

**AGENDA INDEX FOR THE
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**

MICHAEL J. GALLO
Vice President



BOBBIE PERONG
Board Member

DR. MARGARET HILL
Board Member

DR. BARBARA FLORES
President

LYNDA K. SAVAGE
Board Member

JUDI PENMAN
Board Member

YOLANDA ORTEGA
Interim Superintendent

DANNY TILLMAN
Board Member

December 20, 2011

Estimated Time

SESSION ONE - Opening

- | | | |
|------------|---|------------------|
| 1.0 | <i>Opening</i> | 5:30 p.m. |
| 1.1 | <u>Call to Order</u> | |
| 1.2 | <u>Pledge of Allegiance to the Flag</u> | |

SESSION TWO - Special Presentations

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|------------|--|------------------|
| 2.0 | <i>Special Presentations</i> | 5:35 p.m. |
| 2.1 | <u>Outstanding Student Awards</u> | |
| 2.2 | <u>Honoring the San Manuel Band of Mission Indians</u> | |

SESSION THREE – Administrative Presentation

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| 3.0 | <i>Administrative Presentation</i> | 6:00 p.m. |
| 3.1 | <u>Facilities Capital Improvement Program Overview</u> | |

SESSION FOUR - Administrative Reports

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|------------|--|------------------|
| 4.0 | <i>Administrative Reports</i> | 6:30 p.m. |
| 4.1 | <u>Transitional Kindergarten (TK) Update</u> | |
| 4.2 | <u>Trigger Cuts for Fiscal Year 2011-12</u> | |

SESSION FIVE – Other Matters Brought By Citizens

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|------------|---|------------------|
| 5.0 | <i>Other Matters Brought by Citizens</i> | 7:00 p.m. |
|------------|---|------------------|

- 8.14 Rescission of the Agreement with Future Stars Tutoring Services Center to Provide Supplementary Educational Services to District Students, Lakewood, California
- 8.15 Rescission of the Agreement with ICES Education to Provide Supplementary Educational Services to District Students, Long Beach, California
- 8.16 Rescission of the Agreement with Project IMPACT to Provide Supplementary Educational Services to District Students, Lynwood, California
- 8.17 Rescission of the Agreement with Ultimate Success Learning to Provide Supplementary Educational Services to District Students, Los Angeles, California
- 8.18 Rescission of the Renewal of the Agreement with Adelante Educational Services to Provide Supplementary Educational Services to District Students, Mission Viejo, California
- 8.19 Rescission of the Renewal of the Agreement with Amazing A Academics to Provide Supplementary Educational Services to District Students, Rancho Cucamonga, California
- 8.20 Rescission of the Renewal of the Agreement with Friendly Community Outreach Center to Provide Supplementary Educational Services to District Students, Oceanside, California
- 8.21 Rescission of the Renewal of the Agreement with Mathnasium, LLC, dba 123 Math: Mathnasium Learning Center to Provide Supplementary Educational Services to District Students, Los Angeles, California
- 8.22 Rescission of the Renewal of the Agreement with Milestones Family Learning Center to Provide Supplementary Educational Services to District Students, Carson, California

Student Services

- 8.23 Agreement with the Boys and Girls Club of San Bernardino to Provide Before- and After-School Programs, San Bernardino, California
- 8.24 Amendment of the Agreement with Ecclesia Christian Fellowship to Provide After-School Programs, San Bernardino, California
- 8.25 Amendment of the Master Agreement with YMCA of the East Valley to Provide Creative Before- and After-School Programs (CAPS) for Success Services to District Students, San Bernardino, California
- 8.26 Expulsion of Student(s)
- 8.27 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
- 8.28 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
- 8.29 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 8.30 Revocation of Suspension of Expulsion

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- 8.31 Lift of Expulsion of Student(s)
- 8.32 Failure to Recommend Mandatory Expulsion 48915
- 8.33 Petition to Expunge, Rescind, or Modify Expulsion

FACILITIES/OPERATIONS DIVISION

Facilities Management

- 8.34 Amendment No. 2 to the Signature Authorization - Facilities Management
- 8.35 Amendment No. 4 to the Agreement with ATI Architects and Engineers for Architectural and Engineering Services for the Middle College High School Project
- 8.36 Amendment No. 5 to the Agreement with ATI Architects and Engineers for Architectural and Engineering Services for the Little Mountain Elementary School Project
- 8.37 Approval of Agreement with the Replacement Contractor, Prime Steel, Inc., for the George Brown Jr. Elementary School Project, Bid No. F08-13, Category No. 06 - Structural Steel and Metal Decking
- 8.38 Approval of New Indian Springs High School's Mascot and Colors

Nutrition Services

- 8.39 Cafeteria Warrant Register, November 1, through November 30, 2011

HUMAN RESOURCES DIVISION

- 8.40 Amendment to the Agreement with Musick, Peeler & Garrett, LLP to Provide Legal Services for Labor, Personnel, and Employment Issues, Los Angeles, California
- 8.41 Amendment of the Agreement with the University of Southern California, Rossier School of Education to Provide Teacher Candidates to Observe District Students, Los Angeles, California
- 8.42 Payment of Master Teacher – National University

9.0 Action Items

- 9.1 BB 9322 Agenda Content
- 9.2 District Office Reorganization
- 9.3 Fiscal Audit
- 9.4 Legal Services to the Board of Education
- 9.5 Request For Proposal (RFP) for Strategic Plan
- 9.6 Personnel Report #12, Dated December 20, 2011
- 9.7 In Recognition of Deceased Employees

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SESSION EIGHT - Closed Session

10.0 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: Harold Vollkommer
Employee Organization: California School Employees Association
Communications Workers of America
San Bernardino School Police Officers Association
San Bernardino Teachers Association

Public Employee Discipline/Dismissal/Release

Conference with Legal Counsel: Anticipated Litigation

(Government Code Section 54956.9(b)(1))

Number of Cases: Two

Conference with Legal Counsel: Anticipated Litigation

(Education Code Section 47614, Title V,
California Code of Regulations Section 11969.1-11969.6

Number of Cases: One

Public Employment Appointment

Title: Director, Charter School Operations

SESSION NINE – Open Session

11.0 Action Reported from Closed Session

9:00 p.m.

SESSION TEN - Closing

12.0 Adjournment

9:05 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District to be held on Tuesday, January 3, 2012, has been canceled. The business of the District normally considered by the Board on January 3, will be placed on the agenda of a special meeting scheduled for Tuesday, January 10, 2012, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: December 16, 2011

Board of Education Meeting
December 20, 2011

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SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT**

**Regular Meeting of the Board of Education
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MICHAEL J. GALLO
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Board Member

December 20, 2011

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 Bradley, Hunt, and Lincoln 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.

