

San Bernardino City Unified School District

Minutes of a Regular Meeting of the Board of Education

**MINUTES
ADOPTED
9/21/10**

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

September 7, 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; 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.

Absent: Superintendent Arturo Delgado

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.

Board Member Valdez arrived at 5:40 p.m.; Board Member Penman arrived at 5:50 p.m.; and Board Member Parra Craig arrived at 6:00 p.m.

SESSION TWO - Special Presentations

2.0 - Special Presentations

2.1 - Recognition of Sierra High School-Outstanding Continuation High School

State Superintendent of Public Instruction Jack O'Connell named Sierra High School one of 12 California schools as a 2010 Model Continuation High School for their programs designed to help struggling students stay in school. The Board recognized the administration and staff members for their outstanding work with students and for earning this distinguished recognition from the State.

2.2 - Recognition of Hispanic Heritage Month

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

WHEREAS Hispanic Americans have roots in Europe, Africa, and South and Central America and have close cultural ties to Mexico and the Caribbean; and this diversity has brought variety, invaluable perspectives, experiences, and values to the San Bernardino City Unified School District; and

WHEREAS Celebrating History, Heritage and the American Dream is the 2010 theme for Hispanic Heritage Month; and

WHEREAS the San Bernardino City Unified School District celebrates the vibrant Hispanic-American spirit that influences our Nation's art, music, food, and faiths, and also celebrates the practices of commitment to family, love of country, and respect for others, virtues that transcend ethnicity, reflect the American spirit, and are nobly exemplified in the Hispanic-American community; and

WHEREAS the San Bernardino City Unified School District has a responsibility in promoting the knowledge and understanding that can be gained by all, regardless of race, through appropriate ceremonies and activities celebrating Hispanic Heritage;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District declares September 15, through October 15, 2010, Hispanic Heritage Month and duly notes the celebration of Hispanic Heritage Month and directs appropriate activities for its observance take place in the schools of the District.

2.3 - Commemoration of Dieciseis de Septiembre

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

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

WHEREAS such concern for the rights of all people as exemplified in *El Grito de Dolores* are in keeping with the precepts of this country and the aspirations of people of good will throughout the world; and

WHEREAS this date of historical significance is respected and celebrated by many members of this community, including students of the San Bernardino City Unified School District; and

WHEREAS knowledge and understanding of this Mexican holiday, its meaning, and its relationship to the history of the western hemisphere is a fit object of study within the discipline of history; and

WHEREAS the knowledge and understanding of history is an important aspect of a complete education;

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

SESSION THREE – Administrative Presentation

3.0 - Administrative Presentation

3.1 - Air-Conditioning Options Presentation

John Peukert, Assistant Superintendent, Facilities/Operations Division, and Wael Elatar, Facilities Administrator, presented three funding options for air-conditioning installation at secondary sites that currently do not have air conditioning in their gymnasiums, auditoriums, MU rooms, P.E. staff offices, boys/girls locker rooms, and San Andreas classrooms (see page ____).

Lynda Savage and Elsa Valdez expressed their support for bridge financing. Dr. Valdez requested a report on any sites that would remain without air conditioning.

Mr. Peukert recommended \$100 million in bridge financing, with the first payment due in four years. Danny Tillman stated that the Board needs to know how the debt will be structured before deciding. Mr. Elatar stated the projects have been apportioned by the state or are on the funded list. Mr. Tillman asked how this can be repaid because the Board hasn't decided to go out for a GO bond. Mr. Tillman stated that the Board approved bridge financing in the past when we were sure we would get the money from the state. Mr. Tillman recommended using the existing balance from the Measure T GO bond for air conditioning, reprioritize the projects, and deal with the impact. Mr. Tillman asked if the Board is willing to ask the public to pass another bond. If not, we should use existing money.

Mrs. Savage stated that we will have four years to decide how to get the money. Construction costs today are lower and we are able to do more.

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John Peukert reported that we have acquired 250 properties and have to move forward. We cleared three campuses and are getting ready to clear four more. We have 100 percent funding for four schools. Wael Elatar stated that we will lose the applications if we don't start building by February 2012. The projects have been in the design phase for seven to nine years.

Teresa Parra Craig stated that we had a bond that was proposed to the community with these projects. We don't have the right to not do what the voters chose to support. We can use bridge financing for air conditioning and not change the bond projects. If we throw these projects out, we would have to restart them.

Danny Tillman stated that the Measure T bond listed air conditioning and we wouldn't be changing what was in the bond. We don't have a guarantee that we will get additional money.

Barbara Flores stated that students and teachers need air conditioning. We need to do this and we have to keep building.

Lynda Savage stated that we have \$17 million left in the bond. The money was to be used for building projects. We still need 7,000 seats and the community wants us to continue.

Judi Penman stated that she wants to be fiscally responsible and is afraid of borrowing money.

Teresa Parra Craig asked what would happen to the properties we have acquired for the seven schools. Mr. Elatar stated that the District purchased the properties with state funding. The District would have to start paying property taxes and maintain them. Mr. Peukert stated that they could be declared surplus and the money would be returned to the state.

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

BE IT RESOLVED that the Board of Education approves Option #3: Bridge Financing. Staff will provide an amount at the September 21, 2010 Board meeting.

Rebecca Harper, SBTA President, thanked the Board for providing some relief from the heat. A grievance has been filed because a student passed out due to the heat.

H. B. Smith, Cajon High School School Site Council member, asked that the gym vents be opened now.

Odunola Famutimi, parent of Cajon High School students, thanked the Board for their action. Ms. Famutimi asked when the gym would be air conditioned because her children have health issues.

Oscar Pelaez, Cajon High School School Site Council member, reported that ducts were installed in the gym, but the project was stopped because they ran out of money. Mr. Pelaez asked where the money went and when the project will be completed. President Tillman stated that the air conditioning will be taken care of. Teresa Parra Craig stated the air conditioning will not be done by next year due to the DSA approval process.

