

San Bernardino City Unified School District

Regular Meeting of the Board of Education

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

AGENDA INDEX

October 2, 2007

Estimated Time

SESSION ONE - Opening

- 1.0 Opening** **5:30 p.m.**
1.1 Call to Order
1.2 Pledge of Allegiance to the Flag

SESSION TWO - Special Presentations

- 2.0 Special Presentations** **5:35 p.m.**
2.1 Resolution Declaring October 2007 Character Education Month

SESSION THREE – Student Report/School Showcase

- 3.0 Student Report/School Showcase** **5:40 p.m.**
3.1 Pacific High School

SESSION FOUR - Public Hearing

- 4.0 Public Hearing** **5:55 p.m.**
4.1 Review of the Charter Petition for the Prime Academy of Excellence (PRIME)

SESSION FIVE - Administrative Reports

- 5.0 Administrative Reports** **6:10 p.m.**
5.1 Board New and Revised Policies Series 0000, Philosophy, Goals, Objectives and Comprehensive Plans, 1000 Community Relations, 2000 Administration, 3000 Business & Non-Instructional Operations, 4000 Personnel, 5000 Students, 6000 Instruction, 7000 Facilities, and 9000 Bylaws of the Board (First Reading)
5.2 Proposal for the City of San Bernardino Telecommunications Division, KCSB, Channel 3 to Videotape and Broadcast Board of Education Meetings

SESSION SIX – Other Matters Brought By Citizens

- 6.0 Other Matters Brought by Citizens** **7:00 p.m.**

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SESSION SEVEN - Reports and Comments

- 7.0** *Report by Board Members* **7:15 p.m.**
7.1 Legislative Update
- 8.0** *Report by Superintendent and Staff Members* **7:30 p.m.**

SESSION EIGHT - Legislation and Action

- 9.0** *Consent Items (When considered as a group, unanimous approval is advised.)* **7:45 p.m.**
- 9.1 Approval of Minutes
 - 9.2 Acceptance of Gifts and Donations to the District
 - 9.3 Business and Inservice Meetings
 - 9.4 Commercial Warrant Register for Period from September 1, Through September 15, 2007
 - 9.5 Federal/State/Local District Budgets and Revisions
 - 9.6 Establishment of District Trust Fund 71 for Other Post-Employment Benefits (OPEB)
 - 9.7 Delegation of Purchasing Authority
 - 9.8 Payment for Course of Study Activities
 - 9.9 Payment for Services Rendered by Non-Classified Experts and Organizations
 - 9.10 Notification of Mediated Settlement Agreement OAH Case Number N2007080061
 - 9.11 Bid No. 11-07, Re-Bid HVAC Equipment
 - 9.12 Bid No. 16-07, Electrical Materials & Supplies
 - 9.13 Notice of Completion, Bid No. 08-07, Resurfacing of Gymnasium Floors at Five High School Sites
 - 9.14 Notice of Completion, Bid No. 30-03, Categories 3 & 15, Juanita Blakely Jones Elementary School
 - 9.15 Notice of Completion, Bid No. 31-03, Category 3, Cesar E. Chavez Middle School
 - 9.16 Agreement with Father Flanagan's Boys Home to Provide Specialized Classroom Management Training
 - 9.17 Agreement with Genesis 8 to Provide Mentoring Project at Curtis Middle School
 - 9.18 Agreement with Ja'sher L. Griffin to Assist in the Smaller Learning Community Program at Arroyo Valley High School
 - 9.19 Agreement with Sarah Nichols to Assist in the Smaller Learning Community Program at Arroyo Valley High School
 - 9.20 Agreement with the Orange County Superintendent of Schools for Participation in the Inside the Outdoors Field Program for District Students
 - 9.21 Agreement with the Orange County Superintendent of Schools for Participation in the Resident Outdoor Science School for District Students
 - 9.22 Agreement with the Parent Institute for Quality Education to Provide Training for Parents of District Students Enrolled at Curtis Middle School

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- 9.23 Agreement with the Parent Institute for Quality Education to Provide Training for Parents of District Students Enrolled at Golden Valley Middle School
- 9.24 Amendment No. 1 to Facilities Use Agreements with National University
- 9.25 Amendment No. 1 to the Agreement with the Dayle McIntosh Center to Provide Interpreter Services to Deaf/Hearing Impaired Individuals
- 9.26 Amendment No. 3 to the Agreement with WLC Architects for Architectural Services in Connection with the Placement of Modular Multi-Purpose Rooms at Various Locations
- 9.27 Rescission of Agreement with New World Interpreting Agency to Provide Interpreter Services to Deaf/Hearing Impaired Individuals
- 9.28 Extended Field Trip, Barton Elementary School, Camp Creekside Outdoor Science Camp, Angelus Oaks, California
- 9.29 Extended Field Trip, Newmark Elementary School, Camp Cedar Crest Outdoor Science Camp, Angelus Oaks, California
- 9.30 Extended Field Trip, Arroyo Valley High School, San Geronio High School, San Bernardino High School, Footsteps to Freedom
- 9.31 Expulsion of Student(s)
- 9.32 Student(s) Recommended for Suspension, but Remanded Back to School Sites or Had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction
- 9.33 Student(s) Recommended for Expulsion, but Remanded Back to the School Sites Due to Errors of Due Process, Lack of Evidence and/or Availability of Other Means of Correction
- 9.34 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 9.35 Revocation of Suspension of Expulsion
- 9.36 Lift of Expulsion of Student(s)
- 9.37 Failure to Recommend Mandatory Expulsion 48915
- 9.38 Renewal of the Agreement for Nonpublic, Nonsectarian School/Agency Services with North Valley Schools
- 9.39 Establishment of Sub Fund for Monterey Elementary School Facilities Construction Project (Application Number 50/67876-00-072)
- 9.40 Approval to Re-Name the New Colonel Joseph C. Rodriguez Elementary School
- 9.41 Petition to Expunge Expulsion

10.0 Action Items

- 10.1 Board New and Revised Policies Series 0000, Philosophy, Goals, Objectives and Comprehensive Plans, 1000 Community Relations, 2000 Administration, 3000 Business & Non-Instructional Operations, 4000 Personnel, 5000 Students, 6000 Instruction, 7000 Facilities, and 9000 Bylaws of the Board (First Reading)
- 10.2 Personnel Report #7, dated October 2, 2007
- 10.3 In Recognition of Deceased Employees

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SESSION NINE - Closed Session

11.0 Closed Session

8:00 p.m.

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

Student Matters/Discipline

Conference with Labor Negotiator

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

District Negotiator: Arturo Delgado
Unrepresented Employees: Assistant Superintendent

Public Employee Discipline/Dismissal/Release

Public Employee Appointment

Title: Coordinator, English/Language Arts

SESSION TEN – Open Session

12.0 Action Reported from Closed Session

9:00 p.m.

SESSION ELEVEN - Closing

13.0 Adjournment

9:05 p.m.

A special meeting of the Board of Education of the San Bernardino City Unified School District will be held on Wednesday, October 3, 2007, at 4 p.m. in the Executive Dining room of the Nutrition Services Building, 1256 Northpark Blvd., San Bernardino.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, October 16, 2007, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: September 28, 2007

San Bernardino City Unified School District

Regular Meeting of the Board of Education

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

AGENDA

October 2, 2007

SESSION ONE - Opening

1.0 *Opening*

1.1 Call to Order

1.2 Pledge of Allegiance to the Flag

SESSION TWO - Special Presentations

2.0 *Special Presentations*

2.1 Resolution Declaring October 2007 Character Education Month
(Prepared by the Communications Office)

WHEREAS the Board of Education of the San Bernardino City Unified School District, with its longstanding record of providing Character Education and responsibility training to our students, welcomes the opportunity to join with others in our community, state, and nation in proclaiming that the present and future well-being of our society requires an involved, caring citizenry with good character; and

WHEREAS the character of our state is only as strong as the character of each individual citizen; and

WHEREAS the Board of Education believes that all educators are obliged to awaken youth to the moral and ethical virtues that build a fundamental strength of character; and

WHEREAS although character development is, first and foremost, an obligation of families, the efforts of faith communities; schools; and youth, civic, and human service organizations also play a very significant role in supporting family efforts by fostering and promoting good character; and

WHEREAS the common core of personal and social values, including trustworthiness, respect, responsibility, fairness, caring, citizenship, civic virtue, honesty, and personal

responsibility, should be emphasized consistently and comprehensively in all curricula and instructional activities;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District joins the California State Board of Education in recognizing October 2007 as Character Education Month and encourages all our schools to help ensure that the development of strong moral character and the promotion of responsible, ethical, civic-minded behavior are thoroughly integrated into each school's curriculum and program of instruction.

SESSION THREE – Student Report/School Showcase

3.0 *Student Report/School Showcase*

3.1 Pacific High School

SESSION FOUR - Public Hearing

4.0 *Public Hearing*

4.1 Review of the Charter Petition for the Prime Academy of Excellence (PRIME) (Prepared by Student Services Division)

District staff review of the charter petition for Prime Academy of Excellence (PRIME) indicates that the petition does not contain reasonable comprehensive descriptions of all the element requirements for the establishment of a California charter school as stipulated in California Education Code sections 47605-47608.

Education Code section 47605 requires that the petition be signed by a number of parents or guardians of pupils equivalent to at least one-half of the number of pupils that the charter school estimates will enroll in the school for its first year of operation and that the petition be signed by a number of teachers that is equivalent to at least one-half of the number of teachers that the charter school estimates will be employed at the school during its first year of operation.

Findings: The petition complies with Education Code section 47605. The petition contains the required signatures of parents of students expected to enroll for its first year of operation and the required signatures of teachers that the charter school expects to employ for its first year of operation.

Requirement Element 1: The charter must contain a description of the educational program of the school designed, among other things, to identify those whom the school is attempting to educate, what it means to be an “educated person” in the 21st century, and how learning best occurs. The goals identified in that program shall include the objective of enabling pupils to become self-motivated, competent, and lifelong learners.

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Findings: PRIME believes that students in the 21st century must be literate and articulate, mathematically competent, scientifically and technologically skilled. The petition states that the charter school will serve 100 students in K-12 in its first year of operation and plans to follow the traditional calendar that will include an extended school year for a minimum of 220 days. PRIME proposes to implement a K-12 curriculum that focuses on four academic areas: reading/language arts, mathematics, science, and social studies. Biomedical cluster exploration and biotechnology competencies will be offered in the middle school. EMT-Basic for First Responder Competence, Nursing Assistant 3, and Practical Nursing 1 will be infused in the high school level. PRIME proposes to establish partnerships with local hospitals, health care clinics, elder health care facilities, and health related companies for guest speakers, job shadowing opportunities, apprenticeships, volunteer experiences, and fieldtrips. PRIME also proposes to have a caring adult for every student enrolled.

