

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

July 15, 2008

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 Outstanding Student Awards
2.2 Outstanding Customer Service Awards
2.3 Program Highlights—Read 180

SESSION THREE - Administrative Reports

- 3.0 Administrative Reports** **6:15 p.m.**
3.1 Presentation of District's Initial Contract Proposal to the California School Employees Association, Chapter 183 (CSEA)
3.2 Acknowledge Receipt of the Contract Re-Opener Proposal From Communications Workers of America (CWA) for the 2008-2009 School Year
3.3 Presentation of District's Initial Contract Proposal to the Communication Workers of America (CWA)
3.4 Amendments to BP 6146.1 High School Graduation Requirements (Second Reading)
3.5 Quarterly Uniform Complaint Report Summary

SESSION FOUR – Other Matters Brought By Citizens

- 4.0 Other Matters Brought by Citizens** **6:30 p.m.**

SESSION FIVE - Reports and Comments

- 5.0 Report by Board Members** **6:45 p.m.**
5.1 Legislative Update

6.0 Report by Superintendent and Staff Members **7:00 p.m.**

SESSION SIX - Legislation and Action

- 7.0** *Consent Items (When considered as a group, unanimous approval is advised.) 7:15 p.m.*
- 7.1 Approval of Minutes
 - 7.2 Payment of San Bernardino County School Boards Association Membership Dues for 2008-09
 - 7.3 Intent to Apply for the School Improvement Fund (SIF) Grant Program for Four District Schools
 - 7.4 2008-2009 English Language Acquisition Program (ELAP)
 - 7.5 Acceptance of Gifts and Donations to the District
 - 7.6 Business and Inservice Meetings
 - 7.7 Cafeteria Warrant Register, Ending June 30, 2008
 - 7.8 Commercial Warrant Registers for Period from June 16, Through June 30, 2008
 - 7.9 Payment for Services Rendered by Non-Classified Experts and Organizations
 - 7.10 Federal/State/Local District Budgets and Revisions
 - 7.11 Mileage and Cell Phone Amounts, Fiscal Year 2008-2009
 - 7.12 Signature Authority
 - 7.13 Extended Field Trip, Pacific High School, United Spirit Association Cheerleading Camp, UC San Diego, La Jolla, California
 - 7.14 Extended Field Trip, San Gorgonio High School, Cross Country Team Endurance Camp, Mammoth Lakes, California
 - 7.15 Agreement for Joint Use of the County of San Bernardino Highland Sam J. Racadio Library & Environmental Learning Center
 - 7.16 Agreement with Roy J. Blair, CPA, to Perform Financial and Compliance Audits for the Public Safety Academy Charter School
 - 7.17 Agreement with TLC Educational Consulting to Provide Positive Image Program and Parent Orientation Workshops
 - 7.18 Agreement with YMCA of the East Valley to Provide Gymnastics, Swimming Lessons, and Other Organized Activities for Students of Kimbark Elementary School
 - 7.19 Agreement with YMCA of the East Valley to Provide Supervised Recreational Activities for the Before and After-School Program for Students of Bonnie Oehl and Lytle Creek Elementary Schools
 - 7.20 Agreement with CDW-G to Provide Consulting Services
 - 7.21 Facilities Use Agreement with Placo San Bernardino, LLC, for the Million Father March Event at the Carousel Mall
 - 7.22 Notification of Comprise and Release Agreement OAH Case Number N2007090185
 - 7.23 Amendment No. 1 to the Agreement with Applied Behavior Consultants, Inc., to Provide Intervention Services and Assessments to a District Student
 - 7.24 Amendment No. 1 to the Agreement with IAC Engineering, Inc., Bid No. F05-04, Cajon High School Modernization - Request for Reduction of the Retention
 - 7.25 Amendment No. 1 to the Agreement with THINK Together to Provide C.A.P.S. Services to Students

Board of Education Meeting
July 15, 2008

- 7.26 Amendment No. 2 to the Agreement with PCH Architects to Design a Lunch Shelter at Mt. Vernon Elementary School
- 7.27 Amendment No. 2 to the Agreement with O & I, Inc., for Relocation Services at Various Sites
- 7.28 Amendment No. 4 to the Agreement with The Planning Center for Lincoln II South No. 52 - CEQA Environmental Services
- 7.29 Amendment No. 6 to the Agreement with Ecclesia Christian Fellowship to Provide After-School Programs
- 7.30 Bid No. F07-18, Severe Special Day Class Buildings at Eight Elementary Schools Sites
- 7.31 Notices of Completion, Bid No. F05-09, Categories E-03 & E-08, Col. Joseph C. Rodriguez PREP Academy
- 7.32 Request to Substitute a Subcontractor Pursuant to Public Contract Code, Section 4107
- 7.33 Request to Substitute a Subcontractor Pursuant to Public Contract Code, Section 4107
- 7.34 Expulsion of Student(s)
- 7.35 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
- 7.36 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
- 7.37 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 7.38 Revocation of Suspension of Expulsion
- 7.39 Lift of Expulsion of Student(s)
- 7.40 Failure to Recommend Mandatory Expulsion 48915

8.0 Action Items

- 8.1 Agreement with The Counseling Team International to Provide Pre- Hire Psychological Testing Services for School Police Applicants
- 8.2 Presentation of the District's Initial Contract Proposal to the California School Employees Association, Chapter 183 (CSEA)
- 8.3 Presentation of the Communication Workers of America (CWA) Initial Contract proposal to the District
- 8.4 Presentation of the District's Initial Contract proposal to the Communication Workers of America (CWA)
- 8.5 Amendments to BP 6146.1 High School Graduation Requirements (Second Reading)
- 8.6 Quarterly Uniform Complaint Report Summary
- 8.7 Personnel Report #2, dated July 15, 2008

Board of Education Meeting
July 15, 2008

SESSION SEVEN - Closed Session

9.0 Closed Session **7:30 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

Public Employee Discipline/Dismissal/Release

SESSION EIGHT – Open Session

10.0 Action Reported from Closed Session **8:30 p.m.**

SESSION NINE - Closing

11.0 Adjournment **8:35 p.m.**

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, August 5, 2008, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: July 11, 2008

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

July 15, 2008

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 Outstanding Student Awards
(Prepared by the Communications Department)

The Board of Education Outstanding Student Awards will be presented to nine students representing Belvedere, Lankershim, and Lytle Creek Elementary Schools. To receive this award, students are nominated by their teachers based on academics, athletics, fine arts, outstanding citizenship, and most improvement. The nominees are presented to the principal, who makes the final selection. The Board wishes to recognize these students for their outstanding accomplishments.

- 2.2 Outstanding Customer Service Awards
(Prepared by Certificated Human Resources Division)

Since 1998, the Board of Education and Superintendent have placed a high priority on providing outstanding customer service. To this end, a variety of programs have been developed to address this objective. The newest of these programs recognizes individual employees who have been nominated by their supervisors for their outstanding performance in the area of customer service. Ten such worthy recipients will be recognized quarterly for their accomplishments in this important area.

- 2.3 Program Highlights—Read 180

SESSION THREE - Administrative Reports

3.0 *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 three 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 Four - Other Matters Brought by Citizens.*

3.1 Presentation of District's Initial Contract Proposal to the California School Employees Association, Chapter 183 (CSEA) (Prepared by Employee Relations)

On July 1, 2008, the Board of Education officially received the initial contract proposal from the California School Employees Association, Chapter 183 (CSEA). There has been opportunity for public comment. At this time, it is appropriate that the Board of Education present its initial proposal to the CSEA for a successor Collective Bargaining Agreement. This will complete the requirements set forth in Section 3547 of the California Government Code, which states, "All initial proposals of exclusive representatives and of public school employers, which relate to matters within the scope of representation, shall be presented at a public meeting of the public school employer and thereafter shall be public record."

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

ARTICLE VII – Benefits

ARTICLE XV – Reimbursement, Expenses & Materials – clarify unit member's responsibility

ARTICLE XVIII – Grievance Procedure – timelines

3.2 Acknowledge Receipt of the Contract Re-Opener Proposal From Communications Workers of America (CWA) for the 2008-2009 School Year (Prepared by Employee Relations Division)

Section 3547 of the Government Code requires that all initial proposals of exclusive representatives must be presented at a public meeting of the public school employer.

