

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

September 7, 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 Recognition of Sierra High School-Outstanding Continuation High School
2.2 Recognition of Hispanic Heritage Month
2.3 Commemoration of Dieciseis de Septiembre

SESSION THREE – Administrative Presentation

- 3.0 Administrative Presentation** **5:45 p.m.**
3.1 Air-Conditioning Options Presentation

SESSION FOUR - Administrative Reports

- 4.0 Administrative Reports** **6:45 p.m.**
4.1 Fiscal Year 2009-2010 Unaudited Actuals Financial Report
4.2 School Improvement Grant Update

SESSION FIVE – Other Matters Brought By Citizens

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

SESSION SIX - Reports and Comments

- 6.0 Report by Board Members** **7:15 p.m.**
6.1 Legislative Update

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

SESSION SEVEN - Legislation and Action

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

- 8.1 Approval of Minutes
- 8.2 Compensation for School Board Members
- 8.3 Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability
- 8.4 Textbook Adoption for Japanese Curriculum
- 8.5 Payment of Master Teachers – Azusa Pacific University
- 8.6 Payment of Master Teacher – National University, Spring 2010
- 8.7 Payment of Master Teacher – National University, Winter 2010
- 8.8 Payment of Master Teacher - University of La Verne
- 8.9 Payment of Master Teacher – University of Phoenix
- 8.10 Payment of Intern Support – National University
- 8.11 Payment of Site Supervisors – University of Redlands
- 8.12 Acceptance of Gifts and Donations to the District
- 8.13 Commercial Warrant Registers for Period from August 1, through August 15, 2010
- 8.14 Federal/State/Local District Budgets and Revisions
- 8.15 District Appropriations Limit Calculations for Fiscal Year 2009-10
- 8.16 Payment for Services Rendered by Non-Classified Experts and Organizations
- 8.17 Extended Field Trip, Fairfax Elementary School, Calvary Outdoor Science Camp, Running Springs, California
- 8.18 Extended Field Trip, Kimbark Elementary School, Arrowhead Ranch Outdoor Science School, Lake Arrowhead, California
- 8.19 Extended Field Trip, Kimbark Elementary School, Catalina Island Marine Institute, Toyon Bay, California
- 8.20 Extended Field Trip, Lincoln Elementary School, Outdoor Science School, Green Valley Lake, California
- 8.21 Extended Field Trip, Lytle Creek Elementary School, Outdoor Science School, Green Valley Lake, California
- 8.22 Extended Field Trip, Lytle Creek Elementary School, Outdoor Science School, Running Springs, California
- 8.23 Extended Field Trip, Palm Avenue Elementary School, Catalina Island Marine Institute, Two Harbors, California
- 8.24 Extended Field Trip, Palm Avenue Elementary School, High Trails Outdoor Science School, Angelus Oaks, California
- 8.25 Extended Field Trip, California Cadet Corps Program, Basic Leadership School, Fort Irwin National Training Center, Fort Irwin, California
- 8.26 Agreement with Children’s Resources to Provide Training in Culturally Relevant Learning Styles to District Students and their Parents
- 8.27 Agreement with JPS Ventures, Inc., dba Sylvan Learning Center, Redlands to Provide After-School Reading Instruction/Intervention to a District Special

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Education Student

- 8.28 Agreement with the Parent Institute for Quality Education to Provide Training for Parents of District Students Enrolled at San Gorgonio High School
- 8.29 Agreement to Provide Administrative Fiscal Review for Public Safety Academy Charter School
- 8.30 Agreement with the Regents of the University of California, Los Angeles, to provide a Staff Development Plan to San Bernardino High School
- 8.31 Agreement with YMCA of the East Valley to Provide Officials for District Students Participating in Middle School Sporting Events
- 8.32 Amend the Resolution Approving the Renewal of the Agreement with THINK Together to Provide C.A.P.S. Services to Students
- 8.33 Amendment to the Agreement with Manning & Marder to Provide Legal Services for Labor, Personnel and Employment Issues
- 8.34 Online Curriculum Adoption, Grades 7-12 Amendment (Board of Education Meeting March 2, 2010, Item 7.33)
- 8.35 Amendment of the Resolution for the Subscription with California School Boards Association to Provide GAMUT Online to the District
- 8.36 Amendment No. 1 to the Master Services Agreements for Title Insurance and Escrow Services for Acquisition of Sites for School Facilities
- 8.37 Amendment No. 3 to the Master Agreement with TLG Group for Land Acquisition Consulting Services
- 8.38 Amendment No. 9 to the Agreement with HMC Architects to Provide Architectural and Engineering Services for Indian Springs High School New Construction/Old Curtis Middle School Modernization Project
- 8.39 Renewal of the Agreement with SBCSS to Provide Carol Cronk as a Consultant Regarding the Noyce Scholarship Program
- 8.40 Bid No. F08-17, Group 11- Barton, Burbank, Emmerton and Lankershim Elementary Schools Modernization Project, Category No. 3 - General Construction
- 8.41 Bid No. F09-13, Hazardous Materials Abatement and Site Demolition Services at the Proposed H. Frank Dominguez (Burbank II) Elementary School Site
- 8.42 Notice of Completion, Bid No. F08-04, Category No. 1 - Indian Springs High School (HS #8) - Sitework
- 8.43 Notice of Completion, Bid No. F08-04, Category No. 23 - Site Plumbing for Indian Springs High School (HS #8) -Sitework
- 8.44 Approval to Establish and Exceed the Change Order Limitation for Prime Contractors' Work at Cajon High School Modernization Project
- 8.45 Ratification of Approved Change Orders
- 8.46 Request to Substitute Subcontractors Pursuant to Public Contract Code Section 4107 - Insulation
- 8.47 Request to Substitute Subcontractors Pursuant to Public Contract Code Section 4107 - Painting

- 8.48 Request to Substitute Subcontractors Pursuant to Public Contract Code Section 4107 - Soils Remediation
- 8.49 Expulsion of Student(s)
- 8.50 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
- 8.51 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
- 8.52 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 8.53 Revocation of Suspension of Expulsion
- 8.54 Lift of Expulsion of Student(s)
- 8.55 Failure to Recommend Mandatory Expulsion 48915
- 8.56 Petition to Expunge, Rescind, or Modify Expulsion
- 8.57 Education Code 48213

9.0 Action Items

- 9.1 Personnel Report #5, Dated September 7, 2010
- 9.2 In Recognition of Deceased Employees

SESSION EIGHT - Closed Session

10.0 Closed Session

8:00 p.m.

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

Student Matters/Discipline

Conference with Labor Negotiator

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

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

Public Employee Discipline/Dismissal/Release

Public Employee Appointment

Title: Coordinator, English Learners Programs-Structured English Immersion (SEI) and English Language Mainstream (ELM) Programs – Secondary

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Public Employee Evaluation

Title: Superintendent

SESSION NINE – Open Session

11.0 *Action Reported from Closed Session* **9:00 p.m.**

SESSION TEN - Closing

12.0 *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, September 21, 2010, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: September 3, 2010

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September 7, 2010

San Bernardino City Unified School District

Regular Meeting of the Board of Education

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

AGENDA

September 7, 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 Recognition of Sierra High School-Outstanding Continuation High School
(Prepared by Superintendent)

State Superintendent of Public Instruction Jack O'Connell named Sierra High School one of 12 California schools as a 2010 Model Continuation High School for their programs designed to help struggling students stay in school.

The administration and staff have been invited to be recognized by the Board for their outstanding work with students and for earning this distinguished recognition from the State.

- 2.2 Recognition of Hispanic Heritage Month
(Prepared by the Communications Department)

Each year, the San Bernardino City Unified School District joins other organizations in towns and cities in our state and nation and reflects on the history of a people who were part of this land long before the birth of the United States.

WHEREAS Hispanic Americans have roots in Europe, Africa, and South and Central America and have close cultural ties to Mexico and the Caribbean; and this diversity has brought variety, invaluable perspectives, experiences, and values to the San Bernardino City Unified School District; and

WHEREAS Celebrating History, Heritage and the American Dream is the 2010 theme for Hispanic Heritage Month; and

WHEREAS the San Bernardino City Unified School District celebrates the vibrant Hispanic-American spirit that influences our Nation's art, music, food, and faiths, and also celebrates the practices of commitment to family, love of country, and respect for others, virtues that transcend ethnicity, reflect the American spirit, and are nobly exemplified in the Hispanic-American community; and

WHEREAS the San Bernardino City Unified School District has a responsibility in promoting the knowledge and understanding that can be gained by all, regardless of race, through appropriate ceremonies and activities celebrating Hispanic Heritage;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District declares September 15, through October 15, 2010, Hispanic Heritage Month and duly notes the celebration of Hispanic Heritage Month and directs appropriate activities for its observance take place in the schools of the District.

