

San Bernardino City Unified School District

Special Meeting of the Board of Education

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

AGENDA

January 11, 2005

SESSION ONE - Opening

1.0 Opening

- 1.1 Call to Order
- 1.2 Pledge of Allegiance to the Flag

SESSION TWO – Student Report/School Showcase

2.0 Student Report/School Showcase

- 2.1 Arroyo Valley High School

SESSION THREE - Administrative Presentation

3.0 Administrative Presentation

This is the time during the agenda when the Board of Education is prepared to receive the comments of members of the public as well as get information from the school staff. If you wish to address the Board relative to the specific topic under Board consideration, complete a “Request to Address the Board of Education” form and submit this form to the Administrative Assistant. When recognized by the President of the Board, please step to the microphone at the podium, give your name and address, and limit your remarks to five minutes.

If you wish to speak on items elsewhere in the agenda or appropriate matters not on the agenda, you may do so in Session Five - Other Matters Brought by Citizens.

- 3.1 Suspension/Expulsion Update
(Prepared by Student Services Division)

Mr. Narciso Cardona, Assistant Superintendent, Student Services; Dr. Paul Shirk, Assistant Superintendent, Research/Systems Analysis; and Mr. Ray Culberson, Director of Youth Services, will present end-of-the-year data on District suspensions and expulsions including comparison information collected since the 1997-98 school year. This report will include an update on progress toward implementation of Suspension/Expulsion Committee recommendations and plans for the 2004-2005 school year.

SESSION FOUR - Administrative Reports

4.0 *Administrative Reports*

- 4.1 Proposed Amendment to Affirmative Action Program for Equal Employment Opportunity Policy, Proposed Amendment to Non-discriminatory Harassment Policy, Proposed Amendment to Uniform Complaint Policy, and Non-discriminatory Harassment Policy – Students (Second Reading)
(Prepared by Employee Relations)

To update and ensure that the District is in compliance with state and federal statutes and regulations including but not limited to Fair Employment and Housing Act (FEHA), Education Code Sections 200-220, Title VI and Title VII of the Civil Rights Act of 1964 as amended, Title IX of the Educational Act of 1972, Education Code §35186(f), and the Americans with Disabilities Act, it is recommended that the following proposed revised Board policies be adopted as a second reading:

AFFIRMATIVE ACTION PROGRAM FOR EQUAL EMPLOYMENT OPPORTUNITY

Statement of Policy

The Board of Education of the San Bernardino City Unified School District, in compliance with Title VI and VII of the Civil Rights Act of 1964, Title IX of the Education Amendments of 1972, Sections 503 and 504 of the Rehabilitation Act of 1973, the Age Discrimination in Employment Act of 1967, the Age Discrimination Act of 1975, the Americans with Disabilities Act of 1990, the federal Family and Medical Leave Act, California Family Rights Act and Fair Employment and Housing Act, reaffirms its policy as an Equal Opportunity/Affirmative Action employer to ensure that all persons are provided equal opportunity in employment and education and to prohibit discrimination on the basis of race, ***ethnic group identification***, color, sex, sexual orientation, gender (identity or expression), age, national origin, ancestry, marital status, physical disability, mental disability, medical condition, religion, family care and medical leave entitlement, or veteran's status, and to make reasonable accommodations to the physical and mental limitations of qualified individuals with disabilities to the extent feasible.

The Board recognizes its legal and moral responsibility to society, in general, and specifically to ensure that progress is being made toward increasing the level of representation of minorities, women, and the disabled in the work force with their availability in the labor pool. Therefore, an Affirmative Action Employment Program was adopted in 1973 and institutionalized as an ongoing commitment to ensure that all employment actions such as recruitment, hiring promotions and placement decisions are made solely on the basis of an individual's merit and qualifications without regard to race, ***ethnic group identification***, color, sex, sexual orientation, gender (identity or expression), age, national origin, ancestry, marital status, physical disability, mental disability, medical condition, religion, family care leave entitlement or veteran's status, and all other personnel activities which include, but are not limited to, benefits, transfers, demotions, training, and upward mobility programs.

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Beyond complying with the letter of the law, the District recognizes that within our pluralistic society the educational institution has an obligation to promote cultural, racial, and human understanding within the communities it serves. An effective method of achieving this objective is to provide students with a District staff which is reflective of both sexes, as well as multiethnic and cultural characteristics of society. For these reasons, the District will continue to design and develop programs and activities to seek out and attract qualified members of “protected groups” which will provide us with a broader diversity of personnel and ultimately reach our desired Affirmative Action goals where they are underutilized.

Note: A copy of the Affirmative Action Program Handbook is on file in the Affirmative Action Office.

Adopted by the Board of Education: June 5, 1980
Revised: September 7, 1996
Revised: May 18, 2004

NONDISCRIMINATORY HARASSMENT POLICY

Purpose: To prevent discriminatory harassment in the work place and educational environment.

Regulation:

1. Policy Statement:

The San Bernardino City Unified School District is committed to providing all employees and students a working and learning environment that is free of discrimination in accordance with applicable state and federal laws. This nondiscriminatory working and learning environment is for the benefit of all District employees (non-supervisory, supervisors and management) and students. All employees are expected to fully comply with this policy. Additionally, non-employees who have contact with the District’s employees or students during working or educational hours are expected to conduct themselves in accordance with this policy. Absolutely no one is authorized to engage in conduct prohibited by this policy.

In keeping with this commitment to a nondiscriminatory working environment, the District maintains a strict policy prohibiting sexual harassment, **discrimination and or** harassment based on age over forty, race, **ethnic group identification**, color, sex, religious creed, national origin, ancestry, medical condition*, marital status, physical or mental disability, sexual orientation, gender** or family care and medical leave entitlement in accordance with applicable state and federal laws. This policy prohibits all forms of discriminatory harassment through any means, including nonverbal, verbal (including derogatory comments, slurs, propositions, teasing, jokes or taunts), physical (including gestures, touching, obstructing or otherwise interfering with a person’s movement) or visual (including leering, cartoons, drawings, magazines, notes, letters or posters).

This policy prohibits all conduct by which an employee or student because of race, ***ethnic group identification*** religious creed, color, national origin, ancestry, physical disability, mental disability, medical condition*, marital status, age (***40 and above***) ~~over forty~~, sex, sexual orientation, gender** or family care and medical leave entitlement, is subjected to unwelcome, offensive, intimidating, oppressive or otherwise interfering harassment ***or is subject to any discrimination, thereof on district property or district/school related activities. Students and employees will not be excluded on the basis of sex, sexual orientation, gender, ethnic group identification, race, ancestry, national origin, religion, color, and mental or physical disability issues from participation in any educational program, curricular or extracurricular, including all sports and other activities, denied the benefits of participation, or subjected to harassment or other forms of discrimination in such programs.***

*“Medical Condition” is defined, in accordance with the California Fair Employment and Housing Act, as any health impairment related to or associated with a diagnosis of cancer, for which a person has been rehabilitated or cured, based on competent medical evidence.

**“Gender” is defined as the person’s actual sex, or the perception of the person’s sex, and includes the perception of the person’s identity, appearance, or behavior, whether or not that identity, appearance, or behavior is different from that traditionally associated with that person’s sex at birth. The district may require persons to comply with reasonable workplace appearance, grooming, and dress standards consistent with state and federal law, provided that persons are allowed to appear or dress consistently with their gender identity.

2. Sexual Harassment:

All of the foregoing apply to complaints of sexual harassment. For the purpose of clarification, prohibited sexual harassment includes but is not limited to unwelcome sexual advances, requests for sexual favors and other verbal, nonverbal, visual or physical conduct of a sexual nature where: (1) submission to such conduct is made either explicitly or implicitly a term or condition of an individual’s employment or education; or (2) submission to or rejection of such conduct by an individual is used as the basis for employment or educational decisions effecting such individual; or (3) such conduct has the purpose or effect of substantially interfering with work educational performance or creating an intimidating, hostile, or offensive working or learning environment.

Examples of prohibited harassing acts:

- Unwelcome sexual advances or sexual propositions
- Kidding, teasing, or joking of a sexual nature or of other protected bases delineated in Section 1, above
- Graphic commentary about an individual's body, sexual prowess or sexual deficiencies
- Derogatory or demeaning comments about anyone’s gender in general or gender identity or expression, epithets, slurs or jokes about one's race, color, national origin, religious

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creed, physical or mental disability, age (40 and over), sex, gender identity or expression, sexual orientation, or marital status

- Leering or staring at someone
- Unwelcome suggestive or insulting sounds such as whistles, kissing sounds, howling, or sucking noises
- Touching, patting, pinching, stroking, squeezing, tickling or brushing against another's body
- Displaying offensive objects, pictures, calendars, cartoons, magazines, videotapes, audio recordings or literature which are sexual in nature
- Unwelcome use of sexually degrading language or innuendoes
- Obscene gestures
- Consensual sexual relationships:
Romantic or sexual relationship of any employee with elementary or secondary students is clearly prohibited pursuant to state molestation laws concerning adults and children. Romantic or sexual relationships between an adult student and faculty member or between a subordinate employee and his/her superior can raise "serious concerns" where there may be a conflict of interest and abuse of power. Such relationships may lead to favoritism of a student or subordinate employee with whom the teacher or superior is sexually involved and where such favoritism adversely affects other students and/or employees
- Unwanted neck or shoulder massage
- Spreading rumors about a person's sexuality
- Graffiti about a person's sexuality
- Letters, notes, telephone calls, e-mail or materials of a sexual nature
- Stalking a person
- Attempted or actual sexual assault
- Making or threatening reprisals after a negative response to sexual advances
- Impeding or blocking of one's movement
- Repeatedly asking out a person who is not interested

3. Enforcement:

Disciplinary action up to and including termination will be promptly taken against any employee (non-supervisory, supervisor or manager) if it becomes known to management that such person has engaged in conduct prohibited by this policy.

