

**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**

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**MICHAEL J. GALLO**  
Vice President



**BOBBIE PERONG**  
Board Member

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

**DR. BARBARA FLORES**  
President

**LYNDA K. SAVAGE**  
Board Member

**JUDI PENMAN**  
Board Member

**YOLANDA ORTEGA**  
Interim Superintendent

**DANNY TILLMAN**  
Board Member

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February 7, 2012

Estimated Time

**SESSION ONE – Presentation**

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|------------|------------------------------|------------------|
| <b>1.0</b> | <b><i>Presentation</i></b>   | <b>4:00 p.m.</b> |
| 1.1        | <u>Superintendent Search</u> |                  |

**SESSION TWO - Opening**

- |            |   |                  |
|------------|---|------------------|
| <b>2.0</b> | <b><i>Opening</i></b>                   | <b>5:30 p.m.</b> |
| 2.1        | <u>Call to Order</u>                    |                  |
| 2.2        | <u>Pledge of Allegiance to the Flag</u> |                  |

**SESSION THREE – Closed Session**

- |            |                              |                  |
|------------|------------------------------|------------------|
| <b>3.0</b> | <b><i>Closed Session</i></b> | <b>5:35 p.m.</b> |
|------------|------------------------------|------------------|

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

**Potential Litigation**

**SESSION FOUR - Special Presentations**

- |            |                                       |                  |
|------------|---------------------------------------|------------------|
| <b>4.0</b> | <b><i>Special Presentations</i></b>   | <b>6:00 p.m.</b> |
| 4.1        | <u>Recognition of Presidents' Day</u> |                  |

**SESSION FIVE – Student Report/School Showcase**

- 5.0** *Student Report/School Showcase* **6:05 p.m.**  
5.1 Pacific High School

**SESSION SIX - Public Hearing**

- 6.0** *Public Hearing* **6:20 p.m.**  
6.1 Resolution Approving the District's School Facilities Needs Analysis, Adopting Alternative School Fees in Compliance with Government Code Sections 65995.5, 65995.6 and 65995.7

**SESSION SEVEN - Administrative Presentation**

- 7.0** *Administrative Presentation* **6:25 p.m.**  
7.1 Budget Cuts Plan Fiscal Year 2012-2013

**SESSION EIGHT - Administrative Reports**

- 8.0** *Administrative Reports* **6:45 p.m.**  
8.1 Williams Deciles 1-3 Schools Quarterly Report  
8.2 Quarterly Uniform Complaint Report Summary  
8.3 Realignment of District High School Boundaries

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

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

**SESSION TEN - Reports and Comments**

- 10.0** *Report by Board Members* **7:15 p.m.**  
10.1 Legislative Update  
10.2 San Bernardino Economic Development Corporation Update

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

**SESSION ELEVEN - Legislation and Action**

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

**BOARD OF EDUCATION**

- 12.1 Agreement with The Cosca Group, Fairfield, California, to Conduct a Search for a Superintendent

12.2 Approval of Minutes

**BUSINESS SERVICES DIVISION**

- 12.3 Acceptance of Gifts and Donations to the District
- 12.4 Agreement with Total Compensation Systems, Inc., Agoura Hills, California for Other Post Employment Benefits (OPEB) Actuarial Services
- 12.5 Agreement with Vicente, Lloyd & Stutzman, LLP, Glendora, California, to Perform Proposition 39 General Obligation Financial Audit
- 12.6 Commercial Warrant Registers for Period from January 1, 2012, through January 15, 2012
- 12.7 Extended Field Trip, San Bernardino High School, Palm Springs Softball Tournament, Palm Springs, California
- 12.8 Federal/State/Local District Budgets and Revisions
- 12.9 Payment for Course of Study Activities
- 12.10 Renewal of the Agreement with Valley Oak Systems, Inc., dba AON e-Solutions, San Ramon, California, to Provide License and Maintenance and Support for iVOS® Hosting Services
- 12.11 Request to Rescind Board Approval of Bid No. 21-11 Requirements Contract for Built-Up Roofing, Installation and Repair District-wide

**EDUCATIONAL SERVICES**

**Curriculum and Instruction**

- 12.12 Agreement with A2Z Educational Consultants, Inc., Hayward, California, to Provide Mathematics Targeted Support and Lesson Study
- 12.13 Agreement with San Bernardino County Probation Department, San Bernardino, California, to Provide the Foundational Achievement through Mentoring and Education (FAME) Program at District High Schools
- 12.14 Amendment No. 1 of the Agreement with #1 At-Home Tutors, Inc., Los Angeles, California, to Provide Supplementary Educational Services to District Students
- 12.15 Amendment No. 1 of the Agreement with 1 on 1 Academic Laptop Tutoring, Riverside, California, to Provide Supplementary Educational Services to District Students
- 12.16 Amendment No. 1 of the Agreement with Access to Learning, Los Angeles, California, to Provide Supplementary Educational Services to District Students
- 12.17 Amendment No. 1 of the Agreement with After School Programs, Inc., dba ASP, Deerfield Beach, Florida, to Provide Supplementary Educational Services to District Students
- 12.18 Amendment No. 1 of the Agreement with ;Alpha! Innovation through Education, Lancaster, California, to Provide Supplementary Educational Services to District Students
- 12.19 Amendment No. 1 of the Agreement with ;Aprende! Tutoring, Corona, California, to Provide Supplementary Educational Services to District Students

Board of Education Meeting  
February 7, 2012

- 12.20 Amendment No. 1 of the Agreement with Catapult Learning, LLC, Camden, New Jersey, to Provide Title I Services to Identified Students Attending a Local Private School-Our Lady of the Assumption School
- 12.21 Amendment No. 1 of the Agreement with the Parent Institute for Quality Education, Covina, California, to Provide Training for Parents of District Students Enrolled at San Geronio High School
- 12.22 Amendment No. 2 of the Agreement with Mustard Seed Tutorial Center, San Bernardino, California, to Provide Supplementary Educational Services to District Students
- 12.23 Amendment No. 3 of the Agreement with ATS Project Success, Clinton Township, Michigan, to Provide Supplementary Educational Services to District Students
- 12.24 Amendment No. 3 of the Agreement with Carter, Reddy & Associates, Inc., Southfield, Michigan, to Provide Supplementary Educational Services to District Students
- 12.25 Amendment No. 3 of the Agreement with Innovadia, LLC, Canoga Park, California, to Provide Supplementary Educational Services to District Students
- 12.26 Amendment No. 3 of the Agreement with Sure Prep Learning, LLC, Scottsdale, Arizona, to Provide Supplementary Educational Services to District Students
- 12.27 Amendment No. 3 of the Agreement with Syntelesys, Inc., dba Academia de Servicio de Tutoria, Monterey Park, California, to Provide Supplementary Educational Services to District Students
- 12.28 Amendment No. 5 of the Agreement with Bright Sky Learning, Inc., Kennett Square, Pennsylvania, to Provide Supplementary Educational Services to District Students
- 12.29 Amendment No. 5 of the Agreement with Extreme Learning, Inc., dba Aavanza Online, Morgan Hill, California, to Provide Supplementary Educational Services to District Students
- 12.30 Amendment No. 6 of the Agreement with JPR Ventures Inc., dba Sylvan Learning Center of Rialto, California, to Provide Supplementary Educational Services to District Students
- 12.31 Amendment No. 6 of the Agreement with Rocket Learning, Rancho Cucamonga, California, to Provide Supplementary Educational Services to District Students
- 12.32 Amendment No. 7 of the Agreement with Brain Hurricane, Chicago, Illinois, to Provide Supplementary Educational Services to District Students
- 12.33 Amendment No. 7 of the Agreement with Leading Edge Learning Center, Riverside, California, to Provide Supplementary Educational Services to District Students
- 12.34 Amendment No. 7 of the Agreement with Learn It Systems, Baltimore, Maryland, to Provide Supplementary Educational Services to District Students
- 12.35 Amendment No. 8 of the Agreement with Professional Tutors of America, Inc., Brea, California, to Provide Supplementary Educational Services to District Students

- 12.36 Amendment of the Agreement with Community Matters, Santa Rosa, California, to Participate in the Safe School Ambassadors® Program
- 12.37 Reimbursement of Western Association of Schools and Colleges (WASC) Visiting Committee Expenditures
- 12.38 Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability
- 12.39 Rescission of the Renewal of the Agreement with Basic Educational Services Team, Inc., Menifee, California to Provide Supplementary Educational Services to District Students

**Student Services**

- 12.40 Agreement with Patricia Imborski, Highland, California, to Provide Technical Support and Assistance to the Special Education Department
- 12.41 Amendment No. 1 of the Agreement with Frances Armenta, Grand Terrace, California, to Administer the General Education Development (GED) Test at the Adult School
- 12.42 Amendment No. 1 of the Agreement with Annette Beck, Highland, California, to Administer the General Education Development (GED) Test at the Adult School
- 12.43 Amendment No. 1 to the Agreement with John Duran, Indio, California, to Provide Federal Program Monitoring (FPM) Consulting Services to the Creative Before- and After-School Programs for Success (CAPS) Department
- 12.44 Payment for Services Rendered by Non-Classified Experts and Organizations
- 12.45 Payment for Services Rendered by Non-Classified Experts and Organizations
- 12.46 Physical Education Exemptions
- 12.47 Expulsion of Student(s)
- 12.48 Student(s) Recommended for Suspension, but Remanded Back to School Sites or Had Suspensions Reduced, Due to Errors of Due Process, Lack of Evidence, and/or Availability of Other Means of Correction
- 12.49 Student(s) Recommended for Expulsion, but Remanded Back to the School Sites Due to Errors of Due Process, Lack of Evidence and/or Availability of Other Means of Correction
- 12.50 Student(s) Not Recommended for Expulsion as Specified Under Education Code Section 48915 (a)
- 12.51 Revocation of Suspension of Expulsion
- 12.52 Lift of Expulsion of Student(s)
- 12.53 Failure to Recommend Mandatory Expulsion 48915
- 12.54 Petition to Expunge, Rescind, or Modify Expulsion

## **FACILITIES/OPERATIONS DIVISION**

### **Facilities Management**

- 12.55 Amendment No. 4 to the Agreement with Ruhнау, Ruhнау & Clarke Architects for Architectural and Engineering Services for the Captain F. Leland Norton Elementary School Project
- 12.56 Approval to Process Payments for Pending Change Orders for the Group 1 Modernization Projects at Lincoln, Riley, and Salinas Elementary Schools - MDE Group, Inc.
- 12.57 Approval to Process Payments for Pending Change Orders for the San Gorgonio High School Modernization Project - Preferred Ceilings, Inc.
- 12.58 Notice of Completion, Bid No. F08-14, Category No. 01, Group 10 – Cole, Cypress, and Highland-Pacific Elementary Schools Modernization Projects

### **Nutrition Services**

- 12.59 Bid No. NSB 2011/12-4, Nutrition Services Delivery Trucks

## **HUMAN RESOURCES DIVISION**

- 12.60 Agreement with the Law Firm of Kaufman Dolowich Voluck & Gonzo, LLP, Los Angeles, California to Provide Legal Services to the Personnel Commission
- 12.61 Amendment to the Agreement with Musick, Peeler & Garrett, LLP, Los Angeles, California, to Provide Legal Services for Labor, Personnel and Employment Issues
- 12.62 Payment of Intern Support – Azusa Unified School District
- 12.63 Payment of Master Teachers – California Baptist University
- 12.64 Payment of Master Teachers – University of Redlands

## **PERSONNEL COMMISSION**

- 12.65 Agreement with Celina Garcia Ali, Long Beach, California, to Provide Consulting Services to the Personnel Commission Department
- 12.66 Agreement with Daniel Kowallis, Moreno Valley, California, to Provide Consulting Services to the Personnel Commission Department
- 12.67 Agreement with Patricia Padilla, Fontana, California, to Provide Consulting Services to the Personnel Commission Department
- 12.68 Agreement with David Prieto, San Bernardino, California, to Provide Consulting Services to the Personnel Commission Department
- 12.69 Agreement with Azadeh Vosoughian, Irvine, California, to Provide Consulting Services to the Personnel Commission Department

### ***13.0 Action Items***

- 13.1 Budget Cuts Plan Fiscal Year 2012-2013
- 13.2 Realignment of High School Boundaries
- 13.3 Quarterly Uniform Complaint Report Summary

Board of Education Meeting  
February 7, 2012

13.4 Personnel Report #15, Dated February 7, 2012

**SESSION TWELVE - Closed Session**

**14.0 Closed Session**

**8:00 p.m.**

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

**Student Matters/Discipline**

**Conference with Labor Negotiator**

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

**Public Employee Discipline/Dismissal/Release**

**Conference with Legal Counsel: Anticipated Litigation**

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

Number of Cases: 8

**Public Employee Appointment**

Title: Coordinator, Psychological Services  
Coordinator, Special Education

**SESSION THIRTEEN – Open Session**

**15.0 Action Reported from Closed Session**

**9:00 p.m.**

**SESSION FOURTEEN - Closing**

**16.0 Adjournment**

**9:05 p.m.**

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, February 21, 2012, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Board of Education Meeting  
February 7, 2012

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

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February 7, 2012

**SESSION ONE – Presentation**

**1.0 Presentation**

1.2 Superintendent Search

Dr. George Bloch from The Cosca Group will lead a discussion on the Superintendent Search. Dr. Bloch will work with the Board members to develop the search and selection process and the proposed timeline.

