

San Bernardino City Unified School District

Minutes of a Regular Meeting of the Board of Education

**MINUTES
ADOPTED
8/3/10**

Community Room
Board of Education Building
777 North F Street
San Bernardino, California

July 6, 2010

5:30 p.m.

Present: President Danny Tillman; Vice President Barbara Flores; Board Members Louise Ayala, Teresa Parra Craig, Judi Penman, Lynda Savage, and Elsa Valdez; Superintendent Arturo Delgado; Deputy Superintendent Judy White; Chief Business and Financial Officer Mohammad Islam, Associate Superintendent Mel Albiso, Assistant Superintendents, 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 - Resolution in Support of Robles-Wong v. California, Litigation Challenging the State's School Finance System

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

WHEREAS, education is a fundamental right of every child in California; and

WHEREAS, California's constitution requires a public school system that prepares students to become informed citizens and productive members of society; and

WHEREAS, California has set clear requirements for what schools are expected to teach and what students are expected to learn; and

WHEREAS, the State has an obligation to maintain and support a school finance system that provides districts and county offices of education the resources necessary to meet these requirements; and

WHEREAS, California's school finance system is unsound, unstable, insufficient, and thus unconstitutional; and

WHEREAS, the State's school finance system prevents the San Bernardino City Unified School District from providing all of the education programs and services our students need to become proficient in the State's academic standards and to obtain a well-rounded education; and

WHEREAS, as a result of the broken school finance system, students are being denied the opportunity to master the required education program; and

WHEREAS, severe budget cuts over the last several years have made a dire situation worse by forcing districts to increase class size, lay off teachers, eliminate many programs necessary to support student learning and well-being; and

WHEREAS, the lawsuit, Robles-Wong v. California, filed on May 20, 2010 in Alameda County seeks to remedy the broken school finance system by (1) declaring it unconstitutional and (2) requiring State lawmakers to uphold their constitutional duty to design and implement a school finance system that provides all students equal access to the required education program; and

WHEREAS, filing this lawsuit was a last resort—the Governor and lawmakers have known for some time that the current school finance system is harming students, schools and districts, and they have done nothing to remedy the crisis; and

WHEREAS, the San Bernardino City Unified School District believes it is imperative to provide a sound, stable, and sufficient school finance system so that all children have equal educational opportunities;

NOW, THEREFORE, BE IT RESOLVED that the San Bernardino City Unified School District strongly supports Robles-Wong v. California, the litigation challenging the State's school finance system.

2.2 - California Jobs Budget

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

WHEREAS California is facing a \$17.9 billion general fund shortfall that threatens to compromise the quality of public education in the state; and

WHEREAS due to the state's deficit, \$4.3 billion in Proposition 98 funding for schools and childcare programs will be cut and over 430,000 private sector, school, and local government jobs are threatened in other state budget proposals; and

WHEREAS the California Jobs Budget, introduced by Assembly Speaker John A. Pérez, could resolve the state's budget deficit by creating and saving jobs and closing the deficit; and

WHEREAS the California Jobs Budget includes a \$10.1 billion jobs and economic stability fund that saves jobs, protects public school funding, and rejects the \$4.3 billion in Proposition 98 cuts found in other budget proposals; and

WHEREAS the California Jobs Budget fully supports the state's constitutional requirement to fund Prop 98 and ensures that \$3.8 billion would be repaid to local school districts;

THEREFORE BE IT RESOLVED that the members of the Board of Education of the San Bernardino City Unified School District supports the California Jobs Budget as proposed.

Board Members Penman and Valdez arrived at 5:45 p.m.

SESSION THREE –Public Hearing

3.0 - Public Hearing

3.1 - Public Disclosure of Certificated and Classified Management Work Year Reduction for the 2010-2011, 2011-2012, and 2012-2013 School Years

Certificated and Classified Management shall have their work year reduced by four (4) days for 2010-2011 (total of nine (9) days for 2010-2011 including five days approved by the Board on June 2, 2009), four (4) days for 2011-2012, and four (4) days for 2012-2013 school years.

President Tillman opened the Public Hearing and asked if anyone wished to comment. Charlie LaChance, CSEA Labor Representative, asked if the managers' pay would remain the same and if this includes the Superintendent's Staff. Mohammad Islam stated that managers' pay will be reduced and the Superintendent's Staff pay is based on the number of days worked. Mr. Tillman thanked all bargaining groups for negotiating the budget cuts and reported that ours is not one of several school districts in the state that have qualified budgets. Hearing no further comment, Mr. Tillman closed the Public Hearing.

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

BE IT RESOLVED that the Board of Education ratifies the four-day reduction in work year for Certificated and Classified Managers effective July 1, 2010, for the 2010-2011, July 1, 2011, for the 2011-2012, and July 1, 2012, for the 2012-2013 school years.

SESSION FOUR - Administrative Presentation

4.0 - Administrative Presentation

4.1 - Project Labor Agreement

At the December 1, 2009 Board of Education meeting, members of the Inland Congregations United for Change (ICUC) asked the District to consider engaging in a Project Labor Agreement (PLA) for our building program. At the Board's request, the Facilities/Operations Department presented a report on the effect a PLA would have on the District at the regular meeting on March 16, 2010. After hearing the report, the Board requested additional information on the advantages and disadvantages of becoming a PLA District. Dr. Arturo Delgado held meetings with those in favor of and those opposed to the District establishing a PLA, and he presented his findings to the Board of Education (see page ____). Dr. Delgado's conclusion is to not support the PLA because it will limit our options.

Businessmen Larry Quiel, Rich Wolfinger, Raul Guedga Jr., Tom Brickley, Ken Coate, Robert Gastel, Ryan Collins, and Eric Christen expressed their opposition to a PLA. Students and ICIC members Alex Dolan, Ivan Aguayo, Katherine Alfaro, Matthew Aguayo, Erika Ruiz, Helen Luu, Gabriel Martinez, Sergio Corona, Cristina Ruiz, Alex Martinez, and Gary Ponce; and businessmen Gabriel Villarreal, Bill Perez, and Alex Lopez expressed their support of a PLA.

Danny Tillman reported that the Board will not be taking any action tonight. Judi Penman expressed her disappointment with the speakers who made derogatory remarks. Mrs. Penman stated that businesses are the lifeblood of the community and the local business leaders are honest and ethical. She is proud to have them as Chamber of Commerce members. Mrs. Penman told the ICUC students that they are children and have a lot to learn. There are two sides to each issues. She is proud of them for coming out tonight, but they should always be prepared.

Teresa Parra Craig stated that the ICUC students need to keep coming to Board meetings. We need to have a trade construction academy. We don't have a lot of projects in the pipeline now, but she would like to consider a bond because we are 7,000 seats short. Mrs. Parra Craig asked that this discussion be tabled.

Lynda Savage thanked both groups for their comments and stated it was good to hear both sides of the issue. Mrs. Savage told the students it is a good bid climate now and if they are willing to work, they should go to the local businesses and ask about an apprenticeship program. We should wait to decide on a PLA until we have construction work.

