

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

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

**MICHAEL J. GALLO**  
Vice President

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

**JUDI PENMAN**  
Board Member



**DR. BARBARA FLORES**  
President

**DALE MARSDEN, Ed.D.**  
Superintendent

**BOBBIE PERONG**  
Board Member

**LYNDA K. SAVAGE**  
Board Member

**DANNY TILLMAN**  
Board Member

December 18, 2012

Estimated Time

**SESSION ONE - Workshop**

- 1.0**    *Workshop*    **4:30 p.m.**  
1.1    Linked Learning Presentation

**SESSION TWO - Opening**

- 2.0**    *Opening*    **5:30 p.m.**  
2.1    Call to Order  
2.2    Pledge of Allegiance to the Flag  
2.3    Inspirational Reading

**SESSION THREE – Annual Organizational Meeting**

- 3.0**    *Annual Organizational Meeting*    **5:35 p.m.**  
3.1    Election of Officers and Assignment of Other Responsibilities  
3.2    Annual Consideration of Board Policies  
3.3    Organizational and Annual Meeting of the San Bernardino Schools Financing Corporation

It is appropriate at this time to recess as the Board of Education of the San Bernardino City Unified School District and convene as the Board of Directors of the San Bernardino Schools Financing Corporation.

**RECESS**

Board of Education Meeting  
December 18, 2012

**SAN BERNARDINO SCHOOLS FINANCING CORPORATION**

ANNUAL MEETING  
Tuesday, December 18, 2012

Community Room  
Board of Education Building  
San Bernardino City Unified School District  
777 North F Street  
San Bernardino, California

AGENDA

- 1.0 Call to Order
- 2.0 Directors Present
- 3.0 Designation and Election of Officers
- 4.0 Comments from the Public
- 5.0 Adjournment

At the conclusion of the meeting of the Board of Directors of the San Bernardino Schools Financing Corporation, the Board of Education will reconvene its regular meeting.

**RECONVENE**

**SESSION FOUR - Public Hearings**

- 4.0 **Public Hearings** **5:50 p.m.**
- 4.1 Charter Petition for Academy of Arts & Sciences
- 4.2 Charter Petition for Center for Learning and Unlimited Educational Success

**SESSION FIVE - Administrative Presentation**

- 5.0 **Administrative Presentation** **6:30 p.m.**
- 5.1 Budget Update

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

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

**SESSION SEVEN - Reports and Comments**

- 7.0 **Report by San Bernardino Teachers Association** **7:15 p.m.**

Board of Education Meeting  
December 18, 2012

- 8.0 Report by California School Employees Association 7:20 p.m.**
- 9.0 Report by Communications Workers of America 7:25 p.m.**
- 10.0 Report by San Bernardino School Police Officers Association 7:30 p.m.**
- 11.0 Report by Board Members 7:35 p.m.**
- 12.0 Report by Superintendent and Staff Members 7:50 p.m.**
- 12.1 Book Study-District Leadership That Works, Striking the Right Balance Chapter 4, Setting and Monitoring Nonnegotiable Goals for Instruction
- 12.2 Follow Up on Requests and Questions from Board and Community Members, as of December 12, 2012

### **SESSION EIGHT - Legislation and Action**

- 13.0 Consent Items (When considered as a group, unanimous approval is advised.) 8:05 p.m.**

#### **BUSINESS SERVICES DIVISION**

- 13.1 Acceptance of Gifts and Donations to the District
- 13.2 Bid No. 16-12, Portable Two-Way Radios, Mobile Radios, Programming and Repair Services
- 13.3 Close Associated Student Body (ASB) at Muscoy Elementary School
- 13.4 Commercial Warrant Registers for Period from November 16, through November 30, 2012
- 13.5 Extended Field Trip, Pacific High School, AVID 2013 College Tour, Multiple Northern California Locations
- 13.6 Extended Field Trip, San Geronio High School, Harvard Model Congress 2013, San Francisco, California
- 13.7 Federal/State/Local District Budgets and Revisions
- 13.8 Mileage and Cell Phone Amounts, Fiscal Year 2012-2013
- 13.9 Renewal of the Agreement with Musick, Peeler & Garrett, LLC, Los Angeles, California, to Provide Legal Services for Labor, Personnel and Employment Issues

#### **EDUCATIONAL SERVICES**

##### **Curriculum and Instruction**

- 13.10 Agreement with The Regents of the University of California, Riverside, to Develop and Implement the Mathematics, Engineering, Science Achievement (MESA) Program at Indian Springs High School
- 13.11 Agreement with the Get Ahead Writing, LLC, Fullerton, California, to Provide Writing Boot Camp Training to Fourth Grade Classrooms

- 13.12 Agreement with San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, California, for the District to Participate in the Linked Learning Program Funded by the James Irvine Foundation
- 13.13 Amendment No. 1 of the Agreement with the University of California, Riverside, to Participate in the Educational Talent Search Program
- 13.14 Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability
- 13.15 Rescission of the Agreement with Alpha Learning Centers, LLC, dba Sylvan Learning Centers, Redlands, California, to Provide Supplementary Educational Services to District Students
- 13.16 Rescission of the Agreement with Alpha Learning Centers, LLC, dba Sylvan Learning Centers, Rialto, California, to Provide Supplementary Educational Services to District Students
- 13.17 Subscriber Agreement with Discovery Education, Evanston, Illinois

**STUDENT SERVICES**

- 13.18 Approval for Reimbursement for Attendance at the California Emergency Services Association Conference (CESA), Sacramento, California

**Adult School**

- 13.19 Affiliation Agreement with Jerry L. Pettis Memorial Veterans Hospital, Loma Linda, California, for Practical Learning Experience for Students Enrolled in the Adult School's Licensed Vocational Nursing (LVN) Program

**Creative Before- and After-School Programs for Success (CAPS)**

- 13.20 Payment for Services Rendered by Non-Classified Experts and Organizations

**Health Services**

- 13.21 Physical Education Exemptions

**School Linked Services**

- 13.22 Master Clinical Field Experience Agreement with California Baptist University, School of Nursing, Riverside, California

**Special Education Department**

- 13.23 Agreement with Bilingual Therapies, Skokie, Illinois, to Provide Staffing for Speech and Language Services for District Special Education Students
- 13.24 Agreement with Soliant Health, Tucker, Georgia, to Provide Staffing for Speech and Language Services for District Special Education Students

**Youth Services**

- 13.25 Expulsion of Student(s)

- 13.26 Student(s) Recommended for Expulsion, but Remanded Back to the School Sites Due to Errors of Due Process, Lack of Evidence and/or Availability of Other Means of Correction
- 13.27 Lift of Expulsion of Student(s)
- 13.28 Petition to Expunge, Rescind, or Modify Expulsion

## **FACILITIES/OPERATIONS DIVISION**

### **Facilities Management**

- 13.29 Amendment No. 3 to the Professional Services Agreement with OJB Engineering, Inc. to Provide Construction Management Services to the San Bernardino High School Modernization Project
- 13.30 Amendment No. 5 to the Professional Services Agreement with ATI Architects and Engineers for Architectural and Engineering Services for the Middle College High School Project
- 13.31 Amendment No. 7 to the Professional Services Agreement with ATI Architects and Engineers for Architectural and Engineering Services for the Little Mountain Elementary School Project
- 13.32 Amendment No. 15 to the Professional Services Agreement with HMC Architects to Provide Architectural and Engineering Services for Indian Springs High School New Construction/Old Curtis Middle School Modernization Project
- 13.33 Approval to Exceed the Guaranteed Maximum Price (GMP) for Lease/Lease-Back Delivery Method for the Little Mountain Elementary School Project – Suffolk-Roel
- 13.34 Approval to Exceed the Guaranteed Maximum Price (GMP) for Lease/Lease-Back Delivery Method for the Middle College High School Project – C.W. Driver
- 13.35 Approval to Process Payments for Pending Change Orders for the Indian Springs High School New Construction/Old Curtis Middle School Modernization Project - Cochran Interiors, Inc.
- 13.36 Notices of Completion, Bid No. F08-29, Category Nos. 09, 17, and 22 - Indian Springs High School New Construction/Old Curtis Middle School Modernization Project
- 13.37 Notice of Completion, Bid No. F10-04, Category No. 17a - Old Curtis Middle School Modernization Project
- 13.38 Request for Retention Reduction, Bid F09-12, Hunt Elementary School - Phase II Project
- 13.39 Request for Retention Reduction, Lease/Lease-Back Delivery Method for the Little Mountain Elementary School Project

### **Nutrition Services**

- 13.40 Bid No. NSB 2012/13-4, Dishmachine/Cleaning Products and Included Dispensing/PM Service
- 13.41 Cafeteria Warrant Register, November 1, through November 30, 2012

Board of Education Meeting  
December 18, 2012

**HUMAN RESOURCES DIVISION**

- 13.42 Payment of Master Teachers – California State University San Bernardino
- 13.43 Payment of Master Teacher – California Baptist University

**14.0 Action Items**

- 14.1 Review and Analysis of the Request for Renewal of the Charter for SOAR Charter Academy
- 14.2 Personnel Report #12, Dated December 18, 2012

**SESSION NINE - Closed Session**

**15.0 Closed Session**

**8:15 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**

**Anticipated Litigation**

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

Number of Cases: Four

**Pending Litigation**

**Public Employee Appointment**

Title: High School Principal

**SESSION TEN – Open Session**

**16.0 Action Reported from Closed Session**

**9:15 p.m.**

**SESSION ELEVEN - Closing**

**17.0 Adjournment**

**9:20 p.m.**

Board of Education Meeting  
December 18, 2012

The next regular meeting of the Board of Education of the San Bernardino City Unified School District to be held on Tuesday, January 1, 2013, has been canceled. The business of the District normally considered by the Board on January 1, will be placed on the agenda of a special meeting scheduled for Tuesday, January 8, 2013, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: December 14, 2012

Board of Education Meeting  
December 18, 2012

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

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

---

**MICHAEL J. GALLO**  
Vice President

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

**JUDI PENMAN**  
Board Member



**DR. BARBARA FLORES**  
President

**DALE MARSDEN, Ed.D.**  
Superintendent

**BOBBIE PERONG**  
Board Member

**LYNDA K. SAVAGE**  
Board Member

**DANNY TILLMAN**  
Board Member

---

December 18, 2012

**SESSION ONE - Workshop**

**2.0 Workshop 4:30 p.m.**

1.1 Linked Learning Presentation  
(Prepared by Educational Services Division)

ConnectEd: The California Center for College and Career serves school districts in the development of Linked Learning Pathways.

