

**AGENDA INDEX FOR THE
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**

DR. BARBARA FLORES
Vice President

LOUISE A. AYALA
Board Member

TERESA PARRA CRAIG
Board Member



DANNY TILLMAN
President

JUDI PENMAN
Board Member

LYNDA K. SAVAGE
Board Member

DR. ELSA O. VALDEZ
Board Member

July 5, 2011

Estimated Time

SESSION ONE - Opening

- | | | |
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| 1.0 | <i>Opening</i> | 5:30 p.m. |
| 1.1 | <u>Call to Order</u> | |
| 1.2 | <u>Pledge of Allegiance to the Flag</u> | |

SESSION TWO - Administrative Presentation

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| 2.0 | <i>Administrative Presentation</i> | 5:35 p.m. |
| 2.1 | <u>Superintendent's Search</u> | |

SESSION THREE - Administrative Reports

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| 3.0 | <i>Administrative Reports</i> | 6:45 p.m. |
| 3.1 | <u>Budget Update</u> | |
| 3.2 | <u>School Improvement Grant Update</u> | |

SESSION FOUR – Other Matters Brought By Citizens

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| 4.0 | <i>Other Matters Brought by Citizens</i> | 7:00 p.m. |
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SESSION FIVE - Reports and Comments

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| 5.0 | <i>Report by Board Members</i> | 7:15 p.m. |
| 5.1 | <u>Legislative Update</u> | |

6.0 Report by Superintendent and Staff Members

7:30 p.m.

SESSION SIX - Legislation and Action

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

- 7.1 Approval of Minutes
- 7.2 Compensation for School Board Member
- 7.3 2011-2012 District Consolidated Application (Part I)
- 7.4 Retention of Students
- 7.5 Acceptance of Gifts and Donations to the District
- 7.6 Business and Inservice Meetings
- 7.7 Commercial Warrant Registers for Period from June 1, through June 15, 2011
- 7.8 Payment for Course of Study Activities
- 7.9 Mileage and Cell Phone Amounts, Fiscal Year 2011-2012
- 7.10 Signature Authorization
- 7.11 Extended Field Trip, C.A.P.S. Central Program, CHAMPIONS, Angelus Oaks, California
- 7.12 Agreement with Children's Hospital Los Angeles/Boone Fetter Clinic to Conduct Psycho-Educational Evaluation of a District Special Education Student
- 7.13 Agreement with Solutions for Effective Education to Provide Collaborative Coaching, Administrative Support and Assessments for the Student Achievement Project
- 7.14 Amendment of the Agreement with Musick, Peeler & Garrett, LLP, to Provide Legal Services for Labor, Personnel and Employment Issues
- 7.15 Amendment of the Master Agreement with YMCA of the East Valley to Provide C.A.P.S. Services to Students
- 7.16 Renewal of the Agreement with San Bernardino County Superintendent of Schools to Provide Courier Services to the District
- 7.17 Renewal of the Agreement with Straight Talk Intervention to Provide Counseling Services to District Students
- 7.18 Resolution of Intent by the District to Grant the County of San Bernardino Easements for Highway and Roadway Purposes in Conjunction with the ORG Projects at Muscoy and Vermont Elementary Schools
- 7.19 Bid No. 16-11, Servers and Software
- 7.20 Re-Bid No. 17-11, Virtual Desktop Infrastructure (VDI)
- 7.21 Approval to Process Payments for Pending Change Orders for the San Gorgonio High School Modernization Project - Various Contractors
- 7.22 Request for Retention Reduction, Bid No. F07-03, Category No. 3 - San Gorgonio High School Modernization Project
- 7.23 Request for Retention Reduction, Bid No. F07-03, Category No. 8 - San Gorgonio High School Modernization Project

- 7.24 Request for Retention Reduction, Bid No. F08-07, Category No. 1 - Lincoln, Riley and Salinas Elementary Schools Modernization and Deferred Maintenance Project
- 7.25 Request for Retention Reduction, Bid No. F08-07, Rebid Category No. 3 - Lincoln, Riley and Salinas Elementary Schools Modernization and Deferred Maintenance Project
- 7.26 Request for Retention Reduction, Bid No. F08-07, Category No. 4 - Lincoln, Riley and Salinas Elementary Schools Modernization and Deferred Maintenance Project
- 7.27 Notice of Completion, Bid No. F09-11, Soil Remediation, Abatement and Demolition Services at the Proposed Dr. Mildred Dalton Henry Elementary School Site
- 7.28 Expulsion of Student(s)
- 7.29 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
- 7.30 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
- 7.31 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 7.32 Revocation of Suspension of Expulsion
- 7.33 Lift of Expulsion of Student(s)
- 7.34 Failure to Recommend Mandatory Expulsion 48915
- 7.35 Petition to Expunge, Rescind, or Modify Expulsion

8.0 Action Items

- 8.1 Personnel Report #1, Dated July 5, 2011
- 8.2 In Recognition of Deceased Employee

SESSION SEVEN - Closed Session

9.0 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: Harold Vollkommer
Employee Organization: California School Employees Association
Communications Workers of America
San Bernardino School Police Officers Association
San Bernardino Teachers Association

Board of Education Meeting
July 5, 2011

Public Employee Discipline/Dismissal/Release

Non-reelection of Certificated Employee(s)

Conference with Legal Counsel: Anticipated Litigation

Number of Cases: Four

Public Employee Appointment

Title: Elementary School Principal
Elementary School Vice Principal/AIIAC

SESSION EIGHT – Open Session

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

SESSION NINE - Closing

11.0 *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, July 19, 2011, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: July 1, 2011

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Board Member

July 5, 2011

SESSION ONE - Opening

1.0 Opening

1.1 Call to Order

1.2 Pledge of Allegiance to the Flag

SESSION TWO - Administrative Presentation

2.0 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 place it in the inbox located on the agenda table. 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 Four - Other Matters Brought by Citizens.

Board of Education Meeting
July 5, 2011

2.1 Superintendent's Search
(Prepared by Human Resources Division)

Three (3) firms will make presentations in regard to their proposals for conducting the search processes for both interim and permanent Superintendent positions. A period of question and answer will follow each presentation.

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

BE IT RESOLVED that Leadership Associates be approved as the firm to conduct the selection processes for both interim and permanent Superintendent positions.

- Or -

BE IT RESOLVED that San Bernardino County Superintendent of Schools office be approved as the firm to conduct the selection processes for both interim and permanent Superintendent positions.

- Or -

BE IT RESOLVED that The Cosca Group (TCG) Leadership Development Corporation be approved as the firm to conduct the selection processes for both interim and permanent Superintendent positions.

SESSION THREE - Administrative Reports

3.0 *Administrative Reports*

3.1 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 2011-12 budget.

3.2 School Improvement Grant Update
(Prepared by Curriculum/Instruction & Accountability Division)

Jim Dilday, Interim Assistant Superintendent, will be available to provide an update on the School Improvement Grant.

SESSION FOUR – Other Matters Brought By Citizens

4.0 *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 place this form in the inbox located on the agenda table. 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 Five, there will be no further opportunity for citizens to address the Board on items under consideration.

SESSION FIVE - Reports and Comments

5.0 *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.

5.1 Legislative Update

6.0 *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 SIX - Legislation and Action

7.0 *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.

7.1 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 March 24, 2011, be approved as presented.

Board of Education Meeting
July 5, 2011

7.2 Compensation for School Board Member
(Prepared by Superintendent's Office)

Board Member Louise Ayala was ill and unable to attend the June 21, 2011 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 for the June 21, 2011 School Board meeting.

Requester/Approved: Superintendent

7.3 2011-2012 District Consolidated Application (Part I)
(Prepared by Curriculum/Instruction & Accountability Office)

The Curriculum/Instruction & Accountability Office requests Board of Education approval to submit the District Consolidated Application for funding Categorical Aid Programs for 2011-2012. The purpose of Part I is to declare the intent of the District to apply for specified State and Federal categorical formula grant funds as well as collect specific data related to the District. The Federal programs are Title I, Part A (Low Income), Title II, Part A (Teacher Quality), and Title III, Part A (LEP students/Immigrants). The State program is Economic Impact Aid.