**SESSION TWO - Opening**

**2.0 Opening**

2.1 Call to Order

2.2 Pledge of Allegiance to the Flag

**SESSION THREE – Closed Session**

**3.0 Closed Session**

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

**Potential Litigation**

**SESSION FOUR - Special Presentations**

**4.0**    *Special Presentations*

4.1    Recognition of Presidents' Day  
(Prepared by the Communications Office)

**WHEREAS** Presidents' Day, also known as George Washington Day, was first implemented nationwide in 1885, and was the first federal holiday to commemorate an American citizen; and

**WHEREAS** the holiday was originally celebrated on February 22, the date of George Washington's actual birthday; and

**WHEREAS** in 1971, Presidents' Day was moved to the third Monday in February; and

**WHEREAS** Presidents' Day is celebrated not only to honor the father of our great country, George Washington, but also the man who led our nation through its most tumultuous of times, Abraham Lincoln; and

**WHEREAS** we should remember and honor all U.S. presidents for their service to our country in the defense of liberty, justice, and freedom;

**THEREFORE, BE IT RESOLVED** that the Board of Education and the Superintendent of the San Bernardino City Unified School District hereby express their gratitude, appreciation, and respect for the service and dedication of the presidents of the United States of America; and

**BE IT FURTHER RESOLVED** that the Board of Education encourages all District schools to acknowledge Presidents' Day and to undertake educational activities which commemorate the history and contributions of our American presidents.

**SESSION FIVE – Student Report/School Showcase**

**5.0**    *Student Report/School Showcase*

5.1    Pacific High School

## SESSION SIX - Public Hearing

### 6.0 *Public Hearing*

- 6.1 Resolution Approving the District's School Facilities Needs Analysis, Adopting Alternative School Fees in Compliance with Government Code Sections 65995.5, 65995.6 and 65995.7  
(Prepared by Facilities/Operations Division)

With the adoption of SB 50 and Proposition 1A in 1998, school districts that meet certain requirements have the option of adopting alternative school fees (Alternative School Fees), also known as Level 2 Fees and Level 3 Fees, in accordance with Government Code Sections 65995.5, 65995.6 and 65995.7. (All further references are to the Government Code, unless indicated.) In general, Alternative School Fees, which are calculated for an individual school district, apply solely to residential construction within that school district and are in excess of the Level 1 Fee authorized by the State Allocation Board (SAB). Alternative School Fees are calculated per square foot of assessable space (Assessable Space) of new residential construction in the District as defined in Section 65995(b)(1). The Level 2 Fee is intended to represent fifty percent (50%) of a school district's school facility costs and applies when the SAB is apportioning State Funding to school districts in California. The Level 3 Fee is intended to represent one hundred percent (100%) of a school district's school facility costs.

In order to impose Alternative School Fees, the District must prepare and adopt a School Facilities Needs Analysis (SFNA). Therefore, pursuant to Section 65995.5(b), the District has caused the Dolinka Group, LLC to prepare a 2012 SFNA, (2012 SFNA) on behalf of the San Bernardino City Unified School District (District).

In compliance with Section 65995.6(a), the 2012 SFNA includes projections of the number of unhoused elementary, middle, and high school pupils generated by various types of new residential units in each category of pupils enrolled in the District. The projection of unhoused pupils is based on the historical generation rates of new residential units constructed during the previous five (5) years that are of a similar type of unit to those anticipated to be constructed either in the District or the city or county in which the District is located, and relevant planning agency information, such as multi-phased development projects, that may modify the historical figures. In accordance with Section 65995.6, the 2012 SFNA also contains a calculation of existing school building capacity, calculated pursuant to Education Code Section 17071.10. The existing school building capacity has been recalculated pursuant to Section 65995.6(a).

Pursuant to the 2012 SFNA, the Level 2 Fee amount has been calculated as four and 69/100 Dollars (\$4.69) per square foot of assessable space for new residential construction within the District. The Level 3 Fee amount has been calculated as eleven and 96/100 Dollars (\$11.96) per square foot of assessable space for new residential construction; however, the Level 3 Fee has been suspended as set forth in Section 65995.7(a)(2).

The 2012 SFNA must be adopted by resolution following a public hearing conducted by the Board. The Board will conduct a public hearing and receive public comments relating to the adoption of the SFNA on February 7, 2012. The 2012 SFNA has been on file and available for public review at the District's offices since January 6, 2012. Pursuant to Section 65352.2(c), prior to the completion of the 2012 SFNA, the Board caused notice and any relevant and available information relating to the potential expansion of existing school sites or the necessity to acquire additional school sites, including a notice of the preparation of the 2012 SFNA and offered to meet to discuss this information, to the planning commission(s) or agency(ies) of the cities and counties with land use jurisdiction within the District. In addition, the 2012 SFNA was provided to the local agencies responsible for land use planning within the District for review and comment during the thirty (30) day public review period. Notice of the time and place of the public hearing, including the location and procedure for viewing a copy of the 2012 SFNA was also published in at least one newspaper of general circulation within the District's jurisdiction not less than thirty (30) days prior to the public hearing. A copy of the 2012 SFNA was mailed not less than thirty (30) days prior to the public hearing to any person who made a written request therefor forty-five (45) days prior to 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 A SCHOOL FACILITIES NEEDS ANALYSIS, ADOPTING ALTERNATIVE SCHOOL FACILITY FEES IN COMPLIANCE WITH GOVERNMENT CODE SECTIONS 65995.5, 65995.6 AND 65995.7, ADOPTING RESPONSES TO PUBLIC COMMENTS RECEIVED AND MAKING RELATED FINDINGS AND DETERMINATIONS**

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 City of San Bernardino, the City of Highland, and the City of Colton (City or, collectively, Cities) and the unincorporated areas of San Bernardino County (County); and

WHEREAS, the Board has previously adopted and the District has imposed statutory school facility fees (Statutory School Facility Fees or Level I Fees) pursuant to Education Code Section 17620 and Government Code Section 65995(b)(1) and (b)(2), and alternative school fee amounts pursuant to Government Code Sections 65995.5 (Level 2 Fees) and 65995.7 (Level 3 Fees) or (collectively, Alternative School Facility Fees or ASFF), but desires to update its ASFF based upon a current school facilities needs analysis (2012 SFNA) prepared by the Dolinka Group, LLC in accordance with applicable law; and

WHEREAS, the Board of the District has previously by Resolution elected to participate in the school facilities funding program established pursuant to the Leroy F. Greene School Facilities Act of 1998 (SFP) for both modernization and new construction projects, and appointed a representative (District Representative) for the purpose of requesting an Eligibility Determination (ED) for funding under the SFP; and

WHEREAS, the District Representative caused to be accomplished the completion and certification of the Enrollment Certification/Projections (ECP) by submission of Form SAB 50-01, the Existing School Building Capacity (ESBC) by submission of Form SAB 50-02, and the Eligibility Determinations (ED) by submission of Form SAB 50-03 to the State Allocation Board (SAB) for approval pursuant to the SFP; and

Board of Education Meeting  
February 7, 2012

WHEREAS, the District received notification from the SAB that the District meets the eligibility requirements for new construction funding pursuant to the provisions of the SFP; and

WHEREAS, the District Representative has caused the completion and certification of Form SAB 50-04, the Application for Funding (AFF), and prior to the adoption of this Resolution submitted the AFF to the SAB for approval pursuant to the SFP; and

WHEREAS, Level 2 Fees and Level 3 Fees, upon adoption of the ASFF and during the effective period thereof, are applicable to new residential construction in accordance with applicable law, subject to the suspension of Level 3 Fees pursuant to Government Code Section 65995.7(a)(2); and

WHEREAS, pursuant to Government Code Section 65995.6(f), ASFF adopted by the Board are effective for a maximum of one (1) year; and

WHEREAS, the District has met the requirements established by Government Code Section 65995.5(b)(3) in that: (i) the District has issued debt or incurred obligations for capital outlay in an amount equivalent to a specified percentage of its local bonding capacity; (ii) at least twenty percent (20%) of the teaching stations within the District are relocatable classrooms; and (iii) a substantial enrollment of the District's students are on a multi-track, year-round calendar; and

WHEREAS, new residential construction continues to generate additional students for the District's schools and the District is required to provide school facilities for grades K-12, (School Facilities) to accommodate those students; and

WHEREAS, the District does not have sufficient funds available for the construction 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 construction; and

WHEREAS, the Board has caused to be prepared the 2012 SFNA dated January 5, 2012, pursuant to applicable law including, but not by way of limitation, Government Code Section 65995.6, prior to the adoption of ASFF; and

WHEREAS, the Board has received and considered the 2012 SFNA which includes all matters required by applicable law, including an analysis of: (a) the purpose of the ASFF; (b) the use to which the ASFF are to be put; (c) the nexus (roughly proportional and reasonable relationship) between the residential construction and (1) the facilities for which the ASFF are to be used, (2) the need for School Facilities, (3) the cost of School Facilities and the amount of ASFF from new residential construction; (d) an evaluation and projection of the number of students that will be generated by new residential construction by grade levels of the District as described by Government Code Section 65995.6; (e) a description of the new School Facilities that will be required to serve such students; and (f) the present estimated cost of such School Facilities; and

WHEREAS, the 2012 SFNA in its final form has been available to the public, for at least thirty (30) days before the Board held a public hearing on February 7, 2012 (Hearing), and considered

Board of Education Meeting  
February 7, 2012

the adoption of the ASFF, including a response by the Board to written and oral comments, if any, received by the District; and

WHEREAS, all notices of the preparation of the 2012 SFNA and adoption of ASFF, including the offer by the District to meet with any affected local planning agency relating to the potential expansion of existing school sites or the necessity to acquire additional school sites, have been given in accordance with Government Code Section 65352.2; and

WHEREAS, copies of the 2012 SFNA have been provided thirty (30) days prior to the Hearing if such written request(s) for copies were filed with the District forty-five (45) days prior to the Hearing; and

WHEREAS, the 2012 SFNA has been provided to all local agencies responsible for land use planning for review and comment in compliance with Government Code Section 65995.6(c); and

WHEREAS, the District received, considered and discussed any written and/or oral comments received by the District, and has responded to all comments, which the Board desires to adopt all such written and oral responses as the Board's response(s), if any; and

WHEREAS, as to the approval of the 2012 SFNA and ASFF, Government Code Section 65995.6(g) provides that the California Environmental Quality Act, Division 13 (commencing with Section 21000) of the Public Resources Code does not apply to the preparation, adoption, or update of the 2012 SFNA or adoption of this Resolution; and

WHEREAS, the District desires to approve the 2012 SFNA and adopt ASFF pursuant to Government Code Sections 65995.5 and 65995.7 for the purpose of establishing ASFF that may be imposed on residential construction calculated pursuant to Government Code Section 65995(b), subject to the suspension of Level 3 Fees as set forth in Government Code Section 65995.7(a)(2).

**NOW THEREFORE, THE BOARD OF EDUCATION OF THE SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE, AND ORDER AS FOLLOWS:**

Section 1. The Board does hereby find and determine that the foregoing recitals and determinations are true and correct, including not by way of limitation, its adoption of and/or responses to both written and oral comments received by the District, if any.

Section 2. The Board does hereby find and determine that the 2012 SFNA meets all applicable legal requirements, and it hereby adopts each of the findings set forth in the 2012 SFNA.

Section 3. A District Representative made a timely application to the SAB for new construction funding for which it is eligible.

Section 4. The District received notification from the SAB that the District meets the eligibility requirements for new construction funding pursuant to the provisions of the SFP.

Section 5. For purposes of Government Code Section 65995.5(b)(3): (i) the District has issued debt or incurred obligations for capital outlay in an amount equivalent to a specified percentage of its local bonding capacity; (ii) at least twenty percent (20%) of the teaching stations within the District are relocatable classrooms; and (iii) a substantial enrollment of the District's students are on a multi-track, year-round calendar.

