

**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**

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**DR. BARBARA FLORES**  
Board Member



**MICHAEL J. GALLO**  
Board Member

**ABIGAIL MEDINA**  
President

**KRISTIAN BACARRO**  
Student Board Member

**DR. MARGARET HILL**  
Board Member

**GWENDOLYN RODGERS**  
Vice President

**ISABEL CHOLBI**  
Student Board Member

**DANNY TILLMAN**  
Board Member

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

**DANIELLE QUEZADA**  
Student Board Member

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

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Board Meetings are streamed live at <https://www.youtube.com/user/SanBdoCitySchools/>

**January 23, 2018**

**Estimated Times**

***Reception***

***5:00 pm***

A reception will be held for the coaches and players on the Cajon High School varsity football team for their recent CIF Southern Section title in Division 4 as well as a CIF Division 2-AA State runner-up finish.

**SESSION ONE**

***1.0 Opening***

***5:30 pm***

1.1 Call to Order

1.2 Pledge of Allegiance to the Flag

1.2 Adoption of Agenda

1.4 Inspirational Reading – Mr. Danny Tillman

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

**SESSION TWO**

- 2.0**    *Special Presentation(s)* **5:40 pm**
- 2.1    Special Presentation – Graciano Gomez  
2.2    Special Presentation – Frances Grice  
2.3    Special Recognition – Cajon High School Varsity Football Team  
2.4    Recognition of African-American History Month  
2.5    Recognition of National School Counseling Week  
2.6    Recognition of Ronald Reagan Day

**SESSION THREE**

- 3.0**    *Administrative Report(s)* **6:00 pm**
- 3.1    Annual Audited Financial Report for Fiscal Year 2016-2017  
3.2    Bully Prevention and Intervention  
3.3    Alternative Board Meeting Locations Update

**SESSION FOUR**

- 4.0**    *Student Board Members' Comments* **6:45 pm**

**SESSION FIVE**

- 5.0**    *Public Comments* **7:00 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 located in the Community Room prior to the start of the Board Meeting.

**SESSION SIX**

- 6.0**    *Reports and Comments* **8:00 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    Comments by Superintendent and Staff Members

**SESSION SEVEN**

**7.0 *Consent Calendar***

**8:45 pm**

***BOARD OF EDUCATION***

**7.1 Approval of Minutes**

***BUSINESS SERVICES***

- 7.2 Acceptance of Gifts and Donations to the District
- 7.3 Amendment No. 1 to the Professional Service Agreement with Best Best & Krieger, Attorneys at Law, Riverside, CA, to Provide Legal Services to the District
- 7.4 Annual Audited Financial Report for Fiscal Year 2016-2017
- 7.5 Bid No. F18-02, BOE Building Remodel – Bid Package 01 (Demolition & Abatement)
- 7.6 Bid No. F18-03, Classroom G-2 Remodel at San Andreas High School
- 7.7 Bid No. NSB 2017/18-3, Food Service Equipment
- 7.8 Federal/State/Local District Budgets and Revisions
- 7.9 Ratification of Approved Change Orders from November 1 – 30, 2017
- 7.10 Sponsorship with Revolution Youth Advocates, San Bernardino, CA, for the Threadz Program for District Students

***EDUCATIONAL SERVICES***

- 7.11 Amendment No. 1 to the Agreement with Panorama Education, Inc., Boston, MA, to Provide Professional Development Workshops for the District
- 7.12 Business and Inservice Meetings - Educational Services
- 7.13 Facilities Use Agreement with California State University, San Bernardino, CA, for Use of the Coussoulis Arena for Indian Springs High School's Graduation Ceremony
- 7.14 Facilities Use Agreement with California State University, San Bernardino, CA, for Use of the Coussoulis Arena for Pacific High School's Graduation Ceremony
- 7.15 Payment for Services Rendered by Non-Classified Experts and Organizations – Educational Services

***HUMAN RESOURCES***

- 7.16 Extended Field Trip, Cajon High School, 32nd Annual Stanford Invitational Speech and Debate Tournament, Santa Clara and Santa Cruz, CA and Northern College Tours
- 7.17 Extended Field Trip, Cajon High School, Health Occupational Students of America State Leadership Conference, Anaheim, CA
- 7.18 Payment for Course of Study Activity - Human Resources

***STUDENT SERVICES***

- 7.19 Agreement with MCT Technology Inc., Diamond Bar, CA, to Provide Software for Enrollment and Attendance Management
- 7.20 Agreement with WestEd, San Francisco, CA, to Build Capacity to Improve Developmental and Academic Outcomes for Children with Disabilities
- 7.21 Facilities Use Agreement and Extended Field Trip, Arrowview Middle School, National Junior Honor Society Student Leadership Retreat at Cedar Lake Camp, Big Bear Lake, CA
- 7.22 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 Ceremony
- 7.23 Rescission of the Affiliation Agreement with Del Rosa Villa Nursing Center, San Bernardino, CA, to Provide a Clinical Site for Students Enrolled in the Inland Career Education Center's Certified Nursing Assistant Program
- 7.24 Sponsorship for Athletes for Life Foundation, Goleta, CA, in Association with California State University, San Bernardino, for the 13<sup>th</sup> Annual Summer Life Skills Camp for District Students

**Youth Services**

- 7.25 Expulsion of Student(s)
- 7.26 Student (s) Recommended for Suspension or Expulsion (Excluding Mandatory Offenses), but Remanded to Youth Court for Other Means of Correction.
- 7.27 Student(s) Recommended for Suspension, but Remanded Back to School Sites or had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction
- 7.28 Student(s) Recommended for Expulsion, but Remanded Back to the School Sites Due to Errors of Due Process, Lack of Evidence and/or Availability of Other Means of Correction
- 7.29 Lift of Expulsion of Student(s)
- 7.30 Petition to Expunge, Rescind, or Modify Youth Court or Expulsion

**SESSION EIGHT**

**8.0 *Action Items***

**8:55 pm**

- 8.1 Personnel Report #12, Dated January 23, 2018
- 8.2 Resolution Approving the Renewal of the Charter School Petition for the Woodward Leadership Academy by the Governing Board of the San Bernardino City Unified School District
- 8.3 On-Going Board Initiatives
- 8.4 Board Top 10
- 8.5 Board Follow Up
- 8.6 Future Agenda Items

**SESSION NINE**

**9.0 Closed Session** **9:00 pm**

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

- Item 10.1 Transforming Lives Charter
- Class Size

**Anticipated Litigation**

Conference with legal counsel pursuant to paragraph (2) or (3) of Subdivision (d) of Government Code 54956.9

Number of Cases: One

**Existing Litigation**

Conference with legal counsel, pursuant to paragraph (1) of subdivision (d) of Government Code 54956.9

Number of Cases: One

SS-17-18-04

**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**

**SESSION TEN**

**10.0 Action Reported from Closed Session** **9:30 pm**

- 10.1 Resolution of the Governing Board of the San Bernardino City Unified School District Denying the Charter Petition for Transforming Lives Charter School

Board of Education Meeting  
January 23, 2018

## SESSION ELEVEN

### **11.0 Adjournment**

**9:35 pm**

At the May 16, 2017 Board Meeting, the 2017-18 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, February 6, 2018 at 5:30 p.m. in the **Community Room of the Board of Education Building**, 777 North F Street, San Bernardino.

