

**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**

March 16, 2010

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 In Recognition of César E. Chávez

**SESSION THREE - School Showcase**

- 3.0 *School Showcase*** **5:50 p.m.**  
3.1 Richardson PREP HI

**SESSION FOUR - Administrative Presentation**

- 4.0 *Administrative Presentation*** **6:05 p.m.**  
4.1 Project Labor Agreements

**SESSION FIVE - Administrative Reports**

- 5.0 *Administrative Reports*** **6:45 p.m.**  
5.1 Second Period Interim Financial Report as of January 31, 2010  
5.2 Employment Contract Buyouts

**SESSION SIX – Other Matters Brought By Citizens**

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

**SESSION SEVEN - Reports and Comments**

- 7.0 *Report by Board Members*** **7:15 p.m.**  
7.1 Legislative Update

**8.0 Report by Superintendent and Staff Members**

**7:30 p.m.**

**SESSION EIGHT - Legislation and Action**

**9.0 Consent Items (When considered as a group, unanimous approval is advised.) 7:45 p.m.**

- 9.1 Approval of Minutes
- 9.2 Payment of Master Teacher – National University
- 9.3 Payment of Master Teachers - University of La Verne
- 9.4 Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability
- 9.5 Acceptance of Gifts and Donations to the District
- 9.6 Business and Inservice Meetings
- 9.7 Commercial Warrant Registers for Period from February 16, through February 28, 2010
- 9.8 Payment for Course of Study Activities
- 9.9 Extended Field Trip, Cole Elementary School, Outdoor Science School, Running Springs, California
- 9.10 Extended Field Trip, Newmark Elementary School, Outdoor Science School, Forest Falls, California
- 9.11 Extended Field Trip, North Verdumont Elementary School, Joshua Tree National Park and The Living Desert and Botanical Gardens, Twentynine Palms, California
- 9.12 Extended Field Trip, North Verdumont Elementary School, Fourth Grade Outdoor Education Program, Newport Dunes Resort, Newport Beach, California
- 9.13 Extended Field Trip, North Verdumont Elementary School, Arrowhead Ranch Outdoor Science School, Twin Peaks, California
- 9.14 Extended Field Trip, Urbita Elementary School, 30th Annual NEED Youth Awards for Energy Achievement, Washington, D.C.
- 9.15 Extended Field Trip, Arroyo Valley High School, USA Spirit Nationals, Anaheim, California
- 9.16 Extended Field Trip, Cajon High School, Anaheim Heritage Music Festival, Anaheim, California
- 9.17 Extended Field Trip, San Gorgonio High School, Peer Leadership Training, Yucaipa, California
- 9.18 Extended Field Trip, California Cadet Corps Program, State Drill Competition/Individual Major Awards 2010, Los Alamitos, California
- 9.19 Agreement with Catapult Learning, LLC, to Provide Title II Professional Development Services at Four Local Private Schools
- 9.20 Agreement with Children’s Resources to Provide Training in Culturally Relevant Learning Styles to District Students and Their Parents
- 9.21 Agreement with the City of San Bernardino Police Department to Provide Security for District High School Graduations
- 9.22 Agreement with the Parent Institute for Quality Education to Provide Training for Parents of District Students Enrolled at Ramona-Alessandro Elementary School
- 9.23 Agreement with the State of California Department of Toxic Substances Control

Board of Education Meeting  
March 16, 2010

- 9.24 (DTSC) for the Proposed Middle College High School
- 9.24 Approval of Agreements for Inspector of Record (IOR) Services for Modernization and New Construction Projects
- 9.25 Extension of Employment Contract with Jeffery Josserand, Executive Director of Classified Personnel and the Personnel Commission
- 9.26 Master Rental Agreement with Canada's Auto Sales, Inc., dba XPRESS Rent-A-Car for High School Athletic Department Van Rental
- 9.27 Amendment to the Resolution to Pay Attorney's Fees and Costs to the Disability Rights Legal Center per Mediated Agreement OAH Case #2009120232
- 9.28 License Agreement with Macerich Property Management Company, LLC, for the Use of the Inland Center Mall for the Annual Student Juried Visual Art Exhibit
- 9.29 License Agreement with the Redevelopment Agency of the City of San Bernardino for Use of the California Theatre and the California Room at the California Theatre for District Performances
- 9.30 Bid No. 21-09 Musical Instruments
- 9.31 Bid No. F08-09, Arrowhead, Carmack, Harmon, and Kendall Elementary Schools Modernization Projects
- 9.32 Bid No. F09-06, Abatement and Demolition Services of Forty Properties at the Proposed George Brown Jr. Elementary School Site
- 9.33 Bid No. 09-09, Technology Infrastructure
- 9.34 Bid No. NSB2009/10-4, Replacement of Boilers and Pipes at Nutrition Center
- 9.35 Notice of Completion, Bid No. F05-16, Category 3, New Curtis Middle School
- 9.36 Notices of Completion, Bid No. F05-18, Categories 3 and 7, Bing Wong Elementary School
- 9.37 Notice of Completion, Bid No. F08-23, District-Wide Rubberized Playground Flooring - Oehl Elementary School, Playground #1
- 9.38 Sale of Used District Covered Electronic Waste (CEW/Non-CEW)
- 9.39 Physical Education Exemptions
- 9.40 Expulsion of Student(s)
- 9.41 Student(s) Recommended for Suspension, but Remanded Back to School Sites or Had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction
- 9.42 Student(s) Recommended for Expulsion, but Remanded Back to the School Sites Due to Errors of Due Process, Lack of Evidence and/or Availability of Other Means of Correction
- 9.43 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 9.44 Revocation of Suspension of Expulsion
- 9.45 Lift of Expulsion of Student(s)
- 9.46 Failure to Recommend Mandatory Expulsion 48915
- 9.47 Petition to Expunge, Rescind, or Modify Expulsion
- 9.48 Education Code 48213
- 9.49 Extended Field Trip, San Geronio High School, State Finals at Heritage High School, Brentwood, California

Board of Education Meeting  
March 16, 2010

**10.0 Action Items**

- 10.1 Project Labor Agreements
- 10.2 Second Period Interim Financial Report as of January 31, 2010
- 10.3 Personnel Report #18, Dated March 16, 2010
- 10.4 In Recognition of Deceased Employees

**SESSION NINE - Closed Session**

**11.0 Closed Session**

**8:00 p.m.**

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

**Student Matters/Discipline**

**Conference with Labor Negotiator**

District Negotiator: Yolanda Ortega  
Employee Organization: California School Employees Association  
San Bernardino School Police Officers Association

District Negotiator: Harold Vollkommer  
Employee Organization: Communications Workers of America  
San Bernardino Teachers Association

District Negotiator: Arturo Delgado  
Unrepresented Employees: Deputy Superintendent  
Associate Superintendent  
Chief Business and Financial Officer  
Assistant Superintendents

**Public Employee Discipline/Dismissal/Release**

**SESSION TEN – Open Session**

**12.0 Action Reported from Closed Session**

**9:00 p.m.**

**SESSION ELEVEN - Closing**

**13.0 Adjournment**

**9:05 p.m.**

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, April 6, 2010, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: March 12, 2010

**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**

March 16, 2010

**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 In Recognition of César E. Chávez  
(Prepared by the Communications Office)

**WHEREAS** César E. Chávez, a Mexican-American labor leader in California, was a heroic figure of the 20th century who led a movement dedicated to improving the lives of farm laborers; and

**WHEREAS** César E. Chávez is a recognized national leader in the fight for civil rights and meaningful social change by peaceful means for Mexican Americans, Latinos, all racial minorities, and women, and under his leadership he mobilized many Latinos to register to vote; and

Board of Education Meeting  
March 16, 2010

**WHEREAS** the Board of Education of the San Bernardino City Unified School District recognizes the contributions made by César E. Chávez and designated a new middle school to be named Cesar E. Chavez Middle School in honor of this great man;

**THEREFORE, BE IT RESOLVED** that the Board of Education of the San Bernardino City Unified School District hereby recognizes the many contributions and accomplishments of César E. Chávez and encourages all District schools to conduct appropriate activities in observance of his birthday on March 31; and

**BE IT FURTHER RESOLVED** that the Board of Education encourages all the schools of the District to take this opportunity to express their heartfelt appreciation for César E. Chávez and to honor his legacy as a man of dignity and strength.

### **SESSION THREE - School Showcase**

#### **3.0 *School Showcase***

##### **3.1 Richardson PREP HI**

### **SESSION FOUR - Administrative Presentation**

#### **4.0 *Administrative Presentation***

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

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

##### **4.1 Project Labor Agreements (Prepared by Facilities/Operations)**

At the December 1, 2009 Board of Education meeting, members of the Inland Congregation United for Change (ICUC) asked the District to consider engaging in a Project Labor Agreement (PLA) for our building program. The Board requested that a report on the effect a PLA would have on the District be done. The Facilities Department consulted with our legal counsel and findings are as follows:

- > Many PLAs are subject to legal challenge by non-union organizations and contractors.
  - Rancho Santiago Community College District (RSCCD) was sued in Federal Court by opponents to the PLA. Since the lawsuit, RSCCD has terminated the PLA.
  - In a recent PLA negotiated by San Diego USD, it has been sued by non-union representatives.
  - The County of Orange, Rialto USD, and Santa Ana USD have all terminated their PLAs.
  
- > In California, both non-union and union apprenticeships programs must be allowed to participate on a PLA project.
  - This is creating serious legal issues and one of the legal challenges to the San Diego USD's PLA.
  
