



**AGENDA INDEX FOR THE**  
**SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT**

**Regular Meeting of the Board of Education**

**Multi-Purpose Room**  
**Indian Springs High School**  
**650 N. Del Rosa Dr.**  
**San Bernardino, California**

---

**DR. BARBARA FLORES**  
Board Member

**ABIGAIL MEDINA**  
President

**YOSELIN MAYORAL**  
Student Board Member

**MICHAEL J. GALLO**  
Board Member

**GWENDOLYN RODGERS**  
Vice President

**CAZZMIRR MIDDLETON**  
Student Board Member

**DR. MARGARET HILL**  
Board Member

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

**JHUNELYN PARAFINA**  
Student Board Member

**DANNY TILLMAN**  
Board Member

**GREGORY WEIDLER**  
Student Board Member

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

---

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

**September 4, 2018**

**Estimated Times**

**SESSION ONE**

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

1.1 Call to Order

1.2 Pledge of Allegiance

1.3 Adoption of Agenda

1.4 Inspirational Message – Mrs. Abigail Medina

1.5 Swearing-In Ceremony for the 2018-2019 Student Board Members

1.6 Closed Session Public Comments

**SESSION TWO**

**2.0 Closed Session** **5:45 pm**

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

**Anticipated Litigation**

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

Number of Cases: One

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



**SESSION SEVEN**

- 7.0 *Student Achievement* 7:45 pm
- 7.1 Community Report Card

**SESSION EIGHT**

- 8.0 *Reports and Comments* 8 :30 pm
- 8.1 Report by San Bernardino Teachers Association
- 8.2 Report by California School Employees Association
- 8.3 Report by Communications Workers of America
- 8.4 Report by San Bernardino School Police Officers Association
- 8.5 Comments by Board Members
- 8.6 Comments by Superintendent and Staff Members

**SESSION NINE**

- 9.0 *Consent Calendar* 9:15 pm

**BOARD OF EDUCATION**

- 9.1 Approval of Minutes

**BUSINESS SERVICES**

- 9.2 Federal/State/Local District Budgets and Revisions
- 9.3 Notice of Completion, Bid No. F18-06, Richardson Snack Shack (Nutrition Facility) – HVAC Replacement

**CONTINUOUS IMPROVEMENT**

- 9.4 Ratification of the Agreement with Choreography By Joselyn, San Bernardino, CA to Develop the Color Guard Choreography for the Indian Springs High School Marching Band
- 9.5 Ratification of the Agreement with Devereux Advanced Behavioral Health, Kennesaw, GA, to Provide Nonpublic, Nonsectarian School/Agency Services to District Special Education Students
- 9.6 Ratification of the Renewal of the Consultant Services Agreement with Kristine S. Kaufman, Upland, CA, to Provide Consulting Services and Assistance to the Special Education Department
- 9.7 Renewal of the Agreement with Priscilla’s Helping Hands, Inc., San Bernardino, CA, to Provide After-School Tutoring Program at Hunt Elementary School

***EDUCATIONAL SERVICES***

- 9.8 Agreement with International Center for Leadership in Education, Greenwood Village, CO, to Provide Professional Development on Houghton Mifflin Harcourt Collections and Holt McDougal Online Resources
- 9.9 Ratification of the Agreement with San Bernardino Community College District, San Bernardino, CA, to Purchase Required College Textbooks for Middle College High School Students for their Lending Library
- 9.10 Ratification of the Agreement with San Bernardino Community College District, San Bernardino, CA, to Provide Opportunities and Services to Students and Staff at Middle College High School
- 9.11 Ratification of the Agreement with San Bernardino Community College District, San Bernardino, CA, to Provide Collaborative Activities for Middle College High School Students
- 9.12 Ratification of the Renewal of the Agreement with AVID Center, Los Angeles, CA, for AVID College Readiness System Services and Products for Elementary and Secondary AVID Member School Sites
- 9.13 Ratification of the Renewal Agreement with San Bernardino Community College District, San Bernardino, CA, for Middle College High School Staff to Participate in the Middle College National Consortium
- 9.14 Ratification of the Renewal of the License Agreement with the San Joaquin County Office of Education, Stockton, CA, to Provide Access to the Student Success Team System Management System
- 9.15 Renewal of the Agreement with Creative Leadership Solutions, LLC, Boston, MA, to Provide Onsite Professional Learning and Development to Teachers
- 9.16 Renewal of the Agreement with Lindsey Gunn, Ph.D., Oxford, MS, to Facilitate a Series of Sessions Designed to Gather Relevant Information from Student Members of the Superintendent's Student Advisory Council

***HUMAN RESOURCES***

- 9.17 Extended Field Trip, Kimbark Elementary School, Arrowhead Ranch Outdoor Science School, Lake Arrowhead, CA
- 9.18 Extended Field Trip, San Geronio High School, Jobs for Arizona's Graduates State Leadership Conference, Scottsdale, AZ
- 9.19 Payment of Master Teachers – California State University San Bernardino
- 9.20 Ratification of the Consultant Services Agreement with Leadership Associates, LLC, La Quinta, CA, to Provide Services to Human Resources

***STUDENT SERVICES***

- 9.21 Agreement with Athena Software, Ontario, Canada, to Provide Software Licenses
- 9.22 Agreement with Borrego Community Health Foundation, San Bernardino, CA, to Provide Presentations on Eligibility Programs and Healthcare Services to District Families

Board of Education Meeting  
September 4, 2018

- 9.23 Agreement with Concordia University, School of Education, Irvine, CA for the District to Provide Practicum/Fieldwork Experience for the University's School Counselor Candidates
- 9.24 Agreement with Funn Psychotherapy & Consultation Services, San Bernardino, CA, to Provide Violence and Crisis Intervention Services to District Students
- 9.25 Agreement with Inland Empire SRA, San Bernardino, CA, to Provide Officials for the 2019 Middle School Soccer League
- 9.26 Agreement with Scripps Performing Arts, Inc., San Diego, CA, to Provide a Series of Film Making Classes and Movie Wizards Through the CAPS After School Program at Arroyo Valley High School
- 9.27 Agreement with Young Visionaries Youth Leadership Academy, San Bernardino, CA, to Provide the Student Achievement Program at District School Sites
- 9.28 Business and Inservice Meetings - Student Services
- 9.29 Extended Field Trip, Cajon High School, the Jack Howe California State University - Long Beach Invitational Speech and Debate Tournament, Long Beach, CA
- 9.30 Facilities Use Agreement with the DoubleTree by Hilton, San Bernardino, CA, to Host the 2018 Fall Student Wellness Symposium
- 9.31 Payment for Course of Study Activity - Student Services
- 9.32 Ratification of the Agreement with Loma Linda University, Loma Linda, CA for Clinical Practical Learning Experience for Students in the University's Communication Sciences and Disorders Department
- 9.33 Ratification of the Agreement with SAC Health System, San Bernardino, CA to Provide School-Based Health Center Services for District Students and Families
- 9.34 Ratification of the Facilities Use Agreement with Rancho Valley Volleyball Club, San Bernardino, CA, for Use of the Pearce Sport Center Volleyball Courts for the Middle School Sports Program
- 9.35 Ratification of the Renewal of the Agreement with Inland Volleyball Officials Association, Fontana, CA, to Provide Officials for the Middle Schools Volleyball Games
- 9.36 Renewal of the Agreement with Albert Thomas, Highland, CA, to Provide Mentoring and Coaching Services to Students at Bing Wong Elementary School
- 9.37 Renewal of the Agreement with Center for Youth and Community Development (Assigned from Boys & Girls Club of San Bernardino), San Bernardino, CA, to Provide Additional Staffing and Comprehensive Management and Supervision of the Before- and Afterschool CAPS Programs
- 9.38 Renewal of the Agreement with Center for Youth and Community Development (Assigned from Boys & Girls Club of San Bernardino), San Bernardino, CA, to Provide Comprehensive Management and Supervision of the Before- and Afterschool CAPS Programs at Eight Elementary Schools and Four Middle Schools
- 9.39 Renewal of the Agreement with Charles J. E. Allen, Riverside, CA, to Provide Umpires to Officiate Softball Games for the CAPS Middle School Sports Program
- 9.40 Renewal of the Agreement with Children's Resources, Inc., Fontana, CA, to Provide a Series of Parent Workshops
- 9.41 Renewal of the Agreement with Ecclesia Christian Fellowship, San Bernardino, CA, to Provide Additional Staffing and Comprehensive Management and Supervision of the Before- and Afterschool CAPS Programs

- 9.42 Renewal of the Agreement with Educational Achievement Services, Inc., Las Vegas, NV, to Provide the Family Leadership Institute, Train the Trainer and Licensing Agreement
- 9.43 Renewal of the Agreement with Joanny Dianne Martinez, Fontana, CA, to Provide Interpretation Services at Various Community Meetings
- 9.44 Renewal of the Agreement with Keith B. Weeks Enterprises, San Bernardino, CA, to Provide Officials for the 2019 Middle School Basketball League
- 9.45 Renewal of the Agreement with Project Life Impact, San Bernardino, CA, to Provide Additional Staffing and Comprehensive Management and Supervision of the Before- and Afterschool CAPS Programs
- 9.46 Renewal of the Agreement with San Bernardino County Superintendent of Schools, San Bernardino, CA, for the AB 212 Educational Stipend Program
- 9.47 Renewal of the Agreement with Scripps Performing Arts, Inc., San Diego, CA, in Partnership with Tony Plana to Provide a Musical Theatre Program at Eight District Schools
- 9.48 Renewal of the Agreement with Sixtyone Golf, Los Angeles, CA, to Provide Golf Instruction at Eight District School Sites
- 9.49 Renewal of the Agreement with YMCA of the East Valley, San Bernardino, CA, to Provide Additional Staffing and Comprehensive Management and Supervision of the Before- and Afterschool CAPS Programs
- 9.50 Renewal of the Agreements with Service Providers Asian American Resource Center, San Bernardino, CA, Center for Youth and Community Development (Assigned from Boys & Girls Club of San Bernardino), San Bernardino, CA, Lutheran Social Services of Southern California, San Bernardino, CA, First Congregational Church, San Bernardino, CA, and St. John's Community Success Center, San Bernardino, CA, for Community Based Homework Centers
- 9.51 Student(s) Recommended for Suspension or Expulsion (Excluding Mandatory Offenses), but Remanded to Youth Court for Other Means of Correction.
- 9.52 Student(s) Recommended for Suspension, but Remanded Back to School Sites or had Suspensions reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction
- 9.53 Student(s) Recommended for Expulsion, but Remanded Back to the School Sites Due to Errors of Due Process, Lack of Evidence and/or Availability of Other Means of Correction
- 9.54 Petition to Expunge, Rescind, or Modify Youth Court or Expulsion

## SESSION TEN

### **10.0 Action Items**

**9:20 pm**

- 10.1 Personnel Report #5, Dated September 4, 2018
- 10.2 Ratification of Memorandum of Understanding Between San Bernardino City Unified School District and Certain Charter Schools for Police Services
- 10.3 Resolution Approving the Implementation of the Prequalification of Construction Contractors, in Compliance with Public Contract Code Sections 20111.5 and 20111.6
- 10.4 Amendment to Board Policy 1330 Civic Center Act (First Reading)

- 10.5 San Bernardino City U.S.D. Resolution for Exemption to the Separation-From-Service Requirement pursuant to Section 24214.5 or 26812 of the Education Code – Mario Martinez
- 10.6 San Bernardino City U.S.D. Resolution for Exemption to the Separation-From-Service Requirement pursuant to Section 24214.5 or 26812 of the Education Code – Hershey McChesney
- 10.7 San Bernardino City U.S.D. Resolution for Exemption to the Separation-From-Service Requirement pursuant to Section 24214.5 or 26812 of the Education Code – Martha Servin
- 10.8 Board On-Going Initiatives
- 10.9 Board Top 10
- 10.10 Board Follow Up
- 10.11 Future Agenda Items

**SESSION ELEVEN**

- 11.0** *Summary of Board Requests* **9:25 pm**

**SESSION TWELVE**

- 12.0** *Adjournment* **9:30 pm**

At the May 1, 2018 Board Meeting, the 2018-19 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, September 18 at 5:30 p.m. in the Performing Arts Theater, Indian Springs High School, 650 N. Del Rosa Dr., 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.





