



Board of Education Meeting  
February 21, 2012

- 4.1 Outstanding Student Awards and Outstanding Parent Award
- 4.2 Starfish Awards

**SESSION FIVE – School Showcase**

- 5.0 *School Showcase* 6:10 p.m.
- 5.1 Shandin Hills Middle School

**SESSION SIX - Public Hearing**

- 6.0 *Public Hearing* 6:25 p.m.
- 6.1 Public Hearing – QEIA Waiver
- 6.2 Charter Petition Renewal for Casa Ramona Academy
- 6.3 Public Disclosure of Memorandum of Understanding Between the San Bernardino City Unified School District and the San Bernardino Teachers Association (SBTA) – Opening of New Schools

**SESSION SEVEN - Administrative Presentation**

- 7.0 *Administrative Presentation* 6:40 p.m.
- 7.1 Budget Cuts Plan Fiscal Year 2012-2013

**SESSION EIGHT - Administrative Reports**

- 8.0 *Administrative Reports* 6:50 p.m.
- 8.1 Realignment of Elementary School Boundaries
- 8.2 Supplemental Employee Retirement Plan (SERP)

**SESSION NINE – Other Matters Brought By Citizens**

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

**SESSION TEN - Reports and Comments**

- 10.0 *Report by Board Members* 7:15 p.m.
- 10.1 Legislative Update

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

**SESSION ELEVEN - Legislation and Action**

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

**BOARD OF EDUCATION**

- 12.1 Approval of Minutes

**BUSINESS SERVICES DIVISION**

- 12.2 Acceptance of Gifts and Donations to the District  
12.3 Business and Inservice Meetings  
12.4 Commercial Warrant Registers for Period from January 16, through January 31, 2012  
12.5 Consultant Services Agreement with Energy Education, Inc., Dallas, Texas, for Energy Management and Conservation Program  
12.6 Extended Field Trip, Arrowview Middle School, Sea World Adventure Camp, San Diego, California  
12.7 Extended Field Trip, Cajon High School, 2012 Victory Softball Tournament, Sacramento, California  
12.8 Extended Field Trip, North Verdemont Elementary School, Arrowhead Ranch Outdoor Science School, Lake Arrowhead, California  
12.9 Extended Field Trip, North Verdemont Elementary School, Malibu Creek State Park, Los Angeles Zoo, and Griffith Park Observatory, Los Angeles, California  
12.10 Extended Field Trip, North Verdemont Elementary School, Newport Dunes Resort, Newport Beach, California  
12.11 Extended Field Trip, Pacific High School, Hugh O' Brian Youth Leadership Seminar, Orange, California  
12.12 Extended Field Trip, San Geronio High School, 2012 CIF State Wrestling Tournament Bakersfield, California  
12.13 Extended Field Trip, Shandin Hills Middle School, WorldStrides, Washington, D.C. and Colonial Williamsburg, Virginia  
12.14 Extended Field Trip, Thompson Elementary School, Arrowhead Ranch Outdoor Science School, Lake Arrowhead, California  
12.15 Payment for Course of Study Activities  
12.16 Payment for Services Rendered by Non-Classified Experts and Organizations  
12.17 Request for Proposal (RFP) No. 13-11, Technology Infrastructure  
12.18 Sale of Used District Covered Electronic Waste (CEW/Non-CEW)

**EDUCATIONAL SERVICES**

**Curriculum and Instruction**

- 12.19 License Agreement with Macerich Property Management Company, LLC, San Bernardino, California, for the Use of the Inland Center Mall for the Annual Student Juried Visual Art Exhibit  
12.20 Agreement with Total School Solutions, Fairfield, California, to Provide Executive Coaching at Pacific High School  
12.21 Amendment No. 2 of the Agreement with Math Think, Santa Clara, California, to Provide Supplementary Educational Services to District Students

- 12.22 Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability
- 12.23 K-12 Language Arts Textbook Adoption

**Student Services**

- 12.24 Expulsion of Student(s)
- 12.25 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
- 12.26 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
- 12.27 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 12.28 Revocation of Suspension of Expulsion
- 12.29 Lift of Expulsion of Student(s)
- 12.30 Failure to Recommend Mandatory Expulsion 48915
- 12.31 Petition to Expunge, Rescind, or Modify Expulsion

**EMPLOYEE RELATIONS**

- 12.32 Agreement with San Bernardino County Sheriff's Department, San Bernardino, California, for Access into the California Law Enforcement Telecommunications System (CLETS)

**FACILITIES/OPERATIONS DIVISION**

**Facilities Management**

- 12.33 Amendment No. 2 to the Professional Services Agreement with PJHM Architects for Architectural and Engineering Services for Modernization Projects at Pacific, Sierra, and San Andreas High Schools
- 12.34 Amendment No. 5 to the Professional Services Agreement with Ruhnau, Ruhnau & Clarke Architects for Architectural and Engineering Services for the Captain Leland Norton Elementary School Project
- 12.35 Approval to Process Payments for Pending Change Orders for Group 10 - Cole, Cypress, and Highland-Pacific Elementary Schools Modernization Project - Various Contractors
- 12.36 Approval to Process Payments for Pending Change Orders for the Indian Springs High School New Construction/Old Curtis Middle School Modernization Project - Various Contractors
- 12.37 Bid No. F09-01, New Construction for the Graciano Gomez Elementary School
- 12.38 Bid No. F09-02 Re-Bid, New Construction for the Dr. Mildred Dalton Henry Elementary School - Category Nos. 01, 02, 03, 04, 05

Board of Education Meeting  
February 21, 2012

- 12.39 Request for Retention Reduction, Bid No. F08-29, Category No. 05 - Indian Springs High School New Construction and Old Curtis Middle School Modernization Project

**Nutrition Services**

- 12.40 Amendment No. 1 to the Food Service Equipment Bid No. NSB 2010/11-2
- 12.41 Amendment No. 4 to the Service Agreements with Temporary Labor Companies to Provide Nutrition Services Personnel
- 12.42 Amendment to the Service Agreement with Manpower, Inc. to Provide Temporary Personnel for Maintenance & Operations and Transportation Departments
- 12.43 Approval to Reject Bid No. NSB 2011/12-2, Cafeteria Furniture
- 12.44 Cafeteria Warrant Register, January 1, 2012, through January 31, 2012

**HUMAN RESOURCES DIVISION**

- 12.45 Authorization to Request Employee Notification of Intention to Return
- 12.46 Payment of Master Teachers – California State University San Bernardino

***13.0 Action Items***

- 13.1 Realignment of Elementary School Boundaries
- 13.2 Supplemental Employee Retirement Plan (SERP)
- 13.3 Resolution to Adopt Criteria for Resolving Ties in Seniority Related to Certificated Layoff
- 13.4 Budget Cuts Plan Fiscal Year 2012-2013
- 13.5 Resolution Denying Renewal of the Charter for the Casa Ramona Academy for Technology, Community and Education by the Governing Board of the San Bernardino City Unified School District
- 13.6 Resolution Conditionally Approving Renewal of the Charter for the Casa Ramona Academy for Technology, Community and Education by the Governing Board of the San Bernardino City Unified School District
- 13.7 Tracking and Response Mechanism to Follow Up on Requests and Questions from Board and Community Members
- 13.8 2012 California School Boards Association Delegate Assembly Election
- 13.9 Personnel Report #16, Dated February 21, 2012

**SESSION TWELVE - Closed Session**

***14.0 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**

Board of Education Meeting  
February 21, 2012

**Conference with Labor Negotiator**

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

**Public Employee Discipline/Dismissal/Release**

**Conference with Legal Counsel: Anticipated Litigation**

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

Number of Cases: Four

**SESSION THIRTEEN – Open Session**

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

**SESSION FOURTEEN - Closing**

**16.0** *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, March 6, 2012, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: February 17, 2012

**AGENDA FOR THE  
SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT**

**Regular Meeting of the Board of Education  
Community Room  
Board of Education Building  
777 North F Street  
San Bernardino, California**

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**MICHAEL J. GALLO**  
Vice President



**BOBBIE PERONG**  
Board Member

**MARGARET HILL, D.Ed.**  
Board Member

**DR. BARBARA FLORES**  
President

**LYNDA K. SAVAGE**  
Board Member

**JUDI PENMAN**  
Board Member

**YOLANDA ORTEGA**  
Interim Superintendent

**DANNY TILLMAN**  
Board Member

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February 21, 2012

**SESSION ONE – Administrative Presentation**

**2.0 Administrative Presentation**

- 1.1 Budget Cuts Plan Fiscal Year 2012-2013  
(Prepared by Business Services Division)

Mohammad Z. Islam, Chief Business and Financial Officer, will present a budget cuts plan for Fiscal year 2012-2013 for Board review and consideration

The proposed budget cuts plan for Fiscal Year 2012-2013 is included as an Action Item on the agenda for Board approval.

**SESSION TWO - Opening**

**2.0 Opening**

- 2.1 Call to Order
- 2.2 Pledge of Allegiance to the Flag

### **SESSION THREE – Closed Session**

#### **4.0 *Closed Session***

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

#### **Conference with Legal Counsel**

Anticipated Litigation

Number of Cases: Four

### **SESSION FOUR - Special Presentations**

#### **4.0 *Special Presentations***

##### **4.1 Outstanding Student Awards and Outstanding Parent Award (Prepared by the Communications Department)**

The Board of Education Outstanding Student Awards will be presented to nine students representing Barton, Burbank, and North Verdemont 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.

The Board of Education will launch the new Outstanding Parent Award. The Outstanding Parent Award will be presented to a parent from North Verdemont Elementary School.

##### **4.2 Starfish Awards (Prepared by Human Resources Division)**

Since 1991, the Board of Education and Superintendent have had a strong commitment to providing outstanding customer service. To this end, many programs and activities have been developed and implemented. As part of this effort, the Superintendent authorized the creation of a recognition program for schools that have exemplified the customer service objectives of the District. Tonight it is our pleasure to recognize 13 schools that have met the following criteria as Starfish Award Winners:

- 9 or above on Mystery Customer rating
- 90% satisfied or less than 10% dissatisfied on all questions on end-of-year parent survey
- Customer Service Poster displayed in a visible and accessible location
- Submitted Parent Survey Response Form

Board of Education Meeting  
February 21, 2012

Winning schools for the 2010-2011 school year include: Arrowhead, Belvedere, Bradley, Cypress, Emmerton, Hillside, Kendall, Kimbark, Lincoln, Bonnie Oehl, Rio Vista, and Warm Springs Elementary Schools, and Arrowview Middle School.

### **SESSION FIVE – School Showcase**

#### **5.0 *School Showcase***

##### **5.1 Shandin Hills Middle School**

### **SESSION SIX - Public Hearing**

#### **6.0 *Public Hearing***

##### **6.1 Public Hearing – QEIA Waiver (Prepared by Educational Services Division)**

California Department of Education (CDE) requires a public hearing when submission of a QEIA Waiver is required.

This Public Hearing is being held to enable input by parents, teachers, and members of the community, and bargaining union leaders according to California Education Code Section 52055.760.

#### **Conduct Public Hearing**

It is recommended that the following resolution be adopted:

WHEREAS, the governing board of the San Bernardino City Unified School District, in order to comply with the requirements of the California Department of Education, held a public hearing on February 21, 2012, at 5:30 o'clock, and;

WHEREAS, the governing board provided notice of the public hearing posted in public places within the district that stated the time, place and purpose of the hearing, and;

WHEREAS, the governing board encouraged participation by parents, teachers, members of the community, and bargaining unit leaders in the public hearing, and;

WHEREAS, information provided at the public hearing and to the governing board at the public meeting detailed the extent to which the QEIA Waiver is necessary;

Board of Education Meeting  
February 21, 2012

THEREFORE, BE IT RESOLVED that the San Bernardino City Unified School District has implemented appropriate measures to submit the QEIA Waiver.