- > PLAs can restrict the number of bidders, which could reduce savings, especially in areas such as San Bernardino City where there is not a strong presence of union contractors.
  - There is no guarantee that either students or parents would benefit from PLAs, since the majority of workers would be supplied from the Los Angeles area.
    - Our last bid only reflected one local vendor out of twenty-four bids and not more than two were signed to collective bargaining agreements with construction unions.
  - Only eight of California's 1000+ school districts have a PLA.
  
- > PLAs are not needed to secure "fair" wages. Wages are already guaranteed under the "prevailing wage" statutes in California.
  - Unless modified, a PLA could have costs beyond the prevailing wage, which would reduce scope of the project.
  
- > PLAs tend to discriminate against non-union workers by requiring them to join a union or pay union dues.
  - Non-union contractors must also continue to pay their regular employee benefits plus union fees and fringe benefit contributions while waiting to earn eligibility, if ever, with the union. This can make them less competitive.
  
- > Most small contractors are non-union. PLAs limit their business opportunities.

- If the PLA requires all employees to be hired through union halls, the contractor must send their employees to the union hall and cannot be guaranteed that they will be assigned to their contractor's job.
  - Generally, a contractor is limited to having a maximum of five of his own workers on a site in a ratio of one union dispatched employee to one of the contractor's own employees. This has serious consequences to smaller contractors who have a fixed crew. It also can create costly organizational and management problems, especially for smaller contractors.
- > There is no credible evidence establishing the fact that PLAs can minimize costs and increase efficiency and quality. Because PLAs discourage non-union bidders who represent approximately 80 percent of the construction industry, this results in fewer bids and the potential for overbidding.
- Over the past three years LAUSD's cost per square foot for new construction was \$511.00 (44 projects with a PLA), while SBCUSD's cost per square foot is approximately \$250.00, without a PLA.
- > A study done in Massachusetts showed that construction costs on PLA projects were 8-15 percent higher than non-PLA school projects.
- > PLAs cannot offer a guarantee of labor harmony and an agreement to avoid strikes because the Carpenters' Union is no longer a part of the Building and Construction Trades or AFL-CIO.
- > The risk that non-union bidders will not bid District work because of the threat, whether real or not, could incur an unfunded liability in participating in the Union Pension Funds.

Based on the information gathered by our Facilities Department, we recommend that the Board of Education declines to move forward with a Project Labor Agreement.

## **SESSION FIVE - Administrative Reports**

### **5.0 *Administrative Reports***

#### **5.1 Second Period Interim Financial Report as of January 31, 2010 (Prepared by Business Services Division)**

The Education Code, as updated by AB1200 and AB2756, requires school districts to report on their financial condition at the time of budget adoption and after closing the books with the unaudited actuals. Two interim reports are also required during the fiscal year: for the periods from July 1 through October 31 (first period), and from July 1 through January 31 (second period).

Board of Education Meeting  
 March 16, 2010

A resolution is contained in the Action item section of the agenda regarding the certification by the Board of Education as to the District’s ability to meet its financial obligations for the current and the subsequent two years.

Second Period Interim Financial Report

The interim reports consist of projections for ADA (average daily attendance), Revenue Limit Summary, and General Fund Summary (revenues, expenditures, and fund balance) for the current and subsequent two years. Also included are a current year Cash Flow Projection, a Summary Review of State Financial Criteria and Standards, and a Certification that the District will meet its financial obligations for the current and the subsequent two years.

The Board of Education approved the 2009-2010 Adopted Budget on June 16, 2009. In addition, other budget changes have been brought to the Board on the overall financial condition of the District.

A school district’s revenue limit is derived primarily from ADA. ADA is projected from enrollment numbers adjusted using cohort survival procedures for historic relationships, growth, attendance percentages, and other factors. The following ADA projections were used for this report and are detailed further in the accompanying Form AI, Average Daily Attendance Form.

Projection as of:	For:	CBEDS (Excluding Charter Schools & County)	Increase	Funded ADA (Excluding Charter Schools & County)	Increase
Budget Adoption- 06/2009	09/10	52,061	N/A	49,363	N/A
Second Interim- 01/2010	09/10	52,278	217	49,333	(30)
Second Interim- 01/2011	10/11	51,373	(905)	48,347	(986)
Second Interim– 01/2012	11/12	50,484	(889)	47,768	(579)

\*Funded ADA is based upon prior year P-2 ADA under the minimum guarantee.

The **Form RLI, Revenue Limit Summary**, translates ADA numbers into revenue limit amounts.

The primary interim report document is **Form 01I, General Fund Summary**. The columns on the attached Form 01I report the following information:

- Column A** – the original (adopted) budget
- Column B** – the Board approved operating budget as of January 31
- Column C** – actual-to-date as of January 31
- Column D** – the projected year total and
- Column E** – the percentage differences between the Board approved operating budget and projected year totals

The summary Form 011 financial reports have been created projecting the current 2009-2010 fiscal year as well as 2010-2011 and 2011-2012 using the following assumptions:

**Revenues:**

- Projected revenue limit funding will decrease due to declining enrollment.
- COLAs of 4.5 % for 2009-2010, projected -0.38 % for 2010-2011, and projected 0 % for 2011-2012.
- The revenue limit deficit for 2009-2010 is 18.355 % and for 2010-11 and 2011-2012.
- The Board approved an increase in K-3 class size from 21:1 to 25:1 resulting in an ongoing reduction of revenue of \$2.9 million.
- Special education revenue (Federal and State) will be adjusted with special education ADA changes.
- State categorical programs were reduced in 2009-2010 by 4.54 % and an additional reduction of 0.38 % in 2010-2011. A COLA of 0% was applied in 2011-12 and projected funding was decreased by programs ending in subsequent years.
- Local revenue has been projected at 2009-2010 levels for subsequent years.
- Prior year carryover is included in the current year budget but not for subsequent years.
- District has exercised flexibility transfer option under budget trailer bill (SBX3 4) for 2009-10 and will continue through 2012-13.

**Expenditures:**

- The number of certificated and classified positions will be adjusted due to declining enrollment and increase in K-3 class size to 25 to 1 ratio and budget cut plan.

<u>FY 2010-2011</u>	<u>FY 2011-2012</u>
▪ 140 Certificated (FTE)	25 Certificated (FTE)
- Salaries are increased by step and column **only** for 2010-11 and 2011-12.
- Five days of furlough have been included in Fiscal Year 2009-10 and 2010-11 and have been reinstated in Fiscal Year 2011-12.
- Statutory employee benefits have been increased to reflect the increase in salaries.
- Health and Welfare benefit is estimated to increase by **7.3 %** for 2010-11 and projected **8%** for 2011-12.
- Routine Repair and Maintenance Program will be funded at 2% of total General Fund expenditures for Fiscal Year 2010-11 and Fiscal Year 2011-12.
- Deferred Maintenance Program is budgeted at state funding level and there are no District contributions for current or subsequent Fiscal Years.
- A 5% ongoing reduction of Division Operating budget was included for Fiscal Years 2010-11 and sustained at that level for subsequent years.
- Salaries and benefits have been reduced per the Board approved plan by 5 instructional days for Fiscal Years 2010-11 and 2011-12.
- Supplies, equipment, and other services for subsequent years have been adjusted due to declining enrollment for 2010-11 and 2011-12.

Board of Education Meeting  
March 16, 2010

- Transportation costs were projected to decrease by \$1.1 million due to the Board approved plan to eliminate capping and sustained at that level for subsequent years.
- Custodial costs were projected to decrease by an ongoing \$.5 million due to a staffing realignment per the CASBO formula.
- The shift to modified traditional calendar has resulted in a projected savings of \$1.5 million for Fiscal Year 2010-11 and subsequent years.
- Utility costs were projected to remain at 2009-10 level for subsequent years.
- Prior year carryover is included in the current year budget, but not for subsequent years.
- A budget cuts plan for an ongoing \$30.7 million was presented and approved by the Board on February 16, 2010.

**Fund Balance:**

- The Total Projected Ending Fund Balance is \$69,474,309
- The Components of Ending Fund Balance:

Required Designation for Economic Uncertainties (2%)	\$10,100,000
Reserve for Revolving Cash	\$ 210,000
Reserve for Stores	\$ 600,000
Designated Unrestricted Ending Balance (to cover Projected Deficit for subsequent years)	\$29,287,331
Designated Restricted General Fund Balance	<u>\$29,276,978</u>
Total	<u>\$69,474,309</u>

Current sections of the Education Code, which were revised by AB1200 and AB2756, require the governing board of the school districts to certify that the District will meet its financial obligations for the current year and the subsequent two fiscal years. Based on the foregoing information and the following summary of financial and attendance reports, the District is expected to meet its ongoing obligations for the current fiscal year and the subsequent two fiscal years. Thus, it is recommended that the Board of Education approve a **positive certification** for the Second Interim Financial Report for FY 2009-2010.

5.2 Employment Contract Buyouts  
(Prepared by Business Services Division)

The Board requested a report during the March 2, 2010, Board meeting regarding employment contract buyouts. Pursuant to the Board's request, Business Services Department is submitting a report regarding possible employment contract buyouts for the following individuals: Dr. Judy White, Mel Albiso, Dr. Harold Vollkommer, Dr. Paul Shirk, Dr. Dayton Gilleland, John Peukert, and Mohammad Z. Islam.

