of \$412,722.00 is funded from carryover of prior year fund balance. Based on the actual funding received, a decrease in the amount of \$27,241.00 will result in a revised total of (\$27,241.00) in revenues and \$385,481.00 in expenditures.

The restricted program, CASA (293), was not included in the 2008-2009 approved budget for Newmark Elementary School. Based on the checks that were received from the Community and School Alliance Foundation, an increase in the amount of \$650.00 will result in a revised total of \$650.00.

The restricted program, CASA (293), was not included in the 2008-2009 approved budget for North Park Elementary School. Based on the check received from the Community and School Alliance Foundation, an increase in the amount of \$500.00 will result in a revised total of \$500.00.

The restricted program, Principal Training Program (452), was included in the 2008-2009 approved budget in the amount of \$17,100.00 for revenues and \$158,943.00 for expenditures. The difference of \$141,843.00 is funded from carryover of prior year fund balance. Based on the actual funding received, an increase in the amount of \$33,000.00 will result in a revised total of \$50,100.00 in revenues and \$191,943.00 in expenditures.

The restricted program, Title III Immigrant Subgrant (543) was included in the 2008-2009 approved budget in the amount of \$84,036.00. Based on the information received from the California Department of Education, a decrease of \$81,469.00 will result in a revised total of \$2,567.00.

The restricted program, Fund 11 (130) Adult Education Program was included in the 2008-2009 approved budget in the amount of \$7,930,748.00. Based on the 2006-2007 Annual R1 for Adult Education Funding, an increase in the expenditures and revenues of \$690,035.00 in restricted fund balance will result in a revised total of \$8,620,783.00. Prior year Apprenticeship Program 2006-2007 was included in the restricted program, Fund 11 (130) Adult Education Program in the amount of \$211,541.00, an increase in the amount of \$79,247.00 will result in a revised Apprenticeship total of \$290,788.00 and a revised Fund 11 (130) Adult Education Program total of \$8,700,030.00.

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The restricted program, Fund 12, Prekindergarten and Family Literacy Program (102) was included in the 2008-2009 approved budget in the amount of \$814,333.00. Based on the award letter received in our District on December 22, 2008, an increase in the amount of \$26,046.00 will result in a revised total of \$840,379.00 in revenue and expenditures.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the reduction of \$27,241.00 in the budgeting of revenue and expenditures for the restricted program, Instructional Materials for English Learners (220).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$650.00 in the budgeting of revenues and expenditures for the restricted program, CASA (293) for Newmark Elementary School.

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$500.00 in the budgeting of revenues and expenditures for the restricted program, CASA (293) for North Park Elementary School.

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$33,000.00 in the budgeting of revenue and expenditures for the restricted program, Principal Training Program (452).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$81,469.00 in the budgeting of revenue and expenditures for the restricted program, Title III Immigrant Subgrant (543).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$769,282.00 of revenue and expenditures for the restricted program, Fund 11, Adult Education Program (130).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$26,046.00 of revenue and expenditures for the restricted program, Fund 12, Prekindergarten and Family Literacy Program (102).

10.15 School Closure for Emergency Conditions Due to a Fire on Little Mountain on October 14, 2008

(Prepared by Business Services Division)

Education Code Section 41422 authorizes maintenance of apportionment in instances when one or more schools must be closed because of extraordinary conditions. A fire on Little Mountain brought about the closure of Shandin Hills Middle School for one day on October 14, 2008.

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In order to disregard the day in the computation of ADA, and obtain credit for instructional time and instructional minutes that would have been offered pursuant to the Education Code Section 46200, et seq., the Board is required to certify by Affidavit that Shandin Hills Middle School was closed for one day on October 14, 2008, because extraordinary conditions existed.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education certifies that Shandin Hills Middle School was closed for one day on October 14, 2008, because of a fire on Little Mountain. The Board requests that apportionment be maintained and instructional time be credited for October 14, 2008, due to extraordinary conditions.