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2.2 Honoring the San Manuel Band of Mission Indians
(Prepared by the Communications Department)

The Board of Education would like to recognize the San Manuel Band of Mission Indians for the tribe's ongoing support and contributions to the San Bernardino City Unified School District and its students.

SESSION THREE – Administrative Presentation

3.0 *Administrative Presentation*

This is the time during the agenda when the Board of Education is prepared to receive the comments of members of the public as well as get information from the school staff. If you wish to address the Board relative to the specific topic under Board consideration, complete a "Request to Address the Board of Education" form and place it in the inbox located on the agenda table. 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 Five - Other Matters Brought by Citizens.*

3.1 Facilities Capital Improvement Program Overview
(Prepared by Facilities/Operations Division)

John Peukert, Assistant Superintendent, Facilities/Operations Division, will present to the Board an overview of the Facilities Capital Improvement Program, highlighting new construction and modernization projects.

SESSION FOUR - Administrative Reports

4.0 *Administrative Reports*

4.1 Transitional Kindergarten (TK) Update
(Prepared by Student Services)

Beginning in the 2012/-3 school year, the District is implementing Tier I of the state-mandated Transitional Kindergarten Program. Students will participate in a two-year program designed to ready 4-5 year olds for kindergarten. The estimated 400 eligible students will have been born November 1 through December 1, 2007.

Tier II will begin with the 2013-14 school year, and will serve students whose birthdays are from October 1, through December 1. It is anticipated that by 2014-15 there will be 1,000 students whose birthdays are from September 1 through December 1 participating in the program.

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The Transitional Kindergarten Collaborative, consisting of representatives from Curriculum and Instruction, School-Linked Services and other district departments, school sites, and the community will begin meeting January 11, 2012, in order to plan the implementation.

4.2 Trigger Cuts for Fiscal Year 2011-12
(Prepared by Business Services Division)

Based on the information released by the Governor’s office, it is our understanding that the trigger cuts will result in the following reductions:

Revenue Limit	\$ 598,628
Transportation	
Home to School	\$ 362,131
Special Education	\$ 1,441,861
Total trigger cuts	<u>\$ 2,402,620</u>

Any further details or additional information available will be provided at the board meeting.

SESSION FIVE – Other Matters Brought By Citizens

5.0 *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 place this form in the inbox located on the agenda table. 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 Six, there will be no further opportunity for citizens to address the Board on items under consideration.

SESSION SIX - Reports and Comments

6.0 *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.

6.1 Legislative Update

7.0 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 SEVEN - Legislation and Action

8.0 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.

SUPERINTENDENT

8.1 Agreement with Davis Demographics & Planning Inc., Riverside, California
(Prepared by Business Services Division)

The Interim Superintendent is requesting Board of Education approval to enter into an agreement with Davis Demographics & Planning, Inc., Riverside, California to provide a five-year student enrollment projections plan, effective December 21, 2011, through June 30, 2012. The five-year plan will prepare residence-based forecasts by study area, existing school attendance zones, and a Districtwide summary projection. The enrollment projections will take into consideration new residential development, historical student data, and others. The cost, not to exceed \$19,600.00, will be paid from Un-Restricted General Fund, Account No. 246.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Davis Demographics & Planning, Inc., Riverside, California to provide a five-year student enrollment projections plan, effective December 21, 2011, through June 30, 2012. The five-year plan will prepare residence-based forecasts by study area, existing school attendance zones, and a Districtwide summary projection. The enrollment projections will take into consideration new residential development, historical student data, and others. The cost, not to exceed \$19,600.00, will be paid from Un-Restricted General Fund, Account No. 246.

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

Requester/Approver: Interim Superintendent

BUSINESS SERVICES DIVISION

8.2 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
Barton Elementary School	San Manuel Indian & Bingo Casino Highland, CA	\$2,000.00 to be used towards the purchase of computers and to be deposited into Barton's INAP Budget 106/205	\$2,000.00	
Shandin Hills Middle School	All Management Corporation Los Angeles, CA	\$250.00 to support the Career and College Club for supplies, food, and college visit expenses	\$250.00	
Richardson PREP HI Middle School	Rosendo Mendoza Highland, CA	\$100.00 to support the Band Club's field trips	\$100.00	
Richardson PREP HI Middle School	Louis Wyatt San Bernardino, CA	\$100.00 to support the Band Club's field trips	\$100.00	
Arroyo Valley High School	San Bernardino Sun Newspaper San Bernardino, CA	\$770.00 to purchase Uniforms and supplies for the Boys Hawk Soccer Club	\$770.00	
Arroyo Valley High School	Julio's Trucking San Bernardino, CA	\$250.00 to be used towards the Boys Soccer Club's uniforms and tournament costs	\$250.00	
Arroyo Valley High School	Benjamin Mah San Bernardino, CA	\$100.00 to be used towards the purchase of volleyball uniforms	\$100.00	
Cole Elementary School	Collective Brands Foundation (parent company of Payless ShoeSource) Topeka, KS	\$1,000.00 to be used for student incentives	\$1,000.00	
Kendall Elementary School	Donors Choose DonorsChoose.org	Time for Kids Magazines to motivate students to read		\$231.00

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Cajon High School	Rick and Heather Lozano-Christmas Cheer All Year Program Alta Loma, CA	\$500.00 to support the I.L.L.M.A.T.I.C. Club	\$500.00	
Inghram Elementary School	Edison International Princeton, NJ	\$225.00 to support the ASB	\$225.00	
Inghram Elementary School	Edison International Princeton, NJ	\$225.00 to support the ASB	\$225.00	
Dr. Martin Luther King Jr., Middle School	A Foundation For Kids Ontario, CA	Toys to support the community and provide an act of kindness and service to the community of MLK		\$45,000.00

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 \$2,000.00, San Manuel Indian & Bingo Casino, Highland, CA; \$250.00, All Management Corporation, Los Angeles, CA; \$100.00, Rosendo Mendoza, Highland, CA; \$100.00, Louis Wyatt, San Bernardino, CA; \$770.00, San Bernardino Sun Newspaper, San Bernardino, CA; \$250.00, Julio's Trucking, San Bernardino, CA; \$100.00, Benjamin Mah, San Bernardino, CA; \$1,000.00, Collective Brands Foundation (parent company of payless ShoeSource), Topeka, KS; Time for Kids Magazines with the total value of \$231.00, Donors Choose, DonorsChoose.org; \$500.00, Rick and Heather Lozano, Christmas Cheer All Year Program, Alta Loma, CA; \$225.00, Edison International, Princeton, NJ; \$225.00, Edison International, Princeton, NJ; and a variety of toys with the total value of \$45,000.00, A Foundation For Kids, Ontario, CA.