Requester: Director, Categorical Programs

Approver: Chief Academic Officer, Educational Services

6.2 Charter Petition Renewal for Casa Ramona Academy  
(Prepared by Educational Services Division)

On December 20, 2011, Esther Estrada of the Casa Ramona Academy submitted a charter renewal petition to the Educational Services Division. At this time, a Public Hearing will be held to consider the level of support for the charter renewal petition.

Conduct Public Hearing

6.3 Public Disclosure of Memorandum of Understanding Between the San Bernardino City Unified School District and the San Bernardino Teachers Association (SBTA) – Opening of New Schools  
(Prepared by Human Resources Division)

On February 15, 2012, SBTA ratified the following Memorandum of Understanding that provides clarification for the staffing process for the opening of new schools in the 2012-13 school year.

**MEMORANDUM OF UNDERSTANDING  
SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT AND  
SAN BERNARDINO TEACHERS ASSOCIATION  
Opening of New Schools**

This Memorandum of Understanding is made and entered into this 12th day of January 2012, between the SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT (hereinafter referred to as “District”) and the SAN BERNARDINO TEACHERS ASSOCIATION, CTA/NEA (hereinafter referred to as “Association”).

WHEREAS, the District will open Indian Springs High School and Norton Elementary for the 2012-2013 school year; and

WHEREAS, the Association and the District desire to clarify the staffing process for the new schools;

IT IS HEREBY AGREED as follows:

1. All unit members who are eligible for transfer per Article XIX of the Collective Bargaining Agreement shall have the opportunity to transfer to positions at the new schools--Indian Springs High School and Norton Elementary School.

2. The District shall establish a transfer request deadline of March 9, 2012 for transfer to Indian Springs High School or Norton Elementary School. The unit member shall designate one of the two (2) new schools as their first choice on the district-approved transfer request form and may include an additional three (3) schools.
3. Unit members who apply for transfer(s) to the new school(s) and who list other school(s) as well will not have to submit another transfer request by the March 31 deadline if their transfer request to one of the two new schools (Indian Springs or Norton) is not granted.
4. No school site shall lose more than 20% of its certificated staff (or 50% of the members of any department) as projected for the 2012-13 school year, as a result of transfers to the new schools.
5. The District shall begin the staffing process at the new schools prior to beginning the general transfer process District-wide.
6. The District shall determine the number of staff positions to be reduced at those sites affected by the relocation of students (boundary changes) and shall notify the Association of the number of such positions. The Association shall receive such notification within ten (10) days of final District staffing projections being disseminated.

This Memorandum of Understanding shall expire June 30, 2012.

#### Conduct Public Hearing

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education accepts the Memorandum of Understanding between the San Bernardino Teachers Association and the San Bernardino City Unified School District – Opening of New Schools.

### **SESSION SEVEN - Administrative Presentation**

#### **7.0 *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 Nine - Other Matters Brought by Citizens.*

Board of Education Meeting  
February 21, 2012

7.1 Budget Cuts Plan Fiscal Year 2012-2013  
(Prepared by Business Services Division)

Mohammad Z. Islam, Chief Business and Financial Officer, will present a budget cuts plan for Fiscal year 2012-2013 for Board review and consideration

The proposed budget cuts plan for Fiscal Year 2012-2013 is included as an Action Item on the agenda for Board approval.

**SESSION EIGHT - Administrative Reports**

**8.0 *Administrative Reports***

8.1 Realignment of Elementary School Boundaries  
(Prepared by Facilities/Operations Division)

As the Board of Education is aware, the District will be opening a new school, Captain Leland F. Norton Elementary School, effective 2012-2013 school year. Because of this, elementary school boundaries must be realigned. This new alignment will help to reduce populations of other schools and benefit students by keeping them at neighborhood schools, many within walking distance. Facilities Management assessed the new boundaries based on several factors:

- proximity
- safe travel
- local neighborhoods
- reduce/eliminate capping
- reduce impact on home-to-school busing
- “feeder school” system

8.2 Supplemental Employee Retirement Plan (SERP)  
(Prepared by Human Resources Division)

Harold J. Vollkommer, Assistant Superintendent, Human Resources Division, will provide information regarding a Supplemental Employee Retirement Plan (SERP) program for the Board’s review and consideration.

**SESSION NINE – Other Matters Brought By Citizens**

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

### **SESSION TEN - Reports and Comments**

#### ***10.0 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.

##### 10.1 Legislative Update

#### ***11.0 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 ELEVEN - Legislation and Action**

#### ***12.0 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.

### **BOARD OF EDUCATION**

#### 12.1 Approval of Minutes (Prepared by Superintendent's Office)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Minutes of the Board of Education Meetings held on January 17, January 19, and January 24, 2012, be approved as presented.

**BUSINESS SERVICES DIVISION**

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

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

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

SITE	DONOR	DONATION AND PURPOSE	CASH
Curtis Middle School	Wal-Mart Bentonville, Arkansas	\$600.00 to sponsor the ASB	\$600.00
Urbita Elementary School	Nestle and Superior Grocers, Glendale, California	\$1,000.00 for student educational needs	\$1,000.00
Belvedere Elementary School	Rudolph Sandoval San Bernardino, California	\$120.00 to sponsor the ASB	\$120.00
Belvedere Elementary School	Rudolph Sandoval San Bernardino, California	\$120.00 to sponsor the ASB	\$120.00
Belvedere Elementary School	Rudolph Sandoval San Bernardino, California	\$120.00 to sponsor the ASB	\$120.00
Belvedere Elementary School	Rudolph Sandoval San Bernardino, California	\$120.00 to sponsor the ASB	\$120.00
Cesar Chavez Middle School	San Manuel Band of Mission Indians, Highland, California	\$5,000.00 to support the Instrumental Music Program	\$5,000.00
Educational Services	Edison International Rosemead, California	\$10,000.00 to sponsor the ASTERISK Summer Employment Program	\$10,000.00
Urbita Elementary School	Target Field Trips-Scholarship America, St. Peter, Minnesota	\$700.00 to support Urbita Elementary School field trip expenses	\$700.00
Facilities Management, Planning and Development	PREFAST Concrete Wall Systems, Inc. San Mateo, California	\$1,000.00 to support Little Mountain Elementary School Groundbreaking Event	\$1,000.00
Facilities Management, Planning and Development	ATI Architects & Engineers Danville, California	\$500.00 to support Little Mountain Elementary School Groundbreaking Event	\$500.00

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

Board of Education Meeting  
February 21, 2012

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education acknowledges receipt of \$600.00, Wal-Mart, Bentonville, Arkansas; \$1,000.00, Nestle and Superior Grocers, Glendale, California; \$120.00, Rudolph Sandoval, San Bernardino, California; \$5,000.00, San Manuel Band of Mission Indians, Highland, California; \$10,000.00, Edison International, Rosemead, California; \$700.00, Target Field Trips, Scholarship America, St. Peter, Minnesota; \$1,000.00, PREFAST Concrete Wall Systems, Inc., San Mateo, California; and \$500.00, ATI Architects & Engineers, Danville, California.

Requester: Various

Approver: Chief Business and Financial Officer, Business Services Division

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

During the course of the school year, members of the Board of Education, as well as students, parents, volunteers, community members and other individuals who are not District employees, are involved in activities that include attendance at various conferences, in-services, 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 in-service meetings:

Danielle Jones  (CAPS Site Lead, Golden Valley Middle School)	To attend the 2012 CADA Annual Conference, in Reno, Nevada, February 29, through March 3, 2012. Total cost, including meals and mileage per District guidelines, not to exceed \$700.00, will be paid from CAPS Central Program Account No. 459.
Mayra Gonzalez Nicole Dunn  (Board Representatives, Rio Vista Elementary School)	To attend the 2012 CABA Annual Conference in Sacramento, California, March 7, through March 10, 2012. Total cost, including meals and mileage per District guidelines, not to exceed \$2,500.00, will be paid from Rio Vista Elementary School Budget No. 423 and 507.
Erika Guerrero	To attend the 2012 CABA Annual Conference

Board of Education Meeting  
February 21, 2012

Liliana Cruz

(Board Representatives, Belvedere Elementary School)

in Sacramento, California, March 7, through March 10, 2012. Total cost, including meals and mileage per District guidelines, not to exceed \$2,679.59, will be paid from Belvedere Elementary School Account No. 423.

Requester: Director, CAPS Central Program; Principal, Rio Vista Elementary School; Principal, Belvedere Elementary School

Approver: Assistant Superintendent, Human Resources Division; Chief Academic Officer, Educational Services Division; Assistant Superintendent, Student Services

12.4 Commercial Warrant Registers for Period from January 16, through January 31, 2012

(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 January 16, through January 31, 2012, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes James Cunningham, Accounting Services Director; David Moyes, Accounts Payable Supervisor; Derek Harris, Interim Employee Benefits Director; or Mohammad Z. Islam, Chief Business and Financial Officer, to sign disbursements.

Requester: Director, Accounting Services

Approver: Chief Business and Financial Officer, Business Services Division

12.5 Consultant Services Agreement with Energy Education, Inc., Dallas, Texas, for Energy Management and Conservation Program

(Prepared by Business Services Division)

RFP No. 01-11 Energy Management and Conservation Program, was advertised on July 28, and August 4, 2011, and publicly opened August 11, 2011, at 1:00 p.m. The purpose of the RFP was to solicit proposals from qualified consulting firms to implement a District-wide energy conservation program to reduce energy consumption of electricity, natural gas, and water, resulting in a positive impact on the General Fund by reducing energy costs. The RFP required the program to be entirely self-funded.

RFP packages were mailed to Energy Education Inc., Dallas, Texas, Gonzales & Francia

Board of Education Meeting  
February 21, 2012

Advisory Consulting Services, Yucaipa, California; Southern California Edison, Rialto, California, and San Bernardino City Chamber of Commerce. Two consulting firms responded to the RFP; Energy Education, Inc., Dallas, Texas, and Wildan Energy Solutions, Dublin, California. Proposals were evaluated and interviews held with Purchasing Services, Maintenance and Operations, and a representative from URS in attendance. Below are the costs and savings projections proposed by each firm:

Energy Education Inc. proposes to implement and oversee a consumption transformation process through behavioral change by working with District staff to change habits, behaviors, real-time demand management, processes and procedures. They will focus on Assessment and Planning, Coordination and Communication, Leadership and Focus, and Measurement and Verification. The consultant proposed two fee scenarios. Scenario No. 1 - Energy Education Inc., fee is 50% of the actual gross savings. They will provide three dedicated full-time energy specialists to implement and manage the program. The cost for the energy specialists' training will be paid by Energy Education Inc. Scenario No. 2 - Energy Education Inc., fee is 45% of the actual gross savings. The District hires three dedicated energy specialists. The cost for the energy specialists training would be reimbursed by Energy Education Inc. Below is their five-year savings projection based on Scenario No. 1.

<b>Energy Education, Inc.</b>	Fast Track	Five Year Projection					Projected Gross Savings	Proposed Fee	Estimated Net Savings
		Year 1	Year 2	Year 3	Year 4	Year 5			
Estimated Gross Savings	613,000	2,453,000	2,698,000	2,968,000	3,265,000	3,592,000	\$15,589,000	\$7,488,000	\$8,048,836
3 Energy Specialists	0	0	0	0	0	0			
Conference Travel	0	0	0	0	0	0			
Software	0	13,800	13,800	13,800	5,382	5,382			

For the first six months of implementation (Fast Track Period) all savings are 100% retained by the District estimated to be \$613,000. The total cost to the District to implement the program proposed by Energy Education Inc., is \$13,800 annually for the first three years for software license and maintenance and \$5,382, beginning the fourth year for annual software license and maintenance upgrades, which will be paid from savings.