**AGENDA FOR THE  
SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT**

**Regular Meeting of the Board of Education**

**Multi-Purpose Room  
Indian Springs High School  
650 N. Del Rosa Dr.  
San Bernardino, California**

**DR. BARBARA FLORES**  
Board Member

**ABIGAIL MEDINA**  
President

**YOSELIN MAYORAL**  
Student Board Member

**MICHAEL J. GALLO**  
Board Member

**GWENDOLYN RODGERS**  
Vice President

**CAZZMIRR MIDDLETON**  
Student Board Member

**DR. MARGARET HILL**  
Board Member

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

**JHUNELYN PARAFINA**  
Student Board Member

**DANNY TILLMAN**  
Board Member

**GREGORY WEIDLER**  
Student Board Member

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

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

**September 4, 2018**

**Estimated Times**

**SESSION ONE**

**1.0 Opening**

**5:30 pm**

**1.1 Call to Order**

**1.2 Pledge of Allegiance**

The Pledge of Allegiance to the Flag of the United States will be led by out-going Miss Cardinal, Kimberly Leonardo, 2018 graduate of San Bernardino High School. During her reign she attended more than 75 events and did over 1000 hours of community service. On September 15 at the Sturges Center for the Performing Arts, Kimberly will crown her successor.

**1.3 Adoption of Agenda**

**1.4 Inspirational Message – Mrs. Abigail Medina**

**1.5 Swearing-In Ceremony for the 2018-2019 Student Board Members**

Yoselin Mayoral, Arroyo Valley High School; Cazzmirr Middleton, San Gorgonio High School; Jhunelvn Parafina, San Bernardino High School; and --Gregory Weidler, Pacific High School will be sworn in as student board members for the 2018-19 school year.

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

1.6 Closed Session Public Comments

This is the time that members of the public will be provided an opportunity to directly address the Board about any item described under this Closed Session. Comments are limited to five minutes or less. Individuals with comments on any other subject matter within the Board's jurisdiction may address those during the regularly scheduled Public Comments later in the agenda.

**SESSION TWO**

2.0 *Closed Session* 5:45 pm

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

**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:

**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**

Title: Elementary School Principal

**Public Employee Discipline/Dismissal/Release**

**Student Matters/Discipline**

*Reconvene Open Session*

**SESSION THREE**

3.0 *Action Reported from Closed Session* 6:30 pm

**SESSION FOUR**

**4.0 *Special Presentation(s)***

**6:35 pm**

**4.1 Resolution Declaring Clean Air Day  
(Prepared by Communications/Community Relations)**

WHEREAS it is vital that the San Bernardino City Unified School District protect the health and well-being of children who are the future for our community; and

WHEREAS emissions from vehicle idling contribute significantly to air pollution, increase rates of cancer and heart and lung diseases, which adversely affect health, especially for children whose lungs are still developing;

THEREFORE, BE IT RESOLVED that the San Bernardino City Unified School District declares October 3, 2018, as Clean Air Day and encourages all schools and offices to participate in activities that promote clean air for all and raise awareness to the detrimental effects of vehicle idling.

**4.2 Resolution in Commemoration of *Dieciseis de Septiembre*  
(Prepared by Communications/Community Relations)**

WHEREAS the 16<sup>th</sup> of September is an important date in the history of Mexico that marks the anniversary of the issuance of the *Grito de Dolores* in which Father Miguel Hidalgo defied Spain and called for freedom and justice for the common man; and

WHEREAS this date of historical significance for Mexican people and others of Latin American ancestry is celebrated by many members of this community, including students of the San Bernardino City Unified School District;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District duly notes the celebration of *Dieciseis de Septiembre* and directs appropriate activities for its observance take place in the schools of the District.

**4.3 Resolution in Recognition of Native American Day  
(Prepared by Communications/Community Relations)**

WHEREAS the Southern California region was home to many generations of native peoples with distinct cultures and traditions that bound them to the Earth and its inhabitants; and

WHEREAS September 28, 2018, is Native American Day, a day celebrated in California for many years by its 107 federally recognized Indian tribes; and

WHEREAS educational leaders throughout the region are encouraged to involve themselves and their schools in a statewide focus on improving the education provided to our children about the local, indigenous tribes of Southern California;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District duly notes the celebration of Native American Day and encourages all educators to commemorate this day with appropriate instructional activities.

4.4 Resolution in Support of California High School Voter Education Weeks  
(Prepared by Communications/Community Relations)

WHEREAS the right to vote is a fundamental underpinning of democracy, one that must be personally cherished, practiced, and championed as a civic duty; and

WHEREAS young people play a critical role in our democracy by helping to choose the people who will lead us and by voicing their opinions on the issues that are more important to them; and

WHEREAS California now has an online tool that allows eligible 16- and 17-year olds to pre-register to vote and then automatically become active voters once they turn 18, and by reaching out early and often to students, we can help them develop a strong and lasting appreciation for the value of voting, and

THEREFORE, BE IT RESOLVED, that the Board of Education of the San Bernardino City Unified School District declares September 16–29, 2018, and April 14-27, 2019, as High School Voter Education Weeks and encourages District schools to participate in activities that help register and pre-register eligible students to vote, while encouraging others to become informed citizens committed to being active voters once they reach voting age.

**SESSION FIVE**

5.0 *Student Board Members' Comments* **6:45 pm**

**SESSION SIX**

6.0 *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 Multi-Purpose Room, Indian Springs High School, prior to the start of the Board Meeting.

When recognized, please step to the podium, give your name, and limit your comments to five minutes or less. For public comments by six or more individuals on any one topic, the time limit is 30 minutes. Please monitor your time.

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 SEVEN**

**7.0**    *Student Achievement* **7:45 pm**

7.1    Community Report Card  
(Prepared by Communications/Community Relations)

Dr. Harold Vollkommer, Deputy Superintendent, Dr. Kennon Mitchell, Assistant Superintendent, Educational Services, and Linda Bardere, Director, Communications/Community Relations Department will provide an update on the new Community Report Card.

### **SESSION EIGHT**

**8.0**    *Reports and Comments* **8 :30 pm**

8.1    Report by San Bernardino Teachers Association

8.2    Report by California School Employees Association

8.3    Report by Communications Workers of America

8.4    Report by San Bernardino School Police Officers Association

8.5    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.

8.6    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 NINE**

**9.0 Consent Calendar**

**9:15 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**

**9.1 Approval of Minutes**  
(Prepared by Superintendent’s Office)

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on July 24, 2018 be approved as presented.

**BUSINESS SERVICES**

**9.2 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:

Program	Unrestricted/ Restricted	Resource	Account	Fund	Increase/(Decrease) Amount
Carl D. Perkins Career and Technical Education Improvement Act of 2006	Restricted	3550	512	01	\$37,336.00
An increase in the amount of \$37,336.00 will result in a revised budget total of \$685,356.00.					
Title III Immigrant Student Program	Restricted	4201	543	01	(\$48,797.00)
A reduction in the amount of \$48,797.00 will result in a revised budget total of \$.00 The eligibility requirements include a minimum 2017 immigrant count of 21 and at least a 2% growth over the average of the immigrant counts in 2015 and 2016. We did not demonstrate a 2% growth resulting in funding being eliminated.					
CalEd Grant	Restricted	9085	334	01	\$866,050.00
The grant will focus on the induction, mentoring and development of school leaders.					

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

- 9.3 Notice of Completion, Bid No. F18-06, Richardson Snack Shack (Nutrition Facility) – HVAC Replacement  
(Prepared by Facilities/Operations)

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F18-06, Richardson Snack Shack (Nutrition Facility) – HVAC Replacement School, for the work awarded to and completed by the Contractor listed below.

Allison Mechanical, Inc.  
1968 Essex Court  
Redlands, CA 92373

BE IT FURTHER RESOLVED that Abigail Medina, President, Board of Education, be authorized to execute the Notice of Completion.

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

#### ***CONTINUOUS IMPROVEMENT***

- 9.4 Ratification of the Agreement with Choreography By Joselyn, San Bernardino, CA to Develop the Color Guard Choreography for the Indian Springs High School Marching Band  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves ratification of the agreement with Choreography By Joselyn, San Bernardino, CA to develop the Color Guard choreography, including drill design, flag choreography, rifle choreography, and dance routines for three full movements of the field show, for the Indian Springs High School Marching Band, effective July 1, 2018 – June 30, 2019. The total cost, not to exceed \$2,000.00, will be paid from the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419. **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, Continuous Improvement

- 9.5 Ratification of the Agreement with Devereux Advanced Behavioral Health, Kennesaw, GA, to Provide Nonpublic, Nonsectarian School/Agency Services to District Special Education Students  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves ratification of the agreement with Devereux Foundation dba Devereux Advanced Behavioral Health, Kennesaw, GA, to provide nonpublic school services at Devereux Academy, residential services at a daily rate of \$368.31, mental health services at a daily rate of \$190.57, and other approved related services at agreed-upon rates to identified District special education students, primarily Emotionally Disturbed (ED) students, effective July 1, 2018 – June 30, 2019. The cost will be paid from the Restricted General Fund - Special Education, Mental Health Services, 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, Continuous Improvement

- 9.6 Ratification of the Renewal of the Consultant Services Agreement with Kristine S. Kaufman, Upland, CA, to Provide Consulting Services and Assistance to the Special Education Department  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves ratifying and renewing the consultant services agreement with Kristine S. Kaufman, Upland, CA, to assist the Special Education Department staff with the closing activities that resulted from the Special Education Verification Review and with the new requirements for Special Education's current disproportionality status, effective July 1, 2018 – June 30, 2021. Services provided at a rate of \$80.00 per hour for a total cost, not to exceed \$42,000.00 annually, 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, Continuous Improvement

- 9.7 Renewal of the Agreement with Priscilla's Helping Hands, Inc., San Bernardino, CA, to Provide After-School Tutoring Program at Hunt Elementary School  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Priscilla's Helping Hands, Inc., (PHH) San Bernardino, CA, to provide an after-school

tutoring program to 200 students in grades 3-5 at Hunt Elementary School, effective September 5, 2018 – June 6, 2019. PHH will provide two (2) paid interns to assist students with homework, arts and crafts projects, and physical play. The interns will be selected from students at California State University, San Bernardino and/or college graduates. The cost, not to exceed \$10,000.00, will be paid from the Restricted General Fund –After School Education and Safety Program, Account No. 459. **Requester: Site**

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

Requester: Principal, Hunt Elementary School  
Approver: Assistant Superintendent, Continuous Improvement

### ***EDUCATIONAL SERVICES***

- 9.8 Agreement with International Center for Leadership in Education, Greenwood Village, CO, to Provide Professional Development on Houghton Mifflin Harcourt Collections and Holt McDougal Online Resources  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with International Center for Leadership in Education, Greenwood Village, CO, to provide two full-days of on-site professional development on Houghton Mifflin Harcourt Collections and Holt McDougal Online resources for 40 teachers at a cost per teacher of \$147.50, effective September 5 – December 3, 2018. The training will enrich daily instruction by applying knowledge of Collections program organization and pedagogy. The cost, not to exceed \$5,900.00 will be paid from the Restricted General Fund – College Readiness Block Grant, Account No. 409.