Requester: Various

Approver: Chief Business and Financial Officer, Business Services Division

8.3 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:

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

Teresa Alba	To attend the 2012 California Association for Bilingual Education (CABE) Conference, in Sacramento California, March 7, through March 10, 2012. The cost, including meals and mileage per District guidelines, not to exceed \$5,000.00, will be paid from English Learner Programs Department Account No. 261.
Elva Arevalo	
Dolores Ochoa	
(Board Representatives)	

Requester: Director, English Learner Programs Department
Approver: Chief Business and Financial Officer, Business Services Division

8.4 Commercial Warrant Registers for Period from November 1, through November 15, 2011
(Prepared by Business Services Division)

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Commercial Warrant Register for period from November 1, through November 15, 2011, be approved.

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

Requester: Director, Accounting Services Department
Approver: Chief Business and Financial Officer, Business Services Division

8.5 Extended Field Trip, Arroyo Valley High School, 9th Annual JROTC Cadet Leadership Challenge Camp, Fort Irwin, California
(Prepared by Business Services Division)

Arroyo Valley High School requests Board of Education approval of an extended field trip for 40 Arroyo High School students and 10 District employees to attend the 9th Annual JROTC Cadet Leadership Challenge Camp, in Fort Irwin, California, March 23, through March 27, 2012.

The students will improve communication skills and learn a variety of tasks, such as leadership training, hiking, first aid, map reading, leadership reaction course, orienteering, teamwork, and physical fitness.

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The cost of the trip, not to exceed \$4,578.91, including meals and lodging for 40 Arroyo Valley High School students and 10 District employees, will be paid from Arroyo Valley High School Account No. 039 and sponsorship by the U. S. Army Cadet Command Headquarters. Transportation provided by Durham School Services, not to exceed \$1,417.16, will be paid from Arroyo Valley High School Account No. 039. 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 Arroyo Valley High School students and 10 District employees to attend the 9th Annual JROTC Cadet Leadership Challenge Camp, in Fort Irwin, California, March 23, through March 27, 2012. The cost of the trip, not to exceed \$4,578.91, including meals and lodging for 40 Arroyo Valley High School students and 10 District employees, will be paid from Arroyo Valley High School Account No. 039 and sponsorship by the U. S. Army Cadet Command Headquarters. Transportation provided by Durham School Services, not to exceed \$1,417.16, will be paid from Arroyo Valley High School Account No. 039. Names of the students are on file in the Business Services office.

Requester: Principal, Arroyo Valley High School
Approver: Chief Business and Financial Officer, Business Services Division

8.6 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.

Rodriguez PREP Academy wishes to hire IM INC for a presentation titled “Dr. Martin Luther King Jr., Motivation and Diversity” on January 10, 2012. This presentation will be used to promote self-esteem, setting goals, and achieving success. The cost, not to exceed \$1,500.00 will be paid from Rodriguez PREP Academy Account No. 459.

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 2011-12 school year and approves payment to the following:

IM INC for a presentation titled, “Dr. Martin Luther King Jr., Motivation and Diversity” on January 10, 2012. The cost, not to exceed \$1,500.00, will be paid from Rodriguez PREP Academy Account No. 459.

Requester: Principal, Rodriguez PREP Academy
Approver: Chief Business Services and Financial Officer, Business Services Division

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

The Adult School wishes to hire Robert Jenkins, Buena Park, California, to conduct a one-day workshop for all Adult School teachers at the Adult School on “Student-Centered Instruction,” effective January 6, 2012. Topics will include engaging in cooperative learning, eliciting new information, teaching in context, teaching using multi modalities, applying all teaching to students’ lives, and identifying student needs and learning modalities. The cost, not to exceed \$800.00, will be paid from the Restricted General Fund—Adult Education, Account No. 130.

Requester: Principal, Adult School
Approver: Assistant Superintendent, Student Services

The English Learner Programs Department wishes to hire Slater and Associates, LLC, Educational Consulting, Idyllwild, California, to provide a four-day Inside training for all middle school English Language Development (ELD) teachers, effective January 30, through April 24, 2012. The Inside training will consist of an in-depth review of the curriculum in terms of English Language Development (ELD), modeling of instructional activities, a focus on vocabulary development, an understanding of the technology component, and monitoring student progress through assessments. The cost, not to exceed \$10,000.00, will be paid from the Restricted General Fund—Title III LEP Student Sub Grant, Account No. 544.

Requester: Director, English Learner Programs
Approver: Chief Academic Officer, Educational Services Division

The English Learner Programs Department wishes to hire Slater and Associates, LLC, Educational Consulting, Idyllwild, California, to provide a four-day Edge training for all high school English Language Development (ELD) teachers, effective January 24, 2012, through April 10, 2012. The Edge training will consist of an in-depth review of the curriculum in terms of English Language Development (ELD), modeling of instructional activities, a focus on vocabulary development, an understanding of the technology component, and monitoring student progress through assessments. The cost, not to exceed \$10,000.00, will be paid from the Restricted General Fund—Title III LEP Student Sub Grant, Account No. 544.

Requester: Director, English Learner Programs
Approver: Chief Academic Officer, Educational Services Division

The Human Resources Certificated Department wishes to hire the Etiwanda School District, Etiwanda, California, to provide AB 430 state mandated training to District administrators, effective July 1, 2011, through June 30, 2012. The cost, not to exceed \$3,000.00, will be paid from the Restricted General Fund—Title II, Part A, Principal Training, Account No. 551.

Requester/Approver: Assistant Superintendent, Human Resources Division

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The Human Resources Certificated Department wishes to hire San Bernardino County Superintendent of Schools, San Bernardino, California, to provide AB 430 state mandated training to District administrators, effective July 1, 2011, through June 30, 2012. The cost, not to exceed \$30,000.00, will be paid from the Restricted General Fund—Title II, Part A, Principal Training, Account No. 551.

Requester/Approver: Assistant Superintendent, Human Resources Division

The Special Education Department wishes to hire Telos Educational Services, Chino, California, to present “Many Ways to Win,” at the Work Ability Regional Training in Temecula, California, effective January 3, 2012. The presentation will focus on creating alternatives for high school graduates to ensure their success. The District will team with other local Work Ability programs to cover the facilities, registration, and materials costs. The District’s cost, not to exceed \$2,500.00, will be paid from the Restricted General Fund—Department Rehab, Account No. 568.

Requester: Director, Special Education Department
Approver: Assistant Superintendent, Student Services

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:

Robert Jenkins, Buena Park, California, to conduct a one-day workshop for all Adult School teachers at the Adult School on “Student-Centered Instruction,” effective January 6, 2012. Topics will include engaging in cooperative learning, eliciting new information, teaching in context, teaching using multi modalities, applying all teaching to students’ lives, and identifying student needs and learning modalities. The cost, not to exceed \$800.00, will be paid from the Restricted General Fund—Adult Education, Account No. 130.

