

**San Bernardino City Unified School District**

Minutes of a Regular Meeting of the Board of Education

**MINUTES  
ADOPTED  
8/15/06**

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

August 1, 2006

5:30 p.m.

Present: President Marlin Brown; Vice President Lynda Savage; Board Members Antonio Dupre, Teresa Parra, Judi Penman, Danny Tillman, and Elsa Valdez; Superintendent Arturo Delgado; Deputy Superintendent Judy White; Assistant Superintendents Mel Albiso, Narciso Cardona, Dayton Gilleland, Mohammad Islam, Yolanda Ortega, John Peukert, Paul Shirk, and Harold Vollkommer; and Superintendent's Assistant Mary Beth Gosnell. Minutes recorded by Administrative Assistant Jennifer Owens.

**SESSION ONE - Opening**

**1.0 - Opening**

**1.1 - Call to Order**

President Brown 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 - Public Hearings**

**2.0 - Public Hearings**

**2.1 - Presentation of District's Initial Contract Proposal to the Chapter 183, California School Employees Association (CSEA)**

On July 18, 2006, the Board of Education officially received the initial contract proposal from the Chapter 183, California School Employees Association (CSEA). There has been opportunity for public comment. At this time, it is appropriate that the Board of Education present its initial proposal to the CSEA for a successor Collective Bargaining Agreement. This will complete the requirements set forth in Section 3547 of the California Government Code, which states, "All initial proposals of exclusive representatives and of public school employers, which relate to matters within the scope of representation, shall be presented at a public meeting of the public school employer and thereafter shall be public record."

The District initially proposed to maintain the provisions of the current Collective Bargaining Agreement, except for the following modifications:

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ARTICLE VI – Wages

ARTICLE VII – Benefits

ARTICLE IX – Hours  
(Section 16, Eleven Month Work Year)

ARTICLE XIV – Leaves  
(Section 16, Vacation)

ARTICLE XXIV – Term of Agreement  
(Three years)

President Brown opened the public hearing and asked if anyone wished to comment. Hearing no response, Dr. Brown closed the public hearing.

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

BE IT RESOLVED that the Board of Education adopts the initial contract proposal to CSEA.

2.2 - Presentation of District's Initial Contract Proposal to the San Bernardino Teachers Association (SBTA)

At its meeting on July 25, 2006, the Board of Education officially received the initial contract proposal from the San Bernardino Teachers Association (SBTA). There has been opportunity for public comment. At this time, it is appropriate that the Board of Education present its initial proposal to the SBTA. This will complete the requirements set forth in Section 3547 of the California Government Code, which states, "All initial proposals of exclusive representatives and of public school employers, which relate to matters within the scope of representation, shall be presented at a public meeting of the public school employer and thereafter shall be public record."

The District's initial proposal is as follows:

ARTICLE XI – Wages

ARTICLE XII – Benefits

ARTICLE XX – Leaves  
(New Section Labor Code 233)

ARTICLE XXVIII – Term of Agreement  
(One year)

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President Brown opened the public hearing and asked if anyone wished to comment. Hearing no response, Dr. Brown closed the public hearing.

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

BE IT RESOLVED that the Board of Education adopts the initial contract proposal to SBTA.

### **SESSION THREE - Administrative Presentation**

#### **3.0 - Administrative Presentation**

##### **3.1 - Role of Personnel Commission**

Warren Kinsler of Atkinson, Andelson, Loya, Ruud & Romo Law Offices, on behalf of the Employee Relations Division, presented information on the role and functions of the Personnel Commission (see page \_\_\_\_).

Judi Penman and Teresa Parra arrived at 6:10 p.m.

In response to Dr. Delgado's question, Mr. Kinsler stated that there is no provision to address a supplemental budget.