Section 6. The District has caused to be prepared the 2012 SFNA, which is on file at the District office address and incorporated herein by this reference, which complies with all applicable statutory requirements, including the provisions of Government Code Section 65995.6.

Section 7. The Board hereby approves and adopts the 2012 SFNA for the purpose of establishing ASFF as to future new residential construction within the District, subject to the suspension of Level 3 Fees as set forth in Government Code Section 65995.7(a)(2).

Section 8. The Board finds that the purpose of the ASFF imposed upon residential construction are to fund the additional School Facilities to serve the students generated by the residential construction upon which the ASFF are imposed as provided in the 2012 SFNA and applicable law.

Section 9. The Board finds that the ASFF are hereby established as applicable to the extent set forth herein, and will be used to fund those School Facilities described in the 2012 SFNA, and such fees that these School Facilities are to serve the students generated by the new residential construction within the District as provided in the 2012 SFNA.

Section 10. The Board finds that there is a roughly proportional, reasonable relationship between the use of the ASFF and the new residential construction within the District because the ASFF 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 in accordance with applicable law as set forth in the 2012 SFNA, and such fees are less than an estimated actual cost of the School Facilities estimated to result from the new residential construction as set forth in the 2012 SFNA.

Section 11. The Board finds that there is a roughly proportional, reasonable relationship between the new residential construction upon which the ASFF 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 sufficient capacity in the existing School Facilities to accommodate these students.

Section 12. The Board finds that the amount of the ASFF 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 13. The Board finds that a separate fund (Fund) of the District and two (2) or more sub-funds (“Sub-Funds”) have been created or are authorized to be established for all monies received by the District for the deposit of Level 1 Fees, Level 2 Fees and 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 Sub-Funds at all times have been separately maintained, except for temporary investments, with other funds of the District as authorized by applicable law.

Section 14. The Board finds that the monies of the separate Fund or the separate Sub-Funds, described in Section 13, consisting of the proceeds of Level 1 Fees, Level 2 Fees and Level 3 Fees (if applicable), Commercial/Industrial Fees and Mitigation Payments have been imposed for the purposes of constructing those School Facilities necessitated by new residential construction and as further set forth in the 2012 SFNA, and, thus, these monies may be expended for all those purposes permitted by applicable law.

Section 15. The 2012 SFNA determines the need for new School Facilities for unhoused pupils that are attributable to projected enrollment growth from the construction of new residential units over the next five (5) years, based on relevant planning agency information and the historical generation rates of new residential units constructed during the previous five (5) years that are of a similar type of unit to those anticipated to be constructed within the District, and/or the County.

Section 16. The Board has identified and considered, and/or subtracted, as set forth in the 2012 SFNA, the following information in determining amounts of the Level 2 Fees and Level 3 Fees:

- (a) any surplus property owned by the District that can be used as a school site or that is available for sale to finance school facilities pursuant to Government Code Section 65995.6(b)(1);
- (b) the extent to which projected enrollment growth may be accommodated by excess capacity in existing school facilities pursuant to Government Code Section 65995.6(b)(2);
- (c) local sources other than fees, charges, dedications, or other requirements imposed on residential construction available to finance the construction of school facilities needed to accommodate any growth in enrollment attributable to the construction of new residential units pursuant to Government Code Section 65995.6(b)(3); and
- (d) the full amount of local funds the Board has dedicated to facilities necessitated by new construction, including fees, charges, dedications or other requirements imposed on commercial or industrial construction pursuant to Government Code Section 65995.5(c)(2).

Board of Education Meeting  
February 7, 2012

Section 17. The Board has calculated, as set forth in the 2012 SFNA, the maximum square foot fees, charges, or dedications to be established as ASFF that may be collected in accordance with the provisions of Government Code Sections 65995.5(c) and 65995.7(a).

Section 18. Notice and relevant and available information relating to the potential expansion of existing school sites or the necessity to acquire additional school sites, including notice of a proposed meeting regarding such information, was provided to City and County planning officials or agencies with land use jurisdiction within the District prior to the completion of the 2012 SFNA.

Section 19. The 2012 SFNA in its final form has been made available to the public for a period of not less than thirty (30) days, and that the District has made itself available to meet with any affected city or county to discuss the preparation of the 2012 SFNA, pursuant to the requirements of Government Code Section 65352.2.

Section 20. The public has had the opportunity to review and comment on the 2012 SFNA, and the Board has responded to both written and oral comments it has received, if any, regarding the 2012 SFNA.

Section 21. In responding to written comments pursuant to Government Code Section 65995.6(c), the Board does hereby adopt any and/or all such response(s) made by District staff and/or its consultants as its own response(s), and/or adopts such response(s) as modified by the Board at the Hearing.

Section 22. Notice of the time and place of the Hearing to adopt the 2012 SFNA, including the location and procedure for viewing or requesting a copy of the proposed 2012 SFNA has been published in at least one newspaper of general circulation within the jurisdiction of the District at least thirty (30) days prior to the Hearing.

Section 23. The District has caused to be mailed a copy of the 2012 SFNA not less than thirty (30) days prior to the Hearing to any person who made a written request forty-five (45) days prior to the Hearing.

Section 24. The 2012 SFNA has been provided to all local agencies responsible for land use planning for review and comment in compliance with Government Code Section 65995.6(c).

Section 25. The Board conducted the required Hearing prior to adoption of the 2012 SFNA and the ASFF, at which time all persons desiring to be heard on all matters pertaining to the 2012 SFNA were heard, all responses to such comments received were made by the Board, if any, and all information presented was duly considered.

Section 26. The Board hereby adopts ASFF and establishes the ASFF on new residential construction projects within the District in the following amounts:

(a) Pursuant to Government Code Section 65995.6, Level 2 Fees in the amount of Four and 69/100 Dollars (\$4.69) per square foot of Assessable Space for new residential

construction, including new residential projects, manufactured homes and mobilehomes as authorized under Education Code Section 17625.

(b) Pursuant to Government Code Section 65995.7, Level 3 Fees in the amount of Eleven and 96/100 Dollars (\$11.96) per square foot of Assessable Space for new residential construction, including new residential projects, manufactured homes and mobilehomes as authorized under Education Code Section 17625.

(c) However, these amounts shall not be imposed on any construction project used exclusively for housing senior citizens, as described in Civil Code Section 51.3, or as described in subsection (k) of Section 1569.2 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 mobilehome park, subdivision, cooperative or condominium for mobilehomes limited to older persons as defined by the Federal Fair Housing Amendments of 1988. Additionally, Level 3 Fees shall not be levied by the District until authorized by Government Code Section 65995.7(a)(2).

Section 27. ASFF, upon adoption and during the effective period thereof, are applicable to residential construction in lieu of Level 1 Fees in accordance with applicable law, except that Level 3 Fees are suspended pursuant to Government Code Section 65995.7(a)(2).

Section 28. The proceeds of the ASFF increased and established pursuant to this Resolution shall continue to be deposited into those Sub-Funds of the Funds identified in Section 13 of this Resolution, the proceeds of which shall be used exclusively for the purpose for which the ASFF are to be collected.

Section 29. The Superintendent, or designee, is directed to cause a copy of this Resolution to be delivered to the building officials of the affected cities and county within the District's boundaries, along with a copy of all the supporting documentation referenced herein, and a map of the District clearly indicating the boundaries thereof, advising such entities that new residential construction is subject to the ASFF 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 construction project, mobilehome or manufactured home subject to the ASFF absent a certificate of compliance (Certificate of Compliance) from this District demonstrating compliance of such project with the requirements of the ASFF, 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 ASFF.

Section 30. The Superintendent, or designee, is authorized to cause a Certificate of Compliance to be issued for each construction project, mobilehome and manufactured home for which there is compliance with the requirement for payment of the ASFF in the amounts specified by this Resolution. In the event a Certificate of Compliance is issued for the payment of ASFF for a construction project, mobilehome or manufactured home, and it is later determined that the statement or other representation made by an authorized party concerning the construction 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 City or County shall be so notified.

Section 31. Regarding the timely provision of a Certificate of Compliance by the District for residential construction, although not required by applicable law, the Board hereby determines that the 2012 SFNA is a proposed construction plan for purposes of requiring payment of ASFF prior to the issuance of any building permit for new residential construction in accordance with Government Code Section 66007, and that all ASFF are appropriated for the purpose of accomplishing such construction plan.

Section 32. 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 33. If any portion or provision this Resolution is held to be invalid, the remaining provisions of this Resolution are intended to be and shall remain valid.

Section 34. If the Level 2 Fees and/or the Level 3 Fees are held to be invalid (other than the suspension under Government Code Section 65995.7(a)(2)), Statutory School Facility Fees, in amounts determined by applicable law at such time, are intended to be, and shall remain, in full force and effect.

Section 35. The ASFF adopted by this Resolution shall take effect immediately upon such adoption and shall be effective for a maximum of one (1) year, subject to the suspension of Level 3 Fees as set forth in Government Code Section 65995.7(a)(2).

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

## **SESSION SEVEN - Administrative Presentation**

### ***7.0 Administrative Presentation***

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

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

Board of Education Meeting  
February 7, 2012

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

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

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

**SESSION EIGHT - Administrative Reports**

**8.0 *Administrative Reports***

8.1 Williams Deciles 1-3 Schools Quarterly Report  
(Prepared by Superintendent)

California Education Code section 1240 requires that the County Superintendent visit all deciles 1-3 schools (Williams monitored schools currently based on the 2009 Academic Performance Index [API]) identified in the county and report the results of his findings on a quarterly basis. Commencing with 2008-09, Education Code section 52055.740 (4) requires that the visits include Quality Education Investment Act schools (even if they are not currently identified as Williams monitored schools) as they are subject to meeting all of the Williams Settlement requirements.

The instructional materials sufficiency reviews, facilities inspections, School Accountability Report Card (SARC) reviews, and California High School Exit Examination (CAHSEE) site validation reviews (as appropriate) were conducted during the first quarter of the 2011-12 fiscal year and the findings were reported in October 2011. The annual teacher assignment monitor and review process began November 30, 2011, and concludes by report to the California Commission on Teacher Credentialing on July 1, 2012. The final teacher assignment information will be provided in the fourth quarterly report.

There are no findings to report in the following areas:

1. Instructional Materials
2. School Facilities
3. SARC
4. Teacher Assignment
5. CAHSEE Intensive Instruction and Services

Board of Education Meeting  
 February 7, 2012

8.2 Quarterly Uniform Complaint Report Summary  
 (Prepared by the Employee Relations Division)

Pursuant to legislation passed as a result of the Williams Case and Valenzuela Settlement Agreements, districts must report summarized data on the nature and resolution of all complaints on a quarterly basis to the governing board, at a regularly scheduled board meeting. The following is the quarterly report for the period from October to December, 2011, pursuant to Section 4686(b) of Title 5, Division 1, Chapter 5.1, Subchapter 1, Article 8 of the California Code of Regulations.

Williams and Valenzuela Settlement Legislation  
 Quarterly Report Summary

Quarterly Uniform Complaint Report Summary

For submission to school district governing board and county office of education

District Name: San Bernardino City Unified School District

Quarter covered by this report: October – December 2011

UCP Areas	Number of Complaints Received in Quarter	Number of Complaints Resolved	Number of Complaints Unresolved (Quarter)	Number of Complaints Unresolved (Historic)
Instructional Materials	0	0	0	0
Facilities	0	2*	0	0
Teacher Vacancy and Misassignment	0	0	0	0
CAHSEE Intensive Instructions for High School Exit Exam	0	0	0	0
Totals	0	2	0	0

\* Complaints received in previous quarter, July-September 2011

Submitted by: Marie Arakaki  
 Title: Affirmative Action Director

8.3 Realignment of District High School Boundaries  
(Prepared by Facilities/Operations Division)

As the Board of Education is aware, the District will be opening our much-anticipated new school, Indian Springs High School, effective 2012-2013 school year. Because of this, high school boundaries must be realigned. This new alignment will help to reduce populations of other schools and benefit students who are currently bused from greater distances. Facilities Management assessed the new boundaries based on several factors:

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

Indian Springs High School will open with 9<sup>th</sup> and 10<sup>th</sup> grade students, with the option for 10<sup>th</sup> grade students to remain at their current high school, via a Request for Change of School.