The petition does not state how students will meet grade level standards. It states that the charter will include English learners, but is not clear as to how the needs of English learners will be met. The charter program design and focus seems more appropriate for students in Grades 9-12.

The petition meets partial requirements of this element. It needs to specify how students will meet grade level standards and how the school plans to serve English learners.

Requirement Element 2: The charter must contain the measurable pupil outcomes identified for use by the charter school. "Pupil outcomes," for purposes of this part, means the extent to which all pupils of the school demonstrate that they have attained the skills, knowledge, and attitudes specified as goals in the school's educational program.

Findings: PRIME proposes to use standardized testing to calibrate student performance and improvement on a yearly basis. It states that PRIME will be fully accountable for its students' achievement in keeping with the 1999 State Academic Performance Index (API) law, the federal No Child Left Behind Act, and the Adequate Yearly Progress (AYP), and any other applicable achievement requirements for charter schools. PRIME also proposes to provide a Personalized Educational Plan for each student and will be the basis for instruction. The petition does not mention CAHSEE.

The petition meets partial requirements for this element. It needs to include how students will prepare and test for CAHSEE.

Requirement Element 3: The charter must contain the method by which pupil progress in meeting those pupil outcomes is to be measured.

Findings: PRIME proposes to use state approved assessments to monitor student yearly progress. Parents will be kept apprised of student progress by annual progress reports. The charter plans to develop yearly a School Accountability Report Card (SARC) and make it available to the public.

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The petition meets this element requirement.

Requirement Element 4: The charter must contain the governance structure of the school including, but not limited to, the process to be followed by the school to ensure parental involvement.

Findings: The petition states that PRIME is a California non-profit corporation. The petition states that the founding group of PRIME is made up of a school administrator, a certificated public accountant, an entrepreneur in health care services, a public school teacher, and a human resources person. The petition states that the PRIME Board of Directors will govern PRIME. The makeup of the Board of Directors will be leaders within the school and the community. At least one position will be held by a parent or guardian of a student enrolled in PRIME. The PRIME Board of Directors will maintain local control over the school and ensure that the school receives input in decision making from all stakeholders.

The petition meets this element requirement.

Requirement Element 5: The charter must contain the qualifications to be met by individuals to be employed by the school.

Findings: The petition states that PRIME will employ a teaching staff that hold California teaching credentials, certificates, permits, or other documents issued by the California Commission on Teacher Credentialing and in keeping with NCLB requirements. The petition states that the teaching staff will be compensated comparably with their counterparts in the regular California public schools.

The petition partially meets this element requirement. The petition needs to describe the process to be used to provide for the inspection and/or monitoring of credentials.

Requirement Element 6: The charter must contain the procedures that the school will follow to ensure the health and safety of pupils and staff. These procedures shall include the requirement that each employee of the school furnish the school with a criminal record summary as described in Education Code section 44237.

Findings: The petition states that employees will be required to have fingerprinting/criminal background checks per Education Code section 44237. The petition states, however, that the school will require each employee to “furnish a criminal record summary”, suggesting that this will be left to the individual employee. This does not meet the Department of Justice (DOJ) clearance requirements of Education Code section 44237. The petition does not state that employees will be required to submit a TB clearance certificate as a condition of employment, which is an Education Code requirement. The petition does not state compliance with National Safety Institute’s playground safety regulations.

The petition does not meet this element requirement.

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Requirement Element 7: The charter must contain the means by which the school will achieve a racial and ethnic balance among its pupils that is reflective of the general population residing within the territorial jurisdiction of the school district to which the charter petition is submitted.

Findings: The petition states that through extensive community outreach and full disclosure about the school's program, PRIME will accept students and families who are committed to student success in a Personal Education Learning Plan (PEP). PRIME will give priority to students living within the San Bernardino City Unified School District.

The petition meets this element requirement.

Requirement Element 8: The charter must contain admission requirements if applicable.

Findings: The petition states that PRIME will not discriminate against students on the basis of sex, religion, national origin, ancestry, creed, pregnancy, marital status, physical or learning handicap. PRIME will admit all students as referred by any school district. PRIME will not charge tuition.

The petition meets this element requirement.

Requirement Element 9: The charter must contain the manner in which annual, independent, financial audits shall be conducted, which shall employ generally accepted accounting principles, and the manner in which audit exceptions and deficiencies shall be resolved to the satisfaction of the chartering authority.

Findings: The petition states that PRIME attendance accounting systems will comply with California requirements and the sponsoring district's requirements for certifying PRIME's ADA. PRIME will work with the District to transfer all attendance data to the sponsoring district's accounting program in order to generate the required state J18/19 forms.

The petition states that PRIME will be audited by an independent, certified, public accounting firm. PRIME will engage an auditor with experience in public school finance. Copies of the audit will be submitted to the sponsoring district, the County Office of Education, the State Controller's Office, CDE and any other agency required by law, within 180 days of the end of the fiscal year.

PRIME will make quarterly financial reports to the San Bernardino City Unified School District. The school will report unaudited actuals to the District by September 15 of each school year, which reflects the closing of the June 30 fiscal year. PRIME will comply with the financial reporting requirements of the California Department of Education Charter School Policy.

The petition partially meets this element requirement. The petition does not mention which system and process will be used to pay their employees as well as vendors. The petition does not mention their source of start up funds for operating the program.

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Requirement Element 10: The charter must contain the procedures by which pupils can be suspended or expelled.

Findings: The petition states that PRIME intends to establish its own suspension and expulsion policies. It states that the school's discipline, suspension, and expulsion policies will be in accordance with students' rights and with applicable laws. The petition states that the school will not discipline students protected under Section 504 of the Rehabilitation Act and Individuals with Disabilities in Education Act unless PRIME complies with the requirements of those acts.

The petition must align student discipline policies with Education Code section 48900 to meet this element requirement.

Requirement Element 11: The charter must contain the manner by which staff members of the charter schools will be covered by the State Teachers' Retirement System, the Public Employees' Retirement System, or federal social security.

Findings: The petition states that staff will participate in the STRS and PERS system and will also have access to other school-sponsored retirement plans according to policies developed by the PRIME Board of Directors.

The petition meets this element requirement.

Requirement Element 12: The charter must contain the public school attendance alternatives for pupils residing within the school district who choose not to attend charter schools.

Findings: The petition states that no students who are members of the sponsoring district, or any other district will be required to attend PRIME. The petition states that during the admissions process, written materials will be distributed that will include a section to inform parents or guardians of each student enrolled in PRIME that the students have no right to admission in a particular school of any local education agency as a consequence of enrollment in PRIME, except to the extent that such right is extended by the local education agency.

The petition does not meet this element requirement. Students have the right to return to District schools or attend other charter schools.

Requirement Element 13: The charter must contain a description of the rights of any employee of the school district upon leaving the employment of the school district to work in a charter school, and any rights of return to the school district after employment at a charter school.

Findings: The petition states that employees who leave PRIME to return to work with the District shall be governed by the District Board policies and the collective bargaining agreements.

The petition meets this element requirement.

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Requirement Element 14: The charter must contain the procedures to be followed by the charter school and the entity granting the charter to resolve disputes relating to provisions of the charter.

Findings: The petition contains language that limits the District's ability to execute its responsibility for oversight. The language provides for a minimum of two and one-half months to resolve disputes and to engage a third party mediator. The language significantly restricts the District's ability to take any action it deems appropriate.

The petition does not meet this element requirement. The District cannot accept this language.

Requirement Element 15: The charter must contain a declaration whether or not the charter school shall be deemed the exclusive public school employer of the employees of the charter school for the purposes of the Educational Employment Relations Act [Chapter 10.7 (commencing with Section 3540) of Division 4 of Title 4 of Title 1 of the Government Code.]

Findings: The petition states that PRIME will be deemed the exclusive and independent public school employer of the employees of PRIME for the purposes of the Educational Employment Act.

The petition meets this element requirement.

Requirement Element 16: Charter School Term, Renewal, Amendment and Closure Term of the Charter: The term of the charter will be for five years, commencing on the date that the charter is renewed by the State Board of Education and expiring five years later unless renewed.

Findings: The petition meets this element requirement.

CONCLUSION:

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education adopts District Staff findings regarding the charter petition submitted by the Prime Academy of Excellence (PRIME).

It is further recommended that one of the following resolutions be adopted:

BE IT FURTHER RESOLVED that the Board of Education approves the charter petition submitted by Prime Academy of Excellence (PRIME).

Or

BE IT FURTHER RESOLVED that the Board of Education denies the charter petition of Prime Academy of Excellence (PRIME).

SESSION FIVE - Administrative Reports

5.0 *Administrative Reports*

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 Six - Other Matters Brought by Citizens.*

- 5.1 Board New and Revised Policies Series 0000, Philosophy, Goals, Objectives and Comprehensive Plans, 1000 Community Relations, 2000 Administration, 3000 Business & Non-Instructional Operations, 4000 Personnel, 5000 Students, 6000 Instruction, 7000 Facilities, and 9000 Bylaws of the Board (First Reading)
(Prepared by Business Services Division)

At the August 7, 2007 meeting, it was the consensus of the Board to globally adopt all new and revised policies at a future Board meeting. It is recommended that all new and revised policies for the District be adopted. The policies are based on sample policies provided by the California School Boards Association (CSBA) which have had legal review and were written to comply with current federal and state law. The policies were reviewed and updated by Staff.

The following policy series (0000 through 9000) are presented for adoption:

Policy Series	Policy Series Title
0000	Philosophy, Goals, Objectives and Comprehensive Plans
1000	Community Relations
2000	Administration
3000	Business & Non-Instructional Operations
4000	Personnel
5000	Students
6000	Instruction
7000	Facilities
9000	Bylaws of the Board

After Board adoption, all new and revised Board policies will be available for community review at Board of Education area on the District website which will have a hyperlink to the CSBA GAMUT Online website.

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5.2 Proposal for the City of San Bernardino Telecommunications Division, KCSB, Channel 3 to Videotape and Broadcast Board of Education Meetings
(Prepared by the Communications Department)

At the request of the Board, the Communications Department has contacted the City of San Bernardino Telecommunications Division, KCSB, Channel 3 regarding the feasibility of having KCSB videotape and broadcast bi-monthly Board of Education meetings on the cable public access channel 3.

