

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

ABIGAIL MEDINA
Vice President



GWENDOLYN RODGERS
Board Member

DR. BARBARA FLORES
Board Member

DR. MARGARET HILL
President

DANNY TILLMAN
Board Member

MICHAEL J. GALLO
Board Member

DALE MARSDEN, Ed.D.
Superintendent

SCOTT WYATT, Ed.D.
Board Member

March 15, 2016

Estimated Times

SESSION ONE

- | | | |
|------------|---|----------------|
| 1.0 | <i>Opening</i> | 5:30 pm |
| 1.1 | <u>Call to Order</u> | |
| 1.2 | <u>Pledge of Allegiance to the Flag</u> | |
| 1.3 | <u>Adoption of Agenda</u> | |
| 1.4 | <u>Inspirational Reading – Gwen Rodgers</u> | |

SESSION TWO

- | | | |
|------------|--|----------------|
| 2.0 | <i>Special Presentation(s)</i> | 5:35 pm |
| 2.1 | <u>School Showcase/Student Report – San Bernardino High School</u> | |
| 2.2 | <u>Outstanding Student Awards</u> | |
| 2.3 | <u>In Recognition of César E. Chávez</u> | |
| 2.4 | <u>Recognition of Public Schools Month</u> | |

SESSION THREE

- | | | |
|------------|---|----------------|
| 3.0 | <i>Public Hearing(s)</i> | 6:35 pm |
| 3.1 | <u>District’s Initial Contract Proposal to California School Employees Association (CSEA)</u> | |
| 3.2 | <u>Initial Contract Proposal from California School Employees Association (CSEA)</u> | |
| 3.3 | <u>Public Disclosure of Memorandum of Understanding Between the San Bernardino City Unified School District and Communications Workers of America (CWA)</u> | |

SESSION FOUR

4.0 *Public Comments*

6:50 pm

This is the time during the agenda when the Board of Education is prepared to receive comments of members of the public on any matter within its subject matter jurisdiction. If you wish to address the Board, please complete a “Request to Address the Board of Education” form giving a brief description of the matter you wish to address. If you wish to speak to an agenda item and prefer to wait to address the Board at the time the item is under Board consideration, indicate so on your form. Please place your completed form in the inbox located at the agenda table.

The Board may not have complete information available to answer questions and may refer specific concerns to the Superintendent for attention. The Board requests that any person wishing to make complaints against District employees file the appropriate complaint form prior to this meeting. Speakers are cautioned that under California law, no person is immune from liability for making intentionally false or defamatory comments regarding any person simply because these comments are made at a public meeting.

This is the only time on the agenda that the public will have an opportunity to address the Board on non-agendized matters. When recognized by the President of the Board, please step to the microphone at the podium, give your name and address, and limit your comments to five minutes. The Board limits total time for public comment on any topic to 30 minutes.

SESSION FIVE

5.0 *Administrative Presentation(s)*

7:50 pm

5.1 Student Achievement

5.2 Second Interim Report/Budget

SESSION SIX

6.0 *Reports and Comments*

8:50 pm

6.1 Report by San Bernardino Teachers Association

6.2 Report by California School Employees Association

6.3 Report by Communications Workers of America

6.4 Report by San Bernardino School Police Officers Association

6.5 Report by San Bernardino School Managers

6.6 Board/Superintendent Protocols #5

6.7 Comments by Board Members

6.8 Board Committee Reports

6.9 Comments by Superintendent and Staff Members

SESSION SEVEN

7.0 *Consent Calendar*

10:00 pm

(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.

BOARD OF EDUCATION

7.1 Approval of Minutes

SUPERINTENDENT

7.2 Approval for the Payment of Non-District Employees

BUSINESS SERVICES

7.3 Acceptance of Gifts and Donations to the District

7.4 Amendment No. 1 to Bid No. 15-05 Service Vehicles and Trailers

7.5 Amendment No. 2 to the Agreement with IntraTek Computer, Inc., Irvine, CA to Provide Computer Installation, Set-Up and Deployment Services for both Apple and Dell Computers throughout the District

7.6 Authorization to Participate as a Sponsor in the LEAD VII Summit at California State University, San Bernardino

7.7 Authorize Bradley Parent Teacher Organization

7.8 Commercial Warrant Register for Period February 16 through February 29, 2016

7.9 Consulting Services Agreement with Keenan & Associates, Torrance, CA, to Provide Workers' Compensation Consulting Services

7.10 Ratification of Amendment No. 1 to the Agreement with Perr & Knight, Inc., Santa Monica, CA, to Provide an Evaluation of the District's Self-Insured Liabilities

7.11 RFP No. 15-10, Student Transportation Services

EDUCATIONAL SERVICES

7.12 Agreement with Elevated Achievement Group, Inc., (EAG), Delran, NJ, to Provide Professional Development to District Teachers

7.13 Agreement with Get Ahead Writing, LLC, Mission Viejo, CA, to Provide Direct Instruction of the Common Core State Standards in Writing and Language

7.14 Extended Field Trip, Arroyo Valley High School, JROTC Cadet Leadership Challenge Camp, Fort Irwin, CA

7.15 Facilities Use Agreement with the National Orange Show, San Bernardino, CA, for Arroyo Valley High School's Graduation Ceremony

7.16 Facilities Use Agreement with the University of California, Riverside, CA, to Provide a Team Building Challenge Course

7.17 Payment for Course of Study Activities - Educational Services

7.18 Payment for Services Rendered by Non-Classified Experts and Organizations – Educational Services

7.19 Rescission of the Agreement with VTA Tutoring Services, Torrance, CA, to Provide Supplementary Educational Services to Eligible District Students

FACILITIES/OPERATIONS

Facilities Management

- 7.20 Amendment No.1 to the Agreement with Creative Business Services, Inc.
- 7.21 Correction to the Approval to Sell ORG Modular Structures
- 7.22 Notice of Completion, Bid No. F13-14, Multiple ADA Upgrades at Various Elementary Schools

Nutrition Services

- 7.23 Cafeteria Warrant Register, February 1 through February 29, 2016

HUMAN RESOURCES

- 7.24 Extended Field Trip, Belvedere Elementary School, Emerald Cove Outdoor Science Institute, Running Springs, CA
- 7.25 Payment for Course of Study Activities - Human Resources
- 7.26 Payment for Services Rendered by Non-Classified Experts and Organizations – Human Resources
- 7.27 Ratification of the Agreement with Patricia D. Barrett, Upland, CA, to Act as a Hearing Officer for District Employees’ Disciplinary Meetings

STUDENT SERVICES

- 7.28 Amendment No. 1 to the Agreement with American Medical Response, Rancho Cucamonga, CA, to Provide Ambulance Services at Home Football Games at Pacific High School and San Bernardino High School
- 7.29 Business and Inservice Meetings - Student Services
- 7.30 Facility Use Agreement with California State University, San Bernardino, CA, for the Lease of Coussoulis Arena for Graduation Ceremonies
- 7.31 Payment for Services Rendered by Non-Classified Experts and Organizations – Student Services

Family Engagement Office

- 7.32 Agreement with Lollipop & Associates, Highland, CA, to Provide Parent Enrichment Workshops
- 7.33 Agreement with Manuel Baltierra, Grand Terrace, CA, to Provide Parent Workshops
- 7.34 Agreement with The Community Foundation, Riverside, CA, to Provide the Infant-Toddler Success Parenting Project
- 7.35 Ratification of the Agreement with Educational Achievement Services, Inc., Las Vegas, NV, to Provide a Parent Engagement Program

Inland Career Education Center

- 7.36 Amendment No. 1 to the Agreement with Clinica Medica Familiar, Ontario, CA, for Affiliation Services for the Medical Assistant Program for Adult Students at the Inland Career Education Center
- 7.37 Amendment No. 1 to the Agreement with Reingold LINK, Washington, DC, to Develop a Branding and Marketing Campaign for the Inland Career Education Center

Youth Services

- 7.38 Expulsion of Student(s)
- 7.39 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
- 7.40 Lift of Expulsion of Student(s)
- 7.41 Petition to Expunge, Rescind, or Modify Expulsion

SESSION EIGHT

- 8.0** *Action Items* **10:05 pm**
- 8.1 Approve/Deny the Charter Petition for Scholars Academy for Excellence (SAFE) and Adopt the Resolution Effectuating that Action
- 8.2 Second Period Interim Financial Report as of January 31, 2016
- 8.3 Personnel Report #16, Dated March 15, 2016
- 8.4 Top 10 List
- 8.5 Future Agenda Items
- 8.6 Follow Up on Requests/Questions

SESSION NINE

- 9.0** *Closed Session* **10:15 pm**

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

Anticipated Litigation

Pursuant to Government Code Section 54956.9 (d)
Number of Cases: One

Existing Litigation

Conference with Legal Counsel pursuant to Government Code Section 54956.9 (d)
Number of Cases:

Conference with Labor Negotiator

District Negotiator: Perry Wiseman
Employee Organization: California School Employees Association
Communications Workers of America
San Bernardino School Police Officers Association
San Bernardino Teachers Association

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Public Employee Appointment(s)

Title: Director, Alternative Programs
Coordinator, English Learner Programs Secondary

Public Employee Discipline/Dismissal/Release

Student Matters/Discipline

SESSION TEN

10.0 *Action Reported from Closed Session* **10:45 pm**

SESSION ELEVEN

11.0 *Adjournment* **10:50 pm**

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

Affirmative Action Office
777 North F Street
San Bernardino, CA 92410
(909) 381-1122
(909) 381-1121 fax

Office Hours: Monday through Friday, 8 a.m.-4:30 p.m.

Requests for reasonable accommodations must be received by the Affirmative Action Office no later than five working days before the public meeting so that an interactive process can be effectuated to determine an effective accommodation that would best serve the needs of the individual with a disability.

Posted: March 11, 2016

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March 15, 2016

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March 15, 2016

Estimated Times

SESSION ONE

1.0 *Opening* **5:30 pm**

1.1 Call to Order

1.2 Pledge of Allegiance to the Flag

San Bernardino High School senior, Ernesto Ocegueda, will lead the Pledge of Allegiance.

1.3 Adoption of Agenda

1.4 Inspirational Reading – Gwen Rodgers

SESSION TWO

2.0 *Special Presentation(s)* **5:35 pm**

2.1 School Showcase/Student Report – San Bernardino High School

San Bernardino High School principal, Antoinette Fulcher-Gutierrez, will present her school's drumline, led by their new band director, Dana Campfield; after which, SBHS senior, Ernesto Ocegueda, will present the student report.

*All indicated times are approximate. The actual time for any item is dependent upon the amount of time required for prior items.

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2.2 Outstanding Student Awards
(Prepared by the Communications Department)

The Board of Education is pleased to honor students, parents, volunteers, and staff from Wilson Elementary, Chavez, Del Vallejo, and King Middle Schools. The Board wishes to recognize these individuals for their outstanding accomplishments.

2.3 In Recognition of César E. Chávez
(Prepared by the Communications Office)

WHEREAS César E. Chávez, a Mexican-American labor leader in California, was a heroic figure of the 20th century who led a movement dedicated to improving the lives of farm laborers; and

WHEREAS the Board of Education of the San Bernardino City Unified School District recognizes the contributions made by César E. Chávez and designated a middle school to be named Cesar E. Chavez Middle School in honor of this great man;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District hereby recognizes the many contributions and accomplishments of César E. Chávez and encourages all District schools to conduct appropriate activities in observance of his birthday on March 31; and

BE IT FURTHER RESOLVED that the Board of Education encourages all the schools of the District to take this opportunity to express their heartfelt appreciation for César E. Chávez and to honor his legacy as a man of dignity and strength.

2.4 Recognition of Public Schools Month
(Prepared by the Communications Office)

Public Schools Month has been sponsored and promoted by the Free and Accepted Masons of California since 1920.

WHEREAS the Board of Education of the San Bernardino City Unified School District joins the Free and Accepted Masons of California in declaring April as Public Schools Month and recognizing the value of public education in the lives of our citizens; and

WHEREAS with community support throughout California, public schools can bring a variety of educational opportunities into the classroom to benefit all children;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does declare the month of April to be Public Schools Month and does

acknowledge the role of public education in developing students educationally and socially.

SESSION THREE

3.0 Public Hearing(s)

6:35 pm

3.1 District's Initial Contract Proposal to California School Employees Association (CSEA) (Prepared by Human Resources)

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.

The San Bernardino City Unified School District does hereby request, as per Article 24.3 of the Collective Bargaining Agreement, to negotiate the following contract items as part of negotiations towards a successor agreement to the 2013-2016 collective bargaining agreement, which expires on March 31, 2016:

ARTICLE III – DISTRICT RIGHTS

The District would like to clarify Section 1 language around the rights to determine the levels of service, the methods and means of providing them, staffing patterns, etc. The District would also like to incorporate language around the permissible use of interns and volunteers to support the District's vision and mission, strategic plan(s), initiatives, goals and objectives, and State funding requirements.

ARTICLE IV – ASSOCIATION RIGHTS

The District would like to add language in Section 1 providing clarity on notification and approval for Authorized Association representatives accessing bargaining unit member work areas. The District would also like to clarify the release Association Leave time for Elected Association Officers pursuant to Education Code Section 45210.

ARTICLE V – ASSOCIATION SECURITY

The District would like to make minor language changes to reflect District procedures.

ARTICLE VI - WAGES

The District would like to discuss (a) cross-the-board salary increase to all bargaining unit members, (b) additional salary increases for the classifications that fall below the median as outlined in the Board's Competitive/Comparable subcommittee work, and (c) differential stipends.

ARTICLE IX – HOURS

The District would like to explore the work hours and calendars for certain positions (e.g., School Police Dispatchers, etc.). The District would also like to explore new language giving it

flexibility to make minor changes to and employee's daily start and end times.

ARTICLE XI – EMPLOYEE EVALUATION PROCEDURES

The District would like to modify Employee Evaluation Procedures to align with the District's vision and mission, strategic plan(s), initiatives, goals and objectives, and State funding requirements. The District would also like to propose clarifying language regarding probationary periods.

ARTICLE XIV – LEAVES

The District would like to revise language around leaves notification and verification. The District would also like to explore language that encourages unit members to take vacation during non-student days.

ARTICLE XV – REIMBURSEMENT, EXPENSES & MATERIALS

The District would like to negotiate language to enrich Section 9, Tuition Reimbursement, and Section 10, Teacher Development Program.

ARTICLE XVI – SAFETY

In light of the recent December 2, 2015 tragedy in the community, as well as recent incidences of crime, the District would like to explore language to ensure the safety of all unit members.

ARTICLE XVIII – GRIEVANCE PROCEDURE

The District would like to modify language in Section 2 to further clarify the definition and provisions of the grievance procedure.

Conduct a Public Hearing

It is recommended that the following resolution be adopted

BE IT RESOLVED that the Board of Education receives the District's initial contract proposal to the California School Employees Association, Chapter 183.

Requester/Approver: Assistant Superintendent, Human Resources

3.2 Initial Contract Proposal from California School Employees Association (CSEA)
(Prepared by Human Resources 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.

On February 15, 2016, the Human Resources Division received the initial proposal from CSEA, as follows:

California School Employees Association and its Chapter 183 does hereby request, as per Article 24.3 of the Collective Bargaining Agreement, to negotiate the following contract items as part of negotiations towards a successor agreement to the 2013-16 collective bargaining agreement, which expires on March 31, 2016:

ARTICLE I - RECOGNITION

CSEA would like to modify Article 1.2 to include language that modifies the bargaining unit to include and incorporate all classified employee, regardless of number of working hours, into the existing wall-to-wall classified bargaining unit.

ARTICLE II – NON-DISCRIMINATION

CSEA would like to update Article 2.1 to reflect terms and protections currently afforded under state and federal law.

ARTICLE III – DISTRICT RIGHTS

CSEA would like to modify Article 3.1 to reflect the District’s right to contract out work, including classified bargaining unit work, as provided for under law.

