

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

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

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

March 20, 2012

Estimated Time

SESSION ONE - Opening

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

SESSION TWO - Special Presentations

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|------------|--|------------------|
| 2.0 | <i>Special Presentations</i> | 5:35 p.m. |
| 2.1 | <u>Outstanding Student Awards and Outstanding Parent Award</u> | |
| 2.2 | <u>Outstanding Customer Service Awards</u> | |
| 2.3 | <u>Special Presentation</u> | |
| 2.4 | <u>Check Presentation by Southern California Edison</u> | |
| 2.5 | <u>In Recognition of César E. Chávez</u> | |

SESSION THREE - Public Hearing

- | | | |
|------------|--|------------------|
| 3.0 | <i>Public Hearing</i> | 6:15 p.m. |
| 3.1 | <u>Resolution to Adopt the Reports "Residential Development School Fee Justification Study for the SBCUSD" and "Commercial/Industrial Development School Fee Justification Study for the SBCUSD" and Approval of an Increase in Statutory School Fees Imposed on New Residential and Commercial/Industrial Construction Pursuant to Education Code Section 17620 and Government Code Section 65995</u> | |

SESSION FOUR - Administrative Presentation

- 4.0** *Administrative Presentation* **6:20 p.m.**
4.1 Child Development Classes and Funding

SESSION FIVE - Administrative Reports

- 5.0** *Administrative Reports* **6:45 p.m.**
5.1 Acknowledge Receipt of Initial Contract Proposal From San Bernardino Teachers Association (SBTA)
5.2 Budget Update

SESSION SIX – Other Matters Brought By Citizens

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

SESSION SEVEN - Reports and Comments

- 7.0** *Report by Board Members* **7:15 p.m.**
7.1 Legislative Update
- 8.0** *Report by Superintendent and Staff Members* **7:30 .m.**
8.1 Tracking and Response Mechanism to Follow Up on Requests and Questions from Board and Community Members, as of March 14, 2012

SESSION EIGHT - Legislation and Action

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

SUPERINTENDENT

- 9.1 Amendment No. 6 of the Agreement with Michael J. O’Day and Associates, Victorville, California, to Conduct Background Investigations for School Police and Security Personnel Employee Candidates

BUSINESS SERVICES DIVISION

- 9.2 Acceptance of Gifts and Donations to the District
9.3 Bid No. 90-008-08, Purchase of Classroom Supplies, Equipment, and Chemicals
9.4 Business and Inservice Meetings
9.5 Commercial Warrant Registers for Period from February 16, 2012, through February 29, 2012
9.6 Delegation and Authorization – Nutrition Services Department
9.7 Extended Field Trip, Arroyo Valley High School, Hollywood Connection Dance Competition & Convention 2012, Las Vegas, Nevada

- 9.8 Extended Field Trip, Arroyo Valley High School, USA 2011-2012 Spirit High School Cheer and Dance Competition, Anaheim, California
- 9.9 Extended Field Trip, Cajon High School, 2012 California State Thespian Festival, Highlander Auditorium, Upland, California
- 9.10 Extended Field Trip, Cajon High School, Girls Varsity Basketball Tournament, San Diego, California
- 9.11 Extended Field Trip, San Geronio High School, Odyssey of the Mind State Competition, Brentwood, California
- 9.12 Payment for Course of Study Activities

EDUCATIONAL SERVICES

Curriculum and Instruction

- 9.13 Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability

Student Services

- 9.14 Facilities Use Agreement with California State University, San Bernardino, California
- 9.15 Facilities Use Agreement with the City of San Bernardino, Parks, Recreation and Community Services, San Bernardino, California, for the Use of the Roosevelt Bowl for High School Graduation Ceremony
- 9.16 Facilities Use Agreement with YMCA of the East Valley, San Bernardino, California
- 9.17 Memorandum of Understanding with San Bernardino Valley College District, Disabled Student Programs and Services, San Bernardino, California, to Provide On-Campus Employment of District Special Education, Working on Real Careers (WORC) Students
- 9.18 Expulsion of Student(s)
- 9.19 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
- 9.20 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
- 9.21 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 9.22 Revocation of Suspension of Expulsion
- 9.23 Lift of Expulsion of Student(s)
- 9.24 Failure to Recommend Mandatory Expulsion 48915
- 9.25 Petition to Expunge, Rescind, or Modify Expulsion
- 9.26 Physical Education Exemptions

FACILITIES/OPERATIONS DIVISION

Facilities Management

- 9.27 Amendment No. 5 to the Professional Services Agreement with HMC Architects for Architectural and Engineering Services for Various Modernization Projects
- 9.28 Amendment No. 6 to the Professional Services Agreement with HMC Architects for Architectural and Engineering Services for Various Modernization Projects
- 9.29 Amendment No. 7 to the Professional Services Agreement with HMC Architects for Architectural and Engineering Services for Various Modernization Projects
- 9.30 Amendment No. 11 to the Professional Services Agreement with HMC Architects to Provide Architectural and Engineering Services for Indian Springs High School New Construction/Old Curtis Middle School Modernization Project
- 9.31 Amendment No. 12 to the Professional Services Agreement with HMC Architects to Provide Architectural and Engineering Services for Indian Springs High School New Construction/Old Curtis Middle School Modernization Project
- 9.32 Bid No. F11-02C, HVAC Upgrades at Cajon, Pacific and San Bernardino High Schools
- 9.33 Bid No. F11-02D, Pacific High School Modernization, Sierra and San Andreas High Schools Modernization/HVAC Upgrades
- 9.34 Ratification of Approved Change Orders

Nutrition Services

- 9.35 Cafeteria Warrant Register, February 1, 2012, through February 29, 2012

HUMAN RESOURCES DIVISION

- 9.36 Payment of Master Teacher – National University
- 9.37 Payment of Master Teachers – California State University San Bernardino

10.0 Action Items

- 10.1 Request for Proposal (RFP) No. 02-12 Telecommunications/Data; Long Distance; Cell Phone and Broadband Services
- 10.2 Child Development Classes and Funding
- 10.3 Board Meeting Norms
- 10.4 Unfunded Priorities
- 10.5 K-12 Language Arts Textbook Adoption
- 10.6 School Name Request
- 10.7 Personnel Report #18, Dated March 20, 2012
- 10.8 Presentation of the San Bernardino Teachers' Association (SBTA) Initial Contract Proposal to the District

Board of Education Meeting
March 20, 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

Public Employee Discipline/Dismissal/Release

Public Employee Appointment

Title: Elementary Principal

Conference with Legal Counsel: Anticipated Litigation

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

Number of Cases: Four

SESSION TEN – Open Session

12.0 Action Reported from Closed Session

9:00 p.m.

SESSION ELEVEN - Closing

13.0 Adjournment

9:05 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, April 3, 2012, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: March 16, 2012

Board of Education Meeting
March 20, 2012

**AGENDA FOR THE
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March 20, 2012

SESSION ONE - Opening

1.0 Opening

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

SESSION TWO - Special Presentations

2.0 Special Presentations

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

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

The Board of Education Outstanding Parent Award will be presented to three parents representing Riley, Roosevelt, and Vermont Elementary Schools.

2.2 Outstanding Customer Service Awards
(Prepared by Human Resources Division)

Since 1998, the Board of Education and Superintendent have placed a high priority on providing outstanding customer service. To this end, a variety of programs have been developed to address this objective. The newest of these programs recognizes individual employees who have been nominated by their supervisors for their outstanding performance in the area of customer service. Ten such worthy recipients are recognized each quarter for their accomplishments in this important area.

2.3 Special Presentation
(Prepared by the Communications Department)

The Board of Education would like to recognize Lauren Wild for being selected to serve on the California State Instructional Quality Commission.

2.4 Check Presentation by Southern California Edison
(Prepared by Facilities/Operation Division)

Southern California Edison will be presenting a check in the amount of \$156,712.00 for energy incentives as part of the Savings By Design program. This statewide program offers financial incentives to non-residential entities by encouraging energy-efficient building design and new construction.