Board of Education Meeting
July 15, 2008

Article XV, Section 1, of the Collective Bargaining Agreement between the District and the Communications Workers of America (CWA), provides that the agreement shall remain in full force unless modified or amended. On April 29, 2008, the Employee Relations Division received the contract re-opener proposal from CWA, as follows:

ARTICLE VII – UNION MEMBER’S RIGHTS

- 3.3 Presentation of District’s Initial Contract Proposal to the Communication Workers of America (CWA)
(Prepared by Employee Relations)

The District mutually agrees to re-open Article VII – Union Member’s Rights as its initial proposal to the CWA for a re-opener in the Collective Bargaining Agreement. This will complete the requirements set forth in Section 3547 of the California Government Code, which states, “All initial proposals of exclusive representatives and of public school employers, which relate to matters within the scope of representation, shall be presented at a public meeting of the public school employer and thereafter shall be public record.”

- 3.4 Amendments to BP 6146.1 High School Graduation Requirements (Second Reading)
(Prepared by Educational Services Division)

San Bernardino City USD

Board Policy

BP 6146.1

Instruction

High School Graduation Requirements

The Board of Education desires to prepare each student to obtain a diploma of high school graduation in order to provide students with opportunities for postsecondary education and/or employment.

(cf. 5127 - Graduation Ceremonies and Activities)

(cf. 5147 - Dropout Prevention)

(cf. 5149 - At-Risk Students)

(cf. 6143 - Courses of Study)

Board of Education Meeting
July 15, 2008

(cf. 6146.3 - Reciprocity of Academic Credit)

(cf. 6146.5 – Elementary/ Middle School Graduation Requirements)

(cf. 6164.2 – Guidance/ Counseling Services)

Course Requirements

To obtain a diploma of graduation from high school, students shall complete at least the following courses in grades 9-12, with each course being one year unless otherwise specified:

Students must complete 230 credits for graduation

Four courses in English (Education Code 51225.3)

Education Code 51225.3 stipulates that “no student shall receive a diploma of graduation from high school, while in grades 9 to 12, inclusive, has not completed all of the following: Three courses in English.

Beginning in the 2008-2009 school year, ninth grade students in need of intervention for literacy development may be excused from their ninth grade English course requirement if they are enrolled in an intervention class that requires a two-period block. The Board recognizes that students who are performing Below Basic or Far Below Basic in annual Standardized Tests in English/Language Arts while in secondary grades (7 through 12) and who are reading ~~two~~ **three** or more years below their grade level are likely to not pass courses necessary for graduation nor pass the California High School Exit Exam (CAHSEE). In that these students represent those most likely to drop out of high school, the Board authorizes this **substitution of the ninth grade English course with an intervention course that requires a double-period block (approximately two hours daily)** ~~credit waiver~~ as a means of providing necessary support for students.

The Board recognizes the importance of a high school diploma as a means to pursue further academic preparation, vocational training, employment opportunities, and/or access to military service. While it is understood that direct admission from high school to a four year college or university within the University of California or the California State University systems requires four years of college preparatory English, it is noted that college admission to these institutions may be jeopardized through this course substitution. Therefore, students who participate in the intervention course in grade nine will be provided opportunities to later access additional English credits for college admission in their subsequent high school years. English credit recovery options may include additional English courses (during the regular school day and in lieu of elective courses), credit by examination, summer school, and/or computer based programs (i.e. NovaNet).

Board of Education Meeting
July 15, 2008

The substitution of the ninth grade English course will only apply to students in the most serious need. Eligible students are those who are three or more years behind in their academic literacy development, considered at-risk of not passing the California High School Exit Exam (CAHSEE), and likely to not graduate from high school without extensive academic intervention. All other students must fulfill the four year English requirement outlined in this policy in order to obtain a high school diploma.

The Board stipulates that parents must be informed of this action's ramifications for college admission criteria and the potential benefits for their students' enrollment in the substitute intervention course. Parents/guardians of all eligible students will receive written notification and participation in the two-period intervention course will only be provided to students with necessary parental/guardian consent.

(cf. 6142.91 – Reading / Language Arts Instruction)

Three courses in mathematics (Education Code 51225.3)

Beginning in the 2003-04 school year, at least one mathematics course, or a combination of the two mathematics courses required for completion in grades 9-12, shall meet or exceed state academic content standards for Algebra I. (Education Code 51224.5)

Completion, prior to grade 9, of algebra coursework that meets or exceeds state academic content standards shall not exempt a student from the requirement to complete three mathematics courses in grades 9-12. (Education Code 51224.5)

(cf. 6011 – Academic Standards)

(cf. 6142.92 – Mathematics Instruction)

Three courses in science, including one year of biological science and one year of physical science, (Education Code 51225.3) plus one additional laboratory science (UC/CSU) or another science course of the students choice.

(cf. 6142.93 – Science Instruction)

Four courses in social studies, including United States history and geography; world history, culture, and geography; a one-semester course in American government and civics; and a one-semester course in economics (Education Code 51225.3) plus one course in World Geography.

One course in visual or performing arts, foreign language, or American Sign Language (Education Code 51225.3)

(cf. 6142.6 - Visual and Performing Arts Education)

Board of Education Meeting
July 15, 2008

Two courses in physical education, unless the student has been exempted pursuant to Education Code 51241. Ninth grade students must enroll in Physical Education. The second course may be taken in 10th, 11th, or 12th grade. (Education Code 51225.3)

(cf. 6142.7- Physical Education)

Twenty credits in Career Development: career / technical courses, Cadet Corps, JROTC, ROP or advanced academic courses leading to future career interests.

Forty units from any combination of selected courses of interest.

Because the prescribed course of study may not accommodate the needs of some students, the Board shall provide alternative means for the completion of prescribed courses in accordance with law.

(cf. 6146.11 – Alternative Credits Toward Graduation)

(cf. 6146.2 – Certificate of Proficiency / High School Equivalency)

Exit Exam for the Classes of 2006 and Later

Beginning in the 2005-06 school year, each student-completing grade 12 shall have successfully passed the state examination in language arts and mathematics as a condition of high school graduation to receive a diploma. (Education Code 60851, 60859)

(cf. 6146.4 – Differential Graduation and Competency Standards for Students with Disabilities)

(cf. 6159 – Individualized Education Program)

(cf. 6162.52 - High School Exit Examination)

Supplemental instruction shall be offered to any student who does not demonstrate “sufficient progress,” as defined in Board policy, toward passing the exit examination. (Education Code 37252, 60851)

Students who have not passed one or both parts of the exit exam by the end of grade 12 shall have the opportunity to receive intensive instruction and services for up to two consecutive academic years after completion of grade 12 or until they have passed both parts of the exam, whichever comes first. (Education Code 37254).

(cf. 6176 - Weekend/ Saturday Classes)

(cf. 6177 – Summer School)

Board of Education Meeting
July 15, 2008

(cf. 6179 – Supplemental Instruction)

Certificates of Completion

Students who have passed all the district's course requirements by the end of their senior year but are unable to pass the high school exit examination shall receive a certificate of completion in place of a diploma. Students who are to be awarded a certificate of completion may participate in all graduation activities and ceremonies. Graduation programs and the graduation ceremonies will make no distinction between those students awarded a high school diploma or a certificate of completion.

The Superintendent or designee shall regularly report to the Board regarding the number of students receiving a certificate of completion and the resources that have been offered to such students.

Retroactive Diplomas

The district may retroactively grant a high school diploma to a former student who was interned by the federal government during World War II or who is an honorably discharged veteran of World War II, the Korean War, or the Vietnam War, provided that he/she was enrolled in a district school immediately preceding the internment or military service and he/she did not receive a diploma because his/her education was interrupted due to internment or military service. (Education Code 51430)

In addition, the Board may retroactively grant a diploma to a deceased former student who satisfies the above conditions. The diploma shall be received by the deceased student's next of kin. (Education Code 51430)

Adult School Graduation Requirements

Effective September 1, 2004, the requirements for graduation from San Bernardino Adult School are specified as follows:

Students must complete 180 credits to earn a high school diploma at Adult School.

Subject area requirements

English:

Same as for Grades 9-12 requirements 4 years, 40 credits

Mathematics:

Same as for Grades 9-12 requirements 3 years, 30 credits

Board of Education Meeting
July 15, 2008

Science:

Same as for Grades 9-12 requirements 3 years, 30 credits

Social Studies:

The World Geography A and B sequence is not required for the Adult School diploma. The state geography requirement is met through social science classes offered at San Bernardino Adult School.