Abe Flory, Personnel Commission Director, stated this was an excellent presentation. Mr. Flory would like an opportunity to review the material. Mr. Flory submitted a request to make a presentation to the Board with experts to supplement and complement what the Board heard tonight. Mr. Flory stated that there are 100 merit system districts, and 99 of them can't be wrong and only one be right. The Personnel Commission requested a meeting a year ago to discuss these issues with the Board. The District has spent a lot of money on legal fees. The Personnel Commission requested legal services and was denied.

Dr. Delgado introduced Delfina Bryant, the Board's appointed Commissioner on the Personnel Commission.

### **SESSION FOUR - Other Matters Brought By Citizens**

#### **4.0 - Other Matters Brought by Citizens**

Kulsum Nadvi stated that she bought a home near Cal State San Bernardino because she wanted her children to attend Palm Avenue Elementary and Cajon High Schools. Her child was capped out of Palm to a school 12 miles away from home. There is no school available within five miles and she is looking for alternatives. President Brown stated that the Superintendent would contact her to discuss her concerns.

## **SESSION FIVE - Reports and Comments**

### **5.0 - Report by Board Members**

Tony Dupre announced that his church is holding a luncheon on September 16, to welcome their new pastor. Mr. Dupre invited everyone to attend.

Elsa Valdez thanked Paul Shirk for his report on the CASHEE pass rate and stated that the numbers look good. Dr. Valdez thanked Judy White and Dayton Gilleland for their efforts to help students pass the CASHEE.

### **5.1 - Legislative Update**

None.

### **6.0 - Report by Superintendent and Staff Members**

Dr. Delgado reminded Board members they are to submit the names of their representatives to serve on the Schools Naming Committee. We will report the final list of committee members to the Board.

Jones Elementary School is now open and very few students require transportation because the students live in the neighborhood. Dr. Delgado invited Board members to visit the school.

Dr. Delgado invited Board members to attend the Summer Commencement Exercises at San Andreas High School. It will be held on Friday, August 4, at 8:30 a.m.

San Manuel Band of Indians will make a donation of \$40,000 to Emmerton Elementary School on Wednesday at 9:30 a.m. This is to replace supplies for the CAPS program that were destroyed by an arson fire.

## **SESSION SIX - Legislation and Action**

### **7.0 - 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.

No items were held for later consideration.

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

7.1 - Approval of Minutes

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on July 18, 2006, be approved as presented.

7.2 - Payment of Individual Membership Dues, National Caucus of Hispanic School Board Members

BE IT RESOLVED that the Board of Education approves payment of annual regular membership dues to the National Caucus of Hispanic School Board Members for Elsa Valdez, effective July 1, 2006, to June 30, 2007. The total cost, not to exceed \$75.00, will be paid from Board of Education Undistributed Account No. 066.

7.3 - Business and Inservice Meetings

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

TERESA PARRA	Attend the Annual Fall Conference, Indian Wells, CA, August 16-18, 2006. Total cost, not to exceed \$1,300.00, will be paid from Board of Education Account No. 066.
JUDI PENMAN	
LYNDA SAVAGE	
ELSA VALDEZ	
(Governing Board Members)	

7.4 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$5,000.00, Wells Fargo; \$112.78, Fiesta Village; and \$150.00, Lifetouch National School Studios.

7.5 - Business and Inservice Meetings

BE IT RESOLVED that the Board of Education ratifies the attendance and participation of the following individuals at a scheduled business and inservice meeting:

PATRICIA BENITEZ	To attend the CABE Para-Educator/Parent Conference at the Riverside Convention Center in Riverside, California on May 11, 2006. The total cost, not to exceed \$105.00 per person, will be paid from Pacific High School Account No. 501.
ANGELINA MONDRAGON	
MONECA JOHNSON	
DAISY GONZALEZ	
CELIA GONZALEZ	
(Parents, Board Representatives)	

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7.6 - Commercial Warrant Registers For Period June 16, through July 15, 2006

BE IT RESOLVED that the Commercial Warrant Registers for period covering June 16, 2006, through July 15, 2006, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes Gene Fortajada, Accounting Services Director, or Larry Soria, Accounts Payable Officer, to sign disbursements.

