

SESSION FIVE - Administrative Presentation

- 5.0** *Administrative Presentation* **6:05 p.m.**
5.1 Special Education Program Review

SESSION SIX – Other Matters Brought By Citizens

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

SESSION SEVEN - Reports and Comments

- 7.0** *Report by Board Members* **7:15 p.m.**
7.1 Legislative Update

- 8.0** *Report by Superintendent and Staff Members* **7:30 p.m.**
8.1 Tracking and Response Mechanism to Follow Up on Requests and Questions from Board and Community Members, as of February 29, 2012

SESSION EIGHT - Legislation and Action

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

BOARD OF EDUCATION

- 9.1 Approval of Minutes

BUSINESS SERVICES DIVISION

- 9.2 Acceptance of Gifts and Donations to the District
9.3 Agreement with Vavrinek, Trine, Day & Co., LLP, Rancho Cucamonga, California, to Perform Annual Financial Audit and Associated Student Body (ASB) Funds Financial Audit
9.4 Amendment to the Board Resolution of November 15, 2011, Agenda Item 9.9, Extended Field Trip, Manuel Salinas Elementary School, Outdoor Science School Camp, Running Springs, California
9.5 Bid No. 02-11, Classroom Furniture
9.6 Bid No. 15-11, Playground Structures
9.7 Bid No. 29-11, Automotive Repair Parts
9.8 Commercial Warrant Registers for Period from February 1, 2012, through February 15, 2012
9.9 Extended Field Trip, Belvedere Elementary School, Odyssey of the Mind California State Competition, Sacramento, California
9.10 Extended Field Trip, Cajon High School, 4th Annual Chris Moon Memorial Cherry Field Classic, Tucson, Arizona

- 9.11 Extended Field Trip, Cajon High School, Oregon Relays, Hayward Track and Field Invitational, Eugene, Oregon
- 9.12 Extended Field Trip, Cajon High School, Randall Cunningham High School Track and Field Invitational, Las Vegas, Nevada
- 9.13 Extended Field Trip, Cajon High School, WorldStrides Heritage Performance San Francisco Heritage Festival, Santa Clara, California
- 9.14 Extended Field Trip, Pacific High School, AVID 2012 College Tour, Multiple Northern California Locations
- 9.15 Notice of Completion Bid 09-09, Technology Infrastructure
- 9.16 Payment for Course of Study Activities
- 9.17 Reject Request for Proposal (RFP) No. 27-11, Infrastructure Equipment and Maintenance
- 9.18 Request for Proposal (RFP) No. 02-12 Telecommunications/Data; Long Distance; Cell Phone and Broadband Services
- 9.19 Second Period Interim Financial Report as of January 31, 2012

EDUCATIONAL SERVICES

Curriculum and Instruction

- 9.20 Agreement with Learn It Systems, Baltimore, Maryland, to Provide a Comprehensive Analysis of the Eleven District Schools Receiving SIG Funds
- 9.21 Agreement with The Trustees of the California State University (CSU), Long Beach, California
- 9.22 Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability

Student Services

- 9.23 Amendment No. 2 of the Agreement with RISE ASL Interpreters, Hemet, California, to Provide Interpreter Services to Deaf/Hearing Impaired Individuals
- 9.24 Approval for Payment to San Bernardino County Superintendent of Schools for an Independent Educational Evaluation Conducted by Desert/Mountain SELPA Children's Center
- 9.25 Physical Education Exemptions
- 9.26 Expulsion of Student(s)
- 9.27 Student(s) Recommended for Suspension, but Remanded Back to School Sites or Had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction
- 9.28 Student(s) Recommended for Expulsion, but Remanded Back to the School Sites Due to Errors of Due Process, Lack of Evidence and/or Availability of Other Means of Correction
- 9.29 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 9.30 Revocation of Suspension of Expulsion

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- 9.31 Lift of Expulsion of Student(s)
- 9.32 Failure to Recommend Mandatory Expulsion 48915
- 9.33 Petition to Expunge, Rescind, or Modify Expulsion

FACILITIES/OPERATIONS DIVISION

Facilities Management

- 9.34 Amendment No. 2 to the Agreement with Ledesma and Meyer Construction Company, Inc. to Provide Construction Management Services for the Captain Leland F. Norton and the George Brown, Jr. Elementary Schools New Construction Project
- 9.35 Approval of Professional Services for Mandatory Commissioning Services
- 9.36 Notices of Completion, Bid No. F08-23, District-Wide Rubberized Playground Flooring
- 9.37 Takeover Agreement with Liberty Mutual Insurance Company, for P.W. Construction, Inc. for the Group 8 - San Bernardino High School Modernization Project, Bid No. F08-11

Maintenance and Operations

- 9.38 Amendment No. 1 to the Agreement with Bell Roofing Co. for Requirements for Built-Up Roofing, Installation and Repair District-Wide

10.0 Action Items

- 10.1 Resolution Conditionally Approving the Charter Petition for the Taft T. Newman Leadership Academy
(Prepared by the Educational Services Division)
- 10.2 Resolution Conditionally Approving the Charter Petition for the Woodward Leadership Academy
- 10.3 Personnel Report #17, Dated March 6, 2012

SESSION NINE - Closed Session

11.0 Closed Session

8:00 p.m.

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

Student Matters/Discipline

Conference with Labor Negotiator

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

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**Public Employee Discipline/Dismissal/Release/Demotion/Reassignment/Pursuant to
Government Code Section 54957**

Non-reelection of Certificated Employee(s)

Public Employee Appointment

Title: Elementary Principal

Conference with Legal Counsel: Anticipated Litigation

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

Number of Cases: Three

SESSION TEN – Open Session

12.0 Action

9:00 p.m.

12.1 Reduction of Particular Kinds of Certificated Services

SESSION ELEVEN - Closing

13.0 Adjournment

9:05 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, March 20, 2012, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: March 2, 2012

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**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**

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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SESSION ONE – Special Presentation

1.0 Special Presentation

1.2 Superintendent Search Update
(Prepared by Interim Superintendent)

Dr. Frank Cosca and Mr. Kenneth Noonan from The Cosca Group (TCG) will provide an update on the search and selection of a Superintendent. They will examine information obtained from the various group and individual meetings to compare with the strengths, need/critical issues, with the desired characteristics identified by the Board. The Board will be asked to prioritize the greatest strengths and needs/critical issues. Based on the prioritization of strengths and needs, they will determine which of the characteristics of a new Superintendent will be necessary to meet those needs, address the critical issues, and maintain and improve upon the strengths of the District. Based on this prioritization, TCG will create a profile and submit a brochure for editing and approval by the Board.

SESSION TWO - Opening

2.0 Opening

2.1 Call to Order

2.2 Pledge of Allegiance to the Flag

SESSION THREE - Special Presentations

3.0 *Special Presentations*

3.1 Presentation of Awards for Bravery and Courage
(Prepared by the Communications Department)

The Board of Education would like to present the inaugural Awards for Bravery & Courage (ABC) to District employees who have demonstrated bravery and courage during the course of their job. The actions of these employees saved the lives of children.

3.2 Recognition of Adult Education Week
(Prepared by the Communications Office)

WHEREAS the Board of Education of the San Bernardino City Unified School District wishes to acknowledge the contributions and vital role the San Bernardino Adult School plays in the development of a well-educated and skilled workforce for the San Bernardino and Highland community; and

WHEREAS the Board of Education of the San Bernardino City Unified School District joins others in California in recognizing March 12 through March 16, 2012, as Adult Education Week; and

WHEREAS San Bernardino Adult School provides educational support to community members who are completing their high school equivalency requirements and individuals seeking career changes or skill development through vocational and job training; and

WHEREAS San Bernardino Adult School provides programs especially for our older adults and disabled population, as well as those in our community who need English-as-a-second-language and citizenship courses, adult literacy classes, and parent education; and

WHEREAS the Board of Education acknowledges that our San Bernardino Adult School serves the changing economic and cultural needs of a vigorous, expanding community;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does take this opportunity to join others in the state and nation in declaring March 12 through March 16, 2012, Adult Education Week.

3.3 In Recognition of Arts Education Month
(Prepared by the Communications Office)

WHEREAS arts education, which includes dance, music, theater, and the visual arts, is a vital part of basic education, providing a balanced education for all students; and

WHEREAS the Board of Education of the San Bernardino City Unified School District joins the state of California in recognizing arts education as an essential part of basic education for all students, kindergarten through grade 12; and

WHEREAS instruction in the basic skills and knowledge of dance, music, theater, and the visual arts provides development of critical and creative thinking and perceptual abilities that extend to all careers and areas of life; and

WHEREAS experience in the arts develops insights and abilities central to the experiences of life, and the arts are collectively one of the most important repositories of culture; and

WHEREAS the Board of Education of the San Bernardino City Unified School District concurs with the Arts Education Policy of the California Board of Education, which states that each student should receive a high-quality, comprehensive arts education;

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District joins the Joint Rules Committee of the California Senate and Assembly in declaring March 2012 Arts Education Month and encourages all schools in the District to celebrate the arts with meaningful student activities and programs that demonstrate learning and understanding of the visual and performing arts.

3.4 In Recognition of Week of the School Administrator
(Prepared by the Communications Office)

WHEREAS school administrators are passionate, lifelong learners who believe in the value of quality public education; and

WHEREAS the title “school administrator” is a broad term used to define many education leadership posts, such as superintendent, assistant superintendent, principal, assistant principal, special education and adult education leader, school business official, classified educational leader, and other school district employees; and

WHEREAS providing quality service for student success is paramount for the profession, and the future of California’s public education system depends upon the quality of its leadership; and

WHEREAS most school administrators began their careers as teachers, with the average administrator having served in public education for more than a decade, and most of California’s superintendents having served in education for more than 20 years, and with such experience being beneficial in their work to effectively and efficiently lead public education and improve student achievement; and

WHEREAS school leaders depend on a network of support from school communities—fellow administrators, teachers, parents, students, businesses, community members, board trustees, colleges and universities, community and faith-based organizations, elected officials and district and county staff and resources—to promote ongoing student achievement and school success; and

WHEREAS research shows that great schools are headed by great principals, and great districts are led by great superintendents; these site leaders are supported by extensive administrative networks throughout the state;and

WHEREAS the state of California has declared the week of March 4-10, 2012, as the Week of the School Administrator in Education Code 44015.1;

THEREFORE, BE IT RESOLVED by the Board of Education of the San Bernardino City Unified School District that all school leaders be commended for the contributions they make to successful student achievement.

SESSION FOUR – Student Report/School Showcase

4.0 Student Report/School Showcase

4.1 San Bernardino High School

SESSION FIVE - Administrative Presentation

5.0 Administrative Presentation

This is the time during the agenda when the Board of Education is prepared to receive the comments of members of the public as well as get information from the school staff. If you wish to address the Board relative to the specific topic under Board consideration, complete a “Request to Address the Board of Education” form and place it in the inbox located on the agenda table. When recognized by the President of the Board, please step to the microphone at the podium, give your name and address, and limit your remarks to five minutes.

If you wish to speak on items elsewhere in the agenda or appropriate matters not on the agenda, you may do so in Session Six - Other Matters Brought by Citizens.

5.1 Special Education Program Review
 (Prepared by Superintendent)

Mr. Bill Trejo will provide the results of the Special Education Program Review his firm has recently conducted.

