

SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT

Minutes of a Regular Meeting of the Board of Education
Community Room
Board of Education Building
777 North F Street
San Bernardino, California

**MINUTES
ADOPTED
11/15/11**

September 20, 2011

5:30 p.m.

Present: President Danny Tillman; Vice President Barbara Flores; Board Members Teresa Parra Craig, Judi Penman, Lynda Savage, and Elsa Valdez; Interim Superintendent Richard Bray; Chief Business and Financial Officer Mohammad Islam, Associate Superintendent/Chief Administrative Officer Mel Albiso; Assistant Superintendents Eliseo Davalos, Kennon Mitchell, Yolanda Ortega, John Peukert, and Harold Vollkommer; and Superintendent's Assistant Phyllis Gronek. Minutes recorded by Administrative Assistant Jennifer Owens.

SESSION ONE - Opening

1.0 - Opening

1.1 - Call to Order

President Tillman called the meeting to order at 5:30 p.m.

1.2 - Pledge of Allegiance to the Flag

The meeting was opened with the Pledge of Allegiance to the Flag of the United States of America.

SESSION TWO - Special Presentations

2.0 - Special Presentations

2.1 - Outstanding Student Awards

Board of Education Outstanding Student Awards were presented to the following students:

Carmack School

Julie Araiza, Destiny Green, and Alexis Perez

Muscoy Elementary School

Derek Baker, Alejandro Hernandez, and Vanessa Hernandez

E. Neal Roberts Elementary School

Diego Marin, Nevaeh Mercado, and Quartez Norwood

2.2 - In Recognition of Native American Day

Upon motion by Member Valdez, seconded by Member Flores, and approved by the affirmative vote of Members Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following was adopted:

WHEREAS the Southern California region was home to many generations of native peoples long before the arrival of the European explorers; and

WHEREAS the native peoples of the region each held distinct cultures and traditions that bound them to the Earth and all its inhabitants; and

WHEREAS September 23, 2011, is Native American Day, which has been celebrated in California for many years by its 107 federally recognized Indian tribes; and

WHEREAS the Multicultural Education Policy of the California State Board of Education recognizes that each student deserves the opportunity to understand the common humanity fundamental to all people; and

WHEREAS the history-social framework for California public schools, kindergarten through grade 12, states that the history curriculum of community, state, region, nation, and world must reflect the experiences of men and women of different racial, religious, and ethnic backgrounds; and

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

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

SESSION THREE – Student Report/School Showcase

3.0 - Student Report/School Showcase

3.1 - Cajon High School

Tyler Derbish, Student Board Representative from Cajon High School, presented a report of activities taking place at the high schools during the month of September. Under the direction of Choir Director Matt Thomas, students performed “Black Bird” and “Rolling in the Deep.”

SESSION FOUR - Public Hearing

4.0 - Public Hearing

4.1 - Charter Petition for SOAR Charter Academy

On August 29, 2011, SOAR Charter Academy submitted a material revision to the Employee Relations Division. At this time, a Public Hearing will be held to consider the level of support for the material revision.

President Tillman opened the Public Hearing and asked if anyone wished to comment.

Kim Rodriguez, Steven Martinez, Angelica Thompson, Norma Thompson, Denise Cabrera, Don Rusk, Duane Schall, Jr., Duane Schall, Sr., Cynthia Rankin, Erica Guillian, Michael Whitehead, Gae Stock, Krista DeSpain, Curt Walch, Kristin Kraus, Trisha Lancaster, Tiffany Schall, Trimonisha Singer, Sandie Robinson, Debbie Stanislawski, Lori Snyder, Maria Banuelos, Sybil Giles, Diana Schwartz expressed their support for SOAR and asked the Board to approve the school's request to add seventh and eighth grade.

Teresa Parra Craig, Elsa Valdez, Judi Penman, and Lynda Savage expressed their support for the revision. Danny Tillman stated that the next step will be to have this return on October 18, 2011, for Board action.

Hearing no further comment, President Tillman closed the Public Hearing.

President Tillman moved Session Six forward on the agenda.

SESSION SIX - Other Matters Brought By Citizens

6.0 - Other Matters Brought by Citizens

Charlie LaChance informed the Board that if they approve agenda item 9.3, they won't know what they are going to get when they contract out services. Ms. LaChance stated that the Board made it clear that the Interim Superintendent was not to make any changes. Ms. LaChance stated that there is no price tag for agenda item 10.1 and the restructuring needs to be done with the new Superintendent. Ms. LaChance told the Board to vote no on both items.

Tambra Trujillo stated that CSEA is opposed to agenda item 10.1 They were told that Judy White's position would not be filled. The new Superintendent may want to reorganize the District in his own way. Ms. Trujillo told the Board to vote no.

Steven Holt reported that CSEA opposes agenda 9.3 because classified employees can provide

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continuity and temps don't have any loyalty to the District. CSEA could bring further litigation against the District and he finds this offensive. ADA is down, but we are opening new schools. The Board won't hire a Personnel Commission director because they don't like him.

Minerva Clayton, Casa Ramona Principal, thanked the Board for their support and stated that the introspective looks have made the school stronger. They have added new electives and are continuing with computer-based programs. They held a Diececies de Septiembre celebration with parents. They have been awarded a playground grant by Kaboom and volunteers will build it. She is proud of their API score of 713 and wants to work with the District.

Rebecca Harper, SBTA President, reported that the majority of teachers voted to give up pay raises. Class size continues to grow. They are opposed to the reorganization. It is not the time to do this. The money for a Deputy Superintendent should go to staff. They were told that Dr. White wouldn't be replaced. Mr. Bray was not supposed to make changes. The reorganization should have gone to the CO-OP for discussion. This shouldn't be considered until the new Superintendent is here. Mrs. Harper asked the Board to not approve it.

Richard Bray stated that the reorganization is being done within the current budget and no one will get a raise.

Barbara Flores reported that they would not allow for an increase for anyone. Mr. Bray had recommended this to streamline services. Dr. Flores asked Mrs. Harper if SBTA asked her to speak on their behalf. The Board wants to eliminate combo classes and they will reinstate laid off teachers when money is available. We will eliminate furloughs and pay cuts. It is disconcerting that they are opposed to this. Dr. Flores stated that she respects Richard Bray and Eliseo Davalos and will vote for this.

Mrs. Harper stated that it is a timing issue. Some teachers don't believe they will get the five restored days. The CO-OP didn't have an opportunity to give input for this or receive this in advance. SBTA is feeling blindsided by this. Mrs. Harper asked the Board to hold off until there is a discussion in CO-OP.

Danny Tillman asked that further discussion on the reorganization be held off until reaching agenda item 10.1.

