

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

April 20, 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 Outstanding Customer Service Awards

SESSION THREE – School Showcase

- 3.0 School Showcase** **6:10 p.m.**
3.1 Arrowview Middle School

SESSION FOUR - Public Hearing

- 4.0 Public Hearing** **6:25 p.m.**
4.1 Public Disclosure of Proposed Amendment to the Agreement with the California School Employees Association, Chapter 183 (CSEA)

SESSION FIVE - Administrative Presentation

- 5.0 Administrative Presentation** **6:30 p.m.**
5.1 School Improvement Grants Update

SESSION SIX - Administrative Reports

- 6.0 Administrative Reports** **6:50 p.m.**
6.1 Quarterly Uniform Complaint Report Summary
6.2 Supplemental Early Retirement Plan (SERP) Update

SESSION SEVEN – Other Matters Brought By Citizens

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

SESSION EIGHT - Reports and Comments

8.0 *Report by Board Members* **7:15 p.m.**

8.1 Legislative Update

9.0 *Report by Superintendent and Staff Members* **7:30 p.m.**

SESSION NINE - Legislation and Action

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

10.1 Approval of Minutes

10.2 Payment of Master Teacher California Baptist University

10.3 Payment of Master Teachers – California State University San Bernardino

10.4 Payment of Master Teacher National University

10.5 Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability

10.6 Acceptance of Gifts and Donations to the District

10.7 Business and Inservice Meetings

10.8 Commercial Warrant Registers for Period from March 16, through March 31, 2010

10.9 Payment for Course of Study Activities

10.10 Payment for Services Rendered by Non-Classified Experts and Organizations

10.11 Federal/State/Local District Budgets and Revisions

10.12 Approval of Disputed Claim - Martin Luther King Middle School

10.13 Extended Field Trip, Burbank Elementary School, Outdoor Science School, Forest Falls, California

10.14 Extended Field Trip, Thompson Elementary School, Outdoor Science School, Running Springs, California

10.15 Extended Field Trip, Pacific High School, Science Trip by Worldstrides 2010, Clearwater Beach, Florida

10.16 Agreement with Center for the Empowerment of Families, Inc., to Provide Evidence-Based Education and Training for San Bernardino High School Students

10.17 Agreement with Rob Foley to Provide Services as a Theatre Manager at Arroyo Valley High School

10.18 Facilities Use Agreement with Placo San Bernardino, LLC, for the 14th Annual Family and Community Reading Festival at the Carousel Mall

10.19 Service Agreements with Temporary Labor Companies to Provide Cafeteria and Driver/Warehouse Workers

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- 10.20 Renewal of the Educational Affiliation Agreement with Community Hospital of San Bernardino
- 10.21 Amendment to the Agreement with RISE ASL Interpreters to Provide Interpreter Services to Deaf/Hearing Impaired Individuals
- 10.22 Amendment No. 3 to the Agreement with Adolph Ziemba AIA & Associates, Inc., to Provide Architectural Services for Installation of QEIA Relocatable Classrooms at Various Sites
- 10.23 New Change Order Approval Procedures
- 10.24 Request for Retention Reduction for Bid No. F08-04, Category No. 23 - Site Plumbing for Indian Springs High School
- 10.25 Approval of Penalty for United Contractors, Inc., for Bid F08-08, Anderson School, Del Rosa, Monterey and Wilson Elementary Schools Modernization Project
- 10.26 Bid No. F08-10, Bradley, Marshall, Alessandro, and Warm Springs Elementary Schools Modernization Project
- 10.27 Bid No. F09-07, Soils Remediation, Hazardous Materials Abatement and Demolition Services at the Proposed Captain Leland Norton (Lincoln II South) Elementary School Site
- 10.28 Bid No. F09-08, Hazardous Materials Abatement and Demolition Services at the Proposed Middle College High School Site
- 10.29 Notice of Completion, Bid No. F08-28, Hazardous Material Abatement and Demolition Services of 11 Properties at the Proposed Captain Leland Norton (Lincoln II South) Elementary School Site
- 10.30 Expulsion of Student(s)
- 10.31 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
- 10.32 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
- 10.33 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 10.34 Revocation of Suspension of Expulsion
- 10.35 Lift of Expulsion of Student(s)
- 10.36 Failure to Recommend Mandatory Expulsion 48915
- 10.37 Petition to Expunge, Rescind, or Modify Expulsion
- 10.38 Education Code 48213

11.0 Action Items

- 11.1 Quarterly Uniform Complaint Report Summary
- 11.2 Personnel Report #20, April 20, 2010

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SESSION TEN - Closed Session

12.0 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

Public Employee Discipline/Dismissal/Release

Public Employee Appointment

Title: High School Principal
Alternative High School Principal

SESSION ELEVEN – Open Session

13.0 Action Reported from Closed Session

9:00 p.m.

SESSION TWELVE - Closing

14.0 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, May 4, 2010, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: April 16, 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

April 20, 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 Arrowview, Chavez, and Del Vallejo Middle Schools. To receive this award, students are nominated by their teachers based on academics, athletics, fine arts, outstanding citizenship, and most improvement. The nominees are presented to the principal, who makes the final selection. The Board wishes to recognize these students for their outstanding accomplishments.

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

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

SESSION THREE – School Showcase

3.0 School Showcase

3.1 Arrowview Middle School

SESSION FOUR - Public Hearing

4.0 Public Hearing

4.1 Public Disclosure of Proposed Amendment to the Agreement with the California School Employees Association, Chapter 183 (CSEA)
(Prepared by Employee Relations/Human Resources-Classified Division)

On March 5, 2010, the District reached a tentative agreement with the California School Employees Association, Chapter 183 (CSEA). The tentative agreement provides for changes in terms and conditions of employment. California Government Code §3547.5 requires public disclosure of the financial and budgetary impact of the proposed amendment(s) to the collective bargaining agreement. In addition, the required forms, along with the tentative agreement(s), have been filed with the County Superintendent of Schools for review. During this review, the County Superintendent of Schools will determine the impact of the tentative amendment(s) to the collective bargaining agreement(s) on the District's budget, ending balance, and general fund reserves. The summary of the proposed agreement(s) with the classified bargaining unit, setting forth the financial impact of the tentative collective bargaining agreement(s), is included in the agenda for the Board's review and to make them available to the interested public.

The District and the California School Employees Association, Chapter 183 (CSEA) negotiators have reached a tentative agreement on a proposed amendment to the current collective bargaining agreement.

On March 30, 2010, CSEA ratified the proposed amendment to the collective bargaining agreement.

The following is a summary of significant changes to the collective bargaining agreement found in the proposed amendment:

ARTICLE II – NON-DISCRIMINATION

Section 3 – Remedy.

Violations of Section 1 of this Article shall be subject to review as set forth in the above-noted District Policy and Administrative Regulations. Violations of this Article shall not be subject to the grievance procedure set forth in this Agreement, but shall be subject to the complaint procedures(s) set forth by state and federal law and/or District policy.

ARTICLE III – DISTRICT RIGHTS

Section 1--District Powers, Rights, and Authority.