ARTICLE IV – ASSOCIATION RIGHTS

CSEA would like to modify Article 4.2 to reflect a union’s statutory right to utilize an employer’s email system for protected communications with union members (i.e. *Purple Communications, Inc.*); to modify Article 4.5 to require the District to provide directly to CSEA a sufficient number of far less expensive printed “booklet” contracts equivalent to the number of all classified bargaining unit members; to delete obsolete language in Article 4.6 from the 2005-06 contract cycle; to modify Article 4.8 to include the topic of the benefits for new classified employees considering membership with CSEA; and to include new language in Article 4.9 providing monthly release time for all night-shift bargaining unit employees so that such employees may attend monthly CSEA Chapter 183 meetings.

ARTICLE VI - WAGES

CSEA would like to amend Article 6.1 to provide an across-the-board salary increase to all bargaining unit members based on that provided to the District as part of the 2016-17 California State Budget and other funds currently available to the District; to also change Article 6.1 to secure bi-monthly pay periods for all classified bargaining unit employees; to modify Article 6.2 to develop new longevity salary schedules to reflect an equal 3% increase for each longevity step and an hourly wage commensurate with each employee’s longevity; to delete Article 6.4 in its entirety; to change bilingual differentials from \$50 to a 3% increase of each eligible employee’s regular hourly pay; to modify Article 6.6 and 6.7 to change all listed differential stipends to 3% of each eligible employee’s regular hourly pay, including “y-rating” any employee at the current rate in the event a 3% stipend is not equivalent to the current contractual amounts; to modify Article 6.9 to provide out-of-class pay to any classified employee serving in a vacant positions for which the District is currently “flying” a position; to modify Article 6.10 to include

additional specialty certifications, such as but not limited to Automotive Service Excellence (ASA) certifications, and building trades certifications; and to include language providing professional growth stipends for all classified employees progressing in education, knowledge and experience as part of an approved professional growth plan; CSEA would also like to increase the daily working hours of all less than eight hour employees in order to improve services to students, parents and the community.

ARTICLE VII – BENEFITS

CSEA would like to modify to change Article 7.2 to provide a 100% district contribution towards all medical plans and tiers for all 6 hour “base” employees; to modify Article 7.3 to reflect CSEA’s right to negotiate both the decision and effects of any district proposed changes to health and welfare networks, carriers, providers, plans and/or methods of funding impacting classified bargaining unit employees; in addition, CSEA would like to conduct a fair and open bidding process for new health and welfare providers and plans for classified bargaining unit members only.

ARTICLE VIII – RETIREE HEALTH INSURANCE

CSEA would like to modify to change Article 8.2 to an increase to the District’s annual contribution towards retiree health insurance contributions; CSEA would like to introduce language to allow retirees to use the District’s annual contribution to purchase dental and vision plans as retirees; in addition, CSEA would like to introduce language that allows dual employee married/domestic partnership couples to each receive the District’s annual contribution towards retiree health insurance.

ARTICLE IX – HOURS

CSEA would like to modify Article 9.1 and 9.15 to clarify CSEA’s right to negotiate the decision and the effects of any District proposed changes to a unit employee’s shift starting and ending times, workweek, or daily working hours; to modify Article 9.5(B) to allow classified employees to use up to 40 hours of accrued compensatory time for up to one after earning such time; to amend Article 9.6 to assign overtime by seniority rotation; and to update language in Article 9.9 regarding policy and practice changes surrounding the approval process for District-provided catastrophic leave benefits including options for maximizing and coordinating LTD benefits with the contractual provisions regarding catastrophic leave.

ARTICLE XII – PERSONNEL FILES

CSEA would like to augment Article 12.5 to include the right of classified employees to respond to derogatory information placed in their personnel file.

ARTICLE XIII – TRANSFER

CSEA would like to introduce language into Article 13.3 to require the District to simultaneously inform CSEA any time an employee is involuntarily transferred; in addition, CSEA would like to insert language in Article 13.3 allowing an employee fifteen days to request a meeting prior to the involuntary transfer, and to allow CSEA to negotiate the effects, if any, of any district

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decision to involuntary transfer one or more employees; in addition, CSEA would like to insert a new Article 13.9 to require the District to fly all vacant positions prior to placing a substitute or out-of-class bargaining unit worker into any vacant position.

ARTICLE XIV – LEAVES

CSEA would like to amend Article 14, et. al., to update statutory leaves, including pregnancy disability leave, maternity/paternity leave, service member leave, FMLA and CFRA leave, and other related statutory leaves; Article 14.17 to allow a maximum of fifteen days (120 hours) for vacation rollover; to change Article 14.19 to increase funeral leave to four hours, and include to uncles, aunts, and cousins as eligible family members.

ARTICLE XIX – CLASSIFICATION

CSEA would like to introduce language into Article 19.2 that clarifies CSEA’s right to negotiate topic within the scope of representation, including both the decision and effects of any transfers of work within the bargaining unit; to clarify impasse procedures stated in Article 19.2; in addition, CSEA would like to insert language into Article 19.3, 19.4 and 19.5 that specifies out-of-class work be assigned only by seniority to qualified applicants on the classification’s eligibility list and/or on an eligibility list for a specific vacancy in a classification.

ARTICLE XXIV – TERM OF AGREEMENT

CSEA would like to amend Article 24 to update the dates of any successor agreement agreed upon between the parties, and any reopeners agreed upon between the parties.

Conduct a Public Hearing

It is recommended that the following resolution be adopted

BE IT RESOLVED that the Board of Education receives the initial contract proposal from the California School Employees Association, Chapter 183 to the District.

Requester/Approver: Assistant Superintendent, Human Resources

- 3.3 Public Disclosure of Memorandum of Understanding Between the San Bernardino City Unified School District and Communications Workers of America (CWA)
(Prepared by Human Resources)

On February 11, 2016, Communications Workers of America (CWA) approved the following Memorandum of Understanding.

**MEMORANDUM OF UNDERSTANDING
SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT AND
COMMUNICATIONS WORKERS OF AMERICA
February 11, 2016**

This tentative agreement is made and entered into this 11th day of February, 2016 between the San Bernardino City Unified School District (hereinafter referred to as “District”) and Communications Workers of America, (hereinafter referred to as “Association”).

All terms and condition of the current Collective Bargaining Agreement shall remain in full force and effect upon Union ratification and Board approval through 30th day of June 2018 with the following exceptions:

ARTICLE I – RECOGNITION

Section 1--CWA Union’s Representation Unit

The District hereby acknowledges the Communications Workers of America, hereby after referred to as Union, as the exclusive bargaining representative for all day-to-day, long term, resident, ~~and~~ retired substitute teachers, **and substitutes for Child Care Workers.**

ARTICLE IV UNION RIGHTS

Section 3--Communication

The union shall have the right to post notices of Union concern on bulletin boards at least one of each shall be maintained in each work location in an area frequented by ~~union~~ **unit** members. A notice must be dated and must identify the person and organization responsible for its promulgation. **This space will be in the vicinity of other unions’ notifications.**

ARTICLE IV UNION RIGHTS

Section 6--Copies of the Contract

The District shall maintain a copy of the current Collective Bargaining Agreement along with any Memorandum of Understanding (MOU) on the District’s web page. In addition, each year the District shall provide fifty (50) copies of the Collective Bargaining Agreement **and MOU’S** to the Union’s Vice President **of Substitute Teachers.**

ARTICLE VI CITIZEN’S COMPLAINT PROCEDURES

Section 1--Investigations

All significant ~~citizen~~ complaints will be investigated ~~by a representative of the District.~~ Individual ~~union~~ **unit** members who are subject of a ~~citizen’s~~ complaint that is of a significant nature shall be informed of this complaint ~~along with the elected representative of the Union.~~ In the case of signed, written citizen complaints filed with the District’s ~~Chief~~ Human Resources **office Officer or designee,** a copy of the complaint shall be forwarded to the **unit member employee** and the elected union representative within five (5) working days of receipt. **Following receipt of a complaint that is of a significant nature, the unit member shall be temporarily blocked from the SmartFindExpress system at a specific school or schools and/or the entire District pending an investigation. The unit member may request a meeting to discuss the complaint with the assigned designee of the Assistant Superintendent, Human Resources. Following the investigation the District will communicate its decision to the unit member as to whether or not he or she will be**

reinstated. Unit members may appeal the District's decision to the Assistant Superintendent, Human Resources.

ARTICLE VII UNION UNIT MEMBER'S RIGHTS

Section 2--Removal From SmartFind SPIN System

In the event a decision is made to remove a **unit member substitute** from the **SmartFind SPIN System**, the District shall notify the **unit member employee and the Union of the reason for removal** within five (5) workdays from the date of the removal. ~~Upon written request by the union member to the District Office Human Resources Department, the employee shall be provided the reason(s) for the removal.~~ If the **unit member employee** is not satisfied with the reason(s) provided, he/she may **appeal the District's decision to the Assistant Superintendent, Human Resources.** ~~request review of the decision by the Assistant Superintendent, Human Resources.~~

ARTICLE VIII PERSONNEL FILES

Section 9--Commendation Material (New Section)

Commendation material related to the unit member may be submitted to the Assistant Superintendent, Human Resources, for consideration to be included in the unit member's personnel files.

ARTICLE IX PROTECTION AND SAFETY

Section 2--Safety Equipment

The District shall provide safety equipment reasonably necessary to permit ~~union~~ **unit members** to perform assigned duties safely. This will include an adequate number of first-aid kits at each location. Whenever possible and practicable, the District shall also provide substitutes a set of classroom, restroom and panic bar (hex) keys. This section will not be subject to the grievance procedure. Substitutes ~~will not~~ **may** be disciplined for the first set of misplaced keys.

Section 3--Student Behavior and School Information

C. The District shall provide a substitute folder for each classroom. The substitute folder shall be maintained by the teacher and the onsite administrator. The substitute folder should include, as necessary:

- Emergency Lesson Plans
- Emergency Information
- Bell Schedules
 - Regular
 - Minimum
 - Modified
 - Inclement Weather
- School Map
- School Discipline Procedures
- List of Team and/or Buddy Teachers

- Current Class Roster
 - List of elementary students exchanged during the day;
 - Seating charts;
 - List of special needs students, interventions;
 - List of students who must leave class:
 - RSP
 - Music
 - Cafeteria workers
 - Special testing
 - Speech
 - Adaptive P.E.
 - Medications
- List of Whole Class Activities
 - P.E.
 - Library
 - Assembly
- Site Phone Lists and Phone Use Instructions
- Referral Forms (High/Low)
- Substitute Feedback Forms
- Name and Role of Aides in the Classroom
- Release Process
 - Bus
 - CAPS
 - Walk
 - Parent pick-up
- **List of areas to secure personal belongings**

This section will not be subject to the grievance procedure.

ARTICLE XI WAGES

Section 1--Wage Rate Day-to-day substitution, 2012-2015

All recognized unit member positions shall be paid according to Appendix A.

Section 2--Definitions Long-Term Substitution.

Long-term substitutes will be paid one hundred twenty five dollars (\$125) for the first twenty days of a long-term assignment.

On the twenty first (21) day of the long-term assignment and thereafter the long-term substitute will be paid one hundred thirty five dollars (\$135) per day retroactive to the first day of the long-term assignment.

Long term substitution is defined as more than twenty (20) consecutive days taught in the

~~same assignment within a given school year. The No Child Left Behind (NCLB) Act requires that long-term substitute teachers meet highly qualified teacher guidelines.~~

Day-to-day Substitute/Rovers – Unit members that accept assignments to cover teacher absenteeism for a period of up to twenty days. Unit member who works as a Day-to-Day Substitute and moves from classroom to classroom daily, or period by period, in an unspecified assignment at the discretion of the District will be considered Rovers.

Long-term Substitute – Unit member that covers more than twenty (20) consecutive days taught in the same classroom assignment within a given school year. On the twenty-first (21st) day of the long-term assignment, and thereafter, the long-term substitute will be paid an additional amount as per Appendix A retroactive to the first day of the long-term assignment. The NCLB Act requires that Long-term unit members meet highly qualified teacher guidelines.

Site Resident Substitute – Unit member assigned to a particular school site that has committed to working a minimum of one hundred and seventy (170) days per school year. This unit member works at the discretion of the District.

District Resident Substitute – Unit member assigned at the discretion of the District to various sites. The unit member has committed to working a minimum of one hundred and seventy (170) days per school year. A District Resident Substitute may be assigned to the elementary level grade span, or secondary level grade span, or both.

Retired Teacher Substitute – Unit member who has retired from any California School District and has validated proof of such retirement.

Child Care Workers’ Substitutes – Unit member who works in Infant-Toddler/Preschool/Daycare.

~~Section 3--Retired SBCUSD Teachers~~

~~Section 4--Resident Substitute Teachers~~

~~Section 3-6--Work Day~~

- A. The assigned work day shall begin when the regular teacher staff arrives prior to the beginning of the school day and end at the teachers’ designated time of departure at the end of the work day. The designated work day for substitutes assigned to elementary schools shall begin when the regular teaching staff arrives and end at the teachers’ designated time of departure.
- B. Unit members shall have a duty free lunch period of thirty (30) consecutive minutes or more which shall be set by the site administrator. The designated work day for

substitutes assigned to secondary schools shall begin ten (10) minutes prior to the regular teaching staff arrives and end ten (10) minutes before the teachers' designated time of departure at the end of the work day.

- C. The District may at any time designate the work day for Site Resident Substitutes, District Resident Substitutes, and Long-term Substitutes at secondary schools to begin when the regular teaching staff arrives and end at the teachers' designated time of departure.
- D. Unit members shall have a duty free lunch period of thirty (30) consecutive minutes or more which shall be set by the site administrator.
- E. Unit members who work less than four (4) hours shall be paid half of their daily rate. If the unit member works four (4) hours or more they are paid their full daily rate. Unit members shall not be paid more than their full daily rate in any given day unless approved by the Assistant Superintendent, Human Resources.
- F. Unit members who accept assignments after the beginning of the school day shall arrive at the school site within forty-five (45) minutes after accepting the assignment.

Section 4 7--District Identified Minimum Days ~~Minimum Day~~

- A. Unit members ~~Substitute teachers~~ who work less than 3 ¾ hours will be paid half of their daily rate. If the ~~substitute~~ unit member works 3 ¾ hours or more they are paid their full daily rate. ~~As the daily rates salaries increase over time the practice of half day/full day will continue.~~

Section 6--Work Day Provisions

The District may disallow unit members' access to SmartFind up to thirty (30) minutes prior to the students' start time.

ARTICLE XV--TERM OF AGREEMENT

Section 2--Re-Openers :

During ~~2013-2014 and 2014-2015~~ 2016-2017 and 2017-2018 school years, the parties may mutually agree in writing to re-open wages and one other article selected by each party. The Union may elect to meet and confer regarding health and welfare benefits.

The Union agrees to present its complete initial proposal to the District no later than the first regular Board meeting in March of each year.

Section 3--Successor Negotiations

No sooner than ~~March 1, 2015~~ March 1, 2018 and no later than ~~April 1, 2015~~ April 1, 2018 preceding expiration of this Agreement, the Union shall present its initial proposals. At a date to

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be determined by the Parties, the Union and the District shall commence meeting and negotiating for a successor Agreement. Any Agreement reached between the Parties shall be reduced in writing, and if ratified by the Union and adopted by the Board of Trustees, signed by both Parties.

San Bernardino City Unified School District
Substitute Teacher Daily Rates
Appendix A

Appendix A shall be paid retroactive to July 1, 2015.

