

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

August 3, 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 Academic Excellence for Students Receiving
Advanced Placement Diploma Awards, International Baccalaureate
Diplomas, or Golden State Seal Merit Diplomas
2.2 Recognition of District Schools that Exited Program Improvement

SESSION THREE –Administrative Presentation

- 3.0 Administrative Presentation** **6:00 p.m.**
3.1 Master Plan for English Learners Update

SESSION FOUR - Administrative Reports

- 4.0 Administrative Reports** **6:45 p.m.**
4.1 Budget Update
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 Acceptance of Gifts and Donations to the District
- 8.3 Business and Inservice Meetings
- 8.4 Commercial Warrant Registers for Period from July 1, through July 15, 2010
- 8.5 Federal/State/Local District Budgets and Revisions
- 8.6 Extended Field Trip, San Geronio High School, NCA Summer Cheer Camp, Los Angeles, California
- 8.7 Sale of Used District Covered Electronic Waste (CEW/Non-CEW)
- 8.8 Agreement with Owl Corps School Wise Press to Provide Staff Development to District Schools
- 8.9 Agreement with Perr & Knight, Inc., to Provide an Evaluation of the District's Self-Insured Liabilities as of July 1, 2010
- 8.10 Agreement with Total School Solutions to be the District's Assistance and Intervention Team (DAIT) Provider
- 8.11 Agreement with Total School Solutions to Provide Executive Coaching at Pacific High School
- 8.12 Renewal of the Affiliation Agreement with Pinnacle Medical Group to Provide a Site for Clinical Learning Experience for Adult School Students Enrolled in the Medical Assistant Training Program
- 8.13 Renewal of the Local Agreement for Child Development Services with the California Department of Education for Use in Accordance with the Program Requirements for the Pre-kindergarten and Family Literacy Program, Contract CPKS-0079
- 8.14 Renewal of the Agreement with San Bernardino County Sexual Assault Services, Inc.
- 8.15 Renewal of the Agreement with School Services of California, Incorporated, for Special Fiscal and Budget Services and Reports
- 8.16 Renewal of the Agreement with Time & Alarm Systems to Monitor the Alarm System at Cesar Chavez Middle School
- 8.17 Renewal of the Internship Agreement with National University
- 8.18 Amendment of the Agreement with the California Department of Rehabilitation to Provide Vocational Rehabilitation Services
- 8.19 Amendment of the Resolution Approving the Renewal of the Agreement with Manning & Marder to Provide Legal Services for Labor, Personnel and Employment Issues
- 8.20 Food Service Agreement with Crown Ridge Academy
- 8.21 Request for Retention Reduction for Bid No. F07-03, Category No. 7 - San Geronio High School Modernization Project
- 8.22 Bid No. F09-14, Bing Wong Elementary School and Curtis Middle School Retention Basin Repair Project

- 8.23 Notice of Completion, Bid No. 01-09, Requirements Contract for Built-Up Roofing Installation and Repair District-Wide
- 8.24 Notice of Completion, Bid No. F07-18, Category No. 3 – Severe Special Day Class Buildings at 8 Elementary School Sites
- 8.25 Physical Education Exemptions
- 8.26 Expulsion of Student(s)
- 8.27 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
- 8.28 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
- 8.29 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 8.30 Revocation of Suspension of Expulsion
- 8.31 Lift of Expulsion of Student(s)
- 8.32 Failure to Recommend Mandatory Expulsion 48915
- 8.33 Petition to Expunge, Rescind, or Modify Expulsion
- 8.34 Education Code 48213
- 8.35 Compensation for School Board Members

9.0 Action Items

- 9.1 Personnel Report #3, Dated August 3, 2010

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

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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, August 17, 2010, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: July 30, 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

August 3, 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 Academic Excellence for Students Receiving Advanced Placement Diploma Awards, International Baccalaureate Diplomas, or Golden State Seal Merit Diplomas
(Prepared by Superintendent)

High school students within the San Bernardino City Unified School District are able to earn special recognition for their academic achievements by either completing Advanced Placement (AP) courses, participating in the International Baccalaureate program, or by demonstrating their mastery of the high school curriculum by taking the Golden State Examination.

Tonight, the Board of Education wishes to recognize and congratulate those students who have earned the distinction of graduating from high school and achieving a score of 3 or higher on AP exams, or receiving a full International Baccalaureate Diploma or a Golden State Seal Merit Diploma.