2.3 Commemoration of Dieciseis de Septiembre
(Prepared by the Communications Department)

WHEREAS the 16th of September is an important date in the history of Mexico that marks the anniversary of the issuance of the *Grito de Dolores* in which Father Miguel Hidalgo defied Spain and called for freedom and justice for the common man; and

WHEREAS such concern for the rights of all people as exemplified in *El Grito de Dolores* are in keeping with the precepts of this country and the aspirations of people of good will throughout the world; and

WHEREAS this date of historical significance is respected and celebrated by many members of this community, including students of the San Bernardino City Unified School District; and

WHEREAS knowledge and understanding of this Mexican holiday, its meaning, and its relationship to the history of the western hemisphere is a fit object of study within the discipline of history; and

WHEREAS the knowledge and understanding of history is an important aspect of a complete education;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District duly notes the celebration of *Dieciseis de Septiembre* and directs appropriate activities for its observance take place in the schools of the District.

SESSION THREE – Administrative Presentation

3.0 *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 Five - Other Matters Brought by Citizens.*

3.1 **Air-Conditioning Options Presentation**
(Prepared by Facilities/Operations)

John Peukert, Assistant Superintendent, Facilities/Operations Division, and Wael Elatar, Facilities Administrator, will present to the Board three funding options for air-conditioning installation at secondary sites that currently do not have AC in their gymnasiums, auditoriums, MU rooms, P.E. staff offices, boys/girls locker rooms, and San Andreas classrooms. The Board will then be asked to take action by choosing one of the three options.

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

BE IT RESOLVED that the Board of Education approves Option #1: \$17 Million Un-Issued Bonds.

OR

BE IT RESOLVED that the Board of Education approves Option #2: G.O. Bond.

OR

BE IT RESOLVED that the Board of Education approves Option #3: Bridge Financing.

SESSION FOUR - Administrative Reports

4.0 *Administrative Reports*

4.1 Fiscal Year 2009-2010 Unaudited Actuals Financial Report (Prepared by Business Services Division)

Education Code Section 42100 requires school districts to file annual statements of all receipts and expenditures for the preceding fiscal year with the County Superintendent of Schools on or before September 15 of each year. The report is the District's unaudited actuals summary of revenues, expenditures, and ending-fund balance for all funds for the fiscal year that ended June 30, 2010, which will be submitted to the County Superintendent of Schools. All funds ended the year with a positive balance.

(The report will be submitted under separate cover.)

BE IT RESOLVED that the Board of Education approves the Fiscal Year 2009-2010 Unaudited Actuals financial report as presented.

4.2 School Improvement Grant Update (Prepared by the Deputy Superintendent's Office)

Dr. Judy D. White, Deputy Superintendent, and Jim Dilday, CIA Administrator, will be available to provide an update on the School Improvement Grant.

SESSION FIVE – Other Matters Brought By Citizens

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

SESSION SIX - Reports and Comments

6.0 *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.

6.1 Legislative Update

7.0 *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 SEVEN - Legislation and Action

8.0 *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.

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on August 3, 2010, be approved as presented.

8.2 Compensation for School Board Members (Prepared by Superintendent's Office)

Board Member Louise Ayala was ill and unable to attend the August 17, 2010 School Board meeting. Using District Board Policy No. 9250 and Education Code 35120(a) as a guideline, it is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves compensation for Board Member Louise Ayala for the August 17, 2010 School Board meeting.

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

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:

12/17/1992

It is recommended that the following resolution be adopted:

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

8.4 Textbook Adoption for Japanese Curriculum
(Submitted by the Deputy Superintendent’s Office)

The adoption of a designated textbook for use in each course Districtwide is an essential part of an articulated, sequential, and standardized curriculum in each subject area.

A committee of certificated teachers, department chairs, and administrators in foreign language programs reviewed the need of teaching Japanese as a foreign language. Materials submitted by publishers were reviewed. After reviewing the program books and materials, the committee recommends the following textbook be adopted by the Board of Education as the core textbook for the Japanese course at the secondary level.

BE IT RESOLVED that the Board of Education approves the adoption of the following secondary textbook:

Japanese 1

Yale Publishing

Japanese: The Spoken Language, © 1987

Japanese 2

Yale Publishing

Japanese: The Spoken Language, Part 2, © 1988

Japanese: Reading Japanese, © 1987

8.5 Payment of Master Teachers – Azusa Pacific University
(Prepared by Certificated Human Resources Division)

The District has an agreement with Azusa Pacific University to allow university students to do Educational Field Work in the District, under assigned master teachers, for which the District is paid an honorarium. The District is in receipt of check number 051578 from Azusa Pacific in the amount of \$300.00. The District wishes to pay this honorarium to the master teachers.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for services as master teachers during Spring 2010, as provided for in the Agreement with Azusa Pacific University, as follows:

Chesney, Julie	\$200.00	Hernandez, Violeta	\$100.00
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8.6 Payment of Master Teacher – National University, Spring 2010
(Prepared by Certificated Human Resources Division)

The District has an agreement with National University to allow university students to do Educational Field Work in the District, under assigned master teachers, for which the District is paid an honorarium. The District is in receipt of check number 1233690 from National University in the amount of \$150.00. The District wishes to pay this honorarium to the master teacher.

It is recommended that the following resolution be adopted:

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

Mierzwik, William	\$150.00
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8.7 Payment of Master Teacher – National University, Winter 2010
(Prepared by Certificated Human Resources Division)

The District has an agreement with National University to allow university students to do Educational Field Work in the District, under assigned master teachers, for which the District is paid an honorarium. The District is in receipt of check number 1233690 from National University in the amount of \$300.00. The District wishes to pay this honorarium to the master teacher.

It is recommended that the following resolution be adopted:

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

Mierzwik, William \$300.00

8.8 Payment of Master Teacher - University of La Verne
(Prepared by Certificated Human Resources Division)

The District has an agreement with the University of La Verne to allow university students to do Educational Field Work in the District, under assigned master teachers, for which the District is paid an honorarium. The District is in receipt of check number 482362 from the University of La Verne in the amount of \$200.00. The District wishes to pay this honorarium to the master teacher.

It is recommended that the following resolution be adopted:

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

Enslow-Siciliano, Carrie \$200.00

8.9 Payment of Master Teacher – University of Phoenix
(Prepared by Certificated Human Resources Division)

The District has an agreement with the University of Phoenix to allow university students to do Educational Field Work in the District, under assigned master teachers, for which the District is paid an honorarium. The District is in receipt of check number 67872 from the University of Phoenix in the amount of \$240.00. The District wishes to pay this honorarium to the master teacher.

It is recommended that the following resolution be adopted:

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

Liggins, Stephanie \$240.00

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8.10 Payment of Intern Support – National University
(Prepared by Certificated Human Resources Division)

The District is in receipt of check number 0001234194 from National University in the amount of \$1,800 from the CCTC’s Competitive Grant for university students to do Intern Teaching under an assigned support mentor. The District wishes to deposit the \$1,800.00 in the general fund.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment of services for Intern Support during the Fall Winter 2009-2010 sessions, as provided for in the Intern Agreement with National University as follows:

Deposit in the General Fund \$1,800.00

8.11 Payment of Site Supervisors – University of Redlands
(Prepared by Certificated Human Resources Division)

The District has an agreement with the University of Redlands to allow university students to do Educational Field Work in the District, under assigned Counseling Site Supervisors, for which the District is paid an honorarium. The District is in receipt of Check #0238588 from the University of Redlands in the amount of \$200.00. The District wishes to pay this honorarium to the site supervisors.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for services as site supervisors as provided for in the Agreement with the University of Redlands, as follows:

Bingham, Debra \$100.00 Pittman, Guinevere \$100.00

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

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

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

SITE	DONOR	DONATION AND PURPOSE	CASH	VALUE
Middle College High School	School’s First Federal Credit Union	\$300.00 to sponsor MCHS graduates	\$300.00	

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Ramona-Alessandro Elementary School	Lifetouch National School Studios	\$363.00 to sponsor the ASB	\$363.00	
Ramona-Alessandro Elementary School	Lifetouch National School Studios	\$301.00 to sponsor the ASB	\$301.00	
Kendall Elementary School	Edison	\$300.00 to sponsor the ASB	\$300.00	
Kendall Elementary School	Edison	\$300.00 to sponsor the ASB	\$300.00	
Hillside Elementary School	Edison	\$120.00 to sponsor the ASB	\$120.00	
Hillside Elementary School	Edison	\$120.00 to sponsor the ASB	\$120.00	
San Bernardino High School	Class of 1938	\$1,500.00 to be used towards the Cardinal sign repair	\$1,500.00	
San Bernardino High School	Jack Brown	\$3,000.00 to be used towards the Cardinal sign repair	\$3,500.00	
Manuel A. Salinas Elementary School	Jennifer Bohnert	One Klaus Mueller Prelude $\frac{3}{4}$ size violin to sponsor the Music Program		\$200.00

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 \$300.00, School's First Federal Credit Union; \$363.00, Lifetouch National School Studios; \$301.00, Lifetouch National School Studios; \$300.00, Edison; \$300.00, Edison; \$120.00, Edison; \$120.00, Edison; \$1,500.00, Class of 1938; \$3,500.00, Jack Brown; and \$200.00, Jennifer Bohnert.