BE IT FURTHER RESOLVED that the Board of Education authorizes the filing of Form J-13A and requests approval by the County Superintendent of Schools for the emergency closure, resulting in the reduction of the reporting period days by one day for Shandin Hills Middle School for October 14, 2008.

10.16 Renewal of the Agreement with the City of San Bernardino Telecommunications Division, KCSB, Channel 3 to Videotape and Broadcast Board of Education Meetings for the San Bernardino City Unified School District
(Prepared by Business Services Division)

The Business Services Division requests Board of Education approval to renew the agreement with the City of San Bernardino Telecommunications Division, KCSB, Channel 3, San Bernardino, CA, to videotape and broadcast Board of Education meetings through June 30, 2010, with an option for three additional one-year renewals, subject to termination by either party upon 30 days written notice to the other, at \$495.00 per taping, commencing with setup at 4:30 p.m. through adjournment not later than 9:00 p.m., plus extra-time charges at \$55.00 per half hour or portion thereof, all of which are subject to annual escalation as negotiated between the District and the City of San Bernardino. The cost will be paid from Unrestricted General Fund – Board of Education, Account No. 066.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves renewing the agreement with the City of San Bernardino Telecommunications Division, KCSB, Channel 3, San Bernardino, CA, to videotape and broadcast Board of Education meetings through June 30, 2010, with an option for three additional one-year renewals, subject to termination by either party upon 30 days written notice to the other, at \$495.00 per taping, commencing with setup at 4:30 p.m. through adjournment not later than 9:00 p.m., plus extra-time charges at \$55.00 per half hour or portion thereof, all of which are subject to annual escalation as negotiated between the District and the City of San Bernardino. The cost will be paid from Unrestricted General Fund – Board of Education, Account No. 066.

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BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement.

10.17 Agreement with San Bernardino Community College District to Establish the Career Technical Education Academy
(Prepared by Business Services Division)

The Pacific High School requests Board of Education approval to enter into an agreement with San Bernardino Community College District, San Bernardino, CA, to establish the Career Technical Education Academy effective January 28, 2009, continuing through June 30, 2010. 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 San Bernardino Community College District, San Bernardino, CA, to establish the Career Technical Education Academy effective January 28, 2009, continuing through June 30, 2010. There will be no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement.

10.18 Agreement with San Bernardino Community College District to Provide Family Literacy Activities for Families of Students Enrolled in Part-Day Preschool Classes Funded by AB172
(Prepared by Business Services Division)

The School-Linked Services Department requests Board of Education approval to enter into an agreement with San Bernardino Community College District, San Bernardino, CA, to provide family literacy activities at San Bernardino Valley College for families of students enrolled in part-day preschool classes funded by AB172, Contract No. CPKS-8118, effective January 21, 2009, continuing through June 30, 2009. The cost, not to exceed \$5,000.00, will be paid from Restricted General Fund – Prekindergarten and Family Literacy Program Support, Account No. 101.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with San Bernardino Community College District, San Bernardino, CA, to provide family literacy activities at San Bernardino Valley College for families of students enrolled in part-day preschool classes funded by AB172, Contract No. CPKS-8118, effective January 21, 2009, continuing through June 30, 2009. The cost, not to exceed \$5,000.00, will be paid from Restricted General Fund – Prekindergarten and Family Literacy Program Support, Account No. 101.

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BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement.

10.19 Agreement with San Bernardino Community College District to Provide Part-Day Preschool for 4-Year-Olds Under AB172
(Prepared by Business Services Division)

The School-Linked Services Department requests Board of Education approval to enter into an agreement with San Bernardino Community College District, San Bernardino, CA, to provide part-day preschool at San Bernardino Valley College for 4-year-olds under AB172, Contract No. CPKF-8031, effective January 21, 2009, continuing through June 30, 2009. The cost, not to exceed \$118,598.50, will be paid from Restricted General Fund – Prekindergarten and Family Literacy Program Part-Day, Account No. 102.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with San Bernardino Community College District, San Bernardino, CA to provide part-day preschool at San Bernardino Valley College for 4-year-olds under AB172, Contract No. CPKF-8031, effective January 21, 2009, continuing through June 30, 2009. The cost, not to exceed \$118,598.50, will be paid from Restricted General Fund – Prekindergarten and Family Literacy Program Part-Day, Account No. 102.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement.