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

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

- 9.9 Ratification of the Agreement with San Bernardino Community College District, San Bernardino, CA, to Purchase Required College Textbooks for Middle College High School Students for their Lending Library  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves ratification of the agreement with San Bernardino Community College District, San Bernardino, CA, to purchase required college textbooks for inclusion in the Middle College High School “Textbook Lending Library”. Students will be allowed to check out resources for the semester free of charge and return them upon completion of the class during the current academic school year, effective August 1 – May 31, 2018. The San Bernardino Community College Chancellor’s grant will pay Middle College High School’s participation costs in

the amount of \$15,000.00. **There is no cost to the District. Requester: Site.**

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

Requester: Principal, Middle College High School  
Approver: Assistant Superintendent, Educational Services

- 9.10 Ratification of the Agreement with San Bernardino Community College District, San Bernardino, CA, to Provide Opportunities and Services to Students and Staff at Middle College High School  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves ratification of the agreement with San Bernardino Community College District, San Bernardino, CA, to provide staff collaboration, support and supervision of students for college courses, support specific AVID and student development courses including working with college instructors and programs, effective September 1, 2018 – June 30, 2019. The San Bernardino Community College Chancellor's grant will pay Middle College High School's participation costs in the amount of \$3,000.00. **There is no cost to the District. Requester: Site.**

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

Requester: Principal, Middle College High School  
Approver: Assistant Superintendent, Educational Services

- 9.11 Ratification of the Agreement with San Bernardino Community College District, San Bernardino, CA, to Provide Collaborative Activities for Middle College High School Students  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves ratification of the agreement with San Bernardino Community College District, San Bernardino, CA, to provide 300 Middle College High School students opportunities to visit and participate in collaborative activities on college campuses and expose students to cultural and academic events, as well as college trips/cultural events for all grade levels (9-12) which includes transportation to the 9<sup>th</sup> grade Etiquette event, effective September 1, 2018 – May 22, 2019. The San Bernardino Community College Chancellor's grant funding will pay Middle College High School's participation costs in the amount of \$10,500.00. **There is no cost to the District. Requester: Site**

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

Requester: Principal, Middle College High School  
Approver: Assistant Superintendent, Educational Services

- 9.12 Ratification of the Renewal of the Agreement with AVID Center, Los Angeles, CA, for AVID College Readiness System Services and Products for Elementary and Secondary AVID Member School Sites  
(Prepared by Business Services)

BE IT RESOVED that the Board of Education approves ratification of the renewal of the agreement with AVID Center, Los Angeles, CA, for AVID College Readiness System Services and Products for elementary and secondary AVID member school sites, effective July 1, 2018 - June 30, 2019. The AVID College Readiness System membership includes a license to use the AVID Trademarks to promote the AVID Member Sites' implementation, to use and implement the AVID Methodologies, and to copy the student activity sheets from the AVID Materials for educational purposes relating to AVID. The cost, not to exceed \$161,498.00, will be paid from Unrestricted General Fund – Local Control Accountability Plan, Account No. 419.

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

Requester: Director, Elementary Instruction  
Approver: Assistant Superintendent, Educational Services

- 9.13 Ratification of the Renewal Agreement with San Bernardino Community College District, San Bernardino, CA, for Middle College High School Staff to Participate in the Middle College National Consortium  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves ratification of the renewal agreement with San Bernardino Community College District, San Bernardino, CA, for the Middle College High School principal to assign and register staff members to participate in the Middle College National Consortium or other specifically dual enrollment staff development opportunities, effective September 1, 2018 – June 30, 2019. The San Bernardino Community College Chancellor's grant will pay Middle College High School's participation costs in the amount of \$4,000.00. **There is no cost to the District. Requester: Site**

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

Requester: Principal, Middle College High School  
Approver: Assistant Superintendent, Educational Services

- 9.14 Ratification of the Renewal of the License Agreement with the San Joaquin County Office of Education, Stockton, CA, to Provide Access to the Student Success Team System Management System  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves ratification of the renewal agreement of the license agreement with the San Joaquin County Office of Education, Stockton, CA, to provide access to the Student Success Team System Management System (SST) for use by schools in formulating, updating, tracking, storing and reporting on pupil records and 504 forms, effective July 1, 2018 – June 30, 2021. The cost, not to exceed \$53,152.00 annually, payable at the cost of \$1.00 per student, for a total of 53,152 students, will be paid from the Unrestricted General Fund – Local Control Accountability Plan, Account No. 419.

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

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

- 9.15 Renewal of the Agreement with Creative Leadership Solutions, LLC, Boston, MA, to Provide Onsite Professional Learning and Development to Teachers  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Creative Leadership Solutions, LLC, Boston, MA, to provide nine (9) days of professional learning with Dr. Douglas Reeves on support teacher-identified effective practices through the use of the “science fair” learning exposition, understanding and applying research on improved achievement and equity in high poverty systems, and building leaders in implementing effective practices at every level, for elementary and secondary teachers and administrators attending the District’s Professional Learning and Collaboration Conference at a cost of \$7,425.00 per day, effective September 25, 2018 – June 30, 2019. The professional learning includes a full year of follow up and implementation support through conference calls and webinars. The cost for services, not to exceed \$66,825.00, will be paid from Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419 and Restricted Account No. 409.

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

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

- 9.16 Renewal of the Agreement with Lindsey Gunn, Ph.D., Oxford, MS, to Facilitate a Series of Sessions Designed to Gather Relevant Information from Student Members of the Superintendent's Student Advisory Council  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Lindsey Gunn, Ph.D., Oxford, MS, to facilitate a series of six (6) sessions designed to gather relevant thoughts, opinions, and feelings from approximately 100 student members of the Superintendent's Student Advisory Council. Dr. Gunn will also collaborate with District staff in designing session frameworks and analyzing results, effective October 1, 2018 – June 30, 2019. The cost per session is \$4,000.00 and estimated travel expenses not to exceed \$12,000.00. The cost, not to exceed \$36,000.00, 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, to sign all related documents.

Requester: Director, Categorical Programs

Approver: Assistant Superintendent, Educational Services

### ***HUMAN RESOURCES***

- 9.17 Extended Field Trip, Kimbark 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 66 Kimbark Elementary School students and 7 District employees, to attend the Arrowhead Ranch Outdoor Science School, Lake Arrowhead, CA, September 17 - 21, 2018. Students' participation in the Outdoor Science School will expose them to the Next Generation Science Standards (NGSS) taught from Kindergarten through 5<sup>th</sup> grade. It is an excellent hands-on review for the California State 5<sup>th</sup> grade science test. Students study topics including geology, plant and animal adaptations, photosynthesis, ecosystems, as well as ecology, recycling, composting, and human impact on the earth as part of the site's environmental science magnet. The cost of the trip, not to exceed \$13,600.00, including meals and lodging, will be paid from Kimbark Elementary School Account No. 612 and ASB Account. Transportation provided by Durham School Services, not to exceed \$2,000.00, will be paid from Kimbark Elementary School Account No. 612. 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, Kimbark Elementary School

Approver: Assistant Superintendent, Human Resources

- 9.18 Extended Field Trip, San Gorgonio High School, Jobs for Arizona’s Graduates State Leadership Conference, Scottsdale, AZ  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the extended field trip for 10 San Gorgonio High School students and 1 District employee to attend the Jobs for Arizona’s Graduates (JAG) State Leadership Conference, Scottsdale, AZ, from September 12 - 13, 2018. The JAG program and course is based on career development competencies. The students selected to participate in this conference are elected officers of the JAG Career Association and will focus on the following leadership and self-development competencies so that they may return to campus, fulfill their elected roles, and instruct other members. The cost of the trip, not to exceed \$6,500.00, including meals and lodging, will be paid from San Gorgonio High School JAG Grant Account No. 332. Transportation provided by Empire Transportation Services, not to exceed \$4,000.00 will be paid from San Gorgonio High JAG Grant Account No. 332. 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, San Gorgonio High School  
Approver: Assistant Superintendent, Human Resources

- 9.19 Payment of Master Teachers – California State University San Bernardino  
(Prepared by Human Resources)

BE IT RESOLVED that the District is in receipt of check number 465767 from California State University San Bernardino in the amount of \$5834.50. The District has an agreement with Cal State University San Bernardino to allow university students to do Educational Field Work in the District, under assigned master teachers, for which the District is paid an honorarium. The District wishes to pay this honorarium to the master teachers.

BE IT FURTHER RESOLVED that the Board of Education approves payment for services as a master teacher during the Winter 2018, as provided for in the agreement with California State University San Bernardino, as follows:

Patterson, Bridgette	\$166.70	Cervantes, Isabel	\$166.70
Phillips, Constance	\$166.70	Sagasta, Gerry	\$166.70
Evanson, Jessica	\$166.70	Kalu, Chidinma	\$166.70
Harnicheck, Melisa	\$166.70	Basco, Kelly	\$166.70
Eatinger, William	\$166.70	Neighbours, Lynn	\$166.70
Gadsby, Magda	\$166.70	Mercado, Kristine	\$166.70
Hinkleman, John	\$166.70	Reynoso, Hortencia	\$166.70
Spencer-Crabbe, Melinda	\$166.70	Flanagan, Abbie	\$ 83.35
Brinkerhoff, Amy	\$166.70	Villareal, Mary	\$ 83.35
Leader, Kristine	\$166.70	Alba, Maribel	\$166.70
Skinner, James	\$166.70	West, Yazmeen	\$166.70

Board of Education Meeting  
September 4, 2018

Painter, Treg	\$166.70	Gondos, Jimmy	\$166.70
Garcia Gonzales, Yeraldin	\$166.70	Tacchia, Mischa	\$166.70
Barthel, Christina	\$166.70	Baragone, Gina	\$166.70
Ballestar, Milagros	\$166.70	Baragone, Gina	\$166.70
Macias, Giovanni	\$166.70	Lucore, Richard	\$166.70
Delgado, John	\$166.70	Ryker, Ryan	\$166.70
Oyinsan, Olusola	\$167.70	Magdaleno, Rayna	\$166.70

Requester: Director, Employee Development

Approver: Assistant Superintendent, Human Resources

9.20 Ratification of the Consultant Services Agreement with Leadership Associates, LLC, La Quinta, CA, to Provide Services to Human Resources  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves ratification of the consultant services agreement with Leadership Associates, La Quinta, CA, to support the enhancement of the leadership capacity of the members of the Human Resources team; assist in developing high-quality collaboration of the Human Resources Division; provide support and advisement to the Assistant Superintendent; and participate in the review of departmental systems and role functions, effective July 1, 2018 – June 30, 2019. The total cost, not to exceed \$18,600.00, will be paid from the Unrestricted General Fund – Personnel Services, Account No. 070.

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

Requester/Approver: Assistant Superintendent, Human Resources

***STUDENT SERVICES***

9.21 Agreement with Athena Software, Ontario, Canada, to Provide Software Licenses  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with Athena Software, Ontario, Canada, effective September 20, 2018 - June 30, 2019, to provide web-based counseling software for confidential case file management required to be maintained by the District's Help, Empower & Advocate Resilience through Therapy (HEART) team. The licenses will be purchased for 10 counselors, at a cost of \$1,025.00 per license, and an administrative fee of \$2,500.00. A total not to exceed cost of \$12,750.00, will be paid from Restricted General Fund, Prepare and Prevent Grant, Account No. 518

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

Requester: Director, Student Wellness and Support Services

Approver: Assistant Superintendent, Student Services

- 9.22 Agreement with Borrego Community Health Foundation, San Bernardino, CA, to Provide Presentations on Eligibility Programs and Healthcare Services to District Families  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with Borrego Community Health Foundation, San Bernardino, CA, to provide presentations on eligibility programs and healthcare services to District families, effective September 5, 2018 – June 30, 2019. Borrego Community Health Foundation will provide outreach tables at the Family Engagement Centers and attend open house and other community events sponsored by the District. **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, Family Engagement Office  
Approver: Assistant Superintendent, Student Services

- 9.23 Agreement with Concordia University, School of Education, Irvine, CA for the District to Provide Practicum/Fieldwork Experience for the University's School Counselor Candidates  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with Concordia University, School of Education, Irvine, CA, for the District to provide practicum/fieldwork experience for the University's school counselor candidates, effective September 20, 2018 – June 30, 2021. The District will cooperate with and assist in the planning and implementation of the program. **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, Student Wellness & Support Services  
Approver: Assistant Superintendent, Student Services

- 9.24 Agreement with Funn Psychotherapy & Consultation Services, San Bernardino, CA, to Provide Violence and Crisis Intervention Services to District Students  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with Funn Psychotherapy & Consultation Services, San Bernardino, CA, to provide violence and crisis intervention services to District students after school and on weekends, including Teen Violence Prevention Program, for up to 560 District students, effective September 5, 2018 – June 30, 2019. The Programs will focus on increasing awareness and knowledge of mental illness and suicide, social/emotional wellness, how to create action plans, available resources, and coping skills to decrease chances of

violent behavior. **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, Alternative Programs  
Approver: Assistant Superintendent, Student Services

- 9.25 Agreement with Inland Empire SRA, San Bernardino, CA, to Provide Officials for the 2019 Middle School Soccer League  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with Inland Empire SRA, San Bernardino, CA, to provide two officials per game for a total of 120 middle school soccer games at a cost per game of \$75.00 for 165 students, effective January 14 – March 22, 2019. The cost, not to exceed \$9,000.00 will be paid from the Unrestricted General Fund – Intermediate Sports Program, Account No. 209.

