

**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**

June 1, 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 No Child Left Behind Act Reauthorization  
2.2 Links Scholarship Recipients  
2.3 Schools That Sparkle

**SESSION THREE – School Showcase**

- 3.0 School Showcase** **5:50 p.m.**  
3.1 Elementary Magnet Schools Honor Band

**SESSION FOUR - Public Hearing**

- 4.0 Public Hearing** **6:00 p.m.**  
4.1 Renewal of Provisional Accelerated Learning (PAL) Academy Charter

**SESSION FIVE - Administrative Presentation**

- 5.0 Administrative Presentation** **6:15 p.m.**  
5.1 Preliminary Budget – Fiscal Year 2010-11

**SESSION SIX - Administrative Reports**

- 6.0 Administrative Reports** **6:50 p.m.**  
6.1 Secondary Summer School Schedule  
6.2 Amendments to BP 1312.3 Uniform Complaint Procedures (First Reading)

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

10.3 STAR at Anderson Community Day School

10.4 Acceptance of Gifts and Donations to the District

10.5 Commercial Warrant Registers for Period from May 1, through May 15, 2010

10.6 Payment for Course of Study Activities

10.7 Payment for Course of Study Activities Amendment

10.8 Mileage and Cell Phone Amounts, Fiscal Year 2010-2011

10.9 Resolution Approving the Application for Grant Funds for the Urban Greening Planning Grant Program

10.10 Application for the State K-3 Class Size Reduction Operations Program for Fiscal Year 2010-11

10.11 Board Delegation of Powers

10.12 Change in Delegation of Purchasing Authority – Nutrition Services Department

10.13 Authorized Signatures Under Public Law 8003 Regulations

10.14 Disposal of Obsolete Books

10.15 Delegation of Purchasing Authority

10.16 Delegation of Limited Purchasing Authority

10.17 Signature Authority

10.18 Regular Program Expenditures

10.19 Reimbursement of Student Body Funds for Fees Related to Regular Course of Study

10.20 Special Program Expenditures

10.21 Sale of Used District Covered Electronic Waste (CEW/Non-CEW)

10.22 Sale of Used District Salvage Vehicles and Equipment

10.23 Extended Field Trip, San Geronio High School, CIF State Track and Field Meet, Clovis, California

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- 10.24 Agreement with Christian Counseling Service to Provide the 1<sup>st</sup> Relationships Program to Pre-School Teachers
- 10.25 Agreement with Riverside County Superintendent of Schools for Participation in the Fiscal Year 2009-10 RCOE/CSUSB Intern Program
- 10.26 Agreement with the Assistance League of San Bernardino's Dr. Earl R. Crane Children's Dental Health Center to Provide Visual Dental Screening Examinations for District Students
- 10.27 Agreement with the Assistance League of San Bernardino's Operation School Bell to Provide Clothing for District Students
- 10.28 Renewal of the Agreement with Vicki Renee Lee to Provide Homeless Liaison Services to the District
- 10.29 Renewal of the Agreement to Participate in Student Teaching with Point Loma Nazarene University
- 10.30 Renewal of the Facilities Use Agreement with Evans Property Management/The Plaza for Adult School Classes
- 10.31 Renewal of the Facilities Use Agreement with Rolling Start, Inc., for Adult School Classes
- 10.32 Renewal of the Internship Agreement with California Baptist University
- 10.33 Renewal of the Practice Teaching Agreement with California Baptist University
- 10.34 Amendment No. 2 to the Agreement with ACE Tutoring to Provide Supplementary Educational Services to District Students
- 10.35 Application for 2009-10 Fiscal Year, Deferred Maintenance Program
- 10.36 RFP No. 04-10-R1, Re-bid of Refuse & Waste Hauling and Recycling Services
- 10.37 Bid No. 06-10, Plumbing Supplies & Materials
- 10.38 Notices of Completion, Bid No. F05-04, Categories 1 and 3 - Cajon High School Modernization
- 10.39 Notices of Completion, Bid No. F07-18, Categories 15, 16, and 21 - Severe Special Day Class Buildings at Eight Elementary School Sites
- 10.40 Notice of Completion, Bid No. F08-25, Energy Management Systems for the Severe Special Day Class Buildings at Eight Elementary School Sites
- 10.41 Approval of Change Orders for Construction Projects
- 10.42 Request to Substitute Subcontractors Pursuant to Public Contract Code Section 4107
- 10.43 Expulsion of Student(s)
- 10.44 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
- 10.45 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
- 10.46 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 10.47 Revocation of Suspension of Expulsion

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- 10.48 Lift of Expulsion of Student(s)
- 10.49 Failure to Recommend Mandatory Expulsion 48915
- 10.50 Petition to Expunge, Rescind, or Modify Expulsion
- 10.51 Education Code 48213

**11.0 Action Items**

- 11.1 Correction to the Agreement with URS Corporation for Program Management Services to Manage the Facilities Capital Improvement Program
- 11.2 Amendments to BP 1312.3 Uniform Complaint Procedures (First Reading)
- 11.3 Personnel Report #23, Dated June 1, 2010
- 11.4 In Recognition of Deceased Employees

**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 Pursuant to Government Code Section 54957**

**Public Employee Appointment**

Title Adult School Principal  
Adult School Vice Principal

**Conference with Legal Counsel: Anticipated Litigation**

Government Code Section 54956.9(b)  
Significant Exposure to Litigation: One Case

**SESSION ELEVEN – Open Session**

**13.0 Action Reported from Closed Session**

**9:00 p.m.**

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**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, June 15, 2010, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: May 28, 2010

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**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**

June 1, 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 No Child Left Behind Act Reauthorization  
(Prepared by the Communications Department)

**WHEREAS** The San Bernardino City Unified School District feels the general intent and spirit of the No Child Left Behind Act (NCLB) is commendable; and

**WHEREAS** Congress should fully fund the Act and reauthorize it when it is rewritten with a focus on targeting resources to help schools succeed rather than taking away resources from the schools which need the most help; and

**WHEREAS** student achievement based on data from multiple assessment measures allows educators to track student progress and target instruction to meet each student's needs; and

**WHEREAS** NCLB needs to be reformed by allowing multiple measures to be used when evaluating student progress; and

**WHEREAS** student achievement data and student growth data are valuable tools that allow educators to accurately measure student progress on mastering academic standards; and

**WHEREAS** growth models that track a student's academic progress from year to year are an effective way of gauging student achievement and informing educational decision making; and

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**WHEREAS** NCLB needs to be reformed by shifting to a growth model in order to accurately track student achievement;

**THEREFORE BE IT RESOLVED** that the members of the Board of Education of the San Bernardino City Unified School District urge Congress to review and address the necessary amendments to the No Child Left Behind Act so that schools can successfully implement the Act.

2.2 Links Scholarship Recipients  
(Prepared by Superintendent)

On May 8, 2010, the Links Organization awarded 12 scholarships to students in the Southern California area. The two recipients with the highest GPAs are from Cajon High School. The Board of Education is pleased to recognize Sakari Dixon and Dajanae Palmer for this outstanding achievement.

2.3 Schools That Sparkle  
(Prepared by Facilities/Operations Division)

The Board of Education and the Superintendent of the San Bernardino City Unified School District have a strong commitment to custodial excellence in our district. As an ongoing part of this commitment, the Superintendent has authorized the “Schools That Sparkle” recognition program.

The Board will recognize and present the “Schools That Sparkle” Award to the custodians and administrators of Arrowhead, E. Neal Roberts, and Kendall Elementary Schools, Shandin Hills Middle School, and Sierra Continuation High School for the Winter Quarter of 2010, for achievement in custodial excellence.

**SESSION THREE – School Showcase**

**3.0 *School Showcase***

3.1 Elementary Magnet Schools Honor Band  
(Prepared by Curriculum/Instruction & Accountability Division)

Members of the Elementary Magnet Schools Honor Band will perform two numbers under the direction of Paul Locke and Gregg Usher. Participating students are from Anton, Palm Avenue, and Salinas Elementary Schools.



## **SESSION FOUR - Public Hearing**

### **4.0 Public Hearing**

#### **4.1 Renewal of Provisional Accelerated Learning (PAL) Academy Charter (Prepared by Student Services Division)**

On April 29, 2010, Provisional Accelerated Learning (PAL) Academy submitted a petition for renewal of their charter to the Student Services Division. At this time, a Public Hearing will be held to consider the level of support for the petition.

## **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 Preliminary Budget – Fiscal Year 2010-11 (Prepared by Business Services Division)**

Mohammad Z. Islam, Chief Business and Financial Officer, will present the preliminary budget for Fiscal Year 2010-11 for Board review and discussion. The final budget will be presented to the Board on June 15, 2010, for adoption.