SESSION FOUR - Administrative Reports

4.0 - Administrative Reports

4.1 - Fiscal Year 2009-2010 Unaudited Actuals Financial Report

Education Code Section 42100 requires school districts to file annual statements of all receipts and expenditures for the preceding fiscal year with the County Superintendent of Schools on or before September 15 of each year. The report is the District's unaudited actuals summary of revenues, expenditures, and ending-fund balance for all funds for the fiscal year that ended June 30, 2010, which will be submitted to the County Superintendent of Schools. All funds ended the year with a positive balance (see page ____).

Upon motion by Member Tillman, 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 Fiscal Year 2009-2010 Unaudited Actuals financial report as presented.

4.2 - School Improvement Grant Update

Jim Dilday, CIA Administrator, reported that he spoke at the State Board of Education meeting in Sacramento on August 24, on behalf of the District. A bill has been sent to the Governor to fast track the SIG money. The Governor could sign the bill tomorrow or hold it hostage to pass the budget.

SESSION FIVE – Other Matters Brought By Citizens

5.0 - Other Matters Brought by Citizens

James Valdez stated that he attended Roosevelt Elementary, Sturges Junior High, and San Bernardino High Schools and they weren't air conditioned. Mr. Valdez stated that it is frivolous to air condition all rooms. There are better priorities.

C. R. Tetlock, Golden Valley Middle School teacher, requested that the Board name the Golden Valley Lady Knight Softball Field after Steve Roth. Mr. Roth was an assistant coach for 28

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years, who recently passed away. President Tillman stated that his request will be submitted to the School Naming Committee.

Ramon Bedolla reported that he is representing the mechanics from First Student who were laid off. Mr. Bedolla stated that only three mechanics were hired by Durham School Services; however, the Board had an agreement that all employees would be hired. President Tillman stated that the agreement was to hire as many employees as possible. They may not need as many mechanics because they have new buses. Teresa Parra Craig stated that this is a personnel issue. Barbara Flores stated that because she was concerned for the First Student employees she voted against the new contract with Durham School Services. Mr. Bedolla stated that they were told that a personality assessment would not be used in the hiring process. Mr. Tillman referred Mr. Bedolla to Durham School Services.

Rebecca Harper, SBTAA President, stated that the facilities tour she went on was wonderful. Mrs. Harper stated that class size levels have gone over the limit at the secondary level. Today is the 25-day mark, so they will be filing grievances. Mrs. Harper told the Board to enjoy Labor Day and thank the unions. Barbara Flores asked how many classes are overcrowded. Harold Vollkommer reported that they are working with one middle school, and the secondary schools should be balanced. They are currently working on one issue at Rodriguez PREP Academy. Dr. Vollkommer reported that he met with Mrs. Harper last week to work on creative ideas without having to cap or move students.

Kathy Kendrick reported that she retired last June as a clerk due to her husband's health. Before retiring, she made sure she was qualified to substitute. She then found out there is a problem with the Personnel Commission. Her hiring documents were signed by the Personnel Commission and then she was locked out of the system. She was told it was a problem with CSEA. Mel Albiso stated that CSEA filled an objection on hiring authority and he would call her tomorrow.

Greg Humpal reported that three weeks ago, he was promised action on his issues. Mr. Humpal asked for help from the Board. Danny Tillman stated that the Board doesn't discuss personnel issues in public. There is a process. Mr. Humpal stated that he has given the Board the truth and hasn't received a response. Mr. Humpal stated that he can't afford an attorney and asked if there was someone he could talk to. Mr. Tillman responded, not at this time. Mr. Humpal stated that he would be back in two weeks.

Estela Hernandez reported that the new principal at Alessandro Elementary School has made a lot of changes. Students have to eat outside in the hot sun. The bad air quality is not good for their health. She wanted to go into the play area, but wasn't allowed to. Ms. Hernandez asked why she is being kept out of the school. She wanted to observe the construction to see if it was safe for the students. No letter was sent home following a domestic abuse incident. Her daughter was pulled out of music and couldn't get into chorus because of her grades. The principal shouldn't be able to make those decisions; it should be the parent's decision. President Tillman stated that someone would follow up with her.

Gil Navarro, education advocate, stated that parents are disrespected at Alessandro Elementary School. The principal shouldn't make changes if things are going well. Mr. Navarro reported that he visited the Norton Space and Aeronautics Academy. Mr. Navarro stated that there are English Learner issues in the District. Principals are using ELF positions for other duties and EL students aren't getting the help they need.

SESSION SIX - Reports and Comments

6.0 - Report by Board Members

Elsa Valdez asked for a report on California High School Exit Exam scores and asked what the District is going to do to improve scores.

Barbara Flores thanked Judy White for providing the compliance criteria, but said it is sketchy and the minimum. Dr. Flores said she would like to see an expansion of this. Dr. Flores asked if all high schools have smaller learning communities. Dr. Flores discussed research analysis on reading level fluency. Dr. Flores recommended that the District not use assessments that waste time and money.

Judi Penman asked why the District is still using DIBBLES. Judy White stated that we were going to adopt the program, but are only using a part of it. Mrs. Penman reported that she visited Norton Academy last week and was very impressed. The students wore uniforms and it was well run and very clean. Mrs. Penman announced there will be a Labor Union Breakfast on September 18, 9 a.m. at the Hilton. Mrs. Penman reported that Skip Herbert, owner of Bright Ideas Bookstore, started bilingual education in the County Schools. He has adopted a school and gives scholarships to anyone in the District. Mrs. Penman encouraged people to support his bookstore.