KCSB has reported to us that to videotape the Board of Education meetings, three camera operators from the City of San Bernardino Telecommunications Division would film the meetings at an estimated cost of \$500 per meeting. This amount is based on the District not purchasing any additional equipment. Furthermore, the District would not be obligated to pay for air time.

During the course of videotaping meetings, television cameras would be placed in areas that will not obstruct or interfere with the meetings. Safety measures would be used to protect the public from wires and cables used to videotape the meetings. KCSB, Channel 3 staff would set up their equipment prior to the start of each Board meeting. It would take approximately one hour to set the equipment up.

The City of San Bernardino Telecommunications Division, KCSB, Channel 3 provides the service of videotaping and broadcasting public meetings for other public agencies in San Bernardino County. Meetings taped on Tuesday nights in Chino Hills are edited and prepared for broadcast by Friday of the same week. The City of San Bernardino Telecommunications Division, KCSB, Channel 3 anticipates a similar turnaround time for District Board of Education meetings. The San Bernardino City Council meetings are broadcast live, however; the District does not have a fiber optic cable link to broadcast live from the Board of Education building.

To arrange for a fiber optic cable link to be installed between the Board of Education building and the KCSB television studio, the District would have to work with Time Warner Cable Company. The cost for equipment, hardware, and trenching to run fiber optics to the closest city building (San Bernardino Police Department) is estimated at \$10,000-\$15,000. This would allow the transmission of audio and visual data.

SESSION SIX – Other Matters Brought By Citizens

6.0 *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

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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 Seven, there will be no further opportunity for citizens to address the Board on items under consideration.

SESSION SEVEN - Reports and Comments

7.0 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.

7.1 Legislative Update

8.0 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 EIGHT - Legislation and Action

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

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

9.1 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 Meeting held on September 4, 2007, be approved as presented.

9.2 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:

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SITE	DONOR	DONATION AND PURPOSE	CASH	VALUE
Riley Elementary School	Inland Empire Carpet, Inc.	To support the school spelling bee	\$500.00	
Arrowview Middle School	Orlando Beltran	To support student field trip	\$265.00	
Deputy Superintendent's Office	Orange County Teachers Federal Credit Union	To be used to supply refreshments for K-12 Principals' Meetings	\$250.00	
Thompson Elementary School	Wal-Mart	To be used for awards and incentives	\$250.00	
Thompson Elementary School	Target	To be used for Science Camp	\$179.00	
Purchasing Department	Office Depot	Two hundred backpacks to provide to needy students		\$5,000.00
San Gorgonio High School	Edison International	To be used for the wrestling team	\$117.00	
San Gorgonio High School	Edison International	To be used for the wrestling team	\$117.00	
Kendall Elementary School	Target	To be used for attendance incentives	\$125.22	
Kendall Elementary School	Target	To be used for Accelerated Readers Program	\$95.48	

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 \$500.00, Inland Empire Carpet, Inc.; \$265.00, Orlando Beltran; \$250.00, Orange County Teachers Federal Credit Union; \$250.00, Wal-Mart; \$179.00, Target; Two hundred backpacks, Office Depot; \$117.00, Edison International; \$117.00, Edison International; \$125.22, Target; and \$95.48, Target.

9.3 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:

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

TERESA PARRA
(Governing Board Member) To attend the CSBA Delegate Assembly in San Diego, CA, November 28-29, 2007. Total cost, not to exceed \$600.00, will be paid from Board of Education Account No. 066.

DANNY TILLMAN
(Governing Board Member) To attend the CSBA Annual Education Conference in San Diego, CA, November 29-December 1, 2007. Total cost, not to exceed \$1,300.00, will be paid from Board of Education Account No. 066.

ELSA VALDEZ
(Governing Board Member) To attend the California Latino School Boards Association 2007 Unity Conference in Del Mar, CA, October 5-7, 2007. Total cost, not to exceed \$985.00, will be paid from Board of Education Account No. 066.

BE IT FURTHER RESOLVED that the Board of Education ratifies the attendance and participation of the following individuals in scheduled business and inservice meetings:

MANEL MCMILLAN
TERRY KONDRACK
REBECCA FORBUSH
YVETTE SCHEMEMAUER
SANDRA NORRIS
LAURA HALL
REBECCA RYAN
ROBERTSON ROBERTSON To attend Gradelink Training in Effectively Integrating Technology into Curriculum and Instruction, Our Lady of the Assumption, San Bernardino, California, August 21-23, 2007. The total cost, not to exceed \$1,668.00, will be paid from Accountability Department Account No. 536.

FREDICK HOLLEY
PIETER NYSTROM
SUE LONG
SHARON SWANSON
RINA MCNAMARA
(Board Representatives,
Our Lady of the Assumption) To be paid a stipend of \$150.00 per day per person, for attending Gradelink Training in Effectively Integrating Technology into Curriculum and Instruction, Our Lady of the Assumption, San Bernardino, California, August 21-23, 2007. The total stipend, not to exceed \$300.00 per person, will be paid from Accountability Department Account No. 536.

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9.4 Commercial Warrant Register for Period from September 1, Through September 15, 2007
(Prepared by Business Services Division)

It is requested that the Board of Education adopts the Commercial Warrant Register and authorizes specific individuals to sign disbursements on its behalf.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Commercial Warrant Register for period from September 1, 2007, through September 15, 2007, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes David Moyes, Acting Accounts Payable Officer; Gene Fortajada, Accounting Services Director; or Mohammad Islam, Assistant Superintendent, to sign disbursements.

9.5 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 programs requested by the Board of Education affect the restricted and unrestricted portions in the budgets of the District funds. In order to adjust the program budgets, it is necessary to have Board of Education approval.

The restricted program, RDA Highland (121), was included in the 2007-2008 approved budget in the amount of \$0 for revenues and \$1,266,158.00 for expenditures. The difference of \$1,266,158.00 is funded from prior year fund balance. Based on actual amounts received, an increase in the amount of \$420,762.32 will result in a revised total of \$420,762.32 for revenue and \$1,686,920.32 for expenditures.

The restricted program, CTE Equipment and Supplies Grant (409), was included in the 2007-2008 approved budget in the amount of \$0 for revenues and \$225,202.00 for expenditures. The difference of \$225,202.00 is funded from carryover of prior year fund balance. Based on the 16th Schedule of Apportionment, an increase in the amount of \$2,832.27 will result in a revised total of \$2,832.27 for revenues and \$228,034.27 for expenditures.

The restricted program, The Certificated Staff Mentoring Program (SB 1209) (410), was not included in the 2007-2008 approved budget. Based on the Apportionment Bulletin, an increase in the amount of \$352,800.00 will result in a revised total of \$352,800.00.

The restricted program, California Instructional School Garden Grant (413), was not included in the 2007-2008 approved budget. Based on the information received from the California

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Department of Education website, an increase in the amount of \$52,500.00 will result in a revised total of \$52,500.00.

The restricted program, High Priority Schools Grant (473), was included in the 2007-2008 approved budget in the amount of \$5,842,004.00. Based on the information received from the California Department of Education, a decrease in the amount of \$68,000.00 will result in a revised total of \$5,774,004.00.

The restricted program, Indian Education Grant (505), was included in the 2007-2008 approved budget in the amount of \$99,769.00. Based on the grant award notification received by the District on September 12, 2007, an increase in the amount of \$7,207.00 will result in a revised total of \$106,976.00.

The restricted program, California 21st Century Community Learning Centers Grant – Access 3A (576), was included in the 2007-2008 approved budget in the amount of \$32,714.00. Based on the grant award notification received by the District on September 12, 2007, an increase in the amount of \$50,000.00 will result in a revised total of \$82,714.00.

The restricted program, California 21st Century Community Learning Centers Grant – Family Literacy 3A (577), was included in the 2007-2008 approved budget in the amount of \$50,470.00. Based on the grant award notification received by the District on September 12, 2007, an increase in the amount of \$60,000.00 will result in a revised total of \$110,470.00.

The restricted program, California 21st Century Community Learning Centers Grant – Access 3B (578), was included in the 2007-2008 approved budget in the amount of \$323.00. Based on the grant award notification received by the District on September 12, 2007, an increase in the amount of \$25,000.00 will result in a revised total of \$25,323.00.

The restricted program, California 21st Century Community Learning Centers Grant – 152 (580), was included in the 2007-2008 approved budget in the amount of \$655,834.00. Based on the grant award notification received by the District on September 12, 2007, an increase in the amount of \$162,375.00 will result in a revised total of \$818,209.00.

The restricted program, California 21st Century Community Learning Centers Grant – 218 Core (581), was included in the 2007-2008 approved budget in the amount of \$279,518.00. Based on the grant award notification received by the District on September 12, 2007, an increase in the amount of \$43,200.00 will result in a revised total of \$322,718.00.

The restricted program, California 21st Century Community Learning Centers Grant – 218 Direct (582), was included in the 2007-2008 approved budget in the amount of \$102,984.00. Based on the grant award notification received on September 12, 2007, an increase in the amount of \$40,000.00 will result in a revised total of \$142,984.00.

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The restricted program, California 21st Century Community Learning Centers Grant – Core 3B (584), was included in the 2007-2008 approved budget in the amount of \$63,271.00. Based on the grant award notification received by the District on September 12, 2007, an increase in the amount of \$50.00 will result in a revised total of \$63,321.00.

The restricted program, Fund 12-First 5: Children of “At Risk” Parents Program (113), was included in the 2007-08 approved budget. The board item for Contract DS077 in the amount of \$246,660.00 is being rescinded based on the fact that the District will consolidate this program under the General Fund 01-School Readiness Program (366).

The restricted program, Fund 12-Infant and Toddler Resource Program (114), was not included in the 2007-2008 approved budget in the amount of \$4,726.00. Based on the award letter received by the District September 11, 2007, an increase in the amount of \$4,726.00 will result in a revised total of \$4,726.00 in revenue and expenditures.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the addition of \$420,762.32 in the budgeting of revenues and expenditures for the restricted program, RDA Highland (121).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$2,832.27 in the budgeting of revenues and expenditures for the restricted program CTE Equipment and Supplies Grant (409).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$352,800.00 in the budgeting of revenues and expenditures for the restricted program The Certificated Staff Mentoring Program (SB 1209) (410).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$52,500.00 in the budgeting of revenues and expenditures for the restricted program California Instructional Garden Grant (413).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$68,000.00 in the budgeting of revenues and expenditures for the restricted program High Priority Schools Grant (473).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$7,207.00 in the budgeting of revenues and expenditures for the restricted program Indian Education Grant (505).