Slater and Associates, LLC, Educational Consulting, Idyllwild, California, to provide a four-day Inside training for all Middle School English Language Development (ELD) teachers, effective January 30, through April 24, 2012. The Inside training will consist of an in-depth review of the curriculum in terms of English Language Development (ELD), modeling of instructional activities, a focus on vocabulary development, an understanding of the technology component, and monitoring student progress through assessments. The cost, not to exceed \$10,000.00, will be paid from the Restricted General Fund—Title III LEP Student Sub Grant, Account No. 544.

Slater and Associates, LLC, Educational Consulting, Idyllwild, California, to provide a four-day Edge training for all High School English Language Development (ELD) teachers, effective January 24, through April 10, 2012. The Edge training will consist of an in-depth review of the curriculum in terms of English Language Development (ELD), modeling of instructional

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activities, a focus on vocabulary development, an understanding of the technology component, and monitoring student progress through assessments. The cost, not to exceed \$10,000.00, will be paid from the Restricted General Fund—Title III LEP Student Sub Grant, Account No. 544.

Telos Educational Services, Chino, California, to present “Many Ways to Win,” at the Work Ability Regional Training in Temecula, California, effective January 3, 2012. The presentation will focus on creating alternatives for high school graduates to ensure their success. The District will team with other local Work Ability programs to cover the facilities, registration, and materials costs. The District’s cost, not to exceed \$2,500.00, will be paid from the Restricted General Fund—Department Rehab, Account No. 568.

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

Etiwanda School District, Etiwanda, California, to provide AB 430 state mandated training to District administrators, effective July 1, 2011, through June 30, 2012. The cost, not to exceed \$3,000.00, will be paid from the Restricted General Fund—Title II, Part A, Principal Training, Account No. 551.

San Bernardino County Superintendent of Schools, San Bernardino, California, to provide AB 430 state mandated training to District administrators, effective July 1, 2011, through June 30, 2012. The cost, not to exceed \$30,000.00, will be paid from the Restricted General Fund—Title II, Part A, Principal Training, Account No. 551.

EDUCATIONAL SERVICES

Curriculum and Instruction

- 8.8 Agreement with Life Long Learning & Associates to Provide Staff Development on Effective Assessment Design, Blue Jay, California
(Prepared by Business Services Division)

The Research and Instructional Technology Department requests Board of Education approval to enter into an agreement with Life Long Learning & Associates, Blue Jay, California, to provide training on effective assessment design to District staff, effective December 21, 2011, through June 30, 2012. The staff development will facilitate the development of common formative assessments by grade level and content, lead and facilitate data analysis and curriculum alignment activities, design lessons based on the data analysis, and provide effective instructional strategies to fill identified gaps in student achievement. The fee, not to exceed \$18,000.00, will be paid from the Restricted General Fund, Title II Educational Services, Account No. 538.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education approves entering into an agreement with Life Long Learning & Associates, Blue Jay, California, to provide training on effective assessment design to District staff, effective December 21, 2011, through June 30, 2012. The staff development will facilitate the development of common formative assessments by grade level and content, lead and facilitate data analysis and curriculum alignment activities, design lessons based on the data analysis, and provide effective instructional strategies to fill identified gaps in student achievement. The fee, not to exceed \$18,000.00, will be paid from the Restricted General Fund, Title II Educational Services, Account No. 538.

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

Requester: Assistant Director, Research and Instructional Technology Department

Approver: Chief Academic Officer, Educational Services Division

8.9 Amendment of the Agreement with Solution Tree, Inc., to Provide Transforming School Culture Staff Development, Bloomington, Indiana
(Prepared by Business Services Division)

Serrano Middle School requests Board of Education approval to amend the agreement with Solution Tree, Inc., Bloomington, Indiana, approved by Board on December 16, Agenda Item 10.14. The amendment is necessary to add \$500.00 to the original fee of \$16,600.00 for an aggregate total not to exceed \$17,100.00, to cover the presenter's travel costs. The additional fee will be paid from the Unrestricted General Fund, School Improvement Grant, SIG, Account No. 507. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Solution Tree, Inc., Bloomington, Indiana, approved by Board on December 16, Agenda Item 10.14. The amendment is necessary to add \$500.00 to the original fee of \$16,600.00 for an aggregate total not to exceed \$17,100.00, to cover the presenter's travel costs. The additional fee will be paid from the Unrestricted General Fund, School Improvement Grant, SIG, Account No. 507. All other terms and conditions remain the same.

Requester: Principal, Serrano Middle School

Approver: Chief Academic Officer, Educational Services Division

8.10 Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability
(Prepared by Research)

Education Code Section 60851(a) provides that “Commencing with the 2003-2004 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:

12/01/1992 11/08/1994

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

Requester: Assistant Director, Research Department

Approver: Chief Academic Officer, Educational Services Division

8.11 Rescission of the Agreement with A to Z In-Home Tutoring to Provide Supplementary Educational Services to District Students, Los Alamitos, California
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to rescind the agreement with A to Z In-Home Tutoring, Los Alamitos, California, as approved by the Board on October 18, 2011, Agenda Item 9.18. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds its approval to enter into an agreement with A to Z In-Home Tutoring, Los Alamitos, California, as approved by the Board on October 18, 2011, Agenda Item 9.18. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

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

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Requester: Director, Accountability Department
Approver: Chief Academic Officer, Educational Services Division

8.12 Rescission of the Agreement with Brier VI, Inc., dba Huntington Learning Center to Provide Supplementary Educational Services to District Students, Ventura, California
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to rescind the agreement with Brier VI, Inc., dba Huntington Learning Center, Ventura, California, as approved by the Board on October 18, 2011, Agenda Item 9.24. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds its approval to enter into an agreement with Brier VI, Inc., dba Huntington Learning Center, Ventura, California, as approved by the Board on October 18, 2011, Agenda Item 9.24. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

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

Requester: Director, Accountability Department
Approver: Chief Academic Officer, Educational Services Division

8.13 Rescission of the Agreement with DS Learning to Provide Supplementary Educational Services to District Students, Lancaster, California
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to rescind the agreement with DS Learning, Lancaster, California, as approved by the Board on October 18, 2011, Agenda Item 9.26. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds its approval to enter into an agreement with DS Learning, Lancaster, California, as approved by the Board on October 18, 2011, Agenda Item 9.26. The provider was not selected to provide supplementary educational services for

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after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

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

Requester: Director, Accountability Department
Approver: Chief Academic Officer, Educational Services Division