Danny Tillman thanked everyone for coming out. Most projects have already been funded and other projects won't be built until we have funding. He is opposed to going out for a bond now, because people are just getting by now. We need closure on this. When we get funding it will be too late to decide on a PLA.

John Peukert stated that the Board would have to vote on a PLA, then they would assign a project.

Teresa Parra Craig told the audience members to give their business cards to John Peukert to arrange a work fair for our students.

Lynda Savage asked to agendaize this now. Barbara Flores, Judi Penman, Teresa Parra Craig, and Elsa Valdez stated they wished to table it.

President Tillman moved Session Six forward on the agenda.

SESSION SIX – Other Matters Brought By Citizens

6.0 - Other Matters Brought by Citizens

Charlie La Chance reported that the Superintendent requested an employee investigation. Several employees came to her to report that they were called in and threatened that they would be disciplined up to termination. They wouldn't tell her what the investigation was for. They are fearful of retaliation, were held for over an hour and questioned about their union membership, suffered unbearable humiliation, and were denied their rights. Ms. La Chance asked why the District hired an attorney to conduct the investigation when we have Assistant Superintendents.

Samuel Williams, Jr., coach of the San Bernardino County Smooth Stones basketball team, reported that the team has qualified to attend the 2010 AAU Junior Boys' Basketball Division II National Championship to be held July 26 to August 1, at the ESPN Wide World of Sports Complex in Orlando, Florida. Mr. Williams stated that six of the players are District students and asked the Board to help finance the trip. Board members suggested fundraiser ideas, including seeking donations from the construction company representatives in the audience.

Gil Navarro, education advocate, asked the Board to change the way the District deals with at-risk students. Mr. Navarro asked the Board to bring back the SST policy and direct Staff to do something different.

Gary Underwood stated that he would like to continue his discussion of the Personnel Commission from the last Board meeting. There are 250 funded positions open and people are working out of class. There is a lack of trust and acrimony, but there may be a solution. Mr. Underwood suggested the District use non-binding arbitration.

Greg Humpal stated that the recent tragedy at Del Taco has put people on high alert and School Police has an order to arrest him if he comes on District property. Mr. Humpal reported that he has been laid off and requested that the Board place him in a vacant Buyer position instead of paying someone to work out of class. Mr. Humpal stated that he indicated to Yolanda Ortega that he would take that position, but she told him the Personnel Commission would have to do that. Mr. Humpal also asked the Board to rescind the letter of trespass.

Steven Holt, CSEA 1st Vice President, reported that the Personnel Report contains many requests from the Employee Relations Department to have employees work out of class. The SDC buildings at the school sites have increased the amount of work for Custodians and Custodian 4's were eliminated, but there is a request to hire a Quality Control Technician. Classified employees reduced their months and hours and people are coming back as consultants. Mr. Holt stated that this is not being fiscally responsible and asked the Board to look into the Maintenance and Operations and Employee Relations Departments.

SESSION FIVE - Administrative Reports

5.0 - Administrative Reports

5.1 - School Improvement Grant Schools

On May 25, 2010, the Board took action to select the Restart Plan as an intervention model for six School Improvement Grant (SIG) schools. Since that date, the State has indicated that they will prioritize the way they fund the school grants based on the model that they are most interested in seeing developed. We are hearing that the Restart Plan (charter schools) will not be one of their preferred choices.

The Turnaround model is one of their priorities. Although this model requires that we replace up to 50 percent of the teaching staff at the school, all but one of our schools designated as a Restart model qualify to be redesignated as Turnaround schools, based on the number of teachers that have left due to the early retirement incentive given to them this year.

Dr. Delgado and Judy White discussed the proposed change. Schools can maintain the same plans the teachers have been working on. The District's priority is Program Improvement. The SIG schools will still have co-ops, but not separate governing boards.

Board members expressed their support for the revised plan and requested regular progress reports on Pacific High School.

Danny Tillman stated that we have cut the budget, laid off employees, gotten rid of programs, and increased class size, but we don't know how much money we are going to get. We shouldn't state what is going to take place until then. He is not willing to commit to anything until we see how much. The plans have costs associated with them. Barbara Flores stated that this is just an

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application for funding. Judy White reported that funding will be available 30 days after the plans are approved. Dr. Delgado stated that we have changed the way staffs are working together. There is a tremendous amount of energy coming from the teachers and 25 percent of the principals are new. Barbara Flores stated that due to increasing class size to 25 to 1, there are many combo classes. Danny Tillman stated we are making a mistake to raise expectations before we have the money. Be cautious and realistic about what we can do. Dr. Delgado reported that we are watching it closely.

Gil Navarro reported that he supports taking a more radical approach to Program Improvement. This is a warning to the other principals. Pacific High School had the lowest score in the District. We can't afford to wait a year.

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

BE IT RESOLVED that the Board of Education approves redesignating the Turnaround Plan as an intervention model for Barton Elementary School, Hunt Elementary School, Marshall Elementary School, Wilson Elementary School, Serrano Middle School, and Shandin Hills Middle School.

BE IT FURTHER RESOLVED that the Board of Education approves redesignating the Transformation Plan as an intervention model for Davidson Elementary School, Rio Vista Elementary School, and Pacific High School.

5.2 - International Baccalaureate Program – Approval for Change in Board Policy 6141.4 Instruction (First Reading)

The International Baccalaureate (IB) Program through its Middle Years Program (MYP) and Diploma Program (DP) has been a tremendous asset to our District over the past many years, preparing high-achieving students for further studies in colleges and universities both at home and abroad. Recently, the IB Organization directed San Bernardino City Unified School District *to create a clear pathway supported by policy that not only allows, but encourages students to complete all five years of the MYP...submit a policy and other evidence that would be communicated within the school and parent communities which would demonstrate how this issue will be resolved.* The change in policy marks a need based on the accreditation requirements from the IB Organization. As Chavez and Cajon have partnered in writing a planned proposal together, the IB Organization denotes them as one school and requires a clear articulation for students who enter the MYP at Chavez Middle School to be able to complete the balance of the MYP in high school. Since MYP for grades 9-10 is offered at both Arroyo Valley High School and Cajon High School, both of these schools allow students the option to complete the MYP. Without action to present to the IB Organization that illustrates our ability to have students finish the MYP, there is potential for the MYP not to be authorized as such.

BP 6141.4 Instruction

International Baccalaureate Program

The Board of Education recognizes the value of diverse academic offerings, and it encourages schools to explore opportunities for meeting the needs of all our students. Programs developed and sponsored by the International Baccalaureate Organization (IBO) provide one set of options. The Board directs the Superintendent or designees to create regulations that would guide interested schools in the application for implementing such a program. The criteria and process must be clear and obtainable for each school community that wishes to pursue an IB program. Toward that end, the Board recognizes that sufficient human and budgetary resources must be available to allow successful implementation of approved programs.

Introduction

Founded in 1968 and currently implemented in well over 100 countries, the IBO offers a set of three "distinctive yet complementary" programs for students in grades K-12. The Primary Years Program (PYP) serves grades K-5; the Middle Years Program (MYP) serves grades 6-10; and the Diploma Program serves grades 11-12. Although the specific objectives and approaches of each program vary in order to accommodate the developmental needs of particular age groups, at the heart of the overall IB philosophy is the belief that students learn best when they are actively engaged in mastery of content and acquisition of skills relevant to their lives as individuals and as members of a global community.