<u>Classification</u>	<u>4 Hours or More</u>	<u>Less than 4 Hours</u>
<u>Day to Day/Rovers</u>	<u>136.02</u>	<u>68.01</u>
<u>Days 75 through 183</u>	<u>139.02</u>	<u>69.51</u>
<u>Long Term Substitutes</u>	<u>146.73</u>	<u>73.37</u>
<u>Days 75 through 183</u>	<u>149.73</u>	<u>74.87</u>
<u>Resident Elementary</u> <u>Substitute</u>	<u>149.94</u>	<u>74.97</u>
<u>Resident Secondary</u> <u>Substitute</u>	<u>160.65</u>	<u>80.33</u>
<u>District Resident Substitute</u>		
<u>Elementary</u>	<u>149.94</u>	<u>74.97</u>
<u>Secondary</u>	<u>160.65</u>	<u>80.33</u>
<u>Retired Teacher</u>	<u>146.73</u>	<u>73.37</u>
<u>Days 75 through 180</u>	<u>149.73</u>	<u>74.87</u>
<u>Child Care Workers*</u>	<u>80.33</u>	<u>40.17</u>

*** Effective July 1, 2016, Child Care workers shall be increased to \$100.00 for 4 Hours or More and \$50.00 for Less Than 4 Hours.**

+ Unit Members who take preschool and/or infant/Toddler assignments will be paid \$15 extra per day.

This MOU will be effective March 15, 2016 and will expire on June 30, 2018.

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Conduct Public Hearing

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education adopts the Memorandum of Understanding between Communications Workers of America and the San Bernardino City Unified School District.

SESSION FOUR

4.0 *Public Comments*

6:50 pm

This is the time during the agenda when the Board of Education is prepared to receive comments of members of the public on any matter within its subject matter jurisdiction. This is the only time on the agenda that the public will have an opportunity to address the Board on non-agendized matters.

When recognized please come to the podium, give your name, and limit your comments to five minutes. The time limit for public comment on any one topic is 30 minutes.

Speakers are cautioned that under California law, no person is immune from liability for making intentionally false or defamatory comments regarding any person simply because these comments are made at a public meeting.

SESSION FIVE

5.0 *Administrative Presentation(s)*

7:50 pm

5.1 Student Achievement: Identified Systems Improvement and Support Plan

As requested by the Board, Dr. Marsden and Cabinet will present information on the Identified Systems Improvement and Support Plan.

5.2 Second Interim Report/Budget (Prepared by Business Services)

Jayne Christakos, Chief Business Officer, Business Services will present the 2015-16 Second Interim Report.

SESSION SIX

6.0 *Reports and Comments*

8:50 pm

6.1 Report by San Bernardino Teachers Association

6.2 Report by California School Employees Association

6.3 Report by Communications Workers of America

6.4 Report by San Bernardino School Police Officers Association

6.5 Report by San Bernardino School Managers

6.6 Board/Superintendent Protocols #5

Direction for significant work tasks will come from the Board as a whole and will be given to the Superintendent who will inform the Board regarding the implications of the request for staff capacity and workload.

6.7 Comments 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.

6.8 Board Committee Reports

6.9 Comments 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.

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SESSION SEVEN

7.0 *Consent Calendar*

10:00 pm

(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.

BOARD OF EDUCATION

7.1 Approval of Minutes

(Prepared by Superintendent's Office)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on January 19, 2016 be approved as presented.

SUPERINTENDENT

7.2 Approval for the Payment of Non-District Employees

(Prepared by Business Services)

From time to time it is necessary for the Superintendent to pay for meals of non-district employees while conducting District business. The following items have been incurred in that capacity.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for the WestEd Team Visitation dinner on February 18, 2016 for the non-District employees listed, for a total cost not to exceed \$205.00.

Non-District employees, WestEd representatives:

Glen Harvey, Maria Santos, Linda Brault, Jon Dolle, Meagan O'Malley, Paul Koehler.

BE IT FURTHER RESOLVED that the Board of Education approves payment for the National Transportation Safety Board dinner on March 2, 2016 for the non-District employees listed, for a total cost not to exceed \$162.00.

Non-District employees, National Transportation Safety Board representatives:

Chris Hart, Daved van Stralen, Tom Mercer.

BUSINESS SERVICES

7.3 Acceptance of Gifts and Donations to the District
 (Prepared by Business Services)

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 PURPOSE	AMOUNT	ESTIMATED VALUE
Parkside Elementary School	Target Minneapolis, MN	To support student incentives	\$139.04	
Palm Avenue Elementary School	Target Minneapolis, MN	To support school needs	\$290.43	
Cajon High School	West Valley Water District Rialto, CA	To support the auto shop club's, solar boat challenge	\$2,500.00	
Hunt Elementary School	Geonnie Allums San Bernardino, CA	To purchase 15 t-shirts for the volleyball team	\$120.00	
M.A. Salinas Elementary School	Target Minneapolis, MN	To support school needs	\$168.34	
Golden Valley Middle School	Target Minneapolis, MN	To support field trips	\$200.04	
Richardson PREP HI	Target Minneapolis, MN	Take charge of education, to support school needs	\$201.35	
Wilson Elementary School	Waterman Valero San Bernardino, CA	To support the education alliance	\$500.00	
Arrowview Middle School	Brinker International Dallas, TX	To support Chili's fundraiser for the National Jr. Honor Society	\$170.00	
CAPS Central	The Kroger CO Foundation Cincinnati, OH	To benefit CAPS Central	\$8,266.99	
Arrowhead Elementary School	Robert Winokur San Bernardino, CA	A piano to support the music program		\$500.00
Arroyo Valley High School	AAMCO Upland Upland, CA	To support the running club	\$350.00	
Arroyo Valley High School	S.F.S.T.V Apple Valley, CA	To support the medical academy	\$200.00	

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SITE	DONOR	DONATION PURPOSE	AMOUNT	ESTIMATED VALUE
Roosevelt Elementary School	Target Minneapolis, MN	To support field trips	\$164.96	
Arroyo Valley High School	La Noria San Bernardino, CA	To support the dance club	\$270.00	
Arroyo Valley High School	Papas and Dogs Paramount, CA	To support the dance club	\$373.00	

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

BE IT RESOLVED that the Board of Education acknowledges receipt of; \$139.04, Target Minneapolis, MN; \$290.43 Target, Minneapolis, MN; \$2,500.00 West Valley Water District, Rialto, CA; \$120.00, Geonnie Allums, San Bernardino, CA; \$168.34, Target, Minneapolis, MN; \$200.04, Target, Minneapolis, MN; \$201.35 Target, Minneapolis, MN; \$500.00, Waterman Valero, San Bernardino, CA; \$170.00, Brinker International, Dallas, TX; \$8,266.99, The Kroger Co Foundation, Cincinnati, OH; Piano with estimated value of \$500.00, Robert Winokur, San Bernardino, CA; \$350.00 AAMCO Upland, Upland, CA; \$200.00, S.F.S.T.V, Apple Valley, CA; \$164.96, Target, Minneapolis MN; \$270.00, La Noria, San Bernardino CA; \$373.00, Papas and Dogs, Paramount, CA.

Requester: Various
 Approver: Director, Fiscal Services

7.4 Amendment No. 1 to Bid No. 15-05 Service Vehicles and Trailers
 (Prepared by Business Services)

Purchasing Department requests Board of Education approval to amend the award of Bid No. 15-05, Service Vehicles and Trailers, approved on March 1, 2016, Board Agenda No. 7.6. This amendment is necessary to rescind the award of Line Item No. 5 of Bid No. 15-05, Service Vehicles and Trailers to Bob Wondries Ford, Alhambra, CA who is unable to fulfill District requirements and to award to the next lowest and responsible bidder, RDO Equipment Company, Riverside, CA. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that that the Board of Education approves rescinding the award of Line Item No. 5 of Bid No. 15-05, Service Vehicles and Trailers to Bob Wondries Ford, Alhambra, CA.

BE IT ALSO RESOLVED that the Board of Education approves award of Line Item No. 5 of Bid No. 15-05, Service Vehicles and Trailers to RDO Equipment Company, Riverside, CA, the

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second lowest responsive/responsible bidder meeting District specifications at the price per vehicle cost of \$98,280.80.

BE IT FURTHER RESOLVED that Debra Love, Director of Purchasing, be authorized to sign all related documents.

Requester: Director, Purchasing
Approver: Chief Business Officer, Business Services

7.5 Amendment No. 2 to the Agreement with IntraTek Computer, Inc., Irvine, CA to Provide Computer Installation, Set-Up and Deployment Services for both Apple and Dell Computers Throughout the District
(Prepared by Business Services)

Information Technology requests Board of Education approval to amend the agreement with IntraTek Computer Inc., Irvine, CA approved on February 18, 2014, Agenda Item No. 9.21. The amendment is necessary to increase the not to exceed amount by \$30,000.00 for a revised aggregate not to exceed amount of \$60,000.00. 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 IntraTek Computer Inc., Irvine, CA approved by Board on February 18, 2014, Agenda Item No. 9.21. The amendment is necessary to increase the not to exceed amount by \$30,000.00 for a revised aggregate not to exceed amount of \$60,000.00. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requestor: Director, Information Technology
Approver: Chief Business Officer, Business Services

7.6 Authorization to Participate as a Sponsor in the LEAD VII Summit at California State University, San Bernardino
(Prepared by Business Services)

The Superintendent's office requests Board of Education approval for the District to participate as a sponsor in the LEAD VII Summit "Black, Brown & Indigenous Unity" at California State University, San Bernardino, on March 30, 2016. The sponsorship, not to exceed \$1,000.00, will be paid from the Unrestricted General Fund, Administrative Services Account No. 041.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education authorizes the District to participate as a sponsor in the LEAD VII Summit “Black, Brown & Indigenous Unity” at California State University, San Bernardino on March 30, 2016. The sponsorship, not to exceed \$1,000.00, will be paid from the Unrestricted General Fund, Administrative Services Account No. 041.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debbie Love, Director of Purchasing, to sign any related agreement.

Requester: Director, Fiscal Services
Approver: Chief Business Officer, Business Services

7.7 Authorize Bradley Parent Teacher Organization
(Prepared by Business Services)

The parents of students at Bradley Elementary School are requesting authorization to form an approved parent group. This group’s purpose is to promote communication between teachers, parents and community. Additionally, it will encourage a positive, supportive atmosphere to enhance students’ educational and extracurricular experiences.

The District handbook for unorganized student bodies, which was Board approved on November 15, 2005 requires the board to approve an application requesting formation of a parent group after the recommending approval of the site principal. The Bradley Parent Teacher Organization, a separate and distinct organization not under the control of the school district, composed of parents at Bradley Elementary School requests authorization for the 2015/16 school year.

This authorization may be revoked by the Superintendent or designee if considered necessary.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Bradley Parent Teacher Organization, a separate and distinct organization not under the control of the school district, composed of parents at Bradley Elementary School be authorized for the 2015/16 school year.

BE IT ALSO RESOLVED that this authorization may be revoked by the Superintendent or designee if considered necessary.

Requester: Director, Accounting Services
Approver: Chief Business Officer, Business Services

7.8 Commercial Warrant Register for Period February 16 through February 29, 2016
(Prepared by Business Services)

It is requested that the Board of Education approve the Commercial Warrant Register and

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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 February 16 through February 29, 2016, be ratified and/or approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes Jayne Christakos, Chief Business Officer, James Cunningham, Accounting Services Director or David Moyes, Accounts Payable Supervisor to sign disbursements.

Requester: Director, Accounting Services
Approved: Chief Business Officer, Business Services

7.9 Consulting Services Agreement with Keenan & Associates, Torrance, CA, to Provide Workers' Compensation Consulting Services
(Prepared by Business Services)

Risk Management requests Board of Education approval to enter into a consulting services agreement with Keenan & Associates, Torrance, CA, to provide workers' compensation consulting services effective April 1 - July 1, 2016. Keenan & Associates will provide claims administration consulting for medical-only claims and claims that convert to indemnity claims. The fee for medical-only claims per quarter is \$82.50 and the fee per indemnity conversion claims per quarter is \$483.00, for a not to exceed \$16,000.00 to be paid from the Restricted General Fund – 67/Workers Comp, Account No. 00D.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a consulting services agreement with Keenan & Associates, Torrance, CA, to provide workers' compensation consulting services effective April 1 - July 1, 2016. Keenan & Associates will provide claims administration consulting for medical-only claims and claims that convert to indemnity claims. The fee for medical-only claims per quarter is \$82.50 and the fee per indemnity conversion claims per quarter is \$483.00 for a not to exceed \$16,000.00 to be paid from the Restricted General Fund – 67/Workers Comp, Account No. 00D.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Purchasing Department, to sign all related documents.

Requester: Director, Risk Management
Approver: Chief Business Officer, Business Services

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7.10 Ratification of Amendment No. 1 to the Agreement with Perr & Knight, Inc., Santa Monica, CA, to Provide an Evaluation of the District's Self-Insured Liabilities
(Prepared by Business Services)

Workers' Compensation requests Board of Education approval to ratify the amendment to the agreement with Perr & Knight, Inc., Santa Monica, CA, as approved on February 17, 2015, Board Agenda No. 11.4. This ratification is needed to extend the term of the agreement to August 31, 2015 and increase the contract amount by \$900.00 due to their presentation of the actuarial report to the District on August 31, 2015. The additional costs will be paid from the Restricted General Fund – 67/Workers' Comp, Account No. 00D.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves ratification of the amendment to the agreement with Perr & Knight, Inc., Santa Monica, CA, as approved on February 17, 2015, Board Agenda No. 11.4 to extend the term of the agreement to August 31, 2015 and increase the contract amount by \$900.00 for Perr & Knight, Inc. The additional costs will be paid from the Restricted General Fund – 67/Workers' Comp, Account No. 00D.

BE IF FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Director, Workers' Compensation
Approver: Chief Business Officer, Business Services

7.11 RFP No. 15-10, Student Transportation Services
(Prepared by Business Services)

RFP No. 15-10, Student Transportation Services was advertised on December 4, 2015, December 11, 2015, and was opened on December 23, 2015. The purpose of this RFP was to seek proposals from responsible bidders to provide Student Home-to-School (Regular Education) and Special Education Transportation services. The cost will be paid from Unrestricted General Funds.

Request for Proposals were mailed to Durham School Service, San Bernardino, CA; First Student Transportation, San Bernardino, CA; MV Transit, Dallas, TX; Student Transportation of America, Ontario, CA; and the San Bernardino Chamber of Commerce.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that proposals to provide Student Home-to-School Regular Education and Special Education Transportation Services were received from Durham School Service, and First Student Transportation as follows:

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<u>Bidders</u>	<u>Est. Annual Cost Regular & Special Ed (Categories A&B)</u>	<u>Est. Annual Cost Regular Ed (Category A Only)</u>	<u>Est. Annual Cost Special Ed (Category B Only)</u>
Durham School Services San Bernardino, CA	\$17,893,755.25	\$9,399,831.00	\$10,009,839.00
First Student Transportation San Bernardino, CA	No Bid	No Bid	\$ 9,714,636.25

BE IT ALSO RESOLVED that RFP No. 15-10, Student Transportation Services be awarded to Durham School Service, lowest responsive/responsible bidder, for a period not-to-exceed 5 years, effective July 1, 2016.

BE IF FURTHER RESOLVED that Debra Love, Purchasing Services Director, be authorized to sign any related contractual documents.

Requestor: Director, Purchasing Services
 Approver: Chief Business Officer, Business Services

EDUCATIONAL SERVICES

7.12 Agreement with Elevated Achievement Group, Inc., (EAG), Delran, NJ, to Provide Professional Development to District Teachers
 (Prepared by Business Services)

San Bernardino High School requests Board of Education approval to enter into an agreement with Elevated Achievement Group, Inc., (EAG), Delran, NJ, to provide professional development to all certificated staff effective March 16 - June 30, 2016. EAG will conduct a school audit to identify the current strengths and gaps specific to curriculum, instruction, assessment and climate/culture using the Student Learning Indicators™. EAG consultants will conduct observational walk-throughs in all identified classrooms to gather data specific to the Student Learning Indicators™. EAG will support teachers using Student Learning Indicators™ which will focus on ensuring that all teachers have a deep understanding of the learning indicators necessary to attain elevated student achievement for all learners. The fee, not to exceed \$39,000.00 payable at the daily rate of \$3,000.00, will be paid from the Restricted General Fund – Quality Education Investment Act (QEIA), Account No. 436.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Elevated Achievement Group, Inc., (EAG), Delran, NJ, to provide professional development to

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all certificated staff effective March 16 - June 30, 2016. EAG will conduct a school audit to identify the current strengths and gaps specific to curriculum, instruction, assessment and climate/culture using the Student Learning Indicators™. EAG consultants will conduct observational walk-throughs in all identified classrooms to gather data specific to the Student Learning Indicators™. EAG will support teachers using Student Learning Indicators™ which will focus on ensuring that all teachers have a deep understanding of the learning indicators necessary to attain elevated student achievement for all learners. The fee, not to exceed \$39,000.00 payable at the daily rate of \$3,000.00, will be paid from the Restricted General Fund – Quality Education Investment Act (QEIA), Account No. 436.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Purchasing Department, to sign all related documents.