All other requirements remain the same as for Grade 9-12 4 years, 40 credits

Career Development:

Computer Literacy/ Competency course is included within this category 2 years, 20 credits

Visual/Performing Arts or Foreign Language: 1 year, 10 credits

Due to the statutory restrictions preventing adult education programs from providing foreign language classes for high school credit, only Art Appreciation A and B are available for the students at San Bernardino Adult School. Students who have completed Foreign Language class(es) prior to enrolling at San Bernardino Adult School will be granted credit toward meeting this requirement.

Electives

Electives include subjects from the curricular areas available at San Bernardino Adult School.

Students must also pass the California High School Exit Exam as enforced by the State Board of Education.

Adult education students who fulfill the district's graduation requirements shall receive a diploma of high school graduation.

(cf. 6146.1 High School Graduation Requirements)

Legal Reference:

EDUCATION CODE

37252 Supplemental instructional programs

37254 Eligible student rate of funding

37254.1 Required student participation in supplemental instruction

47612 Enrollment in charter school

48200 Compulsory attendance

48412 Certificate of proficiency

Board of Education Meeting
July 15, 2008

48430 Continuation education schools and classes
48645.5 Acceptance of coursework
48980 Notification of parent/guardian
51224 Skills and knowledge required for adult life
51224.5 Algebra instruction
51225.3 Requirements for graduation
51225.5 Honorary diplomas; foreign exchange students
51228 Graduation requirements
51240-51246 Exemptions from requirements
51250-51251 Assistance to military dependents
51410-51412 Diplomas
51420-51427 High school equivalency certificates
51450-51455 Golden State Seal Merit Diploma
51745 Independent study restrictions
56390-56392 Recognition for educational achievement, special education
60850-60859 High school exit examination
66204 Certification of high school courses as meeting university admissions criteria
CODE OF REGULATIONS, TITLE 5
1600-1651 Graduation of pupils from grade 12 and credit toward graduation
COURT DECISIONS
O'Connell v. Superior Court (Valenzuela), (2006) 141 Cal.App.4th 1452
Management Resources:
CSBA POLICY ADVISORIES
Preparing for the High Stakes of the High School Exit Exam: An Examination of Certificates of Completion, September 2005
Algebra I Requirement: Eligibility for High School Diplomas, March 2004
WEB SITES
CSBA: <http://www.csba.org>
California Department of Education, California High School Exit Examination:
<http://www.cde.ca.gov/ta/tg/hs>
Policy SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT
adopted: October 16, 2007 San Bernardino, California

Revised: Date To Be Determined

3.5 Quarterly Uniform Complaint Report Summary
(Prepared by the Employee Relations Division)

Pursuant to legislation passed as a result of the Williams Case and Valenzuela Settlement Agreement, districts must report summarized data on the nature and resolution of all complaints on a quarterly basis to the governing board, at a regularly scheduled board meeting. The following is the quarterly report for the period from April to June 2008, pursuant to Section 4686(b) of Title 5, Division 1, Chapter 5.1, Subchapter 1, Article 8 of the California Code of Regulations.

Board of Education Meeting
July 15, 2008

Williams Settlement Legislation
Quarterly Report Summary

Quarterly Uniform Complaint Report Summary
For submission to school district governing board and county office of education

District Name: San Bernardino City Unified School District

Quarter covered by this report: April – June 2008

	Number of complaints received in quarter	Number of complaints resolved	Number of complaints unresolved
Instructional Materials	0	0	0
Facilities	0	0	0
Teacher Vacancy and Misassignment	0	0	0
CAHSEE Intensive Instructions for High School Exit Exams	0	0	0
Totals	0	0	0

Submitted by: Marie Arakaki
Title: Affirmative Action Director

SESSION FOUR – Other Matters Brought By Citizens

4.0 Other Matters Brought by Citizens

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

SESSION FIVE - Reports and Comments

5.0 *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.

5.1 Legislative Update

6.0 *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 SIX - Legislation and Action

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

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

7.1 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 June 17, 2008, be approved as presented.

7.2 Payment of San Bernardino County School Boards Association Membership Dues for 2008-09 (Prepared by Superintendent)

In accordance with the bylaws of the San Bernardino County School Boards Association, Article IV, Section 2, each school district that elects to participate shall pay annual dues for membership in the Association. Dues shall be payable July 1, of each year and shall be delinquent October 31. In addition, Section 35172 of the Education Code provides for the payment of membership dues from district funds.

A remittance in the amount of \$100.00 is requested from our district.

Board of Education Meeting
July 15, 2008

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies payment of \$100.00 to the San Bernardino County School Boards Association for 2008-09 membership dues.

7.3 Intent to Apply for the School Improvement Fund (SIF) Grant Program for Four District Schools
(Prepared by the Deputy Superintendent's Office)

The Deputy Superintendent's Office requests Board of Education approval to submit applications to the State Department of Education for the School Improvement Fund (SIF) Grant Program for the following District schools: Serrano Middle School, Shandin Hills Middle School, Golden Valley Middle School, and Cole Elementary School. Schools that are in Program Improvement Year 5+ in the current school year, based on 2007 state testing are eligible to apply. Schools that are funded will receive a base grant of \$50,000.00 and \$200.00 per enrolled student up to the \$500,000.00 maximum. The funds are to be used to support research-based and proven effective, sustainable school improvement activities that will increase the likelihood that students will achieve proficiency and that schools will move out of Program Improvement.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves submitting applications for the School Improvement Fund (SIF) Grant Program for the following District schools: Serrano Middle School, Shandin Hills Middle School, Golden Valley Middle School, and Cole Elementary School.

BE IT FURTHER RESOLVED that Judy D. White, Deputy Superintendent, be authorized to sign all documents pertaining to the applications on behalf of the Board of Education.

7.4 2008-2009 English Language Acquisition Program (ELAP)
(Prepared by Educational Services Division)

The English Learner Programs Department requests Board of Education approval to submit a District English Language Acquisition Program (ELAP) Application for Funding, Fiscal Year 2008-2009.

The State Superintendent of Public Instruction is required to allocate to each participating LEA \$100.00 annually for each pupil enrolled in any of Grades 4 to 8, inclusive, and identified as an English learner.

The District must certify that it will: 1) conduct academic assessments of English learners to ensure their appropriate placement; 2) provide a program for English Language Development (ELD) instruction to assist students in progressing upward through the proficiency levels

Board of Education Meeting
July 15, 2008

established by the ELD standards adopted by the State Board of Education, including structured immersion instruction to ensure access by English learners to the core curriculum; 3) provide supplemental instruction for English learners, such as intersession, before and after-school programs, or summer school instruction; 4) coordinate services and funding sources for English learners, including community-based English tutoring, at-risk youth, after-school, intersession, summer school, and reading programs established pursuant to *Education Code* sections 400-410, Chapter 71, Statutes of 1999 of Assembly Bill (AB) 1116; and any available federal funds.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes the English Learner Programs Office to submit a District Application for Funding for the 2008-2009 English Language Acquisition Program (ELAP).

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

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

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

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

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

SITE	DONOR	DONATION AND PURPOSE	CASH
Warm Springs Elementary School	CASA	To be used for student incentives and materials for Student Council	\$800.00
Kimbark Elementary School	California State Parks Foundation	To be used for field trip to Sacramento	\$500.00
Mt. Vernon Elementary School	San Bernardino Rotary Foundation	To be used for student incentives	\$400.00

The acceptance of these donations meets all requirements of Board Policy 3290, Gifts, Donations, Grants, and Bequests.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education acknowledges receipt of \$800.00, CASA; \$500.00, California State Parks Foundation; and \$400.00, San Bernardino Rotary Foundation.

Board of Education Meeting
July 15, 2008

7.6 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 District employees are involved in activities that include attendance at various conferences, inservices, training sessions, and other business meetings, the cost of which must be approved by the Board of Education.

It is recommended that the following resolution be adopted:

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

Andrea Samperio (Board Representative, Aquinas High School)	To attend 2008 AP Summer Institute at Cal State San Marcos, San Marcos, California, July 21-24, 2008. The registration cost, not to exceed \$908.78, will be paid from Accountability Department Account No. 536. To be paid a stipend of \$150.00 per day for a total of four days. Amount not to exceed \$600.00 will be paid from Accountability Department Account No. 536.
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7.7 Cafeteria Warrant Register, Ending June 30, 2008
(Prepared by Facilities/Operations Division)

It is requested that the Board of Education adopt the Cafeteria Warrant Register and authorize specific individuals to sign disbursements on its behalf.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Cafeteria Warrant Register, ending June 30, 2008, be approved.