The application is submitted in two parts. Part I contains the identification of programs in which the District intends to participate, school ranking data, District assurances, as well as 2010-2011 data on student expulsion and truancy information, program improvement activities, homeless education information, the NCLB Highly Qualified Teacher and Paraprofessional status for each school as well the number of NCLB core academic classes taught by NCLB compliant teachers for each school. Part II, which will be submitted in January, will contain District and school-level budget information.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the July 5, 2011, submission of Part I of the District Consolidated Application for Categorical Program funds.

BE IT FURTHER RESOLVED that Jim Dilday, Interim Assistant Superintendent, Curriculum/Instruction & Accountability, be authorized to sign all documents relating to the submission of the District Consolidated Application on behalf of the Board of Education.

7.4 Retention of Students
 (Prepared by Curriculum/Instruction & Accountability)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education accepts and adopts the recommendation and the findings of the Curriculum/Instruction & Accountability, based on a review of student work, assessments, portfolios, report cards, and CUM records and denies the Parent Appeals for the following students whose birth dates are listed below in accordance with Board Policy and in compliance with Education Code Section 48070.5 (a), (b), (c) (1), (2), (j):

03/18/2004 02/13/2004

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

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

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

SITE	DONOR	DONATION AND PURPOSE	CASH	VALUE
Golden Valley Middle School	Charles R. Tetlock, Jr.	\$2,000.00 to sponsor the Athletic Program	\$2,000.00	
Rio Vista Elementary School	Trends in International Mathematics (TIMSS USA)	\$300.00 to sponsor the ASB	\$300.00	
Fairfax Elementary School	Early Childhood Longitudinal Study	\$200.00 to be used towards the purchase of student incentives	\$200.00	
Fairfax Elementary School	Horace Mann Insurance	Four bicycles to be used as student incentives		\$188.00
Kendall Elementary School	Lifetouch	\$59.20 to be used towards student incentives and awards	\$59.20	
Kendall Elementary School	Lifetouch	\$150.34 to be used towards student incentives and awards	\$150.34	
Kendall Elementary School	Edison International	\$300.00 to be used towards student incentives and awards	\$300.00	

Board of Education Meeting
 July 5, 2011

Kendall Elementary School	Edison International	\$300.00 to be used towards student incentives and awards	\$300.00	
Belvedere Elementary School	School Portraits by Kranz Inc.	\$368.56 to sponsor the ASB	\$368.56	

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 \$2,000.00, Charles R. Tetlock, Jr.; \$300.00, Trends in International Mathematics; \$200.00, Early Childhood Longitudinal Study; \$188.00, Horace Mann Insurance; \$59.20, Lifetouch; \$150.34, Lifetouch; \$300.00, Edison International; \$300.00, Edison International; and \$368.56, School Portraits by Kranz Inc.

Requester: Various

Approved: Chief Business and Financial Officer, Business Services

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

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

It is recommended that the following resolution be adopted:

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

Laura Hall
 Terry Kondrack
 Rebecca Ryan
 Rachel Visco
 (Board Representatives,
 Our Lady of the Assumption School)

To attend the 2011 National Conference, in Las Vegas, NV, July 12-15, 2011. Total cost, including meals and mileage per District guidelines, not to exceed \$2,800.00, will be paid from Accountability Department Account No. 536.

To be paid a stipend of \$150.00 per day for a total of three days. The total stipend, not to exceed \$450.00 per person, will be paid from Accountability Department Account No. 536.

Board of Education Meeting
July 5, 2011

Salas, Antonio
(Board Representative,
St. Adelaide School)

To attend the SPARKS PE Institute 3-6 grade
Conference, in San Diego, CA, July 21-22, 2011.
Total cost, including meals and mileage per
District guidelines, not to exceed \$876.75, will be
paid from Accountability Department Account No.
536.

Requester: Director, Accountability Department
Approver: Chief Business and Financial Officer, Business Services

7.7 Commercial Warrant Registers for Period from June 1, through June 15, 2011
(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 June 1, through June
15, 2011, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes James Cunningham,
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.

Requester: Accounting Services Department
Approved: Director, Accounting Services Department

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

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

Cypress Elementary School wishes to hire Shows That Teach for two presentations titled “The
Bully Dudes” on August 18, 2011. The presentations will impart environmental concepts to the
students. The cost, not to exceed \$900.00, will be paid from Cypress Elementary School ASB
Account No. 1124.

It is recommended that the following resolution be adopted:

Board of Education Meeting
July 5, 2011

BE IT RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2011-12 school year and approves payment to the following:

Shows That Teach for two presentations titled “The Bully Dudes” on August 18, 2011. The cost, not to exceed \$900.00, will be paid from Cypress Elementary School ASB Account No. 1124.

Requester: Principal, Cypress Elementary School
Approver: Chief Business and Financial Officer, Business Services

7.9 Mileage and Cell Phone Amounts, Fiscal Year 2011-2012
(Prepared by Business Services Division)

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

The County requires Board action approving aggregate maximum fixed mileage allowance by payroll category and the mileage rate at which the District will pay variable mileage. The following are fixed mileage and cell phone allowance payments which are being submitted for Board approval for the not-to-exceed amounts for the 2011-2012 fiscal year.

	<u>2011-2012</u>
Fixed Monthly Certificated Mileage	\$15,000.00
Fixed Monthly Classified Mileage	\$ 4,000.00
Variable Mileage Rate (eff. 1/1/11)	\$.51
Variable Mileage Rate (eff. 7/1/11)	\$.555
Cell Phone Monthly	\$ 7,000.00

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies the fixed mileage rate, variable mileage rate, and cell phone payment at the following not-to-exceed amounts for the 2011-2012 fiscal year:

Fixed Monthly Certificated Mileage	\$15,000.00
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Board of Education Meeting
July 5, 2011

Fixed Monthly Classified Mileage	\$ 4,000.00
Variable Mileage Rate (eff. 7/1/11)	\$.555
Cell Phone	\$ 7,000.00

Requester: Director, Fiscal Services Department
Approver: Chief Business and Financial Officer, Business Services Division

7.10 Signature Authorization
(Prepared by Business Services Division)

In order to conduct District business, the Board of Education approves certain signature authorities in order for District personnel to carry out day to day functions.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education grants signature authorization for Robin Albritton, Interim Administrative Assistant, Business Services Division, effective July 6, 2011, for the following:

Checks drawn against the District Account;
Checks drawn against the Workers' Compensation Account;
Deposits to the County Treasurer

BE IT FURTHER RESOLVED that the Board of Education grants access to Robin Albritton, Interim Administrative Assistant, Business Services Division, to San Bernardino County Schools' Computer Consortium System with an Electronic Signature Key, effective July 6, 2011.

Requester/Approver: Chief Business and Financial Officer, Business Services Division

7.11 Extended Field Trip, C.A.P.S. Central Program, CHAMPIONS, Angelus Oaks, California
(Prepared by Business Services Division)

The C.A.P.S. Central Program Department requests Board of Education approval of an extended field trip for 40 students and 10 District employees to attend the CHAMPIONS, in Angelus Oaks, California, July 18, through July 20, 2011.

Students' participation in the CHAMPIONS will focus on building leadership and communication skills among the high school student leadership councils. Additionally, students will have the opportunity to take part in experiential learning in a natural setting.

Board of Education Meeting
July 5, 2011

The cost of the trip, not to exceed \$26,000.00, including meals and lodging for 40 C.A.P.S. Central Program students and 10 District employees, will be paid from C.A.P.S. Central Program Account No. 566. Transportation provided by Durham School Services, not to exceed \$1,266.00, will be paid from C.A.P.S. Central Program Account No. 566. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 40 C.A.P.S. Central Program students and 10 District employees to attend the CHAMPIONS, in Angelus Oaks, California, July 18, through July 20, 2011. The cost of the trip, not to exceed \$26,000.00, including meals and lodging for 40 C.A.P.S. Central Program students and 10 District employees, will be paid from C.A.P.S. Central Program Account No. 566. Transportation provided by Durham School Services, not to exceed \$1,266.00, will be paid from C.A.P.S. Central Program Account No. 566. Names of the students are on file in the Business Services office.