It is understood and agreed that, except as limited by the terms of this Agreement, the District retains all of its powers and authority to direct, manage, and control to the extent allowed by the law. Included in, but not limited to, those duties and powers are the rights to: Determine its organization; direct the work of its employees; determine the times and hours of operation; determine the kinds and levels of services to be provided and the methods and means of providing them; establish its educational policies, goals, and objectives; ensure the rights and educational opportunities of students; determine staffing patterns; determine the number and kinds of personnel required; maintain the efficiency of District operations; determine District curriculum; design, build, move or modify facilities; establish budget procedures and determine budgetary allocations; determine the methods of raising revenue; contract out work, except where specifically prohibited by the Education Code; and take any action on any matter in the event of an emergency, as provided in Section 3 herein. In addition, the District retains the right to hire, assign, evaluate, promote, demote, terminate, and discipline employees. This recital in no way limits other District powers as granted by law.

ARTICLE IV - ASSOCIATION RIGHTS

Section 1 – Right of Access.

Authorized Association representatives shall have the right of access to areas in which bargaining unit members work at reasonable times for the purpose of contacting bargaining unit members and transacting Association business, provided such business or activity does not interfere with the school programs and/or duties of bargaining unit members and other District employees. Upon arriving at a work site, any such representative shall first report to the office of the appropriate management person to announce his/her presence, and state the purpose for his/her visit and the bargaining unit member(s)/group he/she intends to contact.

Section 4 – Bargaining Unit Information.

The District shall, within a reasonable time after receiving a written request, furnish the Association with one (1) copy of all financial reports required by county and state, and other completed non-confidential information. The District shall provide the Association, on or before November 1 of each year, a list of employees within the unit and designated work sites. The District will include a unit member's home address and phone number, unless the unit member has requested in writing that his or her home address and/or phone number not be released to the Association. The District shall present to each new unit member, upon initial employment, an Association-supplied employee information form. Upon receipt of the completed form, the District shall forward the form to the Association.

Section 5 – Distribution of Agreement.

The District shall maintain this Agreement on the District's website, in order to provide

access to all employees. In addition, the District shall provide to the Association 1,500 copies of this Agreement for appropriate distribution. The Association shall be responsible for additional copies at the prevailing District rate. The Association assumes all responsibility for distribution of the agreement to new and current classified employees.

Section 7 – Association Leave.

- A. A maximum of one hundred (100) days per school year shall be granted during the term of this agreement to Association Representatives for Association business, provided that such paid release time is not used in furtherance of or in connection with a work stoppage or other refusal to work.
- B. Individual unit members may not use more than twelve (12) Association Leave days per school year. Elected Association Officers shall be exempt from this twelve (12) day limit.
- C. Elected Association Officers shall be exempt from a limit on reimbursable release time in accordance with Education Code Section 45210. A list of these elected Association Officers shall be provided to the District on a yearly basis no later than fourteen (14) work days after an election.
- E. The District shall release with pay up to three (3) duly elected CSEA member delegates to take a maximum of five (5) days if necessary to attend the annual CSEA State Conference. The total number of unit members to be released for this purpose shall not exceed ten (10). The days for the CSEA State Conference shall not count against the maximum number of days as described in A and B above.
- F. Requests for Association Leave must be in writing and shall be presented to the Employee Relations Division a minimum of two (2) full business days in advance of leave. The employee shall comply with all site and District attendance reporting procedures.
- H. The Association shall reimburse the District for all Association business release time that has been taken under subsection 7, A and E with the exception of the three (3) delegates that are released with pay by the District.
- I. The Association shall receive an itemized invoice for time utilized, on a monthly basis. The Association shall remit payment for non statutory time utilized within thirty (30) calendar days of receipt of invoice. If there is a dispute on a particular item or items the Association shall submit payment for the remainder of the invoice not in dispute. The Association shall notify the District in writing of the disputed item(s) within fifteen (15) business days of receiving the invoice. Failure to notify the District of any disputed amount within the fifteen (15) business days shall result in that invoice being considered accurate and the Association shall make full payment of that invoice.

Section 8 – New Employee Orientation.

The District agrees that as long as it conducts a centralized new employee orientation meeting the CSEA chapter president or designee will be allowed up to thirty (30) minutes

to present to new employees information limited to the enrollment process, notification and invitation to chapter meetings, CSEA contract information, dues information, and to respond to questions related to these areas. If the District believes that the terms of this section have been violated, CSEA agrees to discontinue involvement in New Employee Orientation until resolution of the grievance. A grievance filed by CSEA addressing this action will be expedited by both parties.

ARTICLE V – ASSOCIATION SECURITY

Section 1 – Payroll Deduction of Dues and Maintenance of Membership.

Any unit member who is a member of the Association, or who has applied for membership, may sign and deliver to the District on the Payroll Deduction form supplied by the District an assignment authorizing deduction of membership dues and initiation fees in the Association. Such authorization shall continue in effect unless revoked in writing during the month of November. Pursuant to such authorization, the District shall deduct appropriate dues as set forth in the Association's approved dues schedule. With respect to all sums deducted by the District pursuant to authorization of the employee, whether for membership dues or equivalent fee, the District agrees to remit such monies to the Association within fifteen (15) days of issuing paycheck containing deductions to the employees, accompanied by an alphabetical list of employees for whom such deductions have been made, categorizing them as to membership or non-membership in the Association, and indicating any changes from the list previously furnished. The Association agrees to furnish, upon request, any information needed by the District to fulfill the provisions of this Article.

ARTICLE VI – WAGES

Section 4 – Denial of Step Increases.

The District reserves the right to withhold from an employee for just cause, step, and/or raise increases as set forth in Sections 2 and 3 (C) of this Article. The unit member's evaluator may recommend denial of step and/or raise increases at anytime. Any recommended denial of step, and/or raise increases shall be made by the Human Resources Office and shall be supported by a written statement to the unit member of the specific reasons. If the recommended denial is approved by the Superintendent's designee, it shall be reviewed six (6) months after the denial. When the cause for the denial has been corrected and the step, and/or raise increase has been withheld, it shall be instituted the first (1st) pay period possible based on the payroll deadlines and following the correction of the deficiency. The pay shall be retroactive to the date first withheld. A grievance arising out of the application of this Section may be filed at Level II.

ARTICLE XI – EMPLOYEE EVALUATION PROCEDURES

Section 3 – Evaluation Period.

Each unit member shall be evaluated on not less than an annual basis. The period of annual evaluation shall be July 1st through June 30th.

Section 5 – Final Evaluation.

Final written annual evaluations shall be presented to the unit member no later than fifteen (15) business days prior to the end of the unit member's work year. The evaluator and unit member shall meet prior to the end of the work year to discuss the final evaluation. The unit member shall have the right to make written comments and/or rebuttal, and have such written comments and/or rebuttal attached to the evaluation and made a part thereof. Such written comments and/or rebuttal shall be submitted by the employee within ten (10) business days following receipt of the evaluation. The unit member shall sign the written evaluation. If the unit member fails to sign, the evaluator shall note that the unit member refused to sign and forward the unsigned evaluation to Classified Human Resources.

Section 8 – Unacceptable Performance.

Unit members who receive an overall rating of "Needs Improvement" or "Unsatisfactory" shall receive a "Professional Development Plan" that will include:

- (a) Specific deficiencies;
- (b) Performance expectations; and
- (c) Date by which deficiencies in performance must be corrected.