The International Baccalaureate Mission Statement

“The International Baccalaureate aims to develop inquiring, knowledgeable and caring young people who help to create a better and more peaceful world through intercultural understanding and respect.

To this end the organization works with schools, governments and international organizations to develop challenging programmes of international education and rigorous assessment.

These programmes encourage students across the world to become active, compassionate and lifelong learners who understand that other people, with their differences, can also be right.”

Instructional Model

- Inquiry-based instruction emphasizing critical thinking and fostering independence in learners
- Interrelatedness of skills and integrated approaches to learning in the content areas
- Culminating projects and criterion-referenced assessments
- Internationalism (including the study of foreign language) and multicultural perspectives
- Community-based projects and service-oriented experiences

Relationship of Programs

The IBO itself describes the three programs as "distinctive yet complementary." No one program is a necessary prerequisite to any other, nor does successful completion of one guarantee automatic entry into another. The relationship among the three programs may be understood as a pyramid. PYP occupies the base, offering a program suitable for all elementary students of widely ranging abilities; MYP sits in the middle, offering greater academic challenges for motivated students; the Diploma program is at the apex of the pyramid, offering a rigorous pre-university course of study leading to externally assessed examinations and the potential for college credit.

The Board agrees that articulation among staff at the three programs is crucial, and further recognizes that adequate staff development and training is required to successfully implement the programs and assure continued authorization by the IBO.

Policy San Bernardino City Unified School District

Adopted: October 16, 2007 San Bernardino, California

5.3 - Amendments to Board Policy 4112.2 Certification (Second Reading)

Certification

The Superintendent or designee shall ensure that persons employed in positions requiring certification qualifications possess the approximate credential or permit from the Commission on Teacher Credentialing (CTC) authorizing their employment in such positions.

- (cf. 411 – Recruitment and Selection)
- (cf. 4112.21 – Interns)
- (cf. 4112.22 – Staff Teaching Students of Limited English Proficiency)
- (cf. 4112.23 – Special Education Staff)
- (cf. 4113 – Assignment)
- (cf. 4116 – Probationary/Permanent Status)
- (cf. 4121 – Temporary/Substitute Personnel)
- (cf. 5148 – Child Care and Development)

When a fully credential teacher is not available, the district may employ a person with a short-term staff permit or provision internship permit under the conditions and limitations provided in state and federal law. *Employees hired without full certification (STIP, PIP, Intern) will be equitably distributed among schools so as not to have an inordinate number at any given site. Teachers who do not possess authorization to provide service to English Learners must be approved by the Board of Education prior to beginning service with the district.*

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As necessary, all teachers of core academic subjects shall meet the requirements of the No Child Left Behind Act. (20 USC 6319, 7801; 5 CCR 61-6125)

(cf. 4112.24 – Teacher Qualifications Under the No Child Left Behind Act)

5.4 - Quarterly Uniform Complaint Report Summary

Pursuant to legislation passed as a result of the Williams Case and Valenzuela Settlement Agreements, districts must report summarized data on the nature and resolution of all complaints on a quarterly basis to the governing board, at a regularly scheduled board meeting. The following is the quarterly report for the period from April to June 2010, pursuant to Section 4686(b) of Title 5, Division 1, Chapter 5.1, Subchapter 1, Article 8 of the California Code of Regulations.

Williams and Valenzuela Settlement Legislation
Quarterly Report Summary
Quarterly Uniform Complaint Report Summary

For submission to school district governing board and county office of education

District Name: San Bernardino City Unified School District

Quarter covered by this report: April – June 2010

UCP Areas	Number of Complaints Received in Quarter	Number of Complaints Resolved	Number of Complaints Unresolved (Quarter)	Number of Complaints Unresolved (Historic)
Instructional Materials	0	0	0	0
Facilities	0	0	0	0
Teacher Vacancy and Misassignment	0	0	0	0
CAHSEE Intensive Instructions for High School Exit Exam	0	0	0	0
Totals	0	0	0	0

Submitted by: Marie Arakaki
Title: Affirmative Action Director

5.5 - Budget Update

Mohammad Z. Islam, Chief Business and Financial Officer, stated there is nothing new to report. The legislators are in summer recess until July 12.

SESSION SEVEN - Reports and Comments

7.0 - Report by Board Members

Board members reported on school-related activities they have attended during the past few weeks and announced upcoming events they believe will be of interest to their fellow Board members.

Teresa Parra Craig asked the Superintendent to look into attendance at the Homework Centers and to agendaize it for more discussion.

Barbara Flores asked the Superintendent to consider a strategic plan. Dr. Flores asked that the Seal of Biliteracy be agendaized. Dr. Flores announced that San Geronio High School students received \$1.4 million in scholarships. Dr. Flores thanked Mohammad Islam for his report on grants.

Danny Tillman requested a list of full-time classified employees that were laid off. As we receive additional funding, he would like to have them restored. Mr. Tillman reported that three District high schools were included on *Newsweek Magazine's* top schools in the nation. Arroyo Valley, Cajon, and San Bernardino High Schools ranked higher than any surrounding districts. Mr. Tillman reported that he toured the new Durham School Services buses in the parking lot. He was impressed with the seat belts and security features.

Elsa Valdez thanked former School Police Chief Gary Underwood and Officer Erik Vetere for looking into an issue for her.

7.1 - Legislative Update

Teresa Parra Craig informed the Superintendent that she would like to wait to visit Sacramento until the legislators are back from summer recess instead of meeting with their staffers now.

Barbara Flores reported that she received information from our federal lobbyist that Congress amended a Bill that will provide \$800 million for teacher jobs. The Senate will look at it on July 12.

8.0 - Report by Superintendent and Staff Members

Dr. Delgado reported that Durham School Services started their bus routes on July 1. There were some glitches in the morning, but they were fixed by the afternoon. He and Mohammad Islam toured the station and it was a smooth transition.

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 item 9.23 was held for later consideration.

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

9.1 - Approval of Minutes

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on May 25, 2010, be approved as presented.

9.2 - Payment of SANDABS Membership Dues for 2010-11

BE IT RESOLVED that the Board of Education ratifies payment of \$2,000.00 to SANDABS for renewal of membership dues for the 2010-11 school year.

9.3 - Payment of San Bernardino County School Boards Association Membership Dues for 2010-11

BE IT RESOLVED that the Board of Education ratifies payment of \$250.00 to the San Bernardino County School Boards Association for 2010-11 membership dues.

9.4 - 2010-2011 District Consolidated Application (Part I)

BE IT RESOLVED that the Board of Education approves the July 6, 2010, submission of Part I of the District Consolidated Application for Categorical Program funds.

BE IT FURTHER RESOLVED that Judy D. White, Deputy Superintendent, be authorized to sign all documents relating to the submission of the District Consolidated Application on behalf of the Board of Education.