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

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

- 9.26 Agreement with Scripps Performing Arts, Inc., San Diego, CA, to Provide a Series of Film Making Classes and Movie Wizards Through the CAPS After School Program at Arroyo Valley High School  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the agreement with Scripps Performing Arts, Inc., San Diego, CA, in conjunction with Tony Plana to provide Movie Wizards through the CAPS After School Program at Arroyo Valley High School for 40 students. The program will provide approximately 94 hours of instruction per semester, giving a total of approximately 188-hours of instruction during the school year, effective September 5, 2018 – June 30, 2019. The program investment includes all program costs: instructional, prep time, curriculum, staffing, materials, scripts, music, equipment, program planning and delivery at a fee of \$10.00 per hour, per student for a total cost of \$75,200.00. The cost for the Development – Educational – Presentation package is \$24,200.00 which includes additional instructional time, editing, curriculum edits, script edits, prep time, theatre staffing, materials, performance T-shirt, and theatre rental, and Equipment rental cost at \$16,00.00. The total cost, not to exceed \$115,400.00, 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, Creative Before- and After-School Programs for Success  
Approver: Assistant Superintendent, Student Services

- 9.27 Agreement with Young Visionaries Youth Leadership Academy, San Bernardino, CA, to Provide the Student Achievement Program at District School Sites  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with Young Visionaries Youth Leadership Academy, San Bernardino, CA, to provide the Student Achievement Program (SAP) designed to address and reduce suspensions through effective implementation of positive behavior support systems to 490 students at Pacific High School, and Anton, Barton, Bradley, Del Rosa, Fairfax, Hunt, Rio Vista, Holcomb, Cole, and Newmark elementary schools, effective September 20, 2018 – June 14, 2019. The cost, not to exceed \$170,000.00, payable at \$346.94 per student, 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, Student Wellness & Support Services  
Approver: Assistant Superintendent, Student Services

- 9.28 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 individual in a scheduled business and inservice meeting:

To attend the 2018 California PBIS Conference, September 23 - 26, 2018 in Sacramento, CA. The total cost including meals and mileage per District guidelines, not to exceed \$2,000.00, will be paid from San Andreas High School Account No. 501. **Requested by: Site**

Jordyn Meyer  
(Student Intern, San Andreas High School)

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

- 9.29 Extended Field Trip, Cajon High School, the Jack Howe California State University - Long Beach Invitational Speech and Debate Tournament, Long Beach, CA  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the extended field trip for 6 Cajon High School students and 2 District employees, to attend the Jack Howe California State University - Long Beach Invitational Speech and Debate Tournament, Long Beach,

CA from September 21 - 24, 2018. Competitive speaking provides one of the best critical thinking experiences available to high school students. This trip is fully aligned with the goals and requirements of the Speech and Debate curriculum as well as the Common Core standards. It will give students the opportunity to expand their forensic abilities by competing against students from other California high schools, as well as other high schools from other states and have a fuller awareness of the college options available to them. The cost of the trip, not to exceed \$2,135.00, including meals and lodging, will be paid from Cajon High School Speech and Debate ASB Account. Transportation provided by private vehicle driven by District employee(s) at no cost to the District. 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, Student Services

- 9.30 Facilities Use Agreement with the DoubleTree by Hilton, San Bernardino, CA, to Host the 2018 Fall Student Wellness Symposium  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with the DoubleTree by Hilton, San Bernardino, CA, to host the 2018 Fall Student Wellness Symposium event for 180 District students and administrators, effective October 12, 2018. The cost includes use of seven breakout rooms, one general session room, and food and beverage services. The cost, not to exceed \$13,597.74, 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, Student Wellness and Support Services  
Approver: Assistant Superintendent, Student Services

- 9.31 Payment for Course of Study Activity - Student 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 utilize the National Theatre for Children provided by Southern California Edison, Minneapolis, MN, for two assemblies titled “Agents of Safety” to 580 Kindergarten - sixth grade students on September 24, 2018. This assembly will teach students how to safely use electricity. **There is no cost to the District. Requester: Site**

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

- 9.32 Ratification of the Agreement with Loma Linda University, Loma Linda, CA for Clinical Practical Learning Experience for Students in the University's Communication Sciences and Disorders Department  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves ratification of the agreement with Loma Linda University, Communication Sciences and Disorders Department, Loma Linda, CA, for educational field experience to provide students the opportunity to participate in planned, structured observation, and educational field practice experience, effective July 1, 2018 - June 30, 2023. The District will provide educational field experience opportunities in schools, classes, and other appropriate sites, under the supervision and instruction of selected certificated classroom teachers. **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: Coordinator, Health Services  
Approver: Assistant Superintendent, Student Services

- 9.33 Ratification of the Agreement with SAC Health System, San Bernardino, CA to Provide School-Based Health Center Services for District Students and Families  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the ratification of the agreement with SAC Health System, San Bernardino, CA to operate a School-Based Health Center (SBHC) System of Care for District students and families, effective July 1, 2018 – June 30, 2023. The SBHC system of care involves licensed professionals as required by law. Services include mental health services, health education services and medical services that include, physical exams, sports physicals, family planning, hearing and vision screening, management of chronic illness, screening and treatment of sexually transmitted diseases, immunizations, treatment of minor illnesses and injuries, and well-baby exams. **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: Coordinator, Health Services  
Approver: Assistant Superintendent, Student Services

- 9.34 Ratification of the Facilities Use Agreement with Rancho Valley Volleyball Club, San Bernardino, CA, for Use of the Pearce Sport Center Volleyball Courts for the Middle School Sports Program  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves ratification of the facilities use agreement with Rancho Valley Volleyball Club, San Bernardino, CA, for the use of the Pearce Sport Center volleyball courts for the middle school sports program, for 120 games. Effective August 22, 2018 – October 4, 2018. The cost, not to exceed \$8,700.00, will be billed at a rate of \$45.00 per hour for approximately 180 hours and a cleaning fee of \$600.00, and will be paid from the Unrestricted General Fund – Intermediate Sports Program, Account No. 209.

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

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

- 9.35 Ratification of the Renewal of the Agreement with Inland Volleyball Officials Association, Fontana, CA, to Provide Officials for the Middle Schools Volleyball Games  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the ratification of the renewal of the agreement with Inland Volleyball Officials Association, Fontana, CA, to provide officials for 110 regular season middle school volleyball games at \$50.00 per game, and two officials for 10 playoff games at \$100.00 per game, effective August 22 – October 8, 2018. The cost, not to exceed \$6,500.00, will be paid from the Unrestricted General Fund – Account No. 209.

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

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

- 9.36 Renewal of the Agreement with Albert Thomas, Highland, CA, to Provide Mentoring and Coaching Services to Students at Bing Wong Elementary School  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Albert Thomas, Highland, CA, to provide mentoring and coaching services to Bing Wong Elementary School students, effective September 5, 2018 – May 30, 2019. The focus of the services is to provide a mentor/coach for both students/parents to increase Positive Behavior Support (PBIS) and decrease the referral and suspension rates while providing a safe and secure learning environment. This added resource also helps build

collaboration between teachers, parents and school counselor. The cost, billed at a monthly rate of \$1,680.00 not to exceed \$16,800.00, will be paid from the Unrestricted General Fund – Local Control Accountability Plan (LCAP), Account No. 419.  
**Requester: Site**

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

Requester: Principal, Bing Wong Elementary School  
Approver: Assistant Superintendent, Student Services

- 9.37 Renewal of the Agreement with Center for Youth and Community Development (Assigned from Boys & Girls Club of San Bernardino), San Bernardino, CA, to Provide Additional Staffing and Comprehensive Management and Supervision of the Before- and Afterschool CAPS Programs  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Center for Youth and Community Development (assigned from Boys & Girls Club of San Bernardino), San Bernardino, CA, to provide additional staffing and comprehensive management and supervision of the Before- and Afterschool CAPS programs at a cost of \$4.14 per student per day for approximately 134 students to eliminate any wait list, effective September 5, 2018 – June 30, 2019. The total cost, not to exceed \$100,000.00, 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, to sign all related documents.

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

- 9.38 Renewal of the Agreement with Center for Youth and Community Development (Assigned from Boys & Girls Club of San Bernardino), San Bernardino, CA, to Provide Comprehensive Management and Supervision of the Before- and Afterschool CAPS Programs at Eight Elementary Schools and Four Middle Schools  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Center for Youth and Community Development (assigned from Boys & Girls Club of San Bernardino), San Bernardino, CA, to provide comprehensive management and supervision of the Before- and Afterschool CAPS programs for 1700 students at the following school sites: Cole, Gomez, Henry, Holcomb, Mt. Vernon, Paakuma, Roosevelt, Salinas, Del Vallejo, King, Serrano and Shandin Hills at a cost per student of \$5.18 per day, effective July 1, 2018 – June 30, 2019. The total cost, not to exceed \$1,584,560.90, will be paid from the Restricted General Fund – After School Education and Safety Program, Account No. 459, Unrestricted General Fund – Local Control

Accountability Plan (LCAP), Account No. 419, and the Restricted General Fund – 21<sup>st</sup> Century Community Learning Center, Account No. 567.

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 Program for Success  
Approver: Assistant Superintendent, Student Services

- 9.39 Renewal of the Agreement with Charles J. E. Allen, Riverside, CA, to Provide Umpires to Officiate Softball Games for the CAPS Middle School Sports Program  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Charles J. E. Allen, Riverside, CA, to provide umpires to officiate for middle school boys' and girls' softball games, effective October 18 – December 7, 2018. Umpires will officiate 110 regular season games, four (4) playoff games, two (2) championship games, and four (4) play-in games in case of ties in the regular season. The cost for the 110 regular season games with one umpire is \$55.00 per game, and 10 games with two (2) umpires at the cost of \$110.00 per game. The total cost, not to exceed \$7,150.00, will be paid from Unrestricted General Fund – Intermediate Sports Program, Account No. 209.

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

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

- 9.40 Renewal of the Agreement with Children's Resources, Inc., Fontana, CA, to Provide a Series of Parent Workshops  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Children's Resources, Inc., Fontana, CA, to provide Bully Prevention Parent Workshops at ten (10) District Family Engagement Centers located at District school sites, to approximately 1,200 parents (16 parents per workshop) at a rate of \$125.00 per parent for a total of 50 parent workshops (5 workshops per each Family Engagement Center) at a cost of \$2,000.00 per workshop, effective September 5, 2018 – June 30, 2019. The cost, not to exceed \$100,000.00, 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, to sign all related documents.

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

- 9.41 Renewal of the Agreement with Ecclesia Christian Fellowship, San Bernardino, CA, to Provide Additional Staffing and Comprehensive Management and Supervision of the Before- and Afterschool CAPS Programs  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Ecclesia Christian Fellowship, San Bernardino, CA, to provide additional staffing and comprehensive management and supervision of the Before- and Afterschool CAPS programs at a cost of \$4.14 per student per day for approximately 67 students to eliminate any wait list, effective September 5, 2018 – June 30, 2019. The total cost, 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, to sign all related documents.

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

- 9.42 Renewal of the Agreement with Educational Achievement Services, Inc., Las Vegas, NV, to Provide the Family Leadership Institute, Train the Trainer and Licensing Agreement  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Educational Achievement Services, Inc., Las Vegas, NV, to provide Family Leadership Institute (FLI) two-year curriculum license agreements at a cost of \$5,000.00 per District cluster; FLI on-site Train the Trainer for 40 parents per training at a cost of \$57,550.00 per training; Three FLI Technical Assistant Days per Parents Leading Parents FLI at a cost of \$8,000.00 per FLI day; Four FLIs with Recruitment Strategies at 50 participants per FLI at a cost of \$50,000.00 per program, effective September 5, 2018 – June 30, 2019. The total cost, not to exceed \$373,550.00, 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

- 9.43 Renewal of the Agreement with Joanny Dianne Martinez, Fontana, CA, to Provide Interpretation Services at Various Community Meetings  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Joanny D. Martinez, Fontana, CA, to provide oral interpretation services from English to Spanish and from Spanish to English at various community meetings on an as-needed basis, effective September 5, 2018 – June 30, 2019. Written translation is \$50.00 per hour and oral interpretation is \$125.00 per two-hour session and \$125.00 for each additional hour, not to exceed \$15,000.00, 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, to sign all related documents.

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

- 9.44 Renewal of the Agreement with Keith B. Weeks Enterprises, San Bernardino, CA, to Provide Officials for the 2019 Middle School Basketball League  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Keith B. Weeks Enterprises, San Bernardino, CA, to provide two officials per game for 120 games at a cost per game of \$90.00 for the 2019 Middle School Basketball League for 165 students, effective April 8 – May 24, 2019. The cost, not to exceed \$10,800.00 will be paid from the Unrestricted General Fund – Intermediate Sports Program, Account No. 209.

