

**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

**DR. BARBARA FLORES**  
Board Member

**MICHAEL J. GALLO**  
Board Member



**DR. MARGARET HILL**  
President

**DALE MARSDEN, Ed.D.**  
Superintendent

**GWENDOLYN RODGERS**  
Board Member

**DANNY TILLMAN**  
Board Member

**SCOTT WYATT, Ed.D.**  
Board Member

**January 10, 2017**

**Estimated Times**

**SESSION ONE**

- |            |   |                |
|------------|---|----------------|
| <b>1.0</b> | <b><i>Opening</i></b>                   | <b>5:30 pm</b> |
| 1.1        | <u>Call to Order</u>                    |                |
| 1.2        | <u>Pledge of Allegiance to the Flag</u> |                |
| 1.3        | <u>Adoption of Agenda</u>               |                |

**SESSION TWO**

- |            |   |                |
|------------|---|----------------|
| <b>2.0</b> | <b><i>Special Presentation(s)</i></b>                 | <b>5:35 pm</b> |
| 2.1        | <u>Recognition of African-American History Month</u>  |                |
| 2.2        | <u>Recognition of National School Counseling Week</u> |                |
|            | <u>Recognition of Ronald Reagan Day</u>               |                |

**SESSION THREE**

- |            |                               |                |
|------------|-------------------------------|----------------|
| <b>3.0</b> | <b><i>Public Comments</i></b> | <b>5:40 pm</b> |
|------------|-------------------------------|----------------|

This is the time during the agenda when the Board of Education is prepared to receive comments from members of the public on any matter within its subject matter jurisdiction. If you wish to address the Board, you will need to complete a "Request to Address the Board of Education" form that will be available at the Board meeting.

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

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

Any person wishing to make complaints against District employees is asked to 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.

**SESSION FOUR**

**4.0 Student Achievement 6:40 pm**

4.1 Key Performance Indicator (KPI) – Engagement

**SESSION FIVE**

**5.0 Board Discussions 7:40 pm**

5.1 Discussion regarding the Resolution of the Board of Education’s Commitment to the Education of All Children and Making All Campuses a Safe Zone for Students and Families

5.2 Discussion regarding modified board agenda/closed session time

**SESSION SIX**

**6.0 Reports and Comments 8:30 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 Comments by Board Members

6.7 Board Committee Reports

6.8 Comments by Superintendent and Staff Members

**SESSION SEVEN**

**7.0 Consent Calendar 9:30 pm**

**BOARD OF EDUCATION**

7.1 Approval of Minutes

**BUSINESS SERVICES**

7.2 Acceptance of Gifts and Donations to the District

7.3 Commercial Warrant Register for Period December 1 – 15, 2016

7.4 Federal/State/Local District Budgets and Revisions

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- 7.5 Ratification of Mileage Rate, Fiscal Year 2016-2017
- 7.6 Ratification to Enter into a Software License Agreement with Eagle Software, Anaheim, CA, to Provide Aeries Student Information System Software Annual Subscription

### ***EDUCATIONAL SERVICES***

- 7.7 Approval of the Career Technical Education Advisory Committee to Develop Recommendations on Programs and to Provide Liaison Between District and Potential Employers
- 7.8 Facilities Use Agreement with Club Center Events Enterprise, San Bernardino, CA, to Provide a Venue for the District's Science Fair
- 7.9 Payment for Services Rendered by Non-Classified Experts and Organizations – Educational Services
- 7.10 Ratification of the Payment to Young Women's Empowerment Foundation (YWE), San Bernardino, CA, for Facilitation of the Black Future Leaders Summer Program at California State University, San Bernardino for District Students
- 7.11 Request to Enter into a Software License Subscription Agreement with Dropbox, Inc., San Francisco, CA
- 7.12 Agreement and Payment for Course of Study Activities - Educational Services
- 7.13 Extended Field Trip, Pacific High School, AVID 2017 College Tours, Northern CA

### ***FACILITIES/OPERATIONS***

- 7.14 Approval to Sell ORG Modular Structures, Calvary Christian School
- 7.15 Approval to Sell ORG Modular Structures, Zion Elect Church/Benjamin E. Jones Community Center
- 7.16 Request to Piggyback - Los Angeles Unified School District Bid Number 2000001005 for Purchase of Cafeteria Point of Sales Hardware from TekVisions, Inc.

### ***HUMAN RESOURCES***

- 7.17 Affiliation Agreement with the University of West Florida, Department of Teacher Education and Educational Leadership, Pensacola, FL, for Student Teacher Fieldwork
- 7.18 Agreement with Kids That Code, Inc., San Bernardino, CA, to Provide an Afterschool Program for Students on the Introduction to Game Design and Computer Programming at Bonnie Oehl Elementary School
- 7.19 Request to Enter into a Software License Agreement with Teaching Channel Teams Site, San Francisco, CA, to Provide Online Access to Video Coaching for Serrano Middle School
- 7.20 Payment for Course of Study Activities - Human Resources

***STUDENT SERVICES***

- 7.21 Agreement with BLU Educational Services, LLC, San Bernardino, CA, to Provide Comprehensive College Planning Services for Students at San Bernardino High School
- 7.22 Agreement with Educational Achievement Services, Inc., Las Vegas, NV, to Provide Phase Two of the Family Leadership Institute (FLI), Train the Trainer and Licensing Agreement
- 7.23 Agreement with Loma Linda University School of Public Health (LLU-SPH), Health Promotion and Education, Loma Linda, CA, for the District to Provide LLU-SPH Students with Real Life Community Health Education Experiences
- 7.24 Amendment No. 1 to the Agreement with Children's Resources, Fontana, CA, to Provide Discovering the New Me Program at Four District Schools
- 7.25 Amendment No. 1 to the Agreement with RISE Interpreting, Inc., Hemet, CA, to Provide Interpreter Services to Deaf/Hearing Impaired Students and Individuals
- 7.26 Facilities Use Agreement with California State University, San Bernardino, CA, for Use of the Coussoulis Arena for Arroyo Valley High School's Graduation Ceremony
- 7.27 Facilities Use Agreement with Theatrical Arts International, Inc., San Bernardino, CA, for the Use of the California Theatre of the Performing Arts for the Inland Career Education Center's Graduation
- 7.28 Memorandum of Understanding with Soma Dyo, Inc., dba Total Urban Renewal Farms (TURF), Redlands, CA, for Phase One of the San Bernardino High School Agriculture Site Rehabilitation and Urban Farming Operation Project
- 7.29 Request to Enter into a Software License and Professional Development Agreement with Rethink Autism Inc., New York, NY, to Provide Educational Technology Access to Evidence-Based Solution Platform and Support for Special Education
- 7.30 Business and Inservice Meetings - Student Services
- 7.31 Extended Field Trip, Inghram Elementary School, Arrowhead Ranch Outdoor Science School, Lake Arrowhead, CA
- 7.32 Extended Field Trip, Manuel A. Salinas Elementary School, Pali Institute, Running Springs, CA
- 7.33 Payment for Services Rendered by Non-Classified Experts and Organizations – Student Services
- 7.34 Expulsion of Student(s)
- 7.35 Student(s) Recommended for Suspension, but Remanded Back to School Sites or had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction
- 7.36 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
- 7.37 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)

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**SESSION EIGHT**

**8.0 Action Items** **9:40 pm**

- 8.1 Personnel Report #12, Dated January 10, 2017
- 8.2 Amendment to Board Bylaw 9270 – Conflict of Interest (Second Reading)
- 8.3 Resolution of the Board of Education’s Commitment to the Education of All Children and Making All Campuses a Safe Zone for Students and Families

**SESSION NINE**

**9.0 Closed Session** **9:45 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**

**Public Employee Discipline/Dismissal/Release**

**Student Matters/Discipline**

**Superintendent’s Evaluation/Contract Renewal**

**SESSION TEN**

**10.0 Action Reported from Closed Session** **10:15 pm**

**SESSION ELEVEN**

**11.0 Adjournment** **10:20 pm**

At the May 17, 2016 Board Meeting, the 2016-17 Board of Education Meeting Calendar was adopted. The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, January 24, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

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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 - Friday, 8 a.m.-4:30 p.m.