9.5 - Payment of Master Teachers – California State University San Bernardino

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during the Winter Session 2010, as provided for in the Agreement with California State University San Bernardino, as follows:

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Allen, Vickie	\$166.70	Arient, John	\$166.70
Avila, Leyla	\$166.70	Dicosola, Paula	\$166.70
Diefendorf, Ellen	\$166.70	Donohue, M. Mason	\$166.70
Gamez, Dianna	\$166.70	Holmon, Phyllis	\$166.70
Holzberger, Sandra	\$166.70	Iribe, Adriana	\$166.70
Kalu, Chadinma	\$166.70	Kilcullen, Anna	\$166.70
Kounas, Jason	\$166.70	Kyle, Mariann	\$166.70
Lesko, Karen	\$166.70	Lipinski, Lauren	\$166.70
Luce, Bonnie	\$166.70	Massicotte, Steve	\$166.70
Mendoza, Juan C.	\$166.70	Nagby, Carol	\$166.70
Neighbours, Lynn	\$166.70	Paz, Elva	\$166.70
Perez, Claudia	\$166.70	Posiviata, Susan	\$166.70
Ramirez-Padilla, Claudia	\$166.70	Rios, Erika	\$166.70
Ross, Tracey	\$166.70	Roybal, Anita	\$166.70
Sabens, Marilyn	\$166.70	Sension, Mark	\$166.70
Smith, Katherine	\$166.70	Williams, Dawn	\$166.70
Williams, Miriam	\$166.70		

9.6 - 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:

Aldana, Raquel	\$100.00	Barthel, Glenna	\$100.00
Blennau, Carolyn	\$100.00	Han, Diana	\$100.00
Hopper, Megan	\$100.00	Jones, Connie	\$100.00
Kounas, Angela	\$100.00	Loera, Denise	\$50.00
Lovell, Lars	\$100.00	Lujano, Andrea	\$100.00
Ojeda, Acela	\$100.00	Pittman, Guinevere	\$100.00

9.7 - 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:

Cheryl Florez	\$100.00	Philip Gordon	\$100.00
Heidi Dacio	\$100.00		

9.8 - 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:

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Alvarez, Shirley	\$156.00	Law, Debra	\$156.00
Berger, Jessica	\$156.00	Mazzulla, Kathy	\$60.00
Johnson, Erika	\$156.00		

9.9 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$500.00, Redlands Bicycle Classic; and \$7,500.00, Superior Foundation.

9.10 - Commercial Warrant Registers for Period from June 1, through June 15, 2010

BE IT RESOLVED that the Commercial Warrant Register for period from June 1, through June 15, 2010, be approved.

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

9.11 - 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:

Consuelo Castillo Kickbusch of Educational Achievement Services, Inc., Las Vegas, NV, to present the workshop, “2020 Vision: Seeing the Future” at the Management Conference, July 23, 2010. The fee, not to exceed \$5,442.44, will be paid from the Restricted General Fund—NCLB Title I PI School Support, Account No. 524.

Joanna Lauer, Costa Mesa, CA, to provide a five-day training workshop for District GATE teachers to provide the competencies to differentiate curriculum and instruction for gifted and high ability learners, June 19-23, 2010. The cost, not to exceed \$3,750.00, will be paid from Restricted General Fund—Gifted and Talented Education, Account No. 430.

Digital Edge Learning for two days of teacher professional development for 15 teachers so teachers can provide dynamic, student-centered lessons and assessments, July 28-29, 2010. The fee, not to exceed \$8,850.00, will be paid from the Restricted General Fund—School Based Coordinated Program Act, Account No. 419.

Richard D. Lavoie, Barnstable, MA, to present the topic, “Life in the Jungle” to District Special Education professionals, July 19, 2010. The fee, not to exceed \$7,000.00, will be paid from the Restricted General Fund—ARRA-IDEA Part B-611, Local Assistance, Account No. 534.

9.12 - Extended Field Trip, San Gorgonio High School, Mammoth Running Camp, Mammoth Lakes, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 28 San Gorgonio High School students, 5 District employees, and 2 chaperones, to attend the Mammoth Running Camp, in Mammoth Lakes, California, July 17, through July 24, 2010. The cost of the trip, not to exceed \$5,867.96, including meals and lodging for 28 San Gorgonio High School students, 5 District employees, and 2 chaperones, will be paid from San Gorgonio High School Booster Club Account. Transportation provided by Xpress Rental, not to exceed \$3,900.00, will be paid from San Gorgonio High School Booster Club Account. Names of the students are on file in the Business Services office.

9.13 - Agreement with Ecclesia Christian Fellowship to Provide After School Programs

BE IT RESOLVED that the Board of Education approves entering into an agreement with Ecclesia Christian Fellowship, San Bernardino, CA, to provide after school programs, effective July 7, 2010, through June 30, 2011. Ecclesia Christian Fellowship will provide C.A.P.S. activities for students. The fee, not to exceed \$70,171.00, will be paid from the Restricted General Fund—After School Education and Safety Program, Account No. 459.

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 - Agreement with Gartner, Inc., to Provide IT Leaders Advisor Services

BE IT RESOLVED that the Board of Education approves entering into an agreement with Gartner, Inc., Stamford, CT, to provide IT Leaders Advisor services effective July 7, 2010, through June 30, 2011. The total cost of \$13,400.00 will be paid from Unrestricted General Fund – MIS/Data Processing, Account No. 032.

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

9.15 - Agreement with Juarez Consulting Service to Provide Networking Services for San Bernardino High School

BE IT RESOLVED that the Board of Education approves entering into an agreement with Juarez Consulting Service, Claremont, CA, to provide networking services with the local business community to create student internships and to foster community support, effective July 7, 2010, through June 30, 2011. The cost of services, not to exceed \$21,600.00, will be paid from the Restricted General Fund—Quality Education Investment Act, Account No. 436.

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

9.16 - Agreement with The LaBaron Group, Inc., to Provide Resilience Promotion Program in African-American Children at Three District Schools

BE IT RESOLVED that the Board of Education approves entering into an agreement with The LaBaron Group, Inc., San Bernardino, CA, to provide Resilience Promotion Program in African-American children at three District schools: Arroyo Valley High School, Martin Luther King, Jr. Middle School, and Rio Vista Elementary School. The program will be offered during the after-school programs at Arroyo Valley High School and King Middle School, and during the enrichment hour (2:30 – 3:30 p.m.) at Rio Vista Elementary, effective July 7, 2010, through June 30, 2011. 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.

9.17 - Agreement with Resources for Educational Management to Provide Technology, Data, Research, Multiple Measures, Training, and Other Support to the District

BE IT RESOLVED that the Board of Education approves entering into an agreement with Resources for Educational Management, Upland, CA, to provide technology, data, research, multiple measures, training, and other support to the District, effective July 7, 2010, through June 30, 2011. The cost, not to exceed \$22,000.00, will be paid from the Restricted General Fund—NCLB Title I PI School Support, Account No. 524.

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

9.18 - Agreement with Kathryn E. Sortor, SLP, to Provide Bilingual Speech and Language Assessment to a Special Education Student

BE IT RESOLVED that the Board of Education approves entering into an agreement with Kathryn E. Sortor, SLP, Corona, CA, to provide a bilingual speech and language assessment to a special education student, effective July 7, 2010, through June 30, 2011. The total cost, not to exceed \$1,000.00, will be paid from Restricted General Fund - Special Education, Account No. 827.