4. No Retaliation:

No employee or students shall be retaliated against, in any manner, for reporting conduct which he/she believes to be a violation of this policy, for participating in an investigation of a possible violation of this policy, or for using the District's Complaint Procedure.

Retaliation against anyone reporting or perceived to have reported sexual harassment behavior is prohibited. Any retaliatory conduct shall be considered a serious violation of this policy and shall be independent of whether a complaint of sexual harassment is substantiated. Moreover, encouraging others to engage in retaliatory conduct also violates this policy.

Examples of prohibited retaliation:

- Unfair grading
- Unfair evaluation
- Unfair assignment
- Public or private ridicule
- Oral or written threats
- Intimidation
- Destruction of property
- Further harassment

5. Complaints:

Individuals who have been subjected to discriminatory harassment have an obligation to immediately report the incident or incidents to their immediate supervisor or the District's Affirmative Action Officer, who is also the District's Title IX Coordinator. The complaint will be processed in accordance with the District's Uniform Complaint Policy and Procedure.

The procedure set forth pursuant to the District's Uniform Complaint Policy and Procedure does not deny the right of any individual to pursue other avenues of remedy under the jurisdiction of any state or federal law.

The confidentiality of the reporting or complaining party will be observed provided it does not interfere with the district's ability to investigate or take corrective action.

6. Notifications:

Pursuant to Educational Code 212.6, a copy of this policy will be displayed in a prominent location in the main administrative building or other areas of the school site. A prominent location is a location where notices regarding the District's rules, regulations, procedures, and standards of conduct are posted.

Also, a copy of this policy will be provided to each person employed by the school district at the beginning of the first quarter or semester of the school year, or at the time that a new employee is hired.

A copy of this written policy on sexual harassment will appear in any District publication that sets forth the comprehensive rules, regulations, procedures, and standards of conduct for the District.

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Site administrators or immediate supervisors who receive a sexual harassment incident report from any employee, non-employee or the public are required to submit a report to the Affirmative Action Office in order for the Affirmative Action Office to maintain a record of complaints.

Adopted by the Board of Education: June 26, 1984
Revised: January 21, 1992
Revised: July 6, 1993
Revised: February 18, 1997
Revised: December 4, 2001
Revised: May 18, 2004

UNIFORM COMPLAINT POLICY

Purpose: To establish a uniform system of complaint processing that will effectively and expediently address state and federal laws and regulations governing the programs, services, and activities of the District as a public entity and address concerns and issues presented by employees of San Bernardino City Unified School District and its students, parents and the community regarding the operation and delivery of programs, services and activities.

Regulation:

1. Policy Statement:

The Board of Education as the body of governance for the San Bernardino City Unified School District (hereinafter referred as the “District”) is committed to the responsibility of ensuring that the District operates within the appropriate *state and federal* legal parameters in its delivery of service to the student population and community it serves and in its personnel practices. In meeting its legal obligations, the District has developed and established a single complaint procedure to help simplify and facilitate the filing, investigation and disposition or resolution of complaints that are jurisdictional to the District as a public entity in an educational setting.

For purposes of this policy, a complaint shall be defined as a complaint, charge, or derogatory allegation brought by a parent, guardian, or student against the District or employee of the District, or by an employee against another employee of the District that is not covered under the collective bargaining agreements between the District and certificated and classified employees. A member of the community as an individual or interested third party, public agency, or organization may file a complaint if the interested third party, public agency or organization believes an individual or any specific class of individuals has been subjected to discrimination on the basis of *race*, ethnic group identification, *national origin, ancestry, marital status*, religion, age sex, sexual orientation, gender (identity or expression), color, or physical or mental disability, in any

program or activity conducted by the District, or alleges a violation by the District of federal or state laws or regulations governing educational programs funded directly by, or that receive or benefit from any state financial assistance, pursuant to Title 5, California Code of Regulations.

In order to expedite and reconcile the various legal and moral obligations in operating a school district, complaints regarding Adult ~~Basic~~ Education, Consolidated Categorical Aid Programs, ~~Vocational~~ **Career Technical and Technical Education and Career Technical and Technical Programs**, Child Care and Development **Programs**, Child Nutrition **Programs**, **Indian Education**, **Migrant Education**, **Nutrition Education**, and Special Education programs, and complaints relative to Title VI and VII of the Civil Rights Act of 1964, the Americans with Disabilities Act of 1990, the Age Discrimination in Employment Act of 1967, Fair Employment and Housing Act, Family and Medical Leave Act, California Family Rights Act, Title IX, Section 504 of the Rehabilitation Act of 1974 and other applicable statutes will be referred to District's Affirmative Action Office, after the complainant has exhausted all attempts to resolve his/her concerns informally at the lowest level possible (i.e., with the employee in question, site administrator, program administrator, etc.). The complaint must be filed in writing in a timely manner, no later than six (6) months from the date when the alleged discriminatory act or conduct that gave rise to the complaint occurred or when the complainant first obtained knowledge of the facts of the alleged discrimination or disputed issue and in a reasonable time for other non-discriminatory issues relative to educational programs of the District.

The Affirmative Action Office will review the complaints to determine whether the District has jurisdiction to accept, investigate and resolve the complaints. Complaints that are under the purview of the Affirmative Action Office will be investigated and processed by the Affirmative Action Office and other complaints will be deferred to other designees who are authorized to investigate complaints based upon the issues addressed in the complaint. **Complainants and/or respondents will have the opportunity to present relevant information.** The investigative reports and the recommendations on the disposition of the complaints will be channeled to the Affirmative Action Office to ensure that the time lines of processing the complaints have been met.

The District prohibits retaliation in any form for the filing of a complaint, the reporting of incidents of discrimination, or for participation in the complaint procedures. The District shall ensure that the identity of the complainant alleging discrimination remain confidential as appropriate to the extent necessary to carry out the investigation or proceedings. Furthermore, the District shall ensure that the person(s) responsible for compliance and/or investigations of complaints is knowledgeable about the laws and programs he or she is assigned to investigate.

Pursuant to amendments and additions to the Education Code and state statutes, as a result of the implementation of the settlement in Williams v. State of California, the

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district's Uniform Complaint Process will be used to help identify and resolve any deficiencies related to instructional materials, conditions of facilities that are not maintained in a clean and safe manner or in good repair, and teacher vacancy or misassignment. The Uniform Complaint Process will also be used to help identify and resolve any emergency or urgent facilities conditions that pose a threat to the health and safety of pupils or staff.

Adopted by the Board of Education: October 20, 1992
Revised: February 18, 1997
Revised: December 4, 2001
Revised: May 18, 2004
Revised: December 1, 2004

NONDISCRIMINATORY HARASSMENT POLICY—STUDENTS

Purpose: To prevent discriminatory harassment in the educational environment.

Statement of Policy:

The San Bernardino City Unified School District is committed to providing all students a learning environment that is free of discrimination in accordance with applicable state and federal laws. This nondiscriminatory learning environment is for the benefit of all District students and all students are expected to fully comply with this Policy. Additionally, non-District students who have contact with any of the District's students are expected to conduct themselves in accordance with this Policy in any District school or District school-sponsored activity. Absolutely no one is authorized to engage in conduct prohibited by this Policy.

In keeping with this commitment to a nondiscriminatory learning environment, the District maintains a strict policy prohibiting sexual harassment, **discrimination** ~~and or~~ harassment based on race, **ethnic group identification**, color, sex, sexual orientation, **gender**, religious creed, national origin, ancestry, physical disability, ~~and or~~ mental disability in accordance with applicable state and federal laws. This Policy prohibits all forms of discriminatory harassment through any means including nonverbal, verbal (including derogatory comments, slurs, propositions, teasing, jokes, or taunts), physical (including gestures, touching, obstructing, or otherwise interfering with a person's movement) or visual (including leering, cartoons, drawings, magazines, notes, letters or posters).

This policy prohibits all conduct by which any student because of race, **ethnic group identification**, religious creed, color, national origin, ancestry, physical disability, mental disability, sex, or sexual orientation, **or gender** is subject to unwelcome, hostile, offensive, intimidating, oppressive or otherwise interfering harassment in an educational setting. **Moreover, students will not be excluded on the basis of the aforementioned protected bases from participation in any educational program, curricular or extracurricular, including all**

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sports and other activities, denied the benefits of participation, or subjected to harassment or other forms of discrimination in such programs.

Sexual Harassment:

All of the foregoing applies to complaints of sexual harassment. For the purpose of clarification, prohibited sexual harassment includes but is not limited to unwelcome sexual advances, requests for sexual favors, and other verbal, visual, or physical conduct of a sexual nature where such conduct has the purpose or effect of substantially interfering with the academic performance or creating an intimidating, hostile, or offensive learning environment.