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

Posted: January 6, 2017

Board of Education Meeting  
January 10, 2017

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**January 10, 2017**

**Estimated Times\***

**SESSION ONE**

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| <b>1.0</b> | <b><i>Opening</i></b>                   | <b>5:30 pm</b> |
| 1.1        | <u>Call to Order</u>                    |                |
| 1.2        | <u>Pledge of Allegiance to the Flag</u> |                |
| 1.3        | <u>Adoption of Agenda</u>               |                |

**SESSION TWO**

- |            |  |                |
|------------|--|----------------|
| <b>2.0</b> | <b><i>Special Presentation(s)</i></b>  | <b>5:35 pm</b> |
| 2.1        | <u>Recognition of African-American History Month</u><br>(Prepared by Communications/Community Relations) |                |

Each year, the San Bernardino City Unified School District joins other organizations in towns and cities in our state and nation in observing and recognizing the achievements of our citizens of African descent.

WHEREAS Americans of African descent contributed to the development of our nation in countless ways and participated in every effort to secure, protect, and maintain the essence and substance of American democracy; and

WHEREAS African-American history reflects a spirit of determination, perseverance,

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ingenuity, and cultural pride in the struggle to share equally in the opportunities of a nation founded upon the principles of freedom and liberty for all people; and

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District declares February 2017 to be acknowledged in all District schools as a period of recognition of African-American history as it relates to the history and culture of our country; and

BE IT FURTHER RESOLVED that the Board of Education encourages all the schools of the District to undertake educational activities which commemorate the history and contributions of African-American citizens and that this history be included and intertwined in all studies of history of the United States throughout the school year.

2.2 Recognition of National School Counseling Week  
(Prepared by Communications/Community Relations)

WHEREAS the theme of National School Counseling Week 2017 is “School Counseling: Helping Students Realize Their Potential;” and

WHEREAS school counselors are actively committed to helping students explore their abilities, strengths, interests, and talents as these traits relate to career awareness and development; and

WHEREAS school counselors are passionate about their commitment to helping students and are an integral part of the educational process that enables all students to achieve success in school; and

THEREFORE, BE IT RESOLVED that the Superintendent and the Board of Education of the San Bernardino City Unified School District join the rest of the state and the nation in recognizing February 6 to 10, 2017, as National School Counseling Week and encourage all of our schools to set aside this week to acknowledge the outstanding and selfless contributions that school counselors make to our students and our schools each day.

2.3 Recognition of Ronald Reagan Day  
(Prepared by Communications/Community Relations)

WHEREAS on February 6, the San Bernardino City Unified School District joins other organizations in towns and cities across the state in observing and recognizing the achievements of our 33<sup>rd</sup> governor and the nation’s 40<sup>th</sup> president; and

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District encourages all the schools of the District to undertake educational activities on February 6, 2017, which commemorate the life and accomplishments of Ronald Reagan.

**SESSION THREE**

**3.0 Public Comments**

**5:40 pm**

This is the time during the agenda when the Board of Education is prepared to receive comments from 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.

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

Any person wishing to make complaints against District employees is asked to 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.

**SESSION FOUR**

**4.0 Student Achievement**

**6:40 pm**

**4.1 Key Performance Indicator (KPI) – Engagement**  
(Prepared by Deputy Superintendent’s Office)

Harold Vollkommer, Deputy Superintendent, and staff will present information regarding Key Performance Indicator (KPI) - Engagement.

**SESSION FIVE**

**5.0 Board Discussions**

**7:40 pm**

**5.1 Discussion regarding the Resolution of the Board of Education’s Commitment to the Education of All Children and Making All Campuses a Safe Zone for Students and Families**

**5.2 Discussion regarding modified board agenda/closed session time**

**SESSION SIX**

**6.0 Reports and Comments**

**8:10 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**

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6.5 Report by San Bernardino School Managers

6.6 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.

6.7 Board Committee Reports

6.8 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.

**SESSION SEVEN**

**7.0 Consent Calendar**

**9:10 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.

It is recommended that the following resolutions be adopted:

***BOARD OF EDUCATION***

**7.1 Approval of Minutes**

(Prepared by Superintendent’s Office)

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on November 1, 2016 be approved as presented.

***BUSINESS SERVICES***

**7.2 Acceptance of Gifts and Donations to the District**

(Prepared by Business Services)

BE IT RESOLVED that the Board of Education acknowledges receipt of the following gifts or donations:

<b>SITE</b>	<b>DONOR</b>	<b>DONATION AND PURPOSE</b>	<b>AMOUNT</b>	<b>VALUE</b>
Communications Department	San Bernardino County Superintendent of Schools San Bernardino, CA	To support the Community Gathering for Excellence, November 10, 2016	\$10,000	
Alternative Programs/Cal-SAFE	Santa Claus, Inc. San Bernardino, CA	To support teen parents of SBCUSD with baby items	\$536.00	
Serrano Middle School	Coca Cola New Castle, DE	To support ASB	\$317.37	
Indian Springs High School	Bryon Marquez San Bernardino, CA	To support the cheerleaders expenses	\$10,000.00	
Indian Springs High School	Bryon Marquez San Bernardino, CA	To support the SB Strong Lapel Pins	\$3,000.00	
San Gorgonio High School	Frederick and Brenda Garcia San Bernardino, CA	To support the cross country team	\$1,000.00	

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San Geronio High School	Vance Garcia, San Bernardino, CA	To support the cross country team	\$1,000.00	
Hunt Elementary School	East Valley Water District, Highland, CA	115 Sweatshirts, to provide warm clothing for students		\$1,150.00
Richardson PREP HI	Richard and Donna Wing, Riverside, CA	To support the music program	\$200.00	
Dominguez Elementary School	Claremont University, Claremont, CA	To support the SunSafe Program	\$500.00	
Indian Springs High School	Kiwanis Club of San Bernardino, San Bernardino, CA	To support transportation for field trips	\$500.00	
Arroyo Valley High School	Mt. Shadows Mobile HOA Highland, CA	To support the ROTC program	\$100.00	
CAPS Central	Clever Crazes, Cincinnati, OH	To support the CAPS Program at Chavez Middle School	\$500.00	
CAPS Central	Clever Crazes, Cincinnati, OH	To support the CAPS Program at Chavez Middle School	\$100.00	
CAPS Central	Clever Crazes, Cincinnati, OH	To support the CAPS Program at Chavez Middle School	\$500.00	
CAPS Central	Clever Crazes, Cincinnati, OH	To support the CAPS Program at Chavez Middle School	\$500.00	

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

Requester: Various

Approver: Chief Business Officer, Business Services

7.3 Commercial Warrant Register for Period December 1 – 15, 2016  
(Prepared by Business Services)

BE IT RESOLVED that the Commercial Warrant Register for period December 1 - 15, 2016, be ratified and/or approved.

Requester: Director, Accounting Services

Approver: Chief Business Officer, Business Services

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

BE IT RESOLVED Throughout the year, the District is advised by federal, state, and local agencies of program entitlements and any additions and/or reductions in funds available for already approved programs. The following programs requested by the Board of Education affect the restricted and unrestricted portions in the budgets of the

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District funds. In order to adjust the program budgets, it is necessary to have Board of Education approval.

BE IT FURTHER RESOLVED that the Board of Education approves the following:

<b>Program</b>	<b>Unrestricted/ Restricted</b>	<b>Resource</b>	<b>Account</b>	<b>Fund</b>	<b>Increase/(Decrease) Amount</b>
We Can Work	Restricted	5815	569	01	\$48,165.00
Adult Education-Workforce Innovation and Opportunity Act, Title II–ABE, ESL Core Performance	Restricted	3905	118	11	(\$22,463.00)
Adult Education-Workforce Innovation and Opportunity Act, Title II–ASE Core Performance	Restricted	3913	057	11	\$73,253.00
Adult Education-Workforce Innovation and Opportunity Act, Title II–English Literacy and Civics Education	Restricted	3926	405	11	\$360.00

Requester: Director, Fiscal Services

Approver: Chief Business Officer, Business Services

7.5 Ratification of Mileage Rate, Fiscal Year 2016-2017  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the ratification of the variable mileage rate for the 2016-2017 fiscal year effective January 1, 2017. The mileage rate prior to January 1, 2017 was \$.540. All other terms and conditions remain the same.

Variable Mileage Rate       \$       .535

Requester: Director, Fiscal Services

Approver: Chief Business Officer, Business Services

7.6 Ratification to Enter into a Software License Agreement with Eagle Software, Anaheim, CA, to Provide Aeries Student Information System Software Annual Subscription  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the ratification of the software license agreement with Eagle Software, Anaheim, CA, to provide Aeries Student Information system Software Annual Subscription which includes, Aeries SIS and Portals, and Series Centralized Maintenance and Support effective July 1, 2016 – June 30, 2019. The fee, not to exceed \$200,844.00, will be paid from the Unrestricted General Fund – Information Technology, Account No. 163.