Roman Stearns, Director for Leadership Development for ConnectEd: The California Center for College and Career, will present information on the Linked Learning Pathways program for SBCUSD.

**SESSION TWO - Opening**

**2.0 Opening**

2.1 Call to Order

2.2 Pledge of Allegiance to the Flag

2.3 Inspirational Reading

**SESSION THREE – Annual Organizational Meeting**

**4.0 Annual Organizational Meeting**

3.1 Election of Officers and Assignment of Other Responsibilities  
(Prepared by Superintendent)

The Education Code and the Bylaws of the Board of Education require certain actions with regard to the internal organization of the Board.

- Election of a Board President

BE IT RESOLVED that the Board of Education elects \_\_\_\_\_ to serve as Board President for the ensuing year.

- Election of a Board Vice President

BE IT ALSO RESOLVED that the Board of Education elects \_\_\_\_\_ to serve as Board Vice President for the ensuing year.

- Appointment of a Board Secretary.

BE IT ALSO RESOLVED that the Board of Education appoints Dale Marsden to serve as Board Secretary.

- Appointment of an Assistant Secretary.

BE IT ALSO RESOLVED that the Board of Education appoints Jennifer Owens to serve as Assistant Secretary.

- Board Certification of Action

BE IT FURTHER RESOLVED that Dale Marsden, Secretary of the Board of Education, and Jennifer Owens, Assistant Secretary of the Board, be authorized to certify or attest to actions taken by the Board of Education whenever such certification or attestation is required for any purpose as prescribed by Education Code Sections 35250 and 35036.

Following the election of officers, the Board President will make the following appointments.

- Appointment of a Board Member to serve as the Board's designated representative to elect members to the San Bernardino County School Boards Association County Committee on School District Organization. Lynda Savage served as representative last year.

Board of Education Meeting  
December 18, 2012

- Appointment of CSBA Delegates—Based on the ADA of the District, the Board is entitled to two representatives to CSBA’s Delegate Assembly. Currently, the delegates are Bobbie Perong and Lynda Savage. The position held by Mrs. Perong will expire in May 2013; the position held by Mrs. Savage will expire in May 2014.
- Appointment of Board Members to serve as the Board’s designated representatives to the Education Bridge Committee. Barbara Flores, Margaret Hill, and Judi Penman served as representatives last year.

3.4 Annual Consideration of Board Policies  
(Prepared by Superintendent)

Board Bylaws 9310 state that the Board shall review certain policies annually, as required by Education Code 35160.5. If no revisions are deemed necessary, the Board minutes shall nevertheless indicate that the review was conducted. Other policies shall be monitored and reviewed as specified in the policy itself or as needed to reflect changes in law or District circumstances.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education readopts all existing Board policies until revised or revoked by the Board of Education.

3.5 Organizational and Annual Meeting of the San Bernardino Schools Financing Corporation  
(Prepared by Superintendent)

As required by the San Bernardino Schools Financing Corporation Bylaws, the Board of Directors of the Corporation shall have an annual meeting for the purpose or organization, selection of officers, and transaction of other business. According to the Bylaws, annual meetings of the Board of Directors shall be held immediately following the first organizational meeting of the year of the San Bernardino School District Board of Education.

It is appropriate at this time to recess as the Board of Education of the San Bernardino City Unified School District and convene as the Board of Directors of the San Bernardino Schools Financing Corporation.

**RECESS**

Board of Education Meeting  
December 18, 2012

**SAN BERNARDINO SCHOOLS FINANCING CORPORATION**

ANNUAL MEETING  
Tuesday, December 18, 2012

Community Room  
Board of Education Building  
San Bernardino City Unified School District  
777 North F Street  
San Bernardino, California

AGENDA

**1.0 Call to Order**

**2.0 Directors Present**

**3.0 Designation and Election of Officers**

BE IT RESOLVED that \_\_\_\_\_ be elected as the Corporation's President.

BE IT ALSO RESOLVED that \_\_\_\_\_ be elected as the Corporations Vice President.

BE IT ALSO RESOLVED that Dale Marsden be appointed as the Corporation's Secretary/  
Treasurer.

BE IT FURTHER RESOLVED that Jennifer Owens be appointed as the Corporation's Assistant Secretary.

**4.0 Comments from the Public**

**5.0 Adjournment**

At the conclusion of the meeting of the Board of Directors of the San Bernardino Schools Financing Corporation, the Board of Education will reconvene its regular meeting.

**RECONVENE**

## **SESSION FOUR - Public Hearings**

### **4.0 Public Hearings**

#### 4.1 Charter Petition for Academy of Arts & Sciences (Prepared by Educational Services Division)

On November 15, 2012, Mr. Sean McManus of the proposed Academy of Arts & Sciences submitted a charter petition to the Charter School Operations Department. At this time, a Public Hearing will be held to consider the level of support for the charter petition.

#### Conduct Public Hearing

#### 4.2 Charter Petition for Center for Learning and Unlimited Educational Success (Prepared by Educational Services Division)

On November 15, 2012, Rev. Tommy Morrow of the proposed Center for Learning and Unlimited Educational Success submitted a charter petition to the Charter School Operations Department. At this time, a Public Hearing will be held to consider the level of support for the charter petition.

#### Conduct Public Hearing

## **SESSION FIVE - Administrative Presentation**

### **5.0 Administrative Presentation**

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

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

#### 5.1 Budget Update (Prepared by Business Services Division)

Dr. Maureen Saul, Interim Chief Business and Financial Officer, and Janet King, Director, Fiscal Services, will provide a budget update related to the Fiscal Year 2012-2013.

## **SESSION SIX – Other Matters Brought By Citizens**

### ***6.0 Other Matters Brought by Citizens***

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

## **SESSION SEVEN - Reports and Comments**

### ***7.0 Report by San Bernardino Teachers Association***

### ***8.0 Report by California School Employees Association***

### ***9.0 Report by Communications Workers of America***

### ***10.0 Report by San Bernardino School Police Officers Association***

### ***11.0 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.

### ***12.0 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.

#### ***12.1 Book Study-District Leadership That Works, Striking the Right Balance Chapter 4, Setting and Monitoring Nonnegotiable Goals for Instruction***

Board of Education Meeting  
December 18, 2012

12.2 Follow Up on Requests and Questions from Board and Community Members, as of December 12, 2012

	Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
<b>PARENT/PUBLIC REQUESTS</b>						
1	12/4/12	Are free flu shots available for students?	Ron Fletcher	Dr. Mitchell	1/21/13	
2	12/3/12	There is no overhead protection from the rain to get students to cars at Norton Elementary School.	Ron Fletcher	Mr. Peukert	1/8/13	
3	12/4/12	The Hillside principal refused to give her daughter an SST.	Veronica Gonzalez	Dr. Mitchell		A meeting is pending with Mr. Navarro, refer to Board Correspondence.
4	11/20/12 12/4/12	The Mt. Vernon principal refused to give her son an SST.	Elisa Cornelio	Dr. Mitchell		A meeting is pending with Mr. Navarro, refer to Board Correspondence.
5	12/4/12	Her son is being bullied at Highland Pacific Elementary School.	Carol Ramos	Dr. Mitchell		A meeting is pending with Mr. Navarro, refer to Board Correspondence.
6	11/20/12	Recognize the top 1% of seniors who were recognized by CSUSB.	Gil Navarro	Dr. Davalos	1/15/13	
7	10/16/12	Is the District interested in piloting a program to identify seniors not on track to go to college, to enroll in occupational programs?	Joseph Williams	Dr. Davalos	1/15/13	
8	10/16/12	Reaudit Casa Ramona Academy for Special Education	Gil Navarro	Dr. Davalos	1/15/13	