The effective date of the contracts for the aforementioned individuals is July 1 of each year for two year terms. The remaining balance of the contracts is 15 months, ending on June 30, 2011. Pursuant to California Government Code, Section 53260 which states, "All contracts of

employment between an employee and a local agency employer shall include a provision which provides that regardless of the term of the contract, if the contract is terminated, the maximum cash settlement that an employee may receive shall be an amount equal to the monthly salary of the employee multiplied by the number of months left on the unexpired term of the contract.”

In accordance with the contract settlement parameters, the maximum settlement shall not exceed an amount equal to the base monthly salary times the remaining months of the agreement terms or eighteen (18) months, whichever is the lesser. The contract states, “This section shall not be interpreted or applied to require any settlement. The parameters herein are maximums and do not establish in any way the terms of a settlement, if any, except to set outside limits pursuant to law.”

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

### **6.0 *Other Matters Brought by Citizens***

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

## **SESSION SEVEN - Reports and Comments**

### **7.0 *Report by Board Members***

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

#### **7.1 Legislative Update**

### **8.0 *Report by Superintendent and Staff Members***

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

**SESSION EIGHT - Legislation and Action**

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

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

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Minutes of the Board of Education Meetings held on February 9, and February 16, 2010, be approved as presented.

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

The District has an agreement with National University to allow university students to do Educational Field Work in the District, under assigned master teachers, for which the District is paid an honorarium. The District is in receipt of check number 1228031 from National University in the amount of \$600.00. The District wishes to pay this honorarium to the master teacher.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during Fall 2009, as provided for in the Agreement with National University, as follows:

Sandra Lacanlale      \$600.00

9.3 Payment of Master Teachers - University of La Verne  
(Prepared by Certificated Human Resources Division)

The District has an agreement with the University of La Verne to allow university students to do Educational Field Work in the District, under assigned master teachers, for which the District is paid an honorarium. The District is in receipt of check number 477570 from the University of La Verne in the amount of \$400.00. The District wishes to pay this honorarium to the master teacher.

It is recommended that the following resolution be adopted:

Board of Education Meeting  
 March 16, 2010

BE IT RESOLVED that the Board of Education approves payment for services as master teacher during the Winter 2010, as provided for in the Agreement with University of La Verne, as follows:

Pam O’Connell            \$400.00

9.4    Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability  
 (Prepared by Research & Technology)

Education Code Section 60851(a) provides that “Commencing with the 2003-04 school year and each school year thereafter, each pupil completing Grade 12 shall successfully pass the exit examination as a condition of receiving a diploma of graduation or a condition of graduation from high school.” Waiver of the successful passage of the CAHSEE is allowed under Specific Code Section: E.C. 56101: “...the waiver is necessary or beneficial to the content and the implementation of the pupil’s individualized education program...” Waiver of the successful passage of the California High School Exit Exam (CAHSEE) is requested for the specific students with the birthdates listed below:

02/22/1990    09/15/1990    04/20/1991    08/20/1991    09/20/1991    10/13/1991  
 10/15/1991    03/29/1992    05/17/1992    06/26/1992    08/03/1992    08/17/1992  
 11/21/1992

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the Waiver of CAHSEE Passage Requirement for Students with a Disability.

9.5    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	VALUE
Burbank Elementary School	Vanir Foundation	\$420.00 to sponsor the ASB funds	\$420.00	
Burbank Elementary School	School Portraits by Kranz, Inc.	\$200.00 to sponsor the ASB funds	\$200.00	
Urbita Elementary School	Wal-Mart Foundation	\$250.00 to sponsor the ASB funds	\$250.00	

Board of Education Meeting  
 March 16, 2010

Bing Wong Elementary School	Tzu Chi Education Foundation	Various used musical instruments to sponsor the Music Program		\$3,200.00
Bonnie Oehl Elementary School	Cal Poly Pomona Foundation	\$1,000.00 to sponsor the Science Camp	\$1,000.00	
Mt. Vernon Elementary School	General Mills Box Top for Education	\$135.50 to sponsor the ASB funds	\$135.50	
Lincoln Elementary School	San Bernardino Rotary Sunset Club	\$2,380.37 to sponsor the Kindergarten field trip	\$2,380.37	

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 \$420.00, Vanir Foundation; \$200.00, School Portraits by Kranz, Inc.; \$250.00, Wal-Mart Foundation; \$3,200.00, Tzu Chi Education Foundation; \$1,000.00, Cal Poly Pomona Foundation; \$135.50, General Mills Box Top for Education; and \$2,380.37, San Bernardino Rotary Sunset Club.

9.6 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 other individuals who are not District employees, are involved in activities that include attendance at various conferences, inservices, training sessions, and other business meetings, the cost of which must be approved by the Board of Education.

It is recommended that the following resolution be adopted:

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

Terry Kondrack  
 (Board Representative, Our Lady of the Assumption School)

To attend BER-Bureau of Education & Research Workshop-What's NEW in Children's Literature and How to Use it in Your Program, in Ontario, CA, on April 13, 2010. Total cost, including mileage per District guidelines, not to exceed \$250.00, will be paid from Accountability Department Account No. 536.

Board of Education Meeting  
March 16, 2010

9.7 Commercial Warrant Registers for Period from February 16, through February 28, 2010  
(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:

BE IT RESOLVED that the Commercial Warrant Register for period from February 16, through February 28, 2010, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes David Moyes, Accounts Payable Supervisor; Derek Harris, Interim Employee Benefits Director; or Mohammad Z. Islam, Chief Business and Financial Officer, to sign disbursements.

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

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

Ramona-Alessandro Elementary School wishes to hire The Chameleons for two Mime Over Matter performances on April 21, 2010. The motivational performances will encourage students to lead a fulfilling life by staying in school and pursuing personal goals. The cost, not to exceed \$750.00, will be paid from Ramona-Alessandro Elementary School Account No. 039.

Ramona-Alessandro Elementary School wishes to hire Dreamshapers for the African Drum and Dance Ensembles by Chazz Ross and Teresa Smith on May 21, 2010. The motivational performances will encourage students to lead a fulfilling life by pursuing their goals. The cost, not to exceed \$650.00, will be paid from Ramona-Alessandro Elementary School Account No. 039.

Sierra High School wishes to hire San Bernardino Valley College for various presentations by Outreach Student Ambassadors J.R. Boyd, Danilo Delyadillo, Christian Melgar, and Daisy Barragan throughout the remainder of the 2009-10 school year. The presentations will be free of charge.

Kendall Elementary School wishes to hire Orange County Performing Arts Center for a performance by Jackie Nunez on May 14, 2010. The performance is based on the Native Americans culture and the Gold Rush Era. The cost, not to exceed \$630.00, will be paid from Kendall Elementary School Account No. 419.

Board of Education Meeting  
March 16, 2010

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2009-10 school year and approves payment to the following:

The Chameleons for two Mime Over Matter performances on April 21, 2010. The cost, not to exceed \$750.00, will be paid from Ramona-Alessandro Elementary School Account No. 039.

Dreamshapers for the African Drum and Dance Ensembles by Chazz Ross and Teresa Smith on May 21, 2010. The cost, not to exceed \$650.00, will be paid from Ramona-Alessandro Elementary School Account No. 039.

San Bernardino Valley College for various presentations by Outreach Student Ambassadors J.R. Boyd, Danilo Delyadillo, Christian Melgar, and Daisy Barragan throughout the remainder of the 2009-10 school year. The presentations will be free of charge.

Orange County Performing Arts Center for a performance by Jackie Nunez on May 14, 2010. The cost, not to exceed \$630.00, will be paid from Kendall Elementary School Account No. 419.

9.9 Extended Field Trip, Cole Elementary School, Outdoor Science School, Running Springs, California  
(Prepared by Business Services Division)

Cole Elementary School requests Board of Education approval of an extended field trip for 68 students, 5 Outdoor Science School staff members, and 2 District employees to attend Outdoor Science School, in Running Springs, California, April 26, through April 30, 2010.

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

The cost of the trip, not to exceed \$23,460.00, including meals and lodging for 68 Cole Elementary School students, 5 Outdoor Science School staff members, and 2 District employees, will be paid from sponsorship through Orange County Department of Education. Transportation provided by First Student, not to exceed \$1,200.00, will be paid from Cole Elementary School Account No. 419. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 68 Cole Elementary School students, 5 Outdoor Science School staff members, and 2 District employees to attend Outdoor Science School, in Running Springs, California, April 26, through April 30, 2010. The cost of the trip, not to exceed \$23,460.00, including meals and lodging for 68 Cole

Board of Education Meeting  
March 16, 2010

Elementary School students, 5 Outdoor Science School staff members, and 2 District employees, will be paid from sponsorship through Orange County Department of Education. Transportation provided by First Student, not to exceed \$1,200.00, will be paid from Cole Elementary School Account No. 419. Names of the students are on file in the Business Services office.

9.10 Extended Field Trip, Newmark Elementary School, Outdoor Science School, Forest Falls, California  
(Prepared by Business Services Division)

Newmark Elementary School requests Board of Education approval of an extended field trip for 70 students, 5 Outdoor Science School staff members, and 2 District employees to attend Outdoor Science School, in Forest Falls, California, May 10, through May 14, 2010.

