# **Colton Joint Unified School District**

Student Services Center, Board Room, 851 South Mt. Vernon Ave., Colton, CA 92324



# Board of Education Regular Meeting and Public Hearing Agenda

Thursday, February 16, 2012 at 6:00 p.m.

# **Strategic Plan - Mission Statement**

The Mission of the Colton Joint Unified School District, a team of caring employees dedicated to the education of children, is to ensure each student learns the academic knowledge and skills necessary to thrive in college or in the workforce and be responsible, productive citizens by providing engaging, challenging, and enriching opportunities and specialized programs in a safe environment in partnership with students, families and our diverse communities.

### **Colton Joint Unified School District**

Board Meeting Agenda -February 16, 2012

### 1.0 OPENING

1.1 Call to Order

Mr. Robert D. Armenta Jr., President

Mr. Roger Kowalski, Vice President

Mrs. Patt Haro, *Clerk* 

Mr. Randall Ceniceros

Mr. Frank Ibarra Mrs. Laura Morales

Mr. Pilar Tabera

Mr. Jerry Almendarez Mrs. Jennifer Jaime Mr. Jaime R. Ayala Mrs. Janet Nickell Mrs. Ingrid Munsterman Ms. Katie Orloff

Mr. Mike Snellings Ms. Jennifer Rodriguez
Mrs. Bertha Arreguín Ms. Sosan Schaller
Mr. Todd Beal Mr. Darryl Taylor
Mr. Brian Butler Mr. Robert Verdi

1.2 Renewal of the Pledge of Allegiance.

An interpreter is available for Spanish-speaking persons wanting assistance.

# 2.0 SPECIAL PRESENTATIONS

2.1 The Excellence Campaign – Dr. Louis Rodriguez, CSUSB

# 3.0 SCHOOL SHOWCASE

3.1 Washington High School

# 4.0 PUBLIC HEARING

- 4.1 California School Employee Association (CSEA) Sunshine Proposal for Colton JUSD
- 4.2 Colton JUSD Sunshine Proposal for California School Employee Association (CSEA)
- 4.3 B-7 Adoption of Resolution No. 12-25 Approving an Addendum to the Grand Terrace Educational Facility Final EIR and Approving Substitute Mitigation for Mitigation Measure 5.7-8

# 5.0 ADMINISTRATIVE PRESENTATIONS

- 5.1 Think Together Assistant Superintendent Snellings
- 5.2 Energy Education Program Update Assistant Superintendent Ayala
- 5.3 Budget Update Assistant Superintendent Ayala

# 6.0 PUBLIC COMMENT

6.1 Announcement Regarding Public Comment for Items on the Agenda and Items Not on the Agenda (Gov. Code 54954.3[a])

The Board President clarifies the process regarding public comment and requests that the appropriate "Public Comment Card" be filled out. At the appropriate time during the Hearing Session, each speaker will be invited to the podium and should begin by stating his or her name and residing city. Board Bylaw 9323 states that "Individual speakers shall be allowed three minutes to address the Board on each agenda or non-agenda item. The Board shall limit the total time for public input on each item to 15 minutes. With Board consent, the president may increase or decrease the time allowed for public presentation, depending on the topic and the number of persons wishing to be heard. The president may take a poll of speakers for or against a particular issue and may ask that additional persons speak only if they have something new to add."

<u>Blue card—Specific Consent, Action, Study & Information or Closed Session Item</u>: Please list the specific agenda item number and subject

White card—Items/Topics Not on the Agenda: Please list topic / subject

# 7.0 ACTION SESSION

# A. <u>Consent Items</u>

The following Consent Items are expected to be routine and non-controversial. They will be acted upon by the Board of Education at one time unless a Board Member, a staff member, or a member of the public requests that an item be held for discussion or deferred for separate action.

- Page 5 A-1 Approval of Minutes for the February 2, 2012 Regular Board Meeting
- Page 20 A-2 Approval to Renew Membership in the Colton Chamber of Commerce (2012)
- Page 21 A-3 Approval of Student Field Trips
- Page 23 A-4 Approval of Consultants for Assembly Presentations
- Page 22 A-5 Approval for Slover, Bloomington and Colton High School Graduates to Attend "Grad Nite" at Disneyland (2012)
- Page 26 A-6 Approval of the Memorandum of Understanding and Agreement (C-1003281) with Riverside County Superintendent of Schools for Participation in the RIMS-BTSA Professional Teacher Induction Program (2011-12)
- Page 27 A-7 Acceptance of Gifts
- Page 29 A-8 Authorization to Piggyback the Redlands Unified School District Bid 10-11 for Audio Visual Equipment
- Page 30 A-9 Authorization to Piggyback the Val Verde Unified School District Bid 09/10-001 for Just-In-Time Classroom and Office Supply System

### **B.** Action Items

- Page 31 B-1 Approval of Personnel Employment
- Page 32 B-2 Approval of Conference Attendance
- Page 33 B-3 Approval of Resolution No. 12-30 to Non-Reelect Temporary Certificated Employees
- Page 36 B-4 Declaration and Employment of Day-to-Day Substitutes Utilizing the Basic Skills Requirement (BSR) Variable Term Waiver Option for the 2011-12 School Year
- Page 37 B-5 Approval of Purchase Orders
- Page 38 B-6 Adoption of Resolution No. 12-36 to Authorize Temporary Borrowing Between Funds of the District (2012-13)
- Page 42 B-7 Adoption of Resolution No. 12-25 Approving an Addendum to the Grand Terrace Educational Facility Final EIR and Approving Substitute Mitigation for Mitigation Measure 5.7-8
- Page 53 B-8 Approval of a Subcontractor Substitution for Jaynes Corporation (Category 10) for the Grand Terrace High School Project, Bid #08-14
- Page 60 B-9 Approval of Resolution No. 12-29 to Determine and Find the Crestmore, Grant, Lewis and Lincoln Modernization Projects to be Substantially Complex and to Increase the Statutory Minimum Retention Amounts
- Page 63 B-10 Approval to File a Notice of Completion for Econo Fence, Inc., Bid #12-02CA for Lincoln Elementary School and McKinley Elementary School Fencing Projects
- Page 65 B-11 Acceptance of the 2009-2010 Measure G Independent Financial and Performance Audit
- Page 84 B-12 Accept Nominations for CSBA's Delegate Assembly (March 2012 Election)

# C. Action Item – Board Policy ~ None

# D. <u>Action Items – Resolution</u>

- Page 85 D-1 Adoption of Resolution No. 12-31, National African American History Month, February 2012
- Page 87 D-2 Adoption of Resolution No. 12-32, Career and Technical Education Month, February 2012
- Page 89 D-3 Adoption of Resolution No. 12-33, Women's History Month, March 2012
- Page 91 D-4 Adoption of Resolution No. 12-34, Read Across America Day, March 2, 2012
- Page 93 D-5 Adoption of Resolution No. 12-35, Week of the School Administrator, March 4 10, 2012

### **Colton Joint Unified School District**

Board Meeting Agenda - February 16, 2012

# 8.0 ADMINISTRATIVE REPORTS

Page 95 AR-8.1 Approved Disbursements

AR-8.2 Facilities Update

AR-8.3 ACE Representative

AR-8.4 CSEA Representative

AR-8.5 MAC Representative

AR-8.6 ROP Update

# 9.0 SUPERINTENDENT'S COMMUNIQUE

# 10.0 BOARD MEMBER COMMENTS

# 11.0 CLOSED SESSION

Following action items: Board Room, Student Services Center, 851 So. Mt. Vernon Ave., Colton, California (Government Code 54950 et seq.)

# 11.1 Student Discipline, Revocation, and Re-entry

# 11.2 Personnel

◆ Public Employee: Discipline/Dismissal/Release (Gov. Code 54957)

# 11.3 Conference with Legal Counsel—Anticipated Litigation

Significant exposure to litigation pursuant to Government Code Section 54956.9(b)

Potential Case: ~One~

# 11.4 Conference with Legal Counsel—Existing Litigation

Pursuant to Government Code Section 54956.9(a)

Case Number: CIVDS 901623

# 11.5 Conference with Labor Negotiator

Agency:

Ingrid Munsterman, Assistant Superintendent, Human Resources Division

**Employee Organizations:** 

Association of Colton Educators (ACE)

California School Employees' Assoc. (CSEA)

Management Association of Colton (MAC)

# 11.6 Conference with Real Property Negotiator (Gov. Code 54956.8)

Property: None

District Negotiators: Jerry Almendarez, Jaime R. Ayala, Darryl Taylor

Counsel: Fagen Friedman & Fulfrost

# 12.0 PUBLIC SESSION – ACTION REPORTED FROM CLOSED SESSION

# 13.0 ADJOURNMENT

# SPECIAL MEETING February 16, 2012

### **CONSENT ITEM**

TO: Board of Education

**PRESENTED BY:** Jerry Almendarez, Superintendent

**SUBJECT:** Approval of Minutes for the February 2<sup>nd</sup> Regular Board Meeting

GOAL: Student Performance, Personnel Development, Facilities/Support

Services, Budget Planning, School Safety & Attendance, Community

Relations, & Parent Involvement

**STRATEGIC PLAN:** Strategy #1 – Communication Strategy #4 – Facilities

Strategy #2 – Curriculum Strategy #5 – College Career

Strategy #3 – Decision Making Strategy #6 – Character

**RECOMMENDATION:** That the Board approve the minutes for the February 2<sup>nd</sup> Regular Board

Meeting.

# Colton Joint Unified School District

Student Services Center, Board Room, 851 South Mt. Vernon Ave., Colton, CA 92324



# Minutes **February 2, 2012**

The Board of Education of the Colton Joint Unified School District met for a Regular Board Meeting on Thursday, February 2, 2012 at 6:00 p.m. in the Board Room at the CJUSD Student Services Center, 851 So. Mt. Vernon Avenue, Colton, California.

# Trustees Present

Robert D. Armenta Jr., President Mr. (arrived at 6:33 PM)

Roger Kowalski, Vice President Mr.

Patt Haro, Clerk Mrs. Randall Ceniceros Mr.

Mr. Frank Ibarra Laura Morales Mrs. Pilar Tabera Mr.

Staff Members Present (\*excused)

Mr.	Jerry Almendarez	Mrs.	Jennifer Jaime
Mr.	Jaime R. Ayala	Mrs.	Janet Nickell
Mrs.	Ingrid Munsterma	n Ms.	Katie Orloff
Mr.	Mike Snellings	Ms.	Jennifer Rodriguez
Mrs.	Bertha Arreguín	Ms.	Sosan Schaller
Mr.	Todd Beal	Mr.	Darryl Taylor
Mr.	Brian Butler		Robert Verdi

# Strategic Plan -- Mission Statement

The Mission of the Colton Joint Unified School District, a team of caring employees dedicated to the education of children, is to ensure each student learns the academic knowledge and skills necessary to thrive in college or in the workforce and be responsible, productive citizens by providing engaging, challenging, and enriching opportunities and specialized programs in a safe environment in partnership with students, families and our diverse communities

1.0 OPENING Call to Order/Renewal of the Pledge of Allegiance
Board Vice President Kowalski called the meeting to order at 6:00 p.m. Director Butler, Secondary Curriculum, led in the renewal of the Pledge of Allegiance.

#### 2.0 SPECIAL PRESENTATIONS

# 2.1 Employee Recognition

The following employees were recognized as classified and certificated Employees of the Month:

Carole Vogg-Morris, Slover Mountain High School

Barbara Rodriguez, Terrace View Elementary School

The Colton Woman's Club was recognized as the Educational Partner of the Month.

#### 3.0 SCHOOL SHOWCASE

**Slover Mountain High School** 

Slover Mountain High School students reported that, in addition to after-school tutoring, teachers are offering after-school activities such as, yoga, karaoke, movies and board games. They also announced that 31 students raised their CELDT scores by one or two levels, 21 students have graduated to date and look forward to seeing that number increase.

Board Vice President Kowalski opened the Public Hearing at 6:15 p.m.

# **PUBLIC HEARING**

District Sunshine Proposal for California School Employee Association (CSEA)

The District is also reviewing other provisions of the Collective Bargaining Agreement. Additional subjects of meeting and negotiating arising after the presentation of this initial proposal shall be made public within 24 hours pursuant to Government Code 3547(d).

Due to continued fiscal challenges within the State of California, our task ahead is a formidable one. The District looks forward to participating in honest, forthright, and purposeful negotiations in addressing these challenges.

The Public Hearing was closed at 6:17 p.m.

# ADMINISTRATIVE PRESENTATIONS

#### WorkAbility I 5.1

Workability teachers, Ms. Lennox, Mr. Hamre and Mr. Cerny presented an update on the district's Workability I program. The mission of the Workability I program is to enable all individuals with disabilities to successfully participate in a program that will prepare them for the workplace and independent living.