## **SESSION SIX - Administrative Reports**

### **6.0 Administrative Reports**

#### **6.1 Secondary Summer School Schedule (Prepared by the Deputy Superintendent's Office)**

The following is the summer school schedule for the 2010-11 school year:

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### **MIDDLE SCHOOL SUMMER SCHOOL**

Middle School Summer School will be held at Golden Valley Middle School.

Teacher Prep Day:	June 18, 2010
Classes:	June 21, 2010 – July 15, 2010
Schedule:	8:00 a.m. -10:30 a.m. Period 1 10:30a.m. -11:00 a.m. Lunch 11:00a.m. – 1:30 p.m. Period 2

### **HIGH SCHOOL SUMMER SCHOOL**

High School Summer School will be held at Arroyo Valley High School, Cajon High School, Pacific High School, San Andreas High School, San Bernardino High School, San Geronio High School, Sierra High School, Alternative Learning Center, and Middle College.

Teacher Prep Day:	June 18, 2010
Classes	June 21, 2010 – July 16, 2010
Schedule	7:30 a.m. – 10:40 a.m. Period 1 10:45 a.m. – 11:15 a.m. Lunch 11:20 a.m. – 2:30 p.m. Period 2

6.2 Amendments to BP 1312.3 Uniform Complaint Procedures (First Reading)  
(Prepared by the Employee Relations Division)

#### **Uniform Complaint Procedures**

The purpose of this policy is to establish a uniform system of complaint processing that will effectively and expediently address state and federal laws and regulations governing the programs, services, and activities of the district as a public entity and address concerns and issues presented by employees of San Bernardino City Unified School District and its students, parents/guardians and the community regarding the operation and delivery of programs, services and activities.

The Board of Education recognizes that the district *has the primary responsibility to insure compliance* ~~is responsible for complying~~ with applicable state and federal laws and regulations governing educational programs. (5 CCR 4620) The district shall investigate complaints alleging failure to comply with applicable state and federal laws and regulations and/or alleging discrimination and seek to resolve those complaints in accordance with the procedures set out in 5 CCR 4600-4687 and in accordance with the policies and procedures of the Board.

The district shall follow uniform complaint procedures when addressing complaints alleging unlawful discrimination against any protected group as identified under Education Code 200 and

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220 and Government Code 11135, including actual or perceived sex, sexual orientation, gender (identity or expression), ethnic group identification, race, ancestry, national origin, religion, color, mental or physical disability, marital status or age, or on the basis of a person's association with a person or group with one or more of these actual or perceived characteristics in any district program or activity that receives or benefits from state financial assistance. (5 CCR 4610 34CFR 300.510.511, Education Code 200,200,260,262.3, Government Code 11135, 11138; Penal Code 422.6, 5 CCR 4600-4687)

Uniform complaint procedures shall also be used when addressing complaints alleging failure to comply with state and/or federal laws in Federal Consolidated Categorical Aid Programs, State Consolidated Categorical Aid Programs, Special Education and unlawful discrimination.—<sup>2</sup> Federal programs include No Child Left Behind Act of 2001: Title I (Basic Programs), Title II (Teacher Quality and Technology), Title III (Limited – English Proficient), Title IV (Safe and Drug Free Schools), Title V (Innovative Strategies); Adult Education, Career/Technical Education, Child Development, Consolidated Categorical Aid, Indian Education, Nutrition Services, and Special Education. State Consolidated Categorical Aid Programs include Economic Impact Aid (State Compensatory Education), Economic Impact Aid (California Economic Impact Aid-Limited English Proficient), Miller-Unruh Special Reading Program, Peer Assistance and Review, School Improvement Program, School Safety and Violence Prevention, Tenth Grade Counseling, and Tobacco Use Prevention Education. Unlawful discrimination includes the following civil rights protections: actual or perceived sex, age, ancestry, color, ethnic group identification, gender, mental and/or physical disability, national origin, race, religion, sexual orientation and a person's association with a person or group with one or more of these actual or perceived characteristics.

Complaints covered by the collective bargaining agreement shall not be covered by the Uniform Complaint Procedures. (5 CCR 4610)

- (cf. 0410 – Nondiscrimination in District Programs and Activities)
- (cf. 1312.1 – Complaints Concerning District Employees)
- (cf. 1312.2 – Complaints Concerning Instructional Materials)
- (cf. 3553 – Free and Reduced Price Meals)
- (cf. 4031 – Complaints Concerning Discrimination in Employment)
- (cf. 5141.4 – Child Abuse Prevention and Reporting)
- (cf. 5148 – Child Care and Development)
- (cf. 6159 – Individualized Education Program)
- (cf. 6171 – Title I Programs)
- (cf. 6174 – Education for English Language Learners)
- (cf. 6175 – Migrant Education Program)
- (cf. 6178 – Vocational Education)
- (cf. 6200 – Adult Education)

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Moreover, in order to expedite and reconcile the various legal obligations in operating a school district, complaints relative to Title VI and VII of the Civil Rights Act of 1964 as amended, the Americans with Disabilities Act of 1990, the Age Discrimination in Employment Act of 1967, Fair Employment and Housing Act, Family and Medical Leave Act, California Family Rights Act, Title IX, Section 504 of the Rehabilitation Act of 1974, Genetic Information Nondiscrimination Act of 2008 and other applicable statutes will be referred to the District's Affirmative Action Office.

Williams Settlement complaints regarding instructional materials, emergency or urgent facilities conditions that pose a threat to the health and safety of students, and teacher vacancy or misassignment, and Valenzuela Settlement complaints regarding pupils, including English Learners, who have not passed one or both parts of the high school exit examination by the end of the 12<sup>th</sup> grade and were not provided the opportunities to receive intensive instruction and services for up to 2 consecutive academic years after the completion of grade 12 will be processed in accordance with the Williams Uniform Complaint Procedures, AR 1312.4.

The Board encourages the early, informal resolution of complaints at the site level whenever possible. Complainants are encouraged to exhaust all attempts to resolve his/her concerns informally at the lowest level possible (i.e., with the employee in question, site administrator, program administrator, etc.). The timely manner and no later than six months from the date when the alleged discriminatory act or conduct that gave rise to the complaint occurred or when the complainant first obtained knowledge of the facts of the alleged discrimination or disputed issue and in a reasonable time for other non-discriminatory issues relative to educational programs of the district.

The Board acknowledges and respects every individual's right to privacy. Discrimination complaints shall be investigated in a manner that protects the confidentiality of the parties and the integrity of the process. This may include keeping the identity of the complainant confidential, as appropriate and except to the extent necessary to carry out the investigation or proceedings, as determined by the Superintendent or designee, on a case-by-case basis.

(cf. 4119.23/4219.23/4319.23 – Unauthorized Release of Confidential/Privileged Information)  
(cf. 5125 – Student Records)  
(cf. 9011 – Disclosure of Confidential/Privileged Information)

The Board prohibits any form of retaliation against any person in the complaint process, including but not limited to the filing of a complaint, the reporting of incidents of discrimination, or participation in the complaint procedures.

The Affirmative Action office is responsible for receiving complaints, investigating complaints and ensuring the district's compliance, and shall be knowledgeable about the laws/program assigned to investigate.

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The district will have the Uniform Complaint Procedures and the rights and responsibilities of the complainant detailed in the administrative regulation, AR 1312.3.

Legal Reference:

#### EDUCATION CODE

200-262.4 Prohibition of discrimination  
8200-8498 Child care and development programs  
8500-8538 Adult basic education  
181800-18203 School libraries  
32289 School safety plan, uniform complaint procedure  
35186 Williams uniform complaint procedure  
41500-41513 Categorical education block grants  
48985 Notices in language other than English  
49060-49079 Student records  
49490-49590 Child nutrition programs  
52160-52178 Bilingual education programs  
52300-52490 Career-technical education  
52500-52616.24 Adult schools  
52800-52870 School-based coordinated programs  
54000-54028 Economic impact aid programs  
54100-54145 Miller-Unruh Basic Reading Act  
54400-54425 Compensatory education programs  
54440-54445 Migrant education  
54460-54529 Compensatory education programs  
56000-56867 Special education programs  
59000-59300 Special schools and centers  
64000-64001 Consolidated application process

#### PENAL CODE

422.6 Interference with constitutional right or privilege

#### CODE OF REGULATIONS, TITLE 5

3080 Application of section  
4600-4687 Uniform complaint procedures  
4900-4965 Nondiscrimination in elementary and secondary education programs

#### UNITED STATES CODE, TITLE 20

6301-6577 Title I basic programs  
6601-6777 Title II preparing and recruiting high quality teachers and principals

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6801-6871 Title III language instruction for limited English proficient and immigrant students  
7101-7184 Safe and Drug-Free Schools and Communities Act  
7201-7283g Title V promoting informed parental choice and innovative programs  
7301-7372 Title V rural and low-income school programs

Management Resources:

WEB SITES

CSBA:<http://www.csba.org>

California Department Education: <http://www.cde.ca.gov>

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/offices/OCR>

Policy SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT

adopted: October 16, 2007 San Bernardino, California

revised: October 21, 2008

revised: May 7, 2010

## **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**

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**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 April 20, and May 11, 2010, be approved as presented.

