

San Bernardino City Unified School District

Regular Meeting of the Board of Education

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

AGENDA INDEX

April 21, 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 Recognition of Cajon High School Girls Basketball Team and Coaches
 - 2.3 Recognition of 800 Club Schools
 - 2.4 Outstanding Customer Service Awards
 - 2.5 Starfish Award Winners
 - 2.6 Resolution in Support of Propositions 1A-1F

SESSION THREE - School Showcase

- 3.0 School Showcase** **6:15 p.m.**
- 3.1 Del Vallejo Middle School

SESSION FOUR - Public Hearing

- 4.0 Public Hearing** **6:30 p.m.**
- 4.1 Revocation of Prime Academy of Excellence Charter School
 - 4.2 Review of the Charter Petition for American Sports Charter Academy

SESSION FIVE - Administrative Reports

- 5.0 Administrative Reports** **6:50 p.m.**
- 5.1 Quarterly Uniform Complaint Report Summary
 - 5.2 Acknowledge Receipt of Initial Contract Proposal From San Bernardino School Police Officers Association (SBSPOA)

- 9.19 Request Board Approval to Pay Brickley Environmental for Work Exceeding the Change Order Limitation of Public Contract Code Section 20118.4 on the Cajon High School Modernization Project
- 9.20 Expulsion of Student(s)
- 9.21 Student(s) Recommended for Suspension, but Remanded Back to School Sites or Had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction
- 9.22 Student(s) Recommended for Expulsion, but Remanded Back to the School Sites Due to Errors of Due Process, Lack of Evidence and/or Availability of Other Means of Correction
- 9.23 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 9.24 Revocation of Suspension of Expulsion
- 9.25 Lift of Expulsion of Student(s)
- 9.26 Failure to Recommend Mandatory Expulsion 48915
- 9.27 Petition to Expunge Expulsion
- 9.28 Education Code 48213

10.0 Action Items

- 10.1 Quarterly Uniform Complaint Report Summary
- 10.2 Presentation of San Bernardino School Police Officers Association Initial Contract Proposal to the District
- 10.3 Personnel Report #20, dated April 21, 2009
- 10.4 In Recognition of Deceased Employees

SESSION NINE - Closed Session

11.0 Closed Session

8:00 p.m.

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

Student Matters/Discipline

Conference with Labor Negotiator

District Negotiator: Yolanda Ortega
Employee Organization: California School Employees Association
San Bernardino School Police Officers Association

District Negotiator: Harold Vollkommer
Employee Organization: Communications Workers of America
San Bernardino Teachers Association

Public Employee Discipline/Dismissal/Release

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Public Employee Appointment

Title: High School Vice Principal

SESSION TEN – Open Session

12.0 *Action Reported from Closed Session* **9:00 p.m.**

SESSION ELEVEN - Closing

13.0 *Adjournment* **9:05 p.m.**

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

Posted: April 17, 2009

San Bernardino City Unified School District

Regular Meeting of the Board of Education

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

AGENDA

April 21, 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 Kendall, Salinas, and Warm Springs Elementary Schools. To receive this award, students are nominated by their teachers based on academics, athletics, fine arts, outstanding citizenship, and most improvement. The nominees are presented to the principal, who makes the final selection. The Board wishes to recognize these students for their outstanding accomplishments.

- 2.2 Recognition of Cajon High School Girls Basketball Team and Coaches
(Prepared by Superintendent)

The Cajon High School Girls Basketball team won the CIF top division this year. The team went farther in the State playoffs than any other San Bernardino City team in history. Tonight we are going to recognize the players and coaches for their accomplishments.

- 2.3 Recognition of 800 Club Schools
(Prepared by the Communications Department)

The Schools of Achievement recognition program honors schools that have an Academic Performance Index (API) above 800. At this time the Board of Education would like to recognize and congratulate the staff of Middle College High School for obtaining an API of 836,

Palm Avenue Elementary School for obtaining an API of 820, and Richardson PREP HI for obtaining an API of 927 on the State of California 2007-08 Academic Performance Index.

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

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

2.5 Starfish Award Winners
(Prepared by Certificated Human Resources Division)

Since 1991, the Board of Education and Superintendent have had a strong commitment to providing outstanding customer service. To this end, many programs and activities have been developed and implemented. Included in this, the Superintendent authorized the creation of a recognition program for schools that have exemplified the objectives of the District. Tonight it is our pleasure to recognize nine schools that have met the following criteria as Starfish Award Winners:

- 9 or above on Mystery Customer rating
- 90 percent satisfied or less than 10 percent dissatisfied on all questions on end-of-year parent survey
- Customer Service Poster displayed in a visible and accessible location
- Submitted Parent Survey Response Form

2.7 Resolution in Support of Propositions 1A-1F
(Prepared by Superintendent)

WHEREAS California's public schools, colleges and universities are facing more than \$11 billion in state budget cuts; and

WHEREAS with the recently passed budget package, California's students, who already live in a state that ranks 47th in the nation in per-pupil spending, will be forced to endure an additional cut of nearly \$2,000.00 per student; and

WHEREAS these cuts are causing the elimination of art, music, physical education, career and technical education programs, and threaten the education of an entire generation of children; and

WHEREAS these cuts are leading to the layoffs of teachers, counselors, librarians, principals, bus drivers, custodians, safety officers, and other school personnel who provide services to students; and

WHEREAS California has to reform its dysfunctional budget system to provide stability and to protect funding for our schools; and

WHEREAS Propositions 1A, 1B, 1C, 1D, 1E, and 1F on California's May 19 Special Election Ballot will generate short-term revenues to help us get out of this unprecedented fiscal crisis, establish long-term budget reforms to stabilize, and lay out a responsible timeline for repaying school districts the massive cuts they have incurred; and

WHEREAS Proposition 1A will stabilize future state spending and create an enhanced rainy day reserve fund that will help protect funding for vital programs like education, public safety, and health care; and

WHEREAS Proposition 1B starts the process of paying back our schools and community colleges more than \$9 billion they were cut, and are owed under the minimum school funding law. The payments to schools would come out of the newly created rainy day fund established by Prop. 1A and are dependent on the passage of Prop. 1A; and

WHEREAS Prop 1C will modernize the State Lottery and allow our state to immediately raise \$5 billion in new revenues to help with this year's budget deficit and billions more in future years. It also guarantees that public schools will receive the same amount of funds they currently receive from the lottery; and

WHEREAS Prop. 1D temporarily redirects a portion of excess funds from the voter-approved tobacco tax to pay for children's health and social services over the next two years; and

WHEREAS Prop. 1E would temporarily redirect a portion of the funds from the Mental Health Services Trust Fund, approved by voters in 2004, to fund children's health and other General Fund programs that are at risk of elimination due to the state budget crisis; and

WHEREAS Prop. 1F prohibits legislators, the governor, and other state politicians from getting pay raises whenever our state budget is running a deficit, saving California millions of dollars and bringing accountability to the Legislature and Governor's office; and

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WHEREAS if Propositions 1A-1F do not pass, California will lose more than \$22 billion in revenues over the next four years that will put tremendous pressure to make even more cuts to vital services;

THEREFORE, BE IT RESOLVED that the San Bernardino City Unified School District Board of Education formally endorses Propositions 1A-1F on the California May 2009 Special Election ballot.