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

**9.0 *Other Matters Brought by Citizens***

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

**SESSION TEN - Reports and Comments**

**10.0 *Report by Board Members***

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

Board of Education Meeting  
February 7, 2012

10.1 Legislative Update

10.2 San Bernardino Economic Development Corporation Update

**11.0 Report by Superintendent and Staff Members**

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

**SESSION ELEVEN - Legislation and Action**

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

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

**BOARD OF EDUCATION**

12.1 Agreement with The Cosca Group, Fairfield, California, to Conduct a Search for a Superintendent  
(Prepared by Business Services Division)

On January 10, 2012, Agenda Item 11.1, the Board of Education selected The Cosca Group, Fairfield, California, to conduct the selection process for a Superintendent, effective January 10, 2012. The cost, not to exceed \$39,200.00, will be paid from the Unrestricted General Fund—Superintendent’s Office, Account No. 067.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with The Cosca Group, Fairfield, California, to conduct a search for a Superintendent, effective January 10, 2012, as approved by Board on January 10, 2012, Agenda Item 11.1. The cost, not to exceed \$39,200.00, will be paid from the Unrestricted General Fund—Superintendent’s Office, Account No. 067.

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

Requester/Approver: Board of Education

Board of Education Meeting  
February 7, 2012

12.2 Approval of Minutes  
(Prepared by Superintendent's Office)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on January 10, 2012, be approved as presented.

**BUSINESS SERVICES DIVISION**

12.3 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
Ramona Alessandro Elementary School	Rotary Club of San Bernardino, San Bernardino, California	\$300.00 to support the ASB	\$300.00
Human Resources Classified	SchoolsFirst Federal Credit Union, Santa Ana, California	\$100.00 to be used for the Holiday party	\$100.00
E. Neal Roberts Elementary School	The Gas Company Los Angeles, California	\$1,000.00 to be used towards the purchase of classroom library books and reading count books	\$1,000.00
Rodriguez PREP Academy	San Manuel Band of Mission Indians, Highland, California	\$5,000.00 to be used towards the purchase of (1) chime and (5) flutes for the Advanced Band	\$5,000.00
Rodriguez PREP Academy	All Management Corporation, Los Angeles, California	\$250.00 to support the Career and College Club for supplies, food, and college visit expenses	\$250.00
Cajon High School	Kevin Clark, Port Townsend, Washington	\$2,000.00 to support the AVID Program	\$2,000.00
SBCUSD	SchoolsFirst Federal Credit Union, Santa Ana, California	\$915.00 to be used as needed	\$915.00

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

It is recommended that the following resolution be adopted:

Board of Education Meeting  
February 7, 2012

BE IT RESOLVED that the Board of Education acknowledges receipt of \$300.00, Rotary Club of San Bernardino, San Bernardino, California; \$100.00, SchoolsFirst Federal Credit Union, Santa Ana, California; \$1,000.00, The Gas Company, Los Angeles, California; \$5,000.00, San Manuel Band of Mission Indians, Highland, California; \$250.00, All Management Corporation, Los Angeles, California; \$2,000.00, Kevin Clark, Port Townsend, Washington; and \$915.00, SchoolsFirst Federal Credit Union, Santa Ana, California.

Requester: Various

Approver: Chief Business and Financial Officer, Business Services Division

12.4 Agreement with Total Compensation Systems, Inc., Agoura Hills, California for Other Post Employment Benefits (OPEB) Actuarial Services  
(Prepared by Business Services Division)

The Workers' Compensation Department requests Board of Education approval to enter into an agreement with Total Compensation Systems, Inc., Agoura Hills, California, to perform the actuary for the District's Other Post Employment Benefits (OPEB) plan in accordance with California Public Employees Retirement System (CalPERS) actuarial assumptions, effective February 8, 2012, through June 30, 2012. Total Compensation Systems, Inc., is a noted actuarial company listed with CalPERS that performed actuaries for many school districts in the area. The fee, not to exceed \$7,300.00, will be paid from the Unrestricted General Fund—Business Services Accounting/Payroll, Account No. 068.

Government Accounting Standards Board (GASB) Statement 45 requires school districts with revenues of \$100 million or more that offer OPEB to its employees to apply GASB 45 regulations. This includes the review of OPEB obligations by an actuary every two years and a strategy for funding the obligations. The District's OPEB covers medical, dental, vision and prescription benefits for five years after retirement or up to 65 years of age.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Total Compensation Systems, Inc., Agoura Hills, California, to perform the actuary for the District's Other Post Employment Benefits (OPEB) plan in accordance with California Public Employees Retirement System (CalPERS) actuarial assumptions, effective February 8, 2012, through June 30, 2012. Total Compensation Systems, Inc., is a noted actuarial company listed with CalPERS that performed actuaries for many school districts in the area. The fee, not to exceed \$7,300.00, will be paid from the Unrestricted General Fund—Business Services Accounting/Payroll, Account No. 068.

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

Board of Education Meeting  
February 7, 2012

Requester: Interim Director, Workers' Compensation Department  
Approver: Chief Business and Financial Officer, Business Services Division

12.5 Agreement with Vicente, Lloyd & Stutzman, LLP, Glendora, California, to Perform Proposition 39 General Obligation Financial Audit  
(Prepared by Business Services Division)

California law requires districts that have passed a general obligation bond under Proposition 39 to complete an independent financial and performance audit on an annual basis, and in accordance with Section 15286 of the California Education Code. Request for Proposal (RFP) No. 12-14R(12/11) was published December 8, 2011, December 16, 2011, and opened January 6, 2012. RFPs were mailed to seven (7) accounting firms: Christy White Accountancy Corporation, San Diego, California; Crowe Horwath, Sherman Oaks, California; Nigro & Nigro, Murrieta, California; Perry-Smith, Sacramento, California; Vavrinek, Trine, Day & Co., LLP, Rancho Cucamonga, California; Vincenti, Lloyd & Stutzman, LLP, Glendora, California; Windes & McClaughry Accountancy Corp., Irvine, California and the San Bernardino Chamber of Commerce.

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

It is recommended that the following resolution be adopted:

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

BE IT ALSO RESOLVED that a fully responsive proposal was received from Nigro & Nigro with a proposed fee of \$10,000 for the 1<sup>st</sup> year, \$10,000 Optional 2<sup>nd</sup> year audit fee, \$10,500 Optional 3<sup>rd</sup> year audit fee, and additional audit services to be provided in accordance with hourly rate fee proposal.

BE IT ALSO RESOLVED that a fully responsive proposal was received from Vincenti, Lloyd & Stutzman, LLP with a proposed fee of \$12,500 for the 1<sup>st</sup> year, \$12,500 Optional 2<sup>nd</sup> year audit fee, \$12,500 Optional 3<sup>rd</sup> year audit fee, and additional audit services to be provided in accordance with hourly rate fee proposal.

BE IT ALSO RESOLVED that the Board of Education approves entering into an agreement with Vincenti, Lloyd & Stutzman, LLP, deemed by the selection committee to be the overall lowest responsive, responsible bidder demonstrating size, capacity, experience and expertise to perform the required services, effective February 8, 2012 with an option to extend annually, not to exceed a total of three years. The cost will be paid from the Facilities Capital Improvement Program - Fund 21.

Board of Education Meeting  
February 7, 2012

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

Requester: Director, Accounting Services

Approver: Chief Business & Financial Officer, Business Services Division

12.6 Commercial Warrant Registers for Period from January 1, 2012, through January 15, 2012  
(Prepared by Business Services Division)

It is requested that the Board of Education approve the Commercial Warrant Register and authorize specific individuals to sign disbursements on its behalf.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Commercial Warrant Register for period from January 1, 2012, through January 15, 2012, be approved.

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

Requester: Director, Accounting Services

Approver: Chief Business and Financial Officer, Business Services Division

12.7 Extended Field Trip, San Bernardino High School, Palm Springs Softball Tournament, Palm Springs, California  
(Prepared by Business Services Division)

San Bernardino High School requests Board of Education approval of an extended field trip for 15 San Bernardino High School students, 5 parent chaperones and 3 District employees, to attend the Palm Springs Softball Tournament, in Palm Springs, California, from March 2, 2012, through March 3, 2012.

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

The cost of the trip, not to exceed \$1,100.00, including meals and lodging for 15 San Bernardino High School students, 5 parent chaperones and 3 District employees, will be paid from "Adopt a Cardinal" fundraiser and San Bernardino High School ASB Softball Funds. Transportation provided by Express Van Rental, not to exceed \$350.00, will be paid from "Adopt a Cardinal"

Board of Education Meeting  
February 7, 2012

fundraiser and San Bernardino High School ASB Softball Funds. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 15 San Bernardino High School students, 5 parent chaperones and 3 District employees, to attend the Palm Springs Softball Tournament, in Palm Springs, California, from March 2, 2012, through March 3, 2012. The cost of the trip, not to exceed \$1,100.00, including meals and lodging for 15 San Bernardino High School students, 5 parent chaperones and 3 District employees, will be paid from "Adopt a Cardinal" fundraiser and San Bernardino High School ASB Softball Funds. Transportation provided by Express Van Rental, not to exceed \$350.00, will be paid from "Adopt a Cardinal" fundraiser and San Bernardino High School ASB Softball Funds. Names of the students are on file in the Business Services office.

Requester: Principal, San Bernardino High School

Approver: Chief Business and Financial Officer, Business Services Division

12.8 Federal/State/Local District Budgets and Revisions  
(Prepared by Business Services Division)

Throughout the year, the District is advised by federal, state, and local agencies of program entitlements and any additions and/or reductions in funds available for already-approved programs. The following programs requested by the Board of Education affect the restricted and unrestricted portions in the budgets of the District funds. In order to adjust the program budgets, it is necessary to have Board of Education approval.

The restricted program, CTE Teach (318) was not included in the Fiscal Year 2011-2012 approved budget. Based on the letter received from Colton-Redlands-Yucaipa ROP Office on January 12, 2012, an increase in the amount of \$24,950.00 will result in a revised total of \$24,950.00.

The restricted program, Preschool Local (589) was included in the Fiscal Year 2011-2012 approved budget in the amount of \$264,040.00. Based on the grant award notification received from the California Development of Education on January 13, 2012, an increase in the amount of \$1,972.00 will result in a revised total of \$266,012.00.

The restricted program, Special Ed Salaries-3310 (801) was included in the Fiscal Year 2011-2012 approved budget in the amount of \$9,693,590.00. Based on the grant award notification received from the California Development of Education on January 10, 2012, an increase in the amount of \$72,387.00 will result in a revised total of \$9,765,977.00.

It is recommended that the following resolution be adopted:

Board of Education Meeting  
February 7, 2012

BE IT RESOLVED that the Board of Education approves the addition of \$24,950.00 in the budgeting of revenues and expenditures for the restricted program, CTE Teach (318).

BE IT ALSO RESOLVED that the Board of Education approves the addition of \$1,972.00 in the budgeting of revenues and expenditures for the restricted program, Preschool Local (589).

BE IT FURTHER RESOLVED that the Board of Education approves the addition of \$72,387.00 in the budgeting of revenues and expenditures for the restricted program, Special Ed Salaries-3310 (801).

Requester: Director, Fiscal Services

Approver: Chief Business and Financial Officer, Business Services Division

12.9 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.

Marshall Elementary School wishes to hire Tai Mantis Kung Fu for a presentation titled "Chinese New Year" on February 6, 2012. This presentation will educate everyone, both in the audience and on stage. Students will learn about the history and traditions of the Chinese New Year. The cost, not to exceed \$50.00, will be paid from Marshall Elementary School Budget No. 039.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies payment to the following:

Tai Mantis Kung Fu for a presentation titled, "Chinese New Year" on February 6, 2012. The cost, not to exceed \$50.00, will be paid from Marshall Elementary School Budget No. 039.

Requester: Principal, Marshall Elementary School

Approver: Chief Business and Financial Officer, Business Services Division

12.10 Renewal of the Agreement with Valley Oak Systems, Inc., dba AON e-Solutions, San Ramon, California, to Provide License and Maintenance and Support for iVOS® Hosting Services  
(Prepared by Business Services Division)

The Employee Benefits/Workers' Compensation Department requests Board of Education approval to renew the agreement with Valley Oak Systems, Inc., dba AON e-Solutions, San Ramon, California, to provide a software license and maintenance and support for the iVOS®

Board of Education Meeting  
February 7, 2012

Hosting Services software for the District, effective July 1, 2011, through June 30, 2012. The iVOS® Hosting Services allows AON to review and make payment recommendations on medical treatment based on compliance with applicable fee schedules, and allows the District access to PPO networks that have negotiated contract rates with hospitals and providers. The cost, not to exceed \$30,000.00, will be paid from the Restricted General Fund—Workers' Compensation Fund 67, Account 00D.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with Valley Oak Systems, Inc., dba AON e-Solutions, San Ramon, CA, to provide a software license and maintenance and support for the iVOS® Hosting Services software for the District, effective July 1, 2011, through June 30, 2012. The iVOS® Hosting Services allows AON to review and make payment recommendations on medical treatment based on compliance with applicable fee schedules, and allows the District access to PPO networks that have negotiated contract rates with hospitals and providers. The cost, not to exceed \$30,000.00, will be paid from the Restricted General Fund—Workers' Compensation Fund 67, Account 00D.