In the 2010-11 school year, the program was funded to serve 328 students and place 82 students. Due to the efforts of dedicated staff, 379 students were served and over 100 were placed. The Colton Joint Unified School District is one of few sites across the state whose grant has been increased. In the 2011-12 school year, the program is funded to serve 347 students and place another 86 students.

5.2 Budget Update (EXHIBIT A)

Assistant Superintendent Ayala updated the board on the \$543,000 the district expects to receive from the city of Colton Redevelopment Agency. He explained that, as with the city of Grand Terrace, the funds must be used on facilities. Mr. Ayala commented on the independent audit of the district's bond program and announced that a formal report will be provided to the board in the coming weeks. He also praised the entire Facilities Department as they oversee the day-to-day operations of the district's bond projects. Mr. Ayala commented on the district's attendance recovery program that has, to date, netted approximately \$2,000,000.

Mr. Ayala concluded the Budget Update by sharing excerpts from the Fiscal Crisis Management Advisory Team's (FCMAT) CBO meeting on January 27, 2012.

#### 6.0 PUBLIC COMMENT

6.1 Blue card—Specific Consent, Action, Study & Information or Closed Session Item
 Leilani Grijalva, CJUSD student, announced to the board that she was selling Girl Scout Cookies.

White card—Items/Topics Not on the Agenda

Gary Mitchell, community member/grandparent of CJUSD students, complimented the board, district and site administration, certificated and classified staff on their overall professionalism and standard of service over the last few years.

Following Public Comment: Board Room, Student Services Center, 851 So. Mt. Vernon Ave., CLOSED SESSION Colton, ČA (Government Code 54950 et seq.) **7.0** 

At 6:58 p.m., Board President Armenta announced that the board would recess to closed session.

Student Discipline, Revocation, and Re-entry

Expulsion reconsideration for student case #117438

Conference with Real Property Negotiator (Gov. Code 54956.8) PUBLIC SESSION – ACTION REPORTED FROM CLOSED SESSION

The Board meeting reconvened at 7:08 p.m. Board President Armenta announced that no action was taken in closed session.

# **Student Discipline, Revocation, and Re-entry**

• Expulsion reconsideration for student case #117438

#470 The San Bernardino County Board of Education had remanded student case #117438 back to the District for a revision of the findings of fact and reconsideration of student placement.

On a motion of Board Member Kowalski and Board Member Ibarra and passed on a 7-0 vote, the Board approved the finding of facts and suspended the student's expulsion with a placement at Washington High School for the following:

- 1) The student is in violation of California Education Code 48900.2.
- 2) Due to the nature and severity of the student's actions, other means of correction are not feasible.
- 3) The student's presence at the school would endanger person or property and/or the student's presence at the school would threaten to obstruct the educational environment.

#### 9.0 ACTION SESSION

A. #471

<u>Consent Items</u>
On motion of Board Member Ceniceros and Board Member Haro, and carried on a 7-0 vote, the Board approved Consent Items A-1 through A-5, as presented.

- Approved Minutes for the January 19<sup>th</sup> Regular Board Meeting #4711
- Approved Consultants for Assembly Presentations (**EXHIBIT B**) #471 2 A-2
- Approved Agreement for School-Based Medi-Cal Administrative Activities Between the County #471.3 of San Bernardino and the Colton Joint Unified School District (Beginning January 2012)
- #471.4 Accepted WorkAbility I Program Funds (2011-12)
- A-5 Accepted Gifts (**EXHIBIT C**) #471.5
- On motion of Board Member Haro and Board Member Ceniceros, and carried on a 7-0 vote, the B. #472 Board approved Action Items B-1 through B-3 and B-5, as presented.
- #472.1 Approved Personnel Employment (**EXHIBIT D**)
- Approved Conference Attendance (**EXHIBIT E**) #472.2 B-2
- **Approved Purchase Orders** #472.3 B-3
- Approved to Extend the Dave Bang Associates Bid #09-01 for One Year Effective February 18, #472.4 2012 through February 17, 2013
  - On motion of Board Member Kowalski and Board Member Morales, and carried on a 6-1 (Board #473 Member Tabera opposed) vote, the Board approved Action Item B-4 as presented.
- Approved the Three-Year Contract with Vavrinek, Trine, Day & Co., LLP (VTD) for Auditing #473.1 Services (July 1, 2011 to June 30, 2014)
  - #474 On motion of Board Member Armenta and Board Member Ibarra, and carried on a 7-0 vote, the Board approved Action Item B-6 as presented.
- #474 1 Approval of Contract Amendment with Ruhnau Ruhnau Clarke for Restart of Modernization Projects at Cooley Ranch, Crestmore, D'Arcy, Grant, Jurupa Vista, Lewis, Lincoln, Reche Canyon, Ruth O. Harris and San Salvador and Interim Housing at Crestmore, Grant, Lewis and
  - #475 On motion of Board Member Kowalski and Board Member Ibarra, and carried on a 6-1 (Board Member Tabera opposed) vote, the Board approved Action Item B-7 as presented.
- Approved Reduction in or Partial Release of Retainage for JPI Development Group, Inc. (Bid #475.1 Package No. 15) for the Grand Terrace High School Project

#### Action Item - Board Policy ~ None C.

#### D. Action Items – Resolution

#476 On motion of Board Member Ibarra and Board Member Haro, and carried on a 7-0 vote, the Board approved Action Item D–1 as presented.

#476.1 D-1 Adopted Resolution No. 12-28, National School Counseling Week, February 6–10, 2012

#### ADMINISTRATIVE REPORTS 10.0

- **Approved Disbursements** AR-10.1
- Results of San Bernardino County Superintendent of Schools (SBCSS) Williams Settlement Visit AR-10.2 for the Second Quarter 2011-12
- Approved Change Orders for the Bloomington High School New Math & Science Building AR-10.3 Project (Project 1E) per Board Resolution No. 11-65
- Approved Change Orders for the Colton High School New Math & Science Building Interim Housing Project (Project 1F) per Board Resolution No. 11-65
- Approved Change Orders for the Construction of Joe Baca Middle School Project (Project 27) per AR-10.5 **Board Resolution No. 11-65**
- **Facilities Update (EXHIBIT F)** AR-10.6

Director Taylor provided a brief update on Bloomington and Colton High School's cafeteria and multi-purpose rooms, as well as, the prioritization of the Qualified School Construction Bonds-funded projects and the upcoming Citizens' Oversight Committee meeting.

**ACE Representative** 

ACE President Karen Houck reminded the board of this weekend's district science fair and the subsequent awards ceremony on Monday, February 6th and the upcoming Read Across America celebrations. Mrs. Houck announced that MAC, CSEA and ACE are planning a bowling tournament.

AR-10.8 **CSEA Representative** 

Susan Lake, CSEA Chief Job Steward, thanked the district for allowing Bill Marecek to attend a meeting with Senator Negrete McLeod. She commented on the passing of Senate Bill 81 which restores \$248 million in transportation cuts made in December. Ms. Lake also announced that CSEA looks forward to problem solving with Human Resources.

**MAC Representative** 

Katie Orloff reminded the board and staff of MAC's APPLE Scholarship Fundraiser on March 2nd at the Ontario Reign hockey game.

#### SUPERINTENDENT'S COMMUNICATION 11.0

Superintendent Almendarez announced that, effective immediately, the district will not be offering Transitional Kindergarten for the 2012-13 school year. Only students turning five years old on or before November 1, 2012 will be eligible for kindergarten entry for the 2012-13 school year. He also announced upcoming events including the district science fair awards ceremony on Monday, February 6 at Bloomington High School, Terrace View's Totally Rad 80's Dance Party on February 9 and the Ontario Reign/Chuck-a-Puck fundraiser on March 2 ...

To view the Communiqué please visit the CJUSD website at www.colton.k12.ca.us

#### BOARD MEMBER COMMENTS **12.0**

**Board Member Tabera** – No comment

Board Member Ceniceros commented on the recent action by the California Assembly to restore \$248 million in school bus funding to California public schools.

**Board Member Morales** – *No comment* 

**Board Member Ibarra** – No comment

**Board Member Haro** congratulated Colton High School's NJROTC and Bloomington High School's soccer and wrestling teams on their recent accomplishments. She acknowledged the success of the newly implemented Energy Education Program, commenting on the savings Jurupa Unified School District has experienced.

**Board Member Kowalski** commented on this week's Grand Terrace City Council Meeting and encouraged staff to meet with Grand Terrace officials to discuss facility use.

**Board Member Armenta** announced his plans to attend the district's science fair and awards assembly.

Following action items: Board Room, Student Services Center, 851 So. Mt. Vernon Ave., Colton,

**CLOSED SESSION** 13.0 CA (Government Code 54950 et seq.)

At 8:00 p.m., Board President Armenta announced that the board would recess to closed session.

13.1 • Student Discipline, Revocation and Re-entry
13.2 • Personnel

- Conference with Legal Counsel—Anticipated Litigation Conference with Legal Counsel—Existing Litigation Conference with Labor Negotiator

# PUBLIC SESSION – ACTION REPORTED FROM CLOSED SESSION

The Board meeting reconvened at 9:18 p.m.

#### 14.1 Student Discipline, Revocation, and Re-entry

- #477 On motion of Board Member Haro and Board Member Kowalski, and carried on a 7-0 vote, the Board found the following five students in violation of the California Education Codes as charged and agreed with the hearing panel's recommendation for expulsion based on the following.
  - Due to the nature and severity of the students' actions, other means of correction are not feasible.
  - The students' presence at the school would endanger person or property and/or the students' presence at the school would threaten to obstruct the educational environment.

1. 1035487

4. 97068

159930

5. 111389

3. 94693

- The District recommended the readmission of twenty-four (24) students to the Colton Joint Unified School District, confirming they have met their plan of rehabilitation in accordance with California Education Code 48916.
  - On motion of Board Member Kowalski and Board Member Haro, and carried on a 7-0 vote, the Board approved the readmission of the students as recommended.
- 14.2 Personnel
  - Public Employee: Discipline/Dismissal/Release (Gov. Code 54957)
- #479 On motion of Board Member Tabera and Board Member Haro and carried on a 7-0 vote, the Board terminated the employment of classified employee EIN# 4323 effective February 3, 2012.

# **Conference with Legal Counsel—Anticipated Litigation**

Significant exposure to litigation pursuant to Government Code Section 54956.9(b)

#480 The Board conferred with its legal counsel in closed session pursuant to Government Code section 54956.9(b), and has taken action to accept settlement of deled claims with the following trade contractors on the Grand Terrace High School Project:

Lee & Stires, Inc.

Davis Moreno Construction, Inc

Nevell Group, Inc.

Bithell, Inc.

West Tech Mechanical, Inc.

Donald M. Hoover Company

JPI Development Group, Inc.

Daniel's Electrical

**Conference with Legal Counsel—Existing Litigation** ~ *No Report* 14.4

Conference with Labor Negotiator ~ No Report 14.5

**ADJOURNMENT** 15.0

At 9:21 p.m. the meeting was adjourned. The next Board of Education meeting is scheduled for Thursday, February 16, 2012, at the Colton JUSD Student Services Center, 851 South Mt. Vernon Avenue, Colton, California.



# **EXHIBIT A: Budget Update**

# **Budget Update**

Business Services Division February 2, 2012

# FCMAT CEO at January 27, 2012 CBO Meeting

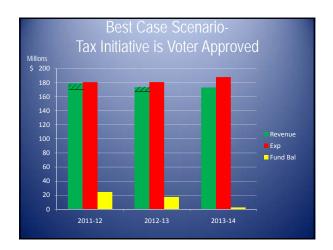
- "No two districts are alike; one size does not fit all"
   A district's financial health today is the result of past decisions.
   Districts that have been making difficult decisions in recent years are much better positioned to deal with the possibility of more budget out.
  - A strategy that works for one district may not work for another
- "Every CBO must plan for contingency and assess risk"
  - This is more important than ever because the risk that is being assessed is the risk of insolvency.
- The contingency plan for January 2013 must address, "fund balance, cash, maintaining staffing at current levels."

