

**San Bernardino City Unified School District**

Minutes of a Regular Meeting of the Board of Education

**MINUTES  
ADOPTED  
7/12/05**

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

June 21, 2005

5:30 p.m.

Present: President Elsa Valdez; Board Members Marlin Brown, Antonio Dupre, Judi Penman, Lynda Savage, and Danny Tillman; 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.

Absent: Vice President Teresa Parra

**SESSION ONE - Opening**

**1.0 - Opening**

**1.1 - Call to Order**

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

**1.2 - Pledge of Allegiance to the Flag**

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

**SESSION TWO - Special Presentations**

**2.0 - Special Presentations**

**2.1 - Outstanding Student Awards**

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

***Lankershim Elementary School***

Maria Herrera, Salvador Hidalgo Jr., and An Phu

***Lincoln Elementary School***

Marisa Lopez, Raechanett Taylor, and Darrel White

***Marshall Elementary School***

Itzel Bardales, Ingrid Calderon, and Adrian Castaneda

2.2 - Recognition of Independence Day

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

**WHEREAS** on July 4, 1776, the United States of America claimed its independence from England and democracy was born; and

**WHEREAS** every day thousands leave their homeland to come to the “*land of the free and the home of the brave*” so they can begin their American Dream; and

**WHEREAS** we invite all people in the San Bernardino City Unified School District to reflect on the famous words found in the Declaration of Independence; *We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty, and the pursuit of Happiness*; 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 the birth of our great nation;

**THEREFORE BE IT RESOLVED** that the Board of Education encourages all the schools of the District to undertake educational activities that commemorate the history of our great nation.

**SESSION THREE - School Showcase**

**3.0 - School Showcase**

3.1 - Cypress Elementary School

The San Bernardino Arts Council awarded a grant to Cypress Elementary School to support its after-school program. Under the direction of April Rhoades from the Arts Council, students performed dances they had choreographed collaboratively.

**SESSION FOUR - Public Hearings**

**4.0 - Public Hearings**

4.1 - Fiscal Year 2005-2006 Budget

The 2005-2006 proposed budget for adoption has been prepared for consideration and presented to the Board of Education for approval.

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For 2005-2006, the Board of Education has selected the single budget adoption cycle, which requires that the proposed budget be adopted prior to July 1, 2005. A separate summary of budgeted revenues and expenditures, as well as estimated unaudited beginning balances and projected ending balances for all funds, will be presented at the Board of Education meeting. In addition, a detailed budget is included and will also be available for public review prior to the meeting.

Any changes, as a result of the State budget adoption, will be submitted in the form of a budget revision within 45 days after the Governor signs the State Budget Act (see page \_\_\_\_).

In addition to the usual certification of the budget adoption, the following certifications are required:

- The amount of reserves in the District's Workers' Compensation Self-Insurance amount, projected at \$10,298,643 equals the amount recommended by the District's actuaries on the latest report.

This amount, projected at \$10,298,643 equals the amount recommended by the District's actuaries on the latest report.

- The budget adoption cycle that the District elects for FY 2005-2006:

Education Code 42127(i) allows districts to elect either the single budget cycle (July 1) or the dual budget cycle (July 1/September 8). The administration is recommending that the single budget adoption cycle continue for FY 2005-2006.

President Valdez opened the Public Hearing and asked if anyone wished to comment. Hearing no response, Dr. Valdez closed the Public Hearing.

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

BE IT RESOLVED that the Board of Education adopts the FY 2005-2006 budget as presented.

BE IT ALSO RESOLVED that the budget, as adopted, reserves \$10,298,643 for the cost of self-insured workers' compensation claims.

BE IT FURTHER RESOLVED that the Board of Education selects the single budget adoption cycle for the FY 2005-2006.

#### 4.2 - PAL Charter Academy Renewal Public Hearing

The PAL Charter Academy will conclude its fifth year as a District charter. California Education Code section 47607 states that after the fifth year of operating a charter school, the chartering district would consider the renewal of the charter school. Education Code section 47607 requires that the chartering district use the charter school API data in two of the last three years, that the charter school practiced appropriate accounting principles and fiscal management, and that the charter school was not in violation of any provision of law. The PAL Charter Academy is requesting the San Bernardino City Unified School District to renew the charter for another five-year term.

#### **Student Achievement**

The San Bernardino City Unified School District applied the API provision of California Education Code section 47607 that requires the charter school's API to be equal to the academic performance of the public schools that the charter school students would have been required to attend, as well as the academic performance of the schools in the district in which the charter school is located, taking into account the composition of the student population that is served at the charter school. This requirement is included in California Education Code section 47605 in elements A, B, and C, which were established in the original charter petition. The PAL Charter petition also delineated other indicators to assess student success.

#### **District Findings**

The PAL Charter Academy has not had two consecutive years of API scores. In 2002, the school tested 18 students and in 2004 the school tested 23 students. The API target for 2005 is 474. The PAL Charter Academy would then have the two required consecutive years to assess the quality of the educational program according to API criteria. The PAL Charter Academy ranks in the first deciles in the statewide ranking for API. Two of the District's traditional high schools are also in the first deciles rank. These two schools have students that attend the PAL Charter Academy.

In the academic year 2003-2004, the PAL Charter Academy administered the CAHSEE to 20 students. Eleven of the 20 students, or 55 percent of the students, passed the language section. Seven of the 20 students, or 32 percent, passed the math section. The 55 percent of the students who passed the language section compares favorably with the District's pass rate of 61 percent. The math pass rate of 32 percent for the PAL Charter Academy was low compared to the District's rate of 58 percent.

In the academic year 2002-2003, none of the PAL Charter Academy students were proficient on the Content Standards Test (CST) in the areas of language, math and algebra I. However, during the academic year 2003-2004 in the language area 7 percent of the ninth graders were proficient, 8 percent of the tenth graders were proficient, and 5 percent of the eleventh graders were proficient. Nine percent of the tested students were proficient in math and 4 percent were proficient in Algebra I. It appears that the PAL Charter Academy is making progress in the CST area.

The PAL Charter Academy is an effective dropout retrieval program. In the academic year 2002-2003, the graduation rate was 23.6 percent, in 2003-2004 the graduation rate was 55.5 percent and in 2004-2005 the projected graduation rate is 70.50 percent. These students were potential dropouts.

The demographics of the PAL Charter Academy mirror the District's ethnic and socio-economic make-up. However, most of the students who attend the PAL Charter Academy have had a history of poor attendance, poor behavior and low achievement. The PAL Charter Academy has been able to provide an instructional setting that connects most of these students with learning. In the last 3 years approximately 30 percent of the PAL Charter Academy high school graduates are attending college.

### **Provisions of Law**

The PAL Charter Academy, as required by element D, must establish a governance board. The PAL Charter Academy petition stated that it would establish a governing board of trustees that would consist of five individuals representing a cross section of local and regional constituents.

### **District Findings**

The PAL Center, which oversees the PAL Charter Academy, has articles of incorporation, but it does not have evidence of established board policies and procedures including Conflict of Interest Policy and the Brown Act. The PAL Charter Academy would need to provide the District with the names of the PAL Charter Academy governance board, board policies and procedures, and compliance with the Brown Act. This requirement would include the responsibilities and authorizations of the board of trustees. Establish and implement board policies covering Conflict of Interest and the Brown Act laws. Establish a calendar of board meetings and procedures to inform the public of such meetings. The board agendas would include a place for the public to speak on charter school issues.

### **Financial Stability and Accounting Principles**

Element I of the charter law states that the charter school must contain the manner in which annual, independent, financial audits shall be conducted, which shall employ generally accepted accounting principles, and the manner in which audit exceptions and deficiencies shall be resolved to the satisfaction of the chartering authority.

### **District Findings**

The District conducted an internal audit in 2005 to determine the financial viability of the PAL Charter Academy. The audit indicated that the financial stability of the PAL Charter School is declining. The PAL Center (PESI), which oversees the PAL Charter Academy, has increased their long-term debt by approximately \$150,000. The PESI CEO has provided the PAL Center personal no interest loans estimated at \$92,000. Two CPA firms that conducted annual financial audits for the PAL Center expressed concerns about federal grants that the PAL Center had acquired from the U. S. Department of Housing and Urban Development. These HUD grants require grantees to provide match for supportive services over the length of the grants. The audit reports state that the agency (PAL Center) may not meet the supportive services match requirement.

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Generally accepted accounting principles were not evident in the District's internal audit. The PAL Charter Academy funds should support only charter school operations. There is evidence that charter school funds were transferred to the PAL Center general fund account. The PAL Charter Academy reserve funds were in an incorrect account. The charter school needs to strengthen its internal controls. Currently, the executive director authorizes transfer of funds, disbursements, and bank reconciliation. The governance board should have this authority.

### **District Recommendations**

The PAL Charter Academy is a viable intervention program for at-risk youth. The following are the District recommendations.

The academic indicators show that the percent of enrolled students graduating from high school and going to college has increased each year. The PAL Charter Academy has a high enrollment of students with a history of poor attendance and behavior and poor academic performance. The school has provided an effective dropout retrieval program. It would be challenging for the PAL Charter Academy to meet API targets. It is recommended that the PAL Charter Academy declare to the State Department of Education to include the Alternative Schools Accountability Measure (ASAM) to show those results that contribute to improved school attendance and behavior and reduced dropouts.

The PAL Charter Academy must comply with element D to adhere to California Charter School law. A governance board must be established with the board's responsibilities and authorizations. The board must develop policies and procedures for the operation of the PAL Charter Academy and comply with Conflict of Interest and the Brown Act laws.

The PAL Charter Academy must comply with element I to adhere to California Charter School law. The financial stability of the PAL Charter Academy is questionable. The charter school must show financial sustainability. This would include meeting their financial obligations to pay off existing loans, eliminate the need for personal no-interest loans, reimburse the PAL Charter Academy for funds spent on paid "stipends" for other PAL Center programs, meet grant match financial requirements, and amend accounting practices. PAL Charter School funds must support only those operations of the charter school.

