

**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

March 5, 2013

Estimated Time

SESSION ONE – Board Workshop

- 1.0 Board Workshop** **4:30 p.m.**
1.1 Strategic Planning Workshop

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 Adoption of Agenda
2.4 Inspirational Reading

SESSION THREE - Special Presentations

- 3.0 Special Presentations** **5:45 p.m.**
3.1 Outstanding Student and Parent Awards
3.2 Student Report/School Showcase-San Andreas High School
3.3 Recognition of Adult Education Week
3.4 Resolution In Support of Retaining Adult Education in K-12

SESSION FOUR – Public Comment

- 4.0 Public Comment** **6:30 p.m.**

*All indicated times are approximate. The actual time for any item is dependent upon the amount of time required for prior items.

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- 8.9 Extended Field Trip, Arroyo Valley High School, State Academic Decathlon, Sacramento, California
- 8.10 Extended Field Trip, Cajon High School, WorldStrides Heritage Performance Programs, San Diego, California
- 8.11 Extended Field Trip, Serrano Middle School, Sea World Adventure Science Club, San Diego, California
- 8.12 Payment for Course of Study Activities

EDUCATIONAL SERVICES

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

STUDENT SERVICES

Site

- 8.14 Agreement with Community Matters, Santa Rosa, California, to Provide Training and Support for the Safe Ambassadors Program

Youth Services

- 8.15 Expulsion of Student(s)
- 8.16 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
- 8.17 Revocation of Suspension of Expulsion
- 8.18 Petition to Expunge, Rescind, or Modify Expulsion

FACILITIES/OPERATIONS DIVISION

Facilities Management

- 8.19 Amendment No. 27 to the Professional Services Agreement with HMC Architects for Architectural and Engineering Services for Various Modernization Projects – SBHS
- 8.20 Amendment No. 28 to the Professional Services Agreement with HMC Architects for Architectural and Engineering Services for Various Modernization Projects – Group 11
- 8.21 Notice of Completion for the Lease/Lease-Back Delivery Method for the Little Mountain Elementary School Project
- 8.22 Request for Retention Reduction, Bid No. F11-02C, HVAC Upgrades at Cajon, Pacific, and San Bernardino High Schools
- 8.23 Request to Substitute Subcontractor, Bid No. F09-03 Category No. 04 - New Construction for the H. Frank Dominguez Elementary School Project
- 8.24 Resolution of Intent by the District to Grant the City of San Bernardino a Street Dedication for Street and Highway Purposes and Appurtenance at Graciano Gomez Elementary School

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Nutrition Services

- 8.25 Bid No. NSB 2012/13-05, Salad Bars for Secondary Sites

HUMAN RESOURCES DIVISION

- 8.26 Authorization to Request Employee Notification of Intention to Return
8.27 Payment of Counseling Site Supervisor – University of Redlands
8.28 Payment of Master Teachers – National University
8.29 Payment of Master Teachers – University of Phoenix
8.30 Payment of Master Teachers – University of Phoenix
8.31 Payment of Master Teachers – University of Phoenix

Personnel Commission

- 8.32 Amendment of the Agreement with Musick, Peeler & Garrett, LLP, Los Angeles, California, to Provide Legal Services for Labor, Personnel and Employment Issues

SESSION NINE - Action

- 9.0 Action Items** **8:20 p.m.**
9.1 Strategic Plans
9.2 Second Period Financial Report as of January 31, 2013
9.3 2013 California School Boards Association Delegate Assembly Election
9.4 Personnel Report #17, Dated March 5, 2013

SESSION TEN - Closed Session

- 10.0 Closed Session** **8:30 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

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Anticipated Litigation

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

Number of Cases: Five

Superintendent's Evaluation

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

Non-Reelection of Probationary Employees

SESSION ELEVEN – Open Session

11.0 Open Session

9:30 p.m.

11.1 Action Reported from Closed Session

11.2 Reduction of Particular Kinds of Certificated Services

SESSION TWELVE - Closing

12.0 Adjournment

9:40 p.m.

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, March 19, 2013, at 5:30 p.m. in the Community Room of the Board of Education Building, 777 North F Street, San Bernardino.

Posted: March 1, 2013

Board of Education Meeting
March 5, 2013

**AGENDA FOR THE
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SESSION ONE – Board Workshop

1.0 Board Workshop

- 1.1 Strategic Planning Workshop
(Prepared by Communications Department)

Strategic Planning Internal Coordinator, Linda Bardere, Communications/Community Relations Department, will present an update on the Strategic Plan. The workshop will include a summary of the plan and responses to input submitted by stakeholders.

SESSION TWO - Opening

2.0 Opening

- 2.1 Call to Order
- 2.2 Pledge of Allegiance to the Flag
- 2.3 Adoption of Agenda
- 2.4 Inspirational Reading

SESSION THREE - Special Presentations

3.0 *Special Presentations*

3.1 Outstanding Student and Parent Awards
(Prepared by the Communications Department)

The Board of Education Outstanding Student Awards will be presented to twelve students representing Chavez, Del Vallejo, King Middle Schools, and Sierra High School. To receive this award, students are nominated by their teachers based on academics, athletics, fine arts, outstanding citizenship, and most improvement. The nominees are presented to the principal, who makes the final selection. The Board wishes to recognize these students for their outstanding accomplishments.

The Board of Education Outstanding Parent Award will be presented to three parents representing Chavez, Del Vallejo, and King Middle Schools.

3.2 Student Report/School Showcase-San Andreas High School

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

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

WHEREAS the Board of Education of the San Bernardino City Unified School District joins others in California in recognizing March 11 through March 15, 2013, as Adult Education Week; and

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

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

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

THEREFORE, BE IT RESOLVED that the Board of Education of the San Bernardino City Unified School District does take this opportunity to join others in the state and nation in declaring March 11 through March 15, 2013, Adult Education Week.

3.4 Resolution In Support of Retaining Adult Education in K-12
(Prepared by Superintendent)

WHEREAS the first recorded adult education class in California was held in the basement of St. Mary's Cathedral in San Francisco in 1856. The class was authorized by the San Francisco Board of Education to teach English to Irish, Italian, and Chinese immigrants. John Swett, who was the first volunteer teacher for the class, later became a State Superintendent of Public Instruction; and

WHEREAS Adult Schools have been called upon on numerous occasions to assist the state as it dealt with significant social, political, and economic issues. Examples include: job training programs during the Great Depression; training skilled and under skilled workers during World War II; and preparing millions of residents for citizenship; and

WHEREAS Adult education in California faces its biggest challenge because of the severe economic crisis facing both the state and the nation. Funding that was previously reserved to adult education has been redistributed to other levels of education in the state. This has resulted in many adult schools decreasing in size, and the actual closing of some schools; and

WHEREAS San Bernardino City Unified School District better serves San Bernardino, Highland, and the surrounding communities by remaining in the K-12 Educational System. San Bernardino Adult School served 9,154 students in the 2011-12 school year; and

WHEREAS San Bernardino Adult School provides significant and varied classes and programs to serve San Bernardino, Highland, and the surrounding communities, including: Computer Classes, Job Preparation Classes; Traffic Violator School, High School Diploma and GED Programs, English as a Second Language (ESL) classes, Parent Education Classes, Citizenship Classes, Healthcare Training and classes for Older Adults; and

WHEREAS San Bernardino Adult School served 1,904 students in the High School Diploma and GED Programs in the 2011-12 school year. The programs help minimize the

high school dropout rate. Ninety-nine students earned their high school diploma, and 686 students earned their GED in the 2011-12 school year; and

WHEREAS San Bernardino Adult School served 2,256 students in the English as a Second Language (ESL) Program in the 2011-12 school year, and parents enrolled in ESL classes learn how to assist their children with school work and dedicate several hours a year tutoring their own children; and

WHEREAS the Board of Trustees of the San Bernardino City Unified School District strongly supports retaining Adult Education as an important part of the San Bernardino City Unified School District.

BE IT THEREFORE RESOLVED, that the Board of Trustees of the San Bernardino City Unified School District strongly urges the Governor of California, Jerry Brown, and the California Department of Education to retain Adult Education programs in the current configuration with oversight by K-12 grade or high school districts in California.