SESSION SIX – Other Matters Brought By Citizens

6.0 *Other Matters Brought by Citizens*

This is the time during the agenda when the Board of Education is prepared to receive the comments of the public regarding any other items on this agenda or any school-related issues. Please complete a “Request to Address the Board of Education” form and adhere to the provisions described therein. Please place this form in the inbox located on the agenda table. The Board requests that any persons wishing to make complaints against District employees file the appropriate complaint form prior to this meeting. The Board may not have complete information available to answer questions and may refer specific concerns to the appropriate staff person for attention. When the Board goes into Session Seven, there will be no further opportunity for citizens to address the Board on items under consideration.

SESSION SEVEN - Reports and Comments

7.0 *Report by Board Members*

Individual Board members may wish to share a comment, concern, and/or observation with other Board members and/or staff about a topic not on the agenda. In addition, individual Board members may wish to suggest items to be scheduled on a future agenda.

7.1 Legislative Update

8.0 *Report by Superintendent and Staff Members*

The Superintendent and other members of the management staff may discuss events and future activities significant to the school district.

8.1 Tracking and Response Mechanism to Follow Up on Requests and Questions from Board and Community Members, as of February 29, 2012
 (Prepared by the Superintendent)

	Date of Request	Question/Request	Requested by	Assigned to/Date	Status/Remarks/Action
1	2/21/12	How many students take part in the BESTILL program? What is the	Judi Penman	Eliseo Davalos 2/22/12	In progress

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		success rate? Do we track it?			
2	2/21/12	Keep track of missed ADA because of the elimination of transportation for high school students.	Judi Penman	Kennon Mitchell 2/22/12	Dr. Mitchell will track ADA beginning in July 2012.
3	2/21/12	Offer a SERP with a combination of money and medical benefits.	Rebecca Harper	Yolanda Ortega 2/22/12	Yolanda Ortega and Mohammad Islam are currently working on a plan.
4	2/21/12	Offer a partial SERP to part-time employees.	Ebrahim Sadeghi	Yolanda Ortega 2/22/12	It is not cost effective to offer a SERP to a part-time employee.
5	2/21/12	Allow SOAR to use three additional rooms for classrooms.	Kristin Kraus	Eliseo Davalos 2/22/12	SOAR has been provided with the appropriate number of classrooms required by Prop 39 to house in-district students.
6	2/7/12	Provide the grid, based on Board criteria, the Cosca Group will use to rank Superintendent candidates.	Board Consensus	Jennifer Owens 2/8/12	TCG will give the grid to the Board when they begin the review of the candidates. Once the Board approves the brochure, they will develop the grid.
7	2/7/12	Ask principals if they are short on funding for sports	Barbara Flores	Eliseo Davalos 2/8/12	Principals reported they are spending a much higher percentage of their INAP funds to support the sports programs.
8	2/7/12	Add deferred maintenance to the Tier III list.	Danny Tillman	Mohammad Islam 2/8/12	It was included on the Tier III list during the Board Budget Study sessions.
9	2/7/12	Include SBTA's budget recommendations to the list of budget	Barbara Flores	Staff 2/8/12	All recommendations from the collective bargaining units were considered and included when it was determined that the savings from the cut could be used for the budget.
10	2/7/12	What are the criteria for staffing ratios?	Michael Gallo	Harold Vollkommer 2/8/12	For 2012-13 Elementary 33:1 Middle School 29:1 High School 30:1
11	2/7/12	Consider a 4/10	Carl	John Peukert	As part of the budget

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		workweek for custodians and creating elementary custodian night crews.	Greenwood		realignment, we are currently in the process of evaluating custodial staff at all sites and will bring back a recommendation to the Board at a later time.
12	1/30/12	Ask Dr. Thomas what the ramifications are if the District submits a qualified budget.	Barbara Flores Judi Penman	Yolanda Ortega 1/31/12	A qualified budget would result in the county watching the District and providing informal recommendations on how to work toward a positive budget.
13	1/30/12	Explain Mgmt 086, Facilities-Community Service, 14.70 FTE under Facilities Management Division.	Charlie LaChance	Mohammad Islam 1/31/12	Mr. Islam and his staff provided clarification and the documentation to Ms. La Chance.
14	1/30/12	How many employees are married to other District employees? Why paid health benefits for both?	Ron Fletcher	Mohammad Islam 1/31/12	Mr. Islam informed Mr. Fletcher that the District does not have information related to employees or spouses that are covered outside the District's healthcare plan.
15	1/24/12	Which vacancies and positions are essential?	Barbara Flores	Staff 1/25/12	Vacancies that were determined not to be essential and were general fund expenditures were either abolished or unfunded.
16	1/19/12	How much needs to be budgeted for deferred maintenance?	Barbara Flores	Staff 1/20/12	Due to the budget, the District will continue the current level of deferred maintenance for the 2012-13 school year.
17	1/19/12	What services/ programs are we funding that we aren't legally required to, i.e. Transportation?	Michael Gallo	Staff 1/20/12	All funding reviewed comes with some mandated service.
18	1/19/12	Provide options for employees not needing to take health benefits.	Lynda Savage	Mohammad Islam 1/20/12	The proposed incentive plan would not produce a savings for the District and implementation of this plan would have a

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					direct negative impact on future healthcare premiums.
19	1/19/12	Develop an incentive for principals to have safe schools.	Judi Penman	Staff	This is already a core expectation for principals as a part of their evaluation.
20	1/17/12	Provide a list of failing students by the second week of school.	Barbara Flores	Eliseo Davalos 2/18/12	Dr. Davalos is awaiting direction from the Board.
21	1/17/12	Get more community involved in Reading Buddies.	Barbara Flores	Eliseo Davalos 1/18/12	Edwin Gomez is working with elementary principals to expand the program.
22	1/17/12	If money is available, invite Donzaleigh Abernathy to address District students.	Barbara Flores	Eliseo Davalos 1/18/12	Funds have been identified and Dr. Davalos is in contact with her to make necessary arrangements based on her availability.
23	1/17/12	Add the topic of a better control system for any outside procured services to the first Policy Committee meeting.	Michael Gallo	Staff 1/18/12	Mr. Gallo is reviewing the draft "Request for Consultant Services" form.
24	1/17/12	Establish criteria for when legal counsel is to be engaged by Board members.	Board Consensus	Mohammad Islam 1/18/12	Mohammad Islam provided our district's Board Bylaw 9124 and samples of other district's board bylaws in Board Correspondence.
25	1/17/12	Provide an itemized accounting for all attorneys.	Barbara Flores Judi Penman	Mohammad Islam 1/18/12	In Progress
26	1/17/12	Give the status of all legal issues.	Barbara Flores Lynda Savage	Yolanda Ortega 1/18/12	This is provided to the Board during Closed Sessions.
27	1/17/12	There is a need for an additional custodian at Rio Vista Elementary School.	Wanda Banks	Mel Albiso John Peukert 1/18/12	Response was provided in Board Correspondence.
28	1/10/12	Find a way to transport ASB funds from the schools to ensure the policy is being followed.	Judi Penman Danny Tillman	Mohammad Islam John Peukert 1/11/12	This process will be implemented at all secondary schools effective July 1, 2012.
29	1/10/12	Consider funding Transitional Kindergarten during the budget	Bobbie Perong Danny	Kennon Mitchell 1/11/12	Staff will continue planning for the implementation of the

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		process.	Tillman		program so that we are prepared to implement the program if the Governor chooses to fund the program, but no funds or personnel have been allocated given our current fiscal environment.
30	1/10/12	Provide a breakdown of costs for all attorneys involved with the Personnel Commission.	Barbara Flores	Mohammad Islam 1/11/12	Confidential information has been provided to the Board.
31	1/10/12	Consider receiving a monthly report of every student that has an F and how many students are taking A-G courses.	Gil Navarro	Eliseo Davalos 1/11/12	Dr. Davalos will await direction from the Board and will proceed accordingly.
32	12/20/12	Have the Policy Committee discuss establishing a foundation.	Michael Gallo	Yolanda Ortega 12/21/11	This will be agendaized at the first Policy Committee meeting.
33	12/6/11	Establish a policy for how to evaluate programs and establish criterion for proposals.	Michael Gallo	Staff 12/7/11	Mr. Gallo is reviewing the draft "Request for Consultant Services" form.
34	11/1/11	Schedule a presentation on safety preparedness.	D. Tillman	Yolanda Ortega 11/2/11	April 17, 2012
35	8/16/11	Provide information to the Board regarding our program that is similar to "Scared Straight."	Elsa Valdez	Yolanda Ortega 8/17/11	The SBCUSD Police Department partners with the Sheriff's Department to steer troubled juveniles into the Juvenile Intervention Program (JIP).
36	8/16/11	Present a report on Youth Action Project after the project is halfway completed in January 2012.	Elsa Valdez	Eliseo Davalos 8/17/11	In Progress
37	8/9/11	Lobby our legislators about the difference additional money can make, i.e., for SIG schools.	Danny Tillman	Yolanda Ortega 8/10/12	In Progress

38	12/2/10	Provide a presentation on special education mediations and rulings.	Danny Tillman	Kennon Mitchell 7/11	In Progress
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SESSION EIGHT - Legislation and Action

9.0 Consent Items (*When considered as a group, unanimous approval is advised.*)

Certain items of business require review and approval by the Board of Education. Other items are for information and review only. Therefore, the following items are grouped as a consent list for receipt and approval. When members have questions about items included in the consent calendar, these items are pulled out of the group and considered separately.

BOARD OF EDUCATION

9.1 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 25, January 30, and February 7, 2012, be approved as presented.

BUSINESS SERVICES DIVISION

9.2 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	VALUE
E. Neal Roberts Elementary School	Lifetouch National School Studios, Eden Prairie, Minnesota	\$220.58 To be used towards Student Rewards	\$220.58	
Lytle Creek Elementary School	Oakley, Luke Langford Foothill Ranch, California	(4) Dell Computers, (1) Dell Monitor, (1) Dell Color Printer, (1) E-Machine to be used in the Computer Lab		\$1,900.00
Ramona Alessandro Elementary School	Target Field Trip Grant Program, St. Peter, Minnesota	\$700.00 To be used for Field Trips	\$700.00	

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San Bernardino High School	Alumni Association San Bernardino, California	\$5,000.00 To support San Bernardino High School Basketball and Archive Club	\$5,000.00	
Lincoln Elementary School	Security Works Fountain Valley, California	(1) Audio Visual Cart to lock down monitors, projectors and to protect classroom equipment from theft		\$429.00
Anderson School	San Manuel Band of Mission Indians, Highland, California	\$2,000.00 To be used towards the purchase of additional Instruments and materials for the Music Program	\$2,000.00	
Anderson School	Children's Fund San Bernardino, California	(1) 6'X10' Trailer to be used for the CAPS Music Program		\$3,117.40
Anderson School	Mr. and Mrs. Maskin Coronado, California	\$250.00 To be used towards the purchase of books for the Library	\$250.00	
Monterey Elementary School	Target Field Trips St. Peter, Minnesota	\$700.00 To be used towards field trips	\$700.00	
Rio Vista Elementary School	Denise, Kimberly, and Michael Benton, San Bernardino, California	\$500.00 To sponsor Associated Student Body	\$500.00	
San Gorgonio High School	Dr. Michael Mathey Redlands, California	(1) Ektelon racquet machine, (1) Tennis ball collector to enhance the Boys and Girls Tennis Program		\$400.00
Sierra High School	Daniel J. Moreno San Bernardino, California	\$250.00 To be used towards the Military Enlistment Program	\$250.00	
Warm Springs Elementary School	Celia Mariscal San Bernardino, California	\$100.00 To be used towards competition fees for the Cheerleaders Program	\$100.00	
Warm Springs Elementary School	Bettina Pyatt Redlands, California	\$100.00 To be used towards competition fees for the Cheerleaders Program	\$100.00	
Kendall Elementary School	Edison International Princeton, New Jersey	\$300.00 To be used towards student Incentives and Awards	\$300.00	
Facilities Management, Planning and Development	Suffolk-Roel Irvine, California	Food/lunch donation for Little Mountain Elementary School Groundbreaking Event		\$1,250.00
Anderson School	SBCUSD San Bernardino, California	(1) 47" HDTV LCD Serial No. 103RMMDBG379		\$929.00