Examples of Prohibited Behavior:

- Exposing genitals
- Shouting obscenities
- Mooning
- Streaking
- Leaving obscene messages on school computers
- Whistling at other students and/or school employees
- Threatening rape
- Intentionally pressing or rubbing oneself sexually around another person
- Teasing other students and/or school employees about their sexual activity or body
- Unwanted deliberate hugging, kissing, touching, patting, pinching, grabbing, leaning over, or cornering a student or school employee
- Flipping up skirts
- Pulling down someone's pants, shorts or skirt
- Bra, pants, shorts or skirt snapping
- Continual staring at a person's body
- Sexual or dirty jokes
- Actual or attempted rape or sexual assault
- Unwanted pressure for sexual favors or dates
- Making sexual gestures with hands or through body movements
- Unwanted letters or materials of a sexual nature
- Kissing sounds, howling, and smacking lips
- Looking a person up and down
- Sexual rumors
- Comments about the body
- Violating personal space
- Pornographic pictures, posters, drawings or stories
- Offensive displays of sex-related objects
- Offensive graffiti of a sexual nature, racial nature or of any discriminatory basis
- Holding a person against his or her will

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Enforcement:

Disciplinary action up to and including expulsion will be promptly taken against any student if it becomes known to the District and proven by school officials that such student has engaged in conduct prohibited by this Policy.

No Retaliation:

No student, employee, or other individuals will be retaliated against, in any manner, for reporting conduct which he or she believes to be a violation of this Policy, for participating in an investigation of a possible violation of this Policy, or for using the District's Uniform Complaint Procedure.

Complaints:

Students who have been subjected to discriminatory harassment have an obligation to immediately report the incident or incidents to their principal or the District's Affirmative Action Officer, who is also the District's Title IX Coordinator. The complaint will be processed in accordance with the District's Uniform Complaint Policy and Procedure. It is encouraged and recommended that students use the District's Uniform Complaint Procedure; however, they may seek recourse by pursuing available remedies outside the District.

Notifications:

Pursuant to Educational Code 212.6, a copy of this policy will be displayed in a prominent location in the main administrative building at each school site of the District. Also, this policy will be a part of any orientation program conducted for new students at the beginning of each quarter, semester, or summer session, as applicable. At the beginning of each school year, the District's sexual harassment policy will be included in the notifications that are sent to parents/guardians and will be disseminated to each staff member annually. This policy will also appear in any school or District publication that sets forth the schools or District's comprehensive rules, regulations, procedures and standards of conduct.

Any teacher, counselor, or District employee who receives a sexual harassment incident report from any student or adult in the educational setting must report this information to the site administrator. Site administrators are required to submit a report to the Affirmative Action Office in order for the Affirmative Action Office to maintain a record of complaints.

Legal references: Educational Codes 200-240, 212.5, & 212.6
Title IX of the Education Amendments of 1972

Adopted by the Board of Education: July 6, 1993
Revised: February 18, 1997
Revised: December 4, 2001

4.2 Arroyo Valley High School Air Rifle Team

SESSION FIVE – Other Matters Brought By Citizens

5.0 *Other Matters Brought by Citizens*

This is the time during the agenda when the Board of Education is prepared to receive the comments of the public regarding any other items on this agenda or any school-related issues. Please complete a “Request to Address the Board of Education” form and adhere to the provisions described therein. Please submit this form to the Administrative Assistant. The Board requests that any persons wishing to make complaints against District employees file the appropriate complaint form prior to this meeting. The Board may not have complete information available to answer questions and may refer specific concerns to the appropriate staff person for attention. When the Board goes into Session Six, there will be no further opportunity for citizens to address the Board on items under consideration.

SESSION SIX - Reports and Comments

6.0 *Report by Board Members*

Individual Board members may wish to share a comment, concern, and/or observation with other Board members and/or staff about a topic not on the agenda. In addition, individual Board members may wish to suggest items to be scheduled on a future agenda.

6.1 Legislative Update

7.0 *Report by Superintendent and Staff Members*

The Superintendent and other members of the management staff may discuss events and future activities significant to the school district.

SESSION SEVEN - Legislation and Action

8.0 *Consent Items (When considered as a group, unanimous approval is advised.)*

Certain items of business require review and approval by the Board of Education. Other items are for information and review only. Therefore, the following items are grouped as a consent list for receipt and approval. When members have questions about items included in the consent calendar, these items are pulled out of the group and considered separately.

Items listed with an asterisk will have an impact on the General Fund Budget.

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8.1 Approval of Minutes
(Prepared by Superintendent's Office)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Minutes of the Board of Education Meetings held on November 16, and December 7, 2004, be approved as presented.

8.2 Business and Inservice Meetings
(Prepared by Business Services Division)

During the course of the school year, members of the Board of Education, as well as students, parents, volunteers, community members, and other individuals who are not District employees, are involved in activities that include attendance at various conferences, inservices, training sessions, and other business meetings, the cost of which must be approved by the Board of Education.

It is recommended that the following resolution be adopted:

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

ANTONIO DUPRE	Attend the CSBA Forecast 2005,
DANNY TILLMAN	Sacramento, CA, January 12, 2005. Total
(Governing Board Members)	cost, not to exceed \$1,010.00, will be paid
	from Board of Education Account No. 066.

8.3 Payment of Master Teacher – National University
(Prepared by Human Resources Division)

The District is in receipt of check number 0001151483 from National University in the amount of \$150.00 for university students to do Educational Field Work under an assigned master teacher. The District wishes to pay this honorarium to the master teacher.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment as a master teacher for January through June 2004, as follows:

Rose Garcia	\$150.00
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8.4 Payment of Master Teacher – University of La Verne
(Prepared by Human Resources Division)

The District has an agreement with the University of La Verne to allow university students to do Educational Field Work in the District, under assigned master teachers, for which the District is paid an honorarium. The District is in receipt of check number 346225 from the University of La Verne in the amount of \$200.00. The District wishes to pay this honorarium to the master teacher.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during the Fall Semester 2003, and Spring Semester 2004, as provided for in the Agreement with the University of La Verne, as follows:

Le Tiqua Bellard	\$200.00
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8.5 Adoption of a District Wide Standard for Web Hosting
(Prepared by Research and Systems Analysis, Information Technology)

The Information Technology Department requests Board of Education approval to adopt a Districtwide standard for web hosting services through Edline. Edline provides a unique user interface that addresses the specific needs of the District. This standardization will provide for uniform support and training for all sites. The District has tested and piloted the Edline system at different sites and begun considerable training on its use. A deviation from the Edline standard at this point will result in a loss of technical skills for District end users.

It is recommended that the following resolution be adopted:

WHEREAS, the Information Technology Department has exhaustively researched specifications, methodologies, warranties, and value-added services relating to web hosting; and

WHEREAS, the economic and operational requirements of the District are best served through the adoption of this high quality standard; and

WHEREAS, professional development and training for the standard is continuing and ongoing;

NOW, THEREFORE, BE IT RESOLVED that effective immediately, the San Bernardino City Unified School District, acting through its Board of Education, hereby adopts Edline and the web hosting standard, to be reevaluated on standard effectiveness every three years.

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8.6 Approval of Comprehensive School Reform (CSR) Program Grant Applications
(Prepared by Educational Services Division)

The Comprehensive School Reform (CSR) Program is a federal funded school reform initiative that offers schools and districts the opportunity to implement schoolwide research-based reform strategies to increase student achievement. Formerly known as the Comprehensive School Reform Demonstration (CSRD) Program, the program was renamed with the passage of the No Child Left Behind Act of 2001.

According to the Program Guidance for the United States Department of Education, the purpose of the CSR program is to “improve student achievement by supporting the implementation of comprehensive school reforms based on scientifically based research and effective practices so that all children, especially those in low-performing, high poverty schools, can meet challenging State Content and academic achievement standards.”

Grants are awarded to successful local educational agencies in an amount up to \$200.00 per student in each funded school, based on the 2003-04 certified CBEDS enrollment count. Grants are renewable for two additional years, contingent upon federal funding and substantial progress toward meeting the school’s goals and benchmarks.

Pursuant to budget language, schools that would be eligible for funding through CSR are (in priority order):

- a. schools in federal program improvement in districts that have either 15 or more schools in federal program improvement or in which 55 percent or more of the schools are in federal program improvement,
- b. schools in federal program improvement, and
- c. any other not previously funded schools in deciles 1 through 5, inclusive.

Twelve schools in the San Bernardino City Unified School District are eligible for CSR funding and ten have prepared applications. The ten District schools that are applying are Barton Elementary, Davidson Elementary, Emmerton Elementary, Fairfax Elementary, Highland Pacific Elementary, Kimbark Elementary, Roosevelt Elementary, San Gorgonio High School, Serrano Middle School, and Urbita Elementary. Districts of selected schools will receive an additional ten percent (10%) of each school’s grant award for support and administrative purposes.

The ten schools and the District, if funded, would receive a combined total allocation of \$2,010,800.00 each year, with eligibility for similar funding for two additional years, for a total grant amount of \$6,032,400.00.

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The specific school site allocations for each year of funding are as follows:

Barton Elementary	\$117,600.00
Davidson Elementary	\$130,000.00
Emmertton Elementary	\$174,800.00
Fairfax Elementary	\$103,600.00
Highland Pacific Elementary	\$ 89,800.00
Kimbark Elementary	\$ 93,800.00
Roosevelt Elementary	\$154,400.00
San Gorgonio High School	\$608,600.00
Serrano Middle School	\$258,400.00
Urbita Elementary	\$ 97,000.00

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves application for funding under the Comprehensive School Reform Program.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, and Dayton Gilleland, Ed.D., Assistant Superintendent, Educational Services, to sign documents related to the application and implementation of the Comprehensive School Reform Program.