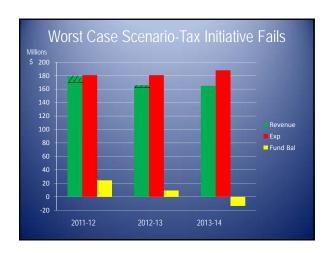
### San Bdno City USD \$ (761,554)\* Adjusted for ACE Settlement \$ 38,861,408 20,376 Redlands USD 20,321 Hesperia USD \$ 15,702,561 \$ 16,330,097 11,501 \$ (3,710,803) Morongo USD \$ 6,290,563 Yucaipa-Calimesa Jt. USD 8,187 \$ (4,236,324 8,061 \$ (1,023,360)

District	Total ADA	Amount Over/(Under) Minimum Reserve Requirement
Snowline Jt. USD	7,878	\$ 11,544,420
Alta Loma SD	6,086	\$ 2,026,296
Barstow USD	5,701	\$ 2,260,375
Central SD	4,639	\$ 2,408,276
Rim of World USD	3,907	\$ 1,295,543
Mtn. View SD	2,678	\$ (381,704)
Bear Valley USD	2,562	\$ (335,731)
Cucamonga SD	2,524	\$ 1,024,924
Silver Valley USD	2,316	\$ 4,301,333
Needles USD	861	\$ 2,644,866
Lucerne Valley USD	782	\$ 1,900,367
Helendale SD	526	\$ 485,652
Trona JUSD	256	\$ 1,317,364
Baker Valley USD	183	\$ 601,316
Oro Grande SD	142	\$ 6,129,804
Mt. Baldy JSD	131	\$ 289,884

		Projected Ending Cash Balanc
District	Total ADA	at June 30 w/o Borrowing
San Bdno City USD	48,179	\$ (10,185,201)
Fontana USD	39,235	\$ (42,098,324)
Chino Valley USD	29,341	\$ 3,810,134
Rialto USD	25,746	\$ (27,833,450)
Chaffey JUHSD	24,007	\$ 12,368,557
Colton Jt. USD	22,116	\$ (6,785,759)
Ontario-Montclair SD	21,990	\$ 26,364,191
Redlands USD	20,376	\$ (1,731,440)
Hesperia USD	20,321	\$ (22,711,757)
Etiwanda SD	12,710	\$ 9,497,247
Apple Valley USD	12,671	\$ 12,152,629
Upland USD	11,501	\$ (4,284,551)
Victor Elem. SD	10,637	\$ 2,807,583
Victor Valley UHSD	9,989	\$ (10,438,859)
Morongo USD	8,395	\$ 8,692,077
Yucaipa-Calimesa Jt. USD	8,187	\$ (4,776,890)
Adelanto	8.061	\$ (2,133,347)

District	Total ADA	Projected Ending Cash Balance at June 30 w/o Borrowing
Snowline Jt. USD	7,878	\$ 11,464,788
Alta Loma SD	6,086	\$ 103,292
Barstow USD	5,701	\$ 1,426,980
Central SD	4,639	\$ (296,820)
Rim of World USD	3,907	\$ 2,122,120
Mtn. View SD		\$ (2,047,249)
Bear Valley USD	2,562	\$ 636,092
Cucamonga SD	2,524	\$ 1,942,131
Silver Valley USD		\$ 2,310,252
Needles USD	861	\$ 2,388,578
Lucerne Valley USD	782	\$ 1,761,480
Helendale SD	526	\$ 809,640
Trona JUSD	256	\$ 2,628,685
Baker Valley USD	183	\$ 580,137
Oro Grande SD	142	\$ 2,603,232
Mt. Baldy JSD	131	\$ 217,501





# EXHIBIT B, CONSULTANTS FOR ASSEMBLY PRESENTATION

<u>Site</u>	Date(s)	<u>Time</u>	Program/Purpose	Location	Consultant(s)	<u>Cost</u>	<u>Funds</u>	Strategic Plan*
Terrace View	02/09/12 & 02/16/12	12:45 pm to 2:00 pm	Art-to-Go K-6 students will receive art lessons and study famous artists through art history.	Terrace View	Riverside Art Museum Alison Thierbach Riverside, CA	\$175	Donations	Strategy #1

# **EXHIBIT C, GIFTS**

<u>Site</u>	<u>Donor</u>	<u>Donation/Purpose</u>	Amount
Birney	Box Tops for Education	Check #00148960	\$334.30
Ž	'	For field trips and incentives	
Cooley Ranch	Cooley Ranch Kiwanis Kids Club	Cash	\$33.75
, and the second		For school safety supplies	
District Office	Schools First Federal Credit Union	Check #146303	\$20.00
Grand Terrace	Parents of GATE students	Cash	\$1,053.08
		For GATE field trips	
		Transportation-\$526.54	
		Admissions-\$526.54	
Jurupa Vista	Jurupa Vista P.T.A.	Check #1299	\$650.00
Reche Canyon	Coca-Cola Refreshments	Check #05817188	\$23.26
Reche Canyon	Coca-Cola Refreshments	Check #05892083	\$47.52
Rogers	Lifetouch National School Studios	Check #2279218	\$222.32
Ruth O Harris	Box Tops for Education	Check #00139083	\$131.30
Ruth O Harris	Coca-Cola Refreshments	Check #05929120	\$44.02
Ruth O Harris	Doris Choron	Assorted art/school supplies for ASB	\$500.00
		(construction paper, glitter, scissors, markers, glue)	
Terrace View	Parent of 6 <sup>th</sup> grade students	Cash	\$92.00
		Transportation for Medieval Times	
Wilson	Wildcats P.T.A.	Check #1254	\$480.00
		For 6 <sup>th</sup> grade field trip	
Zimmerman	Cal Poly Pomona Foundation	Check #00338220	\$2,000.00
		For admissions and transportation for 1st grade fieldtrip	

**EXHIBIT D, PERSONNEL:** 

	BIT D, PERSUNNEL:		
<u>I-A</u>	<u>Certificated – Regular Staff</u>	<u>Subject</u>	Site Site
1.	Blackard, Lindsey	Resource Specialist Special Education	(Roving)
<u>I-B</u>	Certificated – Activity/Coaching Assignments	<u>Position</u>	<u>Site</u>
	None		
<u>I-C</u>	Certificated – Hourly	<u>Position</u>	<u>Site</u>
	None		
I-D	Certificated – Substitute Teacher		
1.	Garcia, Michael		
2.	Slonim, Fatima		
<u>I-E</u>	Certificated Management	<u>Position</u>	Site
	None		•
<u>II-A</u>	<u>Classified – Regular Staff</u>	<u>Position</u>	<u>Site</u>
1.	Ramirez, Cory	Health Assistant	Jurupa Vista
2.	Soberanis, Maria M.	Special Ed Inst. Asst.	Reche Canyon
II-B	Classified – Activity/Coaching Assignments	Position	<u>Site</u>
1.	Hamilton, Anthony V.	Head JV Soccer (walk-on)	CHS
	. ,	, ,	
II-C	Classified – Hourly		
1.	De Los Santos, Ana L.	Sub Special Ed. Inst. Asst.	PPS (on call)
2.	Lopez, Vera M.	Sub Child Dev. Inst. Asst.	San Sal <i>(on call)</i>
3.	Macias II, Michael A.	AVID Tutor	CHS
4.	Perez-Luis, Yvette	Sub Special Ed, Inst. Asst.	PPS (on call)
5.	Ramirez, Yesenia A.	Sub Child Dev. Teacher	San Sal <i>(on call)</i>
6.	Salazar, Melissa M.	Sub Child Dev. Inst. Asst.	San Sal <i>(on call)</i>
7.	Salazar, Melissa M.	Sub Special Ed. Inst. Asst.	PPS (on call)
8.	Tillen, Mary H.	Sub Child Dev. Teacher	San Sal (on call)
II-D	Classified Substitute	Position	
1.	Garcia, Emily	Special Ed. Inst. Asst.	7
2.	Leon, Maria	Sub Noon Aide Noon Aide	Zimmerman
3. II-E	Villanueva, Sherri Classified – Short-Term –	Position	Grant Site
11-1	None	<u>1 0311011</u>	Jile
	INUIT		
DEO	CNIATIONS		

RE	SIGNATIONS:					
	Certificated Employee	<u>Position</u>	<u>Site</u>	Employment Date	<u>Effective</u>	
	Classified Employee	Position	<u>Site</u>	Employment Date	<u>Effective</u>	
1.	Saldana, Antonio	Special Ed. Inst. Asst.	Terrace View	09/28/2011	01/21/2012	

# EXHIBIT E, CONFERENCES:

<u>Employee</u>	<u>Title</u>	<u>Site</u>	<u>Conference</u>	<u>Date/Location</u>	<u>Funds</u>
Jennifer Jaime Brian Butler Celia Gonzales Priya Morlock MaryBeth Richardson	Director, K-8 Director, 9-12 Coordinator Curriculum Program Specialist	Ed. Services Ed. Services Staff Dev.	Digging Deeper Into the Common Core State Standards	February 7-8, 2012 Las Vegas, NV	Title 1 funds: \$7,627.75
Jerry Almendarez	Superintendent	Superintendent	Masters in Governance	February 10-11, 2012 Millbrae, CA	Supt's Office funds: \$1,420.84
Jaime R. Ayala Ernie Guillen	Asst. Supt Energy Ed. Manager	Business Office	2012 Winter Energy Education National Training Conference	February 27-28, 2012 San Antonio, TX	Energy funds: \$2,582.58
Raquel Posadas- Gonzalez	Principal	Zimmerman	The 90/90/90 Schools Summit	March 7-8, 2012 Universal City, CA	EIA/SCE funds: \$700.00 EIA/LEP funds: \$463.00
Patricia Frost Sheila Brower	Principal Asst. Principal	Crestmore	The 90/90/90 Schools Summit	March 7-8, 2012 Universal City, CA	Title I funds: \$1,928.15

Date Approved:	February	16	, 2012

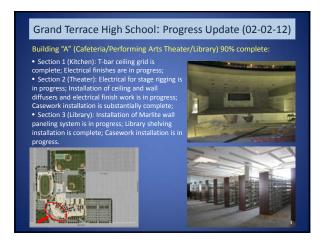
Patricia Haro, Clerk

Jerry Almendarez, Superintendent

# **EXHIBIT F: Facilities Update**









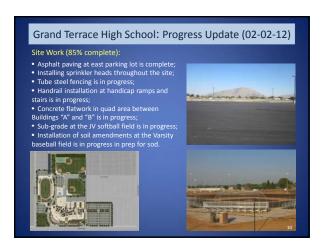














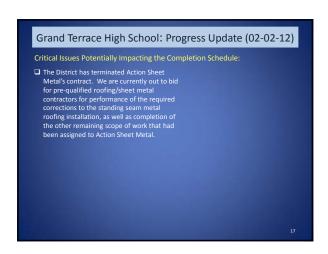














FEB

2012



# PLANNING AND DESIGN

#### Bloomington High School Cafeteria & Multi-Purpose Room

NTD Architecture is completing the construction documents and submitting them to the District for review and comment prior to submitting them to Division of the State Architect for approval. A review meeting will be scheduled for February.

#### Colton High School Cafeteria & Multi-Purpose Room

Steinberg Architects submitted their Design Development package in December. After District staff reviewed the documents, a meeting to review and comment of the package was held in late January. District approval of the package and release to proceed with construction documents is forthcoming.

# PRIORITIZATION OF QSCB-FUNDED PROJECTS

#### **Qualified School Construction Bonds (QSCB)**

The District's application to the federal QSCB program, which offers reduced interest rate financing of local school bonds, was approved in spring 2011. In June, the County Board of Supervisors approved the sale of Measure G Series C for \$11.9 million utilizing QSCB financing. The bonds were sold in July and the money will help fund QSCB projects listed in the District's application.

# CITIZENS' OVERSIGHT COMMITTEE (COC)

The next quarterly meeting is tentatively scheduled for March 2012. Meeting agendas and minutes are posted on the bond projects web site under the COC tab.

# **CALENDAR OF EVENTS**

#### Feb 2012

Feb 2 CJUSD Board Meeting @ 6:00 p.m.

Feb 16 CJUSD Board Meeting @ 6:00 p.m.

#### Mar 2012

Mar 1 CJUSD Board Meeting @ 6:00 p.m.

Mar 15 CJUSD Board Meeting @ 6:00 p.m.





Energy and learning efficient classroom interiors include acoustical ceiling tiles, sky lights and shared teacher rooms (left); A beacon to learning, the lighthouse styled entry way to library and computer labs is nearing completion. (above)

www.bondprojects.cjusd.net

# REGULAR MEETING February 16, 2012

**CONSENT ITEM** 

TO: Board of Education

**PRESENTED BY:** Jerry Almendarez, Superintendent

SUBJECT: Approval to Renew Membership in the Colton Chamber of

**Commerce (2012)** 

GOALS: Student Performance, Personnel Development, Facilities/Support

Services, Budget Planning, School Safety & Attendance, Community

Relations, & Parent Involvement

STRATEGIC PLAN: Strategy #1 – Communication Strategy #4 – Facilities

Strategy #2 – Curriculum Strategy #5 – College/Career

Strategy #3 – Decision Making Strategy #6 – Character

**BACKGROUND:** Renewal of membership in the Colton Chamber of Commerce (2012) is

submitted for consideration.

**BUDGET** 

**IMPLICATIONS:** General Fund Expenditure: \$400

**RECOMMENDATION:** That the Board renew membership in the Colton Chamber of

Commerce (2012) as presented.