The District recommends the renewal of the PAL Charter Academy with the condition that the above three recommendations be defined and functional by July 1, 2006.

President Valdez opened the Public Hearing and asked if anyone wished to comment. Hearing no response, Dr. Valdez closed the Public Hearing.

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

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BE IT RESOLVED that the Board of Education approves the renewal of the PAL Charter Academy.

BE IT FURTHER RESOLVED that the Board of Education approves the renewal of the PAL Charter Academy.

## **SESSION FIVE - Administrative Presentation**

### **5.0 - Administrative Presentation**

#### **5.1 - Update on Advanced Learner and GATE Programs and Services**

Dayton Gilleland, Assistant Superintendent, Educational Services, and Sandy Simpson, Principal on Assignment, Advanced Learner Programs, presented an update on programs and changes pertaining to the District's Advanced Learner and GATE students. Dr. Gilleland discussed gains and improvements already in place (see page \_\_\_\_).

Mrs. Simpson reported that an International Baccalaureate Middle Years Program will begin at Chavez Middle School. Danny Tillman stated that he was pleased that different testing methods will be used for Accelerated Kindergarten. Mr. Tillman suggested that parents be included at the next GATE presentation so they will know the commitment is there. Lynda Savage asked that staff concentrate on GATE and Advanced Learner programs so the number of students passing AP classes can increase.

Gil Navarro, MAPA Chair, stated that there is a feeling in the community that English Learners are being denied enrollment in the GATE program. Mr. Navarro requested the number of English Learners that have participated in the program in the past five years.

## **SESSION SIX - Administrative Reports**

### **6.0 - Administrative Reports**

#### **6.1 - Acknowledge Receipt of Initial Contract Proposal From the San Bernardino Teachers Association (SBTA)**

Section 3547 of the Government Code requires that all initial proposals of exclusive representatives be presented at a public meeting of the public school employer. At that meeting, any interested parties shall have the opportunity to comment on the proposal. Now is the time for such public comment from any interested person or persons.

Article XXVIII, Section 2, of the Collective Bargaining Agreement between the District and the San Bernardino Teachers Association (SBTA), provides that after May 1, 2005, the SBTA may submit an initial proposal for renegotiation of wages plus two articles of the Collective Bargaining Agreement. On June 3, 2005, the Employee Relations Department received the

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initial proposal from SBTA to bargain over wages, Teacher Protection and Safety, and a new article relative to School Change, Improvement, Reform, Renewal, Restructuring and Quality.

A copy of this proposal has been made available for public inspection (see page \_\_\_\_).

Patty Taylor, SBTA President, stated that she would like to discuss salary and wages for teachers. The District must remain competitive.

## **SESSION SEVEN – Other Matters Brought By Citizens**

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

Patty Taylor stated that she has served as SBTA President for the past four years. Mrs. Taylor recapped some of the challenges the teachers have faced and stated the union has had an exceptional relationship with administration.

Jim Hudson, California Elementary School teacher, stated that Manual Salinas has been principal at California for 23 years and its success is because of Mrs. Salinas' tireless work, devotion, and sacrifices. Mr. Hudson asked the Board to honor Mr. Salinas by naming the Creative Arts room at California the "Manual A. Salinas Creative Arts Room." Danny Tillman asked if the Board can change the name of the school. Lynda Savage stated that she would like the Board to discuss changing the name of the school. Danny Tillman stated that this would be agendaized for a future meeting. Dr. Delgado stated that the Board decides on school names and we will have additional schools built in the future.

Gil Navarro, MAPA Chair, stated that he has been informed by teachers and parents that most of the activity money has disappeared at San Bernardino High School. MAPA is demanding a full outside audit of all accounts at San Bernardino High School. Mr. Navarro requested an answer in 10 days if the District will conduct an outside audit, or he will request an FBI audit to ensure that federal funds are not also missing. Dr. Delgado stated that the District undergoes an extensive audit annually and advised Mr. Navarro to schedule an appointment with Mohammad Islam to review the audit report.

## **SESSION EIGHT - Reports and Comments**

### **8.0 - Report by Board Members**

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

Judi Penman stated that she attended the Children's Opera performed by District elementary students and was very impressed. Marlin Brown suggested that some of the students be invited to perform at a Board meeting.

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Danny Tillman asked if the proposed high school alternative program will be implemented. Narciso Cardona stated that the Community Day School expansion has been completed. Dr. Delgado stated that Staff will bring the proposal back when the budget is finalized. Mr. Cardona stated that the school at the Boys and Girls Club will be for middle school students and we are working on a collaboration with County Schools. Dr. Delgado stated that the Board will be asked to make a decision on anything that requires funding.

Tony Dupre asked what the plans were for Curriculum Management Audit workshops since Dr. Frase recently passed away. Dr. Delgado stated that Dr. Frase wasn't planning on returning to the District because it would have been a conflict of interest. We will conduct the workshops ourselves or have someone else come in.

8.1 - Legislative Update

None.

**9.0 - Report by Superintendent and Staff Members**

Dr. Delgado announced that 1,500 additional copies of *Report to Parents* have been printed and asked Board members to tell him how many they would like. Dr. Delgado reported that he had been subpoenaed to testify at the hearing regarding San Manuel Casino's request for a liquor license. Dr. Delgado stated that he visits schools weekly and invited Board members to accompany him this school year. Dr. Delgado announced that two parades have been planned for July 4. Highland's parade begins at 9 a.m. and San Bernardino's parade begins at 10 a.m.

**SESSION NINE - Legislation and Action**

**10.0 - 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 10.16, 10.19, 10.47, and 10.48 were held for later consideration.

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

**10.1 - Approval of Minutes**

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on June 7, 2005, be approved as presented.

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10.2 - 2004-2005 Comprehensive Student Support Grant Year-End Report

BE IT RESOLVED that the Board of Education approves Cajon High School's Comprehensive Year-End Report.

BE IT FURTHER RESOLVED that Elsa Valdez, Board President, be authorized to sign all documents pertaining to the report on behalf of the Board of Education.

10.3 - 2005-2006 English Language Acquisition Program (ELAP)

BE IT RESOLVED that the Board of Education authorizes the English Learner Programs Office to submit a District Application for Funding for the 2005-2006 English Language Acquisition Program (ELAP).

BE IT ALSO RESOLVED that the Board of Education certifies that the District will meet the requirements listed above.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, and Dayton Gilleland, Assistant Superintendent, Educational Services, to sign documents related to the application and implementation of the English Language Acquisition Program.

10.4 - Acceptance of Gifts and Donations to the District

BE IT RESOLVED that the Board of Education acknowledges receipt of \$100.00, Perr and Knight; \$100.00, Daniel Arellano; Books and Artwork, Sarah Claire Smith; violin, G. Kay Boone; HP Lasers, U.S. Immigration & Customs Enforcement Asylum Office; \$267.99, Target-Take Charge of Education; \$180.00, Fletcher Jones Motor Cars; \$225.00, Edison International Employee Contributions Campaign; \$100.00, Seed Sower Ministries; \$111.30, Target -Take Charge of Education; and \$100.00, Helen Watters.

10.5 - Payment for Course of Study Activities

BE IT RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2004-05 school year and approves payment to the following:

The Ocean Adventure to present "The Australia Great White Shark Expedition" on June 27, 2005. The cost, not to exceed \$545.00, will be paid from Alessandro Elementary School Account No. 419.

The Fabulous Chinese Acrobats through the Bureau of Lectures, on July 15, 2005. The cost, not to exceed \$715.00, will be paid from Emmerton Elementary School Account No. 419.

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10.6 - 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 expert:

Son Real, a multicultural group, to conduct a musical activity at the District's annual Bilingual Preservice 2005 for teachers on June 29, 2005. The cost, not to exceed \$300.00, will be paid from English Learners Department Account No. 544.

BE IT FURTHER RESOLVED that the Board of Education ratifies payment for the following non-classified experts:

The persons listed below as officials for the middle school Basketball program scheduled from April 26, 2005, through June 2, 2005. The cost, \$30.00 per game, will be paid from Youth Services Account No. 209B.

Bland, Thedford	Chunn, William	Duarte, Dave	Enwright, Jim
Faulkner, Vince	Hamilton, Jacqueline	Hickman, Deon	Negrete, Phil
Nelson, Trayce	Poullard, Santonge	Reeves, Ken	Reyes, Ray
Roberson, Larry	Weeks, Keith	Wells, Nyla	

Andy Lerma to serve as an official for the boys and girls middle school Basketball program scheduled from April 26, 2005, to June 2, 2005. The cost, not to exceed \$30.00 per game, will be paid from Youth Services Account No. 209B.

10.7 - Donation of Various Salvaged Computer Equipment to the Community and School Alliance Foundation, a Charitable Organization

BE IT RESOLVED that the Board of Education authorizes the one-time donation to the Community and School Alliance Foundation, based on availability, of two 5400 Mac computers, per Education Code 17546(c). All items will be donated as is.

10.8 - Donation of Various Salvaged Office and Computer/Audio Visual Equipment to the God's Little Children Child Care, a Charitable Organization

BE IT RESOLVED that the Board of Education authorizes the one-time donation to the God's Little Children Child Care, based on availability, of various salvaged office and computer/audio visual equipment, per Education Code 17546(c). All items will be donated as is.

10.9 - Federal/State/Local District Budgets and Revisions

BE IT RESOLVED that the Board of Education approves the addition of \$60,000.00 in the budgeting of Principal Induction (155).