8.7 Acceptance of Gifts and Donations to the District
(Prepared by Business Services Division)

From time to time, the District receives requests from organizations and businesses to donate money, equipment, and/or supplies to be used for educational purposes in our schools.

The District has received requests to accept gifts or donations of the following:

SITE	DONOR	DONATION AND PURPOSE	CASH	VALUE
San Gorgonio High School	Robertson's	Donation to Harvard Model Congress	\$300.00	
Lytle Creek Elementary School	Judy L. Harris	Toys for CAPS	\$250.00	
Lytle Creek Elementary School	Dorothy Fenster	\$250.00 for CAPS Christmas party, \$25.00 ASB donation	\$275.00	
Lytle Creek Elementary School	Maria Vallejo	For CAPS presents	\$250.00	
Rio Vista Elementary School	Wells Fargo Home Mortgage	School supplies to be used as student incentives, recognitions		\$800.00
California Creative Arts Elementary School	Patricia G. Fischer	Donation to California School's Choral Group	\$100.00	

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California Creative Arts Elementary School	NARFE, San Bernardino Valley Chapter No.73	Donation to California School's Choral Group	\$100.00	
Martin L. King Middle School	Arthur Cooper	To purchase P.E. clothes, food, and necessities for needy students	\$100.00	
Mt. Vernon Elementary School	Edison International – Louis Quiroz	To use for class field trips	\$120.00	
Carmack School	Rotary North Club Foundation	For instructional supplies	\$300.00	

The acceptance of these donations meets all requirements of Board Procedure 3170, Acceptance of Gifts and Donations.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education acknowledges receipt of \$300.00, Robertson's; \$250.00, Judy L. Harris; \$275.00, Dorothy Fenster; \$250.00, Maria Vallejo; School supplies, Wells Fargo Home Mortgage; \$100.00, Patricia G. Fischer; \$100.00, NARFE; \$100.00, Arthur Cooper; \$120.00, Edison International – Louis Quiroz; and \$300.00, Rotary North Club Foundation.

8.8 Payment for Course of Study Activities
(Prepared by Business Services Division)

District schools find it to be educationally advantageous to employ persons outside of the District in order to provide activities that enhance their educational programs.

Marshall Elementary School wishes to hire David and Teresa Doolittle (CONDOR), through Doolittle Music, for two assemblies of "Musical Tour of the Americas" on January 12, 2005. The Doolittles play a variety of instruments, which include the keyboard, guitar, Paraguayan harp, Kiowa flute, Andean charango, accordion, and the Australian didgeridoo. Ms. Doolittle also uses her storytelling skills to relate personal anecdotes from her life in Uruguay which students and teachers alike find stimulating and inspiring. CONDOR performed for many of America's largest corporations and for such notable individuals as: Jaime Escalante (National Teacher of the Year), Frank McGuire (founder of FedEx), U.S. Senator Diane Feinstein, U.S. Congressman Jerry Lewis, and were featured performers at the dedication of Joshua Tree National Park in 1992. Students will learn an appreciation of world cultures, self-esteem, creative thinking, and lessons from nature. The cost, not to exceed \$500.00, will be paid from Marshall Elementary School Account No. 562.

Bonnie Oehl Elementary School wishes to hire the Mobile Production, Inc., for the program, "Reptiles Are Cool," on January 11, 2005. This production focuses on reptiles and their effect on the environment and follows the state standards for science. The program is structured and conducted with two objectives in mind: to entertain and hold the interests of students and to

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provide basic informational introduction to reptiles. This program was written by schoolteachers and administrators to ensure that students are exposed to key curriculum concepts. The cost, not to exceed \$695.00, will be paid from Bonnie Oehl Elementary School Account No. 419.

Bonnie Oehl Elementary School wishes to hire the Mobile Production, Inc., for the program, "The Magic of Science," on March 2, 2005. Science studies in chemistry, light, magnetism, optical illusions, physics, and mathematics is all demonstrated. Everything performed has a scientific principle behind it. However, each of these topics will appear to the students as a challenging and astonishing magic trick. This program was written by schoolteachers and administrators to ensure that students are exposed to key curriculum concepts. It follows the state standards for science. The cost, not to exceed \$695.00, will be paid from Bonnie Oehl Elementary School Account No. 419.

Bonnie Oehl Elementary School wishes to hire the Mobile Production, Inc., for the program, "Parts is Parts, All About Us," on March 30, 2005. This program focuses on the human body and its various functions, and is presented in a fun but factual manner. This program was written by schoolteachers and administrators to ensure that students are exposed to key curriculum concepts. It follows the state standards for science. The cost, not to exceed \$695.00, will be paid from Bonnie Oehl Elementary School Account No. 419.

Bonnie Oehl Elementary School wishes to hire the Mobile Production, Inc., for the program, "Chemistry, It Really Matters!" on April 8, 2005. This production focuses on the periodic table and practical applications of chemistry. This program was written by schoolteachers and administrators to ensure that students are exposed to key curriculum concepts. It follows the state standards for science. The cost, not to exceed \$695.00, will be paid from Bonnie Oehl Elementary School Account No. 419.

Bonnie Oehl Elementary School wishes to hire the Mobile Production, Inc., for the program, "Chemistry, It Really Matters!" on May 4, 2005. This production focuses on the periodic table and practical applications of chemistry. This program was written by schoolteachers and administrators to ensure that students are exposed to key curriculum concepts. It follows the state standards for science. The cost, not to exceed \$695.00, will be paid from Bonnie Oehl Elementary School Account No. 419.

Bonnie Oehl Elementary School wishes to hire the Mobile Production, Inc., for the program, "Reptiles Are Cool," on May 31, 2005. This production focuses on reptiles and their effect on the environment and follows the state standards for science. The program is structured and conducted with two objectives in mind: to entertain and hold the interests of students and to provide basic informational introduction to reptiles. This program was written by schoolteachers and administrators to ensure that students are exposed to key curriculum concepts. The cost, not to exceed \$695.00, will be paid from Bonnie Oehl Elementary School Account No. 419.

It is recommended that the following resolution be adopted:

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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:

David and Teresa Doolittle (CONDOR), through Doolittle Music, for two assemblies of "Musical Tour of the Americas" on January 12, 2005. The cost, not to exceed \$500.00, will be paid from Marshall Elementary School Account No. 562.

Mobile Production, Inc., for the program, "The Magic of Science," on March 2, 2005. The cost, not to exceed \$695.00, will be paid from Bonnie Oehl Elementary School Account No. 419.

Mobile Production, Inc., for the program, "Parts is Parts, All About Us," on March 30, 2005. The cost, not to exceed \$695.00, will be paid from Bonnie Oehl Elementary School Account No. 419.

Mobile Production, Inc., for the program, "Chemistry, It Really Matters!" on April 8, 2005. The cost, not to exceed \$695.00, will be paid from Bonnie Oehl Elementary School Account No. 419.

Mobile Production, Inc., for the program, "Chemistry, It Really Matters!" on May 4, 2005. The cost, not to exceed \$695.00, will be paid from Bonnie Oehl Elementary School Account No. 419.

Mobile Production, Inc., for the program, "Reptiles Are Cool," on May 31, 2005. The cost, not to exceed \$695.00, will be paid from Bonnie Oehl Elementary School Account No. 419.

BE IT FURTHER RESOLVED that the Board of Education ratifies payment for the following:

Mobile Production, Inc., for the program "Reptiles Are Cool," on January 11, 2005. The cost, not to exceed \$695.00, will be paid from Bonnie Oehl Elementary School Account No. 419.

8.9 Payment for Services Rendered by Non-Classified Experts and Organizations
(Prepared by Business Services Division)

Schools and departments of the District employ persons outside of the classified service or organizations to provide expertise not available in the District for inservice training or consultant services.

The Adult School wishes to hire Cherry Bordelon to present a four-hour workshop, "Just In Time Leadership, Session 2: Key to Personnel and Legal Issues in Adult Education," for new adult education administrators on January 28, 2005, at the San Bernardino Adult School. The goal of this workshop is to provide participants with a general understanding of how to deal with personnel and legal issues in adult education. Ms. Bordelon is currently the principal at Redlands Adult School and an instructor at the University of California, Riverside Extension, in the Teacher Credential Program. California Adult Literacy Professional Development Project (CALPRO) has trained her as a facilitator. CALPRO is funded by the CDE, Office of Adult Education, through the Federal Adult Education and Family Literacy Act, to provide staff

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development to all adult educators in California. The cost, not to exceed \$269.00, will be paid by the Adult School Account No. 140.

It is recommended that the following resolution be adopted:

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

Cherry Bordelon to present a four-hour workshop, "Just In Time Leadership Session 2: Key to Personnel and Legal Issues in Adult Education," for new adult education administrators on January 28, 2005, at San Bernardino Adult School. The cost, not to exceed \$269.00, will be paid by the Adult School Account No. 140.

8.10 Federal/State/Local District Budgets and Revisions
(Prepared by Business Services Division)

Throughout the year, the District is advised by federal, state, and local agencies of program entitlements and any additions and/or reductions in funds available for already approved programs. The following are programs requested by the Board of Education that affect the restricted portion of the District's General Fund. In order to adjust the program budgets, it is necessary to have Board of Education approval.