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

Requester: Interim Director, Employee Benefits/Workers' Compensation Department  
Approver: Chief Business and Financial Officer, Business Services Division

12.11 Request to Rescind Board Approval of Bid No. 21-11 Requirements Contract for Built-Up Roofing, Installation and Repair District-wide  
(Prepared by Business Services Division)

The Purchasing Department requests Board of Education approval to rescind contract award to Inland Valley Roofing, San Bernardino, California, approved by the Board on August 16, 2011, for failure of the contractor to meet bid specification bonding requirements.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves rescinding contract award to Inland Valley Roofing, San Bernardino, California, Agenda Item No. 8.11, approved by the Board on August 16, 2011, Bid No. 21-11 Requirements Contract for Built-Up Roofing, Installation and Repair District-wide, for failure of the contractor to meet bid specification bonding requirements.

BE IT ALSO RESOLVED that the Board of Education award the bid to the next lowest bidder, Bell Roof Company, San Bernardino, California, based on the bidder meeting District specifications as follows:

Board of Education Meeting  
February 7, 2012

BIDDER

COMPOSITE UNIT BID PRICE

Bell Roof Company  
San Bernardino, California

\$ 573.00

BE IT ALSO RESOLVED that the initial contract term shall be for one year from Board award, and may be extended in 12-month increments, not to exceed a total of five years. The cost will be charged to deferred and non-deferred maintenance, Unrestricted General Fund 01.

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

Requester: Director, Purchasing Department

Approver: Chief Business and Financial Officer, Business Services Division

EDUCATIONAL SERVICES

*Curriculum and Instruction*

- 12.12 Agreement with A2Z Educational Consultants, Inc., Hayward, California, to Provide Mathematics Targeted Support and Lesson Study  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to enter into an agreement with A2Z Educational Consultants, Inc., Hayward, California, to provide Mathematics Targeted Support and Lesson Study, effective February 8, 2012, through May 31, 2012. The training will develop teachers' knowledge of mathematics content, how students learn mathematics, effective instructional and assessment practices, and understanding the components of a good lesson and building quality lessons as a team. The cost, not to exceed \$84,000.00, will be paid from the Restricted General Fund—Title 1 PI School Support, Account No. 524.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with A2Z Educational Consultants, Inc., Hayward, California, to provide Mathematics Targeted Support and Lesson Study, effective February 8, 2012, through May 31, 2012. The training will develop teachers' knowledge of mathematics content, how students learn mathematics, effective instructional and assessment practices, and understanding the components of a good lesson and building quality lessons as a team. The cost, not to exceed \$84,000.00, will be paid from the Restricted General Fund—Title 1 PI School Support, Account No. 524.

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

Board of Education Meeting  
February 7, 2012

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

12.13 Agreement with San Bernardino County Probation Department, San Bernardino, California, to Provide the Foundational Achievement through Mentoring and Education (FAME) Program at District High Schools  
(Prepared by Business Services Division)

The Educational Services Division requests Board of Education approval to enter into an agreement with the San Bernardino County Probation Department, San Bernardino, California, to provide the Foundational Achievement through Mentoring and Education (FAME) Program at the following high schools—Arroyo Valley, Pacific, San Bernardino, and San Gorgonio, effective February 8, 2012, through August 10, 2012. The purpose of the FAME Program is to diminish opportunities for at-risk students to engage in risk seeking behaviors, academic sabotage, and reduce other barriers to academic achievement and pro-social leadership development. There is no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with the San Bernardino County Probation Department, San Bernardino, California, to provide the Foundational Achievement through Mentoring and Education (FAME) Program at the following high schools—Arroyo Valley, Pacific, San Bernardino, and San Gorgonio, effective February 8, 2012, through August 10, 2012. The purpose of the FAME Program is to diminish opportunities for at-risk students to engage in risk seeking behaviors, academic sabotage, and reduce other barriers to academic achievement and pro-social leadership development. There is no cost to the District.

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

Requester: Chief Academic Officer, Educational Services Division  
Approver: Chief Business and Financial Officer, Business Services Division

12.14 Amendment No. 1 of the Agreement with #1 At-Home Tutors, Inc., Los Angeles, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with #1 At-Home Tutors, Inc., Los Angeles, California, approved by the Board on October 18, 2011, Agenda Item 9.13. The amendment is necessary to add \$31,318.25 to the original fee of \$12,527.30 for an aggregate total not to exceed \$43,845.55 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child

Board of Education Meeting  
February 7, 2012

Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with #1 At-Home Tutors, Inc., Los Angeles, California, approved by the Board on October 18, 2011, Agenda Item 9.13. The amendment is necessary to add \$31,318.25 to the original fee of \$12,527.30 for an aggregate total not to exceed \$43,845.55 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

Requester: Director, Accountability Department

Approver: Chief Academic Officer, Educational Services Division

- 12.15 Amendment No. 1 of the Agreement with 1 on 1 Academic Laptop Tutoring, Riverside, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with 1 on 1 Academic Laptop Tutoring, Riverside, California, approved by the Board on October 18, 2011, Agenda Item 9.16. The amendment is necessary to add \$52,614.66 to the original fee of \$12,527.30 for an aggregate total not to exceed \$65,141.96 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with 1 on 1 Academic Laptop Tutoring, Riverside, California, approved by the Board on October 18, 2011, Agenda Item 9.16. The amendment is necessary to add \$52,614.66 to the original fee of \$12,527.30 for an aggregate total not to exceed \$65,141.96 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

Board of Education Meeting  
February 7, 2012

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

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

12.16 Amendment No. 1 of the Agreement with Access to Learning, Los Angeles, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Access to Learning, Los Angeles, California, approved by the Board on October 18, 2011, Agenda Item 9.19. The amendment is necessary to add \$18,790.95 to the original fee of \$12,527.30 for an aggregate total not to exceed \$31,318.25 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Access to Learning, Los Angeles, California, approved by the Board on October 18, 2011, Agenda Item 9.19. The amendment is necessary to add \$18,790.95 to the original fee of \$12,527.30 for an aggregate total not to exceed \$31,318.25 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

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

12.17 Amendment No. 1 of the Agreement with After School Programs, Inc., dba ASP, Deerfield Beach, Florida, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with After School Programs, Inc., dba ASP, Deerfield Beach, Florida, approved by the Board on October 18, 2011, Agenda Item 9.21. The amendment is necessary to add \$135,294.84 to the original fee of \$12,527.30 for an aggregate total not to exceed \$147,822.14 due to the increase in

Board of Education Meeting  
February 7, 2012

the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with After School Programs, Inc., dba ASP, Deerfield Beach, Florida, approved by the Board on October 18, 2011, Agenda Item 9.21. The amendment is necessary to add \$135,294.84 to the original fee of \$12,527.30 for an aggregate total not to exceed \$147,822.14 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

Requester: Director, Accountability Department

Approver: Chief Academic Officer, Educational Services Division

- 12.18 Amendment No. 1 of the Agreement with ¡Alpha! Innovation through Education, Lancaster, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with ¡Alpha! Innovation through Education, Lancaster, California, approved by the Board on October 18, 2011, Agenda Item 9.22. The amendment is necessary to add \$17,538.22 to the original fee of \$12,527.30 for an aggregate total not to exceed \$30,065.52 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with ¡Alpha! Innovation through Education, Lancaster, California, approved by the Board on October 18, 2011, Agenda Item 9.22. The amendment is necessary to add \$17,538.22 to the original fee of \$12,527.30 for an aggregate total not to exceed \$30,065.52 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

Board of Education Meeting  
February 7, 2012

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

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

12.19 Amendment No. 1 of the Agreement with ¡Aprende! Tutoring, Corona, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with ¡Aprende! Tutoring, Corona, California, approved by the Board on October 18, 2011, Agenda Item 9.23. The amendment is necessary to add \$40,087.36 to the original fee of \$12,527.30 for an aggregate total not to exceed \$52,614.66 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with ¡Aprende! Tutoring, Corona, California, approved by the Board on October 18, 2011, Agenda Item 9.23. The amendment is necessary to add \$40,087.36 to the original fee of \$12,527.30 for an aggregate total not to exceed \$52,614.66 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

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

12.20 Amendment No. 1 of the Agreement with Catapult Learning, LLC, Camden, New Jersey, to Provide Title I Services to Identified Students Attending a Local Private School-Our Lady of the Assumption School  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Catapult Learning, LLC, Camden, New Jersey, approved by Board on October 4, 2011, Agenda Item 8.22. The amendment is necessary to extend the term of the agreement to June 30,

Board of Education Meeting  
February 7, 2012

2012, to provide Title I Services to eligible students attending Our Lady of the Assumption School. 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 Catapult Learning, LLC, Camden, New Jersey, approved by Board on October 4, 2011, Agenda Item 8.22. The amendment is necessary to extend the term of the agreement to June 20, 2012, to provide Title I Services to eligible students attending Our Lady of the Assumption School. All other terms and conditions remain the same.

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

12.21 Amendment No. 1 of the Agreement with the Parent Institute for Quality Education, Covina, California, to Provide Training for Parents of District Students Enrolled at San Gorgonio High School  
(Prepared by Business Services Division)

San Gorgonio High School requests Board of Education approval to amend the agreement with the Parent Institute for Quality Education, Covina, California, approved by Board on September 6, 2011, Agenda Item 9.18. The amendment is necessary to add \$4,230.00 to the original fee of \$6,000.00 for an aggregate total not to exceed \$10,230.00 due to the increased number of parents of District students enrolled at San Gorgonio High School that graduated. The additional fee will be paid from the Restricted General Fund—Economic Impact Aid State Compensatory Education, Account No. 420.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with the Parent Institute for Quality Education, Covina, California, approved by Board on September 6, 2011, Agenda Item 9.18. The amendment is necessary to add \$4,230.00 to the original fee of \$6,000.00 for an aggregate total not to exceed \$10,230.00 due to the increased number of parents of District students enrolled at San Gorgonio High School that graduated. The additional fee will be paid from the Restricted General Fund—Economic Impact Aid State Compensatory Education, Account No. 420.

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

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

Board of Education Meeting  
February 7, 2012

12.22 Amendment No. 2 of the Agreement with Mustard Seed Tutorial Center, San Bernardino, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Mustard Seed Tutorial Center, San Bernardino, California, approved by the Board on October 18, 2011, Agenda Item 9.68. The amendment is necessary to add \$17,538.22 to the original fee of \$12,527.30 for an aggregate total not to exceed \$30,065.52 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Mustard Seed Tutorial Center, San Bernardino, California, approved by the Board on October 18, 2011, Agenda Item 9.68. The amendment is necessary to add \$17,538.22 to the original fee of \$12,527.30 for an aggregate total not to exceed \$30,065.52 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

Requester: Director, Accountability Department

Approver: Chief Academic Officer, Educational Services Division

12.23 Amendment No. 3 of the Agreement with ATS Project Success, Clinton Township, Michigan, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with ATS Project Success, Clinton Township, Michigan, approved by the Board on October 18, 2011, Agenda Item 9.47. The amendment is necessary to add \$56,372.85 to the original fee of \$12,527.30 for an aggregate total not to exceed \$68,900.15 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

Board of Education Meeting  
February 7, 2012

BE IT RESOLVED that the Board of Education approves amending the agreement with ATS Project Success, Clinton Township, Michigan, approved by the Board on October 18, 2011, Agenda Item 9.47. The amendment is necessary to add \$56,372.85 to the original fee of \$12,527.30 for an aggregate total not to exceed \$68,900.15 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

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

12.24 Amendment No. 3 of the Agreement with Carter, Reddy & Associates, Inc., Southfield, Michigan, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Carter, Reddy & Associates, Inc., Southfield, Michigan, approved by the Board on October 18, 2011, Agenda Item 9.53. The amendment is necessary to add \$25,054.60 to the original fee of \$12,527.30 for an aggregate total not to exceed \$37,581.90 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Carter, Reddy & Associates, Inc., Southfield, Michigan, approved by the Board on October 18, 2011, Agenda Item 9.53. The amendment is necessary to add \$25,054.60 to the original fee of \$12,527.30 for an aggregate total not to exceed \$37,581.90 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

