

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

March 15, 2011

Estimated Time

SESSION ONE - Opening

- 1.0 Opening** **5:30 p.m.**
- 1.1 Call to Order
 - 1.2 Pledge of Allegiance to the Flag

SESSION TWO - Special Presentations

- 2.0 Special Presentations** **5:35 p.m.**
- 2.1 Outstanding Student Awards
 - 2.2 Academic Decathlon Special Recognition
 - 2.3 In Recognition of César E. Chávez

SESSION THREE – School Showcase

- 3.0 School Showcase** **6:00 p.m.**
- 3.1 Arrowview Middle School

SESSION FOUR - Administrative Presentation

- 4.0 Administrative Presentation** **6:15 p.m.**
- 4.1 Transformation Model SIG Schools

SESSION FIVE - Administrative Reports

- 5.0 Administrative Reports** **6:45 p.m.**
- 5.1 Acceptance of the Inland Valley Development Agency (IVDA) of Excess Tax Increment Funds
 - 5.2 Second Period Interim Financial Report as of January 31, 2011
 - 5.3 Amendments to BB 9270 Board Bylaws Conflict of Interest (First Reading)
 - 5.4 Adoption of 2011-2012 Traditional and Year-Round (60-20) School Calendars
 - 5.5 Budget Update

SESSION SIX – Other Matters Brought By Citizens

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

SESSION SEVEN - Reports and Comments

- 7.0 Report by Board Members 7:15 p.m.**
7.1 Legislative Update
- 8.0 Report by Superintendent and Staff Members 7:30 p.m.**

SESSION EIGHT - Legislation and Action

- 9.0 Consent Items (When considered as a group, unanimous approval is advised.) 7:45 p.m.**
- 9.1 Approval of Minutes
9.2 Business and Inservice Meetings
9.3 Payment of Master Teachers – California State University San Bernardino
9.4 Acceptance of Gifts and Donations to the District
9.5 Business and Inservice Meetings
9.6 Cafeteria Warrant Register, Ending February 28, 2011
9.7 Commercial Warrant Registers for Period from February 16, through February 28, 2011
9.8 Payment for Course of Study Activities
9.9 Payment for Services Rendered by Non-Classified Experts and Organizations
9.10 Federal/State/Local District Budgets and Revisions
9.11 Extended Field Trip, Rodriguez PREP Academy, Odyssey of the Mind State Competition, Brentwood, California
9.12 Extended Field Trip, Serrano Middle School, Smithsonian Student Travel, Washington, D.C. and New York
9.13 Extended Field Trip, Cajon High School, California State Thespian Festival 2011, Ontario, California
9.14 Extended Field Trip, Cajon High School, Girls Varsity Basketball San Diego Summer Tournament, San Diego, California
9.15 Extended Field Trip, Pacific High School, AVID 2010-11 College Tour, Multiple Northern California Locations
9.16 Extended Field Trip, San Geronio High School, Odyssey of the Mind State Competition, Brentwood, California
9.17 Memorandum of Understanding (MOU) with the University of Southern California for Curriculum Advisement and Development
9.18 Agreement with the Knotts Family & Parenting Institute for Child Excellence to Provide Training for Parents of District Students Enrolled at Shandin Hills Middle School

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- 9.19 Agreement with Lollipop & Associates to Provide Training for Parents of District Students Enrolled at Davidson Elementary School
- 9.20 Amendment to the Agreement with Albert Thomas to Provide Training in Anger Management to District Students and their Parents
- 9.21 Amendment No. 1 to the Agreement with Prodek, Inc., Bid No. F08-23, District-Wide Rubberized Playground Flooring
- 9.22 Amendment No. 1 to the Agreement with PW Construction, Inc., Bid No. F08-11, San Bernardino High School Modernization Project
- 9.23 Amendment No. 1 to the Agreement with RGSLA, Inc., Bid No. F08-29, Category 09A - Re-Roofing for the New Indian Springs High School New Construction and the Curtis Middle School Modernization Project
- 9.24 Amendment No. 2 to the Agreement with Ruhнау, Ruhнау & Clarke Architects for Architectural and Engineering Services at the Proposed Captain Leland Norton Elementary School Project
- 9.25 Amendment No. 3 to the Agreement with WLC Architects for Architectural and Engineering Services for the Proposed George Brown Jr. Elementary School
- 9.26 Bid No. NSB 2010/11-2, Food Service Equipment
- 9.27 Bid No. 10-10, Technology Infrastructure Equipment and Maintenance
- 9.28 Request for Proposal (RFP) No. 28-10, Technology Infrastructure
- 9.29 Siemens Enterprise Communication, Inc., Sole Source Recommendation
- 9.30 Request to Substitute Subcontractors Pursuant to Public Contract Code Section 4107 - Drywall
- 9.31 Request to Substitute Subcontractors Pursuant to Public Contract Code Section 4107 - Electrical
- 9.32 Expulsion of Student(s)
- 9.33 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
- 9.34 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
- 9.35 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 9.36 Revocation of Suspension of Expulsion
- 9.37 Lift of Expulsion of Student(s)
- 9.38 Failure to Recommend Mandatory Expulsion 48915
- 9.39 Petition to Expunge, Rescind, or Modify Expulsion
- 9.40 Education Code 48213

10.0 Action Items

- 10.1 Naming the W. Robert Holcomb Elementary School
- 10.2 Second Period Interim Financial Report as of January 31, 2011
- 10.3 Amendments to BB 9270 Board Bylaws Conflict of Interest (First Reading)

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- 10.4 Adoption of 2011-2012 Traditional and Continuous Year Round (60-20)
Calendars
- 10.5 Personnel Report #18, Dated March 15, 2011

SESSION NINE - Closed Session

11.0 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: San Bernardino School Police Officers Association

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

Public Employee Discipline/Dismissal/Release

Conference with Legal Counsel: Anticipated Litigation

(Government Code Section 54956.9(b)(1))
Number of Cases: Eight

SESSION TEN – Open Session

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

SESSION ELEVEN - Closing

13.0 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, April 5, 2011, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: March 11, 2011

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

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SESSION ONE - Opening

1.0 *Opening*

- 1.1 Call to Order
- 1.2 Pledge of Allegiance to the Flag

SESSION TWO - Special Presentations

2.0 *Special Presentations*

- 2.1 Outstanding Student Awards
(Prepared by the Communications Department)

The Board of Education Outstanding Student Awards will be presented to nine students representing Davidson, Hillside, and Lincoln Elementary Schools. To receive this award, students are nominated by their teachers based on academics, athletics, fine arts, outstanding citizenship, and most improvement. The nominees are presented to the principal, who makes the final selection. The Board wishes to recognize these students for their outstanding accomplishments.

- 2.2 Academic Decathlon Special Recognition
(Prepared by the Communications Department)

The Board of Education would like to recognize the District students who competed in the San Bernardino County Academic Decathlon. The Board will present special recognition certificates to the students and their coaches.

- 2.3 In Recognition of César E. Chávez
(Prepared by the Communications Office)

WHEREAS César E. Chávez, a Mexican-American labor leader in California, was a heroic figure of the 20th century who led a movement dedicated to improving the lives of farm laborers; and

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WHEREAS César E. Chávez is a recognized national leader in the fight for civil rights and meaningful social change by peaceful means for Mexican Americans, Latinos, all racial minorities, and women, and under his leadership he mobilized many Latinos to register to vote; and

WHEREAS the Board of Education of the San Bernardino City Unified School District recognizes the contributions made by César E. Chávez and designated a new middle school to be named Cesar E. Chavez Middle School in honor of this great man;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District hereby recognizes the many contributions and accomplishments of César E. Chávez and encourages all District schools to conduct appropriate activities in observance of his birthday on March 31; and

BE IT FURTHER RESOLVED that the Board of Education encourages all the schools of the District to take this opportunity to express their heartfelt appreciation for César E. Chávez and to honor his legacy as a man of dignity and strength.

SESSION THREE – School Showcase

3.0 *School Showcase*

3.1 Arrowview Middle School

SESSION FOUR - Administrative Presentation

4.0 *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 Six - Other Matters Brought by Citizens.*

4.1 Transformation Model SIG Schools
(Prepared by CIA/Research)

An update will be provided by the principals of the five SIG Transformation Model schools: Arroyo Valley High (Gordon Amerson), Davidson Elementary (Dottie Podolak), Pacific High (Tex Acosta), Rio Vista Elementary (Charles Brown), and San Geronio High (Chuck Schindler).

SESSION FIVE - Administrative Reports

5.0 *Administrative Reports*

5.1 Acceptance of the Inland Valley Development Agency (IVDA) of Excess Tax Increment Funds
(Prepared by Business Services Division)

The Inland Valley Development Agency (IVDA) is a joint powers authority organized and existing pursuant to Health and Safety Code Section 33320.5 and Government Code Section 6500.

In December 1990, the District and the Inland Valley Development Agency (IVDA) entered into a certain fiscal impact agreement pursuant to Health and Safety Code Section 33401 and entitled agreement for cooperation between the District and IVDA, under which the IVDA agreed to pay to the District certain amounts of tax increment revenues reasonably required to alleviate any financial burden or detriment caused to the District as a result of the implementation of the redevelopment plan for the Inland Valley Redevelopment Project.

During the last several years the IVDA has received favorable interest rates that have dramatically reduced the debt service below initial expectations to the benefit of the IVDA and the school districts. The lower interest rate combined with the increase development activity in the project area resulted in accumulated excess debt service funds for the school district. Although the IVDA is required to retain surplus revenues under the amended 1990 pass-through agreements, the agency's decision to release 90% of the accumulated funds would better serve the school districts without jeopardizing the ability of the IVDA to continue to retire the 1997 bonds through final maturity date in 2027. Under Section 4 of the 1990 agreement, funds received from the IVDA shall be used for the rehabilitation, construction, and reconstruction of District facilities.

On February 23, 2011, the IVDA Board at its regular meeting approved the payment of the District's share of the excess tax increment of **\$2,492,543.60**, representing 90% of the amount retained pursuant to the 1990 Pass-Through Agreement between the District and the IVDA. As a condition for receiving the funds, the IVDA requires the District to certify the receipt of the funds as shown in the attached Exhibit A. Mohammad Z. Islam as Chief Business and Financial

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Officer is the District's duly appointed official to certify the receipt of funds and execute the required document.

EXHIBIT "A"

**SCHOOL DISTRICT CERTIFICATION
FOR RECEIPT OF FUNDS FROM THE
INLAND VALLEY DEVELOPMENT AGENCY**

The undersigned Mohammad Z. Islam is the duly appointed Chief Business and Financial Officer of the San Bernardino City Unified School District (the "School District"), and the undersigned has been authorized by the official action of the governing body of the School District to make the representations and other commitments as set forth herein on behalf of the School District. The undersigned recognizes that the Inland Valley Development Agency (the "IVDA") pursuant to Resolution No. 2011-03 as adopted on February 23, 2011, authorized the remittance of certain dollar amounts to the School District upon satisfaction of conditions precedent by the School District to the remittance of such funds from the IVDA to the School District.