# **REGULAR MEETING** February 16, 2012

**CONSENT ITEM** 

TO: Board of Education

**PRESENTED BY:** Mike Snellings, Assistant Superintendent, Educational Services Division

**SUBJECT:** Approval of Student Field Trips

**GOAL:** Improved Student Performance

**STRATEGIC PLAN:** Strategy #1 – Communication

**BACKGROUND:** See attached grid.

**BUDGET** 

**IMPLICATIONS:** General Fund Expenditure: \$24,585.02

RECOMMENDATION: That the Board approve the student field trips as listed and expend the

appropriate funds.

FIELD TRIPS: Regular Meeting February 16, 2012

<u>Site</u>	<u>Date</u>	<u>Depart</u>	Return	<u>Destination</u>	Activity/Background	<u>Grade</u>	<u>Teacher</u>	Cost	Funding	Strategic Plan*
BHS	3/2/12 to 3/4/12 (F/S/S)	1:30 am	2:30 pm	Presbyterian Conference Center Big Bear, CA (Charter provided by the Foreign Language Association- Orange County)	German Foreign Language Camp Students will participate in a total immersion German camp and use the language while engaging in a variety of activities with other German speaking students.	11-12	Patricia Pahner (9)	\$1,500	ASB \$1,400 Lottery \$100 (sub cost)	Strategy #1
BMS	3/16/12 (Fri.) (no school teacher furlough day)	8 am	9 pm	Disneyland Anaheim, CA (District transportation)	Academic Incentive AVID/ASB leadership students will participate in an academic incentive trip.	7-8	Ginger Witt Marissa Lopez-Sevilla (120) + 10	\$9,430	ASB	Strategy #1
BHS	4/15/12 to 4/16/12 (S/M)	8 am	7 pm	Market Creek Events and Venues/The Joe and Vi Jacobs Center San Diego, CA (District transportation)	11th Annual Virtual Enterprise Trade Fair Students will compete in marketing, salesmanship and creative booth design.	9-12	Elena Hernandez (40) + 2	\$4,323.02	Perkins \$2,583.72 ROP \$1,239.30 ASB \$500	Strategy #1
Grimes	5/17/12 (Thurs.)	8 am	8 pm	San Diego Zoo San Diego, CA (District transportation)	San Diego Zoo Students will observe animals in their habitat to enhance the academic science program.	6	Ilene Mino Denise Ramirez John Duran (77) + 12	\$2,472	ASB \$1,472 PTA \$1000	Strategy #1
Lewis	5/18/12 (Fri.)	7:30 am	7:00 pm	Sea World San Diego, CA (District transportation)	6th Grade End-of-the- Year Activity Students will participate in a marine environment life science field trip based on academic achievement and excellent behavior and attendance.	6	Mary Tornberg Bridget MacQueen Linda Fosberg Sandra Picazo Amanda Ramirez (115) + 10 chaparones	\$6,860.00	Tier III \$4,940 Discretionary \$1,920	Strategy #1

Strategy #1: We will establish an effective internal and external communications system to keep all partners informed about our mission, objectives, strategies, policies, successes, and strengths.

# REGULAR MEETING February 16, 2012

**CONSENT ITEM** 

TO: Board of Education

**PRESENTED BY:** Mike Snellings, Assistant Superintendent, Educational Services Division

**SUBJECT:** Approval of Consultants for Assembly Presentations

**GOAL:** Improved Student Performance

**STRATEGIC PLAN:** Strategy #1 – Communication

**BACKGROUND:** See attached grid.

**BUDGET** 

**IMPLICATIONS:** General Fund Expenditure: \$2,865

**RECOMMENDATION:** That the Board approve the consultant for assembly presentations as listed

and expend the appropriate funds.

# ASSEMBLIES/PROGRAMS: Regular Meeting February 16, 2012

Site	Date	Time	Program/Purpose	Location	Consultant(s)	Cost	Funds	Strategic Plan*
Grant	3/9/12	8:00 am 9:00 am 1:00 pm	Hispanic Heritage Month To provideK-6 students and parents with a visual and performing arts experience.	Rogers	Mariachi Zapata Rafael Ciberian San Bernardino, CA	\$1,000	PTA	Strategy #1
Smith	3/9/12	8:45 am 9:30 am	AquaSMART Live K-6 students will learn imperative water safety when they are in or around California's waterways (oceans, lakes, rivers, streams, canals, etc.). AquaSMART curriculum meets California Curriculum Standards.	Smith	California Department of Boating and Waterways Sacramento, CA	No cost	No cost	Strategy #1
Jurupa Vista	3/13/12	1:15 pm 2:10 pm	Charles Dickens' classic tale "Oliver Twist" Students in grades 1-6 will learn the tale of "Oliver Twist" through a live performance.	Jurupa Vista	The Grail Theatre of Britain Monrovia, CA	\$650	Donations	Strategy #1
Smith	4/9/12	8:45 am 9:30 am	State Testing Pep Rally Students in grades 2-6 will learn test-taking strategies.	Smith	Between Your Ears Entertainment West Hollywood, CA	\$765	Saturday School Funds	Strategy #1
Grand Terrace	4/16/12	9:30 am	The Mobile Dairy Classroom K-2 students will learn about the anatomy of a cow, what a dairy cow eats & drinks and how milk gets from the cow to the milk containers in their homes. The activity will reinforce the California Science Standards.	Grand Terrace	Dairy Council of California Irvine, CA	No cost	No cost	Strategy #1
CMS	5/4/12	8:30 am 9:35 am		CMS	Redlands Shakespeare Festival Redlands, CA	\$450	QEIA	Strategy #1

<sup>\*</sup>Strategy #1: We will establish an effective internal and external communications system to keep all partners informed about our mission, objectives, strategies, policies, successes, and strengths.

# REGULAR MEETING February 16, 2012

**CONSENT ITEM** 

TO: Board of Education

**PRESENTED BY:** Mike Snellings, Assistant Superintendent, Educational Services Division

**SUBJECT:** Approval for Slover, Bloomington and Colton High School Graduates

to Attend "Grad Nite" at Disneyland (2012)

GOAL: Improved Student Performance

STRATEGIC PLAN: Strategy #6 – Character

BACKGROUND: Slover Mountain High School - Thursday, May 24, 2012. Students and

chaperones will board the buses at approximately 1:00 p.m. on Thursday, May 24, 2012 and will return at 4:30 a.m. on Friday, May 25, 2012. There will be 4 chaperones from the Slover Mountain High School staff

attending and Disneyland security will also be provided.

<u>Bloomington High School</u> – Wednesday, May 30, 2012. Students and chaperones will board the buses at approximately 10:00 am on Wednesday, May 30 2012 and will return at 5:00 am on Thursday, May 31, 2012. There will be 20 chaperones from the Bloomington High School staff attending and Disneyland security will also be provided.

Colton High School - Thursday, May 31, 2012. Students and chaperones will board the buses at approximately 4:00 p.m. on Thursday May 31, 2012 and will return at 5:00 a.m. on Friday, June 1, 2012. There will be 20-30 chaperones from the Colton High School staff attending and Disposal and accounts will also be provided.

Disneyland security will also be provided.

Transportation arrangements will be made by the District transportation

department.

**BUDGET** 

**IMPLICATIONS:** No impact to the General Fund.

**RECOMMENDATION:** That the Board approve for Slover, Bloomington, and Colton High School

graduates to attend "Grad Nite" at Disneyland (2012).

# REGULAR MEETING February 16, 2012

# **CONSENT ITEM**

TO: Board of Education

**PRESENTED BY:** Ingrid Munsterman, Assistant Superintendent, Human Resources Division

**SUBJECT:** Approval of the Memorandum of Understanding and Agreement

(C-1003281) with Riverside County Superintendent of Schools for Participation in the RIMS-BTSA Professional Teacher Induction

**Program (2011-12)** 

**GOAL:** Personnel Development

**STRATEGIC PLAN:** Strategy #1 – Communication

BACKGROUND: The District has received an agreement with Riverside County

Superintendent of Schools for participation in the RIMS-BTSA Program for the term of July 1, 2011 to June 30, 2012. RIMS-BTSA provides new teachers with training to obtain their clear credential and assistance to support their success in the classroom. A total of 41 teachers are

participating in the Program at \$2,025 per teacher.

**BUDGET** 

**IMPLICATIONS:** General Fund Increase (restricted): \$83,025

**RECOMMENDATION:** That the Board approve the Memorandum of Understanding and

Agreement (C-1003281) with Riverside County Superintendent of Schools for participation in the RIMS-BTSA Professional Teacher Induction

Program. (2011-12)

# **REGULAR MEETING February 16, 2012**

**CONSENT ITEM** 

TO: Board of Education

PRESENTED BY: Jaime R. Ayala, Assistant Superintendent, Business Services Division

**SUBJECT:** Acceptance of Gifts

**GOAL:** Community Relations

**STRATEGIC PLAN:** Strategy #6 – Character

**BACKGROUND:** The Board may accept gifts of money or property on behalf of the

district in accordance with Board Policy #3290: Gifts, Grants and

Bequests.

**RECOMMENDATION:** That the Board accept the gifts as listed on the attached matrix.

Site	Donor	Donation/Purpose	Amount
Bloomington	Dr. Daisy B. Coyoca, D.D.S.	Check #3585	\$100.00
Middle	Sycamore Dental Practice	For GATE Club program	
Colton High	Cathedral of Praise Int'L Ministry Corp.	Check #11324 For Boys Athletic Association Basketball	\$100.00
Colton High	Rohr Will Share Charity Fund	Check #5169 For Boys Athletic Association Basketball	\$150.00
Colton High	Sandra M. Medina	Check #1171 For Boys Athletic Association Basketball	\$100.00
Colton High	Lefty's Sports Outfitters, Inc.	Check #18526 For Girls Athletic Association Softball	\$150.00
Colton High	Steven D. & Lindy L. Ward	Check #3294 For Girls Athletic Association Softball	\$150.00
Colton High	Roaring 20's Family Pizza Parlors, Inc.	Check #36108 For Girls Athletic Association Softball	\$150.00
Colton High	Ecology Auto Parts	Check #137258 For Girls Athletic Association Softball	\$500.00
Colton High	Colton Advanced Silkscreen	Check #5499 For Girls Athletic Association Softball	\$150.00
Colton High	Tony's Mexican Food	Check #3642 For Girls Athletic Association Softball	\$150.00
Colton High	Leno's Rico Taco	Check #8999 For Girls Athletic Association Softball	\$150.00
Cooley Ranch	Cooley Ranch P.T.A.	Check #2246 For field trips	\$2,022.00
Grant	Coca-Cola Refreshments	Check #05933823	\$20.00
Jurupa Vista	Jurupa Vista Elementary P.T.A.	Check #1302	\$1,000.00
Lewis	Target	Check # 2317798	\$62.01
Lewis	Lifetouch	Check #2279100	\$138.13
Sycamore Hills	Daniel Juarez & Chrystal Applegate John Christner Trucking	Two laptop computers w/case, software, & warranty	\$1,104.72
Sycamore Hills	Box Tops for Education	Check #00189352	\$475.40
Terrace View	Parents of 6 <sup>th</sup> Grade Students –Mrs. Hastings Class	Cash For Medieval Times Field Trip-Admission & Transportation	\$30.00
Terrace View	Target Field Trip Grants Program- Scholarship America	Check #576733 For 3 <sup>rd</sup> grade field trips & instructional materials	\$700.00
Terrace View	Parents	Cash For science boards	\$54.00
Wilson	Martinez and Medina Family-Emily Martinez	Jackets for Wilson Homeless Closet	\$250.00

# **REGULAR MEETING February 16, 2012**

**CONSENT ITEM** 

TO: Board of Education

**PRESENTED BY:** Jaime R. Ayala, Assistant Superintendent, Business Services Division

SUBJECT: Authorization to Piggyback the Redlands Unified School District

**Bid 10-11 for Audio Visual Equipment** 

**GOAL:** Support Services/Budget Planning

**STRATEGIC PLAN:** Strategy #1 – Communication

**BACKGROUND:** The Redlands Unified School District has awarded bid 10-11 for audio

visual equipment. With the upcoming openings of the CHS Math/Science Building, Joe Baca Middle School and Grand Terrace High School, the District needs to have in place bids with favorable pricing to supply these school sites and buildings. The piggyback bid will help the District reduce the time it takes to procure these types of items for all of the District's sites. The prices and terms of the Redlands USD are favorable and it would be in the District's best interest to "piggyback" this bid and all extensions in accordance with

Public Contract Code 20118.

**BUDGET** 

**IMPLICATIONS:** To be determined as the needs arise. To be purchased as needed from

the General Fund 01, Building Fund 21 and School Facility Fund 35.

**RECOMMENDATION:** That the Board authorize the District to piggyback the Redlands

Unified School District bid for audio visual equipment, as presented.