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

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BE IT ALSO RESOLVED that the Board of Education approves the addition of \$60,000.00 in the budgeting of revenues and expenditures for the restricted program California 21st Century Community Learning Centers Grant – Family Literacy 3A (577).

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

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$162,375.00 in the budgeting of revenues and expenditures for the restricted program California 21st Century Community Learning Centers Grant - 152 (580).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$43,200.00 in the budgeting of revenues and expenditures for the restricted program California 21st Century Community Learning Centers Grant – 218 Core (581).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$40,000.00 in the budgeting of revenues and expenditures for the restricted program California 21st Century Community Learning Centers Grant – 218 Direct (582).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$50.00 in the budgeting of revenues and expenditures for the restricted program California 21st Century Community Learning Centers Grant – Core 3B (584).

BE IT ALSO RESOLVED that the Board of Education rescinds the addition of \$246,660.00 in the budgeting of expenditures and revenues for the restricted program, Fund 12-First 5: Children of “At Risk” Parents Program (113).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$4,726.00 in the budgeting of revenues and expenditures for the restricted program, Fund 12-Infant and Toddler Resource Program (114).

9.6 Establishment of District Trust Fund 71 for Other Post-Employment Benefits (OPEB)
(Prepared by Business Services Division)

The District has received the actuarial report for Other Post-Employment Benefits (OPEB) as of July 1, 2007, from Demsey, Filliger and Associates, and advance copies were forwarded to the Board. The report covers the actuarial valuations that establish the liabilities and the disclosure requirements of the District’s retiree health insurance program under Governmental Accounting Standards Board Statement No. 45 (GASB 45). GASB 45 requires that school districts, with total revenue of \$100 million or more, must comply with the new regulations effective FY 2007-08. The plan filed with the California Department of Education under the Fiscal Solvency Plan

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requires the review of OPEB obligations every two years and the strategy of funding such obligations.

It is recommended that the Board approves the establishment of the District Trust Fund 71, a separate irrevocable trust, to pay plan benefits to retirees and invests accumulated assets that will fund the plan benefits of all eligible employees for future years. The trustee and the plan administrator for this program will be presented to the Board at a later date for approval.

It is now in order to adopt the following resolution:

BE IT RESOLVED that the Board of Education approves the establishment of the District Trust Fund 71, a separate irrevocable trust, to pay plan benefits to retirees and invests accumulated assets that will fund the plan benefits of all eligible employees for future years.

9.7 Delegation of Purchasing Authority
 (Prepared by Business Services Division)

In order to conduct District business, the Board of Education approves on an annual basis, certain authorizations for purchasing authority for District personnel to carry out the purchasing function.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education, under the provision of Education Code Section 17605, delegates authority to John Peukert, Assistant Superintendent, Facilities Operations, to sign purchase orders for transportation expenditures for the period beginning July 1, 2007, until revoked.

9.8 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.

Arroyo Valley High School wishes to hire Erica Goe to assist Mrs. Bonds, the AVHS dance instructor from October 3, 2007, to October 19, 2007. Ms. Goe will assist Mrs. Bonds in training dance students in new dance routines for upcoming performances. The cost, not to exceed \$200.00, will be paid from Arroyo Valley High School Account No. 203.

The Advanced Learner Programs and Services Department wishes to hire Michaelangelo Creations to provide consulting services from October 3, 2007, to June 30, 2008. Michaelangelo Creations will assist with committee involvement, curriculum pre-planning, weekly planning, and class instruction at Anton Elementary School. The cost, not to exceed \$1,250.00, will be paid from Advanced Learner Programs and Services Account No. 794.

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Sierra High School wishes to hire Gloria Ceballos, Margaret Gonzales, Rosita Moncada, Brian Mullgrav, and Brian Royer to guest speak beginning on October 3, 2007, and other dates throughout the 2007-2008 school year. Guest speakers will share college-related items such as application/enrollment procedures, scholarship information, Veteran's Affairs information, counseling, and EOPS. These presentations will be made at no cost to the District.

Lincoln Elementary School wishes to hire Team Impact to present a motivational assembly on October 3, 2007. This presentation features athletes performing feats of strength to motivate students to aspire to academic excellence, have respect for authority, resist peer pressure and drugs and alcohol, and to have high hopes and goals. This presentation will be made at no cost to the District.

Del Rosa Elementary School wishes to hire Team Impact to present a motivational assembly on October 3, 2007. This presentation features athletes performing feats of strength to motivate students to aspire to academic excellence, have respect for authority, resist peer pressure and drugs and alcohol, and to have high hopes and goals. The cost, not to exceed \$750.00, will be paid from Del Rosa Elementary School ASB Funds.

Hunt Elementary School wishes to hire Team Impact to present a motivational assembly on October 4, 2007. This presentation features athletes performing feats of strength to motivate students to aspire to academic excellence, have respect for authority, resist peer pressure and drugs and alcohol, and to have high hopes and goals. This assembly will be made at no cost to the District.

Thompson Elementary School wishes to hire Team Impact to present a motivational assembly on October 5, 2007. This presentation features athletes performing feats of strength to motivate students to aspire to academic excellence, have respect for authority, resist peer pressure and drugs and alcohol, and to have high hopes and goals. This assembly will be made at no cost to the District.

Bradley Elementary School wishes to hire Team Impact to present a motivational assembly on October 5, 2007. This presentation features athletes performing feats of strength to motivate students to aspire to academic excellence, have respect for authority, resist peer pressure and drugs and alcohol, and to have high hopes and goals. The cost, not to exceed \$500.00, will be paid from Bradley Elementary School Account No. 419.

Lytle Creek Elementary School wishes to hire Morale International to present a motivational assembly on October 5, 2007, and November 2, 2007. This presentation features Brent George to motivate students to do well during the State testing with several morale boosters. This assembly will be made at no cost to the District.

Kimbark Elementary School wishes to hire The Wisdom Tree to present a Native American Assembly and Workshop on October 11, 2007. The Wisdom Tree uses storytelling and live music to entertain, educate, and inspire students. The performers show students how the customs

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and traditions of the Native American culture can help students learn from the past, live and grow in the present, and give their best to the future. The cost, not to exceed \$1,375.00, will be paid from Kimbark Elementary School Account No. 419.

Palm Avenue Elementary School wishes to hire Wheels of Freestyle, Inc. to present "Go Big," on October 16, 2007. This motivational presentation will teach students how to blast through self-limiting beliefs, how big dreams can translate into big success, and how to stay away from drugs and violence. The cost, not to exceed \$799.00, will be paid from Palm Avenue Elementary School PTA Funds.

Lytle Creek Elementary School wishes to hire McLeod Educational Services to present "Drug Free, That's Me," on October 23, 2007. This presentation is filled with magic, puppetry, and storytelling. The students will learn how and when to say, "No," and how to avoid drugs and alcohol. The cost, not to exceed \$600.00, will be paid from Lytle Creek Elementary School Account No. 205.

San Bernardino High School wishes to hire IM INC. to present a Red Ribbon Week assembly on October 25, 2007. This presentation is to provide services per Red Ribbon Week Awareness in Lecture-Discourse On Statistics that involve youth-aged users of tobacco and drugs, prevention methods, and health impairments. This presentation will also feature live music and songs as a message to deter students from using tobacco and drugs. The cost, not to exceed \$1,450.00, will be paid from San Bernardino High School Account No. 129.

Del Rosa Elementary School wishes to hire Creative Sports, Inc., to present their Air Assault Stunt Team "Red Ribbon Week Assembly," on October 25, 2007. This exciting show choreographs aerial acrobatics with high-energy music, incorporating audience participation and sharing with students a passion for living a healthy, drug-free lifestyle. Creative Sports, Inc., has been in business since 1986 and has performed all over North America, Europe, and Asia for such clients as the NFL and Disneyland. The cost, not to exceed \$800.00, will be paid from Del Rosa Elementary School ASB Funds.

Roosevelt Elementary School wishes to hire Mad Science to present "Be Tobacco Free," on October 30, 2007. This presentation is meant to educate students on the dangers of tobacco and how they can make good life choices to grow into healthy adults. This exciting, interactive program will let students experience firsthand, the unpleasant and unhealthy aspects of tobacco use. The cost, not to exceed \$425.00, will be paid from Roosevelt Elementary School Account No. 419.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2007-08 school year and approves payment to the following:

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Erica Goe to assist Mrs. Bonds, the AVHS dance instructor from October 3, 2007, to October 19, 2007. The cost, not to exceed \$200.00, will be paid from Arroyo Valley High School Account No. 203.

Michaelangelo Creations to provide consulting services from October 3, 2007, to June 30, 2008. The cost, not to exceed \$1,250.00, will be paid from Advanced Learner Programs and Services Account No. 794.

Gloria Ceballos, Margaret Gonzales, Rosita Moncada, Brian Mullgrav, and Brian Royer to guest speak beginning on October 3, 2007, and other dates throughout the 2007-2008 school year. These presentations will be made at no cost to the District.

Team Impact to present a motivational assembly on October 3, 2007. This presentation will be made at no cost to the District.

Team Impact to present a motivational assembly on October 3, 2007. The cost, not to exceed \$750.00, will be paid from Del Rosa Elementary School ASB Funds.

Team Impact to present a motivational assembly on October 4, 2007. This assembly will be made at no cost to the District.

Team Impact to present a motivational assembly on October 5, 2007. This assembly will be made at no cost to the District.

Team Impact to present a motivational assembly on October 5, 2007. The cost, not to exceed \$500.00, will be paid from Bradley Elementary School Account No. 419.

Morale International to present a motivational assembly on October 5, 2007, and November 2, 2007. This assembly will be made at no cost to the District.

The Wisdom Tree to present a Native American Assembly and Workshop on October 11, 2007. The cost, not to exceed \$1,375.00, will be paid from Kimbark Elementary School Account No. 419.

Wheels of Freestyle, Inc., to present "Go Big," on October 16, 2007. The cost, not to exceed \$799.00, will be paid from Palm Avenue Elementary School PTA Funds.

McLeod Educational Services to present "Drug Free, That's Me," on October 23, 2007. The cost, not to exceed \$600.00, will be paid from Lytle Creek Elementary School Account No. 205.

IM INC. to present a Red Ribbon Week assembly on October 25, 2007. The cost, not to exceed \$1,450.00, will be paid from San Bernardino High School Account No. 129.