BE IT FURTHER RESOLVED that we hereby authorize the listing of the San Bernardino City Unified School District Board of Education in support of Propositions 1A, 1B, 1C, 1D, 1E, and 1F and direct staff to fax this resolution to the Budget Reform Now Coalition at 916.442.3510.

SESSION THREE - School Showcase

3.0 *School Showcase*

3.1 Del Vallejo Middle School

SESSION FOUR - Public Hearing

4.0 *Public Hearing*

4.1 Revocation of Prime Academy of Excellence Charter School (Prepared by Student Services Division)

California Education Code section 47607 (C) states that a charter may be revoked by the authority that granted the charter under this chapter if the authority finds, through a showing of substantial evidence, that the charter school did any of the following:

1. Committed a material violation of any of the conditions, standards, or procedures set forth in the charter.
2. Failed to meet or pursue any of the pupil outcomes identified in the charter.
3. Failed to meet generally accepted accounting principles, or engaged in fiscal mismanagement.
4. Violated any provision of law.

Prior to revocation, the authority that granted the charter shall notify the charter school of any violation of this section and give the school a reasonable opportunity to remedy the violation, unless the authority determines, in writing, that the violation constitutes a severe and imminent threat to the health or safety of the pupils.

The San Bernardino City Unified School District Board of Education approved the petition of Prime Academy of Excellence Charter School to operate a charter school in the San Bernardino City Unified School District on June 17, 2008. After further review of the petition the District

found that the petition contained a material violation set forth in California Education Code section 47605 (A) and (B):

- (A) The petition has been signed by a number of parents or legal guardians of pupils that is 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.

The District's review showed that a number of parents that signed the petition with the interest of having their pupils attend the Prime Academy of Excellence Charter School did not have children eligible to attend this charter school.

- (B) The petition has been 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 by the school during its first year of operation.

The District's review showed that the petition contained only a copy of a teaching credential for one of the teachers who had signed the petition.

On January 21, 2009 the San Bernardino City Unified School District informed the petitioner in writing of the material violations and gave the petitioner 30 days to amend the material violations. The petitioner did not meet the 30 days to amend the petition. On March 11, 2009, the San Bernardino City Unified School District informed the petitioner in writing that the District had not received the required material changes. The District gave the petitioner a due date of Tuesday, March 31, 2009, to submit to the District the required amendments. The petitioner has not submitted the requested amendments to the petition. The petitioner informed the District on April 14, 2009, via telephone that she plans to submit the petition to the Compton School District and will not pursue the operation of the Prime Academy of Excellence Charter School in the San Bernardino City Unified School District.

Therefore, the San Bernardino City Unified School District recommends that the Board of Education revoke the charter for Prime Academy of Excellence Charter School.

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 Prime Academy of Excellence Charter School.

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

BE IT FURTHER RESOLVED that the Board of Education approves the revocation of the Prime Academy of Excellence Charter School.

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Or

BE IT FURTHER RESOLVED that the Board of Education denies the revocation of the Prime Academy of Excellence Charter School.

4.2 Review of the Charter Petition for American Sports Charter Academy
(Prepared by Student Services Division)

District staff review of the charter petition for American Sports Charter 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 or 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 states that the proposed charter school will start with an enrollment of 100 high school students (Grades 9-12) in its first year of operation. The charter proposal includes the hiring of four teachers in its first year of operation. The petition provides copies of teaching credentials of five teachers who have expressed interest in teaching in this proposed charter school.

- Jack Reed -- Clear multiple-subject teaching credential authorizing the holder to teach general subjects in a self-contained class in Grades 12 and below. The credential also has a supplementary/subject matters authorization in English in Grades 9 and below and a cross-cultural language and academic development emphasis to provide services to English learners in Grades 12 and below.
- Emily Elaine Ewing -- Preliminary multiple-subject credential authorizing holder to teach general subjects in a self-contained class in Grades 12 and below. The credential also authorizes the holder to provide services to English learners in English language development in Grades 12 and below.
- Joaquin Vicente Loustaunau -- Vocational credential authorizing the holder to teach technical, trade, or vocational courses in a program of technical, trade, or vocational education.
- Michael Steven Cummins -- Preliminary single-subject teaching credential authorizing the holder to teach social science in Grades 12 and below.
- William J. Tell -- Single-subject teaching credential authorizing the holder to teach social science in Grades 12 and below.

The petition has more than the 50 percent of teachers interested in teaching in this proposed charter school and meets this Education Code requirement. However, the petitioner is required

to provide to the sponsoring district the names of teachers that are NCLB qualified to teach the core course requirements for high school graduation.

Requirement Element 1: The charter must contain a description of the educational program of the school, 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 states that the proposed charter school will offer two educational environments: the first, an independent study program serving students for whom a traditional educational environment is not working or is not appropriate; the other, a site-based seat program designed to ensure acceptance to, and success in, elite four-year colleges. The petition states that students enrolled in the site-based program will be young people who commit to attending school every day, getting their work done in a timely manner, and conducting themselves in a manner consistent with the proposed student contract for serious students. The petition states that students enrolled in the independent study program will be those for whom traditional school schedules are not appropriate. It also states that many of these students will be committed athletes in San Bernardino and adjacent counties.

The dichotomy of the seat time program and the independent study program are inconsistent in regard to academic supports and expectations of student outcomes. The petition also states that independent study students will be older students who have dropped out of school because they were not able to find an alternative school setting. The charter schools by design are alternative schools to the traditional public schools and their focus is to educate at-risk students. These students need more time in school. The independent study option limits students to weekly interactions with a qualified instructor. Also, independent study is a choice and not a placement option. The petition would have to provide a comprehensive program for all students including those that the petitioner identified as potential independent study learners.

The charter 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 provides a series of academic goals in the core course work that is in the form of finished products, such as research projects, attendance goals, CAHSEE results, and both API and AYP results. Though these are both formative and summative assessments designed to measure student academic growth, there is no mention of how these results will drive instruction and provide staff development to improve student achievement.

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 shows a limited understanding of the state and federal requirements for academic progress and the measures used. The petition simply states that the proposed charter school will assess students with state and federal accountability measures and provide an analysis of whether student performance is meeting goals and improve upon its educational programming as necessary. The petitioner needs to show more detail as to how this data analysis will improve the achievement of the different subgroups specified in NCLB.

The petition does not 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 the charter school is formed as a non-profit benefit 501C3 corporation and as such a board of directors will oversee the charter school. The petition contains the proposed charter school governing board policies that include the role of the governing board. It states that the board may initiate and carry any program, activity, or may otherwise act in any matter which is not in conflict with or is inconsistent with or preempted by any law and which is not in conflict with the purposes for which charter schools are established. It states that the all meetings of the board will be held and conducted in accordance with the terms and provision of the Ralph M. Brown Act, California Government Code sections 54950. However, the petition does not describe the composition of the board, qualifications, and reporting relationships of the board. There is no language in the petition that lists terms and selection/election process.

The petition does not 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 proposed charter school will retain or employ teaching staff who hold appropriate California teaching certificates or permits issued by the Commission on Teacher Credentialing. It also states that the charter school will strive to meet all requirements as designed in NCLB. The petition states that if a teacher of record cannot meet the NCLB requirements for all subjects taught, a possible solution is to provide students with access to teachers meeting the requirement through in-person meetings or through distance learning arrangements. The petition does not describe how this will be done in light of meeting NCLB requirements. The petition also needs to describe the process to be used to provide for the inspection and/or monitoring of credentials.