# REGULAR MEETING February 16, 2012

**CONSENT ITEM** 

TO: Board of Education

**PRESENTED BY:** Jaime R. Ayala, Assistant Superintendent, Business Services Division

SUBJECT: Authorization to Piggyback the Val Verde Unified School District

Bid 09/10-001 for Just-In-Time Classroom and Office Supply

System

**GOAL:** Support Services/Budget Planning

**STRATEGIC PLAN:** Strategy #1 – Communication

**BACKGROUND:** The Val Verde Unified School District has awarded a bid for a just-in-

time classroom and office supply system to Southwest School Supply. In 1996, the District implemented the "Speedy Delivery" just-in-time ordering system for classroom and office supplies. The just-in-time system allows sites to order their classroom and office supplies at a reduced cost and with a 2-3 day turn-around. With the upcoming openings of the CHS Math/Science Building, Joe Baca Middle School and Grand Terrace High School, the District needs to have in place bids with favorable pricing to supply these school sites and buildings. The piggyback bid will help the District reduce the time it takes to procure these types of items for all of the District's sites. The prices and terms of the Val Verde USD bid are favorable and it would be in the District's best interest to "piggyback" this bid and all extensions in

accordance with Public Contract Code 20118.

BUDGET

**IMPLICATIONS:** To be determined as the needs arise. To be purchased as needed from

the General Fund 01 and other funds as required.

**RECOMMENDATION:** That the Board authorize the District to piggyback the Val Verde

Unified School District Bid 09/10-001 for just-in-time classroom and

office supply system, as presented.

### **REGULAR MEETING** February 16, 2012

**ACTION ITEM** TO: **Board of Education** PRESENTED BY: Ingrid Munsterman, Assistant Superintendent, Human Resources Division **SUBJECT: Approval of Personnel Employment and Resignations GOAL:** Human Resources Development **STRATEGIC PLAN:** Strategy #1 – Communication **BACKGROUND:** Administrative Regulations AR 4112 and 4212 Appointment and Conditions of Employment states: Upon recommendation of the Superintendent, the Governing Board shall approve the appointment of all certificated (AR 4112) and classified (AR 4212) employees.

Listed below are the recommendations for personnel employment along with their respective positions and sites. Employment: I-A Certificated – Regular Staff 1. Brown, Erica Elementary Teacher (temporary) Lincoln 2. Rivas, Elodia Elementary Teacher (temporary) Lincoln **I-B Certificated – Activity/Coaching Assignments** ~ None **I-C** Certificated – Hourly ~ None **I-D** Certificated – Substitute Teachers 1. Alcantara-Rojas, Javier 9. Lopez, Evelyn 2. Alvarez, Michelle 10. O'Brien, Kirsten 3. Carranza, Marlyn 11. Perry, Denise 4. Carrillo, Anthony 12. Richards, Nancy 5. Caudillo, Manuel 13. Sanchez, Emma 6. Flexen, Sarah 14. Stottlemyer, Sarah 7. Gomez, Angela 15. Watson, Scott 8. Good, Michael I-E Certificated Management ~ None II-A Classified - Regular Staff Smith 1. Corrales, Jose F. Special Ed. Inst. Asst. **II-B Classified – Activity/Coaching Assignments** 1. Gonzalez, Carlos Head JV Basketball (walk-on) BHS **II-C** Classified – Hourly 1. Fuentes, Gisselle C. **CMS AVID Tutor** PPS (on call) San Sal (on call) 2. Galvez, Marisa C. Sub Special Ed. Inst. Asst. 3. Miranda, Judy I. Sub Child Dev. Inst. Asst. Sub Special Ed. Inst. Asst. 4. Perez, Elizabeth PPS (on call) Sub Child Dev. Inst. Asst. 5. Ramirez, Yadira San Sal (on call) **II-D** Classified – Substitute ~ None Resignations: I Certificated **Position Site Employment Date Effective Date** 1. Demele, Alice Home Econ. Tchr. BHS 6/2/12 9/7/88 NJROTC Instructor 6/2/12 2. Porter, Joe CHS 8/16/01 **BHS** 2/2/12 3. Villegas, Francisco Teacher 9/18/00 **II** Classified 2/4/12 1. Baena, Tiffany Health Assistant Lincoln 5/17/10 12/1/99 Special Ed. Inst. Asst. Washington 1/31/12 2. Bryant, Lesa 3. Góodloe, Laura DIS Tutor San Salvador 9/1/95 2/11/12 **RECOMMENDATION:** That the Board approve personnel employment and resignations as presented. **ACTION:** motion of Board Member On and

recommendation as presented.

the

above

approved

the

Board

# REGULAR MEETING February 16, 2012

Board

approved

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<b>ACTION ITEM</b>	A	CT	Oľ	N	<b>ITEM</b>
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**Board of Education** TO: Ingrid Munsterman, Assistant Superintendent, Human Resources Division PRESENTED BY: **SUBJECT: Approval of Conference Attendance GOAL: Human Resources Development STRATEGIC PLAN:** Strategy #1 – Communication College Board Western Regional Brian Butler - Educational Services Forum 2012 February 26-27, 2012 Las Vegas, NV Tier III funds: \$543.75 Director, 9-12 BUDGET **IMPLICATIONS:** Tier III Fund expenditure: \$543.75 That the Board approve conference attendance as presented. **RECOMMENDATION: ACTION:** On motion of **Board** Member and

recommendation as presented.

# REGULAR MEETING February 16, 2012

# **ACTION ITEM**

TO:	Board of Education	
PRESENTED BY:	Ingrid Munsterman, Assistant Superintendent, Human Resources Division	
SUBJECT:	Approval of Resolution No. 12-30 to Non-Reelect Temporary Certificated Employees	
GOAL:	Personnel Development	
STRATEGIC PLAN:	Strategy #1 – Communication	
BACKGROUND:	Pursuant to Education Code 44954(b), the Board may release a substitute and/or temporary certificated employee if the employee is notified before the end of the school year of the District's decision not to reelect the employee for the next succeeding school year (2012-2013).	
BUDGET IMPLICATIONS:	No impact on the General Fund	
RECOMMENDATION:	That the Board approve and adopt the resolution to non-reelect temporary certificated employees.	
ACTION:	On motion of Board Member and, the Board approved the above	
	recommendation.	

# BOARD OF EDUCATION OF THE COLTON JOINT UNIFIED SCHOOL DISTRICT

# **RESOLUTION NO. 12-30**

# RESOLUTION TO NON-REELECT TEMPORARY CERTIFICATED EMPLOYEES

WHEREAS, pursuant to Education Code section 44954(b), the Board may release a substitute and/or temporary certificated employee if the employee is notified before the end of the school year of the District's decision not to reelect the employee for the next succeeding school year; and

WHEREAS, the following employees have been employed by this District in positions requiring certification qualifications:

EMPLOYEE NUMBER	POSITION
9425	Elementary Teacher
8409	Elementary Teacher
8819	Elementary Teacher
7913	Elementary Teacher
6648	Elementary Teacher
1701	Elementary Teacher
2806	Elementary Teacher
8933	Elementary Teacher
8295	Elementary Leacher
8091	Elementary Teacher
9389	Elementary Teacher Elementary Teacher Elementary Teacher
6948	Elementary Teacher
8299	Elementary Teacher
8297	Elementary Teacher
7131	Elementary Teacher
6429	Elementary Teacher
6472	Elementary Teacher
9043	Science Teacher
9356	English Teacher
8472	Elementary Teacher
8213	Elementary Teacher
5794	English Teacher
5237	Counselor, MS
7718	Elementary Teacher
8798	English Teacher
9134	English/ELD Teacher
8580	Elementary Teacher
7972	Elementary Teacher
9469	ELD Teacher
490	Elementary Teacher
9387	SDC/SH Teacher (Pre-K)
7751	Elementary Teacher
9185	Elementary Teacher
8860	Elementary Teacher
7999	Elementary Teacher
3422	Elementary Teacher
7713	Elementary Teacher

WHEREAS, it is this Board's intent to release and not reelect the above-referenced employees for the subsequent school year, 2012-2013, pursuant to Education Code section 44954(b); and

WHEREAS, the decision to non-reelect the above-named employees is made on an individualized basis.

# NOW, THEREFORE, BE IT RESOLVED, as follows:

- That the Board has determined that it is necessary at this time to send notice to each of the individual employees indicated above that he/she/they will not be reelected for the subsequent school year for the reason set forth above, and as further supported by documents possessed by the District; and
- That the Superintendent, or designee, is directed to issue to each individual employee above the notices described in Section 44954(b) that he/she/they will not be reemployed for the 2012-2013 school year; and
- That the Superintendent, or designee, is authorized to take such further and additional actions as are necessary and appropriate to accomplish the purposes of this Resolution.

The foregoing Resolution was adopted by the Governing Board of the Colton Joint Unified School District on the 16th day of February, 2012, by the following vote:

AYES:	
NOES:	
ABSTENTIONS:	
	Robert D. Armenta Jr., President Governing Board of the Colton Joint Unified School District
	ng Board of the Colton Joint Unified School District, do certify that the stroduced, passed, and adopted by the Governing Board at its meeting .
	Patricia Haro, Clerk
	Governing Board of the Colton Joint Unified School District

REGULAR MEETING February 16, 2012

**ACTION ITEM** 

TO: **Board of Education** PRESENTED BY: Ingrid Munsterman, Assistant Superintendent, Human Resources Division **SUBJECT:** Declaration and Employment of Day-to-Day Substitutes Utilizing the Basic Skills Requirement (BSR) Variable Term Waiver Option for the 2011-12 School Year **GOAL:** Personnel Development STRATEGIC PLAN: Strategy #1 - Communication **BACKGROUND:** In order to meet substitute teacher needs, the District may need to employ substitute teachers who have not had the opportunity to meet the Basic Skills Requirement utilizing the Basic Skills Requirement Waiver option for the 2011-12 school year. The substitute teacher must take and pass the California Basic Educational Skills Test (CBEST) during the valid term of the Waiver. The Waiver is valid for one year. Title 5 regulations require that the governing board declare that the District has been unable to recruit enough day-to-day substitute teachers who have had an opportunity to meet the Basic Skills Requirement. **BUDGET IMPLICATIONS:** No impact to the General Fund **RECOMMENDATION:** That the Board approve the declaration and employment of day-to-day substitute teachers under the Basic Skills Requirement Waiver option during the 2011-2012 school year. **ACTION:** On motion of Board Member and Board the approved the recommendation as presented.

## REGULAR MEETING February 16, 2012

### **ACTION ITEM**

TO: Board of Education

**PRESENTED BY:** Jaime R. Ayala, Assistant Superintendent, Business Services Division

SUBJECT: Approval of Purchase Orders

**GOAL:** Student Performance / Personnel Development

**STRATEGIC PLAN:** Strategy #1 – Communication

**BACKGROUND:** Purchase orders in excess of \$10,000 are presented to the Board of

Education for approval.

**BUDGET** 

**IMPLICATIONS:** General Fund 01 Expenditures: \$87,047.10 Total Expenditures:

\$87,047.10

**RECOMMENDATION:** That the Board approve Purchase Orders in excess of \$10,000 for a

total of \$87,047.10

ACTION: On motion of Board Member \_\_\_\_\_ and \_\_\_\_,

the Board approved purchase orders as recommended.

<u>P.O.</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>RESOURCE</u>	RESOURCE DESCRIPTION	<u>AMOUNT</u>
022461	USPS-Hasler	Postage	0000	Revenue Limit – Unrestricted	\$40,000.00
	Postage for postage meter	er			
022493	Liberty Paper	Office Supp/Print Shop	0000	Revenue Limit – Unrestricted	\$23,514.50
	Paper for print shop				
022652	Liberty Paper	Inventory/ Purchasing	0000	Revenue Limit - Unrestricted	\$23,532.60
	Paper for warehouse		•		
TOTAL	-				\$87,047.10

## REGULAR MEETING February 16, 2012

## **ACTION ITEM**

TO:	Board of Education			
PRESENTED BY:	Jaime R. Ayala, Assistant Superintendent, Business Services Division			
SUBJECT:	Adoption of Resolution No. 12-36 to Authorize Temporary Borrowing Between Funds of the District (2012-13)			
GOAL:	Budget Planning			
STRATEGIC PLAN:	Strategy #1 - Communication			
BACKGROUND:	The 2011-12 State Budget Act included \$6.6 billion in <u>intrayear</u> deferrals and \$9.43 billion in <u>interyear</u> deferrals from 2011-12 to 2012-13, bringing total apportionment deferrals to school districts to more than \$9 billion.			
	The impact of apportionment deferrals coupled with lack of sufficient budget reductions has forced the District to having to borrow cash to meet daily operating expenses.			
	The County of San Bernardino Treasurer does not have the authority to pay warrants on school district funds with insufficient cash balances, unless an approved borrowing agreement is in place. Resolution No. 12-36 allows the County of San Bernardino Treasurer to perform intradistrict loans between funds as specified during 2012-13 to ensure sufficient funds are available in the General Fund cash balance for processing warrants.			
BUDGET IMPLICATIONS:	Funds are borrowed through inter-fund transfer within District fund and must be paid back with interest in the <u>same</u> fiscal year. If the funds are borrowed within the final 120 calendar days of a fiscal year they may be repaid during the <u>following</u> fiscal year.			
RECOMMENDATION:	That the Board adopt Resolution No. 12-36 to authorize temporary borrowing between funds of the District (2012-13).			
ACTION:	On motion of Board Member and, the Board adopted Resolution No. 12-36 to authorize temporary borrowing between funds of the District (2012-13).			