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

The cost of the trip, not to exceed \$24,150.00, including meals and lodging for 70 Newmark Elementary School students, 5 Outdoor Science School staff members, and 2 District employees, will be paid from sponsorship through Orange County Department of Education. Transportation provided by First Student, not to exceed \$1,000.00, will be paid from Newmark Elementary School Account No. 419. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 70 Newmark Elementary School students, 5 Outdoor Science School staff members, and 2 District employees to attend Outdoor Science School, in Forest Falls, California, May 10, through May 14, 2010. The cost of the trip, not to exceed \$24,150.00, including meals and lodging for 70 Newmark Elementary School students, 5 Outdoor Science School staff members, and 2 District employees, will be paid from sponsorship through Orange County Department of Education. Transportation provided by First Student, not to exceed \$1,000.00, will be paid from Newmark Elementary School Account No. 419. Names of the students are on file in the Business Services office.

9.11 Extended Field Trip, North Verdemont Elementary School, Joshua Tree National Park and The Living Desert and Botanical Gardens, Twentynine Palms, California  
(Prepared by Business Services Division)

North Verdemont Elementary School requests Board of Education approval of an extended field trip for 72 students and 9 District employees to attend Joshua Tree National Park and The Living Desert and Botanical Gardens, in Twentynine Palms, California, May 27, through May 28, 2010.

Board of Education Meeting  
March 16, 2010

Students have the unique opportunity to study the ecosystems, botany, and general environmental studies during this trip.

The cost of the trip, not to exceed \$2,900.00, including meals and lodging for 72 North Verdemon Elementary School students and 9 District employees, will be paid from North Verdemon Elementary School Account No. 612 and ASB funds. Transportation provided by First Student, not to exceed \$2,100.00, will be paid from North Verdemon Elementary School Account No. 612. 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 72 North Verdemon Elementary School students and 9 District employees to attend Joshua Tree National Park and The Living Desert and Botanical Gardens, in Twentynine Palms, California, May 27, through May 28, 2010. The cost of the trip, not to exceed \$2,900.00, including meals and lodging for 72 North Verdemon Elementary School students and 9 District employees, will be paid from North Verdemon Elementary School Account No. 612 and ASB funds. Transportation provided by First Student, not to exceed \$2,100.00, will be paid from North Verdemon Elementary School Account No. 612. Names of the students are on file in the Business Services office.

9.12 Extended Field Trip, North Verdemon Elementary School, Fourth Grade Outdoor Education Program, Newport Dunes Resort, Newport Beach, California  
(Prepared by Business Services Division)

North Verdemon Elementary School requests Board of Education approval of an extended field trip for 73 students and 8 District employees to attend the Fourth Grade Outdoor Education Program, Newport Dunes Resort, in Newport Beach, California, June 3, through June 4, 2010.

Activities will meet the California State Science Framework requirements, and lessons will take place on site in ecosystems, botany, and general environmental studies. Students will have pre/post-trip lessons.

The cost of the trip, not to exceed \$2,400.00, including meals and lodging for 73 North Verdemon Elementary School students and 8 District employees, will be paid from North Verdemon Elementary School ASB funds. Transportation provided by First Student, not to exceed \$2,600.00, will be paid from North Verdemon Elementary School Account No. 612. 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 73 North Verdemon Elementary School students and 8 District employees to attend the Fourth Grade

Board of Education Meeting  
March 16, 2010

Outdoor Education Program, Newport Dunes Resort, in Newport Beach, California, June 3, through June 4, 2010. The cost of the trip, not to exceed \$2,400.00, including meals and lodging for 73 North Verdemont Elementary School students and 8 District employees, will be paid from North Verdemont Elementary School ASB funds. Transportation provided by First Student, not to exceed \$2,600.00, will be paid from North Verdemont Elementary School Account No. 612. Names of the students are on file in the Business Services office.

9.13 Extended Field Trip, North Verdemont Elementary School, Arrowhead Ranch Outdoor Science School, Twin Peaks, California  
(Prepared by Business Services Division)

North Verdemont Elementary School requests Board of Education approval of an extended field trip for 71 students, 4 Arrowhead Ranch Outdoor Science School staff members, and 3 District employees to attend Arrowhead Ranch Outdoor Science School, in Twin Peaks, California, June 14, through June 18, 2010.

Students have the unique opportunity to study the ecosystems, botany, and general environmental studies during this trip.

The cost of the trip, not to exceed \$16,875.00, including meals and lodging for 71 North Verdemont Elementary School students, 4 Arrowhead Ranch Outdoor Science School staff members, and 3 District employees, will be paid from North Verdemont Elementary School Account No. 039 and ASB funds. Transportation provided by First Student, not to exceed \$1,000.00, will be paid from North Verdemont Elementary School Account No. 612. 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 71 North Verdemont Elementary School students, 4 Arrowhead Ranch Outdoor Science School staff members, and 3 District employees to attend Arrowhead Ranch Outdoor Science School, in Twin Peaks, California, June 14, through June 18, 2010. The cost of the trip, not to exceed \$16,875.00, including meals and lodging for 71 North Verdemont Elementary School students, 4 Arrowhead Ranch Outdoor Science School staff members, and 3 District employees, will be paid from North Verdemont Elementary School Account No. 039 and ASB funds. Transportation provided by First Student, not to exceed \$1,000.00, will be paid from North Verdemont Elementary School Account No. 612. Names of the students are on file in the Business Services office.

Board of Education Meeting  
March 16, 2010

9.14 Extended Field Trip, Urbita Elementary School, 30th Annual NEED Youth Awards for Energy Achievement, Washington, D.C.  
(Prepared by Business Services Division)

Urbita Elementary School requests Board of Education approval of an extended field trip for five students, two parent chaperones, and one District employee to attend the 30th Annual NEED Youth Awards for Energy Achievement, in Washington, D.C., June 25, through June 29, 2010.

This trip ties directly into the enrichment science curriculum used in their after-school Earth Saver Club. The lessons incorporated student led hands-on science activities provided through the NEED program. These activities tie into the science and language arts standards through all the grade levels. Students not only gave oral presentations, but researched and wrote reports as part of their displays. In addition, it is clear that a visit to the nation's capitol certainly bolsters the 5th grade science standards and United States history, as well as helping students understand how our government works.

The cost of the trip, not to exceed \$5,700.00, including airfare, meals, and lodging for five Urbita Elementary School students and one District employee, will be paid from Urbita Elementary School ASB Account. Two parent chaperones will pay for their own expenses. Transportation, to and from Ontario International Airport, will be provided by private vehicles driven by teachers and students' parents at no charge. 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 five Urbita Elementary School students, two parent chaperones, and one District employee to attend the 30th Annual NEED Youth Awards for Energy Achievement, in Washington, D.C., June 25, through June 29, 2010. The cost of the trip, not to exceed \$5,700.00, including airfare, meals and lodging for five Urbita Elementary School students and one District employee, will be paid from Urbita Elementary School ASB Account. Two parent chaperones will pay for their own expenses. Transportation, to and from Ontario International Airport, will be provided by private vehicles driven by teachers and students' parents at no charge. Names of the students are on file in the Business Services office.

9.15 Extended Field Trip, Arroyo Valley High School, USA Spirit Nationals, Anaheim, California  
(Prepared by Business Services Division)

Arroyo Valley High School requests Board of Education approval of an extended field trip for 32 students and 3 District employees to attend USA Spirit Nationals, in Anaheim, California, March 26, through March 28, 2010.

Board of Education Meeting  
March 16, 2010

Students have the opportunity to represent San Bernardino City Unified School District and Arroyo Valley High School at a national level. Students have maintained good grades and good citizenship throughout the years in order to meet the qualifications for participation. Competing at such a level may strengthen their eligibility for scholarship opportunities.

The cost of the trip, not to exceed \$3,634.04, including meals and lodging for 32 Arroyo Valley High School students and 3 District employees, will be paid from Arroyo Valley High School ASB Account No. 2201. Transportation provided by First Student, not to exceed \$875.00, will be paid from Arroyo Valley High School Account No. 203. 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 32 Arroyo Valley High School students and 3 District employees to attend USA Spirit Nationals, in Anaheim, California, March 26, through March 28, 2010. The cost of the trip, not to exceed \$3,634.04, including meals and lodging for 32 Arroyo Valley High School students and 3 District employees, will be paid from Arroyo Valley High School ASB Account No. 2201. Transportation provided by First Student, not to exceed \$875.00, will be paid from Arroyo Valley High School Account No. 203. Names of the students are on file in the Business Services office.

9.16 Extended Field Trip, Cajon High School, Anaheim Heritage Music Festival, Anaheim, California  
(Prepared by Business Services Division)

Cajon High School requests Board of Education approval of an extended field trip for 28 students and 3 District employees to attend the Anaheim Heritage Music Festival, in Anaheim, California, March 26, through March 27, 2010.

Students have the opportunity to be exposed to professional music educators who will be assessing each performance. The students will also have the opportunity to watch other performances and learn from the experience. In the performing arts it is vital that each performer be exposed to repertoire from varying cultures and eras.

The cost of the trip, not to exceed \$7,858.00, including meals and lodging for 28 Cajon High School students and 3 District employees, will be paid from Cajon High School Account No. 721. Transportation provided by First Student, not to exceed \$875.00, will be paid from Cajon High School Account No. 721. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

Board of Education Meeting  
March 16, 2010

BE IT RESOLVED that the Board of Education approves the extended field trip for 28 Cajon High School students and 3 District employees to attend the Anaheim Heritage Music Festival, in Anaheim, California, March 26, through March 27, 2010. The cost of the trip, not to exceed \$7,858.00, including meals and lodging for 28 Cajon High School students and 3 District employees, will be paid from Cajon High School Account No. 721. Transportation provided by First Student, not to exceed \$875.00, will be paid from Cajon High School Account No. 721. Names of the students are on file in the Business Services office.