7.7 - Donation of Various Salvaged Office Furniture and a Television to The American Legion, Post 777, a Charitable Organization

BE IT RESOLVED that the Board of Education authorizes the one-time donation to The American Legion, Post, 777, San Bernardino, CA., based on availability, of cabinets, tables, desks, chairs, and a television, per Education Code 17546(c). All items will be donated as is.

7.8 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the addition of \$110,340.00 in the budgeting of expenditures and revenues for the restricted program, Fund 12 State Preschool Program (252).

7.9 - Bid No. F05-17, Severe Special Day Class Buildings - Additions

BE IT RESOLVED that the contracts for Bid No. F 05-17, The Severe Special Day Class Buildings – Additions, be awarded to the lowest responsible bidder for each Bid Package and for the Base Bid as follows:

<b>Category 03– Concrete</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
ASR Constructors, Inc. Riverside, CA	\$5,987,000.00	\$0.00	\$0.00	\$0.00	\$5,987,000.00
<b>Category 06 – Rough Carpentry</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
Infinity Structures, Inc. Perris, CA	\$2,687,291.00	\$0.00	\$0.00	\$0.00	\$2,687,291.00
<b>Category 07 – Gypsum &amp; Plaster</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
A Lopez & Sons, Inc. Montclair, CA	\$1,508,110.00	\$0.00	\$0.00	\$0.00	\$1,508,110.00
<b>Category 08 – Casework</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
K&Z Cabinet Co., Inc. Ontario, CA	\$170,670.00	\$0.00	\$0.00	\$0.00	\$170,670.00

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<b>Category 09 – Roofing</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
Bell Roof Company, Inc. San Bernardino, CA	\$312,520.00	\$0.00	\$0.00	\$0.00	\$312,520.00
<b>Category 10 – Sheet Metal</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
RB Sheet Metal, Inc Mentone, CA	\$654,000.00	\$0.00	\$0.00	\$0.00	\$654,000.00
<b>Category 11 – Glass &amp; Glazing</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
Roy E. Whitehead Riverside, CA	\$73,000.00	\$0.00	\$0.00	\$0.00	\$73,000.00
<b>Category 13 – Acoustical</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
Elijay Acoustics, Inc. Orange, CA	\$163,900.00	\$0.00	\$0.00	\$0.00	\$163,900.00
<b>Category 14 – Flooring</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
Continental Flooring, Inc. Rancho Cucamonga, CA	\$225,705.00	\$0.00	\$0.00	\$0.00	\$225,705.00
<b>Category 15 – Painting</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
Saunders & McMillin, Inc. Riverside, CA	\$347,700.00	\$0.00	\$0.00	\$0.00	\$347,700.00
<b>Category 16 – Specialties</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
RVH Constructors, Inc. Montclair, CA	\$400,212.00	\$0.00	\$0.00	\$0.00	\$400,212.00
<b>Category 17 – HVAC</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
ACH Mechanical Contractors, Inc. Redlands, CA	\$1,065,000.00	\$0.00	\$0.00	\$0.00	\$1,065,000.00
<b>Category 18 – Plumbing</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
J.M. Farnan Co., Inc. La Verne, CA	\$2,190,000.00	\$0.00	\$0.00	\$0.00	\$2,190,000.00
<b>Category 19 – Electrical</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
BEC, Inc. San Bernardino, CA	\$3,683,000.00	\$0.00	\$0.00	\$0.00	\$3,683,000.00
<b>Category 21 – Doors &amp; Hardware</b>	<b>Base Bid</b>	<b>Additive Alternate 1</b>	<b>Additive Alternate 2</b>	<b>Deductive Alternate 3</b>	<b>Award Total</b>
Inland Building Companies San Bernardino, CA	\$573,000.00	\$0.00	\$0.00	\$0.00	\$573,000.00

<b>Base Bid Total</b>	<b>\$ 20,041,108.00</b>
<b>Additive/Deductive Alternates 1,2, &amp; 3 Total</b>	<b>0.00</b>
<b>Grand Total</b>	<b>\$ 20,041,108.00</b>

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BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign agreements for the bids awarded.