The restricted program, California School Information Services (313), was included in the 2004-2005 budget in the amount of \$159,911.00. Based on the actual amount received, a decrease in the amount of \$4,588.00 will result in a revised total of \$155,323.00.

The restricted program, Regional Occupational Program: Equipment Purchase Grant (337), was not included in the 2004-2005 budget. Based on the letter received from the County on November 19, 2004, an increase in the amount of \$50,000.00 will result in a revised total of \$50,000.00.

The restricted program, Region 10 - SELPA (371), was not included in the 2004-2005 budget. Based on the purchase order received from the Desert Mountain SELPA on November 29, 2004, an increase in the amount of \$278,255.00 will result in a revised total of \$278,255.00.

The restricted program, Specialized Secondary Programs (SSP) (411), was included in the 2004-2005 budget in the amount of \$64,557.00. Based on the grant award letter received on November 30, 2004, an increase in the amount of \$88,250.00 will result in a revised total of \$152,807.00.

The restricted program, Staff Development: Mathematics and Reading, AB 466 (490), was not included in the 2004-2005 budget. Based on the actual amount received on November 5, 2004, an increase in the amount of \$575,000.00 will result in a revised total of \$575,000.00.

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The restricted program, School Safety and Violence Prevention Act Program, Grades 8-12 (494), was included in the 2004-2005 budget in the amount of \$645,869.00 for revenues and \$647,915.00 for expenditures. The difference of \$2,046.00 is funded from carryover of prior year fund balance. Based on the actual amount received, an increase in the amount of \$170,865.00 will result in a revised total of \$816,734.00 for revenues and \$818,780.00 for expenditures.

The restricted program, Carl D. Perkins Vocational and Technical Education Act of 1998 Grant (512), was included in the 2004-2005 budget in the amount of \$666,592.00. Based on the grant award notification received by the District on November 15, 2004, a decrease in the amount of \$15,379.00 will result in a revised total of \$651,213.00.

The restricted program, NCLB: Title II Part D, EETT - Enhancing Education Through Technology, Formula Grant (516), was included in the 2004-2005 budget in the amount of \$1,421,151.00. Based on the grant award notification received by the District on December 1, 2004, an increase in the amount of \$38,300.00 will result in a revised total of \$1,459,451.00.

The restricted program, Safe and Drug Free Schools (558), was included in the 2004-2005 budget in the amount of \$78,745.00. Based on the program notification received by the District, a decrease in the amount of \$78,112.00 will result in a revised total of \$633.00 and the deletion of this program.

The restricted program, California 21st Century Community Learning Centers Grant – Access 3A (576), was not included in the 2004-2005 budget. Based on the grant award notification received by the District on November 17, 2004, an increase in the amount of \$50,000.00 will result in a revised total of \$50,000.00.

The restricted program, California 21st Century Community Learning Centers Grant – Family Literacy 3A (577), was not included in the 2004-2005 budget. Based on the grant award notification received by the District on November 17, 2004, an increase in the amount of \$80,000.00 will result in a revised total of \$80,000.00.

The restricted program, California 21st Century Community Learning Centers Grant – Access 3B (578), was not included in the 2004-2005 budget. Based on the grant award notification received by the District on November 17, 2004, an increase in the amount of \$25,000.00 will result in a revised total of \$25,000.00.

The restricted program, California 21st Century Community Learning Centers Grant – 152 (580), was included in the 2004-2005 budget in the amount of \$550,217.00. Based on the grant award notification received by the District on December 14, 2004, an increase in the amount of \$25,000.00 will result in a revised total of \$575,217.00.

The restricted program, California 21st Century Community Learning Centers Grant – Core 3A (583), was not included in the 2004-2005 budget. Based on the grant award notification received

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by the District on November 17, 2004, an increase in the amount of \$292,500.00 will result in a revised total of \$292,500.00.

The restricted program, California 21st Century Community Learning Centers Grant – Core 3B (584), was not included in the 2004-2005 budget. Based on the grant award notification received by the District on November 17, 2004, an increase in the amount of \$63,000.00 will result in a revised total of \$63,000.00.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the reduction of \$4,588.00 in the budgeting of CA School Information Services (313).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$50,000.00 in the budgeting of Regional Occupational Program: Equipment Purchase Grant (337).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$278,255.00 in the budgeting of Region 10 - SELPA (371).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$88,250.00 in the budgeting of Specialized Secondary Programs (SSP) (411).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$575,000.00 in the budgeting of Staff Development: Mathematics and Reading (AB 466) (490).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$170,865.00 in the budgeting of School Safety and Violence Prevention Act Program, Grades 8-12 (494).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$15,379.00 in the budgeting of Carl D. Perkins Vocational and Technical Education Act of 1998 Grant (512).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$38,300.00 in the budgeting of Enhancing Education Through Technology Formula Grant (516).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$78,112.00 in the budgeting of Safe and Drug Free Schools (558).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$50,000.00 in the budgeting of California 21st Century Community Learning Centers Grant – Access 3A (576).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$80,000.00 in the budgeting of California 21st Century Community Learning Centers Grant – Family Literacy 3A (577).

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BE IT ALSO RESOLVED that the Board of Education approves the addition of \$25,000.00 in the budgeting of California 21st Century Community Learning Centers Grant – Access 3B (578).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$25,000.00 in the budgeting of California 21st Century Community Learning Centers Grant – 152 (580).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$292,500.00 in the budgeting of California 21st Century Community Learning Centers Grant – Core 3A (583).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$63,000.00 in the budgeting of California 21st Century Community Learning Centers Grant – Core 3B (584).

8.11 Donation of Various Salvaged Computer Equipment to the Children’s Way Foster Family Agency, a Charitable Organization
(Prepared by Business Services Division)

A charitable organization has expressed an interest in various salvaged computer equipment, pianos, and office equipment that, due to changing District needs, are no longer of use to the District and have no significant resale value. Per Education Code 17546(c), the District wishes to make a one-time donation to the Children’s Way Foster Family Agency, based on availability, of various salvaged computer equipment, pianos, and office equipment. All items will be donated as is.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes the one-time donation to the Children’s Way Foster Family Agency, based on availability, of salvaged computer equipment, pianos, and office equipment per Education Code 17546(c). All items will be donated as is.

8.12 Agreement with Barbara Flores, Ph.D., to Provide Presentations on Language, Literacy, and Culture for the CAPS Programs
(Prepared by Business Services Division)

The Student Services Division requests Board of Education approval to enter into an agreement with Barbara Flores, Ph.D., San Bernardino, CA, to provide presentations on Language, Literacy, and Culture at eight CAPS literacy sites, effective January 12, 2005, continuing through June 30, 2005. Dr. Flores is currently a professor of Literacy at California State University, San Bernardino and teaches on ways in which social structure, social and cultural assumptions, and language use affect interactions between students of different social and cultural groups and the impact on the educational system. The cost for services, not to exceed \$4,800.00, billed at \$300.00 per hour, will be paid from Restricted General Fund – NCLB CAPS 21st Century Community Learning Center – 218 Direct, Account No. 582.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education approves entering into an agreement with Barbara Flores, Ph.D., San Bernardino, CA, to provide presentations on Language, Literacy, and Culture at eight CAPS literacy sites, effective January 12, 2005, continuing through June 30, 2005. Dr. Flores is currently a professor of Literacy at California State University, San Bernardino and teaches on ways in which social structure, social and cultural assumptions, and language use affect interactions between students of different social and cultural groups and the impact on the educational system. The cost for services, not to exceed \$4,800.00, billed at \$300.00 per hour, will be paid from Restricted General Fund – NCLB CAPS 21st Century Community Learning Center – 218 Direct, Account No. 582.

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

8.13 Agreement with Gabriel, Roeder, Smith & Company to Provide An Actuarial Valuation of Current Post-Retirement Medical Benefits
(Prepared by Business Services Division)

The Risk Management Department requests Board of Education approval to enter into an agreement with Gabriel, Roeder, Smith & Company, San Diego, CA, to provide an actuarial valuation of current post-retirement medical benefits, effective January 12, 2005, continuing through June 30, 2005. The valuation will determine the present value of benefits and funding alternatives for all current employees and retirees. The services include a written report and meeting to present the results. This valuation is in compliance with the requirements of GASB 45 and Education Code 42140. The cost for services, not to exceed \$19,700.00, with \$9,600.00 for certificated active members, \$6,850.00 for classified active members, and \$3,250.00 for current retirees, will be paid from Unrestricted General Fund – Growth Account No. 246.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Gabriel, Roeder, Smith & Company, San Diego, CA, to provide an actuarial valuation of current post-retirement medical benefits, effective January 12, 2005, continuing through June 30, 2005. The valuation will determine the present value of benefits and funding alternatives for all current employees and retirees. The services include a written report and meeting to present the results. This valuation is in compliance with the requirements of GASB 45 and Education Code 42140. The cost for services, not to exceed \$19,700.00, with \$9,600.00 for certificated active members, \$6,850.00 for classified active members, and \$3,250.00 for current retirees, will be paid from Unrestricted General Fund – Growth Account No. 246.