Teresa Parra Craig thanked Harold Vollkommer for his report on teacher credentialing, but asked for a one-sentence answer. Mrs. Parra Craig stated that ELFs are hired to help English learners and then they are given different duties to perform. Mrs. Parra Craig asked for a report on this. Mrs. Parra Craig stated that the District showed why the Get Ahead program doesn't work, but didn't show why it works. Principals are allowed to keep programs because they want them, even though they aren't effective. Mrs. Parra Craig asked how that can be remedied.

Danny Tillman reported that he attended San Bernardino High School's Back to School Night and was impressed with the parents, teachers, and students. The event was held in the auditorium and it was hot. The auditorium needs to be air conditioned.

6.1 - Legislative Update

None.

7.0 - Report by Superintendent and Staff Members

Judy White reported that Dr. Delgado is on vacation, but asked her to make the following announcements. He will attend the Intel Schools of Achievement Awards ceremony next week in Washington, D.C. where Richardson PREP HI is a finalist. Danny Tillman stated that Intel is paying for all travel expenses. Arroyo Valley and Cajon High Schools were named by *Newsweek Magazine* as one of the top high schools in the nation. The number of AP and IB classes were used to determine the rankings. A report on student achievement will be presented at the September 21 Board meeting.

SESSION SEVEN - Legislation and Action

8.0 - 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 8.29, 8.30, 8.32, 8.33, 8.37, 8.38, 8.45, 8.46, 8.47, and 8.48 were 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:

8.1 - Approval of Minutes

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on August 3, 2010, be approved as presented.

8.2 - Compensation for School Board Members

BE IT RESOLVED that the Board of Education approves compensation for Board Member Louise Ayala for the August 17, 2010 School Board meeting.

8.3 - 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.

8.4 - Textbook Adoption for Japanese Curriculum

BE IT RESOLVED that the Board of Education approves the adoption of the following secondary textbook:

Japanese 1

Yale Publishing
Japanese: The Spoken Language, © 1987

Japanese 2

Yale Publishing
Japanese: The Spoken Language, Part 2, © 1988
Japanese: Reading Japanese, © 1987

8.5 - Payment of Master Teachers – Azusa Pacific University

BE IT RESOLVED that the Board of Education approves payment for services as master teachers during Spring 2010, as provided for in the Agreement with Azusa Pacific University, as follows:

Chesney, Julie	\$200.00	Hernandez, Violeta	\$100.00
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8.6 - Payment of Master Teacher – National University, Spring 2010

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during Spring 2010, as provided for in the Agreement with National University, as follows:

Mierzwik, William	\$150.00
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8.7 - Payment of Master Teacher – National University, Winter 2010

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

Mierzwik, William	\$300.00
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8.8 - Payment of Master Teacher - University of La Verne

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during Spring Semester 2010, as provided for in the Agreement with University of La Verne, as follows:

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Enslow-Siciliano, Carrie \$200.00

8.9 - Payment of Master Teacher – University of Phoenix

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during Spring 2010, as provided for in the Agreement with the University of Phoenix, as follows:

Liggins, Stephanie \$240.00

8.10 - Payment of Intern Support – National University

BE IT RESOLVED that the Board of Education approves payment of services for Intern Support during the Fall Winter 2009-2010 sessions, as provided for in the Intern Agreement with National University as follows:

Deposit in the General Fund \$1,800.00

8.11 - Payment of Site Supervisors – University of Redlands

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

Bingham, Debra \$100.00 Pittman, Guinevere \$100.00

8.12 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$300.00, School's First Federal Credit Union; \$363.00, Lifetouch National School Studios; \$301.00, Lifetouch National School Studios; \$300.00, Edison; \$300.00, Edison; \$120.00, Edison; \$120.00, Edison; \$1,500.00, Class of 1938; \$3,500.00, Jack Brown; and \$200.00, Jennifer Bohnert.

8.13 - Commercial Warrant Registers for Period from August 1, through August 15, 2010

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

BE IT FURTHER RESOLVED that the Board of Education authorizes James Cunningham, Interim 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.

8.14 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the addition of \$40,880.00 in the budgeting of expenditures for the restricted program, Maintenance of Facilities (076).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$547,495.00 in the budgeting of revenues and expenditures for the restricted program, Recovery and Reinvestment Act of 2009, Enhancing Education Through Technology Formula Grant (515).

8.15 - District Appropriations Limit Calculations for Fiscal Year 2009-10

SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT
RESOLUTION FOR ADOPTING THE "GANN" LIMIT

WHEREAS, in November of 1979, the California electorate did adopt Proposition 4, Commonly called the Gann Amendment, which added Article XIIB to the California Constitution; and

WHEREAS, the provisions of that Article establish maximum appropriation limitations, commonly called "Gann Limits," for public agencies, including school Districts; and

WHEREAS, the San Bernardino City Unified School District must establish a Revised Gann Limit for the 2009-10 fiscal year and a projected Gann limit for the 2010-11 fiscal year in accordance with the provisions of Article XIIB and applicable statutory law;

NOW, THEREFORE, BE IT **RESOLVED** that the San Bernardino City Unified School District Board does provide public notice that the attached calculations and Documentation of the Gann limits for the 2009-10 and 2010-11 fiscal years are made in accord with applicable constitutional and statutory law;

	<u>2009-10</u>	<u>2010-11</u>
APPROPRIATIONS LIMIT	\$ 265,560,358.50	\$ 248,404,338.41
DISTRICT APPROPRIATIONS SUBJECTS TO LIMITS	\$ 265,560,358.50	\$ 248,404,338.41

AND BE IT FURTHER RESOLVED that this Board does hereby declare that the Appropriations in the Budget for the 2009-10 and 2010-11 fiscal years do not exceed the limitations imposed by Proposition 4;

AND BE IT FURTHER RESOLVED that the Superintendent provides copies of this resolution along with the appropriate attachments to interested citizens of this District.

8.16 - 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:

Larry Bell of Multicultural America, Inc., Woodbridge, VA, to provide a workshop, "Closing the Achievement Gap," December 16, 2010. The fee, not to exceed \$11,800.00, will be paid from the Restricted General Fund—ARRA - IDEA Part B-611 Local Assistance, Account No. 534.