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education acknowledges receipt of \$220.58, Lifetouch National School Studios, Eden Prairie, Minnesota; (4) Dell computers, (1) Dell Monitor, (1) Dell Color Printer, (1) E-Machine with the total value of \$1,900.00, Oakley, Luke Langford, Foothill Ranch, California; \$700.00, Target Field Trip Grant Program, St. Peter, Minnesota; \$5,000.00, Alumni Association, San Bernardino, California; (1) Audio Visual Cart, with the total value of \$429.00, Fountain Valley, California; \$2,000.00, San Manuel Band of Mission Indians, Highland, California; (1) 6'X10' Trailer with the total value of \$3,117.40, Children's Fund, San Bernardino, California; \$250.00, Mr. and Mrs. Maskin, Coronado, California; \$700.00, Target Field Trips, St. Peter, Minnesota; \$500.00, Denise, Kimberlee and Michael Benton, San Bernardino, California; (1) Ektelon Racquet machine, (1) Tennis ball collector with the fair market value of \$400.00, Dr. Michael Mathey, Redlands, California; \$250.00, Daniel J. Moreno, San Bernardino, California; \$100.00, Cecilia Mariscal, San Bernardino, California; \$100.00, Bettina Pyatt, Redlands, California; \$300.00, Edison International, Princeton, New Jersey; Food/lunch donation with the total value of \$1,250.00, Suffolk-Roel, Irvine, California; and (1) 47" HDTV LCD, Serial No. 103RMMDBG379 with the total value of \$929.00, SBCUSD, San Bernardino, California.

Requester: Various

Approver: Chief Business and Financial Officer, Business Services Division

9.3 Agreement with Vavrinek, Trine, Day & Co., LLP, Rancho Cucamonga, California, to Perform Annual Financial Audit and Associated Student Body (ASB) Funds Financial Audit
(Prepared by Business Services Division)

Request for Proposal (RFP) No. 12-10R1(12/11) was published December 8, 2011, December 16, 2011, and opened January 5, 2012, soliciting proposals from auditing firms to perform Annual Financial Audit in accordance with Education Code 41010 through 41023 for Fiscal Year 2011-2012, Fiscal Year 2012-2013 and Fiscal Year 2013-2014. The County Superintendent of Schools requires the District to submit name of the selected audit firm by April 1, 2012.

In addition, Board of Education requested an independent audit of Associated Student Body (ASB) Funds each fiscal year for all sites.

RFPs were mailed to seven (7) accounting firms: Christy White Accountancy Corporation, San Diego, California; Crowe Horwath, Sherman Oaks, California; Nigro & Nigro, Murrieta, California; Perry-Smith, Sacramento, California; Vavrinek, Trine, Day & Co., LLP, Rancho Cucamonga, California; Vincenti, Lloyd & Stuzman, LLP, Glendora, California; Windes & McClaughry Accountancy Corp., Irvine, California and the San Bernardino Chamber of Commerce.

Six (6) firms submitted proposals as follows: Christy White Accountancy Corporation, San Diego, California; Crowe Horwath, Sherman Oaks, California; Nigro & Nigro, Murrieta, California; Vavrinek, Trine, Day & Co., LLP, Rancho Cucamonga, California; Vasquez & Company, Los Angeles, California; and Vincenti, Lloyd & Stutzman, LLP, Glendora, California. The proposals were evaluated by a selection committee comprised of Accounting Services, Business Services and Purchasing Services.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves rejecting proposals received from Christy White Accountancy Corporation; Crowe Horwath; and Vasquez & Company as non-responsive for failure of the firms to fully respond to the fee section as required by the RFP documents.

BE IT ALSO RESOLVED that fully responsive proposals were received as follows:

Bidder	Audits	Proposed Fee			Total 3-Year Cost
		1st Year	2nd Year	3rd Year	
Nigro & Nigro Murrieta, CA	Financial	\$ 76,000	\$ 77,000	\$ 78,500	\$ 269,500
	ASB	12,500	12,500	13,000	
Vavrinek, Trine, Day & Co. LLP Rancho Cucamonga, CA	Financial	\$ 80,000	\$ 80,000	\$ 80,000	\$ 285,000
	ASB	15,000	\$ 15,000	\$ 15,000	
Vicenti, Lloyd & Stutzman, LLP Glendora, CA	Financial	\$ 87,500	\$ 87,500	\$ 87,500	\$ 364,500
	ASB	34,000	34,000	34,000	

BE IT ALSO RESOLVED that the Board of Education approves entering into a three-year agreement with Vavrinek, Trine, Day & Co., LLP, Rancho Cucamonga, California, deemed to be the overall lowest responsive, responsible bidder demonstrating size, capacity, experience and expertise, effective March 7, 2012, to perform Annual Financial Audit and ASB Funds Financial Audit for FY 2011-12, FY 2012-13 and FY 2013-14 and other related audit services as required, with an option to cancel annually at the sole discretion of the District. The cost will be paid from Unrestricted General Fund 01, Account No. 068.

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

Requester: Director, Accounting Services

Approver: Chief Business & Financial Officer, Business Services Division

9.4 Amendment to the Board Resolution of November 15, 2011, Agenda Item 9.9, Extended Field Trip, Manuel Salinas Elementary School, Outdoor Science School Camp, Running Springs, California
(Prepared by Business Services Division)

Manuel Salinas Elementary School requests Board of Education approval to amend the Board resolution of November 15, 2011, Agenda Item 9.9, Extended Field Trip for 80 students and 8 District employees to attend the Outdoor Science School Camp, from December 5, 2011, through December 9, 2011. This amendment is to change the total cost of the trip from \$24,400.00 to \$25,414.40. 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 Board resolution of November 15, 2011, Agenda Item 9.9, Extended Field Trip for 80 students and 8 District employees to attend the Outdoor Science School Camp, in Running Springs, California on December 5, 2011, through December 9, 2011. This amendment is to change the total cost of the trip from \$24,400.00 to \$25,414.40. All other terms and conditions remain the same.

Requester: Principal, Manuel Salinas Elementary School
Approver: Assistant Superintendent, Human Resources

9.5 Bid No. 02-11, Classroom Furniture
(Prepared by Business Services Division)

Bid No. 02-11, Classroom Furniture, was advertised on December 1, 2011, and December 8, 2011, and was opened on January 5, 2012, at 11:00 a.m. The purpose of this bid is to provide classroom furniture to District schools and support sites at all levels. Due to new school construction, modernization projects, Special Day Classrooms, and the normal replacement of classroom and site furniture, the District will need to purchase a wide variety of standard classroom furniture, site furnishings, and related items. Costs are to be incurred by each site as product is ordered on an as-needed basis. The bid provides full-service delivery to all District sites, including any assembly, as well as dispersal to classrooms with setup.

Bids were mailed to Concepts School and Office Furnishings, Temecula, California; Culver-Newlin Inc., Ontario, California; Dave Bang Associates, Inc., Orange, California; Desks, Chairs & More, Temecula, California; Global Office Equipment, Montebello, California; G/M Business Interiors, Riverside, California; Hertz Furniture, Mahwah, New Jersey; Jones-Campbell Co., Inc., Sacramento, California; Office Depot, San Bernardino, California; Sargent-Welch, Arlington Heights, Illinois; School Space Solutions, Corona, California; School Specialty, Inc., Mansfield, Ohio; Southwest School & Office, Ontario, California; Virco, Inc., Torrance, California; and to the San Bernardino Chamber of Commerce.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that bids were received from American Lab Design, Daytona, Florida; Concepts School and Office Furnishings, Temecula, California; Culver-Newlin Inc., Ontario, California; Dave Bang Associates, Inc., Orange, California; Fisher Science Education, Hanover Park, Illinois; G/M Business Interiors, Riverside, California; Hertz Furniture, Mahwah, New Jersey; Interior Office Solutions, Inc., Irvine, California; Jones-Campbell Co., Inc., Sacramento, California; Lakeshore Learning Materials, Carson, California; McDowell-Craig Office Furniture, Norwalk, California; Nasco Modesto, Salida, California; Nelson Adams NACO, Rancho Cucamonga, California; Office Depot, San Bernardino, California; PAFER Investment Corp., Simi Valley, California; PS Furniture, Milwaukee, Wisconsin; Sargent-Welch, Arlington Heights, Illinois; School Space Solutions, Corona, California; School Specialty, Inc., Mansfield, Ohio; Southwest School & Office, Ontario, California; Spectrum Industries, Inc., Chippewa Falls, Wisconsin; Business Interiors by Staples, La Mirada, California; USA McDonald Corporation, Missoula, Montana; Versa Products, Inc., Los Angeles, California; and Virco, Inc., Torrance, California.

BE IT ALSO RESOLVED that Spectrum Industries, Inc., Chippewa Falls, Wisconsin, submitted a Notification of Non-Bidding, and was therefore not considered for bid award.

BE IT ALSO RESOLVED that the bids received from Interior Office Solutions, Inc., Irvine, California, be rejected as non-responsive.

BE IT ALSO RESOLVED that low bids for Line Items 1.1, 1.3, 5, 5.1, 5.2, 5.3, 5.4, 9, 17.3, 17.4, 17.5, 20, 20.2, 20.3, and 20.4 from Business Interiors by Staples, La Mirada, California; Line Items 5, 5.1, 5.2, 5.3, 5.4, and 11 from Virco, Inc., Torrance California; Line Items 5.1, 5.4, and 8 from Hertz Furniture, Mahwah, New Jersey; Line Items 1.1, 5, 5.1, 9, and 17.1 from G/M Business Interiors, Riverside, California; Line Items 5 and 5.1 from Versa Products, Inc., Los Angeles, California; Line Items 7.8, 7.9, 12.2 and 12.3 from School Specialty, Inc., Mansfield, Ohio; Line Item 2 from Nelson Adams NACO, Rancho Cucamonga, California; Line Items 10 and 13 from Jones-Campbell Co., Inc., Sacramento, California; and Line Item 13 from Concepts School and Office Furnishings, Temecula, California, be rejected as not being considered equal to bid item specifications.

BE IT ALSO RESOLVED that Bid No. 02-11, Classroom Furniture, be awarded to the lowest responsible bidders meeting District specifications based on the unit prices bid as follows:

<u>BIDDER</u>	<u>LINES AWARDED</u>	<u>TERMS</u>
American Lab Design Daytona, Florida	24.4	.2% Net 30 Days
Concepts School & Office California	1.1, 1.3, 1.6, 4, 4.1, 4.2, 4.3, 7.8, 7.9, 8.1, 10, 11, 12.2, 12.3, 12.4, 12.5, 12.6, 12.7, 14, 14.1, 17, 17.1, 18, 18.1, 18.2, 18.3, 19.2, 19.3, 19.4, 19.5, 19.6, 19.7, 21.2, 21.3, 23 and 23.1	Net 30 Temecula,

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Culver-Newlin Inc., Ontario, California	13, 17.2, 17.3, 17.4 and 17.5	Net 30
Fisher Science Education Hanover Park, Illinois	24.2	Net 30
G/M Business Interiors Riverside, California	1, 1.2, 1.4, 1.5, 15, 15.1, 15.2, 15.3, 15.4, 15.5, 15.6, 15.7, 15.8, 15.9, 16, and 16.1	Net 30
Hertz Furniture Mahwah, New Jersey	21 and 21.1	Net 30
McDowell-Craig Office Furniture Norwalk, California	20, 20.1, 20.2 and 24.1	Net 30
School Space Solutions Corona, California	5, 5.1, 5.2, 5.3, 5.4, 6, 9, 22, 22.1 and 24.3	Net 30
School Specialty, Inc. Ohio	2, 3, 7, 7.1, 7.2, 7.3, 7.4, 7.5, 7.6, 7.7, 12 and 12.1	Net 30 Mansfield,
Southwest School & Office California	8	Net 30 Ontario,
USA McDonald Corporation Montana	24	Net 30 Missoula,
Versa Products, Inc Los Angeles, California	20.3, 20.4, 20.5 and 20.6	Net 30
Virco, Inc. Torrance, California	19 and 19.1	1% Net 10 Days

BE IT ALSO RESOLVED that the Board of Education approves the use of discounts offered from current published price lists of manufacturers represented by awarded vendors.

BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantity indicated, as needed, throughout the initial one-year term of the bid, and all extensions, not to exceed five years total, in accordance with all bid terms and conditions and at the discretion of the District and the successful bidder.

BE IT FURTHER RESOLVED that Mohammad Z. Islam, Chief Business and Financial Officer, be authorized to sign agreements.

Requester: Director, Purchasing Department

Approver: Chief Business and Financial Officer, Business Services Division

9.6 Bid No. 15-11, Playground Structures
 (Prepared by Business Services Division)

Bid No.15-11, Playground Structures, was advertised on December 8, 2011, and December 15, 2011, and was opened on January 12, 2012, at 11:00 a.m. The purpose of this bid is to provide composite outdoor playground structures in a variety of sizes and age levels, on an as-needed basis, to various District school sites, including new construction and modernization projects. Cost will be paid from Fund 01, Fund 21, Fund 25 and Fund 35.

Bids were mailed to Recreation by Design, Cypress, California; Dave Band & Associates, Tustin, California; Innovative Playgrounds Co., LLC; Whittier, California; Coast Recreation, Costa Mesa, California; Detmers, Inc., Covina, California; Miracle Playground Sales, Corona, California; Moore Recreation and Park Equipment, Simi Valley, California; and to the San Bernardino Chamber of Commerce.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that bids were received from Creative Recreational Systems, Irvine, California; Dave Bang & Associates, Tustin, California; Great Western Park & Playground, Wellsville, Utah; Hanson Associates, Tustin, California; Miracle Playground Sales, Corona, California; Recreation Brands Group, Poway, California; Playcraft Direct, Inc., Grants Pass, Oregon; Progressive Design Playgrounds, Vista, California; and Sun Country Systems, Santa Clarita, California.

BE IT ALSO RESOLVED that the bid received from Miracle Playground Sales, Corona, California, be rejected as non-responsive.

BE IT ALSO RESOLVED that low bid and second-lowest bid for Line Item No. 2 be rejected as not having been bid as specified.

Bid results were as follows:

Vendor	Creative Recreational Systems, Irvine, CA	Dave Bang & Associates, Tustin, CA	Great Western Park & Playground, Wellsville, UT	Hanson Associates, Tustin, CA	Recreation Brands Group, Poway, CA	Playcraft Direct, Inc., Grants Pass, OR	Progressive Design Playgrounds, Vista, CA	Sun Country Systems, Santa Clarita, CA
LI #1	60,320.09	37,048.00	43,844.00	50,389.50	40,608.17	41,976.00	96,423.00	46,900.00
LI #2	36,054.82	26,412.00	21,748.00	31,197.00	30,113.66	28,650.00	36,370.00	26,000.00
LI #3	36,472.39	23,657.00	26,615.00	30,487.50	26,429.87	31,759.00	53,681.00	33,000.00
LI #4	21,868.85	15,954.00	16,064.00	18,668.00	18,525.14	18,701.00	35,540.00	19,300.00
LI #5	21,555.51	14,065.00	17,312.00	19,694.50	16,977.97	18,291.00	27,350.00	21,200.00

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LI #6	26,961.31	17,262.00	22,750.00	24,312.00	40,182.58	22,727.00	42,233.00	21,200.00
LI #7	23,868.33	14,722.33	17,265.00	18,768.00	19,466.50	19,575.00	36,162.00	18,200.00
LI #8	10,556.63	5,966.50	6,523.00	9,240.75	7,536.45	9,300.00	14,235.00	9,500.00
LI #9	6,174.89	3,364.50	3,793.00	6,117.50	3,816.64	4,451.00	8,881.00	4,500.00
LI #10	21,102.89	15,813.00	14,113.00	18,906.50	18,318.20	20,315.00	34,420.00	16,500.00
LI #11	16,576.21	6,317.00	15,305.00	7,808.00	12,362.16	14,621.00	23,436.00	13,000.00
LI #12	9,458.01	11,278.00	6,405.00	8,971.00	7,068.43	7,698.00	14,064.00	6,500.00

BE IT ALSO RESOLVED that Bid No. 15-11, Playground Structures, be awarded to the lowest responsible bidder(s) based on the unit prices bid, meeting District specifications and requirements.

<u>BIDDER</u>	<u>LINES AWARDED</u>	<u>TERMS</u>
Dave Bang & Associates Tustin, California	Lines 1, 2, 3, 5 through 9 and 11	Net 30 Days
Great Western Park & Playground Wellsville, Utah	Lines 4, 10, and 12	2% Net 30 Days

BE IT ALSO RESOLVED that the Board of Education approves the use of discounts offered from most current published price lists of manufacturers represented by both awarded vendors.

BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantity indicated, as needed, throughout the initial one-year term of the bid, and all extensions, not to exceed five years total, in accordance with all bid terms and conditions and at the discretion of the District and the successful bidder. Costs will be paid from Fund 01, Fund 21, Fund 25 and Fund 35.

BE IT FURTHER RESOLVED that Mohammad Z. Islam, Chief Business and Financial Officer, be authorized to sign agreements.

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

9.7 Bid No. 29-11, Automotive Repair Parts
 (Prepared by Business Services Division)

Bid No. 29-11 Automotive Repair Parts, advertised November 18, 2011, and November 25, 2011, was opened December 2, 2011, at 10:00 a.m. The purpose of this bid is to purchase automotive and small engine repair parts for Maintenance & Operations to use to repair District vehicles. The cost for the parts will be charged to the Unrestricted General Fund Account No. 080.

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Bid packages were mailed to AutoZone, Inc. Memphis, Tennessee; Napa Auto/Truck, San Bernardino California; O'Reilly Auto Parts, Pomona, California and San Bernardino Chamber of Commerce.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bids were received from Napa Auto/Truck, San Bernardino California; O'Reilly Auto Parts, Pomona, California.

BE IT ALSO RESOLVED that Bid No. 29-11, Automotive Repair Parts, be awarded to Napa Auto/Truck, San Bernardino, California, the lowest responsible bidder in accordance with (PCC20118.1).

<u>BIDDER</u>	<u>TOTAL BID ON CORE ITEMS</u>	<u>DISCOUNT FROM PUBLISHED PRICE LIST</u>
Napa Auto/Truck San Bernardino, California	\$21,134.13	Up to 60%
O'Reilly Auto Parts Pomona, California	\$29,753.11	41% or Better

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, as needed through the initial one-year term of bid, and all extensions, not to exceed three years total.

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

Requester: Director, Purchasing Department

Approver: Chief Business and Financial Officer, Business Services Division

9.8 Commercial Warrant Registers for Period from February 1, 2012, through February 15, 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 February 1, 2012, through February 15, 2012, be approved.

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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

9.9 Extended Field Trip, Belvedere Elementary School, Odyssey of the Mind California State Competition, Sacramento, California
(Prepared by Business Services Division)

Belvedere Elementary School requests Board of Education approval of an extended field trip for 13 Belvedere Elementary School students, one parent chaperone and 3 District employees, to attend the Odyssey of the Mind California State Competition, Sacramento, California, from March 30, 2012, through April 1, 2012.

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

The cost of the trip, not to exceed \$1,633.00, including meals and lodging for 13 Belvedere Elementary School students, one parent chaperone and 3 District employees, will be paid from Belvedere Elementary School Account No. 501 and sponsorship by parents and fundraising. Transportation will be provided by private vehicles of staff and 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 13 Belvedere Elementary School students, one parent chaperone and 3 District employees, to attend the Odyssey of the Mind California State Competition, Sacramento, California, from March 30, 2012, through April 1, 2012. The cost of the trip, not to exceed \$1,633.00, including meals and lodging for 13 Belvedere Elementary School students, one parent chaperone and 3 District employees, will be paid from Belvedere Elementary School Account No. 501 and sponsorship by parents and fundraising. Transportation will be provided by private vehicles of staff and parents at no cost to the District. Names of the students are on file in the Business Services office.

Requester: Principal, Belvedere Elementary School

Approver: Assistant Superintendent, Student Services

9.10 Extended Field Trip, Cajon High School, 4th Annual Chris Moon Memorial Cherry Field Classic, Tucson, Arizona
(Prepared by Business Services Division)

Cajon High School requests Board of Education approval of an extended field trip for 16 Cajon High School students and 4 District employees to attend the 4th Annual Chris Moon Memorial Cherry Field Classic in Tucson, Arizona, from March 27, 2012, through March 31, 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 \$5,063.00, including meals and lodging for 16 Cajon High School students and 4 District employees, and transportation provided by Express Rental, not to exceed \$2,060.00, will be paid from Cajon High School Associated Student Body (ASB) Fund and fundraising. 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 16 Cajon High School students and 4 District employees to attend the 4th Annual Chris Moon Memorial Cherry Field Classic in Tucson, Arizona, from March 27, 2012, through March 31, 2012. The cost of the trip, not to exceed \$5,063.00, including meals and lodging for 16 Cajon High School students and 4 District employees, and transportation provided by Express Rental, not to exceed \$2,060.00, will be paid from Cajon High School Associated Student Body (ASB) Fund and fundraising. Names of the students are on file in the Business Services office.

Requester: Principal, Cajon High School

Approver: Assistant Superintendent, Human Resources

9.11 Extended Field Trip, Cajon High School, Oregon Relays, Hayward Track and Field Invitational, Eugene, Oregon
(Prepared by Business Services Division)

Cajon High School requests Board of Education approval of an extended field trip for seven Cajon High School students and four District employees to attend the Oregon Relays, Hayward Track and Field Invitational in Eugene, Oregon, from April 19, 2012, through April 22, 2012.

This trip will be a great cultural and educational experience for the student athletes. The exposure to college coaches they will receive in this event may potentially broaden their opportunity for a sports scholarship.

The cost of the trip, not to exceed \$1,725.61, including meals and lodging for seven Cajon High School students and four District employees, and transportation provided by Express Van

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Rentals not to exceed \$420.00, will be paid from Cajon High School Associated Student Body (ASB) Fund and fundraising. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for seven Cajon High School students and four District employees to attend the Oregon Relays, Hayward Track and Field Invitational in Eugene, Oregon, from April 19, 2012, through April 22, 2012. The cost of the trip, not to exceed \$1,725.61, including meals and lodging for seven Cajon High School students and four District employees, and transportation provided by Express Van Rentals not to exceed \$420.00, will be paid from Cajon High School Associated Student Body (ASB) Fund and fundraising. Names of the students are on file in the Business Services office.

Requester: Principal, Cajon High School

Approver: Assistant Superintendent, Human Resources

9.12 Extended Field Trip, Cajon High School, Randall Cunningham High School Track and Field Invitational, Las Vegas, Nevada
(Prepared by Business Services Division)

Cajon High School requests Board of Education approval of an extended field trip for seven Cajon High School students and four District employees to attend the Randall Cunningham High School Track and Field Invitational in Las Vegas, Nevada, from April 12, 2012, through April 14, 2012.