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

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8.14 Agreement with Stephanie Rosales to Provide Cheerleading Coaching Services to District Students Enrolled at Kimbark Elementary School
(Prepared by Business Services Division)

Kimbark Elementary School requests Board of Education approval to enter into an agreement with Stephanie Rosales, San Bernardino, CA, to provide cheerleading coaching services to District students enrolled at Kimbark Elementary School, effective January 12, 2005, continuing through June 30, 2005. Ms. Rosales will act as the cheerleading coach for Kimbark Elementary School's student cheerleaders. The cost, not to exceed \$2,810.00, will be paid from the Restricted General Fund, No Child Left Behind-CAPS-CCLC-118 Core, Account No. 581.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Stephanie Rosales, San Bernardino, CA, to provide cheerleading services to District students enrolled at Kimbark Elementary School, effective January 12, 2005, continuing through June 30, 2005. The cost, not to exceed \$2,810.00, will be paid from the Restricted General Fund, No Child Left Behind-CAPS-CCLC-118 Core, Account No. 581.

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

8.15 Agreement with the Parent Institute for Quality Education to Provide Training for Parents of District Students Enrolled at Rio Vista Elementary School
(Prepared by Business Services Division)

Rio Vista Elementary School requests Board of Education approval to enter into an agreement with the Parent Institute for Quality Education, El Monte, CA, to provide training for parents of District students enrolled at Rio Vista Elementary School, effective January 19, 2005, continuing through March 16, 2005. The training provided to parents will include the skills and techniques that will enable them to address the educational needs of their school-aged children. The cost for services, not to exceed \$4,000.00, will be paid from Restricted General Fund - Elementary and Secondary Education Act Title 1, Account No. 501.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with the Parent Institute for Quality Education, El Monte, CA, to provide training for parents of District students enrolled at Rio Vista Elementary School, effective January 19, 2005, continuing through March 16, 2005. The training provided to parents will include the skills and techniques that will enable them to address the educational needs of their school-aged children. The cost for services, not to exceed \$4,000.00, will be paid from Restricted General Fund - Elementary and Secondary Education Act Title 1, Account No. 501.

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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.

- 8.16 Agreement with Anger Management Systems, 4:13 Incorporated to Provide Training in Anger Management to Students and Their Parents at Cypress Elementary School
(Prepared by Business Services Division)

Cypress Elementary School requests Board of Education approval to enter into an agreement with Anger Management Systems, 4:13 Incorporated, Los Angeles, CA, to provide training in anger management to students and their parents, effective January 12, 2005, continuing through June 9, 2005. The training will be provided to students and parents, with weekly teacher follow-up meetings, case consultation with students and their parent(s), one-on-one counseling, and free phone consultations. The cost for services, not to exceed \$8,000.00, will be paid from Unrestricted General Fund – 21st Century Community Learning Center, Account No. 563.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Anger Management Systems, 4:13 Incorporated, Los Angeles, CA, to provide training in anger management to students and their parents, effective January 12, 2005, continuing through June 9, 2005. The training will be provided to students and parents, with weekly teacher follow-up meetings, case consultation with students and their parent(s), one-on-one counseling, and free phone consultations. The cost for services, not to exceed \$8,000.00, will be paid from Unrestricted General Fund – 21st 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.

- 8.17 Agreement with Platform Learning to Provide Group Instruction in Reading and Math for Students at Kendall Elementary School
(Prepared by Business Services Division)

Kendall Elementary School requests Board of Education approval to enter into an agreement with Platform Learning, Ontario, CA, to provide group instruction in reading and math to students at Kendall Elementary School, effective February 5, 2005, continuing through May 5, 2005. The small group instruction will be provided to students who are having difficulties in reading and math. The instruction will be aligned to the state curriculum frameworks. The cost for services, not to exceed \$37,500.00, will be paid from Unrestricted General Fund – Immediate Intervention, Underperforming School Program (II/USP), Account No. 474.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education approves entering into an agreement with Platform Learning, Ontario, CA, to provide group instruction in reading and math to students at Kendall Elementary School, effective February 5, 2005, continuing through May 5, 2005. The small group instruction will be provided to students who are having difficulties in reading and math. The instruction will be aligned to the state curriculum frameworks. The cost for services, not to exceed \$37,500.00, will be paid from Unrestricted General Fund – Immediate Intervention, Underperforming School Program (II/USP), 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.

8.18 Agreement with Ms. Jan Pratt to Paint Murals and Illustrations on the Interior of the Enrollment Center
(Prepared by Business Services Division)

The Enrollment Center requests Board of Education approval to enter into an agreement with Ms. Jan Pratt, Riverside, CA, to paint murals and illustrations on the interior of the building, effective January 12, 2005, continuing through June 30, 2005. The cost for services, not to exceed \$5,090.00, will be paid from Unrestricted General Fund – Enrollment Center, Account No. 091.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Ms. Jan Pratt, Riverside, CA, to paint murals and illustrations on the interior of the building, effective January 12, 2005, continuing through June 30, 2005. The cost for services, not to exceed \$5,090.00, will be paid from Unrestricted General Fund – Enrollment Center, Account No. 091.

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

8.19 Facilities Use Agreement with the Radisson Hotel & Convention Center for the Speech and Language Region 10 Conference
(Prepared by Business Services Division)

The Special Education Department requests Board of Education approval to enter into a facilities use agreement with the Radisson Hotel & Convention Center, San Bernardino, CA, for rental and catering on January 14, 2005, for the Speech and Language Region 10 Conference. The primary focus of this conference will be to help students with severely impaired expressive phonological systems become intelligible. The cost for these services, not to exceed \$7,121.24, will be paid from Special Education-Central Program Account No. 827.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with the Radisson Hotel & Convention Center, San Bernardino, CA, for rental and catering on January 14, 2005, for the Speech and Language Region 10 Conference. The cost for these services, not to exceed \$7,121.24, will be paid from Special Education-Central Program Account 827.

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

8.20 License Agreement with the Redevelopment Agency of the City of San Bernardino for the Use of the California Theatre of the Performing Arts to Allow District Performances
(Prepared by Business Services Division)

The Fine Arts Department requests Board of Education approval to enter into a license agreement with the Redevelopment Agency of the City of San Bernardino for the use of the California Theatre of the Performing Arts, San Bernardino, CA. The theatre will be used on a nonexclusive basis, effective March 1, 2005, continuing through June 30, 2005. District students will present musical showcases to the community as a means of reinforcing their musical knowledge and gain valuable experience. The cost of \$2,722.17 per performance includes the rental fee, ushers, front house staff and stagehand personnel. The total not-to-exceed amount of \$8,166.51, plus a \$500.00 refundable damage deposit, for the entire project, will be paid from the Fine Arts Account No. 207.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a license agreement with the Redevelopment Agency of the City of San Bernardino to use the California Theatre of the Performing Arts, San Bernardino, CA, on a nonexclusive basis, effective March 1, 2005, and continuing through June 30, 2005. The total not-to-exceed cost of \$8,166.51, plus a \$500.00 refundable damage deposit, will be paid from the Fine Arts Account No. 207.

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

8.21 Amendment No. 1 to the Agreement with Eagle Aerial Imaging to Provide Digital Aerial Photomaps
(Prepared by Business Services Division)

The Facilities Management Department requests Board of Education approval to amend the Board resolution of July 3, 2003, authorizing the District to enter in an agreement with Eagle Aerial Imaging, Costa Mesa, CA, to provide digital aerial photomaps.

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In August 2004, Eagle Aerial upgraded their software to produce higher quality imaging by reducing the 1.5 pixel resolution imagery to 1.0 pixel. The Digital Aerial Photomaps are used in District community meetings, boundary assessments, and site identification.

This amendment will increase the yearly cost of \$3,600.00 to \$5,600.00 for the software upgrade, bringing the total to a new not-to-exceed amount of \$26,000.00, plus taxes and shipping, and will be charged to Developer Fee Fund 25, Account 9811. All other terms and conditions remain in full force and effect.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Eagle Aerial Imaging to provide digital aerial photomaps. This amendment will increase the yearly cost of \$3,600.00 to \$5,600.00 for the software upgrade, bringing the total to a new not-to-exceed amount of \$26,000.00, plus taxes and shipping, and will be charged to Developer Fee Fund 25, Account 9811.

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

8.22 Amendment No. 2 to the Master Agreement with Donahue Appraisal Associates Inc., for Appraisal Services at Various School Sites
(Prepared by Business Services Division)

The Facilities Management Department requests Board of Education approval to amend the master agreement with Donahue Appraisal Associates, Mission Viejo, CA, for appraisal services at various school sites to extend the term from February 28, 2005, to February 28, 2007.

The District is in the process of acquiring additional school sites that require initial and follow-up appraisals. The land acquisition process can take several years and should the District go to court an agreement must be in place because the services of an appraiser will be required. The extension will allow a representative from Donahue Appraisal Associates to participate. The current term will expire on February 28, 2005. The cost for services will be paid from School Facilities Capital Fund 35, Bond Fund 21, Developer Fee Fund 25, Capital Reserve Fund 40, and the General Fund 01.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the master agreement with Donahue Appraisal Associates for appraisal services at various sites. The term shall be extended from February 28, 2005, to February 28, 2007. The cost for services will be paid from School Facilities Capital Fund 35, Bond Fund 21, Developer Fee Fund 25, Capital Reserve Fund 40, and the General Fund 01.