SESSION FOUR – Public Comment

4.0 Public Comment

This is the time during the agenda when the Board of Education is prepared to receive comments of members of the public on any matter within its subject matter jurisdiction. If you wish to address the Board, please complete a “Request to Address the Board of Education” form giving a brief description of the matter you wish to address. If you wish to speak to an agenda item and prefer to wait to address the Board at the time the item is under Board consideration, indicate so on your form. Please place your completed form in the inbox located at the agenda table.

The Board may not have complete information available to answer questions and may refer specific concerns to the Superintendent for attention. The Board requests that any person wishing to make complaints against District employees file the appropriate complaint form prior to this meeting. Speakers are cautioned that under California law, no person is immune from liability for making intentionally false or defamatory comments regarding any person simply because these comments are made at a public meeting.

This is the only time on the agenda that the public will have an opportunity to address the Board on non-agendized matters. When recognized by the President of the Board, please step to the microphone at the podium, give your name and address, and limit your comments to five minutes. The Board limits total time for public comment on any topic to 30 minutes.

SESSION FIVE - Administrative Presentation

5.0 Administrative Presentation

**5.1 Budget Workshop and Second Interim Financial Report
 (Prepared by Business Services Division)**

Dr. Maureen Saul, Interim Chief Business and Financial Officer, and Janet King, Director, Fiscal Services, will provide an update related to the budget and Second Interim Financial Report.

SESSION SIX - Administrative Reports

6.0 Administrative Reports

**6.1 Algebra Readiness Placement and Results
 (Prepared by Educational Services Division)**

Educational Services staff will provide an administrative report on algebra readiness placement and results.

This report will provide a brief overview contextualizing the changes in California State Policies affecting Algebra 1 and the grades in which it is offered and how these policies and the existing student data are used to develop the delivery of Algebra 1 instruction in SBCUSD. In addition to the overview of policies and the initial decision-making process, Educational Services will present the protocol for making student placement recommendations. Educational Services will also provide a brief summary of the existing algebra performance data for Algebra Readiness, Algebra Foundations, and Algebra 1 courses.

In an effort to evaluate the overall effectiveness of the District’s Algebra offerings and student readiness, Educational Services will re-convene an extensive Algebra collaborative to identify best practices and refine our current plans to ensure greater success for all students, especially those who are traditionally underperforming.

6.2 Follow Up on Requests and Questions from Board and Community Members, as of February 27, 2013

	Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
1	2/19/13	Expressed concern of an experience at Del Vallejo Middle School.	Leonardo Carlos Esmeralda Carlos	Dr. Mitchell		Response provided in Confidential Board Correspondence. Completed.

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	Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
2	2/19/13	Expressed concern of Belvedere administrators' intimidation of staff.	Aurora McElroy Lourdes Hauchbaum	Dr. Vollkommer	3/5/13	Investigation in progress.
3	2/5/13	Consider installing video cameras in all classrooms.	Richelle Capozio	Dr. Vollkommer	5/13	Staff will work with SBTA to examine possibilities.
4	1/22/13	Consider installing connecting doors between classrooms at Shandin Hills Middle School.	Lindy Bliss	Mr. Peukert	4/13	Board will receive Board Correspondence for this topic.
5	12/4/12	The Hillside principal refused to give her daughter an SST.	Veronica Gonzalez	Dr. Mitchell	3/19/13	Dr. Mitchell will update the Board through Board Correspondence.
EDUCATIONAL SERVICES – DR. DAVALOS						
1	12/4/12	Provide a report on TK projections.	Dr. Flores	Dr. Davalos	3/19/13	Report will be prepared for future Board Correspondence.
2	1/8/13	Provide teachers with peer training.	Mrs. Perong	Dr. Davalos	3/19/13	Report will be prepared for future Board Correspondence
3	1/22/13	Expand Richardson PREP HI enrollment policy so all students living in District boundaries are eligible for the lottery.	Mr. Tillman	Dr. Davalos	3/19/13	Educational Services staff will bring a recommendation to amend the policy.
4	1/22/13	Contract with an agency to conduct a program evaluation.	Mrs. Penman	Dr. Davalos	4/13	Work in progress.
5	1/22/13	Incorporate Parent Portal support into the enrollment process.	Mr. Gallo	Dr. Davalos	3/19/13	Educational Services will continue to work with the schools.
6	2/5/13	Have a workshop on Common Core standards—timeline,	Board Consensus	Dr. Davalos	4/16/13	Scheduled for April 16, 2013. Completed.

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	Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
		top priorities, incorporating into the budget, technology needs, training.				
7	2/5/13	Schedule a presentation on K-16 Bridge Program.	Board Consensus	Dr. Davalos	3/19/13	Scheduled for March 19, 2013. Completed.
8	2/19/13	Provide a list of grade levels and program focus at each elementary school.	Mr. Tillman	Dr. Davalos	3/19/13	Response will be provided in Board Correspondence.
9	2/19/13	Create a standing agenda item on academic achievement.	Mr. Gallo	Dr. Davalos		Scheduled for March 5, 2013. Topic: Algebra Readiness. Completed.
10	2/19/13	Revisit the Algebra policy.	Dr. Flores	Dr. Davalos		Scheduled for March 5, 2013. Completed.
STUDENT SERVICES – DR. MITCHELL						
1	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	6/1/13	In Progress
BUSINESS SERVICES – DR. SAUL						
1	12/4/12	Bring 2-3 plans on possible cuts to provide funding for the top three Board budget priorities. Invite the public to engage in budget discussions.	Mrs. Savage Mr. Gallo	Dr. Saul	2/19/13	Recommendations will be taken to the 1/17/13 CBAC meeting. Completed.
2	2/5/13	Have a workshop on School Services' report.	Mrs. Savage	Dr. Saul		To be scheduled.
3	2/19/13	How much has the District paid in interest for TRANS during the last year?	Dr. Flores	Dr. Saul	3/19/13	Response will be provided in Board Correspondence.
4	2/19/13	Continue the Budget Workshop on March 5, 2013.	Dr. Marsden	Dr. Saul	3/5/13	Completed.

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	Date of Request	Question/Request	Requested by	Assigned to/ Date	Anticipated Completion Date	Status/ Remarks/Action
FACILITIES/OPERATIONS – MR. PEUKERT						
1	2/19/13	What are the developer fees from surrounding districts and future construction estimates?	Mrs. Penman	Mr. Peukert	3/5/13	\$4.21; \$4.93; \$4.44; \$3.38; \$4.82; and \$3.87. Future units will be constructed in Rosena Ranch and Pinnacle at University Park. Completed.
SCHOOL POLICE – CHIEF PAULINO						
1	2/19/13	Offer a gun violence workshop.	Mrs. Hill	Chief Paulino	5/13	This topic will be added to the District Staff Development Master Calendar.
SUPERINTENDENT – DR. MARSDEN						
1	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	3/19/13	Board will consider posting an RFP following School Services' report.
2	1/22/13	Analyze our procedures regarding citations.	Mr. Tillman	Dr. Marsden	3/19/13	In Progress.
3	1/22/13	Speak to lobbyists about Adult School concerns.	Dr. Flores	Dr. Marsden	2/27/13	Sacramento visit planned for 2/26-27/13. Completed.
4	1/22/13	Begin discussions with Valley College about Adult School.	Mrs. Savage	Dr. Marsden	3/5/13	Completed.
5	2/19/13	Provide the Strategic Plan prior to the March 5 Board meeting.	Mrs. Perong	Dr. Marsden	2/22/13	Completed.
6	2/19/13	Schedule a Strategic Planning presentation for March 5.	Board Consensus	Dr. Marsden	3/5/13	Completed.

SESSION SEVEN - Reports and Comments

7.0 *Reports and Comments*

- 7.1 Report by San Bernardino Teachers Association
- 7.2 Report by California School Employees Association
- 7.3 Report by Communications Workers of America
- 7.4 Report by San Bernardino School Police Officers Association
- 7.5 Report by San Bernardino School Managers
- 7.6 Comments by Board Members

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

7.7 Comments 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.

- 7.8 Book Study-District Leadership That Works, Striking the Right Balance, Chapter 6, Defined Autonomy in a High-Reliability District

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SESSION EIGHT – Consent Calendar

8.0 *Consent Calendar* (When considered as a group, unanimous approval is advised.)