This trip will be a great cultural and educational experience for the student athletes. The exposure to college coaches they will receive in this event may potentially broaden their opportunity for a sports scholarship.

The cost of the trip, not to exceed \$901.96, including meals and lodging for seven Cajon High School students and four District employees, and transportation provided by Express Van Rentals not to exceed \$315.00, will be paid from Cajon High School Associated Student Body (ASB) Fund and fundraising. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for seven Cajon High School students and four District employees to attend the Randall Cunningham High School Track and Field Invitational in Las Vegas, Nevada, from April 12, 2012, through April 14, 2012. The cost of the trip, not to exceed \$901.96, including meals and lodging for seven Cajon High School students and four District employees, and transportation provided by Express Van Rentals not to exceed \$315.00, will be paid from Cajon High School Associated Student Body (ASB) Fund and fundraising. Names of the students are on file in the Business Services office.

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

9.13 Extended Field Trip, Cajon High School, WorldStrides Heritage Performance San Francisco Heritage Festival, Santa Clara, California
(Prepared by Business Services Division)

Cajon High School requests Board of Education approval of an extended field trip for 30 Cajon High School students, 4 parent chaperones, and 3 District employees to attend the WorldStrides Heritage Performance San Francisco Heritage Festival in Santa Clara, California, from March 22, 2012, through March 25, 2012.

The state standards require that young musicians focus on artistic expression, creative perception, historical and cultural context, aesthetic valuing, connections, relationships, and applications. Their participation in this festival will enhance all of these areas that are required of the students.

The cost of the trip, not to exceed \$9,821.00, including meals and lodging for 30 Cajon High School students, 4 parent chaperones and 3 District employees, and transportation provided by JC Tours not to exceed \$2,955.00, will be paid from Cajon High School Associated Student Body (ASB) Fund. 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 30 Cajon High School students, 4 parent chaperones and 3 District employees to attend the WorldStrides Heritage Performance San Francisco Heritage Festival in Santa Clara, California, from March 22, 2012, through March 25, 2012. The cost of the trip, not to exceed \$9,821.00, including meals and lodging for 30 Cajon High School students, 4 parent chaperones and 3 District employees, and transportation provided by JC Tours not to exceed \$2,955.00, will be paid from Cajon High School Associated Student Body (ASB) Fund. Names of the students are on file in the Business Services office.

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

9.14 Extended Field Trip, Pacific High School, AVID 2012 College Tour, Multiple Northern California Locations
(Prepared by Business Services Division)

Pacific High School requests Board of Education approval of an extended field trip for 39 Pacific High School students, 5 District employees, and 1 adult chaperone, to attend the AVID 2012 College Tour, in multiple Northern California locations, from March 16, 2012, through March 20, 2012.

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

The cost of the trip, not to exceed \$13,363.93, including meals and lodging for 39 Pacific High School students, 5 District employees, and 1 adult chaperone, will be paid from Pacific High School ASB AVID Club funds. Transportation provided by Charter Coach, not to exceed \$4,000.00, will be paid from Pacific High School Account No. 511. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 39 Pacific High School students, 5 District employees, and 1 adult chaperone, to attend the AVID 2012 College Tour, in multiple Northern California locations, from March 16, 2012, through March 20, 2012. The cost of the trip, not to exceed \$13,363.93, including meals and lodging for 39 Pacific High School students, 5 District employees, and 1 adult chaperone, will be paid from Pacific High School ASB AVID Club funds. Transportation provided by Charter Coach, not to exceed \$4,000.00, will be paid from Pacific High School Account No. 511. Names of the students are on file in the Business Services office.

Requester: Principal, Pacific High School

Approver: Chief Academic Officer, Educational Services Division

9.15 Notice of Completion Bid 09-09, Technology Infrastructure
(Prepared by Business Services Division)

Bid No. 09-09, Technology Infrastructure, Data Cabling and Related Services is complete. It is requested that the Board of Education formally accept the completed project.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid 09-09, Technology Infrastructure at Marshall Elementary School, Monterey Elementary School, Mt. Vernon Elementary School, Muscoy Elementary School, Newmark Elementary School, North Park Elementary School, North Verdmont Elementary School, Bonnie Oehl Elementary School, Parkside Elementary School, Riley Elementary School, Rio Vista Elementary School, Rodriguez PREP, Roosevelt Elementary School, Salinas Elementary School, Thompson Elementary School, Urbita Elementary School, Vermont Elementary School, Warm Springs Elementary School, Wilson Elementary School, Bing Wong Elementary School and the Board of Education Building, purchase order Bid No. 09-09, awarded to:

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Vector Resources, Inc
8647 Ninth Street
Rancho Cucamonga, California 91730

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

Requester: Director, Purchasing Department

Approver: Chief Business and Financial Officer, Business Services Division

9.16 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.

Belvedere Elementary School wishes to hire The Imagination Machine for two presentations titled “The Imagination Machine Creative Writing Performances” on May 14, 2012. The assemblies will literally bring the students’ own stories to life. Nothing inspires students to write like watching their own words spring onto the stage. The cost, not to exceed \$1,100.00, will be paid from Belvedere Elementary School ADA Incentive Plan, Account No. 039.

Arrowhead Elementary School wishes to hire Aquarium of the Pacific for a presentation titled “Aquarium on Wheels” on March 9, 2012. The presentation will help students to see how ocean inhabitants use their unique adaptation for survival in a watery world. The cost, not to exceed \$1,500.00, will be paid from Belvedere Elementary School Account No. 420.

Pacific High School wishes to hire Vince Evans, Cross Talk Educator, for a presentation titled “How To Come from Behind and Win” on March 30, 2012. The assembly will help students understand they can achieve success regardless of obstacles. The cost, not to exceed \$1,000.00, will be paid from Pacific High School Account No. 436.

San Geronio High School wishes to hire Russ Peak for two presentations titled “Student Attendance Motivation” on March 12, 2012. The students will be both entertained and inspired with this refreshingly unique presentation that is filled with humor, magic of the mind, and an incredible high-energy message that is guaranteed to take their minds and actions from the ordinary to the extraordinary. The cost, not to exceed \$1,500.00, will be paid from San Geronio High School ADA Incentive Plan, Account No. 039.

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:

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The Imagination Machine for two presentations titled “The Imagination Machine Creative Writing Performances” on May 14, 2012. The cost, not to exceed \$1,100.00, will be paid from Belvedere Elementary School ADA Incentive Plan, Account No. 039.

Aquarium of the Pacific for a presentation titled “Aquarium on Wheels” on March 9, 2012. The cost, not to exceed \$1,500.00, will be paid from Arrowhead Elementary School Account No. 420.

Vince Evans, Cross Talk Educator, for a presentation titled “How to Come from Behind and Win” on March 30, 2012. The cost, no to exceed \$1,000.00, will be paid from Pacific High School Account No. 436.

Russ Peak for two presentations titled “Student Attendance Motivation” on March 12, 2012. The cost, not to exceed \$1,500.00, will be paid from San Geronio High School ADA Incentive Plan, Account No. 039.

Requester: Various

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

9.17 Reject Request for Proposal (RFP) No. 27-11, Infrastructure Equipment and Maintenance
(Prepared by Business Services Division)

RFP No. 27-11, Infrastructure Equipment and Maintenance, advertised November 21, 2011, and November 28, 2011, was opened January 6, 2012, at 11:00 a.m. The purpose of this RFP is to purchase infrastructure equipment and services for E-Rate and Non-E-Rate at various sites throughout the District on an as-required basis.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that all bids received in response to RFP No. 27-11 be rejected in their entirety in the best interest of the District. The District will rebid the equipment and services.

Requester: Director, Purchasing Department

Approver: Chief Business and Financial Officer, Business Services Division

9.18 Request for Proposal (RFP) No. 02-12 Telecommunications/Data; Long Distance; Cell Phone and Broadband Services
(Prepared by Business Services Division)

RFP No. 02-12 Telecommunications/Data; Long Distance; Cell Phone and Broadband Services, advertised January 27, 2012, and February 3, 2012, was opened February 24, 2012, at 11:00 a.m. The purpose of this RFP is for award of telecommunications/data; long distance; cell phone and broadband services to reduce cost of services District-wide.

RFPs were mailed to AT&T, Rancho Cucamonga, California; Earthlink, Lyndhurst, New Jersey; Sprint, Lake Elsinore, California; Verizon Business, Bloomington, California; and San Bernardino Chamber of Commerce.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that proposals were received from AT&T, Sprint Solutions, Time Warner Cable, Verizon Business, Verizon Wireless and Windstream.

BE IT ALSO RESOLVED that Proposals received from Time Warner Cable and Windstream for Section I be rejected as non-responsive.

BE IT ALSO RESOLVED that RFP No. 02-12 be awarded as follows for current territories and services being offered in accordance with (PCC 20103.8) and E-Rate evaluation guidelines.

VENDOR

AT&T Rancho Cucamonga, California	Section I: Section II:	Telecommunications/Data Services Long Distance Service
Sprint Solutions Reston, Virginia	Section III	Cell Phone/Broadband Services
Verizon Business Bloomington, California	Section I: Section II:	Telecommunications/Data Services Long Distance Service
Verizon Wireless Laurel, Maryland	Section III	Cell Phone/Broadband Services

BE IT ALSO RESOLVED that RFP No. 02-12 Telecommunications/Data; Long Distance; Cell Phone and Broadband Services 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 add or decrease the amount of service 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 Financial Officer, to sign all documents.

9.19 Second Period Interim Financial Report as of January 31, 2012
 (Prepared by Business Services Division)

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

Second Period Interim Financial Report

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

The Board of Education approved the 2011-2012 Adopted Budget on June 7, 2011. In addition, other budget changes have been brought to the Board on the overall financial condition of the District.

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

Projection as of:	For:	CBEDS (Excluding Charter Schools & County)	Increase	* Funded ADA (Excluding Charter Schools & County)	Increase
Budget Adoption- 06/2011	11/12	50,663	N/A	47,633	N/A
Second Interim- 01/2012	11/12	50,910	247	48,026	(393)
Second Interim- 01/2013	12/13	49,962	(948)	46,691	(1,335)
Second Interim- 01/2014	13/14	49,162	(800)	46,384	(307)

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

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

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

- Column A** – the original (adopted) budget
- Column B** – the Board approved operating budget as of January 31
- Column C** – actual-to-date as of January 31

Column D – the projected year total and

Column E – the percentage differences between the Board approved operating budget and projected year totals

The summary Form 011 financial reports have been created projecting the current 2011-2012 fiscal year as well as the 2012-2013 and 2013-2014 using the following assumptions:

Revenues:

- Projected revenue limit funding will decrease due to declining enrollment
- COLAs of 2.24% for 2011-2012, projected 3.17 % for 2012-2013 and projected 2.40% for 2013-2014 have been included in the Revenue Limit
- The revenue limit deficit for 2011-2012 is 20.602 % and 21.666% for 2012-2013 and 2013-2014
- A reduction to the Revenue Limit for current RDA funds projected at \$163,167 for 2011- 2012 and subsequent years
- Special education revenue (Federal and State) will be adjusted with special education ADA changes
- State categorical programs were kept at 2010-2011 funding levels for 2011-2012 and 2012-2013. COLA of 2.40% was applied in 2013-2014. Projected funding was decreased by programs ending in subsequent years
- Local revenue has been projected at 2011-2012 levels for subsequent years and reduced for programs that are ending
- Prior year carryover is included in the current year budget but not for subsequent years
- Inland Valley Development Agency Funding of \$1.6 million is projected for FY 2011-2012 (one time), but not included in subsequent years
- One-time ARRA, SFSF carryover has been included in the Fiscal Year 2011-2012 in the amount of \$2,278,399 and was fully spent by September 30, 2011
- ARRA Education Jobs Funding of \$7,742,190 is included in Fiscal Year 2011-2012. This funding must be fully spent by September 30, 2012
- Special Education, one-time ARRA funding has been fully expended as of September 30, 2011. The reduction of this funding in Fiscal Year 2012-2013 will result in additional on-going encroachment of \$1,076,393
- School Improvement Grant (SIG) Funding of \$20,623,208 has been included in Fiscal Year 2011-2012 and Fiscal Year 2012-2013. This funding ends June 30, 2013 and has been excluded in Fiscal Year 2013-2014.
- Quality Education Investment Act (QEIA) funding has been reduced by \$710,208 in Fiscal Year 2012-2013 for the one school that may potentially no longer qualify for funding
- District has exercised categorical program flexibility transfer option under budget trailer bill (SBX3 4) for 2011-2012 and will continue through 2014-2015

Expenditures:

- The number of certificated positions will be adjusted due to the Board Adopted Budget Cut Plan on February 21, 2012, declining enrollment and end of program funding.