10.2 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:

06/27/1990	10/08/1991	10/10/1991	03/13/1992	07/06/1992	07/22/1992
08/02/1992	02/03/1993	03/13/1991			

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.

10.3 STAR at Anderson Community Day School  
(Prepared by Student Services Division)

STAR at Anderson, the elementary community day school for Grades 2-6, has successfully functioned at its current site on the Anderson School campus for the past 12 years. Education Code section 4866 allows the placement of an elementary community day school on a District site if the governing board certifies by a two-thirds vote of membership that satisfactory alternative facilities are not available for a community day school.

The two upper-grade classrooms are located at the CID building next door to Anderson. No more than two adequate classrooms are available at CID; the lower-grade classroom remains on the Anderson campus.

Therefore, it recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education certifies that satisfactory alternative facilities are not available for the District's elementary community day school and approves the Anderson School site to serve students in Grades 2-3 for the 2010-2011 school year.

10.4 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
Communications Department	The Solis Group	\$500.00 to sponsor the Annual Summer Conference speaker	\$500.00
Communications Department	PCH Architects, L.L.P.	\$500.00 to sponsor the Annual Summer Conference speaker	\$500.00
Communications Department	Heider Engineering Services, Inc.	\$500.00 to sponsor the Annual Summer Conference speaker	\$500.00
Communications Department	Adolph Ziemba, AIA & Associates, Inc.	\$200.00 to sponsor the Annual Summer Conference speaker	\$200.00
Golden Valley Middle School	Charles R. Tetlock Jr. and Pamela Tetlock	\$100.00 to sponsor the Athletic Department in memory of Steve Roth	\$100.00
Golden Valley Middle School	Ruth McMillan	\$100.00 to sponsor the Athletic Department in memory of Steve Roth	\$100.00
Golden Valley Middle School	Charles R. Tetlock Sr. and Cleo Tetlock	\$100.00 to sponsor the Athletic Department in memory of Steve Roth	\$100.00



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Rodriguez PREP Academy	Barnes & Noble	\$822.39 to sponsor ASB	\$822.39
San Gorgonio High School	Target Corporation	\$1,000.00 to sponsor the Parent Outreach Program	\$1,000.00
Serrano Middle School	Cesar Lopez	\$100.00 to sponsor the Track Team uniform purchase	\$100.00

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education acknowledges receipt of \$500.00, The Solis Group; \$500.00, PCH Architects, L.L.P.; \$500.00, Heider Engineering Services, Inc.; \$200.00, Adolph Ziemba, AIA & Associates, Inc.; \$100.00, Charles R. Tetlock Jr. and Pamela Tetlock; \$100.00, Ruth McMillan; \$100.00, Charles R. Tetlock Sr. and Cleo Tetlock; \$822.39, Barnes & Noble; \$1,000.00, Target Corporation; and \$100.00, Cesar Lopez.

10.5 Commercial Warrant Registers for Period from May 1, through May 15, 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 May 1, through May 15, 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.

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

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

Marshall Elementary School wishes to hire TJ Black & Tom Skalka for a presentation at Marshall Elementary School on June 11, 2010. They will provide information regarding animal habitats and their survival through their performance of Anabus the wolf dog and big Mr. Bridger. The presentation will be free of cost.

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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:

TJ Black & Tom Skalka for a presentation at Marshall Elementary School on June 11, 2010. The presentation will be free of cost.

10.7 Payment for Course of Study Activities Amendment  
(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.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the resolution of May 18, 2010, Agenda Item 8.9, Course of Study activities to read:

Manuel A. Salinas Elementary School wishes to hire Orange County Performing Arts Center for a presentation by Allyson Pinkowski on June 3, 2010. She will present "Alewa" Island Inspiration and Polynesian Culture and its traditional dances. The cost, not to exceed \$1,005.00, will be paid from Manuel A. Salinas Elementary School Account No. 459. All other terms and conditions remain the same.

BE IT FURTHER 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:

Orange County Performing Arts Center for a presentation by Allyson Pinkowski on June 3, 2010. The cost, not to exceed \$1,005.00, will be paid from Manuel A. Salinas Elementary School Account No. 459.

10.8 Mileage and Cell Phone Amounts, Fiscal Year 2010-2011  
(Prepared by Business Services Division)

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

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The County requires Board action approving aggregate maximum fixed mileage allowance by payroll category and the mileage rate at which the District will pay variable mileage. The following are fixed mileage and cell phone allowance payments which are being submitted for Board approval for the estimated not-to-exceed amounts for the 2010-2011 fiscal year.

	<u>2009-2010</u>	<u>2010-2011</u>
Fixed Monthly Certificated Mileage	\$15,000.00	\$15,000.00
Fixed Monthly Classified Mileage	\$ 5,000.00	\$ 4,000.00
Variable Mileage Rate (eff. 7/1/09)	\$ .55	
Variable Mileage Rate (eff. 1/1/10)	\$ .50	\$ .50
Cell Phone Monthly	\$ 7,000.00	\$ 7,000.00

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the fixed mileage rate, variable mileage rate, and cell phone payment at the following not-to-exceed amounts for the 2010-2011 fiscal year:

Fixed Monthly Certificated Mileage	\$15,000.00
Fixed Monthly Classified Mileage	\$ 4,000.00
Variable Mileage Rate (eff. 1/1/10)	\$ .50
Cell Phone	\$ 7,000.00

10.9 Resolution Approving the Application for Grant Funds for the Urban Greening Planning Grant Program  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to file an application for the Urban Greening Planning Grant Program. If selected, the District will enter into an agreement with the State of California to carry out development of the Urban Greening Plan. The estimated grant amount would be \$347,500.00.

Grant funds will be provided under the Safe Drinking Water, Water Quality And Supply, Flood Control, River And Coastal Protection Bond Act of 2006 (Proposition 84). The Strategic Growth Council has been delegated the responsibility for the administration of this grant program,

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establishing necessary procedures and requiring a resolution certifying the approval of application by the Applicant's governing board before submission of application to the State.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves filing the application for the Urban Green Planning Grant Program and:

1. Certifies that Applicant understands the assurances and certification in the application, and
2. Certifies that Applicant will have sufficient funds to develop the plan; or will secure the resources to do so, and
3. Certifies that Applicant will work towards the Governor's State Planning Priorities intended to promote equity, strengthen the economy, protect the environment, and promote public health and safety as included in Government Code Section 65041.1, and
4. Appoints the Facilities Administrator, or designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for development of the aforementioned plan.

BE IT ALSO RESOLVED that if selected, the estimated grant amount would be \$347,500.00.

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

10.10 Application for the State K-3 Class Size Reduction Operations Program for Fiscal Year 2010-11  
(Prepared by Business Services Division)

The District is applying for State K-3 Class Size Reduction Program (CSR) operations funding for Fiscal Year 2010-2011. This application will be made available for review by the Board of Education by the application filing due date. As a condition of applying for and receiving state K-3 Class Size Reduction Program funds, a certification, as contained in the K-3 CSR Application, must be made by the Board of Education.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education certifies that the following statements are true and accurate:

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1. The number of classes participating in Option One or Option Two is identified and the total number of classes does not exceed the total number of classes identified on the 2008-09 Operations Application. [EC Section 52123(a), 52124.3(b), Title 5 *California Code of Regulations* Sections 15103]
2. The pupil counts reported do not include special education pupils enrolled in special day classes full time, pupils enrolled in independent study, or charter school pupils enrolled in a home-study program. [EC Section 52123(b)]. The total pupil count reported is not greater than the enrollment cap computed based on prior year K-2 enrollment.
3. A certificated teacher has been hired by the school district and is providing direct instructional services to each class participating in the K-3 Class Size Reduction Program. [EC Section 52123(c)]
4. The school district will provide a staff development program for any teacher who will participate for the first time in the K-3 Class Size Reduction Program as specified in certification #3. Appropriate training to maximize the education advantages of class size reduction will be provided to such teachers. This training shall include, but not be limited to, methods for providing each of the following: (1) individualized instruction, (2) effective teaching, including classroom management in smaller classes, (3) identifying and responding to pupil needs, and (4) opportunities to build on the individual strengths of pupils. [EC sections 52123(d), 52127]
5. The school district will collect and maintain data required by the State Superintendent of Public Instruction for evaluation of the K-3 Class Size Reduction Program. The data shall include, but not be limited to, individual test scores or other records of pupil achievement. Any data collected will be protected in a manner that will not permit the personal identification of any pupil or parent. [EC section 52123(e)]
6. Each class participating in the K-3 Class Size Reduction Program is housed in either a separate, self-contained classroom or the space provided for each participating class for each grade level at the school site is of a square footage per pupil enrolled in each class that is not less than the average square footage per pupil enrolled in those grade levels at the school site in the 1995-96 school year. [EC section 52123(f)]
7. Priority for reducing class size or claiming reduced funding for classes exceeding 20.44 to 1 is in accordance with the following grade level implementation requirements at each school site:
  - If only one grade level is reduced/claimed, the grade level will be 1st grade.
  - If two grade levels are reduced/claimed, the grade levels will be 1st and 2nd grades.
  - If three or four grade levels are reduced/claimed, the grade levels will be 1st and 2nd and then any combination of kindergarten and/or 3<sup>rd</sup> grade.

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8. The K-3 Class Size Reduction Program has been implemented in the 2010-11 school year. A district is considered to have implemented the program even if it claims reduced funding for all eligible classes.
9. The school district will submit final enrollment counts on the J-7CSR form to the School Facilities Planning Division, California Department of Education, by the filing due date.

BE IT FURTHER RESOLVED that the Board of Education authorizes Arturo Delgado, Superintendent, to sign said application.

10.11 Board Delegation of Powers  
(Prepared by Business Services Division)

The County Superintendent of Schools Office and county District Financial Services is presently adhering to strict interpretations of the law concerning Board delegation of powers. In the San Bernardino City Unified School District, the Superintendent has asked that, in his absence, the Deputy Superintendent, Chief Business and Financial Officer, Associate Superintendent, and Assistant Superintendents take necessary action including the signing of necessary forms and reports.

In order to satisfy the interpretation by the county District Financial Services and carry on the business of the District, it is recommended that the following resolution be considered for adoption:

WHEREAS Education Code Section 35161 provides that the governing board of any school district may execute any powers delegated by law to it and shall discharge any duty imposed by law; and

WHEREAS the Education Code was amended to include language that the governing board "...may delegate to an officer or employee of the District any of those powers or duties..." and

WHEREAS the Board of Education has previously delegated to the Superintendent certain duties and powers;

NOW, THEREFORE, BE IT RESOLVED that the Board of Education delegates to the Deputy Superintendent, Chief Business and Financial Officer, Associate Superintendent, and Assistant Superintendents those same duties and responsibilities assigned to the Superintendent when so individually directed by the Superintendent and when the Superintendent's absence will be of 24 hours or more in duration:

Deputy Superintendent  
Chief Business and Financial Officer, Business and Finance Division  
Associate Superintendent, Administrative Services

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Assistant Superintendent, Human Resources Certificated Division  
Assistant Superintendent, Student Services Division  
Assistant Superintendent, Employee Relations/Classified Human Resources Division  
Assistant Superintendent, Facilities/Operations Division

BE IT FURTHER RESOLVED that the Board of Education approves delegation of powers for the designated positions effective July 1, 2010, through June 30, 2011.

10.12 Change in Delegation of Purchasing Authority – Nutrition Services Department  
(Prepared by Facilities/Operations Division)

The Nutrition Services Department requests Board of Education approval to change the purchasing authority originally approved by the Board on May 11, 2010, due to personnel changes.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education revokes purchasing authority for Nutrition Services purchase orders for James Cunningham, effective May 14, 2010.

BE IT FURTHER RESOLVED that the Board of Education, under provisions of Education Code Section 17605, authorizes Gina Martin, Secretary III, to sign purchase orders for non-biddable supplies and services directly related to food and food products, and biddable products directly related to food and food products, effective June 2, 2010, through June 30, 2011.

10.13 Authorized Signatures Under Public Law 8003 Regulations  
(Prepared by Business Services Division)

The San Bernardino City Unified School District is eligible to receive federal funding under the Improving America's Schools Act of 1994, Section 8003. By law, its Governing Board is required to pass, by formal action, a resolution appointing its duly authorized representative(s) to file the application and to represent and commit for, and on behalf of, the District in accordance with the statutory provisions under PL 8003. The Governing Board on an annual basis must approve the duly authorized representative(s) of the Board who file for and on behalf of the District under PL 8003.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes the filing of an application for Impact Aid under the provisions of PL 8003.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, or Derek Harris, Interim Employee Benefits Director, to

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sign applications and appropriate documents under the regulations of PL 8003 for the 2010-2011 school year.

10.14 Disposal of Obsolete Books  
(Prepared by Business Services Division)

In accordance with provisions of the Education Code and locally adopted administrative procedures for disposition of obsolete books, it is recommended that the Board of Education authorizes disposal of textbooks, library, reference, and other books as listed, at the request of principals and department heads. Books discarded by schools are sent to the obsolete book center located in the Warehouse.

Individuals, parents, teachers, pupils, or organizations are given the opportunity to review the books and acquire one or more from the obsolete book center.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, or Debra Love, Purchasing Director, for the 2010-2011 school year, to dispose of obsolete books in any manner allowed by Education Code Section 60510, et sequential.

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

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education, under the provisions of Education Code Section 17605, authorizes those individuals employed by the District as Purchasing Department buyers to sign purchase orders including, but not limited to, supplies, furniture, and equipment that cost less than \$15,000.00 through June 30, 2011.

BE IT FURTHER RESOLVED that the Board of Education, under the provisions of Education Code Section 17605, authorizes those individuals employed by the District as Purchasing Department purchasing clerks and senior purchasing clerks to sign purchase orders for, but not limited to, supplies, furniture, and equipment that cost less than \$5,000.00 through June 30, 2011.



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10.16 Delegation of Limited Purchasing Authority  
(Prepared by Business Services Division)

In order to conduct District business, the Board of Education authorizes certain District staff to carry out the purchasing function on a limited basis.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education, under the provision of Education Code Section 17605, delegates authority to Mohammad Z. Islam, Chief Business and Financial Officer, or Janet King, Director, Fiscal Services, to sign purchase orders for employee health and benefits, District insurance programs, and transportation expenditures for the period beginning July 1, 2010, and ending June 30, 2011.

10.17 Signature Authority  
(Prepared by Business Services Division)

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education, under the provision of Public Contract Code Section 20118.3 delegates authority to Mohammad Z. Islam, Chief Business and Financial Officer, Business Services Division; and Debra Love, Purchasing Director, to approve purchase orders, without estimates or bids, for supplementary textbooks, library books, educational films, audiovisual materials, test materials, workbooks, instructional computer software packages, or periodicals in any amount needed for the operation of the District effective July 1, 2010, until revoked.

10.18 Regular Program Expenditures  
(Prepared by Business Services Division)

Funds received by the District had provided the opportunity for schools and departments to schedule academic field trips as part of the regular instructional program. Formal Board action is required to authorize the expenditures associated with students participating in these field trips should any funds become available.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes expenditures for academic field trips for the 2010-2011 school year, in accordance with the curriculum of all of the District's regular instructional programs.

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BE IT ALSO RESOLVED that for instructional purposes these expenditures may include admissions and transportation (except public transportation).

BE IT FURTHER RESOLVED that these activities be considered part of the regular course of study for the 2010-2011 school year

10.19 Reimbursement of Student Body Funds for Fees Related to Regular Course of Study  
(Prepared by Business Services Division)

Music festivals and performances, concerts, drama presentations, and speech tournaments are considered part of the school curriculum since they provide a planned means of motivating and evaluating the daily educational program. In order to reimburse student body funds for monies expended for registration fees, adoption of the following resolution is recommended:

BE IT RESOLVED that the student body funds of all secondary schools may be reimbursed from INAP funds for all registration fees related to music festivals and performances, concerts, drama presentations, and speech tournaments.

BE IT FURTHER RESOLVED that those activities be considered part of the regular course of study for the 2010-2011 school year.

10.20 Special Program Expenditures  
(Prepared by Business Services Division)

The Division of School Claims requires annual, formal Board of Education action to authorize certain special program expenditures as part of the instructional program.

It is recommended that the following resolutions be adopted:

1. District Instructional Program Expenditures

BE IT RESOLVED that the Board of Education authorizes special program expenditures for the 2010-2011 school year, in accordance with the curricula of the following programs: Special Education Services Region, Gifted and Talented Education, Compensatory Education, and International Baccalaureate.