Wildan Energy Solutions proposes behavioral changes with implementation primarily focused on real-time demand management, retro commissioning of existing controls, and utility sponsored energy efficiency rebates and incentives. The consultant will assist the District in selecting energy coordinator(s) to manage the program and will oversee program implementation. Wildan Energy Solution's proposed fees are based on a yearly cost savings sliding scale, ranging from 50% to 25% of actual gross savings.

<b>Wildan Energy Solutions.</b>	Five Year Projection					Projected Gross Savings	Proposed Fee	Estimated Net Savings
	Year 1	Year 2	Year 3	Year 4	Year 5			
Estimated Gross Savings	765,741	1,231,583	1,294,865	1,361,542	1,431,800	\$6,085,531	\$2,283,020	\$1,519,491

Board of Education Meeting  
February 21, 2012

Program Mgmt & Eng.	338,600	281,400	241,607	218,463	187,950
Energy Coordinator	30,000	-	-	-	-
Program Exec Overhead	75,000	60,000	60,000	60,000	40,000
Travel & Expenses	30,000	30,000	30,000	30,000	30,000
Marketing	105,000	75,000	75,000	75,000	75,000
Software & Implementation	35,000	25,000	25,000	25,000	25,000

The total cost to the District to implement the program proposed by Wildan Energy Solutions which includes program management, engineering and other implementation costs as described on the above chart.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering in a Consultant Services Agreement with Energy Education Inc., Dallas, Texas, effective February 22, 2012, through December 31, 2017.

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

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

12.6 Extended Field Trip, Arrowview Middle School, Sea World Adventure Camp, San Diego, California  
(Prepared by Business Services Division)

Arrowview Middle School requests Board of Education approval of an extended field trip for 22 Arrowview Middle School students, and 3 District employees, to attend the Sea World Adventure Camp in San Diego, California, from March 16, 2012, through March 17, 2012.

The students will have the opportunity to improve their knowledge of marine life. They will discover the amazing variety of sea creatures, interact with live marine animals, and learn about the relevant concepts of the ocean.

The cost of the trip, not to exceed \$4,051.34, including meals and lodging for 22 Arrowview Middle School students, and 3 District employees, will be paid from Arrowview Middle School CAPS Funds Budget No. 459. Transportation provided by Durham School Services, not to exceed \$926.34, will be paid from Arrowview Middle School CAPS Funds Budget No. 459. 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 22 Arrowview Middle School students, and 3 District employees, to attend the Sea World

Board of Education Meeting  
February 21, 2012

Adventure Camp in San Diego, California, from March 16, 2012, through March 17, 2012. The cost of the trip, not to exceed \$4,051.34, including meals and lodging for 22 Arrowview Middle School students, and 3 District employees, will be paid from Arrowview Middle School CAPS Funds Budget No. 459. Transportation provided by Durham School Services not to exceed, \$926.34, will be paid from Arrowview Middle School CAPS Funds Budget No. 459. Names of the students are on file in the Business Services office.

Requester: Principal, Arrowview Middle School  
Approver: Assistant Superintendent, Student Services

12.7 Extended Field Trip, Cajon High School, 2012 Victory Softball Tournament, Sacramento, California  
(Prepared by Business Services Division)

Cajon High School requests Board of Education approval of an extended field trip for 15 Cajon High School students, and 4 District employees, to attend the 2012 Victory Softball Tournament in Sacramento, California, from March 7, 2012 through March 10, 2012.

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.

The cost of the trip, not to exceed \$3,039.40, including meals and lodging for 15 Cajon High School students, and 4 District employees, will be paid from Cajon High School ASB Softball Account No. 795. Transportation provided by Express Van Rental, not to exceed \$599.00, will be paid from Cajon High School ASB Account No. 202. 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 15 Cajon High School students, and 4 District employees, to attend the 2012 Victory Softball Tournament in Sacramento, California, from March 7, 2012 through March 10, 2012. The cost of the trip, not to exceed \$3,039.40, including meals and lodging for 15 Cajon High School students, and 4 District employees, will be paid from Cajon High School ASB Softball Account No. 795. Transportation provided by Express Van Rental, not to exceed \$599.00, will be paid from Cajon High School ASB Account No. 202. Names of the students are on file in the Business Services office.

Requester: Principal, Cajon High School  
Approver: Assistant Superintendent, Human Resources Certificated

12.8 Extended Field Trip, North Verdemont Elementary School, Arrowhead Ranch Outdoor Science School, Lake Arrowhead, California  
(Prepared by Business Services Division)

North Verdemont Elementary School requests Board of Education approval of an extended field trip for 75 North Verdemont Elementary School students, 4 District employees and 21 Arrowhead Ranch staff members, to attend the Arrowhead Ranch Outdoor Science School in Lake Arrowhead, California, from April 30, 2012, through May 4, 2012.

This trip will provide the students with the unique opportunity to study geology, astronomy, cycles, sensory studies, ecosystem, botany and general environmental studies.

The cost of the trip, not to exceed \$19,025.00, including meals and lodging for 75 North Verdemont Elementary School students, 4 District employees and 21 Arrowhead Ranch staff members, will be paid from North Verdemont Elementary School Budget No. 612 and ASB Funds. Transportation provided by Durham School Services, not to exceed \$1,400.00, will be paid from North Verdemont Elementary School Budget No. 612 and ASB Funds. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 75 North Verdemont Elementary School students, 4 District employees and 21 Arrowhead Ranch staff members, to attend the Arrowhead Ranch Outdoor Science School in Lake Arrowhead, California, from April 30, 2012, through May 4, 2012. The cost of the trip, not to exceed \$19,025.00, including meals and lodging for 75 North Verdemont Elementary School students, 4 District employees and 21 Arrowhead Ranch staff members, will be paid from North Verdemont Elementary School Budget No. 612 and ASB Funds. Transportation provided by Durham School Services, not to exceed \$1,400.00, will be paid from North Verdemont Elementary School Budget No. 612 and ASB Funds. Names of the students are on file in the Business Services office.

Requester: Principal, North Verdemont Elementary School  
Approver: Assistant Superintendent, Student Services

12.9 Extended Field Trip, North Verdemont Elementary School, Malibu Creek State Park, Los Angeles Zoo, and Griffith Park Observatory, Los Angeles, California  
(Prepared by Business Services Division)

North Verdemont Elementary School requests Board of Education approval of an extended field trip for 79 North Verdemont Elementary School students, and 9 District employees, to attend the

Board of Education Meeting  
February 21, 2012

Malibu Creek State Park, Los Angeles Zoo, and Griffith Park Observatory in Los Angeles California, from May 10, 2012, through May 11, 2012.

This trip will provide the students with the unique opportunity to study geology, astronomy, cycles, sensory studies, ecosystem, botany and general environmental studies.

The cost of the trip, not to exceed \$5,000.00, including meals and lodging for 79 North Verdemont Elementary School students, and 9 District employees, will be paid from North Verdemont Elementary School Budget No. 039 and ASB Funds. Transportation provided by Durham School Services, not to exceed \$2,000.00, will be paid from North Verdemont Elementary School Budget No. 039 and ASB Funds. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 79 North Verdemont Elementary School students, and 9 District employees, to attend the Malibu Creek State Park, Los Angeles Zoo, and Griffith Park Observatory in Los Angeles California, from May 10, 2012, through May 11, 2012. The cost of the trip, not to exceed \$5,000.00, including meals and lodging for 79 North Verdemont Elementary School students, and 9 District employees, will be paid from North Verdemont Elementary School Budget No. 039 and ASB Funds. Transportation provided by Durham School Services, not to exceed \$2,000.00, will be paid from North Verdemont Elementary School Budget No. 039 and ASB Funds. Names of the students are on file in the Business Services office.

Requester: Principal, North Verdemont Elementary School

Approver: Assistant Superintendent, Student Services

12.10 Extended Field Trip, North Verdemont Elementary School, Newport Dunes Resort, Newport Beach, California  
(Prepared by Business Services Division)

North Verdemont Elementary School requests Board of Education approval of an extended field trip for 70 North Verdemont Elementary School students, and 7 District employees, to attend the Newport Dunes Resort, in Newport Beach, California, from May 17, 2012, through May 18, 2012.

The instructional program planned meets the California State Science Framework requirements and lessons will take place on site in oceanography, ecosystems, biology, zoology and general environmental studies.

The cost of the trip, not to exceed \$5,000.00, including meals and lodging for 70 North Verdemont Elementary School students, and 7 District employees, will be paid from North Verdemont Elementary School Budget No. 039 and ASB Funds. Transportation provided by

Board of Education Meeting  
February 21, 2012

Durham School Services, not to exceed \$1,500.00, will be paid from North Verdemont

Elementary School Budget No. 039 and ASB Funds. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 70 North Verdemont Elementary School students, and 7 District employees, to attend the Newport Dunes Resort, in Newport Beach, California, from May 17, 2012, through May 18, 2012. The cost of the trip, not to exceed \$5,000.00, including meals and lodging for 70 North Verdemont Elementary School students, and 7 District employees, will be paid from North Verdemont Elementary School Budget No. 039 and ASB Funds. Transportation provided by Durham School Services, not to exceed \$1,500.00, will be paid from North Verdemont Elementary School Budget No. 039 and ASB Funds. Names of the students are on file in the Business Services office.

Requester: Principal, North Verdemont Elementary School

Approver: Assistant Superintendent, Student Services

12.11 Extended Field Trip, Pacific High School, Hugh O' Brian Youth Leadership Seminar, Orange, California  
(Prepared by Business Services Division)

Pacific High School requests Board of Education approval of an extended field trip for two Pacific High School students, and one District employee, to attend the "HOBY" Hugh O' Brian Youth Leadership Seminar in Orange, California, from June 1, 2012, through June 3, 2012.

This trip will provide a rich and active learning environment that will engage students in meaningful learning and focus them on becoming prepared for choices and options beyond high school.

The cost of the trip, not to exceed \$300.00, including meals and lodging for two Pacific High School students, and one District employee, will be paid from Pacific High School Budget No. 511. Transportation will be provided by students' parents at no cost to the District. 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 two Pacific High School students, and one District employee, to attend the "HOBY" Hugh O' Brian Youth Leadership Seminar in Orange, California, from June 1, 2012, through June 3, 2012. The cost of the trip, not to exceed \$300.00, including meals and lodging for two Pacific High School

Board of Education Meeting  
February 21, 2012

students, and one District employee, will be paid from Pacific High School Budget No. 511.

Transportation will be provided by students' parents at no cost to the District. Names of the students are on file in the Business Services office.

Requester: Principal, Pacific High School

Approver: Chief Academic Officer, Educational Services Division

12.12 Extended Field Trip, San Gorgonio High School, 2012 CIF State Wrestling Tournament Bakersfield, California  
(Prepared by Business Services Division)

San Gorgonio High School requests Board of Education approval of an extended field trip for 5 San Gorgonio High School students and 4 District employees to attend the 2012 CIF State Wrestling Tournament, in Bakersfield, California, from March 1, 2012, through March 4, 2012.

Students' participation in the State Wrestling Tournament will provide cheer teams and coaches with a comprehensive curriculum at this summer camp to ensure that teams learn the proper balance of skill, leadership technique and character.

The cost of the trip, not to exceed \$2,134.00, including meals and lodging for 5 San Gorgonio High School students and 4 District employees, will be paid from San Gorgonio High School Field Trips Account No. 203. Transportation provided by Express Rental not to exceed, \$500.00, will be paid from San Gorgonio High School Field Trips 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 5 San Gorgonio High School students and 4 District employees to attend the 2012 CIF State Wrestling Tournament, in Bakersfield, California, from March 1, 2012, through March 4, 2012. The cost of the trip, not to exceed \$2,134.00, including meals and lodging for 5 San Gorgonio High School students and 4 District Employees will be paid from San Gorgonio High School Field Trips Account No 203. Transportation provided by Express Rental not to exceed, \$500.00, will be paid from San Gorgonio High School Field Trips Account No. 203. Names of the students are on file in the Business Services office. No student will be denied participation due to financial constraints.