Requester: Director, C.A.P.S. Central Program

Approved: Chief Business and Financial Officer, Business Services Division

7.12 Agreement with Children's Hospital Los Angeles/Boone Fetter Clinic to Conduct Psycho-Educational Evaluation of 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 Children's Hospital Los Angeles/Boone Fetter Clinic, Los Angeles, CA, to conduct a psycho-educational evaluation of a District Special Education student, effective July 6, 2011, through June 30, 2012. The fee, not to exceed, \$1,500.00, will be paid from the Restricted General Fund—Special Education Central, Account No. 827.

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 Hospital Los Angeles/Boone Fetter Clinic, Los Angeles, CA, to conduct a psycho-educational evaluation of a District Special Education student, effective July 6, 2011, through June 30, 2012. The fee, not to exceed, \$1,500.00, 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.

Requester: Interim Director, Special Education Department

Approver: Assistant Superintendent, Human Resources-Certificated/Student Services

Board of Education Meeting
July 5, 2011

7.13 Agreement with Solutions for Effective Education to Provide Collaborative Coaching, Administrative Support and Assessments for the Student Achievement Project
(Prepared by Business Services Division)

The Curriculum/Instruction and Accountability and Research Department requests Board of Education approval to enter into an agreement with Solutions for Effective Education, La Mirada, CA, to provide collaborative coaching, administrative support and assessments for the Student Achievement Project, effective September 1, 2011, through June 30, 2012. The fee, not to exceed \$32,200.00, shall be paid from the Restricted General Fund—School Improvement Grant, Account No. 507.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Solutions for Effective Education, La Mirada, CA, to provide collaborative coaching, administrative support and assessments for the Student Achievement Project, effective September 1, 2011, through June 30, 2012. The fee, not to exceed \$32,200.00, shall be paid from the Restricted General Fund—School Improvement Grant, Account No. 507.

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

Requester/Approver: Interim Assistant Superintendent, Curriculum/Instruction and Accountability and Research

7.14 Amendment of the Agreement with Musick, Peeler & Garrett, LLP, 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 Musick, Peeler & Garrett, LLP, Los Angeles, CA, approved by the Board on June 8, 2011, Agenda Item 9.31. The amendment is necessary to add legal costs associated with the Writ of Mandate hearing as it relates to the Personnel Commission and San Bernardino City Unified School District matters, effective June 1, 2011, through June 30, 2012. The additional cost of \$200,000.00 added to the current cost of \$32,000.00 for an aggregate total not to exceed \$232,000.00, will be paid from the Unrestricted General Fund—Human Resources/Certificated Legal Fees, Account No. 077.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies amending the agreement with Musick, Peeler & Garrett, LLP, Los Angeles, CA, approved by the Board on June 8, 2011, Agenda Item

Board of Education Meeting
July 5, 2011

9.31. The amendment is necessary to add legal costs associated with the Writ of Mandate hearing as it relates to the Personnel Commission and San Bernardino City Unified School District matters, effective June 1, 2011, through June 30, 2012. The additional cost of \$200,000.00 added to the current cost of \$32,000.00 for an aggregate total not to exceed \$232,000.00, will be paid from the Unrestricted General Fund—Human Resources/Certificated Legal Fees, Account No. 077.

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

Requester/Approver: Assistant Superintendent, Employee Relations Department

7.15 Amendment of the Master Agreement with YMCA of the East Valley to Provide C.A.P.S. Services to Students
(Prepared by Business Services Division)

The C.A.P.S. Central Office requests Board of Education approval to amend the master agreement with YMCA of the East Valley to provide C.A.P.S. services effective July 1, 2010, through June 30, 2011, approved by the Board on June 15, 2010, Agenda Item 10.70. The Amendment is necessary to add \$150,000.00 to the original fee since the YMCA will provide supervision at all CAPS sites. The fee of \$150,000.00, added to the original fee of \$5,060,000.00 for an aggregate total not to exceed \$5,210,000.00, will be paid from the Restricted General Fund—After School Safety and Enrichment for Teens, Account No. 566. 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 amending the master agreement with YMCA of the East Valley to provide C.A.P.S. services effective July 1, 2010, through June 30, 2011, approved by the Board on June 15, 2010, Agenda Item 10.70. The Amendment is necessary to add \$150,000.00 to the original fee since the YMCA will provide supervision at all CAPS sites. The fee of \$150,000.00, added to the original fee of \$5,060,000.00 for an aggregate total not to exceed \$5,210,000.00, will be paid from the Restricted General Fund—After School Safety and Enrichment for Teens, Account No. 566. 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.

Requester: Director, Creative Before- and After-School Programs for Success

Approver: Assistant Superintendent, Human Resources-Certificated/Student Services

Board of Education Meeting
July 5, 2011

7.16 Renewal of the Agreement with San Bernardino County Superintendent of Schools to Provide Courier Services to the District
(Prepared by Business Services Division)

The Business Services Division requests Board of Education approval to renew the agreement with San Bernardino County Superintendent of Schools (SBCSS) to provide courier services to the District, effective July 1, 2011, through June 30, 2012. The services will include daily delivery and pick up of materials, mail, and correspondence from SBCSS's School Claims department, District correspondence to other participating districts within the County, and weekly delivery of films rented from the District's multimedia department. SBCSS shall provide and maintain mailbags and delivery vehicles. The cost for services, not to exceed \$12,595.05, 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 the San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, CA, to provide courier services to the District, effective July 1, 2011, through June 30, 2012. The services will include daily delivery and pick up of materials, mail, and correspondence from SBCSS's School Claims department, District correspondence to other participating districts within the County, and weekly delivery of films rented from the District's multimedia department. SBCSS shall provide and maintain mailbags and delivery vehicles. The cost, not to exceed \$12,595.05, will be paid from the 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.

Requester: Director, Purchasing Department

Approver: Chief Business and Financial Officer, Business Services Division

7.17 Renewal of the Agreement with Straight Talk Intervention to Provide Counseling Services to District Students
(Prepared by Business Services Division)

The Youth Services Department requests Board of Education approval to renew the agreement with Straight Talk Interventions, Fontana, CA, to provide counseling services to District students, including social development, insight, violence diversion, etc., effective July 6, 2011, through June 30, 2012. The cost, not to exceed \$50,000.00, will be paid from the Restricted General Fund—Opportunity Schools, Account No. 306.

It is recommended that the following resolution be adopted:

Board of Education Meeting
July 5, 2011

BE IT RESOLVED that the Board of Education approves renewing the agreement with Straight Talk Interventions, Fontana, CA, to provide counseling services to District students, including social development, insight, violence diversion, etc., effective July 6, 2011, through June 30, 2012. The cost, not to exceed \$50,000.00, will be paid from the Restricted General Fund—Opportunity Schools, Account No. 306.

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

Requester: Director, Youth Services Department

Approver: Assistant Superintendent, Human Resources-Certificated/Student Services

7.18 Resolution of Intent by the District to Grant the County of San Bernardino Easements for Highway and Roadway Purposes in Conjunction with the ORG Projects at Muscoy and Vermont Elementary Schools
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval of the resolution of intent by the District to grant the County of San Bernardino easements for highway and roadway purposes over, under, and across real property owned by the District, in conjunction with the Overcrowding Relief Grant (ORG) school site improvements at Muscoy and Vermont Elementary Schools. The San Bernardino City Unified School District is the owner of parcels of land for Muscoy Elementary School site, specifically parcel numbers 0268-031-11, 12, 13, and portions of 14; and for Vermont Elementary School site, specifically parcel number 0263-061-01.

The principal purpose of the Muscoy Elementary School easement is for street widening to accommodate bus pull-outs for student drop-off/pick-up on Blake Street and visitor pick-up/drop-off on Macy Street, as described in attached Exhibits A, B, B-1, and B-2.

The purpose of the Vermont Elementary School easement is to widen the 2nd Avenue right-of-way by 3 feet on the north frontage of the Vermont Elementary School to closely meet County street width standards, as described in attached Exhibits A, B, and B-1.

Muscoy Elem. School

EXHIBIT "A"

LEGAL DESCRIPTION

THOSE PORTIONS OF LOTS 342, 343 AND 344, TRACT NO. 2258, IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AS PER PLAT RECORDED IN BOOK 32 OF MAPS, PAGES 72 TO 77, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN BERNARDINO COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL "A"

THE NORTHERLY 13.50 FEET OF THE WESTERLY 223.32 FEET OF SAID LOT 344, TRACT NO. 2258, AS PER PLAT RECORDED IN BOOK 32 OF MAPS, PAGES 72 TO 77.