BE IT ALSO RESOLVED that, for instructional purposes, these expenditures may include admissions, food for instructional purposes only, transportation (except public transportation), lodging, registration, inservices, and workshops.

BE IT FURTHER RESOLVED that these activities be considered part of the regular course of study for the 2010-2011 school year.

2. Expenditures for Incentives and Awards for District-Sponsored Competitions

BE IT RESOLVED that the Board of Education authorizes special program expenditures for the 2010-2011 school year in accordance with the curricula of the following programs: District-sponsored competitions such as Science Fairs, Math Marathons, Challenge Bowls, Junior Olympics, etc.

BE IT FURTHER RESOLVED that, for instructional purposes, these expenditures may include incentives and awards such as plaques and trophies, the total yearly cost of which will not exceed \$5,000.00.

3. Outdoor Education Activity Expenditures

BE IT RESOLVED that the Board of Education authorizes special program expenditures, for the 2010-2011 school year, in accordance with the curricula of outdoor science education programs, including field trips.

BE IT FURTHER RESOLVED that, for instructional purposes, these expenditures may include admissions, food, transportation (except public transportation), lodging, and registration.

4. Exemplary Employee Program

BE IT RESOLVED that the Board of Education authorizes special program expenditures for the 2010-2011 school year, in accordance with Education Code Section 35160.1.

BE IT FURTHER RESOLVED that these expenditures may include awards such as plaques.

5. Educational Incentive Program for Middle Schools

BE IT RESOLVED that the Board of Education approves expenditures for the Educational Incentive Program for the middle school team concept of \$2,500.00 for each middle school, for the 2010-2011 school year.

BE IT FURTHER RESOLVED the following items are approved as incentives for middle school students for the 2010-2011 school year:

T-shirts	Gift Certificates	Sweatshirts	Hats	Mugs
Buttons	Pins	Fresh Fruit	Folders	Notebooks
Snow Cones	Pizza	Pencils	CD's	Certificates
Popcorn	Cotton Candy	Candy	Ice Cream/Toppings	
Movie Tickets				

6. Educational Incentive Program for High Schools

BE IT RESOLVED that the Board of Education approves expenditures for the Educational Incentive Program for the high school team concept of \$2,500.00 for each high school for the 2010-2011 school year.

BE IT FURTHER RESOLVED that the following items are approved as incentives for high school students for the 2010-2011 school year:

Academic Letters	Gift Certificates	Sweatshirts	Certificates	Pins
Medallions	Hats	Shirts	T-shirts	Pens
Notebooks	School Bags	Pencils	Folders	Lanyards
Buttons	Mugs	CD's	DVD's	Food
School Apparel	Movie Tickets			

7. School Police

BE IT RESOLVED that the Board of Education authorizes expenditures for meals for the 2010-2011 school year for individual students in the custody of school police.

BE IT FURTHER RESOLVED that these meals will be paid from the Revolving Cash Fund in an amount not to exceed \$5.00 per student, and a yearly amount not to exceed \$100.00.

10.21 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 are 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:

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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 May 10, 2010.

10.22 Sale of Used District Salvage Vehicles and Equipment  
(Prepared by Business Services Division)

In accordance with California Education Code Section 17545, the sale of salvage vehicles and equipment is permitted to take place when it is determined that items are unsatisfactory or no longer suitable for school use. The District may choose to conduct a sale of such property by contracting with a private auction firm. There is currently an agreement with the Liquidation Company, Fontana, CA, to provide auction services on behalf of the District. The auction company's fee is 35 percent of the gross sales, less sales tax, for auctions conducted at their facility in Fontana.

Notices of the sale will be posted by the District in accordance with the requirements of California Education Code Section 17545.

It is recommended that the following resolution be adopted:

BE IT 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 District Salvage Vehicles and Equipment dated November 19, 2009, and the District shall give notice of the sale.

BE IT ALSO RESOLVED that the District conducts an off-site auction sale by means of current agreement with The Liquidation Company, Fontana, CA, to provide auction services for the sale of District surplus as stated above. Payment to be made to The Liquidation Company, Fontana, CA; in the amount of 35 percent of the total gross sales, less sales tax, for auctions conducted at The Liquidation Company's Fontana facility. Proceeds from the auction shall be deposited into the Unrestricted General Fund. The District shall give notice of the sale.

BE IT FURTHER RESOLVED that Mohammad Z. Islam, Chief Business and Financial Officer; Debra Love, Director of Purchasing; and Bruce Coonrod, Buyer, each be authorized to sign

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California Department of Motor Vehicles documents on behalf of the Board of Education, for the purpose of transfer of title.

10.23 Extended Field Trip, San Gorgonio High School, CIF State Track and Field Meet, Clovis, California  
(Prepared by Business Services Division)

San Gorgonio High School requests Board of Education approval of an extended field trip for three students and two District employees to attend the CIF State Track and Field Meet, in Clovis, California, June 3, through June 6, 2010.

Students will have the opportunity to learn the value of competition, teamwork, and commitment. The student athletes have not only had to demonstrate athletic excellence, but have also had to maintain academic eligibility to qualify.

The cost of the trip, not to exceed \$1,118.00, including meals and lodging for three San Gorgonio High School students and two District employees, will be paid from San Gorgonio High School Account No. 203. Transportation provided by Express Rental, not to exceed \$580.00, will be paid from San Gorgonio 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 three San Gorgonio High School students and two District employees to attend the CIF State Track and Field Meet, in Clovis, California, June 3, through June 6, 2010. The cost of the trip, not to exceed \$1,118.00, including meals and lodging for three San Gorgonio High School students and two District employees, will be paid from San Gorgonio High School Account No. 203. Transportation provided by Express Rental, not to exceed \$580.00, will be paid from San Gorgonio High School Account No. 203. Names of the student are on file in the Business Services office.

10.24 Agreement with Christian Counseling Service to Provide the 1<sup>st</sup> Relationships Program to Pre-School Teachers  
(Prepared by Business Services Division)

The Child Development Program requests Board of Education approval to enter into an agreement with Christian Counseling Service, Redlands, CA, to provide the 1<sup>st</sup> Relationships Program to District pre-school teachers, effective July 1, through December 31, 2010. The program extends the concepts of attachment, attunement, positive reinforcement, nurturing and structuring age-appropriate behavior to the preschool classroom. There is no cost to the District.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education approves entering into an agreement with Christian Counseling Service, Redlands, CA, to provide the 1<sup>st</sup> Relationships Program to District pre-school teachers, effective July 1, through December 31, 2010. The program extends the concepts of attachment, attunement, positive reinforcement, nurturing and structuring age appropriate behavior to the preschool classroom. 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.

10.25 Agreement with Riverside County Superintendent of Schools for Participation in the Fiscal Year 2009-10 RCOE/CSUSB Intern Program  
(Prepared by Business Services Division)

The Elementary Instruction Department requests Board of Education approval to enter into an agreement with Riverside County Superintendent of Schools, as the lead educational agency, to implement the RCOE/CSUSB Intern Program for CSUSB Multiple and Single Subjects Intern Program within the RIMS region (Riverside, Inyo, Mono, and San Bernardino counties), effective July 1, 2009, through June 30, 2010. The District's funding is based on the number of fully eligible participants funded by the California Commission on Teacher Credentialing. The Riverside County Superintendent of Schools will pay the District \$1,000.00 per participating teacher, with an aggregate total not to exceed \$14,000.00 without prior written consent of the Riverside County Superintendent of Schools. All costs and reimbursements will be charged and credited to Restricted General Fund 01 - Title II Educational Services, Account No. 538.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Riverside County Superintendent of Schools, as the lead educational agency, to implement the RCOE/CSUSB Intern Program for CSUSB Multiple and Single Subjects Intern Program within the RIMS region (Riverside, Inyo, Mono, and San Bernardino counties), effective July 1, 2009, through June 30, 2010. The District's funding is based on the number of fully eligible participants funded by the California Commission on Teacher Credentialing. The Riverside County Superintendent of Schools will pay the District \$1,000.00 per participating teacher, with an aggregate total not to exceed \$14,000.00 without prior written consent of the Riverside County Superintendent of Schools. All costs and reimbursements will be charged and credited to Restricted General Fund 01 - Title II Educational Services, Account No. 538.