Within six (6) work months following the "Needs Improvement" or "Unsatisfactory" rating(s) the supervisor shall meet with the employee to review performance as it pertains to the Professional Development Plan. A subsequent evaluation shall be done at that time. If the employee remains at a "Needs Improvement" or "Unsatisfactory" level, the "Professional Development Plan" shall be continued through the following school year.

Section 9 – Third-Party Statements.

No third-party statement shall be included in an evaluation unless supported by specific written, factual detail, which shall be made available for viewing by the employee at the time of the evaluation meeting and upon request by the employee.

ARTICLE XIV – LEAVES

Section 12 – Patriotic Leave.

A. In the event a spouse or child, of a classified employee enlisted in the United States Armed Forces has received deployment orders to a declared combat zone where they may be harmed or killed, said unit member shall receive up to two (2) days of paid leave. These two (2) days shall not be chargeable to vacation or sick leave and shall be used prior to and/or including the date of deployment. Upon the request for leave, the unit member shall provide the District with the enlisted family member's proof of deployment orders. The unit member shall provide three (3) full business days notice to the District Office and their site and shall follow established leave procedures.

- (1) Declared combat zone is defined as a declared war zone, a Federal Police Action, or an active combat zone in which the President or Congress authorizes the use of deadly force.

ARTICLE XV – REIMBURSEMENT, EXPENSES & MATERIALS

Section 1 – Uniforms.

The District may require Campus Security personnel to wear distinctive uniforms. The initial set of uniforms, as required by the District, shall be purchased by the District. The District shall provide for needed repair and replacement of uniform items.

ARTICLE XVI – SAFETY

Section 3 – Rights and Duties of Unit Members.

It is the responsibility of all unit members to be alert in observing unsafe conditions, and to report such unremedied conditions in writing on the appropriate District form to their immediate supervisor and/or site administrator. This form shall be made available at each work site, in the Safety Office and on the District website.

3. An update of significant or serious issues that have affected the District shall be reported at the next regularly scheduled safety meeting.

Section 4 – Association Safety Representative.

The Association shall have two (2) representatives on the safety committee. The Association Safety Representatives shall serve on the District Safety Committee and shall have the same rights and responsibilities as any other committee member.

- A. The Association Safety Representatives shall be provided release time to attend meetings of the District Safety Committee and when meeting or conducting inspections with the District safety officer.
- B. District Safety Committee meetings shall be scheduled monthly. Inspections may be substituted for regularly scheduled Safety Committee meetings. Association Representatives shall be invited to participate in inspections, as scheduled. The District Safety Officer, with input from Safety Committee members, may add or cancel a meeting depending on the needs of the District.

Section 5 – Violations.

With the exception of Section 4, violations of this Article shall not be subject to the grievance procedure set forth in the Agreement, except where no other administrative remedy exists. Violations of Section 4 shall only be subject to the grievance procedure when the grievance is filed by the Association.

Section 6 – Unit Members Rights.

No unit member shall suffer retaliation/recrimination for reporting any safety violation(s) under this article. The unit member shall use existing District procedures to address allegations of retaliation/recrimination.

ARTICLE XVII – LAYOFF AND REEMPLOYMENT

Section 1 – Layoff.

The District reserves, retains, and is vested with the sole and exclusive right to lay off unit members for any reason allowed by law. In the exercise of this exclusive right, the District makes the sole determination as to the specific positions to be eliminated. The Association has retained the right to negotiate the effects of layoff and the decision and effects of any proposed reductions in work hours/assignments on unit members.

Section 2 – Notice.

All unit members are entitled to notice of layoff/reduction by April 29th if it is to be effective July 1st. In the event the layoff is to be effective prior to July 1st unit members shall be entitled to a 45 day notice of layoff/reduction.

In all cases unit members shall be informed of their rights under this article and copies of said notices shall be sent to the Association.

Section 3 – Seniority for Layoff Purposes.

For purposed of this Article XVII, seniority is established by the unit member's date of hire in the class and higher classes as a regular classified employee of the District. Except for reinstatement within thirty-nine (39) months, a break in employment and subsequent reemployment shall create a new hire date. In cases where unit members have equal seniority, the issue shall be resolved by casting of lots.

Section 4 – Layoff Procedures.

Layoff shall be made in inverse order of seniority in the class in which the layoff occurs. Layoff within a class will be determined by length of service in the class and higher classes. The unit member who has been employed the shortest time within the class, and higher classes, shall be considered to have the least seniority, and therefore shall be laid off first. Re-employment shall be in the reverse order of layoff. No regular unit member shall be laid off from any position while an employee serving under a substitute, provisional, emergency, or limited-term appointment is retained in a position in the same class, unless the regular unit member declines assignment to the temporary position.

ARTICLE XVIII – GRIEVANCE PROCEDURE

Section 2 – General Provisions.

- A. Before filing a formal written grievance, the unit member shall attempt to resolve it by an informal meeting with his/her immediate supervisor.
- B. The grievant has the right to have a representative present at any level of the grievance procedure beginning with formal Level I set forth in Section 3 of this Article.

Section 3 – Levels of the Grievance Procedure.

- A. Level 1: Within ten (10) business days after the occurrence of the act or omission giving rise to the grievance or when the grievant knew or should have known of the occurrence of the act or omission giving rise to the grievance, the grievant must present his/her grievance in writing on the appropriate form to his/her supervisor. This statement shall be a clear, concise statement of the grievance, the circumstances involved, the decision rendered at the informal meeting, and the specific remedy sought, the date of the informal meeting and the reason it was not resolved at the informal level. Within the above time limits, either party may request an informal meeting.
- B. Level II: If the grievant is not satisfied with the decision at formal Level I, he/she may, within ten (10) business days of receiving the response to Level I, appeal the decision on the appropriate form to the Superintendent or his designee. This statement shall be a copy of the original grievance, the decisions rendered, and a clear, concise statement of the reasons for the appeal. Either the grievant or the Superintendent or his designee may request an informal meeting within the above time limits.
- C. Level III: If the grievant is not satisfied with the disposition of the grievance at formal Level II, the Association may, within fifteen (15) business days of receiving the Level II response, submit a request to the District to have the grievance submitted to final and binding arbitration. If the two Parties cannot agree on an arbitrator, the District shall request a list of seven (7) experienced arbitrators from the California State Conciliation Service or the American Arbitration Association. The arbitrator shall be selected within ten (10) business days by the alternate strike method until only one (1) name remains or by mutual agreement between the parties.

ARTICLE XXIV – TERM OF AGREEMENT

Three (3) year agreement effective April 1, 2010, through March 31, 2013, with Reopeners in 2010-2011 and 2011-2012 for Wages, Benefits and two (2) additional articles for each year of the agreement.

Conduct Public Hearing

BE IT RESOLVED that the Board of Education adopts the proposed amendment to the collective bargaining agreement between the California School Employees Association, Chapter 183 and the San Bernardino City Unified School District.

SESSION FIVE - Administrative Presentation

5.0 *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 Seven - Other Matters Brought by Citizens.