The School District hereby requests the remittance of the amount equal to \$2,492,543.60 representing ninety percent (90%) of the dollar amount being retained by the IVDA pursuant to that certain School District Pass-Through Agreement, as amended, by and between the School District and the IVDA. The undersigned has reviewed the summary of School Districts' outstanding debts as prepared by the independent audit firm whereby the dollar amounts retained by the IVDA on behalf of the School District pursuant to the School District Pass-Through Agreement, as amended, have been calculated. The undersigned further certifies that such dollar amounts as presently retained by the IVDA for the School District are true and correct and calculated in accordance with the procedures and formulae contained in the School District Pass-Through Agreements, as amended, and the undersigned on behalf of the School District commits and binds the School District to the manner and effect of such calculations.

The undersigned on behalf of the School District further represents and warrants that in accordance with the limitations on the use of the tax increment revenues payable by the IVDA to the School District pursuant to the School District Pass-Through Agreement, as amended, the School District will use and apply such funds as received hereunder for the following purposes as authorized by the School District Pass-Through Agreement, as amended:

- Permanent or temporary classrooms.
- Gyms, pools athletic or recreational facilities.
- Library, auditorium or school site administration facilities.
- District administrative offices, maintenance and warehousing facilities.
- On-site and off-site public improvements such as, but not limited to, sidewalks, crosswalks, lights, curbs, gutters, and streets.
- Landscaping, irrigation and lighting improvements.
- Other ancillary facilities, equipment and furnishings appurtenant to a school or District facility to make such facilities operable.
- Acquisition of property for public school facilities, District administrative facilities and other support services.
- All reasonable and customary design, planning, administrative and engineering costs in connection with the undertaking of the above described projects to be paid from Tax Increment Revenues.

This Certification and the statements contained herein shall be relied upon by the IVDA in all financial matters affecting IVDA and the School District Pass-Through Agreement, as amended, and this Certification is duly executed and delivered as of the 15th day of March, 2011.

By: _____

Mohammad Z. Islam

Chief Business and Financial Officer

5.2 Second Period Interim Financial Report as of January 31, 2011
 (Prepared by Business Services Division)

The Education Code, as updated by AB1200 and AB2756, requires school districts to report on their financial condition at the time of budget adoption and after closing the books with the unaudited actuals. Two interim reports are also required during the fiscal year: for the periods from July 1 through October 31 (first period), and from July 1 through January 31 (second period).

A resolution is contained in the Action item section of the agenda regarding the certification by the Board of Education as to the District’s ability to meet its financial obligations for the current and the subsequent two years.

Second Period Interim Financial Report

The interim reports consist of projections for ADA (average daily attendance), Revenue Limit Summary, and General Fund Summary (revenues, expenditures, and fund balance) for the current and subsequent two years. Also included are a current year Cash Flow Projection, a Summary Review of State Financial Criteria and Standards, and a Certification that the District will meet its financial obligations for the current and the subsequent two years.

The Board of Education approved the 2010-2011 Adopted Budget on June 15, 2010. In addition, other budget changes have been brought to the Board on the overall financial condition of the District.

A school district’s revenue limit is derived primarily from ADA. ADA is projected from enrollment numbers adjusted using cohort survival procedures for historic relationships, growth, attendance percentages, and other factors. The following ADA projections were used for this report and are detailed further in the accompanying Form AI, Average Daily Attendance Form.

Projection as of:	For:	CBEDS (Excluding Charter Schools & County)	Increase	* Funded ADA (Excluding Charter Schools & County)	Increase
Budget Adoption- 06/2010	10/11	51,721	N/A	48,429	N/A
Second Interim- 01/2011	10/11	51,315	(406)	47,567	(862)
Second Interim- 01/2012	11/12	49,948	(1367)	47,071	(496)
Second Interim– 01/2013	12/13	49,258	(690)	45,717	(1354)

*Funded ADA is based upon current year or prior year P-2 ADA, whichever is greater, and adjusted for resident ADA shift to Charter Schools each Fiscal Year

The **Form RLI, Revenue Limit Summary**, translates ADA numbers into revenue limit amounts.

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The primary interim report document is **Form 01I, General Fund Summary**. The columns on the attached Form 01I report the following information:

- Column A** – the original (adopted) budget
- Column B** – the Board approved operating budget as of January 31
- Column C** – actual-to-date as of January 31
- Column D** – the projected year total and
- Column E** – the percentage differences between the Board approved operating budget and projected year totals

The summary Form 01I financial reports have been created projecting the current 2010-2011 fiscal year as well as 2011-2012 and 2012-2013 using the following assumptions:

Revenues:

- Projected revenue limit funding will decrease due to declining Enrollment
- COLAs of (0.39%) for 2010-2011, projected 1.67% for 2011-2012 and projected 1.80% for 2012-2013 have been included in the Revenue Limit
- The revenue limit deficit for 2010-2011 is 17.963% and 19.608% for 2011-12 and 2012-2013
- A reduction of \$330 per ADA has been included in the Revenue Limit calculation for Fiscal Year 2011-12 and Fiscal Year 2012-13
- Special education revenue (Federal and State) will be adjusted with special education ADA changes
- State categorical programs were kept at 2009-10 funding levels for 2010-11 and 2011-12. COLA of 1.80% was applied in 2012-13. Projected funding was decreased by programs ending in subsequent years
- Local revenue has been projected at 2010-2011 levels for subsequent years and reduced for programs that are ending
- Prior year carryover is included in the current year budget but not for subsequent years
- Inland Valley Development Agency Funding of \$2.5 million was received in 2010-11 of which \$1.6 million was accrued in the prior year. FY 2011-12 is projected to be \$1.25 million.
- One-time ARRA SFSF carryover has been included in Fiscal Year 2010-11 in the amount of \$8,897,922 and must be fully spent by September 30, 2011.
- ARRA Education Jobs Funding of \$9,560,549 is to be expended over Fiscal Years 2010-11 and 2011-12. This funding must be fully spent by September 30, 2012.
- District has exercised categorical program flexibility transfer option under budget trailer bill (SBX3 4) for 2010-11 and will continue through 2014-15

Expenditures:

- The number of certificated positions will be adjusted due to the Board Budget Cut Plan, declining enrollment and lack of funding.
 - FY 2011-2012
 - 272 Certificated (FTE)
- 5% across the board salary ongoing reductions (Negotiable) are included in Fiscal Year 2011-12 as a part of the Board approved District Budget Cut Plan
- The Board approved an increase in K-3 class size from 25:1 to 30:1 resulting in a ongoing reduction of expenditures of \$5.7 million
- Classified salaries were negotiated to freeze step and column for Fiscal Year 2010-11 only. Classified salaries are projected in increase by step and column for Fiscal Years 2011-12 and 2012-13
- Nine days of furlough for Management (Certificated and Classified) are included for Fiscal Year 2010-11 and reduced to four days of furlough for Fiscal Year 2011-12 through Fiscal Year 2012-13
- Five days of furlough for Classified employees will end in 2010-11 and be restored in 2011-12
- Statutory employee benefits have been increased to reflect the increase in salaries
- Health and Welfare benefits are projected to remain at the 2010-11 level for 2011-12 and increase by an estimated 9% in Fiscal Year 2012-13
- Routine Repair and Maintenance Program will be funded at 2% of total General Fund expenditures for current and subsequent Fiscal Years.
- Deferred Maintenance Program is budgeted at state funding level and there are no District contributions for current or subsequent Fiscal Years
- Supplies, equipment and other services for subsequent years have been adjusted to enrollment levels and decreased for any one time carryover in Fiscal Year 2010-11
- Transportation costs were projected to remain at the current year level for subsequent years.
- Utility costs were projected to reflect savings for the subsequent two Fiscal Years
- Prior year carryover is included in the current year budget, but not for subsequent years

Reserves

- The required Designated Reserve for Economic Uncertainties is projected at \$9,900,000 for the current Fiscal Year and maintained at the required 2% level for subsequent Fiscal Years
- Other Designated amounts:

Reserve for Revolving Cash	\$211,000
Reserve for Stores	<u>\$500,000</u>
Total Other Designations	\$711,000
- Designated unrestricted general fund amount is \$20,449,422 to cover the projected deficit for Fiscal Year 2011-12 and the restricted general fund balance is \$31,571,742.

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Current sections of the Education Code, which were revised by AB1200 and AB2756, require the governing board of the school districts to certify that the District will meet its financial obligations for the current Fiscal Year and the subsequent two Fiscal Years. Based on the foregoing information, and the following summary of financial and attendance reports, **the District has approved an estimated \$25 million of ongoing cuts for in Fiscal Year 2011-12 and is required to make an additional \$28 million ongoing cuts for Fiscal Year 2012-13 to meet its ongoing obligations for the subsequent two Fiscal Years.** These cuts are required to maintain the Fiscal Solvency of the District in the subsequent two Fiscal Years. Thus it is recommended that the Board of Education approve a **positive certification** for the Second Interim Financial Report for the Fiscal Year 2010-11.

5.3 Amendments to BB 9270 Board Bylaws Conflict of Interest (First Reading)
(Prepared by Business Services Division)

**San Bernardino City USD
Board Bylaw
Conflict Of Interest**

BB 9270
Board Bylaws

~~Incompatible Activities~~

~~Board of Education members shall not engage in any employment or activity which is inconsistent with, incompatible with, in conflict with or inimical to the Board member's duties as an officer of the district. (Government Code 1126)~~

~~Conflict of Interest Code~~

~~The district's conflict of interest code shall be comprised of the terms of 2CCR 18730 and any amendments to it adopted by the Fair Political Practices Commission, together with a district attachment specifying designated positions and the specific types of disclosure statements required for each position.~~

The Governing Board desires to maintain the highest ethical standards and help ensure that decisions are made in the best interest of the district and the public. In accordance with law, Board members and designated employees shall disclose any conflict of interest and, as necessary, shall abstain from participating in the decision.

The Board shall adopt a resolution that specifies the terms of the district's conflict of interest code, the district's designated positions, and the disclosure categories required for each position.