The petition does not 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 Education Code section 44237.

Findings: The petition states that employees will be required to have a fingerprinting/criminal background check per Education Code section 44237. The petition does not clarify in sufficient detail the process to be used to complete the Education Code requirement, i.e. where the fingerprints will be completed, who will receive the information, what will happen to the information once reviewed, etc. The petition states that “the school will not employ a person who has been convicted of a serious crime or violent felony or a person who would be prohibited from employment in a public school district because of his conviction for any crime unless an applicable exception applies.” The petition needs to state clearly to what exceptions they may be referring.

The petition does not meet 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 describes a number of strategies to recruit students for the charter school. It states that the charter school will be open to all students and the racial and ethnic balance will reflect the general population of students residing in the District.

The petition meets this element requirement.

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

Findings: The petition states that there will be no admission criteria, testing, or other evaluation required of any applicant. The charter school would not charge application fees nor shall it charge tuition. The school will be non-sectarian in its admission and enrollment policies and shall not discriminate against any student on the basis of ethnicity, national origin, gender, or disability. The petition also states that in the event that there are more students applying than space, preferences shall be extended in the following priority:

- Students currently attending the school
- Siblings of students currently enrolled in the school
- Students residing within the boundaries of the granting district
- Children of staff and governing board members not to exceed 10 percent of the total student population

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 provides reasonable expenditures for each fiscal year, but overstates its overall revenue projections. The school's 3 percent reserve for economic uncertainty is incorrect and understated, beginning with fiscal year 2011-2012 through fiscal year 2013-2014. No reference is made for the charter school reporting calendar, which includes the interim reporting twice a year, budget report, unaudited actuals, and attendance reporting. The petition does not mention who is going to be the auditor, their name or firm. Also, there is no mention about what financial system and attendance accounting system will be implemented for the charter school.

The petition does not meet this element requirement.

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

Findings: The petition applies the Education Code on suspensions and expulsions and lists all the possible reasons for suspension and expulsions embedded in Education Code section 48900. The petition does state that in the event of extending a suspension pending expulsion a meeting will be held within 15 school days of the student's suspension. An extension of suspension must be done within the 5 days of the suspension.

The petition does not meet this element requirement.

Requirement Element 11: The charter must contain the manner by which staff members of the charter schools will be covered by the State Teachers' Retirement System, the Public Employees' Retirement System, or Federal Social Security.

Findings: The petition states that all certificated, classified, and other staff members at the charter school will retain all previously vested rights in their respective retirement systems, including but not limited to STRS, PERS, and the Social Security System. The petition also states that employees of the charter school will decide in which teacher and employee retirement funds they wish to participate, to the extent allowed by law and subject to a decision by the charter school's governing board. The governing board cannot decide on which retirement funds the employees wish to participate in.

The petition does not meet 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 students who reside within the District who choose not to attend the charter school may attend a school within their school of residence according to District policy or at another school district or school through the District's intra- and inter-district policies.

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 employees of the District who choose to leave the employment of the District to work in the charter school shall have no automatic rights to return to the District after employment at the charter school unless specifically granted by the District through a leave of absence or other agreement or policy of the District as aligned with the collective bargaining agreements of the District. A District employee cannot take a leave of absence to work at another district. An independent charter is its own local education agency (district).

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.

Findings: The petition provides the Uniform Complaint Procedures to comply with state and federal laws and regulations governing charter schools. The process includes the rights of the complainant to appeal the school's dispute resolution to the California Department of Education within 15 days of receiving the charter school's decision. The petition provides a reasonable timeline and complaint process for disputes between the District and the charter school. The process includes mediation. The mediation costs shall be split between the District and the charter school.

The petition meets 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 shall be the exclusive school employer of the school's employees for collective bargaining purposes under the Educational Employment Relations Act. The scope of representation shall include discipline and dismissal of charter school employees. The petition states that the District may inspect or observe any part of the charter school at any time, but shall provide reasonable notice to the executive director of the charter school prior to any observation or inspection.

The District would have the oversight responsibility to ensure that the charter school follows the application of approved element requirements. The District can observe the charter school without notice to the executive director. It is reasonable to provide reasonable notice to the executive director of the charter school on the inspection of records.

The petition does not meet this element requirement.

Requirement Element 16: The charter school must provide a description of the procedures to be used if the charter school closes - Education Code section 47605.

Findings: The petition states that in the event of closing the charter school, the action to close will be documented by official action of the charter school board. The charter board will notify parents and students in a timely manner and will assist parents and students in locating suitable alternative programs. The charter school will provide parents, students, and the District with copies of student records. All transfers of student records will be made in compliance with the Family Educational Rights and Privacy Act. All records of the school shall be transferred to the District in the case of dissolution of the corporation. The petition also states that as soon as practical, which period is generally no more than six months after closure, final financial records and an independent audit will be completed and provided to the District upon its completion. The audit will be prepared by a qualified certified public accountant selected by the charter school. On closure the charter school will remain solely responsible for all liabilities arising from the operation of the school. The petition states that all assets of the charter school will remain the sole property of the charter school and shall be distributed in accordance with the Articles of Incorporation upon the dissolution of the nonprofit public benefit corporation. The petition did not include the Articles of Incorporation.

The petition does not meet 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 America Sports Charter Academy.

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

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

Or

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

SESSION FIVE - Administrative Reports

5.0 *Administrative Reports*

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 Six - Other Matters Brought by Citizens.*

5.1 Quarterly Uniform Complaint Report Summary (Prepared by the Employee Relations/Classified Human Resources Division)

Pursuant to legislation passed as a result of the Williams Case and Valenzuela Settlement Agreements, 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 January to March 2009, pursuant to Section 4686(b) of Title 5, Division 1, Chapter 5.1, Subchapter 1, Article 8 of the California Code of Regulations.

Williams and Valenzuela 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: January – March 2009

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

Submitted by: Marie Arakaki
 Title: Affirmative Action Director

5.2 Acknowledge Receipt of Initial Contract Proposal From San Bernardino School Police Officers Association (SBSPOA)
 (Prepared by Employee Relations Division)

Section 3547 of the Government Code requires that all initial proposals of exclusive representatives must be presented at a public meeting of the public school employer. At that meeting, any interested parties shall have the opportunity to comment on the proposal. Now is the time for such public comment from any interested person or persons.

On March 25, 2009, the Employee Relations/Classified Human Resources Division received the initial proposal from SBSPOA, as follows:

- A uniform credit of \$600 for each officer per year. This is not a payment to the officers, but rather, a store credit that allows officers to buy uniforms as they are needed. The credit allows the officer the right to also carry over \$50 of \$600 uniform credit to the next year if the full \$600 is not expended. In addition, the credit would be good towards the purchase of shoes.
- Raise the comp time bank. Presently, the cap is 40 hours. The SBSPOA would like to raise the cap to 480. Raising the cap is mutually beneficial, because it allows the District the flexibility to not have to pay overtime immediately after officers have reached the 40-hour cap, and allows officers the opportunity to maximize their tax consequences.
- The SBSPOA would like to negotiate over language that obligates the District to conduct a salary and benefits survey near the expiration of their contract. The purpose of this is so that both the SBSPOA and the District will be in a position to intelligently discuss the working conditions of the SBSPOA members and compare them with officers of surrounding agencies in anticipation of negotiations.
- The SBSPOA would like to negotiate over a policy that allows officers to bid for shifts and assignments based upon seniority.
- Implement specialty pay for education, having a POST certificate and working an FTO assignment. Presently, most departments provide incentives to their officers to make

advancements in their career that benefit both the officer and the department. The SBSPOA requests that officers who reach a certain level of education, obtain an intermediate and/or advanced POST certificate, or work as a Field Training Officer, receive a 5% specialty pay. Presently, there is no specialty pay in place.