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

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

**EDUCATIONAL SERVICES**

7.7 Approval of the Career Technical Education Advisory Committee to Develop Recommendations on Programs and to Provide Liaison Between District and Potential Employers

(Prepared by Educational Services)

WHEREAS, each Local Educational Agency (LEA) receiving Perkins IV funds must involve parents, students, academic and Career Technical Education (CTE) teachers, faculty, administrators, career guidance and academic counselors, representatives of tech prep consortia (if applicable), business and industry, labor organizations, special populations, and other interested individuals, in the development, implementation, and evaluation of CTE programs; and

WHEREAS, the governing board of each school district participating in a CTE program shall appoint a CTE Advisory Committee to develop recommendations on programs and to provide liaison between the District and potential employers. The Committee shall consist of one or more representatives of the general public knowledgeable about the disadvantaged, students, teachers, business, industry, school administration, and the field office of the Employment Development Department (EDD). (EC 8070); and

WHEREAS, Career Technical Education Programs assisted with Section 131 or 132 funds must have extensive business and industry involvement, as evidenced by not less than one annual business and industry advisory committee meeting and planned business and industry involvement in program activities.

BE IT RESOLVED that the Board of Education approves the Career Technical Education (CTE) Advisory Committee to develop recommendations on programs and to provide liaison between the District and potential employers.

<b>CTE Advisory Committee Representative</b>	<b>Company/Affiliation</b>	<b>Role</b>	<b>Email/Phone Number</b>
Lonnie Gallaher	KBC Towers	Committee Chair	<a href="mailto:lgallaher@kbctowers.com">lgallaher@kbctowers.com</a> (909) 213-7685
Emerson Figueroa	Economic Development Department (EDD)	Committee Member/ Advisor	<a href="mailto:emerson.figueroa@edd.ca.gov">emerson.figueroa@edd.ca.gov</a> (909) 481-6214
Camille Grange	California Council on	Guest Speaker	<a href="mailto:clagrunge@ccee.org">clagrunge@ccee.org</a>

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	Economic Education		
Scott Stanley	San Bernardino County Department of Public Health Environmental Health Services	Committee Member Guest Speaker	<a href="mailto:scott.stanley@dph.sbcounty.gov">scott.stanley@dph.sbcounty.gov</a> (800) 442-2283
Wendy Zinn	San Bernardino Community College District	Committee Member Pathway Alignment	<a href="mailto:wzinn@sbccd.cc.ca.us">wzinn@sbccd.cc.ca.us</a> (909) 382-4083

Requester: Director, College and Career/Linked Learning  
Approver: Assistant Superintendent, Educational Services

7.8 Facilities Use Agreement with Club Center Events Enterprise, San Bernardino, CA, to Provide a Venue for the District’s Science Fair  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with Club Center Events Enterprise, San Bernardino, CA to provide a venue for the District’s Science Fair for up to 300 attendees effective February 14 – 16, 2017. The cost, not to exceed \$3,900.00, 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, Director, Purchasing, to sign all related documents.

Requester: Assistant Director, Secondary Education  
Approver: Assistant Superintendent, Educational Services

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

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

Fuel Education LLC, Herndon, VA to provide two onsite training days on the A+ Program for 40 teachers and administrators effective January 11 – June 30, 2017. Participants will learn how to assign users to a class, create assignments by subject, add a review test, and create an assignment list and course assessment. The fee, not to exceed \$5,000.00, will be paid from the Unrestricted General Fund – CAHSEE Intensive Instruction and Services, Account No. 403.

Requester: Assistant Director, Secondary Education  
Approver: Assistant Superintendent, Educational Services

- 7.10 Ratification of the Payment to Young Women’s Empowerment Foundation (YWE), San Bernardino, CA, for Facilitation of the Black Future Leaders Summer Program at California State University, San Bernardino for District Students  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves ratification of the payment to Young Women’s Empowerment Foundation (YWE), San Bernardino, CA for the facilitation for 24 high school students from San Gorgonio and Cajon High Schools to attend the one-day Black Future Leaders Summer Program at California State University, San Bernardino, at a cost of \$200.00 per student on August 28, 2016. Students had the opportunity to network with peers from other schools, visit a local college campus, experience a college environment, network with professional black leaders, enhance their college application, and learn about test taking strategies through Kaplan. The total cost, not to exceed \$4,800.00, 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, Director, Purchasing, to sign all related documents.

Requester: Director, Department of Equity and Targeted Student Achievement  
Approver: Assistant Superintendent, Educational Services

- 7.11 Request to Enter into a Software License Subscription Agreement with Dropbox, Inc., San Francisco, CA  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with Dropbox, Inc., San Francisco, CA to provide license subscription for document storage effective January 17, 2017 – January 16, 2018. The fee, not to exceed \$1,625.00, will be paid from the Unrestricted General Fund –Secondary Instruction, Account No. 328.

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

Requester: Assistant Director, Secondary Education  
Approver: Assistant Superintendent, Educational Services

**School Site Funded**

- 7.12 Agreement and Payment for Course of Study Activities - Educational Services  
(Prepared by Business Services)

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

Bradley Elementary School requests Board of Education approval to enter into an agreement to utilize the Orange County Department of Education's (OCDE) Inside the Outdoors Programs, the Traveling Scientist, Costa Mesa, CA, for an assembly on February 14, 2017. The assembly is to provide a hands-on opportunity to 125 Transitional Kindergarten - sixth grade students to develop an awareness and appreciation of the sciences through the exploration of the animal kingdom and make observations using their senses. They will compare and contrast animals from five animal groups: reptiles, amphibians, arthropods, birds and mammals. They will learn about diet, habitats, survival adaptations, and unique behaviors. In addition, the program fosters a commitment to the protection and understanding of the environment and community. The total cost, not to exceed \$987.00, will be paid from Bradley Elementary School ASB Account.

Requester: Principal, Bradley Elementary School  
Approver: Assistant Superintendent, Educational Services

7.13 Extended Field Trip, Pacific High School, AVID 2017 College Tours, Northern CA  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the extended field trip for 42 Pacific High School students and 6 District employees to attend the AVID 2017 College Tours in Northern CA, March 20 - 24, 2017. AVID's main focus is to prepare students for college and to experience a real-life college setting. Many AVID students nationwide travel to colleges to see dorm life, classroom settings, and admission requirements to various types of four-year universities. The cost of the trip, not to exceed \$15,000.00, including meals and lodging, will be paid from Pacific High School Account No. 419. Transportation provided by JC Tours, not to exceed \$3,955.00, will be paid from Pacific High School Account No. 419. No student will be denied participation due to financial constraints. Names of the students are on file in the Business Services office.

Requester: Principal, Pacific High School  
Approver: Assistant Superintendent, Educational Services

***FACILITIES/OPERATIONS***

***Facilities Management***

7.14 Approval to Sell ORG Modular Structures, Calvary Christian School  
(Prepared by Facilities/Operations)

BE IT RESOLVED that the Board of Education approves the sale of two (2) District-owned modular structures from the completed Overcrowding Relief Grant (ORG) projects. The ORG project required them to be removed from their original sites once the

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permanent structures were built and they can no longer house District students. The sale to Calvary Christian School, Banning, CA will be for the cost of One Dollar (\$1.00) each to be used to house classrooms. Calvary Christian School, at their expense, will disassemble and transport the modular structures per the District's timeframe and requirements.

Hillside Elementary School	E-8	Serial #'s 23879/23880
Golden Valley Middle School	P-1	Serial # 52398

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

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

7.15 Approval to Sell ORG Modular Structures, Zion Elect Church/Benjamin E. Jones Community Center  
(Prepared by Facilities/Operations)

BE IT RESOLVED that the Board of Education approves the sale of four (4) District-owned modular structures from the completed Overcrowding Relief Grant (ORG) projects. The ORG project required them to be removed from their original sites once the permanent structures were built and they can no longer house District students. The sale to Zion Elect Church/Benjamin E. Jones Community Center, San Bernardino, CA will be for the cost of One Dollar (\$1.00) each to be used for afterschool youth programs. Zion Elect Church/Benjamin E. Jones Community Center, at their expense, will disassemble and transport the modular structures per the District's timeframe and requirements.

Marshall Elementary School	B-11	Serial #'s 27766/27767
Marshall Elementary School	B-12	Serial #'s 27768/27769
North Park Elementary School	D-7	Serial #'s 27624/27625
North Park Elementary School	D-8	Serial #'s 27622/27623

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

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

**Nutrition Services**

- 7.16 Request to Piggyback - Los Angeles Unified School District Bid Number 2000001005 for Purchase of Cafeteria Point of Sales Hardware from TekVisions, Inc.  
(Prepared by Facilities/Operations)

BE IT RESOLVED that the Board of Education approves the piggyback of Los Angeles Unified School District Bid No. 2000001005 for the purchase of cafeteria point of sales hardware from awarded vendor, TekVisions, Inc. As a local governmental body, the District has the option of piggybacking off this contract. Prices are comparable to those that the District would receive if it were to issue its own bid. The cost of the hardware is estimated at \$335,000.00 for the remainder of 2016/17 and will be paid from Restricted Nutrition Services Fund 92.