8.13 Commercial Warrant Registers for Period from August 1, through August 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 August 1, through August 15, 2010, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes James Cunningham, Interim Accounting Services Director; David Moyes, Accounts Payable Supervisor; Derek

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Harris, Interim Employee Benefits Director; or Mohammad Z. Islam, Chief Business and Financial Officer, to sign disbursements.

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

Throughout the year, the District is advised by federal, state, and local agencies of program entitlements and any additions and/or reductions in funds available for already-approved programs. The following programs requested by the Board of Education affect the restricted and unrestricted portions in the budgets of the District funds. In order to adjust the program budgets, it is necessary to have Board of Education approval.

The restricted program, Maintenance of Facilities (076), was included in the 2010-2011 approved budget in the amount of \$8,262,287.28. Based on a request made by Maintenance and Operations for critical repairs needed, an increase in the amount of \$40,880.00 will result in a revised total of \$8,303,167.28.

The restricted program, American Recovery and Reinvestment Act of 2009, Enhancing Education Through Technology Formula Grant (515), was not included in the Fiscal Year 2010-2011 approved budget. Based on the Grant Award Notification received from the California Department of Education on August 12, 2010, an increase in the amount of \$547,495.00 will result in a revised total of \$547,495.00.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the addition of \$40,880.00 in the budgeting of expenditures for the restricted program, Maintenance of Facilities (076).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$547,495.00 in the budgeting of revenues and expenditures for the restricted program, Recovery and Reinvestment Act of 2009, Enhancing Education Through Technology Formula Grant (515).

8.15 District Appropriations Limit Calculations for Fiscal Year 2009-10
(Prepared by Business Services Division)

The passage of Proposition 4 (Article XIIB of the Constitution of the State of California) in November 1979, established constitutional limits on appropriations (Gann Limits) for fiscal years beginning July 1, 1980. These limitations apply only to unrestricted state and local income.

Beginning in 1989-90, the State redefined the state aid that counts toward school District Gann limits to be “the amount which fills up a district’s Gann limit.” Consequently, only districts with extremely high levels of property taxes will be over their Gann limits.

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Education Code sections 1629 and 42132 specify that by September 15 (districts) of each year, the governing boards of districts and county offices of education shall adopt a resolution identifying their estimated appropriations limits for the current year and their actual appropriations limit for the preceding year.

The District's actual appropriations limit for the 2009-10 fiscal year is \$265,560,358.50. The District's estimated appropriations limit for the 2010-11 fiscal year is \$248,404,338.41.

It is recommended that the following resolution be adopted:

**SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT
RESOLUTION FOR ADOPTING THE "GANN" LIMIT**

WHEREAS, in November of 1979, the California electorate did adopt Proposition 4, Commonly called the Gann Amendment, which added Article XIIB to the California Constitution; and

WHEREAS, the provisions of that Article establish maximum appropriation limitations, commonly called "Gann Limits," for public agencies, including school Districts; and

WHEREAS, the San Bernardino City Unified School District must establish a Revised Gann Limit for the 2009-10 fiscal year and a projected Gann limit for the 2010-11 fiscal year in accordance with the provisions of Article XIIB and applicable statutory law;

NOW, THEREFORE, BE IT RESOLVED that the San Bernardino City Unified School District Board does provide public notice that the attached calculations and Documentation of the Gann limits for the 2009-10 and 2010-11 fiscal years are made in accord with applicable constitutional and statutory law;

APPROPRIATIONS LIMIT	\$ <u>2009-10</u> 265,560,358.50	\$ <u>2010-11</u> 248,404,338.41
DISTRICT APPROPRIATIONS SUBJECTS TO LIMITS	\$ 265,560,358.50	\$ 248,404,338.41

AND BE IT FUTHER RESOLVED that this Board does hereby declare that the Appropriations in the Budget for the 2009-10 and 2010-11 fiscal years do not exceed the limitations imposed by Proposition 4;

AND BE IT FURTHER RESOLVED that the Superintendent provides copies of this resolution along with the appropriate attachments to interested citizens of this District.

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

Kimbark Elementary School wishes to hire Larry Bell of Multicultural America, Inc., Woodbridge, VA, to provide a workshop, "Closing the Achievement Gap," December 16, 2010. The fee, not to exceed \$11,800.00, will be paid from the Restricted General Fund--ARRA - IDEA Part B-611 Local Assistance, Account No. 534.

Rio Vista Elementary School wishes to hire Benchmark Education to provide a three-day workshop regarding the K-5 Reader's Theater Bookroom texts, effective September 15, through September 30, 2010. The cost, not to exceed \$4,500.00, will be paid from the Restricted General Fund—Quality Education Investment Act, Account No. 436.

Rio Vista Elementary School wishes to hire Benchmark Education to provide a three-day workshop regarding the K-5 Anchor Comprehension Workshop materials, effective October 4, through October 29, 2010. The cost, not to exceed \$4,500.00, will be paid from the Restricted General Fund—School Improvement Grant, Account No. 502.

The Student Services Department wishes to hire Robert Jacobo to present a series of 12 Night Culture Classes to staff September 14, 2010, through June 11, 2011. Mr. Jacobo will provide an Indian Educational program centering on Native American culture. The fee, not to exceed \$6,000.00, will be paid from the Restricted General Fund—Indian Education Formula, Account No. 505.

It is recommended that the following resolution be adopted:

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

Larry Bell of Multicultural America, Inc., Woodbridge, VA, to provide a workshop, "Closing the Achievement Gap," December 16, 2010. The fee, not to exceed \$11,800.00, will be paid from the Restricted General Fund—ARRA - IDEA Part B-611 Local Assistance, Account No. 534.

Benchmark Education to provide a three-day workshop regarding the K-5 Reader's Theater Bookroom texts, effective September 15, through September 30, 2010. The cost, not to exceed \$4,500.00, will be paid from the Restricted General Fund—Quality Education Investment Act, Account No. 436.

Benchmark Education to provide a three-day workshop regarding the K-5 Anchor Comprehension Workshop materials, effective October 4, through October 29, 2010. The cost, not to exceed \$4,500.00, will be paid from the Restricted General Fund—School Improvement Grant, Account No. 502.

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Robert Jacobo to present a series of 12 Night Culture Classes to staff September 14, 2010, through June 11, 2011. Mr. Jacobo will provide an Indian Educational program centering on Native American culture. The fee, not to exceed \$6,000.00, will be paid from the Restricted General Fund—Indian Education Formula, Account No. 505.

8.17 Extended Field Trip, Fairfax Elementary School, Calvary Outdoor Science Camp, Running Springs, California
(Prepared by Business Services Division)

Fairfax Elementary School requests Board of Education approval of an extended field trip for 50 students, 3 Calvary Outdoor Science Camp staff members, and 2 District employees, to attend the Calvary Outdoor Science Camp, in Running Springs, California, September 27, through October 1, 2010.

This trip offers students the opportunity to study life science and earth science through investigation and experimentation. Students will be given opportunities to learn the importance of understanding and protecting our wilderness areas. Activities include an archeological dig, plant kingdom identification, and studies of earth science cycles. They will transfer their textbook learning into real-life experiences.

The cost of the trip, not to exceed \$18,000.00, including meals and lodging for 50 Fairfax Elementary School students, 3 Calvary Outdoor Science Camp staff members, and 2 District employees, will be paid from sponsorship by Orange County Department of Education. Transportation provided by Durham School Services, not to exceed \$1,000.00, will be paid from Fairfax Elementary School Account No. 205. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 50 Fairfax Elementary School students, 3 Calvary Outdoor Science Camp staff members, and 2 District employees, to attend the Calvary Outdoor Science Camp, in Running Springs, California, September 27, through October 1, 2010. The cost of the trip, not to exceed \$18,000.00, including meals and lodging for 50 Fairfax Elementary School students, 3 Calvary Outdoor Science Camp staff members, and 2 District employees, will be paid from sponsorship by Orange County Department of Education. Transportation provided by Durham School Services, not to exceed \$1,000.00, will be paid from Fairfax Elementary School Account No. 205. Names of the students are on file in the Business Services office.