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

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

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

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

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

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

SESSION THREE - Public Hearing

3.0 Public Hearing

- 3.1 Resolution to Adopt the Reports “Residential Development School Fee Justification Study for the SBCUSD” and “Commercial/Industrial Development School Fee Justification Study for the SBCUSD” and Approval of an Increase in Statutory School Fees Imposed on New Residential and Commercial/Industrial Construction Pursuant to Education Code Section 17620 and Government Code Section 65995
(Prepared by Facilities/Operations Division)

San Bernardino City Unified School District (District) Staff believes that the facts set forth in the fee justification studies entitled, “Residential Development School Fee Justification Study for San Bernardino City Unified School District” and “Commercial/Industrial Development School Fee Justification Study for San Bernardino City Unified School District”(Studies), prepared by Dolinka Group, LLC as of February 2012, are reflective of the average student generation rates, amount of future development and costs of school facilities to accommodate the students generated from such development. Based on the facility cost impacts to the District for the average new home and for commercial/industrial construction as set forth in the Studies, it appears that the District may collect the maximum Statutory School Fees in the amounts of Three and 20/100 Dollars (\$3.20) per square foot for residential construction within the District and fifty-One Cents (\$0.51) per square foot for commercial/industrial construction within the District.

It is appropriate at this time to conduct a Public Hearing.

Conduct Public Hearing

Subject to the outcome of the public hearing, it is recommended that the following resolution be adopted:

RESOLUTION OF THE BOARD OF EDUCATION OF THE SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT APPROVING AN INCREASE IN STATUTORY SCHOOL FEES IMPOSED ON NEW RESIDENTIAL AND COMMERCIAL/INDUSTRIAL CONSTRUCTION PURSUANT TO EDUCATION CODE SECTION 17620 AND GOVERNMENT CODE SECTION 65995

WHEREAS, the Board of Education (Board) of the San Bernardino City Unified School District (District) provides for the educational needs for grades K-12 students within the Cities of San Bernardino, Highland, and Colton (City or Cities) and the unincorporated areas of San

Bernardino County (County); and

WHEREAS, the Board has previously adopted and imposed statutory school fees pursuant to Education Code Section 17620 and Government Code Section 65995 in the amounts of Two and 97/100 Dollars (\$2.97) per square foot of assessable space of new residential construction in the District (Residential Statutory School Fees), and Forty-Seven Cents (\$0.47) per square foot of chargeable covered and enclosed space for all categories of new commercial/industrial construction in the District (Commercial/Industrial Fees) (collectively, Statutory School Fees); and

WHEREAS, the Board has previously adopted by Resolution alternative school fees pursuant to Government Code Sections 65995.5, (ASF/Level 2 Fees) and 65995.7 (ASF/Level 3 Fees) (collectively, Alternative School Fees); and

WHEREAS, on January 25, 2012, the State Allocation Board authorized an adjustment in the Statutory School Fee amounts pursuant to Government Code Section 65995(b)(3) to Three and 20/100 Dollars (\$3.20) per square foot for assessable space of new residential construction and Fifty-One Cents (\$0.51) per square foot of chargeable covered and enclosed space for the categories of new commercial/industrial construction, as long as such increases are properly justified by the District pursuant to law; and

WHEREAS, new residential and commercial/industrial construction continues to generate additional students for the District's schools and the District is required to provide school facilities (School Facilities) to accommodate those students; and

WHEREAS, overcrowded schools within the District have an impact on the District's ability to provide an adequate quality education and negatively impact the educational opportunities for the District's students; and

WHEREAS, the District does not have sufficient funds available for the construction or reconstruction of the School Facilities, including the acquisition of sites, construction of permanent School Facilities, and acquisition of interim School Facilities, to accommodate students from new residential and commercial/industrial construction; and

WHEREAS, the Board has received and considered the reports entitled, "Residential Development School Fee Justification Study for San Bernardino City Unified School District" and "Commercial/Industrial Development School Fee Justification Study for San Bernardino City Unified School District," (Studies) which include information, documentation, and analysis of the School Facilities needs of the District, including: (a) the purpose of the Statutory School Fees; (b) the use to which the Statutory School Fees are to be put; (c) the nexus (roughly proportional and reasonable relationship) between the residential and commercial/industrial construction and (1) the use for Statutory School Fees, (2) the need for School Facilities, (3) the cost of School Facilities and the amount of Statutory School Fees from new residential and commercial/industrial construction; (d) a determination of the impact of the increased number of employees anticipated to result from the commercial/industrial construction (by category) upon

the cost of providing School Facilities within the District; (e) an evaluation and projection of the number of students that will be generated by new residential construction; (f) the new School Facilities that will be required to serve such students; and (g) the cost of such School Facilities; and

WHEREAS, the Studies pertaining to the Statutory School Fees and to the capital facilities needs of the District has been available to the public for at least ten (10) days before the Board considered at a regularly scheduled public meeting the increase in the Statutory School Fees; and

WHEREAS, all notices of the proposed increase in the Statutory School Fees have been given in accordance with applicable law; and

WHEREAS, a public hearing was duly held at a regularly scheduled meeting of the Board relating to the proposed increase in the Statutory School Fees on March 20, 2012; and

WHEREAS, as to the Statutory School Fees, Education Code Section 17621 provides that the adoption, increase or imposition of any fee, charge, dedication, or other requirement, pursuant to Education Code Section 17620 shall not be subject to the California Environmental Quality Act, Division 13 (commencing with Section 21000) of the Public Resources Code.

It is recommended that the following resolution be adopted:

NOW, THEREFORE, BE IT RESOLVED THAT THE SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT BOARD OF EDUCATIONS DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the Board accepts and adopts the Studies.

Section 2. That the Board finds that the purpose of the Statutory School Fees imposed upon new residential construction are to fund the additional School required to serve the students generated by the new residential construction upon which the Statutory School Fees are imposed.

Section 3. That the Board finds that the Statutory School Fees imposed on new residential construction will be used only to finance those School described in the Studies and related documents, and that these School are required to serve the students generated by the new residential construction within the District; and that the use of the Statutory School Fees will include construction or acquisition of additional School Facilities, remodeling existing School to add additional classrooms, and technology, and acquiring and installing additional portable classrooms and related School Facilities, with the specific location of new schools, remodeling of existing School Facilities, and additional portables to be determined based on the residence of the students being generated by such new residential construction, as well as any required central administrative and support facilities, within the District.

Section 4. That the Board finds that there is a roughly proportional, reasonable relationship between the use of the Statutory School Fees and the new residential construction within the District because the Statutory School Fees imposed on new residential construction by this

Resolution will be used to fund School Facilities which will be used to serve the students generated by such new residential construction.

Section 5. That the Board finds that there is a roughly proportional, reasonable relationship between the new residential construction upon which the Statutory School Fees are imposed, and the need for additional School Facilities in the District because new students will be generated from new residential construction within the District and the District does not have student capacity in the existing School Facilities to accommodate these students.

Section 6. That the Board finds that the amount of the Statutory School Fees imposed on new residential construction as set forth in this Resolution is roughly proportional and reasonably related to, and does not exceed the cost of, providing the School Facilities required to serve the students generated by such new residential construction within the District.

Section 7. That the Board finds that the purpose of the Statutory School Fees imposed on new commercial/industrial construction is to fund the additional School Facilities required to serve the students generated by the new commercial/industrial construction upon which the Commercial/Industrial Fees are imposed.

Section 8. That the Board finds that the Statutory School Fees imposed on new commercial/industrial construction (by category) will be used only to finance those School Facilities described in the Studies and related documents and that these School Facilities are required to serve the students generated by such new commercial/industrial construction; and that the use of the Statutory School Fees will include construction or acquisition of additional School Facilities, remodeling existing School Facilities to add additional classrooms and technology, and acquiring and installing additional portable classrooms and related facilities, with the specific location of new schools, remodeling of existing School Facilities, and additional portables to be determined based on the residence of the students being generated by such new commercial/ industrial construction, as well as any required central administrative and support facilities within the District.

Section 9. That the Board finds that there is a roughly proportional, reasonable relationship between the use of the Statutory School Fees and new commercial/industrial construction by category within the District because the Statutory School Fees imposed on commercial/industrial construction by this Resolution will be used to fund School Facilities which will be used to serve the students generated by such new commercial/industrial construction.

Section 10. That the Board finds that there is a roughly proportional, reasonable relationship between the new commercial/industrial construction by category, upon which the Statutory School Fees are imposed, and the need for additional School Facilities in the District because new students will be generated from new commercial/industrial construction within the District and the District does not have student capacity in the existing School Facilities to accommodate these students.

Section 11. That the Board finds that the amount of the Statutory School Fees imposed on new commercial/industrial construction by category as set forth in this Resolution is roughly proportional and reasonably related to and does not exceed the cost of providing the School Facilities required to serve the students generated by such new commercial/industrial construction within the District.