Board of Education Meeting  
December 18, 2012

		Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
			and ELD compliance.				
	9	10/16/12	Look at Arroyo Valley High School students' GPA since they don't have an API score.	Gil Navarro	Dr. Davalos	12/18/12	
	10	9/18/12	Strike out the language in BP3350 that subs can be reimbursed for mileage.  Refer BP3350 to the Policy Committee.	Ron Fletcher  Mr. Gallo	Dr. Vollkommer	12/18/12	Referred to the Policy Committee. Awaiting direction for next steps.
	11	8/7/12	The Parent Revolution group is looking to organize other parents to overtake their school.	Gil Navarro	Cabinet 8/8/12	1/15/13	Through the Strategic Planning process, schools will conduct an internal assessment and include stakeholders in a shared vision process.
<b>EDUCATIONAL SERVICES – DR. DAVALOS</b>							
	1	10/2/12	Provide a calendar of professional development for common core and a detailed implementation plan.	Mrs. Hill	Dr. Davalos	12/18/12	
	2	10/16/12	Provide a presentation on YAP, ICUC, and COPE.	Mrs. Hill	Dr. Davalos	12/18/12	
	3	10/16/12	What are middle schools doing to teach algebra?	Dr. Flores	Dr. Davalos	12/18/12	
	4	11/6/12	Is there a Board policy on student readiness to take Algebra?	Dr. Flores	Dr. Davalos	12/18/12	
	5	11/20/12	Provide an update on TK.	Dr. Flores	Dr. Davalos	1/15/13	

Board of Education Meeting  
December 18, 2012

		Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
	6	11/20/12	What is the status of the EL Master Plan?	Dr. Flores	Dr. Davalos	12/18/12	
	7	12/4/12	Provide a report on TK projections.	Dr. Flores	Dr. Davalos	1/15/13	
	8	12/4/12	Provide an update on Common Core Standards.	Mr. Gallo	Dr. Davalos	1/15/13	
	9	12/4/12	Provide an organization chart and update on Targeted Instruction.	Mrs. Hill	Dr. Davalos	1/15/13	
<b>STUDENT SERVICES – DR. MITCHELL</b>							
	1	9/11/12	Look into the City’s pre-pendency plan for crossing guard funding.	Mr. Tillman	Dr. Mitchell 9/13/12	1/21/13	Currently establishing negotiations.
	2	10/2/12	Find a tool for students to report bullying anonymously.	Mr. Tillman	Dr. Mitchell 10/3/12	1/21/13	Research is ongoing.
	3	11/6/12	Provide the raw data for student suspension by race/ethnicity.	Dr. Flores	Dr. Mitchell	1/21/13	
	4	11/6/12	Break down suspension and API data by ethnicity.	Mr. Tillman	Dr. Mitchell	1/21/13	
	5	11/6/12	Break down the suspension data by grade level.	Mrs. Hill	Dr. Mitchell	1/21/13	
	6	11/6/12	Consider visiting Oakland and Santa Ana to see what they doing to have lower suspension rates than ours?	Dr. Flores Mr. Tillman	Dr. Mitchell	1/21/13	In Progress
<b>HUMAN RESOURCES – DR. VOLLKOMMER</b>							
	1	9/11/12	Agendize the calendar for discussion.	Mrs. Penman	Dr. Vollkommer 9/13/12	1/15/13	Will update Board on District Five-Year plan.

Board of Education Meeting  
December 18, 2012

	Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
<b>BUSINESS SERVICES – DR. SAUL</b>						
1	12/4/12	Bring 2-3 plans on possible cuts to provide funding for the top three Board budget priorities.	Mrs. Savage	Dr. Saul	2/5/13	Recommendations will be taken to the 1/17/13 CBAC meeting.
2	12/4/12	Is there funding available for the Districtwide drum line?	Mr. Tillman	Dr. Saul		<b>Completed.</b>
<b>SUPERINTENDENT – DR. MARSDEN</b>						
1	6/19/12	Provide a presentation on all of the agencies we contract with.	Mr. Tillman	Dr. Marsden 6/20/12	12/18/12	School Services of California will assist with this process.
2	9/11/12	Urge legislators to make education a priority for funding.	Dr. Flores Mr. Gallo Mrs. Penman	Dr. Marsden 9/13/12	12/3/12	Planned visit to Sacramento to discuss.
3	9/18/12	Consider sending out an RFP for a firm to charge a flat rate for legal fees.	Dr. Flores	Dr. Marsden 9/26/12	12/18/12	Board will consider posting an RFP following School Services' report.
4	11/6/12	If Prop 30 passes, hold Legislators responsible for funding education.	Mr. Gallo	Dr. Marsden	Ongoing	Sacramento visit on 12/3/12.
5	12/4/12	Present a condensed presentation on Collective Impact.	Dr. Flores	Dr. Marsden	3/5/13	

**SESSION EIGHT - Legislation and Action**

**13.0 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.

**BUSINESS SERVICES DIVISION**

13.1 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	AMOUNT	VALUE
Del Rosa Elementary School	Lifetouch National School Studios, Eden Prairie, Minnesota	\$195.89 To be used towards Student Rewards	\$195.89	
Environmental Safety Office	Jack Katzman San Bernardino, California	(1) Power Ace 3500W Portable Generator to be used as a backup power source for disasters		\$750.00
Anderson Elementary School	Amazon.com, Inc. Seattle, Washington	(50) Kindle Keyboards and (2,500) in book downloads credit to support the functional academics domain of the Basics2 curriculum and English Language Development through reading and listening		\$10,450.00
Cajon High School	Kenneth Todhunter Pocatello, Idaho	\$200.00 To be used towards the ASB for the Girls Basketball Program	\$200.00	
Superintendent's Office	Schools First Federal Credit Union, Santa Ana, California	\$408.00 To sponsor the Back to School Back to You Campaign	\$408.00	

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

Board of Education Meeting  
December 18, 2012

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education acknowledges receipt of \$195.89, Lifetouch National School Studios, Prairie, Minnesota; (1) Power Ace 3500W Portable Generator with the total value of \$750.00, Jack Katzman, San Bernardino, California; (50) Kindle Keyboards and (2,500) in book downloads credit with the total value of \$10,450.00, Amazon.com, Inc., Seattle, Washington; \$200.00, Kenneth Todhunter, Pocatello, Idaho; and \$408.00, Schools First Federal Credit Union, Santa Ana, California.

Requester: Various

Approver: Interim Chief Business and Financial Officer

13.2 Bid No. 16-12, Portable Two-Way Radios, Mobile Radios, Programming and Repair Services  
(Prepared by Business Services Division)

Bid No. 16-12, Portable Two-Way Radios, Mobile Radios, Programming and Repair Services, advertised on August 30, and September 6, and was opened on September 14, 2012, at 11:00 a.m. The purpose of this bid is to provide two-way radio equipment, accessories, and service on an as-needed basis, to School Police, Maintenance and Operations, Facilities Management, and all District school sites, as an integral component of the District's emergency preparedness and communications system. Costs will be paid by various sites and departments on an as-needed basis.

Bids were mailed to Advanced Electronics, Inc., Ontario, California; BearCom Wireless Worldwide, Riverside, California; Communications Center, Covina, California; ComSerCo, Inc., Corona, California; Discount Two-Way Radio, Harbor City, California; and to the San Bernardino Chamber of Commerce.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that bids were received from Advanced Electronics, Inc., Ontario, California; BearCom Wireless Worldwide, Riverside, California; Discount Two-Way Radio, Harbor City, California; Motorola Solutions, San Diego, California; and Vincent Communications, Fresno, California.

BE IT ALSO RESOLVED that bid results were as follows:

Board of Education Meeting  
December 18, 2012

	<b>Advanced Electronics, Inc., Ontario, California</b>	<b>BearCom Wireless Worldwide, Riverside, California</b>	<b>Discount Two-Way Radio, Harbor City, California</b>	<b>Motorola Solutions, San Diego, California</b>	<b>Vincent Communications, Fresno, California</b>
LI #1	\$ 218.00	\$ 179.99	\$ 169.00	No Bid	\$ 210.00
LI #2	\$ 29.00	\$ 29.99	\$ 30.00	No Bid	No Bid
LI #3	\$ 318.00	\$ 320.00	\$ 350.00	No Bid	No Bid
LI #4	\$ 32.00	\$ 33.50	\$ 35.00	No Bid	No Bid
LI #5	\$ 10.00	\$ 12.00	\$ 12.00	No Bid	No Bid
LI #6	\$ 22.00	\$ 25.00	\$ 25.00	No Bid	No Bid
LI #7	No Bid	No Bid	\$ 361.77	No Bid	No Bid
LI #8	No Bid	No Bid	\$ 40.00	No Bid	No Bid
LI #9	No Bid	No Bid	No Bid	\$ 2,044.77	No Bid
LI #10	No Bid	\$ 88.00	No Bid	\$ 132.00	No Bid
LI #11	No Bid	\$ 605.00	No Bid	\$ 630.40	No Bid
LI #12	No Bid	\$ 73.50	No Bid	\$ 88.00	No Bid
LI #13	No Bid	\$ 29.00	No Bid	\$ 13.20	No Bid
LI #14	No Bid	\$ 77.00	No Bid	\$ 96.00	No Bid
LI #15	No Bid	No Bid	No Bid	\$ 5,921.60	No Bid
LI #16	No Bid	\$ 99.99	No Bid	\$ 100.00	No Bid
LI #17	No Bid	\$ 649.99	No Bid	\$ 630.40	No Bid
LI #18	No Bid	\$ 129.00	No Bid	\$ 140.00	No Bid
LI #19	No Bid	\$ 22.00	No Bid	\$ 16.80	No Bid
LI #20	No Bid	No Bid	No Bid	\$ 2,778.90	No Bid
LI #21	No Bid	No Bid	No Bid	\$ 4,486.40	No Bid
LI #22	\$155.00 per hr	No Bid	\$50.00 per hr	No Bid	\$75.00 per hr

BE IT ALSO RESOLVED that Bid No. 16-12, Portable Two-Way Radios, Mobile Radios, Programming and Repair Services, be awarded to the lowest responsible bidder(s) based on the unit prices bid, meeting District specifications and requirements.