Benchmark Education to provide a three-day workshop regarding the K-5 Reader's Theater Bookroom texts, effective September 15, through September 30, 2010. The cost, not to exceed \$4,500.00, will be paid from the Restricted General Fund—Quality Education Investment Act, Account No. 436.

Benchmark Education to provide a three-day workshop regarding the K-5 Anchor Comprehension Workshop materials, effective October 4, through October 29, 2010. The cost, not to exceed \$4,500.00, will be paid from the Restricted General Fund—School Improvement Grant, Account No. 502.

Robert Jacobo to present a series of 12 Night Culture Classes to staff September 14, 2010, through June 11, 2011. Mr. Jacobo will provide an Indian Educational program centering on Native American culture. The fee, not to exceed \$6,000.00, will be paid from the Restricted General Fund—Indian Education Formula, Account No. 505.

8.17 - Extended Field Trip, Fairfax Elementary School, Calvary Outdoor Science Camp, Running Springs, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 50 Fairfax Elementary School students, 3 Calvary Outdoor Science Camp staff members, and 2 District employees, to attend the Calvary Outdoor Science Camp, in Running Springs, California, September 27, through October 1, 2010. The cost of the trip, not to exceed \$18,000.00, including meals and lodging for 50 Fairfax Elementary School students, 3 Calvary Outdoor Science Camp staff members, and 2 District employees, will be paid from sponsorship by Orange County Department of Education. Transportation provided by Durham School Services, not to exceed \$1,000.00, will be paid from Fairfax Elementary School Account No. 205. Names of the students are on file in the Business Services office.

8.18 - Extended Field Trip, Kimbark Elementary School, Arrowhead Ranch Outdoor Science School, Lake Arrowhead, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 80 Kimbark Elementary School students, 3 Arrowhead Ranch Outdoor Science School staff members, and 5 District employees, to attend the Arrowhead Ranch Outdoor Science School, in Lake Arrowhead, California, September 27, through October 1, 2010. The cost of the trip, not to

exceed \$15,200.00, including meals and lodging for 80 Kimbark Elementary School students, 3 Arrowhead Ranch Outdoor Science School staff members, and 5 District employees, will be paid from Kimbark Elementary School Account No. 419 and ASB funds. Transportation provided by Durham School Services, not to exceed \$1,177.00, will be paid from Kimbark Elementary School Account No. 419. Names of the students are on file in the Business Services office.

8.19 - Extended Field Trip, Kimbark Elementary School, Catalina Island Marine Institute, Toyon Bay, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 63 Kimbark Elementary School students, 5 Catalina Island Marine Institute staff members, and 5 District employees, to attend the Catalina Island Marine Institute, in Toyon Bay, California, from September 29, through October 1, 2010. The cost of the trip, not to exceed \$15,500.00, including meals and lodging for 63 Kimbark Elementary School students, 5 Catalina Island Marine Institute staff members, and 5 District employees, will be paid from Kimbark Elementary School Account No. 610. Transportation to and from Long Beach Port provided by Durham School Services, not to exceed \$900.00, will be paid from Kimbark Elementary School Account No. 610. Names of the students are on file in the Business Services office.

8.20 - Extended Field Trip, Lincoln Elementary School, Outdoor Science School, Green Valley Lake, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 58 Lincoln Elementary School students, 3 Outdoor Science School staff members, and 3 District employees, to attend the Outdoor Science School, in Green Valley Lake, California, September 27, through October 1, 2010. The cost of the trip, not to exceed \$21,600.00, including meals and lodging for 58 Lincoln Elementary School students, 3 Outdoor Science School staff members, and 3 District employees, will be paid from sponsorship by an anonymous donor. Transportation provided by Durham School Services, not to exceed \$1,177.00, will be paid from Lincoln Elementary School Account No. 419. Names of the students are on file in the Business Services office.

8.21 - Extended Field Trip, Lytle Creek Elementary School, Outdoor Science School, Green Valley Lake, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 50 Lytle Creek Elementary School students, 3 Outdoor Science School staff members, and 4 District employees, to attend the Outdoor Science School, in Green Valley Lake, California, November 15, through November 19, 2010. The cost of the trip, not to exceed \$18,000.00, including meals and lodging for 50 Lytle Creek Elementary School students, 3 Outdoor Science School staff members, and 4 District employees, will be paid from sponsorship by Orange County Department of Education. Transportation provided by Durham School Services, not to exceed \$1,300.00, will be paid from Lytle Creek Elementary School Account No. 205. Names of the students are on file in the Business Services office.

8.22 - Extended Field Trip, Lytle Creek Elementary School, Outdoor Science School, Running Springs, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 50 Lytle Creek Elementary School students, 3 Outdoor Science School staff members, and 4 District employees, to attend the Outdoor Science School, in Running Springs, California, October 18, through October 22, 2010. The cost of the trip, not to exceed, \$18,000.00, including meals and lodging for 50 Lytle Creek Elementary School students, 3 Outdoor Science School staff members, and 4 District employees, will be paid from sponsorship by Orange County Department of Education. Transportation provided by Durham School Services, not to exceed \$1,300.00, will be paid from Lytle Creek Elementary School Account No. 205. Names of the students are on file in the Business Services office.

8.23 - Extended Field Trip, Palm Avenue Elementary School, Catalina Island Marine Institute, Two Harbors, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 119 Palm Avenue Elementary School students, 6 Catalina Island Marine Institute staff members, 1 parent chaperone, and 6 District employees, to attend the Catalina Island Marine Institute, in Two Harbors, California, September 20, through September 22, 2010. The cost of the trip, not to exceed \$29,750.00, including meals and lodging for 119 Palm Avenue Elementary School students, 6 Catalina Island Marine Institute staff members, 1 parent chaperone, and 6 District employees, will be paid from Palm Avenue Elementary School ASB funds. Transportation provided by Charter Bus Tours, not to exceed \$3,000.00, will be paid from Palm Avenue Elementary School ASB funds. Names of the students are on file in the Business Services office.