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BE IT ALSO RESOLVED that the Board of Education approves the addition of \$70,000.00 in the budgeting of National Board for Professional Teaching Standards (NBPTS) (426).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$65,601.00 in the budgeting of High Priority Schools Grant Program (474).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$30,000.00 in the budgeting of California 21<sup>st</sup> Century Community Learning Centers Technical Assistance Program (579).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$147,994.82 in the budgeting of California 21<sup>st</sup> Century Community Learning Centers Core Grant – 008 (565).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$259,812.37 in the budgeting of California 21<sup>st</sup> Century Community Learning Centers Core Grant – 152 (580).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$147,747.53 in the budgeting of California 21<sup>st</sup> Century Community Learning Centers Core Grant – 218 (581).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$45,000.00 in the budgeting of California 21<sup>st</sup> Century Community Learning Centers Core Grant – 3A (583).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$561,304.00 in the budgeting of Targeted Instructional Improvement Grant (610).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$1,178,242.00 in the budgeting of Transportation – Special Education (804).

10.10 - Cafeteria Warrant Register, Ending May 31, 2005

BE IT RESOLVED that the Cafeteria Warrant Register, ending May 31, 2005, be approved.

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

10.11 - Sale of Used District Computer Equipment and Peripherals

BE IT RESOLVED that the Board awarded Bid 09-05 to E-recycler of Paramount, CA, on May 17, 2005, to include the purchase of additional surplus computer equipment and peripherals for recycling from the District for a one-year term. During the one-year awarded term, the District will present new Board approved computer and peripheral surplus lists to the awarded bidder with option to buy using Attachment B, Price List, which states the District shall receive

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\$3.00 per monitor, \$1.25 per CPU, \$3.00 per TV, \$1.25 per printer, \$3.00 per server, \$1.50 per storage device, and \$.05 per keyboard or mouse. All prices include associated cables. Proceeds from the sale shall be deposited into the Unrestricted General Fund.

BE IT ALSO RESOLVED that in accordance with California Education Code Section 17545, the Board of Education declare the following items as surplus to District needs and unsatisfactory or no longer suitable for school use: List of Salvage Computer Equipment and Peripherals dated June 7, 2005.

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

10.12 - Special Program Expenditures

1. District Instructional Program Expenditures

BE IT RESOLVED that the Board of Education authorizes special program expenditures for the 2005-2006 school year, in accordance with the curricula of the following programs: Special Education Services Region, Gifted and Talented Education, Compensatory Education, and International Baccalaureate.

BE IT ALSO RESOLVED that, for instructional purposes, these expenditures may include admissions, food for instructional purposes only, transportation (except public transportation), lodging, registration, inservices, and workshops.

BE IT FURTHER RESOLVED that these activities be considered part of the regular course of study for the 2005-2006 school year.

2. Expenditures for Incentives and Awards for District-Sponsored Competitions

BE IT RESOLVED that the Board of Education authorizes special program expenditures for the 2005-2006 school year in accordance with the curricula of the following programs: District-sponsored competitions such as Science Fairs, Math Marathons, Challenge Bowls, Junior Olympics, etc.

BE IT FURTHER RESOLVED that, for instructional purposes, these expenditures may include incentives and awards such as plaques and trophies, the total yearly cost of which will not exceed \$5,000.00.

3. Outdoor Education Activity Expenditures

BE IT RESOLVED that the Board of Education authorizes special program expenditures, for the 2005-2006 school year, in accordance with the curricula of outdoor science education programs, including field trips.

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BE IT FURTHER RESOLVED that, for instructional purposes, these expenditures may include admissions, food, transportation (except public transportation), lodging, and registration.

4. Exemplary Employee Program

BE IT RESOLVED that the Board of Education authorizes special program expenditures for the 2005-2006 school year, in accordance with Education Code Section 35160.1.

BE IT FURTHER RESOLVED that these expenditures may include awards such as plaques.

5. Educational Incentive Program for Middle Schools

BE IT RESOLVED that the Board of Education approves expenditures for the Educational Incentive Program for the middle school team concept of \$2,500.00 for each middle school, for the 2005-2006 school year.

BE IT FURTHER RESOLVED that the following items are approved as incentives for middle school students for the 2005-2006 school year:

T-shirts	Gift Certificates	Sweatshirts	Hats
Mugs	Pizza	Buttons	Pins
Fresh Fruit	Folders	Notebooks	Snow Cones
Pencils	CDs	Certificates	Popcorn
Cotton Candy	Candy	Ice Cream/Toppings	

6. Educational Incentive Program for High Schools

BE IT RESOLVED that the Board of Education approves expenditures for the Educational Incentive Program for the high school team concept of \$2,500.00 for each high school, for the 2005-2006 school year.

BE IT FURTHER RESOLVED that the following items are approved as incentives for middle school students for the 2005-2006 school year:

Academic Letters	Gift Certificates	Sweatshirts	Certificates
Pins	Medallions	Hats	Shirts
T-Shirts	Pens	Notebooks	School Bags
Pencils	Folders	Lanyards	Buttons
Mugs	CDs	DVDs	School Apparel
Food			

7. School Police

BE IT FURTHER RESOLVED that the Board of Education authorizes expenditures for meals for the 2005-2006 school year for individual students in the custody of School Police.

BE IT FURTHER RESOLVED that these meals will be paid from the Revolving Cash Fund in an amount not to exceed \$5.00 per student, and a yearly amount not to exceed \$100.00.

10.13 - Bid No. 10-05, Re-Bid Playground Equipment and Surfacing Installation at Hillside Elementary School

BE IT RESOLVED that Bid No. 10-05, Re-Bid Playground Equipment and Surfacing Installation at Hillside Elementary School be awarded to Inland Building Companies, San Bernardino, CA, the lowest responsible bidder meeting District specifications. Restricted General Fund Account No. 270, 276, and 279 will be charged for purchases made against this bid, not to exceed \$77,452.00.

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

10.14 - Bid No. 12-05, Server Equipment and Maintenance, Information Technology Department and Various District Sites

BE IT RESOLVED that the bid received from Dell Marketing, LP, Round Rock, TX be rejected in its entirety not bid as specified.

BE IT ALSO RESOLVED that Bid 12-05, Server Equipment and Maintenance be awarded by line item and unit price as follows:

<u>BIDDER</u>	<u>TOTAL BID AWARD TAX INCLUDED</u>	<u>LINES AWARDED</u>	<u>TERMS</u>
Govplace Irvine, CA	\$166,353.07	1 through 7 and 10 through 26	1% Net 10 Net 30
Govplace Irvine, CA	\$ 59,639.63	8 and 9	1% Net 10 Net 30

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

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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 associated with this bid.

10.15 - Purchase of Real Property for the Cypress II – Highland Area Assessor Parcel No. 0195-361-01

BE IT RESOLVED that the Board of Education approves the purchase of the following real property:

Assessor Parcel No.(s):	0195-361-01
Property Address:	26799 Crest Street, Highland, CA 92404
Owner(s):	Hispano Investors, Inc.

BE IT FURTHER RESOLVED that the Board of Education designates an authorized District representative to continue with steps toward the purchase of the below listed property to include, but not limited to, the following: negotiate details of a purchase agreement and escrow instructions with the owner, open escrow and amend escrow instructions, sign the District order for the required deposit, obtain legal counsel on the escrow instructions, and sign all necessary documents on behalf of the Board of Education.

Assessor Parcel No.(s):	0195-361-01
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10.17 - Facilities Use Agreement with Our Lady of Guadalupe Church for the San Bernardino Adult School to Deliver Instruction in English as a Second Language, Citizenship, and Parent Education

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with Our Lady of Guadalupe Church, to deliver instruction in English as a Second Language, Citizenship, and Parent Education to course enrollees, effective July 1, 2005, through June 30, 2006. The cost, not to exceed \$5,000.00, will be paid from Adult Education Fund 11.

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

10.18 - Facilities Rental Agreement with The Centre at Highland for Facilities for San Bernardino Adult School's GED Test Preparation, Adult Basic Education, and ESL

BE IT RESOLVED that the Board of Education authorizes San Bernardino Adult School to enter into a facilities rental agreement with The Centre at Highland, for GED Test Preparation, Adult Basic Education, and ESL, effective July 5, 2005, through June 30, 2007. No costs are associated with this agreement.

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

10.20 - Facilities Use Agreement with Holy Rosary Academy for AB 466 Training

BE IT RESOLVED that the Board of Education approves entering into a Facilities Use Agreement with Holy Rosary Academy to provide facilities for AB 466 Training. AB 466 Training will be conducted June 23, 24, 27, and 28, 2005, at the Holy Rosary Academy school site at a cost, not to exceed \$2,000.00, to be paid from Restricted General Fund - Title II Educational Services Program Account No. 538.

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

10.21 - Theater Rental Agreement with Sturges Center for the Fine Arts Auditorium for Belvedere Elementary School's Spring Choral Program

BE IT RESOLVED that the Board of Education ratifies entering into a theater rental agreement with the Sturges Center for the Fine Arts Auditorium, for Belvedere Elementary School's Spring Choral Program on June 16, 2005. The cost, not to exceed \$225.00, will be paid from Student Council Funds.

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

10.22 - Theater Rental Agreement with Sturges Center for the Fine Arts Auditorium for Lytle Creek Elementary School's Fifth Grade Promotion Ceremony

BE IT RESOLVED that the Board of Education authorizes Lytle Creek Elementary School to enter into a theater rental agreement with the Sturges Center for the Fine Arts Auditorium, for its Fifth Grade Promotion Ceremony on June 24, 2005. The cost, not to exceed \$175.00, will be paid from Lytle Creek Elementary Associated Student Body Funds.

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

10.23 - Affiliation Agreement with Hairmasters University to Provide Cosmetology Instruction and Training for the Adult School Education Program

BE IT RESOLVED that the Board of Education approves entering into an affiliation agreement with Hairmasters University, San Bernardino, CA, effective July 1, 2005, through June 30, 2006, to provide cosmetology instruction and training for students enrolled in the Adult School's program. The fee, not to exceed \$77,000.00, payable at the rate of \$2.00 per hour, shall be paid from Unrestricted General Fund - Adult School, Account No. 130.