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

BOARD OF EDUCATION

8.1 Approval of Minutes
 (Prepared by Superintendent’s Office)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Minutes of the Board of Education Meeting held on January 22, 2013, be approved as presented.

BUSINESS SERVICES DIVISION

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

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

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

SITE	DONOR	DONATION AND PURPOSE	AMOUNT
CAPS Central Programs	Ralphs / Food 4 Less Stores Los Angeles, California	\$7,707.43 To sponsor the CAPS Programs	\$7,707.43
CAPS Central Programs	Scholarship America Saint Peter, Minnesota	\$700.00 To sponsor Barton Elementary School CAPS Program	\$700.00
CAPS Central Program	Clever Crazes for Kids/Building Healthy Lives Foundation, Cincinnati, Ohio	\$500.00 To sponsor Roosevelt Elementary School CAPS Program	\$500.00
CAPS Central Programs	Clever Crazes for Kids/Building Healthy Lives Foundation, Cincinnati, Ohio	\$500.00 To sponsor Palm Avenue Elementary School CAPS Program	\$500.00
CAPS Central Programs	Clever Crazes for Kids/Building Healthy Lives Foundation, Cincinnati, Ohio	\$500.00 To sponsor Palm Avenue Elementary School CAPS Program	\$500.00

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CAPS Central Programs	Clever Crazes for Kids/Building Healthy Lives Foundation, Cincinnati, Ohio	\$500.00 To sponsor Palm Avenue Elementary School CAPS Program	\$500.00
Cajon High School	James Sellas, D.D.S., San Bernardino, California	\$300.00 To sponsor the ILLMATIC Girls Club	\$300.00

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education acknowledges receipt of \$7,707.43, Ralphs /Food 4 Less Stores, Los Angeles, California; \$700.00, Scholarship America, Saint Peter, Minnesota; \$500.00, Clever Crazes for Kids/Building Healthy Lives Foundation, Cincinnati, Ohio; \$500.00, Clever Crazes for Kids/Building Healthy Lives Foundation, Cincinnati, Ohio; \$500.00, Clever Crazes for Kids/Building Healthy Lives Foundation, Cincinnati, Ohio; \$500.00, Clever Crazes for Kids/Building Healthy Lives Foundation, Cincinnati, Ohio; and \$300.00, James Sellas, D.D.S., San Bernardino, California;

Requester: Various

Approver: Interim Chief Business and Financial Officer

8.3 Amendment of the Local Agreement for Child Development Services with the California Department of Education, California State Preschool Program, Contract No. CSPP-2421
 (Prepared by Business Services Division)

The Business Services Division requests Board of Education approval to amend the Local Agreement for Child Development Services with the California Department of Education for the District to provide California State Preschool program services approved by Board on September 18, 2012, Agenda Item 12.2. The amendment is necessary to increase the Maximum Reimbursable Amount (MRA) payable pursuant to AB114, Restoration/FT&C Change, from \$5,671,294.00 to \$5,865,763.00; and increase the minimum Child Days of Enrollment from 165,392.1 to 171,063.0. All other terms and conditions remain unchanged.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves amending the Local Agreement for Child Development Services with the California Department of Education for the District to provide California State Preschool program services approved by Board on September 18, 2012, Agenda Item 12.2. The amendment is necessary to increase the Maximum Reimbursable Amount (MRA) payable pursuant to AB114, Restoration/FT&C Change, from \$5,671,294.00 to \$5,865,763.00; and increase the minimum Child Days of Enrollment from 165,392.1 to 171,063.0. All other terms and conditions remain unchanged.

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

Requestor/Approver: Debra Love, Director, Purchasing Department

8.4 Bid No. 20-12 Audio Visual Equipment and Supplies
(Prepared by Business Services Division)

Bid No. 20-12, Audio Visual Equipment and Supplies was advertised on January 3, January 10, and was opened on January 17, 2013, at 11:00 a.m. The purpose of this bid is to provide audio visual equipment and supplies to District sites at all levels. Costs are to be incurred by each site on an as-needed basis.

Bids were mailed to: B & H Photo Video, New York, NY; CDWG, Vernon Hills, IL; Digital Edge Learning, Redlands, CA; I-MED, Los Angeles, CA; Office/Tech Depot, San Bernardino, CA; School Outfitters, Cincinnati, OH; Troxell Communications, Temecula, CA; and San Bernardino Chamber of Commerce.

The results of the lowest responsible bidding process are shown as follows:

<u>BIDDER</u>	<u>LINE ITEM #</u>	<u>TERMS</u>
Acorn Media Laguna Nigel, CA	18, 23, 39	Net 30
B & H Photo Video New York, NY	8, 10, 11	Net 30
CDWG Chandler, AZ	7, 12, 43, 57	Net 30
Conti Signal Hill, CA	21	Net 30
Data Impressions Cerritos, CA	6	Net 30
Golden Star Technology Cerritos, CA	1, 13, 16, 22, 24, 25, 26, 47, 48, 51, 56, 60 61	Net 30
W.B. Hunt Co. Melrose, MA	9	Net 30

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Interlight Hammond, IN	33, 34, 36, 37, 38, 40	Net 30
IVS Computer Technology Bakersfield, CA	17, 27	Net 30
Lakeshore Learning Mat. Carson, CA	15	Net 30
Logical Choice Lawrenceville, GA	29, 30, 31, 32	Net 30
OM Office Supply Mechanicsburg, PA	52	Net 30
Pathway Communications Poway, CA	35, 41, 42, 50	Net 30
Southern Computer Ware. Marietta, GA	19, 58	Net 30
Southwest School & Office Supply Ontario, CA	5, 20	Net 30
Thompson Engineering Riverside, CA	28	Net 30
Troxell Communications Temecula, CA	3, 4, 14, 44, 45, 46, 49, 53, 54, 55	Net 30

It is recommended that the following resolution be adopted:

BE IT RESOLVED that bids submitted by the following vendors be rejected as non responsive, Audio Visual Innovations, Inc., Tampa FL and Camcor, Inc. Burlington, NC.

BE IT ALSO RESOLVED that Bid No. 20-12, Audio Visual Equipment and Supplies, be awarded to the lowest responsible bidder meeting District specification, based on the unit prices per item.

BE IT ALSO RESOLVED that bids may be extended with successful vendor(s) in annual increments 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).

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

Requester/Approver: Director, Purchasing Department

8.5 Bid No. 22-12, Infrastructure, Equipment and Services
(Prepared by Business Services Division)

Bid No. 22-12 Infrastructure, Equipment and Services, advertised December 21, and December 28, 2012, was opened January 22, 2013, at 2:00 p.m. The purpose of this bid is for award of a contract for performance of E-Rate and Non-E-Rate technology infrastructure cabling, equipment and services at various sites throughout the District on an as-required basis. The funding will be from various District accounts including E-Rate.

Bids were mailed to Avaya, Temecula, California; CDW Government, Chandler, AZ; Govplace, Irvine, California; Merrill & Associates, Brea, California; Presidio, Newport Beach, California; Siemen Enterprise Communications Inc., San Gabriel, California; Vector Resources, Inc., Rancho Cucamonga, California, and San Bernardino Chamber of Commerce.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that RFP's were received from AAA Solar Electric, Anaheim, California; AT&T Los Angeles, California; Bergelectric Corp., Los Angeles, California; and Vector Resources Inc., Rancho Cucamonga, California.

BE IT ALSO RESOLVED that proposals received from AAA Solar Electric, AT&T and Bergelectric Corp. be rejected as non-responsive.

BE IT ALSO RESOLVED that Bid No. 22-12, Infrastructure, Equipment and Services be awarded to Vector Resources, Inc., the lowest responsive/responsible bidder in accordance with (PCC 20103.8) and E-Rate evaluation guidelines.

BIDDER

PROPOSED AMOUNT
TAX NOT INCLUDED

Vector Resources
Rancho Cucamonga, California

\$12,741,371.63

BE IT ALSO RESOLVED that Bid No. 22-12 for Infrastructure, Equipment and Services term shall be July 1, 2013, through June 30, 2014, and any other extensions not to exceed a five (5) year term.