Section 12. That the Board finds that a separate fund (Fund) of the District has been created or is authorized to be established for all monies received by the District for the deposit of Residential Statutory School Fees, ASF/Level 2 Fees and ASF/Level 3 Fees (if applicable) imposed on residential construction within the District, as well as Commercial/Industrial Fees and mitigation payments (Mitigation Payments) collected by the District and that said Fund and said monies received at all times have been separately maintained, except for temporary investments, from other funds of the District as authorized by applicable law.

Section 13. That the Board finds that the monies of the separate Fund or the separate Sub-Funds described in Section 12, consisting of the proceeds of Statutory School Fees, ASF/Level 2 Fees, ASF/Level 3 Fees and Mitigation Payments have been imposed for the purposes of constructing and reconstructing those School Facilities necessitated by new residential and/or commercial/industrial construction, and thus, these monies may be expended for all those purposes permitted by applicable law. The Statutory School Fees may also be expended by the District for the costs of performing any study or otherwise making the findings and determinations required under subdivisions (a), (b), and (d) of Section 66001 of the Government Code. In addition, the District may also retain, as appropriate, an amount not to exceed in any fiscal year, three percent (3%) of the fees collected in that fiscal year pursuant to Education Code Section 17620 for reimbursement of the administrative costs incurred by the District in collecting the Statutory School Fees.

Section 14. That the Board hereby increases the Statutory School Fees as a condition of approval of new residential development projects and imposes the Statutory School Fees on such development projects in the following amounts:

a. Three and 20/100 Dollars (\$3.20) per square foot of assessable space for new residential construction, including new residential projects, manufactured homes and mobile homes as authorized under Education Code Section 17625, and including residential construction or reconstruction other than new construction where such construction or reconstruction results in an increase of assessable space, as defined in Government Code Section 65995, in excess of five hundred (500) square feet.

b. Fifty-One Cents (\$0.51) per square foot of assessable space, for new residential construction used exclusively for the housing of senior citizens, as described in Section 51.3 of the Civil Code or as described in subdivision (k) of Section 1569 of the Health and Safety Code or paragraph 9 of subdivision (d) of Section 15432 of the Government Code or any mobile home or manufactured home that is located within a mobile home park, subdivision, cooperative or condominium for mobile homes limited to older persons as defined by the Federal Fair Housing Amendments of 1988.

Section 15. That this Board hereby increases the Statutory School Fees as a condition of approval of new commercial/industrial construction projects and levies the Statutory School Fees on such development projects in the following amounts per square foot of chargeable covered and enclosed space for all categories of commercial/industrial construction to Fifty-One Cents (\$0.51).

Section 16. That the proceeds of the Statutory School Fees increased and established pursuant to this Resolution shall continue to be deposited into those Sub-Funds of the Funds identified in Section 12 of this Resolution, the proceeds of which shall be used exclusively for the purpose for which the Statutory School Fees are to be collected, including, as to Statutory School Fees, accomplishing any study, findings or determinations required by subdivisions (a), (b) and (d) of Section 66001 of the Government Code, or retaining an amount not to exceed in any fiscal year, three percent (3%) of the fees collected in that fiscal year pursuant to Education Code Section 17620 for reimbursement of the administrative costs incurred by the District in collecting the Statutory School Fees or in financing the described Studies or in defending the imposition of Statutory School Fees.

Section 17. That the District's Superintendent, or designee, is directed to cause a copy of this Resolution to be delivered to the building officials of the Cities, the County, as well as to the Office of Statewide Health Planning and Development (OSHDP), along with a copy of all the supporting documentation referenced herein and a map of the District clearly indicating the boundaries thereof, advising the Cities, the County, and the OSHDP that new residential and commercial/industrial construction is subject to the Statutory School Fees increased pursuant to this Resolution and requesting that no building permit or approval for occupancy be issued by any of these entities for any new residential development project, mobile home or manufactured home subject to the Statutory School Fees absent a certification of compliance (Certificate of Compliance) from the District demonstrating compliance of such project with the requirements of the Statutory School Fees, nor that any building permit be issued for any nonresidential construction absent a certification from this District of compliance with the requirements of the applicable Statutory School Fees.

Section 18. That the Board hereby establishes a process that permits the party against whom the Commercial/Industrial Fees are imposed, the opportunity for a hearing to appeal that imposition of Commercial/Industrial Fees for commercial/industrial construction as required by Education Code Section 17621(e)(2). The appeal process is as follows:

a. Within ten (10) calendar days of being notified, in writing, (by personal delivery or deposit in the U.S. Mail) of the Commercial/Industrial Fees to be imposed or paying the Commercial/Industrial Fees, pursuant to Education Code Section 17620, a party shall file a written request for a hearing regarding the imposition of Commercial/Industrial Fees. The party shall state in the written request the grounds for opposing the imposition of Commercial/Industrial Fees and said written request shall be served by personal delivery or certified or registered mail to the Superintendent.

- b. The possible grounds for that appeal include, but are not limited to, the inaccuracy of including the project within the category pursuant to which the Commercial/Industrial Fees are to be imposed, or that the employee generation or pupil generation factors utilized under the applicable category are inaccurate as applied to the project.
- c. Within ten (10) calendar days of receipt of the written request for a hearing regarding the imposition of Commercial/Industrial Fees, the Superintendent, or designee, shall give notice in writing of the date, place and time of the hearing to the party appealing the imposition of Commercial/Industrial Fees. The Superintendent, or designee, shall schedule and conduct said hearing within thirty (30) calendar days of receipt of the written request. The Superintendent, or designee, shall render a written decision within ten (10) days following the hearing on the party's appeal and serve it by certified or registered mail to the last known address of the party.
- d. The party against whom the Commercial/Industrial Fees are imposed may appeal the Superintendent or designee's decision to the Board.
- e. The party appealing the Superintendent's or designee's decision shall state in the written appeal the grounds for opposing the imposition of the Commercial/Industrial Fees and said written appeal shall be served by personal delivery or certified or registered mail to the Superintendent.
- f. The possible grounds for that appeal to the Board include, but are not limited to, the inaccuracy of including the project within the category pursuant to which the Commercial/Industrial Fees are to be imposed, or that the employee generation or pupil generation factors utilized under the applicable category are inaccurate as applied to the project.
- g. Within ten (10) calendar days of receipt of the written request for a hearing regarding the imposition of Commercial/Industrial Fees, the Superintendent, or designee, shall give notice in writing of the date, place and time of the hearing to the party appealing the imposition of Commercial/Industrial Fees. The Board shall schedule and conduct said hearing at the next regular meeting of the Board, provided that the party is given notice at least five (5) working days prior to the regular meeting of the Board. The Board shall render a written decision within ten (10) days following the hearing on the party's appeal and serve the decision by certified or registered mail to the last known address of the party.
- h. The party appealing the imposition of the Commercial/Industrial Fees shall bear the burden of establishing that the Commercial/Industrial Fees are improper.

Section 19. That the Superintendent is authorized to cause a Certificate of Compliance to be issued for each development project, mobile home and manufactured home for which there is compliance with the requirement for payment of the Statutory School Fees in the amounts specified by this Resolution. In the event a Certificate of Compliance is issued for the payment of Statutory School Fees for a development project, mobile home or manufactured home and it is later determined that the statement or other representation made by an authorized party concerning the development project as to square footage is untrue or in the event the zoning is

declared invalid, then such Certificate of Compliance shall automatically terminate, and the appropriate Cities, County, or the OSHPD shall be so notified.

Section 20. That no statement or provision set forth in this Resolution, or referred to therein shall be construed to repeal any preexisting fee or mitigation amount previously imposed by the District on any residential or nonresidential construction.

Section 21. That if any portion or provision hereof is held invalid, the remainder hereof is intended to be and shall remain valid.

Section 22. That the District's Statutory School Fees will become effective sixty (60) days from the date of this Resolution, unless a separate resolution adopting the fees immediately on an urgency basis is adopted by the Board.

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

SESSION FOUR - Administrative Presentation

4.0 *Administrative Presentation*

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

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

4.1 Child Development Classes and Funding (Prepared by Student Services Division)

Cynthia White-Piper, Director of School-Linked Services, will provide information regarding Child Development Classes and Funding.