BE IT ALSO RESOLVED that the District reserves the right to purchase on an as-needed basis throughout the term of the contract and any extension thereafter not to exceed three (3) years total, including trade-in of old point of sales hardware with an estimated credit of \$10,725.00.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing, to sign any agreements associated with this contract.

Requester: Director, Nutrition Services

Approver: Assistant Superintendent, Facilities/Operations

***HUMAN RESOURCES***

- 7.17 Affiliation Agreement with the University of West Florida, Department of Teacher Education and Educational Leadership, Pensacola, FL, for Student Teacher Fieldwork  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an affiliation agreement with the University of West Florida, Department of Teacher Education and Educational Leadership, Pensacola, FL for student teaching fieldwork effective January 11, 2017 – June 30, 2019. The District shall provide a comprehensive learning experience for participating students from the University. There is no cost to the District.

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

Requester: Director, Human Resources Certificated

Approver: Assistant Superintendent, Human Resources

- 7.18 Agreement with Kids That Code, Inc., San Bernardino, CA, to Provide an Afterschool Program for Students on the Introduction to Game Design and Computer Programming at Bonnie Oehl Elementary School  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with Kids That Code, Inc., San Bernardino, CA to provide a 12-hour afterschool program for 27 students on the introduction to game design and computer programming effective January 19 – March 16, 2017. Students will explore different technology career paths with hands-on training, activities, and projects. The total cost, not to exceed \$5,399.73, will be paid from the Unrestricted General Fund – Career Pathway, Account No. 417.

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

Requester: Principal, Bonnie Oehl Elementary School  
Approver: Assistant Superintendent, Human Resources

- 7.19 Request to Enter into a Software License Agreement with Teaching Channel Teams Site, San Francisco, CA, to Provide Online Access to Video Coaching for Serrano Middle School  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into a software license agreement with Teaching Channel Team Site, San Francisco, CA, to provide online access to Video Coaching for 40 Serrano Middle School users, Access 1,000+ professionally-produced videos featuring expert teachers, modeling effective teaching practices, effective January 13, 2017 – January 12, 2018. The fee, not to exceed \$3,000.00, will be paid from the Restricted General Fund – Elementary Secondary Education Act Title 1, Account No. 501.

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

Requester: Principal, Serrano Middle School  
Approver: Assistant Superintendent, Human Resources

**School Site Funded**

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

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

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Roosevelt Elementary School requests Board of Education approval to utilize John Abrams' Amazing School Assemblies, Anaheim, CA for two Animal Magic Show presentations to 150 K-3 grade students in the CAPS Program on February 24, 2017. This assembly offers students entertaining and learning opportunities that expose them to a variety of exotic animals including a chinchilla, snake, hedgehog, rabbits, and birds. It will cover science, listening, and speaking standards. The total cost, not to exceed \$700.00, will be paid from Roosevelt Elementary School Account No. 459.

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

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

San Gorgonio High School requests Board of Education approval for Captain David Reddix of the Los Angeles City Fire Department, Los Angeles, CA for a presentation to approximately 30 students in John Brannon's Young Men in Action mentorship program held on November 16, 2016. Mr. Reddix spoke to students about overcoming obstacles in life and told students what he had to go through to get to where he is now. The presentation was free of charge.

Requester: Principal, San Gorgonio High School  
Approver: Assistant Superintendent, Human Resources

### ***STUDENT SERVICES***

- 7.21 Agreement with BLU Educational Services, LLC, San Bernardino, CA, to Provide Comprehensive College Planning Services for Students at San Bernardino High School  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with BLU Educational Services, LLC, San Bernardino, CA to provide comprehensive college planning services for 161 students, with a focus on African American students, effective January 11 – June 30, 2017. BLU Educational Services will use the College Exodus Project as a model for creating a college-going culture within systems serving students with limited access and opportunity. BLU will address students' preparedness and expectations related to college, help students understand issues of college affordability, the financial aid and college application processes, and provide support to students from peers and knowledgeable adults. The total cost, not to exceed \$60,300.00, 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, Director, Purchasing, to sign all related documents.

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

7.22 Agreement with Educational Achievement Services, Inc., Las Vegas, NV, to Provide Phase Two of the Family Leadership Institute (FLI), Train the Trainer and Licensing Agreement  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with Educational Achievement Services, Inc., Las Vegas, NV to provide Phase Two of the Family Leadership Institute (FLI), Train the Trainer and licensing effective January 11, 2017 – January 11, 2019. The Train the Trainer training gives the District the opportunity to train in-house staff members and FLI graduates to receive all the tools necessary to deliver the FLI training in their own schools. Twenty-five administrative staff and parents will be trained as future District FLI facilitators and facilitator assistants at the rate of \$2,500.00 per participant and the District shall receive a two-year license which allows the trained sites to teach the FLI and use the curriculum at a cost of \$10,000.00. The total cost, not to exceed \$72,500.00, 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, Director, Purchasing, to sign all related documents.

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

7.23 Agreement with Loma Linda University School of Public Health (LLU-SPH), Health Promotion and Education, Loma Linda, CA, for the District to Provide LLU-SPH Students with Real Life Community Health Education Experiences  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with Loma Linda University of Public Health (LLU-SPH), Health Promotion and Education, Loma Linda, CA for the District to provide LLU-SPH students real life community health education experiences and thus help them with active hands-on learning during their year-long LLU graduate course effective January 11 – June 30, 2017. LLU-SPH students will volunteer two to four hours per week at Muscoy Elementary School and at CAPS Afterschool Programs. There is no cost to the District.

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

Requester: Director, Creative Before- and Afterschool Programs for Success  
Approver: Assistant Superintendent, Student Services

- 7.24 Amendment No. 1 to the Agreement with Children’s Resources, Fontana, CA, to Provide Discovering the New Me Program at Four District Schools  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves amending the agreement with Children’s Resources, Fontana, CA approved on November 1, 2016, Agenda Item No. 10.20. The agreement is being amended to change the name of the program from Project AIM to Discovering the New Me. All other terms and conditions remain the same.

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

Requester: Principal, Foster Youth and Homeless Education

Approver: Assistant Superintendent, Student Services`

- 7.25 Amendment No. 1 to the Agreement with RISE Interpreting, Inc., Hemet, CA, to Provide Interpreter Services to Deaf/Hearing Impaired Students and Individuals  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves amending the agreement with RISE Interpreting, Inc., Hemet, CA approved on July 12, 2016, Agenda Item No. 5.42. The agreement is being amended to provide an interpreter for a 9<sup>th</sup> grade student attending San Geronio High School, increasing the original contract amount of \$100,000.00 by \$37,000.00 for a revised contract amount not to exceed \$137,000.00. The additional cost will be paid from the Restricted General Fund – Special Education – Central, Account No. 827. All other terms and conditions remain the same.

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

Requester: Director, Special Education

Approver: Assistant Superintendent, Student Services`

- 7.26 Facilities Use Agreement with California State University, San Bernardino, CA, for Use of the Coussoulis Arena for Arroyo Valley High School’s Graduation Ceremony  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with California State University, San Bernardino, CA for use of the Coussoulis Arena for Arroyo Valley High School’s graduation ceremony for approximately 800 students and guests on June 2, 2017. The total cost, not to exceed \$17,254.00, 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, to sign all related documents.

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

- 7.27 Facilities Use Agreement with Theatrical Arts International, Inc., San Bernardino, CA, for the Use of the California Theatre of the Performing Arts for the Inland Career Education Center's Graduation  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with Theatrical Arts International, Inc., San Bernardino, CA for the use of the California Theatre of the Performing Arts for the high school diploma and GED graduation ceremony for approximately 200 graduates and 1,200 invited guests on May 25, 2017. The cost, not to exceed \$3,250.00, will be paid from the Restricted Adult Education Fund, Account No. 130.

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

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

- 7.28 Memorandum of Understanding with Soma Dyo, Inc., dba Total Urban Renewal Farms (TURF), Redlands, CA, for Phase One of the San Bernardino High School Agriculture Site Rehabilitation and Urban Farming Operation Project  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into a memorandum of understanding with Soma Dyo, Inc., dba Total Urban Renewal Farms (TURF), Redlands, CA for Phase One of the San Bernardino High School Agriculture Site Rehabilitation and Urban Farming Operation Project effective January 11 – June 30, 2017. TURF will provide soil sampling of site, tilling the entirety of the site including removal of stumps and green waste, setting up 30 rows for planting, set up HDPE Poly Pipe low volume watering system with drip-tape emitters, and plant entirety of site thus allowing for weekly and daily harvests as needed. Based upon the work accomplished on the site, TURF will work with the school to come up with options for moving forward with other sites. There is no cost to the District.