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8.18 Extended Field Trip, Kimbark Elementary School, Arrowhead Ranch Outdoor Science School, Lake Arrowhead, California
(Prepared by Business Services Division)

Kimbark Elementary School requests Board of Education approval of an extended field trip for 80 students, 3 Arrowhead Ranch Outdoor Science School staff members, and 5 District employees, to attend the Arrowhead Ranch Outdoor Science School, in Lake Arrowhead, California, September 27, through October 1, 2010.

This trip offers students the opportunity to study life science and earth science through investigation and experimentation. Students will be given opportunities to learn the importance of understanding and protecting our wilderness areas. Activities include an archeological dig, plant kingdom identification, and studies of earth science cycles.

The cost of the trip, not to exceed \$15,200.00, including meals and lodging for 80 Kimbark Elementary School students, 3 Arrowhead Ranch Outdoor Science School staff members, and 5 District employees, will be paid from Kimbark Elementary School Account No. 419 and ASB funds. Transportation provided by Durham School Services, not to exceed \$1,177.00, will be paid from Kimbark Elementary School Account No. 419. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 80 Kimbark Elementary School students, 3 Arrowhead Ranch Outdoor Science School staff members, and 5 District employees, to attend the Arrowhead Ranch Outdoor Science School, in Lake Arrowhead, California, September 27, through October 1, 2010. The cost of the trip, not to exceed \$15,200.00, including meals and lodging for 80 Kimbark Elementary School students, 3 Arrowhead Ranch Outdoor Science School staff members, and 5 District employees, will be paid from Kimbark Elementary School Account No. 419 and ASB funds. Transportation provided by Durham School Services, not to exceed \$1,177.00, will be paid from Kimbark Elementary School Account No. 419. Names of the students are on file in the Business Services office.

8.19 Extended Field Trip, Kimbark Elementary School, Catalina Island Marine Institute, Toyon Bay, California
(Prepared by Business Services Division)

Kimbark Elementary School requests Board of Education approval of an extended field trip for 63 students, 5 Catalina Island Marine Institute staff members, and 5 District employees, to attend the Catalina Island Marine Institute, in Toyon Bay, California, September 29, through October 1, 2010.

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This trip offers students the implementation of the science/environmental education program that provides a balance of earth, physical, life and environmental science, which results in students' increased conceptual understanding of the natural world and their role in it.

The cost of the trip, not to exceed \$15,500.00, including meals and lodging for 63 Kimbark Elementary School students, 5 Catalina Island Marine Institute staff members, and 5 District employees, will be paid from Kimbark Elementary School Account No. 610. Transportation to and from Long Beach Port provided by Durham School Services, not to exceed \$900.00, will be paid from Kimbark Elementary School Account No. 610. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 63 Kimbark Elementary School students, 5 Catalina Island Marine Institute staff members, and 5 District employees, to attend the Catalina Island Marine Institute, in Toyon Bay, California, from September 29, through October 1, 2010. The cost of the trip, not to exceed \$15,500.00, including meals and lodging for 63 Kimbark Elementary School students, 5 Catalina Island Marine Institute staff members, and 5 District employees, will be paid from Kimbark Elementary School Account No. 610. Transportation to and from Long Beach Port provided by Durham School Services, not to exceed \$900.00, will be paid from Kimbark Elementary School Account No. 610. Names of the students are on file in the Business Services office.

8.20 Extended Field Trip, Lincoln Elementary School, Outdoor Science School, Green Valley Lake, California
(Prepared by Business Services Division)

Lincoln Elementary School requests Board of Education approval of an extended field trip for 58 students, 3 Outdoor Science School staff members, and 3 District employees, to attend the Outdoor Science School, in Green Valley Lake, California, September 27, through October 1, 2010.

This trip offers students the opportunity to study life science and earth science through investigation and experimentation. Students will be given opportunities to learn the importance of understanding and protecting our wilderness areas. Activities include an archeological dig, plant kingdom identification, and studies of earth science cycles.

The cost of the trip, not to exceed \$21,600.00, including meals and lodging for 58 Lincoln Elementary School students, 3 Outdoor Science School staff members, and 3 District employees, will be paid from sponsorship by an anonymous donor. Transportation provided by Durham School Services, not to exceed \$1,177.00, will be paid from Lincoln Elementary School Account No. 419. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 58 Lincoln Elementary School students, 3 Outdoor Science School staff members, and 3 District employees, to attend the Outdoor Science School, in Green Valley Lake, California, September 27, through October 1, 2010. The cost of the trip, not to exceed \$21,600.00, including meals and lodging for 58 Lincoln Elementary School students, 3 Outdoor Science School staff members, and 3 District employees, will be paid from sponsorship by an anonymous donor. Transportation provided by Durham School Services, not to exceed \$1,177.00, will be paid from Lincoln Elementary School Account No. 419. Names of the students are on file in the Business Services office.

8.21 Extended Field Trip, Lytle Creek Elementary School, Outdoor Science School, Green Valley Lake, California

(Prepared by Business Services Division)

Lytle Creek Elementary School requests Board of Education approval of an extended field trip for 50 students, 3 Outdoor Science School staff members, and 4 District employees, to attend the Outdoor Science School, in Green Valley Lake, California, November 15, through November 19, 2010.

This trip offers students the opportunity to study life science and earth science through investigation and experimentation. Students will be given opportunities to learn the importance of understanding and protecting our wilderness areas. Activities include an archeological dig, plant kingdom identification, and studies of earth science cycles.

The cost of the trip, not to exceed \$18,000.00 including meals and lodging for 50 Lytle Creek Elementary School students, 3 Outdoor Science School staff members, and 4 District employees, will be paid from sponsorship by Orange County Department of Education. Transportation provided by Durham School Services, not to exceed \$1,300.00, will be paid from Lytle Creek Elementary School Account No. 205. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 50 Lytle Creek Elementary School students, 3 Outdoor Science School staff members, and 4 District employees, to attend the Outdoor Science School, in Green Valley Lake, California, November 15, through November 19, 2010. The cost of the trip, not to exceed \$18,000.00, including meals and lodging for 50 Lytle Creek Elementary School students, 3 Outdoor Science School staff members, and 4 District employees, will be paid from sponsorship by Orange County Department of Education. Transportation provided by Durham School Services, not to exceed \$1,300.00, will be paid from Lytle Creek Elementary School Account No. 205. Names of the students are on file in the Business Services office.

8.22 Extended Field Trip, Lytle Creek Elementary School, Outdoor Science School, Running Springs, California
(Prepared by Business Services Division)

Lytle Creek Elementary School requests Board of Education approval of an extended field trip for 50 students, 3 Outdoor Science School staff members, and 4 District employees, to attend the Outdoor Science School, in Running Springs, California, October 18, through October 22, 2010.

This trip offers students the opportunity to study life science and earth science through investigation and experimentation. Students will be given opportunities to learn the importance of understanding and protecting our wilderness areas. Activities include an archeological dig, plant kingdom identification, and studies of earth science cycles.

The cost of the trip, not to exceed \$18,000.00, including meals and lodging for 50 Lytle Creek Elementary School students, 3 Outdoor Science School staff members, and 4 District employees, will be paid from sponsorship by Orange County Department of Education. Transportation provided by Durham School Services, not to exceed \$1,300.00, will be paid from Lytle Creek Elementary School Account No. 205. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 50 Lytle Creek Elementary School students, 3 Outdoor Science School staff members, and 4 District employees, to attend the Outdoor Science School, in Running Springs, California, October 18, through October 22, 2010. The cost of the trip, not to exceed, \$18,000.00, including meals and lodging for 50 Lytle Creek Elementary School students, 3 Outdoor Science School staff members, and 4 District employees, will be paid from sponsorship by Orange County Department of Education. Transportation provided by Durham School Services, not to exceed \$1,300.00, will be paid from Lytle Creek Elementary School Account No. 205. Names of the students are on file in the Business Services office.

8.23 Extended Field Trip, Palm Avenue Elementary School, Catalina Island Marine Institute, Two Harbors, California
(Prepared by Business Services Division)

Palm Avenue Elementary School requests Board of Education approval of an extended field trip for 119 students, 6 Catalina Island Marine Institute staff members, parent chaperone, and 6 District employees, to attend the Catalina Island Marine Institute, in Two Harbors, California, September 20, through September 22, 2010.

This trip enhances the science curriculum and offers students the opportunity to utilize inquiry activities and focus on scientific processes as well as current ecological knowledge. The

combination of the underwater ocean world and the island environment results in a rewarding and memorable experience.