8.24 - Extended Field Trip, Palm Avenue Elementary School, High Trails Outdoor Science School, Angelus Oaks, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 104 Palm Avenue Elementary School students, 6 High Trails Outdoor Science School staff members, and 5 District employees, to attend the High Trails Outdoor Science School, in Angelus Oaks, California, September 29, through October 1, 2010. The cost of the trip, not to exceed \$17,160.00, including meals and lodging for 104 Palm Avenue Elementary School students, 6 High Trails Outdoor Science School staff members, and 5 District employees, will be paid from Palm Avenue Elementary School ASB funds. Transportation provided by Charter Bus Tours, not to exceed \$3,000.00, will be paid from Palm Avenue Elementary School ASB funds. Names of the students are on file in the Business Services office.

8.25 - Extended Field Trip, California Cadet Corps Program, Basic Leadership School, Fort Irwin National Training Center, Fort Irwin, California

BE IT RESOLVED that the Board of Education approves the extended field trip for 300 California Cadet Corps Program students and 30 District employees to attend Basic Leadership

School, Fort Irwin National Training Center, in Fort Irwin, California, September 10, through September 12, 2010. The cost of the trip, not to exceed \$8,900.00, including meals and lodging for 300 California Cadet Corps Program students and 30 District employees, will be paid from Alternative Programs Account No. 030. Transportation by Charter Bus Tours, not to exceed \$13,500.00, will be paid from Curtis Middle School Account No. 501; Chavez Middle School Account No. 419; Shandin Hills Middle School Account No. 501; Cajon High School Account No. 501; San Geronio High School Account No. 501; Del Vallejo Middle School Account No. 501; Serrano Middle School Account No. 501; Arrowview Middle School Account No. 501; and Pacific High School Account No. 511. Names of the students are on file in the Business Services office.

8.26 - Agreement with Children's Resources to Provide Training in Culturally Relevant Learning Styles to District Students and their Parents

BE IT RESOLVED that the Board of Education approves entering into an agreement with Children's Resources, Fontana, CA, to provide training in Culturally Relevant Learning Styles to parents, effective September 28, through December 30, 2010. The training will be provided to parents weekly in five sessions. The cost for the services, not to exceed \$3,500.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Account No. 501.

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

8.27 - Agreement with JPS Ventures, Inc., dba Sylvan Learning Center, Redlands to Provide After-School Reading Instruction/Intervention to a District Special Education Student

BE IT RESOLVED that the Board of Education approves entering into an agreement with JPS Ventures, Inc., dba Sylvan Learning Center, Redlands, CA to provide after-school reading instruction and intervention to a District special education student, effective September 8, 2010, through June 30, 2011. The fee, not to exceed \$4,500.00 at the rate of \$56.00 per hour, will be paid from the Restricted General Fund, Special Education Central, 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.

8.28 - Agreement with the Parent Institute for Quality Education to Provide Training for Parents of District Students Enrolled at San Geronio High School

BE IT RESOLVED that the Board of Education approves entering into an agreement with the Parent Institute for Quality Education, El Monte, CA, to provide training for approximately 75 parents of District students enrolled at San Geronio High School, effective September 16, through November 4, 2010. 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. 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 \$6,000.00, 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 said all related documents.

8.31 - Agreement with YMCA of the East Valley to Provide Officials for District Students Participating in Middle School Sporting Events

BE IT RESOLVED that the Board of Education approves entering into an agreement with YMCA of the East Valley, San Bernardino, CA, to provide sports officials and assignors for softball, volleyball, basketball, and soccer for District middle school students, effective September 8, 2010, through June 30, 2011. The fee, not to exceed \$23,080.00, will be paid from the Restricted General Fund—Intermediate Sports Program, Account No. 209.

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

8.34 - Online Curriculum Adoption, Grades 7-12 Amendment (Board of Education Meeting March 2, 2010, Item 7.33)

BE IT RESOLVED that the Board of Education approves the amendment to the adoption of the A+LS Management and Assessment System On-line Curriculum which will increase the users licenses by 300 to a total of 400 and the vendor's fee by \$324,000.00. There after is a yearly rate of \$16,200.00 for technical support. This is in addition to the \$6,975.00 from the previous license purchase approved by the Board on March 2, 2010. All fees will be funded through 403/CAHSEE Intensive Instruction funds.

8.35 - Amendment of the Resolution for the Subscription with California School Boards Association to Provide GAMUT Online to the District

BE IT RESOLVED that the Board of Education approves amending the resolution, Agenda Item 10.42, approved by the Board on June 15, 2010. The amendment is necessary to add \$850 to the original cost of \$5,000.00 for a total not to exceed \$5,850.00. The additional amount will be paid from Unrestricted General Fund – Business Services, Account No. 068. 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 agreement.

8.36 - Amendment No. 1 to the Master Services Agreements for Title Insurance and Escrow Services for Acquisition of Sites for School Facilities

BE IT RESOLVED that the Board of Education approves amending the Master Services Agreements for title insurance, escrow services and related services with the following providers:

- 1) Fidelity National Title, San Bernardino, CA
- 2) First American Title, San Bernardino, CA
- 3) Lawyers Title Insurance Corporation, San Bernardino, CA

BE IT ALSO RESOLVED that this amendment is to exercise the option to extend the agreements for an additional two years, effective September 19, 2010, through September 30, 2012, due to pending eminent domains at new school site properties. The 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 amendments.

