

**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**

<p align="center"><b>DR. BARBARA FLORES</b> Board Member</p> <p align="center"><b>MICHAEL J. GALLO</b> Board Member</p> <p align="center"><b>DR. MARGARET HILL</b> Board Member</p>	 <p align="center"><b>ABIGAIL MEDINA</b> President</p> <p align="center"><b>GWENDOLYN RODGERS</b> Vice President</p> <p align="center"><b>DALE MARSDEN, Ed.D.</b> Superintendent</p>	<p align="center"><b>DANNY TILLMAN</b> Board Member</p> <p align="center"><b>SCOTT WYATT, Ed.D.</b> Board Member</p>
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Board Meetings are streamed live at <https://www.youtube.com/user/SanBdoCitySchools/>

**July 24, 2018**

**Estimated Times**

***Reception***

***4:30 pm***

A reception will be held to welcome the new Assistant Superintendent of Student Services, Lorraine Perez, Ed.D.

**SESSION ONE**

***1.0 Opening***

***5:30 pm***

- 1.1 Call to Order
- 1.2 Pledge of Allegiance to the Flag
- 1.3 Adoption of Agenda
- 1.4 Inspirational Message – Dr. Barbara Flores
- 1.5 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.

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

**SESSION TWO**

**2.0 Closed Session 5:35 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**

Titles: Elementary School Principal

Middle School Principal

**Public Employee Discipline/Dismissal/Release**

**Student Matters/Discipline**

**Superintendent's Evaluation**

**SESSION THREE**

**3.0 Action Reported from Closed Session 6:05 pm**

**SESSION FOUR**

**4.0 Special Presentation(s) 6:10 pm**

**4.1 Recognition of All SBCUSD Employees**

**SESSION FIVE**

**5.0 Public Hearing(s) 6:15 pm**

**5.1 Public Hearing for the College Readiness Block Grant Plan**

**SESSION SIX**

- 6.0**    *Student Achievement* **6:20 pm**
- 6.1    Later School Start Times for Secondary Schools Update

**SESSION SEVEN**

- 7.0**    *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 MU Room, Indian Springs High School prior to the start of the Board Meeting.

**SESSION EIGHT**

- 8.0**    *Reports and Comments* **7:30 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* **8:15 pm**

**BOARD OF EDUCATION**

- 9.1    Approval of Minutes

**DEPUTY SUPERINTENDENT**

- 9.2    Ratification of the Renewal Agreement with Capitol Advisors Group, LLC, Sacramento, CA, to Provide Fiscal Expertise, Intergovernmental Relations and Advocacy Services to the District  
9.3    Ratification of the Renewal of the Consultant Services Agreement with Dr. Gary Yee, Oakland, CA, to Provide Consultant Services to the Board of Education and the Superintendent  
9.4    Ratification of the Renewal Agreement with Strategic Education Services, Sacramento, CA, to Provide Legislative Advocacy and Lobbying at the State Level for the District  
9.5    Ratification of the Renewal of the Consultant Services Agreement with Leadership Associates, LLC, La Quinta, CA, to Provide Executive Coaching Services

Board of Education Meeting  
July 24, 2018

***BUSINESS SERVICES***

- 9.6 Acceptance of Gifts and Donations to the District
- 9.7 Amendment No. 1 to the Professional Services Agreement with S.C. Anderson, Inc., for Construction Management At-Risk Services at Indian Springs High School Performing Arts Center
- 9.8 Cafeteria Warrant Register, June 1 - 30, 2018
- 9.9 Signature Authorization for Maintenance and Operations Director

***CONTINUOUS IMPROVEMENT***

- 9.10 Amendment No. 2 to Bid No. 17-14, Consulting Services - Administrative Coaching for Targeted Support for School Progress

***DISTRICT POLICE***

- 9.11 Ratification of Business and Inservice Meeting - District Police

***EDUCATIONAL SERVICES***

- 9.12 Agreement with Consortium on Reaching Excellence in Education, Placerville, CA, to Provide Elementary Reading Academy
- 9.13 Approval of the Local Control and Accountability Plan Federal Addendum
- 9.14 Payment for Services Rendered by Non-Classified Experts and Organizations - Educational Services
- 9.15 Ratification of Amendment No. 3 to the Agreement with Global Trade & Technology (GT2), Hawthorn Woods, IL, to Provide Year Three of the STEM Demonstration Project

***HUMAN RESOURCES***

- 9.16 Renewal of the Agreement with Fagen, Friedman & Fulfroft, LLP, Los Angeles, CA, to Provide Legal Services to the District
- 9.17 Payment of Counseling Supervisors – University of Redlands
- 9.18 Ratification of the Renewal Agreement with San Bernardino County Superintendent of Schools, San Bernardino, CA, for Reimbursement to the District for Classified Employees who are Attending College to Become California Teachers
- 9.19 Renewal of the Agreement with Clay Counseling Solutions, San Bernardino, CA, to Provide Mental Health Counseling and Support Services at North Park Elementary School
- 9.20 Renewal of the Agreement with RISE Interpreting, Inc., Hemet, CA, to Provide Interpreter Services to Deaf/Hearing-Impaired Individuals
- 9.21 Renewal of the Agreement with the Trustees of the California State University on Behalf of California State University, San Bernardino, CA, for Practical Learning Experiences at Shandin Hills Middle School

- 9.22 Renewal of the Consultant Services Agreement with Brenda Fogg, Lincoln, CA, to Provide Customer Service Training and Support
- 9.23 Renewal of the Memorandum of Understanding with The Association of California School Administrators and the Foundation for Educational Administration, Sacramento, CA, to Provide Professional Development for Leadership Coaches

### ***STUDENT SERVICES***

- 9.24 Agreement with Borrego Community Health Foundation, San Bernardino, CA, for Delivery of School-Based Health Care Services
- 9.25 Agreement with Visión y Compromiso, San Lorenzo, CA, to Provide Círculos de Bailoterapia (Cardio Dance Therapy) for District Community Members
- 9.26 Memorandum of Understanding with SAC Health System, San Bernardino, CA, to Provide Virtual Dental Home System of Care
- 9.27 Ratification of the Facilities Use Agreement with Highway West Vacations, LLC for Use of Flying Flags Resort & Campground, Buellton, CA, for San Andreas High School's Leadership Retreat
- 9.28 Ratification of the Renewal Agreement with ChildCare Careers, Brisbane, CA, to Provide Substitute Teachers for Allred Child Development Program
- 9.29 Ratification of the Renewal Agreement with ChildCare Careers, Brisbane, CA, to Provide Substitute Teachers for State Preschool Program
- 9.30 Renewal of the Agreement with CCR Analytics, Ventura, CA, to Assist the District in Completing Age-Appropriate Desired Result Developmental Profile Assessments for Each Child Enrolled in the Program
- 9.31 Renewal of the Agreement with Grid Alternatives, Riverside, CA, to Provide the Solar Futures Program at Arroyo Valley High School
- 9.32 Renewal of the Memorandum of Understanding with the Center for Oral Health, Pomona, CA, to Provide the Early Smiles Program
- 9.33 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
- 9.34 Lift of Expulsion of Student(s)

### **SESSION TEN**

#### ***10.0 Action Items***

***8:20 pm***

- 10.1 Personnel Report #2, Dated July 24, 2018
- 10.2 Resolution for Exemption to the Separation-From-Service Requirement Pursuant to Section 24214.5 or 26812 of the Education Code – Kenneth Bietz
- 10.3 Resolution of the Governing Board of the San Bernardino City Unified School District Denying the Charter Petition for Taylion San Bernardino Academy
- 10.4 Amendments to Board Policy 5117, Interdistrict Attendance, Students (First Reading)
- 10.5 New Board Policy 5131.2, Bullying, Students (First Reading)

Board of Education Meeting  
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- 10.6 Board On-Going Initiatives
- 10.7 Top 10
- 10.8 Board Follow Up
- 10.9 Future Agenda Items

**SESSION ELEVEN**

- 11.0** *Summary of Board Requests* **8:25 pm**

**SESSION TWELVE**

- 12.0** *Adjournment* **8:30 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, August 7 at 5:30 p.m. in Multi-Purpose Room, 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: July 20, 2018

Board of Education Meeting  
July 24, 2018

Board of Education Meeting  
July 24, 2018

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**SESSION ONE**

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***5:30 pm***

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

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***1.4 Inspirational Message – Dr. Barbara Flores***

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District Negotiator: Perry Wiseman

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Communications Workers of America  
San Bernardino School Police Officers Association  
San Bernardino Teachers Association

**Public Employee Appointment**

Titles: Elementary School Principal  
Middle School Principal

**Public Employee Discipline/Dismissal/Release**

**Student Matters/Discipline**

**Superintendent's Evaluation**

**SESSION THREE**

**3.0 Action Reported from Closed Session** **6:05 pm**

**SESSION FOUR**

**4.0 Special Presentation(s)** **6:10 pm**

**4.1 Recognition of All SBCUSD Employees**  
(Prepared by Communications/Community Relations)

WHEREAS the San Bernardino City Unified School District recognizes the professional dedication of its nearly 10,000 certificated and classified employees; and

WHEREAS the District commends all employees for their unparalleled contribution to the lives of students, as mentors and as examples of character who are indispensable to the mission of the District; and

WHEREAS it is timely and appropriate to recognize the extraordinary endeavors of employees like school librarians, who are honored on April 17, 2019; interpreters and translators, whose work is acknowledged on September 30, 2018; counselors, who are honored the week of February 4-8, 2019; school nurses, whose day is May 8, 2019; public safety dispatchers, who are recognized the week of April 7-13, 2019; cafeteria workers, who are celebrated May 6-10, 2019; clerical support personnel, including administrative assistants and secretaries, who are honored April 21-27, 2019; and custodial staff, whose hard work is celebrated on October 2, 2018;

THEREFORE, BE IT RESOLVED that the members of the Board of Education of the San Bernardino City Unified School District join our community in thanking all certificated and classified employees and honor them for accepting the charge of nurturing and educating our students.

