

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding is made and entered into this 5th day of April 2010 between the SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT (hereinafter the District) and the SAN BERNARDINO TEACHERS ASSOCIATION, CTA/NEA (hereinafter the Association.)

It is AGREED that:

Article XXVIII of the Agreement between the San Bernardino City Unified School District and the San Bernardino Teachers Association stipulates that *...this Agreement shall remain in full force and effect from July 1, 2006, through June 30, 2008.* The Article further establishes that, *“... No later than April 15, the Parties shall commence meeting and negotiating for a successor agreement...”*

On July 25, 2008, the District and the Association agreed that *“...the State Education Budget crisis has not been resolved and neither party is fully assured that the State Education Budget will be finalized in a timely manner. Therefore, in order to ensure a smooth transition between school years, the Parties agree to the following: The Agreement shall remain in full force and effect from July 1, 2008, through June 30, 2009.”* Subsequently, the State Education Budget was not approved until October 2009.

Therefore, on *“October 13, 2009, the District and Association agreed to the following in order to ensure a smooth transition between school years:*

- 1. The Agreement shall remain in full force and effect from July 1, 2009 through June 30, 2010 without any re-openers.*
- 2. The Parties shall meet and negotiate the “impact” of any actions which affect the SBTA bargaining unit and/or the District through the use of Memorandum(s) of Understanding.*
- 3. No later than February 9, 2010, the District and the Association shall meet to examine the state of both the State Education Budget and its impact on the District budget; and*
- 4. The Parties shall return to their respective organizations to determine whether or not this Memorandum of Understanding shall be extended or whether the terms of Article XXVIII shall be implemented to meet and negotiate a successor agreement for 2010-2013.”*

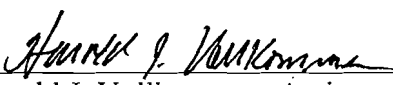
Having met as described in item Number 3 above and having studied the impact of the State Education Budget on the District budget, it is HEREBY AGREED that:

1. The October 13, 2009 Memorandum of Understanding, in particular The Agreement, shall remain in full force and effect from July 1, 2010 through June 30, 2012 without any re-openers;
2. The District and the Association shall meet at least twice annually not later than February 15 and again after the May Revision to examine the impact of the State Education Budget on the District budget; and
3. The Parties shall meet and negotiate the “impact” of any actions which affect the SBTA Bargaining unit and/or the District through the use of Memorandum(s) of Understanding.

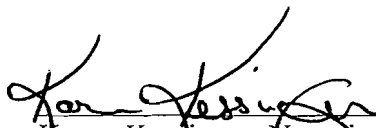
This Memorandum of Understanding shall remain in force until June 30, 2012 or until this Memorandum of Understanding is extended, or until the Parties reach agreement on a successor agreement.

San Bernardino City Unified School District

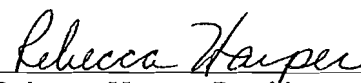
San Bernardino Teachers Association



Harold J. Vollkommer, Assistant Superintendent
Certificated Human Resources



Karen Kessinger, Negotiations Chair
SBTA – CTA/NEA



Rebecca Harper, President
SBTA – CTA/NEA