- 2.2 Recognition of District Schools that Exited Program Improvement
(Prepared by the Communications Office)

The Board is recognizing Burbank, Roosevelt, and Bonnie Oehl Elementary Schools for making significant academic growth and formally exiting the state's Program Improvement watch list.

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 Master Plan for English Learners Update (Prepared by Curriculum/Instruction & Accountability Division)

The Master Plan for English Learners document provides guidance for instructional support specific to English learner students in any of the following academic settings: Alternative Bilingual Education, Dual Immersion, Structured English Immersion, and English Language Mainstream.

Dr. Judy D. White, Deputy Superintendent, and Daniel Arellano, Director of English Learner Programs/Enrollment Center, will present an updated version of the Master Plan for English Learners document.

Members and officers of the District English Learner Advisory Committee (DELAC) will be available to advise the District’s governing board on required tasks as mandated by the California Department of Education.

SESSION FOUR - Administrative Reports

4.0 Administrative Reports

4.1 Budget Update (Prepared by Business Services Division)

Mohammad Z. Islam, Chief Business and Financial Officer, will provide a budget update if any information is available related to the Fiscal Year 2010-11 budget.

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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 Seven, 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 July 6, 2010, 2010, be approved as presented.

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

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

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

SITE	DONOR	DONATION AND PURPOSE	CASH
Communications Department	The American Learning Corporation	\$500.00 to sponsor the Summer Conference speaker	\$500.00
College Career Development	First Presbyterian Church of San Bernardino	\$200.00 to sponsor the ROP Silk Screening course	\$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 \$500.00, The American Learning Corporation; and \$200.00, First Presbyterian Church of San Bernardino.

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

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

It is recommended that the following resolution be adopted:

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

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Laura Hall
Terry Kondrack
Sue Long
Rebecca Ryan
Yvette Schemenauer
Kristin Stevens
Rachel Visco

(Board Representatives,
Our Lady of the Assumption School)

To attend the SCOE – Workshop –
Mathematics Coaching Institute, Loyola
Marymount University, Los Angeles, CA,
August 9-13, 2010. Total cost, not to exceed
\$3,300.00, will be paid from Accountability
Department Account No. 536.

To be paid a stipend of \$150.00 per day for a
total of five days. The total stipend, not to
exceed \$750.00 per person, will be paid from
Accountability Department Account No. 536.

8.4 Commercial Warrant Registers for Period from July 1, through July 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 July 1, through July 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 Harris, Interim Employee Benefits Director; or Mohammad Z. Islam, Chief Business and Financial Officer, to sign disbursements.

8.5 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, Superior Foundation (142), was not included in the 2010-2011 approved budget. Based on funds received by the District on July 9, 2010, an increase in the amount of \$7,500.00 will result in a revised total of \$7,500.00 for revenues and expenditures.

The restricted program, Fund 12-Child Development Program (250), contract CCTR-0243, was included in the 2010-2011 approved budget in the amount of \$1,942,262.00. Based on the award

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letter received June 4, 2010, a decrease in the amount of \$20,496.00 will result in a revised total of \$1,921,766.00.

The restricted program, Fund 12-State Preschool Program (251), contract CSPP-0442, was included in the 2010-2011 approved budget in the amount of \$7,154,410.00. Based on the award letter received June 14, 2010, a decrease in the amount of \$14,544.00 will result in a revised total of \$7,139,866.00.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the increase of \$7,500.00 in the budgeting of revenues and expenditures for the restricted program, Superior Foundation (142).

BE IT ALSO RESOLVED that the Board of Education approves the reduction of \$20,496.00 in the budgeting of revenues and expenditures for the restricted program, Fund 12-Child Development Program (250), Contract CCTR-0243.

BE IT FURTHER RESOLVED that the Board of Education approves the reduction of \$14,544.00 in the budgeting of revenues and expenditures for the restricted program, Fund 12-State Preschool Program (251), Contract CSPP-0442.

8.6 Extended Field Trip, San Gorgonio High School, NCA Summer Cheer Camp, Los Angeles, California
(Prepared by Business Services Division)

San Gorgonio High School requests Board of Education approval of an extended field trip for 26 students, 3 chaperones, 1 Head Coach, and 1 District employee, to attend the NCA Summer Cheer Camp, in Los Angeles, California, August 13, through August 16, 2010.