SESSION FIVE - Administrative Reports

5.0 *Administrative Reports*

- 5.1 Acknowledge Receipt of Initial Contract Proposal From San Bernardino Teachers Association (SBTA)
(Prepared by Human Resources)

Section 3547 of the Government Code requires that all initial proposals of exclusive representatives must be presented at a public meeting of the public school employer. At that meeting, any interested parties shall have the opportunity to comment on the proposal.

Article XXVIII, Section 2, of the Collective Bargaining Agreement between the District and the San Bernardino Teachers Association (SBTA), states, in part, “No sooner than March 1, and no later than April 1, preceding expiration of this Agreement, the Association shall present its initial proposals. No later than April 15, the Parties shall commence meeting and negotiating for a successor agreement.” On January 23, 2012, the Certificated Human Resources Division received the initial proposal from SBTA, as follows:

1. That the Agreement remain in full force and effect from July 1, 2012 through June 30, 2014 without any re-openers; and
2. That the Parties meet and negotiate the “impact” of any actions which affect the SBTA bargaining unit through the use of Memorandum(s) of Understanding.

It is recommended that the Board of Education receive the Initial Contract Proposal from the San Bernardino Teachers Association.

- 5.2 Budget Update
(Prepared by Business Services Division)

Mohammad Z. Islam, Chief Business and Financial Officer, will provide an update related to the Governor’s Budget Plan for Fiscal Year 2012-13.

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 March 14, 2012
 (Prepared by the Superintendent)

	Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
1	3/6/12	Which districts has Leal & Trejo audited their special education programs?	Danny Tillman	Yolanda Ortega 3/7/12		Provided in Board Correspondence
2	3/6/12	Include columns on the reduction of PKS chart to indicate which are Board cuts, loss of ADA due to new charter schools, QEIA waiver not being approved, principals making categorical cuts, and changes to enrollment projections.	Michael Gallo Judi Penman	Harold Vollkommer 3/7/12		Provided in Confidential Board Correspondence
3	3/6/12	Agendize budget for every Board meeting.	Danny Tillman	Yolanda Ortega 3/7/12		It is currently agendized for every Board meeting.
4	3/6/12	Agendize naming a school for Jack Oakes.	Board Consensus	Yolanda Ortega 3/7/12		Agendized for March 20, 2012.
5	3/6/12	Little Mountain Elementary School	Lynda Savage	Yolanda Ortega		Agendized for March 20, 2012.

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	Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
		could be renamed Jack Oakes Elementary School.		3/7/12		
6	3/6/12	Agendize a program effectiveness review process.	Michael Gallo	Yolanda Ortega 3/7/12	May 1, 2012	In Progress
7	3/6/12	Bring forward the form for evaluating unsolicited proposals.	Michael Gallo	Yolanda Ortega 3/7/12		Draft form provided in Board Correspondence
8	3/6/12	Agendize William Prouty's funding mechanism.	Michael Gallo	Yolanda Ortega 3/7/12		Attempted multiple calls to contact Mr. Prouty. No response as of yet. We will set up a meeting with the Superintendent and Business Services to get information.
9	3/6/12	Provide a plan for MAA program implementation.	Michael Gallo	Kennon Mitchell 3/7/12		District Staff planning meetings and job-alike training schedules have been created.
10	3/6/12	Change the organization chart to reflect the current positions.	Board Consensus	Yolanda Ortega 3/7/12	April 3, 2012	
11	3/6/12	What would the cost be for using MOU days and our own staff for new common core standards training?	Bobbie Perong	Eliseo Davalos 3/7/12	April 3, 2012	
12	3/6/12	Agendize the top 4 priorities to restore funds and cutting \$2.9-5 million if the District purchases textbooks now.	Michael Gallo Danny Tillman	Yolanda Ortega 3/7/12		Agenized for March 20, 2012

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	Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
13	3/6/12	Agendize norms for Board meetings.	Margaret Hill	Yolanda Ortega 3/7/12		Norms were not found, but we have included the CSBA Professional Governance Standards for School Boards.
14	2/21/12	How many students take part in the BESTILL program? What is the success rate? Do we track it?	Judi Penman	Eliseo Davalos 2/22/12		497 students are currently enrolled. District is researching any measurable that can be used to measure the effectiveness.
15	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	April 2012	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.
16	1/17/12	Provide a list of failing students by the second week of school.	Barbara Flores	Eliseo Davalos 2/18/12		Staff has reviewed the request and the list would be several hundred pages long. Staff needs further direction from the Board on the specifics of failing. We will await direction from the Board.

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	Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
17	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	See 7	Draft provided in Board Correspondence 3/16/12.
18	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		This will be removed from Follow Up until Board direction is received.
19	12/6/11	Establish a policy for how to evaluate programs and establish criterion for proposals.	Michael Gallo	Staff 12/7/11	See 7	Draft provided in Board Correspondence 3/16/12.
20	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		See Board Correspondence.
21	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		Ongoing
22	12/2/10	Provide a presentation on special education mediations and rulings.	Danny Tillman	Kennon Mitchell 7/11		There ws only one, so information was provided in Confidential Board Correspondence

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.

SUPERINTENDENT

- 9.1 Amendment No. 6 of the Agreement with Michael J. O’Day and Associates, Victorville, California, to Conduct Background Investigations for School Police and Security Personnel Employee Candidates
(Prepared by Business Services Division)

The School Police Department requests Board of Education approval to amend the agreement with Michael J. O’Day and Associates, Victorville, California, approved by Board on June 7, 2011, Agenda Item 9.51. The amendment is necessary to add \$5,200.00 to the original fee of \$6,000.00 for an aggregate total not to exceed \$11,200.00 to conduct background investigations for School Police and security personnel employee candidates. The additional fee will be paid from the Unrestricted General Fund—School Police, Account No. 079. 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 Michael J. O’Day and Associates, Victorville, California, approved by Board on June 7, 2011, Agenda Item 9.51. The amendment is necessary to add \$5,200.00 to the original fee of \$6,000.00 for an aggregate total not to exceed \$11,200.00 to conduct background investigations for School Police and security personnel employee candidates. The additional fee will be paid from the Unrestricted General Fund—School Police, Account No. 079. All other terms and conditions remain the same.

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

Requester: Interim Chief of Police, School Police Department

Approver: Interim Superintendent, San Bernardino City Unified School District

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
Manuel Salinas Elementary School	General Mills Box Tops for Education Young America, Minnesota	\$298.80 To be used for educational purposes	\$298.80
San Bernardino High School	Rodolfo Serrato Perris, California	\$1,000.00 To be used towards the purchase of uniforms and equipment for the Basketball Program	\$1,000.00
Cajon High School	Jenco Productions Inc. San Bernardino, California	\$1,000.00 To support the Softball Program	\$1,000.00
Mt. Vernon Elementary School	J.W.T. New York, New York	\$1,000.00 To be used for field trips	\$1,000.00
Mt. Vernon Elementary School	San Bernardino Rotary Foundation, San Bernardino, California	\$500.00 To be used towards the purchase of bicycles for Character Education Incentives	\$500.00
Arroyo Valley High School	Terri Burke Crestline, California	\$100.00 To be used towards student incentives for testing	\$100.00
Arroyo Valley High School	Awad Midway Inc. Midway Carniceria Market, San Bernardino, California	\$100.00 To be used towards the purchase of uniforms and equipment for the Golf Program	\$100.00
Arroyo Valley High School	Gordon Amerson Fontana, California	\$100.00 To be used towards student incentives for testing	\$100.00
Cypress Elementary School	April Smith, Parent Teacher Organization (PTO) Highland, California	\$1,765.00 Donation from PTO funds for end-of-the-year incentives for Student Leadership	\$1,765.00

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education acknowledges receipt of \$100.00, A.S.P.C., Highland, California; \$298.80, General Mills Box Tops for Education, Young America, Minnesota; \$1,000.00, Rodolfo Serrato, Perris, California; \$1,000.00, Jenco Productions Inc., San Bernardino, California; \$1,000.00, J.T.W., New York, New York; \$500.00, San Bernardino Rotary Foundation, San Bernardino, California; \$100.00, Terri Burke, Crestline, California;

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\$100.00, Awad Midway Inc., Midway Carniceria Market, San Bernardino, California; \$100.00, Gordon Amerson, Fontana, California; and \$1,765.00, April Smith (PTO), Highland, California.

Requester: Various.