9.17 Extended Field Trip, San Gorgonio High School, Peer Leadership Training, Yucaipa, California  
(Prepared by Business Services Division)

San Gorgonio High School requests Board of Education approval of an extended field trip for 63 students and 7 District employees to attend the Peer Leadership Training, in Yucaipa, California, March 29, through March 30, 2010.

Students will have the opportunity to gain necessary skills to work with their peers from various backgrounds. This educational Peer leaders training will empower the students to make a difference in the lives of their peers.

The cost of the trip, not to exceed \$4,711.00, including meals and lodging for 63 San Gorgonio High School students and 7 District employees, will be paid from San Gorgonio High School ASB Peer Leadership Account. Transportation provided by First Student, not to exceed \$500.00, will be paid from San Gorgonio High School ASB Peer Leadership Account. 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 63 San Gorgonio High School students and 7 District employees to attend the Peer Leadership Training, in Yucaipa, California, March 29, through March 30, 2010. The cost of the trip, not to exceed \$4,711.00, including meals and lodging for 63 San Gorgonio High School students and 7 District employees, will be paid from San Gorgonio High School ASB Peer Leadership Account. Transportation provided by First Student, not to exceed \$500.00, will be paid from San Gorgonio High School ASB Peer Leadership Account. Names of the students are on file in the Business Services office.

9.18 Extended Field Trip, California Cadet Corps Program, State Drill Competition/Individual Major Awards 2010, Los Alamitos, California  
(Prepared by Business Services Division)

The California Cadet Corps Program requests Board of Education approval of an extended field trip for two students and three District employees to attend State Drill Competition/Individual Major Awards 2010, in Los Alamitos, California, April 9, through April 11, 2010.

Board of Education Meeting  
March 16, 2010

The trip provides participating cadets the opportunity to apply, in a field setting, the land navigation knowledge and skills they have learned in the classroom. It also provides a “leadership laboratory” for senior cadet leaders as well as the opportunity for all cadets to learn camping skills, personal responsibility, and self-discipline.

The cost of the trip, not to exceed \$140.00, including meals and lodging for two California Cadet Corps Program students and three District employees, will be paid from sponsorship by The State of California Military Department. Transportation provided by District employees’ private vehicles, not to exceed \$60.00, will be paid from sponsorship by The State of California Military Department. 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 two California Cadet Corps Program students and three District employees to attend State Drill Competition/Individual Major Awards 2010, in Los Alamitos, California, April 9, through April 11, 2010. The cost of the trip, not to exceed \$140.00, including meals and lodging for two California Cadet Corps Program students and three District employees, will be paid from sponsorship by The State of California Military Department. Transportation provided by District employees’ private vehicles, not to exceed \$60.00, will be paid from sponsorship by The State of California Military Department. Names of the students are on file in the Business Services office.

9.19 Agreement with Catapult Learning, LLC, to Provide Title II Professional Development Services at Four Local Private Schools  
(Prepared by Business Services Division)

The Accountability Unit requests Board of Education approval to enter into an agreement with Catapult Learning, LLC, Philadelphia, PA, to provide Title II professional development services at four local private schools, Holy Rosary School, Our Lady of the Assumption School, St. Anthony School, and St. Adelaide School, effective March 17, through June 30, 2010. The fee, not to exceed \$76,488.00, will be paid as follows: \$21,841.00 for Holy Rosary School; \$19,500.00 for Our Lady of the Assumption School; \$18,496.00 for St. Anthony School; and \$16,651.00 for St. Adelaide School. All fees will be paid from the Restricted General Fund, Title II, Part A, Teacher Quality, Account No. 536.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Catapult Learning, LLC, Philadelphia, PA, to provide Title II professional development services at four local private schools, Holy Rosary School, Our Lady of the Assumption School, St. Anthony School, and St. Adelaide School, effective March 17, through June 30, 2010. The fee, not to exceed \$76,488.00, will be paid as follows: \$21,841.00 for Holy Rosary School;

Board of Education Meeting  
March 16, 2010

\$19,500.00 for Our Lady of the Assumption School; \$18,496.00 for St. Anthony School; and \$16,651.00 for St. Adelaide School. All fees will be paid from the Restricted General Fund, Title II, Part A, Teacher Quality, Account No. 536.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said amendment.

9.20 Agreement with Children’s Resources to Provide Training in Culturally Relevant Learning Styles to District Students and Their Parents  
(Prepared by Business Services Division)

Cypress Elementary School requests Board of Education approval to enter into an agreement with Children’s Resources, Fontana, CA, to provide training in Culturally Relevant Learning Styles to parents, effective April 1, through 29, 2010. The training will be provided to parents weekly in five sessions. The cost for the services, not to exceed \$3,500.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Account No. 501.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Children’s Resources, Fontana, CA, to provide training in Culturally Relevant Learning Styles to parents, effective April 1, through 29, 2010. The training will be provided to parents weekly in five sessions. The cost for the services, not to exceed \$3,500.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Account No. 501.

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

9.21 Agreement with the City of San Bernardino Police Department to Provide Security for District High School Graduations  
(Prepared by Business Services Division)

The Business Services Division requests Board of Education approval to enter into an agreement with the City of San Bernardino Police Department to provide security personnel for District high school graduations, if needed, effective June 1, through June 30, 2010. The cost, not to exceed \$10,000.00, will be paid from the Unrestricted General Fund—INAP High Schools, Account No. 203.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with the City of San Bernardino Police Department to provide security personnel for District high school graduations, if needed, effective June 1, through June 30, 2010. The cost, not to exceed

Board of Education Meeting  
March 16, 2010

\$10,000.00, will be paid from the Unrestricted General Fund—INAP High Schools, Account No. 203.

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

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

Ramona-Alessandro Elementary School requests Board of Education approval to enter into an agreement with the Parent Institute for Quality Education, El Monte, CA, to provide training for approximately 60 parents of District students enrolled at Ramona-Alessandro Elementary School, effective April 7, through May 26, 2010. The Parent Institute will recruit parents by phone, provide a needs assessment session, and provide a series of weekly training sessions. The training sessions will culminate in a graduation with certificates given to parents who attend four sessions. The training will provide the skills and techniques that will enable parents to address the educational needs of their school-aged children. The cost, not to exceed \$4,800.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with the Parent Institute for Quality Education, El Monte, CA, to provide training for approximately 60 parents of District students enrolled at Ramona-Alessandro Elementary School, effective April 7, through May 26, 2010. The Parent Institute will recruit parents by phone, provide a needs assessment session, and provide a series of weekly training sessions. The training sessions will culminate in a graduation with certificates given to parents who attend four sessions. The training will provide the skills and techniques that will enable parents to address the educational needs of their school-aged children. The cost, not to exceed \$4,800.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement and any other required documents.

9.23 Agreement with the State of California Department of Toxic Substances Control (DTSC) for the Proposed Middle College High School  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to enter into a School Cleanup Agreement (SCA) with the State of California Department of Toxic Substances Control (DTSC) for the proposed Middle College High School.

The SCA will amend the Environmental Oversight Agreement (EOA) already in place with DTSC, as the next step after the Preliminary Endangerment Assessment (PEA). The SCA requires the District to prepare and implement a Removal Action Work Plan (RAW) and other associated activities under the oversight of DTSC and to receive site certification from DTSC. The agreement will also enable the District to integrate and expedite implementation of RAW, site cleanup, and project finance and construction processes by seeking and obtaining all CDE and OPSC final approvals and SAB School Facility Program apportionment for a project at the site prior to completion of the required review and approvals. The estimated total cost, not to exceed \$24,729.00, will be paid from Funds 21, 25, 35, and 40, with an advance payment of \$12,364.50 within 10 days of executed agreement.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a School Cleanup Agreement with the Department of Toxic Substances Control (DTSC) for the proposed Middle College High School. The estimated total cost, not to exceed \$24,729.00, will be paid from Funds 21, 25, 35, and 40, with an advance payment of \$12,364.50 within 10 days of executed agreement.

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

9.24 Approval of Agreements for Inspector of Record (IOR) Services for Modernization and New Construction Projects  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to enter into professional service master agreements with the following firms to provide inspection services as DSA approved inspector of record (IOR) for modernization and new construction projects:

1. James W. Cook Inspections, Apple Valley, CA
2. Knowland Construction Services, Altadena, CA

On May 26, and 28, 2009, the District advertised a Request for Qualifications (RFQ) in *The Sun, Press Enterprise, Precinct Reporter*, and *El Chicano* newspapers. Additionally, the RFQ was distributed to approximately 103 individuals and firms, including 70 local entities, who provide DSA approved IOR services. Twenty-two proposals were received on June 10, 2009. The Facilities Management Selection Committee reviewed all submitted proposals and recommended the top-ranked firms for consideration by the District Selection Committee which agreed with the recommendation. The recommendation of the above firms to the Board of Education at this point is due to the availability of funds for the District's construction projects and the need for additional IOR services for these projects.