The cost of the trip, not to exceed \$29,750.00, including meals and lodging for 119 Palm Avenue Elementary School students, 6 Catalina Island Marine Institute staff members, 1 parent chaperone, and 6 District employees, will be paid from Palm Avenue Elementary School ASB funds. Transportation provided by Charter Bus Tours, not to exceed \$3,000.00, will be paid from Palm Avenue Elementary School ASB funds. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 119 Palm Avenue Elementary School students, 6 Catalina Island Marine Institute staff members, 1 parent chaperone, and 6 District employees, to attend the Catalina Island Marine Institute, in Two Harbors, California, September 20, through September 22, 2010. The cost of the trip, not to exceed \$29,750.00, including meals and lodging for 119 Palm Avenue Elementary School students, 6 Catalina Island Marine Institute staff members, 1 parent chaperone, and 6 District employees, will be paid from Palm Avenue Elementary School ASB funds. Transportation provided by Charter Bus Tours, not to exceed \$3,000.00, will be paid from Palm Avenue Elementary School ASB funds. Names of the students are on file in the Business Services office.

8.24 Extended Field Trip, Palm Avenue Elementary School, High Trails Outdoor Science School, Angelus Oaks, California
(Prepared by Business Services Division)

Palm Avenue Elementary School requests Board of Education approval of an extended field trip for 104 students, 6 High Trails Outdoor Science School staff members, and 5 District employees, to attend the High Trails Outdoor Science School, in Angelus Oaks, California, September 29, through October 1, 2010.

This trip offers students the opportunity to study life science and earth science through investigation and experimentation. Students will be given opportunities to learn the importance of understanding and protecting our wilderness areas. Activities include an archeological dig, plant kingdom identification, and studies of earth science cycles.

The cost of the trip, not to exceed \$17,160.00, including meals and lodging for 104 Palm Avenue Elementary School students, 6 High Trails Outdoor Science School staff members, and 5 District employees, will be paid from Palm Avenue Elementary School ASB funds. Transportation provided by Charter Bus Tours, not to exceed \$3,000.00, will be paid from Palm Avenue Elementary School ASB funds. No student will be denied participation due to financial constraints.

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It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 104 Palm Avenue Elementary School students, 6 High Trails Outdoor Science School staff members, and 5 District employees, to attend the High Trails Outdoor Science School, in Angelus Oaks, California, September 29, through October 1, 2010. The cost of the trip, not to exceed \$17,160.00, including meals and lodging for 104 Palm Avenue Elementary School students, 6 High Trails Outdoor Science School staff members, and 5 District employees, will be paid from Palm Avenue Elementary School ASB funds. Transportation provided by Charter Bus Tours, not to exceed \$3,000.00, will be paid from Palm Avenue Elementary School ASB funds. Names of the students are on file in the Business Services office.

8.25 Extended Field Trip, California Cadet Corps Program, Basic Leadership School, Fort Irwin National Training Center, Fort Irwin, California
(Prepared by Business Services Division)

The California Cadet Corps Program Department requests Board of Education approval of an extended field trip for 300 students and 30 District employees to attend Basic Leadership School, Fort Irwin National Training Center, in Fort Irwin, California, September 10, through September 12, 2010.

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

The cost of the trip, not to exceed \$8,900.00, including meals and lodging for 300 California Cadet Corps Program students and 30 District employees, will be paid from Alternative Programs Account No. 030. Transportation by Charter Bus Tours, not to exceed \$13,500.00, will be paid from Curtis Middle School Account No. 501; Chavez Middle School Account No. 419; Shandin Hills Middle School Account No. 501; Cajon High School Account No. 501; San Geronio High School Account No. 501; Del Vallejo Middle School Account No. 501; Serrano Middle School Account No. 501; Arrowview Middle School Account No. 501; and Pacific High School Account No. 511. 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 300 California Cadet Corps Program students and 30 District employees to attend Basic Leadership School, Fort Irwin National Training Center, in Fort Irwin, California, September 10, through September 12, 2010. The cost of the trip, not to exceed \$8,900.00, including meals and lodging for 300 California Cadet Corps Program students and 30 District employees, will be paid from Alternative Programs Account No. 030. Transportation by Charter Bus Tours, not to exceed

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\$13,500.00, will be paid from Curtis Middle School Account No. 501; Chavez Middle School Account No. 419; Shandin Hills Middle School Account No. 501; Cajon High School Account No. 501; San Geronio High School Account No. 501; Del Vallejo Middle School Account No. 501; Serrano Middle School Account No. 501; Arrowview Middle School Account No. 501; and Pacific High School Account No. 511. Names of the students are on file in the Business Services office.

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

Anton Elementary School requests Board of Education approval to enter into an agreement with Children's Resources, Fontana, CA, to provide training in Culturally Relevant Learning Styles to parents, effective September 28, through December 30, 2010. The training will be provided to parents in five sessions. The cost for the services, not to exceed \$3,500.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Account No. 501.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Children's Resources, Fontana, CA, to provide training in Culturally Relevant Learning Styles to parents, effective September 28, through December 30, 2010. The training will be provided to parents weekly in five sessions. The cost for the services, not to exceed \$3,500.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Account No. 501.

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

8.27 Agreement with JPS Ventures, Inc., dba Sylvan Learning Center, Redlands to Provide After-School Reading Instruction/Intervention to a District Special Education Student
(Prepared by Business Services Division)

The Special Education Department requests Board of Education approval to enter into an agreement with JPS Ventures, Inc., dba Sylvan Learning Center, Redlands, CA to provide after-school reading instruction and intervention to a District special education student, effective September 8, 2010, through June 30, 2011. The fee, not to exceed \$4,500.00 at the rate of \$56.00 per hour, will be paid from the Restricted General Fund, Special Education Central, Account No. 827.

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 JPS Ventures, Inc., dba Sylvan Learning Center, Redlands, CA to provide after-school reading instruction and intervention to a District special education student, effective September 8, 2010, through June 30, 2011. The fee, not to exceed \$4,500.00 at the rate of \$56.00 per hour, will be paid from the Restricted General Fund, Special Education Central, Account No. 827.

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

8.28 Agreement with the Parent Institute for Quality Education to Provide Training for Parents of District Students Enrolled at San Gorgonio High School
(Prepared by Business Services Division)

San Gorgonio High School requests Board of Education approval to enter into an agreement with the Parent Institute for Quality Education, El Monte, CA, to provide training for approximately 75 parents of District students enrolled at San Gorgonio High School, effective September 16, through November 4, 2010. The Parent Institute will recruit parents by phone, provide a needs assessment session, and provide a series of weekly training sessions. The training sessions will culminate in a graduation with certificates given to parents who attend four sessions. The training will provide the skills and techniques that will enable parents to address the educational needs of their school-aged children. The cost, not to exceed \$6,000.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with the Parent Institute for Quality Education, El Monte, CA, to provide training for approximately 75 parents of District students enrolled at San Gorgonio High School, effective September 16, through November 4, 2010. The Parent Institute will recruit parents by phone, provide a needs assessment session, and provide a series of weekly training sessions. The training sessions will culminate in a graduation with certificates given to parents who attend four sessions. The training will provide the skills and techniques that will enable parents to address the educational needs of their school-aged children. The cost, not to exceed \$6,000.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501.

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

8.29 Agreement to Provide Administrative Fiscal Review for Public Safety Academy Charter School
(Prepared by Business Services Division)

The Business Services Division requests Board of Education approval to enter into an agreement with Vavrinek, Trine, Day & Co., LLP, (V.T.D.) Rancho Cucamonga, CA, to provide an in-depth administrative fiscal review of the Public Safety Academy (P.S.A.) charter school for Fiscal Year 2009-10 and subsequent two Fiscal Years. The agreement to perform this review will begin on September 8, through September 30, 2010. The review will include, but not be limited to, charter school fiscal conditions, donations, litigation, facilities issues including lease or rental agreements, purchases/contracts, and others. V.T.D. will produce a report and make a formal presentation to the Board at completion of the review. The fee, not to exceed \$10,500.00, will be paid from the Unrestricted General Fund—Board of Education, Account No. 066.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Vavrinek, Trine, Day & Co., LLP, (V.T.D.) Rancho Cucamonga, CA, to provide an in-depth administrative fiscal review of the Public Safety Academy (P.S.A.) charter school for Fiscal Year 2009-10 and subsequent two Fiscal Years. The agreement to perform this review will begin on September 8, through September 30, 2010. The review will include, but not be limited to, charter school fiscal conditions, donations, litigation, facilities issues including lease or rental agreements, purchases/contracts, and others. V.T.D. will produce a report and make a formal presentation to the Board at completion of the audit. The fee, not to exceed \$10,500.00, will be paid from the Unrestricted General Fund—Board of Education, Account No. 066.

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

8.30 Agreement with the Regents of the University of California, Los Angeles, to provide a Staff Development Plan to San Bernardino High School
(Prepared by Business Services Division)

San Bernardino High School (SBHS) requests Board of Education approval to enter into an agreement with the Regents of the University of California, Los Angeles, CA, to provide a staff development plan for personnel at San Bernardino High School and the elementary and middle schools that feed students to SBHS, effective September 8, 2010, through June 30, 2011. The cost, not to exceed \$82,500.00, will be paid from the Restricted General Fund—Quality Education Investment Act, Account No. 436.