5.1 School Improvement Grants Update (Prepared by Superintendent’s Office)

Dr. Arturo Delgado, Superintendent, Dr. Judy White, Deputy Superintendent, and Dr. Paul Shirk, Assistant Superintendent, will be presenting a compilation of the latest state mandates relative to the School Improvement Grants to the Board of Education. The presentation will include intervention recommendations for the 11 schools included on the State’s Five Percent Lowest Performing Schools list.

SESSION SIX - Administrative Reports

6.0 *Administrative Reports*

6.1 Quarterly Uniform Complaint Report Summary (Prepared by the Employee Relations/Classified Human Resources Division)

Pursuant to legislation passed as a result of the Williams Case and Valenzuela Settlement Agreements, districts must report summarized data on the nature and resolution of all complaints on a quarterly basis to the governing board, at a regularly scheduled board meeting. The following is the quarterly report for the period from January to March 2010, pursuant to Section 4686(b) of Title 5, Division 1, Chapter 5.1, Subchapter 1, Article 8 of the California Code of Regulations.

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

District Name: San Bernardino City Unified School District

Quarter covered by this report: January – March 2010

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

Submitted by: Marie Arakaki
 Title: Affirmative Action Director

6.2 Supplemental Early Retirement Plan (SERP) Update
 (Prepared by Business Services Division)

On February 9, 2010, the Board of Education approved the Supplemental Early Retirement Plan (SERP) to all Full-Time Certificated and Classified employees. This plan will provide **80% of Annual Base Salary** based on the salary schedule, as of February 1, 2010, and will be funded over **five years** in the form of an **annuity** to eligible employees upon confirmation of their retirement from CalSTRS or CalPERS. The deadline to participate in the plan was March 31, 2010. A total of 239 Certificated and Classified employees have completed the SERP packets and signed an Irrevocable Declaration Form.

With the total number of employees participating in the plan, the plan will be a savings of approximately \$1.1 million to the District over five years. This is based on the total number of seven positions that will be frozen or abolished for five years.

SESSION SEVEN – Other Matters Brought By Citizens

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

SESSION EIGHT - Reports and Comments

8.0 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.

8.1 Legislative Update

9.0 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 NINE - Legislation and Action

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

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

10.1 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 March 16, 2010, be approved as presented.

10.2 Payment of Master Teacher California Baptist University (Prepared by Certificated Human Resources Division)

The District has an agreement with the California Baptist 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 290632 from the California Baptist University in the amount of \$37.50. The District wishes to pay this honorarium to the master teacher.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during the winter session 2010, as provided for in the Agreement with California Baptist University, as follows:

Herndon, Christine \$37.50

10.3 Payment of Master Teachers – California State University San Bernardino
(Prepared by Certificated Human Resources Division)

The District has an agreement with California State University San Bernardino 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 228805 from California State University San Bernardino in the amount of \$6,668.00. The District wishes to pay this honorarium to the master teachers.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for services as master teachers during the Winter Session 2010, as provided for in the Agreement with California State University San Bernardino, as follows:

Aguilar, Gabriel	\$166.70	Arient, John	\$166.70
Avila, Leyla	\$166.70	Bowen, Lorraine	\$166.70
Bullock, Kimberly	\$166.70	Carminatti, Linyen	\$166.70
Cassel, Rachel	\$166.70	Christian, Janice	\$ 83.35
Cox, Donald	\$166.70	Donohue, M. Mason	\$166.70
Doyle, Joan	\$166.70	Flores-Bravo, Nanette	\$166.70
Figueroa, Martha	\$166.70	Gomez, Tara	\$166.70
Hammer, Joann	\$166.70	Harnitchek, Martha	\$166.70
Kalu, Chidinma	\$166.70	Kilcullen, Anna	\$166.70
Laureski, Claudia	\$ 83.35	Lesko, Karen	\$166.70
Letourneau, Robert	\$166.70	Mendoza, Juan C.	\$166.70
Miguel, Rosalie	\$166.70	Morton, Kevin	\$166.70
Munoz-Gallegos, Myrna	\$166.70	Rabago, Ivon	\$166.70
Rabusin, Patricia	\$166.70	Rodriguez, Abril	\$166.70
Rodriguez, Deena	\$166.70	Rodriguez, Maritza	\$166.70
Roybal, Anita	\$166.70	Ryan, Mimi	\$166.70
Sabens, Marilyn	\$166.70	Scribner, Kelly	\$166.70
Sension, Mark	\$166.70	Shih, Angela	\$166.70
Swatzel, Kimberly	\$166.70	Thompson, Meridawn	\$166.70
Torres, Persida	\$166.70	Wylie, Naomi	\$166.70
Zavala, Gerardo	\$166.70		

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10.4 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 1230550 from National University in the amount of \$150.00. 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:

Randy Stevens	\$150.00
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10.5 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:

03/11/1991

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.

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

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

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

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SITE	DONOR	DONATION AND PURPOSE	CASH	VALUE
Purchasing Department	Waxie Sanitary Supply	Various custodial supplies		\$1,000.00
Purchasing Department	Culver-Newlin, Inc.	(2) office chairs		\$720.00
Purchasing Department	Gopher	Various sports equipment		\$2,000.00
Purchasing Department	Burtronics	A Riso RZ220		\$1,200.00
Purchasing Department	Virco, Inc.	(1) office chair		\$85.86
Purchasing Department	Southwest School Supply	Various office supplies		\$120.00
Purchasing Department	Office Depot	Various office supplies		\$200.00
Purchasing Department	School Specialty	SPARK Active Recreation Manual		\$100.00
Purchasing Department	Acorn Media	Mobile Computer/Audio Visual Cart		\$600.00
Cajon High School	Pro-Swap-Meet, Inc.	\$1,000.00 to sponsor the Cajon Drama Club	\$1,000.00	
Kendall Elementary School	Edison	\$150.00 to sponsor the ASB	\$150.00	
Inghram Elementary School	Edison International Contribution Campaign	\$225.00 to sponsor the Literacy program	\$225.00	
Cole Elementary School	San Manuel Band Mission Indians	\$4,000.00 to purchase classroom libraries	\$4,000.00	
Lincoln Elementary School	St. Paul's United Methodist Church	\$171.50 to purchase shoes and socks	\$171.50	
North Verdemont Elementary School	Misty Anne & Joel Mejia	\$330.00 to sponsor the Kindergarten (Peterson) field trip.	\$330.00	
King Middle School	Juanita's Foods	\$1,000.00 to sponsor the ASB	\$1,000.00	
Lytle Creek Elementary School	Nestle USA & Superior Grocers	\$1,000.00 to sponsor the ASB	\$1,000.00	
Lytle Creek Elementary School	Nestle USA & Superior Grocers	School supplies		\$1,400.00

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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 \$1,000.00, Waxie Sanitary Supply; \$720.00, Culver-Newlin, Inc.; \$2,000.00, Gopher; \$1,200.00, Burtronics; \$85.86, Virco, Inc.; \$120.00, Southwest School Supply; \$200.00, Office Depot; \$100.00, School Specialty; \$600.00, Acorn Media; \$1,000.00, Pro-Swap-Meet, Inc.; \$150.00, Edison; \$225.00, Edison International Contribution Campaign; \$4,000.00, San Manuel Band Mission Indians; \$171.50, St. Paul's United Methodist Church; \$330.00, Misty Anne & Joel Mejia; \$1,000.00, Juanita's Foods; \$1,000.00, Nestle USA & Superior Grocers; and \$1,400.00, Nestle USA & Superior Grocers.