BIDDER

Advanced Electronics, Inc.  
Ontario, California

LINES AWARDED

Lines 2 through 6

TERMS

Net 30 Days

Board of Education Meeting  
December 18, 2012

BearCom Wireless Worldwide Riverside, California	Lines 10, 11, 12, 14, 16, and 18	Net 30 Days
Discount Two-Way Radio Harbor City, California	Lines 1, 7, 8, and 22	Net 30 Days
Motorola Solutions San Diego, California	Lines 9, 13, 15, 17, 19, 20, and 21	Net 30 Days
Vincent Communications Fresno, California	No Award	

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

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

BE IT FURTHER RESOLVED that Debra Love, Purchasing Department Director, be authorized to sign all related documents.

Requester/Approver: Director, Purchasing Department

13.3 Close Associated Student Body (ASB) at Muscoy Elementary School  
(Prepared by Business Services Division)

Education Code 48930 sets forth provisions for organizing an associated student body within any public school. Schools must request Board of Education approval to organize an associated student body in order to further promote school activities. This includes the opening and closing of bank account(s) in the name of the school's student body. Muscoy Elementary School requests that the existing Associated Student Body be closed effective December 1, 2012. There are no remaining funds in the account.

It is recommended that the following resolution be approved:

BE IT RESOLVED that the Board of Education ratifies closing the Associated Student Body at Muscoy Elementary School effective December 1, 2012.

BE IT FURTHER RESOLVED that Muscoy Elementary School's administration be authorized to close the bank account in the name of the school's Associated Student Body.

Requester/Approver: Director, Accounting Services

Board of Education Meeting  
December 18, 2012

13.4 Commercial Warrant Registers for Period from November 16, through November 30, 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 November 16, through November 30, 2012, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes James Cunningham, Accounting Services Director, David Moyes, Accounts Payable Supervisor; or Derek Harris, Interim Employee Benefits Director, to signed disbursements.

Requester: Director, Accounting Services

Approver: Director, Fiscal Services

13.5 Extended Field Trip, Pacific High School, AVID 2013 College Tour, Multiple Northern California Locations  
(Prepared by Business Services Division)

Pacific High School requests Board of Education approval of an extended field trip for 40 Pacific High School students and 6 District employees, to attend the AVID 2013 College Tour, in multiple Northern California locations, from March 15, through March 19, 2013.

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

The cost of the trip, not to exceed \$13,844.97, including meals and lodging for 40 Pacific High School students and 6 District employees, will be paid from Pacific High School Account No. 511 and ASB AVID Club funds. Transportation provided by Charter Coach, not to exceed \$4,500.00, will be paid from Pacific High School Account No. 511. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

Board of Education Meeting  
December 18, 2012

BE IT RESOLVED that the Board of Education approves the extended field trip for 40 Pacific High School students and 6 District employees, to attend the AVID 2013 College Tour, in multiple Northern California locations, from March 15, through March 19, 2013. The cost of the trip, not to exceed \$13,844.97, including meals and lodging for 40 Pacific High School students and 6 District employees, will be paid from Pacific High School Account No. 511 and ASB AVID Club funds. Transportation provided by Charter Coach, not to exceed \$4,500.00, will be paid from Pacific High School Account No. 511. Names of the students are on file in the Business Services office.

Requester: Principal, Pacific High School

Approver: Chief Academic Officer, Educational Services Division

13.6 Extended Field Trip, San Geronio High School, Harvard Model Congress 2013, San Francisco, California  
(Prepared by Business Services Division)

San Geronio High School requests Board of Education approval of an extended field trip for 16 San Geronio High School students and 2 District employees, to attend the Harvard Model Congress 2013, in San Francisco, California, from January 17, through January 21, 2013.

Students will have the opportunity to participate in a variety of comprehensively designed simulations covering all three branches of government and myriad special programs to give them a complete “Inside the Beltway” experience.

The cost of the trip, not to exceed \$12,250.00, including meals and lodging for 16 San Geronio High School students and 2 District employees, will be paid from the Harvard Model Congress Club funds. Transportation to and from the Ontario Airport will be provided by students’ parents, at no cost. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 16 San Geronio High School students and 2 District employees, to attend the Harvard Model Congress 2013, in San Francisco, California, from January 17, through January 21, 2013. The cost of the trip, not to exceed, \$12,250.00, including meals and lodging for 16 San Geronio High School students and 2 District employees, will be paid from the Harvard Model Congress Club funds. Transportation to and from the Ontario Airport will be provided by students’ parents, at no cost. Names of the students are on file in the Business Services office.

Requester: Principal, San Geronio High School

Approver: Chief Academic Officer, Educational Services Division

13.7 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, Measure N Donations (158) was included in the Fiscal Year 2012-2013 approved budget in the amount of \$11,850.00. Based on the donations received to date, an increase in the amount of \$6,000.00 will result in a revised total of \$17,850.00.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the addition of \$6,000.00 in the budgeting of revenues and expenditures for the restricted program, Measure N Donations (158).

Requester/Approver: Director, Fiscal Services

13.8 Mileage and Cell Phone Amounts, Fiscal Year 2012-2013  
(Prepared by Business Services Division)

Certain certificated and classified employees currently receive a fixed mileage allowance each month. This allowance is added to their regular paychecks. In addition, an undetermined number of employees receive variable mileage by submitting a Mileage Voucher Form (SU-38) listing the dates and distance traveled while performing District business. The District also provides a cell phone allowance of \$45.00 per month to Principals, Directors, and other employees with safety related duties who need their cell phones for District business.

The County requires Board action approving aggregate maximum fixed mileage allowance by payroll category and the mileage rate at which the District will pay variable mileage. The following are fixed mileage and cell phone allowance payments which are being submitted for Board approval for the not-to-exceed amounts for the 2012-2013 fiscal year.

	<u>2012-2013</u>
Fixed Monthly Certificated Mileage	\$ 8,000.00
Fixed Monthly Classified Mileage	\$ 2,500.00
Variable Mileage Rate (effective 1/1/12)	\$ .555

Board of Education Meeting  
December 18, 2012

Variable Mileage Rate (effective 1/1/13)	\$ .565
Cell Phone Monthly	\$ 5,000.00

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies the fixed mileage rate, variable mileage rate, and cell phone payment at the following not-to-exceed amounts for the 2012-2013 fiscal year:

Fixed Monthly Certificated Mileage	\$ 8,000.00
Fixed Monthly Classified Mileage	\$ 2,500.00
Variable Mileage Rate (effective 1/1/12)	\$ .555
Variable Mileage Rate (effective 1/1/13)	\$ .565
Cell Phone	\$ 5,000.00

Requester/Approver: Director, Fiscal Services

13.9 Renewal of the Agreement with Musick, Peeler & Garrett, LLC, 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 renew the agreement with Musick, Peeler & Garrett, LLC, Los Angeles, California, to provide legal opinion regarding the Personnel Commission matters and/or the Writ of Mandate hearing as it relates to the Personnel Commission matters, effective July 1, 2012, through June 30, 2013. The fee, not to exceed \$100,000.00, will be paid from the Unrestricted General Fund—Human Resources Legal Fees, Account No. 077.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies renewing the agreement with Musick, Peeler & Garrett, LLC, Los Angeles, California, to provide legal opinion regarding the Personnel Commission matters and/or the Writ of Mandate hearing as it relates to the Personnel Commission matters, effective July 1, 2012, through June 30, 2013. The fee, not to exceed \$100,000.00, will be paid from the Unrestricted General Fund—Human Resources Legal Fees, Account No. 077.