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

7.8 Commercial Warrant Registers for Period from June 16, Through June 30, 2008
(Prepared by Business Services Division)

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

It is recommended that the following resolution be adopted:

Board of Education Meeting
July 15, 2008

BE IT RESOLVED that the Commercial Warrant Register for period from June 16, 2008, through June 30, 2008, be approved.

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

7.9 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 organization to provide expertise not available in the District for inservice training or consultant services.

Ramona-Alessandro Elementary School wishes to hire Get Ahead Writing, LLC, to present 10 days of professional development on the writing application standards from July 1, 2008, through June 30, 2009. The fee, not to exceed \$15,000.00, will be paid from the Restricted General Fund—High Priority Schools Grant Program, Account No. 473.

The Secondary Education Department wishes to hire San Bernardino County Superintendent of Schools to provide SB 472 state-approved professional development institutes to prepare teachers to successfully implement the District-adopted mathematics instructional program, July 14, 2008, through June 30, 2009. The cost is \$750.00 per participant with 60 participants for a total cost not to exceed \$45,000.00 and will be paid from the Restricted General Fund—Title II Elementary Math/Science, Account No. 541.

It is recommended that the following resolution be adopted:

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

Get Ahead Writing, LLC, to present 10 days of professional development on the writing application standards from July 1, 2008, through June 30, 2009. The fee, not to exceed \$15,000.00, will be paid from the Restricted General Fund—High Priority Schools Grant Program, Account No. 473.

San Bernardino County Superintendent of Schools to provide SB 472 state-approved professional development institutes to prepare teachers to successfully implement the District-adopted mathematics instructional program, July 14, 2008, through June 30, 2009. The cost is \$750.00 per participant with 60 participants for a total cost not to exceed \$45,000.00 and will be paid from the Restricted General Fund—Title II Elementary Math/Science, Account No. 541.

Board of Education Meeting
July 15, 2008

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

Throughout the year, the District is advised by federal, state, and local agencies of program entitlements and any additions and/or reductions in funds available for already-approved programs. The following 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 unrestricted programs, Redevelopment Agency (028), was not included in the 2008-2009 budget. Based on monies received in June 2008, an increase in the budgeted expenditures in the amount of \$28,882.00 will result in a revised total of \$28,882.00.

The unrestricted program, Youth Services Program (060), was included in the 2008-2009 approved budget in the amount of \$1,387,555.00. Based on a reimbursement from the District Hearing Panel for the Youth Services Program, an increase of \$26,560.00 will result in a revised total of \$1,414,115.00 in expenditures and revenue.

The donation from San Manuel Band of Mission Indians (219) in the amount of \$10,000.00 for Belvedere Elementary School (108) to use for the purchase of Instructional Technology was not included in the 2008-2009 Budget. Based on the District's gift acceptance form dated June 4, 2008, an increase in the amount of \$10,000.00 will result in a revised total of \$10,000.00.

The donation from San Manuel Band of Mission Indians (219) in the amount of \$20,000.00 for Kendall Elementary School (136) to use for the purchase of three Konica Minolta Bizhub 600 copier machines was not included in the 2008-2009 budget. Based on the donation letter received by the District dated May 19, 2008, an increase in the amount of \$20,000.00 will result in a revised total of \$20,000.00.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the increase of \$28,882.00 in the budgeted expenditures for the unrestricted program Redevelopment Agency (028).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$26,560.00 in the budgeting of expenditures and revenues for the unrestricted Youth Services Program (60).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$10,000.00 in the budgeting of expenditures and revenues for San Manuel Band of Mission Indians-Belvedere Elementary School (219).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$20,000.00 in the budgeting of expenditures and revenues for San Manuel Band of Mission Indians-Kendall Elementary School (219).

Board of Education Meeting
July 15, 2008

7.11 Mileage and Cell Phone Amounts, Fiscal Year 2008-2009
(Prepared by Business Services Division)

Certain certificated and classified employees currently receive a fixed mileage allowance each month. This allowance is added to their regular paychecks. In addition, an undetermined number of employees receive variable mileage by submitting a Mileage Voucher Form (SU-38) listing the dates and distance traveled while performing District business. The District also provides a cell phone allowance of \$45.00 per month to Principals, Directors, and other employees with safety-related duties (with approval by the Superintendent or his designee) who need their cell phones for District business.

The County requires Board action approving aggregate maximum fixed mileage allowance by payroll category and the mileage rate at which the District will pay variable mileage. The following are the Board-approved fixed mileage and cell phone allowance payments for the estimated not-to-exceed amounts for the 2008-2009 fiscal year.

	<u>2007-2008</u>	<u>2008-2009</u>
Fixed Monthly Certificated Mileage	\$19,500.00	\$19,500.00
Fixed Monthly Classified Mileage	\$ 8,000.00	\$ 8,000.00
Variable Mileage Rate (eff. 1/1/08)	\$.505	
Variable Mileage Rate (eff. 7/1/08)		\$.585
Cell Phone Monthly	\$ 5,500.00	\$ 5,500.00

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies the fixed mileage rate, variable mileage rate, and cell phone payment at the following not-to-exceed amounts for the 2008-2009 fiscal year:

Fixed Monthly Certificated Mileage	\$19,500.00
Fixed Monthly Classified Mileage	\$ 8,000.00
Variable Mileage Rate (eff. 7/1/08)	\$.585
Cell Phone	\$ 5,500.00

Board of Education Meeting
July 15, 2008

7.12 Signature Authority
(Prepared by Business Services Division)

In order to conduct District business, the Board of Education approves 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 revokes purchasing authority for Purchasing Services purchase orders for Gae Purvis, Purchasing Services Buyer, due to resignation.

BE IT ALSO RESOLVED that the Board of Education, under the provision of Education Code Section 17605, delegates authority to Debra Love, Purchasing Director, to approve work to be done for the purchase of materials, supplies, apparatus, and equipment to be furnished, sold, or leased to the District from July 15, 2008, until revoked.

BE IT ALSO RESOLVED that the Board of Education approves delegation of authority to act on behalf of the Board following award of bids for work to be done for the District and for the purchase of materials, supplies, apparatus, and equipment to be furnished, sold, or leased to the District, to Debra Love, Purchasing Director, from July 15, 2008, until revoked.

BE IT FURTHER RESOLVED that the Board of Education approves delegation of authority to Debra Love, Purchasing Director, to sign maintenance and licensing agreements from July 15, 2008, until revoked.

7.13 Extended Field Trip, Pacific High School, United Spirit Association Cheerleading Camp, UC San Diego, La Jolla, California
(Prepared by Business Services Division)

Pacific High School requests Board of Education approval of an extended field trip for seventeen students and two District employees to attend the United Spirit Association Cheerleading Camp, UC San Diego, La Jolla, CA, August 4-7, 2008.

This trip will give students an opportunity to learn new and exciting cheer material in a controlled and safe environment. The students will also be able to form close bonds while training and learn valuable techniques that will assist them in various competitions throughout the year.

The cost of the trip, not to exceed \$6,289.00, which includes registration, meals, and lodging for seventeen Pacific High School students and two District employees, will be paid from Pacific High School Cheerleading ASB Funds. Transportation by First Student, not to exceed \$1,100.00, will be paid from Pacific High School Cheerleading ASB funds and athletic funds. No student will be denied participation due to financial constraints.

Board of Education Meeting
July 15, 2008

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for seventeen Pacific High School students and two District employees to attend the United Spirit Association Cheerleading Camp, UC San Diego, La Jolla, CA, August 4-7, 2008. The cost of the trip, not to exceed \$6,289.00, including registration, meals, and lodging for seventeen students and two District employees, will be paid from Pacific High School Cheerleading ASB funds. Transportation by First Student, not to exceed \$1,010.00, will be paid from Pacific High School Cheerleading ASB funds and athletic funds. Names of the students are on file in the Business Services office.

7.14 Extended Field Trip, San Geronio High School, Cross Country Team Endurance Camp, Mammoth Lakes, California
(Prepared by Business Services Division)

San Geronio High School requests Board of Education approval of an extended field trip for twenty-eight students and five adult chaperones to attend the Cross Country Team Endurance Camp, Mammoth Lakes, CA, August 2-9, 2008.

Students will train for the upcoming cross-country season at Mammoth that offers a safe environment, clean air and perfect temperatures to optimize training. The students will learn about lifelong skills, which include responsibility, teamwork, trust, skill acquisition, and leadership. Students will also have the opportunity to meet with college coaches, who will instruct them on criteria for college enrollment and potential scholarship opportunities.