Judi Penman stated that the Board wasn't going to make any Cabinet changes until there was a new Superintendent. The Board didn't replace Narciso Cardona or Paul Shirk and they just hired two Assistant Superintendents. Some streamlining needs to be done. This can save money. There will be no other changes until after the new Superintendent is hired. There is no extra money with the new title.

Brenda Walker, grandmother of a sixth grade student at Chavez Middle School, reported that while a vice principal was investigating an incident, she asked her grandson how he would like it

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if she called him a nigger. President Tillman stated that staff will conduct an investigation. Margie Arnett reported that there is a correlation between child abuse and a poor economy. She is participating in a national child abuse prevention poster campaign and reported that fliers will go to the schools. There will be an event at Arrowhead Country Club on September 21, at 6 p.m. and asked the Board for their support.

Gil Navarro, education advocate, stated that resources aren't being given to students. All students need to receive services.

Dimpna Rodriguez reported that her eighth grade student with special needs is being segregated and her needs are being ignored. President Tillman stated that a Staff person would contact her.

Juanita Munoz reported that her daughter is in the special education program at Shandin Hills Middle School. She has been waiting for test results and hasn't received them. President Tillman stated that a Staff person would contact her.

Angelica Coss reported that her daughter had three IEP's and she was told she didn't qualify for special education services. After Gil Navarro and Helen Rodriguez intervened, she now qualifies.

Carl Greenwood stated that consent item 9.3 would not be good for the community. There is a potential harm to students and cost of litigation. Mr. Greenwood asked the Board to postpone taking action until the Personnel Commission meets.

Liz Madera questioned the Board considering consent item 9.1 for legal services without knowing the level and scope of work.

Erika Ruiz, youth leader with ICUC, stated that they are affected by political decisions and their opinions matter.

Natalia Cortes stated that she cares about who is in charge of her education. They need a voice regarding the new superintendent.

Bernard DeLaGarza asked the Board to give ICUC students time to speak on October 4, regarding the new superintendent.

Leonard Ayala reported that he was put in wrong classes and was put behind in his education. Mr. Ayala hopes the Board will listen to his concerns on October 4.

Benjamin Wood, ICUC organizer, stated that they are concerned with changes on the School Board and superintendent. He has been in contact with Leadership Associates to give his input for the new superintendent.

Carolina Miranda, Adult School student and mother of two students, stated the qualities she hoped the new superintendent would have.

Teresa Parra Craig reported that the ICUC students had been invited to speak with Leadership Associates to give their input for the new superintendent, but were unable to attend. It was the consensus of the Board to hold an open forum on October 4, 4-5:30 p.m. to allow ICUC members to give their input.

President Tillman reported that Administrative Presentations 5.1 and 5.2 were being tabled.

SESSION FIVE - Administrative Presentations

5.0 - Administrative Presentations

5.1 - 2011 API and AYP Presentation

Tabled.

5.2 - Saturday School

Tabled.

SESSION SEVEN - Reports and Comments

7.0 - Report by Board Members

Lynda Savage congratulated Michael and Michele Tacchia for their September 11 program at City Hall. The Rotary Club was their sponsor.

Barbara Flores asked about class size in QEIA third grade classes. Harold Vollkommer reported that they have to be balanced within four weeks.

Teresa Parra Craig asked for the status on President Obama's stimulus money for facilities. John Peukert stated that it is up to the legislators, but the District is prepared.

Teresa Parra Craig asked for clarification on why they received a confidential letter from the District's attorney firm. Mr. Bray stated that they will discuss that in closed session.

Teresa Parra Craig stated that consent item 9.1 was prepared the correct way. This is to help the Board feel confident they are getting the right information.

Mrs. Parra Craig stated that she is baffled that SBTA won't support the District reorganization.

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The District needs a major overhaul and no money is involved. The Board terminated an Assistant Superintendent for having a large carryover. We have to clean house. At Mrs. Parra Craig's recommendation, it was the consensus of the Board to place a request for a Fiscal Services audit on the October 4 agenda.

Elsa Valdez recommended that the District hire Leal & Trejo to conduct the special education audit. Mr. Bray reported that the Board had already approved a contract with FCMAT to perform the audit. Mohammad Islam stated that the contract was approved and signed. We can postpone it, but he doesn't know the consequences of canceling.

Dr. Valdez reported that the September 11 memorial event at North Verdemont Elementary School was wonderful. Serrano Middle School also held a tribute with their orchestra performing.

Teresa Parra Craig stated that many people thanked Harold Vollkommer, but they can thank the Board because they are the ones that gave Dr. Vollkommer his direction. Mrs. Parra Craig requested a copy of the minutes of when the Board approved the contract for a special education audit with FCMAT.

Teresa Parra Craig stated that some teachers are not retiring because they need the benefits. The benefits that John Peukert and Mel Albiso are receiving are only until they are 65. The District could make the same offer for teachers and save money. Mrs. Parra Craig asked if someone other than Mohammad Islam could look into the cost savings and logistics.

Danny Tillman stated that the option for a SERP has always been the money. No one proposed that and that's not Mr. Islam's fault.

Barbara Flores requested they revisit the timeframe for a special education audit. Leal & Trejo have some special education audit experience and she would be in favor of rescinding the contract with FCMAT.

Mr. Bray stated that they will look into that. He has had experience with FCMAT special education audits. We will try to disengage from FCMAT.

Judi Penman stated that the Board represents the people. The Board should have a variety of people making decisions. She wanted a career/vocational program and asked for a line item for the budget. She never got a choice. Change is going to be good and save a lot of money. She feels bad that the CO-OP wasn't involved in the reorganization. The Board should have an attorney in most closed session meetings.

Mrs. Parra Craig asked Staff to report in advance what the special education audit will entail.

Danny Tillman stated that the Board's number one focus should be on the process of hiring a

new superintendent. The new superintendent needs the opportunity to decide how to select his staff. Mr. Tillman recommended waiting on the reorganization to get input from SBTA. Mohammad Islam is one of the best Assistant Superintendents, if not the best. We are one of the few districts with a positive certification. The Board asked for a \$57 million carryover in order to get a positive certification. The reorganization will be a waste of money.

Elsa Valdez stated they are trying to find money to reinstate staff. The program evaluation is to find ways to save money. She is disturbed that the CO-OP wasn't included and recommended the Board table the reorganization until October 4 to give them a chance to give their input.

Barbara Flores and Lynda Savage agreed to table 10.1.

Lynda Savage stated that the Board has gotten more information from Mr. Bray in the last two months than what they received from the former superintendent. Staff is trying to streamline things. Mrs. Savage recommended waiting two weeks to get the CO-OP's input.

7.1 - Legislative Update

At Barbara Flores' suggestion, it was the consensus of the Board to have Staff send a letter of support for AB 815 and AB 124.

8.0 - Report by Superintendent and Staff Members

Richard Bray reminded Board members of the Middle College High School groundbreaking ceremony scheduled for September 23, at 9 a.m. VIP parking will be available for Board members.