The District is committed to provide equal access to individuals with a disability to open and public meetings. For information on the availability of disability-related aids or services to enable any person with a disability to participate in a public meeting and/or to request reasonable accommodations, please contact:

Affirmative Action Office  
777 North F Street  
San Bernardino, CA 92410  
(909) 381-1122  
(909) 381-1121 fax  
Office Hours: Monday - 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 19, 2018

**AGENDA FOR THE**  
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**January 23, 2018**

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***5:00 pm***

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**SESSION ONE**

***1.0 Opening***

***5:30 pm***

***1.1 Call to Order***

***1.2 Pledge of Allegiance to the Flag***

***1.2 Adoption of Agenda***

***1.4 Inspirational Reading – Mr. Danny Tillman***

**SESSION TWO**

**2.0 *Special Presentation(s)***

**5:40 pm**

**2.1 Special Presentation – Graciano Gomez  
(Prepared by Communications/Community Relations)**

The Board of Education wishes to honor the life and legacy of former Board member Mr. Graciano Gomez, who passed away in December. Mr. Gomez was a well-known community trailblazer who dedicated his life to advocating for the Inland Empire's Latino community.

**2.2 Special Presentation – Frances Grice  
(Prepared by Communications/Community Relations)**

The Board of Education wishes to honor the life and legacy of Ms. Frances Grice, who passed away in late December. Ms. Grice was a longtime champion of civil rights and mentored dozens of community leaders and public officials in the Inland Empire.

**2.3 Special Recognition – Cajon High School Varsity Football Team  
(Prepared by Communications/Community Relations)**

The Board of Education wishes to recognize the coaches and players on the Cajon High School varsity football team for their recent CIF Southern Section title in Division 4 as well as a CIF Division 2-AA State runner-up finish.

**2.4 Recognition of African-American History Month  
(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, 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;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District declares February 2018 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.

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

WHEREAS the theme of National School Counseling Week 2018 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;

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 5 - 9, 2018, 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.

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

Beginning in 2011, February 6 of each year has officially been designated as Ronald Reagan Day in California. On February 6, the San Bernardino City Unified School District joins other organizations in towns and cities across California in observing and recognizing the achievements of our 33rd governor and our nation’s 40th president.

WHEREAS Ronald Wilson Reagan was born on February 6, 1911, and served as California governor from 1967 to 1975; and

WHEREAS Ronald Reagan was a humble man who worked throughout his life and advanced the public good, having been employed as an entertainer, union leader, corporate spokesman, California governor, and president of the United States; and

WHEREAS known for his small-town values of hard work, tolerance, and the importance of education, Ronald Reagan was sworn in as the nation’s 40th president on

January 20, 1981, and continued to serve until 1989, a period when our nation experienced unprecedented economic growth and prosperity, military strengthening, establishment of new diplomatic allies abroad, and a resurgence of national pride;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District encourages all District schools to undertake educational activities on February 6, 2018, which commemorate the life and accomplishments of Ronald Reagan.

### SESSION THREE

#### 3.0 *Administrative Report(s)*

6:00 pm

#### 3.1 Annual Audited Financial Report for Fiscal Year 2016-2017 (Prepared by Business Services)

The Annual Audited Financial Report for Fiscal Year 2016-2017, including a Compliance Audit of Federal and State Funded Programs, was completed on December 15, 2017, the final day of the auditors' fieldwork. The report has been submitted to the State, Federal Clearinghouse, and the County Superintendent of Schools to meet the required filing deadline of December 15, 2017. Copies of the audit report were also distributed to Board members for review.

Jayne Christakos, Chief Business Officer and a representative from the accounting firm Vavrinek, Trine, Day & Co. LLP, will be available to answer questions during the Board meeting.

A resolution is contained in the Consent Item section of the agenda regarding the acceptance of the 2016-2017 Fiscal Year Audit Report.

#### 3.2 Bully Prevention and Intervention (Prepared by Student Services)

The Board will receive an update on the bully prevention and intervention policies, practices and strategic actions currently occurring in San Bernardino City Unified School District.

#### 3.3 Alternative Board Meeting Locations Update (Prepared by Business Services)

Due to a change in the renovation schedule for the San Bernardino County Board Room the District is no longer able to utilize it while our Board of Education building is undergoing renovations. Jayne Christakos, Chief Business Officer, will provide an update on alternative locations for Board meetings.



**SESSION SEVEN**

**7.0 Consent Calendar**

**8:45 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 7, 2017 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>
San Bernardino High School	Jason Trinidad, Ontario, CA	To sponsor the wrestling team	\$105.00
Community Day School	San Manuel Band of Mission Indians, Highland, CA	\$1,500.00 Grant awarded to Robyn Eberhardt to provide holiday meals for students and their families	\$1,500.00
Paakuma K-8 School	Brown-Strauss Steel, Aurora, CO	To sponsor the 2 <sup>nd</sup> and 3 <sup>rd</sup> Grade Club upcoming field trips	\$200.00
Paakuma K-8 School	South Pacific Steel and Tube, Inc., Santa Fe Springs, CA	To sponsor the 2 <sup>nd</sup> and 3 <sup>rd</sup> Grade Club upcoming field trips	\$200.00

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Middle College High School	Marco A. Martinez Hernandez Yucaipa, CA	To sponsor College Tours Club	\$2,000.00
Middle College High School	Vanessa M. Ramos, Highland, CA	To sponsor College Tours Club	\$6,000.00

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 Amendment No. 1 to the Professional Service Agreement with Best Best & Krieger, Attorneys at Law, Riverside, CA, to Provide Legal Services to the District  
(Prepared by Facilities/Operations)

BE IT RESOLVED that the Board of Education approves amending the professional service agreement approved on October 17, 2017, Agenda Item No. 6.3, with Best Best & Krieger, Attorneys at Law, Riverside, CA, to present and provide advice and counsel concerning planning, acquisitions, and potential litigation for District real property needs for the District. The amendment is to include additional professional services from Overland Pacific & Cutler, LLC, Riverside, CA, for acquisitions, appraisals and relocation assistance services. The cost, not to exceed \$55,000.00, will be paid from Funds 01, 21 and 40. All other terms and conditions remain the same.

BE IT RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said Amendment No. 1.

Requester: Director, Facilities Planning and Development

Approver: Chief Business Officer, Business Services

7.4 Annual Audited Financial Report for Fiscal Year 2016-2017  
(Prepared by Business Services)

BE IT RESOLVED that the Annual Audited Financial Report for Fiscal Year 2016-2017, including a Compliance Audit of Federal and State Funded Programs, as prepared by Vavrinek, Trine, Day & Co. LLP, Certified Public Accountants, be accepted as submitted.

Requester: Director, Accounting Services

Approver: Chief Business Officer, Business Services

7.5 Bid No. F18-02, BOE Building Remodel – Bid Package 01 (Demolition & Abatement)  
 (Prepared by Facilities/Operations)

BE IT RESOLVED Bid No. F18-02, BOE Building Remodel – Bid Package 01 (Demolition and Abatement), be awarded to the lowest responsible and responsive bidder meeting the specifications based on the Base Bid. The bid was advertised on November 9, 2017 and November 16, 2017, in the El Chicano, Precinct Reporter and The Sun newspapers. Three (3) bids were received and opened on December 6, 2017, at 10:00 a.m. The cost will be paid from Fund 01.

<b>Contractor</b>	<b>Base Bid</b>
Integrated Demolition and Remediation Inc., Anaheim, CA	\$467,700.00
Danny Ryan Precision Contracting, Inc., Anaheim, CA	\$498,800.00
T3 Contractors Corporation, Riverside, CA	\$570,000.00

<b><u>Contractor</u></b>	<b><u>Base Bid</u></b>
Integrated Demolition and Remediation Inc. 4930 East La Palma Avenue Anaheim, CA 92807	\$467,700.00
<b>TOTAL</b>	<b>\$467,700.00</b>

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

Requester: Director, Facilities Planning and Development  
 Approver: Chief Business Officer, Business Services

7.6 Bid No. F18-03, Classroom G-2 Remodel at San Andreas High School  
 (Prepared by Facilities/Operations)

BE IT RESOLVED Bid No. F18-03, Classroom G-2 Remodel at San Andreas HS, be awarded to the lowest responsible and responsive bidder meeting the specifications based on the Base Bid. The bid was advertised on November 9, 2017 and November 16, 2017, in the El Chicano, Precinct Reporter and The Sun newspapers. Five (5) bids were received and opened on December 5, 2017, at 2:00 p.m. The cost will be paid from Fund 01.