### COLTON JOINT UNIFIED SCHOOL DISTRICT

### RESOLUTION NO. 12-36

## RESOLUTION TO AUTHORIZE TEMPORARY BORROWING BETWEEN FUNDS OF THE SCHOOL DISTRICT

ON MOTION of Member,	seconded	by	Member
, the following resolution is hereby adopte	d:		
WHEREAC 4. C. D. D. J. C. C. T. T.	1		.41:4 4 -
WHEREAS, the San Bernardino County Treasurer			•
honor warrants drawn on school district funds with insufj	ficient cash	balan	ces in the
absence of an approved borrowing arrangement with the dist	trict; and		

WHEREAS, the governing board of any school district may direct that moneys held in any fund or account may be temporarily transferred to another fund or account of the district for payment of obligations as authorized by Education Code Section 42603; and

WHEREAS, actual interfund transfers shall be accounted for as temporary loans between funds and shall not be available for appropriation or be considered income to the borrowing fund or account; and

WHEREAS, amounts transferred shall be repaid either in the same fiscal year, or in the following fiscal year if the transfer takes place within the final 120 calendar days of a fiscal year;

### *NOW THEREFORE, BE IT RESOLVED that:*

1. The Governing Board of the Colton Joint Unified School District hereby authorizes, for fiscal year 2012-13, temporary transfers between the following funds and authorizes the San Bernardino County Treasurer to honor warrants drawn on those funds, regardless of their cash balances, provided the aggregate cash balance of all those funds is positive:

### All funds, except Bond Fund 21

2. The Governing Board of the Colton Joint Unified School District hereby authorizes the Superintendent or his designee to approve any actual interfund transfers processed between the above-mentioned funds and requires that any actual transfer of funds pursuant to this resolution be ratified by the Board as soon as practicable.

PASSED AND ADOPTED following vote:	D by the	Governing	Board of	on February	16,	2012,	by the
AYES:							
NOES:							
ABSENT:							
STATE OF CALIFORNIA	)						
	) ss						
COUNTY OF SAN BERNA	RDINO	)					
I, , Clerk/Secretary of the full, true, and correct contract regularly called and condu	py of a	resolution p	passed an	nd adopted l		_	-
WITNESSED my hand this	16 day oj	f February 2	2012.				
-			Clerk/Se	ecretary of th	e Gov	verning	g Board

## San Bernardino County Superintendent of Schools District Financial Services

## CERTIFICATION OF BOARD MINUTES-TEMPORARY LOAN RESOLUTION

SCHOOL DISTRICT:	Colton Joint Unilled		
SUBJECT MATTER:	AUTHORIZATION FOR TEMPORARY BORROWING BETWEEN FUNDS		
DATE OF ACTION:	2/16/2012		
GOVERNING BOAR		CODES FOR THE STATE OF CATELOCT/COMMUNITY COLLEGE DISCOVE	
TEMPORARY BORRO BETWEEN THE FOLI FUNDS:			
FISCAL YEAR:	2012-13		
LIMITATIONS:	None		
AUTHORITY: X	EDUCATION CODE	SECTION: <u>42603</u>	
	GOVERNMENT CODE	SECTION:	
	OTHER	SECTION:	
SUPPORTIVE DATA: COPY OF BOARD RESOLUTION			
I CERTIFY, UNDER PENALTY OF PERJURY, THE FOREGOING STATEMENTS TO BE TRUE AND CORRECT.			
	Su	perintendent	2/16/2012
SIGNATURE: GOVER	RNING BOARD DESIGNEE	TITLE	DATE

## **REGULAR MEETING February 16, 2012**

### **ACTION ITEM**

TO: Board of Education
------------------------

**PRESENTED BY:** Jaime R. Ayala, Assistant Superintendent, Business Services Division

SUBJECT: Adoption of Resolution No. 12-25 Approving an Addendum to the

Grand Terrace Educational Facility Final EIR and Approving

**Substitute Mitigation for Mitigation Measure 5.7-8** 

GOAL: Facilities / Support Services

STRATEGIC PLAN: Strategy #4 – Facilities

BACKGROUND: The Board approved Final Grand Terrace Educational Facility

Environmental Impact Report on November 17, 2005, which required Union Pacific Railroad to make permanent improvements to the railroad crossing on Main Street. Since then, Union Pacific has decided to abandon the tracks, rendering permanent improvements unnecessary. The tracks will be abandoned after the August 2012 opening of Grand Terrace High School, so short-term solutions have been proposed. Proposed solutions include the construction of a temporary crossing surface, "Stop and Proceed Order" for trains using the crossing, and district staff at the crossing during peek arrival and departure school times and during school hours when train operation is scheduled.

Staff and legal counsel have reviewed this request and per Education Code 17556 et. seq., the following process has been followed:

- Post copies of Addendum in three places within the District not less than ten days prior to the public hearing. The Addendum was posted at the CJUSD Board Room, District office, and San Bernardino County Public Library in Grand Terrace, on January 27, 2012.
- Publish a Notice of Public Hearing in a newspaper of general circulation not less than five days prior to the public hearing. Notice was published in The Sun newspaper on January 27, 2012
- Have the public hearing at the next regularly scheduled Board meeting on February 16, 2012.

**BUDGET** 

**IMPLICATIONS:** No Impact to Bond Fund 21 – Measure G

**RECOMMENDATION:** That the Board adopt Resolution No. 12-25 approving an Addendum to

the Grand Terrace Educational Facility Final EIR and approving

substitute mitigation for Mitigation Measure 5.7-8.

ACTION: On motion of Board Member \_\_\_\_\_ and \_\_\_\_\_,

the Board adopted the resolution, as presented.

#### **RESOLUTION NO. 12-25**

A RESOLUTION OF THE COLTON JOINT UNIFIED SCHOOL DISTRICT APPROVING AN ADDENDUM TO THE GRAND TERRACE EDUCATIONAL FACILITY FINAL EIR AND APPROVING SUBSTITUTE MITIGATION FOR MITIGATION MEASURE 5.7-8

**WHEREAS,** Grand Terrace High School is currently under construction and slated for opening for 9<sup>th</sup>, 10<sup>th</sup> and 11<sup>th</sup> grade students in August 2012;

**WHEREAS,** Grand Terrace High school is located on 55 acres located north of Main Street, east of Taylor Street and south of the Southern California Edison easement;

**WHEREAS,** the Colton Joint Unified School District certified the Final EIR for the Grand Terrace Educational Facility on November 17, 2005;

**WHEREAS,** the Union Pacific Rail Road Riverside Industrial Lead (RIL) tracks are located adjacent to west side of the campus;

**WHEREAS,** the District prepared a Rail Risk Study, which concluded that the single major risk was the potential for a vehicle-bicyclist-pedestrian collision with a train at the RIL/Main Street crossing;

**WHEREAS**, the District adopted Mitigation Measure 5.7-8, which required permanent improvements to the RIL/Main Street crossing, including crossing gates, flashing lights and bells and raised median to discourage motorists from driving around lowered gates and a paved sidewalk;

**WHEREAS,** UPRR's proposed abandonment of the RIL renders the permanent improvements to the RIL/Main Street crossing unnecessary;

WHEREAS, the process to abandon these tracks will extend beyond the opening of the high school in August 2012, thereby creating the need for a short-term solution for the RIL/Main Street Crossing;

**WHEREAS**, the District, UPRR, the California Public Utilities Commission, the County of Riverside and the City of Grand Terrace have all agreed that alternative operational measures are available to provide protection equal to Mitigation Measure 5.7-8;

**WHEREAS,** the District reviewed the substitute mitigation and determined to prepare an Addendum to the Final EIR because:

- (1) No substantial changes are proposed in the project that require major revision of the previous EIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects;
- (2) No substantial changes have occurred with respect to the circumstances under which the project is undertaken that require major revision of the previous EIR due to the involvement of new significant environmental increase in the severity of previously identified significant effects;
- (3) There is no new information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the previous EIR was certified as complete, shows that the proposed modification to Mitigation Measure 5.7-8 will: A) have one or more significant effects not discussed in the previous EIR; B) significant effects previously examined will be substantially more severe than shown in the previous EIR; C) mitigation measures or alternatives previously found not to be feasible would in fact be feasible, and would substantially reduce one or more significant effects of the project, and the Proponent declines to adopt the mitigation measure or alternative; D) mitigation measures or alternatives that are considerably different from those analyzed in the previous EIR would substantially reduce one or more significant effects on the environment, and the Proponent declines to adopt the mitigation measure or alternative.

**WHEREAS,** the Board of Education held a duly noticed public hearing on February 16, 2012 for the purposes of considering the Addendum and substitute mitigation measure.

**NOW, THEREFORE,** the Colton Joint Unified School District does hereby resolve as follows:

- The Addendum has been completed in compliance with CEQA, the State and the District's CEQA Guidelines.
- 2. The Addendum and Final EIR have been presented to the Board of Education and the Board has reviewed and considered the information in the Addendum and Final EIR before taking action of the proposed substitution of Mitigation Measure 5.7-8.
- 3. Together, the Final EIR and Addendum adequately analyze the potential effects of the Grand Terrace Educational Facility and proposed modification to Mitigation Measure 5.7-8. The Addendum does not raise important new issues about the significant effects on the environment, but clarifies, refines and makes minor modifications to the Final EIR as it pertains to the Grand Terrace Educational Facility.
- 4. The Addendum and Final EIR reflects the independent judgment of the Board of Education.
- 5. The Board of Education hereby adopts the Addendum to Grand Terrace Educational Facility Final EIR.

meeting held on February 16, 2012, by the following	ing vote:
AYES:	
NOES:	
ABSENT:	
ABSTAIN:	
certify that the foregoing is a full, true and corn	Jerry Almendarez Secretary of the Board of Education

PASSED AND ADOPTED by the Board of Education of the Colton Joint Unified School District at a regular

**ADDENDUM** 

**GRAND TERRACE** 

**EDUCATIONAL** 

**FACILITY** 

**ENVIRONMENTAL** 

**IMPACT REPORT** 



prepared for:

COLTON JOINT UNIFIED SCHOOL DISTRICT

Colton Joint Unified School District 851 South Mt. Vernon Avenue Colton, CA 92324-1798 Tel: 909.580.6640

Contact:
Darryl Taylor, Director,
Facilities Planning &
Construction

prepared by:

THE PLANNING CENTER

1580 Metro Drive Costa Mesa, CA 92626

Tel: 714.966.9220 • Fax: 714.966.9221 E-mail: costamesa@planningcenter.com Website: www.planningcenter.com Contact: Dwayne Mears, AICP Principal, School Facilities Planning

CJU-05.0E

**JANUARY 2012** 

### 1. INTRODUCTION

On December 8, 2005, the Colton Joint Unified School District certified an EIR for the construction and operation of Grand Terrace High School and adjunct educational facility. The proposed project site is on the north side of Main Street, between Taylor Street to the west and Michigan Avenue.

Construction of the high school is ongoing and will open for 9th, 10th and 11th grade students in August 2012.

The location of two railroad tracks within 1,500 feet of the campus prompted the preparation of a railroad risk analysis. The risk analysis concluded that the single major risk was associated with the Union Pacific Rail Road (UPRR) Riverside Industrial Lead (RIL) train movements was the potential for a vehicle-bicyclist-pedestrian collision. Despite the train's slow speeds, the poor quality of the crossing at Main Street requires upgrading due to the increased traffic, and possible inattention and speeding of younger drivers. The crossing is currently equipped with mast-mounted flashing lights and bells. The EIR determined that the crossing protection at Main Street required improved crossing gates and a raised center median. The following mitigation measure was adopted as part of the EIR:

5.7-8 Prior to the commencement of school operations on the proposed project site, the District shall coordinate with the Union Pacific Railroad and the Public Utilities Commission to improve the RIL crossing at Main Street with Crossing Gates, mast-mounted flashing lights and bells, a raised center median to discourage motorists from driving around lowered gates, and a paved sidewalk across the railroad tracks. (Originally numbered 5.7-7 in the Draft EIR, this mitigation measure was renumbered 5.7-8 in the Final EIR).