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Creative Sports, Inc., to present their Air Assault Stunt Team “Red Ribbon Week Assembly,” on October 25, 2007. The cost, not to exceed \$800.00, will be paid from Del Rosa Elementary School ASB Funds.

Mad Science to present “Be Tobacco Free,” on October 30, 2007. The cost, not to exceed \$425.00, will be paid from Roosevelt Elementary School Account No. 419.

9.9 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 Board of Education wishes to hire the law firm of Fagen, Friedman & Fulfroost, LLP, San Marcos, CA, to present a one-day Governance Workshop to District Board members and the Superintendent on October 3, 2007. The fee, not to exceed \$5,000.00, will be paid from Unrestricted General Fund – Board of Education, Account No. 066.

The Adult School wishes to hire Danielle Elgan, Highland, CA, to present a three-hour workshop, “Learner Goal Setting,” October 12, 2007. Participants will learn how to set realistic goals with each learner and then revisit and revise goals throughout the semester to increase student success. The fee, not to exceed \$250.00, will be paid from Restricted General Fund – Inland Counties Regional Resource Center, Account No. 140.

The Adult School wishes to hire Virginia Eberhard, Ph.D., to present a five-hour workshop, “Just in Time Leadership for Adult Education Administrators-Guide to Smart Fiscal Management” to adult educators on October 25, 2007. The fee, not to exceed \$340.00, will be paid from Restricted General Fund – Inland Counties Regional Resource Center, Account No. 140.

The Adult School wishes to hire Janet Brandon to present a three-hour workshop, “Effective Lesson Planning” on October 26, 2007, to adult educators. The course will take participants step by step through the process of lesson design and provides an opportunity to create a lesson plan using the OTAN online plan builder. The fee, not to exceed \$282.00, will be paid from Restricted General Fund – Inland Counties Regional Resource Center, 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 experts:

Fagen, Friedman & Fulfroost, LLP, San Marcos, CA, to present a one-day Governance Workshop to District Board members and the Superintendent on October 3, 2007. The fee, not to exceed \$5,000.00, will be paid from Unrestricted General Fund – Board of Education, Account No. 066.

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Danielle Elgan, Highland, CA, to present a three-hour workshop, “Learner Goal Setting,” October 12, 2007. Participants will learn how to set realistic goals with each learner and then revisit and revise goals throughout the semester to increase student success. The fee, not to exceed \$250.00, will be paid from Restricted General Fund – Inland Counties Regional Resource Center, Account No. 140.

Virginia Eberhard, Ph.D., to present a five-hour workshop, “Just in Time Leadership for Adult Education Administrators—Guide to Smart Fiscal Management” to adult educators on October 25, 2007. The fee, not to exceed \$340.00, will be paid from Restricted General Fund – Inland Counties Regional Resource Center, Account No. 140.

Janet Brandon to present a three-hour workshop, “Effective Lesson Planning” on October 26, 2007, to adult educators. The course will take participants step by step through the process of lesson design and provides an opportunity to create a lesson plan using the OTAN online plan builder. The fee, not to exceed \$282.00, will be paid from Restricted General Fund – Inland Counties Regional Resource Center, Account No. 140.

9.10 Notification of Mediated Settlement Agreement OAH Case Number N2007080061
(Prepared by Educational Services Division)

On August 24, 2007, a Mediated Settlement Agreement was signed to resolve Office of Administration Hearings (OAH) Case Number N2007080061, San Bernardino City Unified School District vs. Tait that was filed on August 2, 2007. The specific terms of the agreement are as follows:

1. As compensatory education, District agrees to fund at the rate not to exceed \$100.00 an hour up to 100 hours (\$10,000.00) of individual academic instruction in reading and mathematics provided to student by a nonpublic agency (NPA) certified by the California Department of Education (CDE) from the date of this agreement through June 28, 2008. Court Appointed Special Advocates (CASAs) will notify the District in writing the name of the certified-NPA. The assigned certified-NPA will need to sign a District-approved master contract and District-approved Individual Services Agreement.
2. District agrees to pay an amount not to exceed \$2,500.00 for a functional analysis assessment (FAA) and draft behavior intervention plan (BIP) for student by a nonpublic agency (NPA) certified by the California Department of Education (CDE). Payment for the FAA and draft BIP will be made directly to the NPA selected by the Court Appointed Special Advocates (CASAs) within sixty (60) days after the District’s receipt of a copy of the FAA report and draft BIP.
3. Within sixty (60) days upon receipt of detailed billing/invoice, District agrees to pay an amount not to exceed \$2,750.00 for attorney’s fees incurred and related to OAH Case No. N2007080061.

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It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the terms of the Mediated Settlement Agreement OAH Case No. N2007080061: (1) District agrees to fund at the rate not to exceed \$100.00 an hour up to 100 hours (\$10,000.00) of individual academic instruction in reading and mathematics provided to student by a nonpublic agency (NPA) certified by the California Department of Education (CDE) from the date of this agreement through June 28, 2008. (2) District agrees to pay an amount not to exceed \$2,500.00 for a functional analysis assessment (FAA) and draft behavior intervention plan (BIP) for student by a nonpublic agency (NPA) certified by the California Department of Education (CDE). (3) Within sixty (60) days upon receipt of detailed billing/invoice, District agrees to pay an amount not to exceed \$2,750.00 for attorney's fees incurred and related to OAH Case No. N2007080061. Payments will be made from Special Education Budget 827.

9.11 Bid No. 11-07, Re-Bid HVAC Equipment
(Prepared by Business Services Division)

Bid No. 11-07, Re-Bid HVAC Equipment, was advertised on May 17, 2007, and May 24, 2007, and was opened on May 31, 2007, at 11:00 a.m. The purpose of this bid is to purchase HVAC equipment for the District Maintenance & Operations Department. The cost for the materials will be charged to General Fund Account No. 076.

Bid packages were mailed to Allied Refrigeration, San Bernardino, CA; Air Conditioning By Bird Refrigeration, San Bernardino, CA; Davidson's A-C & Heating, Inc., San Bernardino, CA; ACH Supply, Redlands, CA; U.S. Air Conditioning Distributors, Riverside, CA; Geary Pacific Supply, Riverside, CA; Air & Water Inc., Fountain Valley, CA; and San Bernardino Chamber of Commerce.

The results of the bidding are shown as follows:

<u>BIDDER</u>	<u>TOTAL AMOUNT BID TAX INCLUDED</u>
U.S. Air Conditioning Distributors Riverside, CA	\$421,202.00
Geary Pacific Supply Riverside, CA	\$169,345.20

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bid No. 11-07, Re-Bid HVAC Equipment line items 1 through 40 be awarded to U.S. Air Conditioning Distributors, Riverside CA, and line items 41 through 54 be awarded to Geary Pacific Supply, Riverside, CA, the lowest responsible bidders meeting District

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specifications. General Fund Account No. 076 will be charged for purchases made against this bid.

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

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

9.12 Bid No. 16-07, Electrical Materials & Supplies
(Prepared by Business Services Division)

Bid No. 16-07, Electrical Materials & Supplies, was advertised on August 16, 2007, and August 23, 2007, and was opened on August 30, 2007, at 11:00 a.m. The purpose of this bid is to purchase electrical materials and supplies for the District's Maintenance & Operations. The cost for the materials will be charged to General Fund Account No. 076.

Bid packages were mailed to: CED, San Bernardino, CA; Graybar, San Bernardino, CA; Wesco Distribution, Inc., San Bernardino, CA; Walter Wholesale Electric Co., Rancho Cucamonga, CA, and San Bernardino Chamber of Commerce.

The results of the bidding are shown as follows:

<u>BIDDER</u>	<u>TOTAL BID AMOUNT TAX EXCLUDED</u>	<u>TERMS</u>
CED San Bernardino, CA	\$130,261.87	2% 10 th - 30 Days
Graybar San Bernardino, CA	\$169,841.43	Net 30

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bid No. 16-07, Electrical Materials & Supplies be awarded to CED, San Bernardino, CA, the lowest responsible bidder meeting District specifications. The cost for the materials will be charged to the General Fund Account No. 076.

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

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BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign any agreements associated with this bid.

9.13 Notice of Completion, Bid No. 08-07, Resurfacing of Gymnasium Floors at Five High School Sites
(Prepared by Business Services Division)

On June 20, 2007, the San Bernardino City Unified School District entered into a contract with Western Flooring, Inc., Bid No. 08-07, Resurfacing of Gymnasium Floors at Five High School Sites, and that Western Surety Company is surety under the contract bonds furnished in connection with said contract; and the work was completed on August 17, 2007. It is requested that the Board of Education formally accepts 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 the work performed under Bid No. 08-07, Resurfacing of Gymnasium Floors at Five High School Sites, Purchase Order No. 600641, awarded to:

Western Flooring, Inc.
P.O. Box 323
Pine Valley, CA 91962

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

9.14 Notice of Completion, Bid No. 30-03, Categories 3 & 15, Juanita Blakely Jones Elementary School
(Prepared by Facilities/Operations Division)

Bid No. 30-03, construction of Juanita Blakely Jones Elementary School, was previously awarded to multiple Prime Contractors in a number of categories. The work assigned to the contractors listed below has now been completed. It is requested that the Board of Education formally accept the completed work of these contractors.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing Notices of Completion for Bid No. 30-03, Juanita Blakely Jones Elementary School, for the portion of the work awarded to the Prime Contractors listed below:

Category 3- Concrete & Masonry
ASR Constructors, Inc.
Riverside, CA

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Category 15- Heating & Air Conditioning
Christian Brothers Heating & Air Conditioning, Inc.
Mira Loma, CA

BE IT FURTHER RESOLVED that Marlin Brown, President, Board of Education, be authorized to execute the Notices of Completion.

9.15 Notice of Completion, Bid No. 31-03, Category 3, Cesar E. Chavez Middle School
(Prepared by Facilities/Operations Division)

Bid No. 31-03, construction of Cesar E. Chavez Middle School, was previously awarded to multiple Prime Contractors in a number of categories. The work assigned to the contractor listed below has now been completed. It is requested that the Board of Education formally accept the completed work of this contractor.

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. 31-03, Cesar E. Chavez Middle School, for the portion of the work awarded to the Prime Contractor listed below:

Category 03- Landscaping
Worthington Construction Inc.
Corona, CA

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

9.16 Agreement with Father Flanagan's Boys Home to Provide Specialized Classroom Management Training
(Prepared by Business Services Division)

The Alternative Programs and Special Education Department request Board of Education approval to enter into an agreement with Father Flanagan's Boys Home, Boys Town, NE, to provide personnel working with students who have moderate to severe behavior problems in specialized programs a series of three five-day workshops in Specialized Classroom Management, effective October 22, 2007, through June 30, 2008. The fee, not to exceed \$30,483.83, will be paid as follows: \$6,752.50 from Restricted General Fund – Opportunity Schools, Account No. 306; and \$23,731.33 from Restricted General Fund – Special Education-Mental Health Services, Account No. 807.