Approver: Chief Business and Financial Officer, Business Services Division

9.3 Bid No. 90-008-08, Purchase of Classroom Supplies, Equipment, and Chemicals
(Prepared by Business Services Division)

In accordance with Public Contract Code, Section 20118, the governing board of any school district may authorize the use of a bid initiated by another public agency if it is in the best interest of the district. San Diego Unified School District has awarded Bid No.09-008-08, Classroom Supplies, Equipment, and Chemicals, for the purchase of those commodities. As a local governmental body, the District has the option of piggybacking on this contract.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the use of Bid No. 90-008-08, awarded by the San Diego Unified School District, San Diego, California, for the purchase of chemicals, equipment and classroom supplies. Use of this bid allows the District to purchase products from a diverse pool of suppliers at a discounted price based on percentage discounts off the published price list established in the Bid. Prices and discounts are comparable to those that the District would receive if it were to issue its own bid.

BE IT FURTHER RESOLVED that the District reserves the right to purchase more than or less than the quantities indicated, on an as-needed basis, throughout the term of the bid.

Requester: Director, Purchasing Department

Approver: Chief Business and Financial Officer, Business Services Division

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

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

It is recommended that the following resolution be adopted:

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

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Abigail Medina
Valeria Dixon

(Board Representatives, Equity & Targeted
Student Achievement)

To attend the Level 1-Leadership
Training for Achievement-Focused
Partnerships Conference, in Riverside,
California, April 24, through April 25,
2012. Total cost, including meals and
mileage per District guidelines, not to
exceed \$540.00, will be paid from
Equity & Targeted Student
Achievement Account No. 501.

Chris Barrows
Jim Brennan

(Board Representatives, Aquinas High
School)

To attend the 2012 NCEA Convention
& Expo Conference in Boston,
Massachusetts, April 10, through April
14, 2012. Total cost, including meals
and mileage per District guidelines, not
to exceed \$2,100.00, will be paid from
Accountability Department Account
No. 536.

Isoovel Andino
Virginia Gomez
Ma Carmen Hernandez
Maria Portillo
Yasmin Solis

(Board Representatives, Pacific High School)

To attend the 2012 California
Association for Bilingual Education
(CABE) Para-Educator/Parent
Conference, in Riverside, California,
May 2, 2012. Total cost, including
meals and mileage per District
guidelines, not to exceed \$500.00, will
be paid from Pacific High School
Account No. 501.

Requester: Director, Equity & Targeted Student Achievement; Director, Accountability
Department

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

9.5 Commercial Warrant Registers for Period from February 16, 2012, through
February 29, 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 16, 2012,
through February 29, 2012, be approved.

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

Requester: Director, Accounting Services

Approver: Chief Business and Financial Officer, Business Services Division

9.6 Delegation and Authorization – Nutrition Services Department
(Prepared by Business Services Division)

The Nutrition Services Department requests Board of Education approval authorizing and delegating authority to Adriane Robles, Director, Nutrition Services Department, effective March 21, 2012, through June 30, 2012, for the following:

Journal Entries (for those not authorized for District or payroll orders)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves authorization and delegation for Adriane Robles, Director, Nutrition Services Department, effective March 21, 2012, through June 30, 2012, for the following:

Journal Entries (for those not authorized for District or payroll orders)

Requester: Director, Nutrition Services Department

Approver: Chief Business and Financial Officer, Business Services Division

9.7 Extended Field Trip, Arroyo Valley High School, Hollywood Connection Dance Competition & Convention 2012, Las Vegas, Nevada
(Prepared by Business Services Division)

Arroyo Valley High School requests Board of Education approval of an extended field trip for 12 Arroyo Valley High School students and 3 District employees to attend the Hollywood Connection Dance Competition & Convention 2012, in Las Vegas, Nevada, March 30, through April 1, 2012.

The students will learn from top choreographers and focus on how to be effective leaders for their team. They will advance in dance as individuals, and as team members. It will also promote the importance of getting an education and going further onto college.

The cost of the trip, not to exceed \$3,426.66, including meals and lodging for 12 Arroyo Valley High School students and 3 District employees, will be paid from Arroyo Valley High School ASB Account. Transportation provided by Canada Express Rental, not to exceed \$899.80, will

be paid from Arroyo Valley High School ASB Account. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 12 Arroyo Valley High School students and 3 District employees to attend the Hollywood Connection Dance Competition & Convention 2012, in Las Vegas, Nevada, March 30, through April 1, 2012. The cost of the trip, not to exceed \$3,426.66, including meals and lodging for 12 Arroyo Valley High School students and 3 District employees, will be paid from Arroyo Valley High School ASB Account. Transportation provided by Canada Express Rental, not to exceed \$899.80, will be paid from Arroyo Valley High School ASB Account. Names of the students are on file in the Business Services office.

Requester: Principal, Arroyo Valley High School
Approver: Chief Academic Officer, Educational Services Division

- 9.8 Extended Field Trip, Arroyo Valley High School, USA 2011-2012 Spirit High School Cheer and Dance Competition, Anaheim, California
(Prepared by Business Services Division)

Arroyo Valley High School requests Board of Education approval of an extended field trip for 26 Arroyo Valley High School students and 2 District employees, to attend the USA 2011-2012 Spirit High School Cheer and Dance Competition in Anaheim, California, March 29, through April 1, 2012.

Students have the opportunity to represent San Bernardino City Unified School District and Arroyo Valley High School at a national level. Students have maintained good grades and good citizenship throughout the years in order to meet the qualifications for participation. Competing at such a level may strengthen their eligibility for scholarship opportunities.

The cost of the trip, not to exceed \$6,741.30, including meals and lodging for 26 Arroyo Valley High School students and 2 District employees, will be paid from Arroyo Valley High School Cheer ASB Account. Transportation provided by Durham Bus Services, not to exceed \$800.00, will be paid from Arroyo Valley High School ADA Incentive Funds Account No.039. 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 26 Arroyo Valley High School students and 2 District employees to attend the USA 2011-2012 Spirit High School Cheer and Dance Competition in Anaheim, California, March 29, through April 1, 2012. The cost of the trip, not to exceed \$6,741.30, including meals and lodging for 26 Arroyo Valley High School students and 2 District employees, will be paid from Arroyo Valley High School Cheer ASB Account. Transportation provided by Durham Bus Services, not to exceed \$800.00,

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will be paid from Arroyo Valley High School ADA Incentive Funds Account No.039. Names of the students are on file in the Business Services office.

Requester: Principal, Arroyo Valley High School
Approver: Chief Academic Officer, Educational Services Division

9.9 Extended Field Trip, Cajon High School, 2012 California State Thespian Festival, Highlander Auditorium, Upland, California
(Prepared by Business Services Division)

Cajon High School requests Board of Education approval of an extended field trip for nine Cajon High School students and two District employees to attend the 2012 California State Thespian Festival, Upland, California, March 23, through March 25, 2012.

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

The cost of the trip, not to exceed \$1,535.00, including meals and lodging for nine Cajon High School students and two District employees, will be paid from sponsorship by students' parents and Cajon High School Drama Club Account No. 730. Transportation will be provided by private vehicles driven by District employees, at no cost. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for nine Cajon High School students and two District employees to attend the 2012 California State Thespian Festival, Upland, California, March 23, through March 25, 2012. The cost of the trip, not to exceed, \$1,535.00, including meals and lodging for nine Cajon High School students, and two District employees, will be paid from sponsorship by students' parents and Cajon High School Drama Club Account No. 730. Transportation will be provided by private vehicles driven by District employees at no cost. Names of the students are on file in the Business Services office.

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

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

Cajon High School requests Board of Education approval of an extended field trip for eight Cajon High School students and two District employees to attend the San Diego Basketball Tournament in San Diego, California, July 19, through July 22, 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 they will face as they continue their athletic careers at the college level.

The cost of the trip, not to exceed \$1,900.00, including meals and lodging for eight Cajon High School students and two District employees, will be paid from Cajon High School Girls Basketball ASB Account No. 751. Transportation provided by Express Van Rentals, not to exceed \$500.00, will be paid from Cajon High School Girls Basketball ASB Account No. 751. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for eight Cajon High School students and two District employees to attend the San Diego Basketball Tournament in San Diego, California, July 19, through July 22, 2012. The cost of the trip, not to exceed \$1,900.00, including meals and lodging for eight Cajon High School students and two District employees, will be paid from Cajon High School Girls Basketball ASB Account No. 751. Transportation provided by Express Van Rentals, not to exceed \$500.00, will be paid from Cajon High School Girls Basketball ASB Account No. 751. Names of the students are on file in the Business Services office.