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

9.19 - Agreement with Straight Talk Interventions to Provide Counseling Services to District Students

BE IT RESOLVED that the Board of Education approves entering into an agreement with Straight Talk Interventions, Fontana, CA, to provide counseling services to District students, including social development, insight, violence diversion, etc., effective July 7, 2010, through June 30, 2011. The cost, not to exceed \$60,000.00, will be paid from Restricted General Fund – Drugfree Schools, Account No. 555.

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

9.20 - Facilities Use Agreement with National University

BE IT RESOLVED that the Board of Education ratifies entering into a facilities use agreement with National University, San Bernardino, CA, for rental of conference rooms at \$150.00 per conference room per day plus equipment rental costs, effective July 1, 2010, through June 30, 2011. The cost, not to exceed \$20,000.00, will be paid from Restricted General Fund 01 - Title II Educational Services, Account No. 538.

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

9.21 - Facilities Use Agreement with San Bernardino Valley College for Youth Services' High School Graduation Ceremony

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with San Bernardino Valley College, San Bernardino, CA, for the use of its Greek Theatre and one classroom for their high school graduation ceremony on July 29, 2010. The cost, not to exceed \$1,600.00, will be paid from Restricted General Fund – Drug Free Schools, Account No. 555.

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

9.22 - Amendment of the Agreement for American Recovery and Reinvestment Act with the California Department of Rehabilitation for a Transition Partnership Program Grant

BE IT RESOLVED that the Board of Education approves amending and extending the agreement with the California Department of Rehabilitation, approved by the Board on February 16, 2010, Agenda Item 10.14. The amendment is necessary to extend the contract term to December 31, 2010, and revise the budget amounts for each fiscal year to ensure all ARRA funds are spent as contracted. All other terms and conditions will remain the same.

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

9.24 - Amendment No. 1 to the Agreement with Plyco Corporation for the Hillside and Hunt Elementary Schools Modernization and Deferred Maintenance Project

BE IT RESOLVED that the Board of Education approves amending the agreement with Plyco Corporation, Mira Loma, CA, due to unforeseen conditions related to the steel relocatable buildings as part of the Hillside and Hunt Elementary Schools Modernization and Deferred Maintenance Project. County Counsel has approved the amendment which includes the proposed change orders. This amendment is for an additional \$191,928.78, for a new not-to-exceed total cost of \$4,379,328.78 and will be paid from Funds 21, 35, or 40. 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. 1.

9.25 - Amend Board Resolution 10.27, June 15, 2010 for the Agreement with San Bernardino County Probation Department for a Full-time Probation Officer at San Bernardino High School

BE IT RESOLVED that the Board of Education approves amending Resolution 10.27, approved by the Board on June 15, 2010, by adding \$28,060.00 to the original fee for an aggregate total not to exceed \$56,120.00 to accommodate an additional probation officer located at Pacific High School. The additional fee will be paid from the Restricted General Fund—After School Safety and Enrichment for Teens, Account No. 566. All other terms and conditions will remain the same.

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 - Renewal of the Agreement with Addiction Medicine Consultants, Inc., to Provide Student Athlete Drug Testing

BE IT RESOLVED that the Board of Education approves renewing the agreement with Addiction Medicine Consultants, Inc., Redlands, CA, to provide drug testing services for student athletes, effective July 7, 2010, through June 30, 2011. Board Policy No. 5131.6, Alcohol and Other Drugs, requires drug testing of all students who participate in school-sponsored athletic programs. The District has successfully used the services of Addiction Medicine Consultants, Inc., and wishes to continue using their services. The cost, not to exceed \$15,400.00, will be paid from Restricted General Fund – Drugfree Schools, Account No. 555.

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

9.27 - Renewal of the Agreement with Alcalde & Fay to Provide Legislative Advocacy Services and Lobbying Services in Washington, D.C., on Behalf of the District

BE IT RESOLVED that the Board of Education ratifies the renewal of the agreement with Alcalde & Fay, Washington, D.C., to provide legislative advocacy and lobbying services on behalf of the District in Washington, D.C., effective July 1, 2010, through June 30, 2011. Alcalde & Fay will meet with the School Board and the Superintendent to discuss legislative actions that impact the District and implement the Board's Federal legislative agenda. Alcalde & Fay agrees to establish and maintain working relationships within the executive and legislative branches of the federal government in an effort to enhance the District's position with financial assistance applications, regulatory procedures, legislation, budget authorizations, and any other areas as directed, including the attendance of meetings or conferences in Washington, D.C. The cost, not to exceed \$59,000.00 per year payable at the rate of \$4,500.00 per month, plus reimbursables not to exceed \$5,000.00 per year, will be paid from Unrestricted General Fund – Board of Education, Account No. 066.

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

9.28 - Renewal of the Local Agreement for California State Preschool Program with the California Department of Education, Contract Number CSPP-0442, for Use in Accordance with the Program Requirements for the State Preschool Program

BE IT RESOLVED that the Board of Education ratifies renewing the Local Agreement for Child Development Services with the California Department of Education for the purpose of providing funding for the state preschool program, effective July 1, 2010, through June 30, 2011. The District will be reimbursed in accordance with the Determination of Reimbursable Amount Section of the Funding Terms and Conditions (FT&C) at a Maximum Reimbursable Amount (MRA) of \$7,139,866.00. The monies shall be deposited into Fund 12 - Child Development: Children's Center Account No. 252.

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

9.29 - Renewal of the Internship Program Agreement with California State University, San Bernardino

BE IT RESOLVED that the Board of Education approves renewing the internship program agreement with California State University, San Bernardino, San Bernardino, California, effective July 7, 2010, through June 30, 2015. The University will provide interns for active participation in the duties and functions of classroom teaching under the direct supervision and instruction of employees of the District holding valid teaching credentials issued by the Commission on Teacher Credentialing. The interns will not displace any certificated employee(s) of the District, and must meet the University's competencies or the District's

performance criteria during the course of the program. The interns will assume the functions that are authorized by the regular standard credential (EC 44454), and the interns' services will meet the instructional service needs of the District (EC 44458). The interns' salaries will be in accordance with the Internship Act of 1997. 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.

9.30 - Renewal of the Student Teaching Agreement with California State University San Bernardino

BE IT RESOLVED that the Board of Education approves renewing the student teaching agreement with California State University San Bernardino, San Bernardino, CA, effective July 7, 2010, through June 30, 2015. The University will provide students who are studying for teaching credentials to the District to place in classrooms under the supervision of a master teacher. This program is beneficial to both the University and the District in that it is used to develop future teachers and provides teachers where there is a shortage of qualified teachers. This agreement will also provide students the opportunity to participate in planned, structured observation and educational experience under the supervision and instruction of selected certificated classroom teachers who hold at least a preliminary teaching credential. 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.