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BE IT ALSO RESOLVED that the District reserves the right to purchase more than or less than the quantities indicated on a line item basis per the terms of the Bid, as needed throughout the term of Bid, and all extensions.

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

Requester: Director, Purchasing Department

Approver: Interim Chief Business and Financial Officer, Business Services Division

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

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

It is recommended that the following resolution be adopted:

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

Chris Barrows
Jim Brennan
(Board Representatives,
Aquinas High School)

To attend the NCEA 2013 Convention & Expo in Houston, Texas, April 1, through April 4, 2013. Total cost, including meals and mileage per District guidelines, not to exceed \$2,100.00, will be paid from Categorical Programs Department Account No. 536.

Requester: Director, Categorical Programs Department

Approver: Chief Academic Officer, Educational Services

8.7 Commercial Warrant Registers for Period from February 1, 2013 through February 15, 2013
(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:

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BE IT RESOLVED that the Commercial Warrant Register for period from February 1, 2013, through February 15, 2013, 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

8.8 Extended Field Trip, Arroyo Valley High School, 10th Annual JROTC Cadet Leadership Challenge Camp, Fort Irwin, California
(Prepared by Business Services Division)

Arroyo Valley High School requests Board of Education approval of an extended field trip for 40 students and 5 District employees to attend the 10th Annual JROTC Cadet Leadership Challenge Camp, in Fort Irwin, California from March 29, through April 2, 2013.

The students will improve communication skills and learn a variety of tasks, such as leadership training, hiking, first aid, map reading, leadership reaction course, orienteering, teamwork, and physical fitness.

The cost of the trip, not to exceed \$3,200.00, including meals and lodging for 40 Arroyo Valley High School students and 5 District employees, will be paid from Arroyo Valley High School JROTC Account and sponsorship by the U.S. Government and the U.S. Army Cadet Command. Transportation provided by JC Tours, not to exceed \$1,200.00, will be paid from Arroyo Valley High School JROTC Account and sponsorship by the U.S. Government and the U.S. Army Cadet Command. 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 40 Arroyo Valley High School students and 5 District employees to attend the 10th Annual JROTC Cadet Leadership Challenge Camp, in Fort Irwin, California from March 29, through April 2, 2013. The cost of the trip, not to exceed \$3,200.00, including meals and lodging for 40 Arroyo Valley High School students and 5 District employees, will be paid from Arroyo Valley High School JROTC Account and sponsorship by the U.S. Government and the U.S. Army Cadet Command. Transportation provided by JC Tours, not to exceed \$1,200.00, will be paid from Arroyo Valley High School JROTC Account and sponsorship by the U.S. Government and the U.S. Army Cadet Command. Names of the students are on file in the Business Services office.

Requester: Principal, Arroyo Valley High School

Approver: Chief Academic Officer, Educational Services

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8.9 Extended Field Trip, Arroyo Valley High School, State Academic Decathlon, Sacramento, California
(Prepared by Business Services Division)

Arroyo Valley High School requests Board of Education approval of an extended field trip for nine students and three District employees to attend the State Academic Decathlon, in Sacramento, California, from March 14, through March 17, 2013.

Students have competed in the regional competition in San Bernardino and have earned enough points to be eligible to compete at the state level in Sacramento, California. The students will have the opportunity to enhance their mathematics, language and literature, writing, and speaking skills, while also expanding their knowledge in science, social science, economics, music, and art. This competition will help students on their IB, AP, SAT, and ACT examinations and help prepare them for college interviews.

The cost of the trip, not to exceed \$10,090.43, including meals and lodging for nine Arroyo Valley High School students and three District employees, will be paid from Secondary Education Account No. 117. Transportation provided by JC Tours, not to exceed \$2,955.00, will be paid from Secondary Education Account No. 117. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for nine Arroyo Valley High School students and three District employees to attend the State Academic Decathlon, in Sacramento, California, from March 14, through March 17, 2013. The cost of the trip, not to exceed \$10,090.43, including meals and lodging for nine Arroyo Valley High School students and three District employees, will be paid from Secondary Education Account No. 117. Transportation provided by JC Tours, not to exceed \$2,955.00, will be paid from Secondary Education Account No. 117. Names of the students are on file in the Business Services office.

Requester: Principal, Arroyo Valley High School

Approver: Chief Academic Officer, Educational Services

8.10 Extended Field Trip, Cajon High School, WorldStrides Heritage Performance Programs, San Diego, California
(Prepared by Business Services Division)

Cajon High School requests Board of Education approval of an extended field trip for 18 Cajon High School students and 5 District employees to attend the WorldStrides Heritage Performance Programs in San Diego, California, from March 21, through March 24, 2013.

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

The cost of the trip, not to exceed \$8,196.00, including meals and lodging for 18 Cajon High School students and 5 District employees, will be paid from Cajon High School Chamber Choir Booster Account. Transportation provided by JC Tours, not to exceed \$2,355.00, will be paid from Cajon High School Chamber Choir Booster Account. No student will be denied participation due to financial constraints.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 18 Cajon High School students and 5 District employees to attend the WorldStrides Heritage Performance Programs in San Diego, California, from March 21, through March 24, 2013. The cost of the trip, not to exceed \$8,196.00, including meals and lodging for 18 Cajon High School students and 5 District employees, will be paid from Cajon High School Chamber Choir Booster Account. Transportation provided by JC Tours, not to exceed \$2,355.00, will be paid from Cajon High School Chamber Choir Booster Account. Names of the students are on file in the Business Services office.

Requester: Principal, Cajon High School

Approver: Assistant Superintendent, Human Resources

8.11 Extended Field Trip, Serrano Middle School, Sea World Adventure Science Club, San Diego, California
(Prepared by Business Services Division)

Serrano Middle School requests Board of Education approval of an extended field trip for 30 Serrano Middle School students and 3 District employees to attend the Sea World Adventure Science Club in San Diego, California, from April 26, through April 27, 2013.

The students will experience hands-on learning and participate in marine biology activities. They will discover the amazing variety of sea creatures, interact with live marine animals, and learn about the relevant concepts of the ocean.

The cost of the trip, not to exceed \$4,805.00, including meals and lodging for 30 Serrano Middle School students and 3 District employees, will be paid from Serrano Middle School CAPS Funds Budget No. 459. Transportation provided by Durham School Services, not to exceed \$1,000.00, will be paid from Serrano Middle School CAPS Funds Budget No. 459. No student will be denied participation due to financial constraints.

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It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the extended field trip for 30 Serrano Middle School students and 3 District employees to attend the Sea World Adventure Science Club in San Diego, California, from April 26, through April 27, 2013. The cost of the trip, not to exceed \$4,805.00, including meals and lodging for 30 Serrano Middle School students and 3 District employees, will be paid from Serrano Middle School CAPS Funds Budget No. 459. Transportation provided by Durham School Services, not to exceed, \$1,000.00, will be paid from Serrano Middle School CAPS Funds Budget No. 459. Names of the students are on file in the Business Services office.

Requester: Principal, Serrano Middle School
Approver: Chief Academic Officer, Educational Services

8.12 Payment for Course of Study Activities
(Prepared by Business Services Division)

District schools find it to be educationally advantageous to employ persons outside of the District in order to provide activities that enhance their educational programs.

San Andreas High School wishes to hire Mike Medina Entertainment for four presentations titled "Quake Radio" on March 15, April 5 and 19, and May 10, 2013. These presentations will give the students the opportunity to investigate professions in radio communications and entertainment. The cost, not to exceed \$800.00, will be paid from San Andreas High School Account No. 203.

Jefferson Hunt Elementary School wishes to hire Street Beat LLC for a presentation titled "Theatrical Drum & Dance Spectacular" on March 15, 2013. This assembly will provide the students with a fun and high energy experience with a focus on bullying. The cost, not to exceed \$1,100.00, will be paid from Jefferson Hunt Elementary School Account No. 501.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education considers the following activities to be a part of the regular course of study for the 2012-13 school year and approves payment to the following:

Mike Medina Entertainment for four presentations titled "Quake Radio" on March 15, April 5 and 19, and May 10, 2013. The cost, not to exceed \$800.00, will be paid from San Andreas High School Account No. 203.