In anticipation of implementing the above rail crossing improvements, a diagnostic meeting was held between representatives of Colton Unified School District, UPRR, CPUC and Riverside County. Prior to the meeting it was discovered that UPRR planned to seek State Transportation Board (STB) approval for the abandonment of the section of RIL adjacent to the school. UPRR's abandonment will require the following steps:

- 1. Abandonment approved by STB;
- 2. BNSF and UP execute a haulage/trackage rights agreement to provide BNSF service to the remaining customers;
- 3. BNSF /RCTC construct a connection at Marlborough Avenue to provide BNSF access to the lower end of the branch to serve the customers located thereon.

The ultimate abandonment of the RIL will make the improvements required under Mitigation Measure 5.7-8 unnecessary. However, the high school will open in August 2012 before this process can be completed. The proposed solution is to construct a temporary crossing surface at the tracks and implement operational changes, including a "Stop and Proceed Order" for trains that traverse this crossing, and a uniformed crossing guard during peak arrival and departure times and during school hours when train operation is scheduled.

This Addendum has been prepared to determine if the proposed substitute mitigation provides equal mitigation to the original mitigation measure.

### 2. ADDENDUM

This Addendum has been prepared in accordance with the California Environmental Quality Act (CEQA), as amended, to evaluate the potential environmental impacts of the proposed changes. In circumstances where an Environmental Impact Report has been prepared, no Subsequent EIR or Supplemental EIR shall be required by the Lead Agency unless one or more of the following occurs:

- "(a) Substantial changes are proposed in the project which will require major revisions of the environmental impact report.
- (b) Substantial changes occur with respect to the circumstances under which the project is being undertaken which will require major revision in the environmental impact report.
- (c) New information, which was not known and could not have been known at the time the environmental impact report was certified as complete, becomes available." (CEQA Statute section 21166)"

This Addendum to the previously certified Final EIR has been prepared since the project modifications do not trigger the need for further environmental analysis in a Subsequent or Supplemental EIR under the requirements of CEQA and CEQA Guidelines. See CEQA Guidelines Sections 15164 and 15167.

### 2.1 PURPOSE OF AN ADDENDUM

Under CEQA, when an EIR has been certified for a project, no Subsequent EIR may be required for that project unless the lead agency determines, based upon substantial evidence, that one or more specified circumstances has occurred. Only if one or more of the following circumstances arises is a Subsequent EIR required:



- "(1) Substantial changes are proposed in the project which will require major revision of the previous EIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects;
- (2) Substantial changes occur with respect to the circumstances under which the project is undertaken which will require major revision of the previous EIR due to the involvement of new significant environmental increase in the severity of previously identified significant effects; or
- (3) New information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the previous EIR was certified as complete, shows any of the following:
  - (A) The project will have one or more significant effects not discussed in the previous EIR;
  - (B) Significant effects previously examined will be substantially more sever than shown in the previous EIR;
  - (C) Mitigation measures or alternatives previously found not to be feasible would in fact be feasible, and would substantially reduce one or more significant effects of the

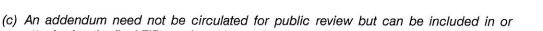
project, but the project proponents decline to adopt the mitigation measure or alternative; or

(D) Mitigation measures or alternatives which are considerably different from those analyzed in the previous EIR would substantially reduce one or more significant effects on the environment, but the project proponents decline to adopt the mitigation measure or alternative."

CEQA Guidelines Section 15162(a)

A Supplement to an EIR ("Supplemental EIR"), which is narrower in scope than a Subsequent EIR, may be prepared if any of the above criteria apply, but "[o]nly minor changes or additions would be necessary to make the previous EIR adequately apply to the project in the changed situation." [CEQA Guidelines Section 15163(a)] In the absence of the need to prepare either a Subsequent or Supplemental EIR, an Addendum may be prepared. See CEQA Guidelines Section 15164(a). Section 15164 states:

- (a) The lead agency or a responsible agency shall prepare an addendum to a previously certified EIR if some changes or additions are necessary but none of the conditions described in Section 15162 calling for preparation of a subsequent EIR have occurred.
- (b) An addendum to an adopted negative declaration may be prepared if only minor technical changes or additions are necessary or none of the conditions described in Section 15162 calling for the preparation of a subsequent EIR or negative declaration have occurred.



(d) The decision making body shall consider the addendum with the final EIR or adopted negative declaration prior to making a decision on the project.

attached to the final EIR or adopted negative declaration.

(e) A brief explanation of the decision not to prepare a subsequent EIR pursuant to Section 15162 should be included in an addendum to an EIR, the lead agency's findings on the project, or elsewhere in the record. The explanation must be supported by substantial evidence.

### CEQA Guidelines Section 15164

This Addendum to the previously certified Final EIR has been prepared because the evaluation of the proposed modifications does not give rise to any of the circumstances requiring a Subsequent or Supplemental EIR. As shown in this Addendum, although the proposed modifications involve a substitute mitigation measure, such mitigation provides equal mitigation and preparation of a Subsequent or Supplemental EIR is not required under the criteria listed in Sections 15162(a) and 15163(a). No substantial changes are proposed in the approved project or have occurred that will require major revisions to the previously certified Final EIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects.



Additionally, no substantial changes in circumstances under Section 15162(a)(2) have occurred since the certification of the EIR for the approved project that would implicate new significant impacts or substantially increase the severity of significant impacts previously identified, since certification of the EIR, and the background environmental conditions have not significantly changed since that time. The District has received no information indicating there has been a substantial change in any circumstances that would result in a new or substantially greater significant impact.

In addition, no new information, which was not known and could not have been known at the time of EIR preparation, has been revealed that shows new or substantially greater significant impacts will result. See CEQA Guidelines Section 15162(a)(3). In addition, there are no new or different Mitigation Measures or Alternatives that would substantially reduce one or more significant impacts of the approved project but that are not adopted. The proposed modifications do not identify or require adoption of any further Mitigation Measures or Alternatives beyond those provided in the certified Final EIR for the approved project, since additional Mitigation Measures are either not necessary or not feasible, and the Alternatives analyzed in the EIR represent a reasonable range as requested by CEQA. See CEQA Guidelines Section 15162(a)(3). The Addendum relies on the certified Final EIR and the related administrative record, in addition to the additional documentation that has been prepared to support the Addendum.

As this Addendum does not identify new or substantially greater significant impacts, circulation for public review and comment is not necessary. See CEQA Guidelines Section 15164(c). However, the District will consider and adopt or reject this Addendum at a public meeting prior to the approval of the proposed modifications to Mitigation Measure 5.7-8. See CEQA Guidelines Section 15164(d). The findings of the District in its resolution of adoption of this Addendum, if adopted, will reflect this Addendum which provides the basis and substantial evidence for the decision not to prepare a Subsequent or Supplemental EIR. See CEQA Guidelines Section 15164(e).



### 3. RIVERSIDE INDUSTRIAL LEAD (RIL) OF THE UNION PACIFIC RAILROAD (UPRR)

The following text comes from pages 5-104 and 5-105 of the Grand Terrace Educational Facility Draft EIR:

The RIL easement borders the western property line of the Grand Terrace Educational Facility. The RIL is a short industrial track consisting of primarily jointed rail. Trains operate on the RIL at speeds no greater than 10 miles per hour. Currently, an average of two trains operates on the RIL per weekday. No through trains or passenger services use these tracks. Three RIL at-grade crossings exist within 1,500 feet of the Grand Terrace Educational Facility, including those at Pico Street, Main Street, and Center Street. The proposed project entails vacation of Pico Street, and the subsequent closure of the Pico at-grade crossing. The Pico Street crossing contains a single crossbuck warning device on either side of Pico Street. No other warning device would be activated at the passage of a train. The crossing at Main Street includes mast-mounted flashing lights and bells that activate at the approach of trains. The crossing at Center Street is well maintained with a raised center median and mast-mounted flashing lights and bells.

Main Street borders the high school site on the south, and is a two-lane crossing at the RIL. There are no sidewalks and no raised center median. An asphalt crossing exists at the tracks. While there are no crossing gates, there are mast-mounted flashing lights and bells that are activated at the approach of a train. Main Street would be the dominant point of entry into the high school for both students and faculty. Most, if not all, students

would arrive westbound on Main Street and would not need to cross the UPRR easement. The students reside in San Bernardino County and, since Riverside County borders the site at Main Street, no students would travel to the site from that direction. Faculty could arrive from either direction, depending upon the county of residence, and thus might have to cross the railroad tracks to reach the parking lot at the high school.

Center Street is approximately 1,000 feet south of the proposed school site. At its crossing with the RIL it is a fully improved four-lane roadway. There is a raised center median separating the four lanes of traffic. Paved sidewalks flank either side of the roadway and there are four crossing gates protecting this crossing, two on either side of the raised median. There are mast-mounted flashing lights and bells on each crossing apparatus. FRA accident records were reviewed for this crossing. There are two recorded accidents at this crossing, one in 1989 and one in 1990. Neither accident resulted in injury or death; both were apparently caused by motorists not stopping at the crossing. In both instances the trains involved were operating at less than 5 mph. At the time of the two crossing accidents, the level of warning device was likely similar to that which currently exists on Main Street. The Center Street crossing was upgraded to its present condition in early 2001, and is very well improved.

The operation of trains along the RIL pose no risks directly associated with the train itself. There are only two trains on a typical weekday. These trains do not appear to transport any hazardous materials. The principal commodities are lumber and material from a recycling station. The trains themselves operate at speeds no greater than 10 mph. Thus, were there a derailment, it is not likely that any cars would fall outside of the right of way, and since the train transports no hazardous materials, there would also be no release of hazardous materials. The single major risk associated with RIL train movements is the potential for a vehicle-bicyclist-pedestrian collision with a train. Despite the train's slow speeds, the poor quality of the crossing at Main Street must be upgraded if the proposed project is implemented. With the development of a high school at this location, the traffic would increase significantly and change in character, with the possibility of greater speeding by younger drivers. Warning devices would be particularly important. As previously noted, the crossing is currently equipped with mastmounted flashing lights and bells. The level of crossing protection at Main Street should be improved to include crossing gates and a raised center median, similar to what has been provided on Center Street. No improvements are required at Center Street.

### 2

PROPOSED MODIFICATIONS

The interested parties -- the District, UPRR, CPUC, City of Grand Terrace and Riverside County -- have agreed that the track crossing improvements specified in Mitigation Measure 5.7-8 are no longer needed and equal mitigation can be provided through operational means. These operational methods are temporary and will cease upon acceptance of the abandonment of the RIL.

Improvements to Main Street are scheduled to begin in January 2012. The improvements include an ADA-compliant sidewalk on the north side of Main Street along the campus boundary and extending to the RIL tracks. Because of the planned abandonment of the RIL and ultimate removal of the tracks, the walkway across the tracks connecting to Taylor Street will be constructed of light duty road crossing asphalt with rubber seal. The other improvements provided in Mitigation Measure 5.7-8 (crossing gates, mast-mounted flashing lights and bells and center median) will not be constructed.



In place of the permanent crossing improvements, the following substitute mitigation measure will be implemented:

5.7-8 During the interim period (when the high school is open but prior to the abandonment of the RIL), the District shall use crossing guards during peak school arrival and departure times and during the school day when notified by UPRR that a train is scheduled. If the school crossing guards are eliminated due to budget cuts, the school will assign other personnel, such as the school security guard for this duty. And,

With approval of the CPUC, the UPRR shall implement a "Stop and Proceed" order whereby trains come to a complete stop at Main Street and then proceed when clear. And,

Signage shall be installed to prohibit parking along Main Street near the railroad crossing to ensure cars do not block views of an approaching train.

All affected parties agree that the above provides mitigation equal to the original mitigation and these operations measures eliminate the need to make permanent improvements to the RIL/Main Street crossing.



## REGULAR MEETING February 16, 2012

## **ACTION ITEM**

TO:	Board of Education
PRESENTED BY:	Jaime R. Ayala, Assistant Superintendent, Business Services Division
SUBJECT:	Approval of a Subcontractor Substitution for Jaynes Corporation (Category 10) for the Grand Terrace High School Project, Bid #08-14
GOAL:	Facilities / Support Services
STRATEGIC PLAN:	Strategy #4 – Facilities
BACKGROUND:	Jaynes Corporation of California is requesting the substitution of subcontractor California Door Specialists for the performance of the steel door and frames, wood doors, door hardware, finish hardware scope of work, in lieu of the original subcontractor Sierra Wholesale Hardware.
	All legal procedures for this request have been followed pursuant to Public Contract Code 4107(3). Staff and legal counsel (Atkinson Andelson, Loya, Ruud & Romo) have reviewed all related documentation and recommend approval of substituting subcontractor California Door Specialists.
BUDGET IMPLICATIONS:	No Impact to Bond Fund 21 – Measure G
RECOMMENDATION:	That the Board approve subcontractor substitution for Jaynes Corporation (Category 10) for the Grand Terrace High School Project Bid #08-14.
ACTION:	On motion of Board Member and and the Board approved the recommendation, as presented.