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 Father Flanagan's Boys Home, Boys Town, NE, to provide personnel working with students who have moderate to severe behavior problems in specialized programs a series of three five-day workshops in Specialized Classroom Management, effective October 22, 2007, through June 30, 2008. The fee, not to exceed \$30,483.83, will be paid as follows: \$6,752.50 from Restricted General Fund – Opportunity Schools, Account No. 306; and \$23,731.33 from Restricted General Fund – Special Education-Mental Health Services, Account No. 807.

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

9.17 Agreement with Genesis 8 to Provide Mentoring Project at Curtis Middle School
(Prepared by Business Services Division)

Curtis Middle School requests Board of Education approval to enter into an agreement with Genesis 8, San Bernardino, CA, to provide assemblies, after-school academic enrichment, and sports instruction, October 3, 2007, through June 12, 2008. The program focuses on low-income, minority youth in Grades 6 through 8, and is designed to help students identify with themselves, promote self-esteem and respect for others, thereby improving their success in school. The success of the program will be measured by the reduction of referrals and suspensions from participating students. The fee, not to exceed \$23,328.00, will be paid from Restricted General Fund – School Based Coordinated Program, Account No. 419.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Genesis 8, San Bernardino, CA, to provide assemblies, after-school academic enrichment, and sports instruction, October 3, 2007, through June 12, 2008. The program focuses on low-income, minority youth in Grades 6 through 8, and is designed to help students identify with themselves, promote self-esteem and respect for others, thereby improving their success in school. The success of the program will be measured by the reduction of referrals and suspensions from participating students. The fee, not to exceed \$23,328.00, will be paid from Restricted General Fund – School Based Coordinated Program, Account No. 419.

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

9.18 Agreement with Ja'sher L. Griffin to Assist in the Smaller Learning Community Program at Arroyo Valley High School
(Prepared by Business Services Division)

Arroyo Valley High School requests Board of Education approval to enter into an agreement with Ja'sher L. Griffin, Highland, CA, to assist in the Smaller Learning Community (SLC) program at Arroyo Valley High School, October 3, 2007, through October 31, 2007. Ms. Griffin

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will provide career assessment to students and collect data for the SLC program. The fee, not to exceed \$10,000.00, will be paid from Restricted General Fund – Smaller Learning Environments-Arroyo Valley, Account No. 376.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Ja'sher L. Griffin, Highland, CA, to assist in the Smaller Learning Community (SLC) program at Arroyo Valley High School, October 3, 2007, through October 31, 2007. Ms. Griffin will provide career assessment to students and collect data for the SLC program. The fee, not to exceed \$10,000.00, will be paid from Restricted General Fund – Smaller Learning Environments-Arroyo Valley, Account No. 376.

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

9.19 Agreement with Sarah Nichols to Assist in the Smaller Learning Community Program at Arroyo Valley High School
(Prepared by Business Services Division)

Arroyo Valley High School requests Board of Education approval to enter into an agreement with Sarah Nichols, Temecula, CA, to assist in the Smaller Learning Community (SLC) program at Arroyo Valley High School, October 3, 2007, through June 30, 2008. Ms. Nichols will maintain the Smaller Learning Community web site, and create and produce publications. The fee, not to exceed \$6,000.00, will be paid from Restricted General Fund – Smaller Learning Environments-Arroyo Valley, Account No. 376.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Sarah Nichols, Temecula, CA, to assist in the Smaller Learning Community (SLC) program at Arroyo Valley High School, October 3, 2007, through June 30, 2008. Ms. Nichols will maintain the Smaller Learning Community web site, and create and produce publications. The fee, not to exceed \$6,000.00, will be paid from Restricted General Fund – Smaller Learning Environments-Arroyo Valley, Account No. 376.

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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9.20 Agreement with the Orange County Superintendent of Schools for Participation in the Inside the Outdoors Field Program for District Students
(Prepared by Business Services Division)

The Educational Services Division requests Board of Education approval to enter into an agreement with the Orange County Superintendent of Schools, Costa Mesa, CA, to allow District students to participate in its Inside the Outdoors Field Program, effective September 1, 2007, continuing through June 30, 2008. Participation in the program will allow District students to attend designated Outdoor Science School sites. Educational programs and classes will be provided by certificated staff. In the event that the number of students who actually attend is less than 90 percent of the contracted number of students for any one event, the District shall be responsible for the underage. If a school cancels and no replacement school is found, the original site will be billed for 90 percent of the contracted enrollment. The District will provide busing to the Outdoor Science School sites; the individual District sites will pay the transportation fees. Because the program is sponsored, there is no cost to students who participate; the only cost to the District is for transportation.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the Orange County Superintendent of Schools, Costa Mesa, CA, to allow District students to participate in its Inside the Outdoors Field Program, effective September 1, 2007, continuing through June 30, 2008. Participation in the program will allow District students to attend designated Outdoor Science School sites. Educational programs and classes will be provided by certificated staff. In the event that the number of students who actually attend is less than 90 percent of the contracted number of students for any one event, the District shall be responsible for the underage. If a school cancels and no replacement school is found, the original site will be billed for 90 percent of the contracted enrollment. The District will provide busing to the Outdoor Science School sites; the individual District sites will pay the transportation fees. Because the program is sponsored, there is no cost to students who participate; the only cost to the District is for transportation.

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

9.21 Agreement with the Orange County Superintendent of Schools for Participation in the Resident Outdoor Science School for District Students
(Prepared by Business Services Division)

The Educational Services Division requests Board of Education approval to enter into an agreement with the Orange County Superintendent of Schools, Costa Mesa, CA, for participation in the Resident Outdoor Science School for District students, effective September 1, 2007, continuing through June 30, 2008. Participation in the program will allow District students to attend designated Outdoor Science School sites. Educational programs and classes will be

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provided by certificated staff. In the event that the number of students who actually attend is less than 80 percent of the contracted number of students for any one event, the District shall be responsible for the underage. If a school cancels and no replacement school is found, the original site will be billed for 100 percent of the contracted enrollment. The District will provide busing to the Outdoor Science School sites; the individual District sites will pay the transportation fees. Except for Thompson Elementary School, the program is sponsored and there is no cost to students who participate; the only cost to the District is for transportation. Thompson Elementary School is 50 percent sponsored, and the total cost, not to exceed \$13,950.00, will be paid from Restricted Fund – School Based Coordinated Program, Account No. 419.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the Orange County Superintendent of Schools, Costa Mesa, CA, for participation in the Resident Outdoor Science School for District students, effective September 1, 2007, continuing through June 30, 2008. Participation in the program will allow District students to attend designated Outdoor Science School sites. Educational programs and classes will be provided by certificated staff. In the event that the number of students who actually attend is less than 80 percent of the contracted number of students for any one event, the District shall be responsible for the underage. If a school cancels and no replacement school is found, the original site will be billed for 100 percent of the contracted enrollment. The District will provide busing to the Outdoor Science School sites; the individual District sites will pay the transportation fees. Except for Thompson Elementary School, the program is sponsored and there is no cost to students who participate; the only cost to the District is for transportation. Thompson Elementary School is 50 percent sponsored, and the total cost, not to exceed \$13,950.00 will be paid from Restricted Fund – School Based Coordinated Program, Account No. 419.

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

9.22 Agreement with the Parent Institute for Quality Education to Provide Training for Parents of District Students Enrolled at Curtis Middle School
(Prepared by Business Services Division)

Curtis Middle 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 approximately 98 parents of District students enrolled at Curtis Middle School, effective January 16, 2008, continuing through March 12, 2008. The Parent Institute will recruit parents by phone, provide a needs assessment session, and provide a series of weekly training sessions. This will culminate in a graduation with certificates given to parents who attend four classes. The training will provide the skills and techniques that will enable parents to address the educational needs of their school-aged children. The cost, not to exceed \$6,900.00, will be paid from Restricted General Fund – Elementary Secondary Education Act, Account No. 501.

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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 approximately 98 parents of District students enrolled at Curtis Middle School, effective January 16, 2008, continuing through March 12, 2008. The training will provide the skills and techniques that will enable parents to address the educational needs of their school-aged children. The cost, not to exceed \$6,900.00, will be paid from Restricted General Fund – Elementary Secondary Education Act, Account No. 501.

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

9.23 Agreement with the Parent Institute for Quality Education to Provide Training for Parents of District Students Enrolled at Golden Valley Middle School
(Prepared by Business Services Division)

Golden Valley Middle 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 approximately 77 parents of District students enrolled at Golden Valley Middle School, effective October 3, 2007, continuing through November 20, 2007. The Parent Institute will recruit parents by phone, provide a needs assessment session, and provide a series of weekly training sessions. This will culminate in a graduation with certificates given to parents who attend four classes. The training will provide the skills and techniques that will enable parents to address the educational needs of their school-aged children. The cost, not to exceed \$5,400.00, will be paid from Unrestricted General Fund – Instructional Needs Assessment Program-Middle Schools, Account No. 204.

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 approximately 77 parents of District students enrolled at Golden Valley Middle School, effective October 3, 2007, continuing through November 20, 2007. The training will provide the skills and techniques that will enable parents to address the educational needs of their school-aged children. The cost, not to exceed \$5,400.00, will be paid from Unrestricted General Fund – Instructional Needs Assessment Program-Middle Schools, Account No. 204.

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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9.24 Amendment No. 1 to Facilities Use Agreements with National University
(Prepared by Business Services Division)

The Elementary Instruction Department requests Board of Education approval to amend the authorization to enter into individual facilities use agreements with National University, San Bernardino, CA, as approved by the Board of Education on July 17, 2007, Agenda Item No. 8.21. The purpose of this amendment is to increase the not-to-exceed cost by \$50,000.00, from the previously approved amount of \$30,000.00, for a new total not to exceed \$80,000.00. The cost, not to exceed \$80,000.00, will be paid from Restricted General Fund – Staff Development: Mathematics and Reading (AB466), Account No. 490 (\$30,000.00) and Restricted General Fund – Title II Educational Services, Account No. 538 (\$50,000.00). All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the authorization to enter into individual facilities use agreements with National University, San Bernardino, CA, as approved by the Board of Education on July 17, 2007, Agenda Item No. 8.21. The purpose of Amendment No. 1 is to increase the not-to-exceed cost by \$50,000.00, from the previously approved amount of \$30,000.00, for a new total not to exceed \$80,000.00. The cost, not to exceed \$80,000.00, will be paid from Restricted General Fund – Staff Development: Mathematics and Reading (AB466), Account No. 490 (\$30,000.00) and Restricted General Fund – Title II Educational Services, Account No. 538 (\$50,000.00). All other terms and conditions will remain the same.