Street Beat LLC, for a presentation titled "Theatrical Drum & Dance Spectacular" on March 15, 2013. The cost, not to exceed \$1,100.00, will be paid from Jefferson Hunt Elementary School Account No. 501.

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Requester: Principal, San Andreas High School; Principal, Jefferson Hunt Elementary School
Approver: Assistant Superintendent, Student Services; Chief Academic Officer Educational Services

EDUCATIONAL SERVICES

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

The English Learner Programs Department wishes to hire Cambium Learning Sopris Group, Longmont, Colorado, to conduct “Step Up to Writing” training for District teachers who will implement the “Step Up to Writing” strategies in their classrooms, effective March 20, 2013 through March 21, 2013. The fee, not to exceed \$5,000.00, will be paid from the Restricted General Fund-Title III LEP Student Subgrant, Account No. 544.

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:

Cambium Learning Sopris Group, Longmont, Colorado, to conduct “Step Up to Writing” training for District teachers who will implement the “Step Up to Writing” strategies in their classrooms, effective March 20, through March 21, 2013. The fee, not to exceed \$5,000.00, will be paid from the Restricted General Fund-Title III LEP Student Subgrant, Account No. 544.

Requester: Director, English Learner Programs Department
Approver: Chief Academic Officer, Educational Services Division

STUDENT SERVICES

Site

8.14 Agreement with Community Matters, Santa Rosa, California, to Provide Training and Support for the Safe Ambassadors Program (Prepared by Business Services Division)

Cypress Elementary School requests Board of Education approval to enter into an agreement with Community Matters, Santa Rosa, California, to conduct a two-day training and provide support for the Safe Ambassadors Program, effective March 6, through May 22, 2013. The training will be provided to up to 30 new Safe School Ambassador students and up to 5 school staff members. The training will address anti-bullying at the site. Community Matters will provide all training materials and will provide two hours of program implementation support by phone, fax, and email. The training will be evaluated through referral and suspension data,

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monthly family group meetings, Safe Ambassadors Program meetings, and data collection and analysis. The cost, not to exceed \$1,000.00, will be paid from the Restricted General Fund—Economic Impact Aid State Compensatory Education, Account No. 420.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves entering into an agreement with Community Matters, Santa Rosa, California, to conduct a two-day training and provide support for the Safe Ambassadors Program, effective March 6, through May 22, 2013. The training will be provided to up to 30 new Safe School Ambassador students and up to 5 school staff members. The training will address anti-bullying at the site. Community Matters will provide all training materials and will provide two hours of program implementation support by phone, fax, and email. The training will be evaluated through referral and suspension data, monthly family group meetings, Safe Ambassadors Program meetings, and data collection and analysis. The cost, not to exceed \$1,000.00, will be paid from the Restricted General Fund—Economic Impact Aid State Compensatory Education, Account No. 420.

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

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

Youth Services

8.15 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)4/18/1998 *(S)7/15/1996 *(S)9/25/2000 *(S)9/14/1995 *(S)8/11/2004

*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

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considered for re-enrollment in the district under suspended expulsion as deemed appropriate for the rehabilitation of the pupil, per Education Code section 48917.

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

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

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

It is recommended that the following resolution be adopted:

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

4/20/1996 5/28/1997 1/29/1995

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

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

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

1/15/1999

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

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

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

7/17/1999 8/12/2001 12/18/1999

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

8.19 Amendment No. 27 to the Professional Services Agreement with HMC Architects for Architectural and Engineering Services for Various Modernization Projects – SBHS
(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 15, 2010, and effective through June 30, 2015. This amendment is needed to provide extended construction administration and project closeout support beyond the original construction period due to delays associated with the takeover by the bonding company (Surety) for the San Bernardino High School modernization project (Group 8). The cost, not to exceed \$49,557.00, plus approved reimbursables, will be paid from Funds 21, 35, and 01-707 Deferred Maintenance, and the District will submit to the Surety for reimbursement according to 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 agreement with HMC Architects, Ontario, California, to provide additional services for extended construction administration and project closeout support beyond the original construction period due to delays associated with the takeover by the bonding company (Surety) for the San Bernardino High

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School modernization project (Group 8). The total cost, not to exceed \$49,557.00, plus approved reimbursables, will be paid from Funds 21, 35, and 01-707 Deferred Maintenance, and the District will submit to the Surety for reimbursement according to the takeover agreement. 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. 27.

Requester: Director, Facilities Planning and Development
Approver: Assistant Superintendent, Facilities/Operations

8.20 Amendment No. 28 to the Professional Services Agreement with HMC Architects for Architectural and Engineering Services for Various Modernization Projects – Group 11
(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 15, 2010, and effective through June 30, 2015. This amendment is needed to provide extended construction administration and project closeout support beyond the original construction period due to delays associated with the takeover by the bonding company (Surety) for the Group 11 modernization projects at Barton, Burbank, Emmerton and Lankershim Elementary Schools. The cost, not to exceed \$77,650.00, plus approved reimbursables, will be paid from Funds 21, 25, and 35 and the District will submit to the Surety for reimbursement according to 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 agreement with HMC Architects, Ontario, California, to provide extended construction administration and project closeout support beyond the original construction period due to delays associated with the takeover by the bonding company (Surety) for the Group 11 modernization project. The cost, not to exceed \$77,650.00, plus approved reimbursables, will be paid from Funds 21, 25, or 35. All other terms and conditions remain the same.

Sites	Amount
Barton Elementary School	\$16,000.00
Burbank Elementary School	\$13,130.00
Emmerton Elementary School	\$24,470.00
Lankershim Elementary School	\$24,050.00
Total	\$77,650.00

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BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to sign said Amendment No. 28.

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

8.21 Notice of Completion for the Lease/Lease-Back Delivery Method for the Little Mountain Elementary School Project
(Prepared by Facilities/Operations Division)

The Lease/Lease-Back Delivery Method for the Little Mountain Elementary School New Construction Project was previously awarded to Suffolk-Roel, Irvine, California. The work assigned to the Contractor listed below has now been completed. It is requested that the Board of Education formally accept the completed work of this Contractor.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education authorizes filing a Notice of Completion for the Little Mountain Elementary School New Construction Project, for the work awarded to the Contractor listed below:

General Contractor
Suffolk-Roel
Irvine, CA

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

Requester: Director, Facilities Planning and Development
Approver: Assistant Superintendent, Facilities/Operations

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

The Facilities Management Department requests Board of Education approval to reduce the retention from 5% to 2.5% with Angeles Contractor Inc., Buena Park, California, Bid No. F11-02C, HVAC Upgrades at Cajon, Pacific, and San Bernardino High Schools, originally approved by the Board on March 20, 2012.

Public Contract Code, Section 7201 requires that the Owner retain 5% of each contractor's requested payment application until the work is at least 50% complete. At this time, Angeles Contractors, Inc. has successfully completed 95% of the work under their contract and is

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requesting the District reduce the retention amount to 2.5%. 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 Angeles Contractors, Inc., Buena Park, California, Bid No. F11-02C, HVAC Upgrades at Cajon, Pacific, and San Bernardino High Schools to 2.5%. 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.

Requestor: Director, Facilities Planning and Development
Approver: Assistant Superintendent, Facilities/Operations Division

8.23 Request to Substitute Subcontractor, Bid No. F09-03 Category No. 04 - New Construction for the H. Frank Dominguez Elementary School Project
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval to allow the Prime Contractor, West-Tech Mechanical, Inc., Bid F09-03, New Construction for the H. Frank Dominguez Elementary School Project, Category No. 04 - Mechanical & Plumbing, to release its fire sprinkler subcontractor, G&A Fire Protection, Inc., from their obligation on the project due to their failure to perform and will substitute with DMI Fire Protection, Yucaipa, California, pursuant to Public Contract Code Section 4107. There is no additional cost. 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 the request by the Prime Contractor, West-Tech Mechanical, Inc., Bid F09-03, New Construction for the H. Frank Dominguez Elementary School Project, Category No. 04 - Mechanical & Plumbing, to release its fire sprinkler subcontractor, G&A Fire Protection, Inc., from their obligation on the project, and to substitute DMI Fire Protection, Yucaipa, California, pursuant to Public Contract Code Section 4107. There is no additional cost. 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 any required documents to effect said substitution.