Board of Education Meeting  
March 16, 2010

In accordance with the above, the Facilities Management Department requests Board of Education approval to enter into professional services master agreements with the aforesaid firms for an initial one-year contract effective March 17, 2010, through June 18, 2011, with the possibility of annual extensions for a maximum four years of extension beyond the initial year, based on satisfactory performance. The firms listed above will be added to the IOR services firms currently under contract with the District, collectively referred to as pre-approved IOR services firms. Every time that a construction project requires IOR services, the Facilities Department project management team will request proposals from the pre-approved IOR firms to include, among other information, specific type(s) and classifications of IORs, their hourly rates, availability and qualifications of the proposed IORs in accordance with the requirements of each individual or group of construction projects. The best overall firm or team will be selected to provide the necessary IOR services. The cost of IOR services for each project will be paid from Funds 21, 25, 35, 40, and Fund 01 Management 707.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into professional service master agreements with the following firms to provide inspection services as DSA approved inspector of record (IOR) for modernization and new construction projects:

1. James W. Cook Inspections, Apple Valley, CA
2. Knowland Construction Services, Altadena, CA

BE IT ALSO RESOLVED that the Agreement will be for an initial one-year contract effective March 17, 2010, through June 18, 2011, with the possibility of annual extensions for a maximum four years of extension beyond the initial year, based on satisfactory performance. The firms listed above will be added to the IOR services firms currently under contract with the District, collectively referred to as pre-approved IOR services firms. The selection of specific IOR(s) for each project will be based on the best overall ranking of the proposals to be solicited and received from the pre-approved firms in accordance with the requirements of each construction project requiring DSA approved IOR services. The cost of IOR services for each project will be paid from Funds 21, 25, 35, and 40, and Fund 01 Management 707.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreements.

- 9.25 Extension of Employment Contract with Jeffery Josserand, Executive Director of Classified Personnel and the Personnel Commission  
(Prepared by the Employee Relations/Human Resources-Classified Division)

The Employee Relations/Human Resources-Classified Division requests Board of Education approval to extend the employment contract with Jeffery Josserand, Executive Director of Classified Personnel and the Personnel Commission, through July 15, 2010. The position will

Board of Education Meeting  
March 16, 2010

continue to be jointly funded from the Unrestricted General Fund – Personnel Commission Account No. 871 and Human Resources-Classified Account No. 053.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves extending the employment agreement with Jeffery Josserand, Executive Director of Classified Personnel and the Personnel Commission, through July 15, 2010. The position will continue to be jointly funded from the Unrestricted General Fund – Personnel Commission Account No. 871 and Human Resources-Classified Account No. 053.

BE IT FURTHER RESOLVED that the Board of Education authorizes, Danny Tillman, Board President and Barbara Flores, Board Vice President, to sign said contract.

9.26 Master Rental Agreement with Canada's Auto Sales, Inc., dba XPRESS Rent-A-Car for High School Athletic Department Van Rental  
(Prepared by Business Services Division)

The Purchasing Services Department requests Board of Education approval to enter into a master rental agreement with Canada's Auto Sales, Inc., dba XPRESS Rent-A-Car, San Bernardino, CA, for the purpose of renting vans to transport student athletes to and from athletic events. The vans will be rented by District employees from Arroyo Valley, Cajon, Pacific, San Bernardino, and San Geronio High Schools on an as-required basis, as requested by the school's athletic department director and approved by the site principal, for the period March 17, through June 30, 2010, with an option to renew annually up to a period not to exceed five years total.

The cost for rental of the vans will be at a rate of \$59.95 per day, plus a vehicle damage waiver fee of \$14.95 per day, and any refueling charges. Costs will be charged on an as-required basis to each individual high school's Unrestricted General Fund, Account No. 202.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a master rental agreement with Canada's Auto Sales, Inc., dba XPRESS Rent-A-Car, San Bernardino, CA, for the purpose of renting vans to transport student athletes to and from athletic events. The vans will be rented by District employees from Arroyo Valley, Cajon, Pacific, San Bernardino, and San Geronio High Schools on an as-required basis, as requested by the school's athletic department director and approved by the site principal for the period March 17, through June 30, 2010, with an option to renew annually up to a period not to exceed five years total. The cost for rental of the vans will be at a rate of \$59.95 per day, plus a vehicle damage waiver fee of \$14.95 per day, and any refueling charges. Costs will be charged on an as-required basis to each individual high school's Unrestricted General Fund, Account No. 202.

Board of Education Meeting  
March 16, 2010

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign all documents related to this master agreement.

9.27 Amendment to the Resolution to Pay Attorney's Fees and Costs to the Disability Rights Legal Center per Mediated Agreement OAH Case #2009120232  
(Prepared by Business Services Division)

The Special Education Department requests Board of Education approval to amend the resolution approved by the Board on February 16, 2010, Agenda Item 10.70, to pay attorney's fees and costs to the Disability Rights Legal Center per the Mediated Agreement OAH Case #2009120232. The amendment is necessary to add \$500.00 to the original fee of \$6,000.00 for an aggregate total of \$6,500.00. The amount on the previous resolution was incorrectly stated as \$6,000.00. The entire fee will be paid 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 amending the resolution approved by the Board on February 16, 2010, Agenda Item 10.70, to pay attorney's fees and costs to the Disability Rights Legal Center per the Mediated Agreement OAH Case #2009120232. The amendment is necessary to add \$500.00 to the original fee of \$6,000.00 for an aggregate total of \$6,500.00. The amount on the previous resolution was incorrectly stated as \$6,000.00. The entire fee will be paid from the Restricted General Fund—Special Education, Account No. 827.

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

9.28 License Agreement with Macerich Property Management Company, LLC, for the Use of the Inland Center Mall for the Annual Student Juried Visual Art Exhibit  
(Prepared by Business Services Division)

The Visual and Performing Arts Department requests Board of Education approval to enter into a license agreement with Macerich Property Management Company, LLC, a California Corporation, Managing Agent for the Inland Center Mall, San Bernardino, CA, for the District's Annual Student Juried Visual Art Exhibit scheduled for May 24-June 2, 2010. There is no cost to the District for this event.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a license agreement with Macerich Property Management Company, LLC, a California Corporation, Managing Agent for the Inland Center Mall, San Bernardino, CA, for the District's Annual Student Juried Visual Art Exhibit scheduled for May 24-June 2, 2010. There is no cost to the District for this event.

Board of Education Meeting  
March 16, 2010

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

9.29 License Agreement with the Redevelopment Agency of the City of San Bernardino for Use of the California Theatre and the California Room at the California Theatre for District Performances  
(Prepared by Business Services Division)

The CAPS Central Department requests Board of Education approval to enter into two license agreements with the Redevelopment Agency of the City of San Bernardino, CA, for the use of the California Theatre of the Performing Arts and the California Room of the California Theatre on April 8-9, 2010. The fee, not to exceed \$3,885.00, will be paid from the Restricted General Fund—After School Safety and Enrichment for Teens, Account No. 566.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into two license agreements with the Redevelopment Agency of the City of San Bernardino, CA, for the use of the California Theatre of the Performing Arts and the California Room of the California Theatre on April 8-9, 2010. The fee, not to exceed \$3,885.00, will be paid from the Restricted General Fund—After School Safety and Enrichment for Teens, Account No. 566.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreements.

9.30 Bid No. 21-09 Musical Instruments  
(Prepared by Business Services Division)

Bid No. 21-09 Musical Instruments was advertised on November 19, and November 26, and was opened on December 3, 2009, at 11:00 a.m. The purpose of this bid is to provide musical instruments to District sites at all levels. Costs are to be incurred by each site on an as needed basis.

Bids were mailed to Bertrand's Music, San Bernardino, CA; Casio-Interstate Music Supply, New Berlin, WI; Guitar Center, San Bernardino, CA; Nick Rail Music, Redlands, CA; Southwest Strings, Tuscon, AZ; Logical Choice Technologies, Fontana, CA; Woodwind & The Brasswind, South Bend, IN; and San Bernardino Chamber of Commerce.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that bids were received from Brook-Mays Music, Dallas, TX; Casio-Interstate Music Supply, New Berlin, WI; DF Music Enterprises, Naperville, IL; Music Man, Inc., West Palm Beach, FL; Nick Rail Music, Redlands, CA; Sam Ash Music Corp., Hicksville,

Board of Education Meeting  
 March 16, 2010

NY; Shar Products Co., Ann Arbor, MI; Southwest Strings, Tuscon, AZ; Washington Music Center, Wheaton, MD; and Woodwind and the Brasswind, South Bend, IN.

The results of bidding are as follows:

<u>BIDDER</u>	<u>LINE ITEM #</u>	<u>TERMS</u>
Music Man West Palm Beach, FL	3, 4, 5, 7, and 8	Net 30
Nick Rail Music Redlands, CA	21, 22, 23, and 24	Net 30
Sam Ash Music Corp. Hicksville, NY	20	Net 30
South West Strings Tuscon, AZ	10, 11, 12, 13, 14, 15, 16, 17, 18, and 19	Net 30
Washington Music Center Wheaton, MD	1, 2, 6, 25, 26, 27, 28, and 29	Net 30
Woodwind & The Brasswind South Bend, IN	9	Net 30

BE IT ALSO RESOLVED that Bid No. 21-09, Musical Instruments be awarded to the lowest responsible bidder meeting District specification based on the unit prices per item.