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

10.24 - Affiliation Agreement with Laidlaw Transit, Inc., for Bus Driver Training Classes

BE IT RESOLVED that the Board of Education approves renewing the affiliate agreement for bus driver training classes with Laidlaw Transit, Inc., Riverside, CA, for Adult School students enrolled in the program, effective July 1, 2005, through June 30, 2006. The cost, not to exceed \$10,100.00, will be paid from Unrestricted General Fund—Adult Education, Account No. 130.

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

10.25 - Affiliation Agreement with Marinello Schools of Beauty to Provide Cosmetology Instruction and Education for the Adult School

BE IT RESOLVED that the Board of Education approves renewing an affiliation agreement with Marinello Schools of Beauty, San Bernardino, CA, effective July 1, 2005, through June 30, 2006, to provide cosmetology instruction and training for students enrolled in the Adult School program. The fee, not to exceed \$4,000.00, shall be \$2.00 per student hour of instruction, and will be paid from Unrestricted General Fund—Adult Education, Account No. 130.

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

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

BE IT RESOLVED that the Board of Education approves entering into an affiliation agreement with Rosston Schools of Hair Design, San Bernardino, CA, effective July 1, 2005, through June 30, 2006, to provide barber apprenticeship instruction and training for students enrolled in the Adult School's program. The cost for services, not to exceed \$10,200.00, payable at the rate of \$150.00 per four-hour class session, will be paid from Unrestricted General Fund - Adult School, Account No. 130.

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

10.27 - Consulting 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 entering into an agreement with Life Long Learning & Associates, Blue Jay, CA, effective July 1, 2005, through June 30, 2006, to provide a reporting system to track Urbita Elementary School student progress toward content standards by using assessments. The fee, not to exceed \$24,000.00, will be paid from Restricted General Fund—School Based Coordinated Program, Account No. 419.

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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.

10.28 - Agreement with Education Station – A Sylvan Partnership, Also Known as Catapult Learning LLC to Provide Summer Intervention Supplementary Educational Services to District Students

BE IT RESOLVED that the Board of Education approves entering into an agreement with Education Station – A Sylvan Partnership, also known as Catapult Learning LLC., Baltimore, MD, with a local center at San Bernardino, CA, to provide summer intervention supplementary educational services to District students, effective July 1, 2005, through July 30, 2005. Education Station is a State-approved provider and rates per student are stipulated by the State. Education Station will provide these services during after-school tutoring to students from identified program improvement schools. The services will enable the students to attain their academic goals during the summer break. The cost of services, not to exceed \$499,968.00, payable at \$1,302.00 per student, will be paid from Restricted General Fund, No Child Left Behind (NCLB) Title I Program Improvement 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.

10.29 - Agreement with GovPlace to Provide On-Site Installation of Software and Training to District Staff

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with GovPlace, Irvine, CA, to provide on-site installation of software and training to District staff, effective June 8, 2005, through June 30, 2006. GovPlace engineers will install software on main servers and ensure that backup strategy is correctly implemented. The engineers will also provide training to District backup administrators to ensure that they have proper knowledge to operate the backup systems. The cost for services, not to exceed \$3,000.00, will be paid from Unrestricted General Fund – Data Processing Networking, Account No. 193.

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

10.30 - Agreement with Kim Thoman Doing Business as Professional Development Exchange to Provide Staff Development Workshops on Differentiated Instruction to District Teachers

BE IT RESOLVED that the Board of Education approves entering into an agreement with Kim Thoman, doing business as Professional Development Exchange, El Segundo, CA, to provide staff development workshops on differentiated instruction to District teachers, effective July 1, 2005, through June 30, 2006. The cost for services, not to exceed \$16,000.00, paid in increments of \$4,000.00 for each two days of staff development (total of eight days), will be paid from Restricted General Fund – Gifted and Talented Education, Account No. 430.

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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.

10.31 - Agreement with San Bernardino County to Provide Screening, Diagnosis, and Treatment to Eligible Medi-Cal Recipients

BE IT RESOLVED that the Board of Education approves entering into an agreement with the San Bernardino Department of Behavioral Health to provide early and periodic screening, diagnosis, and treatment to eligible Medi-Cal recipients ages 0-21 years, effective July 1, 2005, through June 30, 2006. There is no cost to the District.

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

10.32 - Agreement with San Bernardino Community College District to Provide Cisco Sponsored Curriculum Academy Program at Arroyo Valley High School

BE IT RESOLVED that the Board of Education approves renewing the agreement with the San Bernardino Community College District, San Bernardino, CA, through its Crafton Hills College campus, Yucaipa, CA, to provide the Cisco Sponsored Curriculum Academy Program at Arroyo Valley High School, effective July 1, 2005, through June 30, 2006. 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 cost, not to exceed \$2,500.00, will be paid from 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.

10.33 - Agreement with San Bernardino Community College District to Provide Cisco Sponsored Curriculum Academy Program at Cajon High School

BE IT RESOLVED that the Board of Education approves renewing the agreement with San Bernardino Community College District, San Bernardino, CA, through its Crafton Hills College campus, Yucaipa, CA, to provide the Cisco Sponsored Curriculum Academy Program, effective July 1, 2005, through June 30, 2006, at Cajon High School. 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, not to exceed \$2,000.00, will be paid from 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.

10.34 - Agreement with San Bernardino Community College District to Provide Cisco Sponsored Curriculum Academy Program at San Bernardino High School

BE IT RESOLVED that the Board of Education approves renewing the agreement with San Bernardino Community College District, San Bernardino, CA, through its Crafton Hills College campus, Yucaipa, CA, to provide the Cisco Sponsored Curriculum Academy Program, effective July 1, 2005, through June 30, 2006, at San Bernardino High School. 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, not to exceed \$2,000.00, will be paid from 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.

10.35 - Agreement with San Bernardino Community College District to Provide Cisco Sponsored Curriculum Academy Program at San Gorgonio High School

BE IT RESOLVED that the Board of Education approves renewing the agreement with San Bernardino Community College District, San Bernardino, CA, through its Crafton Hills College campus, Yucaipa, CA, to provide the Cisco Sponsored Curriculum Academy Program, effective July 1, 2005, through June 30, 2006, at San Gorgonio High School. 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 cost, not to exceed \$2,500.00, will be paid from 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.

10.36 - Agreement with Sonitrol of San Bernardino, to Monitor the Alarm System at Middle College High School

BE IT RESOLVED that the Board of Education approves renewing an agreement with Sonitrol of San Bernardino, Dallas, TX, to monitor the alarm system at Middle College High School, effective July 1, 2005, through June 30, 2006. The cost, not to exceed \$996.00, will be paid from Unrestricted General Fund—Middle College High School, Account No. 051.

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

10.37 - Agreement with Orange County Teachers Federal Credit Union (OCTFCU) and the National Benefit Services (NBS) to Third Party Administrative Services for the District's Tax Shelter Annuity (TSA) Plan

BE IT RESOLVED that the Board of Education approves entering into an agreement with Orange County Teachers Federal Credit Union (OCTFCU) and the National Benefit Services (NBS) to provide administrative services for the District Tax Shelter Annuity Plan, effective June 22, 2005, through June 30, 2008. OCTFCU and NBS are replacing the defunct National Employee Benefit Services, Inc., (NEBS) for the District's TSA Plan. The National Benefit Services will act as the third party administrator of the TSA Plan in accordance with the Internal Revenue Code, Section 403(b). NBS will create and maintain a non-specific provider TSA Plan that meets operational, compliance, and administrative guidelines. OCTFCU will assist participants regarding their rights, benefits, or any elections under the Provider's plans. OCTFCU, among other duties, will facilitate the collection of Provider Agreements and act as the District's Liaison to answer questions and inquires from the Providers. There is no cost to the District.

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

10.38 - Agreement with Vision Works Graphics to Create Murals at Martin Luther King, Jr. Middle School

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Vision Works Graphics, San Bernardino, CA, to provide ten 3' x 5' two or three-color murals for the school, effective June 8, 2005, through June 30, 2005. The fee, not to exceed \$3,700.00, will be paid from Restricted General Fund – Immediate Intervention/Under Performing School, Account No. 474.

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

10.39 - Amendment to Agreement with Bernards Brothers Construction Management in Connection with Construction of Roger Anton Elementary School

BE IT RESOLVED that the Board of Education approves an amendment to the construction management agreement dated May 21, 2003, between the District and Bernards Brothers, providing compensation for a Sixty-Day Supervision Time Extension resulting from the discovery of unforeseeable site conditions and delays caused by outside governmental agencies. The cost of the amendment, \$64,359.58, will be funded from Building Fund 21, Account Anton.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign said amendment to the agreement and to incur reasonable costs, if any, associated therewith.

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10.40 - Amendment to Agreement with Bernards Brothers Construction Management in Connection with Construction of Juanita Blakely Jones Elementary School

BE IT RESOLVED that the Board of Education approves an amendment to the construction management agreement dated May 21, 2003, between the District and Bernards Brothers, providing compensation for an extension of time resulting from delays caused by the Department of Toxic Substances Control. The cost of the amendment, \$99,339.58, will be paid from Building Fund 21 and/or School Facilities Fund 35, Account Jones.

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

10.41 - Amendment No. 1 to the Agreement with Debra Mason to Provide Art Instruction Services for the Creative Before and After-School Program for Success (CAPS) Program at Various School Sites

BE IT RESOLVED that the Board of Education approves amending the agreement with Debra Mason, Highland, CA, to provide art instruction to District students within the CAPS Program at various school sites. Amendment No. 1 will extend the term of the agreement from June 17, 2005, to a new revised term of June 30, 2005, and will provide an additional funding of \$1,000.00, for an aggregate total of \$15,250.00. The additional cost will be paid from Restricted General Fund – Sunrise – Healthy Start: After School Learning, Account No. 472.