The cost of the trip, not to exceed \$5,994.24, including meals and lodging for twenty-eight San Geronio High School students and five adult chaperones, will be paid from donations and San Geronio High School Booster Club funds. Transportation by Xpress Rentals, not to exceed \$2,812.00, will be paid from donations and San Geronio High School Booster Club funds. 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 approves the extended field trip for twenty-eight San Geronio High School students and five adult chaperones to attend the Cross Country Team Endurance Camp, Mammoth Lakes, CA, August 2-9, 2008. The cost of the trip, not to exceed \$5,994.24, including meals and lodging for twenty-eight San Geronio High School students and five adult chaperones, will be paid from donations and San Geronio High School Booster Club funds. Transportation by Xpress Rentals, not to exceed \$2,812.00, will be paid from donations and San Geronio High School Booster Club funds. Names of the students are on file in the Business Services office.

Board of Education Meeting
July 15, 2008

7.15 Agreement for Joint Use of the County of San Bernardino Highland Sam J. Racadio Library & Environmental Learning Center
(Prepared by Business Services Division)

Cypress Elementary School requests Board of Education approval to enter into a Joint Use Agreement with the County of San Bernardino for the Highland Sam J. Racadio Library & Environmental Learning Center, effective August 1, 2008, through June 30, 2011, with automatic renewal for two successive one-year terms. Cypress Elementary School will provide a library clerk, or equivalent, four hours per day, Monday through Friday, during the school year calendar; and will provide funding and/or library materials in amounts equivalent to that provided to similar-sized elementary schools, as budgeted annually. Materials to be added must meet County standards of condition and publication dates. There is no other cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a Joint Use Agreement with the County of San Bernardino for the Highland Sam J. Racadio Library & Environmental Learning Center, effective August 1, 2008, through June 30, 2011, with automatic renewal for two successive one-year terms. Cypress Elementary School will provide a library clerk, or equivalent, four hours per day, Monday through Friday, during the school year calendar; and will provide funding and/or library materials in amounts equivalent to that provided to similar-sized elementary schools, as budgeted annually. There is no other cost to the District.

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

7.16 Agreement with Roy J. Blair, CPA, to Perform Financial and Compliance Audits for the Public Safety Academy Charter School
(Prepared by Business Services Division)

The Accounting Services Department requests Board of Education approval to enter into an agreement with Roy J. Blair, CPA, Rancho Cucamonga, CA, to perform financial and compliance audits for state and federal funds for Public Safety Academy Charter School, effective July 1, 2008, continuing through June 30, 2009. Mr. Blair will conduct an independent compliance audit to ensure that state and federal funds have been expended only on the specific projects listed, and an annual independent financial audit. The agreement is for an initial one-year term and is annually renewable for two additional one-year periods. The cost for services for the initial term is \$6,000.00 and will be paid from District Charter School – PSA Fund 08.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Roy J. Blair, CPA, Rancho Cucamonga, CA, to perform financial and compliance audits for state and federal funds for Public Safety Academy Charter School, effective July 1, 2008, continuing

Board of Education Meeting
July 15, 2008

through June 30, 2009. Mr. Blair will conduct an independent compliance audit to ensure that state and federal funds have been expended only on the specific projects listed, and an annual independent financial audit. The agreement is for an initial one-year term and is annually renewable for two additional one-year periods. The cost for services for the initial term is \$6,000.00 and will be paid from District Charter School—PSA Fund 08.

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

7.17 Agreement with TLC Educational Consulting to Provide Positive Image Program and Parent Orientation Workshops
(Prepared by Business Services Division)

San Bernardino High Schools requests Board of Education approval to enter into an agreement with TLC Educational Consulting, Camarillo, CA, to provide Positive Image Program and Parent Orientation workshops for parents of San Bernardino High School students, and African-American and Latino students, respectively, effective September 1, 2008, continuing through May 21, 2009. The Parent Academy workshop will assist parents in developing skills they need to nurture their child, enhance growth in the family environment, and make the roles of parents more effective and rewarding. The Positive Images workshop will promote self-esteem, confidence, and pride in African-American and Latino youth by developing their intellectual, emotional, and social well-being. The fee, not to exceed \$34,800.00, will be paid from the 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 TLC Educational Consulting, Camarillo, CA, to provide Positive Image Program and Parent Orientation workshops for parents of San Bernardino High School students, and African-American and Latino students, respectively, effective September 1, 2008, continuing through May 21, 2009. The Parent Academy workshop will assist parents in developing skills they need to nurture their child, enhance growth in the family environment, and make the roles of parents more effective and rewarding. The Positive Images workshop will promote self-esteem, confidence, and pride in African-American and Latino youth by developing their intellectual, emotional, and social well-being. The fee, not to exceed \$34,800.00, will be paid from the Restricted General Fund—School Based Coordinated Program, Account No. 419.

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

Board of Education Meeting
July 15, 2008

- 7.18 Agreement with YMCA of the East Valley to Provide Gymnastics, Swimming Lessons, and Other Organized Activities for Students of Kimbark Elementary School
(Prepared by Business Services Division)

Kimbark Elementary School requests Board of Education approval to enter into an agreement with the YMCA of the East Valley, San Bernardino, CA, to provide gymnastics, swimming lessons, and other organized activities to Kimbark students, effective August 29, 2008, continuing through June 30, 2009. The fee, not to exceed \$2,000.00, will be paid from the Unrestricted General Fund—ADA Incentive Plan, Account No. 038.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with the YMCA of the East Valley, San Bernardino, CA, to provide gymnastics, swimming lessons, and other organized activities to Kimbark students, effective August 29, 2008, continuing through June 30, 2009. The fee, not to exceed \$2,000.00, will be paid from the Unrestricted General Fund—ADA Incentive Plan, Account No. 038.

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

- 7.19 Agreement with YMCA of the East Valley to Provide Supervised Recreational Activities for the Before and After-School Program for Students of Bonnie Oehl and Lytle Creek Elementary Schools
(Prepared by Business Services Division)

Bonnie Oehl and Lytle Creek Elementary Schools request Board of Education approval to enter into an agreement with the YMCA of the East Valley, San Bernardino, CA, to provide supervised recreational activities to students at Bonnie Oehl and Lytle Creek Elementary Schools, effective July 16, 2008, continuing through June 30, 2009. The fee, not to exceed \$30,000.00, will be paid from the Restricted General Fund—No Child Left Behind-CAPS-CCLC-CORE 3A, Account No. 583.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with the YMCA of the East Valley, San Bernardino, CA, to provide supervised recreational activities to students at Bonnie Oehl and Lytle Creek schools, effective July 16, 2008, continuing through June 30, 2009. The fee, not to exceed \$30,000.00, will be paid from the Restricted General Fund—No Child Left Behind-CAPS-CCLC-CORE 3A, Account No. 583.

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

Board of Education Meeting
July 15, 2008

7.20 Agreement with CDW-G to Provide Consulting Services
(Prepared by Business Services Division)

The Information Technology Department requests Board of Education approval to enter into an agreement with CDW-G, Vernon Hills, Illinois, to provide consulting services to set up and configure the Cisco Access Control Server appliance, effective July 16, 2008, through June 30, 2009. The cost, not to exceed \$5,120.00, will be paid from Unrestricted General Fund—E-Rate/Phone/Tech, Account No. 172.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with CDW-G, Vernon Hills, Illinois, to provide consulting services to set up and configure the Cisco Access Control Server appliance, effective July 16, 2008, through June 30, 2009. The cost, not to exceed \$5,120.00, will be paid from Unrestricted General Fund—E-Rate/Phone/Tech, Account No. 172.

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

7.21 Facilities Use Agreement with Placo San Bernardino, LLC, for the Million Father March Event at the Carousel Mall
(Prepared by Business Services Division)

The Family Resource Center requests Board of Education approval to enter into a facilities use agreement with Placo San Bernardino, LLC, San Bernardino, CA, for the Million Father March Event at the Carousel Mall on August 9, 2008. There will be no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with Placo San Bernardino, LLC, San Bernardino, CA, for the Million Father March Event at the Carousel Mall on August 9, 2008. There will be no cost to the District.

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

7.22 Notification of Comprise and Release Agreement OAH Case Number N2007090185
(Prepared by Educational Services Division)

On June 3, 2008, a Comprise and Release Agreement was signed, Office of Administration Hearings (OAH) Case Number N2007090185, Ortega v. San Bernardino City Unified School District that was filed on September 7, 2007.