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

Board of Education Meeting  
February 7, 2012

12.25 Amendment No. 3 of the Agreement with Innovadia, LLC, Canoga Park, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Innovadia, LLC, Canoga Park, California, approved by the Board on October 18, 2011, Agenda Item 9.59. The amendment is necessary to add \$43,845.55 to the original fee of \$25,054.60 for an aggregate total not to exceed \$68,900.15 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Innovadia, LLC, Canoga Park, California, approved by the Board on October 18, 2011, Agenda Item 9.59. The amendment is necessary to add \$43,845.55 to the original fee of \$25,054.60 for an aggregate total not to exceed \$68,900.15 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

Requester: Director, Accountability Department

Approver: Chief Academic Officer, Educational Services Division

12.26 Amendment No. 3 of the Agreement with Sure Prep Learning, LLC, Scottsdale, Arizona, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Sure Prep Learning, LLC, Scottsdale, Arizona, approved by the Board on October 18, 2011, Agenda Item 9.73. The amendment is necessary to add \$666,452.36 to the original fee of \$125,273.00 for an aggregate total not to exceed \$791,725.36 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

Board of Education Meeting  
February 7, 2012

BE IT RESOLVED that the Board of Education approves amending the agreement with Sure Prep Learning, LLC, Scottsdale, Arizona, approved by the Board on October 18, 2011, Agenda Item 9.73. The amendment is necessary to add \$666,452.36 to the original fee of \$125,273.00 for an aggregate total not to exceed \$791,725.36 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

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

12.27 Amendment No. 3 of the Agreement with Syntelesys, Inc., dba Academia de Servicio de Tutoria, Monterey Park, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Syntelesys, Inc., dba Academia de Servicio de Tutoria, Monterey Park, California, approved by the Board on October 4, 2011, Agenda Item 8.18. The amendment is necessary to add \$65,141.96 to the original fee of \$12,527.30 for an aggregate total not to exceed \$77,669.26 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Syntelesys, Inc., dba Academia de Servicio de Tutoria, Monterey Park, California, approved by the Board on October 4, 2011, Agenda Item 8.18. The amendment is necessary to add \$65,141.96 to the original fee of \$12,527.30 for an aggregate total not to exceed \$77,669.26 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

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

Board of Education Meeting  
February 7, 2012

12.28 Amendment No. 5 of the Agreement with Bright Sky Learning, Inc., Kennett Square, Pennsylvania, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Bright Sky Learning, Inc., Kennett Square, Pennsylvania, approved by the Board on October 18, 2011, Agenda Item 9.51. The amendment is necessary to add \$111,492.97 to the original fee of \$62,636.50 for an aggregate total not to exceed \$174,129.47 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Bright Sky Learning, Inc., Kennett Square, Pennsylvania, approved by the Board on October 18, 2011, Agenda Item 9.51. The amendment is necessary to add \$111,492.97 to the original fee of \$62,636.50 for an aggregate total not to exceed \$174,129.47 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

Requester: Director, Accountability Department

Approver: Chief Academic Officer, Educational Services Division

12.29 Amendment No. 5 of the Agreement with Extreme Learning, Inc., dba Aavanza Online, Morgan Hill, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Extreme Learning, Inc., dba Aavanza Online, Morgan Hill, California, approved by the Board on October 18, 2011, Agenda Item 9.56. The amendment is necessary to add \$142,811.22 to the original fee of \$125,273.00 for an aggregate total not to exceed \$268,084.22 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

Board of Education Meeting  
February 7, 2012

BE IT RESOLVED that the Board of Education approves amending the agreement with Extreme Learning, Inc., dba Aavanza Online, Morgan Hill, California, approved by the Board on October 18, 2011, Agenda Item 9.56. The amendment is necessary to add \$142,811.22 to the original fee of \$125,273.00 for an aggregate total not to exceed \$268,084.22 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

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

12.30 Amendment No. 6 of the Agreement with JPR Ventures Inc., dba Sylvan Learning Center of Rialto, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with JPR Ventures Inc., dba Sylvan Learning Center of Rialto, California, approved by the Board on October 18, 2011, Agenda Item 9.60. The amendment is necessary to add \$16,285.49 to the original fee of \$25,054.60 for an aggregate total not to exceed \$41,340.09 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with JPR Ventures Inc., dba Sylvan Learning Center of Rialto, California, approved by the Board on October 18, 2011, Agenda Item 9.60. The amendment is necessary to add \$16,285.49 to the original fee of \$25,054.60 for an aggregate total not to exceed \$41,340.09 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

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

Board of Education Meeting  
February 7, 2012

12.31 Amendment No. 6 of the Agreement with Rocket Learning, Rancho Cucamonga, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Rocket Learning, Rancho Cucamonga, California, approved by the Board on October 18, 2011, Agenda Item 9.71. The amendment is necessary to add \$1,178,818.93 to the original fee of \$626,365.00 for an aggregate total not to exceed \$1,805,183.93 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Rocket Learning, Rancho Cucamonga, California, approved by the Board on October 18, 2011, Agenda Item 9.71. The amendment is necessary to add \$1,178,818.93 to the original fee of \$626,365.00 for an aggregate total not to exceed \$1,805,183.93 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

Requester: Director, Accountability Department

Approver: Chief Academic Officer, Educational Services Division

12.32 Amendment No. 7 of the Agreement with Brain Hurricane, Chicago, Illinois, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Brain Hurricane, Santa Fe Springs, California, approved by the Board on October 18, 2011, Agenda Item 9.50. The amendment is necessary to add \$83,932.91 to the original fee of \$375,819.00 for an aggregate total not to exceed \$459,751.91 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

Board of Education Meeting  
February 7, 2012

BE IT RESOLVED that the Board of Education approves amending the agreement with Brain Hurricane, Santa Fe Springs, California, approved by the Board on October 18, 2011, Agenda Item 9.50. The amendment is necessary to add \$83,932.91 to the original fee of \$375,819.00 for an aggregate total not to exceed \$459,751.91 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

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

12.33 Amendment No. 7 of the Agreement with Leading Edge Learning Center, Riverside, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Leading Edge Learning Center, Riverside, California, approved by the Board on October 18, 2011, Agenda Item 9.62. The amendment is necessary to add \$167,865.82 to the original fee of \$62,636.50 for an aggregate total not to exceed \$230,502.32 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Leading Edge Learning Center, Riverside, California, approved by the Board on October 18, 2011, Agenda Item 9.62. The amendment is necessary to add \$167,865.82 to the original fee of \$62,636.50 for an aggregate total not to exceed \$230,502.32 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

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

Board of Education Meeting  
February 7, 2012

12.34 Amendment No. 7 of the Agreement with Learn It Systems, Baltimore, Maryland, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Learn It Systems, Baltimore, Maryland, approved by the Board on October 18, 2011, Agenda Item 9.64. The amendment is necessary to add \$947,063.88 to the original fee of \$250,546.00 for an aggregate total not to exceed \$1,197,609.88 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Learn It Systems, Baltimore, Maryland, approved by the Board on October 18, 2011, Agenda Item 9.64. The amendment is necessary to add \$947,063.88 to the original fee of \$250,546.00 for an aggregate total not to exceed \$1,197,609.88 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

Requester: Director, Accountability Department

Approver: Chief Academic Officer, Educational Services Division

12.35 Amendment No. 8 of the Agreement with Professional Tutors of America, Inc., Brea, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to amend the agreement with Professional Tutors of America, Inc., Brea, California, approved by the Board on October 18, 2011, Agenda Item 9.70. The amendment is necessary to add \$51,361.93 to the original fee of \$125,273.00 for an aggregate total not to exceed \$176,634.93 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

Board of Education Meeting  
February 7, 2012

BE IT RESOLVED that the Board of Education approves amending the agreement with Professional Tutors of America, Inc., Brea, California, approved by the Board on October 18, 2011, Agenda Item 9.70. The amendment is necessary to add \$51,361.93 to the original fee of \$125,273.00 for an aggregate total not to exceed \$176,634.93 due to the increase in the number of students tutored. The additional fee will be paid from the Restricted General Fund, No Child Left Behind (NCLB), Title I Program Improvement School Support, Account No. 524. All other terms and conditions will remain the same.

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

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

12.36 Amendment of the Agreement with Community Matters, Santa Rosa, California, to Participate in the Safe School Ambassadors® Program  
(Prepared by Business Services Division)

San Bernardino High School requests Board of Education approval to amend the agreement with Community Matters, Santa Rosa, California. The amendment is necessary to add the District's fee to participate in the Safe School Ambassadors® Program to reduce bullying, improve school climate and student retention, and reduce gang involvement and activity. The fee, not to exceed \$1,000.00, will be paid from Restricted General Fund—Quality Education Investment Act, Account No. 436.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Community Matters, Santa Rosa, California. The amendment is necessary to add the District's fee to participate in the Safe School Ambassadors® Program to reduce bullying, improve school climate and student retention, and reduce gang involvement and activity. The fee, not to exceed \$1,000.00, will be paid from Restricted General Fund—Quality Education Investment Act, Account No. 436.

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

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

Board of Education Meeting  
February 7, 2012

12.37 Reimbursement of Western Association of Schools and Colleges (WASC)  
Visiting Committee Expenditures  
(Prepared by Educational Services Division)

The Western Association of Schools and Colleges (WASC) is the accrediting body for our high schools. Schools conduct a self-study of their program and then WASC sends in a visiting committee of educators from outside the District to verify the school's findings and make additional recommendations. In the past, WASC has charged the District a set fee for each visiting team member. After the visitation is completed, each visiting team member would submit their expenses to WASC, and WASC would reimburse him/her. Effective July 1, 2008, the WASC Commission adopted a new reimbursement policy relating to Full Self-Study Visits by essentially removing themselves from the reimbursement process. It now becomes the responsibility of each District or individual visited school to reimburse the Visiting Team Members directly for costs associated with Full Self-Study visits: transportation, lodging, food, and other materials that are not directly provided by the visited school.

San Bernardino City Unified School District has one high school scheduled for a Full Self-Study visitation on March 4 – 7, 2011. Cajon High School will undergo a full four-day visitation during the 2011-2012 school year. There will be an eight-member visiting committee assigned to Cajon High School.

Expenditures that need to be reimbursed are: two pre-visits by Visiting Committee Chair (mileage and meals), and a four-day, three-night visit by the entire team (transportation, meals, and lodging). District rates for mileage and meals will apply. We anticipate that Cajon's visit will not exceed \$7,000. Charges will be paid from Budget 195.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the San Bernardino City Unified School District Board of Education authorizes reimbursement to non-District WASC Visiting Team Members in the amount not to exceed \$7,000.00, charged to Budget 195.

Requester: Administrative Director, Secondary Education  
Approver: Chief Academic Officer, Educational Services

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

Education Code Section 60851(a) provides that "Commencing with the 2003-2004 school year and each school year thereafter, each pupil completing Grade 12 shall successfully pass the exit examination as a condition of receiving a diploma of graduation or a condition of graduation from high school." Waiver of the successful passage of the CAHSEE is allowed under Specific

Board of Education Meeting  
February 7, 2012

Code Section: E.C. 56101: "...the waiver is necessary or beneficial to the content and the implementation of the pupil's individualized education program..." Waiver of the successful passage of the California High School Exit Exam (CAHSEE) is requested for the specific students with the birthdates listed below:

12/06/1992	04/29/1993	05/03/1993	05/15/1993	07/28/1993	07/31/1993
08/07/1993	08/17/1993	08/24/1993	09/01/1993	09/28/1993	10/28/1993
11/02/1993	11/05/1993	11/25/1993	12/02/1993	12/17/1993	12/29/1993
02/16/1994	08/29/1994	10/28/1994	11/12/1994		

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

12.39 Rescission of the Renewal of the Agreement with Basic Educational Services Team, Inc., Menifee, California to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Accountability Department requests Board of Education approval to rescind the renewal of the agreement with Basic Educational Services Team, Inc., Menifee, California, as approved by Board on October 18, 2011, Agenda Item 9.48. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds its approval to renew the agreement with Basic Educational Services Team, Inc., Menifee, California, as approved by Board on October 18, 2011, Agenda Item 9.48. The provider was not selected to provide supplementary educational services for after-school tutoring to eligible District students. There is no cost to the District for rescinding this approval.