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

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

- 9.45 Renewal of the Agreement with Project Life Impact, San Bernardino, CA, to Provide Additional Staffing and Comprehensive Management and Supervision of the Before- and Afterschool CAPS Programs  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Project Life Impact, San Bernardino, CA, to provide additional staffing and comprehensive management and supervision of the Before- and Afterschool CAPS programs at a cost of \$4.11 per student per day for approximately 54 students to eliminate any wait list, effective September 5, 2018 – June 30, 2019. The total cost, not to exceed \$40,000.00, 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, to sign all related documents.

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

- 9.46 Renewal of the Agreement with San Bernardino County Superintendent of Schools, San Bernardino, CA, for the AB 212 Educational Stipend Program  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, CA, for the AB 212 Educational Stipend Program, effective September 18, 2018 – June 30, 2019. The funding shall only be used to supplement, not supplant, existing efforts and investments to retain qualified child care staff at the local level. The funding will be allocated to retain employees to work directly with subsidized children fifteen (15) hours or more per week in a classroom setting serving CDE funded children and have been continuously employed for at least the last nine (9) of the twelve (12) most recent months with the District prior to receiving a stipend. **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: Interim Coordinator, State Preschool Program  
Approver: Assistant Superintendent, Student Services

- 9.47 Renewal of the Agreement with Scripps Performing Arts, Inc., San Diego, CA, in Partnership with Tony Plana to Provide a Musical Theatre Program at Eight District Schools  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Scripps Performing Arts, Inc., San Diego, CA, in conjunction with Tony Plana to provide Broadway Bound! A musical theatre program for 200 students at Davidson, Holcomb, Ramona-Alessandro, Henry, Gomez, Kendall, Rio Vista, and Salinas elementary schools, effective September 5, 2018 – June 30, 2019. The program investment includes all program costs: instructional, prep time, curriculum, staffing, materials, scripts, music, equipment, program planning and delivery at a fee of \$11.00 per hour, per student for a total program costs of \$264,704.00. The program will provide a six-hour per week format, three-hour classes, twice a week for 28 weeks during the school year. The cost for the Development – Educational – Presentation package is \$90,867.00 which includes adult workshops, musical theatre presentations, instructional and rehearsal time, prep time, theatre faculty staffing, materials, special costume needs, equipment and theatre rental, technical staffing (lighting, sound and stage manager), music director, and complimentary show tickets for parents. The cost, not to exceed \$355,571.00, 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, Creative Before- and After-School Programs for Success  
Approver: Assistant Superintendent, Student Services

- 9.48 Renewal of the Agreement with Sixtyone Golf, Los Angeles, CA, to Provide Golf Instruction at Eight District School Sites  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Sixtyone Golf, Los Angeles, CA, to provide Tier 1 and Tier 2 Golf Introduction and Development Programs at four elementary schools (Paakuma, Gomez, North Park, Mt. Vernon) and four middle schools (Chavez, Shandin Hills, Del Vallejo, and Serrano) for approximately 200 students at a cost per student of \$367.00, effective September 5, 2018 – June 30, 2019. Sixtyone Golf will provide 128 sessions with an average of 16 sessions per site. The cost, not to exceed \$73,500.00, 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, Creative Before- and After-School Programs for Success  
Approver: Assistant Superintendent, Student Services

- 9.49 Renewal of the Agreement with YMCA of the East Valley, San Bernardino, CA, to Provide Additional Staffing and Comprehensive Management and Supervision of the Before- and Afterschool CAPS Programs  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with YMCA of the East Valley, San Bernardino, CA, to provide additional staffing and comprehensive management and supervision of the Before- and Afterschool CAPS programs at a rate of \$4.18 per student per day for approximately 266 students to eliminate any wait list, effective September 5, 2018 – June 30, 2019. The total cost, not to exceed \$200,000.00, 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, to sign all related documents.

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

- 9.50 Renewal of the Agreements with Service Providers Asian American Resource Center, San Bernardino, CA, Center for Youth and Community Development (Assigned from Boys & Girls Club of San Bernardino), San Bernardino, CA, Lutheran Social Services of Southern California, San Bernardino, CA, First Congregational Church, San Bernardino, CA, and St. John's Community Success Center, San Bernardino, CA, for Community Based Homework Centers  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing agreements with Asian American Resource Center, Center for Youth and Community Development (assigned from Boys & Girls Club of San Bernardino), Lutheran Social Services of Southern California, First Congregational Church, and St. John's Community Success Center to provide community based homework centers and extended educational support after the regular school day for approximately 15 students per day, per Homework Center at a cost of \$9.25 per student, effective September 5, 2018 – June 30, 2021. Total cost, not to exceed \$125,000.00 at the cost of \$25,000.00 per homework center, will be paid from the Unrestricted General Fund – Homework Center, Account No. 115.

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

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

### Youth Services

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

BE IT RESOLVED that the Board of Education accepts and adopts the recommendation and findings of facts of Youth Services and orders the suspension or 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:

**08/16/2003    04/18/2004**

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.

- 9.52 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.

**01/19/2006**

- 9.53 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:

**10/19/2002**

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

BE IT RESOLVED that the Board of Education authorizes the expulsion and/or Youth Court modification, expungement or rescinding 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 Education Code Section 48900:

**03/14/2000    04/19/2000    05/25/2002    10/14/2004**

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 TEN**

**10.0 Action Items**

**9:20 pm**

**10.1 Personnel Report #5, Dated September 4, 2018**  
(Prepared by Human Resources)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Personnel Report #4, dated September 4, 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.

**10.2 Ratification of Memorandum of Understanding Between San Bernardino City Unified School District and Certain Charter Schools for Police Services**  
(Prepared by Educational Services)

**THIS MEMORANDUM OF UNDERSTANDING** (“Agreement”) is approved and entered into as of this first day of July, 2018 (“Effective Date”), by and between the SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT, a California public school district duly organized and existing under Chapter 1 of Division 3 of Title 2 of the Education Code of the State of California (the “District”) and charter schools in the District.

**RECITALS**

WHEREAS, the Charter School occupies and operates its charter school program at certain real property, as more particularly described in the attached “Addendum”, attached hereto and incorporated herein by this reference (the “School Site”); and

WHEREAS, Charter School desires to use the services of the San Bernardino City Unified School District Police Department (“District Police”); and

WHEREAS, District is willing to grant to Charter School the use of services of the District Police, as defined below, in accordance with the terms and conditions of this Agreement; and

WHEREAS, the parties desire by this Agreement to provide for the terms and conditions for the use of the services of the District Police.

**AGREEMENT**

**NOW, THEREFORE**, the parties hereto for the consideration hereinafter expressed, covenant and agree as follows:

**Section 1. Services.** In consideration of the Service Fee, defined below, District Police shall provide the following services (“Services”) to the Charter School:

- Provide background checks on volunteers within one (1) month of receipt of application;
- Respond to calls from School Site;
- Respond to alarm calls from School Site;
- Provide training and community policing activities from time to time, as mutually agreed upon between the parties.

Service shall be provided in accordance with the Memorandum of Understanding between the San Bernardino City Unified School District and the City of San Bernardino, dated December 5, 2014, as may be amended (“City MOU”), which is attached hereto as Exhibit “B.”

**Section 2. Charter School Obligations.** Charter School shall be required to meet with District Police to review configuration of alarms and police lines for alarms in order to begin receiving Services. Charter School shall be required to attend an orientation/training meeting with the District Police prior to commencement of Service. Charter School shall remain responsible for ensuring the security of the School Site through security policies and procedures, security systems and devices, including, but not limited to, locks, gates, and a monitored security system. The Charter School is required at all times to maintain the security of the School Site by the proper use of all such policies, procedures, security systems and devices.

**Section 3. Service Fee.** Charter School shall pay a service fee (“Service Fee”) of Seventy Dollars (\$70.00) per enrolled student, per *year*. Student count shall be based on current California Department of Education official enrollment counts. Charter Schools will be billed semi-annually with payments due semi-annually on September 1st and on March 1st. In the event of any early termination Charter School shall not be entitled to any refund of any prepaid Service Fees. Payments not received by District within ten (10) days of becoming due, shall bear interest on the delinquent amount at the rate of ten percent (10%) per month from the date due until the date paid.

**Section 4. Term.** The term of this Agreement shall be for one (1) year from the Effective Date (“Term”), unless mutually extended in writing by both parties. This Agreement may be terminated immediately by District if Charter School is in material breach of the Agreement or upon the revocation, suspension or expiration for any reason of Charter School’s Charter. Either party may terminate the Agreement without cause upon six (6) months’ written notice to the other party.

**Section 5. Indemnification.** With the exception of any liability, claims, or damages caused by the negligence or willful misconduct of the District, the Charter School shall indemnify, hold harmless, and defend the District, its trustees, officers, employees and agents against and from any and all claims, demands, actions, causes of action, suits, losses, liability, expenses, penalties, obligations, errors, omissions and costs, including legal costs, attorney’s fees and expert witness fees, whether or not suit is actually filed,

and/or any judgment rendered against the District, its trustees, officers, employees and agents, that may be asserted or claimed by any person, firm or entity for any injury, death or damage to any person or property occurring in, on or about the School Site after the Effective Date, arising from, or in connection with, the Charter School's use of the School Site or from the conduct of its business, including conduct of its board of directors, administrators, employees, agents, representatives, volunteers, subcontractors, invitees, successors and/or assigns or from any activity, work, or other things done, permitted or suffered by Charter School in or about the School Site. Charter School's obligation to defend the District and the other indemnitees identified herein is not contingent upon there being an acknowledgement or determination of the merit of any claims, demands, actions, causes of action, suits, losses, liability, expenses, penalties, obligations, errors, omissions and/or costs. The provisions of this Section shall survive the termination or expiration of this Agreement.

**Section 6. Governing Law.** This Agreement shall be governed by the laws of the State of California with venue in San Bernardino County.

**Section 7. Attorneys' Fees.** If any legal action is necessary to enforce any of the terms or conditions of this Agreement, each party shall bear their own attorneys' fees.

**Section 8. Entire Agreement; Amendment.** This Agreement constitutes the entire understanding between the parties with respect to the subject matter hereof, superseding all negotiations, prior discussions and preliminary agreements made prior to the date hereof. This Agreement may not be changed except in writing executed by both parties.

**Section 9. Notices.** Any notice, request, information or other document to be given hereunder to any of the parties by any other parties shall be in writing and shall be deemed given and served upon delivery, if delivered personally, or three (3) days after mailing by United States mail as follows:

If to District: San Bernardino City Unified School District  
Attention: Christopher Tickell  
Director of Charter Schools  
4030 Georgia Blvd.  
San Bernardino, CA 92407  
E-Mail: christopher.tickell@sbcusd.com

If to Charter School: (See Attached Addendum)  
Attention: (See Attached Addendum)

Any party may change the address or persons to which notices are to be sent to it by giving the written notice that such change of address or persons to the other parties in the manner provided for giving notice.

**Section 10. Official Representatives.** The official representative for District shall be

Christopher Tickell, Director of Charter Schools, or his designee. The official representative for Charter School shall be the charter school designee.

**Section 11. Employees/Independent Contractors.**

(a) For purposes of this Agreement, all persons employed by Charter School in the performance of services and functions with respect to this Agreement shall be deemed employees of Charter School and no Charter School employee shall be considered as an employee of the District under the jurisdiction of District, nor shall such Charter School employees have any District pension, civil service, or other status while an employee of the Charter School.

(b) Charter School shall have no authority to contract on behalf of District. It is expressly understood and agreed by both parties hereto that Charter School, while engaged in carrying out and complying with any terms of this Agreement, is not acting as an agent, officer, or employee of District.

**Section 12. Assignment.** Charter School shall not assign this Agreement.

**Section 13. Nondiscrimination.** In utilizing the Agreement, Charter School shall comply with all applicable non-discrimination laws and shall not discriminate against any person on account of race, color, religion, age, sex, marital status, mental or physical disability, gender, gender identity, gender expression, sexual orientation, genetic information, ethnicity, ethnic group identification, national origin or nationality, ancestry, or a perception that a person has any of these characteristics or that the person is associated with a person who has, or is perceived to have, any of these characteristics.