<b>Contractor</b>	<b>Base Bid</b>
D & M Martin Construction, Inc., Highland, CA	\$647,000.00
Hamel Construction, Inc., Murrieta, CA	\$726,008.00
Dalke & Sons Construction, Inc., Riverside, CA	\$844,890.00
Harik Construction, Inc., Glendora, CA	\$847,000.00
JRH Construction Company, Inc., Irvine, CA	\$1,007,520.00

Board of Education Meeting  
January 23, 2018

**Contractor**

D & M Construction, Inc.  
7231 Boulder Avenue, Suite 808  
Highland, CA 92376

**Base Bid**

\$647,000.00

**TOTAL**

**\$647,000.00**

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

Requester: Director, Facilities Planning and Development

Approver: Chief Business Officer, Business Services

7.7 Bid No. NSB 2017/18-3, Food Service Equipment  
(Prepared by Business Services)

BE IT RESOLVED that Bid No. NSB 2017/18-3, advertised on November 9 and November 16, 2017, in The Sun, Black Voice, and El Chicano newspapers, and opened on December 5, 2017, at 11:00 a.m. be awarded to the lowest responsive/responsible bidders meeting District specifications; based on the unit prices bid, as follows. The cost will be paid from Nutrition Services Restricted Fund 92.

Line Item No.	Item/Description	QTY	Awarded Vendor	Price	Extended Price
1	Cabinet, Holding & Transport	2	Kamran & Co. Santa Barbara, CA	\$3,652.00	\$7,304.00
2	Cabinet, Pass-Thru	1	Kamran & Co. Santa Barbara, CA	\$5,440.00	\$5,440.00
3	Cabinet, Bun/Food Pan	15	Arrow Restaurant Equipment & Supply Montclair, CA	\$1,450.00	\$21,750.00
4	Food/Salad Bar	10	Chef's Toys Fountain Valley, CA	\$2,557.90	\$25,579.00
5	Milk Cooler	9	Arrow Restaurant Equipment & Supply Montclair, CA	\$4,265.00	\$38,385.00
6	Oven, Electric, Double Unit	1	F.S.E. National City, CA	\$7,589.00	\$7,589.00
7	Oven, Gas, Double Unit	1	Chef's Toys Fountain Valley, CA	\$12,317.70	\$12,317.70
8	Pan, Sheet/Bun	100	Chef's Toys Fountain Valley, CA	\$7.12	\$712.00
9	Platform Truck, 24w x 48L	4	Chef's Toys Fountain Valley, CA	\$524.31	\$2,097.24
10	Refrigerator, Reach-In, 2 door	1	Chef's Toys Fountain Valley, CA	\$3,312.47	\$3,312.47
11	Tray Dispenser, One Stack	2	Kamran & Co. Santa Barbara, CA	\$1,380.00	\$2,760.00
12	Tray Dispenser, Two Stack	2	Kamran & Co. Santa Barbara, CA	\$1,380.00	\$2,760.00
13	Work Table, w/tray rails and end table	5	Chef's Toys Fountain Valley, CA	\$1,817.02	\$9,085.10

BE IT FURTHER RESOLVED that the District reserves the right to purchase more than or less than the quantity indicated as needed throughout the initial one-year term of the bid in accordance to the terms and conditions of the bid, with the option to extend annually, not to exceed three years total, including trade-in of old equipment as negotiated with awarded bidder and as it is in the best interest of the District.

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

7.8 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 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:

R	Program	Unrestricted/Restricted	Resource	Account	Fund	Increase/(Decrease) Amount
	Indian Education	Restricted	4510	505	01	(\$2,218.46)
A decrease to an existing program will bring the total funding to \$49,173.00.						

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

7.9 Ratification of Approved Change Orders from November 1 – 30, 2017  
 (Prepared by Facilities/Operations)

BE IT RESOLVED that the Board of Education approves ratifying the District approved change orders from November 1 – 30, 2017 for the District construction projects.



Bid No. F17-05, Muscoy ES Admin/Library Building Modifications  
Bid No. F16-06R, Prop 39 – EEP at Six (6) School Sites and at Two (2) School Sites  
Bid No. F17-03, Athletic Complex Upgrades at Pacific and San Bernardino HS  
Bid No. F17-06, Athletic Complex Upgrades at Cajon High School

Requester: Director, Facilities Planning and Development  
Approver: Chief Business Officer, Business Services

7.10 Sponsorship with Revolution Youth Advocates, San Bernardino, CA, for the Threadz Program for District Students  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the sponsorship with Revolution Youth Advocates, San Bernardino, CA, for the Threadz Program for District students, effective January 24 – June 30, 2018. Students referred to the Threadz Program will be able to “shop” and acquire clothing for school, job interviews, or special school events such as the prom. The funds for the Threadz Program are used to purchase clothing, personal hygiene items, and school supplies for up to 200 District students. The sponsorship, not to exceed \$10,000.00, will be paid from the Restricted General Fund – Business Services Division, Account No. 068.

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

Requester/Approver: Chief Business Officer, Business Services

***EDUCATIONAL SERVICES***

7.11 Amendment No. 1 to the Agreement with Panorama Education, Inc., Boston, MA, to Provide Professional Development Workshops for the District  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves amending the agreement with Panorama Education, Inc., Boston, MA, approved on September 19 2017, Agenda Item No. 11.23. The agreement is being amended to increase the contract amount by \$40,000.00 for 12 additional workshops of customized culture, climate, and SEL Data, increasing the contract amount from \$5,000.00 to a not to exceed amount of \$45,000.00. The additional cost will be paid from the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419 and the Unrestricted General Fund – Technology Support Office, Account No. 322. 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, Accountability & Educational Technology  
Approver: Assistant Superintendent, Educational Services

7.12 Business and Inservice Meetings - Educational Services  
(Prepared by Business Services)

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

To attend the California Association for Bilingual Education (CABE) 2018 Conference, March 28 - 31, 2018 in Sacramento, CA. The total cost including meals and mileage per District guidelines, not to exceed \$2,403.26, will be paid from Curtis Middle School Account No. 419.