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

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

Board of Education Meeting  
February 7, 2012

**Student Services**

12.40 Agreement with Patricia Imborski, Highland, California, to Provide Technical Support and Assistance to the Special Education Department  
(Prepared by Business Services Division)

The Human Resources Division requests Board of Education approval to enter into an agreement with Patricia Imborski, Highland, California, to provide technical support and assistance to the Special Education Department during the transition of key personnel as well as background information/consultation on special/high profile cases as needed, effective July 1, 2011, through March 31, 2012. The cost, not to exceed \$16,500.00, will be paid from the Restricted General Fund—Special Ed Central, Account No. 827.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Patricia Imborski, Highland, California, to provide technical support and assistance to the Special Education Department during the transition of key personnel as well as background information/consultation on special/high profile cases as needed, effective July 1, 2011, through March 31, 2012. The cost, not to exceed \$16,500.00, will be paid from the Restricted General Fund—Special Ed Central, Account No. 827.

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

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

12.41 Amendment No. 1 of the Agreement with Frances Armenta, Grand Terrace, California, to Administer the General Education Development (GED) Test at the Adult School  
(Prepared by Business Services Division)

The Adult School requests Board of Education approval to amend the agreement with Frances Armenta, Grand Terrace, California, approved by the Board on July 19, 2011, Agenda Item 11.17. The amendment is necessary to add \$1,200.00 to the original fee of \$6,000.00 for an aggregate total not to exceed \$7,200.00 due to the increased number of GED tests administered. The additional fee will be paid from the Restricted General Fund—Adult Education GED, Account No. 137. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

Board of Education Meeting  
February 7, 2012

BE IT RESOLVED that the Board of Education approves amending the agreement with Frances Armenta, Grand Terrace, California, approved by the Board on July 19, 2011, Agenda Item 11.17. The amendment is necessary to add \$1,200.00 to the original fee of \$6,000.00 for an aggregate total not to exceed \$7,200.00 due to the increased number of GED tests administered. The additional fee will be paid from the Restricted General Fund—Adult Education GED, Account No. 137. 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: Principal, Adult School  
Approver: Assistant Superintendent, Student Services

12.42 Amendment No. 1 of the Agreement with Annette Beck, Highland, California, to Administer the General Education Development (GED) Test at the Adult School  
(Prepared by Business Services Division)

The Adult School requests Board of Education approval to amend the agreement with Annette Beck, Highland, California, approved by the Board on July 19, 2011, Agenda Item 11.18. The amendment is necessary to add \$800.00 to the original fee of \$5,600.00 for an aggregate total not to exceed \$6,400.00 due to the increased number of GED tests administered. The additional fee will be paid from the Restricted General Fund—Adult Education GED, Account No. 137. 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 Annette Beck, Highland, California, approved by the Board on July 19, 2011, Agenda Item 11.18. The amendment is necessary to add \$800.00 to the original fee of \$5,600.00 for an aggregate total not to exceed \$6,400.00 due to the increased number of GED tests administered. The additional fee will be paid from the Restricted General Fund—Adult Education GED, Account No. 137. 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: Principal, Adult School  
Approver: Assistant Superintendent, Student Services

Board of Education Meeting  
February 7, 2012

12.43 Amendment No. 1 to the Agreement with John Duran, Indio, California, to Provide Federal Program Monitoring (FPM) Consulting Services to the Creative Before- and After-School Programs for Success (CAPS) Department  
(Prepared by Business Services Division)

The Creative Before- and After-School Programs for Success (CAPS) Department requests Board of Education approval to amend the agreement with John Duran, Indio, California, approved by Board on November 1, 2011, Agenda Item 8.17. The amendment is necessary to add \$4,091.13 to the original fee of \$8,766.71 for an aggregate total not to exceed \$12,857.84. John Duran will provide seven additional days of Federal Program Monitoring (FPM) consulting services. The additional fee will be paid from the Unrestricted General Fund—After School Safety and Enrichment for Teens, Account No. 566 and Unrestricted 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 amending the agreement with John Duran, Indio, California, approved by Board on November 1, 2011, Agenda Item 8.17. The amendment is necessary to add \$4,091.13 to the original fee of \$8,766.71 for an aggregate total not to exceed \$12,857.84. John Duran will provide seven additional days of Federal Program Monitoring (FPM) consulting services. The additional fee will be paid from the Unrestricted General Fund—After School Safety and Enrichment for Teens, Account No. 566 and Unrestricted General Fund—After School Education and Safety Program, Account No. 459.

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

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

Lytle Creek Elementary School wishes to hire Bonnie Britt, Redlands, California to conduct a two-hour one-day math in-service for teachers, effective February 9, 2012. The in-service will incorporate math games with the current adopted curriculum to enable students to meet the District's math standards. The cost, not to exceed \$200.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501.

It is recommended that the following resolutions be adopted:

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

Board of Education Meeting  
February 7, 2012

Bonnie Britt, Redlands, California to conduct a two-hour one-day math in-service for teachers, effective February 9, 2012. The in-service will incorporate math games with the current adopted curriculum to enable students to meet the District's math standards. The cost, not to exceed \$200.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501.

Requester: Principal, Lytle Creek Elementary School  
Approver: Assistant Superintendent, Student Services

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

Lytle Creek Elementary School wishes to hire Bonnie Britt, Redlands, California to conduct a two-hour one-day math in-service for teachers, effective February 9, 2012. The in-service will incorporate math games with the current adopted curriculum to enable students to meet the District's math standards. The cost, not to exceed \$200.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501.

It is recommended that the following resolution be adopted:

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

Bonnie Britt, Redlands, California to conduct a two-hour one-day math in-service for teachers, effective February 9, 2012. The in-service will incorporate math games with the current adopted curriculum to enable students to meet the District's math standards. The cost, not to exceed \$200.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act Title I, Account No. 501.

Requester: Principal, Lytle Creek Elementary School  
Approver: Assistant Superintendent, Student Services

12.46 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:

8/23/93      1/10/96      6/22/96      12/24/96      3/20/97      08/20/97

Board of Education Meeting  
February 7, 2012

12.47 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)1/19/1996	*(S)7/9/1995	*(S)3/7/1995	*(S)9/15/1994	*(S)12/6/1998	***(S)1/31/1994
**8/8/2000	***(S)11/8/1995	*(S)7/12/1994	*(S)10/20/1998	*(S)6/10/1993	*(S)1/3/1999

\*The Board does hereby order the enforcement of the expulsion suspended for a period of not more than one calendar year. The suspension of the enforcement of the expulsion order is deemed appropriate for the rehabilitation of the pupil, per Education Code section 48917.

\*\*The Board does hereby expel the pupil for a period of one semester, and does hereby order the enforcement of the expulsion suspended for the following semester, allowing him/her to be considered for re-enrollment in the district under suspended expulsion as deemed appropriate for the rehabilitation of the pupil, per Education Code section 48917.

(S) A stipulated expulsion is a process whereby the pupil and his/her family acknowledge responsibility for the behavior leading to the recommendation for expulsion by the school administration, and waive their right to a hearing by admitting to the facts in support of an expulsion recommendation. The pupil and his/her family stipulate the facts of the case as presented by the school, accepting one of the following consequences: \*(S) suspended expulsion, \*\*\*(S) expulsion one semester, suspended expulsion one semester, (S) expulsion two semesters.

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

12.48 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.

Board of Education Meeting  
February 7, 2012

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

4/1/1994      8/23/1999

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

12.49 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:

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

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

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

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

4/14/2004

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

Board of Education Meeting  
February 7, 2012

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

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

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

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

12.52 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:

12/17/1998	11/28/1997	3/2/1998	12/23/1992	4/27/1996	2/4/1995
10/15/1995	11/3/1996	12/16/1994	11/12/1997	8/23/1995	9/1/1995
5/13/1998	4/25/2003				

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

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

It is recommended that the following resolution be adopted:

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

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

Board of Education Meeting  
February 7, 2012

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

10/12/1996    2/5/2002    3/4/1994    8/5/1998    6/12/1996    8/2/1997  
4/10/1995

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

**FACILITIES/OPERATIONS DIVISION**

**Facilities Management**

12.55 Amendment No. 4 to the Agreement with Ruhnu, Ruhnu & Clarke Architects for Architectural and Engineering Services for the Captain F. Leland Norton Elementary School Project  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with Ruhnu, Ruhnu & Clarke Architects, Riverside, CA, previously renewed by the Board on February 3, 2009, for architectural and engineering services at the Captain Leland Norton Elementary School project. This amendment is for additional fencing and an electronic marquee, including engineering, architectural designs and required processing through DSA. The cost, not to exceed \$8,040.00, plus approved reimbursables, will be paid from Funds 21, 25, 35 and 40. All other terms and conditions remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Ruhnu, Ruhnu & Clarke Architects, Riverside, CA, for architectural and engineering services at the Capt. Leland Norton Elementary School project. This amendment is for additional fencing and an electronic marquee, including engineering, architectural designs and required processing

Board of Education Meeting  
February 7, 2012

through DSA. The cost, not to exceed \$8,040.00, plus approved reimbursables, will be paid from Funds 21, 25, 35 and 40. All other terms and conditions remain the same.

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

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

12.56 Approval to Process Payments for Pending Change Orders for the Group 1 Modernization Projects at Lincoln, Riley, and Salinas Elementary Schools - MDE Group, Inc.  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to process payments for change orders pending Division of State Architect (DSA) approval for MDE Group, Inc., Riverside, CA, Electrical Contractor for the Group 1 Modernization Projects at Lincoln, Riley, and Salinas elementary schools, per Board approval on April 20, 2010, of the new change order approval procedures.

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves processing of payments for change orders pending Division of State Architect (DSA) approval for MDE Group, Inc., Riverside CA, Electrical Contractor for the Group 1 Modernization Projects at Lincoln, Riley, and Salinas elementary schools, per Board approval on April 20, 2010, as follows:

- The Architect, Construction Manager (CM), DSA Inspector of Record (IOR) and Contractor shall provide certification that all work pertaining to the pending change orders has been completed in compliance with all of the plans and specifications and applicable codes.
- The District will validate that the work pertaining to the pending change orders is satisfactorily completed.

Board of Education Meeting  
February 7, 2012

- The Contractor will provide, with the application for payment, the above certification signed by all parties.
- If the DSA does not approve the change orders that were submitted and the payments have been released using this procedure, any potential fixes arising from DSA corrections to these change orders would have to be paid by the District which would, in turn, seek remedies through the Architect, Construction Manager, IOR or Contractor.

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

12.57 Approval to Process Payments for Pending Change Orders for the San Gorgonio High School Modernization Project - Preferred Ceilings, Inc.  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to process payments for change orders pending Division of State Architect (DSA) approval for Preferred Ceilings, Inc., Brea, CA, Ceiling Contractor for the San Gorgonio High School Modernization Project, per Board approval on April 20, 2010, of the new change order approval procedures.

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves processing of payments for change orders pending Division of State Architect (DSA) approval for Preferred Ceilings, Inc., Ceiling Contractor for the San Gorgonio High School Modernization Project, per Board of Education approval on April 20, 2010, as follows:

- The Architect, Construction Manager (CM), DSA Inspector of Record (IOR) and Contractor shall provide certification that all work pertaining to the pending change orders has been completed in compliance with all of the plans and specifications and applicable codes.
- The District will validate that the work pertaining to the pending change orders is satisfactorily completed.

Board of Education Meeting  
February 7, 2012

- The Contractor will provide, with the application for payment, the above certification signed by all parties.
- If the DSA does not approve the change orders that were submitted and the payments have been released using this procedure, any potential fixes arising from DSA corrections to these change orders would have to be paid by the District which would, in turn, seek remedies through the Architect, Construction Manager, IOR or Contractor.

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

12.58 Notice of Completion, Bid No. F08-14, Category No. 01, Group 10 – Cole, Cypress, and Highland-Pacific Elementary Schools Modernization Projects  
(Prepared by Facilities/Operations Division)

Bid No. F08-14, Group 10 - Cole, Cypress, and Highland-Pacific Elementary Schools Modernization Projects, was previously awarded to multiple Prime Contractors. The work assigned to the Contractor listed below has now been completed. It is requested that the Board of Education formally accept the completed work of this Contractor.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for Bid No. F08-14, Group 10 - Cole, Cypress, and Highland-Pacific Elementary Schools Modernization Projects, for the work awarded to the Prime Contractor listed below:

Category No. 01 - Hazmat Abatement and Interior Demolition  
Flores Sierra Contractors, Inc.  
Chula Vista, CA

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

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

**Nutrition Services**

12.59 Bid No. NSB 2011/12-4, Nutrition Services Delivery Trucks  
(Prepared by Facilities/Operations Division)

Bid No. NSB 2011/12-4, Nutrition Services Delivery Trucks, was advertised December 15, 2011, and December 22, 2011, in The Sun, El Chicano, and Black Voice newspapers. Request

Board of Education Meeting  
February 7, 2012

for Proposals were mailed to 12 delivery truck vendors and to San Bernardino Chamber of Commerce. Two bids were received and opened on January 10, 2012, at 11:00 a.m. This bid will provide Nutrition Services with three replacement delivery trucks. Bids included deductions for the trade-in of existing Ford F700 delivery trucks. The cost will be paid from restricted Nutrition Services Account No. 92. Bids were received from:

<u>Vendor</u>	<u>Net Bid Amount (Tax &amp; Trade-in's included)</u>	<u>Terms</u>
Rush Truck Center Whittier, CA	\$203,996.22	Net 30
Fairview Ford San Bernardino, CA	\$216,888.54	Net 30

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bid NSB 2011/12-4, Nutrition Services Delivery Trucks, be awarded to the lowest responsible bidder, Rush Truck Center, Whittier, CA, in the amount of \$203,996.22, including deduction for trade-in of District vehicles #T12 (1994), T13 (1992), & T14 (1992). The cost will be paid from restricted Nutrition Services Account No. 92.