#### SESSION FIVE

#### 5.0 *Public Hearing(s)*

*6:15 pm*

#### 5.1 Public Hearing for the College Readiness Block Grant Plan (Prepared by Educational Services)

The College Readiness Block Grant (CRBG) provides funding to county offices of education, school districts and charter schools to provide California's high schools pupils with additional supports to increase the number of 9-12 grade students that enroll at institutions of higher education and complete an undergraduate degree within four years. Language governing the allocation and use of the College Readiness Block Grant can be found in Senate Bill (SB) 828.

San Bernardino City Unified School District is eligible for the College Readiness Block Grant from the California Department of Education and has been awarded \$1,793,987.00 to be spent by the end of fiscal year 2018-2019.

SBCUSD has had numerous meetings with teachers, SBTA representatives, principals, district staff and parents to discuss the possible use of the College Readiness Block Grant. The grant requires that the local plan for use of the CRBG funds be heard in a public meeting of the Governing Board prior to its adoption at a subsequent board meeting. The following outlines the proposed plan for the allocated funds:

1. Providing professional development opportunities for teachers, administrators, and counselors to improve pupil A-G course completion rates, pupil college-going rates and college readiness of pupils.
2. Provide counseling services to pupils and their families regarding college admission requirements and financial aid programs.
3. Provide comprehensive advising plans to support pupil completion of A-G course requirements.
4. Provide support to schools by covering the cost of students fees for taking Advanced Placement exams (AP) and purchase material that support college readiness
5. Implementing collaborative partnerships between high schools and postsecondary educational institutions that support pupil transition to postsecondary education, including San Bernardino Valley College and California State University, San Bernardino.
6. Expanding access to coursework or other opportunities to satisfy A-G course requirements to all pupils.
7. Provide support to programs aligned with A-G completion; support a cross-section of programs and activities that directly support pupil matriculation to institutions of higher education, including community and four-year colleges/universities.
8. Purchase materials that support college readiness and A-G coursework.

All CRBG funds must be expended on or before June 30, 2019. The CRBG directly aligns with the District's Community Engagement Plan with the following strategies:

Strategy 1: Applied Learning

Strategy 2: Learning Beyond the Boundaries

Strategy 6: College and Careers

In addition, CRBG directly aligns with the District's Local Control and Accountability Plan, specifically referenced in:

**Goal 1: Academic Achievement**

Student academic performance, including English proficiency, will be at a "standards met or greater" level based on rigorous core content standards, resulting in a high school diploma. Emphasis will be placed on A-G coursework and college and career pathways.

**Strategy VII:** Provide linked-learning opportunities for students about College/Careers.

- a) Expand support of College/Career and Linked Learning program in high schools.
- b) Provide opportunities for at risk student groups to connect classroom content to real world applications through academic field trips, college tours, summer conferences, and career experiences.
- c) Expand College Career/Linked Learning, beginning at the elementary level, and develop a program to support a college going culture.
- d) Host college and career fairs.
- e) Provide qualified staff to support the college/career and linked learning programs.
- f) All students have access to A-G courses based on program needs.

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<b>College Readiness Block Grant (CRBG) Plan 2017-2019</b>			
<b>Items</b>	<b>Amount Summer 2017-18 (Pending Board Approval)</b>	<b>Amount 2018-19</b>	<b>CRBG Planned Activity Alignment Reference</b>
AP/IB Boot Camps	\$25,000.00	\$25,000.00	1,3,7
IB Test Prep	\$13,000.00	\$26,781.80	1,3
Superintendent's Summer Graduation	\$85,000.00	\$80,000.00	1,3
San Bernardino Valley College Concurrent Enrollment Fees & Books	\$1,500.00	\$46,500.00	1,2,5,6
Science Equipment for High Schools		\$46,950.00	6,8
IB Instructional Materials		\$25,000.00	2,6,7,8
High School Technology	\$40,000.00		6,7,8
Science Fair		\$12,300.00	3, 4, 6, 7, 8
IB/AP Summer Conferences (70 Attendees)	\$42,000.00	\$90,000.00	1,6,7,8
GEAR UP Conference (160 Attendees)	\$17,000.00	\$148,062.00	1,6,7,8
APEX Software Subscriptions - District High Schools		\$70,000.00	3,6,8
College Board Contract		\$65,000.00	4,5,7,8
Princeton Review Contract		\$16,000.00	4,5,7,8
Agile Mind Contract (Includes licenses & books for high schools)		\$32,380.00	6,8
Grading Practices Consultant - Doug Reeves Contract		\$60,000.00	1,6,7
Elevated Achievement Group - ELA Curriculum Guide Consultant Contract		\$153,250.00	1,5,6,7
Houghton Mifflin Harcourt Consultant Contract		\$5,900.00	1,6,8
Inland Area Writing Project - ELA Consultant Contract		\$4,725.00	1,6,8
Core Literacy ELA Contract		\$34,193.70	1,6,8
CORE Literacy Books		\$10,000.00	6,8
UCLA Math Consultant Contract		\$239,244.50	1,5,6,7
UCLA - History Curriculum Guide Consultant Contract		\$53,200.00	1,5,6,7

Virtual Learning		\$60,000.00	1,2,3,6
ADI Argument Driven Inquiry		\$23,000.00	1,8
Science Assessment Creation		\$151,000.00	1,6,8
Equal Opportunity Schools AP Contract		\$92,000.00	4,5,7,8
<b>Total</b>	<b>\$223,500.00</b>	<b>\$1,570,487.00</b>	<b>\$1,793,987.00</b>

It is appropriate at this time to conduct a public hearing.

**Conduct a Public Hearing**

**SESSION SIX**

**6.0 *Student Achievement***

**6:20 pm**

**6.1 Later School Start Times for Secondary Schools Update  
 (Prepared by Deputy Superintendent)**

On August 15, 2017, members of the Later School Start Times committee presented information to the Board of Education on adolescent sleep and later school start times. The information was gathered from the Adolescent Sleep, Health and School Start Times Conference in Washington, D.C. in April, 2017. As a result of the presentation, the Board tasked District staff with presenting and gathering input from a variety of stakeholders in the community (parents, students, employees and community). Members of the Later School Start Times committee will present an update on the input gathered from various sources for the Board’s consideration.

**SESSION SEVEN**

**7.0 *Public Comments***

**7:00 pm**

This is the time during the agenda when the Board of Education is prepared to receive comments from members of the public on any matter within its subject matter jurisdiction. If you wish to address the Board, please complete a “Request to Address the Board of Education” form located in the Community Room prior to the start of the Board Meeting.

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

Any person wishing to make complaints against District employees is asked to file the appropriate complaint form prior to this meeting. Speakers are cautioned that under

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

## SESSION EIGHT

### 8.0 *Reports and Comments*

7:30 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.

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July 24, 2018

**SESSION NINE**

**9.0 Consent Calendar**

**8:15 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 June 5, 2018 be approved as presented.

***DEPUTY SUPERINTENDENT***

**9.2 Ratification of the Renewal Agreement with Capitol Advisors Group, LLC, Sacramento, CA, to Provide Fiscal Expertise, Intergovernmental Relations and Advocacy Services to the District**

(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the ratification of the renewal agreement with Capitol Advisors Group, LLC, Sacramento, CA, to provide fiscal expertise, intergovernmental relations and advocacy services to the District at a monthly cost of \$3,000.00, effective July 1, 2018 - June 30, 2019. The total cost, not to exceed \$42,000.00, includes a not to exceed amount of \$6,000.00 for travel expenses to be paid from the Unrestricted General Fund - Administrative Services, Account No. 041.

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

Requester/Approver: Deputy Superintendent

- 9.3 Ratification of the Renewal of the Consultant Services Agreement with Dr. Gary Yee, Oakland, CA, to Provide Consultant Services to the Board of Education and the Superintendent  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the ratification of the renewal of the consultant services agreement with Dr. Gary Yee, Oakland, CA, to work with the Board and the Superintendent to review ongoing formal and informal evaluation protocols in closed session; collection of data through document review, observation of Board meetings, and interviewing Board members; facilitate the development of a Board self-evaluation process to ensure organizational effectiveness in the conduct of the work of the Board; and facilitate review of existing Board procedures and policies, effective July 1, 2018 - June 30, 2019. The cost, not to exceed \$28,000.00 payable at the daily rate of \$1,200.00 for 20 days plus reimbursable expenses not to exceed \$4,000.00, will be paid from the Unrestricted General Fund – Administrative Services, Account No. 041.