8.14 Rescission of the Agreement with Future Stars Tutoring Services Center to Provide Supplementary Educational Services to District Students, Lakewood, California
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to rescind the agreement with Future Stars Tutoring Services Center, Lakewood, California, as approved by the Board on October 18, 2011, Agenda Item 9.30. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds its approval to enter into an agreement with Future Stars Tutoring Services Center, Lakewood, California, as approved by the Board on October 18, 2011, Agenda Item 9.30. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

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

Requester: Director, Accountability Department
Approver: Chief Academic Officer, Educational Services Division

8.15 Rescission of the Agreement with ICES Education to Provide Supplementary Educational Services to District Students, Long Beach, California
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to rescind the agreement with ICES Education, Long Beach, California, as approved by the Board on October 18, 2011, Agenda Item 9.31. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

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It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds its approval to enter into an agreement with ICES Education, Long Beach, California, as approved by the Board on October 18, 2011, Agenda Item 9.31. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

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

Requester: Director, Accountability Department

Approver: Chief Academic Officer, Educational Services Division

8.16 Rescission of the Agreement with Project IMPACT to Provide Supplementary Educational Services to District Students, Lynwood, California
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to rescind the agreement with Project IMPACT, Lynwood, California, as approved by the Board on October 18, 2011, Agenda Item 9.33. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds its approval to enter into an agreement with Project IMPACT, Lynwood, California, as approved by the Board on October 18, 2011, Agenda Item 9.33. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

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

Requester: Director, Accountability Department

Approver: Chief Academic Officer, Educational Services Division

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8.17 Rescission of the Agreement with Ultimate Success Learning to Provide Supplementary Educational Services to District Students, Los Angeles, California
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to rescind the agreement with Ultimate Success Learning, Los Angeles, California, as approved by the Board on October 18, 2011, Agenda Item 9.35. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds its approval to enter into an agreement with Ultimate Success Learning, Los Angeles, California, as approved by the Board on October 18, 2011, Agenda Item 9.35. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

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

Requester: Director, Accountability Department
Approver: Chief Academic Officer, Educational Services Division

8.18 Rescission of the Renewal of the Agreement with Adelante Educational Services to Provide Supplementary Educational Services to District Students, Mission Viejo, California
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to rescind the renewal of the agreement with Adelante Educational Services, Mission Viejo, California, as approved by the Board on October 18, 2011, Agenda Item 9.41. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds its approval to renew the agreement with Adelante Educational Services, Mission Viejo, California, as approved by the Board on October 18, 2011, Agenda Item 9.41. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

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

Requester: Director, Accountability Department
Approver: Chief Academic Officer, Educational Services Division

- 8.19 Rescission of the Renewal of the Agreement with Amazing A Academics to Provide Supplementary Educational Services to District Students, Rancho Cucamonga, California
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to rescind the renewal of the agreement with Amazing A Academics, Rancho Cucamonga, California, as approved by the Board on October 18, 2011, Agenda Item 9.44. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds its approval to renew the agreement with Amazing A Academics, Rancho Cucamonga, California, as approved by the Board on October 18, 2011, Agenda Item 9.44. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

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

Requester: Director, Accountability Department
Approver: Chief Academic Officer, Educational Services Division

- 8.20 Rescission of the Renewal of the Agreement with Friendly Community Outreach Center to Provide Supplementary Educational Services to District Students, Oceanside, California
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to rescind the renewal of the agreement with Friendly Community Outreach Center, Oceanside, California, as approved by the Board on October 18, 2011, Agenda Item 9.57. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education rescinds its approval to renew the agreement with Friendly Community Outreach Center, Oceanside, California, as approved by the Board on October 18, 2011, Agenda Item 9.57. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

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

Requester: Director, Accountability Department
Approver: Chief Academic Officer, Educational Services Division

- 8.21 Rescission of the Renewal of the Agreement with Mathnasium, LLC, dba 123 Math: Mathnasium Learning Center to Provide Supplementary Educational Services to District Students, Los Angeles, California
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to rescind the renewal of the agreement with Mathnasium, LLC, dba 123 Math: Mathnasium Learning Center, Los Angeles, California, as approved by the Board on October 18, 2011, Agenda Item 9.65. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds its approval to renew the agreement with Mathnasium, LLC, dba 123 Math: Mathnasium Learning Center, Los Angeles, California, as approved by the Board on October 18, 2011, Agenda Item 9.65. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

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

Requester: Director, Accountability Department
Approver: Chief Academic Officer, Educational Services Division

- 8.22 Rescission of the Renewal of the Agreement with Milestones Family Learning Center to Provide Supplementary Educational Services to District Students, Carson, California
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to rescind the renewal of the agreement with Milestones Family Learning Center, Carson, California, as approved by the

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Board on October 18, 2011, Agenda Item 9.67. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds its approval to renew the agreement with Milestones Family Learning Center, Carson, California, as approved by the Board on October 18, 2011, Agenda Item 9.67. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

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

Requester: Director, Accountability Department
Approver: Chief Academic Officer, Educational Services Division

Student Services

- 8.23 Agreement with the Boys and Girls Club of San Bernardino to Provide Before- and After-School Programs, San Bernardino, California
(Prepared by Business Services Division)

The Creative Before- and After-School Programs for Success (CAPS) Department requests Board of Education approval to enter into an agreement with the Boys and Girls Club of San Bernardino, California, to provide Before- and After-School programs for the following District sites: Davidson, Marshall, Mt. Vernon, Rio Vista, Salinas, and Warm Springs Elementary Schools, effective January 3, through June 30, 2012. The Before- and After-School Programs will support student success in school by providing academic support and enrichment opportunities. The cost, not to exceed \$67,950.00, will be paid from the Restricted General Fund—21st Century Community Learning Centers Grant, Account No. 574.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with the Boys and Girls Club of San Bernardino, California, to provide Before- and After-School programs for the following District sites: Davidson, Marshall, Mt. Vernon, Rio Vista, Salinas, and Warm Springs Elementary Schools, effective January 3, through June 30, 2012. The Before- and After-School Programs will support student success in school by providing academic support and enrichment opportunities. The cost, not to exceed \$67,950.00, will be paid from the Restricted General Fund—21st Century Community Learning Centers Grant, Account No. 574.

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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 all related documents.