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

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

It is recommended that the following resolution be adopted:

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

Rosario Valdez
(Parent, Board Representative)

To attend the CAFE Para- Educator/Parent Conference in Riverside, California, on May 26, 2010. Total cost, not to exceed \$80.00, will be paid from Belvedere Elementary School Account No. 501.

Janet Stimson
(Board Representative)

To attend the Title I Academic Achievement Awards Ceremony at the Disneyland Hotel in Anaheim, California, on April 21, 2010. Total cost, not to exceed \$85.00, will be paid from Accountability Department Account No. 501.

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Alba, Teresa
Arevalo, Elva
Chavarria, Eleazar
Flores, Celina
Lamas, Liliana
Nava, Norma
Sanchez, Erika
Aguilar, Ana Toscano
Fernandez, Myrna
Flores, Lucia
Najar, Maricela
Ochoa, Dolores
Sanchez, Milagros Jesus
Vences, Araceli
Zimmerman, Martha
(Board Representatives)

To attend the 2010 California Association for Bilingual Education (CABE) Conference in Riverside, California, on May 26, 2010. Total cost, not to exceed \$2,240.00, will be paid from English Learner Programs Department Account No. 261.

10.8 Commercial Warrant Registers for Period from March 16, through March 31, 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 March 16, through March 31, 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.

10.9 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.

Rodriguez PREP Academy wishes to hire PMMPnP for an Interactive presentation on March 27, 2010. The presentation will promote an increase in attendance. The cost, not to exceed \$3,512.50, will be paid from Rodriguez PREP Academy Account No. 039.

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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:

PMMPnP for a presentation on March 27, 2010. The cost, not to exceed \$3,512.50, will be paid from Rodriguez PREP Academy Account No. 039.

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

The Professional Development Department wishes to hire Mike Mattos of Solution Tree to present a one-day workshop on Pyramid Response to Intervention (PRTI) to teachers and administrators on December 16, 2010. The fee, not to exceed \$7,100.00, will be paid from the Restricted General Fund—English Learners & Support, Account No. 261.

The Special Education department wishes to hire John Schacter, Ph.D., Stanford, CA, to provide a one-day workshop to District teachers and administrators of Mild/Moderate students on June 8, 2010. The teachers and administrators will learn about comprehension strategies and developing their use in the classroom. The fee, not to exceed \$6,810.00, will be paid from the Restricted General Fund—ARRA-IDEA, Part B-611, Local Assistance, Account No. 534.

It is recommended that the following resolution be adopted:

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

Mike Mattos of Solution Tree to present a one-day workshop on Pyramid Response to Intervention (PRTI) to teachers and administrators on December 16, 2010. The fee, not to exceed \$7,100.00, will be paid from the Restricted General Fund—English Learners & Support, Account No. 261.

John Schacter, Ph.D., Stanford, CA, to provide a one-day workshop to District teachers and administrators of Mild/Moderate students on June 8, 2010. The teachers and administrators will learn about comprehension strategies and developing their use in the classroom. The fee, not to exceed \$6,810.00, will be paid from the Restricted General Fund—ARRA-IDEA, Part B-611, Local Assistance, Account No. 534.

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

Throughout the year, the District is advised by federal, state, and local agencies of program entitlements and any additions and/or reductions in funds available for already-approved

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

The restricted program, Fund 11, Workforce Investment Act II: Adult Education Family Literacy Act (057,118,405), was included in the Fiscal Year 2009-2010 budget in the amount of \$519,487.00. Based on an award letter received on March 30, 2010, an increase of \$26,054.00 in revenues and expenditures will result in a revised total of \$545,541.00 for revenues and expenditures.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the addition of \$26,054.00 in the budgeting of expenditures and revenues for the restricted program, Fund 11-Workforce Investment Act, Title II: Adult Education Family Literacy Act (057,118,405).

10.12 Approval of Disputed Claim - Martin Luther King Middle School
(Prepared by Business Services Division)

The Facilities Management Department requests Board of Education approval authorizing payment of a disputed claim for repair of the non-functioning fire alarm system at Martin Luther King Middle School to Simplex-Grinnell, for an amount not to exceed a total of \$19,696.45.

During a routine site visit, it was discovered the fire alarm system at Martin Luther King Middle School was no longer active. Under the Field Act, students and District employees cannot be housed in buildings without an operable fire alarm system. Because of the urgency to complete repairs while the site was off-track, this created a situation where the District could not follow Public Contract Code and the normal process of receiving quotes and bids could not be done. As such Facilities Management went forward with the repairs to ensure that students would not be displaced. The work was completed by Simplex Grinnell and has been accepted by Facilities Management. Specific Board authorization is required as the Public Contract Code was not followed in this matter and in order to process payment it must be approved by the Board for payment as a disputed claim.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves authorizing payment of the disputed claim for urgent repair of the non-functioning fire alarm system at Martin Luther King Middle School to Simplex-Grinnell, for a not-to-exceed total of \$19,696.45.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign all documents deemed necessary for the restoration of the buildings at Martin Luther King Middle School.

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

Burbank Elementary School requests Board of Education approval of an extended field trip for 40 students, 2 Outdoor Science School staff members, and 2 District employees to attend Outdoor Science School, in Forest Falls, 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 \$15,200.00, including meals and lodging for 40 Burbank Elementary School students, 2 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 \$488.00, will be paid from Burbank 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 40 Burbank Elementary School students, 2 Outdoor Science School staff members and 2 District employees to attend Outdoor Science School, in Forest Falls, California, April 26, through April 30, 2010. The cost of the trip, not to exceed \$15,200.00, including meals and lodging for 40 Burbank Elementary School students, 2 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 \$488.00, will be paid from Burbank Elementary School Account No. 419. Names of the students are on file in the Business Services office.

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

Thompson Elementary School requests Board of Education approval of an extended field trip for 75 students, 5 Outdoor Science School staff members, and 3 District employees to attend Outdoor Science School, in Running Springs, California, May 17, through May 21, 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.

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The cost of the trip, not to exceed \$13,500.00, including meals and lodging for 75 Thompson Elementary School students, 5 Outdoor Science School staff members, and 3 District employees, will be paid from Thompson Elementary School Account No. 501 and Account No. 205. Transportation provided by First Student, not to exceed \$1,900.00, will be paid from Thompson Elementary School Account No. 501. 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 75 Thompson Elementary School students, 5 Outdoor Science School staff members, and 3 District employees to attend Outdoor Science School, in Running Springs, California, May 17, through May 21, 2010. The cost of the trip, not to exceed \$13,500.00, including meals and lodging for 75 Thompson Elementary School students, 5 Outdoor Science School staff members, and 3 District employees, will be paid from Thompson Elementary School Account No. 501 and Account No. 205. Transportation provided by First Student, not to exceed \$1,900.00, will be paid from Thompson Elementary School Account No. 501. Names of the students are on file in the Business Services office.