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

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10.26 Agreement with the Assistance League of San Bernardino's Dr. Earl R. Crane Children's Dental Health Center to Provide Visual Dental Screening Examinations for District Students  
(Prepared by Business Services Division)

The Health Services Department requests Board of Education approval to enter into an agreement with the Assistance League of San Bernardino's Dr. Earl R. Crane Children's Dental Health Center, San Bernardino, CA, to provide visual dental screening to all District first grade students, and other District students as determined by school health personnel, effective July 1, 2010, through June 30, 2011. 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 the Assistance League of San Bernardino's Dr. Earl R. Crane Children's Dental Health Center, San Bernardino, CA, to provide visual dental screening to all District first grade students, and other District students as determined by school health personnel, effective July 1, 2010, through June 30, 2011. 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.

10.27 Agreement with the Assistance League of San Bernardino's Operation School Bell to Provide Clothing for District Students  
(Prepared by Business Services Division)

The Health Services Department requests Board of Education approval to enter into an agreement with the Assistance League of San Bernardino's Operation School Bell, San Bernardino, CA, to provide clothing to District students in need, effective July 1, 2010, through June 30, 2011. 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 the Assistance League of San Bernardino's Operation School Bell, San Bernardino, CA, to provide clothing to District students in need, effective July 1, 2010, through June 30, 2011. 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.



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10.28 Renewal of the Agreement with Vicki Renee Lee to Provide Homeless Liaison Services to the District  
(Prepared by Business Services Division)

The School-Linked Services Department requests Board of Education approval to renew the agreement with Vicki Renee Lee, San Bernardino, CA, to provide homeless liaison services to the District, effective July 1, 2010, through June 30, 2011. Ms. Lee will work with appropriate school personnel and community-based agencies, parents, students, and community members to address the educational and social needs of homeless students. The fee, not to exceed \$59,000.00, will be paid from the Restricted General Fund—NCLB Title I PI School Support, Account No. 524.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves renewing the agreement with Vicki Renee Lee, San Bernardino, CA, to provide homeless liaison services to the District, effective July 1, 2010, through June 30, 2011. Ms. Lee will work with appropriate school personnel and community-based agencies, parents, students, and community members to address the educational and social needs of homeless students. The fee, not to exceed \$59,000.00, will be paid from the Restricted General Fund— NCLB Title I PI School Support, Account No. 524.

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

10.29 Renewal of the Agreement to Participate in Student Teaching with Point Loma Nazarene University  
(Prepared by Business Services Division)

The Human Resources-Certificated Division requests Board of Education approval to renew the student teaching agreement with Point Loma Nazarene University, San Diego, CA, for all campuses, effective July 1, 2010, through June 30, 2015. The University will provide student teacher candidates for the District to place in a teacher-learning environment under the supervision of a master teacher. This program is beneficial to both the University and the District in that it is used to develop future teachers. This agreement will also provide students the opportunity to participate in planned, structured observation and educational field practice experience under the supervision and instruction of selected certificated classroom teachers who hold at least a preliminary teaching credential. The University will pay the District an amount not to exceed \$75.00 per semester unit of student teaching. 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 renewing the student teaching agreement with Point Loma Nazarene University, San Diego, CA, for all campuses, effective

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July 1, 2010, through June 30, 2015. The University will provide student teacher candidates for the District to place in a teacher-learning environment under the supervision of a master teacher. This program is beneficial to both the University and the District in that it is used to develop future teachers. The University will pay the District an amount not to exceed \$75.00 per semester unit of student teaching. 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.

10.30 Renewal of the Facilities Use Agreement with Evans Property Management/The Plaza for Adult School Classes  
(Prepared by Business Services Division)

The Adult School requests Board of Education approval to renew the facilities use agreement with Evans Property Management/The Plaza, Oakland, CA, for the use of classrooms at The Plaza, San Bernardino, CA, for the District's Older Adults/Adults with Disabilities Program classes, effective July 1, 2010, through June 30, 2013. 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 renewing the facilities use agreement with Evans Property Management/The Plaza, Oakland, CA, for the use of classrooms at The Plaza, San Bernardino, CA, for the District's Older Adults/Adults with Disabilities Program classes, effective July 1, 2010, through June 30, 2013. 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.

10.31 Renewal of the Facilities Use Agreement with Rolling Start, Inc., for Adult School Classes  
(Prepared by Business Services Division)

The Adult School requests Board of Education approval to renew the facilities use agreement with Rolling Start, Inc., San Bernardino, CA, for the use of classrooms for the District's Adults with Disabilities Program classes, effective July 1, 2010, through June 30, 2013. 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 renewing the facilities use agreement with Rolling Start, Inc., San Bernardino, CA, for the use of classrooms for the District's Adults with Disabilities Program classes, effective July 1, 2010, through June 30, 2013. There will be no cost to the District.

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

10.32 Renewal of the Internship Agreement with California Baptist University  
(Prepared by Business Services Division)

The Human Resources-Certificated Division requests Board of Education approval to renew the internship agreement with California Baptist University, Riverside, CA, effective August 31, 2010, through August 31, 2015. The University will provide interns for active participation in the duties and functions of classroom teaching under the direct supervision and instruction of employees of the District holding valid teaching credentials issued by the Commission on Teacher Credentialing. The interns will not displace a certificated employee of the District, and must meet the University's competencies or the District's performance criteria during the course of the program. The interns will assume the functions that are authorized by the regular standard credential (EC 44454), and the interns' services will meet the instructional service needs of the District (EC 44458). The interns' salaries will be in accordance with the Internship Act of 1997.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves renewing the internship agreement with California Baptist University, Riverside, CA, effective August 31, 2010, through August 31, 2015. The University will provide interns for active participation in the duties and functions of classroom teaching under the direct supervision and instruction of employees of the District holding valid teaching credentials issued by the Commission on Teacher Credentialing. The interns will not displace a certificated employee of the District, and must meet the University's competencies or the District's performance criteria during the course of the program. The interns will assume the functions that are authorized by the regular standard credential (EC 44454), and the interns' services will meet the instructional service needs of the District (EC 44458). The interns' salaries will be in accordance with the Internship Act of 1997.

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

10.33 Renewal of the Practice Teaching Agreement with California Baptist University  
(Prepared by Business Services Division)

The Human Resources-Certificated Department requests Board of Education approval to renew the practice teaching agreement with California Baptist University, Riverside, CA, effective August 31, 2010, through August 31, 2015. Under this agreement the District shall provide teaching experience through practice teaching to students enrolled in teacher education curricula of the university. Such practice teaching shall be provided in schools or classes of the District under the direct supervision and instruction of District personnel with the requisite credentials and experience. There is no cost to the District.

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It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves renewing the practice teaching agreement with California Baptist University, Riverside, CA, effective August 31, 2010, through August 31, 2015. Under this agreement the District shall provide teaching experience through practice teaching to students enrolled in teacher education curricula of the university. Such practice teaching shall be provided in schools or classes of the District under the direct supervision and instruction of District personnel with the requisite credentials and experience. 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.

10.34 Amendment No. 2 to the Agreement with ACE Tutoring to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Unit requests Board of Education approval to amend the agreement with ACE Tutoring, Walnut, CA, approved by the Board on September 15, 2009, Agenda Item 9.30. The amendment is necessary due to the reassignment of a student to receive Supplemental Educational Services (after school tutoring), resulting in an increase of \$1,618.17 to the contract value. The total revised fee, not to exceed \$8,090.85 will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. 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 ACE Tutoring, Walnut, CA, approved by the Board on September 15, 2009, Agenda Item 9.30. The amendment is necessary due to the reassignment of a student to receive Supplemental Educational Services (after school tutoring), resulting in an increase of \$1,618.17 to the contract value. The total revised fee, not to exceed \$8,090.85 will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. 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 amendment.

10.35 Application for 2009-10 Fiscal Year, Deferred Maintenance Program  
(Prepared by Facilities /Operations Division)

Annually, the District applies for funding under the State's Deferred Maintenance Program with the State Allocation Board (SAB) no later than June 30 of each year. The District's application

must include a five-year plan based on an annual needs assessment (SAB 40-20). The plan starts with the current fiscal year (2009-10) and includes estimates for the District's total deferred maintenance needs in the four succeeding years. The plan is flexible and may be adjusted as needed during the current year.

The intent of the Deferred Maintenance Program (DMP) is to provide funding on a matching basis for the repair and/or replacement of existing school components of school buildings so that the educational process can safely continue. These funds may not be used for new projects and/or new installations. This plan was prepared after reviewing the District's Facilities Needs Assessment.