- Change the allocation of on-call requirements. Presently, the department requires that 10 officers are assigned on-call. This creates problems and difficulties, since there are only 19 sworn officers. The SBSPOA desires to negotiate an on-call policy that preserves the interests and concerns of the department, but also remedies the problems that are created amongst the membership. The SBSPOA would prefer a policy that insures that the on-call schedule is covered, but that does not necessarily require that 10 individual officers make up that schedule.
- Binding arbitration. The SBSPOA requests that the final step in the resolution of all grievances and discipline proceedings be binding arbitration.
- Incorporate all prior MOU benefits. The SBSPOA requests that any and all prior benefits and provisions contained in prior MOUs that remain in effect and benefit School Police Officers be included in the negotiated contract. Thus, any benefits that School Police Officers were entitled to prior to severing with CSEA will remain in full force and effect and become a part of the negotiated MOU.

It is recommended that the Board of Education receives the initial contract proposal from the San Bernardino School Police Officers Association to the District.

SESSION SIX – Other Matters Brought By Citizens

6.0 *Other Matters Brought by Citizens*

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

SESSION SEVEN - Reports and Comments

7.0 *Report by Board Members*

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

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7.1 Legislative Update

8.0 Report by Superintendent and Staff Members

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

SESSION EIGHT - Legislation and Action

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

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

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Minutes of the Board of Education Meetings held on March 10, and March 17, 2009, be approved as presented.

9.2 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:

11/24/1989 08/15/1990 01/30/1991 04/08/1991 01/27/1992

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.

9.3 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	VALUE
Fairfax Elementary School	WaMoola for Schools	\$124.28 to be used for Model students' & Peace Builder students' incentives	\$124.28	
San Gorgonio High School	Brennan Electric Inc.	\$150.00 to be used to sponsor San Gorgonio High School's Volleyball Program	\$150.00	
San Gorgonio High School	Target-Take Charge of Education	\$316.59 to be used towards ASB funds	\$316.59	
San Gorgonio High School	WaMoola for Schools Program	\$217.02 to be used towards ASB funds	\$217.02	
San Gorgonio High School	Baseline Auto Center Inc.	\$150.00 to be used to sponsor San Gorgonio High School's Boys Volleyball Program	\$150.00	
San Gorgonio High School	Alaina Mathews	\$500.00 to be used to sponsor San Gorgonio High School's Volleyball Program	\$500.00	
San Gorgonio High School	Philip D. Haley and Carol Haley	\$150.00 to be used to sponsor San Gorgonio High School's Boys Volleyball Program	\$150.00	
San Gorgonio High School	Stephen and Norma Enriquez	\$150.00 to be used to sponsor San Gorgonio High School's Boys Volleyball Program	\$150.00	
San Gorgonio High School	Sergio and Melonie Calderon	\$100.00 to be used to sponsor San Gorgonio High School's Baseball Program	\$100.00	
San Gorgonio High School	Wells Fargo Bank	\$350.00 to sponsor San Gorgonio High School's Baseball Program	\$350.00	
San Gorgonio High School	Glass Factory	\$100.00 to be used to sponsor San Gorgonio High School's Baseball Program	\$100.00	
San Gorgonio High School	Verlene Carey	\$100.00 to be used to sponsor San Gorgonio High School's Baseball Program	\$100.00	

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San Gorgonio High School	Edison International	\$240.00 to be used to sponsor San Gorgonio High School's Wrestling Program	\$240.00	
Rodriguez PREP	Donna Gilbert	\$150.00 to sponsor the Boys Basketball Program	\$150.00	
Deputy Superintendent's Office	Schools First Federal Credit Union	\$250.00 to be used specifically for refreshments for K-12 Principals' Meetings – Staff Development	\$250.00	
Vermont Elementary School	Josie Gonzales	\$5,000.00 of catering services for Vermont Parent University classes		\$5,000.00
San Gorgonio High School	Target Community Relations	\$1,000.00 for support of Parenting IS Prevention	\$1,000.00	

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education acknowledges receipt of \$124.28, WaMoola for Schools; \$150.00, Brennan Electric Inc.; \$316.59, Target-Take Charge of Education; \$217.02, WaMoola for Schools Program; \$150.00, Baseline Auto Center Inc.; \$500.00, Alaina Mathews; \$150.00, Philip D. Haley and Carol Haley; \$150.00, Stephen and Norma Enriquez; \$100.00, Sergio and Melonie Calderon; \$350.00, Wells Fargo Bank; \$100.00, Glass Factory; \$100.00, Verlene Carey; \$240.00, Edison International; \$150.00, Donna Gilbert; \$250.00, Schools First Federal Credit Union; \$5,000.00, Josie Gonzales; and \$1,000.00, Target Community Relations.

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

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

It is recommended that the following resolution be adopted:

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

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Leticia Herrera
(Parent)

To attend the 2009 California Association for Bilingual Education (CABE) Conference for Para-Educators and Parents, Riverside Convention Center, Riverside, California, May 14, 2009, as a Board representative. The total cost, not to exceed \$135.00, will be paid from Davidson Elementary School Account No. 501.

Alma Calleja
Omar Calleja
Ana Morales
Dolores Gonzalez
Maricela Chavez
Daniel Chavez
Rocio Gutierrez
Mirna Valenzuela
(Parents)

Attend the 2009 CABE Para-Educator/Parent Conference, Riverside Convention Center, Riverside, California, May 14, 2009, as parent representatives. The total cost, not to exceed \$1,080.00, will be paid from Warm Springs Elementary School Account No. 496.

9.5 Cafeteria Warrant Register, Ending March 31, 2009
(Prepared by Facilities/Operations Division)

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Cafeteria Warrant Register, ending March 31, 2009, be approved.

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

9.6 Commercial Warrant Registers for Period from March 16, through March 31, 2009
(Prepared by Business Services Division)

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Commercial Warrant Register for period from March 16, 2009, through March 31, 2009, be approved.

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BE IT FURTHER RESOLVED that the Board of Education authorizes David Moyes, Accounts Payable Supervisor; Derek Harris, Interim Employee Benefits Director; Gene Fortajada, Accounting Services Director; or Mohammad Z. Islam, Chief Business and Financial Officer, to sign disbursements.

9.7 Extended Field Trip, Thompson Elementary School, Orange County Outdoor Science School, Angelus Oaks, California
(Prepared by Business Services Division)

Thompson Elementary School requests Board of Education approval of an extended field trip for 90 students and 4 District employees to attend Orange County Outdoor Science School, in Angelus Oaks, California, May 11-15, 2009.