8.39 - Renewal of the Agreement with SBCSS to Provide Carol Cronk as a Consultant Regarding the Noyce Scholarship Program

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with San Bernardino County Superintendent of Schools to provide Carol Cronk as a consultant regarding the Noyce Scholarship Program, July 1, 2010, through June 30, 2011. A Noyce Scholar can receive up to \$10,000.00 per year for up to two years, and in return, will work as a teacher for the District for two years for each year of Scholarship funding. The fee for the consultation services, not to exceed \$7,000.00, will be paid from the Restricted General Fund—Title II Human Resources, Account No. 537.

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

8.40 - Bid No. F08-17, Group 11- Barton, Burbank, Emmerton and Lankershim Elementary Schools Modernization Project, Category No. 3 - General Construction

BE IT RESOLVED that the contract for Bid No. F08-17, Group 11 - Barton, Burbank, Emmerton and Lankershim Elementary Schools Modernization Project, Category No. 3 - General Construction* be awarded to the lowest responsible bidder meeting the specifications for the Base Bid. The cost will be paid from Funds 21, 35, and 40. *Due to bid protest and responses, this award was delayed.

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Delmac Construction and Development, Inc.
4050 N. Verdugo Road
Los Angeles, CA 90065 \$3,075,200.00

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.

8.41 - Bid No. F09-13, Hazardous Materials Abatement and Site Demolition Services at the Proposed H. Frank Dominguez (Burbank II) Elementary School Site

BE IT RESOLVED that Bid No. F09-13, Hazardous Materials Abatement and Site Demolition Services at the Proposed H. Frank Dominguez (Burbank II) Elementary School site, be awarded to the lowest responsible bidder meeting the specifications for the Base Bid. The cost will be paid from Funds 21, 25, 35, and 40.

Interior Demolition, Inc.
2621 Honolulu Avenue
Montrose, CA 91020 \$306,400.00

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.

8.42 - Notice of Completion, Bid No. F08-04, Category No. 1 - Indian Springs High School (HS #8) - Sitework

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F08-04, Curtis High School (HS #8) - Sitework, for the work awarded to the Prime Contractor listed below:

Category No. 1 - Earthwork
Reed Thomas Co., Inc.
Santa Ana, CA

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

8.43 - Notice of Completion, Bid No. F08-04, Category No. 23 - Site Plumbing for Indian Springs High School (HS #8) - Sitework

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F08-04, Indian Springs High School (HS #8) - Sitework, for the work awarded to the Prime Contractor listed below:

Category No. 23 - Site Plumbing
Temecula Mechanical, Inc.
Temecula, CA

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

8.44 - Approval to Establish and Exceed the Change Order Limitation for Prime Contractors' Work at Cajon High School Modernization Project

BE IT RESOLVED that the Board of Education approves the request to establish and exceed the 10 percent change order limitation for Harik Construction on the CHS Modernization Project. County Counsel reviewed and approved the request, due to the unforeseen safety revisions of the guardrail for the theater wheelchair lift, repairs to existing curbs for ADA lockers, and functional relocation of eyewashes.

BE IT FURTHER RESOLVED that the Board of Education approves the request to establish and exceed the 10 percent change order limitation for West-Tech Mechanical on the CHS Modernization Project. County Counsel has reviewed and requested that the District ask for Board approval for installation of additional ductwork and an exhaust fan due to unforeseen ceiling replacement and asbestos abatement; as well as, important changes to address safety and operational issues necessary to relocate students to occupiable spaces: functional addition of zone damper to prevent fire damper damage and addition of a restroom exhaust fan for code compliance. Board approval is needed in order to amend the contractors' agreements and to pay the amount of the additional work. All other terms and conditions remain the same.

Contractor	Original Contract Amt	Allowable 10% Limit	C.O's Exceeding 10% (previously approved)	Requested Increase	C.O. Totals
Harik Construction	\$2,823,000.00	\$282,300.00	\$940,425.00	\$301,472.00	\$1,524,197.00
West-Tech Mechanical	\$2,355,000.00	\$235,500.00	\$402,702.00	\$113,969.07	\$ 752,171.07

8.49 - 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)7/8/1994 *(S)11/4/1996 *(S)9/7/1996 *(S)3/7/1995 *(S)2/1/1994 *(S)2/8/1993
- *(S)4/1/1995 *(S)6/2/1995 *(S)6/30/1994 *(S)11/13/1994 *(S)8/24/1992 *(S)12/13/1994
- *(S)3/16/1995

*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.

8.50 - 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.

8.51 - 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:

12/27/1996 12/8/1994 12/7/1996 11/22/1996

8.52 - 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:

8.53 - 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:

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.

8.54 - 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:

10/14/1996	9/11/1994	2/22/1994	10/28/1995	4/5/1993	4/11/1996
11/17/1994	1/3/1997				

8.55 - 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:

8.56 - Petition to Expunge, Rescind, or Modify Expulsion

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.

8.57 - 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.

8.29 - Agreement to Provide Administrative Fiscal Review for Public Safety Academy Charter School

Judi Penman stated that the Board didn't agree to pay for an audit and if we pay for this, PSA still isn't obligated to do this. Mohammad Islam stated that he will provide an update in Board Correspondence. Mrs. Penman asked if PSA gave Mr. Islam an idea of what they are doing. Mr. Islam stated that the state is withholding money. Mrs. Penman stated that this probably won't amount to anything. Mr. Islam could make some headway and get a plan from them. President Tillman stated that the Board gave Mr. Islam direction to do this. Mrs. Penman stated that she misunderstood.

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

BE IT RESOLVED that the Board of Education approves entering into an agreement with Vavrinek, Trine, Day & Co., LLP, (V.T.D.) Rancho Cucamonga, CA, to provide an in-depth administrative fiscal review of the Public Safety Academy (P.S.A.) charter school for Fiscal Year 2009-10 and subsequent two Fiscal Years. The agreement to perform this review will begin on September 8, through September 30, 2010. The review will include, but not be limited to, charter school fiscal conditions, donations, litigation, facilities issues including lease or rental agreements, purchases/contracts, and others. V.T.D. will produce a report and make a formal presentation to the Board at completion of the audit. The fee, not to exceed \$10,500.00, will be paid from the 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 all related documents.