9.31 - Renewal of the Agreement with Children and Families Commission for San Bernardino County (First 5) to Provide a Parenting Education Program Center at the District's Adult School

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with Children and Families Commission for San Bernardino County (First 5), San Bernardino, CA, to provide a parenting education program center at the District's Adult School, effective July 1, 2010, through June 30, 2013. The program will enable parents to acquire more effective parenting skills and allow them to change and treat their children in a positive participative and supportive manner. The parent education will enhance their children's physical, emotional, and mental development. The program will offer on-site and off-hour childcare, combined with free transportation, and eliminate considerable barriers for parents so that they can acquire positive parenting skills and provide their children with a quality, developmentally appropriate education experience. The aggregate funded amount for the three years is proposed to be \$1,222,692.00, spread across the three-year period, and will be deposited into Adult Education Fund 11, Children and Families Grant, Account No. 365.

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

9.32 - Renewal of the Agreement with Fox Occupational Medical Center to Provide Non-Workers Compensation Medical Services

BE IT RESOLVED that the Board of Education approves renewing the agreement with Fox Occupational Medical Center, San Bernardino, CA, to perform non-workers compensation medical services, including laboratory services, on an as-needed basis, effective July 7, 2010, through June 30, 2011. Fox Occupational Medical Center will perform various employee medical tests as well as pre-employment tests, such as drug testing, breath-alcohol testing, tuberculosis skin tests, and chest x-rays. Education Code Section 49406 requires that District employees be periodically screened for tuberculosis at District expense. The cost, not to exceed \$66,000.00, will be paid from Unrestricted General Fund – Non-Industrial Medical (Risk Management), Account No. 084.

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

9.33 - Renewal of the Agreement with Raymond Garcia to Provide Drug and Alcohol Counseling Services for District Students

BE IT RESOLVED that the Board of Education approves renewing the agreement with Raymond Garcia, San Bernardino, CA, to provide group session drug and alcohol counseling services for District students effective July 7, 2010, through June 30, 2011. Identified students will be referred for evaluation, progress, and additional services, as needed. The cost, not to exceed \$46,000.00, will be paid from Restricted General Fund – Drugfree Schools, Account No. 555.

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

9.34 - Renewal of the Agreement with Gresham/Savage to Provide Legal Services for Labor, Employment, and Risk Prevention Issues

BE IT RESOLVED that the Board of Education approves renewing the agreement with Gresham/Savage, Riverside, CA, to provide legal services regarding labor, employment, and risk prevention effective July 7, 2010, through June 30, 2011. The fee, not to exceed \$50,000.00, will be paid from the Unrestricted General Fund—Human Resources-Certificated Personnel, Account No. 070.

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

9.35 - Renewal of the Agreement with Manning & Marder to Provide Legal Services for Labor, Personnel, and Employment Issues

BE IT RESOLVED that the Board of Education approves renewing the agreement with Manning & Marder, Scottsdale, AZ, to provide legal services regarding labor law, personnel, and employment issues, effective July 7, 2010, through June 30, 2011. The fee, not to exceed \$50,000.00, will be paid from the Unrestricted General Fund—Human Resources-Certificated Personnel, Account No. 070.

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

9.36 - Renewal of the Agreement with Orange County Performing Arts Center for Arts Teach Residency at Palm Avenue and Roger B. Anton Elementary Schools

BE IT RESOLVED that the Board of Education approves renewing the agreement with The Orange County Performing Arts Center, Costa Mesa, CA, for the 2010-2011 school year to present The Center's Arts Teach Residency, effective July 7, 2010, through June 30, 2011. The residency is designed within The Center's Education and Community Department's programmatic framework that instruction provided by Arts Teach artists will directly reflect the development and learning needs of participating students. Artists will provide in-depth, visual, and performing arts standards-based training to introduce students to multicultural and multidisciplinary arts experiences through workshops, demonstrations, and assemblies. The cost, not to exceed \$100,600.00, will be paid from Unrestricted General Fund – Account No. 612.

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

9.37 - Renewal of the Agreement with Pacific Hearing Services to Provide Audiological Services to Special Education Students

BE IT RESOLVED that the Board of Education approves renewing the agreement with Pacific Hearing Services, Upland, CA, to provide audiological services to special education students, effective July 7, 2010, through June 30, 2011. Audiological services include an electro acoustic analysis of the student's hearing aid, otoscopic inspection of each student's ear canals, and other related services. The services will be provided to six special day classes, twice during the year. In addition, the services will be provided to itinerant students four times during the year. Central Auditory Processing Assessment and audiological services will be provided in their Upland office for extraordinary cases. The total cost, not to exceed \$53,000.00, will be paid from Restricted General Fund - Special Education, Account No. 827.

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

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9.38 - Renewal of the Facilities Use and Affiliation Agreement with Rosston Schools of Hair Design to Provide Barber Apprenticeship Instruction and Training for the Adult School Education Program

BE IT RESOLVED that the Board of Education approves renewing the facilities use and affiliation agreement with Rosston Schools of Hair Design, Moreno Valley, CA, to provide barber apprenticeship instruction and training for students enrolled in the Adult School's program, effective July 7, 2010, through June 30, 2011. The cost, not to exceed \$9,000.00, will be paid from Adult School Fund 11, Account No. 730.

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

9.39 - Renewal of the Master Agreement with the San Bernardino County Superintendent of Schools for the Regional Occupation Programs (ROP)

BE IT RESOLVED that the Board of Education ratifies renewing the Master Agreement with the San Bernardino County Superintendent of Schools (SBCSS) for the Regional Occupation Programs (ROP), effective July 1, 2010, through June 30, 2011. SBCSS will provide the overall administration and operation of the ROP classes, which will be offered on District high school campuses, according to the requirements of the Education Code and Title V regulations. The ROP classes will provide career training and add to the elective selections of the program. SBCSS will reimburse the actual costs of the program. 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.

9.40 -Renewal of the Agreement with Albert Thomas to Provide Training in Anger Management to District Students and their Parents

BE IT RESOLVED that the Board of Education approves renewing the agreement with Albert Thomas, Highland, CA, to provide training in anger management to District students and their parents, effective July 7, 2010, through June 30, 2011. The training will be provided to students and parents weekly for 10 weeks and is specifically targeted to students coming out of Juvenile Hall or students whose parent(s) are incarcerated. The cost, not to exceed \$36,000.00, will be paid from Restricted General Fund – Drugfree Schools, Account No. 555.

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

9.41 - Sale of Used District Covered Electronic Waste (CEW/Non-CEW)

BE IT RESOLVED that the Board awarded RFP 11-09 for the Sale of CEW/Non-CEW to eWaste Center, Inc., Commerce, CA, on August 4, 2009, to include the purchase of additional

CEW/Non-CEW equipment and peripherals for recycling from the District for a one (1) year term, and all extensions, not to exceed five years. During the awarded term, the District will present new Board-approved computer and peripheral surplus lists to the awarded bidder with option to buy CEW at \$.21 per pound and Non-CEW at \$.03 per pound. Proceeds from the sale shall be deposited into the Warehouse Recycling Fund.

BE IT FURTHER RESOLVED that in accordance with California Education Code Section 17545, the Board of Education declare the following items as surplus to District needs and unsatisfactory or no longer suitable for school use: List of Salvage Computer Equipment and Peripherals dated June 14, 2010.