Outdoor Science School is a unique and hands-on environmental education school that empowers students to explore natural areas and expand their knowledge. The curriculum created for the Outdoor School is aligned with California Science and Social Science standards and allows students to interact with these concepts in a real world setting.

The cost of the trip, not to exceed \$15,525.00, including meals and lodging for 90 Thompson Elementary School students and 4 District employees, will be paid from Thompson Elementary School Account No. 419. Transportation provided by First Student, not to exceed \$800.00, will be paid from Thompson Elementary School Account No. 419. 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 90 Thompson Elementary School students and 4 District employees to attend Orange County Outdoor Science School, in Angelus Oaks, California, May 11-15, 2009. The cost of the trip, not to exceed \$15,525.00, including meals and lodging for 90 Thompson Elementary School students and 4 District employees, will be paid from Thompson Elementary School Account No. 419. Transportation provided by First Student, not to exceed \$800.00, will be paid from Thompson Elementary School Account No. 419. Names of the students are on file in the Business Services office.

9.8 Extended Field Trip, Pacific High School, Pacific High School AVID 2009 College Tour, Multiple Northern California Locations
(Prepared by Business Services Division)

Pacific High School requests Board of Education approval of an extended field trip for 40 students, 1 adult chaperone, and 2 District employees to attend Pacific High School AVID 2009 College Tour, in multiple Northern California locations, May 18-22, 2009.

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This trip is educationally advantageous to students and ties into the curriculum by addressing the AVID mission of increasing enrollment in four-year colleges. Students will gain an increased awareness of specific universities, as well as various campus types and sizes, in order to aid their college selection process. By visiting a wide variety of colleges, the students will be able to make more educated decisions about where they would like to attend. They will feel the cultural atmosphere, and compare educational programs offered, at each college.

The cost of the trip, not to exceed \$11,348.84, including meals and lodging for 40 Pacific High School students, 1 adult chaperone, and 2 District employees, will be paid from Pacific High School ASB Account. Transportation provided by JC Tours chartered coach, not to exceed \$3,600.00, will be paid from Pacific High School Account No. 511. 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 40 Pacific High School students, 1 adult chaperone, and 2 District employees to attend Pacific High School AVID 2009 College Tour, in multiple Northern California locations, May 18-22, 2009. The cost of the trip, not to exceed \$11,348.84, including meals and lodging for 40 Pacific High School students and 2 District employees, will be paid from Pacific High School ASB Account. Transportation provided by JC Tours chartered coach, not to exceed \$3,600.00, will be paid from Pacific High School Account No. 511. Names of the students are on file in the Business Services office.

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

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

The restricted program, Project Inspire Grant Program (116), was not included in the 2008-2009 approved budget. Based on actual amount received on April 2, 2009, an increase in the amount of \$2,074.65 will result in a revised total of \$2,074.65 in revenues and expenditures.

The restricted program, Academic Pentathlon Program (319), was included in the 2008-2009 approved budget in the amount of \$5,250.00. Based on actual amount received to date, an increase in the amount of \$1,000.00 will result in a revised total of \$6,250.00.

The restricted program, California Partnership Academies: Mentor Initiative (491), was included in the 2008-2009 approved budget in the amount of \$21,150.00. Based on the award letter

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received on April 9, 2009, an increase in the amount of \$2,600.00 will result in a revised total of \$23,750.00.

The restricted program, Title V, Part A – Innovative Education Program Strategies (529-530), was included in the 2008-2009 approved budget in the amount of \$4,672.00. Based on the schedule of the first apportionment received on April 8, 2009, an increase in the amount of \$87,608.00 will result in a revised total of \$92,280.00.

The restricted program, Special Education-Salaries (802), was included in the 2008-09 approved budget in the amount of \$26,703,012.00 for revenues. Based on 2008-09 P-1 apportionment schedule posted on CDE website, a reduction of \$893,463.00 in revenues will result in a revised total of \$25,809,549.00 in revenues.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the addition of \$2,074.65 in the budgeting of revenues and expenditures for the restricted program, Project Inspire Grant Program (116).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,000.00 in the budgeting of revenues and expenditures for the restricted program, Academic Pentathlon (319).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$2,600.00 in the budgeting of revenues and expenditures for the restricted program, California Partnership Academies: Mentor Initiative (491).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$87,608.00 in the budgeting of revenues and expenditures for the restricted program, Title V, Part A – Innovative Education Program Strategies (529-530).

BE IT FURTHER RESOLVED that the Board of Education approves the reduction of \$893,463.00 in the budgeting of revenues for the restricted program, Special Education-Salaries (802).

9.10 Personnel Commission Budget Addition - Fiscal Year 2008-09
(Prepared by Business Services Division)

The Human Resources Classified Personnel Department requests Board of Education approval for the transfer of funds and three classified positions from the Human Resources Classified Personnel budget to the Personnel Commission budget for a total amount of \$189,663.00. The purpose of this transfer will be to perform a variety of duties, including recruitment, the selection process, and others for the Personnel Commission. On March 25, 2009, the Personnel Commission approved the addition of these three positions. This amount will be transferred

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from the Unrestricted General Fund (01) Human Resources Classified Account No. 053 to the Personnel Commission Account No. 071.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the transfer of \$189,663.00 from the Unrestricted General Fund (01) Human Resources Classified Account No. 053 to the Personnel Commission Account No. 071.

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

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

Riley Elementary School wishes to hire Project Character for two assemblies on May 21, 2009, and June 4, 2009. The assemblies will teach students a positive alternative when handling bullying. The cost, not to exceed \$2,466.00, will be paid from Riley Elementary School Account No. 501.

The English Learner Programs Department wishes to hire ¼ Inch Publishing for two assemblies on June 9, 2009, at Lytle Creek Elementary School presented by Jane Tenorio-Coscarelli. In these assemblies the celebrated author will share her knowledge of writing, of becoming an author, and the importance of literacy. The cost, not to exceed \$800.00, will be paid from English Learner Programs Department Account No. 544.

Cajon High School wishes to hire Cal State University San Bernardino to present a six-week, creative writing workshop, commencing on April 22, 2009, through May 29, 2009. This is an incredible enrichment opportunity for the students that will inspire a love of writing and cultivate creativity. It is also an opportunity to increase college awareness and college-going culture for the students. These presentations will be free of charge.

Marshall Elementary School wishes to hire Orange County Performing Arts for an assembly on April 2, 2009, presented by Street Beat. The presentation is an urban percussion group that uses the ordinary and makes it extraordinary in an explosive percussion celebration. The cost, not to exceed \$783.00, will be paid from Marshall Elementary School Account No. 459.

Marshall Elementary School wishes to hire Orange County Performing Arts for an assembly on April 9, 2009, presented by Abalaye African Dance Ensemble. They bring to life the traditions and rich cultures of several West African Nations in this dynamic program. The cost, not to exceed \$842.40, will be paid from Marshall Elementary School Account No. 459.

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Marshall Elementary School wishes to hire Orange County Performing Arts for an assembly, on April 30, 2009, presented by Island Inspirations. They are international award-winning performers that will take the students on a memorable journey through Polynesia to discover the magic and traditions of its legendary people. The cost, not to exceed \$788.40, will be paid from Marshall Elementary School Account No. 459.