10.20 Agreement with the County of San Bernardino to Provide Family Literacy Activities for Families of Students Enrolled in Part-Day Preschool Classes Funded by AB172
(Prepared by Business Services Division)

The School-Linked Services Department requests Board of Education approval to enter into an agreement with the County of San Bernardino, CA, to provide family literacy activities for families of students enrolled in part-day preschool classes funded by AB172, Contract No. CPKS-8118, effective January 21, 2009, continuing through June 30, 2009. The cost, not to exceed \$10,000.00, will be paid from Restricted General Fund – Prekindergarten and Family Literacy Program Support, Account No. 101.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the County of San Bernardino, CA to provide family literacy activities for families of students enrolled in part-day preschool classes funded by AB172, Contract No. CPKS-8118, effective

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January 21, 2009, continuing through June 30, 2009. The cost, not to exceed \$10,000.00, will be paid from Restricted General Fund – Prekindergarten and Family Literacy Program Support, Account No. 101.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement.

10.21 Agreement with the County of San Bernardino to Provide Part-Day Preschool for 4-Year-Olds Under AB172, Contract No. CPKF-8031
(Prepared by Business Services Division)

The School-Linked Services Department requests Board of Education approval to enter into an agreement with the County of San Bernardino, CA, to provide part-day preschool for 4-year-olds under AB172, Contract No. CPKF-8031, effective January 21, 2009, continuing through June 30, 2009. The cost, not to exceed \$108,568.80, will be paid from Restricted General Fund – Prekindergarten and Family Literacy Program Part-Day, Account No. 102.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the County of San Bernardino, CA, to provide part-day preschool for 4-year-olds under AB172, Contract No. CPKF-8031, effective January 21, 2009, continuing through June 30, 2009. The cost, not to exceed \$108,568.80, will be paid from Restricted General Fund – Prekindergarten and Family Literacy Program Part-Day, Account No. 102.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement.

10.22 Agreement with the County of San Bernardino to Provide Full-Day Preschool for 4-Year-Olds Under AB172
(Prepared by Business Services Division)

The School-Linked Services Department requests Board of Education approval to enter into an agreement with the County of San Bernardino, CA to provide full-day preschool for 4-year-olds under AB172, Contract No. CPKF-8031, effective January 21, 2009, continuing through June 30, 2009. The cost, not to exceed \$214,412.00, will be paid from Restricted General Fund – Prekindergarten and Family Literacy Program Full-Day, Account No. 103.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the County of San Bernardino, CA, to provide full-day preschool for 4-year-olds under AB172, Contract No. CPKF-8031, effective January 21, 2009, continuing through June 30, 2009. The

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cost, not to exceed \$214,412.00, will be paid from Restricted General Fund – Prekindergarten and Family Literacy Program Full-Day, Account No. 103.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement.

10.23 Facilities Use Agreement with Placo San Bernardino, LLC, for 2009-2010 Pre-School Enrollment
(Prepared by Business Services Division)

The School-Linked Services Department requests Board of Education approval to enter into a facilities use agreement with Placo San Bernardino, LLC, San Bernardino, CA, for 2009-2010 Pre-School Enrollment at the Carousel Mall, effective April 7, 2009, through June 5, 2009. School-Linked Services will use the public area outside the Enrollment Center. 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 a facilities use agreement with Placo San Bernardino, LLC, San Bernardino, CA, for 2009-2010 Pre-School Enrollment at the Carousel Mall, effective April 7, 2009, through June 5, 2009. School-Linked Services will use the public area outside the Enrollment Center. There will be no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Narciso Cardona, Assistant Superintendent, Student Services, to sign said agreement.