Requestor: Principal, San Gorgonio High School

Approver: Chief Academic Officer, Educational Services Division

Board of Education Meeting  
February 21, 2012

12.13 Extended Field Trip, Shandin Hills Middle School, WorldStrides, Washington, D.C. and Colonial Williamsburg, Virginia  
(Prepared by Business Services Division)

Shandin Hills Middle School requests Board of Education approval of an extended field trip for 10 Shandin Hills Middle School students, and one District employee, to attend the WorldStrides, in Washington, D.C. and Colonial Williamsburg, Virginia, from March 18, 2012, through March 22, 2012.

This educational trip will challenge students with hands-on experiences on the different functions of our government and will help them understand their role as citizens. This experience will bring historical event to life, drawing a greater appreciation of what our forefathers went through to make our country what it is today. Students will actually see artifacts of specimens at the Smithsonian National Museum that they have previously only learned in textbooks or seen in videos.

The cost of the trip, not to exceed \$17,410.00, including meals and lodging for 10 Shandin Hills Middle School students, and one District employee, will be paid from Shandin Hills Middle School PTO Funds and sponsorship by students' parents. Transportation to and from LAX will be provided by students' parents at no cost to the District. 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 10 Shandin Hills Middle School students, and one District employee, to attend the WorldStrides, in Washington, D.C. and Colonial Williamsburg, Virginia, from March 18, 2012, through March 22, 2012. The cost of the trip, not to exceed \$17,410.00, including meals and lodging for 10 Shandin Hills Middle School students, and one District employee, will be paid from Shandin Hills Middle School PTO Funds and sponsorship from students' parents. Transportation will be provided by students' parents at no cost to the District. Names of the students are on file in the Business Services office.

Requester: Principal, Shandin Hills Middle School

Approver: Chief Academic Officer, Educational Services Division

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

Thompson Elementary School requests Board of Education approval of an extended field trip for

Board of Education Meeting  
February 21, 2012

75 Thompson Elementary School students, and 8 District employees, to attend the Arrowhead Ranch Outdoor Science School in Lake Arrowhead, California, from March 12, 2012, through March 16, 2012.

The students will participate in hands-on learning opportunities, which address the biological sciences, earth sciences, conservation and wise use of natural resources, health education, cooperative living, recreation arts, crafts, and music.

The cost of the trip, not to exceed \$17,625.00, including meals and lodging for 75 Thompson Elementary School students, and 8 District employees, will be paid from Thompson Elementary School Budget No. 501 and ASB Funds. Transportation provided by Durham School Services, not to exceed \$1,000.00, will be paid from Thompson Elementary School Budget No. 501 and ASB Funds. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 75 Thompson Elementary School students, and 8 District employees, to attend the Arrowhead Ranch Outdoor Science School in Lake Arrowhead, California, from March 12, 2012, through March 16, 2012. The cost of the trip, not to exceed \$17,625.00, including meals and lodging for 75 Thompson Elementary School students, and 8 District employees, will be paid from Thompson Elementary School Budget No. 501 and ASB Funds. Transportation provided by Durham School Services, not to exceed \$1,000.00, will be paid from Thompson Elementary School Budget No. 501 and ASB Funds. Names of the students are on file in the Business Services office.

Requester: Principal, Thompson Elementary School  
Approver: Assistant Superintendent, Student Services

12.15 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.

E. Neal Roberts Elementary School wishes to hire Author James Luna for a presentation titled "The Runaway Piggy/El Cochinito Fujitivo" on March 16, 2012. This assembly will provide second and third grade students the opportunity to meet an author raised in San Bernardino, California. Mr. Luna will engage the students in an interactive reading of his book with a setting in a neighborhood that will be familiar to the students. The presentation will be free of charge.

San Bernardino High School wishes to hire Segerstrom Center of the Arts Education Department

Board of Education Meeting  
February 21, 2012

for a presentation titled “Abalaye African Dance Ensemble” on March 7, 2012. Students will explore the cultures of the Mandingo, Jola, Wolof, Serer and Yoruba people through traditional dance, music and costumes. The cost, not to exceed \$790.00, will be paid from San Bernardino High School Library Block Grant Budget No. 422.

San Bernardino High School wishes to hire Mr. John Gann for a presentation titled “Percussion Performance and Instruction” on February 29, 2012. This performance will encourage interest, provide knowledge in music, and challenge students. The cost, not to exceed \$450.00, will be paid from San Bernardino High School Budget No. 422.

San Andreas High School wishes to hire Enrique D. Melendez from Universal Technical Institute (UTI) for various presentations at San Andreas High school throughout the remainder of the 2011- 2012 school year, beginning February 23, 2012. He will inform the students of the available training programs in the area of automotive, motorcycle, marine, diesel and collision repair. The presentations will be made at no cost to the District.

Sierra High School wishes to hire Enrique D. Melendez from Universal Technical Institute (UTI) for various presentations at Sierra High School throughout the remainder of the 2011-2012 school year, beginning February 23, 2012. He will inform the students of the available training programs in the area of automotive, motorcycle, marine, diesel and collision repair. The presentations will be made at no cost to the District.

It is recommended that the following resolution be adopted:

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

Author James Luna for a presentation titled “The Runaway Piggy/El Cochinito Fujitivo” on March 16, 2012. The presentation will be made free of charge.

Segerstrom Center of the Arts Education Department for a presentation titled “Abalaye African Dance Ensemble” on March 7, 2012. The cost, not to exceed \$790.00, will be paid from San Bernardino High School Library Block Grant Budget No. 422.

Mr. John Gann for a presentation titled “Percussion Performance and Instruction” on February 29, 2012. The cost, not to exceed \$450.00, will be paid from San Bernardino High School Budget No. 422.

Enrique D. Melendez from Universal Technical Institute (UTI) for various presentations at San Andreas High School throughout the remainder of the 2011-2012 school year, beginning February 23, 2012. The presentations will be made at no cost to the District.

Enrique D. Melendez from Universal Technical Institute (UTI) for various presentations at Sierra

Board of Education Meeting  
February 21, 2012

High School throughout the remainder of the 2011-2012 school year, beginning February 23, 2012. The presentations will be made at no cost to the District.

Requester: Various

Approver: Assistant Superintendent, Human Resources; Assistant Superintendent, Student Services

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

Belvedere Elementary School wishes to hire Jody Wiencek, Bend, Oregon, to conduct an in-service for Dual Language Immersion teachers, effective February 22, 2012, through June 30, 2012. The in-service will consist of four days of training focusing on program design, cross grade level expectations, team planning and biliteracy instruction. The cost, not to exceed \$8,000.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501.

It is recommended that the following resolution be adopted:

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

Jody Wiencek, Bend, Oregon, to conduct an in-service for Dual Language Immersion teachers, effective February 22, 2012, through June 30, 2012. The in-service will consist of four days of training focusing on program design, cross grade level expectations, team planning and biliteracy instruction. The cost, not to exceed \$8,000.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501.

Requester: Principal, Belvedere Elementary School

Approver: Chief Academic Officer, Educational Services Division

12.17 Request for Proposal (RFP) No. 13-11, Technology Infrastructure  
(Prepared by Business Services Division)

RFP No. 13-11 Technology Infrastructure, advertised November 15, 2011, and November 22, 2011, was opened December 15, 2011, at 2:00 p.m. The purpose of this RFP 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.

The successful bidder(s) will be responsible for seeking and procuring their E-Rate payback from the appropriate agencies. When using E-Rate funding discounts, the District will only issue purchase orders for, and pay the amount after the E-Rate discounts are applied in accordance with all legal requirements.

Board of Education Meeting  
February 21, 2012

RFPs were mailed to Avaya Intelligent Communications, Brandon, Florida; CCCI-West, Anaheim, California; CommScope Enterprise Solution, Hickory, North Carolina; DSRM Cable Construction, Inc., Chino, California; Network Infrastructure Corp., Rancho Cucamonga, California; Nexus IS Inc., Tustin, California; Vector Resources Inc., Rancho Cucamonga, California; Verizon, Bloomington, California; VMI, Inc., Garden Grove, and San Bernardino Chamber of Commerce.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that RFP's were received from AAA Solar Electric, Anaheim, California; Conti Technologies, Las Vegas, Nevada; Digital Networks Group, Aliso Viejo, California; Presidio Network Solutions, Newport Beach, California; Sunwest Electric Inc., Anaheim, California; Vector Resources Inc., Rancho Cucamonga, California; and Verizon Business, Bloomington, California.

BE IT ALSO RESOLVED that proposals received from AAA Solar Electric, Conti Technologies, Digital Networks Group, Presidio Network Solutions, Sunwest Electric, and Verizon Business be rejected as non-responsive.

BE IT ALSO RESOLVED that RFP No. 13-11, Technology Infrastructure be awarded to Vector Resources, single responsive/responsible bidder in accordance with (PCC 20103.8) and E-Rate evaluation guidelines.

BIDDER

PROPOSED AMOUNT  
TAX NOT INCLUDED

Vector Resources  
Rancho Cucamonga, California

\$671,704.33

BE IT ALSO RESOLVED that RFP 13-11 for Technology Infrastructure term shall be July 1, 2012, through June 30, 2017 and any other extensions.

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 RFP, as needed throughout the term of RFP, and all extensions.

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

Requester: Director, Purchasing Department

Approver: Chief Business and Financial Officer, Business Services Division

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

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

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

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board awarded RFP 11-09 for the Sale of CEW/Non-CEW to eWaste Center, Inc., Commerce, CA, on August 4, 2009, to include the purchase of additional CEW/Non-CEW equipment and peripherals for recycling from the District for a one (1) year term, and all extensions, not to exceed five (5) years. During the awarded term, the District will present new Board-approved computer and peripheral surplus lists to the awarded bidder with option to buy CEW at \$.21 per pound and Non-CEW at \$.03 per pound. Proceeds from the sale shall be deposited into the Warehouse Recycling Fund.

BE IT FURTHER RESOLVED that in accordance with California Education Code Section 17545, the Board of Education declares the following items as surplus to District needs and unsatisfactory or no longer suitable for school use: List of Salvage Computer Equipment and Peripherals dated January 27, 2012.

Requester: Director, Purchasing Department

Approver: Chief Business and Financial Officer, Business Services Division

## **EDUCATIONAL SERVICES**

### **Curriculum and Instruction**

- 12.19 License Agreement with Macerich Property Management Company, LLC, San Bernardino, California, for the Use of the Inland Center Mall for the Annual Student Juried Visual Art Exhibit  
(Prepared by the Business Services Division)

The Visual and Performing Arts Department requests Board of Education approval to enter into a license agreement with Macerich Property Management Company, LLC, San Bernardino, California, Managing Agent for the Inland Center Mall, for the District's annual student juried visual art exhibit scheduled for April 30, 2012, through May 6, 2012. There is no cost to the District for this event.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a license agreement with Macerich Property Management Company, LLC, San Bernardino, California, Managing Agent for the Inland Center Mall, for the District's annual student juried visual art exhibit scheduled for April 30, 2012, through May 6, 2012. There is no cost to the District for this event.

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

Requester: Coordinator, Visual and Performing Arts Department  
Approver: Chief Academic Officer, Educational Services Division

- 12.20 Agreement with Total School Solutions, Fairfield, California, to Provide Executive Coaching at Pacific High School  
(Prepared by Business Services Division)

The Educational Services Division requests Board of Education approval to enter into an agreement with Total School Solutions, Fairfield, California, to provide executive coaching at Pacific High School, effective February 21, 2012, through June 30, 2012. Total School Solutions will provide professional assistance in the SAIT-like process which will include monitoring of EPC implementation, classroom walkthroughs, coaching and strategy support, and progress reviews by English Language Learner specialists and math specialists. The fee, not to exceed \$32,000.00, shall be paid from the Restricted General Fund—School Improvement Grant – New SIG, Account No. 507.