7.10 - Escrow Agreement with West-Tech Mechanical, Inc., Bid No. F05-04, Cajon High School Modernization

BE IT RESOLVED that the Board of Education ratifies entering into an escrow agreement pursuant to Public Contract Code Section 22300, with Chino Commercial Bank, Chino, CA, for West-Tech Mechanical, Inc., Montclair, CA, contractor for Bid No. F05-04, Cajon High School Modernization, effective June 1, 2006, through December 31, 2007. The contractor may not access the retention funds held in the escrow account until their work is complete.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said escrow agreement.

7.11 - Agreement with Consortium on Reading Excellence, Inc., (CORE) to Provide Professional Development to Reading First Sites

BE IT RESOLVED that the Board of Education approves entering into an agreement with the Consortium on Reading Excellent, Inc., (CORE), Berkeley, CA, to provide professional development training to District staff at 19 Reading First sites, effective August 7, 2006, continuing through June 29, 2007. The initial segment will include 10 days with the Implementation Advisor to provide coordination and consistency among the sites as well as training of the principals of the sites to make their work with the consultants effective in implementing the Universal Access© program. The second segment, Implementation, involves 14 visits to each site to totally implement the program. The third segment, Vocabulary Workshops, will work with all K-3 teachers at the Reading First sites to train them in the use of the program materials. The fee, not to exceed \$730,990.92, will be paid from the Restricted General Fund—No Child Left Behind: Title I, Part B, Reading First Program, Account No. 506.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

7.12 - Agreement with International Write Now, Inc., to Present Writing Workshops for Del Vallejo Middle School Students

BE IT RESOLVED that the Board of Education approves entering into an agreement with International Write Now, Inc., Missouri City, Texas, to provide three one-day writing workshops to Del Vallejo Middle School students, effective August 14, 2006, through August 16, 2006. The fee, not to exceed \$12,900.00, will be paid from the Restricted General Fund—No Child Left Behind Title I School Support, Account No. 524.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

7.13 - Agreement with San Bernardino Community College District to Provide Cisco Sponsored Curriculum Academy Program at Cajon and San Bernardino High Schools

BE IT RESOLVED that the Board of Education approves renewing the agreement with San Bernardino Community College District, San Bernardino, CA, to provide the Cisco Sponsored Curriculum Academy Program, effective August 2, 2006, continuing through June 30, 2007, at Cajon and San Bernardino High Schools. The basic networking program prepares students for industry standard certification as a Cisco Certified Network Associate (CCNA). The advanced program prepares students for industry standard certification as a Cisco Certified Network Professional (CCNP). The fee, \$2,500.00 for each school, for an aggregate total not to exceed \$5,000.00, will be paid from the Restricted General Fund Vocational Education—Lottery, Account No. 729.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

7.14 - Agreement with Maxim Healthcare Services, Inc., to Provide Interpreter Services to Deaf/Hearing Impaired Individuals

BE IT RESOLVED that the Board of Education approves entering into an agreement with Maxim Healthcare Services, Inc., doing business as Maxim Staffing Solutions, Riverside, CA, to provide speech and language consultation services to special education students as needed. The cost of services, not to exceed \$50,000.00, will be paid from the Restricted General Fund—Special Education Occupational Therapy, Account No. 823.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

7.15 - Agreement with San Diego County Schools to Provide State Approved AB 466 Training for High Point and Read 180