Students' participation in the NCA Summer Cheer Camp serves as a training purpose and improves team building skills. The students will attend stunt, chant, jump technique, and radical response classes. The gain of new cheering techniques will broaden their cheerleading scholarship opportunities.

The cost of the trip, not to exceed \$10,410.00, including meals and lodging for 26 San Gorgonio High School students, 3 chaperones, 1 Head Coach, and 1 District employee, will be paid from San Gorgonio Booster Club Account. Transportation provided by Durham School Services, not to exceed \$888.00, will be paid from San Gorgonio High School Account No. 203. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education approves the extended field trip for 26 San Geronio High School students, 3 chaperones, 1 Head Coach, and 1 District employee, to attend the NCA Summer Cheer Camp, in Los Angeles, California, August 13, through August 16, 2010. The cost of the trip, not to exceed \$10,410.00, including meals and lodging for 26 San Geronio High School students, 3 chaperones, 1 Head Coach, and 1 District employee, will be paid from San Geronio Booster Club Account. Transportation provided by Durham School Services, not to exceed \$888.00, will be paid from San Geronio High School Account No. 203. Names of the students are on file in the Business Services office.

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

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

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

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

It is recommended that the following resolution be adopted:

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

BE IT FURTHER RESOLVED that in accordance with California Education Code Section 17545, the Board of Education declare the following items as surplus to District needs and unsatisfactory or no longer suitable for school use: List of Salvage Computer Equipment and Peripherals dated July 15, 2010.

8.8 Agreement with Owl Corps School Wise Press to Provide Staff Development to District Schools
(Prepared by Business Services Division)

The Professional Development Department requests Board of Education approval to enter into an agreement with Owl Corps School Wise Press, San Francisco, CA, to provide services to selected District elementary and secondary staff analyzing common formative test items, effective August 4, 2010, through June 30, 2011. The fee, not to exceed \$9,000.00, will be paid from the Restricted General Fund—Title II Educational Services, Account No. 538.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Owl Corps School Wise Press, San Francisco, CA, to provide services to selected District elementary and secondary staff analyzing common formative test items, effective August 4, 2010, through June 30, 2011. The fee, not to exceed \$9,000.00, will be paid from the Restricted General Fund—Title II Educational Services, Account No. 538.

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

8.9 Agreement with Perr & Knight, Inc., to Provide an Evaluation of the District's Self-Insured Liabilities as of July 1, 2010
(Prepared by Business Services Division)

The Workers' Compensation/Employee Benefits Department requests Board of Education approval to enter into an agreement with Perr & Knight, Inc., Pacific Palisades, CA, to provide an actuarial study of the District's self-insured liabilities effective August 4, 2010, through June 30, 2011. Perr & Knight, Inc., will provide an independent opinion of the District's self-insured incurred liabilities, in compliance with the requirements of California Education Code, Section 42141, and Government Accounting Standards Board Statement No. 10. Perr & Knight, Inc., will also project ultimate self-insured claim and claim expense costs for fiscal year ending June 30, 2011, and will submit a written report documenting the basis of these estimates and projections. The fee, not to exceed \$4,250.00, will be paid from Workers' Compensation Fund 67, Account No. 00D.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Perr & Knight, Inc., Pacific Palisades, CA, to provide an actuarial study of the District's self-insured liabilities effective August 4, 2010, through June 30, 2011. Perr & Knight, Inc., will provide an independent opinion of the District's self-insured incurred liabilities, in compliance with the requirements of California Education Code, Section 42141, and Government Accounting Standards Board Statement No. 10. Perr & Knight, Inc., will also project ultimate self-insured

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claim and claim expense costs for fiscal year ending June 30, 2011, and will submit a written report documenting the basis of these estimates and projections. The fee, not to exceed \$4,250.00, will be paid from Workers' Compensation Fund 67, Account No. 00D.