Board of Education Meeting  
December 18, 2012

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Director, Personnel Commission  
Approver: Assistant Superintendent, Human Resources Division

## **EDUCATIONAL SERVICES**

### **Curriculum and Instruction**

- 13.10 Agreement with The Regents of the University of California, Riverside, to Develop and Implement the Mathematics, Engineering, Science Achievement (MESA) Program at Indian Springs High School  
(Prepared by Business Services Division)

Indian Springs High School requests Board of Education approval to enter into an agreement with The Regents of the University of California, Riverside, to develop and implement the Mathematics, Engineering, Science Achievement (MESA) Program, effective July 1, 2012, through June 30, 2013. The MESA program will enrich the math and science experiences of District students, particularly students from socially and economically disadvantaged backgrounds. The program will increase the number of disadvantaged students entering college with particular attention and preparation for professions in engineering and mathematics-based fields. The MESA project-based enrichment curriculum is aligned to the California math and science content standards. There is no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with The Regents of the University of California, Riverside, to develop and implement the Mathematics, Engineering, Science Achievement (MESA) Program, effective July 1, 2012, through June 30, 2013. The MESA program will enrich the math and science experiences of District students, particularly students from socially and economically disadvantaged backgrounds. The program will increase the number of disadvantaged students entering college with particular attention and preparation for professions in engineering and mathematics-based fields. The MESA project-based enrichment curriculum is aligned to the California math and science content standards. There is no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Principal, Indian Springs High School  
Approver: Chief Academic Officer, Educational Services Division

Board of Education Meeting  
December 18, 2012

13.11 Agreement with the Get Ahead Writing, LLC, Fullerton, California, to Provide Writing Boot Camp Training to Fourth Grade Classrooms  
(Prepared by Business Services Division)

Hunt Elementary School requests Board of Education approval to enter into an agreement with Get Ahead Writing, LLC, Fullerton, California, to provide Writing Boot Camp training to fourth grade classrooms, effective January 7, through March 4, 2013. Get Ahead Writing, LLC, will provide six sessions of Writing Boot Camp for five fourth grade classrooms for a total of 30 sessions payable at a daily rate of \$1,300.00. The CST writing preparation training will focus on response to literature, summary of expository text and narrative writing. The cost, not to exceed \$9,100.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Title 1, Account No. 501.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Get Ahead Writing, LLC, Fullerton, California, to provide Writing Boot Camp training to fourth grade classrooms, effective January 7, through March 4, 2013. Get Ahead Writing, LLC, will provide six sessions of Writing Boot Camp for five fourth grade classrooms for a total of 30 sessions payable at a daily rate of \$1,300.00. The CST writing preparation training will focus on response to literature, summary of expository text and narrative writing. The cost, not to exceed \$9,100.00, will be paid from the Restricted General Fund—Elementary Secondary Education Act, Title 1, Account No. 501.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Principal, Hunt Elementary School

Approver: Chief Academic Officer, Educational Services Division

13.12 Agreement with San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, California, for the District to Participate in the Linked Learning Program Funded by the James Irvine Foundation  
(Prepared by Business Services Division)

The Educational Services Division requests Board of Education approval to enter into an agreement with the San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, California, for the District to participate in the Linked Learning Program funded by the James Irvine Foundation, effective October 12, 2012, through June 30, 2013. The goal of the program is to improve the quality of life in the region through education of youth. SBCSS will dedicate a Linked Learning Coordinator for the planning phase and collaborate with ConnectEd: The California Center for College and Career to plan and conduct events, including Orientation, Planning Institute, Experiential Site Visits, Post-Planning Institute, 2013 Summer Institute,

Board of Education Meeting  
December 18, 2012

provide coaching support, technical assistance, and coordinate fundraising efforts. There is no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into an agreement with the San Bernardino County Superintendent of Schools (SBCSS), San Bernardino, California, for the District to participate in the Linked Learning Program funded by the James Irvine Foundation, effective October 12, 2012, through June 30, 2013. The goal of the program is to improve the quality of life in the region through education of youth. SBCSS will dedicate a Linked Learning Coordinator for the planning phase and collaborate with ConnectEd: The California Center for College and Career to plan and conduct events, including Orientation, Planning Institute, Experiential Site Visits, Post-Planning Institute, 2013 Summer Institute, provide coaching support, technical assistance, and coordinate fundraising efforts. There is no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester/Approver: Chief Academic Officer, Educational Services Division

13.13 Amendment No. 1 of the Agreement with the University of California, Riverside, to Participate in the Educational Talent Search Program  
(Prepared by Business Services Division)

Indian Springs High School requests Board of Education approval to amend the agreement with the University of California, Riverside, to participate in the Educational Talent Search Program, approved by Board on September 20, 2011, Agenda Item 9.12. The amendment is necessary to include services to Indian Springs High School students who were recruited from the four participating high schools. 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 amending the agreement with the University of California, Riverside, to participate in the Educational Talent Search Program, approved by Board on September 20, 2011, Agenda Item 9.12. The amendment is necessary to include services to Indian Springs High School students who were recruited from the four participating high schools. There is no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said amendment.

Requester: Principal, Indian Springs High School  
Approver: Chief Academic Officer, Educational Services Division

13.14 Request for Waiver of California High School Exit Exam (CAHSEE) Passage Requirement for Students with a Disability  
(Prepared by Educational Services Division)

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

01/13/1994    07/05/1994    07/08/1994    05/04/1995    07/08/1995

It is recommended that the following resolution be adopted:

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

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

13.15 Rescission of the Agreement with Alpha Learning Centers, LLC, dba Sylvan Learning Centers, Redlands, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Categorical Programs Department requests Board of Education approval to rescind the agreement with Alpha Learning Centers, LLC, dba Sylvan Learning Centers, Redlands, California, as approved by Board on November 6, 2012, Agenda Item 9.26. Alpha Learning Center, LLC, dba Sylvan Learning Centers will not provide supplementary educational services to District students. No services have been performed by the consultant; therefore, there are no costs for rescinding the Board approval.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds the agreement with Alpha Learning Centers, LLC, dba Sylvan Learning Centers, Redlands, California, as approved by Board on November 6, 2012, Agenda Item 9.26. Alpha Learning Center, LLC, dba Sylvan Learning Centers will not provide supplementary educational services to District students. No services have been performed by the consultant; therefore, there are no costs for rescinding the Board approval.

Board of Education Meeting  
December 18, 2012

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Interim SIG Administrator, Categorical Programs Department  
Approver: Chief Academic Officer, Educational Services Division

13.16 Rescission of the Agreement with Alpha Learning Centers, LLC, dba Sylvan Learning Centers, Rialto, California, to Provide Supplementary Educational Services to District Students  
(Prepared by Business Services Division)

The Categorical Programs Department requests Board of Education approval to rescind the agreement with Alpha Learning Centers, LLC, dba Sylvan Learning Centers, Rialto, California, as approved by Board on November 6, 2012, Agenda Item 9.25. Alpha Learning Center, LLC, dba Sylvan Learning Centers will not provide supplementary educational services to District students. No services have been performed by the consultant; therefore, there are no costs for rescinding the Board approval.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education rescinds the agreement with Alpha Learning Centers, LLC, dba Sylvan Learning Centers, Rialto, California, as approved by Board on November 6, 2012, Agenda Item 9.25. Alpha Learning Center, LLC, dba Sylvan Learning Centers will not provide supplementary educational services to District students. No services have been performed by the consultant; therefore, there are no costs for rescinding the Board approval.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Interim SIG Administrator, Categorical Programs Department  
Approver: Chief Academic Officer, Educational Services Division

13.17 Subscriber Agreement with Discovery Education, Evanston, Illinois  
(Prepared by Business Services Division)

The Educational Services Division requests Board of Education approval to enter into a subscriber agreement with Discovery Education, Evanston, Illinois, to provide access to the Discovery Education streaming via the website, effective November 4, 2012, through June 30, 2013. The prorated price per student is \$0.68 for approximately 49,791 students. The cost, not to exceed \$33,857.88, will be paid from the Restricted General Fund—NCLB Title 1 Program Improvement School Support, Account No. 524.

Board of Education Meeting  
December 18, 2012

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies entering into a subscriber agreement with Discovery Education, Evanston, Illinois, to provide access to the Discovery Education streaming via the website, effective November 4, 2012, through June 30, 2013. The prorated price per student is \$0.68 for approximately 49,791 students. The cost, not to exceed \$33,857.88, will be paid from the Restricted General Fund—NCLB Title 1 Program Improvement School Support, Account No. 524.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester/Approver: Chief Academic Officer, Educational Services Division

### **STUDENT SERVICES**

13.18 Approval for Reimbursement for Attendance at the California Emergency Services Association Conference (CESA), Sacramento, California  
(Prepared by Business Services Division)

The Safety and Emergency Office requests Board of Education approval of the reimbursement for Eric Vetere, Interim Safety and Emergency Management Officer's attendance at the annual California Emergency Services Association Conference (CESA), October 1-4, 2012, in Sacramento, California. The Riverside Urban Area Security Initiative (UASI) Grant Program will reimburse the District for training and travel costs with grant allow ability, not to exceed \$1,750.00. The total training and travel costs for the conference were \$1,251.90.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education ratifies the reimbursement for Eric Vetere, Interim Safety and Emergency Management Officer for his attendance at the annual California Emergency Services Association Conference (CESA) in Sacramento, California. The Riverside Urban Area Security Initiative (UASI) Grant Program will reimburse the District for training and travel costs with grant allow ability, not to exceed \$1,750.00. The total training and travel costs for the conference were \$1,251.90.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Interim Safety and Emergency Management Officer

Approver: Assistant Superintendent, Student Services

Board of Education Meeting  
December 18, 2012

**Adult School**

- 13.19 Affiliation Agreement with Jerry L. Pettis Memorial Veterans Hospital, Loma Linda, California, for Practical Learning Experience for Students Enrolled in the Adult School's Licensed Vocational Nursing (LVN) Program  
(Prepared by Business Services Division)

The Adult School requests Board of Education approval to enter into an agreement with the Jerry L. Pettis Memorial Veterans Hospital, Loma Linda, California, to provide a site for practical learning experience for students enrolled in the Licensed Vocational Nursing (LVN) program, effective April 1, 2013, through March 31, 2015. 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 Jerry L. Pettis Memorial Veterans Hospital, Loma Linda, California, to provide a site for practical learning experience for students enrolled in the Licensed Vocational Nursing (LVN) program, effective April 1, 2013, through March 31, 2015. There is no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Principal, Adult School  
Approver: Assistant Superintendent, Student Services

**Creative Before- and After-School Programs for Success (CAPS)**

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

The Creative Before- and After-School Programs for Success (CAPS) Department wishes to hire Katie Bee and Friends, Etiwanda, California, to provide two literacy workshops for teachers and parents to be held at the Family Resource Center, effective March 23, 2013. Katie Bee and Friends will present "Literacy in the Home" and "Literacy, Music and Puppet Play" workshops. Katie Bee and Friends will train teachers who will then provide workshops for parents who will use the knowledge to enhance the literacy skills of their students in the home. The fee includes the cost for materials of \$1,737.67. The cost per workshop is \$300.00. The cost of the services, not to exceed \$2,337.67, will be paid from the Restricted General Fund-21<sup>st</sup> Century Community Learning Centers Family Literacy, Account No. 563.