Requester: Director, Creative Before- and After-School Programs for Success (CAPS) Department
Approver: Assistant Superintendent, Student Services

8.24 Amendment of the Agreement with Ecclesia Christian Fellowship to Provide After-School Programs, San Bernardino, California
(Prepared by Business Services Division)

The Creative Before- and After-School Programs for Success (CAPS) Department requests Board of Education approval to amend the agreement with Ecclesia Christian Fellowship, San Bernardino, California, approved by the Board on July 19, 2011, Agenda Item 11.16. The amendment is necessary to add \$19,770.00 to the original fee of \$62,467.00 for an aggregate total not to exceed \$82,237.00. The District has received additional funding for supervision and management of the CAPS After-School Program at Del Rosa Elementary School. The additional fee will be paid from the Restricted General Fund—After School Education and Safety Program, Account No. 459. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Ecclesia Christian Fellowship, San Bernardino, California, approved by the Board on July 19, 2011, Agenda Item 11.16. The amendment is necessary to add \$19,770.00 to the original fee of \$62,467.00 for an aggregate total not to exceed \$82,237.00. The District has received additional funding for supervision and management of the CAPS After-School Program at Del Rosa Elementary School. The additional fee will be paid from the Restricted General Fund—After School Education and Safety Program, Account No. 459. All other terms and conditions remain the same.

Requester: Director, Creative Before- and After-School Programs for Success (CAPS) Department
Approver: Assistant Superintendent, Student Services

8.25 Amendment of the Master Agreement with YMCA of the East Valley to Provide Creative Before- and After-School Programs (CAPS) for Success Services to District Students, San Bernardino, California
(Prepared by Business Services Division)

The Creative Before- and After-School Programs for Success (CAPS) Department requests Board of Education approval to amend the master agreement with YMCA of the East Valley, San Bernardino, California approved by the Board on June 21, 2011, Agenda Item 8.50. The amendment is necessary to add \$2,633,205.25 to the original fee of \$2,500,000.00 for an aggregate total not to exceed \$5,133,205.25. YMCA of the East Valley will provide supervision

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at all CAPS sites. The additional fee will be paid from the Restricted General Fund—21st Century Community Learning Centers Grant, Account No. 567. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the master agreement with YMCA of the East Valley, San Bernardino, California approved by the Board on June 21, 2011, Agenda Item 8.50. The amendment is necessary to add \$2,633,205.25 to the original fee of \$2,500,000.00 for an aggregate total not to exceed \$5,133,205.25. YMCA of the East Valley will provide supervision at all CAPS sites. The additional fee will be paid from the Restricted General Fund—21st Century Community Learning Centers Grant, Account No. 567. All other terms and conditions remain the same.

Requester: Director, Creative Before- and After-School Programs for Success (CAPS)
Department
Approver: Assistant Superintendent, Student Services

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

It is recommended that the following resolution be adopted:

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

**3/14/1998	*(S)7/4/1994	**9/29/1994	**8/8/1993	*(S)11/12/1994	*(S)11/15/1994
*(S)7/11/1998	**8/8/2000	*(S)7/14/1995	***(S)8/24/1997	2/3/1993	*(S)1/6/1996
*(S)10/20/1999					

*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

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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.

Requester: Director, Youth Services
Approver: Assistant Superintendent, Student Services

8.27 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.

Requester: Director, Youth Services
Approver: Assistant Superintendent, Student Services

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

It is recommended that the following resolution be adopted:

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

12/9/1995

Requester: Director, Youth Services
Approver: Assistant Superintendent, Student Services

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8.29 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:

Requester: Director, Youth Services
Approver: Assistant Superintendent, Student Services

8.30 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.

Requester: Director, Youth Services
Approver: Assistant Superintendent, Student Services

8.31 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:

Requester: Director, Youth Services
Approver: Assistant Superintendent, Student Services

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8.32 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:

Requester: Director, Youth Services
Approver: Assistant Superintendent, Student Services

8.33 Petition to Expunge, Rescind, or Modify Expulsion
(Prepared by Youth Services Department)

6/21/1994

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.

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.

Requester: Director, Youth Services
Approver: Assistant Superintendent, Student Services

FACILITIES/OPERATIONS DIVISION

Facilities Management

8.34 Amendment No. 2 to the Signature Authorization - Facilities Management
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the signature authorization, originally approved by the Board on June 21, 2011, for Samer Alzubaidi, Director, Facilities Planning and Development. This amendment is to extend the ending date through June 30, 2012, for the following:

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1. Signing of change orders, not exceeding in total 10 percent of the original contract price
2. Signature authorization for the Division of the State Architect (DSA) and Office of Public School Construction (OPSC) applications

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the signature authorization for Samer Alzubaidi, Director, Facilities Planning and Development. This amendment is to extend the ending date through June 30, 2012, for the following:

1. Signing of change orders, not exceeding in total 10 percent of the original contract price
2. Signature authorization for DSA and OPSC applications

Requester: Interim Facilities Administrator, Facilities Management Department

Approver: Assistant Superintendent, Facilities/Operations Division

- 8.35 Amendment No. 4 to the Agreement with ATI Architects and Engineers for Architectural and Engineering Services for the Middle College High School Project
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests the Board of Education approval to amend the agreement with ATI Architects and Engineers, Highland, CA, originally approved by the Board on January 8, 2008. This amendment is for additional services to provide Storm Water Pollution Prevention Plan (SWPPP) services for the Middle College High School project. SWPPP is required by new State storm water permit regulations and revision of the water improvement plans for City approval. The cost, not to exceed \$11,000.00 (\$5,400.00 for SWPPP updates and \$5600.00 for inspection services), will be paid from Funds 21, 25, and 35. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with ATI Architects and Engineers for architectural and engineering services for the Middle College High School project. This amendment is for additional services to provide Storm Water Pollution Prevention Plan services. The cost, not to exceed \$11,000.00 (\$5,400.00 for SWPPP updates and \$5600.00 for Inspection Services), will be paid from Funds 21, 25, and 35. All other terms and conditions will remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 4.

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Requester: Interim Facilities Administrator, Facilities Management Department
Approver: Assistant Superintendent, Facilities/Operations Division

8.36 Amendment No. 5 to the Agreement with ATI Architects and Engineers for Architectural and Engineering Services for the Little Mountain Elementary School Project
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests the Board of Education approval to amend the agreement with ATI Architects and Engineers, Highland, CA, originally approved by the Board on December 18, 2007. This amendment is for additional services to provide Storm Water Pollution Prevention Plan (SWPPP) services for the Little Mountain Elementary School project. SWPPP is required by new State storm water permit regulations and revision of the water improvement plans for City approval. The cost, not to exceed \$10,937.50 (\$5,337.50 for SWPPP updates and \$5,600.00 for Inspection Services), will be paid from Funds 21, 25, and 35. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with ATI Architects and Engineers for architectural and engineering services for the Little Mountain Elementary School. This amendment is for additional services to provide Storm Water Pollution Prevention Plan (SWPPP) services. The cost, not to exceed \$10,937.60 (\$5,337.50 for SWPPP updates and \$5,600.00 for Inspection Services), will be paid from Funds 21, 25, and 35. All other terms and conditions will remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 5.