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

8.10 Agreement with Total School Solutions to be the District's Assistance and Intervention Team (DAIT) Provider
(Prepared by Business Services Division)

The Deputy Superintendent's Office requests Board of Education approval to enter into an agreement with Total School Solutions, Fairfield, CA, to be the DAIT provider per the requirements of the MOU with the State Department of Education, effective August 4, 2010, through June 30, 2011. The fee, not to exceed \$25,000.00, shall be paid from the Restricted General Fund—ARRA - Title I Entitlement, Account No. 531.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Total School Solutions, Fairfield, CA, to be the DAIT provider per the requirements of the MOU with the State Department of Education, effective August 4, 2010, through June 30, 2011. The fee, not to exceed \$25,000.00, shall be paid from the Restricted General Fund—ARRA - Title I Entitlement, Account No. 531.

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

8.11 Agreement with Total School Solutions to Provide Executive Coaching at Pacific High School
(Prepared by Business Services Division)

The Deputy Superintendent's Office requests Board of Education approval to enter into an agreement with Total School Solutions, CA, to provide executive coaching at Pacific High School, effective August 4, 2010, through June 30, 2011. The fee, not to exceed \$50,000.00, shall be paid from the Restricted General Fund—ARRA - Title I Entitlement, Account No. 531.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Total School Solutions, CA, to provide executive coaching at Pacific High School, effective August 4, 2010, through June 30, 2011. The fee, not to exceed \$50,000.00, shall be paid from the Restricted General Fund—ARRA - Title I Entitlement, Account No. 531.

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

- 8.12 Renewal of the Affiliation Agreement with Pinnacle Medical Group to Provide a Site for Clinical Learning Experience for Adult School Students Enrolled in the Medical Assistant Training Program
(Prepared by Business Services Division)

The Adult School requests Board of Education approval to renew the affiliation agreement with Pinnacle Medical Group, Fontana, CA, to provide a clinical practice site for students enrolled in the Adult School's Medical Assistant Training Program, effective October 1, 2010, through September 30, 2013. There is no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves renewing the affiliation agreement with Pinnacle Medical Group, Fontana, CA, to provide a clinical practice site for students enrolled in the Adult School's Medical Assistant Training Program, effective October 1, 2010, through September 30, 2013. There is no cost to the District.

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

- 8.13 Renewal of the Local Agreement for Child Development Services with the California Department of Education for Use in Accordance with the Program Requirements for the Pre-kindergarten and Family Literacy Program, Contract CPKS-0079
(Prepared by Business Services Division)

The Business Services Division requests Board of Education approval to renew the Local Agreement for Child Development Services with the California Department of Education for the purpose of providing funding for the pre-kindergarten and family literacy program, contract number CPKS-0079, effective July 1, 2010, through June 30, 2011. Quarterly reporting must be submitted for reimbursement of expenditures, up to a maximum reimbursement of \$20,000.00. The monies shall be deposited into Fund 12—Support Management, Account No. 101.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies renewing the Local Agreement for Child Development Services with the California Department of Education for the purpose of providing funding for the pre-kindergarten and family literacy program, contract number CPKS-0079, effective July 1, 2010, through June 30, 2011. Quarterly reporting must be submitted for reimbursement of expenditures, up to a maximum reimbursement of \$20,000.00. The monies shall be deposited into Fund 12—Support Management, Account No. 101.

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

8.14 Renewal of the Agreement with San Bernardino County Sexual Assault Services, Inc.
(Prepared by Business Services Division)

The Alternative Programs Department requests Board of Education approval to renew the agreement with San Bernardino County Sexual Assault Services, Inc., San Bernardino, CA, to provide on-campus substance abuse and education activities as needed, effective July 1, 2010, through June 30, 2011. There is no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with San Bernardino County Sexual Assault Services, Inc., San Bernardino, CA, to provide on-campus substance abuse and education activities as needed, effective July 1, 2010, through June 30, 2011. There is no cost to the District.

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

8.15 Renewal of the Agreement with School Services of California, Incorporated, for Special Fiscal and Budget Services and Reports
(Prepared by Business Services Division)

The Business Services Department requests Board of Education approval to renew the agreement with School Services of California, Inc., Sacramento, CA, for special fiscal and budget services, effective July 1, 2010, through June 30, 2011. School Services of California, Inc., is a consulting firm professionally and specially trained to provide services to local school districts regarding school finance, legislation, budgeting, and general fiscal issues. This agreement includes eight hours of direct service, as the District directs, on fiscal issues in addition to one copy of each edition of the Fiscal Report, preliminary revenue limit worksheets, and one copy of the booklet Analysis of the Governor's Budget. The cost of the agreement for 2010-2011, not to exceed \$2,100.00, plus expenses of up to \$200.00 for the Comparative Analysis of District Income and Expenditures (CADIE) and the Salary and Benefits Reports (SABRE) analytical reports, will be paid from Unrestricted General Fund - Business Services, Account No. 068.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with School Services of California, Inc., Sacramento, CA, for special fiscal and budget services, effective July 1, 2010, through June 30, 2011. School Services of California, Inc., is a consulting firm