Requester: Director, Facilities Planning and Development
Approver: Assistant Superintendent, Facilities/Operations Division

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8.24 Resolution of Intent by the District to Grant the City of San Bernardino a Street Dedication for Street and Highway Purposes and Appurtenance at Graciano Gomez Elementary School
(Prepared by Facilities/Operations Division)

The Facilities Management Department requests Board of Education approval of the resolution of intent by the District to grant the City of San Bernardino a street dedication for street and highway purposes and appurtenance at Graciano Gomez Elementary School.

The San Bernardino City Unified School District is the owner of the parcels of land for Graciano Gomez Elementary School, which comprise the proposed street dedication. The City requested the dedication for the purposes of constructing, maintaining, operating, repairing, replacing, inspecting and/or removing its facilities, consisting of, but not limited to: street poles, lighting, including underground conduits, manholes, pedestals and appurtenances within the aforesaid parcels of land. It is necessary for the District to grant the dedication to the City of San Bernardino for the construction and maintenance of street infrastructures.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that it is the judgment of the Board of Education, and in the best interests of the District, to grant the street dedication for street and highway purposes and appurtenance at the Graciano Gomez Elementary School site to the City of San Bernardino, specifically Parcel Numbers 0139-061-13, 0139-061-16 thru 18, 0139-061-20 thru 23, 0139-061-25 thru 26, and 0139-061-31, for the purpose of construction and maintenance of street infrastructures as described in attached Exhibits A & B.

BE IT FURTHER RESOLVED that the Board of Education authorizes Debra Love, Director, Purchasing Department, to execute all documents and to incur reasonable costs, as necessary, to facilitate the transactions described herein.

Requester: Director, Facilities Planning and Development
Approver: Assistant Superintendent, Facilities/Operations

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EXHIBIT "A"
LEGAL DESCRIPTION

THE SOUTHERLY 8.00 FEET OF LOTS 27 AND 28 IN BLOCK 21 OF THE SUBDIVISION OF SAN BERNARDINO RANCHO, IN THE CITY OF SAN BERNARDINO, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AS SHOWN ON A MAP RECORDED IN BOOK 7, PAGE 2 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, TOGETHER WITH THE SOUTHERLY 8.00 FEET OF THAT PORTION OF LOT 29 IN SAID BLOCK 21 OF THE SUBDIVISION OF SAN BERNARDINO RANCHO, LYING WESTERLY OF THE CENTERLINE OF PICO STREET AS SHOWN ON D.FIELDS SUBDIVISION, RECORDED IN BOOK 5, PAGE 79 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

SUBJECT TO ALL RESERVATIONS, RESTRICTIONS, EASEMENTS, OFFERS OF DEDICATIONS, RIGHTS AND RIGHT OF WAYS OF RECORD.

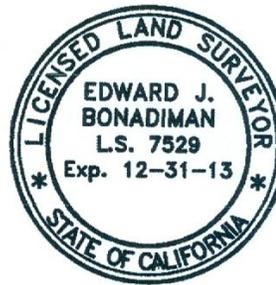
This legal description was prepared by me or under my direction.

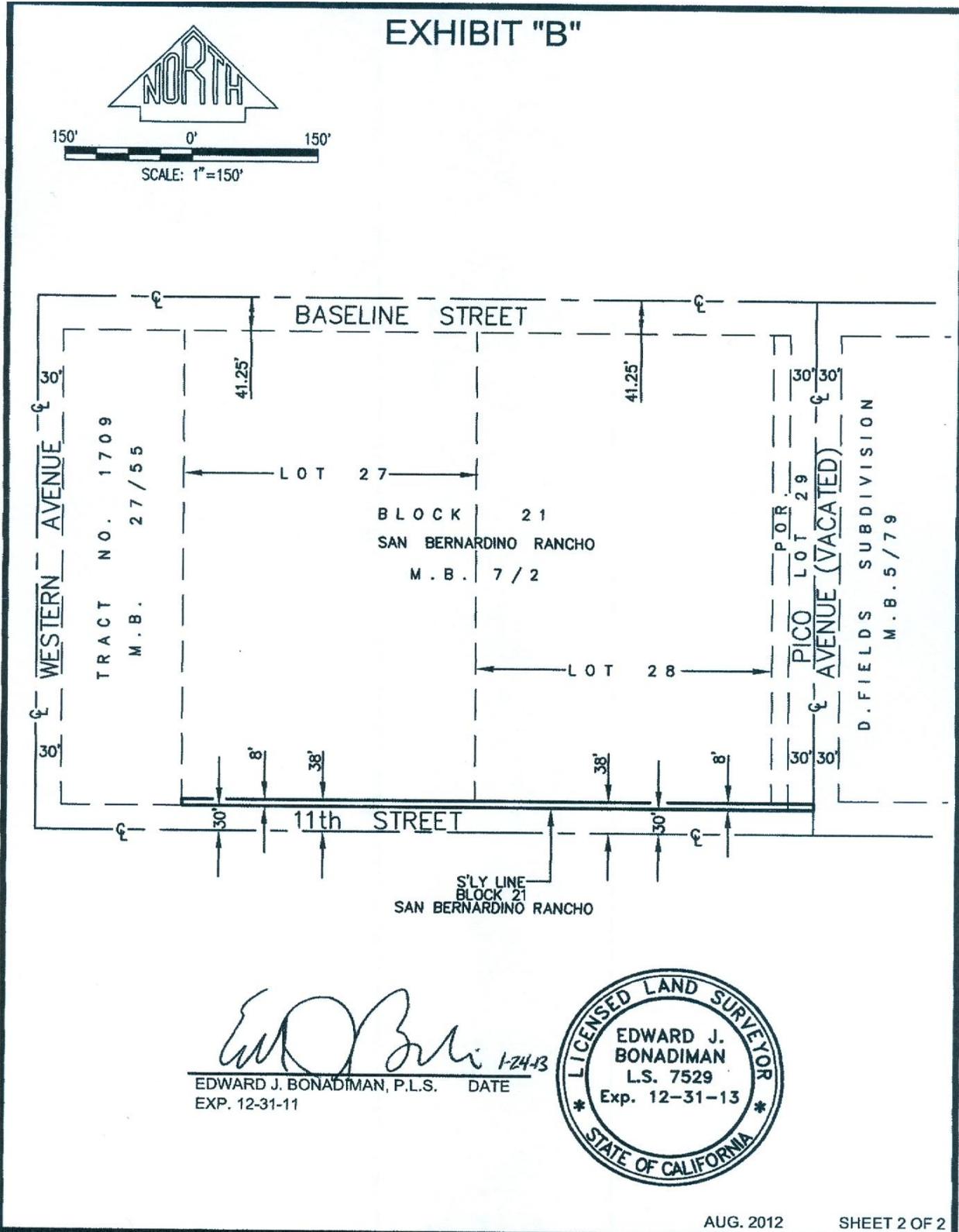
By:



1-24-13

Edward J. Bonadiman, P.L.S.
Date: 08/17/2012 L. S. #:7529





Nutrition Services

8.25 Bid No. NSB 2012/13-05, Salad Bars for Secondary Sites
 (Prepared by Facilities/Operations Division)

Bid No. NSB 2012/13-05, Salad Bars for Secondary Sites, was advertised January 10, and January 17, 2013, in the Black Voice, the El Chicano, and The San Bernardino County Sun newspapers. Bids were opened on January 28, 2013, at 11:00 a.m.

This bid will provide Nutrition Services hot/cold dual operating salad bars at the secondary school sites, for an initial one-year term, 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 cost will be paid from Nutrition Services Restricted Account No. 92.

Vendor	Net Bid Amount (Tax, Freight and Handling included)	Terms
Arrow Restaurant Equipment and Supply Montclair, CA	\$605,470.95	Net 30
Action Sales City of Industry, CA	\$607,729.05	Net 30
Chef's Toys Fountain Valley, CA	\$616,444.78	Net 30
San Diego Restaurant Supply San Diego, CA	\$623,823.54	Net 30
F.S.E. National City, CA	\$630,170.50	Net 30
Kamran and Co. Santa Barbara, CA	\$647,389.68	Net 30

It is recommended that the following resolution be adopted:

BE IT RESOLVED that Bid NSB 2012/13-05, Salad Bars for Secondary Sites, be awarded to the lowest responsible bidder and will be paid from restricted Nutrition Services Account No. 92.