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 the Regents of the University of California, Los Angeles, CA, to provide a staff development plan for personnel at San Bernardino High School and the elementary and middle schools that feed students to SBHS, effective September 8, 2010, through June 30, 2011. The cost, not to exceed \$82,500.00, will be paid from the Restricted General Fund—Quality Education Investment Act, Account No. 436.

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

8.31 Agreement with YMCA of the East Valley to Provide Officials for District Students Participating in Middle School Sporting Events
(Prepared by Business Services Division)

The CAPS Central Office requests Board of Education approval to enter into an agreement with YMCA of the East Valley, San Bernardino, CA, to provide sports officials and assignors for softball, volleyball, basketball, and soccer for District middle school students, effective September 8, 2010, through June 30, 2011. The fee, not to exceed \$23,080.00, will be paid from the Restricted General Fund—Intermediate Sports Program, Account No. 209.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with YMCA of the East Valley, San Bernardino, CA, to provide sports officials and assignors for softball, volleyball, basketball, and soccer for District middle school students, effective September 8, 2010, through June 30, 2011. The fee, not to exceed \$23,080.00, will be paid from the Restricted General Fund—Intermediate Sports Program, Account No. 209.

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

8.32 Amend the Resolution Approving the Renewal of the Agreement with THINK Together to Provide C.A.P.S. Services to Students
(Prepared by Business Services Division)

The Student Services Division requests Board of Education approval to amend the resolution approving the agreement with THINK Together, Santa Ana, CA, approved by the Board on July 20, 2010, Agenda Item 7.30. The amendment is necessary to add \$121,500.00 to the initial fee due to the addition of another middle school to the list of schools serviced by THINK Together. The fee of \$121,500.00, added to the initial fee of \$623,565.00 for an aggregate total not to exceed \$745,065.00, will be paid from the Restricted General Fund—After School Education and Safety Program, Account No. 459. All other terms and conditions remain the same.

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It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the resolution approving the agreement with THINK Together, Santa Ana, CA, approved by the Board on July 20, 2010, Agenda Item 7.30. The amendment is necessary to add \$121,500.00 to the initial fee due to the addition of another middle school to the list of schools serviced by THINK Together. The fee of \$121,500.00, added to the initial fee of \$623,565.00 for an aggregate total not to exceed \$745,065.00, will be paid from the Restricted General Fund—After School Education and Safety Program, Account No. 459. 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 all related documents.

8.33 Amendment to the Agreement with Manning & Marder to Provide Legal Services for Labor, Personnel and Employment Issues
(Prepared by Business Services Division)

The Employee Relations Department requests Board of Education approval to amend the agreement with Manning & Marder, Scottsdale, AZ, approved by the Board on June 16, 2009, Agenda Item 9.25. The amendment is necessary to add \$22,615.85 to the previously approved amount of \$100,000.00 for an aggregate total not to exceed \$122,615.85 as of June 30, 2010. The additional fee will be paid from the Unrestricted General Fund—Human Resources-Certificated Personnel, Account No. 070. 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 Manning & Marder, Scottsdale, AZ, approved by the Board on June 16, 2009, Agenda Item 9.25. The amendment is necessary to add \$22,615.85 to the previously approved amount of \$100,000.00 for an aggregate total not to exceed \$122,615.85 as of June 30, 2010. The additional fee will be paid from the Unrestricted General Fund—Human Resources-Certificated Personnel, Account No. 070. No. 070. 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 all related documents.

8.34 Online Curriculum Adoption, Grades 7-12 Amendment (Board of Education Meeting March 2, 2010, Item 7.33)
(Prepared by Curriculum/Instruction & Accountability and Research Division)

The Curriculum/Instruction & Accountability and Research Division requests an amendment to item 7.33 approved by the Board of Education on March 2, 2010. This amendment is necessary to increase the vendor's fee by \$324,000.00 for 300 additional concurrent user licenses for the

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A+LS Management and Assessment System Online Curriculum from 100 concurrent users to a total of 400 concurrent users. The increase in concurrent user licenses will allow the District to maximize the opportunity to serve students in need of credit recovery.

The additional fee of \$324,000.00, when added to the original fee of \$139,500.00, results in an aggregate total not to exceed \$463,500.00. The additional fee of \$324,000.00 will be funded through 403/CAHSEE Intensive Instruction funds. There after is a yearly rate of \$16,200.00 for technical support, which will be funded through 403/CAHSEE Intensive Instruction funds. This is in addition to the \$6,975.00 on the previous license purchase.

The Credit Recovery Task Force and the Curriculum Committee recommends the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the amendment to the adoption of the A+LS Management and Assessment System On-line Curriculum which will increase the users licenses by 300 to a total of 400 and the vendor's fee by \$324,000.00. There after is a yearly rate of \$16,200.00 for technical support. This is in addition to the \$6,975.00 from the previous license purchase approved by the Board on March 2, 2010. All fees will be funded through 403/CAHSEE Intensive Instruction funds.

8.35 Amendment of the Resolution for the Subscription with California School Boards Association to Provide GAMUT Online to the District
(Prepared by Business Services Division)

The Business Services Division requests Board of Education approval to amend the resolution, Agenda Item 10.42, approved by the Board on June 15, 2010. The amendment is necessary to add \$850 to the original cost of \$5,000.00 for a total not to exceed \$5,850.00. The additional amount will be paid from Unrestricted General Fund – Business Services, Account No. 068. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the resolution, Agenda Item 10.42, approved by the Board on June 15, 2010. The amendment is necessary to add \$850 to the original cost of \$5,000.00 for a total not to exceed \$5,850.00. The additional amount will be paid from Unrestricted General Fund – Business Services, Account No. 068. All other terms and conditions remain the same.

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

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8.36 Amendment No. 1 to the Master Services Agreements for Title Insurance and Escrow Services for Acquisition of Sites for School Facilities
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the Master Services Agreements for title insurance, escrow services, and related services, previously approved by the Board on September 9, 2007, with an option to extend an additional two years, effective September 19, 2010, through September 30, 2012, due to pending eminent domains at new school site properties. The other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the Master Services Agreements for title insurance, escrow services and related services with the following providers:

- 1) Fidelity National Title, San Bernardino, CA
- 2) First American Title, San Bernardino, CA
- 3) Lawyers Title Insurance Corporation, San Bernardino, CA

BE IT ALSO RESOLVED that this amendment is to exercise the option to extend the agreements for an additional two years, effective September 19, 2010, through September 30, 2012, due to pending eminent domains at new school site properties. The other terms and conditions remain the same.

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

8.37 Amendment No. 3 to the Master Agreement with TLG Group for Land Acquisition Consulting Services
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the master agreement with TLG Group, San Juan Capistrano, CA, originally approved by the Board on September 5, 2000. This amendment will extend the ending date from September 5, 2010, through September 30, 2012, due to ongoing activities with acquiring and finalizing purchase agreements for the newly acquired school sites, and will be paid from Funds 21, 25, 35, and 40 on a project-by-project basis. 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 ratifies the amendment to the master agreement with TLG Group, San Juan Capistrano, CA. This amendment will extend the ending date from

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September 5, 2010, through September 30, 2012, due to ongoing activities with acquiring and finalizing purchase agreements for the newly acquired school sites, and will be paid from Funds 21, 25, 35, and 40 on a project-by-project basis. 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 No. 3.

8.38 Amendment No. 9 to the Agreement with HMC Architects to Provide Architectural and Engineering Services for Indian Springs High School New Construction/Old Curtis Middle School Modernization Project
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with HMC Architects, Ontario, CA, originally approved by the Board on August 1, 2000, and effective through June 30, 2012. This amendment is for additional design and engineering services to provide a new boiler, hot water heater, condensate water and hot water pumps, and to re-install existing cooling tower. The cost, not to exceed \$14,800.00, plus approved reimbursables, will be paid from Funds 21, 25, or 35. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with HMC Architects, Ontario, CA, effective through June 30, 2012, for additional design and engineering services to provide a new boiler, hot water heater, condensate water and hot water pumps, and to re-install existing cooling tower for the Indian Springs High School New Construction/Old Curtis Middle School Modernization Project. The cost, not to exceed \$14,800.00, plus approved reimbursables, will be paid from Funds 21, 25, or 35. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 9.