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professionally and specially trained to provide services to local school districts regarding school finance, legislation, budgeting, and general fiscal issues. This agreement includes eight hours of direct service, as the District directs, on fiscal issues in addition to one copy of each edition of the Fiscal Report, preliminary revenue limit worksheets, and one copy of the booklet Analysis of the Governor's Budget. The cost of the agreement for 2010-2011, not to exceed \$2,100.00, plus expenses of up to \$200.00 for the Comparative Analysis of District Income and Expenditures (CADIE) and the Salary and Benefits Reports (SABRE) analytical reports, will be paid from Unrestricted General Fund - Business Services, Account No. 068.

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

8.16 Renewal of the Agreement with Time & Alarm Systems to Monitor the Alarm System at Cesar Chavez Middle School
(Prepared by Business Services Division)

The School Police Department requests Board of Education approval to renew the agreement with Time & Alarm Systems, Mira Loma, CA, to monitor the alarm system at Cesar Chavez Middle School, effective October 1, 2010, through September 30, 2011. The cost, not to exceed \$252.00 annually, will be paid from the Unrestricted General Fund—School Police, Account No. 079.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves renewing the agreement with Time & Alarm Systems, Mira Loma, CA, to monitor the alarm system at Cesar Chavez Middle School, effective October 1, 2010, through September 30, 2011. The cost, not to exceed \$252.00 annually, will be paid from the Unrestricted General Fund—School Police, Account No. 079.

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

8.17 Renewal of the Internship Agreement with National University
(Prepared by Business Services Division)

The Human Resources-Certificated Division requests Board of Education approval to enter into an agreement with National University, La Jolla, CA, effective August 4, 2010, through June 30, 2015. The University will provide interns for active participation in the duties and functions of classroom teaching under the direct supervision and instruction of employees of the District holding valid teaching credentials issued by the Commission on Teacher Credentialing. The interns will not displace a certificated employee of the District, and must meet the University's competencies or the District's performance criteria during the course of the program. The interns will assume the functions that are authorized by the regular standard credential (EC

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44454), and the interns' services will meet the instructional service needs of the District (EC 44458). The interns' salaries will be in accordance with the Internship Act of 1997.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves renewing the agreement with National University, La Jolla, CA, effective August 4, 2010, through June 30, 2015. The University will provide interns for active participation in the duties and functions of classroom teaching under the direct supervision and instruction of employees of the District holding valid teaching credentials issued by the Commission on Teacher Credentialing. The interns will not displace a certificated employee of the District, and must meet the University's competencies or the District's performance criteria during the course of the program. The interns will assume the functions that are authorized by the regular standard credential (EC 44454), and the interns' services will meet the instructional service needs of the District (EC 44458). The interns' salaries will be in accordance with the Internship Act of 1997.

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

8.18 Amendment of the Agreement with the California Department of Rehabilitation to Provide Vocational Rehabilitation Services
(Prepared by Business Services Division)

The Special Education Department requests Board of Education approval to amend the agreement with the California Department of Rehabilitation (DOR) approved by the Board on June 15, 2010, Agenda Item 10.57. The amendment is necessary to add \$100,000.00 to the initial amount of \$309,489.00 for this fiscal year for an aggregate total not to exceed \$409,489.00. The funds will be deposited in and cost of services will be paid from the Restricted General Fund—Transition Partnership Program, Account No. 568. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with the California Department of Rehabilitation (DOR), approved by the Board on June 15, 2010, Agenda Item 10.57. The amendment is necessary to add \$100,000.00 to the initial amount of \$309,489.00 for this fiscal year for an aggregate total not to exceed \$409,489.00. The funds will be deposited in and cost of services will be paid from the Restricted General Fund—Transition Partnership Program, Account No. 568. 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.