Vendor	Net Bid Amount (Tax, Freight and Handling included)	Terms
Arrow Restaurant Equipment and Supply Montclair, CA	\$605,470.95	Net 30

BE IT FURTHER 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.

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

HUMAN RESOURCES DIVISION

8.26 Authorization to Request Employee Notification of Intention to Return
(Prepared by Human Resources Division)

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

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education directs the Superintendent and/or Superintendent’s designee to request formal notification of probationary and permanent certificated employees of their intention to return to the employ of the district for the 2013-2014 school year.

Requester/Approver: Assistant Superintendent, Human Resources Division

8.27 Payment of Counseling Site Supervisor – University of Redlands
(Prepared by Human Resources)

The District has an agreement with the University of Redlands to allow university students to do educational field work in the District under assigned counseling site supervisors for which the District is paid an honorarium. The District is in receipt of check number 0278558 from the University of Redlands in the amount of \$400.00. The District wishes to pay this honorarium to the counseling site supervisors.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for services as a counseling site supervisor as provided for in the agreement with the University of Redlands as follows:

TANYA CASTRO	\$100.00	FELIPA TELLO	\$100.00
JULIE QUINTANA	\$100.00	CHRISTINE DASARO	\$100.00

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

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8.28 Payment of Master Teachers – National University
(Prepared by Human Resources)

The District has an agreement with National 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 number 1270180 from National University in the amount of \$600.00. The District wishes to pay this honorarium to the master teachers.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for services as a master teacher during the Summer/Fall 2012, as provided for in the agreement with the University of Phoenix, as follows:

ANTHONY SEAN DAVIS \$300.00 PATRICIA MONDRAGON \$300.00

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

8.29 Payment of Master Teachers – University of Phoenix
(Prepared by Human Resources)

The District has an agreement with the University of Phoenix 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 numbers 1128830 and 1128831 from the University of Phoenix in the amount of \$240.00 each. 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 2012, as provided for in the agreement with the University of Phoenix, as follows:

JULIE HALL \$240.00 IRMA PRECIADO \$240.00

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

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8.30 Payment of Master Teachers – University of Phoenix
(Prepared by Human Resources)

The District has an agreement with the University of Phoenix 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 1088355 and 1088356 from the University of Phoenix in the amount of \$210.00 each. 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 2012, as provided for in the Agreement with the University of Phoenix, as follows:

MONICA HEGARDT	210.00	RENEE MARTIN	210.00
RAMONA PHILLIPS	210.00	DEBORAH McNEAL	210.00

Requestor: Director, Employment & Recruitment

Approver: Assistant Superintendent, Human Resources

8.31 Payment of Master Teachers – University of Phoenix
(Prepared by Human Resources)

The District has an agreement with the University of Phoenix 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 numbers 1139469 in the amount of \$60.00 and 1139470 in the amount of \$390.00 from the University of Phoenix. The District wishes to pay this honorarium to the master teachers.

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves payment for services as a master teachers during the Fall 2012, as provided for in the agreement with the University of Phoenix, as follows:

TERRI BURKE	\$60.00	MELINDA CURTIS	\$390.00
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Requestor: Director, Employment & Recruitment

Approver: Assistant Superintendent, Human Resources

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Personnel Commission

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

The Personnel Commission requests Board of Education approval to amend the agreement with Musick, Peeler & Garrett, LLP, Los Angeles, California, approved by the Board on December 18, 2012, Agenda Item 13.9. The amendment is necessary to add \$100,000.00 to pay for additional legal work regarding the Personnel Commission matters and/or the Writ of Mandate hearing as it relates to the Personnel Commission matters, for an aggregate total not to exceed amount of \$200,000.00. The additional fee 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 approves amending the agreement with Musick, Peeler & Garrett, LLP, Los Angeles, California, approved by the Board on December 18, 2012, Agenda Item 13.9. The amendment is necessary to add \$100,000.00 to pay for additional legal work regarding the Personnel Commission matters and/or the Writ of Mandate hearing as it relates to the Personnel Commission matters, for an aggregate total not to exceed \$200,000.00. The additional fee will be paid from the Unrestricted General Fund—Human Resources Legal Fees, Account No. 077.

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

Requester: Chair, Personnel Commission

Approver: Assistant Superintendent, Human Resources Division

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SESSION NINE - Action

9.0 *Action Items*

9.1 Strategic Plans (Prepared by Superintendent)

It is recommended that the following resolution be adopted:

BE IT RESOLVED that the Board of Education approves the beliefs, mission, objectives, strategies, and the specific results of the entire set of action plans in the Strategic Plan for the San Bernardino City Unified School District.

9.2 Second Period Interim Financial Report as of January 31, 2013 (Prepared by Business Services Division)

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

Second Period Interim Financial Report

The interim reports consist of projections for Average Daily Attendance (ADA), Revenue Limit Summary, and the General Fund Summary which consists of Revenues, Expenditures, and Fund Balances for the current and subsequent two years. Also included are a current year Cash Flow Projection, a Summary Review of State Financial Criteria and Standards, and a Certification that the District will meet its financial obligations for the current and the subsequent two years.

The Board of Education approved the 2012-2013 Adopted Budget on June 19, 2012. In addition, other budget changes have been brought to the Board on the overall financial condition of the District throughout the year including the First Interim Report.

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

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Enrollment Projection as of	For	CBEDS (Excluding Charter Schools & County)	Increase	* Funded ADA (Excluding Charter Schools & County)	Change in ADA
Budget Adoption- 06/2012	12/13	49,981	N/A	47,315	N/A
Second Interim- 01/2013	12/13	50,048	67	47,560	245
Second Interim- 01/2014	13/14	49,308	(740)	46,707	(853)
Second Interim- 01/2015	14/15	48,231	(1,077)	46,205	(502)

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

General Fund Summary

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

- Column A** – the Original (Adopted) Budget
- Column B** – the Board Approved Operating Budget as of January 31, 2013
- Column C** – Actual Revenue and Expenditures as of January 31, 2013
- Column D** – Projected Year End Total and
- Column E** – Percentage Differences between the Board Approved Operating Budget and Projected Year End Totals

The summary Form 01I financial reports have been created projecting the current 2012-2013 fiscal year as well as the 2013-2014 and 2014-2015 using the following assumptions:

Revenues:

- Projected revenue limit funding will decrease due to declining Enrollment
- Cost of Living Adjustments (COLAs) of 3.24% for 2012-2013, projected 1.65 % for 2013-2014 and projected 2.2% for 2014-2015 have been included in the Revenue Limit
- The revenue limit deficit is 22.2720% for 2012-2013 and subsequent years
- Reductions to the Revenue Limit for current Redevelopment Agency (RDA) funds are projected at \$459,935 for Fiscal Year 2012-13 and \$163,167 for subsequent years
- Special education revenue (Federal and State) will be adjusted with special education ADA changes
- State and Federal categorical programs were projected at the Fiscal Year 2012-13 level with a 1.65% COLA in Fiscal Year 2013-14 and a 2.2% COLA in Fiscal Year 2014-15. The projections were decreased by programs ending in subsequent years

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- Prior year carryover is included in the current year budget but not for subsequent years
- No Inland Valley Development Agency Funding (IVDA) has been included in the current or subsequent Fiscal Years
- School Improvement Grant (SIG) Funding of \$18,504,354 along with carryover of \$11,553,484 has been included in Fiscal Year 2012-2013. This funding ends June 30, 2013 and has been excluded in Fiscal Year 2013-2014.
- Quality Education Investment Act (QEIA) funding of \$12,376,100 has been included in Fiscal Year 2012-13 through 2014-15. Fiscal 2014-15 is the last year of this funding.
- Categorical programs Flexibility option (ABX3 4) has been fully exercised for the current Fiscal Year and subsequent Fiscal Years

Expenditures:

- The number of certificated positions will be adjusted due to declining enrollment and end of program funding:

	<u>FY 2013-2014</u>	<u>FY 2014-2015</u>
Certificated	121.89 FTE	31.63 FTE
Classified	16.85 FTE	0 FTE

Note: The above FTEs do not reflect the total number of positions to be cut due to projected budget deficit in Fiscal Year 2014-15

- Restoration of the three-year 1.93% salary schedule reduction for Certificated staff has been included in Fiscal Year 2013-14
- Certificated salaries in Fiscal Year 2014-15 are increased by the lost step that was frozen as a part of the Fiscal Year 2011-12 budget cut plan and also increased by the restoration of 5 instructional days
- Classified salaries are reduced by 2.99% (7 furlough days) in Fiscal Year 2012-13 and restored in Fiscal Year 2013-14
- Fifteen (15) days' furlough for Management (Certificated and Classified) are included for Fiscal Year 2012-2013, reduced to 11 days of furlough for Fiscal Year 2013-14 and fully restored in Fiscal Year 2014-15
- Statutory employee benefits have been increased to reflect increases in salaries

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- Health and Welfare benefits did not increase in Fiscal Year 2012-13 and are projected to increase by 9% in Fiscal Year 2013-14 and by 9% in Fiscal Year 2014-15
- School Improvement Grant (SIG) funding and expenditures are included in Fiscal Year 2012-2013. The related expenditures have been excluded from Fiscal Year 2013-2014
- Quality Education Investment Act (QEIA) expenditures have been included in the Fiscal Year 2012-13 in the amount of \$18,151,842. This amount includes carryover of \$5,775,742 from Fiscal Year 2011-12. Subsequent years are budgeted at the projected funding level of \$12,376,100
- Textbook new adoption requirements have been suspended by CDE through Fiscal Year 2014-2015. No costs for textbook adoption are included in these projections at this time.
- Routine Repair and Maintenance Program will be funded at 2% of total General Fund expenditures for current and subsequent Fiscal Years. There are no carryover provision
- Supplies, equipment and other services for subsequent fiscal years have been decreased by one time allocations of funding in Fiscal Year 2013-14
- Transportation costs for 2012-13 are projected to increase by the consumer price index estimated at 3%. In subsequent year, transportation costs are not projected to increase as the opening of new schools is expected to reduce the need for busing.
- Utility costs are projected to decrease by \$500,000 due to the energy savings program in Fiscal Year 2013-14 and remain at that level in subsequent years
- Estimated start-up costs of \$250,000 each for 4 new schools are been built into the projections for Fiscal Year 2012-2013
- Estimated operating cost of \$2.6 million for 4 new schools have been built into projections for Fiscal Year 2013-2014 and 2014-2015
- Estimated costs of \$414,492 for the grade level expansion at Indian Springs High School have been included in Fiscal Year 2013-14 and 2014-15

Reserves

- The RECOMMENDED MINIMUM 2% Designated Reserve for Economic Uncertainties is projected at \$9,550,000 for the current Fiscal Year and maintained at the same 2% level for subsequent Fiscal Years

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- Other Designated amounts:

Reserve for Revolving Cash	\$211,000
Reserve for Stores	<u>\$500,000</u>
Total Other Designations	\$711,000

- Designated unrestricted general fund amount is \$32,877,240 to cover the projected deficit for Fiscal Year 2013-2014 and the restricted general fund balance is \$11,100,000.

Current sections of the Education Code, which were revised by AB1200 and AB2756, require the Governing Board of the school district to certify that the District will meet its financial obligations for the current Fiscal Year and the subsequent two Fiscal Years. Based on the current information for revenues and expenditures for the subsequent two years, the district is able to meet its obligations in Fiscal Year 2012-13 and Fiscal Year 2013-14.

Based on current information, the District cannot meet its obligations for Fiscal Year 2014-15 without additional on-going reductions of approximately \$11.25 million.

School districts self-certify their fiscal condition. With a positive certification, the district asserts that it can meet its obligations in the current and succeeding two years. A qualified certification indicates a budget problem in one or more of the two subsequent fiscal years. Finally, a negative certification indicates an impending cash problem for either the current or one subsequent year.

Based on the definition above, the Board of Education can only approve this Second Interim Report with a positive certification with an accompanying Board Resolution to make the necessary reductions in Fiscal Year 2014-15.

Thus, it is recommended that the Board of Education approve a **positive certification** for the Second Interim Report for Fiscal Year 2012-13 as of January 31, 2013, with the accompanying resolution which is required by San Bernardino County Office of Education

BE IT RESOLVED that the Board of Education approves, on the basis of information presented, the Second Interim Financial Report as of January 31, 2013.

BE IT FURTHER RESOLVED that the President of the Board of Education certifies on behalf of the Board that the San Bernardino City Unified School District will be able to meet its ongoing financial obligations for the current fiscal year and subsequent two years with the implementation of on-going cuts of \$11.5 million in Fiscal Year 2014-15 to maintain the fiscal solvency of the District in the subsequent two fiscal years.

Requester/Approver: Director, Fiscal Services

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9.3 2013 California School Boards Association Delegate Assembly Election
(Prepared by the Superintendent)

The official ballot for the election of representatives to CSBA's Delegate Assembly has been received and must be returned on or before March 15, 2013. Because of our large student enrollment, the San Bernardino City Unified School Board appoints two representatives. Currently, Bobbie Perong and Lynda Savage are serving two-year terms.

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

Christina Cameron-Otero (Needles USD)*
Chuck Christie (Yucaipa-Calimesa Joint USD)*
Tommy Courtney (Lucerne Valley USD)*
Karen Gray (Silver Valley USD)*
Kathy A. Thompson (Central ESD)*
Charles J. Uhalley (Chaffey Joint Union HSD)*

*Denotes incumbent

The following resolution is recommended:

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

9.4 Personnel Report #17, Dated March 5, 2013
(Prepared by Human Resources Division)

It is requested that the Board approves the Personnel Report #17, dated March 5, 2013, which contains action such as hiring, retirements, resignations, promotions, and terminations involving certificated, classified, and other employees in the categories of noon duty aides, recreational supervisors, substitute employees, and others. These actions are consistent with policies of the Board of Education, the rules and regulations of the Personnel Commission, and the District's Affirmative Action Plan.

The following resolution is recommended:

BE IT RESOLVED that the Personnel Report #17, dated March 5, 2013, 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.

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SESSION TEN - Closed Session

10.0 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: Five

Superintendent's Evaluation

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

Non-Reelection of Probationary Employees

SESSION ELEVEN – Open Session

11.0 Open Session

11.1 Action Reported from Closed Session

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

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

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

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

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

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

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

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

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

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

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

- A. That the particular kinds of services set forth below be reduced or eliminated commencing in the 2013-2014 school year:

Elementary (Trans. Kindergarten - 6) Teaching Services	98	F.T.E.
High School Counselor Services	6	F.T.E.
High School Math Teaching Services	10	F.T.E.
High School English Teaching Services	17	F.T.E.
High School Social Studies Teaching Services	6	F.T.E.
High School Physical Science Teaching Services	1	F.T.E.
High School Biology Teaching Services	4	F.T.E.
High School Chemistry Teaching Services	2	F.T.E.
High School Physical Education Teaching Services	2	F.T.E.
High School Spanish Teaching Services	1	F.T.E.
High School Construction/Trades Building Teaching	1	F.T.E.

Services		
Secondary Music Teaching Services	1	F.T.E.
Middle School Math Teaching Services	3	F.T.E.
Middle School English Teaching Services	5	F.T.E.
Middle School Social Studies Teaching Services	3	F.T.E.
Middle School Science Teaching Services	2	F.T.E.
Middle School Spanish Teaching Services	1	F.T.E.
Middle School Physical Education Teaching Services	3	F.T.E.
Total Certificated Positions	166	F.T.E.

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

SESSION TWELVE - Closing

12.0 Adjournment

The next regular meeting of the Board of Education of the San Bernardino City Unified School District will be held on Tuesday, March 19, 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

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enable any person with a disability to participate in a public meeting and/or to request reasonable accommodations, please contact:

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

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

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

Posted: March 1, 2013