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

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

- 7.29 Request to Enter into a Software License and Professional Development Agreement with Rethink Autism Inc., New York, NY, to Provide Educational Technology Access to Evidence-Based Solution Platform and Support for Special Education  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into a software license and professional development agreement with Rethink Autism Inc., New York, NY to provide Educational Technology access to evidence-based solution platform and support for Special Education which includes platforms, modules and professional services, effective July 25, 2017 - July 24, 2019. The fee, not to exceed \$58,900.00 annually, for a two year total not to exceed \$117,800.00, will be paid from the Restricted General Fund – Special Education, Account No. 807.

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

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

### **School Site Funded**

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

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

To attend the 2017 Foster Youth Education Summit, April 18 - 19, 2017 in Sacramento, CA. The total cost, including meals and mileage per District guidelines, not to exceed \$1,700.00, will be paid from the Foster Youth and Homeless Education Account No. 419.

Vicki Lee  
(Homeless Liaison, Foster Youth and Homeless Education)

Requester: Principal-on-Assignment, Foster Youth and Homeless Education  
Approver: Assistant Superintendent, Student Services

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) 2017, March 29 -

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April 1, 2017 in Anaheim, CA. The total cost, including meals and mileage per District guidelines, not to exceed \$1,185.11, will be paid from San Bernardino High School Account No. 501.

Luz V. Roldan  
(ELAC President, San Bernardino High 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 Winter 2017 Family Leadership Institute (FLI) Practitioner's Training Summit, January 16 - 20, 2017 in Las Vegas, NV. The total cost, including meals and mileage per District guidelines, not to exceed \$6,952.00, will be paid from the Family Engagement Account No. 419.

Sonietta Brown	Ivon Camarena	Yolanda Comer	Laura Gomez
Alma Gonzalez	Liza Haynes	Lizeth Jacobo	Gricelda Mejia
Desi Michel	Cesar Morales	Liliana Valenzuela	

(Parent Representatives, Various Sites)

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

7.31 Extended Field Trip, Inghram Elementary School, Arrowhead Ranch Outdoor Science School, Lake Arrowhead, CA  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the extended field trip for 68 Inghram Elementary School students and 7 District employees, to attend the Arrowhead Ranch Outdoor Science School, Lake Arrowhead, CA, February 14 - 17, 2017. Students will participate in Science Camp to reinforce the importance of scholarly traits, citizenship, and understanding of core curriculum. Students will be exposed to NGSS Science Standards in fifth and sixth grades. Sixth grade core ideas are environment and growth, and development of organisms. Fifth grade core ideas are how plants acquire materials for growth, the ecosystem, and the earth's systems. The cost of the trip, not to exceed \$17,655.18, including meals and lodging, will be paid from Inghram Elementary School Account No. 417. Transportation provided by Durham School Services not to exceed \$735.18, will be paid from Inghram Elementary School Account No. 417. No student will be denied participation due to financial constraints. Names of the students are on file in the Business Services office.

Requester: Principal, Inghram Elementary School  
Approver: Assistant Superintendent, Student Services

7.32 Extended Field Trip, Manuel A. Salinas Elementary School, Pali Institute, Running Springs, CA  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the extended field trip for 80 Manuel A. Salinas Elementary School students and 8 District employees, to attend the 5<sup>th</sup> Grade Science Camp at the Pali Institute, Running Springs, CA, February 27 - March 1, 2017. This field trip will provide students first-hand science activities. These activities will reinforce California State Science concepts taught inside the classroom with real world experience. The camp will also improve students' social development with leadership and team building courses and it will also increase student self-confidence, connection and communication with their classmates. The cost of the trip, not to exceed \$23,443.82, including meals and lodging, will be paid from Manuel A. Salinas Elementary School Account No. 417. Transportation provided by Durham School Services, not to exceed \$1,356.32, will be paid from Manuel A. Salinas Elementary School Account No. 417. No student will be denied participation due to financial constraints. Names of the students are on file in the Business Services office.

Requester: Principal, Manuel A. Salinas Elementary School  
Approver: Assistant Superintendent, Student Services

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

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

Melissa Holcombe of Early Education Consulting, Redlands, CA to provide a four-day training on the Early Childhood Environmental Rating Scale (ECERS) to Child Development Coordinators, Program Specialists, and site supervisor effective February 6 – 9, 2017. The training includes one full day of in-office instruction and three days of on-site/hands-on training, assessment, and evaluation of reliability, participants receive a certificate of completion, which authorizes them to assess classrooms using the ECERS-R rating scale. The fee, not to exceed \$2,000.00, will be paid from the Restricted Child Development Fund 12, Preschool, Account No. 252 and the Restricted Child Development Fund 12 Children's Center, Account No. 250.

Requester: Coordinator, Preschool Central  
Approver: Assistant Superintendent, Student Services

**Youth Services**

7.34 Expulsion of Student(s)  
(Prepared by Youth Services)

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:

** <b>(S)</b>	<b>05/07/2008</b>	<b>*(S)</b>	<b>02/20/2003</b>	<b>(S)</b>	<b>07/31/2002</b>	<b>*</b>	<b>10/31/2002</b>
<b>*(S)</b>	<b>04/21/2001</b>	<b>(S)</b>	<b>07/21/2003</b>	<b>(S)</b>	<b>12/10/2003</b>	<b>(S)</b>	<b>08/17/2002</b>

\*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.

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

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

<b>11/15/2003</b>	<b>01/12/2004</b>	<b>09/10/2006</b>
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- 7.36 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)

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:

**10/21/2003    08/17/2002    04/10/2002    04/28/2002    11/18/2003    06/08/2000    05/30/2001**

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

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

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

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**SESSION EIGHT**

**8.0 Action Items**

**9:20 pm**

**8.1 Personnel Report #12, Dated January 10, 2017**  
(Prepared by Human Resources)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Personnel Report #12, dated January 10, 2017, which contains actions 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, 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.

**8.2 Amendment to Board Bylaw 9270 – Conflict of Interest (Second Reading)**  
(Prepared by Business Services)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education adopts the amendments to Board Policy 1312.3 – Uniform Complaint Procedures as a Second Reading.

**San Bernardino City USD**  
**Board Bylaw**  
**Conflict Of Interest**

BB 9270  
**Board Bylaws**

The Board of Education desires to maintain the highest ethical standards and help ensure that decisions are made in the best interest of the district and the public. In accordance with law, Board members and designated employees shall disclose any conflict of interest and, as necessary, shall abstain from participating in the decision.

The Board shall adopt a resolution that specifies the terms of the district's conflict of interest code, the district's designated positions, and the disclosure categories required for each position.

Upon direction by the code reviewing body, the Board shall review the district's conflict of interest code and submit any changes to the code reviewing body. (Government Code 87306.5)

When a change in the district's conflict of interest code is necessitated due to changed circumstances, such as the creation of new designated positions, changes to the duties assigned to existing positions, amendments or revisions, the changed code shall be submitted to the code reviewing body within 90 days. (Government Code 87306)

When reviewing and preparing conflict of interest codes, the Superintendent or designee shall provide officers, employees, consultants and members of the community adequate notice and a fair opportunity to present their views. ~~Â~~ (Government Code 87311)

Board members and designated employees shall annually file a Statement of Economic Interest/Form 700 in accordance with the disclosure categories specified in the district's conflict of interest code. A Board member who leaves office or a designated employee who leaves district employment shall, within 30 days, file a revised statement covering the period of time between the closing date of the last statement and the date of leaving office or district employment. ~~Â~~ (Government Code 87302, 87500)

A Board member or designated employee shall not make, participate in making, or in any way use or attempt to use his/her official position to influence a governmental decision in which he/she knows or has reason to know that he/she has a disqualifying conflict of interest. ~~Â~~ A conflict of interest exists if the decision will have a "reasonably foreseeable material financial effect" on one or more of the Board member's or designated employee's "economic interests," unless the effect is indistinguishable from the effect on the public generally or the Board member's or designated employee's participation is legally required. ~~Â~~ (Government Code 87100, 87101, 87103; 2 CCR 18700-18709)

A Board member or designated employee makes a governmental decision when, acting within the authority of his/her office or position, he/she votes on a matter, appoints a person, obligates or commits the district to any course of action, or enters into any contractual agreement on behalf of the district. ~~Â~~ (2 CCR 18702.1)

A Board member who has a disqualifying conflict of interest on an agenda item that will be heard in an open meeting of the Board shall abstain from voting on the matter. ~~Â~~ He/she may remain on the dais, but his/her presence shall not be counted towards achieving a quorum for that matter. ~~Â~~ A Board member with a disqualifying conflict of interest shall not be present during a closed session meeting of the Board when the decision is considered and shall not obtain or review a recording or any other nonpublic information regarding the issue. (2 CCR 18702.1)

#### Additional Requirements for Boards that Manage Public Investments

A Board member who manages public investments pursuant to Government Code 87200 and who has a financial interest in a decision shall, upon identifying a conflict or potential conflict of interest and immediately prior to the consideration of the matter, do

all of the following: ~~Â~~ (Government Code 87105; 2 CCR 18702.5)

1. Publicly identify each financial interest that gives rise to the conflict or potential conflict of interest in detail sufficient to be understood by the public, except that disclosure of the exact street address of a residence is not required.
2. Recuse himself/herself from discussing and voting on the matter, or otherwise acting in violation of Government Code 87100. ~~Â~~ The Board member shall not be counted toward achieving a quorum while the item is discussed.