BE IT RESOLVED that the Board of Education approves entering into an agreement with San Diego County Schools, San Diego, CA, to provide AB 466 state approved, professional development institutes to prepare teachers to successfully implement the District-adopted language arts instructional or intervention program, effective August 2, 2006, through September 30, 2006. San Diego County will provide AB 466 certified instructors, online registration and online confirmation letters for participants, presenters and participant materials, arrange for catering services, opportunities for participants to utilize additional study through UC Davis, instructional materials kits for each classroom, portfolios to participants to document and collect evidence for completion of 80 hour practicum, and provide registration, attendance, and completion information to the District after each institute. The cost, \$750.00 per participant, with 79 participants, for a total cost not to exceed \$59,250.00, will be paid from the Restricted General Fund—Title II Staff Development, Account No. 538.

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BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

7.16 - Agreement with Principal's Exchange, LLC acting as the High Priority External Evaluation Team to Provide Support and Expertise to Specified District Schools

BE IT RESOLVED that the Board of Education approves entering into an agreement with Principal's Exchange, LLC, Whittier, CA, to provide services to implement the school reform initiatives as stipulated by the California Education Code § 52055.600, effective August 2, 2006, continuing through January 15, 2007. Principal's Exchange will act as the High Priority External Evaluation Team and shall work with school staff, site planning teams, administrators and District staff to create the District/School Liaison Team (DSLTL) to complete the District Assistance Survey; analyze the schools' Academic Program Survey (APS); complete any additional assessments to finalize the evaluation process; and facilitate the development of school plans based on District data and results of District assessments for the following sites: Alternative Learning Center, ASA Charter School, Provisional Accelerated Learning Center (PAL), Bradley, Lankershim, Salinas, Bonnie Oehl, and Ramona Alessandro Elementary Schools. The fee, not to exceed \$256,000.00, shall be paid from the Restricted General Fund—High Priority Schools Grant, Account No. 473.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

7.17 - Amendment No. 1 to the Agreement with Daart Engineering Company, Inc., Cesar Chavez Middle School Bid Package No. 21-03, Category No. 20, Fire Suppression

BE IT RESOLVED that the Board of Education approves amending the agreement with Daart Engineering Company, Inc., San Bernardino, CA. This amendment will add an additional \$8,837.00 for a new aggregate cost, not to exceed \$80,311.00, and will extend the end date through August 31, 2006. The cost will be paid from Building Fund 21, Resource 001, and/or State School Building Fund 35, Account Number CHV. All other terms and conditions will remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said amendment.

7.18 - Amendment No. 1 to the SELPA District Master Contract with Somerset, Inc.

BE IT RESOLVED that the Board of Education approves amending the SELPA District Master Contract with Somerset, Inc., Riverside, CA, to provide services to special education students, effective July 1, 2006, through June 30, 2007. Amendment No. 1 is necessary to increase the daily rate from \$142.64 to \$144.00. The fees will be paid from the Restricted General Fund—Special Education-Non-Public, Account No. 824. 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, Assistant Superintendent, Business and Finance, to sign said agreement.

7.19 - Amendment No. 1 to the Agreement with Horizon Therapy Services to Provide Early Start/Preschool Occupational Therapy Development and Other Related Services to Special Education Students

BE IT RESOLVED that the Board of Education approves amending the agreement with Horizon Therapy Services, Sun City, CA, to provide Early Start/Preschool Occupational Therapy Development and other related services to special education students, effective July 1, 2005, and continuing through June 30, 2006. Amendment No. 1 is necessary to increase the fee by \$7,166.40, from \$80,000.00 to an amount not to exceed \$87,166.40, due to the increased number of students utilizing the service. The fee will be paid from the Restricted General Fund—Special Education Account No. 827. All other terms and conditions will remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

7.20 - Amendment No. 2 to the Agreement for Nonpublic, Nonsectarian School/Agency Services with Cinnamon Hills Youth Crisis Center