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

Requester/Approver: Deputy Superintendent

- 9.4 Ratification of the Renewal Agreement with Strategic Education Services, Sacramento, CA, to Provide Legislative Advocacy and Lobbying at the State Level for the District  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the ratification of the renewal agreement with Strategic Education Services, Sacramento, CA, to provide legislative advocacy and lobbying at the state level for the District, effective July 1, 2018 - June 30, 2019. The total cost, not to exceed \$54,200.00 payable at the cost of \$4,100.00 per month and \$5,000.00 for reimbursables, will be paid from the Unrestricted General Fund – Board of Education, Account No. 066.

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

Requester/Approver: Deputy Superintendent

9.5 Ratification of the Renewal of the Consultant Services Agreement with Leadership Associates, LLC, La Quinta, CA, to Provide Executive Coaching Services  
 (Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the ratification of the renewal of the consultant services agreement with Leadership Associates, LLC, La Quinta, CA, to provide approximately 24 days of executive coaching services at the daily cost of \$1,250.00, effective July 1, 2018 - June 30, 2019. The total cost, not to exceed \$30,000.00, will be paid from the Unrestricted General Fund – Administrative Services, Account No. 041.

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

Requester/Approver: Deputy Superintendent

***BUSINESS SERVICES***

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

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

SITE	DONOR	DONATION AND PURPOSE	AMOUNT	VALUE
Communications/ Community Relations	Culver-Newlin, Corona, CA	305 stadium seat cushions to sponsor Summer Management Conference		\$2,566.38
Arroyo Valley High School	Adrian S. Rivera and Cynthia L. Rivera, San Bernardino, CA	To sponsor boys basketball club expenses	\$125.00	
Nutrition Services Department	San Bernardino Public Health Nutrition, San Bernardino, CA	5 - 55" Digital Flat Screens with accessories & installations for the proposed school sites: Anton, Brown, Dominguez, Jones & Norton elementary schools to support students with nutrition education, meals of the month, menu information		\$17,240.60
Arroyo Valley High School	Making Hope Happen Foundation, San Bernardino, CA	To support Sound of String Club expenses	\$300.00	
Cajon High School	Hope Reigns Charity Foundation, Ontario, CA	To support boy's baseball club	\$1,750.00	

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

Requester: Various

Approver: Chief Business Officer, Business Services

- 9.7 Amendment No. 1 to the Professional Services Agreement with S.C. Anderson, Inc., for Construction Management At-Risk Services at Indian Springs High School Performing Arts Center  
(Prepared by Facilities/Operations)

BE IT RESOLVED that the Board of Education approves amending the professional services agreement with S.C. Anderson, Inc., Bakersfield, CA, for Construction Management At-Risk Services at Indian Springs High School Performing Arts Center approved on June 7, 2016, Agenda No. 11.18. This amendment is for additional construction management services due to the Orchestra Pit addition. The cost, not to exceed \$57,616.00, will be paid from Funds 21, 25, and 40. All other terms and conditions remain the same.

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

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

- 9.8 Cafeteria Warrant Register, June 1 - 30, 2018  
(Prepared by Business Services)

BE IT RESOLVED that the Cafeteria Warrant Register, June 1 - 30, 2018, be ratified and/or approved.

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

- 9.9 Signature Authorization for Maintenance and Operations Director  
(Prepared by Facilities/Operations)

BE IT RESOLVED that the Board of Education approves signature authority for Douglas Mefford, Director of Maintenance & Operations, effective July 25, 2018 until revoked, for change orders not exceeding in total 10 percent of the original contract price. All other terms and conditions remain the same.

Requester: Administrator of Operations, Facilities/Operations  
Approver: Chief Business Officer, Business Services

**CONTINUOUS IMPROVEMENT**

9.10 Amendment No. 2 to Bid No. 17-14, Consulting Services - Administrative Coaching for Targeted Support for School Progress  
 (Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves amending Bid No. 17-14, Administrative Coaching for Targeted Support for School Progress, as approved on March 20, 2018, Agenda No. 7.25. The amendment is necessary to delete the following services: Site Audit and Leadership & Professional Development at the cost of \$495,175.00 and to add Summer Instructional Services for a new contract amount of \$970,399.86. The cost will be paid from the Restricted General Fund - NCLB Title I Program Improvement School Support, Account No. 524 and the Unrestricted General Fund - Targeted School Support for Progress, Account No. 243. All other terms and conditions remain the same.

<b>SUMMER INSTRUCTIONAL SERVICES - JUNE 11 – 28, 2018</b>	
<b>SITE</b>	<b>COST</b>
Hunt Elementary School	\$96,589.00
Kendall Elementary School	\$96,589.00
Del Vallejo Middle School	\$49,997.50
King Middle School	\$49,997.50
Shandin Hills Middle School	\$97,237.86
Arroyo Valley High School	\$95,933.00
<b>Total</b>	<b>\$486,343.86</b>

<b>SUMMER INSTRUCTIONAL SERVICES - JULY 16 – 27, 2018</b>	
<b>SITE</b>	<b>COST</b>
Barton Elementary School	\$92,132.00
Del Rosa Elementary School	\$97,670.00
Lincoln Elementary School	\$96,589.00
Monterey Elementary School	\$97,670.00
Del Vallejo Middle School	\$49,997.50
King Middle School	\$49,997.50
<b>Total</b>	<b>\$484,056.00</b>
<b>Total Summer Instructional Services June – July</b>	<b>\$970,399.86</b>

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, Continuous Improvement

***DISTRICT POLICE***

9.11 Ratification of Business and Inservice Meeting - District Police  
(Prepared by Business Services)

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

To attend the Fontana Police Department 2018 Basic Explorer Academy, July 9 - 14, 2018 in Fontana, CA. The total cost, including meals and mileage per District guidelines, not to exceed \$1,200.00, will be paid from the District Police Local Control Accountability Plan (LCAP) Account No. 419.

Angie Cortez            Destany Cruz            Joshua Echeverria            Daniel Estrada  
Valeria Ibarra            Alfredo Perez            Brandon Soto  
(Explorers, District Police)

Requester/Approver: Chief of Police, District Police

***EDUCATIONAL SERVICES***

9.12 Agreement with Consortium on Reaching Excellence in Education, Placerville, CA, to Provide Elementary Reading Academy  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with Consortium on Reaching Excellence in Education (CORE), Placerville, CA, to provide the Elementary Reading Academy up to eight (8) cohorts for 50 teachers per cohort and five (5) days of connections to Wonders including all instructional materials at a cost of \$172,811.20; one (1) day of administrative overview for 52-100 elementary school principals and possibly program facilitators including all instructional materials at a cost of \$5,731.49; four (4) days of training of trainers for 15 program specialists and administrators including all instructional materials at a cost of \$12,481.00 for a total cost for training services of \$124,220.00 and a total cost of materials \$66,803.69, effective September 5, 2018 - January 15, 2019. The cost for services, not to exceed \$191,023.69, will be paid from Restricted General Fund - NCLB Title I Program Improvement School Support, Account No. 524.

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 Approval of the Local Control and Accountability Plan Federal Addendum  
(Prepared by Educational Services)

BE IT RESOLVED that the Local Control and Accountability Plan (LCAP) Federal Addendum is meant to supplement the LCAP to ensure that eligible Local Educational Agency (LEA) have the opportunity to meet the LEA Plan provisions of the Every Student Succeeds Act (ESSA). California's ESSA State Plan significantly shifts the state's approach to the utilization of federal resources in support of underserved student groups. This LCAP Federal Addendum provides LEAs with the opportunity to document their approach to maximizing the impact of federal investments in support of underserved students. The implementation of ESSA in California presents an opportunity for LEAs to innovate with their federally-funded programs and align them with the priority goals they are realizing under the state's Local Control Funding Formula (LCFF).

BE IT FURTHER RESOLVED that San Bernardino City Unified School District has completed the LCAP Federal Addendum template to include the previously approved Local Education Agency Plan. The LCAP Federal Addendum provides strategies and services using federal funds that are aligned with and supplement local priorities funded with state funds.

Requester: Director of Categorical Programs

Approver: Assistant Superintendent, Educational Services

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

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

Scott Lang Leadership, Chandler, AZ, to provide a three-hour workshop for 30 teachers at the District's Summer Professional Learning & Collaboration Conference to be held at the Ontario Convention Center, effective July 31, 2018. Topics covered will be: Get More, Putting a Professional Spin on Everything You Do; Avoiding Burnout; and Create a Culture, Not Just a Classroom. The cost, not to exceed \$2,750.00 including all travel expenses, will be paid from the Restricted General Fund - NCLB Title I Program Improvement School Support, Account No. 524.

Requester: Director, Secondary Education

Approver: Assistant Superintendent, Educational Services

University of California, Riverside, CA, Inland Area Writing Project (IAWP), to provide three (3) sessions for middle school teachers and six (6) sessions for high school teachers at a cost per session of \$525.00 for 60 teachers per session on professional learning in the

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area of writing instruction, effective July 31, 2018. The professional development will take place during the District's Summer Professional Learning & Collaboration Conference to be held at the Ontario Convention Center. The cost, not to exceed \$4,725.00, will be paid from the Restricted General Fund - NCLB Title I Program Improvement School Support, Account No. 524.