8.39 Renewal of the Agreement with SBCSS to Provide Carol Cronk as a Consultant Regarding the Noyce Scholarship Program
(Prepared by Business Services Division)

The Human Resources, Certificated, Department requests Board of Education approval to enter into an agreement with San Bernardino County Superintendent of Schools to provide Carol Cronk as a consultant regarding the Noyce Scholarship Program, July 1, 2010, through June 30, 2011. A Noyce Scholar can receive up to \$10,000.00 per year for up to two years, and in return, will work as a teacher for the District for two years for each year of Scholarship funding. The

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fee for the consultation services, not to exceed \$7,000.00, will be paid from the Restricted General Fund—Title II Human Resources, Account No. 537.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with San Bernardino County Superintendent of Schools to provide Carol Cronk as a consultant regarding the Noyce Scholarship Program, July 1, 2010, through June 30, 2011. A Noyce Scholar can receive up to \$10,000.00 per year for up to two years, and in return, will work as a teacher for the District for two years for each year of Scholarship funding. The fee for the consultation services, not to exceed \$7,000.00, will be paid from the Restricted General Fund—Title II Human Resources, Account No. 537.

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

8.40 Bid No. F08-17, Group 11- Barton, Burbank, Emmerton and Lankershim Elementary Schools Modernization Project, Category No. 3 - General Construction
(Prepared by Facilities/Operations Division)

Bid No. F08-17, Group 11- Barton, Burbank, Emmerton and Lankershim Elementary Schools Modernization Project, Category No. 3 - General Construction was advertised on May 27, and June 3, 2010, in *The Sun*, the *Precinct Reporter*, the *El Chicano* and the *Press Enterprise* newspapers. Bids were opened on July 22, 2010, at 2:00 p.m. and bids were received from the following:

<u>CONTRACTOR</u>	<u>BASE BID</u> <u>(including allowances)</u>
<u>Category No. 03 - General Construction</u>	
Delmac Construction and Development, Inc. Los Angeles, CA	\$3,075,200.00
Plyco Corp. Mira Loma, CA	\$3,410,036.00
Oakview Constructors, Inc. Calimesa, CA	\$3,499,000.00
Rossetti Construction Company, Inc. Ontario, CA	\$3,623,478.00

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Harik Construction, Inc. Glendora, CA	\$3,827,000.00
USS Cal Builders, Inc. Stanton, CA	\$3,848,200.00

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the contract for Bid No. F08-17, Group 11 - Barton, Burbank, Emmerton and Lankershim Elementary Schools Modernization Project, Category No. 3 - General Construction* be awarded to the lowest responsible bidder meeting the specifications for the Base Bid. The cost will be paid from Funds 21, 35, and 40. *Due to bid protest and responses, this award was delayed.

Delmac Construction and Development, Inc. 4050 N. Verdugo Road Los Angeles, CA 90065	\$3,075,200.00
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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 for the bid awarded.

8.41 Bid No. F09-13, Hazardous Materials Abatement and Site Demolition Services at the Proposed H. Frank Dominguez (Burbank II) Elementary School Site
(Prepared by Facilities/Operations Division)

Bid No. F09-13, Hazardous Materials Abatement and Site Demolition Services at the Proposed H. Frank Dominguez (Burbank II) Elementary School site was advertised on July 1, and July 8, 2010, in *The Sun*, the *El Chicano*, and the *Precinct Reporter* newspapers. Bids were opened on August 5, 2010, at 3:00 p.m. and bids were received from the following:

<u>CONTRACTOR</u>	<u>BASE BID</u> <u>(including allowances)</u>
Interior Demolition, Inc. Montrose, CA	\$306,400.00
Urban Metro Environmental, Inc. Atlanta, GA	\$320,000.00
Dakeno, Inc. Riverside, CA	\$323,184.00

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Three D Service Company, Inc. Pomona, CA	\$328,481.00
Ampco Contracting, Inc. Anaheim, CA	\$350,000.00
Sun-Lite General Construction and Demolition Services Montebello, CA	\$382,680.50
Specialized Environmental, Inc. Whittier, CA	\$432,000.00
Verizon's West, Inc. Winchester, CA	\$452,562.00
Miller Environmental, Inc. Anaheim, CA	\$453,000.00
CST Environmental Acquisition, LP Brea, CA	\$489,800.00
Doja, INC Ontario, CA	\$615,305.00

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bid No. F09-13, Hazardous Materials Abatement and Site Demolition Services at the Proposed H. Frank Dominguez (Burbank II) Elementary School site, be awarded to the lowest responsible bidder meeting the specifications for the Base Bid. The cost will be paid from Funds 21, 25, 35, and 40.

Interior Demolition, Inc. 2621 Honolulu Avenue Montrose, CA 91020	\$306,400.00
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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 for the bid awarded.

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8.42 Notice of Completion, Bid No. F08-04, Category No. 1 - Indian Springs High School (HS #8) - Sitework
(Prepared by Facilities/Operations Division)

Bid No. F08-04, Indian Springs High School (HS #8) - Sitework, was previously awarded to multiple Prime Contractors. The work assigned to the Contractor listed below has now been completed. It is requested that the Board of Education formally accept the completed work of this Contractor.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F08-04, Curtis High School (HS #8) - Sitework, for the work awarded to the Prime Contractor listed below:

Category No. 1 - Earthwork
Reed Thomas Co., Inc.
Santa Ana, CA

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

8.43 Notice of Completion, Bid No. F08-04, Category No. 23 - Site Plumbing for Indian Springs High School (HS #8) -Sitework
(Prepared by Facilities/Operations Division)

Bid No. F08-04, Indian Springs High School (HS #8) - Sitework, was previously awarded to multiple Prime Contractors. The work assigned to the Contractor listed below has now been completed. It is requested that the Board of Education formally accept the completed work of this Contractor.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F08-04, Indian Springs High School (HS #8) - Sitework, for the work awarded to the Prime Contractor listed below:

Category No. 23 - Site Plumbing
Temecula Mechanical, Inc.
Temecula, CA

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

8.44 Approval to Establish and Exceed the Change Order Limitation for Prime Contractors' Work at Cajon High School Modernization Project
(Prepared by Facilities/Operations Division)

Facilities Management requests Board of Education approval to establish and exceed the 10 percent change order limitation of Public Contract Code Section 20118.4 for prime contractors:

Contractor	Original Contract Amt.	Allowable 10% Limit	C.O's Exceeding 10% (previously approved)	Requested Increase	C.O. Totals
Harik Construction	\$2,823,000.00	\$282,300.00	\$940,425.00	\$301,472.00	\$1,524,197.00
West-Tech Mechanical	\$2,355,000.00	\$235,500.00	\$402,702.00	\$113,969.07	\$ 752,171.07

County Counsel reviewed and approved the request for Harik Construction, due to unforeseen safety revisions of the guardrail for the theater wheelchair lift, repairs to existing curbs for ADA lockers, and for functional relocation of eyewashes.

County Counsel reviewed the request for West-Tech Mechanical for installation of additional ductwork and an exhaust fan due to unforeseen ceiling replacement and asbestos abatement; as well as, important changes necessary to address safety and operational issues to relocate students to occupiable spaces: the functional addition of a zone damper to prevent fire damper damage and the addition of a restroom exhaust fan for code compliance. Counsel has requested that the District ask for Board approval for these unforeseen conditions and safety and operational issues necessary to relocate students. Board approval is needed in order to amend the contractors' agreements and to pay the amount of the additional work. 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 to establish and exceed the 10 percent change order limitation for Harik Construction on the CHS Modernization Project. County Counsel reviewed and approved the request, due to the unforeseen safety revisions of the guardrail for the theater wheelchair lift, repairs to existing curbs for ADA lockers, and functional relocation of eyewashes.

BE IT FURTHER RESOLVED that the Board of Education approves the request to establish and exceed the 10 percent change order limitation for West-Tech Mechanical on the CHS Modernization Project. County Counsel has reviewed and requested that the District ask for Board approval for installation of additional ductwork and an exhaust fan due to unforeseen ceiling replacement and asbestos abatement; as well as, important changes to address safety and operational issues necessary to relocate students to occupiable spaces: functional addition of zone damper to prevent fire damper damage and addition of a restroom exhaust fan for code

compliance. Board approval is needed in order to amend the contractors' agreements and to pay the amount of the additional work. All other terms and conditions remain the same.