Board of Education Meeting  
February 21, 2012

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Total School Solutions, Fairfield, California, to provide executive coaching at Pacific High School, effective February 21, 2012, through June 30, 2012. Total School Solutions will provide professional assistance in the SAIT-like process which will include monitoring of EPC implementation, classroom walkthroughs, coaching and strategy support, and progress reviews by English Language Learner specialists and math specialists. The fee, not to exceed \$32,000.00, shall be paid from the Restricted General Fund—School Improvement Grant – New SIG, Account No. 507.

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

Requester: Director, Accountability Department  
Approver: Chief Academic Officer, Educational Services Division

12.21 Amendment No. 2 of the Agreement with Math Think, Santa Clara, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Math Think, Santa Clara, California, approved by the Board on October 18, 2011, Agenda Item 9.66. The amendment is necessary to add \$5,010.92 to the original fee of \$12,527.30 for an aggregate total not to exceed \$17,538.22 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Math Think, Santa Clara, California, approved by the Board on October 18, 2011, Agenda Item 9.66. The amendment is necessary to add \$5,010.92 to the original fee of \$12,527.30 for an aggregate total not to exceed \$17,538.22 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

Requester: Director, Accountability Department

Board of Education Meeting  
February 21, 2012

Approver: Chief Academic Officer, Educational Services Division

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

Education Code Section 60851(a) provides that “Commencing with the 2003-2004 school year and each school year thereafter, each pupil completing Grade 12 shall successfully pass the exit examination as a condition of receiving a diploma of graduation or a condition of graduation from high school.” Waiver of the successful passage of the CAHSEE is allowed under Specific Code Section: E.C. 56101: “...the waiver is necessary or beneficial to the content and the implementation of the pupil’s individualized education program...” Waiver of the successful passage of the California High School Exit Exam (CAHSEE) is requested for the specific students with the birthdates listed below:

12/29/1992    06/03/1993    09/17/1993    10/08/1993

It is recommended that the following resolution be adopted:

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

Requester: Assistant Director, Research Department

Approver: Chief Academic Officer, Educational Services Division

12.23 K-12 Language Arts Textbook Adoption  
(Prepared by the Curriculum/Instruction, Accountability, and Research Division)

On May 5<sup>th</sup>, 2009, the Board of Education approved the adoption of designated textbooks for K-12 Language Arts. At that time, the Board of Education approved to delay the purchase of the K-12 Language Arts Textbook Adoption for a period of two years with the intent of implementing the reading/language arts program in the 2011-12 school year.

District staff is recommending that we do not delay the purchase of the Macmillan/McGraw-Hill: *California Treasures*, Macmillan/McGraw-Hill: *Tesoros de lectura* (parallel Reading/Language Arts program in Spanish) grades K-6, and the *Holt Literature and Language Arts*, 2009, grades 7-12. The new adoption will support increased exposure to materials and learning experiences, designed to engage the 21<sup>st</sup> century learner.

BE IT RESOLVED that the Board of Education considers the purchasing of the adopted K-12 Language Arts program. The cost for the purchase of *California Treasures* will not exceed \$6,700,000. The cost for the purchase of *Holt Literature and Language* will not exceed \$2,600,000. Both publishers have agreed to a no interest payment plan over a three-year

Board of Education Meeting  
February 21, 2012

period.

**Student Services**

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

It is recommended that the following resolution be adopted:

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

*(S)7/13/1997	*(S)9/23/1994	*(S)7/26/2001	12/23/1996	*(S)1/12/1997	***(S)4/28/1997
***(S)8/1/1995	*(S)1/10/1995	*(S)3/6/1995	*(S)1/21/2001	*(S)11/17/1994	*(S)5/17/1998

\*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.

Requester: Director, Youth Services  
Approver: Assistant Superintendent, Student Services

12.25 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:

Board of Education Meeting  
February 21, 2012

BE IT RESOLVED that the following student(s) were recommended for suspension, but suspension is deemed inappropriate based on due process errors, insufficient evidence, and/or the availability of other means of correction in compliance with Education Code Section 48900. Therefore, although they were recommended for suspension, the suspension was reversed or modified.

7/23/1995

Requester: Director, Youth Services  
Approver: Assistant Superintendent, Student Services

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

It is recommended that the following resolution be adopted:

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

3/6/1995      12/8/1997      10/13/1994

Requester: Director, Youth Services  
Approver: Assistant Superintendent, Student Services

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

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

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

1/31/1995

Board of Education Meeting  
February 21, 2012

Requester: Director, Youth Services  
Approver: Assistant Superintendent, Student Services  
12.28 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.

Requester: Director, Youth Services  
Approver: Assistant Superintendent, Student Services

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

It is recommended that the following resolution be adopted:

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

6/2/1996      5/9/1994      3/10/1995

Requester: Director, Youth Services  
Approver: Assistant Superintendent, Student Services

12.30 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:

Requester: Director, Youth Services  
Approver: Assistant Superintendent, Student Services

Board of Education Meeting  
February 21, 2012

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

10/30/1998    2/9/1996    2/12/2002

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.

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.

Requester: Director, Youth Services  
Approver: Assistant Superintendent, Student Services

**EMPLOYEE RELATIONS**

12.32 Agreement with San Bernardino County Sheriff's Department, San Bernardino, California, for Access into the California Law Enforcement Telecommunications System (CLETS)  
(Prepared by Business Services Division)

The District Police Department requests Board of Education approval to enter into an agreement with the San Bernardino County Sheriff's Department, San Bernardino, California, for use of and access to the California Law Enforcement Telecommunications System (CLETS), effective July 1, 2011, through June 30, 2014. By State mandate, the San Bernardino County Sheriff's Department oversees the local switching center and allows other local law enforcement agencies access to CLETS, a state-wide criminal justice database. The fee for services, not to exceed \$3,490.00, will be paid Unrestricted General Fund—School Police, Account No. 079.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the San Bernardino County Sheriff's Department, San Bernardino, California, for use of and access to the California Law Enforcement Telecommunications System (CLETS), effective July 1, 2011, through June 30, 2014. By State mandate, the San Bernardino County Sheriff's Department oversees the local switching center and allows other local law enforcement agencies access to

Board of Education Meeting  
February 21, 2012

CLETS, a state-wide criminal justice database. The fee for services, not to exceed \$3,490.00, will be paid Unrestricted General Fund—School Police, Account No. 079.

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

Requester: Interim Chief of Police, District Police Department

Approver: Interim Superintendent, San Bernardino City Unified School District

## **FACILITIES/OPERATIONS DIVISION**

### **Facilities Management**

- 12.33 Amendment No. 2 to the Professional Services Agreement with PJHM Architects for Architectural and Engineering Services for Modernization Projects at Pacific, Sierra, and San Andreas High Schools  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with PJHM Architects, Laguna Hills, CA, originally approved by the Board on December 16, 2008 and effective through December 31, 2013. This amendment is for the boys' and girls' locker rooms re-design to incorporate new showers at Pacific High School. The cost, not to exceed \$16,500.00, plus approved reimbursables, will be paid from Funds 01, 21, 25, 35 and 40.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the professional services agreement with PJHM Architects, for architectural and engineering services for modernization projects at Pacific, Sierra, and San Andreas High Schools, effective through December 31, 2013. This amendment is for the boys' and girls' locker rooms re-design to incorporate new showers at Pacific High School. The cost, not to exceed \$16,500.00, plus approved reimbursables, will be paid from Funds 01, 21, 25, 35 and 40.

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

Requester: Interim Facilities Administrator, Facilities Management Department

Approver: Assistant Superintendent, Facilities/Operations Division

12.34 Amendment No. 5 to the Professional Services Agreement with Ruhnau, Ruhnau & Clarke Architects for Architectural and Engineering Services for the 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 Ruhnau, Ruhnau & Clarke Architects, Riverside, CA, previously renewed by the Board on February 3, 2009, for architectural and engineering services for the Captain Leland Norton Elementary School project. This amendment is for upgraded roofing system, plumbing fixtures, irrigation system, teaching walls, Energy Management System, upgraded fire alarm and security systems, including required processing through DSA. The cost, not to exceed \$36,200.00, plus approved 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 Ruhnau, Ruhnau & Clarke Architects, for architectural and engineering services for the Captain Leland Norton Elementary School project. This amendment is for upgraded roofing system, plumbing fixtures, irrigation system, teaching walls, Energy Management System, upgraded fire alarm and security systems, including required processing through DSA. The cost, not to exceed \$36,200.00, plus approved 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. 5.

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

12.35 Approval to Process Payments for Pending Change Orders for Group 10 - Cole, Cypress, and Highland-Pacific Elementary Schools Modernization Project - Various Contractors  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to process payments for change orders pending Division of State Architect (DSA) approval for the following contractors for Group 10 - Cole, Cypress, and Highland-Pacific Elementary Schools Modernization Project, per Board approval on April 20, 2010 of the new change order approval procedures:

Board of Education Meeting  
February 21, 2012

- CWS Systems, Inc., Pasadena, CA - Plumbing and HVAC
- Harik Construction, Inc., Glendora, CA - Sitework, Railing and Fencing

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the processing of payments for change orders pending Division of State Architect (DSA) approval for the following contractors for Group 10 - Cole, Cypress, and Highland-Pacific Elementary Schools Modernization Project: CWS Systems, Inc. - Plumbing and HVAC; and Harik Construction, Inc. - Sitework, Railing and Fencing, per Board of Education approval on April 20, 2010, as follows:

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

Requester: Interim Facilities Administrator, Facilities Management Department

Approver: Assistant Superintendent, Facilities/Operations Division

12.36 Approval to Process Payments for Pending Change Orders for the Indian Springs High School New Construction/Old Curtis Middle School Modernization Project - Various Contractors  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to process payments for change orders pending Division of State Architect (DSA) approval for the

Board of Education Meeting  
February 21, 2012

following contractors for the Indian Springs High School New Construction/Old Curtis Middle School Modernization Project, per Board approval on April 20, 2010 of the new change order approval procedures:

- Crouner Sheet Metal Products, Inc., Baldwin Park, CA - Sheet Metal
- Alonso Painting, Inc., Spring Valley, CA - Painting

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the processing of payments for change orders pending Division of State Architect (DSA) approval for the following contractors for the Indian Springs High School New Construction/Old Curtis Middle School Modernization Project: Crouner Sheet Metal Products, Inc. - Sheet Metal; and Alonso Painting, Inc. – Painting, per Board of Education approval on April 20, 2010, as follows:

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

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

Board of Education Meeting  
February 21, 2012

12.37 Bid No. F09-01, New Construction for the Graciano Gomez Elementary School  
(Prepared by Facilities/Operations Division)

Bid No. F09-01, New Construction for the Graciano Gomez Elementary School was advertised on December 8, 2011 and December 15, 2011 in The Sun, the Precinct Reporter, and the El Chicano newspapers. Bids were opened on January 19, 2012 at 2:00 p.m. 45 bids were received and the lowest responsive bidders meeting the specifications for each Category and Base Bid were awarded.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bid No. F09-01, New Construction for the Graciano Gomez Elementary School, be awarded to the lowest responsible bidders meeting the specifications for each Category and Base Bid with Alternate Nos. 3 and 4 for Category No. 1; Alternate Nos. 5 and 10 for Category No. 2; and Alternate Nos. 3 and 6 for Category No. 5. The cost will be paid from Funds 21, 25, 35, 40 and 98.