SESSION EIGHT - Legislation and Action

9.0 - Consent Items (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.

Consent items 9.1, 9.3, 9.7, 9.15, 9.23, 9.28, 9.41, and 9.46 were held for later consideration.

Upon motion by Member Penman, seconded by Member Flores, and approved by the affirmative vote of Members Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following were adopted:

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SUPERINTENDENT

9.2 - Approval of Minutes

BE IT RESOLVED that the Minutes of the Board of Education Meetings held on August 9, and August 16, 2011, be approved as presented.

BUSINESS SERVICES DIVISION

9.4 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$200.00, David G. Rodarte, San Bernardino, CA; \$338.00, Fresh & Easy, Atlanta, GA; \$5,000.00, Lynette and Faustino Duro, Highland, CA; and \$2,000.00, San Manuel Band of Mission Indians, Highland, CA.

9.5 - Commercial Warrant Registers for Period from August 16, through August 31, 2011

BE IT RESOLVED that the Commercial Warrant Register for period from August 16, through August 31, 2011, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes James Cunningham, Accounting Services Director; David Moyes, Accounts Payable Supervisor; Derek Harris, Interim Employee Benefits Director; or Mohammad Z. Islam, Chief Business and Financial Officer, to sign disbursements.

9.6 - Payment for Course of Study Activities

BE IT RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2011-12 school year and approves payment to the following:

Educator Cross Talk, for two assemblies titled "How to Come from Behind and Win," on October 18, 2011. The cost, not to exceed \$1,500.00, will be paid from San Bernardino High School Account No. 436.

All For KIDZ Producers, for two assemblies titled "The NED Show," on October 25, 2011. The assemblies will be free of charge.

Wheels of Freestyle, Inc., for one assembly titled "The Ultimate Show," on September 30, 2011. The cost, not to exceed \$1,599.00, will be paid from Belvedere Elementary School Account No. 205.

Moonridge Animal Park for one assembly titled “Wildlife Awareness Program,” on September 23, 2011. The cost, not to exceed \$325.00, will be paid from Roosevelt Elementary School CAPS Account No. 459.

9.8 - Establishment of Sub Fund for Middle College School Facility Project (Application Number 56/67876-00-001)

BE IT RESOLVED that the Board of Education approves the establishment of the Sub Fund in the School Facilities Project Fund 35 for the Middle College High School Facilities Project Application Number 56/67876-00-001.

9.9 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the addition of \$62,456.55 in the budgeting of expenditures for the restricted program, RDA State College (020).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$2,919.99 in the budgeting of expenditures for the restricted program, RDA Central City North (021).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$701.33 in the budgeting of expenditures for the restricted program, RDA Central City West (022).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$22,717.52 in the budgeting of expenditures for the restricted program, RDA Southeast Industrial Park (023).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$31,693.71 in the budgeting of expenditures for the restricted program, RDA Northwest (024).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$37,932.10 in the budgeting of expenditures for the restricted program, RDA Tri-City (025).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$6,501.09 in the budgeting of expenditures for the restricted program, RDA South Valley (026).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$2,034.61 in the budgeting of expenditures for the restricted program, RDA Uptown (027).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$19,617.44 in the budgeting of expenditures for the restricted program, RDA Mt. Vernon II (028).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$98,188.62 in the budgeting of expenditures for the unrestricted program, ADA Incentive Plan (039).

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BE IT RESOLVED that the Board of Education approves the addition of \$50,000.00 in the budgeting of expenditures for the unrestricted program, Board of Education Program (066).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$47.45 in the budgeting of revenues and expenditures for the restricted program, Kidz Fuel-Snack Pack (110).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$2,500.00 in the budgeting of expenditures for the restricted program, Project Inspire Grant (116).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$10,979.49 in the budgeting of expenditures for the restricted program, RDA Mt. Vernon (120).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$687,253.09 in the budgeting of expenditures for the restricted program, RDA Highland (121).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$17,288.81 in the budgeting of expenditures for the restricted program, RDA 40th Street (122).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$100,683.49 in the budgeting of expenditures for the restricted program, Inland Valley Development (123).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$5,000.00 in the budgeting of revenues and expenditures for the restricted program, Health and Wellness Committee (124).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$43,000.00 in the budgeting of expenditures for the restricted program, Asterisk Program (126).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,718.14 in the budgeting of expenditures for the restricted program, Ralph's/Food 4 Less/Foods Co. Foundation (128).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$499.00 in the budgeting of revenues and expenditures for the restricted program, Superior Foundation (142).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$949.62 in the budgeting of expenditures for the restricted program, Governor's Challenge (148).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$600.00 in the budgeting of expenditures for the restricted program, Emmanuel United Methodist Church (186).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$334,961.00 in

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the budgeting of expenditures for the restricted program, RDA (200).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$9,600.00 in the budgeting of expenditures for the restricted program, Sanbag (218).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$8,674.68 in the budgeting of expenditures for the restricted program, San Manuel Tribal Administration (219).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,500.00 in the budgeting of expenditures for the restricted program, Superintendent's Scholarship Fund (225).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,200.00 in the budgeting of revenues and expenditures for the restricted program, Edison International (226).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$29,266.01 in the budgeting of revenues and expenditures for the restricted program, Adolescent Health/Teen Pregnancy Prevention (233).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$425,282.52 in the budgeting of expenditures for the unrestricted program, Williams Case – Instructional Materials (242).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$794.76 in the budgeting of revenues and expenditures for the restricted program, Child Development – Fund 01 (250).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$391.53 in the budgeting of expenditures for the restricted program, CASA Grant (293).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$5,000.00 in the budgeting of revenues and expenditures for the restricted program, Stater Bros. Charities-Richardson (305).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$46.63 in the budgeting of revenues and expenditures for the restricted program, Fedco Grant (307).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$31,918.92 in the budgeting of expenditures for the restricted program, Verizon Foundation (311).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$5,465.37 in the budgeting of expenditures for the restricted program, ROP Bakery (338).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$5,313.22 in the budgeting of expenditures for the restricted program, ROP Floral Design and Sales (359).

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BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,791.10 in the budgeting of revenue and expenditures for the restricted program, Smaller Learning Environments-Arroyo Valley High School (376).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$2,433.39 in the budgeting of revenue and expenditures for the restricted program, Smaller Learning Environments-Cajon High School (377).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$27,267.62 in the budgeting of expenditures for the restricted program, ROP Child Care Occupation (380).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$17,372.67 in the budgeting of expenditures for the restricted program, ROP Food Service Occupation (381).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$221,737.08 in the budgeting of expenditures for the unrestricted program, CAHSEE Intensive Instruction and Services (403).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$4,318,081.71 in the budgeting of expenditures for the restricted programs, School Improvement Program for K-12 and Economic Improvement Aid Grants (420/423).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$2,144.75 in the budgeting of revenues and expenditures for the restricted program, National Board Certificated Teacher Incentive (426).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$7,908.77 in the budgeting of revenues and expenditures for the restricted program California Partnership/Public Safety Academy Program (479).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$11,098.51 in the budgeting of revenues and expenditures for the restricted program Cardinal Partnership Academy Program (480).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$30,514.51 in the budgeting of revenues and expenditures for the restricted program California Partnership/Public Safety Academy Program (481).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$22,014.30 in the budgeting of revenues and expenditures for the restricted program, Culinary Organic Recyclable (493).