Contractor	Original Contract Amt	Allowable 10% Limit	C.O's Exceeding 10% (previously approved)	Requested Increase	C.O. Totals
Harik Construction	\$2,823,000.00	\$282,300.00	\$940,425.00	\$301,472.00	\$1,524,197.00
West-Tech Mechanical	\$2,355,000.00	\$235,500.00	\$402,702.00	\$113,969.07	\$ 752,171.07

8.45 Ratification of Approved Change Orders
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to ratify the approval of change orders not exceeding 10 percent of the original contract amount for all District construction projects during the 2009-2010 fiscal year. Upon recommendation by County Counsel to establish a practice for ratification of these changes orders by the Board, the Facilities Management Department seeks a blanket ratification of District approved change orders from January 1, through June 30, 2010. The change orders include the Division of the State Architect (DSA) approved change orders; change orders approved by the District and waiting for DSA approval; and the explanation for the changes.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies the DSA and District approved change orders from January 1, through June 30, 2010, for the following projects:

- | | |
|--|--------------------------------|
| Bonnie Oehl ES - Modernization Phase II | QEIA - Various Sites |
| Curtis MS - Modernization | Riley ES - Modernization |
| Hillside ES - Modernization | Salinas ES - Modernization |
| Hunt ES - Modernization | San Geronio HS - Modernization |
| Indian Springs HS (HS #8) - New Construction | SDC Project - Various Sites |
| Lincoln ES - Modernization | |

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

The Facilities Management Department requests Board of Education approval to allow the general contractor, Cyrcon Builders, Bid F08-09, Arrowhead, Carmack, Harmon, and Kendall Elementary Schools Modernization Project (Group 4), to release its insulation subcontractor Gateway Insulation, Inc., from their obligation on the project, due to their inability to honor the

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project specifications, and to substitute MASCO Contractor Services of California, Rancho Cucamonga, CA, pursuant to Public Contract Code Section 4107. Cyrcon Builders has received a letter of withdrawal from Gateway Insulation, Inc., requesting to be removed from the Group 4 Project. Services originally provided by Gateway Insulation, Inc. will now be done by MASCO Contractor Services of California. 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 general contractor, Cyrcon Builders, Bid F08-09, Arrowhead, Carmack, Harmon, and Kendall Elementary Schools Modernization Project (Group 4), to release Gateway Insulation, Inc., the insulation subcontractor, from their obligation on the project, and to substitute MASCO Contractor Services of California, Rancho Cucamonga, CA, as the insulation subcontractor, 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.

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

The Facilities Management Department requests Board of Education approval to allow the general contractor, Cyrcon Builders, Bid F08-09, Arrowhead, Carmack, Harmon, and Kendall Elementary Schools Modernization Project (Group 4), to release its painting subcontractor Spray Tech Painting, Inc. from their obligation on the project, due to their non-responsiveness and non-execution of the subcontract, and to substitute ADL Painting & Wallcovering, Inc., Corona, CA, pursuant to Public Contract Code Section 4107. Cyrcon Builders has made several attempts to contact Spray Tech Painting, Inc., with no response. Services originally provided by Spray Tech Painting, Inc. will now be done by ADL Painting & Wallcovering, Inc. 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 general contractor, Cyrcon Builders, Bid F08-09, Arrowhead, Carmack, Harmon, and Kendall Elementary Schools Modernization Project (Group 4), to release Spray Tech Painting, Inc., the painting subcontractor, from their obligation on the project, and to substitute ADL Painting & Wallcovering, Inc., Corona, CA, as the painting subcontractor, pursuant to Public Contract Code Section 4107. There is no additional cost. All other terms and conditions remain the same.

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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.

8.48 Request to Substitute Subcontractors Pursuant to Public Contract Code Section 4107 - Soils Remediation
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to allow the general contractor, AMPCO Contracting, Inc., Bid F09-07, Soils Remediation, Hazardous Materials Abatement and Demolition Services for the proposed Captain Leland Norton Elementary School (Lincoln II South), to release its soils remediation subcontractor, EarthSafe Geological and Environmental Consulting, from their obligation on the project, due to their inability to honor the project specifications, pursuant to Public Contract Code Section 4107. AMPCO has received notification from EarthSafe, requesting to be removed from the project. Services originally provided by EarthSafe will now be self-performed by AMPCO. 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 general contractor, AMPCO Contracting, Inc., Bid F09-07, Soils Remediation, Hazardous Materials Abatement and Demolition Services for the proposed Captain Leland Norton Elementary School (Lincoln II South), to release EarthSafe Geological and Environmental Consulting, as the soils remediation subcontractor, from their obligation on the project, and to self-perform the 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.

8.49 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)7/8/1994	*(S)11/4/1996	*(S)9/7/1996	*(S)3/7/1995	*(S)2/1/1994	*(S)2/8/1993
*(S)4/1/1995	*(S)6/2/1995	*(S)6/30/1994	*(S)11/13/1994	*(S)8/24/1992	*(S)12/13/1994
*(S)3/16/1995					

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*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.

8.50 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.

8.51 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:

12/27/1996 12/8/1994 12/7/1996 11/22/1996

8.52 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:

8.53 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.

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

It is recommended that the following resolution be adopted:

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

10/14/1996	9/11/1994	2/22/1994	10/28/1995	4/5/1993	4/11/1996
11/17/1994	1/3/1997				

8.55 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:

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8.56 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.

8.57 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.

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9.0 Action Items

9.1 Personnel Report #5, Dated September 7, 2010
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #5, dated September 7, 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 #5, dated September 7, 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.

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

MABEL COLE HOLIFIELD

WHEREAS Mabel Holifield was a dedicated member of the certificated staff for the San Bernardino City Unified School District from 1938, until her retirement in 1976; and

WHEREAS even after retiring, Mabel Holifield continued working as a substitute teacher until well into her 90th year of life, and she was an active member of the Rock Church & World Outreach Center of San Bernardino; and

WHEREAS throughout her long and productive career with the District, Mabel Holifield worked at Wilson, Mt. Vernon, Arrowhead, Hillside, and Urbita Elementary Schools, and Cajon School; and

WHEREAS on June 23, 2010, Mabel Holifield died, bringing deep sorrow to her loving family and friends; and

WHEREAS Mabel Holifield is survived by a son, Bert A. Holifield II; an adopted daughter, Laurie Gampp; four grandchildren; and eight great-grandchildren;

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

HOWARD LIND

WHEREAS Howard Lind was a dedicated member of the certificated service for the San Bernardino City Unified School District from 1965, until his retirement in 1987; and

WHEREAS throughout his productive career with the District, Howard Lind taught at Cole, Lankershim, Lytle Creek, and Cypress Elementary Schools, where he took pride in working with special education students; and

WHEREAS before joining the District, Howard Lind enlisted in the U.S. Marines and served in the Pacific Theater of Ops and participated in operations at Bougainville, and the capture and occupation of Guam and Iwo Jima during World War II; and

WHEREAS on August 15, 2010, Howard Lind died, bringing deep sorrow to his loving family and friends; and

WHEREAS Howard Lind is survived by a son, Brian Lind; two daughters, Marla Wood and Cynthia Hoffman; and three granddaughters, Mallory, Richelle, and Nicole;

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

PHILLIP BOICE RIGGINS SR.

WHEREAS Phillip Riggins Sr. was a dedicated member of the certificated service for the San Bernardino City Unified School District from 1973, until 1987; and

WHEREAS Phillip Riggins Sr. was a teacher at Cypress, Barton, and Roosevelt Elementary Schools; and even after his retirement, he continued working as a substitute teacher for many years; and

WHEREAS Phillip Riggins Sr. loved being an educator and he was loved by students and fellow teachers alike; and

WHEREAS on June 8, 2010, Phillip Riggins Sr. died, bringing deep sorrow to his loving family and friends; and

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WHEREAS Phillip Riggins Sr. is survived by his two sons, Phillip Riggins Jr. and Robert Riggins; a brother, Otha Riggins; a sister, Kathy Anderson; and four grandchildren;

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

ISADORE WASHINGTON

WHEREAS Isadore Washington was a dedicated member of the classified service for the San Bernardino City Unified School District from 1970, until 1981; and

WHEREAS throughout his productive career with the District, Isadore Washington worked as a campus resource assistant and campus security officer, ensuring the safety of students at Arrowview Middle School and Cajon High School; and

WHEREAS before joining the District, Isadore Washington worked for the Las Vegas Sheriff's Department, and was well known in his community; and

WHEREAS on August 1, 2010, Isadore Washington died, bringing deep sorrow to his loving family and friends; and

WHEREAS Isadore Washington is survived by his son, Randall Washington of Rialto; three daughters, Vicky Jones of Orange County, Syble Miller of Las Vegas, and Segonia Washington of Rialto; and 10 grandchildren;

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

SESSION EIGHT - Closed Session

10.0 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

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

Public Employee Discipline/Dismissal/Release

Public Employee Appointment

Title: Coordinator, English Learners Programs-Structured English Immersion (SEI) and English Language Mainstream (ELM) Programs – Secondary

Public Employee Evaluation

Title: Superintendent

SESSION NINE – Open Session

11.0 Action Reported from Closed Session

SESSION TEN - Closing

12.0 Adjournment

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, September 21, 2010, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

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

Marie Arakaki, Affirmative Action Director
777 North F Street, San Bernardino, CA 92410
(909) 381-1122, (909) 381-1121 fax
email: marie.arakaki@sbcusd.k12.ca.us

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

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

Posted: September 3, 2010