8.30 - Agreement with the Regents of the University of California, Los Angeles, to provide a Staff Development Plan to San Bernardino High School

Barbara Flores requested additional information on this item. San Bernardino High School Principal Sandra Rodriguez stated that this will include the middle and elementary schools that feed into San Bernardino High School. The Regents will provide more services to the community and they are doing more RTI.

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 entering into an agreement with the Regents of the University of California, Los Angeles, CA, to provide a staff development plan for personnel at San Bernardino High School and the elementary and middle schools that feed

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into SBHS, effective September 8, 2010, through June 30, 2011. The cost, not to exceed \$82,500.00, will be paid from the Restricted General Fund—Quality Education Investment Act, Account No. 436.

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

8.32 - Amend the Resolution Approving the Renewal of the Agreement with THINK Together to Provide C.A.P.S. Services to Students

Judi Penman stated that she thought THINK Together wasn't going to cost the District any money. Harold Vollkommer stated that their services are paid on a per-student basis. Their agreement does not affect the YMCA.

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 amending the resolution approving the agreement with THINK Together, Santa Ana, CA, approved by the Board on July 20, 2010, Agenda Item 7.30. The amendment is necessary to add \$121,500.00 to the initial fee due to the addition of another middle school to the list of schools serviced by THINK Together. The fee of \$121,500.00, added to the initial fee of \$623,565.00 for an aggregate total not to exceed \$745,065.00, will be paid from the Restricted General Fund—After School Education and Safety Program, Account No. 459. 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 all related documents.

8.33 - Amendment to the Agreement with Manning & Marder to Provide Legal Services for Labor, Personnel and Employment Issues

Judi Penman asked what the fees are for. Mel Albiso stated that it is a contract extension for ongoing fees for the termination of a former employee. Mrs. Penman stated that it appears to be something wrong that the Board doesn't hear from attorneys about cases. Other school boards have their attorneys present. The Board should be making these decisions. She can't support this because she doesn't know what it is. President Tillman recommended tabling this item. Barbara Flores agreed that they should have a docket on litigation. They have to be transparent and need to know about litigation. Mr. Tillman stated that in the past it wasn't the Board's consensus. If the Board wants that, they can have that information. Teresa Parra Craig asked for a summary in Board Correspondence. Dr. Flores stated that this is an ongoing case and they need to support it. Mrs. Penman stated that the Board should hear a case before voting on it.

This item was pulled to be discussed in Closed Session.

8.37 - Amendment No. 3 to the Master Agreement with TLG Group for Land Acquisition Consulting Services

Barbara Flores asked for the amount of the agreement. John Peukert stated that it is the continuance of a contract with no additional charges.

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 ratifies the amendment to the master agreement with TLG Group, San Juan Capistrano, CA. This amendment will extend the ending date from September 5, 2010, through September 30, 2012, due to ongoing activities with acquiring and finalizing purchase agreements for the newly acquired school sites, and will be paid from Funds 21, 25, 35, and 40 on a project-by-project basis. 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 said Amendment No. 3.

Board Member Parra Craig briefly left the meeting.

8.38 - Amendment No. 9 to the Agreement with HMC Architects to Provide Architectural and Engineering Services for Indian Springs High School New Construction/Old Curtis Middle School Modernization Project

Upon motion by Member Tillman, seconded by Member Valdez, and approved by the affirmative vote of Members Ayala, 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 amending the agreement with HMC Architects, Ontario, CA, effective through June 30, 2012, for additional design and engineering services to provide a new boiler, hot water heater, condensate water and hot water pumps, and to re-install existing cooling tower for the Indian Springs High School New Construction/Old Curtis Middle School Modernization Project. The cost, not to exceed \$14,800.00, 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, Chief Business and Financial Officer, to sign said Amendment No. 9.

8.45 - Ratification of Approved Change Orders

Teresa Parra Craig asked for clarification. John Peukert stated that these are for changes below 1 percent so we don't delay projects by sending them to DSA.

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 ratifies the DSA and District approved change orders from January 1, through June 30, 2010, for the following projects:

Bonnie Oehl ES - Modernization Phase II	QEIA - Various Sites
Curtis MS - Modernization	Riley ES - Modernization
Hillside ES - Modernization	Salinas ES - Modernization
Hunt ES - Modernization	San Gorgonio HS - Modernization
Indian Springs HS (HS #8) - New Construction	SDC Project - Various Sites
Lincoln ES - Modernization	

8.46 - Request to Substitute Subcontractors Pursuant to Public Contract Code Section 4107 - Insulation

Teresa Parra Craig requested clarification. John Peukert stated that the general contractor requested this. Mrs. Parra Craig expressed her concern that the new subcontractor will have the contract. Danny Tillman asked if there was a second lowest bidder. Barbara Flores asked if they have they worked for us before and if they have a good track record. Mr. Peukert stated that he would get back to them with an answer.

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

BE IT RESOLVED that the Board of Education approves the request by the general contractor, Cyrcon Builders, Bid F08-09, Arrowhead, Carmack, Harmon, and Kendall Elementary Schools Modernization Project (Group 4), to release Gateway Insulation, Inc., the insulation subcontractor, from their obligation on the project, and to substitute MASCO Contractor Services of California, Rancho Cucamonga, CA, as the insulation 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.

8.47 - Request to Substitute Subcontractors Pursuant to Public Contract Code Section 4107 - Painting

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

BE IT RESOLVED that the Board of Education approves the request by the general contractor, Cyrcon Builders, Bid F08-09, Arrowhead, Carmack, Harmon, and Kendall Elementary Schools Modernization Project (Group 4), to release Spray Tech Painting, Inc., the painting subcontractor, from their obligation on the project, and to substitute ADL Painting & Wallcovering, Inc., Corona, CA, as the painting 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.