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Upon direction by the code reviewing body, the Board shall review the district's conflict of interest code ~~in even-numbered years~~ **and submit any changes to the code reviewing body**. ~~If no change in the code is required, the district shall submit by October 1 a written statement to that effect to the code reviewing body. If a change in the code is necessitated by changed circumstances, the district shall submit an amended code to the code reviewing body.~~
(Government Code 87306.5)

When a change in the district's conflict of interest code is necessitated *due to* ~~by~~ changed circumstances, such as the creation of new designated positions, **changes to the duties** assigned to existing positions, amendments or revisions, the changed code shall be submitted to the code reviewing body within 90 days. (Government Code 87306)

When reviewing and preparing conflict of interest codes, the **Superintendent or designee** shall provide officers, employees, consultants and members of the community adequate notice and a fair opportunity to present their views. (Government Code 87311)

Board members and designated employees shall annually file a Statement of Economic Interest/Form 700 in accordance with the disclosure categories specified in the district's conflict of interest code. A Board member who leaves office or a designated employee who leaves district employment shall, within 30 days, file a revised statement covering the period of time between the closing date of the last statement and the date of leaving office or district employment. (Government Code 87302, 87500)

A Board member or designated employee shall not make, participate in making, or in any way use or attempt to use his/her official position to influence a governmental decision in which he/she knows or has reason to know that he/she has a disqualifying conflict of interest. A conflict of interest exists if the decision will have a "reasonably foreseeable material financial effect" on one or more of the Board member's or designated employee's "economic interests," unless the effect is indistinguishable from the effect on the public generally or the Board member's or designated employee's participation is legally required. (Government Code 87100, 87101, 87103; 2 CCR 18700-18709)

A Board member or designated employee makes a governmental decision when, acting within the authority of his/her office or position, he/she votes on a matter, appoints a person, obligates or commits the district to any course of action, or enters into any contractual agreement on behalf of the district. (2 CCR 18702.1)

A Board member who has a disqualifying conflict of interest on an agenda item that will be heard in an open meeting of the Board shall abstain from voting on the matter. He/she may remain on the dais, but his/her presence shall not be counted towards achieving a quorum for that matter. A Board member with a disqualifying conflict of interest shall not be present during a closed session meeting of the Board when the decision is considered and shall not obtain or review a recording or any other nonpublic information regarding the issue. (2 CCR 18702.1)

Additional Requirements for Boards that Manage Public Investments

A Board member who manages public investments pursuant to Government Code 87200 and who has a financial interest in a decision shall, upon identifying a conflict or potential conflict of interest and immediately prior to the consideration of the matter, do all of the following: (Government Code 87105; 2 CCR 18702.5)

- 1. Publicly identify each financial interest that gives rise to the conflict or potential conflict of interest in detail sufficient to be understood by the public, except that disclosure of the exact street address of a residence is not required.***
- 2. Recuse himself/herself from discussing and voting on the matter, or otherwise acting in violation of Government Code 87100. The Board member shall not be counted toward achieving a quorum while the item is discussed.
BB 9270(d)***

However, the Board member may speak on the issue during the time that the general public speaks on it and may leave the dais to speak from the same area as members of the public. He/she may listen to the public discussion of the matter with members of the public.

- 3. Leave the room until after the discussion, vote, and any other disposition of the matter is concluded, unless the matter has been placed on the portion of the agenda reserved for uncontested matters.***

If the item is on the consent calendar, the Board member must recuse himself/herself from discussing or voting on that matter, but the Board member is not required to leave the room during consideration of the consent calendar.

- 4. If the Board's decision is made during closed session, disclose his/her interest orally during the open session preceding the closed session. This disclosure shall be limited to a declaration that his/her recusal is because of a conflict of interest pursuant to Government Code 87100. He/she shall not be present when the item is considered in closed session and shall not knowingly obtain or review a recording or any other nonpublic information regarding the Board's decision.***

~~If a Board member or designated employee determines that he/she has a financial interest in a decision, as described in Government Code 87103, this determination shall be disclosed. The member shall be disqualified from voting unless his/her participation is legally required. (2 CCR 18700)~~

Statements of economic interests submitted to the district by designated employees in accordance with the conflict of interest code shall be available for public inspection and reproduction.
(Government Code 81008)

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Financial Interest

~~Board members and designated employees shall not be financially interested in any contract made by the Board or in any contract they make in their capacity as Board members or designated employees. (Government Code 1090)~~

Board members, employees, or district consultants shall not be financially interested in any contract made by the Board on behalf of the district, including in the development, preliminary discussions, negotiations, compromises, planning, reasoning, and specifications and solicitations for bids. If a Board member has such a financial interest, the district is barred from entering into the contract. (Government Code 1090; Klistoff v. Superior Court, (2007) 157 Cal.App. 4th 469)

A Board member shall ***not*** be considered to be financially interested in a contract if his/her interest is a ***"noninterest" as defined in*** ~~includes, but is not limited to, any of the following:~~ (Government Code 1091.5). ***One such noninterest is when a Board member's spouse/registered domestic partner has been a district employee for at least one year prior to the Board member's election or appointment. (Government Code 1091.5)***

A Board member shall not be considered to be financially interested in a contract if he/she has only a "remote interest" in the contract as specified in Government Code 1091 and if the remote interest is disclosed during a Board meeting and noted in the official Board minutes. The affected Board member shall not vote or debate on the matter or attempt to influence any other Board member to enter into the contract. (Government Code 1091)

Even if there is not a prohibited conflict of interest, a Board member shall abstain from voting on personnel matters that uniquely affect his/her relatives. However, a Board member may vote on collective bargaining agreements and personnel matters that affect a class of employees to which his/her relative belongs. Relative means an adult who is related to the Board member by blood or affinity within the third degree, as determined by the common law, or an individual in an adoptive relationship within the third degree. (Education Code 35107)

A relationship within the third degree includes an individual's parents, grandparents, great-grandparents, children, grandchildren, great-grandchildren, brothers, sisters, aunts, uncles, nieces, nephews, and the similar family of the individual's spouse/registered domestic partner unless the individual is widowed or divorced.

Common Law Doctrine Against Conflict of Interest

A Board member shall abstain from any official action in which his/her private or personal interest may conflict with his/her official duties.

1. That of an officer who is being reimbursed for his/her actual and necessary expenses incurred in the performance of an official duty

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2. That of a recipient of public services generally provided by the public body or board of which he/she is a member, on the same terms and conditions as if he or she were not a member of the board
3. That of a landlord or tenant of the contracting party if such contracting party is the federal government or any federal department or agency, this state or an adjoining state, any department or agency of this state or an adjoining state, any county or city of this state or an adjoining state, or any public corporation or special, judicial or other public district of this state or an adjoining state unless the subject matter of such contract is the property in which such officer or employee has such interest as landlord or tenant in which even his/her interest shall be deemed a remote interest within the meaning of, and subject to, the provisions of Government Code 1091
4. That of a spouse of an officer or employee of the district if his/her spouse's employment or officeholding has existed for at least one year prior to his/her election or appointment
5. That of a nonsalaried member of a nonprofit corporation, provided that such interest is disclosed to the Board at the time of the first consideration of the contract, and provided further that such interest is noted in its official records
6. That of a noncompensated officer of a nonprofit, tax-exempt corporation which, as one of its primary purposes, supports the functions of the nonprofit board or to which the school Board has a legal obligation to give particular consideration, and provided further that such interest is noted in its official records
7. That of a person receiving salary, per diem, or reimbursement for expenses from a governmental entity, unless the contract directly involves the department of the government entity that employs the officer or employee, provided that such interest is disclosed to the Board at the time of consideration of the contract, and provided further that such interest is noted in its official records
8. That of an attorney of the contracting party or that of an owner, officer, employee or agent of a firm which renders, or has rendered, service to the contracting party in the capacity of stockbroker, insurance agent, insurance broker, real estate agent, or real estate broker, if these individuals have not received and will not receive remuneration, consideration, or a commission as a result of the contract and if these individuals have an ownership interest of less than 10 percent in the law practice or firm, stock brokerage firm, insurance firm or real estate firm

In addition, a Board member or employee shall not be deemed to be interested in a contract made pursuant to competitive bidding under a procedure established by law if his/her sole interest is that of an officer, director, or employee of a bank or savings and loan association with which a party to the contract has the relationship of borrower or depositor, debtor or creditor.
(Government Code 1091.5)

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A Board member shall not be deemed to be financially interested in a contract if he/she has only a remote interest in the contract and if the remote interest is disclosed during a Board meeting and noted in the official Board minutes. The affected Board member shall not vote or debate on the matter or attempt to influence any other Board member to enter into the contract. Remote interests are specified in Government Code 1091(b); they include, but are not limited to, the interest of a parent in the earnings of his/her minor child. (Government Code 1091)

~~A Board member may enter into a contract if the rule of necessity or legally required participation applies as defined in Government Code 87101.~~

On a case-by-case basis and upon advice of legal counsel, a Board member with a financial interest in a contract may participate in the making of the contract if the rule of necessity or legally required participation applies pursuant to Government Code 87101 and 2 CCR 18708.

Board members shall not engage in any employment or activity or hold any office which is inconsistent with, incompatible with, in conflict with, or inimical to the Board member's duties as an officer of the district. (Government Code 1099, 1126)

Even if there is no prohibited or remote interest, a Board member shall abstain from voting on personnel matters that uniquely affect a relative of the Board member. A Board member may vote, however, on collective bargaining agreements and personnel matters that affect a class of employees to which the relative belongs. "Relative" means an adult who is related to the person by blood or affinity within the third degree, as determined by the common law, or an individual in an adoptive relationship within the third degree. (Education Code 35107)

A relationship within the third degree includes the individual's parents, grandparents and great-grandparents, children, grandchildren and great-grandchildren, brothers, sisters, aunts and uncles, nieces and nephews, and the similar family of the individual's spouse/***registered domestic partner*** unless the individual is widowed or divorced.

Disqualification for Board Members Who Manage Public Investments

A Board member who manages public investments pursuant to Government Code 87200 and who has a financial interest in a decision shall, upon identifying a conflict or potential conflict of interest and immediately prior to the consideration of the matter, do all of the following:

1. Publicly identify the financial interest that gives rise to the conflict or potential conflict of interest in detail sufficient to be understood by the public, except that disclosure of the exact street address of a residence is not required. (Government Code 87105)
2. Recuse himself/herself from discussing and voting on the matter, or otherwise acting in violation of Government Code 87100. This Board member shall not be counted toward achieving a quorum while the item is discussed. (Government Code 87105; 2 CCR 18702.5)

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3. Leave the room until after the discussion, vote and any other disposition of the matter is concluded, unless the matter has been placed on the portion of the agenda reserved for uncontested matters. (Government Code 87105)

If the item is on the consent calendar, the Board member must recuse himself/herself from discussing or voting on that matter, but the Board member is not required to leave the room during the consent calendar. (2 CCR 18702.5)

(cf. 3430 - Investing)

The Board member may speak on the issue during the time that the general public speaks on the issue. The Board member shall recuse himself/herself from voting on the matter and leave the dais to speak from the same area as members of the public. He/she may listen to the public discussion of the matter with members of the public. (Government Code 87105; 2 CCR 18702.5)

If the Board's decision is made during closed session, the public identification may be made orally during the open session before the Board goes into closed session and shall be limited to a declaration that his/her recusal is because of a conflict of interest pursuant to Government Code 87100. The Board member shall not be present when the decision is considered in closed session or knowingly obtain or review a recording or any other non-public information regarding the Board's decision. (2 CCR 18702.5)

Gifts

Board members and designated employees may accept gifts only under the conditions and limitations specified in Government Code 89503 and 2 CCR 18730.

The limitations on gifts do not apply to wedding gifts and gifts exchanged between individuals on birthdays, holidays and other similar occasions, provided that the gifts exchanged are not substantially disproportionate in value. (Government Code 89503)

Gifts of travel and related lodging and subsistence shall be subject to the prevailing gift limitation except as described in Government Code 89506.