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

10.42 - Amendment No. 1 to the Agreement with Denise Mason to Provide Art Instruction Services for the Creative Before and After-School Program for Success (CAPS) Program at Various School Sites

BE IT RESOLVED that the Board of Education approves amending the agreement with Denise Mason, Calimesa, CA, to provide art instructions to Districts students within the CAPS Program at various school sites. Amendment No. 1 will extend the term of the Agreement from June 17, 2005, to a new revised term of June 30, 2005, and will provide an additional funding of \$1,350.00, for an aggregate total of \$15,600.00. The additional cost will be paid from Restricted General Fund – Sunrise – Healthy Start: After School Learning, Account No. 472.

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

10.43 - Amendment No. 1 to the Agreement with San Bernardino County Superintendent of Schools for Participation in the Smaller Learning Communities Grant at Pacific High School

BE IT RESOLVED that the Board of Education approves amending the agreement with San Bernardino County Superintendent of Schools (SBCSS) for participation in the smaller learning communities grant, effective July 1, 2004, through June 10, 2007. This amendment will provide initial and first funding amount of \$220,419.00 for the implementation phase of the grant. This amount represents the total allocation for the three-year grant and should be expended on goods and services before the expiration of the term. The entire grant allocation will be deposited into Restricted General Fund - Smaller Learning Communities Grant, Account No. 375. All other terms and conditions shall 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.

10.44 - Amendment No. 1 to the Facilities Use Agreement with Our Lady of the Rosary Cathedral for the New Teacher Academy and AB 466 Training

BE IT RESOLVED that the Board of Education approves amending the Facilities Use Agreement with Our Lady of the Rosary Cathedral to provide facilities for the New Teacher Academy and AB 466 Training. The New Teacher Academy and AB 466 Training will be conducted June 21 – June 28, 2005 at the church site. The cost, not to exceed \$5,000.00, will be paid from Restricted General Fund - Title II Educational Services Program Account No. 538.

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

10.45 - Amendment No. 2 to the Agreement with Betty Dean Anderson for Consultant Services for the Youth Services Department

BE IT RESOLVED that the Board of Education approves amending the agreement with Betty Dean Anderson, San Bernardino, CA, for consulting services for the Youth Services Department, effective September 1, 2004, through June 30, 2005. Due to a vacancy on the Administrative Hearing Panel as well as unforeseen illnesses, Mrs. Anderson has had to increase her services to accommodate the gap for the District. Amendment No. 2 will increase her services and cost of services by an additional \$3,000.00 for a new aggregate total of \$21,000.00. The cost of services will be paid from Unrestricted General Fund - Youth Services, Account No. 060.

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

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10.46 - Renewal of Agreement with LifeSigns, Inc., to Provide Interpreter Services to Deaf/Hearing Impaired Individuals

BE IT RESOLVED that the Board of Education approves renewing the agreement with LifeSigns, Inc., Los Angeles, CA, to provide interpreter services for deaf/hearing impaired individuals in the District, effective July 1, 2005, through June 30, 2006. The cost of services, not to exceed \$16,500.00, and paid at the rate of \$55.00 per hour for regular interpreter's services, and \$70.00 per hour for emergency and after-hours interpreter's services, will be paid as follows: \$16,000.00 for services coordinated by the Affirmative Action Office, from Unrestricted General Fund—ADA Equipment & Section 504, Account No. 175; and \$500.00 for services coordinated by the Communicatively Handicapped Office, from Restricted General Fund—Special Education Central, Account No. 827.

10.49 - Amendment No. 3 to the Agreement to Provide Consultant Services with YMCA of the East Valley

BE IT RESOLVED that the Board of Education approves amending the agreement for consultant services with YMCA of the East Valley, San Bernardino, CA, effective July 1, 2004, through June 30, 2005, for supervised recreation for the before and after-school programs. Amendment No. 3 will add an additional \$50,000.00, for a new total not to exceed \$397,813.64, and will be paid from Restricted General Fund Sunrise—Healthy Start: After School Learning, Account No. 472. All other terms and conditions 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.

10.50 - Amendment No. 17 to the Transportation Agreement with Laidlaw Transit, Incorporated

BE IT RESOLVED that the Board of Education approves amending the agreement with Laidlaw Transit, Incorporated, San Bernardino, CA, to provide student transportation services to District students. Amendment No. 17 will extend the term of the agreement from June 30, 2005, to a new revised date of June 30, 2006. In addition, the annual cost increase based on the Consumer Price Index – Urban Consumers Section for the Los Angeles, Anaheim, and Riverside areas shall be revised to an increase of 4.0 percent for July 1, 2005, through June 30, 2006. All other terms and conditions shall 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.

10.51 - Renewal of the Agreement with Agape Christian Ministry to Provide After-School Homework Assistance to District Students

BE IT RESOLVED that the Board of Education approves renewing the agreement with Agape Christian Ministry, San Bernardino, CA, to provide after-school homework assistance to District

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students within the surrounding neighborhood, effective July 1, 2005, through June 30, 2006. The center will provide a positive learning environment to encourage students to learn and reinforce their educational skills and strategies. There is no cost for this service.

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

10.52 - Renewal of the Agreement with California Financial Services (CFS) for Assistance with State School Facility Planning Program

BE IT RESOLVED that the Board of Education approves renewing the agreement with California Financial Services (CFS), Mission Viejo, CA, for assistance with State School Facility Planning Program, effective July 1, 2005, through June 30, 2006. CFS will assist the District in certain specialized State revenue generation and recovery services and related facility planning services, including collaborating with the Office of Public School Construction (OPSC), Financing, Financial Advisory Services, Contract Negotiations (Construction and Land Acquisition), and a review of operational programs and procedures. The services will also include specialized State close-out audit review, specialized State Revenue Generation and Recovery Services, Specialized State Planning Services and Specialized Facility Planning Services. CFS will provide their services on a sliding scale fee schedule based on all State School Facility Program (SFP) grant funding approved by the State for the District in excess of its current grant unit eligibility generated as a result of CFS' efforts. The cost of services shall be paid from Restricted Building Program Funds 21, 25, 35, and 40.

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

10.53 - Renewal of the Agreement with California Financial Services (CFS) Acting as Consultants on the Specialized Financial Planning and Ongoing Administration/Remarketing Services Program for the District

BE IT RESOLVED that the Board of Education approves renewing the agreement with California Financial Services (CFS), Mission Viejo, CA, to act as consultants, financial advisor, and program administrator of the Specialized Financial Planning and Ongoing Administration/Remarketing Services for the District, effective July 1, 2005, through June 30, 2006. CFS will develop and implement a comprehensive long-term implementation and funding plan to fund improvements to existing school facilities that require modernization; construction of additional facilities to accommodate future growth based on health and safety and other program requirements needed for the projected student enrollment identified under the District Facilities Master Plan; and also to fund equipment acquisitions and technology systems, including related software systems. CFS will continue to provide their services on a sliding scale fee schedule based on the amount of additional state funding approved due to their recommendations, negotiations, and strategies. The cost of services shall be paid from Restricted Building Program Funds 21, 25, 35, and 40.

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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.

10.54 - Renewal of the Agreement for Consultant Services with Cheryl Syphus to Provide Curriculum Calibration Assistance to Staff at Cajon High School

BE IT RESOLVED that the Board of Education approves entering into a consultant agreement with Cheryl Syphus, Highland, CA to provide curriculum calibration assistance to staff at Cajon High School, effective August 30, 2005, through June 30, 2006. Ms. Syphus will work with new teachers to assist them with classroom management strategies, particularly in creating the proper atmosphere by setting a tone that promotes learning. The cost, not to exceed \$15,000.00, will be paid from Restricted General Fund – Ninth Grade Objective, Account No. 129.

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

10.55 - Renewal of the Agreement with the City of Highland (YMCA) for Joint Sponsorship and Use of Facilities for a Cooperative After-School Program

BE IT RESOLVED that the Board of Education approves renewing the agreement with the City of Highland (YMCA), Highland, CA, for joint sponsorship and use of facilities for a cooperative after-school child care program, effective July 1, 2005, through June 30, 2006. The City of Highland (YMCA) will use the cafeteria facilities at Warm Springs and Cypress Elementary Schools for a cooperative after-school child care program. The cost for services, not to exceed \$10,000.00, payable at the rate of \$833.33 per month, will be paid from Unrestricted General Fund – Student Services, Account No. 136.

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

10.56 - Renewal of the Agreement with the College Board to Provide Early Participation Program Testing Services for the District

BE IT RESOLVED that the Board of Education approves renewing the agreement with the College Board, New York, NY, to provide early participation program testing services to selected pre-juniors, effective August 1, 2005, through June 30, 2006. The testing is primarily for eighth and tenth graders, plus follow-up workshop for counselors and teachers as part of the Preliminary Scholastic Aptitude Test/National Merit Scholarship Qualifying Test (PSAT/NMSQT). The total cost for services, not to exceed \$69,390.00, will be paid from Restricted General Fund - Advanced Placement Fee Payment Program/Incentive, Account No. 546.

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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.

10.57 - Renewal of the Service Agreement with California School Boards Association, District Services Corporation for the 3E's HazMat Communications Program

BE IT RESOLVED that the Board of Education approves entering into a service agreement with California School Boards Association, District Services Corporation (CSBADSC), West Sacramento, CA, to continue enrollment in the 3E's HazMat Communications Program, effective July 1, 2005, through June 30, 2008. CSBADSC in partnership with 3E will supply Material Safety Data Sheets (MSDS) and poison control and spill information hotlines to the District. The MSDS contains information regarding all hazardous materials at worksites for emergency information, safety compliance inspections, or simply for information. Services will be provided to all District school sites and administrative sites. The cost for services, not to exceed \$4,200.00 per year, will be paid from Unrestricted General Fund – Risk Management/Safety/Disaster, Account No. 162.

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

10.58 - Renewal of the Agreement with California School Management Group (CSMG) to Provide Consulting Services for the E-rate Program to the District

BE IT RESOLVED that the Board of Education approves renewing the agreement with California School Management Group, formerly known as Axiom Consultants, Rancho Cucamonga, CA to provide E-rate consulting services to the District, effective July 1, 2005, through June 30, 2006. The services will include E-rate year 9 knowledge assistance and provide the District with cost-effective telecommunications and internal connections applications of the Federal Communications Commission (FCC) E-rate filings. The cost for services, not to exceed \$40,000.00, will be paid from Unrestricted General Fund – E-Rate/Phone/Tech, Account No. 172.