Requester: Principal, San Bernardino High School
Approver: Assistant Superintendent, Educational Services

7.13 Agreement with Get Ahead Writing, LLC, Mission Viejo, CA, to Provide Direct Instruction of the Common Core State Standards in Writing and Language
(Prepared by Business Services)

English Learners Programs requests Board of Education approval to enter into an agreement with Get Ahead Writing, LLC, Mission Viejo, CA, to provide ten days of direct instruction of the Common Core State Standards in writing and language and present the methods and strategies for all K-6th grade teachers at Hunt and Anton elementary schools effective April 4 - June 2, 2016. The fee, not to exceed \$15,000.00, will be paid from the Restricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Get Ahead Writing, LLC, Mission Viejo, CA, to provide ten days of direct instruction of the Common Core State Standards in writing and language and present the methods and strategies for all K-6th grade teachers at Hunt and Anton elementary schools effective April 4 - June 2, 2016. The fee, not to exceed \$15,000.00, will be paid from the Restricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Purchasing Department, to sign all related documents.

Requester: Director, English Learners Programs, Elementary
Approver: Assistant Superintendent, Educational Services

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7.14 Extended Field Trip, Arroyo Valley High School, JROTC Cadet Leadership Challenge Camp, Fort Irwin, CA
(Prepared by Business Services)

Arroyo Valley High School requests Board of Education approval of an extended field trip for 30 JROTC students and 3 District employees to attend the JROTC Cadet Leadership Challenge Camp in Fort Irwin, CA, from March 18 - 22, 2016.

This trip provides students the opportunity to master outdoor skills, improve communication skills and learn a variety of tasks such as leadership training, first aid, map reading, leadership reaction course, orienteering, hiking, teamwork, and physical fitness. Students will have the opportunity to earn ribbons/awards.

The cost of the trip, not to exceed \$1,050.00, including meals and lodging, will be paid from Arroyo Valley High School ASB Account. Transportation by coach bus will be provided by The U.S. Army Cadet Command at no cost to the District. 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 30 JROTC students and 3 District employees, to attend the JROTC Cadet Leadership Challenge Camp in Fort Irwin, CA, from March 18 - 22, 2016. The cost of the trip, not to exceed \$1,050.00, including meals and lodging, will be paid from Arroyo Valley ASB Account. Transportation by coach bus will be provided by The U.S. Army Cadet Command at no cost to the District. Names of the students are on file in the Business Services office.

Requester: Principal, Arroyo Valley High School

Approver: Assistant Superintendent, Educational Services

7.15 Facilities Use Agreement with the National Orange Show, San Bernardino, CA, for Arroyo Valley High School's Graduation Ceremony
(Prepared by Business Services)

Arroyo Valley High School requests Board of Education approval to enter into a facilities use agreement with the National Orange Show, San Bernardino, CA, for the high school's graduation ceremony effective June 2, 2016. The use of the facilities includes use of the stadium, stage, and podium, tents, parking, and security personnel. The fee, not to exceed \$20,000.00, will be paid from the Unrestricted General Fund – INAP High Schools, Account No. 203.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement

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with the National Orange Show, San Bernardino, CA, for the high school's graduation ceremony effective June 2, 2016. The use of the facilities includes use of the stadium, stage, and podium, tents, parking, and security personnel. The fee, not to exceed \$20,000.00, will be paid from the Unrestricted General Fund – INAP High Schools, Account No. 203.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Purchasing Department, to sign all related documents.

Requester: Principal, Arroyo Valley High School
Approver: Assistant Superintendent, Educational Services

7.16 Facilities Use Agreement with the University of California, Riverside, CA, to Provide a Team Building Challenge Course
(Prepared by Business Services)

Arroyo Valley High School requests Board of Education approval to enter into an agreement with the University of California, Riverside, CA, to provide a team building challenge course for approximately 75 students effective March 16, 2016 through March 15, 2021. The fee, not to exceed \$1,650.00, will be paid from the Restricted General Fund – Puente Project at Arroyo Valley, Account No. 303.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with the University of California, Riverside, CA, to provide a team building challenge course for approximately 75 students effective March 16, 2016 through March 15, 2021. The fee, not to exceed \$1,650.00, will be paid from the Restricted General Fund – Puente Project at Arroyo Valley, Account No. 303.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Purchasing Department, to sign all related documents.

Requester: Principal, Arroyo Valley High School
Approver: Assistant Superintendent, Educational Services

7.17 Payment for Course of Study Activities - Educational Services
(Prepared by Business Services)

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 College Prep Academy wishes to hire the Reuben H. Fleet Science Center, San Diego, CA, for an assembly titled "Fun with Physics" on April 5, 2016. This presentation allows students to

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further the learning, understanding, and enjoyment of Science and Technology and follows STEAM Common Core Standards and will introduce the students to physics and other sciences. It will demonstrate the concepts of buoyance, inertia, potential energy, air pressure and optical illusions. The total cost, not to exceed \$1,657.50, will be paid from Riley College Prep Academy Account No. 417.

Riley College Prep Academy wishes to hire the Reuben H. Fleet Science Center, San Diego, CA, for an assembly titled “Spectacular Space” on April 12, 2016. This presentation allows students to explore the wonders of space. They will be able to create, build, calculate weights, and test the strength of various objects. The total cost, not to exceed \$1,657.50, will be paid from Riley College Prep Academy Account No. 417.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for the following:

Riley College Prep Academy to hire the Reuben H. Fleet Science Center, San Diego, CA, for an assembly titled “Fun with Physics” on April 5, 2016. The total cost, not to exceed \$1,657.50, will be paid from Riley College Prep Academy Account No. 417.

Riley College Prep Academy to hire the Reuben H. Fleet Science Center, San Diego, CA, for an assembly titled “Spectacular Space” on April 12, 2016. The total cost, not to exceed \$1,657.50, will be paid from Riley College Prep Academy Account No. 417.

Requester: Principal, Riley College Prep Academy

Approver: Assistant Superintendent, Educational Services

7.18 Payment for Services Rendered by Non-Classified Experts and Organizations – Educational Services
(Prepared by Business Services)

English Learners Programs Department wishes to hire Pearson Education, Columbus, OH, to provide Test of English Language Learning (TELL) professional development to Program Specialists in the English Learners Programs Department and the Information Technology Department to measure students’ language development in English effective March 16 - May 30, 2016. The fee, not to exceed \$3,500.00 will be paid from the Restricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

English Learners Programs Department wishes to hire Santillana USA, Doral, FL, to provide a free one-day Spanish Poetry Symposium for all elementary dual language teachers, reading coaches, program specialists and administrators to be held at Indian Springs High School on April 1, 2016. There is no cost to the District.

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It is recommended that the following resolutions be adopted:

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

Pearson Education, Columbus, OH, to provide Test of English Language Learning (TELL) professional development to Program Specialists in the English Learner Programs Department and the Information Technology Department to measure students' language development in English effective March 16, - May 30, 2016. The fee, not to exceed \$3,500.00 will be paid from the Restricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

Santillana USA, Doral, FL, to provide a free one-day Spanish Poetry Symposium for all elementary dual language teachers, reading coaches, program specialists and administrators to be held at Indian Springs High School on April 1, 2016. There is no cost to the District.

Requester: Director, English Learner Programs Department Elementary

Approver: Assistant Superintendent, Educational Services

7.19 Rescission of the Agreement with VTA Tutoring Services, Torrance, CA, to Provide Supplementary Educational Services to Eligible District Students
(Prepared by Business Services)

Categorical Programs requests Board of Education approval to rescind the agreement with VTA Tutoring Services, Torrance, CA, approved on November 3, 2015, Board Agenda Item No. 8.17. VTA Tutoring Services is no longer in business to provide services to District students. There is no cost to the District to rescind the Board approval.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves rescinding the agreement with VTA Tutoring Services, Torrance, CA, approved on November 3, 2015, Board Agenda Item No. 8.17. VTA Tutoring Services is no longer in business to provide services to District students. There is no cost to the District to rescind the Board approval.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Director, Categorical Programs

Approver: Assistant Superintendent, Educational Services

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FACILITIES/OPERATIONS

Facilities Management

7.20 Amendment No.1 to the Agreement with Creative Business Services, Inc.
(Prepared by Facilities/Operations)

Facilities Management requests Board of Education approval to amend the agreement with Creative Business Services, Inc., Rialto, CA, to develop and implement processes and systems of outreach services to increase District participation by disabled veterans, local, minority, small and women-owned business enterprises originally approved on July 14, 2015. This amendment is to extend the ending date through December 31, 2016. 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 Creative Business Services, Inc., to develop and implement processes and systems of outreach services to increase District participation by disabled veterans, local, minority, small and women-owned business enterprises. This amendment is to extend the ending date through December 31, 2016. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said agreement.

Requester/Approver: Assistant Superintendent, Facilities/Operations

7.21 Correction to the Approval to Sell ORG Modular Structures
(Prepared by Facilities/Operations)

On February 2, 2016, the Board of Education approved the sale of District-owned Overcrowding Relief Grant (ORG) or surplus modular structures (portables) to Turning Point Christian Church in Norco, CA and Harmonium Child Development Centers in Mira Mesa, CA, in conjunction with the California Department of Housing and Community Development, for the cost of One Dollar (\$1.00) each. The Facilities Management Department requests that a correction be made to the serial numbers. All other terms and conditions remain the same.

It is recommended that the following correction be adopted:

BE IT RESOLVED that the Board of Education approves correction of the serial numbers of the District-owned modular structures (portables) to be sold to Turning Point Christian Church and Harmonium Child Development Centers. All other terms and conditions remain the same.

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Prior serial numbers:

Cajon High School Stockpile	Former Wilson F-4	Serial #'s 39012/39013
Cajon High School Stockpile	Former Wilson G-1	Serial #'s 39014/39015
Cajon High School Stockpile	Former Wilson G-2	Serial #'s 39008/39009
Cajon High School Stockpile	Former Wilson G-3	Serial #'s 39010/39011
Cajon High School Stockpile	Former Wilson G-4	Serial #'s 27718/27719
Cajon High School Stockpile	Former Lytle Creek T-6	Serial #'s 20741/20742
Cajon High School Stockpile	Former Lytle Creek T-7	Serial #'s 38964/38965

New serial numbers:

Cajon High School Stockpile	Former Wilson G-1	Serial #'s 39014/39015
Cajon High School Stockpile	Former Wilson G-2	Serial #'s 39008/39009
Cajon High School Stockpile	Former Wilson G-3	Serial #'s 39010/39011
Cajon High School Stockpile	Former Wilson G-4	Serial #'s 27718/27719
Lincoln Elementary School	D-8	Serial #'s 23893/23894
Lincoln Elementary School	D-9	Serial #'s 27756/27757
Lincoln Elementary School	D-10	Serial #'s 27754/27755

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign any required documents to affect said sale.

Requester/Approver: Assistant Superintendent, Facilities/Operations

7.22 Notice of Completion, Bid No. F13-14, Multiple ADA Upgrades at Various Elementary Schools
(Prepared by Facilities/Operations)

Bid No. F13-14, Multiple ADA Upgrades at Various Elementary Schools, was previously awarded to Wheeler Paving Inc., Riverside, CA. The work assigned to the General Contractor listed below has now been completed. It is requested that the Board of Education formally accept the completed work of this Contractor.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F13-14, Multiple ADA Upgrades at Various Elementary Schools, for the work awarded to the Contractor listed below

General Contractor
Wheeler Paving, Inc.
Riverside, CA

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BE IT FURTHER RESOLVED that Margaret B. Hill, President, Board of Education, be authorized to execute the Notice of Completion.

Requester: Director, Facilities Planning and Development
Approver: Assistant Superintendent, Facilities/Operations

Nutrition Services

7.23 Cafeteria Warrant Register, February 1 through February 29, 2016
(Prepared by Facilities/Operations)

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Cafeteria Warrant Register, February 1 through February 29, 2016, be ratified and/or approved.

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

Requester: Director, Nutrition Services
Approved: Assistant Superintendent, Facilities/Operations

HUMAN RESOURCES

7.24 Extended Field Trip, Belvedere Elementary School, Emerald Cove Outdoor Science Institute, Running Springs, CA
(Prepared by Business Services)

Belvedere Elementary School requests Board of Education approval of an extended field trip for 60 students and 7 chaperones, to attend the Emerald Cove Outdoor Science Institute in Running Springs, CA, from May 16 - 20, 2016.

This is a five day science school program where the students take nature hikes and engage in activities based on the California Science and Common Core standards. They will learn about the different branches in science (geology, ecology, biology, etc.) as they take nature hikes.

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The cost of the trip, not to exceed \$23,200.00, including meals and lodging for 60 Belvedere students and 7 chaperones, will be paid from student fundraising. Transportation provided by Durham School Services, not to exceed \$700.00, will be paid from Belvedere Elementary School Account No. 501. 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 60 Belvedere Elementary School students and 7 chaperones, to attend the Emerald Cove Outdoor Science Institute in Running Springs, CA, from May 16 - 20, 2016. The cost of the trip, not to exceed \$23,200.00, including meals and lodging, will be paid from student fundraising. Transportation provided by Durham School Services, not to exceed \$700.00, will be paid from Belvedere Elementary School Account No. 501. Names of the students are on file in the Business Services office.

Requester: Principal, Belvedere Elementary School
Approver: Assistant Superintendent, Human Resources

7.25 Payment for Course of Study Activities - Human Resources
(Prepared by Business Services)

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.

Highland-Pacific Elementary School wishes to hire Pacific Animal Productions, Fallbrook, CA, for a Learning Safari assembly for Kindergarten classes on June 2, 2016. This presentation allows the students a safe environment to see, touch, and learn about various small animals and incorporate “edu-tainment” into the presentations to engage the audience. The total cost, not to exceed \$425.00, will be paid from Highland-Pacific Elementary School Account No. 419.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for the following:

Highland-Pacific Elementary School to hire Pacific Animal Productions, Fallbrook, CA, for a Learning Safari assembly for Kindergarten classes on June 2, 2016. The total cost, not to exceed \$425.00, will be paid from Highland-Pacific Elementary School Account No. 419.

Requester: Principal, Highland-Pacific Elementary School
Approver: Assistant Superintendent, Human Resources

7.26 Payment for Services Rendered by Non-Classified Experts and Organizations – Human Resources
(Prepared by Business Services)

Cypress Elementary School wishes to ratify the hiring of Children’s Resources, Fontana, CA, to provide a series of five parent educational workshops for approximately 20 parents to assist their children to become more independent, get better grades, and grow up to be successful effective February 11, 2015 through March 10, 2016. The fee, not to exceed \$4,750.00, will be paid from the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

Kimbark Elementary School wishes to hire Crane Consulting, San Diego, CA, to provide a series of “The Heart of Coaching” parent workshops in support of the KIDS Science Club effective April 16 - May 14, 2016. Crane Consulting will provide 3 Saturday half-day workshops serving 10 households with children in 3rd through 5th grade. Crane Consulting will integrate and harmonize “The Heart of Coaching” material with existing CalSAC modules that would be synergistic and include: *Developmental Trends and Building Relationships with Children and Youth*. The fee, not to exceed \$2,000.00 includes the cost of workbook materials, will be paid from the Restricted General Fund – LCAP – Innovation Grants, Account No. 418.