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BE IT ALSO RESOLVED that the Board of Education approves the addition of \$324,153.91 in the budgeting of expenditures for the restricted program, ELAP Student Assistance Entitlement (496).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$7,210,718.28 in the budgeting of revenues and expenditures for the restricted program, ESEA Title I (501/524).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$86,575.42 in the budgeting of revenues and expenditures for the restricted program, American Recovery and Reinvestment Act, Education Jobs Fund (504).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$138,295.65 in the budgeting of revenues and expenditures for the restricted program, SLC-Every Student Connected (511).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$11,144.16 in the budgeting of revenues and expenditures for the restricted program, American Recovery and Reinvestment Act, EETT Formula Grant (515).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$91,141.56 in the budgeting of revenues and expenditures for the restricted program, Title II Part D Technology (516).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$30,178.44 in the budgeting of revenues and expenditures for the restricted program, Youth Risk Behavior Survey (520).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$129,691.64 in the budgeting of revenues and expenditures for the restricted program, American Recovery and Reinvestment Act, EETT Competitive Grant (521).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$95,482.98 in the budgeting of revenues and expenditures for the restricted program, American Recovery and Reinvestment Act (ARRA) of 2009, Title I Entitlement (531).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,627,325.12 in the budgeting of revenues and expenditures for the restricted program, Title II, Part A, Teacher Quality (536-538, 541-542).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$22,457.78 in the budgeting of revenues and expenditures for the restricted program, Title III Immigrant

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Subgrant (543).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$712,068.44 in the budgeting of revenues and expenditures for the restricted program, Title III LEP Student Subgrant (544).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$48,897.28 in the budgeting of revenues and expenditures for the restricted program, Administrator Training Program (551).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$725.48 in the budgeting of revenues and expenditures for the restricted program, California 21st Century Community Learning Centers Grant – Family Literacy Grant (563).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$138,040.86 in the budgeting of expenditures for the restricted program, Medical-Cal Billing Option (585).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$60,864.00 in the budgeting of revenue and expenditures for the restricted program, Education for Homeless Children and Youth Program (586).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$389,627.15 in the budgeting of expenditures for the restricted program, Special Education-Parent Infant Grant (803).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$204,778.95 in the budgeting of expenditures for the restricted program, Special Education-Mental Health (807).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$191,991.00 in the budgeting of revenues and expenditures for the restricted program, Fund 11-Workforce Investment Act, Title II (057,118,405).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$723,674.80 in the budgeting of revenues and expenditures for the unrestricted Fund 11-Adult Education CalWORKS Apportionment (132).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$77,936.00 in the budgeting of revenues and expenditures for the restricted Fund 11-Adult Education GED Program (137).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$81,000.00 in the fund balance of the restricted fund Adult Basic Education (Fund 11).

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BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$174,162.00 in the budgeting of revenues and expenditures for the restricted program, Fund 12-State Preschool Program (102,103,251,252).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$81,891.00 in the budgeting of revenues and expenditures for the restricted program, Fund 12-Child Care & Development Program (250).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$5,000.00 in the budgeting of revenues and expenditures for the unrestricted Fund 12-Capacity Building Academy for Child Development (253).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$3,247,416.21 in the fund balance of the restricted fund Child Development Reserve Account (Fund 12).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$4,376,382.29 in the budgeting of expenditures for the restricted fund Building Fund (Fund 21).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,037,515.50 in the budgeting of expenditures for the restricted fund Capital Facilities Fund (Fund 25).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$20,115,358.69 in the budgeting of expenditures for the restricted fund School Facilities Fund (Fund 35).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$167,563.50 in the budgeting of expenditures for the restricted fund Special Reserve Capital Outlay Fund (Fund 40).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$246,423.56 in the budgeting of expenditures for the restricted fund Bond Interest Fund (Fund 51).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$56,066.54 in the budgeting of expenditures for the restricted fund Tax Override Fund (Fund 53).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$3,083,323.22 in the fund balance for the restricted fund Self Insurance Fund (Fund 67).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,666.94 in the fund balance for the restricted fund Foundation Trust Fund (Fund 73).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$421,738.83 in the fund balance for the restricted fund Cafeteria Enterprise Fund (Fund 92).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$11,821,971.90 in the fund balance for the restricted fund COPS Building Fund-Bridge Financing Fund (Fund 98).

9.10 - Agreement with Infinity Communications and Consulting, RFP No. 26-11, E-Rate Consulting Services

BE IT RESOLVED that RFP No. 26-11, E-Rate Consulting Services be awarded to Infinity Communications and Consulting, highest ranked responsive and responsible bidder meeting District specifications, effective September 21, 2011, through June 30, 2012, with an option to extend for an additional (4) four years.

BE IT ALSO RESOLVED that the District reserves the right to order Other Services as called out in the RFP document, at the sole discretion of the District, throughout the initial term of contract award, and all extensions.

BE IT FURTHER RESOLVED that Mohammad Z. Islam be authorized to sign all documents related to the contract award.

9.11 - Agreement with Perr & Knight, Inc., to Provide an Evaluation of the District's Self-Insured Liabilities

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Perr & Knight, Inc., Pacific Palisades, CA, to provide an actuarial study of the District's self-insured liabilities effective August 17, 2011, through August 17, 2014. Perr & Knight, Inc. will provide an independent opinion of the District's self-insured incurred liabilities, in compliance with the requirements of California Education Code, Section 42141, and Government Accounting Standards Board Statement No. 10, June 30, 2012 and subsequent two fiscal years. The fee, not to exceed \$4,125.00 per year, will be paid from the Restricted General Fund-Workers' Compensation Fund 67, Account No. 00D.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign all related documents.

9.12 - Agreement with the University of California, Riverside to Participate in the Educational Talent Search Program

BE IT RESOLVED that the Board of Education approves entering into an agreement with the University of California, Riverside to participate in the Educational Talent Search Program, effective September 21, 2011, through June 30, 2016. The Educational Talent Search Program will provide academic advisors/monitors/tutors to District students at Arroyo Valley High School, Pacific High School, San Bernardino High School, and San Geronio High School for

2011, through 2016; and Arrowview Middle School and King Middle School students for 2011, through 2012 only. ETS advisors will focus on topics as college/university entrance requirements, career awareness, and financing a post-secondary education and report on student progress to designated school personnel. There is no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement.