A gift of travel does not include travel provided by the district for Board members and designated employees. (Government Code 89506)

Honoraria

Board members and designated employees shall not accept any honorarium, which is defined as any payment made in consideration for any speech given, article published, or attendance at any public or private gathering, in accordance with law. (Government Code 89501, 89502)

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The term honorarium does not include: (Government Code 89501)

1. Earned income for personal services customarily provided in connection with a bona fide business, trade or profession unless the sole or predominant activity of the business, trade or profession is making speeches
2. Any honorarium which is not used and, within 30 days after receipt, is either returned to the donor or delivered to the district for donation into the general fund without being claimed as a deduction from income for tax purposes

Appendix A Defines Disclosure Categories And Appendix B Identifies Designated Positions In The District:

Appendix A - Disclosure Categories

Category 1. Designated positions must report:

1. Interests in real property that are located in whole or in part (1) within the boundaries of the district, (2) within two miles of the boundaries of the district, or (3) within two miles of any land owned by the district, including leasehold, beneficial or ownership interest or option to acquire such interest in real property.
2. Investments and business positions (i.e., director, officer, partner, trustee, employee, or holds any position of management) in business entities or income from sources which engage in the acquisition or disposal of real property within the district.
3. Investments and business positions (i.e., director, officer, partner, trustee, employee, or holds any position of management) in business entities or income from sources which: (1) are contractors or subcontractors engaged in the performance of work or services of the type utilized by the district, or (2) which manufacture, sell or provide supplies, materials, books, machinery, services or equipment of the type used by the district.

Category 2. Designated positions must report investments and business positions in business entities and income from sources that manufacture, sell, or provide supplies, materials, books, machinery, services or equipment of the type used by the employee's department or the district. For the purposes of this category a principal's department is his/her entire school.

Appendix B - Designated Positions

The persons holding positions listed in this Appendix are designated employees. It has been determined that the persons occupying the positions listed below make or participate in the making of decisions that may foreseeably have a material effect on financial interests of the district. Designated positions must disclose investments, business positions, and interests in real

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property held on, and income received during the previous 12 months as defined in Appendix A categories 1-2, and will file the Form 700, Statement of Economic Interests.

POSITION TITLE

CATEGORIES

Member, Board of Education

1, 2

Superintendent

1, 2

~~Deputy Superintendent~~

~~1, 2~~

Chief Business and Financial Officer

1, 2

Associate Superintendent/Chief Administrative Officer

1, 2

Assistant Superintendent

1, 2

Accounting Services Director

1, 2

~~Accounts Payable Officer~~

~~1, 2~~

Accounts Payable Supervisor

1, 2

Affirmative Action Director

1, 2

Alternative Programs Director

1, 2

Assistant Affirmative Action Officer

1, 2

Assistant Building Services Director

1, 2

Assistant Director

1, 2

Assistant Director Facilities Planning and Development

1, 2

Assistant Director of Management Information Services

1, 2

Assistant Nutrition Services Director

1, 2

Assistant Principal

1, 2

Assistant Purchasing Services Director

1, 2

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Budget Officer

1, 2

Building Services Director

1, 2

Communications/Community Relations Director

1, 2

Consultant*

1, 2

Coordinator

1, 2

Curriculum, Instruction and Assessment Administrator

1, 2

Directors

1, 2

Director of Enrollment

1, 2

Director of Management Information Services

1, 2

Director of Special Projects

1, 2

Environmental Safety Officer

1, 2

Facilities Administrator

1, 2

Facilities Planning and Development Director

1, 2

Facilities Officer

1, 2

Facilities Planning Manager

1, 2

Fiscal Services Director

1, 2

~~Internal Auditor~~

~~1, 2~~

Nutrition Services Business Manager

1, 2

Nutrition Services Director

1, 2

Payroll Officer

1, 2

Principal

1, 2

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Program Improvement Administrator
1, 2
Purchasing Services Director
1, 2
Research and Instruction Director
1, 2
School Linked Services Director
1, 2
School Police and Safety Director
1, 2
Supervisor
1, 2
Youth Services Director
1, 2
Buyer
2
Elementary Instruction and Curriculum Development Director
2
English Learner and Support Program Director
2
Facilities Planning Manager
2
Human Resources Director Certificated
2
Human Resources Director Classified
2
Maintenance Manager
2
Nutrition Services Computer Analyst
2
Nutrition Services Program Manager
2
Operations Manager
2
Personnel Commission Director
2
Personnel Commission Member
2
Principals
2
Recruitment/Employment Director Certificated
2

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Secondary Instruction and Curriculum Director

2

Special Education Program Director

2

*Consultants shall be included in the list of designated employees and shall disclose pursuant to the broadest disclosure category in the code when it is determined that the temporary consultant will have a significant influence on district financial matters. When notified by the Filing Officer, the consultant will have 30 calendar days to provide a completed Form 700, Statement of Economic Interests to the district.

A consultant is an individual who, pursuant to a contract with the district, makes a governmental decision whether to: (2 CCR 18701)

1. Approve a rate, rule or regulation
2. Adopt or enforce a law
3. Issue, deny, suspend or revoke a permit, license, application, certificate, approval, order or similar authorization or entitlement
4. Authorize the district to enter into, modify or renew a contract that requires district approval
5. Grant district approval to a contract or contract specifications which require district approval and in which the district is a party
6. Grant district approval to a plan, design, report, study or similar item
7. Adopt or grant district approval of district policies, standards or guidelines

A consultant is also an individual who, pursuant to a contract with the district, serves in a staff capacity with the district and in that capacity participates in making a governmental decision as defined in 2 CCR 18702.2 or performs the same or substantially all the same duties for the district that would otherwise be performed by an individual holding a position specified in the district's Conflict of Interest Code. (2 CCR 18701)

Legal Reference:

EDUCATION CODE

1006 Qualifications for holding office

35107 School district employees

35230-35240 Corrupt practices

35233 Prohibitions applicable to members of governing boards

35239 Compensation for board members in districts under 70 ADA

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GOVERNMENT CODE

1090-1098 Prohibitions applicable to specified officers
1125-1129 Incompatible activities
81000-91015 Political Reform Act of 1974, especially:
82011 Code reviewing body
82019 Definition of designated employee
82028 Definition of gifts
82030 Definition of income
87100-87103.6 General prohibitions
87200-87210 Disclosure
87300-87313 Conflict of interest code
87500 Statements of economic interests
89501-89503 Honoraria and gifts
91000-91014 Enforcement

CODE OF REGULATIONS, TITLE 2

18110-18997 Regulations of the Fair Political Practices Commission, especially:
18702.5 Public identification of a conflict of interest for Section 87200 filers

COURT DECISIONS

Thorpe v. Long Beach Community College District, (2000) 83 Cal.App.4th. 655
Kunec v. Brea Redevelopment Agency, (1997) 55 Cal.App.4th 511

ATTORNEY GENERAL OPINIONS

86 Ops.Cal.Atty.Gen. 138(2003)
85 Ops.Cal.Atty.Gen. 60 (2002)
82 Ops.Cal.Atty.Gen. 83 (1999)
81 Ops.Cal.Atty.Gen. 327 (1998)
80 Ops.Cal.Atty.Gen. 320 (1997)
69 Ops.Cal.Atty.Gen. 255 (1986)
68 Ops.Cal.Atty.Gen. 171 (1985)
65 Ops.Cal.Atty.Gen. 606 (1982)

Management Resources:

WEB SITES

Fair Political Practices Commission: <http://www.fppc.ca.gov>

Bylaw SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT
adopted: October 16, 2007 San Bernardino, California

Board of Education Meeting
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CONFLICT OF INTEREST E 9270

**RESOLUTION ADOPTING A
CONFLICT OF INTEREST CODE**

WHEREAS, the Political Reform Act, Government Code 87300-87313, requires each public agency in California to adopt a conflict of interest code; and

WHEREAS, the Governing Board of the San Bernardino Unified School District has previously adopted a local conflict of interest code; and

WHEREAS, past and future amendments to the Political Reform Act and implementing regulations may require conforming amendments to be made to the district's conflict of interest code; and

WHEREAS, a regulation adopted by the Fair Political Practices Commission, 2 CCR 18730, provides that incorporation by reference of the terms of that regulation, along with an agency-specific appendix designating positions and disclosure categories shall constitute the adoption and amendment of a conflict of interest code in conformance with Government Code 87300 and 87306; and

WHEREAS, the San Bernardino City Unified School District has recently reviewed its positions, and the duties of each position, and has determined that (changes/no changes) to the current conflict of interest code are necessary; and

WHEREAS, any earlier resolutions, bylaws, and/or appendices containing the district's conflict of interest code shall be rescinded and superseded by this resolution and Appendix; and

NOW THEREFORE BE IT RESOLVED that the San Bernardino City Unified School District Governing Board adopts the following Conflict of Interest Code including its Appendix of Designated Employees and Disclosure Categories.

PASSED AND ADOPTED THIS _____ day of _____, _____ at a meeting, by the following vote:

AYES: _____ NOES: _____ ABSENT: _____

Attest:

Secretary/President

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**Conflict of Interest Code of the
San Bernardino City Unified School District**

The provisions of 2 CCR 18730 and any amendments to it adopted by the Fair Political Practices Commission, together with the preceding Appendix specifying designated positions and disclosure categories, are incorporated by reference and shall constitute the district's conflict of interest code.

Governing Board members and designated employees shall file a Statement of Economic Interest/Form 700 in accordance with the disclosure categories listed in the attached Appendix. The Statement of Economic Interest shall be filed with the district's filing officer and/or, if so required, with the district's code reviewing body. The district's filing officer shall make the statements available for public review and inspection.

5.4 Adoption of 2011-2012 Traditional and Year-Round (60-20) School Calendars
(Prepared by Certificated Human Resources Division)

The 2011-2012 traditional and year-round (60-20) school calendars have been prepared for adoption.

The calendars provide for 180 instructional days. The year-round (60-20) school calendar is not a precise 60/20 calendar with 60 days of instruction followed by 20 days of intersession. It has been adapted to limit sessions that end on a Monday or begin on a Friday. All legal holidays required by the Education Code and Collective Bargaining Agreements are included.

**San Bernardino City Unified School District
SCHOOL CALENDAR
2011-2012
FOUR-TRACK YEAR ROUND PROGRAM
(Modified 60-20 Schedule)**

FIRST DAY OF SCHOOL

Classroom Teachers
Students

TRACKS A-B-C

July 1, 2011
July 6, 2011

TRACK D

July 28, 2011
August 1, 2011

LAST DAY OF SCHOOL

Classroom Teachers
Students

TRACK A

May 25, 2012
May 25, 2012

TRACKS B-C-D

June 27, 2012
June 27, 2012

LEGAL HOLIDAYS

July 4, 2011

Independence Day

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September 5, 2011	Labor Day
November 11, 2011	Veterans' Day
November 24, 2011	Thanksgiving Day
December 25, 2011	Christmas Day
January 1, 2012	New Year's Day
January 16, 2012	Dr. Martin Luther King Day
February 13, 2012	Lincoln Day
February 20, 2012	Washington Day
May 28, 2012	Memorial Day

SCHOOL RECESS DATES

November 25, 2011	Day After Thanksgiving
December 22, 2011 through January 2, 2012	Christmas/Winter Recess

ELEMENTARY PARENT CONFERENCES

Track A	September 14-22, 2011
Tracks B-C-D	October 12-20, 2011
Track A	January 25 through February 2, 2012
Tracks B-C-D	February 22 through March 1, 2012

**San Bernardino City Unified School District
SCHOOL CALENDAR
2011-2012
TRADITIONAL PROGRAM**

FIRST DAY OF SCHOOL

Classroom Teachers	July 28, 2011
Students	August 1, 2011

LAST DAY OF SCHOOL

Classroom Teachers	May 31, 2012
Students	June 1, 2012

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LEGAL HOLIDAYS

September 5, 2011	Labor Day
November 11, 2011	Veterans' Day
November 24, 2011	Thanksgiving Day
December 25, 2011	Christmas Day
January 1, 2012	New Year's Day
January 16, 2012	Dr. Martin Luther King's Birthday Day
February 13, 2012	Lincoln's Birthday Day
February 20, 2012	Washington's Birthday Day
May 28, 2012	Memorial Day

SCHOOL RECESS DATES

November 21-25, 2011	Thanksgiving Recess
December 15, 2011 through January 8, 2012	Christmas/Winter Recess
March 19-30, 2012	Spring Recess

ELEMENTARY PARENT CONFERENCES

November 9-18, 2011
March 8-16, 2012

QUARTERS (HIGH SCHOOL/MIDDLE SCHOOL)

Last Day of First Quarter	September 30, 2011
Last Day of Second Quarter/First Semester	December 13, 2011
Last Day of Third Quarter	March 16, 2012
Last Day of Fourth Quarter/Second Semester	May 31, 2012

5.5 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.