10.24 Amendment No. 1 to the Agreement with L.E.A.P.S. Learning to Provide Supplementary Educational Services to District Students
(Prepared by Business Services Division)

The Accountability Unit requests Board of Education approval to amend the agreement with L.E.A.P.S. Learning, Inglewood, CA, approved by the Governing Board on October 7, 2008, Agenda Item 11.40. This amendment is necessary to increase the per student allotment from \$1,329.00 to \$1,529.24 due to the increase granted by the California Department of Education. 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 L.E.A.P.S. Learning, Inglewood, CA, approved by the Governing Board on October 7, 2008, Agenda Item 11.40. This amendment is necessary to increase the per student allotment from \$1,329.00 to \$1,529.24 due to the increase granted by the California Department of Education. All other terms and conditions will remain the same.

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BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said amendment.

10.25 Amendment No. 1 to the Agreement with Target Excellence Program to Provide Supplementary Educational Services to District Students
(Prepared by Business Services Division)

The Accountability Unit requests Board of Education approval to amend the agreement with Target Excellence Program, Sacramento, CA, approved by the Governing Board on October 7, 2008, Agenda Item 11.78. This amendment is necessary to increase the per student allotment from \$1,329.00 to \$1,529.24 due to the increase granted by the California Department of Education. 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 Target Excellence Program, Sacramento, CA, approved by the Governing Board on October 7, 2008, Agenda Item 11.78. This amendment is necessary to increase the per student allotment from \$1,329.00 to \$1,529.24 due to the increase granted by the California Department of Education. All other terms and conditions will remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said amendment.

10.26 Amendment to the Agreement with the Parent Institute for Quality Education to Provide Training for Parents of District Students Enrolled at Cole Elementary School
(Prepared by Business Services Division)

Cole Elementary School requests Board of Education approval to amend the agreement with the Parent Institute for Quality Education, El Monte, CA, approved by the Board on June 17, 2008, Agenda Item 10.33. The amendment is necessary due to greater response than planned to add \$150.00 to the previous fee of \$5,250.00 for an aggregate total not to exceed \$5,400.00. The fee will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501. 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 the Parent Institute for Quality Education, El Monte, CA, approved by the Board on June 17, 2008, Agenda Item 10.33. The amendment is necessary due to greater response than planned to add \$150.00 to the previous fee of \$5,250.00 for an aggregate total not to exceed \$5,400.00. The fee will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501. All other terms and conditions will remain the same.

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

10.27 Amendment to the Agreement with RISE ASL Interpreters to Provide Interpreter Services to Deaf/Hearing Impaired Individuals
(Prepared by Business Services Division)

The Affirmative Action Office and the Communicatively Handicapped Office request Board of Education approval to amend the agreement with RISE ASL Interpreters, Hemet, CA, approved by the Board on June 3, 2008, Agenda Item 9.11. The amendment is necessary to add \$5,000.00 to the original fee of \$14,000.00 for an aggregate total not to exceed \$19,000.00 due to increased use of the vendor's services. The cost of services will be paid from Unrestricted General Fund—ADA Equipment & Section 504, Account No. 175.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with RISE ASL Interpreters, Hemet, CA, approved by the Board on June 3, 2008, Agenda Item 9.11. The amendment is necessary to add \$5,000.00 to the original fee of \$14,000.00 for an aggregate total not to exceed \$19,000.00 due to increased use of the vendor's services. The cost of services will be paid from Unrestricted General Fund—ADA Equipment & Section 504, Account No. 175.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement.

10.28 Amendment No. 1 to the Local Agreement for Child Development Services with the California Department of Education, Contract Number CPKP-8102, for Use in Accordance with the Program Requirements for the State Preschool Program
(Prepared by Business Services Division)

The Business Services Division requests Board of Education approval to amend the Local Agreement for Child Development Services with the California Department of Education, Contract Number CPKP-8102, as approved by the Board of Education on August 5, 2008, Agenda Item No. 7.27. This amendment incorporates amended Funding Terms and Conditions language and increases the Maximum Reimbursable Amount of \$814,333.00 by \$20,046.00 to a new Maximum Reimbursable Amount of \$840,379.00. The monies shall be deposited into Fund 12 - Child Development: Children's Center, Account No. 252.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the Local Agreement for Child Development Services with the California Department of Education, Contract Number CPKP-8102, as approved by the Board of Education on August 5, 2008, Agenda Item No. 7.27.