Kimbark Elementary School wishes to hire Kay Yang dba The Letter K, Alhambra, CA, to provide a one-day professional development seminar on STEM (Science Technology Engineering Math) resources to all certificated staff on April 4, 2016. This seminar will introduce faculty to engineering tools and resources. The seminar will cover CAD (Computer Aided Design), Smart Phone Application Design, Programming, and 3D Printing. Faculty will also learn about Arduino, a micro-controller than can be easily programmed to create robotic systems. The fee, not to exceed \$250.00 will be paid from the Restricted General Fund – LCAP Career Pathways, Account No. 417.

Hillside Elementary School wishes to hire Kids that Code, Inc., San Bernardino, CA, to provide a professional development series titled *Coding Crash Course for Teachers* for four teachers effective March 28 - April 1, 2016. Kids that Code, Inc., instructors will teach basic principles in computer programming in plain English with hands-on activities and exercises to reinforce concepts. The course will give instructors the confidence and knowledge to support and sustain efforts to expose children to the exciting possibilities of computer programming. The fee per person is \$499.99. The fee, not to exceed \$1,999.96 will be paid from the Restricted General Fund – LCAP Career Pathways, Account No. 417.

Highland-Pacific Elementary School wishes to hire Rocket Training USA, LLC, Rancho Cucamonga, CA, to provide six parent involvement workshops for approximately 40 participants effective March 16 - April 17, 2016. The workshop will provide strategies to help children prevent or react to harassment, bully proofing kids, and utilizing Common Core reading strategies in the home. The workshops will be provided in English and Spanish. The fee, not to exceed \$5,200.00 for up to 40 participants per workshop, will be paid from the Restricted

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General Fund – Elementary Secondary Education Act Title 1, Account No. 501 and the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

It is recommended that the following resolutions be adopted:

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

Children’s Resources, Fontana, CA, to provide a series of five parent educational workshops for approximately 20 parents effective February 11, 2015 through March 10, 2016. The fee, not to exceed \$4,750.00, will be paid from the Unrestricted General Fund –Local Control Accountability Plan (LCAP), Account No. 419.

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

Crane Consulting, San Diego, CA, to provide a series of “The Heart of Coaching” parent workshops in support of the KIDS Science Club effective April 16 - May 14, 2016. Crane Consulting will provide 3 Saturday half-day workshops serving 10 households with children in 3rd through 5th grade. Crane Consulting will integrate and harmonize The Heart of Coaching material with existing CalSAC modules that would be synergistic and include: *Developmental Trends and Building Relationships with Children and Youth*. The fee, not to exceed \$2,000.00 includes the cost of workbook materials, will be paid from the Restricted General Fund – LCAP – Innovation Grants, Account No. 418.

Kay Yang dba The Letter K, Alhambra, CA, to provide a one-day professional development seminar on STEM (Science Technology Engineering Math) resources for all certificated staff on April 4, 2016. This seminar will introduce faculty to engineering tools and resources. The seminar will cover CAD (Computer Aided Design), Smart Phone Application Design, Programming, and 3D Printing. Faculty will also learn about Arduino, a micro-controller than can be easily programmed to create robotic systems. The fee, not to exceed \$250.00 will be paid from the Restricted General Fund – LCAP Career Pathways, Account No. 417.

Kids that Code, Inc., San Bernardino, CA, to provide a professional development series titled *Coding Crash Course for Teachers* for four teachers effective March 28 - April 1, 2016. Kids that Code, Inc., instructors will teach basic principles in computer programming in plain English with hands-on activities and exercises to reinforce concepts. The course will give instructors the confidence and knowledge to support and sustain efforts to expose children to the exciting possibilities of computer programming. The fee per person is \$499.99. The fee, not to exceed \$1,999.96 will be paid from the Restricted General Fund – LCAP Career Pathways, Account No. 417.

Rocket Training USA, LLC, Rancho Cucamonga, CA, to provide six parent involvement

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workshops for approximately 40 participants effective March 16 - April 17, 2016. The workshop will provide strategies to help children prevent or react to harassment, bully proofing kids, and utilizing Common Core reading strategies in the home. The workshops will be provided in English and Spanish. The fee, not to exceed \$5,200.00 for up to 40 participants per workshop, will be paid from the Restricted General Fund – Elementary Secondary Education Act Title 1, Account No. 501 and the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

Requesters: Principals: Cypress; Kimbark: Hillside, Highland-Pacific Elementary Schools
Approver: Assistant Superintendent, Human Resources

7.27 Ratification of the Agreement with Patricia D. Barrett, Upland, CA, to Act as a Hearing Officer for District Employees' Disciplinary Meetings
(Prepared by Business Services)

Personnel Commission requests Board of Education approval to ratify the agreement with Patricia D. Barrett, Upland, CA, to act as a hearing officer for District employees' disciplinary meetings effective March 8 - June 30, 2016, approved by the Personnel Commission on January 13, 2016. The services will be required on a case-by-case basis and at the discretion of the District Personnel Commission. Total cost not to exceed \$3,000.00 payable at the rate of \$1,500.00 per day, will be paid from Unrestricted General Fund – Personnel Commission, Account No. 071.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves ratification of the agreement with Patricia D. Barrett, Upland, CA, to act as a hearing officer for District employees' disciplinary meetings effective March 8 - June 30, 2016, approved by the Personnel Commission on January 13, 2016. The services will be required on a case-by-case basis and at the discretion of the District Personnel Commission. Total cost not to exceed \$3,000.00 payable at the rate of \$1,500.00 per day, will be paid from Unrestricted General Fund – Personnel Commission, Account No. 071.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Director, Personnel Commission
Approver: Assistant Superintendent, Human Resources

STUDENT SERVICES

- 7.28 Amendment No. 1 to the Agreement with American Medical Response, Rancho Cucamonga, CA, to Provide Ambulance Services at Home Football Games at Pacific High School and San Bernardino High School
(Prepared by Business Services)

San Bernardino High School requests Board of Education approval to amend the agreement with American Medical Response, Rancho Cucamonga, CA, as approved on August 4, 2015, Board Agenda No. 7.28. This amendment will increase the contract amount by \$315.00 for additional hours at home football games for San Bernardino High School, for a total contract amount of \$3,936.00. The additional costs will be paid from the Unrestricted General Fund – High School’s INAP, Account No. 203.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with American Medical Response, Rancho Cucamonga, CA, as approved on August 4, 2015, Board Agenda No. 7.28 to increase the contract amount by \$315.00 for additional hours at home football games for San Bernardino High School, for a total contract amount of \$3,936.00. The additional costs will be paid from the Unrestricted General Fund – High School’s INAP, Account No. 203.

BE IF FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Principal, San Bernardino High School
Approver: Assistant Superintendent, Student Services

- 7.29 Business and Inservice Meetings - Student Services
(Prepared by Business Services)

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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To attend the California Association for Bilingual Education (CABE) 2016, March 23 - 26, 2016 in San Francisco, CA. The total cost, including meals and mileage per District guidelines, not to exceed \$3,500.00, will be paid from Anderson School Account No. 419.

Maria Robles Elizabeth Romero
(Parent Representatives, Anderson School)

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

To attend the California Association for Bilingual Education (CABE) 2016, March 23 - 26, 2016 in San Francisco, CA. The total cost, including meals and mileage per District guidelines, not to exceed \$3,100.00, will be paid from Jones Elementary School Account No. 205.

Maria Elena Najjar Marisela Najjar
(Parent Representatives, Jones Elementary School)

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

To attend the CAEAA-CCAE (California Adult Education Administrators' Association - California Council for Adult Education) State Annual Legislative Advocacy Day, April 5, 2016 in Sacramento, CA. The total cost, including meals and mileage per District guidelines, not to exceed \$616.00, will be paid from the Inland Career Education Center Account No. 130.

Fred Barajas Veronica Medrano
(Student Representatives, Inland Career Education Center)

Requesters: Principals: Anderson and Jones Elementary Schools; Inland Career Education Center
Approver: Assistant Superintendent, Student Services

7.30 Facility Use Agreement with California State University, San Bernardino, CA, for the Lease of Coussoulis Arena for Graduation Ceremonies
(Prepared by Business Services)

Indian Springs High School requests Board of Education approval to enter into a facility use agreement with California State University, San Bernardino, CA, for use of the Coussoulis Arena and lobby for high school graduation ceremonies for a total of 200 to 500 graduates and 3800 attendees effective June 4, 2016. The lease agreement will include use of the arena, graduate room, box office, founder's room, labor, production equipment, and parking. The cost for services, not to exceed \$15,914.00, will be paid from the Unrestricted General Fund – INAP High Schools, Account No. 203.

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It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a facility use agreement with California State University, San Bernardino, CA, for use of the Coussoulis Arena and lobby for high school graduation ceremonies for a total of 200 to 500 graduates and 3800 attendees effective June 4, 2016. The cost for services, not to exceed \$15,914.00, will be paid from the Unrestricted General Fund – INAP High Schools, Account No. 203.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Principal, Indian Springs High School
Approver: Assistant Superintendent, Student Services

7.31 Payment for Services Rendered by Non-Classified Experts and Organizations – Student Services
(Prepared by Business Services)

Richardson PREP HI Middle School wishes to hire The Looking Glass, San Bernardino, CA, to provide a vocal music director for the Teen Music Workshop and Richardson’s choral program effective March 16 - June 30, 2016. The director will facilitate instructional sessions, including sectional, small group, and private vocal lessons. The vocal director will instruct 50-60 students daily for no more than 400 hours this school year. The fee, not to exceed \$10,000.00, will be paid from the Restricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

Sierra High School wishes to hire Coast 2 Coast Production Support, Inc., La Costa, CA, to provide a spot operator, sound board operator, lighting board operator, video equipment operator and projectionist for the graduation ceremony to be held at the California Theatre effective June 1, 2016. The fee, not to exceed \$1,822.04, will be paid from the Unrestricted General Fund – INAP High Schools, Account No. 203.

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

The Looking Glass, San Bernardino, CA, to provide a vocal music director for the Teen Music Workshop and Richardson PREP HI Middle School’s choral program effective March 16 - June 30, 2016. The director will facilitate instructional sessions, including sectional, small group, and private vocal lessons. The vocal director will instruct 50-60 students daily for no more than 400 hours this school year. The fee, not to exceed \$10,000.00, will be paid from the Restricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

Coast 2 Coast Production Support, Inc., La Costa, CA, to provide a spot operator, sound board

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operator, lighting board operator, video equipment operator and projectionist for Sierra High School's graduation ceremony to be held at the California Theatre effective June 1, 2016. The fee, not to exceed \$1,822.04, will be paid from the Unrestricted General Fund – INAP High Schools, Account No. 203.

Requesters: Principals: Richardson PREP HI Middle School; Sierra High School
Approver: Assistant Superintendent, Student Services

Family Engagement Office

7.32 Agreement with Lollipop & Associates, Highland, CA, to Provide Parent Enrichment Workshops
(Prepared by Business Services)

Family Engagement requests Board of Education approval to enter into an agreement with Lollipop & Associates, Highland, CA, to provide parent enrichment workshops for approximately 20 participants per workshop effective March 16 - June 30, 2016. Lollipop & Associates will provide the "Connect 4 Success: Parent as Partners" workshops that build their capacity to support their children's learning at home. The workshops will provide education and training for parents on strategies and techniques that deepen their connection to their children, involve reading and math activities, encourage discussion between parent and child, identify specific activities to use at home to stimulate learning and develop parents' ability to monitor and support their children's progress. The fee, not to exceed \$32,400.00 includes the price of materials and supplies will be paid from the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Lollipop & Associates, Highland, CA, to provide parent enrichment workshops for approximately 20 participants per workshop effective March 16 - June 30, 2016. Lollipop & Associates will provide the "Connect 4 Success: Parent as Partners" workshops that build their capacity to support their children's learning at home. The fee, not to exceed \$32,400.00 includes the price of materials and supplies will be paid from the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Purchasing Department, to sign all related documents.

Requester: Director, Family Engagement Office
Approver: Assistant Superintendent, Student Services

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7.33 Agreement with Manuel Baltierra, Grand Terrace, CA, to Provide Parent Workshops
(Prepared by Business Services)

Family Engagement requests Board of Education approval to enter into an agreement with Manuel Baltierra, Grand Terrace, CA, to provide parent workshops for approximately 20 participants effective April 6 - June 30, 2016. Manuel Baltierra will provide “The Parent Project” a 10-week course for parents of strong-willed, out-of-control adolescents. The program teaches parents skills and tactics to deal with truancy, communication, defiant behavior, drug and alcohol issues and gang intervention. The training is designed to decrease conduct disorder, aggression, reduce truancy and improve school performance. The fee, not to exceed \$30,000.00, will be paid from the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Manuel Baltierra, Grand Terrace, CA, to provide parent workshops for approximately 20 participants effective April 6 through June 30, 2016. Manuel Baltierra will provide “The Parent Project” a 10-week course for parents of strong-willed, out-of-control adolescents. The program teaches parents skills and tactics to deal with truancy, communication, defiant behavior, drug and alcohol issues and gang intervention. The training is designed to decrease conduct disorder, aggression, reduce truancy and improve school performance. The fee, not to exceed \$30,000.00, will be paid from the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Purchasing Department, to sign all related documents.

Requester: Director, Family Engagement Office

Approver: Assistant Superintendent, Student Services

7.34 Agreement with The Community Foundation, Riverside, CA, to Provide the Infant-Toddler Success Parenting Project
(Prepared by Business Services)

Family Engagement requests Board of Education approval to enter into an agreement with The Community Foundation, Riverside, CA, to provide the Infant-Toddler Success Parenting Project for approximately 20-25 participants per class effective March 16, 2016 through June 30, 2017. The Infant-Toddler Success Parenting Project is a collaborative project led by Dr. Albert Karnig (CSUSB President Emeritus). The project is a research-based program designed to increase the school readiness of young children by raising parents’ ability to provide early enrichment experiences, improving the quality of caregiving and teaching parents positive child guidance skills. Targeting at-risk families of young children aged 0-3 years, the program includes an

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initial 8-session parenting class followed by additional classes every three months with a minimum of 20 classes offered. The fee, not to exceed \$144,234.00 will be paid from the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with The Community Foundation, Riverside, CA, to provide the Infant-Toddler Success Parenting Project for approximately 20-25 participants per class effective March 16, 2016 through June 30, 2017. The Infant-Toddler Success Parenting Project is a collaborative project led by Dr. Albert Karnig (CSUSB President Emeritus). Targeting at-risk families of young children aged 0-3 years, the program includes an initial 8-session parenting class followed by additional classes every three months with a minimum of 20 classes offered. The fee, not to exceed \$144,234.00 will be paid from the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Purchasing Department, to sign all related documents.

Requester: Director, Family Engagement

Approver: Assistant Superintendent, Student Services

7.35 Ratification of the Agreement with Educational Achievement Services, Inc., Las Vegas, NV, to Provide a Parent Engagement Program
(Prepared by Business Services)

Family Engagement requests Board of Education approval to ratify an agreement with Educational Achievement Services, Inc., Las Vegas, NV, to provide a parent engagement program for approximately 50 participants effective March 11 - June 30, 2016. The program will focus on providing parents with knowledge, tools, and inspiration to help their children succeed in school and in life. The sessions are designed to empower the parents to become advocates for their children, increase participation, improve communication, and collaboration between parents, schools, and communities with the goal of partnering together to ensure student achievement and success. The fee, not to exceed \$35,000.00, will be paid from the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves ratification of the agreement with Educational Achievement Services, Inc., Las Vegas, NV, to provide a parent engagement program for approximately 50 participants effective March 11 - June 30, 2016. The program will focus on providing parents with knowledge, tools, and inspiration to help their children succeed in school and in life. The fee, not to exceed \$35,000.00, will be paid from the

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Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Purchasing Department, to sign all related documents.