The Creative Before- and After-School Programs for Success (CAPS) Department wishes to hire RoleModel Productions, Inc., John's Creek, Georgia, to provide a literacy workshop for teachers and parents to be held at the Family Resource Center, effective February 23, 2013. RoleModel

Board of Education Meeting  
December 18, 2012

Productions, Inc., will present “New Millennium Music for the New Millennium Child, Educating Young Children with Puppetry and Storytelling.” RoleModel Productions, Inc. will train teachers who will then provide workshops for parents who will use the knowledge to enhance the literacy skills of their students in the home. The fee includes the cost for materials of \$974.40. The cost of the services, not to exceed \$3,827.35, will be paid from the Restricted General Fund-21<sup>st</sup> Century Community Learning Centers Family Literacy, Account No. 563.

It is recommended that the following resolution be adopted:

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

Katie Bee and Friends, Etiwanda, California, to provide two literacy workshops for teachers and parents to be held at the Family Resource Center, effective March 23, 2013. Katie Bee and Friends will present “Literacy in the Home” and “Literacy, Music and Puppet Play” workshops. Katie Bee and Friends will train teachers who will then provide workshops for parents who will use the knowledge to enhance the literacy skills of their students in the home. The fee includes the cost for materials of \$1,737.67. The cost per workshop is \$300.00. The cost of the services, not to exceed \$2,337.67, will be paid from the Restricted General Fund-21<sup>st</sup> Century Community Learning Centers Family Literacy, Account No. 563.

RoleModel Productions, Inc., John’s Creek, Georgia, to provide a literacy workshop for teachers and parents to be held at the Family Resource Center, effective February 23, 2013. RoleModel Productions, Inc., will present “New Millennium Music for the New Millennium Child, Educating Young Children with Puppetry and Storytelling.” RoleModel Productions, Inc. will train teachers who will then provide workshops for parents who will use the knowledge to enhance the literacy skills of their students in the home. The fee includes the cost for materials of \$974.40. The cost of the services, not to exceed \$3,827.35, will be paid from the Restricted General Fund-21<sup>st</sup> Century Community Learning Centers Family Literacy, Account No. 563.

Requester: Director, Creative Before- and After-School Programs for Success (CAPS)

Department

Approver: Assistant Superintendent, Student Services

### **Health Services**

#### 13.21 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 2012-2013 school year:

Board of Education Meeting  
December 18, 2012

5/26/95	8/6/96	7/24/97	1/24/98	2/23/98	6/21/98	8/3/98
8/22/98	11/16/98					

Requester: Coordinator, Health Services  
Approver: Assistant Superintendent, Student Services

**School Linked Services**

13.22 Master Clinical Field Experience Agreement with California Baptist University, School of Nursing, Riverside, California  
(Prepared by Business Services Division)

The Student Services Division requests Board of Education approval to enter into a master clinical field experience agreement with California Baptist University, School of Nursing, Riverside, California, to facilitate clinical field experience opportunities for nursing students during the Community Health Nursing rotation, effective January 1, 2013, through June 30, 2018. The nursing students will be given the opportunity to work directly with a school nurse and to practice various clinical skills related to school nursing practice. There is no cost to the District.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into a master clinical field experience agreement with California Baptist University, School of Nursing, Riverside, California, to facilitate clinical field experience opportunities for nursing students during the Community Health Nursing rotation, effective January 1, 2013, through June 30, 2018. The nursing students will be given the opportunity to work directly with a school nurse and to practice various clinical skills related to school nursing practice. There is no cost to the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Director, School Linked Services  
Approver: Assistant Superintendent, Student Services

**Special Education Department**

13.23 Agreement with Bilingual Therapies, Skokie, Illinois, to Provide Staffing for Speech and Language Services for District Special Education Students  
(Prepared by Business Services Division)

The Special Education Department requests Board of Education approval to enter into an agreement with Bilingual Therapies, Skokie, Illinois, to provide California State Licensed

Board of Education Meeting  
December 18, 2012

Speech Language Pathologists for District special education students as per their IEPs, effective January 9, through June 30, 2013. Staff provided by Bilingual Therapies will provide therapy in compliance with applicable state and federal regulations and in accordance with the District's policies, procedures, rules and regulations. The agreement will be terminated if the District hires a Speech Language Pathologist to fill any current vacancy. The hourly rate for the Speech and Language Therapist is \$85.00 per hour. The cost of the services, not to exceed \$56,100.00, will be paid from the Restricted General Fund-Special Education-Central, Account No. 827.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Bilingual Therapies, Skokie, Illinois, to provide California State Licensed Speech Language Pathologists for District special education students as per their IEPs, effective January 9, through June 30, 2013. Staff provided by Bilingual Therapies will provide therapy in compliance with applicable state and federal regulations and in accordance with the District's policies, procedures, rules and regulations. The agreement will be terminated if the District hires a Speech Language Pathologist to fill any current vacancy. The hourly rate for the Speech and Language Therapist is \$85.00 per hour. The cost of the services, not to exceed \$56,100.00, will be paid from the Restricted General Fund-Special Education-Central, Account No. 827.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

Requester: Director, Special Education Department

Approver: Assistant Superintendent, Student Services Division

13.24 Agreement with Soliant Health, Tucker, Georgia, to Provide Staffing for Speech and Language Services for District Special Education Students  
(Prepared by Business Services Division)

The Special Education Department requests Board of Education approval to enter into an agreement with Soliant Health, Tucker, Georgia, to provide California State Licensed Speech Language Pathologists for District special education students as per their IEPs, effective January 9, through June 30, 2013. Staff provided by Soliant Health will provide therapy in compliance with applicable state and federal regulations and in accordance with the District's policies, procedures, rules and regulations. The agreement will be terminated if the District hires a Speech Language Pathologist to fill any current vacancy. The hourly rate for the Speech and Language Therapist is \$72.00 to \$80.00 per hour. The cost of the services, not to exceed \$56,100.00, will be paid from the Restricted General Fund-Special Education-Central, Account No. 827.

It is recommended that the following resolution be adopted:

Board of Education Meeting  
December 18, 2012

BE IT RESOLVED that the Board of Education approves entering into an agreement with Soliant Health, Tucker, Georgia, to provide California State Licensed Speech Language Pathologists for District special education students as per their IEPs, effective January 9, through June 30, 2013. Staff provided by Soliant Health will provide therapy in compliance with applicable state and federal regulations and in accordance with the District's policies, procedures, rules and regulations. The agreement will be terminated if the District hires a Speech Language Pathologist to fill any current vacancy. The hourly rate for the Speech and Language Therapist is \$72.00 to \$80.00 per hour. The cost of the services, not to exceed \$56,100.00, will be paid from the Restricted General Fund-Special Education-Central, Account No. 827.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign all related documents.

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

**Youth Services**

13.25 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)4/18/1999    \*(S)11/18/2001    \*(S)12/16/1999    \*(S)1/28/2000    \*(S)7/22/1997    \*(S)11/27/1999  
\*(S)12/9/1998    \*(S)11/5/2001    \*(S)2/24/2000    \*\*\*(S)7/24/1999    \*\*\*(S)7/3/1998    \*(S)11/21/1998  
\*(S)11/15/1999

\*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.

Board of Education Meeting  
December 18, 2012

(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

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

It is recommended that the following resolution be adopted:

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

8/21/1994      6/14/1996

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

13.27 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:

8/8/1993	12/9/1997	11/11/1996	6/16/1997	3/20/1998	7/9/1995
6/6/1996	9/21/2001	7/11/1993	4/3/1995	11/8/1995	5/18/1995
3/6/1995	7/12/1994	10/20/1999	5/26/1994	11/17/1994	12/2/1999
6/23/1995	11/1/1993	7/27/1996	7/15/1997		

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

Board of Education Meeting  
December 18, 2012

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

5/1/2001      4/28/1997      8/30/1996      10/3/2000

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**

13.29 Amendment No. 3 to the Professional Services Agreement with OJB Engineering, Inc. to Provide Construction Management Services to the San Bernardino High School Modernization Project  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests the Board of Education approval to amend the professional services agreement with OJB Engineering, Inc., San Bernardino, CA, for construction management services for the San Bernardino High School Modernization Project, previously renewed by the Board on September 21, 2010, and effective through December 30, 2015. This amendment is for an additional OJB staff for the management of the project due to the termination of the General Contractor and Surety Takeover Agreement. The cost, not to exceed \$51,315.00, plus approved reimbursables, will be reimbursed by the Surety under the Takeover Agreement. 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 professional services agreement with OJB Engineering, Inc., for construction management services for the San Bernardino High School Modernization Project. This amendment is for an additional OJB staff for the management of the project due to the termination of the General Contractor and Surety

Board of Education Meeting  
December 18, 2012

Takeover Agreement. The cost, not to exceed \$51,315.00, plus approved reimbursables, will be reimbursed by the Surety under the Takeover Agreement.