Requester: Principal, Cajon High School

Approver: Assistant Superintendent, Human Resources Division

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

San Gorgonio High School requests Board of Education approval of an extended field trip for 13 San Gorgonio High School students and 2 District employees to attend Odyssey of the Mind State Competition, in Brentwood, California, March 31, through April 1, 2012.

Students have the opportunity to use higher level thinking skills, creativity in problem solving, and teamwork 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 \$4,000.00, including meals and lodging for 13 San Gorgonio High School students and 2 District employees, will be paid from San Gorgonio High School Account No. 039. Transportation provided by Xpress Van Rental and one private vehicle, not to exceed \$800.00, will be paid from San Gorgonio High School Account No. 039. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 13 San Gorgonio High School students and 2 District employees to attend Odyssey of the Mind State Competition, in Brentwood, California, March 31, through April 1, 2012. The cost of the trip, not to exceed \$4,000.00, including meals and lodging for 13 San Gorgonio High School students and 2 District employees, will be paid from San Gorgonio High School Account No. 039. Transportation provided by Xpress Van Rental and one private vehicle, not to exceed \$800.00, will be paid from San Gorgonio High School Account No. 039. Names of the students are on file in the Business Services office.

Requester: Principal, San Gorgonio High School
Approver: Chief Academic Officer, Educational Services Division

9.12 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.

San Bernardino High School wishes to hire Segerstrom Center for the Arts for a presentation titled "Arte Flamenco Dance Theatre" on April 27, 2012. The students will discover the depth and history of Spanish culture and understand Spain's geography as they tour this country through Flamenco Dance. The cost, not to exceed \$865.00, will be paid from San Bernardino High School Library Block Grant Budget No. 422.

Monterey Elementary School wishes to hire Anthony Hernandez for a presentation titled "Anthony the Magic" on March 30, 2012. This is a refreshing energized presentation that the students earned as a reward for meeting their fundraising goal. The cost, not to exceed \$300.00, will be paid from Monterey Elementary School ASB Account.

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:

Segerstrom Center for the Arts for a presentation titled, "Arte Flamenco Dance Theatre" on April 27, 2012. The cost, not to exceed \$865.00, will be paid from San Bernardino High School Library Block Grant Budget No. 422.

Anthony Hernandez for a presentation titled, "Anthony the Magic" on March 30, 2012. The cost, not to exceed \$300.00, will be paid from Monterey Elementary School ASB Account.

Requester: Principal, San Bernardino High School; Principal, Monterey Elementary School.
Approver: Assistant Superintendent, Student Services; Assistant Superintendent, Human Resources.

EDUCATIONAL SERVICES

Curriculum and Instruction

- 9.13 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 2003-04 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:

03/07/1989 10/26/1991 09/22/1992 02/20/1993 10/13/1993 08/03/1994

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

- 9.14 Facilities Use Agreement with California State University, San Bernardino, California
(Prepared by Business Services Division)

The Creative Before- and After-School Programs for Success (CAPS) Department requests Board of Education approval to enter into a facilities use agreement with California State University, San Bernardino, California, effective March 26, through May 27, 2012, for the CAPS mini-conference. The fee will be paid from the Restricted General Fund, After School Education and Safety Program, Account No. 459.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with California State University, San Bernardino, California, effective March 26, through May 27, 2012, for the CAPS mini-conference. The fee will be paid from the Restricted General Fund, After School Education and Safety Program, Account No. 459.

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

Requester: Director, Creative Before- and After-School Programs for Success (CAPS)
Department
Approver: Assistant Superintendent, Student Services

9.15 Facilities Use Agreement with the City of San Bernardino, Parks, Recreation and Community Services, San Bernardino, California, for the Use of the Roosevelt Bowl for High School Graduation Ceremony
(Prepared by Business Services Division)

San Andreas High School requests Board of Education approval to enter into a facilities use agreement with the City of San Bernardino, Parks, Recreation and Community Services, San Bernardino, California, effective May 21, 2012, for the use of the Roosevelt Bowl for the high school graduation ceremony. The fee will be paid from the Unrestricted General Fund, INAP, Account No. 203.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a facilities use agreement with the City of San Bernardino, Parks, Recreation and Community Services, San Bernardino, California, effective May 21, 2012, for the use of the Roosevelt Bowl for the high school graduation ceremony. The fee will be paid from the Unrestricted General Fund, INAP, Account No. 203.

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

Requester: Principal, San Andreas High School
Approver: Assistant Superintendent, Student Services

9.16 Facilities Use Agreement with YMCA of the East Valley, San Bernardino, California
(Prepared by Business Services Division)

Cypress Elementary School requests Board of Education approval to enter into a facilities use agreement with YMCA of the East Valley, San Bernardino, California, effective March 6, through May 9, 2012, for the perfect attendance pool party. The fee will be paid from the Unrestricted General Fund, ADA Incentive Plan, Account No. 039.

It is recommended that the following resolution be adopted:

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BE IT RESOLVED that the Board of Education ratifies entering into a facilities use agreement with YMCA of the East Valley, San Bernardino, California, effective March 6, through May 9, 2012, for the perfect attendance pool party. The fee will be paid from the Unrestricted General Fund, ADA Incentive Plan, Account No. 039.

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

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

- 9.17 Memorandum of Understanding with San Bernardino Valley College District, Disabled Student Programs and Services, San Bernardino, California, to Provide On-Campus Employment of District Special Education, Working on Real Careers (WORC) Students
(Prepared by Business Services Division)

The Special Education Department requests Board of Education approval to enter into a Memorandum of Understand (MOU) with San Bernardino Valley College District, Disabled Student Programs and Services, San Bernardino, California, to provide On-Campus Employment of District's Special Education, Working on Real Careers (WORC) students, effective July 1, 2012, through June 30, 2017. San Bernardino Valley College District will provide meaningful employment opportunities to high school students with developmental delays through the District's Special Education, Working on Real Careers (WORC) Program. The WORC Program will provide supervision, job coaching and transition instruction and services to students in the program. San Bernardino Valley College staff will not provide supervision of District students. Students are paid for work experience through the District's Special Education WorkAbility Program. There is no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a Memorandum of Understand (MOU) with San Bernardino Valley College District, Disabled Student Programs and Services, San Bernardino, California, to provide On-Campus Employment of District's Special Education, Working on Real Careers (WORC) students, effective July 1, 2012, through June 30, 2017. San Bernardino Valley College District will provide meaningful employment opportunities to high school students with developmental delays through the District's Special Education, Working on Real Careers (WORC) Program. The WORC Program will provide supervision, job coaching and transition instruction and services to students in the program. San Bernardino Valley College staff will not provide supervision of District students. Students are paid for work experience through the District's Special Education WorkAbility Program. There is no cost to the District.

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

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

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

It is recommended that the following resolution be adopted:

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

*(S)12/6/1997	*(S)5/9/1996	*(S)5/13/1999	*(S)6/10/1997	***(S)5/5/1995	***(S)1/29/1997
*(S)10/8/1994	*(S)10/11/1997	*(S)11/21/1998	*(S)7/13/1997	**7/18/1996	*(S)1/21/1997
*(S) 12/23/1995					

*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

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- 9.19 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.

12/5/2000

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

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

It is recommended that the following resolution be adopted:

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

4/16/1995 2/15/1999

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

- 9.21 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."

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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:

12/7/2000 12/3/2000

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

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

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

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

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

9.23 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:

7/13/1996 12/6/1998 7/9/1995 3/16/1996 3/16/1996 10/4/1998
8/5/1999

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

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

It is recommended that the following resolution be adopted:

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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

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

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

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

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

9.26 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:

3/23/92 7/20/94 9/5/95 3/8/96 12/25/96

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FACILITIES/OPERATIONS DIVISION

Facilities Management

- 9.27 Amendment No. 5 to the Professional Services Agreement with HMC Architects for Architectural and Engineering Services for Various Modernization Projects
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with HMC Architects, Ontario, CA, previously renewed by the Board on June 15, 2010, and effective through June 30, 2015. This amendment is for additional services to evaluate existing structural conditions related to the termite damage found in classroom C2 at Lytle Creek Elementary School. The cost, not to exceed \$4,600.00, plus approved reimbursables, 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 HMC Architects for additional services to evaluate existing structural conditions related to the termite damage found in classroom C2 at Lytle Creek Elementary School. The cost, not to exceed \$4,600.00, plus approved reimbursables, 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. 5.