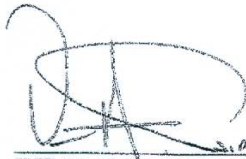
EXCEPTING THEREFROM THE WESTERLY 144.12 FEET.

PARCEL "B"

THE EASTERLY 14.50 FEET OF THE NORTHERLY 161.10 FEET OF SAID LOT 342, TRACT NO. 2258, AS PER PLAT RECORDED IN BOOK 32 OF MAPS, PAGES 72 TO 77.

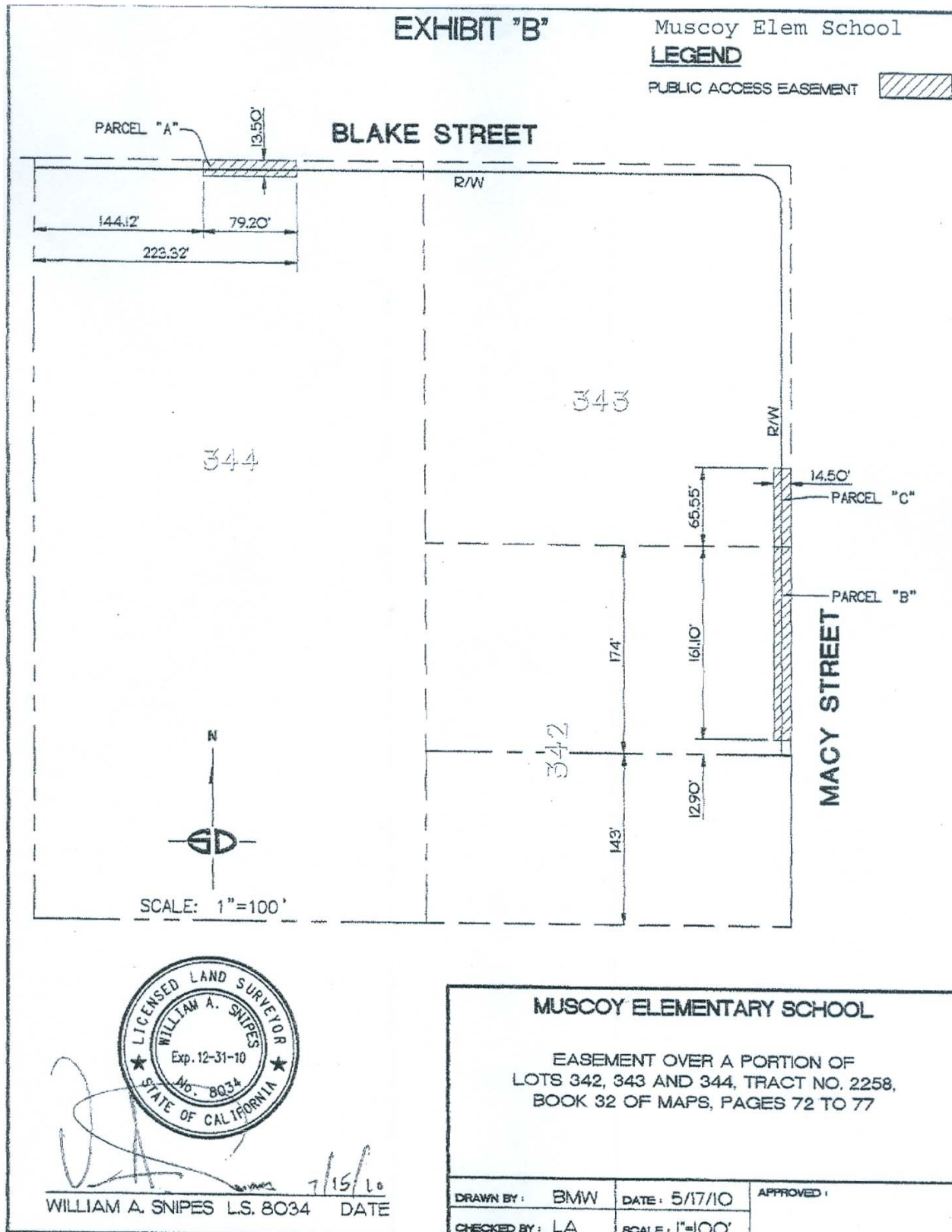
PARCEL "C"

THE EASTERLY 14.50 FEET OF THE SOUTHERLY 65.55 FEET OF SAID LOT 343, TRACT NO. 2258, AS PER PLAT RECORDED IN BOOK 32 OF MAPS, PAGES 72 TO 77.