Requester: Director, Family Engagement Office
Approver: Assistant Superintendent, Student Services

Inland Career Education Center

7.36 Amendment No. 1 to the Agreement with Clinica Medica Familiar, Ontario, CA, for Affiliation Services for the Medical Assistant Program for Adult Students at the Inland Career Education Center
(Prepared by Business Services)

Inland Career Education Center requests Board of Education approval to amend the agreement with Clinical Medica Familiar, Ontario, CA, approved on April 15, 2014, Board Agenda No. 7.15 to extend the term of the agreement through April 30, 2017. There is no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Clinical Medica Familiar, Ontario, CA, approved on April 15, 2014, Board Agenda No. 7.15 to extend the term of the agreement through April 30, 2017. There is no cost to the District.

BE IF FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Principal, Inland Career Education Center
Approver: Assistant Superintendent, Student Services

7.37 Amendment No. 1 to the Agreement with Reingold LINK, Washington, DC, to Develop a Branding and Marketing Campaign for the Inland Career Education Center
(Prepared by Business Services)

Inland Career Education Center requests Board of Education approval to amend the agreement with Reingold LINK, Washington, DC, approved on December 1, 2015, Board Agenda No. 8.28 to increase the contract amount by \$2,500.00 for internal marketing materials such as banner stands, podium signs, lanyards, bracelets, pens and table covers for a total contract amount of \$31,500.00. The additional costs will be paid from the Restricted General Fund – Adult Education, Account No. 130.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education approves amending the agreement with Reingold LINK, Washington, DC, approved on December 1, 2015, Board Agenda No. 8.28 to increase the contract amount by \$2,500.00 for internal marketing materials such as banner stands, podium signs, lanyards, bracelets, pens and table covers for a total contract amount of \$31,500.00. The additional costs will be paid from the Restricted General Fund – Adult Education, Account No. 130.

BE IF FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Principal, Inland Career Education Center
Approver: Assistant Superintendent, Student Services

Youth Services

7.38 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:

****(S) 12/24/2000 3/3/2004 **(S) 4/20/1999**

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

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

It is recommended that the following resolution be adopted:

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

11/25/2001 2/9/1998 3/31/2000 12/18/1998 6/9/2000 4/17/2005

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

It is recommended that the following resolution be adopted:

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

12/3/2002

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

2/16/2000

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.

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SESSION EIGHT

8.0 Action Items

10:05 pm

- 8.1 Approve/Deny the Charter Petition for Scholars Academy for Excellence (SAFE) and Adopt the Resolution Effectuating that Action
(Prepared by Educational Services)

**RESOLUTION
DENYING THE CHARTER PETITION FOR
SCHOLARS ACADEMY FOR EXCELLENCE CHARTER ELEMENTARY SCHOOL
BY THE SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT
GOVERNING BOARD**

WHEREAS, pursuant to Education Code §47605, *et seq.*, the Governing Board of the San Bernardino City Unified School District (“District Board”) is required to review and authorize the creation and/or renewal of charter schools; and

WHEREAS, the granting or denying of a charter school petition by a local school district is governed by the standards and criteria set forth in Education Code Section 47605; and

WHEREAS, on or about December 4, 2015, the Petitioners delivered to the San Bernardino City Unified School District (“SBCUSD” or “District”) a charter petition (“Charter”) for Scholars Academy for Excellence Charter Elementary School (“Scholars Academy” and or “Charter School”) to be operated by the nonprofit public benefit corporation Scholars Academy for Excellence Inc. (“SAFE”); and

WHEREAS, in accordance with the Charter Schools Act of 1992, the Charter was brought to the District Board meeting of January 19, 2016, at which time it was received by the District Board, thereby commencing the timelines for District Board action thereon; and

WHEREAS, the District Board held a public hearing on February 16, 2016 regarding the provisions of the Charter in accordance with the provisions of Education Code §47605, at which time the District considered the level of public support for this Charter by teachers employed by the District, other employees of the District and parents; and

WHEREAS, in reviewing the Charter, the District Board has been cognizant of the intent of the Legislature that charter schools are and should become an integral part of the California educational system and that establishment of charter schools should be encouraged; and

WHEREAS, charter schools, as part of the California public school system and subject to the laws governing public agencies generally, are subject to the provisions of the Ralph M. Brown Act (Government Code § 54950, *et seq.*), the requirements of conflict of interest laws, including,

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but not limited to, Government Code § 1090 *et seq.*, 1126, and 87100 *et seq.*, and the California Public Records Act (Government Code § 6250, *et seq.*); and

WHEREAS, charter schools are subject to the requirements of federal law, including, but not limited to, the Family Educational Rights and Privacy Act, 20 U.S.C. § 1232g, and the Individuals with Disabilities Education Act, 20 U.S.C. §1400, *et seq.*; and

WHEREAS, in considering the Charter for the Scholars Academy, the District Board has been cognizant of Education Code Section 47605(h) which provides (emphasis added):

In reviewing petitions for the establishment of charter schools within the school district, the governing board of the school district shall give preference to petitions that demonstrate the capability to provide comprehensive learning experiences to pupils identified by the petitioner or petitioners as *academically low achieving* pursuant to the standards established by the department under Section 54032, as it read before July 19, 2006;

and

WHEREAS, the District staff, working collaboratively with District legal counsel, have reviewed and analyzed all of the information received with respect to the Charter, including information related to the operation and potential effects of Scholars Academy, and made a recommendation to the District Board that the Scholars Academy Charter be denied based on that review; and

WHEREAS, the District Board has fully considered the Charter submitted for the establishment of Scholars Academy and the recommendation provided by District staff; and

WHEREAS, the District Board specifically notes that this Resolution does not include findings relative to every defect in the Charter submitted, but is limited to a few significant issues in the Charter. Not only are the findings set forth herein legally sufficient to support the District Board's denial of the Charter, but also it is imperative, should these petitioners ever decide to propose another charter to SBCUSD, that such charter petition establish that the petitioners themselves have the knowledge, understanding, and expertise necessary both to write an educationally, fiscally, and practically sound charter petition and to open and operate a sound charter school, not just respond directly to findings of the District Board .

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the District Board finds the above listed recitals to be true and correct and incorporates them herein by this reference.

BE IT FURTHER RESOLVED AND ORDERED that the District Board of the San Bernardino Unified School District, having fully considered and evaluated the Charter for the establishment of the proposed Scholars Academy, hereby finds that it is not consistent with sound educational practice, based upon grounds and factual findings including, but not limited to, the following, and hereby denies the renewal pursuant to Education Code Section 47605:

1. The petitioners are demonstrably unlikely to successfully implement the program set forth in the petition. [Education Code Section 47605(b)(2)]
2. The Petition does not contain the number of signatures required by the Education Code Section. [Education Code Section 47605(b)(3)]
3. The Petition does not contain the required affirmations listed in the Education Code . [Education Code § 47605(b)(4)]
4. The Petition does not contain reasonably comprehensive descriptions of all of the required elements. [Education Code Section 47605(b)(5)]

BE IT FURTHER RESOLVED AND ORDERED that the District Board of the San Bernardino Unified School District hereby determines the foregoing findings are supported by specific facts, including but not limited to the following:

I. THE PETITIONERS ARE DEMONSTRABLY UNLIKELY TO SUCCESSFULLY IMPLEMENT THE PROGRAM SET FORTH IN THE PETITION. [Education Code Section 47605(b)(2)]

Facility Concerns

Scholars Academy's facilities plan and the description thereof are entirely inadequate. In order to comply with geographic restrictions in the law, identification of the location within the authorizer's boundaries where the school will operate is a fundamental requirement of any party seeking the establishment of a charter school (Ed. Code 47605(a)(1). (g). The Charter indicates that the Charter School intends to locate at 814 South Hunts Lane, San Bernardino, CA 92408 yet there is nothing in the Charter or otherwise provided by the petitioners to indicate that they have had any discussions with the owners of that property or have made any progress towards acquiring the option to use the property and make the necessary renovations to the property to be used for the proposed school. Additionally, this property while located within the City of San Bernardino, is not located within the boundaries of the District. Accordingly, the provisions of Education Code 47605(a)(1)(g) prohibit the District from approving this Petition.

II. THE PETITION DOES NOT CONTAIN THE NUMBER OF SIGNATURES REQUIRED BY EDUCATION CODE SECTION 47605(a). [Education Code Section 47605(b)(3)]

- A. The Charter Did Not Comply with the Mandatory Signature Requirements for Submittal.

The Charter Schools Act specifies that a charter may not be submitted to a school district unless and until the petition is signed by a specified number of teachers or parents/guardians. Further, the petition that is signed by such teachers or parents/guardians must include a prominent statement that a signature thereon “means that the parent or legal guardian is meaningfully interested in having his or her child or ward attend the charter school, or in the case of a teacher’s signature, means that the teacher is meaningfully interested in teaching at the charter school. The proposed charter shall be attached to the petition.” (Ed. Code § 47605(a), emphasis added.) This signature requirement is a prerequisite to submission of a charter for school district consideration and action, evidently to establish that there is meaningful interest in the particular charter being proposed from either the parent or teacher community before a charter can be approved. A failure to comply with this signature requirement is also a basis for denial of the particular charter.

Scholars Academy submitted teacher and parent signatures in order to meet this prerequisite to submittal of its Charter for District Board consideration. The submitted signature page includes 70 parent signatures but the signatures do not meet the statutory requirements for submitting the Charter. The document states:

“I support the creation of Scholars Academy for Excellence (SAFE) Elementary Charter School, a transitional kindergarten through fight [*sic*] grade charter school to be located in district of San Bernardino City Unified and proposed to open in the 2016-17 school year, SAFE will allow our community to start a school from the ground up that reflects the needs of our families and our students and helps to improve the future of our community, our state, and our country.

I have a child(ren) in preschool through fourth grade and am interested in *possibly* enrolling my child(ren) in SAFE.”

(Emphasis added.)

Scholars Academy also submitted four signatures from teachers. The document containing the teacher signatures states:

“I support the creation of Scholars Academy for Excellence (SAFE) Elementary Charter School, a transitional kindergarten through fight [*sic*] grade charter school to be located in district of San Bernardino City Unified and proposed to open in the 2016-17 school year, SAFE will allow our community to start a school from the ground up that reflects the needs of our families and our

students and helps to improve the future of our community, our state, and our country.

I am in full support of the mission, vision and educational philosophies of SAFE and *would be interested in becoming a vital member of the teaching community.*”

(Emphasis added.)

However, these signatures by the teachers and guardians/parents do not indicate a “meaningful” interest in teaching at or having their children attend Scholars Academy. Education Code Section 47605(b) is clear and precise: the petitions must include a prominent statement that signing is an expression of *meaningful* interest. A simple expression of “possible interest” is inherently distinct from, and less significant than, the requisite “meaningful” interest.

Even were the District to overlook the failure to specify “meaningful” interest, it is evident that the Charter itself was not attached to the petitions when it was circulated and signatures gathered. Thus, the information required to be available to persons from whom signatures are gathered in order to support submittal of the Charter for District Board consideration was clearly unavailable to persons from whom signatures were sought and gathered. A failure to attach the Charter both violates the specific legal requirements and indicates that those persons who signed the Charter were not actually afforded the opportunity to review the Charter, thus undermining the meaningfulness of the signing the petition as an expression of interest in teaching at this particular Charter School.

III. THE PETITION DOES NOT CONTAIN THE REQUIRED AFFIRMATIONS LISTED IN EDUCATION CODE SECTION 47605(d)(1). [Education Code Section 47605(b)(4).]

While the Charter does contain non-discrimination affirmations in several places, it does not include the language actually required by the current version of Education Code Section 47605(b)(4) and (d) in all sections of the Petition. It is the petitioners’ responsibility to remain abreast of the current legal requirements of the Charter Schools Act of 1992, but the Charter in several instances tracks outdated language. This is more than a technical violation both because those persons who have protected characteristics are not identified in the Charter and are entitled to legal protection, and the Legislature determined that the inclusion of such affirmations is vital to a charter’s approval as failure to include the specified affirmations is one of only five statutory grounds for denial. Thus, the failure to include the required affirmations is a serious flaw in the Charter.

IV. THE PETITION DOES NOT CONTAIN REASONABLY COMPREHENSIVE DESCRIPTIONS OF ALL OF THE REQUIRED ELEMENTS. [Education Code

Section 47605(b)(5)]

A. Governance Structure:

1. Conflict of Interest

The proposed governance structure of SAFE may present conflict of interest issues that will violate applicable laws. There is no assurance in the Charter, the Bylaws, Scholars Academy or SAFE will comply with the provisions of Government Code section 1090 and the Political Reform Act of 1974, as well as good practices to protect the public interest. Instead the Conflict of Interest Policy indicates:

3. Determining whether a Conflict of Interest Exists

After disclosure of the financial interest and all material facts, and after any discussion with the interested person, he/she shall leave the Board or committee meeting while the determination of a conflict of interest is discussed and voted upon. The remaining Board or committee members shall decide if a conflict of interest exists.

4. Procedures of Addressing the Conflict of Interest

a. An interested person may make a presentation at the Board or committee meeting, but after such presentation, he/she shall leave the meeting during the discussion of, and the vote on, the transaction or arrangement that result in the conflict of interest.

b. The chairperson of the Board or committee shall, if appropriate, appoint a disinterested person or committee to investigate alternatives to the proposed transaction or arrangement.

c. After exercising due diligence, the Board or committee shall determine whether the Charter can obtain a more advantageous transaction or arrangement with reasonable efforts from a person or entity that would not give rise to a conflict of interest.

d. If a more advantageous transaction or arrangement is not reasonably attainable under circumstances that would not give rise to a conflict of interest, the Board or committee shall determine by a majority vote of the disinterested

directors whether the transaction or arrangement is in the Charter's best interest and for its own benefit and whether the transaction is fair and reasonable to the Charter and shall make its decision as to whether to enter into the transaction or arrangement in conformity with such determination.

While such an arrangement may be permissible pursuant to the rules governing nonprofit public benefit corporations, charter schools are public entities and part of the public school system and, as such, this provision may violate the more stringent conflict of interest laws, including Government Code Section 1090 et seq., the Political Reform Act of 1974, as well as the common law rules against conflicts. Moreover, it is noted that one of the teachers that signed the Charter, Puja Lavingia, is also identified as a SAFE Board member. Her dual role as a teacher and a SAFE Board member may violate the provisions of Government Code Section 1090.

2. *District Representative*

SAFE's governance structure, as set forth in the Petition and bylaws, violates the District's rights pursuant to Education Code Section 47604(b) to have a representative on the Board of Directors of the corporation that operates the Charter School.

3. *SAFE Board meetings*

The Bylaws provide that Board of Directors meetings shall be held at the principal office of the corporation and further indicate that the principal place of business is 846 Vianca, Perris, CA. If the Charter School Board meetings are held outside the jurisdictional boundaries of the District, this could prevent the local community members and parents from participation and playing an active role in the operations of the school. Additionally, this provision could interfere with the District's ability to properly oversee the operations of the school.

B. ADMISSION REQUIREMENTS. [Ed. Code §47605(b)(5)(H)]

The admission preferences are unacceptable and violate the Charter Schools Act of 1992. The Act specifies that if the number of students desiring to attend the school exceeds capacity, preference "shall" be extended to pupils currently attending the school and residents of the school district. The hierarchy of preferences set forth in the Charter does not provide for a preference for District students and instead provides preferences for children of founders and Charter

School employees, and siblings in violation of the Education Code. Additionally, there is no definition of the term Founder and thus it is unclear precisely who is provided this preference.

- C. THE MEANS BY WHICH THE CHARTER 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 DISTRICT. [Ed. Code §47605(b)(5)(G)]

Education Code section 47605(b)(5)(G) requires a petition to state, “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.”