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

8.23 Amendment No. 3 to the Agreement with HMC Architects to Provide Architectural and Engineering Services for Del Vallejo Middle School Modernization
(Prepared by Business Services Division)

The Facilities Management Department requests Board of Education approval to amend the existing agreement with HMC Architects for architectural and engineering services for Del Vallejo Middle School Modernization. This amendment is to provide additional services required to revise and update drawings and specifications resulting from reactivation of the project after submittal of 60 percent of the documents to the Division of the State Architect and the Office of Public School Construction. The cost, not to exceed \$23,193.00 plus reimbursables, will be charged to Fund 35-9960-0 Management Code MOD.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the existing agreement with HMC Architects for architectural and engineering services for Del Vallejo Middle School Modernization. This amendment is to provide additional services required to revise and update drawings and specifications resulting from reactivation of the project after submittal of 60 percent of the documents to the Division of the State Architect and the Office of Public School Construction. The cost, not to exceed \$23,193.00 plus reimbursables, will be charged to Fund 35-9960-0 Management Code MOD.

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

8.24 Amendment No. 3 to the Agreement with HMC Architects to Provide Architectural and Engineering Services for Martin Luther King Middle School Modernization
(Prepared by Business Services Division)

The Facilities Management Department requests Board of Education approval to amend the existing agreement with HMC Architects for architectural and engineering services for Martin Luther King Middle School Modernization. This amendment is to provide additional services required to revise and update drawings and specifications resulting from reactivation of the project after submittal of 60 percent of the documents to the Division of the State Architect and the Office of Public School Construction. The cost, not to exceed \$56,565.00 plus reimbursables, will be charged to Fund 35-9992-0 Management Code MOD.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education approves amending the existing agreement with HMC Architects for architectural and engineering services for Martin Luther King Middle School Modernization. This amendment is to provide additional services required to revise and update drawings and specifications resulting from reactivation of the project after submittal of 60 percent of the documents to the Division of the State Architect and the Office of Public School Construction. The cost, not to exceed \$56,565.00 plus reimbursables, will be charged to Fund 35-9992-0 Management Code MOD.

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

- 8.25 Renewal of the Agreement with John Pierce to Provide Inservice Training on Visual Arts to Staff and Follow-Up Activities to Students at Kendall Elementary School
(Prepared by Business Services Division)

Kendall Elementary School requests Board of Education approval to renew the agreement with John Pierce, San Bernardino, CA, to provide inservice training in the area of visual arts to staff and follow-up activities with the students, effective January 12, 2005, continuing through June 30, 2005. The training will be aligned to the California State Framework for Visual Arts with specific attention paid to sequence, perception, color, hue, and shading. The cost for services, not to exceed \$10,000.00, paid at \$30.00 per hour, will be paid from Unrestricted General Fund – Immediate Intervention/Underperforming School Program (II/USP), Account No. 474.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with John Pierce, San Bernardino, CA, to provide in-service training in the area of visual arts to staff and follow-up activities with the students, effective January 12, 2005, continuing through June 30, 2005. The training will be aligned to the California State Framework for Visual Arts with specific attention paid to sequence, perception, color, hue and shading. The cost for services, not to exceed \$10,000.00, paid at \$30.00 per hour, will be paid from Unrestricted General Fund – Immediate Intervention/Underperforming School Program (II/USP), 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.

- 8.26 Renewal of the Agreement with the San Bernardino County Superintendent of Schools to Provide Courier Services
(Prepared by Business Services Division)

The Business Services Division requests Board of Education approval to renew the agreement with the San Bernardino County Superintendent of Schools, to provide courier services, effective July 1, 2004, continuing through June 30, 2005. The said agreement would provide for daily

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delivery and pick up services for San Bernardino County Superintendent of Schools' correspondence and materials from School Claims, and weekly delivery of films rented from the Audio Visual Department, if applicable. The cost for services, not to exceed \$7,052.00, will be paid from Unrestricted General Fund – Business Services, Account No. 068.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with the San Bernardino County Superintendent of Schools, to provide courier services, effective July 1, 2004, continuing through June 30, 2005. The said agreement would provide for daily delivery and pick up services for San Bernardino County Superintendent of Schools' correspondence and materials from School Claims, and weekly delivery of films rented from the Audio Visual Department, if applicable. The cost for services, not to exceed \$7,052.00, 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.

8.27 Request to Rescind the Board Approval Granted to Vista Recovery Center, on December 21, 2004
(Prepared by Business Services Division)

The Purchasing Department requests Board of Education approval to rescind the Board Resolution for the affiliation agreement with Vista Recovery Center, San Bernardino, CA, as approved on December 21, 2004, Agenda Item No. 7.15. This rescission is necessary because Vista Recovery will not be providing test preparation for GED testing.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves rescinding the Board Resolution for the affiliation agreement with Vista Recovery Center, San Bernardino, CA, as approved on December 21, 2004, Agenda Item No. 7.15. This rescission is necessary because Vista Recovery will not be providing test preparation for GED testing.

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

8.28 Bid No. 26-04, Musical Instruments and Supplies
(Prepared by Business Services Division)

Bid No. 26-04, Musical Instruments and Supplies, advertised September 30, 2004, and October 7, 2004, was opened October 15, 2004, at 11:00 a.m. The Musical Instruments and supplies will be purchased for the District sites at every level. The results of the bidding are shown as follows:

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<u>BIDDER</u>	<u>TOTAL BID AMOUNT TAX INCLUDED</u>	<u>TOTAL BID AWARD TAX INCLUDED</u>	<u>TERMS</u>
Band Shoppe Cynthiana, IN	\$471.10	\$0.00	Net 30 Days
Bertrand's San Bernardino, CA	\$64,278.00	\$1,890.50	Net 30 Days
Gard's Music Glendora, CA	\$161,308.10	\$6,312.42	Net 30 Days
Guitar Center San Bernardino, CA	\$26,486.16	\$0.00	Net 30 Days
Interstate Music Supply New Berlin, WI	\$145,813.85	\$56,474.28	Net 30 Days
Jim's Music Irvine, CA	\$171,688.57	\$30,875.83	Net 30 Days
Natl Education Mus. Co. Mountainside, NJ	\$237,361.30	\$0.00	Net 30 Days
Nick Rail Music Redlands, CA	\$140,327.00	\$31,127.15	Net 30 Days
Piano Music Center Riverside, CA	\$31,808.48	\$218.97	Net 30 Days
Sam Ash Music Ontario, CA	\$129,636.23	\$0.00	Net 30 Days
Southwest Strings Tucson, AZ	\$26,200.62	\$6,096.46	Net 30 Days

It is recommended that the following resolution be adopted:

BE IT RESOLVED that bids received from National Education Music Company, Mountainside, NJ; Band Shoppe, Cynthiana, IN; Sam Ash Music, Ontario, CA; and Guitar Center, San Bernardino, CA; be rejected, as bids were not submitted according to the conditions of the Bid.

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BE IT ALSO RESOLVED that low bids on item numbers 8, 9, 10, 38, 57, 58, 59, 62, 64, 65, 75, 99, 100, 104, 116, 117, 118, 128, 133, 138, 156, 187, 217, 226, 231, 240, 274, 275, 302, 303, and 304 be rejected due to not bid as specified.

BE IT ALSO RESOLVED that there were two identical bids received for line 275 and as determined by lot it is recommended that the line be awarded to Jim's Music Center, Irvine, CA, in accordance with Public Contract Code 20117.

BE IT ALSO RESOLVED that bids on item numbers 60, 61, 76, 134, 188, 231, and 246 all bids received for these line items be rejected as not bid as specified. Bids on item numbers 127, 192, 216, and 264 be rejected as no bids were received for these items. Quotes will be requested on all of these items on an as-needed basis.

BE IT ALSO RESOLVED that Bid No. 26-04, Musical Instruments and Supplies, be awarded to the lowest responsible bidder(s) by line item, based on the unit prices bid, meeting District specifications as follows:

<u>BIDDER</u>	<u>TOTAL BID AWARD TAX INCLUDED</u>	<u>LINES AWARDED</u>	<u>TERMS</u>
Bertrand's San Bernardino, CA	\$1,890.50	17, 125, 126, 148, 159, 303, 304, and 306	Net 30 Days
Gard's Music Glendora, CA	\$6,312.42	7, 8, 9, 10, 43, 45, 50, 65, 66, 81, 108, 137, 139, 140, 156, 174, 201, 223, 230, 251, 301, and 305	Net 30 Days
Interstate Music New Berlin, WI	\$56,474.28	3, 11, 14, 16, 18 –22, 24 – 37, 41, 42, 47, 48, 63, 64, 67 – 72, 77 – 79, 87 – 90, 92 – 98, 107, 115, 120 – 124, 129, 130, 142 – 147, 149, 155, 157, 158, 163, 166, 168 – 173, 177, 182 – 186, 191, 197 – 200, 202 – 204, 207, 208, 210, 213, 217 – 222, 234, 235, 238, 241, 245, 247, 248, 250, 253 – 255, 259, 261 – 263, 269, 271, 273, 274, 280, 283, 284, and 292	Net 30 days
Jim's Music Irvine, CA	\$30,875.83	2, 4, 5, 12, 13, 44, 73, 74, 84-86, 91, 99,101-104, 106, 116, 119,131, 135, 136, 138, 150,	Net 30 Days