9.42 - Notification of Mediated Settlement Agreement OAH Case Number 2010020600

BE IT RESOLVED that the Board of Education approves reimbursement to parent for student's tuition at Taft Christian School during 2009 and 2009-10 (transportation included) school years not to exceed \$5,000.00, as per Mediated Agreement OAH Case No. 2010020600. Payment is to be paid from the Restricted General Fund-Special Education, Account No. 827.

9.43 - Notification of Resolution Agreement CDE Case Number S-0659-09/10

BE IT RESOLVED that the Board of Education approves reimbursements to parent for the costs of tuition at The Keystone National High School incurred during the 2009-10 school year not to exceed \$4,300.00 and for the cost of tuition at The Keystone National High School incurred during the 2010-11 school year not to exceed \$4,000.00, the total aggregate not to exceed \$8,300.00 as per the May 10, 2010 Resolution Agreement Case S-0659-09/10. Payments are to be paid from the Restricted General Fund-Special Education, Account No. 827.

9.44 - Bid No. 05-10, Automotive & Small Engine Repair Parts

BE IT RESOLVED that Bid No. 05-10, Automotive & Small Engine Repair Parts be awarded to Star Auto Parts, San Bernardino, CA, the lowest responsible bidder meeting District specifications.

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

9.45 - Bid No. F09-10, Abatement and Demolition Services at the Proposed Graciano Gomez Elementary School Site

BE IT RESOLVED that Bid No. F09-10, Abatement and Demolition Services at the Proposed Graciano Gomez Elementary School Site (Alessandro II), be awarded to the lowest responsible bidder meeting the specifications, based on the Total Base Bid. The District recommends that

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Alternate No. 2 be added to the Base Bid amount. The District also chooses not to award Alternate Nos. 1A & 1B. The cost will be paid from Funds 01, 14, 21, 35, and 40.

Contractor	Base Bid plus Allowance	Alt. #1A	Alt. #1B	Alt. #2	Total Alternates	Total Bid Award
Flores Sierra Contractors, Inc. 1547 Jayken Way, Suite B Chula Vista, CA	\$ 237,028.93	1,000.00	24,158.00	4,230.00	29,388.00	\$ 266,416.93

Combined Base Bid \$ 237,028.93
Alternate No. 2 \$ 4,230.00

Award Total: \$ 241,258.93

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

9.46 - Bid No. F09-11, Soils Remediation, Abatement and Demolition Services at the Proposed Dr. Mildred D. Henry Elementary School Site

BE IT RESOLVED that Bid No. F09-11, Soils Remediation, Hazardous Materials Abatement and Demolition Services at the Proposed Dr. Mildred D. Henry Elementary School Site (Roosevelt II), be awarded to the lowest responsible bidder meeting the specifications, based on the Total Bid Award. The cost will be paid from Funds 21, 25, 35, and 40.

<u>Contractor</u>	<u>Base Bid Plus Allowance</u>	<u>Alternate # 1</u>	<u>Total Bid Award</u>
Interior Demolition 2621 Honolulu Ave. Montrose, Ca	\$590,000.00	\$29,406.00	\$619,406.00
		Combined Base Bid	\$590,000.00
		Alternate No. 1	\$ 29,406.00
		Award Total	\$619,406.00

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

9.47 - Bid No. M10-02, Requirements Agreement for Chiller Servicing and Repairs at Various District Sites

BE IT RESOLVED that Bid No. M10-02, Requirements Agreement for Chiller Servicing and Repairs at Various District Sites, be awarded to the lowest responsible bidder meeting the

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specifications, based on the combined composite total of the bid. The term of the bid award is for a total of five years, effective July 7, 2010, through June 30, 2015. The total cost, not to exceed \$3,000,000.00, including all annual extensions, will be paid from Funds 01 – 707, 14, 21, 25, 35, and 40.

<u>Contractors</u>	<u>Total Composite Bid Plus Allowance</u>
Allison Mechanical, Inc 1968 Essex Court Redlands, CA	\$ 153,260.00

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

9.48 - Request to Substitute Subcontractors Pursuant to Public Contract Code Section 4107

BE IT RESOLVED that the Board of Education approves the request by the Prime Contractor, Plyco Corp., Bid F07-04, Hillside and Hunt Elementary Schools Modernization and Deferred Maintenance, to release AVACO Construction Inc., the plumbing subcontractor, from their obligation on the Hillside and Hunt Elementary Schools Modernization Project, and to substitute Abe's Plumbing Inc., Downey, CA, as the plumbing subcontractor, pursuant to Public Contract Code Section 4107. 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 any required documents to effect said substitution.

9.49 - Expulsion of Student(s)

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

*(S)5/25/1995 *(S)9/26/1994 *(S)6/10/1994 *(S)3/2/1994 4/22/1997 *(S)2/11/1995
*(S)3/3/1995 *(S)7/3/1997

*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.

9.50 - 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

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.

5/5/1992

9.51 - 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:

11/6/1998 5/19/1992 1/28/1996 4/16/1992 11/7/2000 9/17/1992

9.52 - 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:

4/7/2000

9.53 - 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:

1/8/1992

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.

9.54 - 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:

9/12/1995	1/11/1995	7/15/1996	11/8/1997	12/14/1991	8/30/1994
6/17/1992	2/6/1995	6/15/1996	6/5/1993	1/12/1995	4/27/1995
1/26/1992	11/2/1996	7/10/1991	4/5/1994	8/20/1996	9/7/1994
1/25/1993	12/16/1995	6/27/1995	10/22/1991	4/24/1998	9/5/1992
2/10/1996	11/27/1993	7/16/1995	4/13/1993	7/2/1996	11/4/1997
1/2/1995	4/24/1992	1/14/1997	5/17/1994	11/14/1996	11/18/1992
4/22/1995	1/28/1995	11/1/1995	11/14/1997	4/2/1996	4/8/1998
8/24/1995	1/13/1992	8/18/1996	10/24/1992	4/15/1998	8/22/1996
6/18/1995	8/30/1994	9/9/1997	7/2/1995	2/25/1994	11/11/1994
4/26/1993	8/2/1994	12/6/1995	10/17/1994	10/8/1993	1/19/1994
8/22/1994					

9.55 - 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:

2/14/1997

9.56 - Petition to Expunge, Rescind, or Modify Expulsion

7/20/1996	12/26/1994	7/21/1997	11/2/1994	5/12/1997	1/5/1996
8/11/1997	8/2/1994				

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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.

9.57 - Education Code 48213

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.

9.58 - Amendment of Delegation of Limited Purchasing Authority

BE IT RESOLVED that the Board of Education, under the provision of Education Code Section 17605, delegates authority to Mohammad Z. Islam, Chief Business and Financial Officer; Derek Harris, Interim Workers' Compensation Director; or Janet King, Director, Fiscal Services, to sign purchase orders for employee health and benefits, District insurance programs, and transportation expenditures for the period beginning July 1, 2010, and ending June 30, 2011.