9.13 - Renewal of the Agreement with the Parent Institute for Quality Education to Provide Training for Parents of District Students Enrolled at Curtis Middle School

BE IT RESOLVED that the Board of Education approves renewing the agreement with the Parent Institute for Quality Education, Covina, CA, to provide training for parents of District students enrolled at Curtis Middle School, effective February 1, through April 30, 2012. The Parent Institute will recruit parents by phone, provide a needs assessment session, and provide a series of weekly training sessions. The training sessions will culminate in a graduation with certificates given to parents who attend four sessions or more. The training will provide the skills and techniques that will enable parents to address the educational needs of their school-aged children. The cost, not to exceed \$8,000.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Title I, Account No. 501.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign all related documents.

9.14 - Bid No. 20-11, Unified Data Management Solution

BE IT RESOLVED that bids were received as follows:

Bidders	<u>Section I</u> Servers, Software, Installation	<u>Section II</u> CommVault, Software, Maintenance, Installation and Training	<u>Section III</u> SpectraLogic Equipment, Software and Services
Dell Marketing Round Rock, TX	No Bid	\$213,221.24	No Bid
GovPlace Irvine, CA	\$120,404.18	No Bid	No Bid
Impex Technology, Inc. Torrance, CA	\$140,828.31	\$258,057.77	\$63,333.36

BE IT ALSO RESOLVED that Bid No. 20-11, Unified Data Management Solution be awarded by Section. Section I, Servers, Software and Installation be awarded to Govplace, Irvine, CA; Section II, CommVault, Software, Maintenance, Installation and Training be awarded to Dell Marketing, Round Rock, TX; and Section III, SpectraLogic Equipment, Software and Services

be awarded to Impex Technology, Inc., Torrance, CA, the lowest responsible bidders per Section in accordance with Public Contract PCC 20118.1.

BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantities indicated on a line item unit cost basis in accordance with the terms of the bid documents, as needed through the initial one-year term of bid and all extensions, not to exceed five (5) years total in accordance with the terms of the bid documents.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Finance Officer, to sign all contracts related to this bid.

9.16 - Bid No. 23-11 Musical Instrument Repairs

BE IT RESOLVED that bids were received from Bertrand's Music, San Bernardino, CA; JKEAA Music Services, Riverside, CA; and Nick Rail Music, Redlands, CA.

BE IT ALSO RESOLVED that the bid received from JKEAA Music Services be rejected in its entirety as it was not bid as specified.

BE IT ALSO RESOLVED that Bid No. 23-11, Musical Instrument Repairs be awarded by line item to the lowest responsible bidders as follows:

<u>BIDDER</u>	<u>LINE ITEM</u>	<u>BID AWARD</u>
Bertrand's Music San Bernardino, CA	B1, B2, B3, B4, B5, B6, B7, B8, B9, B10, B11, B12, B13, and B14 W1, W2, W3, W4, W5, W6, W7, W8, W9, W11, W12, and W13	\$20,941.00
Nick Rail Music Redlands, CA	P1, P2, P3 S1, S2, S3, S4, S5, S6, S7, S8, S9, S10, S11, S12, S13, S15, S16, S17, S18, S19, S20, S21, S22, and S23	\$ 3,544.95

BE IT ALSO RESOVED that line item S14 be rejected as it is not in the best interest of the District to award at this time.

BE IT FURTHER RESOLVED that the District reserves the right to purchase more than or less than the quantity indicated on a line item unit cost basis in accordance with the terms of the bid documents, as needed, throughout the initial one-year term of the bid, and all extensions, not to exceed five years total.

9.17 - RFP No. 25-11 Reprographic Services

BE IT RESOLVED that RFP No. 25-11 Reprographic Services be awarded to C2 Reprographics, Costa Mesa, CA, the lowest responsible bidder meeting District specifications.

BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantity indicated on an line item unit cost basis in accordance with the terms of the bid documents, as needed throughout the initial one-year term of the RFP and all extensions, not to exceed five years total in accordance with the terms of the bid documents.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief of Business and Financial Officer, to sign any documents related to this RFP.

CURRICULUM/INSTRUCTION & ACCOUNTABILITY AND RESEARCH

9.18 - Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability

BE IT RESOLVED that the Board of Education approves the Waiver of CAHSEE Passage Requirement for Students with a Disability.

9.19 - Payment for Services Rendered by Non-Classified Experts and Organizations

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

Cambium Learning Sopris Group, Longmont, CO, to conduct “Step Up to Writing” training for District teachers who will implement the “Step Up to Writing” strategies in their classrooms, effective September 26, through September 27, 2011. The fee, not to exceed \$5,000.00, will be paid from the Restricted General Fund-Title III LEP Student Subgrant, Account No. 544.

9.20 - Agreement with American Medical Response to Provide Ambulance Service at Home Football Games at San Bernardino High School

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with American Medical Response (AMR), Redlands, CA, to provide ambulance services for home football games, effective September 1, through December 15, 2011. AMR will provide two attendants during the five home football games to comply with by-law requirements of the San Andreas League. The cost of services, not to exceed \$1,250.00, will be paid from the Unrestricted General Fund-Instructional Needs Assessment Program, Account No. 203.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam,

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Chief Business and Financial Officer, to sign said agreement.

9.21 - Agreement with Certiport, Inc. to Provide a Certiport Authorized Testing Center for CTE Classes at District High Schools

BE IT RESOLVED that the Board of Education approves entering into an agreement with Certiport, Inc., American Fork, UT, to provide Certiport Authorized Testing Center for CTE classes at District high schools effective September 21, 2011, through June 30, 2012. The fee, not to exceed \$9,936.00, will be paid from the Restricted General Fund—Title II Secondary Education, Account No. 512.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign any related documents.

9.22 - Agreement with College Board for College Readiness System™ Products for the PSAT/NMSQT® Exam

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with College Board, New York, NY, for College Readiness System™ Products for the PSAT/NMSQT® Exam for tenth grade students at six District high schools, effective April 1, 2011, through June 30, 2012. The PSAT/NMSQT® Exam is a means to assist students in preparing and planning for success in secondary school and college. The College Board's Early Participation Program is an educational initiative to support the involvement of all students in the college-going process at an earlier age while there is still time to inform instruction and learning, and increase students' readiness for college expectations. The cost, not to exceed \$35,385.00, will be paid from Unrestricted General Fund –Advanced Learner Programs and Services, Account No. 117.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement.