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		151, 165, 205, 206, 209, 215, 226, 229, 233, 236, 237, 246, 252, 256 – 258, 265, 266, 275 – 278, 281, 282, 285, and 287	
Nick Rail Music Redlands, CA	\$31,127.15	1, 6, 15, 23, 38 – 40, 46, 49, 57 – 59, 62, 80, 82, 83, 100, 105, 109 – 114, 117, 118, 128, 132, 133, 141, 152 – 154, 160 – 162, 164, 167, 175, 176, 178 – 181, 187, 189, 190, 193 – 196, 211, 212, 214, 224, 225, 227, 228, 232, 239, 249, 260, 267, 268, 270, 272, 279, 286, 289 – 291, and 297	Net 30 Days
Piano Music Center Riverside, CA	\$218.97	75	Net 30 Days
Southwest Strings Tucson, AZ	\$6,096.46	51 – 56, 240, 242 – 244, 288, 293 – 296, 298 – 300, and 302	Net 30 Days

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

8.29 Notice of Completion, Bid No. 18-04, Construction of Public Address System Wiring at San Bernardino High School
(Prepared by Business Services Division)

Bid No. 18-04, Construction of Public Address System Wiring at San Bernardino High School, was previously awarded to Verizon California, Inc. This work has now been completed. It is requested that the Board of Education formally accept the completed project.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. 18-04, Construction of Public Address System Wiring at San Bernardino High School, awarded to:

Verizon California, Inc.
Ontario, CA

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

8.30 Extended Field Trip, Serrano Middle School, Catalina Island Marine Institute at Fox Landing, Catalina Island, California
(Prepared by Business Services Division)

Serrano Middle School requests Board of Education approval of an extended field trip for forty-five sixth, seventh, and eighth grade students and three District employee chaperones to Catalina Island Marine Institute at Fox Landing, Catalina Island, CA, March 7-9, 2005.

Students will be actively engaged in a comprehensive marine lab program that includes instructional opportunities in geology, ecology, and oceanography. University-trained biologists will provide instruction.

The cost of the trip, \$10,150.00, which includes lodging, meals, registration, and transportation by boat and bus to and from activities at the camp, will be paid from Serrano Middle School ASB fund as well as parental contributions. Transportation by Laidlaw Bus Line, \$750.00, for the forty-five students and three chaperones will be paid from Serrano Middle School Unrestricted General Fund INAP Account No. 204. No students were denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for forty-five students and three District employee chaperones from Serrano Middle School to participate in the Catalina Island Marine Institute, Catalina Island, CA, March 7-9, 2005. The cost of the trip, \$10,150.00, will be paid from Serrano Middle School ASB fund as well as parental contributions. Transportation costs by Laidlaw Bus Line, \$750.00, will be paid from Serrano Middle School Unrestricted General Fund INAP Account No. 204. No students were denied participation due to financial constraints. Names of the students are on file in the Business Services office.

8.31 Amendment No. 1 to the Agreement with Ledgent to Provide Personnel to Reconcile Accounts Between the County and the SAP System
(Prepared by Business Services Division)

On August 17, 2004, the Board approved an agreement with Ledgent to provide personnel to assist in the reconciliation of records between the County and the SAP System, effective August 10, 2004, through December 31, 2004. The Business Services Division requests Board approval to increase the amount of the contract by \$146,503.00, for a not-to-exceed amount of \$202,503.00; and, to extend the agreement from December 31, 2004, to June 30, 2005. The costs are to be paid from SAP Account No. 286. All other terms and conditions remain unchanged.

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It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board approves amending the agreement with Ledgent to provide personnel to assist in the reconciliation of records between the County and the SAP System, effective August 10, 2004, through December 31, 2004. The Business Services Division requests Board approval to increase the amount of the contract by \$146,503.00, for a not-to-exceed amount of \$202,503.00; and, to extend the agreement from December 31, 2004, to June 30, 2005. The costs are to be paid from SAP Account No. 286. All other terms and conditions remain unchanged.

- 8.32 Amendment No. 2 to the Agreement with Vavrinek, Trine, Day and Co., to Provide Personnel to Reconcile Accounts Between the County and the SAP System
(Prepared by Business Services Division)

On January 20, 2004, the Board approved the agreement with Vavrinek, Trine, Day and Co., to provide personnel to reconcile accounts between the County and the SAP System. This amendment would increase the amount of the contract by \$167,033.00, with a not-to-exceed amount of \$377,033.00, to extend the agreement from December 31, 2004, to June 30, 2005. The costs are to be paid from SAP Account No. 286. All other terms and conditions remain unchanged.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board approves amending the consultant agreement with Vavrinek, Trine, Day and Co., to provide personnel to reconcile accounts between the County and the SAP System. This amendment would increase the amount of the contract by \$167,033.00, with a not-to-exceed amount of \$377,033.00, to extend the agreement from December 31, 2004, to June 30, 2005. The costs are to be paid from SAP Account No. 286. All other terms and conditions remain unchanged.

BE IT FURTHER RESOLVED that Mohammad Z. Islam, Assistant Superintendent, Business and Finance, be authorized to sign said agreement.

- 8.33 Agreement with Fiscal Crisis and Management Assistance Team (FCMAT) to Provide Consultant Services to Review the Facilities Department Operations
(Prepared by Business Services Division)

The Facilities Department is requesting Board approval to enter into an agreement with Fiscal Crisis and Management Assistance Team (FCMAT) to provide auditing/consulting services to enhance the operational efficiency and effectiveness of the Facilities Department and related accounting practices—from budget inception through final payment, effective February 1, 2005, continuing through July 31, 2005. The cost, not to exceed \$25,000.00, will be paid from the General Fund, Account No. 01-246.

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Education Code Section 42127.8 establishes FCMAT as a team with extensive experience in school district business operations, including facilities, to provide timely, cost-effective expertise on how to improve management practices, business policies and procedures, and/or organizational structure, at established costs. FCMAT, created in 1991 pursuant Assembly Bill 1200, assists local educational agencies by providing management assistance and school business services to school districts and county offices of education throughout the state upon request.

It is recommended that the following resolutions be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Fiscal Crisis and Management Assistance Team (FCMAT), to provide auditing/consulting services to enhance the operational efficiency and effectiveness of the Facilities Department and related accounting practices—from budget inception through final payment, effective February 1, 2005, continuing through July 31, 2005. The cost, not to exceed \$25,000.00, will be paid from the General Fund, Account No. 01-246.

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

8.34 Expulsion of Students
(Prepared by Student Services Division)

It is recommended that the following resolution be adopted:

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:

*02/27/88	**10/11/89	*11/06/88	10/26/93	**12/05/90	**06/28/89
**07/14/89	**08/16/88	*(S)01/09/92	**01/09/93		

*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.

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

8.35 Students Not Recommended for Expulsion Specified Under Education Code Section 48915 (a)
(Prepared by Student Services Division)

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:

10/12/94 01/24/96

8.36 Revocation of Suspension of Expulsion
(Prepared by Student Services Division)

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.

8.37 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
(Prepared by Student Services Division)

It is recommended that the following resolution be adopted:

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:

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05/20/89 12/05/89 12/09/90 07/08/90 09/25/88 06/17/90

8.38 Lift Expulsion of Students
(Prepared by Student Services Division)

It is recommended that the following resolution be adopted:

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:

05/30/90

8.39 Failure to Recommend Mandatory Expulsion 48915
(Prepared by Student Services Division)

It is recommended that the following resolution be adopted:

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:

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9.0 Action Items

- 9.1 Proposed Amendment to Affirmative Action Program for Equal Employment Opportunity Policy, Proposed Amendment to Non-discriminatory Harassment Policy, Proposed Amendment to Uniform Complaint Policy, and Non-discriminatory Harassment Policy – Students (Second Reading)
(Prepared by Employee Relations)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education adopts the proposed amendments to Affirmative Action Program for Equal Employment Opportunity Policy, Non-discriminatory Harassment Policy, Uniform Complaint Policy, and Non-discriminatory Harassment Policy – Students as presented.

- 9.2 Personnel Report #13, dated January 11, 2005
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #13, dated January 11, 2005, which contains action such as hiring, retirements, resignations, promotions, and terminations involving certificated, classified, and other employees in the categories of noon duty aides, recreational supervisors, substitute employees, and others. These actions are consistent with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

The following resolution is recommended:

BE IT RESOLVED that the Personnel Report #13, dated January 11, 2005, be approved as presented. Personnel actions included in this report are in accordance with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

SESSION EIGHT - Closed Session

10.0 Closed Session

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

Student Matters/Discipline

Public Employee Discipline/Dismissal/Release

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Conference with Labor Negotiator

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

Conference with Real Property Negotiators

Property: 144 Carousel Mall

Negotiating Parties:

San Bernardino City Unified School District (buyer)
Central City Complex, LLC (seller)

Under Negotiation:

Purchase price, terms, and conditions

Superintendent's Evaluation

SESSION NINE - Closing

11.0 Adjournment

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, January 18, 2005, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

The District is committed to provide equal access to individuals with a disability to open and public meetings. For information on the availability of disability-related aids or services to enable any person with a disability to participate in a public meeting and/or to request reasonable accommodations, please contact:

Marie Arakaki, Affirmative Action Officer
777 North F Street
San Bernardino, CA 92410
(909) 381-1122 (909) 381-1121 fax
email: marie.arakaki@sbcusd.k12.ca.us
Office Hours: Monday through Friday, 8 a.m.-4:30 p.m.

Requests for reasonable accommodations must be received by the Affirmative Action Office no later than five working days before the public meeting so that an interactive process can be effectuated to determine an effective accommodation that would best serve the needs of the individual with a disability.

Posted: January 6, 2005