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

- 9.15 Ratification of Amendment No. 3 to the Agreement with Global Trade & Technology (GT2), Hawthorn Woods, IL, to Provide Year Three of the STEM Demonstration Project  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the ratification of the amendment to the agreement with Global Trade & Technology (GT2), Hawthorn Woods, IL, approved on October 3, 2017, Agenda Item No. 9.19. The agreement is being amended to extend the term of the agreement from June 30, 2018 - October 31, 2018 to complete Year Three of the STEM Demonstration Project at a not to exceed cost \$995,830.68. The costs will be paid from the Unrestricted General Fund - Local Control Accountability Plan (LCAP), Account No. 419. All other terms and conditions remain the same. **There are no additional costs to the District.**

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***

- 9.16 Renewal of the Agreement with Fagen, Friedman & Fulfroft, LLP, Los Angeles, CA, to Provide Legal Services to the District  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the renewal agreement with Fagen, Friedman & Fulfroft, LLP, Los Angeles, CA, to provide legal services to the District, effective July 25, 2018 - June 30, 2019. The total cost, not to exceed \$10,000.00 payable at the hourly rate for Associate of \$215.00 - \$245.00 and the hourly rate for Partner of \$275.00 - \$310.00, will be paid from the Unrestricted General Fund – Legal Fees, Account No. 077.

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

9.17 Payment of Counseling Supervisors – University of Redlands  
(Prepared by Human Resources)

BE IT RESOLVED that the District is in receipt of check number 0103086 from University of Redlands in the amount of \$400. The District has an agreement with the University of Redlands to allow university students to do Educational Field Work in the District, under assigned speech/communication supervisors, for which the District is paid an honorarium. The District wishes to pay this honorarium to the speech/communication site supervisors.

BE IT FURTHER RESOLVED that the Board of Education approves payment for services as a speech/communication supervisor during Spring 2018, as provided for in the agreement with the University of Redlands, as follows:

Leroy, Christina	\$200.00
McCulloch, Caitlin	\$200.00

Requester: Director, Employment & Recruitment

Approver: Assistant Superintendent, Human Resources

9.18 Ratification of the Renewal Agreement with San Bernardino County Superintendent of Schools, San Bernardino, CA, for Reimbursement to the District for Classified Employees who are Attending College to Become California Teachers  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves ratification of the renewal agreement with San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, CA, for reimbursement to the District for tuition, books, and fees for classified employees attending college with the goal to become California teachers, effective July 1, 2018 - June 30, 2019. SBCSS shall reimburse the District in the amount of \$3,600.00 per classified employee for a total of twenty-one (21) classified employees transferring to credentialed positions. The total amount paid shall not exceed \$75,600.00. **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, Employee Development Department

Approver: Assistant Superintendent, Human Resources

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- 9.19 Renewal of the Agreement with Clay Counseling Solutions, San Bernardino, CA, to Provide Mental Health Counseling and Support Services at North Park Elementary School  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Clay Counseling Solutions, San Bernardino, CA, to provide trauma-informed mental health counseling to up to 40 students weekly provided by a clinical therapist, provide 20 parent education sessions for up to 45 parents, provide ten days of Synergy Day Leader training, and host a campus-wide Synergy Day for students and staff, effective July 25, 2018 - June 30, 2019. The total cost, not to exceed \$104,000.00, 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

- 9.20 Renewal of the Agreement with RISE Interpreting, Inc., Hemet, CA, to Provide Interpreter Services to Deaf/Hearing-Impaired Individuals  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with RISE Interpreting, Inc., Hemet, CA, to provide interpreter services to deaf/hearing-impaired individuals at an hourly cost of \$70.00, effective July 25, 2018 - June 30, 2023. The total cost, not to exceed \$25,000.00 annually, 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: Director, Affirmative Action  
Approver: Assistant Superintendent, Human Resources

- 9.21 Renewal of the Agreement with the Trustees of the California State University on Behalf of California State University, San Bernardino, CA, for Practical Learning Experiences at Shandin Hills Middle School  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with the Trustees of the California State University on behalf of California State University, San Bernardino, CA, for Shandin Hills Middle School to provide their University students with student-focused learning experiences in keeping with the students' and the University's learning objectives and goals, effective August 6, 2018 – June 7, 2019. The University will work closely with the District to meet the expectations and priorities of

Shandin Hills Middle School as well as the students' outcomes. **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, Shandin Hills Middle School  
Approver: Assistant Superintendent, Human Resources

9.22 Renewal of the Consultant Services Agreement with Brenda Fogg, Lincoln, CA, to Provide Customer Service Training and Support  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the consultant services agreement with Brenda Fogg, Lincoln, CA, to provide monthly customer service training and support for 20-25 District employees at a rate of \$1,000.00 per workshop, effective July 25, 2018 - June 30, 2019. The total cost, not to exceed \$25,000.00 including travel expenses, 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

9.23 Renewal of the Memorandum of Understanding with The Association of California School Administrators and the Foundation for Educational Administration, Sacramento, CA, to Provide Professional Development for Leadership Coaches  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the memorandum of understanding with The Association of California School Administrators (ACSA) and the Foundation for Educational Administration (FEA), Sacramento, CA, to provide two days of professional development in ACSA Leadership Coaching strategies, skills, and resources for 12 coaches at a cost per new coach of \$650.00 for a total of \$7,800.00; one-day program orientation training for 12 coaches at no cost; two-days of California Network of School Leadership Coaches (CNET) for 40 credential coaches (\$185.00 per credential coaches and \$450.00 per non credential coaches) at a cost of \$7,400.00; and ACSA Leadership Coach Certification for 12 coaches at a cost of \$75.00 per portfolio submission at a cost of \$900.00, effective July 25, 2018 - June 30, 2019. The total cost, not to exceed \$16,100.00 includes all materials, 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: Director, Employee Development  
Approver: Assistant Superintendent, Human Resources

***STUDENT SERVICES***

- 9.24 Agreement with Borrego Community Health Foundation, San Bernardino, CA, for Delivery of School-Based Health Care Services  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with Borrego Community Health Foundation (BCHF), San Bernardino, CA, for delivery of school-based health care services which may include basic primary care, family practice, and preventive care including age appropriate immunizations and acute care as well as mobile dental services to approximately 500 District students, effective July 25, 2018 - June 30, 2019. BCHF will also assist in the application process for public programs including Child Health and Disability Prevention (CHDP) and Medi-Cal. **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

- 9.25 Agreement with Visión y Compromiso, San Lorenzo, CA, to Provide Círculos de Bailoterapia (Cardio Dance Therapy) for District Community Members  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into an agreement with Visión y Compromiso (VyC), San Lorenzo, CA, to provide Círculos de Bailoterapia (cardio dance therapy) for up to 25 District community members, effective July 25, 2018 – June 30, 2019. This two-day, 12-hour training provides the information and skills they need to help community members incorporate moderate movement into their everyday lives and develop social networks that offer critical peer support to sustain these physical activity levels and lifestyle changes into the future. Delivered by VyC's expert trainers at District Family Engagement Centers, the curriculum modules include the role of nutrition and food in exercise; living with diabetes and other chronic diseases; strategies for healthy eating; understanding aerobic exercise and intensity levels; how to develop the right physical program for the community; and instructor's roles and responsibilities. **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

- 9.26 Memorandum of Understanding with SAC Health System, San Bernardino, CA, to Provide Virtual Dental Home System of Care  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves entering into a memorandum of understanding with SAC Health System, San Bernardino, CA, to provide Virtual Dental Home (VDH) System of Care for approximately 500 District students, effective July 25, 2018 - June 30, 2019. The VDH system of care involves community-based Registered Dental Hygienists and Registered Dental Assistants and dental navigators collaborating with dentists using tele-dentistry technology. Services may include health promotion and prevention education; dental disease risk assessment; preventive procedures; sealants; and tracking and supporting the individual in obtaining additional care and following the recommendations for additional services. **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

- 9.27 Ratification of the Facilities Use Agreement with Highway West Vacations, LLC for Use of Flying Flags Resort & Campground, Buellton, CA, for San Andreas High School's Leadership Retreat  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the ratification of the facilities use agreement with Highway West Vacations, LLC for use of Flying Flags Resort & Campground, Buellton, CA, for San Andreas High School's Leadership Retreat for 9 teachers and administrators, effective July 9 - 12, 2018. The cost, not to exceed \$7,272.56 including the costs for lodging, food and beverage, and meeting rooms, 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, San Andreas High School  
Approver: Assistant Superintendent, Student Services

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- 9.28 Ratification of the Renewal Agreement with ChildCare Careers, Brisbane, CA, to Provide Substitute Teachers for Allred Child Development Program  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the ratification of the renewal agreement with ChildCare Careers, Brisbane, CA, to provide permitted pre-screened substitute teachers, effective July 1, 2018 - June 30, 2019. The cost, not to exceed \$30,000.00, will be paid from the Restricted Child Development Fund – Children’s Center, Account No. 250.