9.24 - Agreement with the Knotts Family & Parenting Institute for Child Excellence to Provide Training for Parents of District Students Enrolled at Shandin Hills Middle School

BE IT RESOLVED that the Board of Education approves entering into an agreement with the Knotts Family & Parenting Institute for Child Excellence, San Bernardino, CA, to conduct workshops for parents of District students enrolled at Shandin Hills Middle School, effective September 27, 2011, through May 30, 2012. The workshops will focus on the following topics: self-esteem, emotional health, physical health, education, GED information, parenting skills, character formation, and nutrition. These workshops will promote skills and techniques that will enable parents to address the educational needs of their school-aged children. There is no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign all related documents.

9.25 - Renewal of the Agreement with Lollipop & Associates to Present its Connect 4 Success Parents as Partners to Provide Training for Parents of District Students Enrolled at Wilson Elementary School

BE IT RESOLVED that the Board of Education approves renewing the agreement with Lollipop & Associates, Highland, CA, to provide training for parents of District students enrolled at Wilson Elementary School, effective September 21, 2011, through June 14, 2012. Lollipop & Associates will conduct its Connect 4 Success Parents as Partners program that focuses on specific skills and strategies that parents can utilize at home to assist their children. The cost, not to exceed \$22,750.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Account No. 507.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign all related documents.

9.26 - Facilities Use Agreement with National University

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with National University, San Bernardino, CA, for rental of conference rooms at \$150.00 per day plus equipment rental costs, for “Step Up to Writing” training effective September 26, through September 27, 2011. The cost, not to exceed \$300.00, will be paid from the Restricted General Fund-Title III LEP Student Subgrant, Account No. 544.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign all related documents.

FACILITIES/OPERATIONS

9.27 - Cafeteria Warrant Register, Ending August 31, 2011

BE IT RESOLVED that the Cafeteria Warrant Register, ending August 31, 2011, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes James Cunningham, Accounting Services Director; John A. Peukert, Assistant Superintendent, Facilities/Operations; Adriane Robles, Nutrition Services Director; or Larry Lobaugh, Nutrition Services Program Manager, to sign disbursements. Two signatures are required on all cafeteria warrants.

9.29 - Amendment No. 1 to the Signature Authorization – Facilities Management

BE IT RESOLVED that the Board of Education approves continuing the signature authorization for Samer Alzubaidi, Director, Facilities Planning and Development, effective July 1, through December 31, 2011, for the following:

1. Signing of change orders, not exceeding 10 percent of the original contract price
2. Signature authorization for DSA and OPSC applications

9.30 - Amendment No. 1 to the Signature Authorization - Nutrition Services Department

BE IT RESOLVED that the Board of Education authorizes Ponciano Vidaurri, while working out of class as the Nutrition Services Assistant Director, to sign purchase orders for non-biddable supplies and services directly related to food and food products, and biddable products directly related to food and food products effective September 21, 2011, through June 30, 2012.

9.31 - Amendment No. 2 to the Agreement with JM Builders, Inc., Category 02, Multi-Trade for Group 1 Modernization Projects

BE IT RESOLVED that the Board of Education approves amending the agreement with JM Builders, Inc., due to unforeseen conditions encountered during modernization at Lincoln and Riley Elementary Schools. County Counsel has approved the amendment which includes the proposed change orders. The cost is \$78,513.00, for a new total cost, not to exceed \$4,429,343.00. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 2.

9.32 - Amendment No. 4 to the Agreement with School Facility Consultants to Provide State Financial Hardship Services

BE IT RESOLVED that the Board of Education approves amending the agreement with School Facility Consultants, Sacramento, CA, for continued assistance in securing Financial Hardship funding from the State Allocation Board. This amendment is necessary due to additional reviews required by the Office of Public School Construction and to extend the ending date to September 30, 2013. There is no additional cost. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 4.

9.33 - Amendment No. 4 to the Professional Services Agreement with HMC Architects for Architectural and Engineering Services for Various Modernization Projects

BE IT RESOLVED that the Board of Education approves amending the agreement with HMC Architects, for additional services to provide (2) two new HVAC units at the Rio Vista Elementary School site. The cost, not to exceed \$4,800.00, plus approved reimbursables, will be paid from Funds 21, 25, or 35. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam,

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Chief Business and Financial Officer, to sign said revision to Amendment No. 4.
9.34 - Notice of Completion, Bid No. F07-03, Categories 02, 03, and 08 - San Geronio High School Modernization Project

BE IT RESOLVED that the Board of Education authorizes filing Notices of Completion for Bid No. F07-03, San Geronio High School Modernization Project, for the portion of the work awarded to the Prime Contractors listed below:

Category 02- Site Work, Railings and Fencing
HCH Constructors-Managers
Murrieta, CA

Category 03 - General Construction
Harik Construction, Inc.
Covina, CA

Category 08 - Electrical
Mike Cox Electrical, Inc.
San Bernardino, CA

BE IT FURTHER RESOLVED that Danny Tillman, President, Board of Education, be authorized to execute the Notices of Completion.

9.35 - Notice of Completion, Bid No. F07-03IH, Site Work for Interim Housing for the San Geronio High School Modernization Project

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F07-03IH, Site Work for Interim Housing for the San Geronio High School Modernization Project, for the work awarded to the Contractor listed below:

Contractor
ASR Constructors, Inc.
Riverside, CA

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

HUMAN RESOURCES DIVISION

9.36 - Payment of Master Teachers – Azusa Pacific University

BE IT RESOLVED that the Board of Education approves payment for services as master teachers during spring, 2011, as provided for in the Agreement with Azusa Pacific University, as follows:

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Dunn, Barbara	\$100.00	Dadarrio, Carrie	\$200.00
Johnson, Patricia S.	\$100.00	Morris, Cassandra	\$100.00
Kimmet, Julie	\$100.00	Luce, Bonnie	\$100.00
Schmidt, Amy	\$100.00	Lopez, Patsy	\$200.00

9.37 - Payment of Master Teachers – Chapman University

BE IT RESOLVED that the Board of Education approves payment for services as master teacher(s) during spring session, as provided for in the Agreement with Chapman University, as follows:

Cowles, Catherine	\$125.00	Luna, Danielle	\$125.00
Cajuat, Dee	\$125.00	Zolandek, Laura	\$125.00

9.38 - Payment of Master Teacher – National University

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during fall session as provided for in the Agreement with National University, as follows:

Bowman, Shinay	\$600.00
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9.39 - Payment of Master Teachers – University of Redlands

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher as provided for in the Agreement with the University of Redlands, as follows:

Miranda-Porch, Christina	\$100.00
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STUDENT SERVICES DIVISION

9.40 - Extended Field Trip, California Cadet Corps, Brigade Basic Leadership School and Officer Candidate School, San Bernardino, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 300 California Cadet Corps students, 30 District employees to attend Brigade Basic Leadership School and Officer Candidate School, at Serrano Middle School in San Bernardino, California, September 24-25, 2011. The cost of the trip, not to exceed \$6,900.00, including meals and lodging for 300 California Cadet Corps students and 30 District employees, will be paid from California Cadet Corps Account No. 030. Transportation will be provided by students' parents and guardians, at no cost. Names of the students are on file in the Business Services office.