8.19 Amendment of the Resolution Approving the Renewal of 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 resolution approving the renewal of the agreement with Manning & Marder, Scottsdale, AZ, approved by the Board on July 6, 2010, Agenda Item 9.35. The amendment is necessary to add \$15,000.00 to the initial fee of \$50,000.00 for an aggregate total not to exceed \$65,000.00. The additional amount is necessary to pay invoices received for the 2009-10 fiscal year. The additional fee will be paid from the Unrestricted General Fund—Human Resources-Certificated Personnel, Account No. 070. 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 approving the renewal of the agreement with Manning & Marder, Scottsdale, AZ, approved by the Board on July 6, 2010, Agenda Item 9.35. The amendment is necessary to add \$15,000.00 to the initial fee of \$50,000.00 for an aggregate total not to exceed \$65,000.00. The additional amount is necessary to pay invoices received for the 2009-10 fiscal year. The additional fee will be paid from the Unrestricted General Fund—Human Resources-Certificated Personnel, Account No. 070. 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.

8.20 Food Service Agreement with Crown Ridge Academy
(Prepared by Facilities/Operations Division)

The Nutrition Services Department requests Board of Education approval to enter into a meal program food service agreement with Crown Ridge Academy, San Bernardino, CA, effective August 3, 2010, through June 30, 2011. There is no cost to the District.

This standardized food service agreement may be extended by mutual written consent one fiscal year at a time up to a total of three years, subject to the terms and conditions agreed upon by the parties by June 30 of each year. Written notice of changes to terms and conditions may include, but not be limited to, price, location(s), and number/style of meals served. The yearly prices are based on what type of service and materials are included with the meal, such as delivery, milk, straws, napkins, eating utensils, trays, and clean-up. The District pricing schedule for 2010-2011 is as follows:

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20 meal minimum for delivery; 10 meal min. for pick-up. Delivery Fee = \$.65/mi. if >15 mi. from Nutrition Svcs.	Family Style			Box Style			Snack
	Breakfast	Student Lunch	Adult Lunch	Breakfast	Student Lunch	Adult Lunch	
Reimbursable	\$1.95	\$2.95	\$3.10	\$1.95	\$2.85	\$3.00	\$1.30
Non-Reimbursable	\$1.70	\$2.85	\$3.00	\$1.70	\$2.85	\$3.05	\$.90

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a meal program food service agreement with Crown Ridge Academy, San Bernardino, CA, effective August 3, 2010, through June 30, 2011, per terms of the agreement. There is no cost to the District. This standardized agreement may be extended by mutual written consent one fiscal year at a time up to a total of three years, subject to the terms and conditions agreed upon by the parties by June 30 of each year. Written notice of changes to terms and conditions may include, but not be limited to, price changes, location(s), and number/style of meals served. District pricing schedule for 2010-11 is as follows:

20 meal minimum for delivery; 10 meal min. for pick-up. Delivery Fee = \$.65/mi. if >15 mi. from Nutrition Svcs.	Family Style			Box Style			Snack
	Breakfast	Student Lunch	Adult Lunch	Breakfast	Student Lunch	Adult Lunch	
Reimbursable	\$1.95	\$2.95	\$3.10	\$1.95	\$2.85	\$3.00	\$1.30
Non-Reimbursable	\$1.70	\$2.85	\$3.00	\$1.70	\$2.85	\$3.05	\$.90

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

8.21 Request for Retention Reduction for Bid No. F07-03, Category No. 7 - San Gorgonio High School Modernization Project
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to reduce the retention from 10 percent to 5 percent with Allison Mechanical, Inc, Redlands, CA, Category No. 7, HVAC contractor for the San Gorgonio High School Modernization Project, originally approved by the Board on December 2, 2008.

Public Contract Code, Section 9203, requires that the Owner retain 10 percent of each contractor's requested payment application until the work is at least 50 percent complete. At this time, Allison Mechanical, Inc. has successfully completed over 75 percent of the work under

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their contract and is requesting the District reduce the retention amount to 5 percent. This amount of retention is considered sufficient to protect the District in the event of any unforeseen conditions or infractions. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves reducing the retention amount for Allison Mechanical, Inc., Redlands, CA, Bid No. F07-03, Category No. 7, HVAC contractor for the San Geronio High School Modernization Project, to 5 percent. All other terms and conditions remain the same.