**Section 14. Exhibits.** The following appendix which is attached hereto is incorporated herein and made a part of this Agreement:

Exhibit A: Addendum to the MOU

**Section 15. Recitals.** The Recitals are incorporated into this Agreement as though fully set forth herein.

**Section 16. Joint Venture.** It is not intended by this Agreement to, and nothing contained in this Agreement shall, create any partnership, joint venture or other agreement between the District and Charter School. No term or provision of this Agreement is intended to be, or shall be, for the benefit of any person, firm, organization or corporation not a party hereto, and no such other person, firm, organization or corporation shall have any right or cause of action hereunder.

**Section 17. Ambiguities not to be Construed against Drafting Party.** The doctrine that any ambiguity contained in a contract shall be construed against the party whose counsel has drafted the contract is expressly waived by each of the parties hereto with respect to this Agreement.

**Section 18. Days/Holidays.** All references to days herein shall refer to calendar days unless otherwise noted. When performance of an obligation or satisfaction of a condition set forth in this Agreement is required on or by a date that is a Saturday, Sunday, or legal holiday, such performance or satisfaction shall instead be required on or by the next business day following that Saturday, Sunday, or holiday, notwithstanding any other provisions of this Agreement.

**Section 19. Non-liability of Officials.** No officer, member, employee, agent, or representative of the parties shall be personally liable for any amounts due hereunder, and no judgment or execution thereon entered in any action hereon, shall be personally enforced against any such officer, official, member, employee, agent, or representative.

**Section 20. Third Party Beneficiaries.** Nothing in this Agreement shall be construed to confer any rights upon any party not signatory to this Agreement.

**Section 21. Time of the Essence.** Time is of the essence with respect to each of the terms, covenants, and conditions of this Agreement.

**Section 22. Severability.** If any provision in this Agreement is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions will nevertheless continue in full force without being impaired or invalidated in any way.

**Section 23. No District Affiliation/Endorsement.** Charter School shall not imply, indicate or otherwise suggest that Charter School's use and/or any related activities are connected or affiliated with, or are endorsed, favored or supported by, or are opposed by the District. No signage, flyers or other material may reference the District, any school name, logo or mascot without the District's prior written consent.

**Section 24. Board Approval.** This Agreement is not valid or an enforceable obligation against the District until approved or ratified by motion of the District's Board of Trustees duly passed and adopted.

IN WITNESS WHEREOF, the parties have entered into this Agreement as of the Effective Date.

**Exhibit "A"**  
**Addendum to the MOU**

Addendum to  
Memorandum of Understanding  
Between the  
San Bernardino City Unified School District  
and the  
City of San Bernardino

Purpose: To add, in addition to events on or near (generally within 1,000 feet of) school campuses within the City of San Bernardino, to also include the following Charter

Schools and their physical addresses:

Ballington Academy 799 East Rialto Ave. San Bernardino, CA 92408	Entrepreneur High School 26655 Highland Ave. Highland, CA 92346
Excel Prep School 2050 Pacific Street San Bernardino, CA 92404	New Vision Middle School 26655 Highland Ave. Highland, CA 92346
Norton Science & Language Academy 503 E Central Ave. San Bernardino, CA 92408	PAL Charter Academy 2450 Blake Street San Bernardino, CA 92407
SOAR Charter School 198 Mill Street San Bernardino, CA 92408	

No other changes to the existing MOU between the City of San Bernardino and the San Bernardino City Unified School District other than the addition of the above school sites.

Each year, the District will provide the City of San Bernardino an updated list of charter schools that have entered into an MOU with San Bernardino City School District for Police Services.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the ratification of Memorandum of Understanding between San Bernardino City Unified School District and certain Charter Schools for Police Services.

10.3 Resolution Approving the Implementation of the Prequalification of Construction Contractors, in Compliance with Public Contract Code Sections 20111.5 and 20111.6  
(Prepared by Facilities/Operations)

It is recommended that the following resolution be adopted:

BE IT RESOLVED, that the Board of Education accepts and acknowledges that construction contracts awarded on or after January 1, 2019, and until January 1, 2024, Public Contract Code Section 20111.6, requires school districts with an average daily attendance over 2,500 to prequalify bidders for public works projects that use funds received pursuant to the Leroy F. Greene School Facilities Act of 1998, or any funds from any future state school bond, on projects estimated at \$1 million or more. Public Contract Code Section 20111.5(b) requires school districts to adopt and apply a uniform system of rating bidders on the basis of the completed pre-qualification questionnaires and financial statements in order to determine the size of the contracts upon which each bidder shall be deemed qualified to bid. Also, approval of the resolution to implement the prequalification of construction contractors as stipulated below:

WHEREAS, Public Contract Code Section 20111.5 authorizes the governing board of a

school district to require that each prospective bidder for a construction contract complete and submit to the school district a standardized questionnaire and financial statement in a form specified by the school district (Questionnaire); and

WHEREAS, for construction contracts awarded on or after January 1, 2019, and until January 1, 2024, Public Contract Code Section 20111.6 requires the governing board of a school district with an average daily attendance over two thousand five hundred (2,500) to prequalify bidders for public works projects using any funds received pursuant to the Leroy F. Greene School Facilities Act of 1998 (Education Code Section 17070.10 *et seq.*) or any funds from any future state school bond for a public project with a projected expenditure of one million dollars (\$1,000,000) or more; and

WHEREAS, for purposes of Public Contract Code Section 20111.6 and public projects that fall within its purview, bidders shall include the general contractor and, if utilized, all electrical, mechanical, and plumbing subcontractors; and

WHEREAS, the Questionnaire is required to include a complete statement of the prospective bidder's financial ability and experience in performing public works; and

WHEREAS, the Questionnaire and financial statement must be verified under oath by the bidder in the manner in which civil pleadings and civil actions are verified; and

WHEREAS, the Questionnaire is not a public record and is not to be opened to public inspection; and

WHEREAS, each Questionnaire submitted by a prospective bidder will be scored in accordance with an established point system; and

WHEREAS, Public Contract Code Sections 20111.5(b) and 20111.6 require any school district requiring prospective bidders to complete and submit a Questionnaire to adopt and apply a uniform system of rating bidders on the basis of the completed Questionnaire in order to determine the size of the contracts upon which each bidder will be deemed qualified to bid (Uniform System); and

WHEREAS, a school district may not accept a proposal from any potential bidder who is required to submit a Questionnaire in accordance with Public Contract Code Section 20111.6, but has not done so at least ten (10) days prior to the date fixed upon the public opening of sealed bids, or has not been prequalified by the school district in accordance with Public Contract Code Section 20111.6(f) at least five (5) days prior to the opening of sealed bids; and

WHEREAS, a school district may not accept a proposal from any potential bidder who is required to submit a Questionnaire in accordance with Public Contract Code Section 20111.5(a), but has not done so at least five (5) days prior to the date fixed upon the public opening of sealed bids, or has not been prequalified by the school district in accordance with Public Contract Code Section 20111.5(b) at least one (1) day prior to the opening of sealed bids; and

WHEREAS, Notwithstanding the foregoing recital, pursuant to Public Contract Code Section 20111.5(e), a school district may establish a process for prequalifying prospective bidders and may authorize their prequalification to be considered valid for up to one (1) calendar year following the date of initial prequalification;

BE IT FURTHER RESOLVED that the Board of Education hereby finds, determines, declares, orders and resolves as follows:

Section 1. In accordance with Public Contract Code Section 20111.5(a) and Public Contract Code 20111.6, the Governing Board (Board) establishes a prequalification program for construction contracts awarded on or after January 1, 2014, until January 1, 2019 that receive funding pursuant to the Leroy F. Greene School Facilities Act of 1998 (Education Code Section 17070.10 *et seq.*) or any funds from any future state school bond and involves a projected expenditure of one million dollars (\$1,000,000) or more, as well as for any construction contracts for construction projects in excess of one million dollars (\$1,000,000) (Prequalification Program).

Section 2. The Prequalification Program shall utilize the Questionnaire and incorporated herein.

Section 3. In accordance with Public Contract Code Sections 20111.5(b) and 20111.6, the San Bernardino City Unified School District adopts the Uniform System of allocating points set forth in the document with respect to the District's review of any submitted Questionnaires. Any potential bidder who submits a Questionnaire that does not meet the above-referenced criteria set forth in this section shall be considered not qualified and rejected.

Section 4. The Questionnaire shall be completed by any potential bidder in conformance with Public Contract Code Sections 20111.5 and 20111.6.

Section 5. With respect to construction contracts awarded on or after January 1, 2019 that receive funding pursuant to the Leroy F. Greene School Facilities Act of 1998 (Education Code Section 17070.10 *et seq.*) or any funds from any future state school bond and involves a projected expenditure of one million dollars (\$1,000,000) or more, and any construction contracts for construction projects in excess of one million dollars (\$1,000,000), each prospective bidder must be prequalified in conformance with the Prequalification Program prior to submitting a bid.

Section 6. A Proposal shall not be accepted from any person or other entity for any construction contracts awarded on or after January 1, 2014 that receive funding pursuant to the Leroy F. Greene School Facilities Act of 1998 (Education Code Section 17070.10 *et seq.*) or any funds from any future state school bond and involves a projected expenditure of one million dollars (\$1,000,000) or more who: (1) has not submitted a Questionnaire at least ten (10) business days prior to the date fixed for the public opening of the seal bids for such construction contract in accordance with Public Contract Code Section 20111.6(f); and (2) who has not been prequalified for at least five (5) days

prior to the public opening of seal bids for such contract, in accordance with Public Contract Code Section 20111.6(f).

Section 7. As to construction contracts outside the purview of Public Contract Code Section 20111.6 that require prequalification, a Proposal shall not be accepted from any person or other entity for any other construction contract who: (1) has not submitted a Questionnaire at least five (5) days prior to the date fixed for the public opening of the seal bids for such construction contract in accordance with Public Contract Code Section 20111.5(b); and (2) who has not been prequalified for at least one (1) day prior to the public opening of seal bids for such contract, in accordance with Public Contract Code Section 20111.5(c).

Section 8. Once prequalified pursuant to this section, such prequalification shall be valid for up to one (1) calendar year following the date of initial prequalification.

Section 9. The Board hereby delegates to the District's Director, Facilities Planning and Development, the authority to determine whether a potential bidder shall be considered prequalified.

Section 10. The Board hereby delegates to the District's Superintendent or his/her designee, the authority to determine who shall have the responsibility to hear and oversee prequalification determination appeals (Appeals Panel).

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

10.4 Amendment to Board Policy 1330 Civic Center Act (First Reading)  
(Prepared by Facilities/Operations)

It is recommended that the following resolution be adopted:

San Bernardino City Unified School District | BP1330 ~~Community Relations~~ **CIVIC CENTER ACT**

Use of School Facilities *and Grounds*

The ~~Board of Education recognizes district that~~ *management, direction, and control of school facilities and grounds is vested in the Board which may grant the use of school facilities and grounds as a civic center upon the terms and conditions set forth in this policy and any accompanying administrative regulations. The Board believes that school facilities and grounds are a vital community resource and authorizes their use by community groups which should be used to foster community development. Therefore, the Board authorizes the use of school facilities and grounds by the community for purposes provided for specified in the Civic Center Act when to the extent that such use does not interfere with school activities or other school related uses. The District may allow the use of its facilities and grounds in accordance with other provisions of law as well. The Board may delegate to the Superintendent, or his or her designee,*

*responsibilities related to the management, direction, and control of the District's facilities and grounds. The District retains sole discretion to determine which of its facilities and grounds shall be made available for use.*

*Priority of Use*

~~(cf. [6145.5](#) – Student Organizations and Equal Access)~~

~~All school-related activities shall be given priority in the use of facilities and grounds under the Civic Center Act. Thereafter, the use shall be on a first-come, first-served basis.~~

*Applications for use of school facilities and grounds shall be given preference in the following order:*

- 1. School-related activities (e.g. educational programs or activities related to the instructional and educational programs of the District, in-school or school-related uses such as clubs, class events, etc.).*
- 2. Contracted uses (e.g. license agreements and leases pursuant to the Education Code).*
- 3. School and District support groups (e.g. PTA, PTO, foundations or booster clubs, etc.).*
- 4. Community organizations whose primary purpose is to serve youth or to improve the general welfare of the community and when no admission is charged (e.g. Boy Scouts, Girl Scouts, YMCA, YWCA, etc.).*
- 5. Public agencies and public affairs groups; use by civic, nonprofit organizations and service groups.*
- 6. Community recreational and cultural groups (nonprofit).*
- 7. Private, non-school connected classes and educational events.*
- 8. Profit-making or commercial events.*