BE IT FURTHER RESOLVED that the Board authorizes Debra Love, Director, Purchasing Department, to sign said Amendment No. 3.

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

13.30 Amendment No. 5 to the Professional Services Agreement with ATI Architects and Engineers for Architectural and Engineering Services for the Middle College High School Project  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the professional services agreement with ATI Architects and Engineers, Highland, California, originally approved by the Board on January 8, 2008, for architectural and engineering services for the Middle College High School project. This amendment is needed for redesign work due to unforeseen circumstances and field conditions and will extend the ending date through June 30, 2013. The cost, not to exceed \$16,843.00, plus approved reimbursables, will be paid from Funds 21, 25, and 35. 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 professional services agreement with ATI Architects and Engineers for architectural and engineering services for the Middle College High School project. This amendment is needed for redesign work due to unforeseen circumstances and existing field conditions and will extend the ending date through June 30, 2013. The cost, not to exceed \$16,843.00, plus approved reimbursables, will be paid from Funds 21, 25, and 35. All other terms and conditions will remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director of Purchasing Department, to sign said Amendment No. 5.

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

Board of Education Meeting  
December 18, 2012

13.31 Amendment No. 7 to the Professional Services Agreement with ATI Architects and Engineers for Architectural and Engineering Services for the Little Mountain Elementary School Project  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the professional services agreement with ATI Architects and Engineers, Highland, California, originally approved by the Board on December 18, 2007, for architectural and engineering services for the Little Mountain Elementary School project. This amendment is needed for redesign work due to unforeseen circumstances and existing field conditions. The cost, not to exceed \$9,916.00, plus approved reimbursables, will be paid from Funds 21, 25, and 35. 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 professional services agreement with ATI Architects and Engineers for architectural and engineering services for the Little Mountain Elementary School project. This amendment is needed for redesign work due to unforeseen circumstances and existing field conditions. The cost, not to exceed \$9,916.00, plus approved reimbursables, will be paid from Funds 21, 25, and 35. All other terms and conditions will remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said Amendment No. 7.

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

13.32 Amendment No. 15 to the Professional Services Agreement with HMC Architects to Provide Architectural and Engineering Services for Indian Springs High School New Construction/Old Curtis Middle School Modernization Project  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to amend the agreement with HMC Architects, Ontario, California, previously renewed by the Board on June 19, 2012, and effective through June 30, 2014. This amendment is needed for additional services for the tilt-up handball courts for the Indian Springs High School construction project. HMC has assumed Architect of Record and Structural Engineer of Record responsibilities for the tilt-up design installed by concrete contractor, Bogh Engineering, per the Division of the State Architect's directive. The cost, not to exceed \$4,800.00, plus approved reimbursables, will be paid from Funds 21, 25, or 35, and the District will back-charge the concrete contractor. All other terms and conditions remain the same.

Board of Education Meeting  
December 18, 2012

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the agreement with HMC Architects, for additional services for the tilt-up handball courts for the Indian Springs High School construction project. HMC has assumed Architect of Record and Structural Engineer of Record responsibilities for the tilt-up design installed by concrete contractor, Bogh Engineering, per the Division of the State Architect's directive. The cost, not to exceed \$4,800.00, plus approved reimbursables, will be paid from Funds 21, 25, or 35, and the District will back-charge the concrete contractor. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said Amendment No. 15.

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

13.33 Approval to Exceed the Guaranteed Maximum Price (GMP) for Lease/Lease-Back Delivery Method for the Little Mountain Elementary School Project – Suffolk-Roel  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to exceed the Guaranteed Maximum Price (GMP) originally approved by the Board on September 6, 2011, with Suffolk-Roel, Irvine, CA for the Lease/Lease-Back Delivery Method for the Little Mountain Elementary School Project in the amount of \$18,785,319.00, including alternate No. 1. The District issued a Substantial Completion Letter effective November 13, 2012. Board approval is required for Change Order No. 1 in the amount of \$159,823.00 [0.85%], for a new GMP total of \$18,945,142.00. In addition, approval is needed for a 90-day time extension through February 10, 2013, due to unforeseen conditions, including offsite gas and fiber optic lines and delays by the Army Corp of Engineers in approving the discharge of storm water, and to complete the punch list and incomplete items. 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 exceeding the Guaranteed Maximum Price (GMP) with Suffolk-Roel for the Lease/Lease-Back Delivery Method for the Little Mountain Elementary School Project.

<b>Contractor</b>	<b>Original GMP Total</b>	<b>Amendments (previously approved)</b>	<b>Increase Amount</b>	<b>New GMP Total</b>
Suffolk-Roel	\$18,785,319.00	\$0	\$159,823.00	\$18,945,142.00

Board of Education Meeting  
December 18, 2012

BE IT ALSO RESOLVED that the Board of Education approves a 90-day time extension through February 10, 2013, due to unforeseen conditions and to complete the punch list and incomplete items. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to execute all necessary documents.

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

13.34 Approval to Exceed the Guaranteed Maximum Price (GMP) for Lease/Lease-Back Delivery Method for the Middle College High School Project – C.W. Driver  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to exceed the Guaranteed Maximum Price (GMP) originally approved by the Board on June 21, 2011, with C. W. Driver, Ontario, CA for the Lease/Lease-Back Delivery Method for the Middle College High School Project in the amount of \$15,399,235.00. Board approval is required for Change Order No. 1 in the amount of \$80,047.00 [0.52%] for a new GMP total of \$15,479,282.00 for interlocking exhaust fans, gas company connection fees, general conditions to replace unsuitable organic soil, additional chain link fencing, and fire riser isolation valves. In addition, approval is needed for a time extension through March 8, 2013, due to unforeseen conditions, including the replacement of an offsite waterline and the delay in the installation of the offsite low-voltage utilities. 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 exceeding the Guaranteed Maximum Pricing (GMP) with C.W. Driver for the Lease/Lease-Back Delivery Method for the Middle College High School Project.

<b>Contractor</b>	<b>Original GMP Total</b>	<b>Amendments (previously approved)</b>	<b>Increase Amount</b>	<b>New GMP Total</b>
C.W. Driver	\$15,399,235.00	\$0	\$80,047.00	\$15,479,282.00

BE IT ALSO RESOLVED that the Board of Education approves a time extension through March 8, 2013, due to unforeseen conditions. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to execute all necessary documents.

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

13.35 Approval to Process Payments for Pending Change Orders for the Indian Springs High School New Construction/Old Curtis Middle School Modernization Project - Cochran Interiors, 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 the following contractor for the Indian Springs High School New Construction/Old Curtis Middle School Modernization Project, per Board approval on April 20, 2010, of the new change order approval procedures:

- Cochran Interiors, Inc., Arcadia, California - Acoustical

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the processing of payments for change orders pending Division of State Architect (DSA) approval for the following contractor for the Indian Springs High School New Construction/Old Curtis Middle School Modernization Project: Cochran Interiors, Inc., Arcadia, California, 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.
- 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.

Board of Education Meeting  
December 18, 2012

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

13.36 Notices of Completion, Bid No. F08-29, Category Nos. 09, 17, and 22 - Indian Springs High School New Construction/Old Curtis Middle School Modernization Project  
(Prepared by Facilities/Operations Division)

Bid No. F08-29, Indian Springs High School New Construction/Old Curtis Middle School Modernization Project, was previously awarded to multiple Prime Contractors. The work assigned to the Contractors listed below has now been completed. It is requested that the Board of Education formally accept the completed work of these Contractors.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing Notices of Completion for Bid No. F08-29, Indian Springs High School New Construction/Old Curtis Middle School Modernization Project, for the work awarded to the Prime Contractors listed below:

Category No. 09 - Roofing  
Chapman Coast Roof Co., Inc.  
Fullerton, California

Category No. 17 - HVAC  
Desert Air Conditioning, Inc.  
Thousand Palms, California

Category No. 22 - Kitchen Equipment  
RW Smith & Company, Inc.  
Costa Mesa, California

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

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

13.37 Notice of Completion, Bid No. F10-04, Category No. 17a - Old Curtis Middle School Modernization Project  
(Prepared by Facilities/Operations Division)

Bid No. F10-04, Old Curtis Middle School Modernization Project, was previously awarded to a General Contractor. The work assigned to the General Contractor listed below has now been completed. It is requested that the Board of Education formally accept the completed work of this Contractor.

Board of Education Meeting  
December 18, 2012

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. F10-04, Old Curtis Middle School Modernization Project, for the work awarded to the General Contractor listed below:

Category No. 17a - Boiler and Cooling Tower Installation  
Pro-Craft Construction, Inc.  
Redlands, California

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

13.38 Request for Retention Reduction, Bid F09-12, Hunt Elementary School - Phase II Project  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to reduce the retention from 10% to 5% with Fata Construction & Development, Inc., Riverside, California, Bid F09-12, Hunt Elementary School Phase II Project, originally approved by the Board on November 16, 2010.