Marshall Elementary School wishes to hire Orange County Performing Arts Center for an assembly on March 17, 2009, presented by Victoria Burnett. She fuses a delicious mixture of story and music to delight and soothe the spirit and leave students with a song in their heart. The cost, not to exceed \$977.40, will be paid from Marshall Elementary School Account No. 501.

Marshall Elementary School wishes to hire Orange County Performing Arts Center for an assembly on April 21, 2009, presented by Michael Katz. He is an award-winning story teller that captivates his students with a highly animated and interactive style of storytelling. The cost, not to exceed \$1,004.40, will be paid from Marshall Elementary School Account No. 501.

Arrowview Middle School wishes to hire Alexander Raguzi for a performance on May 1, 2009. His performance is not only designed to encourage and motivate students, so much as it is to give students the test taking tools they need to be successful. Mr. Raguzi's focus will be to motivate students to do their best on the upcoming STAR test. The cost, not to exceed \$1,400.00, will be paid from Arrowview Middle School Account No. 501.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2008-09 school year and ratifies payment to the following:

Orange County Performing Arts for an assembly on April 2, 2009, presented by Street Beat. The cost, not to exceed \$783.00, will be paid from Marshall Elementary School Account No. 459.

Orange County Performing Arts for an assembly on April 9, 2009, presented by Abalaye African Dance Ensemble. The cost, not to exceed \$842.40, will be paid from Marshall Elementary School Account No. 459.

Orange County Performing Arts Center for an assembly on March 17, 2009, presented by Victoria Burnett. The cost, not to exceed \$977.40, will be paid from Marshall Elementary School Account No. 501.

Orange County Performing Arts Center for an assembly on April 21, 2009, presented by Michael Katz. The cost, not to exceed \$1,004.40, will be paid from Marshall Elementary School Account No. 501.

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BE IT FURTHER RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2008-09 school year and approves payment to the following:

Project Character for two assemblies on May 21 2009, and June 4, 2009, at Riley Elementary School. The cost, not to exceed \$2,466.00, will be paid from Riley Elementary School Account No. 501.

¼ Inch Publishing for two assemblies on June 9, 2009, at Lytle Creek Elementary School presented by Jane Tenorio-Coscarelli. The cost, not to exceed \$800.00, will be paid from English Learner Programs Department Account No. 544.

Cal State University San Bernardino to present a six-week, creative writing workshop, commencing on April 22, 2009, through May 29, 2009. These presentations will be free of charge.

Orange County Performing Arts for an assembly on April 30, 2009, presented by Island Inspirations. The cost, not to exceed \$788.40, will be paid from Marshall Elementary School Account No. 459.

Alexander Raguzi for a performance on May 1, 2009. The cost, not to exceed \$1,400.00, will be paid from Arrowview Middle School Account No. 501.

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

The Advanced Learner Programs and Services Department wishes to hire the University of California, Riverside Extension School to provide a course, Teaching the Gifted and Talented: Approaches to Curriculum and Differentiation, June 6, 2009, for up to 32 District personnel. The fee, not to exceed \$1,400.00, will be paid from the Restricted General Fund—Gifted and Talented Education, Account No. 430.

Marshall Elementary School wishes to hire Sopris West Educational Services to present two half-day professional development workshops, “Step Up to Writing,” to District teachers and staff on April 8, and June 30, 2009, at Marshall Elementary School. The cost, not to exceed \$5,000.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501.

Muscoy Elementary School wishes to hire Bonnie Adama to provide professional development training workshops for primary teachers in using “hands-on” strategies through manipulatives to address grade level standards in mathematics, June 4, 2009, through June 18, 2009. The cost, not to exceed \$800.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Title I, Account No. 501.

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San Bernardino High School wishes to hire NCS Pearson, Inc., to present a two-day Master Schedule Building workshop May 27-28, 2009. The fee, not to exceed \$5,400.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501.

It is recommended that the following resolution be adopted:

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

The University of California, Riverside Extension School to provide a course, Teaching the Gifted and Talented: Approaches to Curriculum and Differentiation, June 6, 2009, for up to 32 District personnel. The fee, not to exceed \$1,400.00, will be paid from the Restricted General Fund—Gifted and Talented Education, Account No. 430.

Sopris West Educational Services to present two half-day professional development workshops, “Step Up to Writing,” to District teachers and staff on April 8, and June 30, 2009, at Marshall Elementary School. The cost, not to exceed \$5,000.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501.

Bonnie Adama to provide professional development training workshops for primary teachers in using “hands-on” strategies through manipulatives to address grade level standards in mathematics, June 4, 2009, through June 18, 2009. The cost, not to exceed \$800.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Title I, Account No. 501.

NCS Pearson, Inc., to present a two-day Master Schedule Building workshop, May 27-28, 2009. The fee, not to exceed \$5,400.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501.

9.13 Agreement with Hilton Hotel San Bernardino to Provide a Cooperative Vocational Education Program
(Prepared by Business Services Division)

San Gorgonio High School requests Board of Education approval to enter into an agreement with Hilton Hotel San Bernardino, San Bernardino, CA, to provide a cooperative vocational education program work site for students enrolled in Hotel/Hospitality classes, effective April 22, 2009, through March 31, 2014. 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 Hilton San Bernardino, San Bernardino, CA, to provide a cooperative vocational education program

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work site for students enrolled in Hotel/Hospitality classes, effective April 22, 2009, through March 31, 2014. 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.

9.14 Affiliation Agreement with Loma Linda University Health Care to Provide a Site for Practical Learning Experience for Adult School Medical Assistant Students
(Prepared by Business Services Division)

The Adult School requests Board of Education approval to enter into an affiliation agreement with Loma Linda University Health Care, Loma Linda, CA, to provide a work site for practical learning experience for the Adult School's medical assistant students, effective April 22, 2009, through March 31, 2014. 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 affiliation agreement with Loma Linda University Health Care, Loma Linda, CA, to provide a work site for practical learning experience for the Adult School's medical assistant students, effective April 22, 2009, through March 31, 2014. 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.

9.15 Facilities Use Agreements with Jerry Lewis Swim Center
(Prepared by Business Services Division)

Riley Elementary School requests Board of Education approval to enter into facilities use agreements with the Jerry Lewis Swim Center, San Bernardino, CA, for use of the facilities for End-of-School-Year Swim Parties on June 4, June 11, and June 18, 2009. The cost, not to exceed \$936.00, will be paid from Restricted General Fund—After School Education and Safety Program, Account No. 459.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes Riley Elementary School to enter into facilities use agreements with the Jerry Lewis Swim Center, San Bernardino, CA, for use of the facilities for End-of-School-Year Swim Parties on June 4, June 11, and June 18, 2009. The cost, not to exceed \$936.00, will be paid from Restricted General Fund—After School Education and Safety Program, Account No. 459.

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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.

9.16 Approval to Enter Into a Hold Harmless Agreement with National Fire Insurance Company of Hartford (Surety) and to Release Retention Payment in Connection with Aurora Modular Industries' Bankruptcy
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to release the retention and contract balance from the agreement with Aurora Modular Industries, Moreno Valley, CA, to National Fire Insurance Company of Hartford, Chicago, IL, (Surety) and to secure a hold harmless agreement from National Fire Insurance Company of Hartford ensuring the District is relieved of any and all liabilities in connection with the release of the funds and Aurora's bankruptcy.