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

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

### **HUMAN RESOURCES DIVISION**

#### 12.60 Agreement with the Law Firm of Kaufman Dolowich Voluck & Gonzo, LLP, Los Angeles, California to Provide Legal Services to the Personnel Commission (Prepared by Business Services Division)

Education Code 45313 provides that if the District's legal counsel is compelled to refuse to aid or represent the Personnel Commission in a legal matter because a conflict exists between the interests of the Commission and the interests of the Board of Education, the Commission may employ its own attorney, and the reasonable cost thereof shall constitute a legal charge against the District. The Personnel Commission requests Board of Education approval to enter into an agreement with the law firm of Kaufman Dolowich Voluck & Gonzo, LLP, Los Angeles, California to represent the Personnel Commission regarding billing guidelines governing payment of invoices from conflict counsel and other related matters, effective September 19,

Board of Education Meeting  
February 7, 2012

2011 through June 20, 2012. Costs, not to exceed \$8,500.00, will be paid from the Unrestricted General Fund—Legal Fees, Account No. 077.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the law firm of Kaufman Dolowich Voluck & Gonzo, LLP, Los Angeles, California to represent the Personnel Commission regarding billing guidelines governing payment of invoices from conflict counsel and other related matters, effective September 19, 2011 through June 20, 2012. Costs, not to exceed \$8,500.00, will be paid from the Unrestricted General Fund—Legal Fees, Account No. 077.

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

Requester/Approver: Chair, Personnel Commission Department

- 12.61 Amendment to the Agreement with Musick, Peeler & Garrett, LLP, Los Angeles, California, to Provide Legal Services for Labor, Personnel and Employment Issues  
(Prepared by Business Services Division)

The Personnel Commission requests Board of Education approval to amend the agreement with Musick, Peeler & Garrett, LLP, Los Angeles, California, approved by the Board on December 20, 2011, Agenda Item 8.40. The amendment is necessary to add \$7,000.00, to the fee of \$354,513.00, for an aggregate total not to exceed \$361,513.00 for the Personnel Commission's request for legal opinion and conflict matter relating to Commissioner Salazar's complaint of Brown Act violations. The additional fees will be paid from the Unrestricted General Fund—Legal Fees, Account No. 077. All other terms and conditions will remain the same.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with Musick, Peeler & Garrett, LLP, Los Angeles, California, approved by the Board on December 20, 2011, Agenda Item 8.40. The amendment is necessary to add \$7,000.00, to the fee of \$354,513.00, for an aggregate total not to exceed \$361,513.00 for the Personnel Commission's request for legal opinion and conflict matter relating to Commissioner Salazar's complaint of Brown Act violations. The additional fees will be paid from the Unrestricted General Fund—Legal Fees, Account No. 077. All other terms and conditions will remain the same.

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

Board of Education Meeting  
February 7, 2012

Requester: Commissioner Chair, Personnel Commission  
Approver: Assistant Superintendent, Human Resources Division

12.62 Payment of Intern Support – Azusa Unified School District  
(Prepared by Human Resources Division)

The District is in receipt of check number 19424620 from Azusa Unified School District in the amount of \$4,800.00 from the San Gabriel Valley Consortium Intern Grant for students to do Intern Teaching under an assigned mentor. The District wishes to deposit the \$4,800.00 in the general fund.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment of grant money for Intern Support during the 2011 school year, as provided for in the Agreement with Azusa Pacific University as follows:

Deposit in the General Fund \$4,800.00

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

12.63 Payment of Master Teachers – California Baptist University  
(Prepared by Human Resources Division)

The District has an agreement with the California Baptist University 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 #324880 from California Baptist University in the amount of \$112.50. 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 master teachers during fall session 2011, as provided for in the Agreement with California Baptist University, as follows:

GUSMAN, DANIEL - \$75.00

NARANJO, SHARON - \$37.50

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

12.64 Payment of Master Teachers – University of Redlands  
(Prepared by Human Resources Division)

The District has an agreement with the University of Redlands to allow university students to do Educational Field Work in the District, under assigned counseling site supervisors, for which the District is paid an honorarium. The District is in receipt of check number 0266255 from the University of Redlands in the amount of \$1,200.00. The District wishes to pay this honorarium to the counseling site supervisors.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for services as counseling site supervisors as provided for in the Agreement with the University of Redlands, as follows:

GRAY, ROBIN	\$100.00	SMEBY, JOHN	\$100.00
ORDAZ, LORINDA	\$100.00	SOWARD, JAMES	\$100.00
ODENING, TIMOTHY	\$300.00	SUMMERS, SANTFORD	\$200.00
ORTEGA, ANEL	\$100.00	SUMMERS, SHYLA	\$100.00
PRUTSMAN, REBEKAH	\$100.00		

Requester: Human Resources Division

Approver: Assistant Superintendent, Human Resources

**PERSONNEL COMMISSION**

12.65 Agreement with Celina Garcia Ali, Long Beach, California, to Provide Consulting Services to the Personnel Commission Department  
(Prepared by Business Services Division)

The Personnel Commission Department requests Board of Education approval to enter into an agreement with Celina Garcia Ali, Long Beach, California, to provide consulting services, effective December 19, 2011, through June 30, 2012. The Consultant will provide assistance and analysis of personnel matters set before the Personnel Commission in accordance with applicable laws and regulations. The cost, not to exceed \$1,200.00, will be paid from the Unrestricted General Fund—Personnel Commission, Account No. 071.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Celina Garcia Ali, Long Beach, California, to provide consulting services, effective December 19, 2011, through June 30, 2012. The Consultant will provide assistance and analysis of personnel matters set before the Personnel Commission in accordance with applicable laws and regulations. The

Board of Education Meeting  
February 7, 2012

cost, not to exceed \$1,200.00, will be paid from the Unrestricted General Fund—Personnel Commission, Account No. 071.

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, Personnel Commission Department  
Approver: Assistant Superintendent, Human Resources Division

12.66 Agreement with Daniel Kowallis, Moreno Valley, California, to Provide Consulting Services to the Personnel Commission Department  
(Prepared by Business Services Division)

The Personnel Commission Department requests Board of Education approval to enter into an agreement with Daniel Kowallis, Moreno Valley, California, to provide consulting services, effective December 19, 2011, through June 30, 2012. The Consultant will provide assistance and analysis of personnel matters set before the Personnel Commission in accordance with applicable laws and regulations. The cost, not to exceed \$1,200.00, will be paid from the Unrestricted General Fund—Personnel Commission, Account No. 071.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Daniel Kowallis, Moreno Valley, California, to provide consulting services, effective December 19, 2011, through June 30, 2012. The Consultant will provide assistance and analysis of personnel matters set before the Personnel Commission in accordance with applicable laws and regulations. The cost, not to exceed \$1,200.00, will be paid from the Unrestricted General Fund—Personnel Commission, Account No. 071.

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, Personnel Commission Department  
Approver: Assistant Superintendent, Human Resources Division

12.67 Agreement with Patricia Padilla, Fontana, California, to Provide Consulting Services to the Personnel Commission Department  
(Prepared by Business Services Division)

The Personnel Commission Department requests Board of Education approval to enter into an agreement with Patricia Padilla, Fontana, California, to provide consulting services, effective December 19, 2011, through June 30, 2012. The Consultant will provide assistance and analysis of personnel matters set before the Personnel Commission in accordance with applicable laws

Board of Education Meeting  
February 7, 2012

and regulations. The cost, not to exceed \$1,200.00, will be paid from the Unrestricted General Fund—Personnel Commission, Account No. 071.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Patricia Padilla, Fontana, California, to provide consulting services, effective December 19, 2011, through June 30, 2012. The Consultant will provide assistance and analysis of personnel matters set before the Personnel Commission in accordance with applicable laws and regulations. The cost, not to exceed \$1,200.00, will be paid from the Unrestricted General Fund—Personnel Commission, Account No. 071.

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, Personnel Commission Department  
Approver: Assistant Superintendent, Human Resources Division

12.68 Agreement with David Prieto, San Bernardino, California, to Provide Consulting Services to the Personnel Commission Department  
(Prepared by Business Services Division)

The Personnel Commission Department requests Board of Education approval to enter into an agreement with David Prieto, San Bernardino, California, to provide consulting services, effective December 19, 2011, through June 30, 2012. The Consultant will provide assistance and analysis of personnel matters set before the Personnel Commission in accordance with applicable laws and regulations. The cost, not to exceed \$1,200.00, will be paid from the Unrestricted General Fund—Personnel Commission, Account No. 071.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with David Prieto, San Bernardino, California, to provide consulting services, effective December 19, 2011, through June 30, 2012. The Consultant will provide assistance and analysis of personnel matters set before the Personnel Commission in accordance with applicable laws and regulations. The cost, not to exceed \$1,200.00, will be paid from the Unrestricted General Fund—Personnel Commission, Account No. 071.

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, Personnel Commission Department  
Approver: Assistant Superintendent, Human Resources Division

Board of Education Meeting  
February 7, 2012

12.69 Agreement with Azadeh Vosoughian, Irvine, California, to Provide Consulting Services to the Personnel Commission Department  
(Prepared by Business Services Division)

The Personnel Commission Department requests Board of Education approval to enter into an agreement with Azadeh Vosoughian, Irvine, California, to provide consulting services, effective December 19, 2011, through June 30, 2012. The Consultant will provide assistance and analysis of personnel matters set before the Personnel Commission in accordance with applicable laws and regulations. The cost, not to exceed \$1,200.00, will be paid from the Unrestricted General Fund—Personnel Commission, Account No. 071.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with Azadeh Vosoughian, Irvine, California, to provide consulting services, effective December 19, 2011, through June 30, 2012. The Consultant will provide assistance and analysis of personnel matters set before the Personnel Commission in accordance with applicable laws and regulations. The cost, not to exceed \$1,200.00, will be paid from the Unrestricted General Fund—Personnel Commission, Account No. 071.

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, Personnel Commission Department

Approver: Assistant Superintendent, Human Resources Division

Board of Education Meeting  
February 7, 2012

Board of Education Meeting  
February 7, 2012

**13.0 Action Items**

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

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

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

It is recommended that the following resolution be adopted:

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

13.2 Realignment of High School Boundaries  
(Prepared by Facilities/Operations Division)

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education gives approval to move forward with the realignment of the current high school boundaries to allow for the opening of Indian Springs High School, effective 2012-2013 school year.

13.3 Quarterly Uniform Complaint Report Summary  
(Prepared by the Employee Relations Division)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the findings of the Quarterly Uniform Complaint Report Summary for the period of October to December 2011.

Board of Education Meeting  
February 7, 2012

13.4 Personnel Report #15, Dated February 7, 2012  
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #15, dated February 7, 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 #15, dated February 7, 2012, be approved as presented. Personnel actions included in this report are in accordance with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

**SESSION TWELVE - Closed Session**

***14.0 Closed Session***

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

**Student Matters/Discipline**

**Conference with Labor Negotiator**

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

**Public Employee Discipline/Dismissal/Release**

**Conference with Legal Counsel: Anticipated Litigation**

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

Number of Cases: 8

**Public Employee Appointment**

Title: Coordinator, Psychological Services  
Coordinator, Special Education

Board of Education Meeting  
February 7, 2012

**SESSION THIRTEEN – Open Session**

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

**SESSION FOURTEEN - Closing**

***16.0 Adjournment***

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, February 21, 2012, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

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

Marie Arakaki, Affirmative Action Director  
777 North F Street  
San Bernardino, CA 92410  
(909) 381-1122  
(909) 381-1121 fax  
email: [marie.arakaki@sbcusd.k12.ca.us](mailto:marie.arakaki@sbcusd.k12.ca.us)

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

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

Posted: February 3, 2012