SESSION SIX – Other Matters Brought By Citizens

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

SESSION SEVEN - Reports and Comments

7.0 *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.

7.1 Legislative Update

8.0 *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 EIGHT - Legislation and Action

9.0 *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.

9.1 Approval of Minutes (Prepared by Superintendent’s Office)

It is recommended that the following resolution be adopted:

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March 15, 2011

BE IT RESOLVED that the Minutes of the Board of Education Meetings held on February 15, and February 22, 2011, be approved as presented.

9.2 Business and Inservice Meetings
(Prepared by Superintendent)

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 individual in a scheduled business and inservice meeting:

DANNY TILLMAN (Governing Board Member)	To attend the Families in Schools “School Boards and Community Engagement Initiative,” in Sacramento, CA, April 1-2, 2011. Airfare and hotel accommodations will be paid by Families in Schools. Total cost of reimburseables, not to exceed \$200.00, will be paid from Board of Education Account No. 066.
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9.3 Payment of Master Teachers – California State University San Bernardino
(Prepared by Certificated Human Resources Division)

The District has an agreement with California State University San Bernardino to allow university students to do Educational Field Work in the District, under assigned master teachers, for which the District is paid an honorarium. The District is in receipt of check number 269383 from California State University San Bernardino in the amount of \$5,334.40. The District wishes to pay this honorarium to the master teachers.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for services as a master teachers during Winter Session 2011, as provided for in the Agreement with California State University San Bernardino, as follows:

Allen, Vickie	\$166.70	Arce, Gus	\$166.70
Basoco, Kelly	\$166.70	Benninger, Kathryn	\$166.70
Brett, Beverly	\$166.70	Burns, Brenda	\$166.70
Deininger, Scott	\$166.70	Del Rincon, Naomi	\$166.70

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Diefendorf, Ellen	\$166.70	Dondalski, Jennifer	\$166.70
Flores Bravo, Nanette	\$166.70	Flores-Sanz, Lorena	\$166.70
Garcia, Guadalupe	\$166.70	Hegardt, Gregory	\$166.70
Luna, Karen	\$166.70	Magdaleno, Leonard	\$166.70
Meaca, Marisol	\$166.70	Marcus, Brian	\$166.70
Martinez, Armida	\$166.70	Massicotte, Stephen	\$166.70
Mc Gee, Brenda	\$166.70	Mendoza, Victor	\$166.70
Morris, Elizabeth	\$166.70	Mudd, Brian	\$166.70
Payne, Elisabeth	\$166.70	Paz, Elva	\$166.70
Posiviata, Susan	\$166.70	Ramirez, Leandra	\$166.70
Quesada, Rebecca	\$166.70	Sanguino, Gretty	\$166.70
Sanz, Lizette	\$166.70	Stufkosky, Emma	\$166.70

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

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

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

SITE	DONOR	DONATION AND PURPOSE	CASH
Warm Springs Elementary School	Celia Mariscal	\$100.00 to sponsor the Jr. Nationals Competition	\$100.00
Barton Elementary School	Amie Duplissis	\$226.00 to sponsor the ASB	\$226.00
Warm Springs Elementary School	Monarrez Trucking, Inc.	\$100.00 to sponsor the USA National Cheer Competition	\$100.00
Monterey Elementary School	Target Field Trips	\$700.00 limited sponsorship for field trips	\$700.00
Monterey Elementary School	Monterey PTA	\$560.00 to be used towards the purchase of student incentives	\$560.00
Lytle Creek Elementary School	Scholarship America/ Target Field Trip Grants	\$700.00 limited sponsorship for field trips	\$700.00
Manuel A. Salinas Elementary School	Jose Chavez	\$400.00 to sponsor the ASB	\$400.00

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:

Board of Education Meeting
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BE IT RESOLVED that the Board of Education acknowledges receipt of \$100.00, Celia Mariscal; \$226.00, Amie Duplissis; \$100.00, Monarrez Trucking, Inc.; \$700.00, Target Field Trips; \$560.00, Monterey PTA; \$700.00, Scholarship America/Target Field Trip Grants; and \$400.00, Jose Chavez.

9.5 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:

Griselda Camberos
Lilia Cisnero-Felix
Rosa Hernandez
Mayra Higuera
(Board Representatives)

To attend the 2011 California Association for Bilingual Education (CABE) Conference, in Long Beach, CA, March 23-26, 2011. Total cost, including meals and mileage per District guidelines, not to exceed \$3,670.00, will be paid from Rio Vista Elementary School Account No. 436.

Arballo, Irene
Azzurro, Suzanne
Bakshi, Shawn
Barron, Leslie
Benart, David
Brown, Kim
Canedo, Melina
Canteo, Michael
Carra, Blanca
Chavez, Tamera
CiRullo, Chanel
Contreras, Leslie
Cruz, Michelle
Delgado, Marlon
Diaz, Flor
DosRemedios, Heather

To attend the Best Of Out-Of School Time Conference (BOOST), in Palm Springs, CA, April 28-30, 2011. Total cost, including meals and mileage per District guidelines, not to exceed \$44,835.00, will be paid from CAPS ASSES Account No. 459 and CAPS ASSETS Account No. 566.

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DosRemedios, Teresa
Garcia, Yesenia
Geary, Kenneth
Gonzalez, Enrique
Goodloe, Joshua
Griffin, Ja'Sher
Jones, Danielle
Krell, Kristin
LaBarbera, Kaila
Lopez, Evelyn
Mann, Andrea
Martinez, Leilani
Mendez, Angel
Miguel, Selena
Morgan, Candace
Morris, Gina
Musial, Elizabeth
Orellana, Brianna
Pot, Khaty
Poullard, Haleii
Rainbolt, Desiree
Ramirez, Sonia
Rivera, Gabriela
Robinson, Soleil
Rodriguez, Ronald
Rubio, Elizabeth
Seward, Karen
Sorensen, Nicole
Torres, Lily
Trillo, Lisa
Villanueva, Ameer
Warren, Nadifa
Zylman, Kelly
(Board Representatives,
YMCA East Valley)

9.6 Cafeteria Warrant Register, Ending February 28, 2011
(Prepared by Facilities/Operations Division)

It is requested that the Board of Education adopt the Cafeteria Warrant Registers and authorize specific individuals to sign disbursements on its behalf.

It is recommended that the following resolution be adopted:

Board of Education Meeting
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BE IT RESOLVED that the Cafeteria Warrant Register, ending February 28, 2011, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes Derek Harris, Interim Employee Benefits Director; John A. Peukert, Assistant Superintendent, Facilities/Operations; Adriane Robles, Nutrition Services Director; or Larry Lobaugh, Nutrition Services Program Manager, to sign disbursements. Two signatures are required on all cafeteria warrants.

9.7 Commercial Warrant Registers for Period from February 16, through February 28, 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 February 16, 2011, through February 28, 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.

9.8 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.

Kendall Elementary School wishes to hire Aquarium of the Pacific for a presentation titled "Aquarium on Wheels" on March 23, 2011. The presentation invites student to touch local marine life without having to leave the school. The cost, not to exceed \$750.00, will be paid from Kendall Elementary School Account No. 420.

Shandin Hills Middle School wishes to hire Homeboy Goes to Harvard for four presentations by Richard Santana on April 4, 2011. He provides real life testimony to students with similar backgrounds and struggles. Motivating them to critically assess their own perception, and help them recognize how these perceptions influence work, relationships, effectiveness, and productivity. The cost, not to exceed \$4,000.00, will be paid from Shandin Hills Middle School Account No. 501.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2010-11 school year and approves payment to the following:

Aquarium of the Pacific for two presentations titled “Aquarium on Wheels” on March 23, 2011. The cost, not to exceed \$750.00, will be paid from Kendall Elementary School Account No. 420.

Homeboy Goes to Harvard for four presentations by Richard Santana on April 4, 2011. The cost, not to exceed \$4,000.00, will be paid from Shandin Hills Middle School Account No. 501.

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

Arroyo Valley High School wishes to hire Digital Edge Learning for the following teacher training: Digital Formative Assessment Training, April 15, through June 30, 2011. The fee, not to exceed \$24,750.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Account No. 507.

The Special Education Department wishes to hire Kevin Fleming of Telos Educational Services, Chino, CA, to present the keynote address, “Alternatives in Preparing High School Students for the Workforce” at the annual Transition Partnership Program Cross Training, March 9, 2011. The fee, not to exceed \$2,500.00, will be paid from the Restricted General Fund—TPP: Department Rehabilitation, Account No. 568.

It is recommended that the following resolution be adopted:

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

Digital Edge Learning for the following teacher training: Digital Formative Assessment Training, April 15, through June 30, 2011. The fee, not to exceed \$24,750.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Account No. 507.

Amending the resolution approved by the Board on March 1, 2011, Agenda Item 10.8. The name of the requesting department should be changed from English Learner Programs to Special Education Department. All other terms and conditions remain the same.

9.10 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.

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The unrestricted program, FEDCO Grant (307), was not included in the Fiscal Year 2010-2011 approved budget. Based on the information received from the California State Polytechnic University, Pomona, an increase in the amount of \$1,500.00 will result in a revised total of \$1,500.00.

The restricted program, Fund 11-Adult Education CalWorks & ROP Program (132), was included in the Fiscal Year 2010-2011 approved budget in the amount of \$360,866.00. Based on the apportionment letter received from the San Bernardino County Superintendent of Schools dated February 4, 2011, an increase in the amount of \$307,099.00 will result in a revised total of \$667,965.00 for revenue and expenditures.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the addition of \$1,500.00 in the budgeting of revenue and expenditures for the unrestricted program, FEDCO Grant (307).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$307,099.00 in the budgeting of revenue and expenditures for the unrestricted program, Fund 11, Adult Education CalWorks & ROP Program (132).

9.11 Extended Field Trip, Rodriguez PREP Academy, Odyssey of the Mind State Competition, Brentwood, California
(Prepared by Business Services Division)

Rodriguez PREP Academy requests Board of Education approval of an extended field trip for seven students and two District employees to attend Odyssey of the Mind State Competition, in Brentwood, California, March 24, through March 27, 2011.