WILLIAM A SNIPES, L.S. 8034



Board of Education Meeting
 July 5, 2011

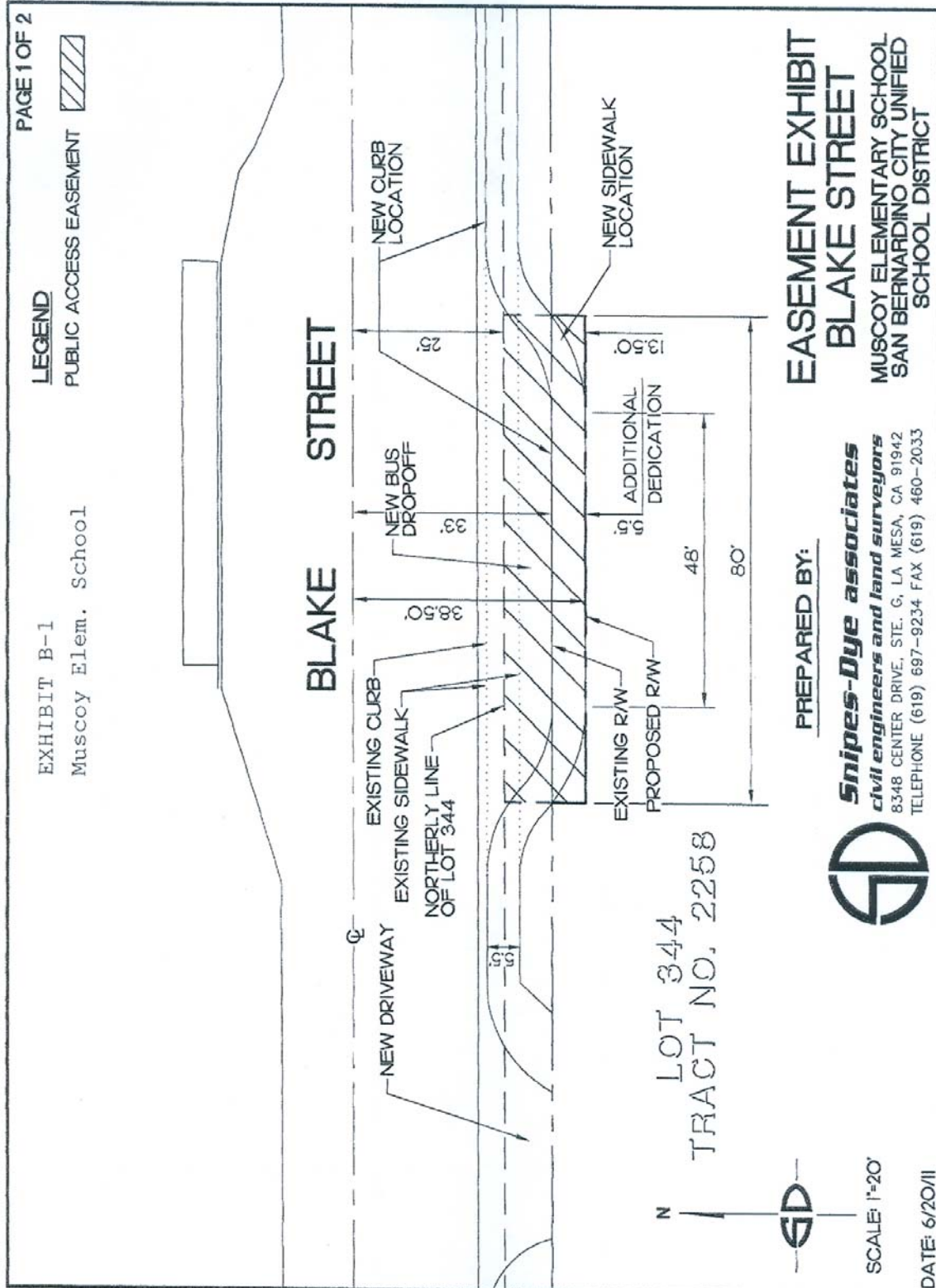


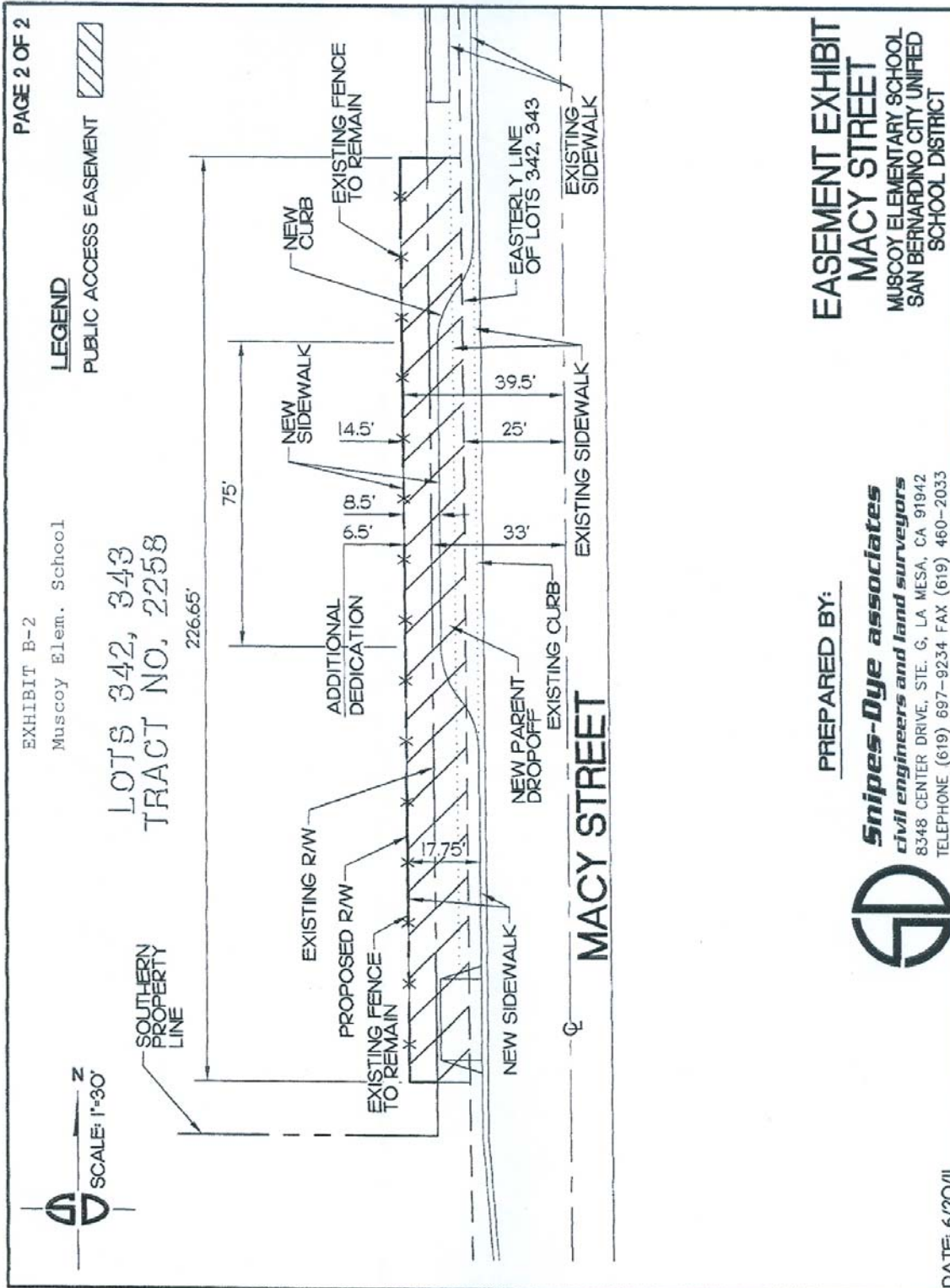
[Signature] 7/15/10
 WILLIAM A. SNIPES L.S. 8034 DATE

MUSCOY ELEMENTARY SCHOOL

EASEMENT OVER A PORTION OF
 LOTS 342, 343 AND 344, TRACT NO. 2258,
 BOOK 32 OF MAPS, PAGES 72 TO 77

DRAWN BY: BMW	DATE: 5/17/10	APPROVED:
CHECKED BY: LA	SCALE: 1"=100'	





EASEMENT EXHIBIT
MACY STREET
 MUSCOY ELEMENTARY SCHOOL
 SAN BERNARDINO CITY UNIFIED
 SCHOOL DISTRICT

PREPARED BY:
Snipes-Dye associates
 civil engineers and land surveyors
 8348 CENTER DRIVE, STE. G, LA MESA, CA 91942
 TELEPHONE (619) 697-9234 FAX (619) 460-2033



Vermont Elem School


EXHIBIT "A"

LEGAL DESCRIPTION

THAT PORTION OF THE WEST ONE-HALF OF LOT 540, TRACT NO. 2824, IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AS PER PLAT RECORDED IN BOOK 33 OF MAPS, PAGES 63 TO 65, INCLUSIVE, RECORDS OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 540, SAID CORNER ALSO BEING ON THE SOUTHERLY RIGHT-OF-WAY OF A 50-FOOT WIDE PUBLIC ROAD KNOWN AS SECOND AVENUE AS SHOWN ON SAID TRACT NO. 2824; THENCE EAST ALONG THE NORTHERLY LINE OF SAID LOT 540 AND SAID SOUTHERLY RIGHT-OF-WAY OF SAID SECOND AVENUE, 165.00 FEET, MORE OR LESS TO THE NORTHEAST CORNER OF THE PARCEL OF LAND DESCRIBED IN DEED TO CITY OF SAN BERNARDINO SCHOOL DISTRICT OF SAN BERNARDINO COUNTY, RECORDED MAY 20, 1949 IN BOOK 2405, PAGE 537 OF OFFICIAL RECORDS; THENCE LEAVING SAID NORTHERLY LINE OF SAID LOT 540, SOUTH ALONG THE EASTERLY LINE OF SAID CITY OF SAN BERNARDINO SCHOOL DISTRICT'S LAND, 8.00 FEET TO AN INTERSECTION WITH A LINE WHICH IS PARALLEL WITH AND DISTANT 8.00 FEET AT RIGHT ANGLES SOUTHERLY FROM SAID NORTHERLY LINE OF SAID LOT 540; THENCE WEST ALONG SAID PARALLEL LINE 137.00 FEET TO THE BEGINNING OF A TANGENT 20.00-FOOT RADIUS CURVE, CONCAVE SOUTHEASTERLY; THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00'00", AN ARC DISTANCE OF 31.42 FEET TO A POINT ON A TANGENT LINE WHICH IS PARALLEL WITH AND DISTANT 8.00 FEET AT RIGHT ANGLES EASTERLY FROM THE EASTERLY RIGHT-OF-WAY OF A 50-FOOT WIDE PUBLIC ROAD KNOWN AS VERMONT STREET AS SHOWN ON SAID TRACT NO. 2824, AND ALSO BEING THE WESTERLY LINE OF SAID LOT 540; THENCE WEST 8.00 FEET, MORE OR LESS TO SAID WESTERLY LINE; THENCE NORTH ALONG SAID WESTERLY LINE 28.00 FEET MORE OR LESS TO THE POINT OF BEGINNING.

THE TOTAL AREA OF 1,565.84 SQUARE FEET MORE OR LESS.