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

- 9.28 Amendment No. 6 to the Professional Services Agreement with HMC Architects for Architectural and Engineering Services for Various Modernization Projects
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with HMC Architects, Ontario, CA, previously renewed by the Board on June 15, 2010, and effective through June 30, 2015. This amendment is to provide additional scope of work to redesign the structural support of mechanical unit AC-1a on Building A at Kendall Elementary School due to the discontinuation of the specified unit by the manufacturer. The cost, not to exceed \$3,900.00, plus approved reimbursables, 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:

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BE IT RESOLVED that the Board of Education approves revising the scope of services in the agreement with HMC Architects, to provide additional scope of work to redesign the structural support of mechanical unit AC-1a on Building A at Kendall Elementary School due to the discontinuation of the specified unit by the manufacturer. The cost, not to exceed \$3,900.00, plus approved reimbursables, 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. 6.

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

9.29 Amendment No. 7 to the Professional Services Agreement with HMC Architects for Architectural and Engineering Services for Various Modernization Projects
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with HMC Architects, Ontario, CA, previously renewed by the Board on June 15, 2010, and effective through June 30, 2015. This amendment is needed due to extended construction administration and project closeout support beyond the original construction period. The cost, not to exceed \$81,517.00, plus approved reimbursables, will be paid from Funds 21, 25, or 35.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with HMC Architects due to extended construction administration and project closeout support beyond the original construction period. The cost, not to exceed \$81,517.00, plus approved reimbursables, will be paid from Funds 21, 25, or 35.

Site	Deferred Maint.	Modernization	Total
Arrowhead Elementary School	\$12,495.00	\$20,028.00	\$32,523.00
Carmack Elementary School	--	\$16,404.00	\$16,404.00
Kendall Elementary School	\$ 8,404.00	\$24,186.00	\$32,590.00
Total Amount			\$81,517.00

BE IT FURTHER RESOLVED that the Board of Education authorizes Mohammad Z. Islam, Chief Business and Financial Officer, to sign said Amendment No. 7.

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

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9.30 Amendment No. 11 to the Professional Services Agreement with HMC Architects to Provide Architectural and Engineering Services for Indian Springs High School New Construction/Old Curtis Middle School Modernization Project
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with HMC Architects, Ontario, CA, previously renewed by the Board on July 1, 2008, and effective through June 30, 2012. This amendment is to provide additional scope of work and improvements to the Building R kitchen and for elimination of existing temporary canopy support posts at Buildings P and Q. The cost, not to exceed \$17,800.00, plus approved reimbursables, 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 HMC Architects to provide additional scope of work and improvements to the Building R kitchen and for elimination of existing temporary canopy support posts at Buildings P and Q. The cost, not to exceed \$17,800.00, plus approved reimbursables, 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. 11.

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

9.31 Amendment No. 12 to the Professional Services Agreement with HMC Architects to Provide Architectural and Engineering Services for Indian Springs High School New Construction/Old Curtis Middle School Modernization Project
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with HMC Architects, Ontario, California, previously renewed by the Board on July 1, 2008, and effective through June 30, 2012. This amendment is needed due to extended construction administration and project closeout support beyond the original construction period. The cost, not to exceed \$92,736.00, plus approved reimbursables, 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 HMC Architects due to extended construction administration and project closeout support beyond the

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original construction period. The cost, not to exceed \$92,736.00, plus approved reimbursables, 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. 12.

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

9.32 Bid No. F11-02C, HVAC Upgrades at Cajon, Pacific and San Bernardino High Schools
 (Prepared by Facilities/Operations Division)

Bid No. F11-02C, HVAC Upgrades at Cajon, Pacific and San Bernardino High Schools was advertised on January 12, 2012, in The Sun, the Precinct Reporter, and the El Chicano and again on January 19, 2012, in The Sun. Bids were opened on February 21, 2012, at 12:15 p.m. Five (5) bids were received and two were withdrawn. The lowest responsible bidder meeting the specifications of the project was awarded.

Contractors	RAN Enterprises Huntington Beach	Scorpio Ent. DBA AireMasters Air Conditioning Santa Fe Springs	Angeles Contr. Buena Park	PacWest Corp Burbank	Pars Arvin Constr. Woodland Hills
Base Bid, Including Allowances	\$5,460,000.00	\$4,960,000.00	\$5,140,000.00	\$6,447,000.00	\$7,794,000.00
Alt. No. 1	\$26,000.00	\$90,000.00	\$144,582.00	\$32,400.00	\$85,000.00
Alt. No. 2	\$26,000.00	\$95,000.00	\$144,582.00	\$32,400.00	\$75,000.00
Alt. No. 3	\$26,000.00	\$95,000.00	\$144,582.00	\$32,400.00	\$75,000.00
Alt. No. 4	\$36,000.00	\$30,000.00	\$22,949.00	\$18,200.00	\$95,000.00
Alt. No. 5	\$36,000.00	\$17,000.00	\$27,338.00	\$23,200.00	\$85,000.00
Alt. No. 6	\$36,000.00	\$20,000.00	\$26,891.00	\$23,200.00	\$60,000.00
Alt. No. 7	\$48,000.00	\$30,000.00	\$15,381.00	\$9,600.00	\$73,000.00
Alt. No. 8	\$48,000.00	\$30,000.00	\$15,381.00	\$9,600.00	\$65,000.00
Alt. No. 9	\$55,000.00	\$200,000.00	\$132,424.00	\$113,300.00	\$125,000.00
Alt. No. 10	\$55,000.00	\$310,000.00	\$144,232.00	\$96,800.00	\$145,000.00
Total Bid	* \$5,852,000.00	* \$5,877,000.00	\$5,958,342.00	\$6,838,100.00	\$8,677,000.00

* Bids were withdrawn

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bid No. F11-02C, HVAC Upgrades at Cajon, Pacific, and San Bernardino High Schools be awarded to the lowest responsible bidder meeting the specifications

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of the project including Base Bid and Alternate Nos. 4, 5, 6, 7, 8, 9 and 10. Alt. Nos. 1 - 3 were pulled by the District. The cost will be paid from Funds 21, 25, 35, 40 and 98.

Contractor	Base Bid including Allowances
Angeles Contractors, Inc.	\$5,140,000.00
Alt. No. 4 (Paint High Gym Walls at Cajon HS)	22,949.00
Alt No. 5 (Paint High Gym Walls at Pacific HS)	27,338.00
Alt. No. 6 (Paint High Gym Walls at San Bernardino HS)	26,891.00
Alt. No. 7 (Paint Gym Ceiling at Pacific HS)	15,381.00
Alt No. 8 (Paint Gym Ceiling at San Bernardino HS)	15,381.00
Alt No. 9 (Replace Toilet Room Fixtures & Finishes at Gym @ Pacific HS)	\$132,424.00
Alt No 10 (Replace Toilet Room Fixtures & Finishes at Gym @ SBHS)	\$144,232.00
Award Total	\$5,524,596.00

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

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

9.33 Bid No. F11-02D, Pacific High School Modernization, Sierra and San Andreas High Schools Modernization/HVAC Upgrades
 (Prepared by Facilities/Operations Division)

Bid No. F11-02D, HVAC Upgrades at Sierra and San Andreas High Schools was advertised on January 12, 2012, in *The Sun, the Precinct Reporter*, and *the El Chicano* and again on January 19, 2012, in *The Sun*. Bids were opened on February 24, 2012, at 12:15 p.m. Four (4) bids were received. The lowest responsible bidder meeting the specifications of the project was awarded.

Contractors	PacWest Corp. Burbank, CA	Dalke & Sons Const. Riverside, CA	Angeles Contractors Buena Park, CA	Plyco Corp. Mira Loma, CA
Base Bid, Including Allowances	\$4,867,000.00	\$5,286,000.00	\$5,492,000.00	\$6,300,000.00
Alt. No. 1	\$61,000.00	\$194,250.00	\$76,000.00	\$215,000.00
Alt. No. 2	\$50,000.00	\$126,000.00	\$69,000.00	\$152,000.00
Total Bid	\$4,978,000.00	\$5,606,250.00	\$5,637,000.00	\$6,667,000.00

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bid No. F11-02D, Pacific High School Modernization, Sierra and San Andreas High Schools Modernization/HVAC, be awarded to the lowest responsible bidder

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meeting the specifications of the project including Base Bid and Alternate Nos.1 and 2. The cost will be paid from Funds 21, 25, 35, 40 and 98.