Students have the opportunity to use higher level thinking skills and creativity in problem solving, and teamwork is essential to their success in this competition. Students will utilize the Mathematics, Language Arts, Social Studies, and Visual and Performing Arts California Standards during this enriching and prestigious competition.

The cost of the trip, not to exceed \$2,700.00, including meals and lodging for seven Rodriguez PREP Academy students and two District employees, will be paid from Rodriguez PREP Academy Account No. 204. Transportation provided by Xpress Van Rental, not to exceed \$350.00, will be paid from Rodriguez PREP Academy Account No. 204. 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 seven Rodriguez PREP Academy students and two District employees to attend Odyssey of the Mind

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State Competition, in Brentwood, California, March 24, through March 27, 2011. The cost of the trip, not to exceed \$2,700.00, including meals and lodging for seven Rodriguez PREP Academy students and two District employees, will be paid from Rodriguez PREP Academy Account No. 204. Transportation provided by Xpress Van Rental, not to exceed \$350.00, will be paid from Rodriguez PREP Academy Account No. 204. Names of the students are on file in the Business Services office.

9.12 Extended Field Trip, Serrano Middle School, Smithsonian Student Travel, Washington, D.C. and New York
(Prepared by Business Services Division)

Serrano Middle School requests Board of Education approval of an extended field trip for five students and one District employee to attend the Smithsonian Student Travel in Washington, D.C. and New York, March 25, through March 30, 2011.

This five-day trip to Washington, D.C. and New York will offer the students an opportunity to enjoy a life-long experience with their fellow peers as they engage in the rich history of our nation. They will also have the opportunity to challenge their knowledge of U.S. history, participate in hands-on experiences, and witness the roles of our American politics and society through everyday actions of the citizens and national leaders in Washington, D.C. and New York.

The cost of the trip, not to exceed \$9,540.00, including meals and lodging for five Serrano Middle School students and one District employee, will be paid through sponsorship from anonymous sponsors. Transportation to and from Los Angeles International Airport will be provided by Hertz Car Rental, not to exceed \$140.00, and will be paid from sponsorship by Raquel Almazan. 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 five Serrano Middle School students and one District employee, to attend the Smithsonian Student Travel, in Washington, D.C. and New York, March 25, through March 30, 2011. The cost of the trip, not to exceed \$9,540.00, including meals and lodging for five Serrano Middle School students and one District employee, will be paid through sponsorship from anonymous sponsors. Transportation to and from Los Angeles International Airport will be provided by Hertz Car Rental, not to exceed \$140.00, and will be paid from sponsorship by Raquel Almazan. Names of the students are on file in the Business Services office.

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9.13 Extended Field Trip, Cajon High School, California State Thespian Festival 2011, Ontario, California
(Prepared by Business Services Division)

Cajon High School requests Board of Education approval of an extended field trip for 11 students, 1 chaperone, and 2 District employees to attend the California State Thespian Festival 2011, in Ontario, California, April 8, through April 10, 2011.

Students have the opportunity to view individual performances and tech events and participate in a variety of workshops led by theatre professionals. Also, they will have the opportunity to audition for scholarships and talk to college representatives.

The cost of the trip, not to exceed \$2,385.00, including meals and lodging for 11 Cajon High School students, 1 chaperone, and 2 District employees, will be paid from fundraising and Cajon High School Drama Club Account No. 730. Transportation will be provided by private vehicles driven by District employees and chaperone, at no cost. 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 11 Cajon High School students, 1 chaperone, and 2 District employees to attend the California State Thespian Festival 2011, in Ontario, California, April 8, through April 10, 2011. The cost of the trip, not to exceed \$2,385.00, including meals and lodging for 11 Cajon High School students, 1 chaperone, and 2 District employees, will be paid from fundraising and Cajon High School Drama Club Account No. 730. Transportation will be provided by private vehicles driven by District employees and chaperone, at no cost. Names of the students are on file in the Business Services office.

9.14 Extended Field Trip, Cajon High School, Girls Varsity Basketball San Diego Summer Tournament, San Diego, California
(Prepared by Business Services Division)

Cajon High School requests Board of Education approval of an extended field trip for eight students and two District employees to attend the Girls Varsity Basketball San Diego Summer Tournament, in San Diego, California, July 14, through July 17, 2011.

This trip offers the student athletes an opportunity to receive honor as they participate in the tournament. The caliber of competition helps to further the student athletes' opportunities and exposes them to the type of competition that they will face as they continue their athletic careers at the college level.

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The cost of the trip, not to exceed \$1,500.00, including meals and lodging for eight Cajon High School students and two District employees, will be paid from Cajon High School Girls Basketball ASB Account. Transportation provided by Xpress Van Rental, not to exceed \$500.00, will be paid from Cajon High School Girls Basketball ASB Account. 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 eight Cajon High School students and two District employees to attend the Girls Varsity Basketball San Diego Summer Tournament, in San Diego, California, July 14, through July 17, 2011. The cost of the trip, not to exceed, \$1,500.00, including meals and lodging for eight Cajon High School students and two District employees, will be paid from Cajon High School Girls Basketball ASB Account. Transportation provided by Xpress Van Rental, not to exceed \$500.00, will be paid from Cajon High School Girls Basketball ASB Account. Names of the students are on file in the Business Services office.

9.15 Extended Field Trip, Pacific High School, AVID 2010-11 College Tour, Multiple Northern California Locations
(Prepared by Business Services Division)

Pacific High School requests Board of Education approval of an extended field trip for 49 students, 1 adult chaperone, and 4 District employees, to attend the AVID 2010-11 College Tour, in multiple Northern California locations, from March 21, through March 25, 2011.

The trip is educationally advantageous to students and ties into the curriculum by addressing the AVID mission of increasing enrollment in four-year colleges. Students will gain an increased awareness of specific universities, as well as various campus types and sizes, in order to aid their college selection process. By visiting a wide variety of colleges, the students will be able to make more educated decisions about where they would like to attend. They will feel the cultural atmosphere and compare educational programs offered at each college.

The cost of the trip, not to exceed \$13,600.00, including meals and lodging for 49 Pacific High School students, 1 adult chaperone, and 4 District employees, will be paid from Pacific High School AVID Club funds. Transportation provided by charter coach, not to exceed \$4,000.00, will be paid from Pacific High School Account No. 511. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 49 Pacific High School students, 1 adult chaperone, and 4 District employees, to attend the AVID 2010-11 College Tour, in multiple Northern California locations, from March 21, through March 25,

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2011. The cost of the trip, not to exceed \$13,600.00, including meals and lodging for 49 Pacific High School students, 1 adult chaperone, and 4 District employees, will be paid from Pacific High School AVID Club funds. Transportation provided by charter coach, not to exceed \$4,000.00, will be paid from Pacific High School Account No. 511. Names of the students are on file in the Business Services office.

9.16 Extended Field Trip, San Gorgonio High School, Odyssey of the Mind State Competition, Brentwood, California
(Prepared by Business Services Division)

San Gorgonio High School requests Board of Education approval of an extended field trip for 13 students, 1 volunteer chaperone, and 1 District employee to attend Odyssey of the Mind State Competition, in Brentwood, California, March 25, through March 27, 2011.

Students have the opportunity to use higher level thinking skills and creativity in problem solving, and teamwork is essential to their success in this competition. Students will utilize the Mathematics, Language Arts, Social Studies, and Visual and Performing Arts California Standards during this enriching and prestigious competition.

The cost of the trip, not to exceed \$3,500.00, including meals and lodging for 13 San Gorgonio High School students, 1 volunteer chaperone, and 1 District employee, will be paid from San Gorgonio High School Account No. 203. Transportation provided by Xpress Van Rental, not to exceed \$700.00, will be paid from San Gorgonio High School Account No. 203. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 13 San Gorgonio High School students, 1 volunteer chaperone, and 1 District employee to attend Odyssey of the Mind State Competition, in Brentwood, California, March 25, through March 27, 2011. The cost of the trip, not to exceed \$3,500.00, including meals and lodging for 13 San Gorgonio High School students, 1 volunteer chaperone, and 1 District employee, will be paid from San Gorgonio High School Account No. 203. Transportation provided by Xpress Van Rental, not to exceed \$700.00, will be paid from San Gorgonio High School Account No. 203. Names of the students are on file in the Business Services office.

9.17 Memorandum of Understanding (MOU) with the University of Southern California for Curriculum Advisement and Development
(Prepared by Business Services Division)

The Advanced Learner Programs and Services Department requests Board of Education approval to enter into an MOU with the University of Southern California (USC), Los Angeles, CA, effective March 16, through September 15, 2011. USC shall provide curriculum advisement and development. There is no cost to the District.

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It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an MOU with the University of Southern California (USC), Los Angeles, CA, effective March 16, through September 15, 2011. USC shall provide curriculum advisement and development. 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.

- 9.18 Agreement with the Knotts Family & Parenting Institute for Child Excellence to Provide Training for Parents of District Students Enrolled at Shandin Hills Middle School
(Prepared by Business Services Division)

Shandin Hills Middle School requests Board of Education approval to enter into an agreement with the Knotts Family & Parenting Institute for Child Excellence, San Bernardino, CA, to provide training to parents of District students enrolled at Shandin Hills Middle School, effective April 4, through May 23, 2011. The training sessions will include the following topics: self-esteem, emotional health, physical health, education, GED information, parenting skills, character formation, and nutrition. The training will provide the skills and techniques that will enable parents to address the educational needs of their school-aged children. There is no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with the Knotts Family & Parenting Institute for Child Excellence, San Bernardino, CA, to provide training to parents of District students enrolled at Shandin Hills Middle School, effective April 4, through May 23, 2011. The training sessions will include the following topics: self-esteem, emotional health, physical health, education, GED information, parenting skills, character formation, and nutrition. The training will provide the skills and techniques that will enable parents to address the educational needs of their school-aged children. 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.

- 9.19 Agreement with Lollipop & Associates to Provide Training for Parents of District Students Enrolled at Davidson Elementary School
(Prepared by Business Services Division)

Davidson Elementary School requests Board of Education approval to enter into an agreement with Lollipop & Associates, Highland, CA, to provide training to parents of District students

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enrolled at Davidson Elementary School, effective March 16, through May 31, 2011. The training sessions will include reading and math activities, encourage discussion between parent and child, identify subject specific activities to use at home to stimulate learning, and develop the ability of parents to tutor and monitor their children's progress. The cost, not to exceed \$2,550.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Title I, Account No. 501.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Lollipop & Associates, Highland, CA, to provide training to parents of District students enrolled at Davidson Elementary School, effective March 16, through May 31, 2011. The training sessions will include reading and math activities, encourage discussion between parent and child, identify subject specific activities to use at home to stimulate learning, and develop the ability of parents to tutor and monitor their children's progress. The cost, not to exceed \$2,550.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Title I, Account No. 501.

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

9.20 Amendment to the Agreement with Albert Thomas to Provide Training in Anger Management to District Students and their Parents
(Prepared by Business Services Division)

The Youth Services Department requests Board of Education approval to amend the agreement with Albert Thomas, Highland, CA, approved by the Board on July 6, 2010, Agenda Item 9.40. The amendment is necessary to add funds to the cost due to an increase in services provided. The cost of \$6,000.00, added to the initial cost of \$36,000.00 for an aggregate total not to exceed \$42,000.00, will be paid from the Restricted General Fund—Drugfree Schools, Account No. 555. 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 Albert Thomas, Highland, CA, approved by the Board on July 6, 2010, Agenda Item 9.40. The amendment is necessary to add funds to the cost due to an increase in services provided. The cost of \$6,000.00, added to the initial cost of \$36,000.00 for an aggregate total not to exceed \$42,000.00, will be paid from the Restricted General Fund—Drugfree Schools, Account No. 555. 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.