10.15 Extended Field Trip, Pacific High School, Science Trip by Worldstrides 2010, Clearwater Beach, Florida
(Prepared by Business Services Division)

Pacific High School requests Board of Education approval of an extended field trip for 31 students and 4 District employees to attend Science Trip by Worldstrides 2010, in Clearwater Beach, Florida, June 13, through June 18, 2010.

This trip is educationally advantageous to students by providing students exposure to actual careers in the Life Science fields. Students will be awarded a year's worth of Environmental Science credit with no additional cost at the completion of the trip. Students will gain an increased awareness of specific careers, laboratory equipment, as well as observe one of the rarest types of environments on Earth. By performing hands-on tasks during this once in a lifetime opportunity, students will gain not only a greater understanding of Chemistry, Physics, Earth Science, and Environmental Science, but also become more enthusiastic about science in general. They will feel what it is like to actually be a person with a career in 11 different science fields.

The cost of the trip, not to exceed \$77,128.00, including meals and lodging for 31 Pacific High School students and 4 District employees, will be paid from Pacific High School Account No. 205, Environmental Science Club funds, and Federal SLC Grant. Transportation to and from LAX will be provided by chartered coach, free of charge. No student will be denied participation due to financial constraints.

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It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 31 Pacific High School students and 4 District employees to attend Science Trip by Worldstrides 2010, in Clearwater Beach, Florida, June 13, through June 18, 2010. The cost of the trip, not to exceed \$77,128.00, including meals and lodging for 31 Pacific High School students and 4 District employees, will be paid from Pacific High School Account No. 205, Environmental Science Club funds, and Federal SLC Grant. Transportation to and from LAX will be provided by chartered coach, free of charge. Names of the students are on file in the Business Services office.

10.16 Agreement with Center for the Empowerment of Families, Inc., to Provide Evidence-Based Education and Training for San Bernardino High School Students
(Prepared by Business Services Division)

San Bernardino High School requests Board of Education approval to enter into an agreement with Center for the Empowerment of Families, Inc., Los Angeles, CA, to provide evidence-based education and training for 50 at-risk San Bernardino High School students, effective April 21, through June 30, 2010. Center for the Empowerment of Families, Inc., will provide best practices and evidence-based social skills instruction during a 10-week period for 25 male students and 25 female students selected by San Bernardino High School administration. There is no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Center for the Empowerment of Families, Inc., Los Angeles, CA, to provide evidence-based education and training for 50 at-risk San Bernardino High School students, effective April 21, through June 30, 2010. Center for the Empowerment of Families, Inc., will provide best practices and evidence-based social skills instruction during a 10-week period for 25 male students and 25 female students selected by San Bernardino High School administration. There is no cost to the District.

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

10.17 Agreement with Rob Foley to Provide Services as a Theatre Manager at Arroyo Valley High School
(Prepared by Business Services Division)

Arroyo Valley High School requests Board of Education approval to enter into an agreement with Rob Foley, San Bernardino, CA, to provide services as a theater manager at Arroyo Valley

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High School, effective September 1, 2009, through June 10, 2010. Among the tasks Mr. Foley will be performing will be to train students in building sets, making costumes, and designing light and sound systems, and the actual construction of sets for theatre productions. The fee, not to exceed \$10,000.00, will be paid as follows: \$5,000.00 from the Restricted General Fund – INAP High Schools, Account No. 203; and \$5,000.00 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 ratifies entering into an agreement with Rob Foley, San Bernardino, CA, to provide services as a theater manager at Arroyo Valley High School, effective September 1, 2009, through June 10, 2010. Among the tasks Mr. Foley will be performing will be to train students in building sets, making costumes, and designing light and sound systems, and the actual construction of sets for theatre productions. The fee, not to exceed \$10,000.00, will be paid as follows: \$5,000.00 from the Restricted General Fund – INAP High Schools, Account No. 203; and \$5,000.00 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 agreement.

10.18 Facilities Use Agreement with Placo San Bernardino, LLC, for the 14th Annual Family and Community Reading Festival at the Carousel Mall
(Prepared by Business Services Division)

The Deputy Superintendent's Office requests Board of Education approval to enter into a facilities use agreement with Placo San Bernardino, LLC, San Bernardino, CA, for the 14th Annual Family and Community Reading Festival at the Carousel Mall on June 5, 2010. There will be no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with Placo San Bernardino, LLC, San Bernardino, CA, for the 14th Annual Family and Community Reading Festival at the Carousel Mall on June 5, 2010. There will be no cost to the District.

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

10.19 Service Agreements with Temporary Labor Companies to Provide Cafeteria and Driver/Warehouse Workers
(Prepared by Facilities/Operations Division)

The Nutrition Services Department requests Board of Education approval to enter into service agreements with two providers of temporary labor to supply approximately 70 cafeteria and drivers/warehouse workers, effective April 21, 2010, through January 5, 2011, with extension by mutual written consent, not to exceed a total of two years. The cost, not to exceed \$900,000.00, will be paid from Nutrition Services Cafeteria Account No. 92. These service agreements will provide temporary staffing for cafeteria and delivery support for the preparation, service, and clean up at District sites, as needed, due to the high number of vacancies, the hiring freeze, and the lack of enough cafeteria and driver/warehouse substitutes.

Requests were made to nine local vendors. Six vendors replied they were unable to fulfill Nutrition Services' requirements, three responded with proposals, and one was disqualified because they did not have a Fidelity Bond to cover their employees.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into service agreements with Arrow Staffing, Redlands, CA, and Manpower, San Bernardino, CA, to provide approximately 70 temporary cafeteria and delivery support for the preparation, service, and clean up at District sites as needed, effective April 21, 2010, through January 5, 2011, with extension by mutual written consent, not to exceed a total of two years. The cost, not to exceed \$900,000.00, will be paid from Nutrition Services Cafeteria Account No. 92.

BE IT FURTHER RESOLVED that Mohammad Z. Islam, Chief Business and Financial Officer, be authorized to sign said agreement.

10.20 Renewal of the Educational Affiliation Agreement with Community Hospital of San Bernardino
(Prepared by Business Services Division)

The San Bernardino Adult School requests Board of Education approval to renew the Educational Affiliation Agreement with Community Hospital of San Bernardino, San Bernardino, California, effective May 1, 2010, through April 30, 2012. This organization provides a clinical site and practical learning experience for students enrolled in the Adult School's Nurse Assistant, Certified Home Health Aide, and Vocational Nursing Training programs. There is no cost to the District. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education approves renewing the Educational Affiliation Agreement with Community Hospital of San Bernardino, San Bernardino, California, effective May 1, 2010, through April 30, 2012. This organization provides a clinical site and practical learning experience for students enrolled in the Adult School's Nurse Assistant, Certified Home Health Aide, and Vocational Nursing Training programs. There is no cost to the District. All other terms and conditions remain the same.