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

9.25 Amendment No. 1 to the Agreement with the Dayle McIntosh Center to Provide Interpreter Services to Deaf/Hearing Impaired Individuals
(Prepared by Business Services Division)

The Affirmative Action Office and the Communicatively Handicapped Office request Board of Education approval to amend the agreement with the Dayle McIntosh Center, Garden Grove, CA, approved by the Board of Education on May 15, 2007, Agenda Item No. 9.20. The amendment is necessary to add \$20,000.00 to the original fee of \$10,500.00 for a new aggregate total not to exceed \$30,500.00, due to increased use of services. The additional cost will be paid from Unrestricted General Fund – ADA Equipment & Section 504, Account No. 175. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with the Dayle McIntosh Center, Garden Grove, CA, approved by the Board of Education on May 15,

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2007, Agenda Item No. 9.20. Amendment No. 1 is necessary to add \$20,000.00 to the original fee of \$10,500.00 for a new aggregate total not to exceed \$30,500.00, due to an increased use of services. The additional cost will be paid from Unrestricted General Fund – ADA Equipment & Section 504, Account No. 175. All other terms and conditions will remain the same.

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

9.26 Amendment No. 3 to the Agreement with WLC Architects for Architectural Services in Connection with the Placement of Modular Multi-Purpose Rooms at Various Locations
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with WLC Architects, Rancho Cucamonga, CA, for architectural services in connection with the placement of modular multi-purpose rooms at various locations. This amendment is effective April 1, 2007, through December 31, 2008, due to DSA required change orders pending approval and closeout activities within the project. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with WLC Architects, Rancho Cucamonga, CA, for architectural services in connection with the placement of modular multi-purpose rooms at various locations. This amendment is effective April 1, 2007, through December 31, 2008, due to DSA required change orders pending approval and closeout activities within the project. All other terms and conditions remain the same.

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

9.27 Rescission of Agreement with New World Interpreting Agency to Provide Interpreter Services to Deaf/Hearing Impaired Individuals
(Prepared by Business Services Division)

The Affirmative Action Office and the Communicatively Handicapped Office request Board of Education approval to rescind the agreement with New World Interpreting Agency, San Bernardino, CA, approved by the Board of Education on May 15, 2007, Agenda Item No. 9.38. The vendor has not submitted the required paperwork to complete the agreement.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education approves rescinding the agreement with New World Interpreting Agency, San Bernardino, CA, approved by the Board of Education on May 15, 2007, Agenda Item No. 9.38.

9.28 Extended Field Trip, Barton Elementary School, Camp Creekside Outdoor Science Camp, Angelus Oaks, California
(Prepared by Business Services Division)

Barton Elementary School requests Board of Education approval of an extended field trip for sixty-four fifth grade students and four District employee chaperones to attend Camp Creekside Outdoor Science Camp, at Angelus Oaks, California, October 1- 4, 2007.

Students will have the opportunity to study the natural environment by exploring trails, investigating geological features, observing wildlife, comparing plant adaptations, and observing the night sky through telescopes. This trip also allows students to transfer their textbook learning into real-life experiences.

The cost of the trip, including meals and lodging for sixty-four fifth grade students and four District employee chaperones, will be paid from sponsorship by the Orange County Department of Education. Transportation by Laidlaw Bus Lines, not to exceed \$667.97, will be paid from Barton Elementary School INAP Account No. 205. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies the extended field trip for sixty-four fifth grade students and four District employee chaperones to attend Camp Creekside Outdoor Science Camp, at Angelus Oaks, California, October 1-4, 2007. The cost of the trip, including meals and lodging for sixty-four sixth-grade students and four District employee chaperones, will be paid from sponsorship by the Orange County Department of Education. Transportation by Laidlaw Bus Lines, not to exceed \$667.97, will be paid from Barton Elementary School INAP Account No. 205. Names of the students are on file in the Business Services office.

9.29 Extended Field Trip, Newmark Elementary School, Camp Cedar Crest Outdoor Science Camp, Angelus Oaks, California
(Prepared by Business Services Division)

Newmark Elementary School requests Board of Education approval of an extended field trip for seventy-one sixth grade students and two District employee chaperones to attend Camp Cedar Crest Outdoor Science Camp, at Angelus Oaks, California, September 24-28, 2007.

Students will have the opportunity to study the natural environment by exploring trails, investigating geological features, observing wildlife, comparing plant adaptations, and observing

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the night sky through telescopes. This trip also allows students to transfer their textbook learning into real-life experiences.

The cost of the trip, including meals and lodging for seventy-one students and two District employee chaperones, will be paid from sponsorship by the Orange County Department of Education. Transportation by Laidlaw Bus Lines, not to exceed \$894.24, will be paid from Newmark Elementary School Account No. 419. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies the extended field trip for seventy-one sixth grade students and two District employee chaperones to attend Camp Cedar Crest Outdoor Science Camp, at Angelus Oaks, California, September 24-28, 2007. The cost of the trip, including meals and lodging for seventy-one sixth grade students and two District employee chaperones, will be paid from sponsorship by the Orange County Department of Education. Transportation by Laidlaw Bus Lines, not to exceed \$895.00, will be paid from Newmark Elementary School Account No. 419. Names of the students are on file in the Business Services office.

9.30 Extended Field Trip, Arroyo Valley High School, San Geronio High School, San Bernardino High School, Footsteps to Freedom
(Prepared by Business Services Division)

Black Voice Foundation Inc. requests Board of Education approval of an extended field trip for twelve District students and two District employee chaperones to attend the 2007 Footsteps to Freedom, at Columbus, Ohio, by bus to Niagara Falls, to Buffalo, New York, September 26, 2007, to October 2, 2007.

Students will have the opportunity to visit the National Afro American Museum, the Paul Lawrence Dunbar Historic Site, tour East Canadian Underground Railroad sites including St. Catharine's BME Church (Harriet Tubman's church), and the gravesite of Anthony Burns (first person arrested, tried and found guilty under the 1850 Fugitive Slave Law). This trip will follow California Educational Contents Standards and allow students to analyze the divergent paths of the American peoples in the South from 1800 to the mid-1800's and the challenges they faced.

The cost of the trip, including meals, transportation and lodging for twelve students, three conductors, and two chaperones, will be paid from sponsorship by the Black Voice Foundation. The cost of two District employee chaperones will be paid from Unrestricted General Fund Account 067. Transportation will be by airline and bus. No students will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education ratifies the extended field trip for twelve District students and two District employee chaperones to attend Footsteps to Freedom. The cost of the trip, including meals, transportation and lodging for twelve students, three conductors, and two chaperones, will be paid from sponsorship by the Black Voice Foundation. The cost of two District employee chaperones will be paid from Unrestricted General Fund Account 067. Transportation will be by airline and bus and will be paid from sponsorship by the Black Voice Foundation. Names of the students are on file in the Business Services Office.

9.31 Expulsion of Student(s)
(Prepared by Youth Services Department)

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 facts and recommendations, and orders the expulsion of the following student(s) with the birth date(s) as listed below in accordance with the Board rules and regulations and in compliance with Education Code Section 48900:

** (S) 11/17/91	*12/18/93	* (S) 01/12/95	*11/04/92	* (S) 03/28/92	** (S) 11/02/93
* (S) 05/09/90	10/29/94	** (S) 11/09/91	* (S) 07/22/91	** (S) 12/11/91	* (S) 09/19/90
* (S) 02/06/92	** (S) 12/26/90	* (S) 07/14/92			

*The Board does hereby order the enforcement of the expulsion suspended for a period of not more than one calendar year. The suspension of the enforcement of the expulsion order is deemed appropriate for the rehabilitation of the pupil, per Education Code section 48917.

**The Board does hereby expel the pupil for a period of one semester, and does hereby order the enforcement of the expulsion suspended for the following semester, allowing him/her to be considered for re-enrollment in the district under suspended expulsion as deemed appropriate for the rehabilitation of the pupil, per Education Code section 48917.

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

9.32 Student(s) Recommended for Suspension, but Remanded Back to School Sites or Had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the following student(s) were recommended for suspension, but suspension is deemed inappropriate based on due process errors, insufficient evidence, and/or the availability of other means of correction in compliance with Education Code Section 48900. Therefore, although they were recommended for suspension, the suspension was reversed or modified.

- 9.33 Student(s) Recommended for Expulsion, but Remanded Back to the School Sites Due to Errors of Due Process, Lack of Evidence and/or Availability of Other Means of Correction
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the following student(s) were recommended for expulsion, but expulsion is deemed inappropriate based on due process errors, insufficient evidence, and/or the availability of other means of correction in compliance with the Education Code section 48900. Therefore, although they were recommended for expulsion, the expulsion is not granted:

04/30/94 08/28/93

- 9.34 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
(Prepared by Youth Services Department)

Education Code Section 48915 (a) states, "Principal or the Superintendent of the schools shall recommend a pupil's expulsion...., unless the principal or superintendent finds and so reports in writing to the governing board that expulsion is inappropriate, due to the particular circumstance, which should be set out in the report of the incident."

The student(s) identified below were found to have committed a violation of Education Code Section 48900 for which a referral for expulsion is mandated; however, the principal found that due to particular circumstances, expulsion is inappropriate:

- 9.35 Revocation of Suspension of Expulsion
(Prepared by Youth Services Department)

FURTHER, in accordance with Education Code Section 48917, the Board does hereby order the expulsion of the student(s) with birth date(s) as listed:

01/16/91

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

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9.36 Lift of Expulsion of Student(s)
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes the readmission of the following student(s), with the birth date(s) as indicated below, to schools of the San Bernardino City Unified School District in accordance with the Board rules and regulations and in compliance with the Education Code Section 48900:

09/10/90 09/04/92

9.37 Failure to Recommend Mandatory Expulsion 48915
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the following school(s) have failed to adhere to Education Code Section 48915. Principals are required by Education Code to report guns, brandishing a knife, sexual assault, possession of an explosive device, and/or the sale of an illegal substance. The following school(s) have not followed this Education Code requirement:

01/15/89 08/31/90 04/13/90

9.38 Renewal of the Agreement for Nonpublic, Nonsectarian School/Agency Services with North Valley Schools
(Prepared by Business Services Division)

The Special Education Department requests Board of Education approval to renew the agreement with North Valley Schools, San Bernardino, CA, to provide services to identified District special education students, primarily Emotionally Disturbed (ED) students, effective July 1, 2007, through June 30, 2008. North Valley Schools will provide services to ED students who cannot be served otherwise because appropriate classes are enrolled to near capacity, or at the Individualized Education Program (IEP) teams' request. The nonpublic school classes will better meet the students' needs. The services that will be offered are those that are required by the students' IEP. The cost, not to exceed \$138.00 per day, and other approved related services at agreed-upon rates, will be paid from Restricted General Fund—Special Education-Non-Public, Account No. 824.