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

10.59 - Renewal of the Consultant Agreement with Cynthia Nelson to Provide District and Homeless Liaison Services

BE IT RESOLVED that the Board of Education approves renewing the agreement with Cynthia Nelson, Colton, CA, to provide consultant services for the homeless liaison services, effective July 1, 2005, through June 30, 2006. Ms. Nelson will work closely with appropriate school personnel at District school sites, and with community-based agencies, parents, students, community members, and other personnel in providing liaison outreach services to address the educational and social needs of homeless students. The cost for services, not to exceed

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\$37,240.00, will be paid from Restricted General Fund – Education for Homeless Children and Youth, Account No. 586.

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

10.60 - Renewal of the Agreement with Faculty, Physicians and Surgeons of Loma Linda University School of Medicine for Marti Baum, M.D., to Provide Physician Consultant Services to Health Services Staff

BE IT RESOLVED that the Board of Education approves renewing the agreement with Faculty, Physicians and Surgeons of Loma Linda University School of Medicine for Marti Baum, M.D., to provide physician consultant services to health services staff, effective July 1, 2005, through June 30, 2006. Dr. Baum will provide consultation services for health services nursing staff, as well as health education, counseling and assistance, and referrals for District students and parents. Dr. Baum will also provide biannual in-service training to the nursing staff, and furnish written protocols for standardized care. The cost, not to exceed \$12,000.00, will be paid from Unrestricted General Fund - Health Services, Account No. 063.

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

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

BE IT RESOLVED that the Board of Education approves renewing the agreement with Fox Occupational Medical Services, San Bernardino, CA, to perform non-workers' compensation medical services, including laboratory services, on an as-needed basis, effective July 1, 2005, through June 30, 2006. Fox Occupational Medical Center will perform various employee medical tests as well as pre-employment tests, such as drug testing, breath alcohol testing, tuberculosis skin tests, and chest x-rays. Education Code Section 49406 requires that District employees be periodically screened for tuberculosis at District expense. The cost for services, not to exceed \$63,000.00, will be paid from Unrestricted General Fund – Non-Industrial Medical (Risk Management), Account No. 084.

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

10.62 - Renewal of the Agreement with Gil Huerta to Provide Parent Training to Parents of District Students that Exhibit Continuous Behavior Problems

BE IT RESOLVED that the Board of Education approves entering into an agreement with Gil Huerta, Colton, CA, to provide parent training classes to parents of middle school and ninth grade students that are exhibiting continuous behavior problems in school and at home, effective

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August 1, 2005, through June 30, 2006. The Youth Services Department will refer parents to the program. The fee, not to exceed \$9,000.00, will be paid at the rate of \$818.18 per month, and will be paid from Unrestricted General Fund - Student Services, Account No. 069.

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

10.63 - Renewal of the Agreement with Loma Linda University Medical Center Medical Students to Provide Mentoring Services to District Students

BE IT RESOLVED that the Board of Education approves renewing the agreement with Loma Linda University (LLU) Medical Center, Loma Linda, CA, to provide mentoring services to District students, effective July 1, 2005, through June 30, 2006. LLU medical students will provide homework help, tutorial assistance, and mentoring to District students that reside in the Norton AFB neighborhoods. The schools are San Gorgonio and Pacific High Schools; Monterey, Cypress, and Bonnie Oehl Elementary Schools; and Curtis and Serrano Middle Schools. The mentoring services will serve as a deterrent to juvenile crime, gangs, and other delinquent, negative behavior. There is no cost to the District.

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

10.64 - Renewal of the Agreement with Perr and Knight, Incorporated to Provide Actuarial Study of the District's Workers' Compensation Reserves

BE IT RESOLVED that the Board of Education approves renewing the agreement with Perr and Knight, Incorporated, Pacific Palisades, CA to provide actuarial study of the District's Workers' Compensation reserves, effective July 1, 2005, through June 30, 2006. Perr and Knight, Inc., will provide an independent opinion of the District's self-insured liabilities, in compliance with the requirements of California Education Code, Section 42141, and Government Accounting Standards Board Statement No. 10. Perr and Knight, Inc., will also project ultimate self-insured incurred claim and claim expense of costs for the upcoming fiscal year ending in June 30, 2006, and document and report the basis of these estimates and projects in a written report. The cost of services, not to exceed \$4,250.00, will be paid from Unrestricted General Fund - Workers' Compensation, Account No. 00D.

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

10.65 - Renewal of the Agreement with Riverside County Office of Education for Participation in the Intern Buddy Teacher Program

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Riverside County Office of Education (RCOE) as the lead educational agency for the intern

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buddy teacher program for the Riverside County Office of Education and California State University San Bernardino Intern Program (RCOE/CSUSB), effective July 1, 2004, through June 30, 2005. The District's funding is based on the number of fully eligible interns funded by the California Commission on Teacher Credentialing (CCTC). The District will be reimbursed at the rate of \$680.00 per participating teacher with a total of 75 participating teachers for an aggregate total of \$51,000.00. The stipends are for substitute coverage (one day per intern and one day per buddy) and \$500.00 for the buddy teacher. All costs and reimbursements will be charged and credited to Restricted General Fund - Title II Educational Services, Account No. 538.

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

10.66 - Renewal of the Agreement with Riverside County Office of Education to Participate in the Riverside/Inyo/Mono/San Bernardino Counties (RIMS) Pre-Intern Program

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Riverside County Office of Education (RCOE) to participate in the RIMS Pre-Intern Program, effective July 1, 2004, through June 30, 2005. RCOE agrees to pay \$680.00 per each District participating teacher for a total of 17 teachers and for participation in the RIMS Pre-Intern program. The total reimbursable amount is \$11,560.00. All costs and reimbursements will be charged and credited to Restricted General Fund - Title II Educational Services Account No. 538.

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

10.67 - Renewal of Agreement with Rolling Start, Inc., to Provide Interpreter Services to Deaf/Hearing Impaired Individuals

BE IT RESOLVED that the Board of Education approves renewing the agreement with Rolling Start, Inc., San Bernardino, CA, to provide interpreter services for deaf/hearing impaired individuals in the District, effective July 1, 2005, through June 30, 2006. The cost of services, not to exceed \$16,500.00, and paid at the rate of \$40.00 per hour for regular interpreter's services, and \$50.00 per hour for emergency and after-hours interpreter's services, will be paid as follows: \$16,000.00 for services coordinated by the Affirmative Action Office, from Unrestricted General Fund—ADA Equipment & Section 504, Account No.175; and \$500.00 for services coordinated by the Communicatively Handicapped Office, from Restricted General Fund—Special Education Central, Account No. 827.

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

10.68 - Renewal of the Agreement with San Diego Superintendent of Schools to Provide AB 466 Language Arts Instructional Program to District Teachers

BE IT RESOLVED that the Board of Education approves renewing the agreement with San Diego County of Education (SDCOE) to provide AB 466 State approved, professional development institute, effective June 27, 2005, through May 1, 2006. SDCOE is a State board approved provider for AB 466 Language Arts Instructional Program. This training will prepare teachers on Prentice Hall curriculum especially for teachers in sixth through twelfth grade. The District, as one of the regional institute, will require complete attendance, including independent study assignments. SDCOE will provide the structure and procedure for documentation. The cost for services, calculated at \$800.00 per participant (including \$50.00 for any additional make-up days) for up to 45 participants with an aggregate amount not to exceed \$36,000.00, will be paid from Restricted General Fund - Title II Secondary Math/Science, Account No. 541.

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

10.69 - Renewal of the Agreement with San Bernardino County Superintendent of Schools for Participation in Community Day School Program

BE IT RESOLVED that the Board of Education approves renewing the agreement with San Bernardino County Superintendent of Schools (SBCSS) for participation in the Community Day School Program, effective July 1, 2005, through June 30, 2006. In accordance with the provisions of Education Code Sections 48660 et seq, the District provides Community Day School Program to Grades 1–12 and SBCSS manages the operation of the program. SBCSS will administer and coordinate the activities of the program, including employing the staff, providing instructional program for not less than 180 days but not more than 210 days, student enrollment and attendance report, in-service training to staff, compliance with the legal and fiscal requirement for the program, and other related services. The cost for services is based on the current projections for program expenditures versus revenues generated at the 16 Average Daily Attendance (ADA) per class level. Any deficit cost will be “bill-back” to the District.

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

10.70 - Renewal of the Use of Facilities Agreement with Stater Brothers Markets to Conduct Adult School Apprentice Meat Cutting Classes

BE IT RESOLVED that the Board of Education approves renewing a use of facilities agreement with Stater Brothers Markets, Bloomington, CA, to allow the Adult School to conduct Apprentice Meat Cutting classes at its facilities, effective July 1, 2005, through June 30, 2006. There is no cost to the District.

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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.

10.71 - Renewal of the Agreement with Dr. Stuart Sumida for Participation in the Prime Time Program to Provide After-School Counseling Services to District Students

BE IT RESOLVED that the Board of Education approves renewing the agreement with Dr. Stuart Sumida, San Bernardino, CA, for participation in the Prime Time Program to provide after-school counseling services to District students, effective August 29, 2005, through June 14, 2006. The fee, not to exceed \$1,800.00, will be paid from Restricted General Fund—21<sup>st</sup> Century Community Learning Center, Account No. 563.