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

10.21 Amendment to the Agreement with RISE ASL Interpreters to Provide Interpreter Services to Deaf/Hearing Impaired Individuals
(Prepared by Business Services Division)

The Affirmative Action Office and the Communicatively Handicapped Office request Board of Education approval to amend the agreement with RISE ASL Interpreters, Hemet, CA, approved by the Board on June 2, 2009, Agenda Item 10.15. The amendment is necessary to increase the fee by \$500.00 due to increased use of interpreter services. The original fee of \$25,000.00 will be increased by \$500.00 for an aggregate total not to exceed \$25,500.00. The additional fee will be paid from the Restricted General Fund—Special Education Central, Account No. 827. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with RISE ASL Interpreters, Hemet, CA, approved by the Board on June 2, 2009, Agenda Item 10.15. The amendment is necessary to increase the fee by \$500.00 due to increased use of interpreter services. The original fee of \$25,000.00 will be increased by \$500.00 for an aggregate total not to exceed \$25,500.00. The additional fee will be paid from the Restricted General Fund—Special Education Central, Account No. 827. All other terms and conditions will remain the same.

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

10.22 Amendment No. 3 to the Agreement with Adolph Ziemba AIA & Associates, Inc., to Provide Architectural Services for Installation of QEIA Relocatable Classrooms at Various Sites
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with Adolph Ziemba AIA & Associates, Inc., Burbank, CA, to provide architectural services for the installation of QEIA relocatable classrooms at various sites, originally approved

by the Board on November 6, 2007. This amendment is for architectural services for the conversion of classroom E-1 to a science lab, and the addition of a storage room in classroom B-3 at Pacific High School and for civil engineering and design services for the installation of a fire sprinkler system in classroom E-1, as required by the State Fire Marshall under QEIA. The cost, not to exceed \$8,800.00, plus approved reimbursables, will be paid from Fund 436 – Quality Education Investment Act Grant. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOVED that the Board of Education approves amending the agreement with Adolph Ziemba AIA & Associates, Inc., Burbank, CA, to provide architectural services for the installation of QEIA relocatable classrooms at various sites. This amendment is for architectural services for the conversion of classroom E-1 to a science lab, and the addition of a storage room in classroom B-3 at Pacific High School, and for civil engineering and design services for the installation of a fire sprinkler system in classroom E-1, as required by the State Fire Marshall under QEIA. The cost, not to exceed \$8,800.00, plus approved reimbursables, will be paid from Fund 436 – Quality Education Investment Act Grant, effective through December 31, 2011. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 3.

10.23 New Change Order Approval Procedures
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to enact new change order approval procedures due to delays in receiving approvals from the Division of State Architect (DSA). Final approval for all change orders to the District's construction projects is provided by the DSA, but due to State-mandated furlough days and increased workloads, the District has been experiencing extensive delays by the DSA for approval of pending change orders, some taking as much as a year. These delays have created issues with releasing final payments from the County to the contractors, resulting in financial penalties to the District.

Public Contract Code requires the District to pay interest on any retention payments due to a contractor beginning on the 61st day after filing a Notice of Completion on a project. Currently, change orders and retention payments are not paid by the District until all DSA final approvals have been received. Working with District staff and County Counsel, this new procedure is proposed to avoid payment of penalties for completed construction projects.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the new change order approval procedures due to extensive delays by the Division of State Architect's approval of pending change orders as follows:

- Initiate Notice of Completion (NOC) process without final DSA approval. Acknowledge on NOC that there are pending DSA change orders and their dollar amounts.
- The Architect, Construction Manager (CM), DSA Inspector of Record (IOR), and contractors must provide certification that all work, including the pending change orders, has been completed in compliance with all of the plans and specifications and applicable codes.
- The District will validate that the work is satisfactorily completed, including the pending change orders.
- The District will provide for the filing and recordation of the NOC (including the certification by the Architect and CM, DSA, and IOR and contractors that the work is complete) to the Board of Education and the County of San Bernardino.
- The Board will authorize the release of the retention and payment for the pending change orders 35 days after the filing of the NOC, except those amounts required to be held in response to a valid stop notice.
- If the DSA does not approve the change orders that were submitted and the retention and payments have been released using this procedure, any potential fixes would have to be paid by the District which would, in turn, seek remedies through the Architect, Construction Manager, IOR, or Contractor.

10.24 Request for Retention Reduction for Bid No. F08-04, Category No. 23 - Site Plumbing for Indian Springs High School
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to reduce the retention from 10 percent to 3 percent with Temecula Mechanical, Inc., Temecula, CA, Category No. 23, site plumbing contractor for the Indian Springs High School New Construction Project, originally approved by the Board on January 13, 2009.

Public Contract Code, Section 9203, requires that the Owner retain 10 percent of each contractor's requested payment application until the work is at least 50 percent complete. At this time, Temecula Mechanical, Inc. has successfully completed over 97 percent of the work under their contract and is requesting the District reduce the retention amount to 3 percent. This amount of retention is considered sufficient to protect the District in the event of any unforeseen conditions or infractions. All other terms and conditions remain the same.

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It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves reducing the retention amount for Temecula Mechanical, Inc., Temecula, CA, Bid No. F08-04, Category No. 23 - site plumbing for the Indian Springs High School New Construction Project to 3 percent. All other terms and conditions remain the same.

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

10.25 Approval of Penalty for United Contractors, Inc., for Bid F08-08, Anderson School, Del Rosa, Monterey and Wilson Elementary Schools Modernization Project

(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to impose a 10 percent penalty on United Contractors, Inc., (United), General Contractor for the Anderson School, Del Rosa, Monterey and Wilson Elementary Schools Modernization Project, for using subcontractors not listed on the agreement between United and the District, per Public Contract Code Section 4101, Subletting and Subcontracting Fair Practices Act. The District issued a letter to United requesting the immediate halt to work by the subcontractors in dispute and a hearing occurred on March 30, 2010, to review the issues and make recommendations to remedy the situation.

Public Contract Code allows for two options - termination of the agreement and re-bidding, or assessment of penalties to the General Contractor. Given that the contract amounts in violation are less than 10 percent of the value of the contract, and upon legal counsel's advice, the District is recommending the 10 percent penalty be imposed on United in the amount of \$27,010.00. Four separate credit change orders will be processed and signing by United will constitute their agreement to the findings of the hearing. The four subcontracts involved are:

Inland Steel (Columns)	\$ 16,950.00
Inland Steel (Misc. Metals)	\$ 17,500.00
Cotton Construction (Drywall)	\$ 90,746.00
Barcenas Construction (Concrete)	\$144,900.00
TOTAL	\$270,096.00

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves a 10 percent penalty in the amount of \$27,010.00 on United Contractors, Inc., General Contractor for Bid F08-08, Anderson School, Del Rosa, Monterey and Wilson Elementary Schools Modernization Project, for using subcontractors not listed on the agreement between United and the District. Four separate credit

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change orders will be processed and signing of the four change orders will constitute United's agreement.