Erika M. Delgado De Ramos  
Vanessa Ybarra  
(Parent Representatives, Curtis Middle School)

Requester: Principal, Curtis Middle School  
Approver: Assistant Superintendent, Educational Services

7.13 Facilities Use Agreement with California State University, San Bernardino, CA, for Use of the Coussoulis Arena for Indian Springs 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 Indian Springs High School's graduation ceremony for approximately 3,600 students, teachers, administrators, and guests, effective June 9, 2018. The total cost, not to exceed \$16,612.00, will be paid from the Unrestricted General Fund – INAP High Schools, Account No. 203. **Requester: Site**

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

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

7.14 Facilities Use Agreement with California State University, San Bernardino, CA, for Use of the Coussoulis Arena for Pacific 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 Pacific High School's graduation ceremony for approximately 4,000 students, teachers, administrators, and guests, effective June 8, 2018. The total cost, not to exceed \$17,112.00, will be paid from the Unrestricted General Fund – INAP

High Schools, Account No. 203. **Requester: Site**

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

Requester: Principal, Pacific High School

Approver: Assistant Superintendent, Educational Services

- 7.15 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 non-classified expert:

Apple, Inc., Austin, TX, to provide two (2) two-day sessions of professional development to approximately 40 teachers on the Everyone Can Code curriculum developed for elementary schools, middle schools, and high schools, effective February 1 – April 30, 2018. The total cost, not to exceed \$9,000.00 payable at the daily rate of \$4,500.00, will be paid from the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

Requester: Director, Accountability & Educational Technology

Approver: Assistant Superintendent, Educational Services

### ***HUMAN RESOURCES***

- 7.16 Extended Field Trip, Cajon High School, 32nd Annual Stanford Invitational Speech and Debate Tournament, Santa Clara and Santa Cruz, CA and Northern College Tours  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the extended field trip for 12 Cajon High School students, 2 District employees and 3 chaperones, to attend the 32nd Annual Stanford Invitational Speech and Debate Tournament, in Santa Clara, CA and Santa Cruz CA; and tour Northern Colleges from February 9 - 12, 2018. Students are given the opportunity to expand their forensic abilities by competing against students from other high schools. Competitive speaking provides one of the best critical thinking experiences available to students. Also providing awareness of the college options available to them beyond the immediate area. The cost of the trip, not to exceed \$4,982.55, including meals and lodging, will be paid from Cajon High School Speech and Debate ASB Account. Transportation provided by private vehicle and America's Xpress Rent-A-Car, not to exceed \$1,223.25, will be paid from Cajon High School Speech and Debate ASB Account. No student will be denied participation due to financial constraints. Names of the students are on file in the Business Services office.

Requester: Principal, Cajon High School  
Approver: Assistant Superintendent, Human Resources

- 7.17 Extended Field Trip, Cajon High School, Health Occupational Students of America State Leadership Conference, Anaheim, CA  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the extended field trip for 40 Cajon students/HOSA members, 4 District employees and 1 chaperone, to attend the Health Occupational Students of America (HOSA) State Leadership Conference, Anaheim, CA, from April 4 - 8, 2018. HOSA provides a program of leadership development, motivation, and recognition exclusively for our secondary, postsecondary and collegiate students enrolled in a health occupation educational program. Students will compete in events in health careers and leadership as well as academic events, participate in workshops, and exchange experiences with students across the state. The cost of the trip, not to exceed \$26,725.00, including meals and lodging, will be paid from Cajon High School Carl D. Perkins Account No. 512, Vocational Education Lottery Account No. 729 - Unrestricted, and ASB Account. Transportation provided by Durham School Services, not to exceed \$1,000.00, will be paid from Cajon High School Carl D. Perkins Account No. 512. No student will be denied participation due to financial constraints. Names of the students are on file in the Business Services office.

**Requester: Site**

Requester: Principal, Cajon High School  
Approver: Assistant Superintendent, Human Resources

- 7.18 Payment for Course of Study Activity - Human Resources  
(Prepared by Business Services)

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

Marshall Elementary School requests Board of Education approval to utilize Daniel Krawitz, Science Education Center of California, Orange, CA for an assembly titled, Science Museum on Wheels to 430, TK - sixth grade students on February 1, 2018. This assembly will provide hands on education and will encourage students to think like scientists and pursue STEM careers. The total cost, not to exceed \$325.00, will be paid from Marshall Elementary School Account No. 419. **Requester: Site**

Marshall Elementary School requests Board of Education approval to utilize the Segerstrom Center for the Performing Arts with Edutainment Arts, Costa Mesa, CA for an assembly titled "Science Magic" to 430, TK - sixth grade students on February 1, 2018. This assembly will educate everyone, both in the audience and on stage about the wonders of science and to encourage students to think like scientists and pursue STEM

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careers. The total cost, not to exceed \$565.00, will be paid from Marshall Elementary School Account No. 419. **Requester: Site**

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

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

Belvedere Elementary School requests Board of Education approval to utilize Dairy Council of California, Irvine, CA for presentations of a “Mobile Dairy Classroom” to 674, Kindergarten – sixth grade students on January 31, 2018. These presentations teach students how milk and dairy foods are produced and how they contribute to healthy eating. There is no cost to the District.

**Requester: Site**

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

### ***STUDENT SERVICES***

- 7.19 Agreement with MCT Technology Inc., Diamond Bar, CA, to Provide Software for Enrollment and Attendance Management  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with MCT Technology Inc., Diamond Bar, CA, to provide Software Licenses for enrollment and attendance management for the Child Development Program for an estimated 288 students at a cost of \$0.99 per student per month, a one-time fee of \$242.45 for hardware, and a one-time implementation fee of \$1,706.25, effective January 24, 2018 - June 30, 2023, with an option to cancel annually at the District’s discretion. The fee, not to exceed an estimated amount of \$17,060.06, will be paid from the Restricted Child Development Fund12/Preschool, Account No. 252.

BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantity indicated based on unit cost, as needed.

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

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

7.20 Agreement with WestEd, San Francisco, CA, to Build Capacity to Improve Developmental and Academic Outcomes for Children with Disabilities  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with WestEd, San Francisco, CA, to work with 20 teachers and administrators to build capacity to improve developmental and academic outcomes for children with disabilities, effective January 24 – June 30, 2018. WestEd will review the District and schools' programs and capacity through various needs sensing and data analysis, identify key root causes and explore potential areas of improvement, and develop a comprehensive improvement plan. Direct costs of \$61,913.00 for personnel estimated at 44 days of staff time, travel, and other support costs and indirect costs and management fees of \$12,262.00. The cost, not to exceed \$74,175.00, will be paid from the Restricted General Fund – Special Education Central, Account No. 827.

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

7.21 Facilities Use Agreement and Extended Field Trip, Arrowview Middle School, National Junior Honor Society Student Leadership Retreat at Cedar Lake Camp, Big Bear Lake, CA  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the use of facilities agreement and extended field trip for 31 students and 5 District employees, to attend a student leadership retreat for participating National Junior Honor Society (NJHS) students at Cedar Lake Camp, Big Bear Lake, CA, from March 15 - 16, 2018. Students will participate in activities that allow them to discuss topics related to NJHS in a structured intimate setting. Posting questions that elicit elaborations and respond to other's questions and comments with relevant observations and ideas that bring discussion back on the topic as needed. The cost of the trip, not to exceed \$2,842.84, including meals and lodging, will be paid from Arrowview Middle School Account No. 419. Transportation provided by Durham School Services, not to exceed \$392.84, will be paid from Arrowview Middle 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: Site**

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, Arrowview Middle School  
Approver: Assistant Superintendent, Student Services

- 7.22 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 Ceremony  
(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 1,500 graduates, teachers, administrators, and invited guests, effective May 24, 2018. The cost, not to exceed \$2,750.00, will be paid from the Restricted Adult Education Fund Account No. 130. **Requester: Site**

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

- 7.23 Rescission of the Affiliation Agreement with Del Rosa Villa Nursing Center, San Bernardino, CA, to Provide a Clinical Site for Students Enrolled in the Inland Career Education Center's Certified Nursing Assistant Program  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves rescission of the affiliation agreement with Del Rosa Villa Nursing Center, San Bernardino, CA, approved on September 19 2017, Agenda Item No. 11.41. Del Rosa Villa Nursing Center is unable to provide a clinical site for students. **Requester: Site**

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

- 7.24 Sponsorship for Athletes for Life Foundation, Goleta, CA, in Association with California State University, San Bernardino, for the 13<sup>th</sup> Annual Summer Life Skills Camp for District Students  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the sponsorship for Athletes for Life Foundation, Goleta, CA, in association with California State University, San



Bernardino, for the 13<sup>th</sup> Annual Summer Life Skills Camp for 100 District students at the cost of \$500.00 per student, effective June 24 – 27, 2018. The students will participate in Structure Physical Activities (SPA), Educational Learning Activities (ELA) for English language arts and mathematics and college preparedness workshops which includes college experience panel with CSUSB students, financial aid and scholarships workshops, college admission 101, and domestic violence and anti-bullying workshops. The fee, not to exceed \$50,000.00, will be paid from the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.