However, the Board member may speak on the issue during the time that the general public speaks on it and may leave the dais to speak from the same area as members of the public. ~~Â~~ He/she may listen to the public discussion of the matter with members of the public.

3. Leave the room until after the discussion, vote, and any other disposition of the matter is concluded, unless the matter has been placed on the portion of the agenda reserved for uncontested matters.

If the item is on the consent calendar, the Board member must recuse himself/herself from discussing or voting on that matter, but the Board member is not required to leave the room during consideration of the consent calendar.

4. If the Board's decision is made during closed session, disclose his/her interest orally during the open session preceding the closed session. ~~Â~~ This disclosure shall be limited to a declaration that his/her recusal is because of a conflict of interest pursuant to Government Code 87100. ~~Â~~ He/she shall not be present when the item is considered in closed session and shall not knowingly obtain or review a recording or any other nonpublic information regarding the Board's decision.

Statements of economic interests submitted to the district by designated employees in accordance with the conflict of interest code shall be available for public inspection and reproduction. ~~Â~~ (Government Code 81008)

Board members, employees, or district consultants shall not be financially interested in any contract made by the Board on behalf of the district, including in the development, preliminary discussions, negotiations, compromises, planning, reasoning, and specifications and solicitations for bids. ~~Â~~ If a Board member has such a financial interest, the district is barred from entering into the contract. ~~Â~~ (Government Code 1090; *Klistoff v. Superior Court*, (2007) 157 Cal.App. 4th 469)

A Board member shall not be considered to be financially interested in a contract if his/her interest is a "noninterest" as defined in Government Code 1091.5. ~~Â~~ One such noninterest is when a Board member's spouse/registered domestic partner has been a

district employee for at least one year prior to the Board member's election or appointment. (Government Code 1091.5)

A Board member shall not be considered to be financially interested in a contract if he/she has only a "remote interest" in the contract as specified in Government Code 1091 and if the remote interest is disclosed during a Board meeting and noted in the official Board minutes. ~~Â~~ The affected Board member shall not vote or debate on the matter or attempt to influence any other Board member to enter into the contract. ~~Â~~ (Government Code 1091)

Even if there is not a prohibited conflict of interest, a Board member shall abstain from voting on personnel matters that uniquely affect his/her relatives. ~~Â~~ However, a Board member may vote on collective bargaining agreements and personnel matters that affect a class of employees to which his/her relative belongs. ~~Â~~ Relative means an adult who is related to the Board member by blood or affinity within the third degree, as determined by the common law, or an individual in an adoptive relationship within the third degree. (Education Code 35107)

A relationship within the third degree includes an individual's parents, grandparents, great-grandparents, children, grandchildren, great-grandchildren, brothers, sisters, aunts, uncles, nieces, nephews, and the similar family of the individual's spouse/registered domestic partner unless the individual is widowed or divorced.

#### Common Law Doctrine Against Conflict of Interest

A Board member shall abstain from any official action in which his/her private or personal interest may conflict with his/her official duties.

1. That of an officer who is being reimbursed for his/her actual and necessary expenses incurred in the performance of an official duty
2. That of a recipient of public services generally provided by the public body or board of which he/she is a member, on the same terms and conditions as if he or she were not a member of the board
3. That of a landlord or tenant of the contracting party if such contracting party is the federal government or any federal department or agency, this state or an adjoining state, any department or agency of this state or an adjoining state, any county or city of this state or an adjoining state, or any public corporation or special, judicial or other public district of this state or an adjoining state unless the subject matter of such contract is the property in which such officer or employee has such interest as landlord or tenant in which even his/her interest shall be deemed a remote interest within the meaning of, and subject to, the provisions of Government Code 1091

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4. That of a spouse of an officer or employee of the district if his/her spouse's employment or office holding has existed for at least one year prior to his/her election or appointment
5. That of a nonsalaried member of a nonprofit corporation, provided that such interest is disclosed to the Board at the time of the first consideration of the contract, and provided further that such interest is noted in its official records
6. That of a noncompensated officer of a nonprofit, tax-exempt corporation which, as one of its primary purposes, supports the functions of the nonprofit board or to which the school Board has a legal obligation to give particular consideration, and provided further that such interest is noted in its official records
7. That of a person receiving salary, per diem, or reimbursement for expenses from a governmental entity, unless the contract directly involves the department of the government entity that employs the officer or employee, provided that such interest is disclosed to the Board at the time of consideration of the contract, and provided further that such interest is noted in its official records
8. That of an attorney of the contracting party or that of an owner, officer, employee or agent of a firm which renders, or has rendered, service to the contracting party in the capacity of stockbroker, insurance agent, insurance broker, real estate agent, or real estate broker, if these individuals have not received and will not receive remuneration, consideration, or a commission as a result of the contract and if these individuals have an ownership interest of less than 10 percent in the law practice or firm, stock brokerage firm, insurance firm or real estate firm

In addition, a Board member or employee shall not be deemed to be interested in a contract made pursuant to competitive bidding under a procedure established by law if his/her sole interest is that of an officer, director, or employee of a bank or savings and loan association with which a party to the contract has the relationship of borrower or depositor, debtor or creditor. ~~Â~~ (Government Code 1091.5)

A Board member shall not be deemed to be financially interested in a contract if he/she has only a remote interest in the contract and if the remote interest is disclosed during a Board meeting and noted in the official Board minutes. ~~Â~~ The affected Board member shall not vote or debate on the matter or attempt to influence any other Board member to enter into the contract. ~~Â~~ Remote interests are specified in Government Code 1091(b); they include, but are not limited to, the interest of a parent in the earnings of his/her minor child. ~~Â~~ (Government Code 1091)

On a case-by-case basis and upon advice of legal counsel, a Board member with a financial interest in a contract may participate in the making of the contract if the rule of

necessity or legally required participation applies pursuant to Government Code 87101 and 2 CCR 18708.

Board members shall not engage in any employment or activity or hold any office which is inconsistent with, incompatible with, in conflict with, or inimical to the Board member's duties as an officer of the district. (Government Code 1099, 1126)

Even if there is no prohibited or remote interest, a Board member shall abstain from voting on personnel matters that uniquely affect a relative of the Board member. ~~Â~~ A Board member may vote, however, on collective bargaining agreements and personnel matters that affect a class of employees to which the relative belongs. ~~Â~~ "Relative" means an adult who is related to the person by blood or affinity within the third degree, as determined by the common law, or an individual in an adoptive relationship within the third degree. (Education Code 35107)

A relationship within the third degree includes the individual's parents, grandparents and great-grandparents, children, grandchildren and great-grandchildren, brothers, sisters, aunts and uncles, nieces and nephews, and the similar family of the individual's spouse/registered domestic partner unless the individual is widowed or divorced.