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

10.26 Bid No. F08-10, Bradley, Marshall, Alessandro, and Warm Springs Elementary Schools Modernization Project
(Prepared by Facilities/Operations Division)

Bid No. F08-10, Bradley, Marshall, Alessandro, and Warm Springs Elementary Schools Modernization Project was advertised on February 11, and February 18, in *The Sun, El Chicano, Precinct Reporter*, and *Press Enterprise* newspapers. Bids were opened on March 23, 2010, at 10:00 a.m. and bids were received from the following contractors:

<u>Contractors</u>	<u>Total Base Bid, including Allowance</u>
Cyrcon Builders LP Valencia, CA	\$5,703,000.00
Dalke & Sons Construction Inc. Riverside, CA	\$5,851,000.00
Oakview Constructors Inc. Calimesa, CA	\$5,922,000.00
Adams Mallory Construction Placentia, CA	\$5,926,308.00
ACC Contractors Inc. Azusa, CA	\$6,095,000.00
Al Shankle Construction Co. Mira Loma, CA	\$6,118,693.00
Harik Construction Inc. Glendora, CA	\$6,273,000.00
Great West Contractors Inc. Anaheim, CA	\$6,336,000.00
Tovey-Shultz Construction Lake Elsinore, CA	\$6,475,000.00

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Cal-City Construction, Inc. Cerritos, CA	\$6,545,000.00
Allied E Corp Irvine, CA	\$6,651,000.00
Rossetti Construction Co., Inc. Ontario, CA	\$6,947,000.00
Plyco Corp Mira Loma, CA	\$7,015,000.00
USS Cal Builders Inc. Stanton, CA	\$7,358,000.00
Fischer Inc. San Bernardino, CA	\$7,435,000.00

* Allied E Corp has conflicting amounts shown on Bid Form. Amount shown is as per written amount, Bid Form Item 4.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the contracts for Bid No. F08-10, Bradley, Marshall, Alessandro, and Warm Springs 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>Contractors</u>	<u>Total Base Bid, including Allowance</u>
Cyrcon Builders LP 28406 Constellation Road Valencia, CA 91355	\$ 5,703,000.00

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.

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10.27 Bid No. F09-07, Soils Remediation, Hazardous Materials Abatement and Demolition Services at the Proposed Captain Leland Norton (Lincoln II South) Elementary School Site
(Prepared by Facilities/Operations Division)

Bid No. F09-07, Soils Remediation, Hazardous Materials Abatement, and Demolition Services at the proposed Captain Leland Norton (Lincoln II South) Elementary School site, was advertised on March 11, and March 18, in *The Sun*, *El Chicano*, and *Precinct Reporter* newspapers. Bids were opened on April 8, 2010, at 10:00 a.m. and bids were received from these the following contractors:

<u>Contractor</u>	<u>Base Bid Including Allowance</u>
Ampco Contracting, Inc. Anaheim, CA	\$ 807,000.00
Interior Demolition, Inc. Montrose, CA	\$ 851,777.00
Flores Sierra Contractors, Inc. Chula Vista, CA	\$ 953,395.96
Castlerock Environmental, Inc. Santa Fe Springs, CA	\$ 968,988.00
GEO-CAL Inc. San Bernardino, CA	\$ 1,147,276.00
B & D Construction Co., Inc. Upland, CA	\$ 1,185,458.49
Miller Environmental, Inc. Anaheim, CA	\$ 1,203,000.00
Specialized Environmental, Inc. Whittier, CA	\$ 1,260,981.00
Doja Inc. Ontario, CA	\$ 1,474,089.00

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that Bid No. F09-07, Soil Remediation, Hazardous Materials Abatement, and Demolition Services at the proposed Captain Leland Norton (Lincoln II South) Elementary School site, be awarded to the lowest responsible bidder meeting the specifications for the Base Bid. The cost will be paid from Funds 21, 25, 35, and 40.

<u>Contractor</u>	<u>Base Bid Including Allowance</u>
Ampco Contracting, Inc. 1328 Allec Street Anaheim, CA	\$ 807,000.00

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

10.28 Bid No. F09-08, Hazardous Materials Abatement and Demolition Services at the Proposed Middle College High School Site
(Prepared by Facilities/Operations Division)

Bid No. F09-08, Hazardous Materials Abatement and Demolition Services at the proposed Middle College High School site was advertised on March 11, and March 18, in *The Sun, El Chicano*, and *Precinct Reporter* newspapers. Bids were opened on April 8, 2010, at 10:30 a.m. and the bids were received from the following contractors:

<u>Contractor</u>	<u>Base Bid Including Allowance</u>
Ampco Contracting, Inc. Anaheim, CA	\$313,300.00
Interior Design, Inc. Montrose, CA	\$339,777.00
Dakeno, Inc. Riverside, CA	\$404,800.00
Three D Service Company, Inc. Pomona, CA	\$443,500.00
Specialized Environmental, Inc. Whittier, CA	\$480,976.00

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Miller Environmental, Inc. Anaheim, CA	\$575,000.00
Flores Sierra Contractors, Inc. Chula Vista, CA	\$599,996.00
Quality Environmental, Inc. Santa Fe Springs, CA	\$612,501.00

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bid No. F09-08, Hazardous Materials Abatement and Demolition Services at the proposed Middle College High School site, be awarded to the lowest responsible bidder meeting the specifications for the Base Bid. The cost will be paid from Funds 21, 25, 35, and 40.

<u>Contractor</u>	<u>Base Bid Including Allowance</u>
Ampco Contracting, Inc. 1328 S. Allec Street Anaheim, CA	\$313,300.00

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

10.29 Notice of Completion, Bid No. F08-28, Hazardous Material Abatement and Demolition Services of 11 Properties at the Proposed Captain Leland Norton (Lincoln II South) Elementary School Site
(Prepared by Facilities/Operations Division)

Bid No. F08-28, Hazardous Material Abatement and Demolition Services of 11 Properties at the Captain Leland Norton (Lincoln II South) Elementary School Site, was previously awarded to a General Contractor. 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. F08-28, Hazardous Material Abatement and Demolition Services of 11 Properties at the Captain Leland Norton (Lincoln II South) Elementary School Site, for the work awarded to:

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General Contractor
Dakeno, Inc.
Riverside, CA

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

10.30 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:

9/15/1993	*(S)4/15/1993	*(S)8/12/1997	7/19/1994	*(S)11/13/1996	*(S)5/8/1997
*(S)7/21/1997	***(S)2/14/1996	*(S)9/16/1995	*(S)4/4/1992	***(S)4/29/1992	*(S)11/14/1996
*(S)4/16/1992	*(S)8/2/1994	*(S)8/2/1994	*(S)9/7/1993	*(S)12/9/1994	*(S)10/8/1993
*(S)8/18/1994					

*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.

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

It is recommended that the following resolution be adopted:

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

- 10.32 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:

- 10.33 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:

11/7/2000

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10.34 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:

4/5/1993

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.

10.35 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:

9/23/1996 5/31/1994 6/3/1994 6/20/1993 7/4/1993 3/5/1993

10.36 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:

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

11/14/1996 3/21/1995

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.

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10.38 Education Code 48213
(Prepared by Youth Services Department)

11/20/1999

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.

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11.0 Action Items

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the findings of the Quarterly Uniform Complaint Report Summary for the period of January to March 2010.

11.2 Personnel Report #20, April 20, 2010
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #20, dated April 20, 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 #20, dated April 20, 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.

SESSION TEN - Closed Session

12.0 Closed Session

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

Student Matters/Discipline

Conference with Labor Negotiator

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

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

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Public Employee Discipline/Dismissal/Release

Public Employee Appointment

Title: High School Principal
Alternative High School Principal

SESSION ELEVEN – Open Session

13.0 Action Reported from Closed Session

SESSION TWELVE - Closing

14.0 Adjournment

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, May 4, 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

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

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

Posted: April 16, 2010