Board of Education Meeting
July 15, 2008

Specific terms of the Agreement are as follows:

1. District agrees to provide Compensatory Education
 - a. Up to 170 hours of Individualized behavior intervention provided by Applied Behavior Consultants (ABC) to begin July 2008, and continue through October 31, 2008. Services not completed by October 31, 2008, shall be deemed waived; not to exceed \$17,193.60.
 - b. Provide student with a 1:1 District aide trained by Applied Behavior Consultants.
 - c. Up to thirty-six (36) hours of individualized speech and language services provided by District speech and language pathologist.
 - d. Up to thirty-six (36) hours of Occupational Therapy services by the Horizon Therapy Clinic in Rancho Cucamonga, not to exceed \$4,000.00.
 - e. District agrees to provide mileage reimbursement to parents for transportation of student to Horizon Therapy Clinic in Rancho Cucamonga at the District rate, not to exceed \$800.00.
 - f. Within 60 days calendar days of District Board approval and receipt of billing statement/invoice, District agrees to pay attorney's fees payable to Woodsmall Law Group not to exceed \$8,000.00. Payment will be made from the Restricted General Fund-Special Education, Account No. 827.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves contract with Applied Behavior Consultants (ABC) to provide up to 170 hours of individualized behavior intervention effective July 2008, through October 31, 2008, not to exceed \$10,000.00; up to 36 hours of Occupation Therapy provided by Horizon Therapy Clinic in Rancho Cucamonga, not to exceed \$4,000.00; provide a 1:1 aide trained by Applied Behavior Consultants; provide up to 36 hours of individualized speech and language services; payment for attorney's fees incurred and related to OAH Case N2007090185, not to exceed \$8,000.00. Payments are to be paid from Restricted General Fund-Special Education, Account No. 827.

7.23 Amendment No. 1 to the Agreement with Applied Behavior Consultants, Inc., to Provide Intervention Services and Assessments to a District Student
(Prepared by Business Services Division)

The Special Education Department requests Board of Education approval to amend the agreement with Applied Behavior Consultants, Inc., Sacramento, CA, approved by the Board on June 17, 2008, Agenda Item 10.28. The amendment is necessary to add \$7,193.60 to the original fee of \$10,000.00 for a new total not to exceed \$17,193.60. 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 Applied Behavior Consultants, Inc., Sacramento, CA, approved by the Board on June 17, 2008, Agenda

Board of Education Meeting
July 15, 2008

Item 10.28. The amendment is necessary to add \$7,193.60 to the original fee of \$10,000.00 for a new total not to exceed \$17,193.60. All other terms and conditions will remain the same.

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

7.24 Amendment No. 1 to the Agreement with IAC Engineering, Inc., Bid No. F05-04, Cajon High School Modernization - Request for Reduction of the Retention
(Prepared by Business Services Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with IAC Engineering, Inc., Upland, CA, previously approved by the Board on February 21, 2006, to reduce the retention from 10 percent to 5 percent, pursuant to Public Contract Code, Section 9203.

The Public Contract Code requires that the owner retain 10 percent of each contractor's requested payment application until the work is at least 50 percent complete. At this time, IAC Engineering, Inc. has successfully completed 99 percent of the work under their contract and is now requesting the District reduce the retention amount to 5 percent. This amount of retention is considered sufficient to protect the District in the event of any unforeseen conditions or infractions. 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 IAC Engineering, Inc., Upland, CA, Bid No. F05-04, Cajon High School Modernization, to reduce the retention from 10 percent to 5 percent. All other terms and conditions remain the same.

7.25 Amendment No. 1 to the Agreement with THINK Together to Provide C.A.P.S. Services to Students
(Prepared by Business Services Division)

The Student Services Division requests Board of Education approval to amend the agreement with THINK Together, Santa Ana, CA, approved by the Board on June 17, 2008, Agenda Item 10.37. The amendment is necessary to add \$122,701.00 to the original fee of \$1,286,463.00 for an aggregate total not to exceed \$1,409,164.00. 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 agreement with THINK Together, Santa Ana, CA, approved by the Board on June 17, 2008, Agenda Item 10.37. The amendment is necessary to add \$122,701.00 to the original fee of \$1,286,463.00 for an aggregate total not to exceed \$1,409,164.00. All other terms and conditions will remain the same.

Board of Education Meeting
July 15, 2008

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

7.26 Amendment No. 2 to the Agreement with PCH Architects to Design a Lunch Shelter at Mt. Vernon Elementary School
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with PCH Architects, Redlands, CA, previously approved by the Board on July 1, 2008, for additional design services of the lunch shelter at Mt. Vernon Elementary School. This amendment will add an additional \$1,955.00, for a new total cost, not to exceed \$12,255.00, plus reimbursables and any authorized additional services. 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 PCH Architects, Redlands, CA, for additional design services of the lunch shelter at Mt. Vernon Elementary School. This amendment will add an additional \$1,955.00, for a new total cost of \$12,255.00, plus reimbursables and any authorized additional services. 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.

7.27 Amendment No. 2 to the Agreement with O & I, Inc., for Relocation Services at Various Sites
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with O & I, Inc., Garden Grove, CA, previously approved by the Board on February 20, 2001. This amendment will implement the additional services clause in the original contracts for relocation services on the following projects: Alessandro II ES, Burbank II ES, Lincoln II South ES, Roosevelt II ES, Wilson II ES, and Middle College HS site boundaries. This is a clarification to the original Board approval which authorized entering into an agreement with O & I, Inc., for relocation services. This amendment will authorize any additional services work not included in the original contract fee as allowable additional charges and will be paid from Funds 21, 25, or 35. 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 O & I, Inc., Garden Grove, CA, to implement the additional services clause in the original contracts for relocation services on the following projects: Alessandro II ES, Burbank II ES, Lincoln II South

Board of Education Meeting
July 15, 2008

ES, Roosevelt II ES, Wilson II ES, and Middle College HS site boundaries. This amendment will authorize any additional services work not included in the original contract fee as allowable additional charges and will be paid from Funds 21, 25, or 35. All other terms and conditions will remain the same.

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

7.28 Amendment No. 4 to the Agreement with The Planning Center for Lincoln II South No. 52 - CEQA Environmental Services
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with The Planning Center, Costa Mesa, CA, previously approved by the Board on November 7, 2006. This amendment will add an additional \$16,560.00 for services necessary for the completion of CEQA documents, including but not limited to, significant cultural resources, global warming, greenhouse gases, and air impacts based on updated traffic study. The new total cost, not to exceed \$144,318.00, will be paid from Funds 01, 21, 25, or 35. 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 Planning Center, Costa Mesa, CA. This amendment will add an additional \$16,560.00 for services necessary for completion of CEQA documents, including but not limited to, significant cultural resources, global warming, greenhouse gases, and air impacts based on updated traffic study. The new total cost, not to exceed \$144,318.00, will be paid from Funds 01, 21, 25, or 35. All other terms and conditions will remain the same.

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

7.29 Amendment No. 6 to the Agreement with Ecclesia Christian Fellowship to Provide After-School Programs
(Prepared by Business Services Division)

The Student Services Division requests Board of Education approval to amend the agreement with the Ecclesia Christian Fellowship, San Bernardino, CA, approved by the Board on June 3, 2008, Agenda Item 9.20. The amendment is necessary to increase the fee by \$15,031.00 from the original amount of \$68,363.00 to an aggregate total not to exceed \$83,394.00. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

Board of Education Meeting
 July 15, 2008

BE IT RESOLVED that the Board of Education approves renewing the agreement with Ecclesia Christian Fellowship, San Bernardino, CA, approved by the Board on June 3, 2008, Agenda Item 9.20. The amendment is necessary to increase the fee by \$15,031.00 from the original amount of \$68,363.00 to an aggregate total not to exceed \$83,394.00. 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 agreement.