#### Disqualification for Board Members Who Manage Public Investments

A Board member who manages public investments pursuant to Government Code 87200 and who has a financial interest in a decision shall, upon identifying a conflict or potential conflict of interest and immediately prior to the consideration of the matter, do all of the following:

1. Publicly identify the financial interest that gives rise to the conflict or potential conflict of interest in detail sufficient to be understood by the public, except that disclosure of the exact street address of a residence is not required. ~~Â~~ (Government Code 87105)
2. Recuse himself/herself from discussing and voting on the matter, or otherwise acting in violation of Government Code 87100. ~~Â~~ This Board member shall not be counted toward achieving a quorum while the item is discussed. ~~Â~~ (Government Code 87105; 2 CCR 18702.5)
3. Leave the room until after the discussion, vote and any other disposition of the matter is concluded, unless the matter has been placed on the portion of the agenda reserved for uncontested matters. (Government Code 87105)

If the item is on the consent calendar, the Board member must recuse himself/herself from discussing or voting on that matter, but the Board member is not required to leave the room during the consent calendar. (2 CCR 18702.5)

(cf. 3430 - Investing)

The Board member may speak on the issue during the time that the general public speaks on the issue. ~~^~~ The Board member shall recuse himself/herself from voting on the matter and leave the dais to speak from the same area as members of the public. ~~^~~ He/she may listen to the public discussion of the matter with members of the public. (Government Code 87105; 2 CCR 18702.5)

If the Board's decision is made during closed session, the public identification may be made orally during the open session before the Board goes into closed session and shall be limited to a declaration that his/her recusal is because of a conflict of interest pursuant to Government Code 87100. ~~^~~ The Board member shall not be present when the decision is considered in closed session or knowingly obtain or review a recording or any other non-public information regarding the Board's decision. (2 CCR 18702.5)

#### Gifts

Board members and designated employees may accept gifts only under the conditions and limitations specified in Government Code 89503 and 2 CCR 18730.

The limitations on gifts do not apply to wedding gifts and gifts exchanged between individuals on birthdays, holidays and other similar occasions, provided that the gifts exchanged are not substantially disproportionate in value. ~~^~~ (Government Code 89503)

Gifts of travel and related lodging and subsistence shall be subject to the prevailing gift limitation except as described in Government Code 89506.

A gift of travel does not include travel provided by the district for Board members and designated employees. ~~^~~ (Government Code 89506)

#### Honoraria

Board members and designated employees shall not accept any honorarium, which is defined as any payment made in consideration for any speech given, article published, or attendance at any public or private gathering, in accordance with law. ~~^~~ (Government Code 89501, 89502)

The term honorarium does not include. ~~^~~ (Government Code 89501)

1. Earned income for personal services customarily provided in connection with a bona fide business, trade or profession unless the sole or predominant activity of the business, trade or profession is making speeches
2. Any honorarium which is not used and, within 30 days after receipt, is either

returned to the donor or delivered to the district for donation into the general fund without being claimed as a deduction from income for tax purposes

APPENDIX A DEFINES DISCLOSURE CATEGORIES AND APPENDIX B IDENTIFIES DESIGNATED POSITIONS IN THE DISTRICT:

Appendix A - Disclosure Categories

Category 1. Designated positions must report:

1. Interests in real property that are located in whole or in part (1) within the boundaries of the district, (2) within two miles of the boundaries of the district, or (3) within two miles of any land owned by the district, including leasehold, beneficial or ownership interest or option to acquire such interest in real property.
2. Investments and business positions (i.e., director, officer, partner, trustee, employee, or holds any position of management) in business entities or income from sources which engage in the acquisition or disposal of real property within the district.
3. Investments and business positions (i.e., director, officer, partner, trustee, employee, or holds any position of management) in business entities or income from sources which: (1) are contractors or subcontractors engaged in the performance of work or services of the type utilized by the district, or (2) which manufacture, sell or provide supplies, materials, books, machinery, services or equipment of the type used by the district.

Category 2. Designated positions must report investments and business positions in business entities and income from sources that manufacture, sell, or provide supplies, materials, books, machinery, services or equipment of the type used by the employee's department or the district. ~~It~~ For the purposes of this category a principal's department is his/her entire school.

Appendix B - Designated Positions

The persons holding positions listed in this Appendix are designated employees. ~~It~~ It has been determined that the persons occupying the positions listed below make or participate in the making of decisions that may foreseeably have a material effect on financial interests of the district. ~~It~~ Designated positions must disclose investments, business positions, and interests in real property held on, and income received during the previous 12 months as defined in Appendix A categories 1-2, and will file the Form 700, Statement of Economic Interests.

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Position Title	Categories
Superintendent	1, 2
Member, Board of Education	1, 2
<b>Deputy Superintendent</b>	<b>1, 2</b>
Chief Business <del>and Financial</del> Officer	1, 2
<del>Associate Superintendent/Chief Administrative Officer</del>	<del>1, 2</del>
Assistant Superintendent	1, 2
<del>Accounting Services Director</del>	<del>1, 2</del>
<del>Accounts Payable Supervisor</del>	<del>1, 2</del>
<b>Administrator of Operations</b>	<b>1, 2</b>
<b>Administrative Director</b>	<b>1, 2</b>
<del>Affirmative Action Director</del>	<del>1, 2</del>
<del>Alternative Programs Director</del>	<del>1, 2</del>
Assistant Affirmative Action Officer	1, 2
<del>Assistant Building Services Director</del>	<del>1, 2</del>
Assistant Director	1, 2
<del>Assistant Director Facilities Planning and Development</del>	<del>1, 2</del>
<del>Assistant Director of Management Information Services</del>	<del>1, 2</del>
<del>Assistant Nutrition Services Director</del>	<del>1, 2</del>
<del>Assistant Principal</del>	<del>1, 2</del>
<del>Assistant Purchasing Services Director</del>	<del>1, 2</del>
<b>Assistant School Police Chief</b>	<b>1, 2</b>
Budget Officer	1, 2
<del>Building Services Director</del>	<del>1, 2</del>
<del>Communications/Community Relations Director</del>	<del>1, 2</del>
<b>Communications Officer</b>	<b>1, 2</b>
Consultant*	1, 2
Coordinator	1, 2
<del>Curriculum, Instruction and Assessment Administrator</del>	<del>1, 2</del>
Director	1, 2
<del>Director of Enrollment</del>	<del>1, 2</del>
<del>Director of Management Information Services</del>	<del>1, 2</del>
<del>Director of Special Projects</del>	<del>1, 2</del>
Environmental Safety Officer	1, 2
<b>Executive Director of Community Engagement</b>	<b>1, 2</b>
<del>Facilities Administrator</del>	<del>1, 2</del>
<del>Facilities Planning and Development Director</del>	<del>1, 2</del>
Facilities Officer	1, 2
<del>Family Engagement Director</del>	
<del>Fiscal Services Director</del>	<del>1, 2</del>
<del>Nutrition Services Business Manager</del>	<del>1, 2</del>
<del>Nutrition Services Director</del>	<del>1, 2</del>
<b>Payroll Officer</b>	<b>1, 2</b>
Principal	1, 2

~~Program Improvement Administrator~~ — 1, 2  
~~Purchasing Services Director~~ — 1, 2  
~~Research and Instruction Director~~ 1, 2  
~~School Linked Services Director~~ 1, 2  
~~School Police and Safety Director~~ 1, 2  
School Police Chief 1, 2  
Supervisor 1, 2  
Vice Principal 1, 2,  
~~Youth Services Director~~ — 1, 2

~~Assistant Warehouse Manager~~ — 2  
Buyer 2  
~~Nutrition Services Computer Analyst~~ — 2  
~~Elementary Instruction and Curriculum Development Director~~ 2  
~~English Learner and Support Program Director~~ 2  
~~Facilities Planning Manager~~ — 2  
~~Human Resources Director Certificated~~ — 2  
~~Human Resources Director Classified~~ — 2  
~~Maintenance Manager~~ — 2  
Manager 2  
~~Nutrition Services Program Manager~~ 2  
~~Operations Manager~~ 2  
~~Personnel Commission Director~~ — 2  
Personnel Commission Member 2  
~~Recruitment/Employment Director Certificated~~ — 2  
~~Secondary Instruction and Curriculum Director~~ 2  
~~Special Education Program Director~~ — 2

\*Consultants shall be included in the list of designated employees and shall disclose pursuant to the broadest disclosure category in the code when it is determined that the temporary consultant will have a significant influence on district financial matters. ~~Â~~ When notified by the Filing Officer, the consultant will have 30 calendar days to provide a completed Form 700, Statement of Economic Interests to the district.