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

Requester/Approver: Assistant Superintendent, Student Services

### Youth Services

7.25 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:

**\*\* 02/17/2003                      \*\*\*(S) 03/13/2007                      \*(S) 12/05/2004**

\*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.

(YC) *Youth Court* is a SBCUSD program for youth who have committed education code violations 48900 or 48915 offenses (excluding mandatory offenses) for which they could be given an expulsion, but are instead given the option of appearing before a jury of their peers to explore the factors contributing to the education code violation (s) ensuring that students understand who were impacted by their actions, and what needs to be done to repair the harm

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caused by their actions as well as to address other contributing factors that led to the decisions made.

- 7.26 Student (s) Recommended for Suspension or Expulsion (Excluding Mandatory Offenses), but Remanded to Youth Court for Other Means of Correction.  
(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:

**06/02/2004    02/28/2004**

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

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.

**05/06/2004**

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

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:

**01/14/2005    12/01/2000    11/24/2002    07/28/2003    01/24/2000    03/23/2002  
03/13/2003    01/28/2001    06/14/2006    06/15/2002**

7.29 Lift of Expulsion of Student(s)  
(Prepared by Youth Services)

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

<b>08/04/2002</b>	<b>07/09/2007</b>	<b>08/07/2002</b>	<b>09/25/2004</b>	<b>08/17/2002</b>	<b>10/25/2000</b>
<b>07/11/2002</b>	<b>02/03/2003</b>	<b>08/29/2006</b>	<b>05/24/2003</b>	<b>07/29/2001</b>	

7.30 Petition to Expunge, Rescind, or Modify Youth Court or Expulsion  
(Prepared by Youth Services)

**03/13/2003**

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

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

**SESSION EIGHT**

**8.0 *Action Items***

**8:55 pm**

8.1 Personnel Report #12, Dated January 23, 2018  
(Prepared by Human Resources)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Personnel Report #12, dated January 23, 2018, 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 Resolution Approving the Renewal of the Charter School Petition for the Woodward Leadership Academy by the Governing Board of the San Bernardino City Unified School

District  
(Prepared by Educational Services)

It is recommended that the following resolution be adopted:

WHEREAS, pursuant to Education Code Section 47600 et seq., the Governing Board of the San Bernardino City Unified School District (“District Board”) is required to review and consider authorization and/or renewal of charter schools;

WHEREAS, on or about March 6, 2012 the District Board approved the Charter for the Woodward Leadership Academy (“WLA” or “Charter School”) for a term of three years and extended the Charter in 2015 for two years;

WHEREAS, on or about April 5, 2017, WLA submitted a request for renewal of its Charter School Petition;

WHEREAS, a public hearing on the provisions of the Charter was conducted on May 16, 2017, pursuant to Education Code Section 47605, at which time the District Board considered the level of support for this Charter by teachers employed by the District, other employees of the District, and parents;

WHEREAS, on or about June 27, 2017, the District Board, conditionally renewed the Charter, for a five -year term, from July 1, 2017, through and including June 30, 2022, subject to necessary changes being made to the Charter, Corporate Bylaws and Conflict of Interest policy and the Charter brought back to the District for final consideration;

WHEREAS, WLA, in cooperation with District staff, has made District requested changes and revisions to the Charter and brought the Charter back to the District for consideration and approval;

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

WHEREAS, the District staff has reviewed and analyzed the information received with respect to the Charter Petition and information related to the operation and potential effects of the proposed WLA renewal, including speaking to and meeting with WLA representatives relative to this renewal request;

WHEREAS, the District staff has made a recommendation to the District Board that the Charter Petition be renewed;

WHEREAS, the District Board has fully considered the Charter submitted for the renewal of WLA and the recommendation provided by District staff;

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WHEREAS, in reviewing the Petition for the renewal of this Charter, the Governing Board has been cognizant of the value provided to the community by WLA during the time that it has been operating pursuant to the Charter granted by San Bernardino City Unified School District;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED AS FOLLOWS, that the Governing Board of San Bernardino City Unified School District finds the above-listed recitals to be true and correct and incorporates them herein by this reference.

BE IT FURTHER RESOLVED AND ORDERED that the Governing Board of the San Bernardino City Unified School District finds that WLA operated pursuant to the Charter previously granted by the District provides its students with educational benefits and sound educational programs.

BE IT FURTHER RESOLVED AND ORDERED that the Governing Board of the San Bernardino City Unified School District hereby renews the WLA Charter, as attached hereto as Exhibit “A,” for a renewal term from July 1, 2017, through and including June 30, 2022. As part of the renewal process, WLA made numerous revisions to the Charter document from that initially approved by the Governing Board in 2007. The terms of the revised WLA Charter attached hereto as Exhibit “A” shall be in full force and effect for the renewal term.

The foregoing resolution was considered, passed, and adopted by the Governing Board at a public meeting on January 23, 2018.

8.3 On-Going Board Initiatives

*These are items the Board has deemed require periodic progress updates.*

<b>Initiative</b>	<b>Assigned to</b>	<b>Action</b>
Centralized Services Facility	R. Monarrez	Quarterly Update: 01/23/18 04/17/18 07/17/18
African American Student Achievement	K. Mitchell	02/20/18
Mental Health	R. Monarrez	Quarterly Update: 03/20/18 06/19/18
Grading Practices Committee Dashboard	R. Monarrez K. Mitchell	Quarterly Update: 01/23/18 04/17/18 07/17/18
Citations Database	J. Paulino	Monthly Update: 01/23/18 Completed

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		04/17/18 07/17/18
Safe Routes to School	J. Paulino	Quarterly Update: 03/20/18 06/19/18
Family Engagement Strategic Plan	R. Monarrez	Quarterly Update: 02/20/18 04/17/18 07/17/18

8.4 Board Top 10

*Items, once completed, will be removed from the list and may not require further updates.*

	Date of Request	Question/Request	Requested by	Assigned to	Anticipated Completion Date/Remarks/Action
1	04/19/16	Realignment/reallocation process for specific accelerated learning in targeted areas of deficiencies	Mr. Gallo	K. Mitchell	01/23/18
2	02/18/14	Create Programs of Excellence at other schools (ex: Richardson) to eliminate lottery waiting and that will include additional components	Mrs. Medina Mrs. Rodgers	K. Mitchell H. Vollkommer	02/20/18
3	01/14/14	Create a Program Evaluation process which requires sites that hire consultants to complete an evaluation form that teachers review recommendations/share concerns	Mrs. Perong	H. Vollkommer	Beta testing: Feb-June, 2018; Full rollout July, 2018
4	11/05/13	Provide update on Later Start Times for Secondary Sites	Mr. Gallo Mrs. Hill	H. Vollkommer	02/2018
5	09/11/17	Provide status of a streamlined Use of Facilities Process	Board	J. Christakos	04/17/18
6	05/16/17	Provide information regarding Arrowhead Grove and potential changes to Sierra HS and Roberts ES	Mr. Gallo	K. Mitchell	03/06/18
7	04/18/17	Provide information regarding Crisis Protocols	Dr. Flores	J. Paulino	02/20/18
8	11/07/17	Provide update on Class Size Reduction	Board	P. Wiseman	01/23/18
9		TBD			
10		TBD			