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9.21 Amendment No. 1 to the Agreement with Prodek, Inc., Bid No. F08-23, District-Wide Rubberized Playground Flooring
(Prepared by Facilities/Operations Division)

The Facilities Management/Maintenance & Operations Department requests Board of Education approval to amend the agreement with Prodek, Inc., Los Angeles, CA, Bid No. F08-23, for district-wide rubberized playground flooring, originally approved by the Board on February 17, 2009. This amendment is needed to add Restricted General Fund Routine Repair & Maintenance Account No. 01-076 to allow for installation of rubberized flooring at different playgrounds throughout the District, paid by a variety of funding sources through the District's work-order PM41 notification process. All other terms and conditions remain the same. The total not-to-exceed cost is \$293,000.00.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Prodek, Inc., Los Angeles, CA, Bid No. F08-23, for district-wide rubberized playground flooring. This amendment is needed to add Restricted General Fund Routine Repair & Maintenance Account No. 01-076. All other terms and conditions remain the same. The total not-to-exceed cost is \$293,000.00.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 1.

9.22 Amendment No. 1 to the Agreement with PW Construction, Inc., Bid No. F08-11, San Bernardino High School Modernization Project
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with PW Construction, Inc., Chino, CA, Bid No. F08-11, General Contractor for the San Bernardino High School Modernization Project as originally approved by the Board on October 19, 2010, for the base bid and allowance, in the amount of \$11,982,600.00, with the cost to be paid from Funds 01-707, 21, 35, and 40. The District reserved the right to award alternates at a later time.

The District now requests Board approval to award and include Alternate "A" in the amount of \$697,400.00, for a new total cost of \$12,680,000.00. Alternate "A" is for systems, equipments, structural supports for HVAC, modifications to serving line roll-up window, and associated structural upgrades to meet ADA, structural and seismic upgrades at existing ceilings, modifications to fixed seating to meet ADA, and interior finishes of Building C on the Project.

Fund 01-707, Deferred Maintenance, will pay \$255,865.00 of Alternate "A"; Capital Facility Funds 21, 35, and 40 will pay \$441,535.00 of Alternate "A."

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It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with PW Construction, Inc., Chino, CA, Bid No. F08-11, General Contractor for the San Bernardino High School Modernization Project. The District reserved the right to award alternates at a later time. The District now requests Board approval to award and include Alternate "A" with the previously approved base bid and allowance. All other terms and conditions remain the same.

Contractor	Original Award Amount (Base Bid & Allowance)	Amendment Amount (Alternate "A")	New Total Bid Award
PW Construction, Inc. 4075 Schaefer Avenue Chino, CA 91710	\$11,982,600.00	\$697,400.00	\$12,680,000.00

BE IT ALSO RESOLVED that Fund 01-707, Deferred Maintenance, will pay \$255,865.00; Capital Facility Funds 21, 35, and 40 will pay \$441,535.00.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 1.

9.23 Amendment No. 1 to the Agreement with RGSLA, Inc., Bid No. F08-29, Category 09A - Re-Roofing for the New Indian Springs High School New Construction and the Curtis Middle School Modernization Project
 (Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with RGSLA, Inc., Whittier, CA, Bid No. F08-29, Category 09A, for the new Indian Springs High School New Construction and the old Curtis Middle School Modernization Project, originally approved by the Board on October 20, 2009. This amendment is for unforeseen conditions arising from structural repair, dry rot and lightweight concrete, that were exposed upon demolition of the existing roof at the Old Curtis Middle School. County Counsel has approved the amendment which includes the proposed change orders. This amendment is for an additional \$101,268.61, for a new not-to-exceed total cost of \$611,156.61 and will be paid from Funds 21, 35, and 40. 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 RGSLA, Inc., Whittier, CA, Bid No. F08-29, Category 09A, for the new Indian Springs High School New Construction and the old Curtis Middle School Modernization Project, due to unforeseen conditions arising from structural repair, dry rot and lightweight concrete, that were exposed

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upon demolition of the existing roof at the Old Curtis Middle School. County Counsel has approved the amendment which includes the proposed change orders. This amendment is for an additional \$101,268.61, for a new not-to-exceed total cost of \$611,156.61 and will be paid from Funds 21, 35, and 40. All other terms and conditions will remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 1.

9.24 Amendment No. 2 to the Agreement with Ruhнау, Ruhнау & Clarke Architects for Architectural and Engineering Services at the Proposed Captain Leland Norton Elementary School Project
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with Ruhнау, Ruhнау & Clarke Architects, Riverside, CA, previously renewed by the Board on February 3, 2009, for architectural and engineering services at the proposed Captain Leland Norton Elementary School Project. This amendment is for an additional \$8,600.00, for services required by the San Bernardino Municipal Water District for incorporation of their current standards, including civil engineering and architectural designs. The total cost, not to exceed \$8,600.00, plus reimbursables, will be paid from Funds 21, 25, 35, and 40. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Ruhнау, Ruhнау & Clarke Architects, Riverside, CA, for architectural and engineering services at the proposed Captain Leland Norton Elementary School Project. This amendment is for an additional \$8,600.00, for services required by the San Bernardino Municipal Water District for incorporation of their current standards, including civil engineering and architectural designs. The total cost, not to exceed \$8,600.00, plus reimbursables, will be paid from Funds 21, 25, 35, and 40. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 2.

9.25 Amendment No. 3 to the Agreement with WLC Architects for Architectural and Engineering Services for the Proposed George Brown Jr. Elementary School
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with WLC Architects, Rancho Cucamonga, CA, previously approved by the Board on November 16, 2010, for architectural and engineering services at the proposed George Brown Jr. Elementary School. This amendment is for additional services required by the City of San

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Bernardino for off-site improvements and the Storm Water Pollution Prevention Plan (SWPPP) including civil engineering and architectural designs; the revision of construction documents for incorporation of soils' Remediation Action Work plan (RAW) requirements as approved by DTSC and for preparation of bid package for demolition of remaining footings and slabs for the new construction project; revision of construction documents and DSA submittal for incorporation of high efficiency plumbing, heating, ventilation and air conditioning fixtures, updated fire alarm and security systems and smart boards in teaching walls. The cost for the additional services: \$4,300.00 for off-site improvements and SWPPP; \$22,600.00 for RAW and demolition package; and \$53,720.00 for high efficiency fixtures, for a total not-to-exceed cost of \$80,620.00, plus reimbursables, will be paid from Funds 21, 25, 35, and 40. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with WLC Architects, Rancho Cucamonga, CA for architectural and engineering services at the proposed George Brown Jr. Elementary School. This amendment is for additional services required by the City of San Bernardino for off-site improvements and the Storm Water Pollution Prevention Plan (SWPPP) including civil engineering and architectural designs; the revision of construction documents for incorporation of soils' Remediation Action Work plan (RAW) requirements as approved by DTSC and for preparation of bid package for demolition of remaining footings and slabs for the new construction project; revision of construction documents and DSA submittal for incorporation of high efficiency plumbing, heating, ventilation and air conditioning fixtures, updated fire alarm and security systems and smart boards in teaching walls. The cost for the additional services: \$4,300.00 for off-site improvements and SWPPP; \$22,600.00 for RAW and demolition package; and \$53,720.00 for high efficiency fixtures, for a total not-to-exceed cost of \$80,620.00, plus reimbursables, will be paid from Funds 21, 25, 35, and 40. All other terms and conditions remain the same.

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

9.26 Bid No. NSB 2010/11-2, Food Service Equipment
(Prepared by Facilities/Operations Division)

Bid No. NSB 2010/11-2, Food Service Equipment, was advertised on January 6, and January 13, 2011 in *The Sun*, the *Black Voice News*, and the *El Chicano* newspapers. The award of this bid will provide replacement food service equipment for school site cafeterias and the Nutrition Center. The cost will be paid from restricted Nutrition Services Account No. 92.

Bids were mailed to 10 vendors and 6 were received. Bids were opened on January 26, 2011, at 11:00 a.m. and were received from the following: Arrow Restaurant Equipment, Montclair, CA; Duray/J.F. Duncan Ind., Inc., Downey, CA; F.S.E., San Diego, CA; Kamran & Co., Santa

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Barbara, CA; Murray's Hotel & Restaurant Supply, Colton, CA; and Zappia's Restaurant Equipment, San Diego, CA. Bids were awarded by line item to the lowest responsible bidders.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the bids be awarded by line item, to the lowest responsible bidders, for the following:

Arrow Restaurant Equipment 5601 Arrow Hwy Montclair, CA 91763			
Bid Item #	Description	Quantity	Total Price
3	Dishwasher, Corner, 1PH	1	\$ 9,918.00
4	Dishwasher, Corner, 3PH	2	\$ 19,836.00
5	Dishwasher, Corner, Low temp.	1	\$ 8,146.00
6	Dishwasher, Straight-thru, 1PH	2	\$19,636.00
7	Dishwasher, Straight-thru, 3PH	6	\$58,908.00
8	Dishwasher, Straight-thru, LT	2	\$16,092.00
9	Dishwasher, Conveyor, w/hood	2	\$33,014.00
10	Dishwasher, Conveyor	2	\$30,934.00
14	Oven, Electric, Double	1	\$12,274.00
15	Oven, Electric, Single	1	\$ 6,016.00
16	Oven, Gas, Double	6	\$78,966.00
17	Oven, Gas, Single	1	\$ 6,681.00
25	Steamer, Countertop	2	\$13,776.00
26	Table	2	\$ 1,208.00
28	Warmer, Heated Cab., Mobile	3	\$ 8,653.05

Subtotal: \$324,058.05
 9% Sales Tax: \$29,165.22
 Total: \$353,223.27

Duray/J.F. Duncan Ind., Inc. 9301 Stewart and Grey Road Downey, CA 90241			
Bid Item #	Description	Quantity	Total Price
19	Refrigerator, Reach-in 2 Door	2	\$ 5,496.90
21	Refrigerator, Roll-in, 2 Door	1	\$ 7,416.48

Subtotal: \$12,913.38
 9% Sales Tax: \$1,162.20
 Total: \$14,075.58

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F.S.E. 1248 Market Street San Diego, CA92101			
Bid Item #	Description	Quantity	Total Price
2	Can Opener	1	\$ 2,779.00
11	Dishwasher, Undercounter	1	\$ 5,363.00
12	Freezer, Reach-In, 2 Section	1	\$ 3,287.00
13	Freezer, Reach-in 3 Section	1	\$ 4,539.00
18	Refrigerator, Reach-in 1 Door	1	\$ 2,187.00
20	Refrigerator, Reach-In 3 Door	1	\$ 3,617.00
22	Silverware Dispenser	28	\$46,144.00
23	Sink, 3 Compt. w/24" Drnbrd.	2	\$ 4,998.00
24	Sink, 3 Compt. w/36" Drnbrd.	2	\$ 5,098.00

Subtotal: \$78,012.00
 9% Sales Tax: \$7,021.08
 Total: \$85,033.08

Kamran & Company 411 E. Montecito Street Santa Barbara, CA 93101			
Bid Item #	Description	Quantity	Total Price
1	Bun Pan Rack	10	\$ 2,990.00
27	Warmer, Heated Cabinet	6	\$ 24,991.80

Subtotal: \$27,981.80
 9% Sales Tax: \$ 2,518.36
 Total: \$30,500.16

AWARD TOTAL: \$482,832.09

BE IT ALSO RESOLVED that bids from Murray's Hotel and Restaurant Supply and Zappia's Restaurant Equipment be rejected in their entirety, as not meeting bid specifications.