9.42 - Agreement with Patton State Hospital

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Patton State Hospital, Patton, CA effective August 1, 2011, through June 30, 2012. The Adult School will administer GED testing at Patton State Hospital four times a year with a maximum number of 10 students per test. The total allowable reimbursable amount under the terms of the agreement shall not exceed \$5,926.25.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement.

9.43 - Agreement with University Enterprises Corporation

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the University Enterprises Corporation, San Bernardino, effective July 1, 2011, through June 30, 2012. The University Enterprises Corporation has received a grant from the California Department of Corrections and Rehabilitation. The Adult School will assist The Day Reporting Center in providing instructional classes that may include but not limited to; GED testing, preparation and instruction; job search skills; interviewing techniques; graphic design; Microsoft Office Suite; and computer skills. The Adult School will participate in weekly provider meetings as needed, and will provide The Day Reporting Center with accurate attendance reports for each day classes are taught. The total allowable reimbursable amount under the terms of the grant shall not exceed \$50,000.00.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement.

9.44 - Amendment No. 1 of the Agreement with LeafWing Center to Provide Applied Behavior Analysis (ABA) Support and Consulting Services to District Staff

BE IT RESOLVED that the Board of Education approves amending the agreement with LeafWing Center, Van Nuys, CA, approved by the Board on March 1, 2011, Agenda Item 10.14. The amendment is necessary to extend services to District staff from October 1, 2011, through June 30, 2012, and to add \$15,000.00 to the initial fee of \$30,400.00 for an aggregate total not to exceed \$45,400.00 due to increased collaboration with elementary, middle and high school staff implementing the ABA approach. The additional cost for services will be paid from Restricted General Fund—Special Education-Central, Account No. 827. All other terms and conditions will remain the same.

9.45 - Expulsion of Student(s)

BE IT RESOLVED that the Board of Education accepts and adopts the recommendation and

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findings of the Hearing Panel, based on a review of the Panel's finding of facts and recommendations, and orders the expulsion of the following student(s) with the birth date(s) as listed below in accordance with the Board rules and regulations and in compliance with Education Code Section 48900:

** (S) 7/13/1996	* (S) 1/27/1997	* (S) 2/5/2002	* (S) 10/5/1993	* (S) 5/3/1995	* (S) 12/6/1998
* (S) 10/16/1994	* (S) 11/10/1994	** (S) 12/9/1997	** (S) 6/16/1997	** (S) 3/2/1999	* (S) 7/17/1995
* (S) 9/1/1995	* (S) 9/7/1996	* (S) 6/29/1994	* (S) 6/17/1994	* (S) 9/7/1994	

*The Board does hereby order the enforcement of the expulsion suspended for a period of not more than one calendar year. The suspension of the enforcement of the expulsion order is deemed appropriate for the rehabilitation of the pupil, per Education Code section 48917.

**The Board does hereby expel the pupil for a period of one semester, and does hereby order the enforcement of the expulsion suspended for the following semester, allowing him/her to be considered for re-enrollment in the district under suspended expulsion as deemed appropriate for the rehabilitation of the pupil, per Education Code section 48917.

~~(S)~~ A stipulated expulsion is a process whereby the pupil and his/her family acknowledge responsibility for the behavior leading to the recommendation for expulsion by the school administration, and waive their right to a hearing by admitting to the facts in support of an expulsion recommendation. The pupil and his/her family stipulate the facts of the case as presented by the school, accepting one of the following consequences: *~~(S)~~ suspended expulsion, **~~(S)~~ expulsion one semester, suspended expulsion one semester, ~~(S)~~ expulsion two semesters.

9.47 - 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

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:

11/22/1994 11/7/1995 9/13/1995

9.48 - Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)

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

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

9.49 - Revocation of Suspension of Expulsion

FURTHER, in accordance with Education Code Section 48917, the Board does hereby order the expulsion of the student(s) with birth date(s) as listed:

This order revokes a previously suspended expulsion order and is recommended at this time because the student(s) violated the conditions of the suspension of the expulsion order.

9.50 - Lift of Expulsion of Student(s)

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:

6/12/1999 2/24/1996 4/28/1997 1/17/1994 11/24/1995 1/22/1995

9.51 - Failure to Recommend Mandatory Expulsion 48915

BE IT RESOLVED that the following school(s) have failed to adhere to Education Code Section 48915. Principals are required by Education Code to report guns, brandishing a knife, sexual assault, possession of an explosive device, and/or the sale of an illegal substance. The following school(s) have not followed this Education Code requirement:

9.52 - Petition to Expunge, Rescind, or Modify Expulsion

10/4/1995 8/17/1997 2/19/1994 6/27/1994 4/9/1994 7/5/1996

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

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

BOARD OF EDUCATION

9.1 - Agreement with Leal & Trejo, LLP to Provide Legal Services to the Board of Education

Lynda Savage stated that this is not needed and it is not the time. Judi Penman stated that other districts have their own attorneys. Mrs. Parra Craig recommended amending the date to September 6, 2011.

Upon motion by Member Penman, seconded by Member Flores, and approved by the affirmative vote of Members Parra Craig, Flores, Penman, and Valdez (Noes: Savage and Tillman), the following was adopted as amended:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Leal & Trejo, LLP, Los Angeles, CA to provide legal services to the Board of Education on an as needed basis, effective ~~September 21, 2011~~, September 6, 2011, through June 30, 2013. The scope of work and level of service needed to be provided to the Board of Education has not been determined at this time. Total cost, not to exceed \$50,000.00, will be paid from the Unrestricted General Fund—Board of Education, Account No. 066.

9.3 - Amendment No. 2 to the Service Agreement with Manpower, Inc., to Provide Temporary Personnel

Judi Penman stated that the District has 400 positions unfilled due to the Personnel Commission argument. Manpower will interview and drug test applicants. These will be community people and they will not be receiving benefits. Our district is being considered at risk.

Elsa Valdez asked what the outcome of vacant position is? John Peukert stated that this is for food service personnel. We have used off track subs, but are now at risk of losing ADA if we can't offer meals. We are taking care of the majority with subs, but the level of service has been reached. Some custodians work at groundworkers. We must provide services to our students. Harold Vollkommer stated that some are special education personnel. He is working with the director of Special Education to get subs from nonpublic schools. The services are mandated by students' IEPs and it is critical.

Upon motion by Member Penman, seconded by Member Flores, and approved by the affirmative vote of Members Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following was adopted:

BE IT RESOLVED that the Board of Education approves amending the service agreement with Manpower, Inc., San Bernardino, CA; originally approved by the Board on October 5, 2010, Agenda Item 10.19. This amendment is necessary to add additional job classifications for temporary labor support on an as needed basis for Maintenance & Operations, Transportation

Services Department, and others. Cost will be charged to various operating program budgets. All other terms remain unchanged.