<b>Contractor</b>	<b>Base Bid including Allowances</b>
<b>Category No. 01 - General Construction/Buildings</b>	
Woodcliff Corporation 1849 Sawtelle Blvd., Suite 610 Los Angeles, CA 90025	\$5,555,000.00
<b>Category No. 02 - Sitework (on-site)</b>	
Fata Construction Development 19135 Vintage Woods Dr. Riverside, CA 92508	\$2,620,000.00
<b>Category No. 03 - Off-Site Improvements and On/Off-site Utilities</b>	
Sean Malek Engineering & Construction 43905 Margarita Rd. Temecula, CA 92592	\$1,110,000.00
<b>Category No. 04 - Mechanical &amp; Plumbing</b>	
West-Tech Mechanical, Inc. 5589 Brooks St. Montclair, CA 91763	\$1,499,950.00
<b>Category No. 05 - Electrical</b>	
RDM Electric Co., Inc. 13867 Redwood Ave. Chino, CA 91710	\$2,158,000.00
Base Bids with Allowances	\$12,942,950.00

Board of Education Meeting  
February 21, 2012

Category No. 1, Alternate No. 3 (Solar Tube Modifications)	\$160,000.00
Category No. 1, Alternate No. 4 (Upgraded Blinds and a Stage Curtain)	\$26,000.00
Category No. 2, Alternate No. 5 (Playground Equipment and Monument Signs)	\$168,000.00
Category No. 2, Alternate No. 10 (Plantings)	\$300,000.00
Category No. 5, Alternate No. 3 (Electrical Support for Solar Tubes)	\$110,000.00
Category No. 5, Alternate No. 6 (Video Surveillance System Infrastructure)	\$40,000.00
<b>Base Bids with Allowances &amp; Alternates Award Total</b>	<b>\$13,746,950.00</b>

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

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

12.38 Bid No. F09-02 Re-Bid, New Construction for the Dr. Mildred Dalton Henry Elementary School - Category Nos. 01, 02, 03, 04, 05  
(Prepared by Facilities/Operations Division)

Bid No. F09-02 Re-Bid, New Construction for the Dr. Mildred Dalton Henry Elementary School was advertised in the following newspapers: The Sun on November 23, 2011 and December 1, 2011; the Press-Enterprise on November 25, 2011 and December 1, 2011; the Precinct Reporter and the El Chicano on November 24, 2011. Bids were opened on January 12, 2012 at 1:00 p.m. 50 bids were received and the lowest responsible bidders meeting the specifications for each Category and Base Bid will be awarded contracts.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bid No. F09-02 Re-Bid, New Construction for the Dr. Mildred Dalton Henry Elementary School, be awarded to the lowest responsible bidders meeting the specifications for each Category and Base Bid with Alternate Nos. 3 and 4 for Category No. 1; and Alternate No. 5 for Category No. 2. The cost will be paid from Funds 21, 25, 35, 40 and 98.

<b>Contractor</b>	<b>Base Bid including Allowances</b>
<b>Category No. 01 - General Construction/Buildings</b> Paul C. Miller Construction Company 8447 Maple Place Rancho Cucamonga, CA 91730	\$5,319,000.00
<b>Category No. 02 - Sitework (on-site)</b> Robert Clapper Construction Services, Inc. 2223 North Locust Avenue Rialto, CA 92377	\$2,497,000.00

Board of Education Meeting  
February 21, 2012

**Category No. 03 - Off-Site Improvements and On/Off-site Utilities**

C.S. Legacy Construction  
13263 Yorba Avenue  
Chino, CA 91710

\$1,088,938.00

**Category No. 04 - Mechanical & Plumbing**

Fischer, Inc.  
1355 West 26<sup>th</sup> Street  
San Bernardino, CA 92405

\$1,435,000.00

Per legal counsel advice all bids received for Category No. 5 – Electrical have been rejected in their entirety and will be re-bid at a later date.

<b>Base Bids with Allowances</b>	<b>\$10,339,938.00</b>
Category No. 1, Alternate No. 3 (Solar Tube Modifications)	\$200,000.00
Category No. 1, Alternate No. 4 (Upgraded Blinds and a Stage Curtain)	\$38,000.00
Category No. 2, Alternate No. 5 (Playground Equipment and Monument Signs)	\$147,000.00
<b>Base Bids with Allowances and Alternates Award Total</b>	<b>\$10,724,938.00</b>

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

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

12.39 Request for Retention Reduction, Bid No. F08-29, Category No. 05 - Indian Springs High School New Construction and Old Curtis Middle School Modernization Project  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to reduce the retention from 10% to 5% with Blazing Industrial Steel, Inc., Riverside, CA, Bid No. F08-29, Category No. 05, Structural Steel contractor for the Indian Springs High School New Construction and Old Curtis Middle School Modernization Project, originally approved by the Board on September 1, 2009.

Public Contract Code, Section 9203, requires that the Owner retain 10% of each contractor's requested payment application until the work is at least 50% complete. At this time, Blazing Industrial Steel, Inc. has successfully completed 99% of the work under their contract and is requesting the District reduce the retention amount to 5%. This amount of retention is considered sufficient to protect the District in the event of any unforeseen conditions or infractions. All other terms and conditions remain the same.

Board of Education Meeting  
February 21, 2012

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves reducing the retention amount for Blazing Industrial Steel, Inc., Bid F08-29, Category No. 05, Structural Steel contractor for the Indian Springs High School New Construction and Old Curtis Middle School Modernization Project, to 5%. All other terms and conditions remain the same.

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

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

**Nutrition Services**

12.40 Amendment No. 1 to the Food Service Equipment Bid No. NSB 2010/11-2  
(Prepared by Facilities/Operations Division)

The Nutrition Services Department requests Board of Education approval to amend bid award for Bid No. NSB 2010/11-2 with Arrow Restaurant Equipment; Duray/J.F. Duncan Ind. Inc.; F.S.E.; and Kamran & Co. originally approved by the Board on March 15, 2011, to provide replacement food service equipment for school site cafeterias and the Nutrition Center. This amendment is for \$334,789.20 for additional replacement equipment. The new, not-to-exceed total cost of \$817,621.29 will be paid from restricted Nutrition Services Cafeteria Account No. 92. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the amendment is for \$334,789.20 for additional replacement equipment 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
6	Dishwasher, Straight-thru, 1PH	3	\$29,454.00
16	Oven, Gas, Double	3	\$39,483.00
28	Warmer, Heated Cabinet, Mobile	1	\$ 2,884.35
29	BevLes, Delivery Cart	25	\$24,678.00
30	Cambro Salad Bar	10	\$19,485.00
31	Aerohot Steamtable	1	\$ 1,750.50
32	Scotsman Ice Machine	3	\$18,509.85
Subtotal:			\$136,244.70
8% Sales Tax:			\$ 10,899.58

Board of Education Meeting  
February 21, 2012

Total: \$147,144.28

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	4	\$10,993.80
Subtotal:			\$ 10,993.80
8% Sales Tax:			\$ 879.50
Total:			\$ 11,873.30

F.S.E. 1248 Market Street San Diego, CA 92101			
Bid Item #	Description	Quantity	Total Price
2	Can Opener	1	\$ 2,779.00
12	Freezer, Reach-in, 2 Section	6	\$19,722.00
13	Freezer, Reach-in, 3 Section	1	\$ 4,539.00
18	Refrigerator, Reach-in, 1 Door	6	\$13,122.00
20	Refrigerator, Reach-in, 3 Door	2	\$ 7,234.00
33	True Milk Coolers	20	\$51,680.00
Subtotal:			\$ 99,076.00
8% Sales Tax:			\$ 7,926.08
Total:			\$107,002.08

Kamran & Company 411 E. Montecito Street Santa Barbara, CA 93101			
Bid Item #	Description	Quantity	Total Price
1	Bun Pan Rack	4	\$ 1,196.00
27	Warmer, Heated Cabinet	15	\$62,479.50
Subtotal:			\$ 63,675.50
8% Sales Tax:			\$ 5,094.04
Total:			\$ 68,769.54

Amendment Total: \$334,789.20  
Original Award Total: \$482,832.09  
New Not to Exceed Total: \$817,621.29

BE IT FURTHER RESOLVED that when applicable existing equipment will be traded-in against the purchase of like replaced item at credit amount as determined at time of purchase per bid conditions. All trade-in items are AS-IS.

Requester: Director, Nutrition Services Department  
Approver: Assistant Superintendent, Facilities/Operations Division

12.41 Amendment No. 4 to the Service Agreements with Temporary Labor Companies to Provide Nutrition Services Personnel  
(Prepared by Facilities/Operations Division)

The Nutrition Services Department requests Board of Education approval to amend the service agreements with Arrow Staffing, Redlands, CA, and Manpower, San Bernardino, CA, originally approved by the Board on October 5, 2010 to provide temporary Nutrition Services' personnel as needed for the preparation, service, and clean up at District sites; as well as other nutrition services' duties as required. This amendment is for an additional \$400,000.00 for continued staffing and to extend the ending date through June 30, 2012, unless critical vacant positions are filled first. The new total cost, not to exceed \$1,900,000.00, will be paid from Nutrition Services Cafeteria Account No. 92.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the service agreements with Arrow Staffing and Manpower to provide temporary Nutrition Services' personnel as needed for the preparation, service, and clean up at District sites; as well as other Nutrition Services' duties as required. This amendment is for an additional \$400,000.00 for continued staffing and to extend the ending date through June 30, 2012, unless critical vacant positions are filled first. The new total cost, not to exceed \$1,900,000.00, will be paid from Nutrition Services Cafeteria Account No. 92.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 4.

Requester: Director, Nutrition Services Department

Approver: Assistant Superintendent, Facilities/Operations Division

12.42 Amendment to the Service Agreement with Manpower, Inc. to Provide Temporary Personnel for Maintenance & Operations and Transportation Departments  
(Prepared by Facilities/Operations Division)

Nutrition Services was approved on October 5, 2010 to provide temporary staffing at various District cafeteria sites and other nutrition services' duties as required with the cost to be paid from Nutrition Services Cafeteria Account No. 92. At the September 20, 2011 meeting the Board approved the addition of other departments, including Maintenance & Operations and Transportation, on an as-needed basis with the cost to be charged to the various operating program budgets, but with no dollar amount.

Board of Education Meeting  
February 21, 2012

Facilities/Operations Division requests Board of Education approval to amend the service agreement with Manpower, Inc., San Bernardino, CA, to stipulate \$1,263,907.00 for temporary staffing specifically for Maintenance & Operations Department and does not include Nutrition Services' dollar amount. This amendment will be effective through June 30, 2012 unless critical vacant positions are filled first. The cost will be paid from Maintenance & Operations, Account Nos. 76 and 80, and Transportation Accounts.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the service agreement with Manpower, Inc., San Bernardino, CA, to provide temporary staffing at various departments. This amendment is to stipulate \$1,263,907.00 to provide temporary staffing specifically for Maintenance & Operations department and does not include Nutrition Services' dollar amount. It will be effective through June 30, 2012, unless critical vacant positions are filled first. The cost will be paid from Maintenance & Operations, Account Nos. 76 and 80, and Transportation Accounts.

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

Requester/Approver: Assistant Superintendent, Facilities/Operations Division

12.43 Approval to Reject Bid No. NSB 2011/12-2, Cafeteria Furniture  
(Prepared by Facilities/Operations Division)

The Nutrition Services Department requests Board of Education approval to reject all bids received for cafeteria furniture, due to bid response discrepancies received and re-evaluation of District needs.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bid No. NSB 2011/12-2, Cafeteria Furniture, be rejected in its entirety.

Requester: Director, Nutrition Services Department

Approved: Assistant Superintendent, Facilities/Operations Division

12.44 Cafeteria Warrant Register, January 1, 2012, through January 31, 2012  
(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  
February 21, 2012

BE IT RESOLVED that the Cafeteria Warrant Register, January 1, 2012, through January 31, 2012, be approved.