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This amendment incorporates amended Funding Terms and Conditions language and increases the Maximum Reimbursable Amount of \$814,333.00 by \$20,046.00 to a new Maximum Reimbursable Amount of \$840,379.00. The monies shall be deposited into Fund 12 - Child Development: Children's Center, Account No. 252.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement.

10.29 Amendment No. 1 to the Local Agreement for Child Development Services with the California Department of Education, Contract Number CPRE-8292, for Use in Accordance with the Program Requirements for the State Preschool Program
(Prepared by Business Services Division)

The Business Services Division requests Board of Education approval to amend the Local Agreement for Child Development Services with the California Department of Education, Contract Number CPRE-8292, as approved by the Board of Education on July 1, 2008, Agenda Item No. 8.27. This amendment is necessary to increase the Maximum Reimbursable Amount of \$4,337,621.00 by \$36,722.00 to a new Maximum Reimbursable Amount of \$4,374,343.00; and incorporate amendments to the 2008/09 Funding Terms and Conditions. The monies shall be deposited into Fund 12 - Child Development: Children's Center, Account No. 252.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the Local Agreement for Child Development Services with the California Department of Education, Contract Number CPRE-8292, as approved by the Board of Education on July 1, 2008, Agenda Item No. 8.27. This amendment is necessary to increase the Maximum Reimbursable Amount of \$4,337,621.00 by \$36,722.00 to a new Maximum Reimbursable Amount of \$4,374,343.00; and incorporate amendments to the 2008/09 Funding Terms and Conditions. The monies shall be deposited into Fund 12 - Child Development: Children's Center, Account No. 252.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement.

10.30 Notice of Completion, Bid No. F06-04, Arrowview Middle School Modernization Project
(Prepared by Facilities/Operations Division)

Bid No. F06-04, Arrowview Middle School modernization project, was previously awarded to a General Contractor. 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.

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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. F06-04, Arrowview Middle School modernization project, for the work awarded to the General Contractor listed below:

General Contractor
HCH Constructors-Managers, Inc.
Murrieta, CA

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

10.31 Notice of Completion, Bid No. 32-05, Technology Infrastructure at Ramona Alessandro Elementary School
(Prepared by Business Services Division)

Bid No. 32-05, Technology Infrastructure, Data Cabling and Related Services is complete. It is requested that the Board of Education formally accepts the completed project.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for the Bid No. 32-05, Technology Infrastructure at Ramona Alessandro Elementary School, Purchase Order No. 610287, awarded to:

Checkpoint Communications, Inc.
2168 Michelson Drive
Irvine, CA 92612

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

10.32 Notice of Completion, Bid No. 32-05, Technology Infrastructure at Del Rosa Elementary School
(Prepared by Business Services Division)

Bid No. 32-05, Technology Infrastructure, Data Cabling and Related Services is complete. It is requested that the Board of Education formally accepts the completed project.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for the Bid No. 32-05, Technology Infrastructure at Del Rosa Elementary School, Purchase Order No. 610287, awarded to:

Checkpoint Communications, Inc.
2168 Michelson Drive
Irvine, CA 92612

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

10.33 Notice of Completion, Bid No. 32-05, Technology Infrastructure at Newmark Elementary School
(Prepared by Business Services Division)

Bid No. 32-05, Technology Infrastructure, Data Cabling and Related Services is complete. It is requested that the Board of Education formally accepts the completed project.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for the Bid No. 32-05, Technology Infrastructure at Newmark Elementary School, Purchase Order No. 074972, awarded to:

Checkpoint Communications, Inc.
2168 Michelson Drive
Irvine, CA 92612

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

10.34 Notice of Completion, Bid No. 32-05, Technology Infrastructure at Parkside Elementary School
(Prepared by Business Services Division)

Bid No. 32-05, Technology Infrastructure, Data Cabling and Related Services is complete. It is requested that the Board of Education formally accepts the completed project.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for the Bid No. 32-05, Technology Infrastructure at Parkside Elementary School, Purchase Order No. 074972, awarded to:

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Checkpoint Communications, Inc.
2168 Michelson Drive
Irvine, CA 92612

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

10.35 Notice of Completion, Bid No. 32-05, Technology Infrastructure at Rio Vista Elementary School
(Prepared by Business Services Division)

Bid No. 32-05, Technology Infrastructure, Data Cabling and Related Services is complete. It is requested that the Board of Education formally accepts the completed project.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for the Bid No. 32-05, Technology Infrastructure at Rio Vista Elementary School, Purchase Order No. 074972, awarded to:

Checkpoint Communications, Inc.
2168 Michelson Drive
Irvine, CA 92612

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

10.36 Notice of Completion, Bid No. 32-05, Technology Infrastructure at Roosevelt Elementary School
(Prepared by Business Services Division)

Bid No. 32-05, Technology Infrastructure, Data Cabling and Related Services is complete. It is requested that the Board of Education formally accepts the completed project.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for the Bid No. 32-05, Technology Infrastructure at Roosevelt Elementary School, Purchase Order No. 074972, awarded to:

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Checkpoint Communications, Inc.
2168 Michelson Drive
Irvine, CA 92612

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

10.37 Notice of Completion, Bid No. 32-05, Technology Infrastructure at Wilson Elementary School
(Prepared by Business Services Division)

Bid No. 32-05, Technology Infrastructure, Data Cabling and Related Services is complete. It is requested that the Board of Education formally accepts the completed project.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for the Bid No. 32-05, Technology Infrastructure at Wilson Elementary School, Purchase Order No. 074972, awarded to:

Checkpoint Communications, Inc.
2168 Michelson Drive
Irvine, CA 92612

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

10.38 Resolution Approving the Annual and Five-Year Report for Fiscal Year 2007-08 in Compliance with Government Code Sections 66006 and 66001
(Prepared by Facilities/Operations Division)

Government Code Section 66006(b)(1) states that for each separate account established for statutory and alternative school facilities fees ("Reportable Fees") received for additional school facilities ("School Facilities") for students from new development, the San Bernardino City Unified School District ("District") shall, within one hundred eighty (180) days after the last day of the fiscal year, make available to the public the following information for fiscal year 2007-2008:

- (A) A brief description of the type of Reportable Fees in the account.
- (B) The amount of the Reportable Fees.
- (C) The beginning and ending balance of the account.
- (D) The amount of the Reportable Fees collected and the interest earned.
- (E) An identification of each project ("Project") of the District on which Reportable Fees were expended and the amount of the expenditures on each Project, including the total

- percentage of the cost of the Project that was funded with Reportable Fees.
- (F) An identification of an approximate date by which the construction of a Project will commence if the District determines that sufficient funds have been collected to complete financing on an incomplete Project, as identified in Section 66001(a)(2), and the Project remains incomplete.
 - (G) A description of each interfund transfer or loan made from the account, including the Project on which the transferred or loaned Reportable Fees will be expended, and, in the case of an interfund loan, the date on which the loan will be repaid, and the rate of interest that the account will receive on the loan.
 - (H) The amount of refunds made pursuant to Section 66001(e) and any allocations pursuant to Section 66001(f); and

Government Code Section 66001(d) also requires that the District make the following findings with respect to that portion of the account remaining unexpended, whether committed or uncommitted, at the time it makes the foregoing information available to the public:

- (1) Identification of the purpose to which the Reportable Fees are to be put.
- (2) Demonstration of a reasonable relationship between the Reportable Fees and the purpose for which they are charged.
- (3) Identification of all sources and amounts of funding anticipated to complete financing of the Projects of the District.
- (4) Designation of the approximate dates on which the funding referred to in paragraph (3) is expected to be deposited into the appropriate account.

Pursuant to the statutory requirements, the District published Notice of the public meeting, and made the Report available to the public not less than fifteen (15) days prior to the District's Board meeting.