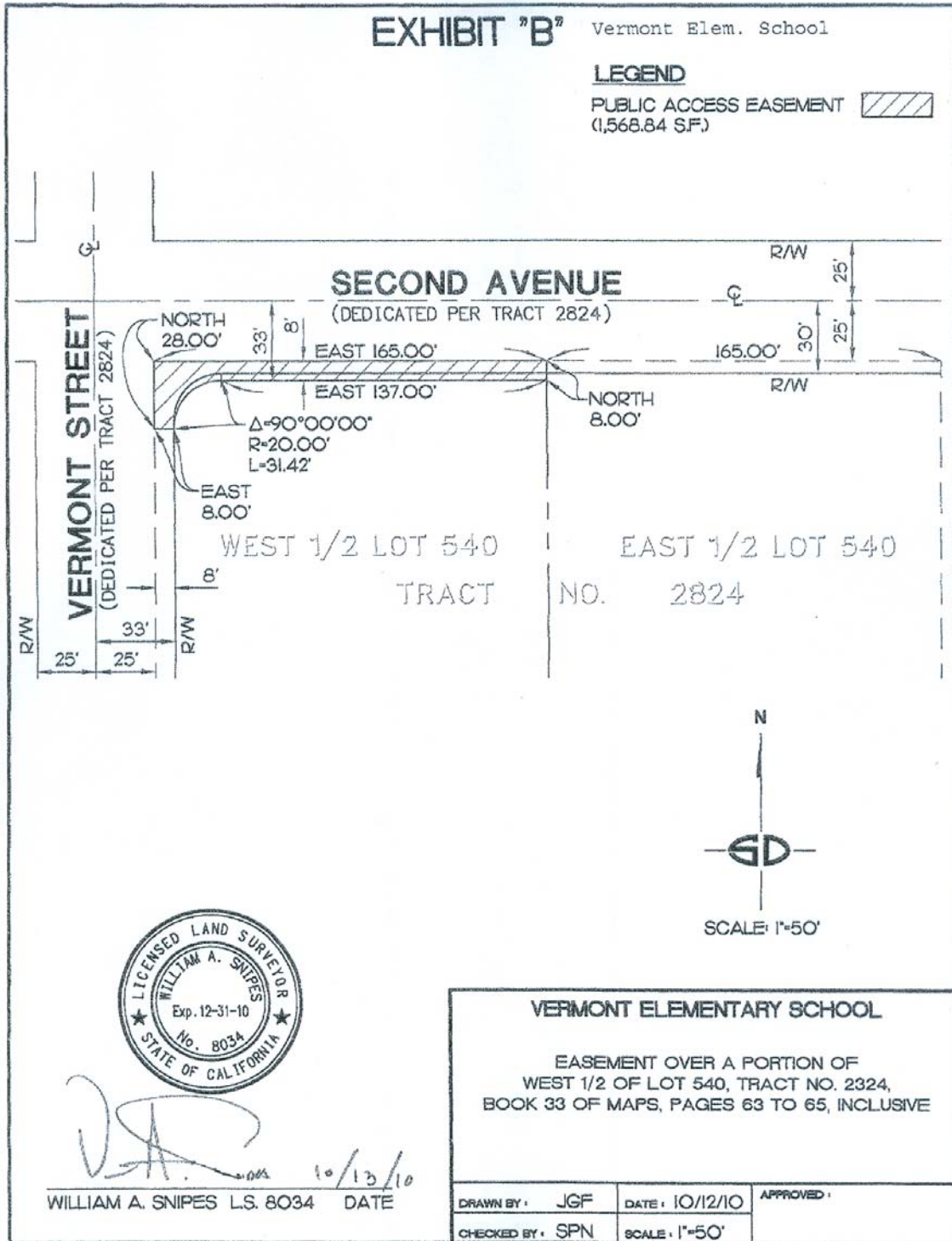


WILLIAM A. SNIPES L.S. 8034

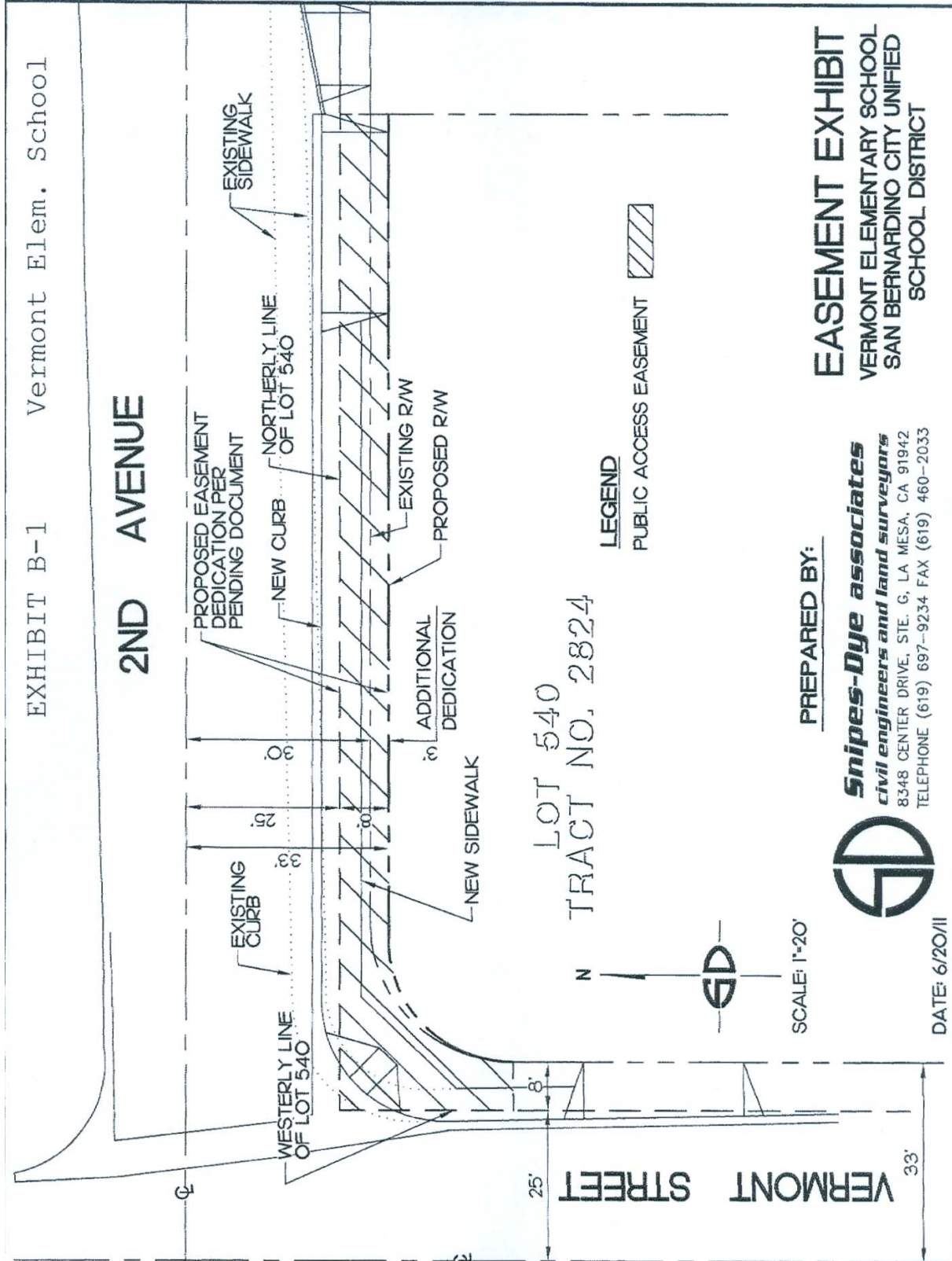
10/13/10
DATE



Board of Education Meeting
 July 5, 2011



S:\SNIPES\SB088x San Bernardino City School Projects\Vermont Site\dwg\PLAT-PA-ESM1.dwg
 Plotted Tuesday October 12, 2010 1:31pm by jjan



Snipes\590088_San Bernardino City School Projects\Vermont Site\Draw\EASEMENT EXHIBIT 2.dwg
 titled Tuesday June 21, 2011 8:15am by brent

Board of Education Meeting
July 5, 2011

It is recommended that the following resolution be adopted:

BE IT RESOLVED that it is the judgment of the Board of Education, and in the best interests of the District, to grant easements to the County of San Bernardino at Muscoy Elementary School, specifically parcel numbers 0268-031-11, 12, 13, and a portion of 14, for highway and roadway purposes.