8.48 -Request to Substitute Subcontractors Pursuant to Public Contract Code Section 4107 - Soils Remediation

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

BE IT RESOLVED that the Board of Education approves the request by the general contractor, AMPCO Contracting, Inc., Bid F09-07, Soils Remediation, Hazardous Materials Abatement and Demolition Services for the proposed Captain Leland Norton Elementary School (Lincoln II South), to release EarthSafe Geological and Environmental Consulting, as the soils remediation subcontractor, from their obligation on the project, and to self-perform the work, 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.

9.0 - Action Items

9.1 - Personnel Report #5, Dated September 7, 2010

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 Personnel Report #5, dated September 7, 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.

9.2 - In Recognition of Deceased Employees

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

MABEL COLE HOLIFIELD

WHEREAS Mabel Holifield was a dedicated member of the certificated staff for the San Bernardino City Unified School District from 1938, until her retirement in 1976; and

WHEREAS even after retiring, Mabel Holifield continued working as a substitute teacher until well into her 90th year of life, and she was an active member of the Rock Church & World Outreach Center of San Bernardino; and

WHEREAS throughout her long and productive career with the District, Mabel Holifield worked at Wilson, Mt. Vernon, Arrowhead, Hillside, and Urbita Elementary Schools, and Cajon School; and

WHEREAS on June 23, 2010, Mabel Holifield died, bringing deep sorrow to her loving family and friends; and

WHEREAS Mabel Holifield is survived by a son, Bert A. Holifield II; an adopted daughter, Laurie Gampp; four grandchildren; and eight 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 Mabel Holifield's many fine years of service to the District and does extend its deepest sympathy to her family.

HOWARD LIND

WHEREAS Howard Lind was a dedicated member of the certificated service for the San Bernardino City Unified School District from 1965, until his retirement in 1987; and

WHEREAS throughout his productive career with the District, Howard Lind taught at Cole, Lankershim, Lytle Creek, and Cypress Elementary Schools, where he took pride in working with special education students; and

WHEREAS before joining the District, Howard Lind enlisted in the U.S. Marines and served in the Pacific Theater of Ops and participated in operations at Bougainville, and the capture and occupation of Guam and Iwo Jima during World War II; and

WHEREAS on August 15, 2010, Howard Lind died, bringing deep sorrow to his loving family and friends; and

WHEREAS Howard Lind is survived by a son, Brian Lind; two daughters, Marla Wood and Cynthia Hoffman; and three granddaughters, Mallory, Richelle, and Nicole;

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 Howard Lind's many fine years of service to the District and does extend its deepest sympathy to his family.

PHILLIP BOICE RIGGINS SR.

WHEREAS Phillip Riggins Sr. was a dedicated member of the certificated service for the San Bernardino City Unified School District from 1973, until 1987; and

WHEREAS Phillip Riggins Sr. was a teacher at Cypress, Barton, and Roosevelt Elementary Schools; and even after his retirement, he continued working as a substitute teacher for many years; and

WHEREAS Phillip Riggins Sr. loved being an educator and he was loved by students and fellow teachers alike; and

WHEREAS on June 8, 2010, Phillip Riggins Sr. died, bringing deep sorrow to his loving family and friends; and

WHEREAS Phillip Riggins Sr. is survived by his two sons, Phillip Riggins Jr. and Robert Riggins; a brother, Otha Riggins; a sister, Kathy Anderson; and four 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 Phillip Riggins' many fine years of service and does extend its deepest sympathy to his family.

ISADORE WASHINGTON

WHEREAS Isadore Washington was a dedicated member of the classified service for the San Bernardino City Unified School District from 1970, until 1981; and

WHEREAS throughout his productive career with the District, Isadore Washington worked as a campus resource assistant and campus security officer, ensuring the safety of students at Arrowview Middle School and Cajon High School; and

WHEREAS before joining the District, Isadore Washington worked for the Las Vegas Sheriff's Department, and was well known in his community; and

WHEREAS on August 1, 2010, Isadore Washington died, bringing deep sorrow to his loving family and friends; and

WHEREAS Isadore Washington is survived by his son, Randall Washington of Rialto; three daughters, Vicky Jones of Orange County, Syble Miller of Las Vegas, and Segonia Washington of Rialto; and 10 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 Isadore Washington's many fine years of service to the District and does extend its deepest sympathy to his family.

SESSION EIGHT - Closed Session

10.0 - 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
District Negotiator:	Harold Vollkommer
Employee Organization:	Communications Workers of America San Bernardino Teachers Association

Public Employee Discipline/Dismissal/Release

Public Employee Appointment

Title: Coordinator, English Learners Programs-Structured English Immersion (SEI) and English Language Mainstream (ELM) Programs – Secondary

Public Employee Evaluation

Title: Superintendent

SESSION NINE – Open Session

11.0 - Action Reported from Closed Session

Upon motion by Member Penman, seconded by Member Valdez, 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 amending the agreement with Manning & Marder, Scottsdale, AZ, approved by the Board on June 16, 2009, Agenda Item 9.25. The amendment is necessary to add \$22,615.85 to the previously approved amount of \$100,000.00 for an aggregate total not to exceed \$122,615.85 as of June 30, 2010. The additional fee will be paid from the Unrestricted General Fund—Human Resources-Certificated Personnel, Account No. 070. No. 070. 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.

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 approves the appointment of the following employees:

GARCIA, ESPERANZA: Coordinator, English Learner Programs SEI/ELM - Secondary, effective date, work year and salary, to be determined. Budget: 261

SESSION TEN - Closing

12.0 - Adjournment

By the affirmative vote of the members, the meeting was adjourned at 9:15 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, September 21, 2010, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.