BE IT ALSO RESOLVED that the District may use this bid, based upon unit prices awarded, throughout the initial one-year term, in accordance with the terms and conditions of the bid, with an option for a one-year extension. The cost will be paid from restricted Nutrition Services Account No. 92.

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

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9.27 Bid No. 10-10, Technology Infrastructure Equipment and Maintenance
(Prepared by Business Services Division)

Bid No. 10-10 Technology Infrastructure Equipment and Maintenance, advertised January 7, and January 14, was opened February 14, 2011, at 10:00 am for Sections 1, Infrastructure Equipment, Software and Services and Section 3, Phone Equipment and Maintenance. Section 2, Basic Maintenance of Network Equipment opened on March 8, 2011, at 2:00 pm. The purpose of the bid is for award of a contract for performance of E-Rate and Non-E-Rate technology infrastructure and cabling at various sites throughout the District on an as-required basis. The funding will be from various District accounts including E-Rate.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that all bids received in response to Bid No. 10-10, Section 1 be rejected in their entirety in the best interest of the District. Work covered under Section 1 will be rebid.

BE IT ALSO RESOLVED that bids received in response to Bid No. 10-10, Section 2 are as follows:

<u>Vendor</u>	<u>Bid Amount</u>
Siemens Enterprise Costa Mesa, CA	\$673,500.12
Vector Resources Rancho Cucamonga, CA	\$612,354.93

BE IT ALSO RESOLVED that bid received from Siemens Enterprise be rejected as non-responsive, and Board approves the award of contract to Vector Resources, lowest responsive and responsible bidder.

BE IT ALSO RESOLVED that the single bid response received for Bid No. 10-10, Section 3 from Siemens Enterprise, be rejected as non-responsive.

BE IT ALSO RESOLVED that Bid 10-10 for Technology Infrastructure Equipment and Maintenance, Section 2 term shall be July 1, 2011, through June 30, 2012, and any other extensions, not to exceed three years total.

BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantities indicated on a line item basis per the terms of the Bid, as needed through the initial one-year term of the Bid, and all extensions, not to exceed three years total.

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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 documents

9.28 Request for Proposal (RFP) No. 28-10, Technology Infrastructure
(Prepared by Business Services Division)

RFP No. 28-10, Technology Infrastructure, advertised January 14, and January 21, was opened February 14, 2011, at 2:00 p.m. The purpose of the bid is for award of a contract for performance of E-Rate and Non-E-Rate technology infrastructure and cabling at various sites throughout the District on an as-required basis. The funding will be from various District accounts including E-Rate.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that all bids received in response to RFP No. 28-10 be rejected in their entirety as in the best interest of the District. The District will rebid the project(s).

9.29 Siemens Enterprise Communication, Inc., Sole Source Recommendation
(Prepared by Business Services Division)

Bid 10-10 Technology Infrastructure Equipment and Maintenance, Section 3 Phone Equipment and Maintenance, there were no responsive bids. The District currently utilizes a Siemens phone/voice system. Previous e-rate/non-e-rate bids for Siemens services and equipment have been awarded to Siemens Enterprise the only vendor who has responded in previous years.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board approves entering into an agreement with Siemens Enterprise Communications, Inc., a sole source supplier of Siemens brand equipment, services, and maintenance for an initial term of one year, effective July 1, 2011, through June 30, 2012, and any extensions, not to exceed three years total.

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

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

The Facilities Management Department requests Board of Education approval to allow the general contractor, Great West Contractors, Inc., Bid F08-06, for Mt. Vernon, Rio Vista, and Roosevelt Elementary Schools (Group 2) Modernization Projects, to release its drywall subcontractor, McKinney Drywall, Inc., from their obligation on the projects due to McKinney

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Drywall, Inc., closing its business. Great West Contractors, Inc., has received a letter of withdrawal from McKinney Drywall, Inc., requesting to be removed from the projects and will substitute Truwall Builders, Highland, CA, pursuant to Public Contract Code Section 4107. There is no additional cost. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the request by the general contractor, Great West Contractors, Inc., Bid F08-06, for Mt. Vernon, Rio Vista, and Roosevelt Elementary Schools (Group 2) Modernization Projects, to release McKinney Drywall, Inc., the drywall subcontractor, from their obligation on the projects, and to substitute Truwall Builders, Highland, CA, as the drywall subcontractor, pursuant to Public Contract Code Section 4107. There is no additional cost. All other terms and conditions remain the same.

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

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

The Facilities Management Department requests Board of Education approval to allow the general contractor, PW Construction, Inc., Bid F08-11, for the San Bernardino High School Modernization Project, to release its electrical subcontractor, Action Electric Corp., from their obligation on the project, for all electrical scopes of work (electrical systems, fire alarm systems, and low-voltage systems), due to the inability to provide a Payment and Performance Bond. PW Construction, Inc., has received a letter of withdrawal from Action Electric Corp. requesting to be removed from the project and will substitute Sanchez Electric, Chino, CA, for electrical systems; Fire Comm, Garden Grove, CA, for fire alarm systems; and Intelinet, Corona, CA, for low-voltage systems, pursuant to Public Contract Code Section 4107. There is no additional cost. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the request by the general contractor, PW Construction, Inc., Bid F08-11, for the San Bernardino High School Modernization Project, to release Action Electric Corp., the electrical subcontractor, from their obligation on the project, and to substitute Sanchez Electric, Chino, CA, for electrical systems; Fire Comm, Garden Grove, CA, for fire alarm systems; and Intelinet, Corona, CA, for low-voltage systems, pursuant to Public Contract Code Section 4107. There is no additional cost. All other terms and conditions remain the same.

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

9.32 Expulsion of Student(s)
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education accepts and adopts the recommendation and findings of the Hearing Panel, based on a review of the Panel's finding of facts and recommendations, and orders the expulsion of the following student(s) with the birth date(s) as listed below in accordance with the Board rules and regulations and in compliance with Education Code Section 48900:

7/24/1995	*(S)9/2/1995	*(S)2/4/1995	*(S)5/5/1995	*(S)10/30/1994	***(S)7/2/1996
12/23/1993	*(S)9/7/1993	*(S)10/7/1995	*(S)2/28/1995	12/12/1996	*(S)12/30/1994
***(S)2/9/1994	*(S)9/30/1994	1/20/1995	*(S)6/3/1991	***(S)6/26/1997	**2/22/1994

*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.

9.33 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.

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Therefore, although they were recommended for suspension, the suspension was reversed or modified.

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

It is recommended that the following resolution be adopted:

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

4/26/1995 6/19/1997

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

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

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

- 9.36 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.

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

It is recommended that the following resolution be adopted:

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

9.38 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:

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

Education Code 48917, Section (e) states: upon satisfactory completion of the rehabilitation assignment of a pupil, the governing board shall reinstate the pupil in a school of the district and may also order the expungement of any or all records of the expulsion proceedings.

9.40 Education Code 48213
(Prepared by Youth Services Department)

Education Code 48213 states: that a student can be excluded from attendance pursuant to Section 120230 of the Health and Safety Code or Section 49451 of this code if a principal or his designee determines that the continued presence of the child would constitute a clear and present danger to the life, safety, and health of a pupil or school personnel. The governing board is not required to send prior notice of the exclusion to the parent or guardian of the pupil. The governing board shall send a notice of the exclusion as soon as is reasonably possible after the exclusion.

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10.0 Action Items

10.1 Naming the W. Robert Holcomb Elementary School
(Prepared by Superintendent)

At the March 1, 2011 School Board meeting, Frances Grice, Lorraine Velarde, and Harold Willis requested on behalf of the Mayor Bob Recognition Committee that the Board of Education name one of the soon to be built elementary schools in honor of former Mayor W. R. "Bob" Holcomb.

Former Mayor Holcomb was a native son who was educated in our local schools and earned the distinction of being the longest-serving Mayor in our city. He passed away on November 29, 2010.

Mayor Holcomb's contributions to the City are innumerable. In the area of education, it was Mayor Holcomb's leadership that paved the way for the development of California State University at San Bernardino. During his first term as Mayor, he recognized the need to provide the best possible education resources for our children and he led the way to form the Mayor's Education Roundtable, which has continued to exist through subsequent Mayoral administrations.

Another significant accomplishment of Mayor Holcomb's was the creation of the Center for Individuals with Disabilities (C.I.D.). It was his vision to help serve the needs of an often overlooked segment of our community that led him to propose a Joint Powers Authority consisting of the County, City Schools, and the City, to build a facility that has provided services to disabled children and adults throughout the Inland Empire for over 30 years.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education names a future school the W. Robert Holcomb Elementary School.

10.2 Second Period Interim Financial Report as of January 31, 2011
(Prepared by Business Services Division)

In compliance with the provisions of the Education Code, a certification by the Board of Education as to the District's ability to meet its financial obligations is appropriate. It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves, on the basis of information presented, the Second Interim Financial Report as of January 31, 2011.

BE IT ALSO RESOLVED that the President of the Board of Education be authorized to certify on behalf of the Board that the San Bernardino City Unified School District will be able to meet its ongoing financial obligations for the current fiscal year and subsequent two fiscal years with

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the required estimated ongoing cuts of \$25 million in Fiscal Year 2011-12 as approved by the Board of Education on February 22, 2011, and additional estimated \$28 million in ongoing cuts for Fiscal Year 2012-13 to maintain the fiscal solvency of the District in the subsequent two Fiscal Years.

BE IT FURTHER RESOLVED that the Board of Education approves a **positive certification** for the Second Interim Financial Report for Fiscal Year 2010-11.

10.3 Amendments to BB 9270 Board Bylaws Conflict of Interest (First Reading)
(Prepared by Business Services Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education receives the amendments to BB 9270 Board Bylaws Conflict of Interest as a first reading.

10.4 Adoption of 2011-2012 Traditional and Continuous Year Round (60-20) Calendars
(Prepared by Certificated Human Resources Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education receives and accepts the 2011-2012 Traditional and Continuous Year Round (60-20) Calendars.

10.5 Personnel Report #18, Dated March 15, 2011
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #18, dated March 15, 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 #18, dated March 15, 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.

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SESSION NINE - Closed Session

11.0 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: San Bernardino School Police Officers Association

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

Public Employee Discipline/Dismissal/Release

Conference with Legal Counsel: Anticipated Litigation

(Government Code Section 54956.9(b)(1))

Number of Cases: Eight

SESSION TEN – Open Session

12.0 Action Reported from Closed Session

SESSION ELEVEN - Closing

13.0 Adjournment

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, April 5, 2011, 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

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(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: March 11, 2011