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

10.72 - Renewal of the Agreement with The Counseling Team International to Provide the Employee Assistance Program Counseling and Psychological Testing for Pre-Hire Applicant Assessment Testing Services

BE IT RESOLVED that the Board of Education approves the renewal of the agreement with the Counseling Team International, San Bernardino, CA, to provide the Employee Assistance Program (EAP) counseling and psychological testing for pre-hire applicant assessment testing services, effective July 1, 2005, through June 30, 2006. The Counseling Team has continuously provided similar services to the District since the EAP was implemented on April 1, 1985. The EAP provides employee assistance in the areas of counseling and psychological testing. In addition, The Counseling Team will conduct pre-hire applicant psychological testing as requested. The cost for service, not to exceed \$75,000.00, will be paid from Unrestricted General Fund – Risk Management, Account No. 256.

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

10.73 - Renewal of the Agreement with Tyrone Montgomery to Provide Ombudsman Services

BE IT RESOLVED that the Board of Education approves renewing the agreement with Tyrone Montgomery, Fontana, CA, to provide ombudsman services, effective July 1, 2005, through June 30, 2006. Tyrone Montgomery will provide ombudsman tasks that will promote safe schools, violence prevention, and intervention services; work with the District parent center to link parents of at-risk students with District support services; and speak at secondary school assemblies and classrooms. He will also serve as a student advocate. The cost, not to exceed \$48,000.00, will be paid from Unrestricted General Fund – Student Services, Account No. 069.

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

10.74 - Renewal of the Agreement with Valley Oak Systems, Incorporated to Provide VOS Portal Claims Management Systems for the District

BE IT RESOLVED that the Board of Education approves renewing the agreement with Valley Oak Systems, Incorporated, San Ramon, CA, to provide VOS Portal Claims Management Systems for the District's Workers' Compensation Program, effective July 1, 2005, through June 30, 2006. The VOS Management Systems include the Bank Positive Pay, workers' compensation, document imaging and software support. Valley Oak Systems will provide the software maintenance and technical support necessary to remedy any operational difficulties. The cost of services, not to exceed \$35,000.00, will be paid from Workers' Compensation Fund, Account No. 00D.

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

10.75 - Renewal of the Agreement for Consultant Services with YMCA of the East Valley

BE IT RESOLVED that the Board of Education approves renewing the agreement for consultant services with YMCA of the East Valley, effective July 1, 2005, through June 30, 2006. The fee, not to exceed \$454,555.50, will be paid as follows: (1) Restricted General Fund—Before/After School Learning #2, Account No. 458, \$9,750.00 for Lytle Creek School; (2) Restricted General Fund Sunrise-Healthy Start: After School Learning #2, Account No. 472, \$159,400.00 for Alessandro, Curtis, Cypress, Kimbark, Urbita, Warm Springs, Roberts and Vermont Schools; (3) Restricted General Fund—Before/After School Learning #3, Account No. 478, \$14,515.00 for Richardson School; (4) Restricted General Fund—No Child Left Behind (NCLB) Creative Before/After School Programs for Success (CAPS) 21<sup>st</sup> Century Community Learning Center (CCLC)-218 CORE, \$67,310.00 for Barton, Muscoy, Palm and Urbita Schools; (5) Restricted General Fund—NCLB CAPS CCLC-152, Account No. 580, \$103,722.00 for Davidson and Hunt Schools; (6) Restricted General Fund NCLB CAPS-CCLC-218 CORE, Account No. 581, \$67,310.00 for Barton, Muscoy, Palm and Urbita Schools; (7) Restricted General Fund—NCLB CAPS CCLC CORE 3A, Account No. 583, \$58,858.50 for Lytle Creek, Bonnie Oehl, Cypress and Arrowview Schools; and (8) Restricted General Fund—NCLB CAPS CCLC CORE 3B, Account No. 584, \$17,000.00 for Richardson School.

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

10.76 - Renewal of the Agreement with California State University, San Bernardino, to Participate in a Federal Work-Study Program for Tutors

BE IT RESOLVED that the Board of Education approves the renewal of the agreement with California State University, San Bernardino, (CSUSB), which allows the District to participate in a Federal Work-Study Program for tutors, effective July 1, 2005, through June 30, 2006. The cost, not to exceed 25 percent of the students' salary, plus a standard 10 percent administrative

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surcharge, with a maximum cost not to exceed \$3,000.00, will be paid from Restricted General Fund Adult Education and Family Literacy Act, Account No. 118.

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

10.77 - Renewal of the Agreement with the City of San Bernardino Parks, Recreation and Community Services to Provide Services for the Creative Before and After School Program for Success (CAPS)

BE IT RESOLVED that the Board of Education approves renewing the agreement with the City of San Bernardino Parks, Recreation and Community Services to provide services for the CAPS program, effective July 1, 2005, through June 30, 2006. The fee, not to exceed \$401,109.00, shall be paid as follows: (1) Restricted General Fund—Before/After School Learning #2, Account No. 458, \$260,915.00 for Arrowhead, Barton, Burbank, Fairfax, Hillside, Inghram, Lincoln, Monterey, Mt. Vernon, Roosevelt, Newmark and Wilson Elementary Schools; (2) Restricted General Fund—After School Education and Safety Program, Account No. 477, \$33,600.00 for Riley and Muscoy Elementary Schools; (3) Restricted General Fund—Before/After School Learning #3, Account No. 478, \$8,325.00 for Emmerton Elementary School; (4) Restricted General Fund—No Child Left Behind (NCLB) Creative Before and After School Program for Success (CAPS) 21<sup>st</sup> Century Community Learning Center (CCLC), Account No. 565, \$56,400.00 for Rio Vista and Wilson Elementary Schools; (5) Restricted General Fund—NCLB CAPS CCLC-152, Account No. 580, \$37,869.00 for Bradley, Emmerton, Riley and Roosevelt Elementary Schools; and (6) Restricted General Fund—Sunrise-Healthy Start: After School Learning, Account No. 472, \$4,000.00 for Warm Springs Elementary School.

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

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

BE IT RESOLVED that the Board of Education approves renewing the agreement with Alcalde & Fay to provide legislative advocacy and lobbying services on behalf of the District in Washington, D.C., effective July 1, 2005, through June 30, 2006. Alcalde & Fay will meet with the School Board and the Superintendent to discuss legislative actions that impact the District and implement the Board's Federal legislative agenda. Alcalde & Fay agrees to establish and maintain working relationships within the executive and legislative branches of the federal government in an effort to enhance the District's position with financial assistance applications, regulatory procedures, legislation, budget authorizations, and any other area as directed. The District also agrees to reimburse Alcalde & Fay for travel and other reimbursable expenses as approved, not to exceed \$6,000.00. The cost, not to exceed \$60,000.00 per year and at \$5,000.00 per month, will be paid from Unrestricted General Fund - Business Services, Account No. 068.

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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.

10.79 - Renewal of the Agreement with Strategic Education Services to Provide Legislative Advocacy and Lobbying at the State Level for the District

BE IT RESOLVED that the Board of Education ratifies renewing an agreement with Strategic Education Services, Sacramento, CA, to provide legislative advocacy and lobbying services on behalf of the District in Sacramento, California, effective March 1, 2005, through June 30, 2006. Strategic Education Services will meet with the School Board and the Superintendent to discuss legislative actions that impact the District and implement the Board's State legislative agenda. Strategic Education Services agrees to establish and maintain working relationships within the executive and legislative branches of the State government in an effort to enhance the District's position with financial assistance applications, regulatory procedures, legislation, budget authorizations, and any other area as directed, including the attendance of meetings or conferences. The District also agrees to reimburse Strategic Education Services for travel and other reimbursable expense as approved, not to exceed \$6,000.00 per year. The cost for services, not to exceed \$64,000.00 per year, payable at the rate of \$4,000.00 per month, will be paid from Unrestricted General Fund - Business Services, Account No. 068.

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

10.80 - Renewal Agreement with School Services of California, Incorporated, for Special Fiscal and Budget Services

BE IT RESOLVED that the Board of Education approves renewing the agreement with School Services of California, Incorporated, Sacramento, CA, for special fiscal and budget services, effective July 1, 2005, through June 30, 2006. School Services of California, Incorporated is a consulting firm professionally and specially trained to provide services to local school districts regarding school finance, legislation, budgeting, and general fiscal issues. This agreement includes eight hours of direct service, as the District directs, on fiscal issues in addition to one copy of each edition of the *Fiscal Report*, preliminary revenue limit worksheets, and one copy of the booklet *Analysis of the Governor's Budget*. The cost of the agreement for 2005-2006, not to exceed \$1,860.00, plus expenses estimated at \$600.00 for the Comparative Analysis of District Income and Expenditures (CADIE) and the Salary And Benefits Reports (SABRE) analytical reports, will be paid from Unrestricted General Fund - Business Services, Account No. 068.

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

10.81 - Renewal of the Master Theater Use of Facility Agreement with Sturges Center for Use of the Fine Arts Auditorium

BE IT RESOLVED that the Board of Education approves renewing the master theater rental agreement with the Sturges Center for use of the Fine Arts Auditorium, effective July 20, 2004, through June 30, 2005. This renewal will extend the term of the master agreement through June 30, 2007, to accommodate the District's continuing need to conduct Fine Arts Programs and Productions. This Use of Facility is on an as-required basis as requested by school sites and departments. Rental cost of the theater will be based upon a pre-negotiated rental cost per the terms of the master agreement. The cost will be charged to various site and department budgets upon approval by authorized management personnel. All other terms and conditions 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.

10.82 - Extended Field Trip, California Cadet Corps Program, San Bernardino Mountains, California

BE IT RESOLVED that the Board of Education approves the extended field trip for thirty-two students from Cajon and San Geronio High Schools' California Cadet Corps Program, two District employees, and three volunteer chaperones to attend the Brigade Survival Bivouac, San Bernardino Mountains CA, June 23- 27, 2005. The cost of the trip, which includes supplies for the survival experience, including instructional materials for the thirty-two students, two District employees, and three volunteer chaperones, will be paid by the State of California Military Department and private donations. Transportation by Laidlaw, \$500.00, will be paid from Alternative Programs Account No. 030. Names of the students are on file in the Business Services office.