The District is required to make a deposit into its special restricted Deferred Maintenance Fund by September 30 of each fiscal year for the previous fiscal year to receive state matching funds, as apportioned by the SAB. The maximum amount that the SAB can apportion by law is based on one-half of one percent of the District's total general funds exclusive of any amounts budgeted for capital outlay or debt service. The SAB does not fund the projects on the District's five-year plan, but rather approves the projects as being eligible for the District to expend its apportionment on such projects. Districts may apply for an additional apportionment no greater than one-half of one percent of the District's total general funds, exclusive of amounts budgeted for capital outlay or debt service. Receipt of this additional apportionment is dependent upon available funding; however, the SAB has never provided additional funding.

Pursuant to Senate Bill (SB) X3 4, Section 15, Local Educational Agencies (LEA) are provided the flexibility to use funding received (under various categorical programs) for any education purpose. DMP funds have been included as part of this flexibility option. This means that a LEA has the discretion to adjust their DMP funding or use the funds for other Capital Improvement and Maintenance and Operations projects not listed in the five-year plan, depending on their unique local needs. This flexibility will be available annually through Fiscal Year (FY) 2012-13.

Chapter 12, Statutes of 209, (SBX3 4 – Ducheny) includes numerous revisions to the DMP as follows:

- Establishes a funding baseline for DMP through FY 2012-2013 using the 2008-2009 FY funding amounts;
- Provides a flexibility clause allowing districts to use the funding for "...any educational purpose" through 2013;
- Considers a Local Educational Agency (LEA) to be in compliance with all program and funding requirements for five years (no district match required);

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- Reduced the amounts appropriated to the DMP from the annual Budget Act for fiscal year 2008-2009;
- Eliminates the reporting requirements for five years when LEA's do not meet their match (report to Legislature not required);
- Eliminates the submittal of the Five-Year Plan, Form SAB 40-21, (Certification of Deposit) to the OPSC for five years. (Submittal of Five-Year Plans will commence on July 1, 2013, for the Budget Act FY 2013-2014);
- Eliminates funding new extreme hardship applications through June 30, 2012;
- Directs the Superintendent of Public Instruction to apportion DMP funding from FY2009-2010 through 2012-2013 (may change by legislation);
- Reduces the required deposit amount for the Routine Restricted Maintenance Account from three percent to one percent through FY2012-2013.
- The District is not required to deposit the local match of one-half of one percent of the General Fund budget beginning FY2008-2009 through FY2012-2013.

Further, school districts have no obligation to expend Extreme Hardship funds on Extreme Hardship projects. The law, as amended, does not obligate the State to refund or repay a school district that decides to use the flexibility provision and disburse DMP funds for other educational purposes. The State Allocation Board considers Extreme Hardship projects funded this year to be fully funded and will not consider any adjustments for these projects. Unless other specific funding becomes available to fund future Extreme Hardship projects, this law, in essence, suspends Extreme Hardship projects for the next four years.

It is recommended that the following resolution be adopted.

BE IT RESOLVED that the Board of Education approves submitting to the State of California, the Annual Application for Funds, Deferred Maintenance Program, for the maximum amount of one-half of one percent of the District's general funds exclusive of any amounts budgeted for capital outlay or debt service plus the additional apportionment of one-half of one percent of the same funds.

BE IT FURTHER RESOLVED that the Board of Education authorizes Arturo Delgado, Superintendent, to sign said application.

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10.36 RFP No. 04-10-R1, Re-bid of Refuse & Waste Hauling and Recycling Services  
(Prepared by Business Services Division)

RFP No. 04-10-R1, Re-bid of Refuse & Waste Hauling and Recycling Services was advertised on April 22, and April 29, and was opened on May 13, 2010. The purpose of this RFP was to seek proposals from responsible bidders to provide comprehensive districtwide Refuse & Waste and Hauling Services to District school sites and administrative offices. The cost will be paid from Unrestricted General Funds.

Request for Proposals were mailed to Athens Services, City of Industry, CA; Burrtec Waste Industries, Inc., Fontana, CA; Cal Disposal, Inc., San Bernardino, CA; City of San Bernardino Integrated Waste Management, San Bernardino, CA; Republic Services, Inc., Colton, CA; Ware Disposal, Inc., Newport Beach, CA; and the San Bernardino Chamber of Commerce.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that proposals were received from Arakelian Enterprises, Inc. dba Athens Services, City of Industry, CA; Burrtec Waste Industries, Inc., Fontana, CA; CR&R, Inc., Perris, CA; City of San Bernardino Integrated Waste Management, San Bernardino, CA; Republic Services, Inc., Colton, CA; and Ware Disposal, Inc., Newport Beach, CA.

The results of the bidding are as follows:

<b><u>BIDDER</u></b>	<b><u>TOTAL AMOUNT</u></b>
Arakelian Enterprises, Inc., dba Athens Services City of Industry, CA	\$359,469.76
CR&R, Inc. Perris, CA	\$410,107.36
Republic Services, Inc. Colton, CA	\$464,604.00
Ware Disposal Inc. Newport Beach, CA	\$474,424.08
Burrtec Waste Industries, Inc. Fontana, CA	\$483,832.96
City of San Bernardino San Bernardino, CA	\$900,011.84

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BE IT ALSO RESOLVED that RFP No. 04-10-R1, Re-bid of Refuse & Waste Hauling and Recycling Services be awarded to Arakelian Enterprises, Inc., dba Athens Services, lowest responsible bidder meeting District specifications based on the total bid amount.

BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantity indicated, as needed, throughout the initial one-year term of the bid, and all extensions, not to exceed five years total, in accordance with the RFP terms and conditions at the discretion of the District.

BE IT FURTHER RESOLVED that Mohammad Z. Islam, Chief Business and Financial Officer, be authorized to sign any documents related to this RFP.

10.37 Bid No. 06-10, Plumbing Supplies & Materials  
(Prepared by Business Services Division)

Bid No. 06-10, Plumbing Supplies & Materials, was advertised on March 11, and March 18, and was opened on March 25, 2010, at 11:00 a.m. The purpose of this bid is to purchase plumbing supplies and materials for the District Maintenance & Operations.

Bid packages were mailed to Keenan Supply, San Bernardino, CA; Westburne Supply, Inc., San Bernardino, CA; Reimer Pipe and Supply, Redlands, CA; Riverside Winnelson, Grand Terrace, CA; Argo Summit Supply Co., Summit, IL; Best Plumbing Specialties, Myersville, MD; and San Bernardino Chamber of Commerce.

The results of the bidding are shown as follows:

<u>BIDDER</u>	<u>TOTAL BID AMOUNT</u> <u>TAX EXCLUDED</u>	<u>TERMS</u>
Riverside Winnelson Grand Terrace, CA	\$ 246,379.56	3% - 30 Days
Pro-Pipe & Supply Yucaipa, CA	\$ 258,581.02	

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the bid received from Apple Specialties, Wading River, NY; Best Plumbing Specialties, Myersville, MD; Ferguson Enterprises, Temecula, CA; be rejected in their entirety as non-responsive to bid specifications.

BE IT ALSO RESOLVED that Bid No. 06-10, Plumbing Supplies & Materials be awarded to Riverside Winnelson, Grand Terrace, CA, the lowest responsible bidder meeting District specifications.



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

10.38 Notices of Completion, Bid No. F05-04, Categories 1 and 3 - Cajon High School Modernization  
(Prepared by Facilities/Operations Division)

Bid No. F05-04, Cajon High School Modernization, 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:

BE IT RESOLVED that the Board of Education authorizes filing Notices of Completion for Bid No. F05-04, Cajon High School Modernization, for the work awarded to the Prime Contractors listed below:

Category No. 1 - Hazardous Material Abatement  
Brickley Environmental, Inc.  
San Bernardino, CA

Category No. 3 - General Construction  
Harik Construction, Inc.  
Covina, CA

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

10.39 Notices of Completion, Bid No. F07-18, Categories 15, 16, and 21 - Severe Special Day Class Buildings at Eight Elementary School Sites  
(Prepared by Facilities/Operations Division)

Bid No. F07-18, Severe Special Day Classroom Buildings at eight elementary school sites, was previously awarded to multiple Prime Contractors for the following school sites: Bradley, Cypress, Highland-Pacific, Hillside, Hunt, North Verdumont, Rio Vista, and Roosevelt Elementary Schools. 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:

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BE IT RESOLVED that the Board of Education authorizes filing Notices of Completion for Bid No. F07-18, Severe Special Day Class Buildings at eight elementary school sites: Bradley, Cypress, Highland-Pacific, Hillside, Hunt, North Verdemont, Rio Vista, and Roosevelt Elementary Schools, for the work awarded to the Prime Contractors listed below:

Category No. 15 - Painting  
Simmons & Wood  
Lakeside, CA

Category No. 16 - Specialties  
Inland Empire Architectural Solutions  
Riverside, CA

Category No. 21 - Doors and Hardware  
Montgomery Hardware  
Rancho Cucamonga, CA