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

Requester: Coordinator, Allred Child Development Program  
Approver: Assistant Superintendent, Student Services

- 9.29 Ratification of the Renewal Agreement with ChildCare Careers, Brisbane, CA, to Provide Substitute Teachers for State Preschool Program  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves the ratification of the renewal agreement with ChildCare Careers, Brisbane, CA, to provide permitted pre-screened substitute teachers, effective July 1, 2018 - June 30, 2019. The cost, not to exceed \$100,000.00, will be paid from the Restricted Child Development Fund – Preschool, Account No. 252.

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

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

- 9.30 Renewal of the Agreement with CCR Analytics, Ventura, CA, to Assist the District in Completing Age-Appropriate Desired Result Developmental Profile Assessments for Each Child Enrolled in the Program  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with CCR Analytics, Ventura, CA, to assist the District in completing age-appropriate Desired Result Developmental Profile (DRDP) Assessments for each child enrolled in the program, effective July 25, 2018 - June 30, 2019. DRDP Scan/Analysis for 3,600 students at a cost of \$9,900.00 and Parent Survey for 1,800 students at a cost of \$2,700.00, for a total cost, not to exceed \$12,600.00, will be paid from the Restricted Child Development Fund – Preschool, Account No. 252.

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

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

9.31 Renewal of the Agreement with Grid Alternatives, Riverside, CA, to Provide the Solar Futures Program at Arroyo Valley High School  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the agreement with Grid Alternatives, Riverside, CA, to provide the Solar Futures Program for approximately 90 students from the Arroyo Valley High School CORE Academy at a cost of \$250.00 per student, effective August 6, 2018 - May 30, 2019. Students will participate in the following classes: General Foundational Knowledge (2.5 hour class), Google Sketch-up (2 hour class), Outreach/Marketing & Solar Finance (1.5 hour class), and Career Planning (1.5 hour class). Each student will have the opportunity to help install a solar electric system on an actual home for a low-income homeowner. The cost, not to exceed \$22,500.00, will be paid from the Restricted General Fund – CA Partnership Academies: Clean Technology, Account No. 495. **Requester: Site**

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

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

9.32 Renewal of the Memorandum of Understanding with the Center for Oral Health, Pomona, CA, to Provide the Early Smiles Program  
(Prepared by Business Services)

BE IT RESOLVED that the Board of Education approves renewing the memorandum of understanding with the Center for Oral Health, Pomona, CA, to provide the Early Smiles Program for up to 1,800 District students, effective August 1, 2018 - June 30, 2019. The Early Smiles Program will work to address and alleviate the barriers to optimal oral health for children ages 0-5 years old by supporting oral health screening and prevention services, providing targeted oral health education, and navigating participants through the healthcare system. **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, Preschool Central  
Approver: Assistant Superintendent, Student Services

**Youth Services**

- 9.33 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:

**05/22/2004**

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

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

**02/15/2004    08/04/2002    01/25/2005**

**SESSION TEN**

**10.0 Action Items**

**8:20 pm**

**10.1 Personnel Report #2, Dated July 24, 2018**  
(Prepared by Human Resources)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Personnel Report #2, dated July 24, 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 Resolution for Exemption to the Separation-From-Service Requirement Pursuant to Section 24214.5 or 26812 of the Education Code – Kenneth Bietz**  
(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 teacher KENNETH BIETZ.

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

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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 substitute teachers to provide daily coverage for teacher absences. The daily average substitute need for San Bernardino City Unified, is 400 substitute teachers.

AND BE IT FURTHER RESOLVED that the Board wishes to help meet this critical need by hiring KENNETH BIETZ, 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 KENNETH BIETZ 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 KENNETH BIETZ 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.

10.3 Resolution of the Governing Board of the San Bernardino City Unified School District Denying the Charter Petition for Taylion San Bernardino Academy  
(Prepared by Educational Services)

It is recommended that the following resolution be adopted:

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

WHEREAS, on April 23, 2018, a charter school petition (“Charter” or “Petition”) for Taylion San Bernardino Academy (“Taylion” or “Charter School”) was delivered to the District; and

WHEREAS, Taylion currently operates independent study program, including at the site proposed within the District’s boundaries, pursuant to a Charter approved by Adelanto Elementary School District (“AESD”) and a waiver from the State Board of Education valid through June 30, 2018; and

WHEREAS, pursuant to the Charter Schools Act, Taylion may not continue to operate all of its current independent study campuses pursuant to the charter authorized by AESD and the District is aware that Taylion has chosen to separate its operating schools into several separate charters and seek authorization from multiple potential authorizers, including the District for independent study charter schools.

WHEREAS, in accordance with the Charter Schools Act of 1992, the Charter was brought to the District Board meeting of May 22, 2018, at which time it was received by the District Board, thereby commencing the timelines for District Board action thereon; and

WHEREAS, a public hearing on the provisions of the Charter was conducted on June 19, 2018, at which time the District Board considered the level of support for this Charter by teachers employed by the District, other employees of the District, and parents; and

WHEREAS, at that public hearing representatives of Taylion, several parents, students and some other members of the public spoke in support of the Charter, but no District teachers or other employees of the District spoke in favor of the Charter; SBTA representatives expressed concerns regarding the charter petition; and

WHEREAS, the Charter proposes to be operated by Taylion High Desert Academy/Adelanto (“THDA”), a nonprofit public benefit corporation; and

WHEREAS, the Charter proposes a K-12 program; and

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

WHEREAS, charter schools are subject to the requirements of federal law, including, but not limited to, the Family Educational Rights and Privacy Act, 20 U.S.C. § 1232g, the Individuals with Disabilities Education Improvement Act, 20 U.S.C. §1400, *et seq.*, Section 504 of the Rehabilitation Act of 1973, and the Americans with Disabilities Act; and

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

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

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

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

BE IT FURTHER RESOLVED AND ORDERED that the District Board, having fully considered and evaluated the Charter for the establishment of Taylion, hereby finds granting the Charter not to be consistent with sound educational practice, based upon numerous grounds and factual findings including, but not limited to, the following, and hereby denies the Charter pursuant to Education Code Section 47605:

- I. The Charter School presents an unsound educational program for the pupils to be enrolled in the Charter School. [Education Code Section 47605(b)(1)]
- II. The petitioners are demonstrably unlikely to successfully implement the program set forth in the Charter. [Education Code Section 47605(b)(2)]

- III. The Charter does not contain reasonably comprehensive descriptions of all of the required elements. [Education Code Section 47605(b)(5)]
- IV. THE CHARTER DOES NOT CONTAIN THE NUMBER OF SIGNATURES REQUIRED BY EDUCATION CODE SECTION 47605(a) [Education Code § 47605(b)(3)]

BE IT FURTHER RESOLVED AND ORDERED that the District Board hereby determines the foregoing findings are supported by the following specific facts:

- I. THE CHARTER SCHOOL PRESENTS AN UNSOUND EDUCATIONAL PROGRAM FOR THE PUPILS TO BE ENROLLED IN THE CHARTER SCHOOL. [Education Code Section 47605(b)(1)]

The Charter proposes to replicate and continue the educational program that it currently operates pursuant to its charter from AESD, but the academic results for that program, are not sound.

**A. Description of the Proposed Educational Program Is Unduly Vague**

The Charter School’s description of its proposed educational program is general and vague, and offers little in terms of substance or specific practical details. For example, the Petition lacks specific services to be provided to SDC students, a realistic and appropriate home schooling plan for K-6 students, and an inaccurate and insufficient description of the blended learning program. These deficiencies are likely to academically harm students enrolled in the program, particularly those from high-risk and underserved communities and backgrounds.

During both the Capacity Interview and a review of the K-8 work during the site visit, there was a large lack of knowledge in regards to the depth and knowledge of the K-8 program. For example, the master agreement for the kindergartner work reviewed listed all the common core standards, but the work samples submitted were nothing more than tracing and drawing lines that did not require any higher thinking skills or show growth and progress by the student in completing any standards as required by the state.

During the Capacity Interview, no one spoke to any depth regarding curriculum, ELD, interventions, GATE, or support for the K-8 program other than the program would be a small component of the school. While the depth and sequence provided by the school lists curriculum and correlating standards, this was not evident in the master agreement or work samples provided.

The description of Taylion’s plan for English Learners (“EL”) is inadequate. The issues of concern regarding the EL plan include:

During the District's site visit, it was noted that the school currently does not have an ELD program at the site. The school plans on utilizing Highpoint for the upcoming school year. Highpoint, as a program, is not an ELD for language acquisition, but is more remedial in scope and sequence. This lack of program is a violation of state law to provide ELD even if the school only enrolls one student. There was no indication of either designated or integrated instruction or that the students recently reclassified as Fully English Proficient were being monitored or if students were in the process of being reclassified at all. The Petition states monitoring is for two years while the law states monitoring it to occur for four, thus demonstrating a lack of understanding of the applicable laws. There was no designation by teachers on identifying and providing support to English Learners. While the petition refers to an ELAC and DELAC, there was no evidence of such a group in existence at the school or that important documents such as IEPs, Progress Reports, and letters home were translated in the appropriate language.

*CAASP Scores:* The 2017 scores indicate that Taylion had a combined *Exceeded Standard* and *Standards Met* score in ELA of 21.53%. This compares to the District score of 36.4%. In mathematics, Taylion had a score of 11.53% compared to the District average of 23.58%.