BE IT ALSO RESOLVED that it is the judgment of the Board of Education, and in the best interests of the District, to grant easements to the County of San Bernardino at Vermont Elementary School, specifically parcel number 0263-061-01, for highway and roadway purposes.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to execute all related documents and to incur reasonable costs, as necessary, to facilitate the easement transactions described herein.

Requester: Interim Facilities Administrator, Facilities Management Department
Approver: Assistant Superintendent, Facilities/Operations Division

7.19 Bid No. 16-11, Servers and Software
(Prepared by Business Services Division)

Bid No. 16-11 Servers and Software, advertised June 3, and June 10, was opened June 17, 2011, at 2:00 p.m. The main purpose of this bid is to seek bids from responsive bidders to provide servers and software for the District's Read 180 programs.

Bids were mailed to CDW-Government, Chandler, AZ; Cybertek, Mentone, CA; Golden Star Technologies, Redlands, CA; GovPlace, Irvine, CA; Inland Computer Systems, San Bernardino, CA; NexusIS, Inc., Irvine, CA; Sehi Computer Products, San Clemente, CA; Office Depot, San Bernardino, CA; Right Click, Inc., Santa Ana, CA; and San Bernardino Chamber of Commerce.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that bids were received as follows:

	Item 001	Item 002	Item 003	Item 004	Item 005	Item 006	Item 007
Data Impressions, Inc. Cerritos, CA	\$ 24,462.65	\$ 13,318.87	\$ 8,175.60	\$ 2,595.00	\$ 1,595.00	\$1,205.00	\$697.00
Golden Star Technologies Redlands, CA	\$ 24,422.37	\$ 13,319.37	\$8,228.35	\$ 2,462.87	\$ 1,482.86	\$1,106.93	\$667.17
Govplace Irvine, CA	\$ 23,280.63	\$ 12,653.43	\$ 7,886.32	\$ 2,343.37	\$ 1,488.16	\$1053.24	\$669.56

Board of Education Meeting
July 5, 2011

Right Click Santa Ana, CA	\$ 27,205.00	\$ 12,327.00	\$14,474.00	\$ 2,492.00	\$ 1,518.00	\$1,120.00	\$1,125.00
Tech Depot Trumbull, CT	\$ 36,181.47	\$ 17,089.11	\$10,462.20	\$ 2,575.74	\$ 1,550.82	\$1,157.66	\$697.75

BE IT ALSO RESOLVED that Bid No. 16-11, Servers and Software be awarded to Govplace, Irvine, CA; the lowest responsible bidder in accordance with Public Contract PCC 20118.1.

BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantities indicated on a line item unit cost basis, as needed through the initial one-year term of bid, and all extensions, not to exceed five years total in accordance with the terms of the bid documents.

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

Requester: Director, Purchasing Department

Approver: Chief Business and Financial Officer, Business Services Division

7.20 Re-Bid No. 17-11, Virtual Desktop Infrastructure (VDI)
(Prepared by Business Services Division)

Re-Bid No. 17-11, Virtual Desktop Infrastructure, advertised June 9, and June 16, was opened June 23, 2011, at 2:00 p.m. The main purpose of this bid is to seek bids from responsive bidders to provide a virtual desktop infrastructure solution.

Bid's were mailed to CDW-Government, Chandler, AZ; Cybertek, Mentone, CA; Golden Star Technologies, Redlands, CA; GovPlace, Irvine, CA; Inland Computer Systems, San Bernardino, CA; NexusIS, Inc., Irvine, CA; Office Depot, San Bernardino, CA; Right Click, Inc., Santa Ana, CA; Sehi Computer Products, San Clemente, CA; and San Bernardino Chamber of Commerce.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that bids were received as follows:

BIDDERS	<u>Section I</u> Servers and Storage Equipment	<u>Section II</u> Virtualization Software	<u>Section III</u> Endpoint Devices	<u>Section IV</u> Additional Required Equipment	<u>Section V</u> Services for Initial Deployment	<u>Section VI</u> Additional Equipment for Future Deployment
Datalink Corp. Irvine, CA	\$ 288,784.73	\$ 137,033.28	\$ 330,994.00	\$ 15,599.17	\$ 21,600.00	Non- responsive
Golden Star Technologies Redlands, CA	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid

Board of Education Meeting
July 5, 2011

Govplace Irvine, CA	\$ 207,051.12	\$ 126,942.76	\$ 300,976.00	\$ 12,897.35	\$ 15,500.00	\$756,928.51
Presidio Orlando, FL	\$ 314,849.26	Not as Specified	\$ 354,773.00	\$5,366.64	\$ 25,200.00	Non-responsive
Sehi Computer Products Irvine, CA	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid

BE IT ALSO RESOLVED that bids received from Presidio, Orlando, FL; for Section II, be rejected as not bid as specified, and Sections IV and IV be rejected as non-responsive. Vendor did not bid on all line items.

BE IT ALSO RESOLVED that bids received from Datalink Corp., Irvine, CA; for Section VI be rejected as non-responsive. Vendor did not bid on all line items.

BE IT ALSO RESOLVED that BID No. 17-11, Virtual Desktop Infrastructure be awarded to Govplace, Irvine, CA the lowest responsible/responsive vendor in accordance with Public Contract PCC 20118.1., bidding on all line items for all sections.

BE IT ALSO RESOLVED that Equipment in Section VI is on an as needed basis for future purchases.

BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantities indicated on a line item unit cost basis, as needed through the initial one-year term of bid, and all extensions, not to exceed five years total in accordance with the terms of the bid documents.

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

Requester: Director, Purchasing Department

Approver: Chief Business and Financial Officer, Business Services Division

7.21 Approval to Process Payments for Pending Change Orders for the San Gorgonio High School Modernization Project - Various Contractors
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to process payments for change orders pending Division of State Architect (DSA) approval, for the following contractors for the San Gorgonio High School Modernization Project, per Board approval on April 20, 2010, of the new change order approval procedures:

- Harik Construction, Inc., Covina, CA - General Construction
- HCH Constructors-Managers Inc., Murrieta, CA - Site Work, Railings, Fencing
- Korston Construction, Inc., Brea, CA - Flooring

Board of Education Meeting
July 5, 2011

- The Mike Cox Electric Inc., San Bernardino, CA - Electrical
- Verne's Plumbing Inc., Buena Park, CA - Plumbing

Due to state-mandated furlough days and increased workloads at the DSA, the District has experienced significant delays with approval of the change orders and the County District Financial Services will not pay change orders until all DSA approvals have been received, which has taken as long as a year and is resulting in financial penalties to the District. County Counsel has reviewed and advised Board approval is needed in order to avoid payment of penalties for completed construction projects. Certain controls are in place to ensure the compliance to code for these pending change orders.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the processing of payments for change orders pending Division of State Architect (DSA) approval for the following contractors for the San Gorgonio High School Modernization Project: Harik Construction, Inc., General Construction; HCH Constructors-Manager Inc., Site Work, Railings, Fencing; Korston Construction, Inc., Flooring; The Mike Cox Electric Inc., Electrical; and Verne's Plumbing Inc., Plumbing, per Board of Education approval on April 20, 2010, as follows:

- The Architect, Construction Manager, DSA Inspector of Record and Contractor shall provide certification that all work pertaining to the pending change orders has been completed in compliance with all of the plans and specifications and applicable codes.
- The District will validate that the work pertaining to the pending change orders is satisfactorily completed.
- The Contractor will provide, with the application for payment, the above certification signed by all parties.
- If the DSA does not approve the change orders that were submitted and the payments have been released using this procedure, any potential fixes arising from DSA corrections to these change orders would have to be paid by the District which would, in turn, seek remedies through the Architect, Construction Manager, IOR, or Contractor.

Requester: Interim Facilities Administrator, Facilities Management Department

Approver: Assistant Superintendent, Facilities/Operations Division

7.22 Request for Retention Reduction, Bid No. F07-03, Category No. 3 - 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 Harik Construction Inc., Covina, CA, Category No.

Board of Education Meeting
July 5, 2011

3, General Construction 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, Harik Construction Inc. has successfully completed over 95 percent of the work under 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 Harik Construction Inc., Covina, CA, Bid F07-03, Category No. 3, General Construction contractor for the San Gorgonio 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 document.

