

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

March 10, 2009

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 – Other Matters Brought by Citizens

2.0 Other Matters Brought by Citizens **5:35 p.m.**

This is the time during the agenda when the Board of Education is prepared to receive the comments of the public relative to specific items on the agenda. 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.

SESSION THREE - Closed Session

3.0 Closed Session **5:50 p.m.**

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

Public Employee Discipline/Dismissal/Release—Certificated Employees

Non Re-election of Certificated Employee(s)

**Notification of Reduction in Work Year and/or Reassignment/Demotion to a Position
Authorized by Credential**

Conference with Legal Counsel—Anticipated Litigation
Significant Exposure to Litigation: One case

SESSION FOUR – Action Items

4.0 Action Items

6:15 p.m.

4.1 Resolution To Adopt Criteria For Resolving Ties In Seniority Related To
Certificated Layoffs
(Prepared by Human Resources Certificated)

WHEREAS, Education Code section 44955, subsection (b), related to certificated layoffs, provides in relevant part, “[a]s between employees who first rendered paid service to the district on the same date, the governing board shall determine the order of termination solely on the basis of need of the district and the students thereof;”

NOW, THEREFORE, BE IT RESOLVED that based upon the needs of the District and the students thereof, in the event of a certificated layoff the following criteria shall be applied in order based on information on file as of February 1, one step at a time until the tie is broken, to resolve ties in seniority between certificated employees:

1. Highly Qualified Status under NCLB in area of assignment.
2. Possession of an authorization to teach English Language Learners in order of priority:
 - a. Bilingual Cross Cultural Language and Academic Development (BCLAD)
 - b. Cross Cultural Language and Academic Development (CLAD, SB1969 or SB 395 Certificate, Language Development Specialist Certificate, Supplemental Authorization for English as a Second Language, Specially Designated Academic Instruction in English (SDAIE), other
3. Credential status in areas of assignment, in order of priority:
 - a. Clear, Life, Standard Secondary, etc.
 - b. Preliminary
 - c. Intern
 - d. Provisional, STC, other
4. Possession of a Clear or Preliminary Single Subject credential in the following areas, in order of priority:
 - a. Special Education
 - b. Math
 - c. Science
 - d. English

5. Possession of a supplemental authorization to teach in the following areas, in order of priority:
 - a. Math
 - b. Science
 - c. English
6. Total number of Clear or Preliminary credentials in different subject areas.
7. Total number of supplementary authorizations in different subject areas.
8. Number of years of credentialed teaching experience prior to employment with District, as indicated by initial salary schedule placement.
9. Possession of a Doctorate Degree, earliest date prevails.
10. Possession of a Masters Degree, earliest date prevails.
11. Total number of post-secondary credits on file with the District by February 1.
12. If ties cannot be broken by using the above criteria then order of seniority shall be determined by a random drawing among employees in the individual tie.

4.2 Reduction Of Particular Kinds Of Certificated Services
(Prepared by Human Resources Certificated Division)

WHEREAS, the Board of Education of the San Bernardino City Unified School District has determined that the particular kinds of services set forth herein must be reduced or discontinued; and

WHEREAS, it is the opinion of the Board that because of the aforementioned reason, it is in the best interest of the District that the number of certificated employees of the District must be reduced; and

WHEREAS, this Board does not desire to reduce the services of regular certificated employees based solely upon reduction of average daily attendance during the past two years.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the San Bernardino City Unified School District as follows:

- A. That the particular kinds of services set forth below be reduced or eliminated commencing in the 2009-2010 school year:

Elementary Teacher		227 F.T.E.
Secondary Teacher		35 F.T.E.
English	10 F.T.E.	
Social Studies	8 F.T.E.	
Math	5 F.T.E.	
Science	5 F.T.E.	
Physical Education	5 F.T.E.	
For. Lang.	2 F.T.E.	
TOTAL CERTIFICATED POSITIONS:		262 F.T.E.

- B. That due to the reduction or elimination of particular kinds of services, the corresponding number of certificated employees of the District shall be terminated pursuant to Education Code section 44955.
- C. That the reduction of certificated staff be achieved by the termination of regular employees and not by terminating temporary and substitute employees.
- D. That “competency” as described in Education Code section 44955 (b), 44956, and 44957, for the purposes of bumping and reemployment, shall necessarily include possession of a valid credential in the relevant subject matter area.
- E. That, as between certificated employees with the same seniority date, the order of termination shall be determined solely by Board-adopted criteria.
- F. That the District Superintendent or designee is directed to initiate layoff procedures and give appropriate notice pursuant to Education Code sections 44955 and 44949.

SESSION FIVE - Closing

5.0 Adjournment

6:20 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, March 17, 2009, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Board of Education Meeting
March 10, 2009

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: March 6, 2009