*As necessary to ensure efficient use of school facilities and grounds, the Superintendent or designee may, with the Board's approval, enter into an agreement for the joint use of any school facilities or grounds. The Board shall approve any such agreement only if it determines that it is in the best interest of the District and the community.*

~~The~~ *For the effective management and control of school facilities and grounds, the Superintendent or designee shall maintain procedures and regulations ~~for the use of school facilities and grounds~~ that: (Education Code [section 38133](#))*

- ~~1. Encourage~~ *Aid, encourage* and assist groups desiring to use school facilities for approved activities;
2. Preserve order in school buildings and on school grounds and protect school facilities,

designating a person to supervise this task, if necessary; and/or

3. Ensure that the use of school facilities or grounds is not inconsistent with their use for school purposes and does not interfere with the regular conduct of school work

### Fees

*Fees shall be set forth in a Schedule of Use Charges established by the Board, which shall include the hourly fee for each specific facility and grounds or type of facility or grounds. Capital Direct Costs collected pursuant to Education Code section 381344(g) shall be deposited into a special fund that shall only be used for capital maintenance, repair, restoration, and refurbishment. (CCR section 14042)*

### *Free Use*

*The Board shall grant the use of school facilities or grounds without charge to school-related organizations whose activities are directly related to or for the benefit of District schools. The District retains all rights to designate or specify free-use groups in its sole discretion, consistent with the Civic Center Act, California Education Code section 38130 et seq., and any other applicable law. Should any of the above free-use groups prefer to use school facilities or grounds at a time when custodial services are not normally available (i.e., Saturday, Sunday, or holiday or if special facilities or services are required), the District will charge a fee equal to the Direct Cost of those services.*

### *Direct Costs*

*Pursuant to Education Code section 38134, uses other than those specified for free use or fair rental value shall be charged a fee equal to the Direct Costs to the District.*

*In determining Direct Costs to be charged for community use of school facilities or grounds, "Direct Costs" shall include a proportionate share of the estimated costs of the following: (Education Code section 38134(g) and CCR section 14037)*

- 1. Supplies, utilities, janitorial services, services of District employees, and/or contracted workers, and salaries and benefits paid to District employees directly associated with the administration of the Civic Center Act to operate and maintain the school facilities or grounds ("Operational Direct Costs").*
- 2. Maintenance, repair, restoration, and refurbishment of the school facilities or grounds ("Capital Direct Costs"). For purposes of estimating Capital Direct Costs "school facilities" shall be limited to non-classroom space but may apply to specialty teaching spaces including but not limited to, dance studios, music practice or performance spaces and theaters.*

*However, for classroom-based programs that operate after school hours, including, but not limited to, after-school programs, tutoring programs, or child care programs, or organizations retained by the District to provide instruction or instructional activities to pupils during school hours, Direct Costs to be charged shall not include Capital Direct*

*Costs. (Education Code section 38134(g).) A program is defined as classroom-based if participants spend at least fifty percent (50%) of operational hours in a classroom.*

#### *Fair Rental Value*

*Groups shall be charged fair rental value when using school facilities or grounds for entertainment or meetings where admission is charged or contributions solicited and net receipts are not to be expended for charitable purposes or for the welfare of the District's students. (Education Code section 38134)*

*Fair rental value means the Direct Costs to the District plus the amortized costs of the school facilities or grounds used for the duration of the activity authorized.*

#### **Types of Permits**

~~1. Free use shall apply to school groups or those organizations that qualify under the provisions of the Civic Center Act and which are organized for general character building and welfare purposes. All meetings qualifying under these provisions shall be non-exclusive, open to the public, and free of charge and limited to the designated Civic Center schools Monday through Friday (when in regular session) until 11:00 p.m. Organizations granted the use of school facilities or grounds under free use will be charged for cost if date is on a Saturday, Sunday, or holiday, or if extra custodial or cafeteria employee duties occur.~~

~~2. Cost of operations shall apply to those organizations that qualify under the provisions of the Civic Center Act but do not qualify under the other requirements of free use.~~

~~3. Fair market use shall apply to those organizations that do not qualify under the Provisions of the Civic Center Act.~~

~~4. The Board has established a policy that local nonprofit organizations which do not meet the Civic Center Act may use facilities at 2/3 the cost of the fair market value.~~

Legal Reference: *Education Code, 38130-38139 "Civic Center Act"*

*This Policy supersedes any prior policies adopted or approved by the District pursuant to the Civic Center Act.*

#### **EDUCATION CODE**

~~[10900-10914.5](#) Community recreation programs~~

~~[32282](#) School safety plan~~

~~[38130-38138](#) Civic Center Act: use of school property for public purposes~~

#### **BUSINESS AND PROFESSIONS CODE**

~~[25608](#) Alcoholic beverage on school premises~~

#### **UNITED STATES CODE, TITLE 20**

~~7905 Equal access to public school facilities~~

~~COURT DECISIONS~~

~~Good News Club v. Milford Central School, (2001) 533 U.S. 98~~

~~Lamb's Chapel v. Center Moriches Union Free School District, (1993) 508 U.S. 384~~

~~Cole v. Richardson, (1972) 405 U.S. 676~~

~~Connell v. Higgenbotham, (1971) 403 U.S. 207~~

~~ACLU of So. Calif. v. Board of Education of Los Angeles, (1961) 55 Cal.2d 167~~

~~Ellis v. Board of Education, (1945) 27 Cal.2d 322~~

~~ATTORNEY GENERAL OPINIONS~~

~~82 Ops.Cal.AttyGen. 90 (1999)~~

~~79 Ops.Cal.Atty.Gen. 248 (1996)~~

~~Management Resources:~~

~~CDE LEGAL ADVISORIES~~

~~1101.89 School District Liability and "Hold Harmless" Agreements, LO: 4-89~~

Policy SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT

adopted: October 16, 2007 San Bernardino, California

*revised:*

BE IT RESOLVED that the Board of Education receives the amendments to Board Policy 1330 Civic Center Act as a First Reading.

- 10.5 San Bernardino City U.S.D. Resolution for Exemption to the Separation-From-Service Requirement pursuant to Section 24214.5 or 26812 of the Education Code – Mario Martinez  
(Prepared by Human Resources)

It is recommended that the following resolution be adopted:

Human Resources requests Board approval of the Exemption to the Separation-From-Service Requirement for retired vice principal MARIO MARTINEZ.

WHEREAS, pursuant to Education Code section 24214.5 and 26812, there is a 180 calendar day separation-from-service requirement for all retired CalSTRS members and participants; and,

WHEREAS, all retired CalSTRS members and participants are subject to a restriction if they perform retired member activities as defined by section 22164.5 of the Education Code or retired participant activities as defined by section 26135.7 of the Education Code, during the first 180 calendar days after their most recent retirement; and,

WHEREAS, there is an exemption from the 180 calendar day separation-from-service requirement for a member or participant who retires for service and is at or above normal retirement age; and,

WHEREAS, in order to qualify for this narrow exemption, the employer must appoint the retired member or participant to a critically needed position that has been approved by the

governing body of the employer in a public meeting as reflected in a resolution; and,

WHEREAS, this approval by the governing body of the employer in a public meeting as reflected in a resolution must be finalized and communicated to CalSTRS before the member or participant commences to perform retired member or participant activities; and,

WHEREAS, the San Bernardino City Unified Superintendent must complete the *Request for Separation-from-Service Requirement Exemption* form, which must be submitted to CalSTRS and received by CalSTRS before the member or participant commences to perform retired member or participant activities,

NOW, THEREFORE, BE IT RESOLVED that this Board does provide public notice that the district is in **critical need of administrative substitutes to provide daily coverage for vacancies and coaching of new administrators.**

AND BE IT FURTHER RESOLVED that the Board wishes to help meet this critical need by hiring MARIO MARTINEZ, a member or participant who retired 180 days ago;

AND BE IT FURTHER RESOLVED that this appointment is needed to fill this critical need before the 180 day separation-from-service requirement is fulfilled;

AND BE IT FURTHER RESOLVED that MARIO MARTINEZ did not receive a retirement incentive or any financial inducement to retire from any public employer;

AND BE IT FURTHER RESOLVED that the retired member or participant termination of employment is not the basis for the need to acquire her services;

AND BE IT FURTHER RESOLVED that the earnings for retired member activities during the 180 calendar days will still be subject to the annual postretirement earnings limit for the Defined Benefit Program;

AND BE IT FURTHER RESOLVED, that member or participant will not commence to perform retired member or participant activities before this approval is authorized by the governing body of the San Bernardino City U.S.D. in a public meeting as reflected in a resolution and received by CalSTRS;

AND BE IT FURTHER RESOLVED that MARIO MARTINEZ will not commence to perform retired member or participant activities before the San Bernardino City Unified Superintendent completes the *Request for Separation-from-Service Requirement Exemption* form and this is transmitted to and received by CalSTRS.

10.6 San Bernardino City U.S.D. Resolution for Exemption to the Separation-From-Service Requirement pursuant to Section 24214.5 or 26812 of the Education Code – Hershey McChesney  
(Prepared by Human Resources)

It is recommended that the following resolution be adopted:

Human Resources requests Board approval of the Exemption to the Separation-From-Service Requirement for retired administrative coach of instruction, HERSHEY McCHESNEY.

WHEREAS, pursuant to Education Code section 24214.5 and 26812, there is a 180 calendar day separation-from-service requirement for all retired CalSTRS members and participants; and,

WHEREAS, all retired CalSTRS members and participants are subject to a restriction if they perform retired member activities as defined by section 22164.5 of the Education Code or retired participant activities as defined by section 26135.7 of the Education Code, during the first 180 calendar days after their most recent retirement; and,

WHEREAS, there is an exemption from the 180 calendar day separation-from-service requirement for a member or participant who retires for service and is at or above normal retirement age; and,

WHEREAS, in order to qualify for this narrow exemption, the employer must appoint the retired member or participant to a critically needed position that has been approved by the governing body of the employer in a public meeting as reflected in a resolution; and,

WHEREAS, this approval by the governing body of the employer in a public meeting as reflected in a resolution must be finalized and communicated to CalSTRS before the member or participant commences to perform retired member or participant activities; and,

WHEREAS, the San Bernardino City Unified Superintendent must complete the *Request for Separation-from-Service Requirement Exemption* form, which must be submitted to CalSTRS and received by CalSTRS before the member or participant commences to perform retired member or participant activities,

NOW, THEREFORE, BE IT RESOLVED that this Board does provide public notice that the district is in critical need of administrative substitutes to provide daily coverage for vacancies and coaching of new administrators.

AND BE IT FURTHER RESOLVED that the Board wishes to help meet this critical need by hiring HERSHEY McCHESNEY, a member or participant who retired 180 days ago;

AND BE IT FURTHER RESOLVED that this appointment is needed to fill this critical need before the 180 day separation-from-service requirement is fulfilled;

AND BE IT FURTHER RESOLVED that HERSHEY McCHESNEY did not receive a retirement incentive or any financial inducement to retire from any public employer;

AND BE IT FURTHER RESOLVED that the retired member or participant termination of employment is not the basis for the need to acquire her services;

AND BE IT FURTHER RESOLVED that the earnings for retired member activities during the 180 calendar days will still be subject to the annual postretirement earnings limit for the Defined Benefit Program;

AND BE IT FURTHER RESOLVED, that member or participant will not commence to perform retired member or participant activities before this approval is authorized by the governing body of the San Bernardino City U.S.D. in a public meeting as reflected in a resolution and received by CalSTRS;

AND BE IT FURTHER RESOLVED that HERSHEY McCHESNEY will not commence to perform retired member or participant activities before the San Bernardino City Unified Superintendent completes the *Request for Separation-from-Service Requirement Exemption* form and this is transmitted to and received by CalSTRS.

- 10.7 San Bernardino City U.S.D. Resolution for Exemption to the Separation-From-Service Requirement pursuant to Section 24214.5 or 26812 of the Education Code – Martha Servin  
(Prepared by Human Resources)

It is recommended that the following resolution be adopted:

Human Resources requests Board approval of the Exemption to the Separation-From-Service Requirement for retired *elementary principal*, MARTHA SERVIN.