10.83 - Extended Field Trip, Cajon High School, Cross Country Team Endurance Camp, Mammoth Lakes, California

BE IT RESOLVED that the Board of Education approves the extended field trip for twenty-two students, two District employee chaperones, and two volunteer chaperones to attend the Cross Country Team Endurance Camp, Mammoth Lakes, CA, August 6-13, 2005. The cost of the trip, not to exceed \$4,200.00, including meals, lodging, and transportation for twenty-two students, two District employee chaperones, and two volunteer chaperones will be paid from Cajon High School Cross Country ASB Fundraising Account No. 728. Transportation by four seven-passenger Express Rental vans will be paid from Cajon High School Cross Country ASB Fundraising Account No. 728. Names of the students are on file in Business Services office.

10.84 - Expulsion of Students

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 fact and recommendations, and orders the expulsion of the following students with the birth dates as listed below in accordance with the Board rules and regulations and in compliance with Education Code Section 48900:

*09/05/91	**11/08/88	*(S)01/26/92	**11/22/88	*(S)04/24/90	**10/21/91
*09/30/87	*09/10/95	**10/23/91	**07/25/91	*(S)04/11/92	*03/26/91
**07/07/89	*(S)08/11/91				

\*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.

10.85 - Students Not Recommended for Expulsion 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 students identified below were found to have committed a violation of Education Code Section 48900 for which a referral for expulsion is mandated; however, the principals found that due to particular circumstances, expulsion is inappropriate:

06/30/94	07/30/94	08/12/93
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10.86 - Revocation of Suspension of Expulsion

FURTHER, in accordance with Education Code Section 48917, the Board does hereby order the expulsion of the students with birth dates as listed:

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

10.87 - Students 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 students 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:

03/18/91	10/28/90	12/24/90	08/23/92	10/26/91	06/07/94
05/16/91					

10.88 - Lift Expulsion of Students

BE IT RESOLVED that the Board of Education authorizes the readmission of the following students, with the birth dates 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:

10.89 - Failure to Recommend Mandatory Expulsion 48915

BE IT RESOLVED that the following schools have failed to adhere to Education Code 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 schools have not followed this Education Code Requirement:

Danny Tillman asked when the additional bleachers at Arroyo Valley High School would be installed. John Peukert will provide a response. Lynda Savage asked if the facilities use agreement for use by San Bernardino Adult School was actually with the Young Men's Christian Association. If so, this consent item will be amended. Danny Tillman asked for an update on the SAP system. Dr. Delgado reported that a presentation has been scheduled for the July 12 Board meeting.

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

10.16 - Increase of Stadium Bleacher Capacity at Arroyo Valley High School

BE IT RESOLVED that the Board of Education approves the District to obtain formal bids for increasing the stadium capacity at Arroyo Valley High School by 1,500 seats, which brings the facility capacity to 4,058 seats. The cost for the project, including stadium seating, architectural fees, project management, inspection services, and other fees and expenses are estimated to be \$618,000.00, and will be paid from the Unrestricted General Fund Unappropriated Ending Fund Balance.

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

10.19 - Facilities Use Agreement with Young Women's Christian Association (YWCA) for Use by San Bernardino Adult School

BE IT RESOLVED that the Board of Education authorizes the San Bernardino Adult School to enter into a facilities use agreement with the Young Women's Christian Association, effective July 1, 2005, through June 30, 2008, for use as classrooms for the delivery of adult school curriculum to enrolled students. The YWCA is making its facilities available at no cost to the District.

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

10.47 - Amendment No. 2 to the Agreement with Ledgent to Provide Temporary Accounting Personnel for the SAP Implementation Project

BE IT RESOLVED that the Board of Education approves amending the agreement with Ledgent, Rancho Cucamonga, CA, to provide accounting personnel to assist in the District's SAP Implementation Project. Amendment No. 2 will extend the term of the agreement from June 30, 2005, to a new revised date of September 30, 2005, and increase the cost of services by an additional \$61,440.00 for a new aggregate total not to exceed \$263,943.00. This amendment is necessary due to the delay in the SAP Go Live projected date. The temporary accounting personnel will assist in account reconciliation of SAP interface with the County system, as well as other related tasks to SAP Implementation Project. The cost for services will be paid from Unrestricted General Fund – Business Services, Account 068. All other terms and conditions 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.

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10.48 - Amendment No. 3 to the Agreement with Vavrinek, Trine, Day and Co. LLP, CPA to Provide Consulting Services for the SAP Project

BE IT RESOLVED that the Board of Education approves amending the agreement with Vavrinek, Trine, Day and Co. LLP, CPA (VTD), Rancho Cucamonga, CA, to provide consulting services for the SAP Project. Amendment No. 3 will extend the term of the agreement from June 30, 2005, to a new revised date of September 30, 2005, and increase the cost of services by an additional \$27,360.00, for a new aggregate total not to exceed \$229,863.00. This amendment is necessary due to the delay in the SAP Go Live projected date. The consulting services are needed as the District transitions and reconciles the SAP System to the County Financial system. The cost for services will be paid from Unrestricted General Fund – Business Services, Account 068. All other terms and conditions 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.

**11.0 - Action Items**

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

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

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

11.2 - Resolution to Adopt TSA/403(b) Plan

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

WHEREAS, the Governing Board of the San Bernardino City Unified School District, designated as a public education organization as described in Section 170(b)(1)(A)(ii) of the Internal Revenue Code (IRC), desires to adopt an IRC Section 403(b) Plan in which all employees are permitted to make voluntary salary reductions; and to which the District may elect from time to time to make employer contributions on behalf of selected employees; and

WHEREAS, the members of the Governing Board affirm that each participating employee retains all rights to the individual 403(b) account (or accounts), and, bears the sole responsibility of selection of any of the products or investment options made available by the District. The Board, District officials, or other District employees, make selection of specific annuity products

or custodial accounts, and further makes no representations to employees about the advisability, appropriateness, or income tax consequences of any 403(b) account to which contributions are made;

NOW, THEREFORE, BE IT RESOLVED that:

1. The 403(b) Plan which, at all times, conforms with the requirements of Section 403(b) of the Internal Revenue Service Code is adopted, and that the following qualified annuities or custodial accounts will be made available for the employees' selection:

Fixed annuities which are qualified under Section 403(b)(1) of the IRC; and

Variable annuities that are qualified under Section 403(b)(1) of the IRC; and

Custodial accounts investing only in regulated investment company stock under Section 403(b)(7) of the IRC.

2. Employees of the District are given the opportunity to enter into an amendment of employment contract for the purpose of effecting a reduction in the salary paid to such employee, except as may be limited below. Persons who are not employees are prohibited from participation.

- a.  Include  Exclude Employees who normally work less than 20 hours per week.
- b.  Include  Exclude Employees whose salary reduction would not exceed \$200.00 per year.
- c.  Include  Exclude Employees who are students enrolled and regularly attend classes of the employer.

**Conformance:** It is the intention of the members of the Governing Board that the District's 403(b) Plan will conform with the applicable federal and state statutory requirements, and that the employee salary reduction contributions, and the employer contributions (if any) to the 403(b) Plan be within the eligible limits as set out in the IRS regulations as currently stated, or as amended in the future. Each employee, and not the District or Governing Board shall be individually responsible for the determination of those eligible limits. Each employee should consult with his/her own tax advisor to determine tax consequences in investing in such 403(b) plans. The Board authorizes National Benefit Services, Inc., the District Superintendent or designee to develop and establish appropriate procedures to insure proper administration of the Plan. The District Superintendent or designee is further authorized to act on the Board's behalf with respect to the Plan.

**Compliance:** Whereas the Governing Board has been made aware that the Internal Revenue Service has engaged, and continues to engage in the audit of 403(b) plans, and has reported plan defects on a large scale, the Board authorizes National Benefit Services, Inc., to develop appropriate procedures to conduct a compliance review, followed by an ongoing compliance initiative, and to install necessary controls to insure that the 403(b) Plan is operated in conformance with Code and related regulations as currently stated, and as amended in the future; and is further authorized to act on the Board's behalf with respect to the Plan. These procedures shall, include, but are not limited to the following:

- Determine eligibility of participants to receive benefits, including loan and hardship distributions, and to make contributions to 403(b) accounts
- Monitor applicable contribution limits under IRC 403(b), 402(g) and 415(c), and coordinate efforts to correct any excess contributions between the participant and vendor.

That this Resolution and the attached 403(b) Service Agreement are hereby adopted, approved, and supersede and replace any and all prior resolutions and plans of the District, authorizing the purchase of a TSA/403(b) for its employees.

District Name: San Bernardino City Unified School District

Adopted by the Governing Board: Meeting Date: \_\_\_\_\_

Certified by the Secretary of the Board: Name: \_\_\_\_\_

Signature: \_\_\_\_\_

11.3 - Personnel Report #24, dated June 21, 2005

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

BE IT RESOLVED that the Personnel Report #24, dated June 21, 2005, 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 .11:

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

GORMAZ, MAURICIO: Elementary School Vice Principal, effective date, work year and salary, to be determined.

Board of Education Minutes  
June 21, 2005

STRONG, KAREN: Middle School Vice Principal, effective date, work year and salary, to be determined.

### **SESSION TEN - Closed Session**

#### **12.0 - Closed Session**

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

#### **Student Matters/Discipline**

#### **Public Employee Discipline/Dismissal/Release**

#### **Conference with Labor Negotiator**

District Negotiator: Yolanda Ortega  
Employee Organization: California School Employees Association  
Communication Workers of America  
San Bernardino Teachers Association

#### **Public Employee Appointment**

Title: Elementary School Vice Principal  
Middle School Vice Principal

### **SESSION ELEVEN - Closing**

#### **13.0 - Adjournment**

By the affirmative vote of the members, the meeting was adjourned at 8 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District to be held on Tuesday, July 5, 2005, has been canceled. The business of the District normally considered by the Board on July 5, will be placed on the agenda of a special meeting scheduled for Tuesday, July 12, 2005, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.