On page 82 the Charter states:

A central part of the Scholars Academy for Excellence Charter Elementary School vision is to be a high-performing school that is representative of the diversity of the *county of San Bernardino*. In order to achieve a *racial and ethnic balance that is reflective of our community*, Scholars Academy for Excellence Charter Elementary School will:

Given that the School intends to locate in an area that is within the boundaries of another school district, the “target community” of that proposed location, may result in an enrollment that is not reflective of the racial and ethnic balance reflective of the territorial jurisdiction of the District. Thus the District is concerned that the School does not intend to enroll population reflective of the District as required by Education Code section 47605(b)(5)(G).

- D. THE PROCEDURES TO BE USED BY THE DISTRICT AND THE CHARTER SCHOOL FOR RESOLVING DISPUTES RELATING TO PROVISIONS OF THE CHARTER. [Ed. Code § 47605(b)(5)(N)]

1. The dispute resolution provision, as drafted in the proposed Charter, contemplates numerous meetings and submission of the matter to a mediator if the process does not result in a resolution of the matter. This process does not provide for a prompt resolution of differences between a chartering entity and the Charter School and therefore, may contribute to a failure in governance. Moreover, engaging in these numerous steps, which may take several months to complete, places the safety and health of students needlessly at risk and impedes the District’s ability to effectively oversee the Charter School.

2. Given the significance of opening and operating a charter school and the District's oversight obligations as well as the issues and problems that have arisen in the operation of some charter schools in California in the past, having a clear and workable dispute resolution process is fundamental to any charter proposal.

E. THE PROCEDURES THAT THE SCHOOL WILL FOLLOW TO ENSURE THE HEALTH AND SAFETY OF PUPILS AND STAFF. [Ed. Code §47605(b)(5)(F)]

The Charter includes a very short discussion of its insurance and indemnification obligations, but these elements are not adequate to protect the Charter School or the District from potential liability for the acts or omissions of the proposed school, despite the fact that Scholars Academy will be operated as a 501(c)(3) nonprofit public benefit corporation. Moreover, the limited indemnification provisions included in the Charter do not protect the District from liability, particularly if there is not adequate insurance to allow those indemnification provisions to be enforced.

BE IT FURTHER RESOLVED AND ORDERED that the terms of this Resolution are severable. Should it be determined that one or more of the findings and/or the factual determinations supporting the findings is invalid, the remaining findings and/or factual determinations and the denial of the Charter shall remain in full force and effect. In this regard, the District Board specifically finds that each factual determination, in and of itself, is a sufficient basis for the finding it supports, and each such finding, in and of itself, is a sufficient basis for denial.

Adopted March 15, 2016, by the Governing Board of the San Bernardino City Unified District, of San Bernardino City County, California.

AYES IN FAVOR OF SAID RESOLUTION:

NOES AGAINST SAID RESOLUTION:

ABSTAINED:

Dated: _____

By: _____

President, Governing Board
San Bernardino City Unified School District

Dated: _____

By: _____

Clerk, Governing Board
San Bernardino City Unified School District

8.2 Second Period Interim Financial Report as of January 31, 2016
 (Prepared by Business Services)

The Education Code, as updated by AB1200 and AB2756, requires school districts to report on their financial condition at the time of budget adoption and after closing the books with the unaudited actuals. Two interim reports are also required during the Fiscal Year for the periods from July 1 through October 31 (first period), and from July 1 through January 31 (second period).

A resolution is contained in the Action item section of the agenda regarding the certification by the Board of Education as to the District’s ability to meet its financial obligations for the current Fiscal Year and the subsequent two years.

Second Period Interim Financial Report

The interim report consists of projections for ADA (average daily attendance), Local Control Funding Formula (LCFF), and General Fund Summary (revenues, expenditures, and fund balance) for the current and subsequent two years. Other funds of the District have been included in this packet as well. Also included are a current year Cash Flow Projection, a Summary Review of State Financial Criteria and Standards, and a Certification that the District will meet its financial obligations for the current and subsequent two years.

The Board of Education approved the Fiscal Year 2015-2016 Adopted Budget on June 16, 2015. In addition, other budget changes have been brought to the Board on the overall financial condition of the District. The Governors’ Proposed Budget for 2016-17 is optimistic for the current and subsequent fiscal years and provides for additional LCFF Gap funding in the current and subsequent years. Those increases are reflected in this report.

A school district’s LCFF is derived primarily from District ADA and unduplicated pupil counts. ADA is projected from enrollment numbers adjusted using cohort survival procedures for historic relationships, growth, attendance percentages, and other factors. The following ADA projections were used for this report and are detailed further in the accompanying Form AI, Average Daily Attendance Form.

Projection as of:	For:	Enrollment (Excluding Charter Schools)	Increase	Funded ADA * (Excluding Charter Schools)	Increase	ADA/ Enrollment Ratio
Budget Adoption	15-16	50,242	N/A	47,531	N/A	94.6%
Second Interim- January	15-16	50,220	-0-	47,535	-4-	94.6%
Projected Budget	16-17	50,220	-0-	47,381	-0-	94.3%
Projected Budget	17-18	50,220	-0-	47,381	-0-	94.3%

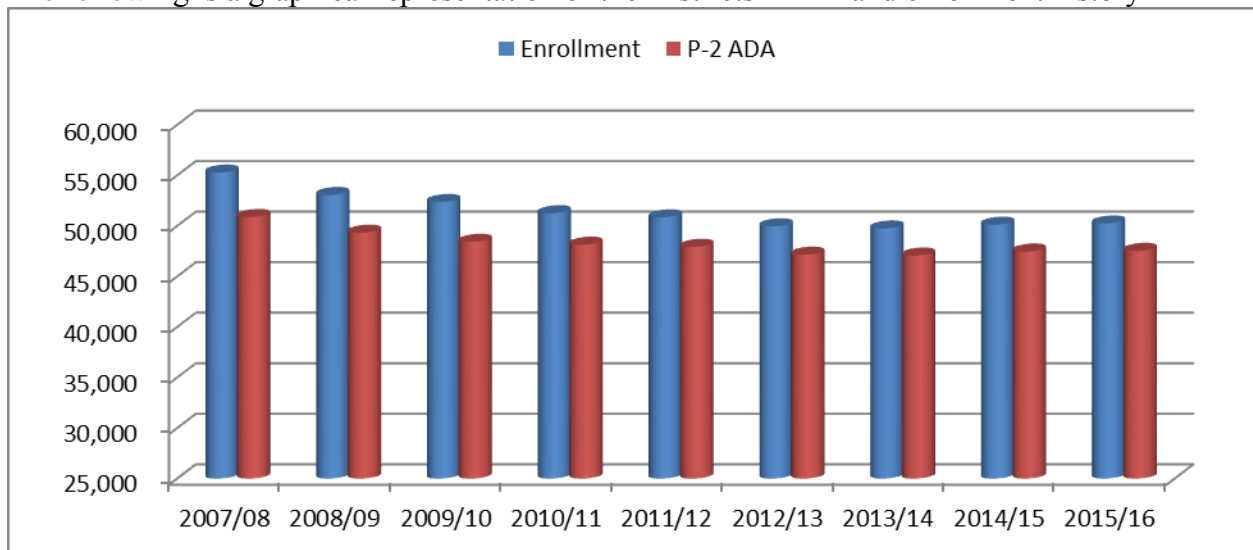
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*Funded ADA is based upon the greater of current year P-2 ADA or prior year P-2 ADA adjusted for charter schools under the minimum guarantee.

The District has authorized 13 Charter Schools with 12 operating in 2015-16 and 1 opening in 2016-17. The total 2015-16 enrollment for the 12 Charters is 3,262 with projected ADA of 3,058 resulting in an average ADA to enrollment ratio for District Charters of 93.7%. The total LCFF funding attributable to these Charters is estimated at \$28.8 million.

The District had experienced declining enrollment for a number of years. Enrollment decline began to level off in 2013-14 with a slight increase in 2014-15 and a projected slight decrease in 2015-16. No increases have been projected for Fiscal Year 2016-17 or subsequent years as continued growth is uncertain.

The following is a graphical representation of the Districts' ADA and enrollment history



The Interim Report

The primary interim report document is **Form 01I, General Fund Summary**. The columns on the attached Form 01I report the following information:

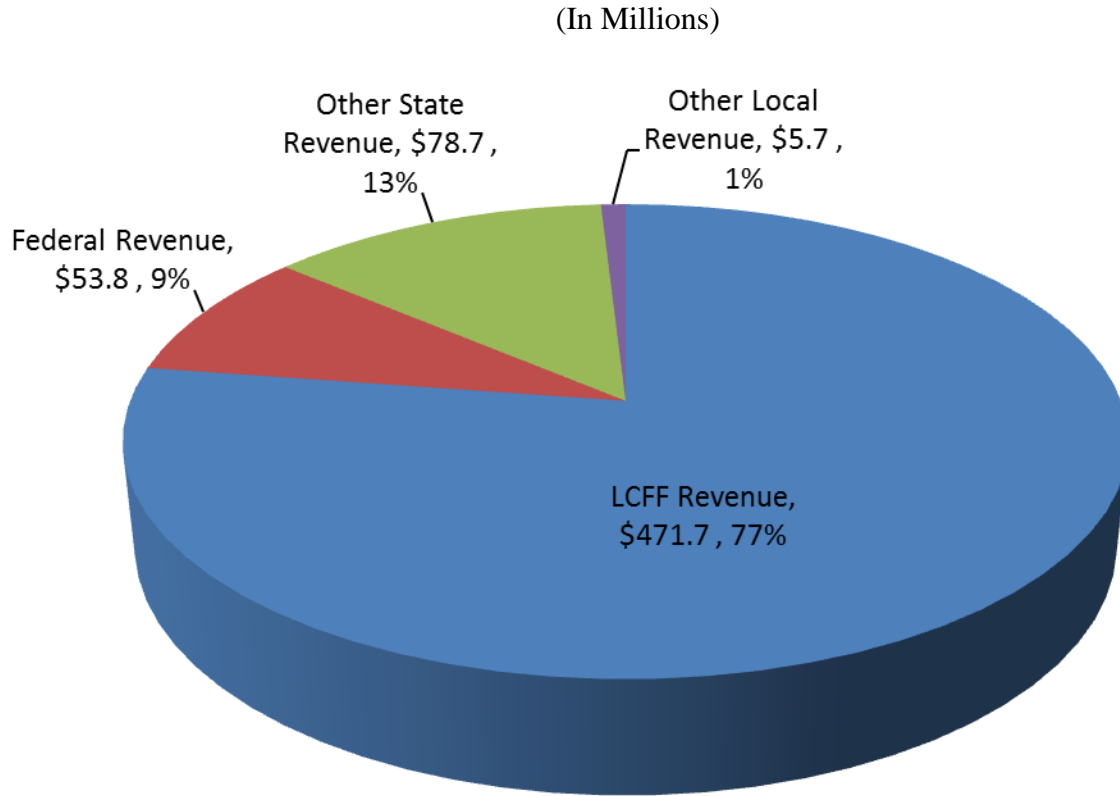
- Column A** – the original (adopted) budget
- Column B** – the Board approved operating budget as of January 31
- Column C** – actual-to-date as of January 31
- Column D** – the projected year total and
- Column E** – the percentage differences between the Board approved operating budget and projected year totals

The summary Form 01I financial reports have been completed projecting the Fiscal Year

2015-16 as well as 2016-17 and 2017-18 using the following assumptions:

Revenues:

Combined General Fund Revenue sources are LCFF, Federal, Other State Revenue and Local Revenues as illustrated below:



Total General Fund Revenues - \$609.9 Million

Local Control Funding Formula

- The growth factors and COLA applied to reaching the Local Control Funding Formula target funding are as follows:

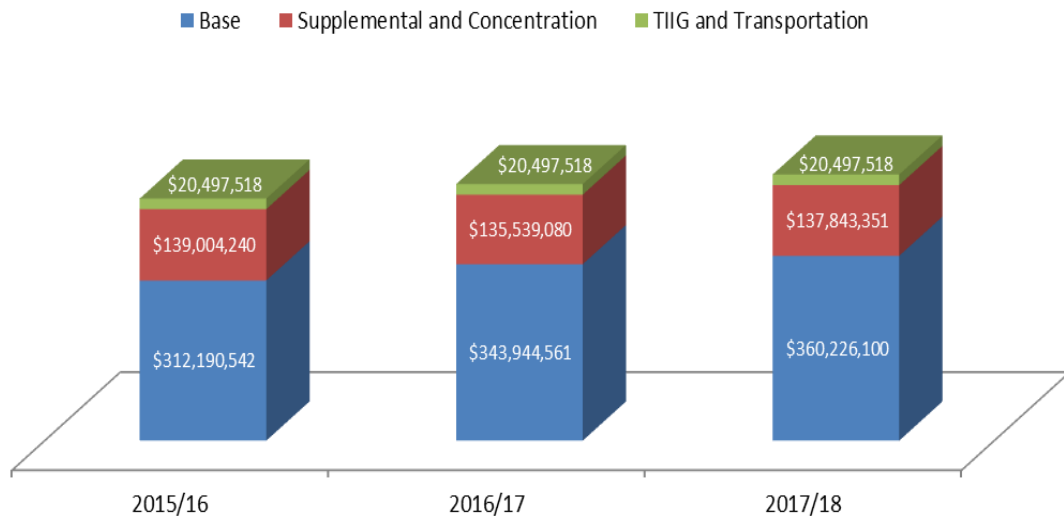
Fiscal Year	2015-16	2016-17	2017-18
COLA	1.02%	0.47%	2.13%
Gap Funding % – 1st Interim	51.52%	35.55%	18.11%
Gap Funding Amount – 1st Interim (millions)	\$66.8	\$24.2	\$10.3
Total LCFF Funding – 1st Interim (millions)	\$471.4	\$495.5	\$505.8
Gap Funding % – 2nd Interim – DOF	51.97%	49.08%	45.34%
Gap Funding Amount – 2nd Interim (millions)	\$67.1	\$29.6	\$18.6
Total LCFF Funding – 2 nd Interim (millions)	\$471.7	\$500.0	\$518.5

- Revenue at 2nd Interim has been revised to reflect the changes in LCFF funding due to the inclusion of Department of Finance GAP funding rates, changes in COLA and changes in ADA.
- Projected Local Control Funding has been calculated based upon a projected slight ADA decrease for 2015-16 and level enrollment and ADA for subsequent years.

2015-16 LCFF Funding	
a. LCFF Target Funding in 2020-21	\$533,722,352
b. 2014-15 Floor Funding	\$404,573,794
c. LCFF Gap (a-b)	\$129,148,558
d. Gap Funding @ 51.97%	\$ 67,118,506
e. 2015-16 LCFF (b+d)	\$471,692,300
f. Base funding	\$312,190,542
g. Supplemental & Concentration (incl. TIIG)	\$159,501,758

LCFF Base and Supplemental Funding

Under the LCFF, the District must ensure that supplemental and concentration funds are used to increase or improve services to students that are eligible for free and reduced meals, English Learners and Foster Youth. The Chart below illustrates the 2015-16 base funding applicable to all students and the additional supplemental and concentration funding for low socioeconomic, English Learner and Foster Youth that are represented at an unduplicated count of 92.35% of the District student population.



- Under LCFF funding the District receives a funding adjustment to implement class size reduction to make progress to 24:1 for K-3. This funding is phased in proportionally to LCFF Gap funding percentage. Full funding is projected to be reached in the Fiscal Year 2020-21.
- Reductions to the LCFF for Redevelopment Agency (RDA) funds are included at \$593,556 for current and \$543,871 for subsequent fiscal years. By law, these dollars can be used for land acquisition, facility reconstruction, remodeling, deferred maintenance and routine maintenance.
- State and Federal categorical programs were projected with a 0.47% COLA in Fiscal Year 2016-17, and 2.13% COLA in Fiscal Year 2017-18 where applicable.