9.7 - Closure of School Facility Program Projects – Fund 35

Barbara Flores requested additional information on this item. John Peukert stated that there are specific guidelines. We can't use the money for other projects and we add scope where we can.

Upon motion by Member Flores, seconded by Member Parra Craig, and approved by the affirmative vote of Members Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following was adopted:

BE IT RESOLVED that the School Facilities Projects identified be closed to further activity.

9.15 - Bid No. 22-11, Online Professional Development & Observation Resource Service

Barbara Flores asked for clarification.

Barbara Richardson stated this is an online professional piece. Sites were asked for their goals, and principals and central office staff were involved. The cost will come from District office support.

Upon motion by Member Tillman, seconded by Member Savage, and approved by the affirmative vote of Members Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following was adopted:

BE IT RESOLVED that bids were received as follows:

Bidder	Item 001	Item 002	Item 003	Item 004	Item 005
School Improvement Network Midvale, UT	\$4,995.00	\$2,800.00	\$2,800.00	\$2,800.00	\$2,800.00
Vantage Learning New Hope, PA	\$25,000.00	\$750.00	\$750.00	\$26,000.00	\$750.00

BE IT ALSO RESOLVED that Bid No. 22-11, Online Professional Development and Observation Resource Service be awarded to School Improvement Network, Midvale, UT; the lowest responsive/responsible bidder in accordance with Public Contract PCC 20118.1.

BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantities indicated on a line item unit cost basis in accordance with the terms of the bid, as

needed through the initial one-year term of bid, and all extensions, not to exceed five (5) years total in accordance with the terms of the bid documents.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Finance Officer, to sign all contracts related to this bid.

9.23 - Agreement with Digital Edge Learning to Provide Professional Development and Technical Training to District Staff at San Geronio High School

Upon motion by Member Tillman, seconded by Member Flores, and approved by the affirmative vote of Members Flores, Penman, Savage, Tillman, and Valdez (Noes: None; Absent for Vote: Parra Craig), the following was adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Digital Edge Learning, Redlands, CA, to provide digital lesson design that will focus on checking for understanding, increased student engagement and instructional rigor, effective September 21, 2011, through June 30, 2012. The fee, not to exceed \$85,000.00, will be paid from the Restricted General Fund—School Improvement Grant, Account No. 507.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign any related documents.

9.28 - Approval of Professional Services Agreements for All Architectural and Engineering Services for Various District Projects

Upon motion by Member Tillman, seconded by Member Savage, and approved by the affirmative vote of Members Flores, Penman, Savage, Tillman, and Valdez (Noes: None; Absent for Vote: Parra Craig), the following was adopted:

BE IT RESOLVED that the Board of Education approves the pre-approval of the following firms to provide full architectural and engineering services for various District projects, effective September 21, 2011 through June 30, 2013 with the possibility of a maximum of three (3) one-year extensions at the sole discretion of the District. Future selection of architectural and engineering firms for District projects will be done by competitive requests for proposals limited to these firms, unless unusual circumstances of the specific project require special qualifications. Fees will be negotiated with each firm based on the services required for each project. The cost of these architectural and engineering services for each project will be paid from Funds 21, 25, 35, 40, and 98.

FIRM	Small Projects - Up to \$3M	Medium Projects - \$3M-\$10M	Large Projects - Above \$10M
Adolph Ziemba, AIA & Assoc., Burbank, CA	✓	✓	
DLR Group/WWCOT, Riverside, CA		✓	✓

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GKK Works, Pasadena, CA		✓	✓
IBI Group, Irvine, CA		✓	✓
Lionakis, Newport Beach, CA		✓	✓
NAC Architecture, San Bernardino, CA	✓	✓	
PCH Architects, LLP, Redlands, CA	✓	✓	✓
PSWC Group Architects, San Bernardino, CA	✓	✓	✓
Ruhnau, Ruhnau and Clarke, Riverside, CA	✓	✓	✓
TBP Architecture, Newport Beach, CA		✓	✓
Tetra Tech, San Bernardino, CA	✓	✓	

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said professional services agreements.

9.41 - Agreement with Leader's Services, RFP 04-11, LEA Direct Billing Options and Medi-Cal Administrative Activities

Following a discussion, it was the consensus of the Board to table this item until October 4, 2011.

9.46 - Student(s) Recommended for Suspension, but Remanded Back to School Sites or Had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction

Upon motion by Member Tillman, seconded by Member Savage, and approved by the affirmative vote of Members Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following was adopted as amended:

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

5/31/1996 10/27/1997 3/27/1999

10.0 - Action Items

10.1 - Phase I District Office Reorganization

It was the consensus of the Board to table this item.

10.2 - Personnel Report #6, Dated September 20, 2011

Upon motion by Member Tillman, seconded by Member Savage, and approved by the affirmative vote of Members Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes:

None), the following was adopted:

BE IT RESOLVED that the Personnel Report #6, dated September 20, 2011, be approved as presented (see page ____). 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.

SESSION NINE - Closed Session

11.0 - Closed Session

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

Student Matters/Discipline

Conference with Labor Negotiator

District Negotiator: Harold Vollkommer
Employee Organization: California School Employees Association
Communications Workers of America
San Bernardino School Police Officers Association
San Bernardino Teachers Association

Public Employee Discipline/Dismissal/Release

Conference with Legal Counsel: Anticipated Litigation

(Government Code Section 54956.9(b)(1))

Number of Cases: Two

Conference with Legal Counsel: Existing Litigation

(Government Code Section 54956.9(a))

San Bernardino Superior Court Case No. CIVDS 1106215

Public Employee Appointment

Title: Assistant Administrator of Instructional Improvement and Academic Coaching,
Elementary School

SESSION TEN – Open Session

12.0 - Action Reported from Closed Session

Upon motion by Member Tillman, seconded by Member Savage, and approved by the affirmative vote of Members Parra Craig, Flores, Savage, Tillman, and Valdez (Noes: None; Absent for Vote: Penman), the following was adopted:

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BE IT RESOLVED that the Board of Education voted to remove suspension from student 32799. Upon motion by Member Flores, seconded by Member Savage, and approved by the affirmative vote of Members Parra Craig, Flores, Penman, Savage, Tillman, and Valdez (Noes: None), the following was adopted:

BE IT RESOLVED that, pursuant to Government Code section 995, the San Bernardino City Unified School District will provide for the defense of Bryan Astrachan as to the cross-petition filed by the Personnel Commission on September 1, 2011, in San Bernardino Superior Court Case No. CIVDS1106215.

SESSION ELEVEN - Closing

13.0 - Adjournment

By the affirmative vote of the members, the meeting was adjourned at 12:45 a.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, October 4, 2011, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.