Requester: Interim Facilities Administrator, Facilities Management Department
Approver: Assistant Superintendent, Facilities/Operations Division

8.37 Approval of Agreement with the Replacement Contractor, Prime Steel, Inc., for the George Brown Jr. Elementary School Project, Bid No. F08-13, Category No. 06 - Structural Steel and Metal Decking
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to award a contract to the replacement contract, Prime Steel, Inc., Pomona, CA, for the George Brown Jr. Elementary School Project, Bid No. F08-13, Bid Category No. 6. On May 17, 2011, the District awarded the contract to Wide Flange Steel, Inc. On September 14, 2011, the District terminated their contract for cause when they failed to respond to the District's requests for assurances that they were able to perform the work required under the contract. The Surety, First National Insurance Company of America, agreed to tender a replacement contractor, Prime Steel, Inc., and

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pay the difference in price between Wide Flange Steel's contract and the replacement contractor's price, in the amount of \$34,360.00.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education makes the following findings:

WHEREAS, the District and Wide Flange Steel, Inc. entered into a contract for the George Brown Jr. Elementary School Project (Project) whereby they were required to provide structural steel and metal decking work on the Project;

WHEREAS, due to Wide Flange Steel's failure to properly perform the work on the Project and failure to respond to the District's construction manager's repeated attempts to seek assurances from them that they would be able to perform the work on the Project, on September 14, 2011, the District terminated their contract for cause and made a formal demand on the Surety, First National Insurance Company of America, to take over and complete Wide Flange Steel's scope of work on the Project;

WHEREAS, in lieu of taking over Wide Flange Steel's contract, the Surety, First National Insurance Company of America, has tendered a replacement contractor, Prime Steel, Inc. and agreed to pay the difference in price between Wide Flange Steel's contract and the replacement contractor's price in the amount of \$34,360.00;

WHEREAS, competitive bidding for the Project would cause unnecessary and further delays and expose the District to additional cost overruns related to those delays;

WHEREAS, Meakin v. Steveland (1977) 68 Cal.App.3d 490 and Los Angeles Dredging v. Long Beach (1930) 210 Cal.348 hold that statutes requiring competitive bidding do not apply when competitive bidding would work an incongruity or not produce any advantage;

WHEREAS, Shore v. Central Contra Costa Sanitary District (1962) Cal.App.2d 465 and Garvey School District v. Paul (1920) 50 Cal.App.75 hold that a contract for takeover work may be exempted from competitive bidding upon termination for cause of the original contractor, and;

WHEREAS, the Board of Education approves, pursuant to Education Code section 17064 and similar statutes;

1. That the recitals are true and correct.
2. That the needs of the District require the District to ensure the Project is completed without additional interruption.
3. That it would not produce any advantage to the District to competitively rebid the Project.
4. That this Resolution shall be effective as of the date of its adoption.

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BE IT FURTHER RESOLVED that the Board of Education approves the replacement contractor, Prime Steel, Inc. for Bid No. F08-13, New Construction for the George Brown Jr. Elementary School Project, Category No. 06 - Structural Steel and Metal Decking, originally awarded to Wide Flange Steel, Inc. The difference in price between their contract and the replacement contractor's price in the amount of \$34,360.00 will be paid from Fund 35.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to execute any and all agreements and to complete all necessary documents to complete the Project, or to otherwise carry out the intention of this Resolution.

Requester: Interim Facilities Administrator, Facilities Management Department
Approver: Assistant Superintendent, Facilities/Operations Division

8.38 Approval of New Indian Springs High School's Mascot and Colors
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval of the mascot and school colors for the new Indian Springs High School. On January 19, 2010 the Board approved names for all new construction school sites, including Indian Springs High School as recommended by the Superintendent's Naming of Schools Committee and put forth for recommendation by the San Manuel Band of Mission Indians. The District and San Manuel Tribe have maintained a positive, student-oriented relationship for many years. They have co-sponsored the annual California Indian Cultural Awareness Conference for over a decade, donated uniforms, band equipment, field trips, scholarships, and funding for the multi-million athletic complex at San Geronio High School. Because of this positive relationship and their association with the naming of the school, their input was sought when considering the school's mascot and colors.

The Tribe and the District agreed to recommend the coyote as the mascot and red ochre and gold as their colors. The clan of Serrano, which settled on San Manuel, is a Coyote Clan of the greater Serrano Nation and the coyote is an important symbol to the Tribe. The red ochre color identifies the Tribe's homelands in the Big Bear area, their place of cultural and clan origin, and remains a physical connection to these ancestral lands in the San Bernardino region.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the adoption of the coyote as the new Indian Springs High School mascot and the colors of red ochre and gold as the school colors.

Requester/Approver: Assistant Superintendent, Facilities/Operations

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Nutrition Services

8.39 Cafeteria Warrant Register, November 1, through November 30, 2011
(Prepared by Facilities/Operations Division)

It is requested that the Board of Education adopt the Cafeteria Warrant Registers and authorize 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, November 1, through November 30, 2011, be approved.

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

Requester: Director, Nutrition Services Department

Approver: Assistant Superintendent, Facilities/Operations Division

HUMAN RESOURCES DIVISION

8.40 Amendment to the Agreement with Musick, Peeler & Garrett, LLP to Provide Legal Services for Labor, Personnel, and Employment Issues, Los Angeles, California
(Prepared by Business Services Division)

The Personnel Commission requests Board of Education approval to amend the agreement with Musick, Peeler & Garrett, LLP, Los Angeles, California, approved by the Board on November 1, 2011, Agenda Item 8.42. The amendment is necessary to add \$100,000.00, to the fee of \$254,513.00, for an aggregate total not to exceed \$354,513.00 for additional legal work regarding the Personnel Commission for Writ CIVDS 916708. The additional fees will be paid from the Unrestricted General Fund—Legal Fees, Account No. 077. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Musick, Peeler & Garrett, LLP, Los Angeles, California, approved by the Board on November 1, 2011, Agenda Item 8.42. The amendment is necessary to add \$100,000.00, to the fee of \$254,513.00, for an aggregate total not to exceed \$354,513.00 for additional legal work regarding the Personnel Commission for Writ CIVDS 916708. The additional fees will be paid from the

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Unrestricted General Fund—Legal Fees, Account No. 077. All other terms and conditions will remain the same.