It is recommended that the following Resolution be adopted:

RESOLUTION OF THE BOARD OF EDUCATION OF THE SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT RELATING TO INFORMATION MADE AVAILABLE TO THE PUBLIC IN THE FORM OF A STATUTORY SCHOOL FACILITY FEES INCLUDING ALTERNATIVE SCHOOL FACILITY FEES ("REPORTABLE FEES") REPORT FOR FISCAL YEAR 2007-2008 ("REPORTABLE FEES REPORT"), AND FINDINGS THEREON, IN COMPLIANCE WITH GOVERNMENT CODE SECTIONS 66006 AND 66001

WHEREAS, the San Bernardino City Unified School District ("District") has received and expended statutory and/or alternative school facilities fees ("Reportable Fees") in connection with school facilities ("School Facilities") of the District for new development, and these funds have been deposited in a separate capital facilities account as provided by Government Code Section 66006(a); and

WHEREAS, in accordance with Government Code Section 66006(a), the District has established and maintained a separate capital facilities account and maintained such separate capital facilities accounts in a manner to avoid any commingling of the Reportable Fees with other revenues and funds of the District, except for temporary investments, and has expended those Reportable Fees collected for the sole purpose for which they were collected; and

WHEREAS, Government Code Section 66006(b)(1) provides that the District shall make available to the public within one hundred eighty (180) days after the last day of each fiscal year a written report; and

WHEREAS, Government Code Section 66001(d) provides that for the fifth fiscal year following the first deposit into the account, and every five (5) years thereafter, the District shall make findings with respect to the capital facilities account fund that remain unexpended; and

WHEREAS, when findings are required by Government Code Section 66001(d), they shall be made in connection with the information required by Government Code Section 66006; and

WHEREAS, Government Code Section 66006(b)(2) requires that the governing body of the District review the information made available to the public at a regularly scheduled public meeting and any other relevant information including, but not limited to, that certain Reportable Fees Report prepared by the District entitled, "The San Bernardino City Unified School District Annual and Five-Year Reportable Fees Report for Fiscal Year 2007-2008, in Compliance with Government Code Sections 66006 and 66001" not less than fifteen (15) days after this Reportable Fees Report is made available to the public; and

WHEREAS, the District has complied with all of the foregoing provisions.

NOW, THEREFORE, THE BOARD OF EDUCATION OF THE SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

- Section 1. That the Board does hereby find and determine that the foregoing recitals and determinations are true and correct.
- Section 2. That pursuant to Government Code Sections 66001(d) and 66006(b)(1) and (2), the District has made available to the public the requisite information and proposed findings concerning the collection and expenditure of Reportable Fees related to School Facilities for new development within the District.
- Section 3. That the Board of the District at a public meeting has reviewed the following information pursuant to Government Code Section 66006(b)(1), as is required by Government Code Section 66006(b)(2), including:

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- (A) A brief description of the type of Reportable Fees in the account;
- (B) The amount of the Reportable Fees;
- (C) The beginning and ending balance of the account;
- (D) The amount of Reportable Fees collected and the interest earned;
- (E) An identification of each Project on which Reportable Fees were expended and the amount of the expenditures on each Project, including the total percentage of the cost of the Project that was funded with Reportable Fees;
- (F) An identification of an approximate date by which the construction of the Project will commence if the District determines that sufficient funds have been collected to complete financing on an incomplete Project, as identified in Section 66001(a)(2), and the Project remains incomplete;
- (G) A description of each interfund transfer or loan made from the account, including the Project on which the transferred or loaned Reportable Fees will be expended, and, in the case of an interfund loan, the date on which the loan will be repaid, and the rate of interest that the account will receive on the loan; and
- (H) The amount of refunds made pursuant to Section 66001(e) and any allocations pursuant to Section 66001(f).

Section 4. That the Board of the District at a public meeting has reviewed the proposed findings, as required by Government Code Section 66001(d), including:

- (1) Identification of the purpose to which the Reportable Fees are to be put;
- (2) Demonstration of a reasonable relationship between the Reportable Fees and the purpose for which they are charged;
- (3) Identification of all sources and amounts of funding anticipated to complete financing of Projects of the District; and
- (4) Designation of the approximate dates on which the funding referred to in paragraph (3) is expected to be deposited into the appropriate account.