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

Requester: Director, Nutrition Services Department

Approved: Assistant Superintendent, Facilities/Operations Division

### **HUMAN RESOURCES DIVISION**

#### 12.45 Authorization to Request Employee Notification of Intention to Return (Prepared by Certificated Human Resources Division)

In accordance with Education Code 44842(a), the governing board authorizes the Superintendent and/or Superintendent's designee to request of probationary and permanent certificated employees a formal notification of their intention to remain in the employ of the District for the ensuing school year. Failure of the employee to notify the school district of their intention to return is deemed that the employee has declined employment.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education directs the Superintendent and/or Superintendent's designee to request formal notification of probationary and permanent certificated employees of their intention to return to the employ of the district for the 2012-2013 school year.

Requester/Approver: Assistant Superintendent, Human Resources Division

#### 12.46 Payment of Master Teachers – California State University San Bernardino (Prepared by 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 300003 from California State University, San Bernardino in the amount of \$166.70. The District wishes to pay this honorarium to the master teacher.

It is recommended that the following resolution be adopted:

Board of Education Meeting  
February 21, 2012

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

VICKY ROGERS                      \$166.70

REQUESTER: Human Resources, Certificated

APPROVER: Assistant Superintendent, Certificated Human Resources

Board of Education Meeting  
February 21, 2012

Board of Education Meeting  
February 21, 2012

**13.0 Action Items**

13.1 Realignment of Elementary School Boundaries  
(Prepared by Facilities/Operations Division)

Facilities Management requests Board of Education approval to move forward with the realignment of the current elementary school boundaries effective for the 2012-2013 school year. This realignment is necessary to allow for the opening of Captain Leland F. Norton Elementary School and will help to reduce populations of other schools, reduce/eliminate capping, and reduce the impact on home-to-school busing.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education gives approval to move forward with the realignment of the current elementary school boundaries to allow for the opening of Captain Leland F. Elementary School, effective 2012-2013 school year.

13.2 Supplemental Employee Retirement Plan (SERP)  
(Prepared by Human Resources Division)

Harold J. Vollkommer, Assistant Superintendent, Human Resources Division, will provide information regarding a Supplemental Employee Retirement Plan (SERP) program for the Board's review and consideration.

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

BE IT RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to coordinate a Supplemental Employee Retirement Plan (SERP) program at 80% of restored base salary.

Or

BE IT RESOLVED that Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to coordinate a Supplemental Employee Retirement Plan (SERP) program at 100% of restored base salary.

Or

BE IT RESOLVED that the Board of Education disapproves the SERP Plan in its entirety.

13.3 Resolution to Adopt Criteria for Resolving Ties in Seniority Related to  
Certificated Layoff  
(Prepared by Certificated Human Resources)

WHEREAS, Education Code section 44955, subsection (b), related to certificated layoffs, provides in relevant part, “[a]s between employees who first rendered paid service to the district on the same date, the governing board shall determine the order of termination solely on the basis of need of the district and the students thereof;”

NOW, THEREFORE, BE IT RESOLVED that based upon the needs of the District and the students thereof, in the event of a certificated layoff the following criteria shall be applied in order based on information on file as of February 1, one step at a time until the tie is broken, to resolve ties in seniority between certificated employees:

1. Highly Qualified Status under NCLB in area of assignment.
2. Possession of an authorization to teach English Language Learners in order of priority:
  - a. Bilingual Cross Cultural Language and Academic Development (BCLAD)
  - b. Cross Cultural Language and Academic Development (CLAD), SB 1969 or SB 395 Certificate, Language Development Specialist Certificate, Supplemental Authorization for English as a Second Language, Specially Designated Academic Instruction in English (SDAIE), other
3. Credential status in area of assignment, in order of priority:
  - a. Clear, Life, Standard Secondary, etc.
  - b. Preliminary
  - c. Intern
  - d. Provisional, STC, other
4. Possession of a Clear or Preliminary Single Subject credential in the following areas, in order of priority:
  - a. Special Education
  - b. Math
  - c. Science
  - d. English
5. Possession of a supplemental authorization to teach in the following areas, in order of priority:
  - a. Math
  - b. Science
  - c. English
6. Total number of Clear or Preliminary credentials.
7. Total number of supplementary authorizations.

8. Number of years of credentialed teaching experience prior to employment with District, as indicated by initial salary schedule placement.
9. Possession of a Doctorate Degree, earliest date prevails.
10. Possession of a Masters Degree, earliest date prevails.
11. Total number of post-secondary credits on file with the District by February 1.
12. If ties cannot be broken by using the above criteria then order of seniority shall be determined by a random drawing among employees in the individual tie.

13.4 Budget Cuts Plan Fiscal Year 2012-2013  
(Prepared by Business Services Division)

Based on the Governor's Proposed budget plan as of January 2012, the District is required to cut a total estimated of \$21.7 million (best case scenario) or \$39.4 million (worse case scenario) for Fiscal year 2012-2013.

The proposed budget cuts plan will be presented for Board consideration and approval under separate cover.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the budget cuts plan for Fiscal year 2012-2013 as presented.

13.5 Resolution Denying Renewal of the Charter for the Casa Ramona Academy for Technology, Community and Education by the Governing Board of the San Bernardino City Unified School District  
(Prepared by Educational Services Division)

**Resolution Denying Renewal of the Charter  
for the Casa Ramona Academy for  
Technology, Community and Education  
by the Governing Board of the  
San Bernardino City Unified School District**

**WHEREAS**, pursuant to Education Code section 47600, *et seq.*, the Governing Board of the San Bernardino City Unified School District ("District Board") is required to review and consider authorization of requests for renewal of charter schools; and

**WHEREAS**, pursuant to Education Code section 47607(a)(2), a request for renewal of charter is governed by the standards and criteria in Education Code section 47605; and

**WHEREAS**, on or about April 17, 2007, the District Board approved the Charter for the Casa Ramona Academy for Technology, Community and Education (“Casa Ramona” or “Charter School”) to serve students in grades K-12 for a five-year term ending June 30, 2012; and

**WHEREAS**, on or about December 20, 2011, Casa Ramona submitted a request for renewal of its Charter for a five-year term (the “Request”); and

**WHEREAS**, a public hearing on the Request was conducted on February 21, 2012, pursuant to Education Code section 47605, at which time the District Board considered the level of support for the Request by teachers employed by the District, other employees of the District, and parents; and

**WHEREAS**, the District staff, including experts from the District’s various departments, has reviewed and analyzed all information received with respect to the Request and information related to the operation and potential effects of the proposed renewal of the Charter. Pursuant to that analysis, the District staff determined that the Request included a variety of issues and deficiencies; and

**WHEREAS**, the District Board has fully considered the request for renewal of the Casa Ramona Charter and the recommendation provided by District staff; and

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED AS FOLLOWS**, that the Governing Board of the San Bernardino City Unified School District finds the above listed recitals to be true and correct and incorporates them herein by this reference.

**BE IT FURTHER RESOLVED AND ORDERED** that the Governing Board of the San Bernardino City Unified School District, having fully considered and evaluated the Request and hereby finds the Request not to be consistent with sound educational practice, based upon grounds and factual findings including, but not limited to, the following, and hereby denies the Request pursuant to Education Code sections 47605 and 47607:

1. The Charter School presents an unsound educational program for the pupils to be enrolled in the Charter School. [Education Code section 47605(b)(1)]
2. The Charter does not contain reasonably comprehensive description of the required elements. [Education Code section 47605(b)(5)]

**BE IT FURTHER RESOLVED AND ORDERED** that the Governing Board of the San Bernardino City Unified School District hereby determines the foregoing findings are supported by the following specific facts:

**I. THE CHARTER SCHOOL PRESENTS AN UNSOUND EDUCATIONAL PROGRAM FOR THE PUPILS TO BE ENROLLED IN THE CHARTER SCHOOL. [Education Code section 47605(b)(1)]**

The District staff identified the following concerns and deficiencies in the educational program that has been offered by Casa Ramona during the initial term of the Charter.

**A. English Learners**

The Petition states that English Language Arts and English Language Development will receive specific emphasis in their program. Recent evaluation by District staff has revealed that writing is not graded, instruction is not differentiated to meet the needs of the English Learners, and proper assessment and monitoring the progress of English Learners is not taking place. This leads to an issue concerning reclassification of all English Learners.

In addition, the District staff expected that after five years of operation, Casa Ramona would be much further along in meeting the educational needs of English learners. For example, on page 3, the Petition states that the School “anticipates focusing on ... increasing the effectiveness of its English Language Development program.” Also, the School writes in its Petition, on page 12, that they provide a 90:10 Dual Immersion Program from kindergarten through grade 3, and a 50:50 Dual Immersion Program from grades 4-6. However, a recent visit to classrooms and review of lesson plans evidenced that beginning in grade 1, students are only provided with one hour of Spanish instruction.

Six out of the 10 elementary teachers do not possess the BCLAD credential to provide such a program. The Petition begins to identify the steps Casa Ramona has taken to address the needs of English learner students. The content of this section identifies the four criteria to be considered when reclassifying an English learner and the two-year monitoring period after reclassification. In addition, it is noted that the School has adopted and developed an intensive ELD program that supplements and reinforces school-wide ELD strategies. Also, the Petition states that teachers have an ELD progress report for each English learner student. However,

during our recent review, the majority of the progress reports' contents contained ungraded work in the area of writing, which evidences that student writing is not taken into account when planning instruction.

On page 14, it is written that the ELSSA is used to identify students in need of supplementary ELD instruction after school. A recommendation is that the number of years a student has been an English learner and their language level of proficiency also be taken into account when determining whether a student is making expected progress. The Petition does include staff development teachers have received related to instruct English learner students.

In regards to parent participation and communication, the Petition does not include content regarding when there are 21 or more English learner students, a functioning English Learner Advisory Committee ("ELAC") will be in place. Also, the Petition should state that when 15% or more of the enrolled students' families primarily communicate in a single language other than English, correspondence will also be provided in that language.

**B. Gifted Students**

The Petition states that it will continually research and implement the most effective teaching and learning strategies, but has no specific references to how this research will occur or specific strategies it will employ for students. Specifically, the Petition states that its approach to Gifted students will be to have them assist lower performing students and provide extra work. There is no process defined for identifying GATE students nor a means on how the program will be offered to students.

The Petition states that it will use state of the art technology to integrate academic knowledge and real world applications within a professional, work-like setting through its career and technical education program. There are no specific classes nor strategies mentioned in the Charter on how the School will achieve such a program and the technology available at the school is not "state of the art."

**C. Special Education Students**

There is no specific process during enrollment for screening Special Education students and services. Intervention programs do not describe when and how long intervention programs

will be in place for intervention. There is no facilitator for 504 plans, or implementation of a SST.

The Petition does not mention CMA as an option for special education but offers CAPA even there is no mention of enrolling non-diploma bound students. The petition does not mention BSP's and how they will be implemented for both regular education students and special education students.

Overall, the Petition notes that the textbooks chosen are not clearly delineated with the year of publication and that the textbooks are not necessarily standards-based as stated in the Charter.

**II. THE CHARTER DOES NOT CONTAIN REASONABLY COMPREHENSIVE DESCRIPTION OF THE REQUIRED ELEMENTS. [Education Code section 47605(b)(5)]**

**D. The Petition Does Not Provide a Reasonably Comprehensive Description of the Annual Independent Financial Audit.**

Education Code section 47605(b)(5)(I) requires the petition to state “[t]he manner in which annual, independent financial audits shall be conducted, which shall employ generally accepted accounting principles, and the manner in which audit exceptions and deficiencies shall be resolved to the satisfaction of the chartering authority.”

The Petition provides, at page 30, that any disputes regarding the resolution of audit exceptions and deficiencies will be referred to the dispute resolution process contained in Element N. This is contrary to the provisions of the Education Code which provides that all deficiencies must be resolved to the satisfaction of the District.

The Petition therefore fails to meet the minimum requirements for providing a reasonably comprehensive description of the process for the annual independent financial audit.