On July 16, 2002, and January 29, 2003, the District entered into agreement with Aurora Modular Industries, for the manufacture and installation of six buildings at Curtis Middle School, Barton Elementary School, Serrano Middle School, and Urbita Elementary School in the amount of \$191,760.00, and one building at San Bernardino Adult School in the amount of \$52,856.00. The retention for the six buildings is \$19,176.00 and the building at the Adult School has a remaining contract balance of \$19,028.56 and retention of \$5,285.60 for a combined total of \$24,314.16 and a total payment in the amount \$43,490.16. The scope of work for this agreement is complete.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the release of the retention payment and remaining contract balance - \$19,176.00 for six buildings at Curtis Middle School, Barton Elementary School, Serrano Middle School, and Urbita Elementary School and \$24,314.16 for one building at San Bernardino Adult School - to National Fire Insurance Company of Hartford, Chicago, IL, (Surety) in consideration of a hold harmless agreement that relieves the District of any and all liabilities in connection with Aurora Modular Industries' bankruptcy. The total payment of \$43,490.16 will be paid from Funds 21, 25, 35, 40 and Fund 11 – San Bernardino Adult Education.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign the hold harmless agreement and the release of the funds to Surety.

9.17 License Agreement with Macerich Management Company for the Use of the Inland Center Mall for the District Art Show
 (Prepared by Facilities/Operations Division)

The Visual and Performing Arts Department requests Board of Education approval to enter into a license agreement with Macerich Management Company, a California Corporation, Managing Agent for the Inland Center Mall, San Bernardino, CA, for the District's Art Show scheduled for May 19-28, 2009. There is no cost to the District for this event.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a license agreement with Macerich Management Company, a California Corporation, Managing Agent for the Inland Center Mall, San Bernardino, CA, for the District's Art Show scheduled for May 19-28, 2009. There is no cost to the District for this event.

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

9.18 Bid No. F07-04, Hillside and Hunt Elementary Schools Modernization and Deferred Maintenance
 (Prepared by Facilities/Operations Division)

Bid No. F07-04, Hillside and Hunt Elementary Schools Modernization and Deferred Maintenance was advertised on August 21, 2008, August 28, 2008, January 8, 2009, January 15, 2009, and February 17, 2009. Bids were opened on March 4, 2009, at 2:00 p.m. Bids were received from the following contractors:

HILLSIDE ELEMENTARY SCHOOL										
Contractor	MOD	Def. Maint.	BASE BID	Alt. #1 Def. Maint.	Alt. #1 MOD	Alt. #3 MOD	Alt. #4 MOD	Alt. #5 MOD	Total Alts.	Total Bid Award
Plyco Corp. Mira Loma, CA	392,400	807,600	1,200,000	210,000	147,000	74,000	330,000	43,000	804,000	2,004,000
Great West Contractors Anaheim, CA	1,200,000	410,000	1,610,000	310,000	149,000	79,000	159,000	53,000	750,000	2,360,000
HCH Constructors Murrieta, CA	975,000	495,000	1,470,000	255,000	181,000	95,000	288,000	35,000	854,000	2,324,000
JM Builders, Inc. Redlands, CA	707,070	735,930	1,443,000	155,000	141,600	117,500	171,000	40,000	625,100	2,068,100
Oakview Constructors Calimesa, CA	581,010	953,163	1,534,173	153,637	139,204	93,299	193,760	26,397	606,297	2,140,470
JRH Construction, Inc.	780,751	865,509	1,646,260	198,172	142,897	96,841	189,322	27,426	654,658	2,300,918

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Tustin, CA										
Hanan Const. Co. Inc. Pomona, CA	840,000	780,000	1,620,000	164,000	129,000	66,000	88,000	48,000	495,000	2,115,000
Erickson-Hall Const. Escondido, CA	1,143,000	763,000	1,906,000	235,920	136,895	80,000	262,273	40,000	755,088	2,661,088
USS Cal Builders, Inc. Stanton, CA	1,985,000	200,000	2,185,000	36,000	132,000	22,000	138,000	78,000	406,000	2,591,000
Fisher, Inc. San Bernardino, CA	1,849,000	700,000	2,549,000	200,000	150,000	50,000	485,000	85,000	970,000	3,519,000

HUNT ELEMENTARY SCHOOL										
Contractor	MOD	Def. Maint.	BASE BID	Alt. #1 Def. Maint.	Alt. #2 MOD	Alt. #3 MOD	Alt. #4 MOD	Alt. #5 MOD	Total Alts.	Bid Award
Plyco Corp. Mira Loma, CA	598,800	927,600	1,526,400	280,000	70,000	77,000	157,000	73,000	657,000	2,183,400
GreatWest Contractors Anaheim, CA	1,100,000	441,000	1,541,000	337,000	77,000	81,000	48,000	51,000	594,000	2,135,000
HCH Constructors Murrieta, CA	1,295,000	425,000	1,720,000	285,000	73,000	97,000	197,000	55,000	707,000	2,427,000
JM Builders, Inc. Redlands, CA	861,900	897,100	1,759,000	232,000	78,800	125,200	196,400	50,000	682,400	2,441,400
Oakview Constructors Calimesa, CA	827,357	959,162	1,786,519	194,069	62,272	31,360	109,351	50,472	447,524	2,234,043
JRH Construction Tustin, CA	931,156	818,831	1,749,987	269,332	67,334	102,522	173,536	52,788	665,512	2,415,499
Hanan Const. Co. Pomona, CA	1,100,000	840,000	1,940,000	199,000	65,000	68,000	99,000	70,000	501,000	2,441,000
Erickson-Hall Const. Escondido, CA	1,143,000	763,000	1,906,000	235,919	66,720	89,668	262,273	46,386	700,966	2,606,966
USS Cal Builders Stanton, CA	2,306,000	250,000	2,556,000	32,000	25,000	46,000	149,000	93,000	345,000	2,901,000
Fisher, Inc. San Bernardino, CA	2,000,000	95,000	2,095,000	160,000	125,000	100,000	250,000	50,000	685,000	2,780,000

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the contracts for Bid No. F07-04, Hillside and Hunt Elementary Schools Modernization and Deferred Maintenance, be awarded to the lowest responsible bidder meeting the specifications, based on the combined Base Bid for both sites. In addition, the District

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recommends that Alternates Nos. 1, 2, 3, 4, and 5 for Modernization projects and Alternate No. 1 for Deferred Maintenance, be added to the Base Bid. The cost will be paid from Funds 14, 21, 35, and 40.