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8.5 Board Follow Up

*Items, once completed, will be removed from the list. As decided by the Board, items from this list will be moved to the Top 10 list as needed.*

	Date of Request	REQUESTS/QUESTIONS FOR FOLLOW UP	Requested By
<b>BUSINESS SERVICES – MRS. CHRISTAKOS</b>			
1	12/05/17	Financial impact for elementary school security guards	Dr. Flores Mr. Tillman
2	11/07/17	Asked about Middle School gymnasiums.	Mrs. Rodgers
3	11/07/17	Explore buying building that District is leasing.	Dr. Hill
<b>COMMUNICATIONS – MRS. BARDERE</b>			
1	01/09/18	Coordinate recognition of Teen Music Workshop music group recognition. Coordinate additional Emergency Disaster and Anti-bullying posters.	Dr. Hill Mrs. Rodgers
<b>COMMUNITY ENGAGEMENT – MRS. ONTIVEROS</b>			
1	01/09/18	From CEP Update: Check with County to see if there is a mechanism in place for students to be paid for participation. Explore tracking of student job placement.	Mr. Tillman Dr. Flores
<b>DEPUTY SUPERINTENDENT – DR. VOLLKOMMER</b>			
<b>EDUCATIONAL SERVICES – DR. MITCHELL</b>			
1	01/09/18	Request for pathways programs and coding program demographic data.	Mrs. Rodgers
2	11/07/17	What is an Education Opportunity survey and did our District do one.	Mrs. Rodgers
3	10/17/17	Are Ethnic Studies A-G approved; what are the demographics of students. Suggested teachers collaborate with other districts to get their knowledge and asked for contacts for the three high schools.	Mrs. Medina
4	10/17/17	Asked about looking into the All-City band possibly playing at state finals, football games, or special events to highlight the VAPA program.	Dr. Wyatt
5	08/15/17	Status of Drumline and VAPA.	Dr. Flores
<b>HUMAN RESOURCES – DR. WISEMAN</b>			
1	01/09/18	Look into anti-bullying staff training.	Mrs. Medina
2	01/09/18	Provide information on student paid internship program.	COMPLETE
<b>SCHOOL POLICE – CHIEF PAULINO</b>			
<b>STUDENT SERVICES – DR. MONÁRREZ</b>			
1	08/01/17	From Student Achievement – KPI: Suspensions/Expulsions: Develop a staff survey to determine effectiveness of PBIS and Restorative Justice.	Mr. Gallo
2	01/09/18	Provide information on # of reported STDs and steps to reduce.	Mrs. Medina

8.6 Future Agenda Items

Request	Date	W	SP	SA	AP	AR	PH
Superintendent's Student Advisory	02/06/18		X				
Grade 8/9 Math Failure Rate (leading indicator)	02/06/18			X			
VAPA Strategic Plan	02/20/18					X	

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Request	Date	W	SP	SA	AP	AR	PH
African American Student Achievement Initiative	02/20/18			X			
Grading Practices	03/06/18				X		
Arrowhead Grove K12 Complex (Waterman Gardens)	03/06/18					X	
2 <sup>nd</sup> Interim Budget/LCAP Report	03/20/18				X		
KPI: ELPI/Reclassification	04/03/18			X			
Multilingual Initiative	04/03/18				X		
Innovation Grant Awards	04/17/18				X		
KPI: Graduation Rates/Drop Out Rates	05/01/18			X			
Adoption of 18-19 BOE Meeting Calendar	05/01/18					X	
Purchasing Systems	05/15/18				X		
Governor's May Revise Budget Update	05/15/18					X	
Annual Service Plan & Budget Requirement (SELPA)	06/05/18						X
Local Control and Accountability Plan	06/05/18						X
Fiscal Year 18-19 Preliminary Budget	06/05/18						X
Balances in Excess of Minimum Reserve Reqs:18-19	06/05/18						X
Local Control and Accountability Plan Approval	06/19/18				X		
Fiscal Year 18-19 Budget Approval	06/19/18				X		
College/Career (leading indicator)	06/19/18			X			
Career Pathways	TBD	X			X		
Budget	TBD	X			X		
KPI: Engagement – Gallup Student Poll	TBD			X			

W – Workshop SP – Special Presentation SA – Student Achievement  
AP – Administrative Presentation AR – Administrative Report PH – Public Hearing

**SESSION NINE**

**9.0 Closed Session**

**9:00 pm**

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

- Item 10.1 Transforming Lives Charter
- Class Size

**Anticipated Litigation**

Conference with legal counsel pursuant to paragraph (2) or (3) of Subdivision (d) of Government Code 54956.9

Number of Cases: One

**Existing Litigation**

Conference with legal counsel, pursuant to paragraph (1) of subdivision (d) of Government Code 54956.9

Number of Cases: One

SS-17-18-04

**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**

**SESSION TEN**

**10.0 *Action Reported from Closed Session***

**9:30 pm**

**10.1 Resolution of the Governing Board of the San Bernardino City Unified School District Denying the Charter Petition for Transforming Lives Charter School**

It is recommended that the following resolution be adopted:

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

WHEREAS, on or about January 17, 2017, the petitioners delivered to the San Bernardino City Unified School District (“SBCUSD” or “District”) a charter petition (“Charter 1) for Transforming Lives Charter School (“Charter School” or “TLCS”) to operate as a nonprofit public benefit corporation; and

WHEREAS, in accordance with the Charter Schools Act of 1992, Charter 1 was brought to the District Board meeting of January 24, 2017, at which time it was received by the District Board, and a public hearing on Charter 1 was conducted on February 21, 2017. On March 21, 2017, the District Board denied Charter 1 and adopted the Resolution setting forth written factual findings specific to Charter 1 and denying Charter 1 in accordance with the requirements of the Charter Schools Act of 1992 (“CSA”); and

WHEREAS, on or about October 23, 2017, the petitioners delivered to the District a revised charter petition (“Charter 2”) for “TLCS to operate as a nonprofit public benefit corporation; and

WHEREAS, the District’s Governing Board received the Petition at a public Board meeting on November 7, 2017, thereby commencing the timelines for action on the Charter; and

WHEREAS, the Governing Board held a public hearing on the provisions of Charter 2 on December 5, 2017, pursuant to Education Code section 47605, at which time the Governing Board considered the level of support for Charter 2 by teachers employed by the District, other employees of the District, and parents; and

WHEREAS, at the public hearing, the lead petitioner and several members of the community spoke in favor of the Charter. The president of the San Bernardino Teachers Association, however, spoke against the Petition; and

WHEREAS, the Charter proposes a seventh through twelfth grade program with an enrollment of 150 students in grades seven through eight projected in 2018-2019, and an enrollment capacity of 550 students projected for 2022-2023; and

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

WHEREAS, in considering the TLCS Charter, the Governing Board has been cognizant of Education Code Section 47605(h), which provides:

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

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

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

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

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

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

- A. The Petition does not contain a sound educational program. [Education Code section 47605(b)(1).]
- B. The petitioners are demonstrably unlikely to successfully implement the program set forth in the petition. [Education Code section 47605(b)(2).]
- C. The Petition does not contain reasonably comprehensive descriptions of all of the required elements. [Education Code section 47605(b)(5).]
- D. The Petition does not contain the required number of signatures. [Education Code Section 47605(b)(3).]