	<u>FY 2012-2013</u>	<u>FY 2013-2014</u>
Certificated	175.97 FTE	150.75 FTE
Classified	98.80 FTE	17.85 FTE

- Fifteen (15) days of furlough for Management (Certificated and Classified) are included for Fiscal Year 2011-2012 and Fiscal Year 2012-2013 and reduced to eleven (11) days of furlough for Fiscal Year 2013-2014
- The 1.93% Certificated salary reduction applied to Fiscal Years 2011-2012 and 2012-2013 has been restored in Fiscal Year 2013-2014
- Statutory employee benefits have been increased to reflect increases in salaries
- Health and Welfare benefits are projected to remain at the 2011-2012 level for 2012-13 and subsequent years
- School Improvement Grant (SIG) funding and expenditures have been included in Fiscal Year 2011-2012 and Fiscal Year 2012-2013. The related expenditures have been excluded from Fiscal Year 2013-2014
- Quality Education Investment Act (QEIA) expenditures have been reduced by \$710,208 in Fiscal Year 2012-2013 and maintained at the reduced level in subsequent years
- One-time ARRA Education Jobs funding includes expenditures for salaries and operating expense of \$7,742,190 in Fiscal Year 2011-12. These expenditures are not included in Fiscal Year 2012-2013.
- Textbook new adoption requirements have been suspended by CDE through Fiscal Year 2014-2015. Furthermore, the Governor signed AB250 to extend the new textbook adoption timeline through November 2018.
- Routine Repair and Maintenance Program will be funded at 2% of total General Fund expenditures for current and subsequent Fiscal Years. There will be no carryover provision
- Deferred Maintenance Program is budgeted at state funding level and there are no District contributions for current or subsequent Fiscal Years
- The IVDA funds have been used to offset the cost of Routine Repair and Maintenance program in Fiscal Year 2011-2012 (one-time)
- Supplies, equipment and other services for subsequent years have been adjusted to enrollment levels and decreased for any one-time carryover in Fiscal Year 2012-2013
- Transportation costs were projected to remain at the current year level for subsequent years.
- Utility costs were projected to remain at the 2011-2012 level for Fiscal Year 2012-2013. Savings of \$1.5 million are projected in Fiscal Year 2013-2014 due to implementation of energy savings plan
- Estimated start up costs of \$250,000 for 2 new schools have been built into the projections for Fiscal Year 2011-2012

- Estimated operating cost of \$666,324 for new schools have been built into projections for Fiscal Year 2012-2013 and 2013-2014
- Prior year carryover is included in the current year budget, but not for subsequent years
-

Reserves

- The required 2% Designated Reserve for Economic Uncertainties is projected at \$10,020,000 for the current Fiscal Year and maintained at the same 2% level for subsequent Fiscal Years
- Other Designated amounts:

Reserve for Revolving Cash	\$211,000
Reserve for Stores	<u>\$500,000</u>
Total Other Designations	\$711,000
- Designated unrestricted general fund amount is \$17,951,260 to cover the projected deficit for Fiscal Year 2012-2013 and the restricted general fund balance is \$20,994,795.

Current sections of the Education Code, which were revised by AB1200 and AB2756, require the governing board of the school districts to certify that the District will meet its financial obligations for the current Fiscal Year and the subsequent two Fiscal Years. Based on the foregoing information, and the following summary of financial and attendance reports, **the District has approved estimated cuts of \$21.7 million (\$1.9 million one-time and \$19.8 million on-going) for Fiscal Year 2012-2013 and an additional estimated \$15 million on going cuts for Fiscal Year 2013-2014 to meet its on-going obligations for the subsequent two Fiscal Years. These cuts are required to maintain the Fiscal Solvency of the District in the subsequent two Fiscal Years. In addition, the Board has identified and approved an additional \$16.8 million in cuts, as a contingency plan, to be implemented if the November 2012 election to increase taxes does not pass.** Thus it is recommended that the Board of Education approve a **positive certification** for the Second Interim Financial Report for the Fiscal Year 2011-2012.

In compliance with the provisions of the Education Code, a certification by the Board of Education as to the District's ability to meet its financial obligations is appropriate.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves, on the basis of information presented, the Second Interim Financial Report as of January 31, 2012.

BE IT ALSO RESOLVED that the President of the Board of Education be authorized to certify on behalf of the Board that the San Bernardino City Unified School District will be able to meet its ongoing financial obligations for the current fiscal year and subsequent two fiscal years with the required **estimated cuts of \$21.7 million (\$1.9 one-time and \$19.8 on-going) for Fiscal Year 2012-2013 and an additional estimated cuts of \$15 million (on-going) for Fiscal Year 2013-2014 to maintain the fiscal solvency of the District in the subsequent two years. In**

addition, the Board has identified and approved an additional \$16.8 million in cuts, as a contingency plan, to be implemented if the November 2012 election to increase taxes does not pass.

BE IT FURTHER RESOLVED that the Board of Education approves a **positive certification** for the Second Interim Financial Report for the Fiscal Year 2011-2012.

EDUCATIONAL SERVICES

Curriculum and Instruction

- 9.20 Agreement with Learn It Systems, Baltimore, Maryland, to Provide a Comprehensive Analysis of the Eleven District Schools Receiving SIG Funds
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to enter into an agreement with Learn It Systems, Baltimore, Maryland, to provide a comprehensive analysis of how each of the 11 District schools receiving SIG funds are incorporating strategies and other critical focus areas into their daily learning plans, effective March 7, 2012, through April 6, 2012. Learn It Systems will also analyze the specific SIG plan for each school to determine what additional support or activities should be implemented to meet the goals laid out in each plan. The fee, not to exceed \$6,000.00, shall be paid from the Restricted General Fund—School Improvement Grant – New SIG, Account No. 507.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Learn It Systems, Baltimore, Maryland, to provide a comprehensive analysis of how each of the 11 District schools receiving SIG funds are incorporating strategies and other critical focus areas into their daily learning plans, effective March 7, 2012, through April 6, 2012. Learn It Systems will also analyze the specific SIG plan for each school to determine what additional support or activities should be implemented to meet the goals laid out in each plan. The fee, not to exceed \$6,000.00, 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

9.21 Agreement with The Trustees of the California State University (CSU), Long Beach, California
(Prepared by Business Services Division)

The Educational Services Division requests Board of Education approval to enter into an agreement with The Trustees of the California State University, Long Beach, California, effective March 7, 2012, through June 30, 2014. The Trustees of the California State University (CSU) in association with the administrators of the California Academic Partnership Program (CAPP) are sponsoring the “Using Formative Assessment Processes to Improve Algebra and Secondary Math Preparedness and Performance.” The grant will support secondary schools in closing the achievement gap and improving algebra readiness. The total allowable reimbursable amount under the terms of the grant shall not exceed \$169,300.00 consisting of \$10,000.00 for FY 2011-2012; \$79,650.00 for FY 2012-2013; and \$79,650.00 for FY 2013-2014.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with The Trustees of the California State University, Long Beach, California, effective March 7, 2012, through June 30, 2014. The Trustees of the California State University (CSU) in association with the administrators of the California Academic Partnership Program (CAPP) are sponsoring the “Using Formative Assessment Processes to Improve Algebra and Secondary Math Preparedness and Performance.” The grant will support secondary schools in closing the achievement gap and improving algebra readiness. The total allowable reimbursable amount under the terms of the grant shall not exceed \$169,300.00 consisting of \$10,000.00 for FY 2011-2012; \$79,650.00 for FY 2012-2013; and \$79,650.00 for FY 2013-2014.

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

Requester/Approver: Chief Academic Officer, Educational Services

9.22 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:

08/17/1993	10/12/1993	11/19/1993	12/17/1993	12/22/1993	01/07/1994
01/16/1994	07/07/1994	10/06/1994	10/15/1994	10/31/1994	09/07/1995

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

Student Services

9.23 Amendment No. 2 of the Agreement with RISE ASL Interpreters, Hemet, California, to Provide Interpreter Services to Deaf/Hearing Impaired Individuals
(Prepared by Business Services Division)

The Special Education Department requests Board of Education approval to amend the agreement with RISE ASL Interpreters, Hemet, California, approved by the Board on May 17, 2011, Agenda Item 10.38. The amendment is necessary to add \$1,000.00 to the total contract amount of \$28,500.00 for an aggregate contract amount of \$29,500.00 for services coordinated by the Communicatively Handicapped Office. The increase is necessary due to the increase of requests from deaf and/or hearing impaired individuals for sign-language interpreters. The additional fee will be paid from the Restricted General Fund—Special Education Central-Account No. 827. 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 RISE ASL Interpreters, Hemet, California, approved by the Board on May 17, 2011, Agenda Item 10.38. The amendment is necessary to add \$1,000.00 to the total contract amount of \$28,500.00 for an aggregate contract amount of \$29,500.00 for services coordinated by the Communicatively Handicapped Office. The increase is necessary due to the increase of requests from deaf and/or hearing impaired individuals for sign-language interpreters. The additional fee will be paid from the Restricted General Fund—Special Education Central-Account No. 827. All other terms and conditions remain the same.

Requester: Director, Special Education Department
Approver: Assistant Superintendent, Student Services

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9.24 Approval for Payment to San Bernardino County Superintendent of Schools for an Independent Educational Evaluation Conducted by Desert/Mountain SELPA Children's Center
(Prepared by Business Services Division)

Per a Final Resolution Agreement dated June 16, 2011, the Special Education Department agreed to pay for an Independent Educational Evaluation conducted by Desert/Mountain SELPA Children's Center for a special education student. With the signing of the agreement, the Parent/Legal Guardian dismisses OAH No. 2011060222. The cost, not to exceed \$1,250.00, will be paid from the Restricted General Fund— Special Ed-Central, Account No. 827.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment to San Bernardino County Superintendent of Schools for an Independent Educational Evaluation conducted by Desert/Mountain SELPA Children's Center. The cost, not to exceed \$1,250.00, will be paid from the Restricted General Fund— Special Ed-Central, Account No. 827.