7.30 Bid No. F07-18, Severe Special Day Class Buildings at Eight Elementary Schools Sites
 (Prepared by Facilities/Operations Division)

Bid No. F07-18, Severe Special Day Class Buildings at eight elementary school sites: Bradley, Cypress, Highland-Pacific, Hillside, Hunt, North Verdemont, Rio Vista, and Roosevelt was advertised on May 21, 2008, and May 27, 2008. Bids were opened on June 24, 2008, at 2:00 p.m. Bids were received from the following contractors and in these different categories:

Category 03 – Concrete	Base Bid
ASR Constructors, Inc. Riverside, CA	\$ 3,786,000.00
HCH Constructors-Managers, Inc. Murrieta, CA	\$ 3,998,000.00
Category 06 – Rough Carpentry	Base Bid
Cuyamaca Construction, Inc. Santee, CA	\$ 1,993,000.00
D.W. McCasland, Inc. Irwindale, CA	\$ 1,826,000.00
Four Point Builders, Inc. Temecula, CA	\$ 2,040,000.00
Gamut Framing, Inc. Montclair, CA	\$ 1,439,000.00
Infinity Structures, Inc. Perris, CA	\$ 1,283,000.00
Rocky Coast Framers, Inc. Escondido, CA	\$ 2,214,450.00
Category 07 – Gypsum & Plaster	Base Bid
Lopez & Sons, Inc. Montclair, CA	\$ 873,266.00
Angeles Contractor, Inc. Buena Park, CA	\$ 1,248,000.00
Caston Plastering & Drywall, Inc. San Bernardino, CA	\$ 798,585.00

Board of Education Meeting
July 15, 2008

Sierra Lathing Company, Inc. Rialto, CA	\$ 778,000.00
Padilla Construction (Garris) Orange, CA	\$ 961,130.00
Category 08 – Casework	Base Bid
David M. Bertino Manufacturing, Inc. Colton, CA	\$ 98,325.00
K & Z Cabinet Company, Inc. Ontario, CA	\$ 96,650.00
Lozano Caseworks, Inc. Colton, CA	\$ 127,000.00
Stolo Cabinets, Inc. Brea, CA	\$ 150,000.00
Westmark Products, Inc. San Dimas, CA	\$ 134,627.00
Category 09 – Roofing	Base Bid
Bell Roof Company, Inc. San Bernardino, CA	\$ 239,300.00
Coast Roof Company Fullerton, CA (bid withdrawn at request of contractor due to clerical error)	\$ 169,525.77
Best Contracting Services, Inc. Gardena, CA	\$ 232,568.00
Vance & Associates Roofing, Inc. Anaheim, CA	\$ 218,923.00
Roy Huffman Roofing Riverside, CA	\$ 217,680.00
Category 10 – Sheet Metal	Base Bid
Best Contracting Services, Inc. Gardena, CA	\$ 2,934,000.00
Challenger Sheet Metal, Inc. San Diego, CA	\$ 527,381.00
Crowner Sheet Metal Products, Inc. Baldwin Park, CA	\$ 559,000.00
RB Sheet Metal, Inc. Mentone, CA	\$ 428,000.00
United Contractors (aka Risher Sutherland) San Bernardino, CA	\$ 379,896.00
Category 13 – Acoustical	Base Bid
Cochran Interiors, Inc. Arcadia, CA	\$ 146,483.00

Board of Education Meeting
 July 15, 2008

Inland Building Construction Companies, Inc. San Bernardino, CA	\$ 149,450.00
K.D. Acoustics Riverside, CA	\$ 106,483.00
Southcoast Acoustical Interiors, Inc. Rancho Cucamonga, CA	\$ 107,050.00
Category 14 – Flooring	Base Bid
Continental Flooring, Inc. Rancho Cucamonga, CA	\$ 144,126.00
Donald M. Hoover Company Fontana, CA	\$ 171,355.00
Empire Floor Covering, Inc. Rancho Cucamonga, CA	\$ 162,260.00
Mike’s Custom Flooring San Bernardino, CA	\$ 129,000.00
Moore Flooring, Inc. Chino, CA	\$ 154,888.00
New Image Commercial Flooring San Bernardino, CA	\$ 186,000.00
ProSpectra Contract Flooring San Diego, CA	\$ 130,300.00
Riccardi Floor Covering Ontario, CA	\$ 137,900.00
Category 15 – Painting	Base Bid
Borbon, Inc. Buena Park, CA	\$ 295,000.00
Prime Painting Contractors, Inc. Northridge, CA	\$ 155,000.00
Robert V. Hoppe Company, Inc. Riverside, CA	\$ 181,500.00
Saunders & McMillin, Inc. Riverside, CA	\$ 172,600.00
Simmons & Wood, Inc. Lakeside, CA	\$ 153,762.00
Category 16 – Specialties	Base Bid
Inland Building Construction Companies, Inc. San Bernardino, CA	\$ 598,500.00
Inland Empire Architectural Specialties Riverside, CA	\$ 590,974.00
RVH Constructors, Inc. Ontario, CA	\$652,726.00

Board of Education Meeting
 July 15, 2008

Category 17 – HVAC	Base Bid
ACH Mechanical Contractors, Inc. Redlands, CA	\$ 739,000.00
Arrowhead Mechanical, Inc. San Bernardino, CA	\$ 598,000.00
Cool Air Supply, Inc. Glendale, CA	\$ 552,400.00
Couts Heating & Cooling, Inc. Corona, CA	\$ 775,000.00
Los Angeles Air Conditioning, Inc. La Verne, CA	\$ 858,700.00
RAN Enterprises, Inc. Huntington Beach, CA	\$ 744,000.00
West-Tech Mechanical, Inc. Montclair, CA	\$ 700,000.00
Category 18 – Plumbing	Base Bid
Continental Plumbing, Inc. Mira Loma, CA	\$ 1,402,958.00
Dan Worley Plumbing, Inc. Apple Valley, CA	\$ 1,927,121.00
Fischer, Inc. San Bernardino, CA	\$ 1,230,564.00
J.M. Farnan Co., Inc. La Verne, CA	\$ 1,590,000.00
JPI Development Group, Inc. Murrieta, CA	\$ 1,264,900.00
Kincaid Industries, Inc. Thousand Palms, CA	\$ 1,788,000.00
Pro-Craft Plumbing Company, Inc. Redlands, CA	\$ 1,370,000.00
Temecula Mechanical, Inc. Temecula, CA	\$ 1,282,480.00
Verne's Plumbing, Inc. Buena Park, CA	\$ 1,695,000.00
ASR/Duke Constructors Riverside, CA	\$ 1,286,000.00
DiLorenzo Brothers Banning, CA	\$ 1,515,140.00
Category 19 – Electrical	Base Bid
BEC, Inc. San Bernardino, CA	\$ 2,409,000.00
Brewster Electric, Inc. Calimesa, CA	\$ 2,057,165.00

Board of Education Meeting
 July 15, 2008

Champion Electric, Inc. Riverside, CA	\$ 2,323,000.00
Construction Electric, Inc. Riverside, CA	\$ 2,597,000.00
Daniel's Electrical Construction Company, Inc. Fontana, CA	\$ 2,556,000.00
Gould Electric, Inc. Poway, CA	\$ 2,583,500.00
Mel Smith Electric, Inc. Stanton, CA	\$ 3,144,000.00
RDM Electric Company, Inc. Chino, CA	\$ 2,573,000.00
The Mike Cox Electric, Inc. San Bernardino, CA	\$ 2,648,750.00
Masters Electric (dba TSJ Electrical & Communication) Riverside, CA	\$ 2,800,000.00
Category 21 – Doors & Hardware	Base Bid
Inland Building Construction Companies, Inc. San Bernardino, CA	\$ 540,000.00
Montgomery Hardware, Co. Rancho Cucamonga, CA	\$ 474,377.00
Roy E. Whitehead, Inc. Riverside, CA	\$ 592,200.00
Whitehead Construction, Inc. Riverside, CA	\$ 517,000.00
HCH Constructors-Managers, Inc. Murrieta, CA	\$ 529,000.00

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the contracts for Bid No. F07-18, Severe Special Day Class Buildings at Eight (8) Elementary School Sites: Bradley, Cypress, Highland-Pacific, Hillside, Hunt, North Verdemon, Rio Vista and Roosevelt Elementary Schools, be awarded to the lowest responsible bidder meeting the specifications for each Bid Category and for the Base Bid. In addition, the District recommends Alternate No. 6 – Clocks, to be added to the Base Bid for Category 19 – Electrical. The cost will be paid from School Facility Program Fund 35.