**E. The Petition Fails to Provide a Reasonably Comprehensive Description of the Means to Achieve a Reflective Racial and Ethnic Balance**

Education Code section 47605(b)(5)(G) requires a petition to state, “the means by which the school will achieve a racial and ethnic balance among its pupils that is reflective of the

general population residing within the territorial jurisdiction of *the school district* to which the charter petition is submitted.”

During the course of the initial term of the Charter, Casa Ramona has not achieved a racial and ethnic balance that is reflective of the general population of the District. To address that imbalance, the District Board expected Casa Ramona to include specific means and strategies in the Petition. Instead, the Petition only provides, on page 29, the following:

“Development of promotional and informational material that appeals to all of the various racial and ethnic groups represented in the District, including materials in languages other than English.

Distribution of promotional and informational materials to a broad variety of community groups and agencies that serve the various racial, ethnic and interest groups represented in the District.”

Simply reciting these two bullet points does not represent a comprehensive means of addressing the racial and ethnic imbalance at the School.

The Petition therefore does not provide a reasonably comprehensive description of the means to achieve a reflective racial and ethnic balance.

**F. The Governance Structure of the Charter School, Including, but Not Limited to, the Process to Ensure Parental Involvement. [Education Code section 47605(b)(5)(D)]**

Casa Ramona is operated by the nonprofit public benefit corporation, Casa Ramona, Inc., but the Petition makes no provision for a District representative to serve on the corporate board of Casa Ramona, Inc. as a voting representative as required pursuant to Education Code section 47604(b). Instead, the Petition provides that a District representative can sit on the “Charter Board.” It is entirely unclear from a review of the Petition as to whether the Casa Ramona, Inc. Board and the Charter Board are the same Board. This lack of clarity prevents the District from being able to determine if the Casa Ramona will be governed in accordance with applicable laws.

**G. Admission Requirements, If Applicable. [Ed. Code §47605(b)(5)(H)]**

The Charter Schools Act specifies that if the number of students desiring to attend the school exceeds capacity, preference “shall” be extended to pupils currently attending the school and residents of the school district. The Petition fails to provide for these statutory preferences.

Furthermore, the lottery process is not clearly defined. Moreover, the timing of the lottery is confusing as it is noted that it will be taking place on September 20<sup>th</sup> which is after the opening of the School for the new academic year.

**H. A description of the procedures to be used if the Charter School closes. [Ed. Code §47605(b)(5)(P)]**

The Petition provides that the procedures shall ensure a final audit of the Charter School to determine the disposition of all assets and liabilities of the Charter School, including plans for disposing of any net assets and for the maintenance and transfer of pupil records.

The description of the procedures upon closure of the School is inadequate, incomplete, and inaccurate. Education Code Section 47605(b)(5)(P) requires that the charter include a reasonably comprehensive description of the plans for disposing of any net assets of the charter school, but the description contained in the Petition is far from comprehensible. The Charter states that a final audit will be done, but does not provide for the costs thereof or otherwise assure an appropriate audit. As to the disposition of student records, the transfer of all remaining records to the District, without regard to whether the students in question have ever been or have any right to enrollment in District schools is unacceptable.

**BE IT FURTHER RESOLVED AND ORDERED** that the terms of this Resolution are severable. Should it be determined that one or more of the findings and/or the factual determinations supporting the findings is invalid, the remaining findings and/or factual determinations and the denial of the Request shall remain in full force and effect. In this regard, the District Board specifically finds that each factual determination, in and of itself, is a sufficient basis for the finding it supports, and each such finding, in and of itself, is a sufficient basis for denial.

The foregoing resolution was considered, passed, and adopted by the District Board at its regular Board meeting of February 21, 2012.

Board of Education Meeting  
February 21, 2012

**AYES IN FAVOR OF SAID RESOLUTION:**

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**NOES AGAINST SAID RESOLUTION:**

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**ABSTAINED:**

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Board of Education Meeting  
February 21, 2012

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Dated: \_\_\_\_\_

By: \_\_\_\_\_  
Barbara Flores, Ph.D.  
President, Governing Board  
San Bernardino City Unified School District

Dated: \_\_\_\_\_

By: \_\_\_\_\_  
\_\_\_\_\_, Governing Board  
San Bernardino City Unified School District

- 13.6 Resolution Conditionally Approving Renewal of the Charter for the Casa Ramona Academy for Technology, Community and Education by the Governing Board of the San Bernardino City Unified School District  
(Prepared by Educational Services Division)

**Resolution Conditionally Approving  
Renewal of the Charter  
for the Casa Ramona Academy for  
Technology, Community and Education  
by the Governing Board of the  
San Bernardino City Unified School District**

**WHEREAS**, pursuant to Education Code section 47600, *et seq.*, the Governing Board of the San Bernardino City Unified School District (“District Board”) is required to review and consider authorization and/or renewal of charter schools; and

**WHEREAS**, on or about April 17, 2007, the District Board approved the Charter for the Casa Ramona Academy for Technology, Community and Education (“Casa Ramona” or “School”) to serve students in grades Kindergarten through 12<sup>th</sup> for a five-year term ending June 30, 2012; and

**WHEREAS**, on or about December 20, 2011, Casa Ramona submitted a request for renewal of its Charter (“Request”); and

**WHEREAS**, the District staff, including experts from the District’s various departments, has reviewed and analyzed all information received with respect to the Request submitted

December 20, 2011, and information related to the operation and potential effects of the renewal of the Charter, including speaking to and meeting with Casa Ramona representatives relative to the Request, and made a recommendation to the District Board that the Request, submitted on December 20, 2011, be conditionally renewed based on that review; and

**WHEREAS**, a public hearing on the Request was conducted on February 21, 2012, pursuant to Education Code section 47605, at which time the District Board considered the Request and the level of support for this Request by teachers employed by the District, other employees of the District, and parents; and

**WHEREAS**, the District staff, working with District legal counsel, has reviewed and analyzed all information received with respect to the Charter Petition and information related to the operation and potential effects of the proposed Casa Ramona renewal, and made a recommendation to the District Board that the Charter Petition be conditionally renewed based on that review; and

**WHEREAS**, the District Board has fully considered the Request of Casa Ramona and the recommendation provided by District staff; and

**WHEREAS**, in reviewing the Request, the District Board has been cognizant of the value provided to the community by Casa Ramona during the time that it has been operating pursuant to the Charter granted by the District Board; and

**WHEREAS**, the District Board finds that certain changes and revisions to the Charter Petition are necessary to support the approval. The District administration is pursuing the implementation of such changes and revisions. Such changes and revisions are to be made and the Charter Petition brought to the District Board on or before April 17, 2012, for final approval; and

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED AS FOLLOWS**, that the Governing Board of the San Bernardino City Unified School District finds the above listed recitals to be true and correct and incorporates them herein by this reference.

**BE IT FURTHER RESOLVED AND ORDERED** that the Governing Board of the San Bernardino Unified School District finds that Casa Ramona operated pursuant to the Charter previously granted by the District and provides its students with educational benefits and sound

educational programs. That the Governing Board has confirmed, based upon information provided to the San Bernardino Unified School District by Casa Ramona, that Casa Ramona has met the academic achievement criteria of Education Code section 47607(b)(1).

**BE IT FURTHER RESOLVED AND ORDERED** that the Governing Board of the San Bernardino Unified School District hereby conditionally renews the Charter, subject to necessary changes being made to the Charter and brought back to the District Board for final consideration by April 17, 2012, for a term from July 1, 2012 through and including June 30, 2017.

The District Board determines that should the changes not be made to the District's satisfaction and brought back to the District Board for final consideration by April 17, 2012, the renewal is terminated, unless the District Board deletes the condition or extends the deadline for compliance therewith.

In order for the District Board to consider the revised Charter, the revised Charter must be submitted to the Superintendent for administrative review and consideration on or before March 17, 2012. Casa Ramona shall submit clean and redlined versions of the Charter (indicating all revisions made to the Charter from that being conditionally approved for renewal) as well as an electronic (Microsoft Word format) version of the revised Charter. The final revised renewal Charter shall be submitted to the District in accordance with a timeline established by the Superintendent or designee.

**BE IT FURTHER RESOLVED AND ORDERED** that the revisions specified in the District staff report are required as conditions of approval of the Charter renewal. The Superintendent or designee is authorized to work with Casa Ramona to revise and modify the specifics and details of these required revisions prior to bringing the revised Charter back for District Board consideration.

The foregoing resolution was considered, passed, and adopted by the District Board at its regular Board meeting of February 21, 2012.

**AYES IN FAVOR OF SAID RESOLUTION:**

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Board of Education Meeting  
February 21, 2012

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**NOES AGAINST SAID RESOLUTION:**

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**ABSTAINED:**

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Board of Education Meeting  
February 21, 2012

Dated: \_\_\_\_\_

By: \_\_\_\_\_

Barbara Flores, Ph.D.  
President, Governing Board  
San Bernardino City Unified School District

Dated: \_\_\_\_\_

By: \_\_\_\_\_

\_\_\_\_\_, Governing Board  
San Bernardino City Unified School District

13.7 Tracking and Response Mechanism to Follow Up on Requests and Questions from Board and Community Members

(Prepared by the Superintendent)

Board Member Michael Gallo has requested that a standard agenda item be established as a mechanism to track the progress of requests and questions made by Board and community members at Board meetings and to report to the public. The following spreadsheet is being presented as a sample for Board consideration and action.

	Date of Request	Question/Request	Requested by	Assigned to/Date	Anticipated Completion Date	Status/Remarks
1	2/7/12	Agendize creating a permanent agenda item to track questions/ requests for Board consideration	Michael Gallo			

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves establishing a standard agenda item as a mechanism to track the progress of requests/questions made by Board and community members and to report to the public.

13.8 2012 California School Boards Association Delegate Assembly Election  
(Prepared by the Superintendent)

The official ballot for the election of representatives to CSBA’s Delegate Assembly has been received and must be returned on or before March 15, 2012. Because of our large student enrollment, the San Bernardino City Unified School Board appoints two representatives. Currently, Bobbie Perong and Lynda Savage are serving two-year terms.

Board of Education Meeting  
February 21, 2012

In addition to these two appointments, the Board may vote for no more than seven representatives. There are seven vacancies in San Bernardino County Subregion 16-B. The following individuals are candidates for these vacancies:

Duneen De Bruhl (Victor Valley Union HSD)  
Barbara Dew (Victor Valley Union HSD)\*  
Holly Eckes (Adelanto ESD)\*  
Cathline Fort (Etiwanda ESD)\*  
Caryn Payzant (Alta Loma ESD)\*  
Jane D. Smith (Yucaipa-Calimesa Jt. USD)  
Wilson F. So (Apple Valley USD)\*  
Donna West (Redlands USD)\*

\*Denotes incumbent

The following resolution is recommended:

BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District casts its vote for the following candidates:

13.9 Personnel Report #16, Dated February 21, 2012  
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #16, dated February 21, 2012, 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 #16, dated February 21, 2012, 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.

Board of Education Meeting  
February 21, 2012

## **SESSION TWELVE - Closed Session**

### ***14.0 Closed Session***

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

#### **Student Matters/Discipline**

##### **Conference with Labor Negotiator**

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

#### **Public Employee Discipline/Dismissal/Release**

##### **Conference with Legal Counsel: Anticipated Litigation**

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

Number of Cases: Four

## **SESSION THIRTEEN – Open Session**

### ***15.0 Action Reported from Closed Session***

## **SESSION FOURTEEN - Closing**

### ***16.0 Adjournment***

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, March 6, 2012, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

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

Marie Arakaki, Affirmative Action Director  
777 North F Street  
San Bernardino, CA 92410  
(909) 381-1122  
(909) 381-1121 fax

Board of Education Meeting  
February 21, 2012

email: [marie.arakaki@sbcusd.k12.ca.us](mailto:marie.arakaki@sbcusd.k12.ca.us)

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

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

Posted: February 17, 2012