HILLSIDE ELEMENTARY SCHOOL										
Contractor	MOD	Def. Maint.	BASE BID	Alt. #1 Def. Maint.	Alt. #1 MOD	Alt. #3 MOD	Alt. #4 MOD	Alt. #5 MOD	Total Alts.	Bid Award
Plyco Corp. 5150 Etiwanda Ave. Mira Loma, CA	392,400	807,600	1,200,000	210,000	147,000	74,000	330,000	43,000	804,000	2,004,000

HUNT ELEMENTARY SCHOOL										
Contractor	MOD	Def. Maint.	BASE BID	Alt. #1 Def. Maint.	Alt. #2 MOD	Alt. #3 MOD	Alt. #4 MOD	Alt. #5 MOD	Total Alts.	Bid Award
Plyco Corp. 5150 Etiwanda Ave. Mira Loma, CA	598,800	927,600	1,526,400	280,000	70,000	77,000	157,000	73,000	657,000	2,183,400

Combined Base Bid \$ 2,726,400.00
 Combined Total Alternates \$ 1,461,000.00

Award Total: \$ 4,187,400.00

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

- 9.19 Request Board Approval to Pay Brickley Environmental for Work Exceeding the Change Order Limitation of Public Contract Code Section 20118.4 on the Cajon High School Modernization Project
 (Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to pay Brickley Environmental for work completed in Bid Category 1 – Hazmat/Demolition that exceeds the change order limitation previously approved on August 21, 2007, and February 9, 2008.

The Base Contract and approved change order allowances and the amount required to pay the Contractor are:

Table 1 - Change Order Allowances	
CAT. 01 – HAZMAT/DEMOLITION BRICKLEY ENVIRONMENTAL	
Base Contract Award	\$ 955,228.00
Change Order 10% Allowance	95,523.00
8/21/07 - Approval for Add'l C.O. Allowance	541,447.69
02/9/08 - Approval for Add'l C.O. Allowance	176,220.00
Approved Change Order Allowance	813,190.69
Additional Change Orders Requested:	
CAH-112-01-10	53,340.00
CAH-121-01-11	7,245.00
Payment to Contractor for Board Approval	60,585.00
BRICKLEY Total Contract + Change Orders	\$1,829,003.69

The Public Contract Code requires that change orders in excess of 10 percent be associated with “unforeseen” conditions. Earlier change orders necessitated by the need for extensive asbestos abatement have exhausted the 10 percent allowance. Since the last increase, additional work for demolition was required in the amount of \$60,585.00 to address student safety issues and Americans with Disabilities Act (ADA) compliance items. The work has now been completed by the Contractor.

County Counsel reviewed the change orders and advised that the Board of Education should approve the change orders as disputed claims and approve the payment of these final costs.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the request to pay Brickley Environmental \$60,585.00 for change orders CAH-112-01-10 and CAH-121-01-11 for work completed in Bid Category 1 – Hazmat/Demolition that exceeds the 10 percent change order limitation, as a disputed claim. All other terms and conditions will remain the same.

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education accepts and adopts the recommendation and findings of the Hearing Panel, based on a review of the Panel's finding of facts and recommendations, and orders the expulsion of the following student(s) with the birth date(s) as

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listed below in accordance with the Board rules and regulations and in compliance with Education Code Section 48900:

*08/10/1995	*(S)01/23/1996	*(S)06/14/1992	*(S)04/30/1992	*06/03/1992	*(S)08/18/1991
*(S)03/11/1995	***(S)02/10/1994	*(S)04/24/1996	**03/22/1993	*(S)04/03/1995	**05/15/1991
*(S)02/27/1992	***(S)10/09/1995	*(S)03/21/1994	***(S)09/28/1995	*(S)07/04/1993	*(S)10/24/1995
*(S)02/18/1994	*(S)01/24/1995	***(S)12/22/1997			

*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.

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

It is recommended that the following resolution be adopted:

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

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

It is recommended that the following resolution be adopted:

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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:

04/29/1992 05/21/1993 06/10/1995

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

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

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

03/04/1998

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

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

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

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

It is recommended that the following resolution be adopted:

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

03/10/95

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

It is recommended that the following resolution be adopted:

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

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

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

9.28 Education Code 48213
(Prepared by Youth Services Department)

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

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10.0 Action Items

- 10.1 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 January to March 2009.

- 10.2 Presentation of San Bernardino School Police Officers Association Initial Contract Proposal to the District
(Prepared by Employee Relations Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education adopts the initial contract proposal to the District.

- 10.3 Personnel Report #20, dated April 21, 2009
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #20, dated April 21, 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 #20, dated April 21, 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.

- 10.4 In Recognition of Deceased Employees
(Prepared by the Communications Office)

NANCY P. LOPEZ

WHEREAS Nancy Lopez was a dedicated member of the classified staff for the San Bernardino City Unified School District from 1987, until her retirement in 2003; and

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WHEREAS Nancy Lopez was a dedicated cafeteria worker at Muscoy and Mt. Vernon Elementary Schools; and

WHEREAS a lifelong resident of San Bernardino, Nancy Lopez belonged to the VFW Ladies Auxiliary Post 8737; and

WHEREAS on April 4, 2009, Nancy Lopez died, bringing deep sorrow to her loving family and friends; and

WHEREAS Nancy Lopez is survived by her husband of 42 years, Robert Lopez; two daughters, Stephanie Lopez and Tracey Negrette; two granddaughters, Larissa and Aubrianna; a sister, Laura Rodriguez; and a brother, Jesus Pedroza Jr.;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does take this opportunity to express its gratitude for Nancy Lopez's many fine years of service to the District and does extend its deepest sympathy to her family.

JOEY LYNN OBREGON

WHEREAS Joey Obregon was a dedicated member of the certificated staff for the San Bernardino City Unified School District from 2003, until her untimely passing; and

WHEREAS before joining the District as a teacher at Newmark Elementary School, Joey Obregon graduated from Fontana High School and in 1989 and went on to earn her bachelor of arts degree from Cal State, San Bernardino;

WHEREAS throughout her career with the District, Joey Obregon was known as a devoted teacher, and in her personal life was a dedicated member of the Bridge Nazarene Church in Bloomington; and

WHEREAS on March 6, 2009, Joey Obregon died, bringing deep sorrow to her loving family and friends; and

WHEREAS Joey Obregon is survived by her husband, Al; two daughters, Sydni and Allie Marquardt; a brother; sisters, and a large extended family;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does take this opportunity to express its gratitude for Joey Obregon's fine years of service to the District and does extend its deepest sympathy to her family.

MANUEL F. ZERMENO

WHEREAS Manuel Zermeno was a dedicated member of the classified staff for the San Bernardino City Unified School District from 1973, until his retirement in 1992; and

WHEREAS Manuel Zermeno was a devoted custodian who always took pride in keeping the grounds clean; and

WHEREAS Manuel Zermeno was a 30-year veteran of the United States Navy; and

WHEREAS on April 8, 2009, Manuel Zermeno died, bringing deep sorrow to his loving family and friends; and

WHEREAS Manuel Zermeno is survived by his wife, Maria; a sister, Connie Diaz; five daughters, Rojella, Paula, Sofia, Jeanie, and Julia; nine grandchildren, and five great-grandchildren;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does take this opportunity to express its gratitude for Manuel Zermeno's many fine years of service to the District and does extend its deepest sympathy to his family.

SESSION NINE - Closed Session

11.0 Closed Session

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

Student Matters/Discipline

Conference with Labor Negotiator

District Negotiator: Yolanda Ortega
Employee Organization: California School Employees Association
San Bernardino School Police Officers Association

District Negotiator: Harold Vollkommer
Employee Organization: Communications Workers of America
San Bernardino Teachers Association

Public Employee Discipline/Dismissal/Release

Public Employee Appointment

Title: High School Vice Principal

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SESSION TEN – Open Session

12.0 Action Reported from Closed Session

SESSION ELEVEN - Closing

13.0 Adjournment

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, May 5, 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: April 17, 2009