The completion percentage for Taylion was 121 valid scores of 164 enrolled or 73.7% compared to the district of 25,845 valid scores of 26,596 enrolled or 97.1%

The discrepancy is more marked in ELs as Taylion had 0% exceeding or met in ELA or math with only 16/26 enrolled 61% completing the text as compared to 11.2% in ELA and 9.55% for the District with 6,056 valid scores out of 6,225 enrolled or 97.28%.

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

There are concerns with Taylion's budget documents, including but not limited to the following:

**A. Budget and Cash Flow**

Taylion expects to borrow funds from Taylion High Desert to meet cash requirements into the first two years of operation, until State revenue payments suffice. However, the Petition does not include a plan if ADA projections don't materialize in the first two years or if Taylion High desert cannot sustain the loan.

**B. Facilities**

Taylion’s proposed Moreno Valley, Pomona, Long Beach and Riverside site locations do not comply with the Charter Schools Act and the description of facilities in the Charter is inadequate. The Petition indicates that the Petitioners expect to operate two sites within the District boundaries and additional sites in Moreno Valley, Pomona, Long Beach and Riverside, all of which are outside of the District’s boundaries, presumably as satellite facilities in accordance with Education Code Section 47605.1(c).

1. The Petition, however, provides no information regarding these sites other than providing an address. The Petition does not include the required description of the facilities to be used for the proposed Charter School, or how these would be operated in accordance with the specific requirements and limitations of Education Code Section 47605.1(c).
2. Taylion may not obtain approval of an initial Charter that includes a site outside of the geographic boundaries of the District. Education Code Section 47605(a)(1) specifies that a petition submitted to a district proposing to establish a charter school “shall identify a single charter school that will operate within the geographic boundaries of that school district. A charter school may propose to operate at multiple sites within the school district if each location is identified in the charter school petition.” An additional site may be established only through approval of a subsequent material revision. (Ed. Code § 47605(a)(4).)

The exception for satellite facilities to support non classroom-based independent study applies to satellite sites to be located in a county adjacent to the county “in which the charter school is authorized” and subject to several conditions. (Ed. Code § 47605.1(c).) Taylion is not currently authorized, therefore, at this time it cannot propose or operate any satellite facilities, including the sites located in Moreno Valley, Pomona, Long Beach and Riverside.

III. THE CHARTER DOES NOT CONTAIN REASONABLY COMPREHENSIVE DESCRIPTIONS OF ALL OF THE REQUIRED ELEMENTS. [Education Code Section 47605(b)(5)]

A. **Description of the Governance Structure [Ed. Code §47605(b)(5)(D)]**

The Petition indicates the Charter School will be “operated by a California non-profit public benefit corporation named Taylion High Desert Academy/Adelanto.” However, this non-profit is not registered on the Department of Justice website and does not have current articles of incorporation or bylaws registered. This creates significant concern regarding the lawful and appropriate operation of the school.

The Petition also indicates the Charter School will comply with the Political Reform Act (Government Code Sections 87000 *et seq.*), stating:

A Conflict of Interest Code has been, or upon Charter approval will be, developed that complies with the Political Reform Act, Government Code Section 87000, Government Code section 1090 and nonprofit corporation law, which shall apply to all board members and employees.

Further, regarding the composition of its Board of Directors, the First Amended Bylaws provides, “The members of the Board of Directors are those persons whose names are attached to these Bylaws as Exhibit A.” However, Exhibit A is blank. In addition, the Petition states “the following five (5) individuals currently serve on the Board,” and then lists **seven** individuals. Further, in the introduction, the Petition lists **eight** Board Members. This raises serious concerns regarding the organization, interests and potential conflicts of Board members at Taylion.

Additionally, Section 4.20 of the Bylaws provides:

Interested Persons

Not more than 49 percent of the persons serving on the Governing Board of THDAA may be Interested Directors. [As defined in the Bylaws], a person has a financial interest if the person has, directly or indirectly, through business, investment or family: “an ownership or investment interest in any entity with which THDAA has a transaction or arrangement; a compensation arrangement with THDAA or with any entity with which THDAA has a transaction or arrangement; a potential ownership or investment interest in, or compensation arrangement with, any entity or individual with which THDAA has a transaction or arrangement.

Accordingly, the Charter does not include a reasonably comprehensive description of the Governance element of the Charter because it does not commit Taylion to comply with the requirements of Government Code Section 1090 *et seq.*, in order to ensure the transparency and public accountability that are necessary to the Charter School’s sound educational program, governance, and operation. The District Board finds that it is necessary that any charter school to operate under the District’s oversight must include an unequivocal commitment to comply with both Government Code Section 1090 *et seq.* and the Political Reform Act of 1974— including evidence of a clear understanding of the obligations and written policies, Bylaws, and other related documents as necessary to ensure compliance—is necessary in order to protect the interests of a charter school’s students, stakeholders, and the public and to allow the District properly to oversee the school’s operations. Taylion’s failure to comply with all of these

requirements makes the proposal unsound and the description of the governance structure fatally flawed and incomplete.

**B. Admissions Requirements [Ed. Code §47605(b)(5)(H)]**

Education Code section 47606(b)(5)(H) requires the petition to provide admission requirements, if applicable.

The Taylion Petition prioritizes “Siblings of existing students of Taylion Academy” over student residents of the District, in violation of the Education Code's requirement that in the event of a public random drawing, preference “*shall* be extended to pupils currently attending the charter school and pupils who reside in the district.” Siblings of pupils who attend the school may not be given priority over other District residents. Therefore, this element has not been met.

**C. Annual Independent Financial Audits [Ed. Code §47605(b)(5)(I)]**

Education Code section 47605(b)(5)(I) requires the Petition to describe, “[t]he manner in which annual, independent financial audits shall be conducted, which shall employ generally accepted accounting principles, and *the manner in which audit exceptions and deficiencies shall be resolved to the satisfaction of the chartering authority.* (Emphasis added.) However, the Petition states the following regarding audit exceptions and deficiencies, “Any disputes regarding the resolution of audit exceptions and deficiencies will be addressed using the dispute resolution process contained in this charter.” By purporting to require the District to engage in the dispute resolution process in order to address audit exceptions and deficiencies, this Charter element violates the plain language of Education Code section 47605(b)(5)(I) requiring the Charter School to resolve audit exceptions and deficiencies to the chartering authority’s satisfaction.

**D. Procedures by Which Pupils Can Be Suspended or Expelled [Ed. Code §47605(b)(5)(J)]**

The Charter Schools Act was recently revised to require clarity regarding the procedures by which pupils can be suspended or expelled from the charter school for disciplinary reasons or otherwise involuntarily removed from the charter school for any reason. As an initial matter, the Petition fails to provide an affirmation that the suspension and expulsion policy is the only means by which a student may be involuntarily removed from the school through disenrollment, or release. Additionally, the Petition does not fully adhere to the new requirements of Education Code section 47605(b)(5)(J).

Regarding expulsion procedures, the Petition provides that a student may be expelled by the Administrative Panel appointed by the Principal at the start of each school year. The Petition provides:

The Administrative Panel should consist of at least three members who are certificated and neither a teacher of the pupil nor a parent, but may include a member of the Board of Directors.

As presented, the Petition does not provide sufficient details as to who these individuals might be; if they are even familiar with expulsion procedures/student due process rights; their qualifications; or how the Principal would determine which Board member would serve on the Panel. Further, if the Panel members are selected at the beginning of the year, there is no confirmation that the Panel members will be qualified to address each unique case. Finally, the Petition does not describe the procedures or rules governing modifying or changing the panel appointees, which may be done “at any time.” As such, the failure to accurately and clearly describe how this panel is selected and the qualifications to serve on the panel could deprive students of their due process rights. Further, although the Petition indicates the student’s teacher and parent may not serve on the panel, to the extent that the Petition does not exclude from the expulsion committee administrators, teachers and staff who may have made the initial decision to discipline or the administrator or principal who suspended the student, the Petition raises additional concerns about student due process rights.

Specifically, Education Code Section 47605 provides that a charter school shall “Provide a hearing adjudicated by a neutral officer within a reasonable number of days at which the pupil has a fair opportunity to present testimony, evidence, and witnesses and confront and cross-examine adverse witnesses, and at which the pupil has the right to bring legal counsel or an advocate.”

A hearing panel that may consist of individuals who have already been involved in the prior discipline steps for the particular conduct being considered for expulsion certainly does not meet the standard of a “neutral officer” as required by the Education Code.

In addition, the Taylion Petition is inconsistent in its description of the entity responsible for expelling a student. The Petition states that “the decision to recommend expulsion of a student will be made by the Principal, and the final decision to expel is at the discretion of the Chief Executive Officer,” but later states, “a student may be expelled by the Administrative Panel.” This inconsistency causes serious concern regarding the school’s organization, structure, practices, and the attention paid to detail in the Petition

**E. Employee Retirement Systems [Ed. Code §47605(b)(5)(K)]**

California Code of Regulations, Title 5, Section 11967.5.1(f)(11) requires the petition to specify the positions to be covered under each system and the staff who will be responsible for ensuring that appropriate arrangements for that coverage have been made.