9.23 - Amend the Board Resolution for the Agreement with the Desert Springs JW Marriott for the Summer Management Conference

Teresa Parra Craig requested a copy of the Board meeting minutes of the discussion of the Summer Conference costs and the cost of last year's conference.

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

BE IT RESOLVED that the Board of Education approves amending the resolution granting approval to enter into an agreement with the Desert Springs JW Marriott, Palm Springs, CA, June 15, 2010, Agenda Item 10.30. The amendment is necessary to add an additional day, July 21, 2010, and to increase the original fee of \$15,000.00 by \$1,925.00 for an aggregate total not to exceed \$16,925.00. The additional fee will be paid from the Restricted General Fund—NCLB Title I PI School Support, Account No. 524.

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

10.0 - Action Items

10.1 - International Baccalaureate Program – Approval for Change in Board Policy 6141.4 Instruction (First Reading)

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

BE IT RESOLVED that the Board of Education accepts the amendments to BP 6141.4 Instruction as a first reading.

10.2 - Amendments to Board Policy 4112.2 Certification (Second Reading)

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

BE IT RESOLVED that the Board of Education adopts the amendments to Board Policy 4112.2 Certification as presented.

10.3 - Quarterly Uniform Complaint Report Summary

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

BE IT RESOLVED that the Board of Education approves the findings of the Quarterly Uniform Complaint Report Summary for the period of April to June 2010.

10.4 - Personnel Report #1, Dated July 6, 2010

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

BE IT RESOLVED that the Personnel Report #1, dated July 6, 2010, 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.

10.5 - In Recognition of Deceased Employees

Members of the audience and Board of Education observed a moment of silence for the following deceased employees:

DOROTHY MARIE BADER

WHEREAS Dorothy Bader was a dedicated member of the certificated staff for the San Bernardino City Unified School District from 1958, until her retirement in 1992; and

WHEREAS even after retiring, Dorothy Bader continued working as a substitute teacher; and

WHEREAS throughout her long and productive career with the District, Dorothy Bader worked at Pacific and San Gorgonio High Schools; and

WHEREAS on June 28, 2010, Dorothy Bader died, bringing deep sorrow to her loving family and friends; and

WHEREAS Dorothy Bader is survived by her daughter, Diana Bader of San Bernardino; a sister, Arla Ites; and a brother, Donald Johnson, both of Buffalo Center, Iowa;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does take this opportunity to express its gratitude for Dorothy Bader's many fine years of service to the District and does extend its deepest sympathy to her family.

JOHN JOSEPH BOYNE III

WHEREAS John Boyne was a dedicated member of the classified service for the San Bernardino City Unified School District from 1988, until 2002; and

WHEREAS during those many years of service, John Boyne was a dedicated varsity baseball coach at San Gorgonio High School; and

WHEREAS on June 7, 2010, John Boyne died, bringing deep sorrow to his grieving family and friends; and

WHEREAS John Boyne is survived by his brother, Larry Boyne; and a son, Carlos Martinez;

THEREFORE BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does take this opportunity to express its gratitude for John Boyne's fine years of service and does extend its deepest sympathy to his family.

DAVID MICHAEL DAVENPORT

- WHEREAS** David Davenport was a dedicated member of the certificated service for the San Bernardino City Unified School District from 2007, until his untimely passing; and
- WHEREAS** David Davenport graduated from Bronson High School in 2000, and from Western Michigan University in 2006, with a Bachelor's degree in education; and
- WHEREAS** David Davenport taught at Del Vallejo Middle School and San Geronio High School, where he coached volleyball and was an assistant cheerleading coach; and
- WHEREAS** on May 20, 2010, David Davenport died, bringing deep sorrow to his loving family and friends; and
- WHEREAS** David Davenport is survived by his mother and father, Dan and Claudia Davenport of Bronson; a brother, Jonathan Davenport of Grand Rapids; a sister, Angela Neubauer of Bronson; and several nieces, nephews, aunts, uncles, and cousins;

THEREFORE BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does take this opportunity to express its deep gratitude for David Davenport's fine years of service and does extend its deepest sympathy to his family.

LAWRENCE "LARRY" ELLIOTT

- WHEREAS** Lawrence Elliott was a dedicated member of the classified service for the San Bernardino City Unified School District from 1965, until his retirement in 1993; and
- WHEREAS** during those many years of service, Lawrence Elliott was a dedicated mechanic who used his expertise to restore typewriters and other business machines to working condition; and
- WHEREAS** besides working for the District, Lawrence Elliott enjoyed making jewelry and served in the Army and spent two years in Korea in the Signal Corps; and
- WHEREAS** on June 5, 2010, Lawrence Elliott died, bringing deep sorrow to his grieving family and friends; and
- WHEREAS** Lawrence Elliott is survived by his wife, Colleen; a daughter, Cheryl; two sons, Lawrence Jr., and Darryl; seven grandchildren; and six great-grandchildren;

THEREFORE BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does take this opportunity to express its gratitude for Lawrence Elliott's many fine years of service and does extend its deepest sympathy to his family.

DONALD "COACH" F. NIEMEYER

WHEREAS Donald Niemeyer was a dedicated member of the certificated staff for the San Bernardino City Unified School District from 1950, until his retirement in 1986; and

WHEREAS Donald Niemeyer was a dedicated teacher who took great pride in his work and continued teaching for several years after his retirement; and

WHEREAS Donald Niemeyer worked at Alessandro and Highland Elementary Schools; San Gorgonio and Pacific High Schools; and the Adult School; and

WHEREAS after attending Valley College, where he played football, Donald Niemeyer joined the U.S. Army Air Corps, 91st Bomb Group and flew missions in B17s over Normandy, France; and

WHEREAS on February 27, 2010, Donald Niemeyer died, bringing deep sorrow to his loving family and friends; and

WHEREAS Donald Niemeyer is survived by two sons, Dennis and Jim; six grandchildren; and four great-grandchildren;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does take this opportunity to express its gratitude for Donald Niemeyer's fine years of service to the District and does extend its deepest sympathy to his family.

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: Yolanda Ortega

Employee Organization: California School Employees Association
San Bernardino School Police Officers Association

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District Negotiator: Harold Vollkommer
Employee Organization: Communications Workers of America
San Bernardino Teachers Association

Public Employee Discipline/Dismissal/Release

Public Employee Appointment

Title: High School Vice Principal
Assistant Administrator of Instructional Improvement – High School
Elementary School Vice Principal
Administrator - CIA

Public Employee Performance Evaluation

Title: Superintendent

SESSION TEN – Open Session

12.0 - Action Reported from Closed Session

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

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

GONZALEZ, ANTONIO: Assistant Administrator of Instructional Improvement and Academic Coaching (AIIAC) High School, effective date, work year and salary, to be determined.
Budget: 035

THOMAS, KIMBERLY: Elementary School Vice Principal, effective date, work year and salary, to be determined. Budget: 035

DILDAY, JAMES: Curriculum Instruction and Assessment (CIA) Administrator, effective date, work year and salary, to be determined. Budget: 524

SESSION ELEVEN - Closing

13.0 - Adjournment

By the affirmative vote of the members, the meeting was adjourned at 10:45 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, July 20, 2010, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.