	2015-16	2016-17	2017-18
Federal Categoricals	\$53,527,010	\$42,687,904	\$42,687,904
State Categoricals	\$44,772,334	\$41,256,957	\$41,896,290

- The Educator Effectiveness one time funding of \$4,182,866 has been included in Fiscal 2015-16 restricted general fund and excluded from subsequent years. Unspent dollars will be carried over but all dollars must be spent by June 2018.
- Lottery Revenue of \$8,975,230 is included in 2015-16 and subsequent years at \$181/ADA. This represents 1.47% of total general fund revenues.
- Adult Education Funding has been moved to Fund 11 - Adult Education Fund as a requirement of the new funding model. This funding totals \$5,926,321.
- One time Mandate Reimbursement Funding of \$25,162,344 has been included in Fiscal Year 2015-16. One time mandate funding of \$10,139,534 in Fiscal Year 2016-17 has been excluded these from subsequent years.

Expenditures

- The net impact to the number of positions required due to decreases in class size, and end of program funding:

	<u>FY 2016-2017</u>	<u>FY 2017-2018</u>
Certificated	10 FTE	0 FTE
Classified	0 FTE	0 FTE

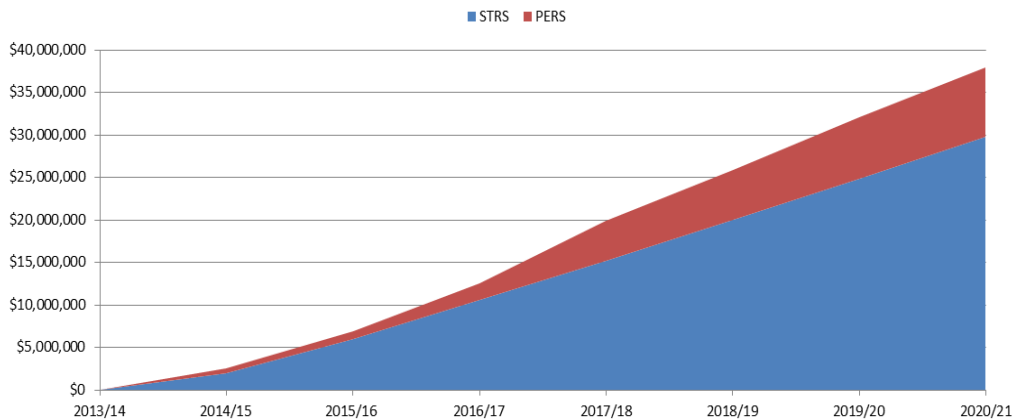
Assumes remaining QEIA positions will be absorbed by attrition of certificated staff.

- Statutory employee benefits have been adjusted for changes in salaries for all bargaining units and salary schedules.

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- Step and Column increases for eligible staff are included in the current and subsequent fiscal years. These costs are projected at 1.5% for Certificated and 0.8% for Classified qualifying positions
- State Teachers Retirement System and Public Employee Retirement Systems are both projecting significant increases to employer contribution rates in the current and subsequent fiscal years. By the year 2021, these increases are expected to be \$36 million. This comprises a significant portion of the Districts LCFF increased funding for the same period.

Retirement System	2015-16	2016-17	2017-18
STRS Employer Rate	10.73%	12.58%	14.43%
Cost of Increase	\$4.0 million	\$4.6 million	\$4.7 million
PERS Employer Rate	11.85%	13.05%	16.6%
Cost of Increase	\$0.5 million	\$1.0 million	\$2.7 million



- Health and Welfare Benefit costs have been increased by the 9.90% in 2015-16. These costs are projected to increase by 5.8% in Fiscal Year 2016-17 and by 9.0% in Fiscal Year 2017-18:

Fiscal Year	Cost
2016-17	\$2,844,600
2017-18	\$5,006,572

This includes the estimated administration costs for the Affordable Care Act (ACA) which is estimated to be 2.4% annually. For Fiscal Year 2015-16 this cost is estimated at \$1.7 million.

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- Estimated costs of \$0.8 million for offering benefits to non-permanent employees under the Affordable Care Act (ACA) are included beginning in Fiscal Year 2016-17 and beyond. This is to ensure compliance with the ACA requirement to offer minimum coverage. (\$145 resident subs x \$6,000 = \$870,000)
- Other Post-Employment Benefits (OPEB) included at a rate of 1.044% have been applied to gross salary and an additional rate of 1.207% applied to fund post-retirement benefits. The annual required contribution is \$6,541,175.
- Under the LCFF, Districts are required to make progress each year in reducing class size to 24:1 when full funding is reached. The reduction must come in proportion to the growth in the Local Control Funding Formula each year. Class sizes have been decreased to an average of 27:1 in Fiscal Year 2015-16 and are estimated to reach an average of 24:1 in Fiscal Year 2018-19 with full implementation required by 2020-21. The estimated Grade Span Adjustment funding for Fiscal Year 2015-16 is \$11,969,074 with full funding of \$14,961,342 projected in Fiscal Year 2020-21.
- Textbooks and instructional materials have been included at \$14.1 million as a part of the Local Control Accountability Plan.
- Supplemental Employment Retirement Plan (SERP) costs are included as follows:

Fiscal Year	Cost
2015-16	\$3,464,201
2016-17	\$3,012,235

After the 2016-17 payment all SERP obligations will be satisfied.

- Quality Education Investment Act (QEIA) carryover funds have been included in Fiscal Year 2015-16 expenditures at \$2,398,213. Fiscal Year 2016-17 excludes these expenditures.
- Routine Repair and Maintenance program has been increased by \$8.0 million to meet the required 3% of General Fund expenditures for a total of \$18,150,000 in Fiscal Year 2015-16.
- The Deferred Maintenance program has been folded into the Local Control Funding Formula. The Deferred Maintenance match is no longer required under the Local Control Funding Formula. The District continues to allocate funding of \$2.0 million for this purpose which was the level of funding previously provided by the State.
- Utility costs are projected to include any savings for the current and subsequent Fiscal Years from the Energy Savings program.

General Fund Contributions to Restricted Programs:

Program	2015-16	2016-17	2017-18
Special Education	\$33,723,418	\$35,766,578	\$35,766,578
Routine Repair and Maintenance	\$18,150,000	\$17,300,000	\$17,996,663
Child Development Fund – Fund 12	\$1,413,667	\$2,408,171	\$2,408,171
Total	\$53,287,085	\$55,474,749	\$56,171,412

Components of Ending Fund Balance:

General Fund	2015-16	2016-17	2017-18
General Fund Ending Balance	\$49,267,475	\$55,527,218	\$68,762,551
Reserves for Stores/Revolving Cash	\$711,000	\$711,000	\$711,000
Reserves for Restricted Programs	\$13,200,000	\$5,706,029	\$486,882
Assigned – Class Size and Competitive Comparable	\$2,526,465	\$0	\$0
Reserve for Economic Uncertainty -2%	\$12,300,000	\$12,000,000	\$12,050,000
Unassigned/Unappropriated	\$20,530,010	\$37,110,189	\$55,514,669

Unassigned /Unappropriated balances for 2015-16 are the result of:

- Projected carryover of Career Pathway funds \$ 5.4 million
- Salary and Benefit Savings due to vacancies \$ 6.8 million
- Delay in implementation - Small High Schools,
 Affordable Care Act, Professional Development \$ 4.1 million
- Other projected operating cost savings \$ 3.9 million
- Additional LCFF Gap funding – Governors’ Proposal \$ 0.3 million
- Total of Items contributing to Unappropriated Balance \$20.5 million

Current sections of the Education Code, which were revised by AB1200 and AB2756, require the governing board of the school districts to certify that the District will meet its financial obligations for the current Fiscal Year and the subsequent two Fiscal Years. Based on the current information for revenues and expenditures for the subsequent two years, the district is able to meet its obligations for Fiscal Year 2015-16 and subsequent fiscal years.

School districts self-certify their fiscal condition. With a positive certification, the district asserts that it can meet its obligations in the current and succeeding two years. A qualified certification indicates a budget problem in the two subsequent years. Finally, a negative certification indicates an impending cash problem for either the current or one subsequent year.

Based on the definition above, the Board of Education may approve this Second Interim Report with a **positive certification**.

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Thus, it is recommended that the Board of Education approve a **positive certification** for the Second Interim Financial Report for Fiscal Year 2015-16, as of January 31, 2016, with the accompanying resolution which is required by San Bernardino County Office of Education.

BE IT RESOLVED that the Board of Education approves, on the basis of information presented, the Second Interim Financial Report as of January 31, 2016.

BE IT FURTHER RESOLVED that the President of the Board of Education certifies on behalf of the Board that the San Bernardino City Unified School District will be able to meet its ongoing financial obligations for the current fiscal year and subsequent two years.

8.3 Personnel Report #16, Dated March 15, 2016
 (Prepared by Human Resources)

It is requested that the Board ratifies and/or approves the Personnel Report #16, dated March 15, 2016, 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 #16, dated March 15, 2016, be ratified and/or 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.

8.4 Top 10 List

	Date of Request	Question/Request	Requested by	Assigned to	Anticipated Completion Date/Remarks/Action
1	02/16/16	Budget	Board	J. Christakos	03/15/16
2	05/06/14	Create plan and intervention team to prevent students from becoming long-term ELs.	David Servin	M. Zamora	12/01/15
3	02/18/14	Create something similar to Richardson at other schools.	Mrs. Medina	M. Zamora H. Vollkommer	11/17/15
4	01/20/15	Provide recommendation on additional funding needed for strategies to increase student attendance.	Mr. Gallo Mr. Tillman	K. Mitchell	11/03/15
5	05/05/15	How many students completed A-G requirements?	Dr. Flores	M. Zamora	04/2016
6	03/17/15	Compare combination classes with like districts. Is the number of combo classes going up or down?	Mr. Tillman	P. Wiseman	01/19/16

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7	04/07/15	Provide suspension/dropout data: -What is the number of students suspended on a regular basis? -What types of incidents are there in lower grades (5,6,7)? -How many students suspended end up dropping out? -What are dropout rates by gender, ethnicity?	Mrs. Medina Dr. Flores	K. Mitchell	11/03/15
8	04/08/14	Establish a formal process for internships.	Mr. Tillman	M. Zamora & P. Wiseman	01/2016
9	11/19/14	Can we add academic advisors at high schools to support counselors and students?	Mrs. Medina	K. Mitchell	12/01/15
10	11/05/13	Look at a later start time for secondary students.	Mr. Gallo Mrs. Hill	Strategic Planning	

8.5 Future Agenda Items

Request	Date	W	SP	SA	AP	AR	BQS	BC	CS
2 nd Interim Report/Budget	03/15/16				X				
KPI – Student Attendance	04/05/16	X		X					
KPI – Reduction of Grades 8/9 Math Failure Rates	04/19/16	X		X					
KPI – AMAOs	05/03/16	X		X					
Secondary Grading Policy Recommendations	05/17/16	X		X					
Rigorous Curriculum Design	06/07/16	X		X					

AP-Administrative Presentation
BQS-Board Quarterly Strategic
SP-Special Presentation

AR-Administrative Report
CS-Closed Session
W-Workshop

BC-Board Correspondence
SA-Student Achievement

8.6 Follow Up on Requests/Questions

Date of Request	REQUESTS/QUESTIONS FOR FOLLOW UP	Requested By	
03-01-16	What is the policy/procedure for updating Aeries?	Dr. Flores	
03-01-16	Ramp Up – have sites received funding; if not why?	Mrs. Negrete	
BUSINESS SERVICES – MRS. CHRISTAKOS			
COMMUNICATIONS – MRS. BARDERE			
COMMUNITY PARTNERSHIPS			
DEPUTY SUPERINTENDENT – DR. VOLLKOMMER			
1	01/14/14	How far are we with the program evaluation process? Require schools that hire consultants to complete an evaluation form so teachers could review recommendations or concerns.	Mrs. Perong
EDUCATIONAL SERVICES – DR. ZAMORA			
1	08/04/15	Board policy aligning high schools with A-G	Mrs. Medina
2	05/05/15	How many graduates got diplomas/certificates? Provide raw data.	Dr. Flores
3	01/20/15	Explore partnering with University of Redlands College of Education and UCR	Dr. Flores

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	Date of Request	REQUESTS/QUESTIONS FOR FOLLOW UP	Requested By
		for a career pathway.	
4	02/04/14	Conduct a longitudinal study of student voice at the middle school level.	Dr. Flores
FACILITIES/OPERATIONS – MR. PEUKERT			
1	03-01-16	Bradley parking issue.	G. Rodgers
2	03-01-16	Cafeteria food nutritional analysis.	G. Rodgers
3	11/17/15	Provide update on Cajon concerns brought by parent re: site cleanliness, vermin, and drainage in quad.	Mr. Tillman
4	04/07/15	Provide information on the Certificate of Occupancy Pilot Program-school fees	Mr. Gallo
5	01/20/15	Invite City Council members to a Board meeting to discuss mutual topics of interest. Invite City Council members to tour the new schools. (work w/Supt.)	Mrs. Savage
6	01/13/15	Provide information on what local preferences are allowed to be offered on bids.	Mr. Gallo
7	10/21/14	Use lobbyists or grant writers to find money to pay for the Alessandro filters.	Mr. Tillman
8	10/21/14	Lobby for funds to do a longitudinal study of the BNSF Rail Yard.	Dr. Flores
HUMAN RESOURCES – DR. WISEMAN			
1	12/01/15	Look into security for athletes/staff after practices when it's dark outside. (coordinate with Chief Paulino)	COMPLETE
2	08/04/15	Create process so that graduates can return to our schools as teachers	Mrs. Medina
3	02/17/15	Provide the ethnic breakdown of new hires and promotions by job classification for management and classified employees, for three years.	Dr. Flores
4	02/03/15	List the number of courses that will be affected at QEIA high schools.	Dr. Flores
SCHOOL POLICE – CHIEF PAULINO			
1	04/21/15	Wants a monthly report on the School Police's Positive Feedback program.	Mrs. Perong
STUDENT SERVICES – DR. MITCHELL			
1	08/18/15	Provide data on student disruptions between 8 – 10 a.m.	Mrs. Hill
2	04/07/15	Look into ways to assist schools, such as Hunt and Del Rosa, which did not receive any LCAP Innovation awards.	Mrs. Hill
3	01/20/15	Look at tardy policy to see if it might be deterring students from attending class or school.	Dr. Flores
4	01/20/15	What percent of special education students have high numbers of absences?	Mrs. Medina
5	12/02/14	Do CAPS students have better attendance and fewer referrals?	Mrs. Hill
STRATEGIC PLANNING			
1	02/16/16	Look into possibly sponsoring summer youth internships	Mr. Gallo
2	01/21/14	Consider offering bus tickets and look at other strategies to allow students to get to and from school safely for Strategy 9 - Safe passages to school.	Mrs. Hill
3	12/17/13	Consider teachers presenting challenging classes in a language other than English.	Nancy Sanchez-Spears
SUPERINTENDENT – DR. MARSDEN			

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SESSION NINE

9.0 Closed Session

10:15 pm

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

Anticipated Litigation

Pursuant to Government Code Section 54956.9 (d)

Number of Cases: One

Existing Litigation

Conference with Legal Counsel pursuant to Government Code Section 54956.9 (d)

Number of Cases:

Conference with Labor Negotiator

District Negotiator: Perry Wiseman

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

Public Employee Appointment(s)

Title: Director, Alternative Programs

Coordinator, English Learner Programs Secondary

Public Employee Discipline/Dismissal/Release

Student Matters/Discipline

SESSION TEN

10.0 Action Reported from Closed Session

10:45 pm

SESSION ELEVEN

11.0 Adjournment

10:50 pm

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

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Affirmative Action Office
777 North F Street
San Bernardino, CA 92410
(909) 381-1122
(909) 381-1121 fax

Office Hours: Monday through Friday, 8 a.m.-4:30 p.m.

Requests for reasonable accommodations must be received by the Affirmative Action Office no later than five working days before the public meeting so that an interactive process can be effectuated to determine an effective accommodation that would best serve the needs of the individual with a disability.

Posted: March 11, 2016