WHEREAS, pursuant to Education Code section 24214.5 and 26812, there is a 180 calendar day separation-from-service requirement for all retired CalSTRS members and participants; and,

WHEREAS, all retired CalSTRS members and participants are subject to a restriction if they perform retired member activities as defined by section 22164.5 of the Education Code or retired participant activities as defined by section 26135.7 of the Education Code, during the first 180 calendar days after their most recent retirement; and,

WHEREAS, there is an exemption from the 180 calendar day separation-from-service requirement for a member or participant who retires for service and is at or above normal retirement age; and,

WHEREAS, in order to qualify for this narrow exemption, the employer must appoint the

retired member or participant to a critically needed position that has been approved by the governing body of the employer in a public meeting as reflected in a resolution; and,

WHEREAS, this approval by the governing body of the employer in a public meeting as reflected in a resolution must be finalized and communicated to CalSTRS before the member or participant commences to perform retired member or participant activities; and,

WHEREAS, the San Bernardino City Unified Superintendent must complete the *Request for Separation-from-Service Requirement Exemption* form, which must be submitted to CalSTRS and received by CalSTRS before the member or participant commences to perform retired member or participant activities,

NOW, THEREFORE, BE IT RESOLVED that this Board does provide public notice that the district is in **critical need of administrative substitutes to provide daily coverage for vacancies and coaching of new administrators.**

AND BE IT FURTHER RESOLVED that the Board wishes to help meet this critical need by hiring MARTHA SERVIN, a member or participant who retired 180 days ago;

AND BE IT FURTHER RESOLVED that this appointment is needed to fill this critical need before the 180 day separation-from-service requirement is fulfilled;

AND BE IT FURTHER RESOLVED that MARTHA SERVIN did not receive a retirement incentive or any financial inducement to retire from any public employer;

AND BE IT FURTHER RESOLVED that the retired member or participant termination of employment is not the basis for the need to acquire her services;

AND BE IT FURTHER RESOLVED that the earnings for retired member activities during the 180 calendar days will still be subject to the annual postretirement earnings limit for the Defined Benefit Program;

AND BE IT FURTHER RESOLVED, that member or participant will not commence to perform retired member or participant activities before this approval is authorized by the governing body of the San Bernardino City U.S.D. in a public meeting as reflected in a resolution and received by CalSTRS;

AND BE IT FURTHER RESOLVED that MARTHA SERVIN will not commence to perform retired member or participant activities before the San Bernardino City Unified Superintendent completes the *Request for Separation-from-Service Requirement Exemption* form and this is transmitted to and received by CalSTRS.

10.8 Board On-Going Initiatives

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

<b>Initiative</b>	<b>Assigned to</b>	<b>Action</b>
SBCUSD Welcoming Resource Center (Centralized Services Facility)	L. Perez	Quarterly Updates: 10/16/18 01/22/19 04/23/19
African American Student Achievement	K. Mitchell	Biannual Updates: 10/16/18 04/23/19
Mental Health	L. Perez	Quarterly Updates: 09/18/18 12/04/18 03/19/19 06/18/19
Grading Practices Committee Dashboard	K. Mitchell	Quarterly Updates: 10/16/18 01/22/19 04/23/19
Citations Database	J. Paulino	Monthly Updates: 09/18/18 10/16/18 11/06/18 12/04/18
Safe Routes to School	J. Paulino	Quarterly Updates: 09/18/18 12/04/18 03/19/19 06/18/19
Family Engagement Strategic Plan	L. Perez	Quarterly Updates: 11/06/18 02/19/19 05/21/19
Later Start Times for Secondary Sites	H. Vollkommer	Quarterly Updates: 09/18/18 12/04/18 03/19/19 06/18/19
Counseling Reports (with specific data sets)	L. Perez	Quarterly Updates: 11/06/18 02/19/19 05/21/19

10.9 Board Top 10

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

	<b>Date of Request</b>	<b>Question/Request</b>	<b>Requested by</b>	<b>Assigned to</b>	<b>Anticipated Completion Date/Remarks/Action</b>
1	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	03/16-03/18: Focus Group preparing Action Steps

Board of Education Meeting  
September 4, 2018

	Date of Request	Question/Request	Requested by	Assigned to	Anticipated Completion Date/Remarks/Action
2	05/16/17	Provide information regarding Arrowhead Grove and potential changes to Sierra HS and Roberts ES	Mr. Gallo	K. Mitchell H. Vollkommer	09/18/18
3	02/20/18	Engagement of Student Internships w/District's Operations departments	Mr. Gallo	K. Mitchell	09/18/18
4	04/17/18	From SA, 4/17/18: ELPI & Reclassification/Multilingual Initiative: Data by grade and school Academic Indicators: (English/Language Arts, Math)	Dr. Flores	K. Mitchell	09/18/18
5	03/06/18	From SA 3/6/18: Grade 8/9 Math Failure Rate Update: Request for distinction by subgroup	Dr. Flores	K. Mitchell	09/18/18
6	01/23/18	Explore program for leadership skills for students w/behavioral challenges	Mr. Gallo	R. Monárrez	09/18/18
7		TBD			
8		TBD			
9		TBD			
10		TBD			

10.10 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	08/21/18	Review bus eligibility limits	Mrs. Rodgers
2	08/21/18	Provide Chromebook budget approval; promote Chromebook initiative at all grade levels	Dr. Flores Mrs. Rodgers
3	08/21/18	Review school murals policy for possible revision (students' painting)	Dr. Flores
4	08/21/18	Provide information on Community Eligibility program for lunches	COMPLETED
5	08/07/18	Explore a District-wide recycling program	Mrs. Medina
6	08/07/18	Explore shade structure needs at school sites	Dr. Flores
7	07/24/18	Add potential cost of middle school gyms to Facilities Master Plan	Mrs. Rodgers
8	06/19/18	Bring back update on overall budget, including carryover amounts from various budgets	Mrs. Rodgers
<b>COMMUNICATIONS – MRS. BARDERE</b>			
1	08/21/18	Advertise SB County Museum's Educators Night Out -9/28	Dr. Flores
2	07/10/18	Explore providing a central phone number for people to call regarding student needs	COMPLETED
<b>COMMUNITY ENGAGEMENT – MRS. ONTIVEROS</b>			
1	08/07/18	Clarify process for communicating with parents/students regarding SB Promise with CSUSB	Mrs. Rodgers
<b>CONTINUOUS INSTRUCTION – DR. MONÁRREZ</b>			
1	08/07/18	TSSP schools update/plan	Mr. Tillman

Board of Education Meeting  
September 4, 2018

	<b>Date of Request</b>	<b>REQUESTS/QUESTIONS FOR FOLLOW UP</b>	<b>Requested By</b>
2	06/05/18	From Special Education Taskforce Presentation: a) include teachers in focus groups b) provide parent training c) broaden scope of Taskforce to include para-professionals and students	Board
<b>DEPUTY SUPERINTENDENT – DR. VOLLKOMMER</b>			
<b>EDUCATIONAL SERVICES – DR. MITCHELL</b>			
1	08/21/18	Provide data on Footsteps2Brilliance; reach out to all community members	Mr. Tillman Mrs. Rodgers
2	08/07/18	Recognize schools with significant drops in suspension rates	Dr. Flores
3	08/07/18	Prepare mediated structure matrix for all schools (like Curtis & Cole)	Dr. Flores
4	08/07/18	Check the “ten absences” policy regarding grading	Mrs. Rodgers
5	08/07/18	Mechanism to measure growth of individual students	Mr. Gallo
6	08/07/18	Report on Istation progress	Dr. Flores
7	07/24/18	Update on Richardson/waiting list schools	Mr. Tillman Dr. Wyatt
8	07/24/18	Submit proposal for African-American Taskforce for CLSBA Conf.	Dr. Flores
9	07/24/18	Develop matrix of internal instructional programs, including Career Pathways	Mr. Gallo
10	07/10/18	From Roles/Responsibilities of Counselors Presentation: a) Provide % of seniors that have been through a Career Interest Inventory (CII); what CII platform does the District Use? b) Provide % of seniors that completed FAFSA; What community partners can assist? c) Explore program used at Moreno Valley USD: Teachers as Counselors	Mr. Tillman Dr. Flores
11	07/10/18	Status update on a District Mariachi band	Dr. Flores
12	06/19/18	Provide other expenditures from 17-18 for professional development and other line items (e.g. Safety, English Learners, etc.)	Mr. Tillman
13	07/10/18 06/05/18	Provide year-end report on Charter schools based on 16 elements Provide annual Charter schools report	Dr. Flores Dr. Flores
14	07/24/18 06/05/18	Include District and CTE budgets, as well as needs Provide budgets for all Career Pathways	Dr. Flores Dr. Flores
15	04/17/18	Review Charter schools’ renewal process, including performance reviews	Dr. Wyatt
16	02/20/18	Create a District-wide orientation for incoming 9 <sup>th</sup> grade students to promote positive citizenship and provide information on colleges, scholarships, etc.	Dr. Hill
<b>HUMAN RESOURCES – DR. WISEMAN</b>			
1	08/07/18	Work with school sites on class overages	Dr. Flores
2	08/07/18	Coaching Principals Update	Board
<b>SCHOOL POLICE – CHIEF PAULINO</b>			
1	08/07/18	Provide 3-5 year trend data on Positive Ticket program	Dr. Wyatt
2	07/24/18	Provide ideas to decrease trespassing citations	Mrs. Rodgers
<b>STUDENT SERVICES – DR. PEREZ</b>			
1	08/21/18	Safe Routes to School: limit the # of safe routes to those we can manage well; make sure School Police supports efforts; work with City/contractor to ensure routes are clean; consider Meghan’s Law; work with Sandals Church as partner; team recognition.	Mr. Tillman Mrs. Medina Dr. Wyatt

Board of Education Meeting  
September 4, 2018

	<b>Date of Request</b>	<b>REQUESTS/QUESTIONS FOR FOLLOW UP</b>	<b>Requested By</b>
2	08/21/18	Explore the Give Back program	Dr. Hill
3	08/07/18	Report on Chronic Absenteeism	Board
4	08/07/18	Work with counselors on scheduling awareness (ex: two career pathways vs college prep)	Mrs. Rodgers
5	08/07/18	Investigate a “hybrid” program (traditional/independent study) for chronically absent students (continuation schools)	Dr. Wyatt
6	07/10/18	From Roles/Responsibilities of Counselors Presentation: a) Consider an “all day counseling model” b) Process for rolling out new counseling model to students	Dr. Hill
7	02/20/18	Create a “roving trophy” for different categories (ex: enrollment, campus beautification)	Dr. Hill

10.11 Future Agenda Items

<b>Request</b>	<b>Date</b>	<b>W</b>	<b>SP</b>	<b>SA</b>	<b>AP</b>	<b>AR</b>	<b>PH</b>
Unaudited Actuals Report	09/18/18					X	
Community Engagement Plan (CEP) Action Plan	09/18/18				X		
K-12 Textbook/Instruction Materials Incentive Program	09/18/18						X
KPI: CA Assessment of Student Performance & Progress (CAASPP)	10/02/18			X			
TSSP Schools Update	10/16/18				X		
KPI: College and Career Indicators	11/06/18			X			
1 <sup>st</sup> Interim Budget Report/LCAP Update	12/04/18				X		
KPI: English Learners Progress Indicator	01/08/19			X			
Career Pathways	01/22/19				X		
KPI: Grade 8/9 Math Success Rate	02/05/19			X			
Safety Update	02/19/19				X		
KPI: Third Grade Reading Proficiency	03/05/19			X			
2 <sup>nd</sup> Interim Budget Report/LCAP	03/19/19				X		
KPI: Parent Engagement	04/09/19			X			
Special Education Update	04/23/19				X		
Innovation Grant Awards	04/23/19				X		
KPI: School Climate	05/07/19			X			
19-20 BOE Meeting Calendar Adoption	05/07/19					X	
Coaching Systems	05/21/19				X		
Governor’s May Revise Budget Update	05/21/19					X	
KPI: Budget/LCAP	06/04/19			X			X
Annual Service Plan & Budget Requirement (SELPA)	06/04/19						X
Balances in Excess of Minimum Reserve Requirements	06/04/19						X
Fiscal Preliminary Budget/LCAP	06/04/19						X
Budget/LCAP Report/Adoption	06/18/19					X	

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

**SESSION ELEVEN**

**11.0 Summary of Board Requests**

**9:25 pm**

**SESSION TWELVE**

**12.0 Adjournment**

**9:30 pm**

At the May 1, 2018 Board Meeting, the 2018-19 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, September 18 at 5:30 p.m. in the Performing Arts Theater, Indian Springs High School, 650 N. Del Rosa Dr., 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: August 31, 2018