<u>BIDDER</u>	<u>TOTAL BID AWARD</u>
Music Man West Palm Beach, FL	\$ 38,410.01
Nick Rail Music Redlands, CA	\$ 488.00
Sam Ash Music Corp. Hicksville, NY	\$ 452.00
South West Strings Tuscon, AZ	\$ 182,679.30



Board of Education Meeting  
March 16, 2010

Great West Contractors Inc. Anaheim, CA	\$6,533,000.00
Gonzales Construction Tarzana, CA	\$6,641,179.00
Construct 1 One Corp Tustin, CA	\$6,774,289.00
RC Construction Services Inc. Rialto, CA	\$6,783,000.00
Hanan Construction Co Inc. Pomona, CA	\$6,868,000.00
Harik Construction Inc. Glendora, CA	\$6,896,000.00
Fischer Inc. San Bernardino, CA	\$6,925,000.00
USS Cal Builders Inc. Stanton, CA	\$6,978,000.00
Silver Creek Industries Inc. Perris, CA	\$6,999,999.00*
Inland Building Construction Companies Inc. San Bernardino, CA	\$7,234,180.00
Al Shankle Construction Co. Mira Loma, CA	\$7,296,970.00
KAR Construction Inc. Ontario, CA	\$7,334,000.00
Allied E Corp Irvine, CA	\$7,450,000.00
D & M Martin Construction Inc. Crestline, CA	\$7,850,000.00

\* Silver Creek Industries Inc. has an incorrect total Base Bid Amount

Board of Education Meeting  
March 16, 2010

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the contracts for Bid No. F08-09, Arrowhead, Carmack, Harmon, and Kendall Elementary Schools Modernization Project, be awarded to the lowest responsible bidder meeting the specifications, based on the combined Base Bid for all four sites. The cost will be paid from Funds 01 - 707, 21, 35, and 40.

<u>Contractor</u>	<u>Total Base Bid Including Allowance</u>
CYRCON BUILDERS LP 28406 Constellation Road Valencia, CA 91355	\$ 6,130,825.00
Award Total:	\$6,130,825.00

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement for the bid awarded.

9.32 Bid No. F09-06, Abatement and Demolition Services of Forty Properties at the Proposed George Brown Jr. Elementary School Site  
(Prepared by Facilities/Operations Division)

Bid No. F09-06, Abatement and Demolition Services of Forty Properties at the Proposed George Brown Jr. Elementary School (Wilson II) site, was advertised on January 21, and January 28, in *The Sun*, *El Chicano*, *Precinct Reporter*, and *Press Enterprise* newspapers. Bids were opened on February 18, 2010, at 2:00 p.m. and bids were received from the following contractors:

<u>CONTRACTOR</u>	<u>BASE BID</u>
AMPCO Contracting, Inc. Anaheim, CA	\$216,000.00
Interior Demolition, Inc. Montrose, CA	\$296,777.00
Sun-Lite Metals Montebello, CA	\$300,769.00
Sun Environmental Engineering Services, Inc. Torrance, CA	\$348,885.00

Board of Education Meeting  
March 16, 2010

Prime Demolition San Pedro, CA	\$354,000.00
Environmental Construction Group Long Beach, CA	\$369,900.00
Asbestos Instant Response, Inc. Los Angeles, CA	\$379,000.00
Flores Sierra Contractors, Inc. Chula Vista, CA	\$383,394.00
U.S. Demolition, Inc. Anaheim, CA	\$387,134.00
Three D Service Company, Inc. Pomona, CA	\$413,682.00
Fata Construction And Development Riverside, CA	\$433,800.00
Specialized Environmental, Inc. Whittier, CA	\$449,000.00
Fast-Track Construction Corporation Culver City, CA	\$449,700.00
Warren Duncan Contracting Devore, CA	\$455,678.00
National Demolition Contractors San Pedro, CA	\$458,000.00
CST Environmental Acquisition La Brea, CA	\$577,800.00
DOJA, Inc. Ontario, CA	\$725,000.00

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bid No. F09-06, Abatement and Demolition of Forty Properties at the proposed George Brown Jr. Elementary School (Wilson II) site, be awarded to the lowest

Board of Education Meeting  
March 16, 2010

responsible bidder meeting the specifications for the Base Bid. The cost will be paid from Funds 21, 35, and 40.

<u>CONTRACTOR</u>	<u>BASE BID</u>
AMPCO Contracting, Inc. 1328 S. Allec Street Anaheim, CA 92805	\$216,000.00

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement for the bid awarded.

9.33 Bid No. 09-09, Technology Infrastructure  
(Prepared by Business Services Division)

Bid No. 09-09 Technology Infrastructure, advertised November 12, and November 19, was opened December 17, 2009, at 10:00 a.m. The main purpose of this bid is to seek proposals from responsive bidders to provide E-Rate and Non-E-Rate technology infrastructure wiring (public works), using E-Rate and non-E-Rate discounts at various District sites as indicated, on an as-needed basis, throughout the term of the award of this bid and any extensions. The funding will be from various District accounts including E-Rate.

The successful bidder(s) will be responsible for seeking and procuring their E-Rate payback from the appropriate agencies. When using E-Rate funding discounts, the District will only issue purchase orders for, and pay the amount after the E-Rate discounts are applied in accordance with all legal requirements.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bids were received from Checkpoint Communications, Irvine, CA; Vector Resources, Rancho Cucamonga, CA; and Verizon Business, Bloomington, CA.

BE IT ALSO RESOLVED that bids received from Checkpoint Communications, Inc., and Verizon Business be rejected as non-responsive.

BE IT ALSO RESOLVED that Bid No. 09-09, Technology Infrastructure be awarded to Vector Resources, the lowest responsible bidder meeting District specifications, based on Attachment A – Bid Form for sample site prices, with an associated schedule of values containing line item price breakdown, and Attachment A-1 for further unit price breakdown. The main purpose of this bid is to provide technology infrastructure wiring (public works), using E-Rate and non-E-Rate discounts at various District sites, on an as-needed basis, throughout the term of the award of this bid. The funding will be from various District accounts including E-Rate discounts.

Board of Education Meeting  
March 16, 2010

BE IT ALSO RESOLVED that the District wishes to award the bid for a three-year term in accordance with Education Code 17596, E-Rate and District guidelines, with the option to terminate annually without penalty or cost to the District. Purchase Orders may be issued on an as-needed basis by line item throughout the term of the contracts based on the Attachment A-Bid Form, Schedule of Values line item unit price breakdown, and line item prices shown on Attachment A-1. Quantities may vary.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign agreements associated with this bid.

9.34 Bid No. NSB2009/10-4, Replacement of Boilers and Pipes at Nutrition Center  
(Prepared by Facilities/Operations Division)

Bid No. NSB2009/10-4, Replacement of Boilers and Pipes at Nutrition Center, was advertised December 1, and December 8, 2009. Bids were opened on January 8, 2010, at 11:00 a.m. This bid will provide Nutrition Services with replacement of equipment, as required by South Coast Air Quality Management District (SCAQMD) Rule 1145.2, in a high pressure steam system serving the production kitchen in the District's Nutrition Center. Miscellaneous plumbing, electrical, and general construction work is also required to facilitate the installation of the replacement equipment. The cost will be paid from Nutrition Services Account No. 92. Bids were received from the following:

<u>Vendor</u>	<u>Total Bid Amount</u>	<u>Terms</u>
Martin Mechanical, Inc. Anaheim, CA	\$447,999.00	1% 30
Barone Combustion Corp. dba Automatic Boiler Company Fullerton, CA	\$449,000.00	Net 30
Southern California Boiler, Inc. Huntington Beach, CA	\$459,395.00	1% 10
Los Angeles Air Conditioning La Verne, CA	\$460,000.00	Net 30

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bid No. NSB2009/10-4, Replacement of Boilers and Pipes at Nutrition Center, be awarded to the lowest responsible bidder. The cost will be paid from Nutrition Services Account No. 92.

Board of Education Meeting  
March 16, 2010

<u>Vendor</u>	<u>Total Bid Amount</u>	<u>Terms</u>
Martin Mechanical, Inc. 1196 B. No. Grove Anaheim, CA	\$447,999.00	1% 30

BE IT ALSO RESOLVED that any authorized change orders to original agreement will be in accordance with bid conditions.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said agreement for the bid awarded.

9.35 Notice of Completion, Bid No. F05-16, Category 3, New Curtis Middle School  
(Prepared by Facilities/Operations Division)

Bid No. F05-16, New Curtis Middle School, was previously awarded to multiple Prime Contractors. The work assigned to the Contractor listed below has now been completed. It is requested that the Board of Education formally accept the completed work of this Contractor.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing Notice of Completion for Bid No. F05-16, New Curtis Middle School, for the work awarded to the Prime Contractor listed below:

Category No. 3 - Concrete  
ASR Constructors, Inc.  
Riverside, CA

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

9.36 Notices of Completion, Bid No. F05-18, Categories 3 and 7, Bing Wong Elementary School  
(Prepared by Facilities/Operations Division)

Bid No. F05-18, Bing Wong Elementary School, was previously awarded to multiple Prime Contractors. 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:

Board of Education Meeting  
March 16, 2010

BE IT RESOLVED that the Board of Education authorizes filing Notices of Completion for Bid No. F05-18, Bing Wong Elementary School, for the work awarded to the Prime Contractors listed below:

Category No. 3 - Concrete  
ASR Constructors, Inc.  
Riverside, CA

Category No. 7 - Gypsum & Plaster  
A. Lopez & Sons, Inc.  
Montclair, CA

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

9.37 Notice of Completion, Bid No. F08-23, District-Wide Rubberized Playground Flooring - Oehl Elementary School, Playground #1  
(Prepared by Facilities/Operations Division)

Bid No. F08-23, District-wide Rubberized Playground Flooring, was previously awarded to a General Contractor. A portion of the work assigned to the General Contractor listed below has now been completed. It is requested that the Board of Education formally accept the completed work of this Contractor.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F08-23, District-wide Rubberized Playground Flooring, for the portion of the work awarded to the General Contractor at the site listed below:

General Contractor  
Prodek Incorporated  
Los Angeles, CA

Completed Site:

1. Bonnie Oehl Elementary School – Playground #1

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

Board of Education Meeting  
March 16, 2010

9.38 Sale of Used District Covered Electronic Waste (CEW/Non-CEW)  
(Prepared by Business Services Division)

The Purchasing Department requests Board of Education approval to sell CEW/Non-CEW obsolete computers, copier equipment, and peripherals, including but not limited to, CPUs, monitors, copiers, televisions, keyboards, mice, printers, servers, and storage devices, in accordance with Education Code Section 17545. Most of the equipment is broken or are incomplete units.