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

10.40 Notice of Completion, Bid No. F08-25, Energy Management Systems for the Severe Special Day Class Buildings at Eight Elementary School Sites  
(Prepared by Facilities/Operations Division)

Bid No. F08-25, Energy Management Systems for the Severe Special Day Class Buildings at eight elementary school sites, was previously awarded to a General Contractor for the following school sites: Bradley, Cypress, Highland-Pacific, Hillside, Hunt, North Verdemont, Rio Vista, and Roosevelt Elementary Schools. The work assigned to the Contractor 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. F08-25, Energy Management Systems for the Severe Special Day Class Buildings at Eight Elementary School Sites, for the work awarded to the Contractor listed below:

General Contractor  
Air Conditioning Solutions, Inc.  
Altadena, CA

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

10.41 Approval of Change Orders for Construction Projects  
(Prepared by Business Services Division)

A change order for a construction project is the addition or reduction of the scope of work defined in the original contract documents for a construction project. Change orders may result in an increase or decrease in the project cost. By law, the total dollar amount increase in change orders may not exceed 10 percent of the original contract amount. Additionally, pursuant to Education Code Section 35161, the Board of Education may authorize a representative to approve each change order for a project.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves delegation of authority to Arturo Delgado, Superintendent; Mel Albiso, Associate Superintendent, Administrative Services; John Peukert, Assistant Superintendent, Facilities/Operations; Wael Elatar, Facilities Administrator; and Ed Norton, Maintenance and Operations Director, to sign change orders, not to exceed 10 percent of the original contract price, for all District construction projects during the 2010-2011 Fiscal Year.

10.42 Request to Substitute Subcontractors Pursuant to Public Contract Code Section 4107  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to allow the Prime Contractor, R.W. Smith & Co., Bid F08-29, Category 22 - Kitchen Equipment, to release its Ansul system installer subcontractor, Liege Corporation, from their obligation on the Indian Springs High School/Old Curtis Middle School Modernization Project and to substitute V-Fire Systems, Inc., Montclair, CA, pursuant to Public Contract Code, Section 4107. The District received the request from R.W. Smith & Co. to release Liege Corporation from its obligation on this project, due to failure to perform at a satisfactory level. There is no additional cost. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the request by the Prime Contractor, R.W. Smith & Co., for Bid F08-29, Category 22 - Kitchen Equipment, to release Liege Corporation, the Ansul system installer subcontractor, from their obligation on the Indian Springs High School/Old Curtis Middle School Modernization Project, and to substitute V-Fire Systems, Inc., Montclair, CA, as the subcontractor for the Ansul system installation work, pursuant to Public Contract Code Section 4107. There is no additional cost. All other terms and conditions remain the same.

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

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10.43 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)**10/16/2002      \***(S)**9/7/1994    12/3/1995      \***(S)**10/12/1994      11/26/1997

\*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.

10.44 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.

1/8/1997      6/2/1999

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10.45 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:

3/27/1996      4/5/1997      4/10/1995

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

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

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

9/15/1998

10.47 Revocation of Suspension of Expulsion  
(Prepared by Youth Services Department)

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

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

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

It is recommended that the following resolution be adopted:

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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:

10/20/1993

10.49 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:

10.50 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.

10.51 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.

**11.0 Action Items**

11.1 Correction to the Agreement with URS Corporation for Program Management Services to Manage the Facilities Capital Improvement Program  
(Prepared by Facilities/Operations Division)

At the May 11, 2010 Board meeting, the Board of Education approved the request to extend the agreement with URS Corporation, Rancho Cucamonga, CA. The Facilities Management Department is requesting approval to add the terminology “plus reimbursables,” that was inadvertently left out of the originally approved Board item. 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 the correction to the agreement with URS Corporation, Rancho Cucamonga, CA previously approved on May 11, 2010, to add the terminology “plus reimbursables,” that was inadvertently left off the original Board item. All other terms and conditions will remain the same.

11.2 Amendments to BP 1312.3 Uniform Complaint Procedures (First Reading)  
(Prepared by the Employee Relations Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education receives the amendments to BP 1312.3 Uniform Complaint Procedures as a first reading.

11.3 Personnel Report #23, Dated June 1, 2010  
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #23, dated June 1, 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 #23, dated June 1, 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.

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

**ALFRED WALLACE BONE**

**WHEREAS** Alfred Bone was an dedicated teacher and counselor for the San Bernardino City Unified School District from 1951, until his retirement in 1985; and

**WHEREAS** Alfred Bone took great pride in teaching and counseling students at Pacific High School and the Adult School; and

**WHEREAS** Alfred Bone was a member of First Congregational Church in San Bernardino and served as a technical advisor to the Peace Corps in Nigeria and India; and

**WHEREAS** on May 4, 2010, Alfred Bone died, bringing deep sorrow to his loving family and friends; and

**WHEREAS** Alfred Bone is survived by Mary, his wife of 64 years; daughter, Susan of Pasadena; two grandchildren, Christian of Hong Kong and Mary Jane of Pasadena; and a great-granddaughter, Charlotte of Hong Kong;

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

**ANGELIA MARIE HALE**

**WHEREAS** Angelia Hale was an outstanding teacher for the San Bernardino City Unified School District from 1988, until her untimely passing; and

**WHEREAS** Angelia Hale taught at Muscoy, E. Neal Roberts, and Rio Vista Elementary Schools; and

**WHEREAS** born in Pioneer, Louisiana, Angelia Hale earned a Master's Degree in Education; and

**WHEREAS** on May 6, 2010, Angelia Hale died, bringing deep sorrow to her loving family and friends; and

**WHEREAS** Angelia Hale is survived by her mom, Ruthie; siblings; and a host of nephews, nieces, and cousins;



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

**MARION MACKEY (HENNING) KNIGHT**

**WHEREAS** Marion Knight was a member of the classified and certificated service for the San Bernardino City Unified School District for various periods from 1986, until 1998; and

**WHEREAS** Marion Knight was employed as a library aide at Davidson and Cole Elementary Schools and also taught at Del Rosa Elementary School; and

**WHEREAS** originally from St. Louis, Missouri, Marion Knight lived in the San Bernardino area for more than 40 years; and

**WHEREAS** on April 19, 2010, Marion Knight died, bringing deep sorrow to her loving family and friends; and

**WHEREAS** Marion Knight is survived by her husband of 41 years, Rodger; two sons, Christopher and Timothy; a daughter, Katherine; a brother, Michael Henning; a sister, Margaret Boyce; and several nieces and nephews;

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

**ELOISE E. MAURER**

**WHEREAS** Eloise Maurer was a member of the classified service for the San Bernardino City Unified School District from 1979, until 1986; and

**WHEREAS** Eloise Maurer was employed in the District as a clerk and purchasing clerk; and

**WHEREAS** as a San Bernardino native, Eloise Maurer was a devoted member of Trinity Lutheran Church, where she directed the children's bell choir, sang with the choir, and served with the Lutheran Women's Missionary League; and

**WHEREAS** on May 16, 2010, Eloise Maurer died, bringing deep sorrow to her loving family and friends; and

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**WHEREAS** Eloise Maurer is survived by three sons, Ken of Westford, Massachusetts, Martin of San Bernardino, and Steven of Yucaipa; two grandchildren, Mike Maurer and Kati Softcheck; and two great-grandchildren;

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

**STEPHEN T. ROTH**

**WHEREAS** Stephen Roth was an outstanding member of the classified service for the San Bernardino City Unified School District from 1981, until his untimely passing; and

**WHEREAS** Stephen Roth was a tutorial assistant I at Golden Valley Middle School and San Bernardino High School; and

**WHEREAS** in addition to tutoring students, Stephen Roth was an assistant coach in the girls' sports program; and

**WHEREAS** on April 21, 2010, Stephen Roth died, bringing deep sorrow to his loving family and friends; and

**WHEREAS** Stephen Roth is survived by his parents, Richard and Donna Roth of San Bernardino; a sister, Rebecca of Oceanside; a brother, John of San Bernardino; an aunt, Barbara Shearer of Bakersfield; and an uncle and aunt, Oscar and Elsie Knight of Yuma, Arizona; many cousins; and numerous friends;

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

**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

Board of Education Meeting  
June 1, 2010

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

**Public Employee Discipline/Dismissal/Release Pursuant to Government Code Section 54957**

**Public Employee Appointment**

Title Adult School Principal  
Adult School Vice Principal

**Conference with Legal Counsel: Anticipated Litigation**

Government Code Section 54956.9(b)  
Significant Exposure to Litigation: One Case

**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, June 15, 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.

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: May 28, 2010