However, the Petition fails to describe the positions to be covered under each system or the staff who will be responsible for ensuring that appropriate arrangements for coverage have been made. Specifically, the Petition does not contain a sufficient explanation or description of STRS benefits that may be provided to employees.

The Petition also fails to provide for the required notice pursuant to Education Code section 47611(b)(2) that accepting employment to the charter school *may* exclude the applicant from further coverage in the applicant's current retirement system.

**F. Dispute Resolution Procedures [Ed. Code §47605(b)(5)(N)]**

Education Code section 47605(b)(5)(N) requires the petition to include the “procedures to be followed by the charter school and the entity granting the charter to resolve disputes relating to the provisions of the charter.”

The dispute resolution process that the Petition proposes for the resolution of disputes between the Charter School and the District is unacceptable and the District should not agree to the proposed process. The dispute resolution process calls for numerous meetings, followed by mediation/arbitration if the meetings are unsuccessful. Finally, there is no exception from this potentially very time-consuming dispute resolution process for matters that pose health or safety threats to Charter School students.

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

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

Taylion submitted teacher signatures and no parent signatures in order to meet this requirement. The teacher signature page is noncompliant on its face. As explained above, the Charter Schools Act specifically requires that the teacher signature page include a “prominent statement” that a teacher's signature thereon “means that the teacher is

meaningfully interested in teaching at the charter school.” Additionally, the charter itself is required to be attached to the signature page when the signatures are gathered. The teacher signature page includes no indication that the charter was attached at the time signatures were gathered nor does the signature page include the prominent statement that the teacher is “meaningfully interested” in teaching at the charter school.

As a result, the petitioners have failed to comply with the minimum prerequisite for submitting a charter to the District Governing Board for review of obtaining signatures that meet the requirements of the Charter Schools Act.

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

10.4 Amendments to Board Policy 5117, Interdistrict Attendance, Students (First Reading)  
(Prepared by Student Services)

**San Bernardino City USD**  
**Board Policy**  
**Interdistrict Attendance**

**BP 5117**  
**Students**

The Board of Education recognizes that *parents/guardians of* students who reside *within the geographic boundaries of* ~~in~~ one district may, *for a variety of reasons, choose-desire* to *enroll their children in a school in another district.* ~~attend school in another district and that such choices are made for a variety of reasons.~~

*(cf. 5111.1 – District Residency)*  
*(cf. 5116.1 - Intradistrict Open Enrollment)*  
*(cf. 5118 – Open Enrollment Act Transfers)*

The Board desires to communicate with parents/guardians and students regarding the educational programs and services that are available in the district.

The ~~Board Superintendent or designee~~ *may enter into an agreement with any other school district, may approve interdistrict attendance agreements with other districts on a case by case basis to meet individual student needs for a term not to exceed five school years, for the interdistrict attendance of students who are residents of the districts.*

*(Education Code 46600)*

The ~~interdistrict attendance~~ agreement shall *specify* the terms and conditions under which interdistrict attendance shall be permitted or denied. *It also may contain standards agreed to by both districts for reapplication and/or revocation of the student's permit. not exceed a term of five years and shall stipulate*  
(Education Code 46600)

*Upon receiving a permit for transfer into the district that has been approved by the student's district of residence, or upon receiving a written request from the parent/guardian of a district who wishes to enroll in another district, ~~the~~ Superintendent or designee may shall review the request and may approve or deny applications the permit subject to the terms and conditions of the interdistrict attendance agreement* for interdistrict transfers because of overcrowding with district schools or limited district resources.

Legal Reference:

EDUCATION CODE

*41020 Annual district audits*

46600-46611 Interdistrict attendance agreements

48204 Residency requirements for school attendance

48300-48315 *48317 Student attendance alternatives, school district of choice program*

*48350-48361 Open Enrollment Act*

*48900 Grounds for suspension or expulsion; definition of bullying*

48915 Expulsion; particular circumstances

48915.1 Expelled individuals: enrollment in another district

48918 Rules governing expulsion procedures

48980 Notice at beginning of term

52317 ~~ROP~~ *Regional occupational center/program*, enrollment of students, interdistrict attendance

GOVERNMENT CODE CALIFORNIA CONSTITUTION

*Article 1, Section 31 Nondiscrimination on the basis of race, sex, color, ethnicity, or national origin*

~~6250-6270 Public Records Act~~

ATTORNEY GENERAL OPINIONS

87 Ops.Cal.Atty.Gen. 132 (2004)

84 Ops.Cal.Atty.Gen. 198 (2001)

COURT DECISIONS

*Walnut Valley Unified School District v. the Superior Court Los Angeles County, (2011) 192*

Crawford v. Huntington Beach Union High School District, (2002) 98 Cal.App.4th 1275

Management Resources:

WEB SITES

Board of Education Meeting  
July 24, 2018

California Department of Education: <http://www.cde.ca.gov>  
CSBA: <http://www.csba.org>

Policy SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT  
adopted: October 16, 2007 San Bernardino, California

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education accepts the amendments to Board Policy 5117, Interdistrict Attendance, Students as a First Reading.

10.5 New Board Policy 5131.2, Bullying, Students (First Reading)  
(Prepared by Student Services)

San Bernardino City USD  
Board Policy  
Bullying

BP 5131.2  
Students

The San Bernardino City Unified School District recognizes the harmful effects of bullying on student learning and school attendance and desires to provide safe school environments that protect students from physical and emotional harm. District employees shall establish student safety as a high priority and shall not tolerate bullying of any student.

No individual or group shall, through physical, written, verbal, or other means, harass, sexually harass, threaten, intimidate, retaliate, cyberbully, cause bodily injury to, or commit hate violence against any student or school personnel.

(cf. 5131 - Conduct)

(cf. 5136 - Gangs)

(cf. 5145.3 - Nondiscrimination/Harassment)

(cf. 5145.7 - Sexual Harassment)

(cf. 5145.9 - Hate - Motivated Behavior)

Cyberbullying includes the creation or transmission of harassing communications, direct threats, or other harmful texts, sounds, or images on the Internet, social media, or other technologies using a telephone, computer, or any wireless communication device. Cyberbullying also includes breaking into another person's electronic account and assuming that person's identity in order to damage that person's reputation.

(cf. 5145.2 - Freedom of Speech/Expression)

Strategies for addressing bullying in district schools shall be developed with involvement of key stakeholders, including students, parents/guardians, and staff, and may be

incorporated into the comprehensive safety plan, the local control and accountability plan, and other applicable district and school plans.

(cf. 0420 - School Plans/Site Councils)

(cf. 0450 - Comprehensive Safety Plan)

(cf. 0460 - Local Control and Accountability Plan)

(cf. 1220 - Citizen Advisory Committees)

(cf. 1400 - Relations Between Other Governmental Agencies and the Schools)

(cf. 6020 - Parent Involvement)

As appropriate, the Superintendent or designee may collaborate with law enforcement, courts, social services, mental health services, other agencies, and community organizations in the development and implementation of joint strategies to promote safety in schools and the community and to provide services for alleged victims and perpetrators of bullying.

(cf. 1020 - Youth Services)

BP 5131.2 (a)

### **Bullying Prevention**

To the extent possible, district schools shall focus on the prevention of bullying by establishing clear rules for student conduct and implementing strategies to promote a positive, collaborative school climate. Students shall be informed, through student handbooks and other appropriate means, of district and school rules related to bullying, mechanisms available for reporting incidents or threats, and the consequences for engaging in bullying.

(cf. 5137 - Positive School Climate)

As appropriate, the district shall provide students with instruction, in the classroom or other educational settings, that promotes effective communication and conflict resolution skills, social skills, character/values education, respect for cultural and individual differences, self-esteem development, assertiveness skills, and appropriate online behavior.

(cf. 6142.8 - Comprehensive Health Education)

(cf. 6142.94 - History - Social Science Instruction)

(cf. 6163.4 - Student Use of Technology)

Staff shall receive related professional development, including information about early warning signs of harassing/intimidating behaviors and effective response.

(cf. 4131 - Staff Development)

(cf. 4231 - Staff Development)

(cf. 4331 - Staff Development)

Based on an assessment of bullying incidents at school, the Superintendent or designee may increase supervision and security in areas where bullying most often occurs, such as classrooms, playgrounds, hallways, restrooms, and cafeterias.

### **Intervention**

Students are encouraged to notify school staff when they are being bullied or suspect that another student is being victimized. In addition, the Superintendent or designee shall develop means for students to report threats or incidents confidentially and anonymously.

School staff who witness an act of bullying shall immediately intervene to stop the incident when it is safe to do so. (Education Code 234.1)

When appropriate based on the severity or pervasiveness of the bullying, the Superintendent or designee shall notify the parents/guardians of victims and perpetrators and may contact law enforcement.