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

Requester: Commissioner Chair, Personnel Commission
Approver: Assistant Superintendent, Human Resources Division

8.41 Amendment of the Agreement with the University of Southern California, Rossier School of Education to Provide Teacher Candidates to Observe District Students, Los Angeles, California
(Prepared by Business Services Division)

The Human Resources Division requests Board of Education approval to amend the agreement with the University of Southern California, Rossier School of Education, Los Angeles, California, approved by Board on November 1, 2011, Agenda Item 8.40. The amendment is necessary to add 2tor, Inc., Landover, Maryland, to the agreement. 2tor, Inc., will pay an honorarium of \$350.00 to each Guiding Teacher for participation in the program. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with the University of Southern California, Rossier School of Education, Los Angeles, California, approved by Board on November 1, 2011, Agenda Item 8.40. The amendment is necessary to add 2tor, Inc., Landover, Maryland, to the agreement. 2tor, Inc., will pay an honorarium of \$350.00 to each Guiding Teacher for participation in the program. All other terms and conditions remain the same.

Requester: Director, Human Resources Division
Approver: Assistant Superintendent, Human Resources Division

8.42 Payment of Master Teacher – National University
(Prepared by Certificated Human Resources Division)

The District has an agreement with National University to allow university students to do Educational Field Work in the District, under assigned master teacher(s), for which the District is paid an honorarium. The District is in receipt of check number 1254089 from National University in the amount of \$300.00. The District wishes to pay this honorarium to the master teacher.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during Spring 2011, as provided for in the Agreement with National University, as follows:

VICKIE ALLEN \$300.00

Requester: Human Resources, Certificated

Approver: Assistant Superintendent, Human Resources

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9.0 Action Items

9.1 BB 9322 Agenda Content (Prepared by Interim Superintendent)

At the September 6, 2011 Board meeting, the following revision to BB 9322 Agenda Content was approved by the Board:

Agenda Preparation

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

Board members have requested to revisit this Board Bylaw and may take action this evening.

Requester/Approver: Board of Education

9.2 District Office Reorganization (Prepared by Interim Superintendent)

At the October 4, 2011 Board meeting, the Board approved the following:

BE IT RESOLVED that the Board of Education approves the District Office Reorganization. The plan includes reorganizing all instructional programs into one division. The reorganization of all of our Curriculum/Instruction, Special Education, Categorical Programs, Student Support, Student Services and our large SIG and QEIA grant programs into one integrated division.

Board members have requested to revisit this issue and may take action this evening.

Requester/Approver: Board of Education

9.3 Fiscal Audit (Prepared by Interim Superintendent)

During the October 4, 2011 Board meeting, former Board member Teresa Parra Craig requested that Staff prepare an RFP for a Fiscal Audit. During the October 18, 2011 Board meeting, Consent Item 9.1 Request for Proposal (RFP) for Fiscal Audit was pulled from the consent calendar with the direction to bring it back to the Board after Teresa Parra Craig and Mohammad Islam meet to discuss this further.

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Board members have requested to agendaize this item to get clarification on what the audit is intended to review.

Requester/Approver: Board of Education

9.4 Legal Services to the Board of Education
(Prepared by Interim Superintendent)

On September 20, 2011, the Board of Education entered into an agreement with Leal & Trejo to provide legal services to the Board of Education on as needed basis, effective September 6, 2011, through June 30, 2013. The scope of work and level of services needed to be provided to the Board has not been determined at this time. Total cost, not to exceed \$50,000, will be paid from the Unrestricted General Fund-Board of Education, Account No. 066.

Board members have requested that this agreement be agendaized to discuss the scope of work and level of services needed to be provided to the Board.

Requester/Approver: Board of Education

9.5 Request For Proposal (RFP) for Strategic Plan
(Prepared by Interim Superintendent)

Board of Education approval is requested to initiate the Request For Proposal (RFP) process to solicit proposals from qualified professional firms to facilitate in the development of a Strategic Plan.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves to initiate the RFP process to facilitate in the development of a Strategic Plan.

Requester/Approver: Board of Education

9.6 Personnel Report #12, Dated December 20, 2011
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #12, dated December 20, 2011, 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 #12, dated December 20, 2011, 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.

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

WAYNE A. TULLY

WHEREAS Wayne Tully was a dedicated member of the certificated and management service for the San Bernardino City Unified School District from 1964 until his retirement in 1993; and

WHEREAS Wayne Tully served the District as a teacher before being promoted to principal, and worked at numerous District schools, including Pacific, Sterling, Emmerton, Fairfax, and California; and

WHEREAS Wayne Tully was involved in the Rotary Club and the Tachikawa, Japan Sister City Program, and his hobbies included repairing clocks, baking, and making jelly; and

WHEREAS on December 5, 2011, Wayne Tully died, bringing deep sorrow to his loving family and friends; and

WHEREAS Wayne Tully is survived by his four children; Kevin Tully, Mark Tully, Bonnie Johnson, and David Tully; three grandchildren; and one great-grandchild;

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 Wayne Tully's long, fine years of service to the District and its students and does extend its deepest sympathy to his family.

MARGIE STIDHAM VISBAL

WHEREAS Margie Visbal was a dedicated member of the classified service for the San Bernardino City Unified School District from 1973 until 1988; and

WHEREAS Margie Visbal served the District as an instructional aide, working with children at Bradley and Warm Springs Elementary Schools; and

WHEREAS Margie Visbal was a proud graduate of San Bernardino High School, and also attended San Bernardino Valley College and Arizona State University; and

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WHEREAS on November 17, 2011, Margie Visbal died, bringing deep sorrow to her loving family and friends; and

WHEREAS Margie Visbal is survived by her husband, Leo G. Visbal of Victorville; two sons Geoffrey G. Visbal of Calimesa, J. Todd Visbal of Santa Ana; and several 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 Margie Visbal's long, fine years of service to the District and its students and does extend its deepest sympathy to her family.

SESSION EIGHT - Closed Session

10.0 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: Harold Vollkommer
Employee Organization: California School Employees Association
Communications Workers of America
San Bernardino School Police Officers Association
San Bernardino Teachers Association

Public Employee Discipline/Dismissal/Release

Conference with Legal Counsel: Anticipated Litigation

(Government Code Section 54956.9(b)(1))

Number of Cases: Two

Conference with Legal Counsel: Anticipated Litigation

(Education Code Section 47614, Title V,
California Code of Regulations Section 11969.1-11969.6

Number of Cases: One

Public Employment Appointment

Title: Director, Charter School Operations

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SESSION NINE – Open Session

11.0 Action Reported from Closed Session

SESSION TEN - Closing

12.0 Adjournment

The next regular meeting of the Board of Education of the San Bernardino City Unified School District to be held on Tuesday, January 3, 2012, has been canceled. The business of the District normally considered by the Board on January 3, will be placed on the agenda of a special meeting scheduled for Tuesday, January 10, 2012, 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: December 16, 2011