BE IT RESOLVED that the Board of Education approves amending the agreement with Cinnamon Hills Youth Crisis Center, St. George, UT, to provide services to special education students, effective July 1, 2006, through June 30, 2007. The amendment is necessary to increase the daily rate from \$132.13 to \$171.45. The fee will be paid from the Restricted General Fund—Special Education-Non-Public, Account No. 824. All other terms and conditions will remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

7.21 - Amendment No. 3 to the SELPA District Master Contract with Keystone Schools

BE IT RESOLVED that the Board of Education approves renewing the agreement with Gil Huerta, Colton, CA, to provide gang awareness training to up to 40 classes of 9<sup>th</sup> grade students at Arroyo Valley High School identified as at-risk, effective September 1, 2006, through June 15, 2007. The fee, not to exceed \$14,000.00, 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, Assistant Superintendent, Business and Finance, to sign said agreement.

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7.24 - Renewal of the Agreement With Life Long Learning & Associates to Provide a Reporting System to Track Student Progress Toward Content Standards by Using Assessments

BE IT RESOLVED that the Board of Education approves renewing the agreement with Life Long Learning & Associates, Blue Jay, CA, to provide a reporting system at E. Neal Roberts Elementary School to track student progress toward content standards by using assessments, effective August 2, 2006, continuing through June 30, 2007. The fee, not to exceed \$30,000.00, will be paid from the Restricted General Fund--School Based Coordinated Program, Account No. 419.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

7.25 - Request to Rescind Board Approval of Bid No. 07-06 Parent Communication System, District-wide

BE IT RESOLVED that the Board of Education approves rescinding the Board Consent Item No. 9.11 of May 2, 2006, with Edulink Systems, Inc., on Bid 07-06 Parent Communication System, District-wide, to rescind their bid in its entirety effective as of August 1, 2006.

BE IT ALSO RESOLVED that the Board of Education awards the bid to the next lowest bidder, Parlant Technology, Inc., Provo, UT, based on line item and unit price in accordance with Public Contract Code 20118.1 as follows:

Category A, On-site Parent Communication System	Awarded to Parlant Technology, Inc.
Line Number 1	NTE \$118,564.88 one-time purchase cost including one-year maintenance/support
Line Number 2	NTE \$14,640.00 Annual Maintenance/Support
Category B, Hosted Emergency Parent Notification Response System	Awarded to Parlant Technology, Inc.
	NTE \$19,720.00 Annual

BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantity indicated for any line item as indicated, throughout the initial one-year term of bid, and all extensions, not to exceed five years total.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

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7.26 - Agreement with WLC Architects for Additional Bleachers and Football Field Renovations at Arroyo Valley High School

BE IT RESOLVED that the Board of Education approves entering into an agreement with WLC Architects, Rancho Cucamonga, CA, for the installation of additional bleachers and the renovation of the football field at Arroyo Valley High School. The estimated cost of \$1.4 million will be funded from the Unappropriated /Undesignated General Fund Balance (047).

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said agreement.

7.27 - 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:

\*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.

7.28 - 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.

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7.29 - 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:

7.30 - 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:

7.31 - 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.

7.32 - 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:

7.33 - 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:

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**8.0 - Action Items**

**8.1 - Personnel Report #3, dated August 1, 2006**

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

BE IT RESOLVED that the Personnel Report #3, dated August 1, 2006, be approved with addition as noted (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.

Addition to page .24

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

DEETS, DENNIS: High School Principal, effective date, work year and salary, to be determined.

MILLER, TONI: High School Principal, effective date, work year and salary, to be determined.

**SESSION SEVEN - Closed Session**

**9.0 - 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  
Communication Workers of America  
San Bernardino Teachers Association

**Public Employee Discipline/Dismissal/Release**

**Public Employee Appointment**

Title: High School Principal

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**SESSION EIGHT - Closing**

**10.0 - Adjournment**

By the affirmative vote of the members, the meeting was adjourned at 7:00 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, August 15, 2006, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.