A consultant is an individual who, pursuant to a contract with the district, makes a governmental decision whether to: ~~Â~~ (2 CCR 18701)

1. Approve a rate, rule or regulation
2. Adopt or enforce a law
3. Issue, deny, suspend or revoke a permit, license, application, certificate, approval, order or similar authorization or entitlement

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4. Authorize the district to enter into, modify or renew a contract that requires district approval
5. Grant district approval to a contract or contract specifications which require district approval and in which the district is a party
6. Grant district approval to a plan, design, report, study or similar item
7. Adopt or grant district approval of district policies, standards or guidelines

A consultant is also an individual who, pursuant to a contract with the district, serves in a staff capacity with the district and in that capacity participates in making a governmental decision as defined in 2 CCR 18702.2 or performs the same or substantially all the same duties for the district that would otherwise be performed by an individual holding a position specified in the district's Conflict of Interest Code ~~Â~~(2 CCR 18701)

Legal Reference:

EDUCATION CODE

1006 Qualifications for holding office

35107 School district employees

35230-35240 Corrupt practices, especially:

35233 Prohibitions applicable to members of governing boards

41000-41003 Moneys received by school districts

FAMILY CODE

297.5 Rights, protections, and benefits of registered domestic partners

GOVERNMENT CODE

1090-1099 Prohibitions applicable to specified officers

1125-1129 Incompatible activities

81000-91014 Political Reform Act of 1974, especially:

82011 Code reviewing body

87100-87103.6 General prohibitions

87200-87210 Disclosure

87300-87313 Conflict of interest code

87500 Statements of economic interests

89501-89503 Honoraria and gifts

91000-91014 Enforcement

PENAL CODE

85-88 Bribes

CODE OF REGULATIONS, TITLE 2

18110-18997 Regulations of the Fair Political Practices Commission, especially:

18702.5 Public identification of a conflict of interest for Section 87200 filers

COURT DECISIONS

Klistoff v. Superior Court, (2007) 157 Cal.App.4th 469

Thorpe v. Long Beach Community College District, (2000) 83 Cal.App.4th 655

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Kunec v. Brea Redevelopment Agency, (1997) 55 Cal.App.4th 511

ATTORNEY GENERAL OPINIONS

92 Ops.Cal.Atty.Gen. 26 (2009)

92 Ops.Cal.Atty.Gen. 19 (2009)

89 Ops.Cal.Atty.Gen. 217 (2006)

86 Ops.Cal.Atty.Gen. 138(2003)

85 Ops.Cal.Atty.Gen. 60 (2002)

82 Ops.Cal.Atty.Gen. 83 (1999)

81 Ops.Cal.Atty.Gen. 327 (1998)

80 Ops.Cal.Atty.Gen. 320 (1997)

69 Ops.Cal.Atty.Gen. 255 (1986)

68 Ops.Cal.Atty.Gen. 171 (1985)

65 Ops.Cal.Atty.Gen. 606 (1982)

63 Ops.Cal.Atty.Gen. 868 (1980)

Management Resources:

CSBA PUBLICATIONS

Conflict of Interest: Overview of Key Issues for Governing Board Members, Fact Sheet, July 2010

FAIR POLITICAL PRACTICES COMMISSION PUBLICATIONS

Can I Vote? A Basic Overview of Public Officials' Obligations Under the Conflict-of-Interest Rules, 2005

INSTITUTE FOR LOCAL GOVERNMENT PUBLICATIONS

Understanding the Basics of Public Service Ethics: Personal Financial Gain Laws, 2009

Understanding the Basics of Public Service Ethics: Transparency Laws, 2009

WEB SITES

CSBA: <http://www.csba.org>

Fair Political Practices Commission: <http://www.fppc.ca.gov>

Institute of Local Government: <http://www.ca-ilg.org>

Bylaw SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT

adopted: October 16, 2007 San Bernardino, California

revised: April 5, 2011

revised:

8.3 Resolution of the Board of Education's Commitment to the Education of All Children and Making All Campuses a Safe Zone for Students and Families

WHEREAS the San Bernardino City Unified School Board of Education is committed to the success of all students irrespective of their immigration status, ethnicity, race, religion, sexual orientation, ability, sex and gender identity, socio-economic status, or beliefs; and

WHEREAS the Declaration of Independence of the United States of America recognizes

every individual's right to life, liberty, and the pursuit of happiness; and

WHEREAS the United States of America was built by diverse peoples, both native and immigrant alike; and

WHEREAS education has played a critical role in furthering acceptance and strengthening our society as well as treating all people with dignity and respect; and

WHEREAS California voters during the 2016 General election expressed strong support for public schools by embracing bilingual education through Proposition 58, strengthening funding sources through Proposition 55, and modernizing school facilities through Proposition 51; and

WHEREAS over 30 different languages are spoken in San Bernardino City Unified School District schools including Spanish, Vietnamese, Cambodian, Filipino, Arabic, Samoan; and

WHEREAS the Board of Education embraces the diversity of our students and families and the rich language and cultural assets they bring to our District and strongly supports and encourages the participation of all parents and families in our schools; and

WHEREAS approximately 74.9% of students in San Bernardino City Unified are of Latino/a descent, 12% African American, 6.3% White, 1.5% Asian, .4% American Indian or Alaska Native, .4% Pacific Islander, .4% Filipino and 85.8% of students qualify for free and reduced lunch; and

WHEREAS the national presidential election has resulted in thousands of students and families in San Bernardino expressing fear, sadness and concerns for student safety, heightened because of intolerant rhetoric made over the course of the 2016 presidential race.

THEREFORE, BE IT RESOLVED that the Board of Education declares that every District site is a safe place for all students and their families and encourages the Superintendent to increase and enhance partnerships with community-based organizations and legal services organizations who provide resources for families facing deportation and that a rapid response network be created to assist children whose family members have been detained.

BE IT FURTHER RESOLVED that the Board of Education declares that every District site continue to implement, with fidelity, District reforms such as school discipline, to reduce and eliminate racial bias and criminalization of youth in schools; and to track, monitor, and provide disaggregated reports on school discipline outcomes by school and District-wide.

BE IT FURTHER RESOLVED that the Board of Education declares that every District site is a safe place for students of diverse ethnic and religious traditions.

BE IT FURTHER RESOLVED that in order to provide a public education, regardless of a child's or family's immigration status, absent any applicable federal, state, local law or regulation or local ordinance or court decision, the District shall abide by the following conduct.

1. District personnel shall not treat students differently for residency determination purposes on the basis of their actual or perceived immigration status and shall treat all students equitably in the receipt of all school services, including but, not limited to, the free and reduced lunch program, transportation and educational instruction.
2. District personnel shall review the list of documents that are currently used to establish residency and shall ensure that any required documents would not unlawfully bar or discourage a student who is undocumented or whose parents are undocumented from enrolling in or attending school.
3. District personnel shall not inquire about a student's immigration status, including requiring documentation of a student's legal status, such as asking for a green card or citizenship papers, at initial registration or at any other time.
4. District personnel shall not make unreasonable inquiries from a student or his/her parents for the purpose of exposing the immigration status of the child or his/her family.
5. District personnel shall not require students to apply for Social Security numbers nor should the District require students to supply a Social Security number.
6. If parent and or students have questions about their immigration status, school personnel shall not refer them to ICE but should instead refer them to community-based and legal organizations that provide resources for immigrant families and families facing deportation.
7. Because it is the general policy of the District not to allow any individual or organization to enter a school site if the educational setting would be disrupted by that visit, any request by ICE to visit a school site must be forwarded to the Superintendent's Office for review before a decision is made to allow access to the site.
8. All requests for information or documents by ICE should be forwarded to the Superintendent, who in consultation with District legal counsel, shall determine if the information and/or documents can be released to ICE.

BE IT FURTHER RESOLVED that the Superintendent shall ensure that all teachers, school administrators and school and District office and other staff will be appropriately and adequately trained on how to implement this resolution; and parents will receive

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notification in various languages of the new District resolution to fully inform families of their rights in the District.

BE IT FURTHER RESOLVED that the Superintendent shall prepare an implementation plan defining partnerships with community organizations and training and support for school site employees and report back to the Board of Education in 90 days.

BE IT ALSO RESOLVED that the Board of Education instructs the Superintendent to distribute copies of this Resolution, translated into all appropriate languages, to all school sites, and ensure that the District's DELAC – District English Learner Advisory Committee, ELACs – English Learners Advisory Committees, the Mayor's Office, and immigrant and civil rights community organizations are consulted and involved in monitoring the successful implementation of this resolution.

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**SESSION NINE**

**9.0 Closed Session** **9:25 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**

**Public Employee Discipline/Dismissal/Release**

**Student Matters/Discipline**

**Superintendent's Evaluation/Contract Renewal**

**SESSION TEN**

**10.0 Action Reported from Closed Session** **9:55 pm**

**SESSION ELEVEN**

**11.0 Adjournment** **10:00 pm**

At the May 17, 2016 Board Meeting, the 2016-17 Board of Education Meeting Calendar was adopted. The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, January 24, 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

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San Bernardino, CA 92410  
(909) 381-1122  
(909) 381-1121 fax  
Office Hours: Monday - Friday, 8 a.m.-4:30 p.m.

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

Posted: January 6, 2017