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

8.22 Bid No. F09-14, Bing Wong Elementary School and Curtis Middle School Retention Basin Repair Project
(Prepared by Facilities/Operations Division)

Bid No. F09-14, Bing Wong Elementary School and Curtis Middle School Retention Basin Repair Project was advertised on June 3, and June 10, 2010, in *The Sun*, *El Chicano*, *Precinct Reporter*, and *Press Enterprises* newspapers. Bids were opened on July 2, 2010, at 2:00 p.m. and received from the following:

<u>Contractor</u>	<u>Total Base Bid Including Allowance</u>
Try Kirtley General Engineering Rim Forest, CA	\$ 218,000.00
Belaire-West Landscape, Inc. Buena Park, CA	\$ 240,000.00
Fata Construction & Development Riverside, CA	\$ 297,000.00
Lee & Stires Ontario, CA	\$ 332,630.00
Nature Tech Landscaping, Inc. Riverside, CA	\$ 394,000.00
Broughton Construction, Inc. Rancho Cucamonga, CA	\$ 422,453.00

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Desert Concepts Construction Palm Desert, CA	\$ 887,000.00
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The Facilities Management Department will seek reimbursement from the responsible party for this correction.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bid No. F09-14, Bing Wong Elementary School and Curtis Middle School Retention Basin Repair Project, be awarded to the lowest responsible bidder meeting the specifications, based on the combined Base Bid. The cost will be paid from Funds 21, 25, 35, and 40. The Facilities Management Department will seek reimbursement from the responsible party for this correction.

<u>Contractor</u>	<u>Total Base Bid Including Allowance</u>
Try Kirtley General Engineering P.O. Box 391 Rim Forest, CA 92378	\$ 218,000.00

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

8.23 Notice of Completion, Bid No. 01-09, Requirements Contract for Built-Up Roofing Installation and Repair District-Wide
(Prepared by Facilities/Operations Division)

Bid No. 01-09, Requirements Contract for Built-Up Roofing Installation and Repair District-wide, was previously awarded to a General Contractor. The work assigned to the General Contractor listed below has now been completed. It is requested that the Board of Education formally accept the completed work of this Contractor.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. 01-09, Requirements Contract for Built-Up Roofing Installation and Repair District-wide, for the work awarded to:

General Contractor
Bell Roof Company, Inc.
San Bernardino, CA

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

8.24 Notice of Completion, Bid No. F07-18, Category No. 3 – Severe Special Day Class Buildings at 8 Elementary School Sites
(Prepared by Facilities/Operations Division)

Bid No. F07-18, Severe Special Day Classroom Buildings at 8 Elementary School Sites: Bradley, Cypress, Highland-Pacific, Hillside, Hunt, North Verdumont, Rio Vista and Roosevelt, 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. F07-18, Severe Special Day Classroom Buildings at 8 Elementary School Sites: Bradley, Cypress, Highland-Pacific, Hillside, Hunt, North Verdumont, Rio Vista and Roosevelt, for the work awarded to:

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

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

8.25 Physical Education Exemptions
(Prepared by Student Services Division)

It is recommended that the following resolution be adopted:

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

9/24/91 9/25/94 12/25/94 12/18/95 12/18/95

8.26 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

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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)2/18/1994 *(S)6/4/1994 *(S)5/17/1994 *(S)8/26/1992 **(S)4/9/1994

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

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

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

8.27 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.

8.28 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

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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:

11/3/1992 12/16/2002

8.29 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:

8.30 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.

8.31 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:

1/28/1994	1/5/1996	10/1/1995	3/28/1996	12/23/1993	6/23/1992
4/4/1992	4/22/1997	7/15/1998	10/11/1994	7/3/1997	12/21/1995

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8.32 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:

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

7/26/1996 8/30/1994

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.

8.34 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.

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

Board Member Judi Penman was ill and unable to attend the July 20, 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 Judi Penman for the July 20, 2010 School Board meeting.

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9.0 Action Items

9.1 Personnel Report #3, Dated August 3, 2010
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #3, dated August 3, 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 #3, dated August 3, 2010, be approved as presented. Personnel actions included in this report are in accordance with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

SESSION 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

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

Public Employee Discipline/Dismissal/Release

Public Employee Evaluation

Title: Superintendent

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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, August 17, 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: July 30, 2010