Requester: Director, Special Education Department
Approver: Assistant Superintendent, Student Services

9.25 Physical Education Exemptions
(Prepared by Student Services Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the following students whose birth dates are listed below be exempt from physical education requirements and placed in alternative periods of instruction for the 2011/2012 school year:

11/4/95 1/24/96 4/10/96 7/17/96 2/28/97 8/3/98

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education accepts and adopts the recommendation and findings of the Hearing Panel, based on a review of the Panel's finding of facts and 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:

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*(S)4/1/1998 *(S)11/4/1994 *(S)12/2/1995 *(S)5/24/1996 *(S)6/5/1998 *(S)11/2/1995
*(S)5/18/1995 *(S)7/30/1997 *(S)6/10/1999 *(S)5/26/1994 *(S)5/20/1997 *(S)6/29/1997
*(S)6/14/1996

*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

9.27 Student(s) Recommended for Suspension, but Remanded Back to School Sites or Had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

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

5/17/2002

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

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the following student(s) were recommended for expulsion, but expulsion is deemed inappropriate based on due process errors, insufficient evidence, and/or the 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:

3/30/1995 12/29/1994

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

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

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

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

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

- 9.30 Revocation of Suspension of Expulsion
(Prepared by Youth Services Department)

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

This order revokes a previously suspended expulsion order and is recommended at this time because the student(s) violated the conditions of the suspension of the expulsion order.

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

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

It is recommended that the following resolution be adopted:

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

9/7/1996 2/22/1994

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

9.32 Failure to Recommend Mandatory Expulsion 48915
(Prepared by Youth Services Department)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the following school(s) have failed to adhere to Education Code Section 48915. Principals are required by Education Code to report guns, brandishing a knife, sexual assault, possession of an explosive device, and/or the sale of an illegal substance. The following school(s) have not followed this Education Code requirement:

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

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

10/26/1997

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

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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

FACILITIES/OPERATIONS DIVISION

Facilities Management

- 9.34 Amendment No. 2 to the Agreement with Ledesma and Meyer Construction Company, Inc. to Provide Construction Management Services for the Captain Leland F. Norton and the George Brown, Jr. Elementary Schools New Construction Project
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with Ledesma and Meyer Construction Company, Inc., Rancho Cucamonga, California, for construction management services for the George Brown Jr. Elementary School new construction project, originally approved by the Board on December 6, 2005, and effective through December 30, 2015. This amendment is for compensation for the delay associated with the termination of Great West Contractors. The cost, not to exceed \$49,680.00, will be paid from Funds 21, 25 or 35. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Ledesma and Meyer Construction Company, Inc. for construction management services at the George Brown Jr., Elementary School new construction project. This amendment is for compensation for the delay associated with the termination of Great West Contractors. The cost, not to exceed \$49,680.00, will be paid from Funds 21, 25 or 35. All other terms and conditions remain the same.

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

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

9.35 Approval of Professional Services for Mandatory Commissioning Services
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval of the list of most qualified firms to be pre-approved to provide commissioning services for modernization, expansion, and new construction projects. Commissioning services are mandatory under the High Performance Incentive grants (HPI) and the Collaborative for High Performance Schools (CHPS) criteria and are needed to verify that the mechanical, electrical, and control systems are functioning properly. This approval will be effective March 7, 2012, through June 30, 2013 with a maximum of three (3) one-year extensions at the sole discretion of the District.

Future selection of firms to provide commissioning services will be limited to the pre-approved firms, unless unusual circumstances of a specific project require special qualifications. For each new District project competitive requests for proposals will be solicited from all firms on the pre-approved list. Fees will be negotiated with each firm based on the services required for each specific project. The cost of these services will be paid from Funds 21, 25, 35, 40, and 98.

On December 8, 2011, a Request for Qualifications (RFQ) was advertised in *The Sun* Newspaper, and distributed to established firms, firms registered in the District's Local Business Outreach Program (LBOP), the San Bernardino Chamber of Commerce, and postings were made to the District and Department websites. Eighteen (18) proposals were received on January 5, 2012. Subsequently, the Facilities Management Committee reviewed and ranked all submitted proposals. The six (6) top-ranked commissioning services firms were recommended to the District Selection Committee which agreed with the recommendations. As part of the review and ranking process, special consideration was given to qualified local firms. Also, the selected firms will be required to set aside 10% of any contract amount for local businesses. The recommended firms are listed below.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the list of pre-approved firms to provide professional commissioning services for District construction and modernization projects, effective from March 7, 2012, through June 30, 2013, with a maximum of three (3) one-year extensions at the sole discretion of the District. Future selection of such firms for District projects will be made by competitive requests for proposals from the pre-approved firms, unless unusual circumstances of a specific project require special qualifications. Fees will be negotiated with each firm based on the services required for each specific project. The cost of these services will be paid from Funds 21, 25, 35, 40, and 98. The pre-approved firms are as follows:

- 3QC, Inc., Newport Beach, California
- Capital Engineering Consulting, Torrance, California
- Enovity, Irvine, California
- Heery International, Inc., Los Angeles, California
- Kitchell CEM, Ontario, California

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- TMCX Solutions, Santa Fe Springs, California

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

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

9.36 Notices of Completion, Bid No. F08-23, District-Wide Rubberized Playground Flooring
(Prepared by Facilities/Operations Division)

Bid No. F08-23, District-wide Rubberized Playground Flooring, was previously awarded to a General Contractor. A portion of the work assigned to the General Contractor listed below has now been completed. It is requested that the Board of Education formally accept the completed work of this contractor.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing Notices of Completion for Bid No. F08-23, District-wide Rubberized Playground Flooring, for the portion of the work awarded to the General Contractor at the sites listed below:

General Contractor
Prodek Incorporated
Los Angeles, California

Completed Sites:

1. Highland-Pacific Elementary School (Elementary and Kindergarten area)
2. Lankershim Elementary School
3. North Verdemon Elementary School

BE IT FURTHER RESOLVED that Barbara Flores, President, Board of Education, be authorized to execute the Notices of Completion.

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

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9.37 Takeover Agreement with Liberty Mutual Insurance Company, for P.W. Construction, Inc. for the Group 8 - San Bernardino High School Modernization Project, Bid No. F08-11
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to enter into a takeover agreement with Liberty Mutual Insurance Company (Bond Company), surety for P.W. Construction, Inc. (PWCI), contractor for the San Bernardino High School Modernization and Deferred Maintenance Project (Project). PWCI failed to make progress to complete the Project per contract documents. The District's legal counsel issued a letter dated December 21, 2011, providing PWCI and its surety, Liberty Mutual Insurance Company, the required seven days notice of the District's termination of its contract for cause with PWCI in accordance with the contract documents for the Project. On December 29, 2011, after PWCI failed to address the District's concerns regarding completion of the project per contract documents within the seven day cure period, the District terminated PWCI's contract for cause and made demand upon the Surety to complete PWCI's scope of work on the Project under Performance Bond No. 024027392 issued by Liberty Mutual Insurance Company. Liberty Mutual Insurance Company has indicated that it will take over PWCI's contract and complete the work with the same contractor, PWCI, under the terms of the original Performance Bond.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education makes the following findings which exist:

WHEREAS, the Board of Education of the San Bernardino City Unified School District (District) originally awarded a contract for construction work at San Bernardino High School - Bid F08-11, Modernization and Deferred Maintenance Project (Project) to P.W. Construction, Inc. (PWCI);

WHEREAS, the District and PWCI entered into a contract for the Project on or about November 1, 2010, and the Project is still not complete;

WHEREAS, due to PWCI's apparent failure to make progress to complete the Project per contract documents, the District's legal counsel issued a letter dated December 21, 2011, providing PWCI and its surety, Liberty Mutual Insurance Company, the required seven days notice of the District's termination of its contract with PWCI in accordance with the contract documents for the Project;

WHEREAS, on December 29, 2011, after PWCI failed to address the District's concerns regarding completion of the Project per contract documents within the seven day cure period, the District terminated PWCI's contract for cause and made demand upon the Surety to complete PWCI's scope of work on the Project under Performance Bond No. 024027392 issued by Liberty Mutual Insurance Company.

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WHEREAS, under the terms of Performance Bond No. 02402732, Liberty Mutual can either tender a replacement contractor and pay the difference between the contract balance and the replacement contractor's proposal to complete the work or takeover the contract and complete the work using a completion contractor;

WHEREAS, Liberty Mutual has elected to takeover the contract and complete the work, accordingly, Liberty Mutual and District have negotiated a Takeover Agreement whereby Liberty Mutual will takeover the PWCI's contract and complete the work in accordance with the terms and conditions of the contract documents, using PWCI as its completion contractor, for the contract balance; and

WHEREAS, the Board of Education approves by a majority of the vote, and pursuant to Education Code Section 17604 and similar statutes,

1. That the above recitals are true and correct.
2. That immediate completion and repair work on the Project is necessary to provide safe and adequate facilities.
3. That its work can be completed through a surety Takeover Agreement with Liberty Mutual under the terms of Performance Bond No. 02402732.
4. That the Takeover Agreement with Liberty Mutual is approved wherein Liberty Mutual will complete the work on the Project for the current contract balance, using PWCI as its subcontractor, on the terms and conditions set forth in the Takeover Agreement.
5. That this Resolution shall be effective as of the date of its adoption.

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to execute any and all agreements and to complete all necessary documents to complete the Project, or to otherwise carry out the intent of this Resolution.

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

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Maintenance and Operations

9.38 Amendment No. 1 to the Agreement with Bell Roofing Co. for Requirements for Built-Up Roofing, Installation and Repair District-Wide
(Prepared by Facilities/Operations Division)

At the February 7, 2012 Board meeting, the Board of Education approved rescinding the contract awarded to Inland Valley Roofing on August 16, 2011, and to award the contract to the next lowest responsible bidder meeting bid specifications, Bell Roof Company, San Bernardino, California.

The Facilities Management Department requests Board of Education approval to amend the agreement with Bell Roof Company to include funding sources for the capital need assessment projects, including modernization, rehabilitation, and code upgrades: Fund 21-Building Fund; Fund 35-School Facilities Aid Program; and Fund 40-Special Reserve for Capital Outlay Project. All deferred maintenance multi-year requirements public works contracts need to include these funding sources in order for the Facilities/M&O departments to be responsive to all District needs. 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 Bell Roof Company to include additional funding sources for the capital need assessment projects, including modernization, rehabilitation, and code upgrades: Fund 21-Building Fund; Fund 35-School Facilities Aid Program; and Fund 40-Special Reserve for Capital Outlay Project. 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. 1.