The Superintendent, principal, or administrative designee may refer a victim, witness, perpetrator, or other student affected by an act of bullying to a school counselor, school psychologist, social worker, child welfare attendance personnel, school nurse, or other school support service personnel for case management, counseling, and/or participation in a restorative justice program as appropriate. (Education Code 48900.9)

(cf. 6164.2 - Guidance/Counseling Services)

BP 5131.2 (b)

### **Reporting and Filing of Complaints**

Any student, parent/guardian, or other individual who believes that a student has been subjected to bullying or who has witnessed bullying may report the incident to a teacher, the principal, administrative designee, or any other available school employee. Within one business day of receiving such a report, a staff member shall notify the administrator or administrative designee of the report, whether or not a uniform complaint is filed. In addition, any school employee who observes an incident of bullying involving a student shall, within one business day, report his/her observation to the principal or administrative designee, whether or not the alleged victim files a complaint.

Within two business days of receiving a report of bullying, the admin or admin designee shall notify Student Wellness & Support Services Department. Uniform Complaint Procedures shall also be used when addressing complaints alleging failure to comply with state and/or federal laws as identified in BP 1312.3 - Uniform Complaint Procedures.

(cf. 1312.3 - Uniform Complaint Procedures)

When the circumstances involve cyberbullying, individuals with information about the activity shall be encouraged to save and print any electronic or digital messages that they feel constitute cyberbullying and to notify a teacher, the principal, administrative designee, or other employee so that the matter may be investigated. When a student uses a social networking site or service to bully or harass another student, the Superintendent or designee may file a request with the networking site or service to suspend the privileges of the student and to have the material removed.

When a report of bullying is submitted, the principal or administrative designee shall inform the student or parent/guardian of the right to file a formal written complaint in

accordance with AR 1312.3. The student who is the alleged victim of the bullying shall be given an opportunity to describe the incident, identify witnesses who may have relevant information, and provide other evidence of bullying.

### **Investigation and Resolution of Complaints**

Any complaint of bullying shall be investigated and, if determined to be discriminatory, resolved in accordance with law and the district's uniform complaint procedures specified in AR 1312.3.

If, during the investigation, it is determined that a complaint is about nondiscriminatory bullying, the principal or administrative designee shall inform the complainant and shall take all necessary actions to resolve the complaint.

### **Discipline**

Corrective actions for a student who commits an act of bullying of any type may include counseling, behavioral intervention and education, and, if the behavior is severe or pervasive as defined in Education Code 48900, may include suspension or expulsion in accordance with district policies and regulations.

(cf. 5138 - Conflict Resolution/Peer Mediation)

(cf. 5144 - Discipline)

(cf. 5144.1 - Suspension and Expulsion/Due Process)

BP 5131.2 (c)

(cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))

(cf. 6159.4 - Behavioral Interventions for Special Education Students)

Any employee who permits or engages in bullying or retaliation related to bullying shall be subject to disciplinary action, up to and including dismissal.

(cf. 4118 - Dismissal/Suspension/Disciplinary Action)

(cf. 4119.21/4219.21/4319.21 - Professional Standards)

(cf. 4218 - Dismissal/Suspension/Disciplinary Action)

### **Legal Reference:**

#### **EDUCATION CODE**

200 - 262.4 Prohibition of discrimination

32282 Comprehensive safety plan

32283.5 Bullying; online training

35181 Governing board policy on responsibilities of students

35291 - 35291.5 Rules

48900 - 48925 Suspension or expulsion

48985 Translation of notices

52060 - 52077 Local control and accountability plan

## **PENAL CODE**

422.55 Definition of hate crime

647 Use of camera or other instrument to invade person's privacy; misdemeanor

647.7 Use of camera or other instrument to invade person's privacy; punishment

653.2 Electronic communication devices, threats to safety

CODE OF REGULATIONS, TITLE 5

4600 - 4687 Uniform complaint procedures

UNITED STATES CODE, TITLE 47

254 Universal service discounts (e - rate)

CODE OF FEDERAL REGULATIONS, TITLE 28

35.107 Nondiscrimination on basis of disability; complaints

CODE OF FEDERAL REGULATIONS, TITLE 34

104.7 Designation of responsible employee for Section 504

106.8 Designation of responsible employee for Title IX

110.25 Notification of nondiscrimination on the basis of age

## **COURT DECISIONS**

Wynar v. Douglas County School District, (2013) 728 F.3d 1062

J.C. v. Beverly Hills Unified School District. (2010) 711 F.Supp.2d 1094

Lavine v. Blaine School District, (2002) 279 F.3d 719

Management Resources: (see next page)

BP 5131.2 (d)

## **Management Resources:**

### **CSBA PUBLICATIONS**

Final Guidance: AB 1266, Transgender and Gender Nonconforming Students, Privacy, Programs, Activities & Facilities, Legal Guidance, March 2014

Providing a Safe, Nondiscriminatory School Environment for Transgender and Gender - Nonconforming Students, Policy Brief, February 2014 Addressing the Conditions of Children: Focus on Bullying, Governance Brief, December 2012

Safe Schools: Strategies for Governing Boards to Ensure Student Success, 2011

Building Healthy Communities: A School Leaders Guide to Collaboration and Community Engagement, 2009

Cyberbullying: Policy Considerations for Boards, Policy Brief, July 2007

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Health Education Content Standards for California Public Schools: Kindergarten Through Grade Twelve, 2008

Bullying at School, 2003

U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS PUBLICATIONS

Dear Colleague Letter: Bullying of Students with Disabilities, August 2013

Board of Education Meeting  
July 24, 2018

Dear Colleague Letter: Harassment and Bullying, October 2010

WEB SITES

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

California Department of Education, Safe Schools Office: <http://www.cde.ca.gov/ls/ss>

Common Sense Media: <http://www.common Sense Media.org>

National School Safety Center: <http://www.schoolsafety.us>

ON[the]LINE, digital citizenship resources: <http://www.onthelineca.org>

U.S. Department of Education: <http://www.ed.gov>

(4/13 10/14) 7/15

Policy Reference UPDATE Service

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It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education accepts the new Board Policy 5131.2, Bullying, Students as a First Reading.

10.6 Board On-Going Initiatives

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

Initiative	Assigned to	Action
SBCUSD Welcoming Resource Center (Centralized Services Facility)	ujL. Perez	Quarterly Updates: 07/24/18 - COMPLETED 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: 07/24/18 10/16/18 01/22/19 04/23/19
Citations Database	J. Paulino	Monthly Updates: 07/24/18 - COMPLETED 08/21/18 09/18/18 10/16/18 11/06/18 12/04/18

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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: 08/21/18 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: 08/21/18 11/06/18 02/19/19 05/21/19

10.7 Top 10

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

	Date of Request	Question/Request	Requested by	Assigned to	Anticipated Completion Date/ Remarks/Action
1	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
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			

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	Date of Request	Question/Request	Requested by	Assigned to	Anticipated Completion Date/Remarks/Action
8		TBD			
9		TBD			
10		TBD			

10.8 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	07/10/18	Provide update on Workers Compensation	COMPLETED
2	07/10/18	Provide breakdown of revenue loss by Charter schools	COMPLETED
3	06/19/18	Bring back update on overall budget, including carryover amounts from various budgets	Mrs. Rodgers
4	05/22/18	Request to include funding allocation for school grounds	Dr. Hill
<b>COMMUNICATIONS – MRS. BARDERE</b>			
1	07/10/18	Explore providing a central phone number for people to call regarding student needs	Dr. Flores
<b>COMMUNITY ENGAGEMENT – MRS. ONTIVEROS</b>			
<b>CONTINUOUS INSTRUCTION – DR. MONÁRREZ</b>			
1	07/10/18	From Roles/Responsibilities of Counselors Presentation: a) Provide information regarding career interest and counseling services for Moderate to Severe/Transition students	Dr. Wyatt
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	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
2	07/10/18	Provide status update on a District Mariachi band	Dr. Flores
3	06/19/18	Provide other expenditures from 17-18 for professional development and other line items (e.g. Safety, English Learners, etc.)	Mr. Tillman
4	06/19/18	Clarify state reports related to high school graduation rate.	COMPLETED
5	07/10/18 06/05/18	Provide year-end report on Charter schools based on 16 elements Provide annual Charter schools report	Dr. Flores

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	<b>Date of Request</b>	<b>REQUESTS/QUESTIONS FOR FOLLOW UP</b>	<b>Requested By</b>
6	06/05/18	Provide budgets for all Career Pathways	Dr. Flores
7	04/17/18	Review Charter schools' renewal process, including performance reviews	Dr. Wyatt
8	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
9	11/07/17	What is an Education Opportunity survey and did our District do one.	Mrs. Rodgers
<b>HUMAN RESOURCES – DR. WISEMAN</b>			
1	07/10/18	Provide 17-18 legal costs by department/division	Dr. Flores
	06/05/18	Provide 17-18 legal costs report by firm	
2	02/20/18	Provide information on District students that have returned as teachers.	COMPLETED
<b>SCHOOL POLICE – CHIEF PAULINO</b>			
<b>STUDENT SERVICES – DR. PEREZ</b>			
1	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
2	02/20/18	Create a “roving trophy” for different categories (ex: enrollment, campus beautification)	Dr. Hill

10.9 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>
Bullying Prevention and Intervention	09/18/18		X				
Purchasing Systems	TBD				X		
Career Pathways	TBD	X			X		
EdTrust West	TBD					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*

*8:25 pm*

**SESSION TWELVE**

12.0 *Adjournment*

*8:30 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, August 7 at 5:30 p.m. in Multi-Purpose Room 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

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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: July 20, 2018