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves reducing the retention amount for Fata Construction & Development, Inc., Riverside, CA, Bid F09-12, Hunt Elementary School Phase II Modernization Project, to 5%. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said document.

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

Board of Education Meeting  
December 18, 2012

13.39 Request for Retention Reduction, Lease/Lease-Back Delivery Method for the Little Mountain Elementary School Project  
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests the Board of Education approval to reduce the retention from 10% to 5% with Suffolk-Roel, Irvine, California, for the Lease/Lease-Back Delivery Method for the Little Mountain Elementary School Project, originally approved by the Board on September 6, 2011.

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves reducing the retention amount for Suffolk-Roel, for the Lease/Lease-Back Delivery Method for the Little Mountain Elementary School Project, to 5%. All other terms and conditions remain the same.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said document.

Requester: Interim Facilities Administrator, Facilities Management Department

Approver: Assistant Superintendent, Facilities/Operations Division

**Nutrition Services**

13.40 Bid No. NSB 2012/13-4, Dishmachine/Cleaning Products and Included Dispensing/PM Service  
(Prepared by Facilities/Operations Division)

Bid No. NSB 2012/13-4, Dishmachine/Cleaning Products and Included Dispensing/PM Service, was advertised on October 18, and October 25, 2012, in the Black Voice, the El Chicano, and The Sun newspapers. Three bids were received and opened on November 14, 2012, at 11:00 a.m. Bids were received and rejected from the following: P&R Paper Supply Co., Redlands, California - incomplete bid; Waxie Sanitary Supply, Ontario, California - not bid as specified.

This bid will provide the Nutrition Services Department with dishmachine and cleaning products, including dispensing equipment and low-end dishmachine repairs and preventative maintenance service at no additional charge, for a one-year term, effective February 1, 2013,

Board of Education Meeting  
December 18, 2012

through January 31, 2014, and may be extended thereafter in accordance with the terms of the bid, as it is in the best interest of the District. The bid is awarded on an all-or-nothing basis to one vendor. The items will be funded from restricted Nutrition Services Account No. 92.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the following bids received be rejected as non-responsive: P&R Paper Supply Co., incomplete bid; Waxie Sanitary Supply, not bid as specified.

BE IT ALSO RESOLVED that Bid No. NSB 2012/13-4, Dishmachine/Cleaning Products and Included Dispensing/PM Service, be awarded on an all-or-nothing basis to the sole responsible bidder meeting District terms and conditions, effective February 1, 2013 through January 31, 2014. The cost will be paid from Nutrition Services restricted Account No. 92.

<b>Vendor</b>	<b>Total Bid Amount including 8.25% tax</b>	<b>Terms</b>
Ecolab Inc., St. Paul, Minnesota	\$95,791.13	Net 30

BE IT ALSO RESOLVED that the District may use this bid, based on unit prices awarded, to purchase additional items as needed throughout the initial one-year term of the bid and any extensions made in accordance with the terms and conditions of the bid, not to exceed three (3) years total award, if it is in the best interest of the District.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said agreement for the bid awarded.

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

13.41 Cafeteria Warrant Register, November 1, through November 30, 2012  
(Prepared by Facilities/Operations Division)

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Cafeteria Warrant Register, November 1, through November 30, 2012, be approved.

BE IT FURTHER RESOLVED that the Board of Education authorizes Adriane Robles, Nutrition Services Director; Tony DeMille, Interim Nutrition Services Program Manager; John

Board of Education Meeting  
December 18, 2012

A. Peukert, Assistant Superintendent, Facilities/Operations Division; or James Cunningham, Director, Accounting Services; to sign disbursements. Two signatures are required on all cafeteria warrants.

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

**HUMAN RESOURCES DIVISION**

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

The District has an agreement with California State University San Bernardino to allow university students to do Educational Field Work in the District, under assigned master teachers, for which the District is paid an honorarium. The District is in receipt of check number 321248 from California State University San Bernardino in the amount of \$2,833.90. 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 the fall session 2012, as provided for in the Agreement with California State University San Bernardino, as follows:

ALLEN, VICKIE	\$166.70	ALLISON, JENNIFER	\$166.70
BERENATO, GREGORY	\$166.70	CARMENATTI, LINYEN	\$166.70
COOLEY, PATRICIA	\$166.70	DEPASOPIL, PAM	\$166.70
FIACCO, VANESSA	\$166.70	GARCIA, GUADALUPE	\$166.70
GONZALEZ, ANGELICA	\$166.70	IRIBE, ADRIANA	\$166.70
KALU, G. CHIDINMA	\$166.70	LLAMAS, PEDRO	\$166.70
LUCE, BONNIE	\$166.70	RICHARDSON, KRISTA	\$166.70
SPEARS-HARPER, LELA	\$166.70	WOOD, MAUREEN	\$166.70
WOOLLEY, ALLISON	\$166.70		

Requester: Director, Employment & Recruitment  
Approver: Assistant Superintendent, Human Resources

13.43 Payment of Master Teacher – California Baptist University  
(Prepared by Human Resources)

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 #344289 from California

Board of Education Meeting  
December 18, 2012

Baptist University in the amount of \$37.50. The District wishes to pay this honorarium to the master teacher.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during the fall session 2012, as provided for in the Agreement with California Baptist University, as follows:

MELISSA ABBOTT	\$37.50
----------------	---------

Requester: Director, Employment & Recruitment

Approver: Assistant Superintendent, Human Resources

**14.0 Action Items**

- 14.1 Review and Analysis of the Request for Renewal of the Charter for SOAR Charter Academy  
(Prepared by Educational Services Division)

**Resolution Approving of Renewal of  
SOAR Charter Academy  
by the Governing Board of the  
San Bernardino City Unified School District**

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

**WHEREAS**, on or about January 15, 2008, the District Board approved the Charter for the SOAR Charter Academy (“SOAR” or “Charter School”) for a term beginning July 1, 2008 and ending June 30, 2013; and

**WHEREAS**, on or about September 21, 2012, SOAR submitted a request for renewal of its Charter School Petition; and

**WHEREAS**, as authorized by Education Code sections 47605 and 47607 and California Code of Regulations, title 5, section 11966.4(c)(1), SOAR and the District entered into a written agreement to extend the timeline for the District Governing Board’s action to approve or deny SOAR’s renewal Request and specifically agreed that SOAR’s Charter shall not be automatically renewed pursuant to California Code of Regulations, title 5, section 11966.4(c) if the District Governing Board acts on this renewal on or before December 18, 2012; and

**WHEREAS**, a public hearing on the provisions of the Charter School was conducted on October 16, 2012, pursuant to Education Code section 47605, at which time the District Board considered the level of support for this Charter by teachers employed by the District, other employees of the District, and parents; and

**WHEREAS**, the District staff has reviewed and analyzed the information received with respect to the Charter Petition and information related to the operation and potential effects of the proposed SOAR renewal, including speaking to and meeting with SOAR representatives relative to this renewal request; and

**WHEREAS**, the District staff has made a recommendation to the District Board that the Charter Petition be renewed; and

Board of Education Meeting  
December 18, 2012

**WHEREAS**, the District Board has fully considered the Charter submitted for the renewal of SOAR and the recommendation provided by District staff; and

**WHEREAS**, in reviewing the Petition for the renewal of this Charter, the Governing Board has been cognizant of the value provided to the community by SOAR during the time that it has been operating pursuant to the Charter granted by San Bernardino City Unified School District; and

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

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

**BE IT FURTHER RESOLVED AND ORDERED** that the District has confirmed, based on documentation provided by SOAR, that SOAR has met the provisions of Education Code section 47607(b)(1) by attaining its Academic Performance Index (API) growth target in two of the last three years both schoolwide and for all groups of pupils served by the School.

**BE IT FURTHER RESOLVED AND ORDERED** that the Governing Board of the San Bernardino City Unified School District hereby renews the SOAR Charter Renewal Petition, provided to the Board under separate cover, for a term from July 1, 2013, through and including June 30, 2018.

Requester: Director, Charter School Operations  
Approver: Chief Academic Officer, Educational Services

14.2 Personnel Report #12, Dated December 18, 2012  
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #12, dated December 18, 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:

Board of Education Meeting  
December 18, 2012

BE IT RESOLVED that the Personnel Report #12, dated December 18, 2012, be approved as presented. Personnel actions included in this report are in accordance with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

Board of Education Meeting  
December 18, 2012

Board of Education Meeting  
December 18, 2012

### **SESSION NINE - Closed Session**

#### ***15.0 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**

##### **Anticipated Litigation**

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

Number of Cases: Four

##### **Pending Litigation**

##### **Public Employee Appointment**

Title: High School Principal

### **SESSION TEN – Open Session**

#### ***16.0 Action Reported from Closed Session***

### **SESSION ELEVEN - Closing**

#### ***17.0 Adjournment***

The next regular meeting of the Board of Education of the San Bernardino City Unified School District to be held on Tuesday, January 1, 2013, has been canceled. The business of the District normally considered by the Board on January 1, will be placed on the agenda of a special meeting scheduled for Tuesday, January 8, 2013, 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

Board of Education Meeting  
December 18, 2012

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: December 14, 2012