In accordance with the Education Code Section 56836.16 (a) for the 1998-99 fiscal year and each fiscal year thereafter, the superintendent shall apportion to each district and county superintendent providing programs, pursuant to Article 5 (Commencing with Section 56155) of Chapter 2, an amount equal to the difference, if any, between (1) the costs of master contracts with nonpublic, nonsectarian schools, and agencies to provide special education instruction,

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designated instruction and services, or both, to pupils in licensed children's institutions, foster family homes, residential medical facilities, and other similar facilities funded under this chapter, and (2) the state income received by the district or county superintendent for providing these programs. The sum of the excess cost, plus any state or federal income for these programs, shall not exceed the cost of master contracts with nonpublic, nonsectarian schools, and agencies to provide special education and designated instruction and services for these pupils, as determined by the superintendent.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with North Valley Schools, San Bernardino, CA, to provide services to special education students, effective July 1, 2007, through June 30, 2008. The cost, not to exceed \$138.00 per day, and other approved related services at agreed-upon rates, will be paid from Restricted General Fund—Special Education-Non-Public, Account No. 824.

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

9.39 Establishment of Sub Fund for Monterey Elementary School Facilities Construction Project (Application Number 50/67876-00-072)
(Prepared by Business Services Division)

On June 28, 2007, the State Allocation Board approved the new construction project of Monterey Elementary II/#48 in the amount of \$9,105,103.00. San Bernardino County Superintendent of Schools requests the district establish a Sub Fund within Fund 35 School Facilities Project to properly account for this funding. The Facilities Department has provided an expenditure plan for the project that includes \$9,105,103.00 in revenue and \$9,105,103.00 in expenditures.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the establishment of the Sub Fund in the School Facilities Project Fund 35 for the Monterey Elementary II /#48 Project Application Number 50/67876-00-072.

9.40 Approval to Re-Name the New Colonel Joseph C. Rodriguez Elementary School
(Prepared by Facilities/Operations Division)

On January 16, 2007, the Board approved the name *Colonel Joseph C. Rodriguez Elementary School* for one of the new school sites under construction. Since then, it was decided that instead of the traditional K-5 or K-6 school, this would be a Grades 4-8 school; therefore, requiring a name change.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education approves the renaming of the 4-8 grade school from Colonel Joseph C. Rodriguez *Elementary School* to Colonel Joseph C. Rodriguez *PREP Academy*.

9.41 Petition to Expunge Expulsion
(Prepared by Youth Services Department)

Under the provisions of Education Code section 48917, the Board of Education can approve or deny this request. Education Code section 48917 (e) states that upon satisfactory completion of the rehabilitation assignment of a pupil, the governing board shall reinstate the pupil in a school of the district and may also order the expungement of any or all records of the expulsion proceedings.

Student Birthdate	Violation	Stipulated Expulsion	Lift Date
4-19-91	Ed Code section 48900 (a-1), (i)	4-17-07 thru 9-1-07	9-1-07

The mother of this minor child respectfully petitions the Board of Education to strike from the school records the stipulated suspended expulsion imposed upon this student, birthdate 4-19-91. Under provisions of Education Code section 48917, the Board of Education may approve or deny this request.

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10.0 Action Items

- 10.1 Board New and Revised Policies Series 0000, Philosophy, Goals, Objectives and Comprehensive Plans, 1000 Community Relations, 2000 Administration, 3000 Business & Non-Instructional Operations, 4000 Personnel, 5000 Students, 6000 Instruction, 7000 Facilities, and 9000 Bylaws of the Board (First Reading)
(Prepared by Business Services Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education receives as a global first reading the new and revised Board policies in series 0000 Philosophy, Goals, Objectives and Comprehensive Plans, 1000 Community Relations, 2000 Administration, 3000 Business & Non-Instructional Operations, 4000 Personnel, 5000 Students, 6000 Instruction, 7000 Facilities, and 9000 Bylaws of the Board.

- 10.2 Personnel Report #7, dated October 2, 2007
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #7, dated October 2, 2007, 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 #7, dated October 2, 2007, 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.

- 10.3 In Recognition of Deceased Employees
(Prepared by the Communications Office)

JERRY LOU ANN BRACKEN

WHEREAS Jerry Bracken was a dedicated member of the classified staff for the San Bernardino City Unified School District from 1977, until her retirement in 1997; and

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WHEREAS Jerry Bracken began serving the District as a tutorial assistant and later became an instructional tutor working with students with learning and physical handicaps in the Adaptive Physical Education program; and

WHEREAS in her personal life Jerry Bracken assisted as the team mother for junior tackle football and baseball, additionally, she served as president of American Legion Auxiliary in Colton; and

WHEREAS on December 7, 2006, Jerry Bracken died, bringing deep sorrow to her loving family and friends; and

WHEREAS Jerry Bracken is survived by her husband, George Bracken; sister, Genevieve Haggard of Clinton, Oklahoma; three children, Sherry Fuchs of Phelan, Sharon Hamilton of Rialto, and Todd Bracken of San Bernardino; six grandchildren; and five great-grandchildren;

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

CAROLYN RAE DIEL

WHEREAS Carolyn Diel was a dedicated member of the classified staff for the San Bernardino City Unified School District from 1975, until her retirement in 1990; and

WHEREAS Carolyn Diel began serving the District as a clerk II and later became an instructional aide, then senior clerk, and even after retiring she continued working as a substitute clerk for another year; and

WHEREAS throughout her long and productive career with the District, Carolyn Diel worked at Highland and Muscoy Elementary Schools, Pacific High School, and the Personnel Services Division; and

WHEREAS in addition to being a hardworking and dedicated clerk, Carolyn Diel had a passion for golf, and was a member of the Calimesa Women's Golf Group and the San Bernardino and Riverside Women's Golf Group; and

WHEREAS on May 26, 2007, Carolyn Diel died, bringing deep sorrow to her loving family and friends; and

WHEREAS Carolyn Diel is survived by her husband Normal of Vista; two sons, Chris Diel of Charlotte, North Carolina, and Bruce Diel of Overland Park, Kansas; a daughter,

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Lucinda Jarvie of Oceanside; nine grandchildren; and two great-great grandchildren;

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

DOLORES HOVDESTAD

WHEREAS Dolores Hovdestad was a dedicated member of the certificated staff for the San Bernardino City Unified School District from 1966, until her retirement in 1993; and

WHEREAS before Dolores Hovdestad began serving the District as an elementary school teacher, she attended Viterbo College in La Crosse, where she became a nun, and later earned a bachelor's degree in elementary education from UC Riverside and a master's degree in counseling from the University of Redlands; and

WHEREAS throughout her long and productive career with the District, Dolores Hovdestad taught at Muscoy, Del Rosa, and Hunt Elementary Schools and later in her career went on to become a counselor; and

WHEREAS in addition to being a hardworking and dedicated teacher, Dolores Hovdestad enjoyed classical music, traveling, crossword puzzles, and was an avid reader; and

WHEREAS on May 31, 2007, Dolores Hovdestad died, bringing deep sorrow to her loving family and friends; and

WHEREAS Dolores Hovdestad is survived by her husband of 39 years, Harold; four sisters, Charlene, Ramona, Andrea, and Helen; two brothers, Charles and Duke; and many nieces and nephews;

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

PAUL W. WILLIAMS, SR.

WHEREAS Paul Williams, Sr. was a dedicated member of the certificated staff for the San Bernardino City Unified School District from 1958, until his retirement in 1982; and

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WHEREAS before Paul Williams, Sr. began serving the District as a middle school teacher, he dutifully served in the United States Navy during WWII; and

WHEREAS throughout his long and productive career with the District, Paul Williams, Sr. worked at Curtis and Highland Schools; and

WHEREAS on June 6, 2007, Paul Williams, Sr. died, bringing deep sorrow to his loving family and friends; and

WHEREAS Paul Williams, Sr. is survived by his wife, Ruth; two sons, Paul and Jim; two daughters, Carol Edwards and Joy Bish; and six grandchildren, Jimmer and David Williams, Jessica Canup, and Erik, Evan, and Morgan Bish;

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

ROBERT M. YOUNG

WHEREAS Robert Young was a dedicated member of the certificated staff for the San Bernardino City Unified School District from 1950, until his retirement in 1980; and

WHEREAS before joining the District, Robert Young served in the United States Navy for three years during WWII, and later served the District as an elementary school teacher before being promoted to principal; and

WHEREAS throughout his long and productive career with the District, Robert Young taught at Lytle Creek, Davidson, Rio Vista, and Conrad Elementary Schools; and served as principal at Metcalf, Arrowhead, and Anderson Elementary Schools and Cajon High School; and

WHEREAS the highlight of his youth was being a star member of the only undefeated football team that Independence High School ever had; and

WHEREAS on March 12, 2007, Robert Young died, bringing deep sorrow to his loving family and friends; and

WHEREAS Robert Young is survived by his three sons, Jeffery Young, Timothy Young, and Scott Young;

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

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SESSION NINE - Closed Session

11.0 Closed Session

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

Student Matters/Discipline

Conference with Labor Negotiator

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

District Negotiator: Arturo Delgado
Unrepresented Employees: Assistant Superintendent

Public Employee Discipline/Dismissal/Release

Public Employee Appointment

Title: Coordinator, English/Language Arts

SESSION TEN – Open Session

12.0 Action Reported from Closed Session

SESSION ELEVEN - Closing

13.0 Adjournment

A special meeting of the Board of Education of the San Bernardino City Unified School District will be held on Wednesday, October 3, 2007, at 4 p.m. in the Executive Dining room of the Nutrition Services Building, 1256 Northpark Blvd., San Bernardino.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, October 16, 2007, 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:

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Marie Arakaki, Affirmative Action Director
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: September 28, 2007