Contractor	Base Bid including Allowances
PacWest Corporation	\$4,867,000.00
Alt. No. 1 (Energy Management System at San Andreas HS)	\$61,000.00
Alt. No. 2 (Energy Management System at Sierra HS)	\$50,000.00
Award Total	\$4,978,000.00

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

Requester: Interim Facilities Administrator, Facilities Management Department

Approver: Assistant Superintendent, Facilities/Operations Division

9.34 Ratification of Approved Change Orders
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to ratify the approval of change orders not exceeding 10 percent of the original contract amount for all District construction projects during the 2011-2012 fiscal year. Upon recommendation by County Counsel to establish a practice for ratification of these changes orders by the Board, the Facilities Management Department seeks a blanket ratification of District approved change orders from July 1, through December 31, 2011. The change orders include the change orders approved by the District and waiting for DSA approval; and the explanation for the changes.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies the District approved change orders from July 1, through December 31, 2011, for the following projects:

Group 2 - Modernization

Mt. Vernon ES

Rio Vista ES

Roosevelt ES

Group 5 - Modernization

Hillside ES

Hunt ES

Group 6 - Modernization

Anderson ES

Del Rosa ES

Monterey ES

Group 9 - Modernizations

Inghram ES

Lytle Creek ES

Richardson PREP

Serrano MS

Urbita ES

Group 11 - Modernization

Barton ES

Burbank ES

Emmertton ES

Lankershim ES

Group 7 - Modernization

Ramona-Alessandro ES
Bradley ES
Marshall ES
Warm Springs ES

New Sites

Indian Springs HS/Curtis Modernization
Middle College HS

Other Projects

Hunt ES - Phase II

Requester: Interim Facilities Administrator, Facilities Management Department

Approver: Assistant Superintendent, Facilities/Operations Division

Nutrition Services

9.35 Cafeteria Warrant Register, February 1, 2012, through February 29, 2012
(Prepared by Facilities/Operations Division)

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Cafeteria Warrant Register, February 1, 2012, through February 29, 2012, be approved.

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

Requester: Director, Nutrition Services Department

Approver: Assistant Superintendent, Facilities/Operations Division

HUMAN RESOURCES DIVISION

9.36 Payment of Master Teacher – National University
(Prepared by Human Resources Division)

The District has an agreement with National University to allow university students to do Educational Field Work in the District, under assigned master teacher, for which the District is paid an honorarium. The District is in receipt of check number 1257521 from National University in the amount of \$300.00. The District wishes to pay this honorarium to the master teacher.

It is recommended that the following resolution be adopted:

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

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Daniel Gusman \$300.00

Requester: Human Resources, Certificated
Approver: Assistant Superintendent, Certificated Human Resources

9.37 Payment of Master Teachers – California State University San Bernardino
(Prepared by Human Resources Division)

The District has an agreement with California State University San Bernardino to allow university students to do Educational Field Work in the District, under assigned master teachers, for which the District is paid an honorarium. The District is in receipt of check number 301196 from California State University San Bernardino in the amount of \$5,001.00. The District wishes to pay this honorarium to the master teachers.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during the Winter Session 2012, as provided for in the Agreement with California State University San Bernardino, as follows:

Barker, Edmund	\$166.70	Massicotte, Steve	\$166.70
Barta, Deborah	\$166.70	Montpas, Angela	\$166.70
Brading, Darla	\$166.70	Morris, Cassandra	\$166.70
Bunyea, Jeff	\$166.70	Moyer, Marsha	\$166.70
Burke, Terri	\$166.70	Paige, Rosalinda	\$166.70
Cheney, Karrie	\$166.70	Paz, Elva	\$166.70
Cook, Adrienne	\$166.70	Posiviata, Susan	\$166.70
De Jesus, Gloria	\$166.70	Quesada, Rebecca	\$166.70
Dogero, Diana	\$166.70	Ross, Tracey	\$166.70
Erwin, Karen	\$166.70	Sadlier, Catherine	\$166.70
Gomez, Elizabeth	\$166.70	Stanfield, Sherri	\$166.70
Hallberg, Lisa	\$166.70	Tesmer, Christina	\$166.70
Kubitza, Andrew	\$166.70	Thomson, Clifford	\$166.70
Light, Larry	\$166.70	Williams, Miriam	\$166.70
Loera, Denise	\$166.70	Williams, Vicky	\$166.70

Requester: Human Resources, Certificated
Approver: Assistant Superintendent, Certificated Human Resources

10.0 Action Items

- 10.1 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 Districtwide.

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

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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

10.2 Child Development Classes and Funding
(Prepared by Student Services Division)

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

BE IT RESOLVED that the Board of Education authorizes maintaining current levels of Child Development classes and absorbing a general fund encroachment of \$190,950.00 for the 2012-13 school year.

Or

BE IT RESOLVED that the Board of Education authorizes reducing Child Development programs to current levels of State funding and eliminating 12 Child Development classes and 26 certificated and classified staff.

10.3 Board Meeting Norms
(Prepared by Superintendent)

The Board will develop norms that they will abide by during School Board meetings.

10.4 Unfunded Priorities
(Prepared by Superintendent)

At the February 21, 2012 Board meeting, the Board adopted a budget cut plan to reach the \$21.7 million in estimated required cuts. As a part of the Board Adopted Cut Plan, the Board identified and prioritized three (3) categories to be restored and a 4th category of expenditure if negotiations resulted in additional savings to be applied toward the restoration of the cuts and additional expenditures in the following priority:

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<u>Restoration</u>	<u>FTE</u>	<u>Estimated Amount</u>	
Priority #1			
Elementary Counselors – Shared Schools	10.00	\$ 905,621	(ongoing)
Middle School Counselors	4.00	\$ 329,776	(ongoing)
Priority #2			
Class Size Increase from 30:1 to 33:1	24.52	\$1,561,826	(ongoing)
Priority #3			
Increase Walking Distance by ½ mile (K-6)		\$ 750,000	(ongoing)
Eliminate High School Transportation		\$ 643,848	(ongoing)
 <u>Purchase</u>			
Priority #4 - Textbooks – New Adoption (to be paid over three years @ \$3,000,000 per year)		\$9,000,000	(one-time)

Priorities cannot be implemented until funding is available.

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

BE IT RESOLVED the Board of Education sustains the plan and maintains the priority of the four (4) Categories as adopted on February 21, 2012.

Or

BE IT RESOLVED the Board of Education agrees to modify and adopt a revised priority.

10.5 K-12 Language Arts Textbook Adoption
 (Prepared by Educational Services Division)

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

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

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The Board will discuss possible funds to utilize to purchase textbooks.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education, following a discussion this evening, directs the District to use _____ funds to purchase the textbooks.

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

10.6 School Name Request
(Prepared by Superintendent)

The Board has received a request to name a school after former Ramona Alessandro Elementary School Principal Jack Oakes.

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

BE IT RESOLVED that the Board of Education denies the request to name a school after former Ramona Alessandro Elementary School Principal Jack Oakes.

Or

BE IT RESOLVED that the Board of Education approves sending the request to name a school after former Ramona Alessandro Elementary School Principal Jack Oakes to the Superintendent's School Naming Committee.

Or

BE IT RESOLVED that the Board of Education approves renaming a new or existing school after former Ramona Alessandro Elementary School Principal Jack Oakes.

Or

BE IT RESOLVED that the Board of Education approves naming a building at Ramona Alessandro Elementary School after former Principal Jack Oakes.

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10.7 Personnel Report #18, Dated March 20, 2012
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #18, dated March 20, 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 #18, dated March 20, 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.

10.8 Presentation of the San Bernardino Teachers Association (SBTA) Initial Contract Proposal to the District
(Prepared by Human Resources)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education adopts SBTA's initial contract proposal to the District.

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SESSION NINE - Closed Session

11.0 Closed Session

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

Student Matters/Discipline

Conference with Labor Negotiator

District Negotiator: 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

Public Employee Appointment

Title: Elementary Principal

Conference with Legal Counsel: Anticipated Litigation

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

Number of Cases: Four

SESSION TEN – Open Session

12.0 Action Reported from Closed Session

SESSION ELEVEN - Closing

13.0 Adjournment

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, April 3, 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:

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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 16, 2012