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

- I. THE PETITION DOES NOT CONTAIN A SOUND EDUCATIONAL PROGRAM. [Education Code § 47605(b)(1); California Code of Regulations (“CCR”), Title 5, § 11967.5.1(b)]
  - A. **The Charter School’s description of its proposed educational program is general and vague, offering little in the way of specific practical details. In addition to the findings described herein regarding unlikelihood of its successful implementation, areas of concern relative to the proposed educational program include:**
  - B. **Special Education**  
**The Petition continues to include inconsistent statements as to whether TLCS views itself as a school of the District, or as its own educational agency entitled to funding for full responsibility for providing special educational services. The following contradictions in this regard cast doubt as to whether TLCS understands its own program arrangements:**

1. “TLCS shall remain, by default, a public school of the District for purposes pursuant to Education Code Section 47641(b).” (Page 228.)
2. “TLCS will provide training opportunities through professional development courses at CSUDH and/or information regarding special education training to all school site staff, and all such opportunities and/or information shall be made available to Charter School staff,” yet it is entirely unclear what district the petition is referring to as CSUDH and why that district would be responsible/ participate in providing training to TLCS staff. (Pages 229.)
3. “In the event that a parent or guardian of a student attending TLCS initiates due process proceedings, Desert Mountain Charter SELPA will represent TLCS and will be named as respondents. Whenever possible, the District and TLCS shall work together in an attempt to resolve the matter at an early stage (informal settlement or mediation).” (Page 235.)
4. “During due process proceedings and any other legal proceedings or actions involving special education, TLCS will be responsible for its own representation.” (Page 235.)
5. “TLCS *will manage, and is fiscally responsible for, its students’ special education instruction and services*, TLCS will be responsible for any prospective special education and related services, compensatory education and/or reimbursement awarded by a due process hearing officer.” (Page 235, emphasis added.)
6. “TLCS remains a school in good standing with Desert Mountain Charter SELPA for purposes of special education, TLCS shall be *solely* responsible for selecting, contracting with, and overseeing all non-public schools and non-public agencies used to serve special education students.” (Page 246, emphasis added.)
7. “TLCS operates as a school with the purposes of special education, TLCS understands that *Desert Mountain Charter SELPA shall have sole discretion* to settle any matter in mediation or due process. *TLCS shall also have sole discretion* to file an appeal from a due process hearing or take other legal action involving any TLCS student necessary to protect its right.” (Page 254, emphasis added.)

**These contradictions created inconsistency throughout the Petition’s special educational program and demonstrates that TLCS does not have a comprehensive understanding of the manner in which special needs students are to be served by the proposed school.**

C. Curriculum and Teaching Methods

**The Petition repeatedly references the incorporation of technology into TLCS’ educational program. Specifically, at pages 6 and 7, the Petition states as a “Key Design Elements in the TLCS Educational Program” that “Technology is incorporated throughout the student’s academic journey to develop digital integrity use and academic success.” Similarly, at pages 14 and 15, the Petition states, “Technology will be incorporated into all subjects as a best practice.” However, the Petition fails to provide further details regarding TLCS proposed use of technology, including providing specifics on the types of devices to be used, classroom setups, or any one-to-one device initiatives.**

**II. THE PETITIONERS ARE DEMONSTRABLY UNLIKELY TO SUCCESSFULLY IMPLEMENT THE PROGRAM SET FORTH IN THE PETITION. [Education Code § 47605(b)(2); CCR Title 5, § 11967.5.1(c)]**

**A. As to TLCS’ financial operational plan, the District staff noted a number of concerns with the budgetary documents submitted with the Petition. For example, District staff found that TLCS’ revenue figures are not realistic because they are based on aggressive yearly increases in Average Daily Attendance (“ADA”) of 100 ADA through the 2022-2023 school year that are generally unsupported. Because TLCS’ budget is dependent on TLCS’ revenue figures, a discrepancy between TLCS’ projected ADA and actual ADA would necessarily impact TLCS’ budget and, therefore, the viability of TLCS’ financial operational plan.**

**B. Interest**

There is no indication of substantial parent/guardian or student interest in and support for the TLCS proposal. The Charter includes no parent signatures of support or any other indicia of interest in and/or support for TLCS by actual potential students and their families, despite the Charter’s indications that the target student population is within the District. The school is not viable without an adequate student population to sustain it both fiscally and educationally.

**C. The limited indemnification provisions included in the Charter do not protect the District from liability, particularly if there is not adequate insurance to allow those indemnification provisions to be enforced.**

**D. Once again, the Petition’s significant oversights, sentence fragments and incoherencies – as well as, verbatim recitation of the law absent evidence that petitioners took care to adapt this material to the TLCS Petition – demonstrate that petitioners are unfamiliar with the contents of their own Charter. For example, Element 10 of the Petition was mostly a restatement of the Education Code suspension and expulsion policies. There are references to a Superintendent, but the petitioner does not intend to employ in that**

**position. Petitioners' apparent failure to perform a cursory review of their Petition prior to submitting the document to the District evidences a lack of care and attention to detail.**

**Additionally, at page 369, the Petition inaccurately states, "By July 1, 2017, TLCS will enter into a memorandum of understanding with the District that will include a provision for TLCS obtaining adequate liability insurance amounts (as determined by the District Risk Management Department), 'hold harmless' language, and naming the District as an 'additional insured.'" To date, no such memorandum of understanding between TLCS and the District has been executed.**

**THE PETITION DOES NOT CONTAIN REASONABLY COMPREHENSIVE DESCRIPTIONS OF ALL ELEMENTS REQUIRED BY LAW. [Education Code § 47605(b)(5); CCR Title 5, § 11967.5.1(f)]**

**E. DESCRIPTION OF THE GOVERNANCE STRUCTURE [Ed. Code, § 47605(b)(5)(D)]**

**1. Conflict of Interests**

The Petition indicates the Charter School will comply with the Political Reform Act (Government Code Sections 87000 et seq.), and only restates Government Code section 1090 in verbatim, with no qualification in the Petition, Bylaws or its Conflict of Interest Policy as to whether TLCS board directors intend to comply with Section 1090's provisions.

**Pertinent provisions of the Conflict of Interest Policy provide:**

**A financial interest is not necessarily a conflict of interest. A person who has a financial interest may have a conflict of interest only if the Board or Executive Committee decides that a conflict of interest exists, in accordance with this policy.**

**After exercising due diligence, the Board or Executive Committee shall determine whether MNA (sic) can obtain with reasonable efforts a more advantageous transaction or arrangement from a person or entity that would not give rise to a conflict of interest.**

**If a more advantageous transaction or arrangement is not reasonably possible under circumstances not producing a conflict of interest, the Board or Executive Committee shall determine by a majority vote of the disinterested directors whether the transaction or arrangement is in TLCS's best interest, for its own benefit, and whether it is fair and reasonable. In conformity with the above determination, it shall make**

**its decision as to whether to enter into the transaction or arrangement.**

**Further, Section 5.1(b) of the Bylaws provides:**

**Specific Powers. Without prejudice to their general powers, the Directors shall have the power to, notwithstanding excludes on removing the Chairman of the Board, Diana Lynn McKee: (emphasis added).**

Government Code section 1090 provides:

(a) Members of the Legislature, state, county, district, judicial district, and city officers or employees shall not be financially interested in *any contract made by them in their official capacity*, or by any body or board of which they are members. Nor shall state, county, district, judicial district, and city officers or employees be purchasers at any sale or vendors at any purchase made by them in their official capacity.

(b) An individual shall not aid or abet a Member of the Legislature or a state, county, district, judicial district, or city officer or employee in violating subdivision (a).

(c) As used in this article, 'district' means any agency of the state formed pursuant to general law or special act, for the local performance of governmental or proprietary functions within limited boundaries. (Emphasis added.)