Category 03 – Concrete	Base Bid
ASR Constructors, Inc. 5230 Wilson Street Riverside, CA 92509	\$ 3,786,000.00

Board of Education Meeting
 July 15, 2008

Category 06 – Rough Carpentry	Base Bid
Infinity Structures, Inc. 20200 Gaston Road Perris, CA 92570	\$ 1,283,000.00
Category 07 – Gypsum & Plaster	Base Bid
Sierra Lathing Company, Inc. 1189 W. Leiske Drive Rialto, CA 92376	\$ 778,000.00
Category 08 – Casework	Base Bid
K & Z Cabinet Company, Inc. 1450 S. Grove Avenue Ontario, CA 91761	\$ 96,650.00
Category 09 – Roofing	Base Bid
Roy Huffman Roofing 4225 Garner Road Riverside, CA 92501	\$ 217,680.00
Category 10 – Sheet Metal	Base Bid
United Contractors (aka Risher Sutherland) 334 West Oak Street San Bernardino, CA 92401	\$ 379,896.00
Category 13 – Acoustical	Base Bid
K.D. Acoustics 15 Commercial Avenue Riverside, CA 92509	\$ 106,483.00
Category 14 – Flooring	Base Bid
Mike's Custom Flooring 336 S. Waterman Avenue, Unit K San Bernardino, CA 92408	\$ 129,000.00
Category 15 – Painting	Base Bid
Simmons & Wood, Inc. 8737 Wintergardens Blvd. Lakeside, CA 92040	\$ 153,762.00
Category 16 – Specialties	Base Bid
Inland Empire Architectural Specialties, Inc. 783 Palmyrita Avenue Riverside, CA 92507	\$ 590,974.00
Category 17 – HVAC	Base Bid
Cool Air Supply, Inc. 3217 North Verdugo Road, #3 Glendale, CA 91208	\$ 552,400.00

Board of Education Meeting
 July 15, 2008

Category 18 – Plumbing	Base Bid
Fischer, Inc. 1372 W. 26th Street San Bernardino, CA 92405	\$ 1,230,564.00
Category 19 – Electrical	Base Bid
Brewster Electric, Inc. 279 W. County Line Road Calimesa, CA 92320	\$ 2,057,165.00
Alternate No. 6 – Clocks	\$ 17,000.00
Total	\$ 2, 074,165.00
Category 21 – Doors & Hardware	Base Bid
Montgomery Hardware, Co. 8777 Lanyard Court Rancho Cucamonga, CA 91730	\$ 474,377.00

Award Total \$11,852,951.00

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

7.31 Notices of Completion, Bid No. F05-09, Categories E-03 & E-08, Col. Joseph C. Rodriguez PREP Academy
 (Prepared by Facilities/Operations Division)

Bid No. F05-09, construction of Col. Joseph C. Rodriguez PREP Academy, 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. F05-09, construction of Col. Joseph C. Rodriguez PREP Academy, for the portion of the work awarded to the Prime Contractors listed below:

Category E-03 – Concrete
 Cambridge Concrete, Inc.
 Victorville, CA

Category E-08 – Glass and Glazing
 E&R Glass Contractors, Inc.
 Montclair, CA

Board of Education Meeting
July 15, 2008

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

7.32 Request to Substitute a Subcontractor Pursuant to Public Contract Code, Section 4107
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to allow the Prime Contractor, Shanks Electric Corp., to release its subcontractor, National Paving Company, Inc., from its obligation to perform the paving work on the QEIA Site Work and Interior Electric Work for Nineteen Relocatable Classrooms at Kendall, Mt. Vernon, and Vermont Elementary Schools, and Pacific and San Bernardino High Schools Project, and to substitute United Paving Company, pursuant to Public Contract, Section 4107. Shanks Electric Corp., has received the rescission of quote notification from National Paving Company, Inc., requesting to be removed from the project. There is no additional cost. 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 the request by the Prime Contractor, Shanks Electric Corp., to release National Paving Company, Inc., from its obligation to perform the paving work on the QEIA Site Work and Interior Electric Work for Nineteen Relocatable Classrooms at Kendall, Mt. Vernon, and Vermont Elementary Schools, and Pacific and San Bernardino High Schools Project, and to substitute United Paving Company, pursuant to Public Contract Code, Section 4107. There is no additional cost. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign any required documents to effect said substitution.

7.33 Request to Substitute a Subcontractor Pursuant to Public Contract Code, Section 4107
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to allow the Prime Contractor, Delt Builders, to release its subcontractor, Walton Electric, Inc., from its obligation to perform the electrical work on the QEIA Site Work and Interior Electric Work for Ten Relocatable Classrooms at Burbank, Cypress, Lytle Creek, Warm Springs, and Wilson Elementary Schools Project, and to substitute Circle City Electric, Inc., pursuant to Public Contract Code, Section 4107. Delt Builders has received the rescission of quote notification from Walton Electric, Inc., requesting to be removed from the project. There is no additional cost. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

Board of Education Meeting
July 15, 2008

BE IT RESOLVED that the Board of Education approves the request by the Prime Contractor, Delt Builders, to release Walton Electric, Inc., from its obligation to perform the electrical work on the QEIA Site Work and Interior Electric Work for Ten Relocatable Classrooms at Burbank, Cypress, Lytle Creek, Warm Springs and Wilson Elementary Schools Project, and to substitute Circle City Electric, Inc., pursuant to Public Contract Code, Section 4107. There is no additional cost. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Assistant Superintendent, Business and Finance, to sign any required documents to effect said substitution.

7.34 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)9/28/92	*(S)5/2/95	*(S)2/3/94	***(S)2/5/94	*(S)8/29/93	*(S)5/12/94
*(S)6/13/93	*(S)12/5/90	*(S)10/11/95	*(S)2/10/95	*(S)8/11/97	*(S)1/3/93
***(S)2/12/95	*(S)7/19/94	*(S)3/24/91	*(S)7/14/92	*(S)7/24/90	*(S)1/16/94
*(S)10/25/91	*(S)4/23/92	***(S)3/24/94	*(S)8/30/94	*(S)6/10/94	*(S)9/29/95
*(S)8/7/92	*(S)10/11/94	*(S)5/15/95	*(S)1/28/93	*(S)8/17/90	*(S)11/19/94
***(S)1/1/91	*(S)5/25/95	*(S)1/12/94			

*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.

Board of Education Meeting
July 15, 2008

- 7.35 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:

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.

- 7.36 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:

- 7.37 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:

10/10/90 05/03/90

Board of Education Meeting
July 15, 2008

7.38 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:

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

7.39 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:

11/13/93

7.40 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:

Board of Education Meeting
July 15, 2008

8.0 Action Items

- 8.1 Agreement with The Counseling Team International to Provide Pre- Hire Psychological Testing Services for School Police Applicants
(Prepared by Business Services Division)

The Risk Management Department requests Board of Education approval to enter into an agreement with The Counseling Team International, San Bernardino, CA, to provide pre-hire psychological testing services for school police applicants, effective August 1, 2008, continuing through June 30, 2009. The total cost, not to exceed \$7,500.00, will be paid from the Unrestricted General Fund – Employee Assistance Program, Account No. 256.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with The Counseling Team International, San Bernardino, CA, to provide pre-hire psychological testing services for school police applicants, effective August 1, 2008, continuing through June 30, 2009. The total cost, not to exceed \$7,500.00, will be paid from the Unrestricted General Fund – Employee Assistance Program, Account No. 256.

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

- 8.2 Presentation of the District’s Initial Contract Proposal to the California School Employees Association, Chapter 183 (CSEA)
(Prepared by Employee Relations Division)

It is recommended that the following resolution be adopted:

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

- 8.3 Presentation of the Communication Workers of America (CWA) Initial Contract proposal to the District
(Prepared by the Employee Relations Division)

It is recommended that the following resolution be adopted:

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

Board of Education Meeting
July 15, 2008

- 8.4 Presentation of the District's Initial Contract proposal to the Communication Workers of America (CWA)
(Prepared by the Employee Relations Division)

It is recommended that the following resolution be adopted:

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

- 8.5 Amendments to BP 6146.1 High School Graduation Requirements (Second Reading)
(Prepared by Educational Services Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education adopts the amendments to BP 6146.1 High School Graduation Requirements as presented.

- 8.6 Quarterly Uniform Complaint Report Summary
(Prepared by the Employee Relations Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the findings of the Quarterly Uniform Complaint Report Summary for the period of April to June 2008.

- 8.7 Personnel Report #2, dated July 15, 2008
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #2, dated July 15, 2008, 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 #2, dated July 15, 2008, 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.

Board of Education Meeting
July 15, 2008

SESSION SEVEN - Closed Session

9.0 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

Public Employee Discipline/Dismissal/Release

SESSION EIGHT – Open Session

10.0 Action Reported from Closed Session

SESSION NINE - Closing

11.0 Adjournment

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, August 5, 2008, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

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

Marie Arakaki, Affirmative Action 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.

Board of Education Meeting
July 15, 2008

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: July 11, 2008