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

10.0 Action Items

- 10.1 Resolution Conditionally Approving the Charter Petition for the Taft T. Newman Leadership Academy
(Prepared by the Educational Services Division)

**Resolution Conditionally Approving
the Charter Petition For the Taft T. Newman Leadership Academy
by the Governing Board of the
San Bernardino City Unified School District**

WHEREAS, pursuant to Education Code section 47605, *et seq.*, the Board of Education of the San Bernardino City Unified School District (“Board” or “District”) is required to review and authorize creation and/or renewal of charter schools; and

WHEREAS, Petitioners for the Taft T. Newman Leadership Academy (“Newman” or “School”) submitted to the District a Charter School Petition (“Petition”), on or about November 15, 2011; and

WHEREAS, on December 6, 2011, a public hearing on the provisions of the Petition was conducted in accordance with the provisions of Education Code section 47605, at which time the District Board considered the level of public support for this Petition by teachers employed by the District, other employees of the District and parents. At that public hearing, Pastor Joshua Beckley, lead Petitioner; spoke in support of the Petition. Several other individuals were in attendance at the hearing in support of the Petition; and

WHEREAS, in reviewing the Petition, the District staff from the areas of Educational Services, Human Resources, Facilities/Operations, and Business Services, working collaboratively with the Interim Superintendent, Mrs. Yolanda Ortega, and with District legal counsel, reviewed and analyzed all of the information with respect to the Petition, including information related to the operation and potential effects of the proposed charter school and made a recommendation to the District Board that the Petition be denied based on that review; and

WHEREAS, at the January 10, 2012 Board meeting, the District Board was scheduled to take action on the Petition. At that time, the Petitioners requested that the District Board grant a thirty-day extension to allow them to revise the Petition to make necessary changes to address the concerns noted by District staff, and the District Board granted this request; and

WHEREAS, on February 10, 2012, Petitioners submitted a red-lined and clean copy of the revised Petition; and

WHEREAS, in reviewing the revised Petition, the District staff from the areas of Educational Services, Facilities/Operations, Human Resources, and Business Services, working collaboratively with the Interim Superintendent, Mrs. Yolanda Ortega, and with District legal counsel, reviewed and analyzed all of the information with respect to the Petition, including information related to the operation and potential effects of the proposed charter school and has made a recommendation to the District Board that the Petition be conditionally approved based on their review. As noted in the District staff report, the Petitioners have revised the Petition to address many of the concerns previously identified by District staff but a few concerns still need to be addressed; and

WHEREAS, in reviewing the Petition, the Board has been cognizant of the intent of the Legislature that charter schools are and should become an integral part of the California educational system and that establishment of charter schools should be encouraged, and

WHEREAS, the District Board of Education has fully considered the Petition submitted by Newman on February 10, 2012, and the District staff's recommendation; and

WHEREAS, the District Board finds that certain changes and revisions to the Charter Petition are necessary to support the approval. The District administration and petitioners will collaborate on a Memorandum of Understanding (MOU) to amend 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 March 6, 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 hereby conditionally approves the Petition for Newman Academy, subject to necessary changes being made to the Petition and brought back to the District Board for final consideration by May 15, 2012, for a term from July 1, 2012, through and including June 30, 2015.

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 May 15, 2012, the approval 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 Petition, the revised Petition must be submitted to the Superintendent for administrative review and consideration on or before May 1, 2012. Newman shall submit the MOU (indicating all revisions made to the Petition from that being conditionally approved) as well as an electronic (Microsoft Word format) version of the revised Petition. The final revised Petition 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 Petition. The Superintendent or designee is authorized to work with Newman to revise and modify the specifics and details of these required revisions prior to bringing the revised Petition back for District Board consideration.

The foregoing resolution was considered, passed, and adopted by the District Board at its regular Board meeting of March 6, 2012.

AYES IN FAVOR OF SAID RESOLUTION:

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NOES AGAINST SAID RESOLUTION:

ABSTAINED:

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

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- 10.2 Resolution Conditionally Approving the Charter Petition for the Woodward Leadership Academy
(Prepared by the Educational Services Division)

**Resolution Conditionally Approving
the Charter Petition For the Woodward Leadership Academy
by the Governing Board of the
San Bernardino City Unified School District**

WHEREAS, pursuant to Education Code section 47605, *et seq.*, the Board of Education of the San Bernardino City Unified School District (“Board” or “District”) is required to review and authorize creation and/or renewal of charter schools; and

WHEREAS, Petitioners for the Woodward Leadership Academy (“Woodward” or “School”) submitted to the District a Charter School Petition (“Petition”), on or about November 15, 2011; and

WHEREAS, on December 6, 2011, a public hearing on the provisions of the Petition was conducted in accordance with the provisions of Education Code section 47605, at which time the District Board considered the level of public support for this Petition by teachers employed by the District, other employees of the District and parents. At that public hearing, Pastor Raymond Turner, lead Petitioner; spoke in support of the Petition. Several other individuals were in attendance at the hearing in support of the Petition; and

WHEREAS, in reviewing the Petition, the District staff from the areas of Educational Services, Human Resources, Facilities/Operations, and Business Services, working collaboratively with the Interim Superintendent, Mrs. Yolanda Ortega, and with District legal counsel, reviewed and analyzed all of the information with respect to the Petition, including information related to the operation and potential effects of the proposed charter school and made a recommendation to the District Board that the Petition be denied based on that review; and

WHEREAS, at the January 10, 2012 Board meeting, the District Board was scheduled to take action on the Petition. At that time, the Petitioners requested that the District Board grant a

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thirty-day extension to allow them to revise the Petition to make necessary changes to address the concerns noted by District staff, and the District Board granted this request; and

WHEREAS, on February 10, 2012, Petitioners submitted a red-lined and clean copy of the revised Petition; and

WHEREAS, in reviewing the revised Petition, the District staff from the areas of Educational Services, Human Resources, Facilities/Operations, and Business Services, working collaboratively with the Interim Superintendent, Mrs. Yolanda Ortega, and with District legal counsel, reviewed and analyzed all of the information with respect to the Petition, including information related to the operation and potential effects of the proposed charter school and has made a recommendation to the District Board that the Petition be conditionally approved based on their review. As noted in the District staff report, the Petitioners have revised the Petition to address many of the concerns previously identified by District staff but a few concerns still need to be addressed; and

WHEREAS, in reviewing the Petition, the Board has been cognizant of the intent of the Legislature that charter schools are and should become an integral part of the California educational system and that establishment of charter schools should be encouraged, and

WHEREAS, the District Board of Education has fully considered the Petition submitted by Woodward on February 10, 2012, and the District staff's recommendation; and

WHEREAS, the District Board finds that certain changes and revisions to the Charter Petition are necessary to support the approval. The District administration and petitioners will collaborate on a Memorandum of Understanding (MOU) to amend 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 March 6, 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 hereby conditionally approves the Petition for Woodward Leadership Academy, subject to necessary changes being made to the Petition and brought back to the District Board for final consideration by May 15, 2012, for a term from July 1, 2012, through and including June 30, 2015.

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 May 15, 2012, the approval 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 Petition, the revised Petition must be submitted to the Superintendent for administrative review and consideration on or before May 1, 2012. Woodward shall submit clean and redlined versions of the Petition (indicating all revisions made to the Petition from that being conditionally approved) as well as an electronic (Microsoft Word format) version of the revised Petition. The final revised Petition 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 Petition. The Superintendent or designee is authorized to work with Woodward to revise and modify the specifics and details of these required revisions prior to bringing the revised Petition back for District Board consideration.

The foregoing resolution was considered, passed, and adopted by the District Board at its regular Board meeting of March 6, 2012.

AYES IN FAVOR OF SAID RESOLUTION:

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NOES AGAINST SAID RESOLUTION:

ABSTAINED:

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

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10.3 Personnel Report #17, Dated March 6, 2012
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #17, dated March 6, 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 #17, dated March 6, 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.

SESSION NINE - Closed Session

11.0 Closed Session

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

Student Matters/Discipline

Conference with Labor Negotiator

District Negotiator: 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/Demotion/Reassignment/Pursuant to Government Code Section 54957

Non-reelection of Certificated Employee(s)

Public Employee Appointment

Title: Elementary Principal

Conference with Legal Counsel: Anticipated Litigation

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

Number of Cases: Three

SESSION TEN – Open Session

12.0 Action

12.1 Reduction of Particular Kinds of Certificated Services
(Prepared by the Human Resources Division)

WHEREAS, the Board of Education of the San Bernardino City Unified School District has determined that it is in the best interests of the District and the welfare of the schools and the pupils thereof that the particular kinds of services set forth herein must be reduced or discontinued due to financial conditions; and

WHEREAS, it is the opinion of the Board that because of the aforementioned reason, the number of certificated employees of the District must be reduced; and

WHEREAS, this reduction of regular certificated employees is not based upon reduction of average daily attendance during the past two years.

WHEREAS, this Board has determined that due to a significant population of English language learners with specialized educational needs, a specific and compelling need exists to employ and retain certificated employees who have formal (not emergency) authorization to teach English Learner (“EL”) students, as determined by the California Commission on Teacher Credentialing, and the special training and experience that comes therewith; and

WHEREAS, State law mandates that each failure to staff a classroom containing one or more EL students with a certificated employee possessing an appropriate EL authorization is “misassignment” subject to sanction by the County Superintendent of Schools; and

WHEREAS, compliance with the provisions of the No Child Left Behind Act (“NCLB”), the Williams Settlement, and Education Code section 44253.1 require that EL students be served by certificated employees with appropriate EL authorizations; and

WHEREAS, the needs of the District and the students thereof should not and cannot be adequately served by concentrating EL students in particular classrooms in such a manner as to lessen the need for certificated employees with EL authorizations; and

WHEREAS, EL authorizations are not required for school counselors, nurses, psychologists; and

WHEREAS, Education Code section 44955(d) authorizes this Board to deviate from terminating a certificated employee in order of seniority for the above reasons, if necessary.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the San Bernardino City Unified School District as follows:

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- A. That the particular kinds of services set forth below be reduced or eliminated commencing in the 2012-2013 school year:

Elementary School Counselor Services	10	F.T.E.
Middle School Counselor Services	5	F.T.E.
Elementary (K-6) Teaching Services	115	F.T.E.
High School Math Teaching Services	6	F.T.E.
High School English Teaching Services	12	F.T.E.
High School Social Studies Teaching Services	7	F.T.E.
High School Physical Science Teaching Services	2	F.T.E.
High School Biology Teaching Services	4	F.T.E.
High School Chemistry Teaching Services	2	F.T.E.
High School Physical Education Teaching Services	6	F.T.E.
High School Spanish Teaching Services	2	F.T.E.
High School Art Teaching Services	3	F.T.E.
High School Auto Shop Teaching Services	1	F.T.E.
High School Drafting Teaching Services	1	F.T.E.
Secondary Music Teaching Services	2	F.T.E.
Middle School Math Teaching Services	6	F.T.E.
Middle School English Teaching Services	10	F.T.E.
Middle School Social Studies Teaching Services	8	F.T.E.
Middle School Science Teaching Services	7	F.T.E.
Middle School Physical Education Teaching Services	6	F.T.E.
Middle School Art Teaching Services	2	F.T.E.
Speech and Language Pathologist Services	5	F.T.E.
Elementary School Mild to Moderate Special Day Class ("SDC") Services	4	F.T.E.
Elementary School Moderate to Severe SDC Services	1	F.T.E.
Middle School Resource Specialist (RSP) Services	10	F.T.E.
Middle School Mild to Moderate SDC Services	7	F.T.E.
Middle School Moderate to Severe SDC Services	2	F.T.E.
High School Mild to Moderate SDC Services	4	F.T.E.
High School Moderate to Severe SDC Services	1	F.T.E.
Total Certificated Positions	251	F.T.E.

- B. That due to the reduction or elimination of particular kinds of services, the corresponding number of certificated employees of the District shall be terminated pursuant to Education Code section 44955.

- C. That the reduction of certificated staff be achieved by the termination of regular employees and not by terminating temporary and substitute employees.
- D. That “competency” as described in Education Code section 44955(b) for the purposes of bumping shall necessarily include: (1) possession of a valid credential in the relevant subject matter area; (2) for bumping a holder of a Single Subject credential in a departmentalized course in grades 7-12, an equivalent Single Subject credential authorizing service in all grades 7-12; (3) “highly qualified” status under the No Child Left Behind Act in the area to be assigned (if required by the position); and (4) an appropriate (not emergency) EL authorization (if required by the position).
- E. That, as between certificated employees with the same seniority date, the order of termination shall be determined solely by Board-adopted criteria.
- F. That the District Superintendent or designee is directed to initiate layoff procedures and give appropriate notice pursuant to Education Code sections 44955 and 44949.

SESSION ELEVEN - Closing

13.0 Adjournment

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, March 20, 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, email: marie.arakaki@sbcusd.k12.ca.us
Office Hours: Monday through Friday, 8 a.m.-4:30 p.m.

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

Posted: March 2, 2012