**As an initial matter, the quoted provision of the Bylaws is confusing. The implication appears to be that the TLCS Board members can never remove Diana McKee as the Chairman of the Board. Further leading to the confusion is the fact that the Charter does not mention that Ms. McKee is a member of the TLCS Board. If she is a member of the TLCS Board, her position as the Executive Director violates the provisions of Government Code 1090. If she is not a member of the TLCS Board, this provision should not be in the Bylaws. The lack of clarity in this crucial provision of the Bylaws impedes the District's ability to determine how the proposed school will be governed.**

**Thus, the terms of the Petition and its Bylaws do not establish that the Petitioners *will* comply with Government Code section 1090. The potential for self-dealing of public funds, combined with the legal and administrative considerations and California public policy considerations all necessitate that the District enforce a policy of requiring charter schools under its authorization not only to pledge that they will comply with all conflict of interests laws that govern public agencies generally, but to have written policies in place that support and demonstrate actual, full compliance.**

**DESCRIPTION OF MEANS TO ACHIEVE A REFLECTIVE RACIAL AND ETHNIC BALANCE [Ed. Code, § 47605(b)(5)(G)]**

2. The Petition states at page 322, “Transforming Lives Charter School will implement an outreach plan that includes, but is not limited to, the following elements or strategies which focus on achieving and maintaining a racial and ethnic balance among students that is reflective of the general population residing in San Bernardino **and the surrounding communities,**” and on page 416, “Together we can make a difference in **Rialto** and the Inland Empire Region.” (Emphasis added.) The Petition thus asserts that TLCS seeks to serve a broader population than District-wide, running afoul of the jurisdictional requirement in Education Code section 47605(b)(5)(G) that the charter describe how it will achieve a racial and ethnic balance among its pupils “that is reflective of the general population *residing within the territorial jurisdiction of the school district* to which the charter petition is submitted.” By seeking to serve students who reside outside the District but within San Bernardino County (in the Inland Empire, City of Rialto, and surrounding regions), the Petition creates the implication that TLCS seeks to serve a much broader population than District-wide; thereby running afoul of the requirement that the Petition “identify a single charter that will operate within the geographic boundaries of that school district.” (Ed. Code, § 47605(a).)

**F. DESCRIPTION OF PUPIL SUSPENSION AND EXPULSION PROCEDURES [Ed. Code, § 47605(b)(5)(J)]**

1. Incoherencies in the Petition’s description of suspension and expulsion procedures suggested that while petitioners may have reviewed the disciplinary procedures and lists of offense applicable to non-charter public schools, they included those provisions in the Charter without any effort to properly incorporate the material to make it applicable to TLCS. For example, Element 10 includes verbatim excerpts of disciplinary provisions in the Education Code that appear inapplicable to TLCS. The Petition also contains numerous references to a Superintendent despite that the Petition does not reference a superintendent” position among other TLCS employment positions such as Principal or Executive Director. The Petitioners appear to have failed to perform even a cursory review of their Petition. Underdeveloped and incoherent elements in the Petition, as demonstrated above, cause concerns that students will not be afforded due process.
2. Other inconsistencies throughout Element 10 of the Petition made it unlikely that prospective parents would be able to gather necessary information about TLCS’ disciplinary procedures from the Petition. For



example, instead of providing a complete and comprehensive description of the appeal rights, the Charter instead states at page 351,  
Contact Danyelle Dickson, Executive Team Member,  
951-212-3231, to obtain more information about the  
Appeals/Reconsideration process and procedures.

Furthermore, there is very limited information in the Charter regarding the makeup of the Administrative Panel or the Appeals/ Reconsideration Panel despite the fact that these panels make the initial and final decision as to whether a student will be expelled from TLCS.

3. In light of these insufficiencies, the Petition fails to indicate that Petitioners considered the procedures and violations applicable to noncharter schools, that they understand them, and that they made reasoned determinations regarding which to follow and which to modify to meet the particular needs of TLCS. (See 5 CCR § 11967.5.1(f)(10)(D).)

**G. DESCRIPTION OF PROCEDURES FOR CHARTER SCHOOL CLOSURE  
[Ed. Code, § 47605(b)(5)(O)]**

California law requires the Petition reasonably describe “procedures to be used if the charter school closes,” which “means, *at a minimum* ... Designation of a responsible entity to conduct closure-related activities [and] ... Transfer and maintenance of all pupil records ... and any special education records to the custody of the responsible entity designated” in the Petition to conduct closure activities. (Ed. Code, § 47605(b)(5)(O); 5 CCR § 11962.) In Charter 1, TLCS did not designate an entity to conduct closure-related activities. Instead, the Petition provided that official action of TLCS’ Board of Directors “*will* also identify an entity and person or persons responsible for closure-related activities.” (Emphasis added.) In Charter 2, the Petition is revised to provide that “The official action will also identify an entity, such as San Bernardino City Unified School District, to receive TLCS student lists by grade level with a record of completed courses and cumulative education files”. The petitioners have had no discussion with the District regarding this issue and the District does not accept this significant responsibility. Accordingly, the Petition continues to fail to provide an entrusted entity to receive the list of TLCS students by grade level and the classes they have completed, as well as their pupil records in event of a school closure.

H. DESCRIPTION OF THE MANNER IN WHICH ANNUAL, INDEPENDENT FINANCIAL AUDITS SHALL BE CONDUCTED, WHICH SHALL EMPLOY GENERALLY ACCEPTED ACCOUNTING PRINCIPLES, AND THE MANNER IN WHICH AUDIT EXCEPTIONS AND DEFICIENCIES SHALL BE RESOLVED TO THE SATISFACTION OF THE CHARTERING AUTHORITY [Ed. Code, § 47605(b)(5)(I)]

1. The TLCS Petition does not present a reasonably comprehensive description of the manner in which annual independent financial audits will be conducted. While the Petition indicates that the School will resolve all audit deficiencies and exceptions to the satisfaction of the District, the Petition also indicates that any disputes will be resolved in accordance with the provisions of the dispute resolution process. The Petition therefore does not meet the minimum requirements for providing a reasonably comprehensive description of the process for the annual independent financial audit.

III. THE CHARTER DOES NOT CONTAIN THE NUMBER OF SIGNATURES REQUIRED BY EDUCATION CODE SECTION 47605(A). [Education Code § 47605(b)(3)]

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

TLCS submitted teacher signatures and no parent signatures in order to meet this requirement. The teacher signature page is noncompliant on its face. As explained above, the Charter Schools Act specifically requires that the teacher signature page include a “prominent statement” that a teacher’s signature thereon “means that the teacher is meaningfully interested in teaching at the charter school.” Additionally, the charter itself is required to be attached to the signature page when the signatures are gathered. The teacher signature page includes no indication that the TLCS Charter was attached at the time signatures were gathered nor does the signature page include the prominent statement that the teacher is “meaningfully interested” in teaching at the charter school. As a result, the petitioners have failed to comply with the minimum prerequisite for submitting a charter to the District Governing Board for review of obtaining signatures

that meet the requirements of the Charter Schools Act.

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

The foregoing resolution was considered, passed, and adopted by the Governing Board at a public meeting of January 23, 2018.

### SESSION ELEVEN

#### 11.0 *Adjournment*

*9:35 pm*

At the May 16, 2017 Board Meeting, the 2017-18 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, February 6, 2018 at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

The District is committed to provide equal access to individuals with a disability to open and public meetings. For information on the availability of disability-related aids or services to enable any person with a disability to participate in a public meeting and/or to request reasonable accommodations, please contact:

Affirmative Action Office  
777 North F Street  
San Bernardino, CA 92410  
(909) 381-1122  
(909) 381-1121 fax  
Office Hours: Monday - 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 19, 2018