Section 5. That the Board of the District hereby determines that all Reportable Fees, collections and expenditures have been received, deposited, invested and expended in compliance with the relevant sections of the Government Code and all other applicable laws for the fiscal year 2007-2008.

Section 6. That the Board of the District hereby determines that no refunds and allocations of Reportable Fees, as required by Government Code Section 66001, are deemed payable at this time.

Section 7. That the Board of the District hereby determines that the District is in compliance with Government Code Section 66000, *et seq.*, relative to receipt, deposit, investment, expenditure or refund of Reportable Fees received and expended relative to School Facilities for new development for the fiscal year 2007-2008.

10.39 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:

*S12/19/1993	*S09/05/1994	03/12/1998	03/06/1995	**S02/24/1993	*S08/10/1995
*S12/05/1993	**S04/05/1994	**S12/27/1990	*08/12/1997	*S08/17/1997	*S01/03/1997
*S10/08/1998	*S10/25/1993	**S12/27/1994	*S12/18/1994	*S10/05/1993	05/05/1993
*S05/04/1991	**S04/29/1994	**S06/27/1996			

*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.

10.40 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.

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10.41 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:

06/04/1995 05/24/1995 06/16/1993 02/04/2000

10.42 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:

03/05/1997

10.43 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:

01/13/1992

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.

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10.44 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:

02/13/1994	02/04/1992	02/22/1991	07/25/1992	01/14/1992	08/05/1996
03/01/1994	07/19/1993	05/15/1991	12/05/1994	11/18/1995	05/10/1993
05/15/1995	04/27/1995				

10.45 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:

10.46 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.

10.47 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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11.0 Action Items

11.1 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 2008.

11.2 Adoption of 2009-2010 Traditional and Continuous Year Round (60-20) Calendars
(Prepared by Human Resources Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education receives and accepts the 2009-2010 Traditional and Continuous Year-Round (60-20) Calendars.

11.3 Temporary Borrowing Between Funds of the School District
(Prepared by Business Services Division)

It is recommended that the following resolution be adopted:

**RESOLUTION TO AUTHORIZE TEMPORARY BORROWING
BETWEEN FUNDS OF THE SCHOOL DISTRICT**

WHEREAS the San Bernardino County Treasurer does not have authority to honor warrants drawn on school district funds with insufficient cash balances in the absence of an approved borrowing arrangement with the district; and

WHEREAS the governing board of any school district may direct that moneys held in any fund or account may be temporarily transferred to another fund or account of the district for payment of obligations as authorized by Education Code Section 42603; and

WHEREAS actual transfer of funds shall be accounted for as temporary loans between funds and shall not be available for appropriation or be considered income to the borrowing fund or account; and

WHEREAS amounts transferred shall be repaid either in the same fiscal year, or in the following fiscal year if the transfer takes place within the final 120 calendar days of a fiscal year;

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NOW THEREFORE, BE IT RESOLVED that the Governing Board of the San Bernardino City Unified School District hereby authorizes, for fiscal year 2008-09, temporary transfers between all funds and authorizes the San Bernardino County Treasurer to honor warrants drawn on those funds, regardless of their cash balances, provided the aggregate cash balance of all District funds is positive.

BE IT FURTHER RESOLVED that the Governing Board of the San Bernardino City Unified School District hereby authorizes the Superintendent or his designee to approve interfund transfers processed between the funds and requires that actual funds transferred pursuant to this resolution be ratified by the Board as soon as practicable.

11.4 Personnel Report #14, dated January 27, 2009
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #14, dated January 27, 2009, 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.

The following resolution is recommended:

BE IT RESOLVED that the Personnel Report #14, dated January 27, 2009, 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

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Conference with Labor Negotiator

District Negotiator: Arturo Delgado
Unrepresented Employees: Deputy Superintendent
Associate Superintendent
Chief Business and Financial Officer
Assistant Superintendents

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 3, 2009, 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:

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 23, 2009