These computers, copiers, and peripherals are no longer of use to the District and not suitable for donation, due to their age and lack of software support. During the recycling process, all computer equipment will be destroyed.

RFP 11-09 was awarded by the Board of Education on August 4, 2009, to eWaste Center, Inc. Commerce, CA, as the highest responsible bidder for the purchase of used CEW/Non-CEW for recycling.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board awarded RFP 11-09 for the Sale of CEW/Non-CEW to eWaste Center, Inc., Commerce, CA, on August 4, 2009, to include the purchase of additional CEW/Non-CEW equipment and peripherals for recycling from the District for a one-year term, and all extensions, not to exceed five years. During the awarded term, the District will present new Board-approved computer and peripheral surplus lists to the awarded bidder with option to buy CEW at \$.21 per pound and Non-CEW at \$.03 per pound. Proceeds from the sale shall be deposited into the Warehouse Recycling Fund.

BE IT FURTHER RESOLVED that in accordance with California Education Code Section 17545, the Board of Education declares the following items as surplus to District needs and unsatisfactory or no longer suitable for school use: List of Salvage Computer Equipment and Peripherals dated February 22, 2010.

9.39 Physical Education Exemptions  
(Prepared by Student Services Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the following students whose birth dates are listed below be exempt from physical education requirements and placed in alternative periods of instruction:

6/26/91      1/18/94      8/28/94      3/21/95      4/7/95

Board of Education Meeting  
March 16, 2010

9.40 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)1/25/1997	*(S)1/23/1997	*(S)4/27/1995	**5/11/1994	*(S)12/16/1995	*(S)9/13/1996
***(S)6/27/1995	*(S)4/16/1994	*(S)1/20/1994	**12/23/1993	**2/13/1994	*(S)4/1/1997
*(S)1/2/1995	*(S)2/3/1993	*(S)1/18/1998	*(S)7/15/1998	*(S)11/18/1992	***(S)11/1/1995
*(S)4/8/1998	*(S)8/22/1996	*(S)2/29/1996	*(S)6/18/1995	*(S)7/8/2000	*(S)10/17/1994
*(S)11/27/1995	*(S)1/19/1994				

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

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

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

9.41 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

Board of Education Meeting  
March 16, 2010

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.

5/30/1996      8/23/1996      8/23/1999

- 9.42    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:

4/15/1998      2/14/1996      10/14/1997      4/24/1995

- 9.43    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:

3/23/1999

- 9.44    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:

4/15/1998

Board of Education Meeting  
March 16, 2010

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.

9.45 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:

10/15/1992	9/13/2002	12/10/1993	2/8/1995	4/23/1996	9/1/1992
1/15/1993	11/12/1991	11/14/1992			

9.46 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:

9.47 Petition to Expunge, Rescind, or Modify Expulsion  
(Prepared by Youth Services Department)

Education Code 48917, Section (e) states: upon satisfactory completion of the rehabilitation assignment of a pupil, the governing board shall reinstate the pupil in a school of the district and may also order the expungement of any or all records of the expulsion proceedings.

9.48 Education Code 48213  
(Prepared by Youth Services Department)

Education Code 48213 states: that a student can be excluded from attendance pursuant to Section 120230 of the Health and Safety Code or Section 49451 of this code if a principal or his designee determines that the continued presence of the child would constitute a clear and present danger to the life, safety, and health of a pupil or school personnel. The governing board is not required to send prior notice of the exclusion to the parent or guardian of the pupil. The governing board shall send a notice of the exclusion as soon as is reasonably possible after the exclusion.

Board of Education Meeting  
March 16, 2010

9.49 Extended Field Trip, San Gorgonio High School, State Finals at Heritage High School, Brentwood, California  
(Prepared by Business Services Division)

San Gorgonio High School requests Board of Education approval of an extended field trip for 13 students and 2 District employees to attend the State Finals at Heritage High School, in Brentwood, California, March 26, through March 28, 2010.

Students have the opportunity to work in teams and learn cooperation and respect for the ideas of others. They will evaluate ideas and make decisions on their own, gaining greater self-confidence and increased self-esteem. They will learn how to work on a budget and manage their money.

The cost of the trip, not to exceed \$1,600.00, including meals and lodging for 13 San Gorgonio High School students and 2 District employees, will be paid from San Gorgonio High School Odyssey of the Mind Club funds and by sponsorship from anonymous sponsors. Transportation provided by private vehicles driven by students' parents and District employees, not to exceed \$400.00, will be paid from San Gorgonio High School Odyssey of the Mind Club funds and by sponsorship from anonymous sponsors. 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 13 San Gorgonio High School students and 2 District employees to attend the State Finals at Heritage High School, in Brentwood, California, March 26, through March 28, 2010. The cost of the trip, not to exceed \$1,600.00, including meals and lodging for 13 San Gorgonio High School students and 2 District employees, will be paid from San Gorgonio High School Odyssey of the Mind Club funds and by sponsorship from anonymous sponsors. Transportation provided by private vehicles driven by students' parents and District employees, not to exceed \$400.00, will be paid from San Gorgonio High School Odyssey of the Mind Club funds and by sponsorship from anonymous sponsors. Names of the students are on file in the Business Services office.

Board of Education Meeting  
March 16, 2010

**10.0 Action Items**

10.1 Project Labor Agreements  
(Prepared by Facilities/Operations)

At the December 1, 2009 Board of Education meeting, the Board requested that a report on the effect a PLA would have on the District be done. The Facilities Department consulted with our legal counsel and the report has been presented to the Board.

At this time, it is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education declines the Inland Congregation United for Change's request to consider engaging in a Project Labor Agreement for the District's building program.

OR

BE IT RESOLVED that the Board of Education gives approval to move forward with a Project Labor Agreement for the District's building program.

10.2 Second Period Interim Financial Report as of January 31, 2010  
(Prepared by Business Services Division)

In compliance with the provisions of the Education Code, a certification by the Board of Education as to the District's ability to meet its financial obligations is appropriate. It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves, on the basis of information presented, the Second Interim Financial Report as of January 31, 2010.

BE IT FURTHER RESOLVED that the President of the Board of Education be authorized to certify on behalf of the Board that the San Bernardino City Unified School District will be able to meet its ongoing financial obligations for the current fiscal year and subsequent two fiscal years with an ongoing budget cuts plan of \$30.7 million which was approved by the Board of Education on February 16, 2010.

10.3 Personnel Report #18, Dated March 16, 2010  
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #18, dated March 16, 2010, 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 #18, dated March 16, 2010, be approved as presented. Personnel actions included in this report are in accordance with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

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

**LUCY ANN SARMIENTO**

**WHEREAS** Lucy Sarmiento was a dedicated member of the classified staff for the San Bernardino City Unified School District intermittently from 1987, until her untimely passing; and

**WHEREAS** Lucy Sarmiento was a dedicated noon duty aide and instructional assistant who took great pride in her work; and

**WHEREAS** Lucy Sarmiento worked at Del Rosa Elementary School and Arroyo Valley High School; and

**WHEREAS** Lucy Sarmiento was a committed volunteer at Del Rosa Little League, where she was immediate past president, and also had been a coach, snack supervisor, among other duties; and

**WHEREAS** on February 18, 2010, Lucy Sarmiento died, bringing deep sorrow to her loving family and friends; and

**WHEREAS** Lucy Sarmiento is survived by her children, Samuel Alvarez Sarmiento, Manuel Sarmiento, Matthew Sarmiento, and Lauren Temblador, all of San Bernardino; two brothers, Roy and Johnny Dorado; and five grandchildren;

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

**SESSION NINE - Closed Session**

**11.0 Closed Session**

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

Board of Education Meeting  
March 16, 2010

## **Student Matters/Discipline**

### **Conference with Labor Negotiator**

District Negotiator: Yolanda Ortega  
Employee Organization: California School Employees Association  
San Bernardino School Police Officers Association

District Negotiator: Harold Vollkommer  
Employee Organization: Communications Workers of America  
San Bernardino Teachers Association

District Negotiator: Arturo Delgado  
Unrepresented Employees: Deputy Superintendent  
Associate Superintendent  
Chief Business and Financial Officer  
Assistant Superintendents

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

### **SESSION TEN – Open Session**

#### ***12.0 Action Reported from Closed Session***

### **SESSION ELEVEN - Closing**

#### ***13.0 Adjournment***

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, April 6, 2010, 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](mailto:marie.arakaki@sbcusd.k12.ca.us)

Office Hours: Monday through Friday, 8 a.m.-4:30 p.m.

Board of Education Meeting  
March 16, 2010

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: March 12, 2010