Requester: Interim Facilities Administrator, Facilities Management Department
Approver: Assistant Superintendent, Facilities/Operations Division

7.23 Request for Retention Reduction, Bid No. F07-03, Category No. 8 - 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 The Mike Cox Electric Inc., San Bernardino, CA, Category No. 8, Electrical 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, Mike Cox Electrical, Inc. has successfully completed over 95 percent of the work under 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 The Mike Cox Electric Inc., San Bernardino, CA, Bid F07-03, Category No. 8, Electrical contractor for the San Gorgonio High School Modernization Project, to 5 percent. All other terms and conditions remain the same.

Board of Education Meeting
July 5, 2011

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

Requester: Interim Facilities Administrator, Facilities Management Department
Approver: Assistant Superintendent, Facilities/Operations Division

- 7.24 Request for Retention Reduction, Bid No. F08-07, Category No. 1 - Lincoln, Riley and Salinas Elementary Schools Modernization and Deferred Maintenance 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 Specialized Environmental Inc., Whittier, CA, Category No. 1, Hazardous Materials Abatement and Interior Demolition contractor for the Lincoln, Riley and Salinas Elementary School Modernization Project, originally approved by the Board on August 18, 2009.

Public Contract Code, Section 9203, requires that the Owner retain 10 percent of each contractor's requested payment application until the work is at least 50 percent complete. At this time, Specialized Environmental Inc. has successfully completed over 90 percent of the work under 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 Specialized Environmental Inc., Whittier, CA, Bid No. F08-07, Category No. 1, Hazardous Materials Abatement and Interior Demolition contractor for the Lincoln, Riley, and Salinas 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 document.

Requester: Interim Facilities Administrator, Facilities Management Department
Approver: Assistant Superintendent, Facilities/Operations Division

- 7.25 Request for Retention Reduction, Bid No. F08-07, Rebid Category No. 3 - Lincoln, Riley and Salinas Elementary Schools Modernization and Deferred Maintenance 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 West-Tech Mechanical Inc., Montclair, CA, Rebid

Board of Education Meeting
July 5, 2011

Category No. 3, HVAC contractor for the Lincoln, Riley and Salinas Elementary Schools Modernization and Deferred Maintenance Project, originally approved by the Board on October 6, 2009.

Public Contract Code, Section 9203, requires that the Owner retain 10 percent of each contractor's requested payment application until the work is at least 50 percent complete. At this time, West-Tech Mechanical Inc. has successfully completed over 90 percent of the work under 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 West-Tech Mechanical Inc., Montclair, CA, Rebid Category No. 3, HVAC contractor for the Lincoln, Riley, and Salinas Modernization and Deferred Maintenance 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 document.

Requester: Interim Facilities Administrator, Facilities Management Department
Approver: Assistant Superintendent, Facilities/Operations Division

- 7.26 Request for Retention Reduction, Bid No. F08-07, Category No. 4 - Lincoln, Riley and Salinas Elementary Schools Modernization and Deferred Maintenance 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 MDE Group, Inc., Riverside, CA, Category No. 4, Electrical contractor for the Lincoln, Riley and Salinas Elementary School Modernization and Deferred Maintenance Project, originally approved by the Board on August 18, 2009.

Public Contract Code, Section 9203, requires that the Owner retain 10 percent of each contractor's requested payment application until the work is at least 50 percent complete. At this time, MDE Group, Inc. has successfully completed over 90 percent of the work under 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:

Board of Education Meeting
July 5, 2011

BE IT RESOLVED that the Board of Education approves reducing the retention amount for MDE Group, Inc., Riverside, CA, Category No. 4, Electrical contractor for the Lincoln, Riley, and Salinas Modernization and Deferred Maintenance 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 document.

Requester: Interim Facilities Administrator, Facilities Management Department

Approver: Assistant Superintendent, Facilities/Operations Division

- 7.27 Notice of Completion, Bid No. F09-11, Soil Remediation, Abatement and Demolition Services at the Proposed Dr. Mildred Dalton Henry Elementary School Site
(Prepared by Facilities/Operations Division)

Bid No. F09-11, Soil Remediation, Abatement and Demolition Services at the Proposed Dr. Mildred Dalton Henry Elementary School site, was previously awarded to the General Contractor. The work assigned to the Contractor has now been completed. It is requested that the Board of Education formally accept the completed work of this Contractor.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F09-11, Soil Remediation, Abatement and Demolition Services at the Proposed Dr. Mildred Dalton Henry Elementary School site, for the work awarded to the Contractor listed below:

General Contractor
Interior Demolition, Inc.
Montrose, CA

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

Requester: Interim Facilities Administrator, Facilities Management Department

Approver: Assistant Superintendent, Facilities/Operations Division

- 7.28 Expulsion of Student(s)
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

Board of Education Meeting
July 5, 2011

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)7/15/1995 *(S)12/31/1998 *(S)7/7/1995 *(S)9/18/1994 *(S)6/20/1995 5/9/1994

*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.

7.29 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.

7.30 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:

Board of Education Meeting
July 5, 2011

BE IT RESOLVED that the following student(s) were recommended for expulsion, but expulsion is deemed inappropriate based on due process errors, insufficient evidence, and/or the availability of other means of correction in compliance with the Education Code section 48900. Therefore, although they were recommended for expulsion, the expulsion is not granted:

3/19/1996 9/11/1992 2/15/2001

7.31 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:

1/23/1999

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

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

4/27/1996

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.

7.33 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:

Board of Education Meeting
July 5, 2011

7/8/1994	12/10/1997	12/6/1994	12/18/1996	4/16/1998	8/12/1995
4/1/1993	7/19/1994	2/3/1995	9/7/1996	5/19/1995	11/13/1992
10/10/1995	3/7/1995	9/23/1997	2/1/1994	7/20/1999	5/31/1995
4/21/1995	9/18/1994	4/1/1995	8/2/1993	5/5/1995	11/25/1994
12/31/1996	3/13/1997	8/27/1993	6/9/1995	9/7/1993	7/9/1998
10/30/94	4/16/1995	3/30/1997	9/7/1993	5/5/1995	2/7/1998
1/21/1998	2/2/1998	12/31/1993	11/2/1992	12/13/1994	6/11/1998

7.34 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:

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

8/1/1994

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.

5/17/1994

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.

8.0 Action Items

8.1 Personnel Report #1, Dated July 5, 2011
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #1, dated July 5, 2011, 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 #1, dated July 5, 2011, 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.

8.2 In Recognition of Deceased Employee
(Prepared by the Communications Office)

SUSAN "SUE" A. WRIGHT

WHEREAS Sue Wright was a dedicated member of the classified and management service for the San Bernardino City Unified School District from 1990 until her untimely passing; and

WHEREAS Sue Wright served the District as a clerk before being promoted to clerk II, secretary, personnel clerk, senior secretary, and administrative assistant; and

WHEREAS outside of work, Sue Wright was dedicated to several causes, including donating toys to homeless children during the holidays, and she was also active in the Cesar Chavez Memorial Breakfast Committee, helping to plan the annual event; and

WHEREAS on May 8, 2011, Sue Wright died, bringing deep sorrow to her loving family and friends; and

WHEREAS Sue Wright is survived by her daughter, Melissa Wright; her mother, Audeen Comfort of Corona; two brothers, Chuck and John Comfort, of Highland and Corona; and a sister, Faith Brown of Arizona;

Board of Education Meeting
July 5, 2011

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 Sue Wright's many fine years of service to the District and its students and does extend its deepest sympathy to her family.

SESSION SEVEN - Closed Session

9.0 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: Harold Vollkommer
Employee Organization: California School Employees Association
Communications Workers of America
San Bernardino School Police Officers Association
San Bernardino Teachers Association

Public Employee Discipline/Dismissal/Release

Non-reelection of Certificated Employee(s)

Conference with Legal Counsel: Anticipated Litigation

Number of Cases: Four

Public Employee Appointment

Title: Elementary School Principal
Elementary School Vice Principal/AIIAC

SESSION EIGHT – Open Session

10.0 Action Reported from Closed Session

SESSION NINE - Closing

11.0 Adjournment

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, July 19, 2011, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Board of Education Meeting
July 5, 2011

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 1, 2011