290 North D Street / Suite 900 San Bernardino, CA 92401 TEL 909-384-1785 FAX 909-381-7534 www.vanir.com

Tuesday, January 24, 2012

Mr. Darryl Taylor Colton Joint Unified School District 851 S. Mt. Vernon Avenue Colton, CA 92324

Pages Included Cover: 6

RE:

Designation of Subcontractor Substitution per Public Contract Code 4107(a)(3)

Grand Terrace High School at the Ray Abril Jr. Educational Complex

Bid #08-14/WLC0119800/P587A

Enclosed, please find the original letter from Jaynes Corporation of California requesting Colton Joint Unified School District to consider Substituting Subcontractor California Door Specialists for the performance of the Steels Door and Frames, Wood Doors, Door Hardware, Finish Hardware scope of work, in lieu of the original Subcontractor Sierra Wholesale Hardware

This package also includes a copy of the original five day written objective letter request for substitution.

Requesting consent from Colton Joint Unified School District to allocate as an action item to the governing board agenda scheduled for the February 26, 2012 or the March 1, 2012 to substitute California Door Specialists in lieu of Sierra Wholesale Hardware., per Public Contract Code 4107(a)(3).

Should you have any questions, and/or need additional supporting documentation, please do not hesitate to contact me at your earliest convenience.

Respectfully

Melinga M. Rav Project Manager

Cc:

Steve Stearns - WLC Architects, Inc. File - Colton Joint Unified School District



Construction Management, Inc.

290 North D Street / Suite 900 San Bernardino, CA 92401 TEL 909-384-1785 FAX 909-381-7534 www.yanir.com

Tuesday, January 24, 2012

Mr. Scott Nelson Mr. Cliff Sherwood Sierra Wholesale Hardware 280 Drake Drive San Bernardino, Ca 92408

(GSO Tracking #518298844)

Page Including Cover: 5

RE:

Designation of Subcontractor Substitution

Grand Terrace High School at the Ray Abril Jr. Educational Complex

Bid #08-14/WLC0119800/P587A

Dear Mr. Nelson and Mr. Sherwood;

We are in receipt of Jaynes Corporation of California dated January 12, 2012 regarding your firm's inability to complete your contract obligation due to failure or refusal for the Steel Door and Frames, Wood Doors, Door Hardware, and Finish Hardware scope of work. In accordance with Public Contract Code 4107(a)(3), we are obligated to inform your firm that it is necessary for the Colton Joint Unified School District to proceed with the formal Substitution Process.

Please be advised that your firm has five working days from receipt of this letter to object to the substitution of the following contractor who will be performing the Steel Door and Frames, Wood Doors, Door Hardware, and Finish Hardware scope of work at the project known as Grand Terrace High School at the Ray Abril Jr. Educational Complex.

California Door Specialists 4399 Pacific Avenue Riverside, Ca 92509 909.322-8055 License No.850278

Should you have any question, please do not hesitate to contact me at your earliest convenience at 909.422.0031.

Respectfully,

Melinda/M. Ray Project Manager

Cc:

Darryl Taylor, Owen Chang, Colton Joint Unified School District

Steve Stearns – WLC Architects, Inc. File – Outgoing Correspondence BP#10



Thursday, January 12, 2012

Melinda Ray Vanir Construction Management Inc. 21810 Main St. Grand Terrace, CA 92313

RE: Grand Terrace High School #3 - SG11-052

Substitution of California Door Specialists for Sierra West Finish

Dear Melinda,

Under Public Contract Code section 4107, item A-3, we request that Sierra West Finish be de-listed as the door, frame, and hardware contractor on this project and replaced with California Door Specialists, California License Number #850278.

Please find attached correspondence documenting the legal termination of Sierra's subcontract per the terms of our Subcontract Agreement. Sierra did not respond in writing to any of the attached correspondence. Sierra informed us verbally and via email that they voluntarily elected to default on their subcontract due to concerns over outstanding disputes and claims, including but not limited to: PCO #31 for the side windows at stair towers in Bldgs D, E, and F; re-work, backcharges, and delays due to curved window frames at stair towers in Bldgs D, E, and F; and door hoods at all exterior frames.

Please advise if you need any additional documentation.

Respectfully,

Jaynes Corporation of California Daniel Luker

Project Manager

cc: File

Sierra

Owen Chang, Colton Unified School District

Mike Tomeo, Benchmark Consulting

# Department of Consumer Affairs Contractors State License Board

## Contractor's License Detail - License # 850278

DISCLAIMER: A license status check provides information taken from the CSLB license database. Before relying on this information, you should be aware of the following limitations.

CSLB complaint disclosure is restricted by law (<u>B&P 7124.6</u>) If this entity is subject to public complaint disclosure, a link for complaint disclosure will appear below. Click on the link or button to obtain complaint and/or legal action information.

Per <u>B&P 7071.17</u>, only construction related civil judgments reported to the CSLB are disclosed.

Arbitrations are not listed unless the contractor fails to comply with the terms of the arbitration.

Due to workload, there may be relevant information that has not yet been entered onto the Board's license database.

850278	Extract Date: 1/24/2012
4339 PACIFIC A	ENUE
<b>Business Phone</b>	umber:(909) 322-8055
Sole Ownership	
11/23/2004	
11/30/2012	
This license is	current and active. All information below should be reviewed.
CLASS	ESCRIPTION
В	ENERAL BUILDING CONTRACTOR
CONTRACTOR	BOND
This license file	Contractor's Bond number <b>SC6338283</b> in the amount of <b>\$12,500</b> with
the bonding co	npany
AMERICAN CO	NTRACTORS INDEMNITY COMPANY.
Effective Date	03/02/2009
Contractor's Bo	nding History
This license is e	empt from having workers compensation insurance; they certified that
	ployees at this time.
Effective Date:	0/26/2004
Expire Date: N	ne
	CALIFORNIA DOC 4339 PACIFIC AVIRIVERSIDE, CA 9 Business Phone N Sole Ownership 11/23/2004 11/30/2012 This license is contractor's Date: Contractor's Bor Contra

Personnel List



December 21, 2011

1 page plus 1 attachment via email and certified mail

Mr. Scott Nelson Mr. Cliff Sherwood Sierra Wholesale Hardware 280 Drake Dr. San Bernardino, Ca 92408

RE: Grand Terrace High School - SG11-0052 7-Day Notice of potential contract termination

Dear Mr. Nelson and Mr. Sherwood,

On December 16, 2011 we forwarded via email and sent in hard copy via Certifed Mail a 72-Hour Notice to Cure, as required per Section 10.1.1 of the Subcontract Agreement. We have not seen the required response as of close of business on December 21, 2011.

Based on your December 16, 2011 email and our telephone conversation on December 20, 2011, we understand you do not intend to provide any more labor on this project, due to concerns over a pending claim for PCO #31 (the remanufacture of side window frames at stair towers of Bldgs D, E, and F); potential backcharges from the District related to re-work and/or delays for hollow metal frames at Bldgs D, E, and F; the uncertainty and potential costs of door hoods shown in the Contract Documents; and/or other outstanding issues of contention.

Per Section 10.1.2 of the Subcontract Agreement, please accept this letter as our <u>7-Day Notice</u> required by this Article of the subcontract. Specifically, if you fail to return to work and commence the completion of your subcontract work (which it appears you have now abandoned), we reserve the right to terminate the Subcontract Agreement.

In the interim, we may chose to furnish labor, materials, equipment, or other subcontractors as we deem necessary to maintain the progress of the work. Because of this action, we will have no choice but to deduct from any balance of your subcontract amount any and all costs we incur in the performance of your work, including reasonable overhead (including extended field overhead), profit and attorneys' fees. Moreover, you shall be liable for the payment of any amount by which such expense may exceed the unpaid balance of the subcontract amount, including the resolution of the Claims and backcharges referenced above.

Respectfully, Jaynes Corporation of California

Daniel Luker Project Manager

Attachment: Sherwood December 16, 2011 email

cc: file

Rick Marquardt

JAYNES CORPORATION OF CALIFORNIA
111 Elm Street, Fourth Floor ● San Diego, CA 92101-2649 ● Tel (619) 233-4080 ● Fax (619) 234-4090





December 16, 2011

Mr. Scott Nelson Mr. Cliff Sherwood Sierra Wholesale Hardware 280 Drake Dr. San Bernardino, Ca 92408

1 page via email and certified mail

RE: Grand Terrace High School - SG11-0052

72-hour Notice to Cure for installation at Bldg F

Dear Mr. Nelson and Mr. Sherwood,

We have been requesting that you install doors and hardware at Building F since December 8, 2011. Per Cliff's email today, he indicated that your firm "will not be providing any more labor to this project" and that we "need to make other provisions" for the completion of your scope, particularly at Bldg F.

This letter shall serve as a 72 Hour Notice to Cure in accordance with Article 10.1.1 of the Subcontract between our companies. You are hereby directed to immediately commence and/or continue satisfactory correction of the default by close of business on December 21, 2011. If your firm fails to cure your default as required by the Subcontract, Jaynes Corporation of California shall have the right to invoke any or all remedies available to it under Article 10 of the Subcontract, including supplementing your work, withholding payments due to cover losses and compel performance, and any other relief to which Jaynes Corporation of California may be legally entitled, and to charge the cost of these remedies to your company.

Respectfully, Jaynes Corporation of California

Daniel Luker Project Manager

cc: file

Rick Marquardt



## REGULAR MEETING February 16, 2012

## **ACTION ITEM**

TO:	Board of Education		
PRESENTED BY:	Jaime R. Ayala, Assistant Superintendent, Business Services Division		
SUBJECT:	Approval of Resolution No. 12-29 to Determine and Find the Crestmore, Grant, Lewis and Lincoln Modernization Projects to be Substantially Complex and to Increase the Statutory Minimum Retention Amounts		
GOAL:	Facilities / Support Services		
STRATEGIC PLAN:	Strategy #4 – Facilities		
BACKGROUND:	Senate Bill (SB) 293 was recently signed into law with an effective date of January 1, 2012. SB 293 enacts a new statute in Public Contract Code 7201, which specifies that public agencies cannot withhold more than 5% of the value of work done as retention unless, prior to bidding the project, the Board of Education determines that the project is substantially complex and as such, requires a higher retention amount.		
	Prior to this legislation, the District withheld the final retention payment of 10% of the value of work done from all public works contracts for 35 days after the Notice of Completion is recorded with the County Recorder.		
	Staff recommends finding the Crestmore, Grant, Lewis and Lincoln modernization projects to be substantially complex since they involve structural additions and modifications, HVAC upgrades, fire alarm systems, web-based energy management systems, data and electrical upgrades, and selective demolition.		
BUDGET IMPLICATIONS:	No Impact to Bond Fund 21 – Measure G		
RECOMMENDATION:	That the Board approve Resolution No. 12-29 to determine and find the Crestmore, Grant, Lewis and Lincoln modernization projects to be substantially complex and to increase the statutory minimum retention amounts.		
ACTION:	On motion of Board Member and , the Board adopted the resolution, as presented.		

## Colton Joint Unified School District Resolution No. 12-29

# To Determine and Find the Crestmore, Grant, Lewis and Lincoln Modernization Projects Substantially Complex and To Increase the Statutory Minimum Retention Amounts

WHEREAS, the Colton Joint Unified School District (District) intends to complete modernization projects at Crestmore, Grant, Lewis and Lincoln (Project) through the lease leaseback procedures under Education Code 17406;

**WHEREAS**, Public Contract Code 7201(b)(1) states that retention proceeds withheld from any payment by a public entity to the original contractor shall not exceed five percent of the payment and total retention proceeds withheld from any payment by a public entity to the original contractor shall not exceed five percent of the contract price;

WHEREAS, Public Contract Code 7201(b)(4) states that the retention proceeds withheld from any payment by a school district may exceed five percent on specific projects where the Board of Education (Board) approves a finding during a properly noticed and normally scheduled board meeting and prior to bid that the projects are substantially complex and therefore, require a higher retention amount, and the school district includes such findings and the actual retention amount in the bid documents;

**WHEREAS**, the Board of the District hereby determines and finds that the Project is substantially complex and requires a higher retention amount than five percent based on the specific facts set forth in this Resolution; and

**WHEREAS**, the Board of the District hereby determines and finds that since the Project is substantially complex, retention proceeds and total retention proceeds to be withheld from the original contractor shall not exceed ten percent.

## NOW THEREFORE, BE IT RESOLVED:

Section 1. The above recitals are true and correct.

Section 2. In accordance with Public Contract Code 7201, the Board of the District hereby determines and finds that the Project is substantially complex based on the following facts:

a. The Project will be constructed on an occupied school campus and within a confined construction area. Additional measures must be taken due to site constraints to ensure the safety of school staff, students, and construction personnel. These measures include, but are not limited to, the proper phasing and re-sequencing of work to minimize impact to the school site, construction of overhead safety barriers to protect the general public on adjacent foot paths, and limited hours for hauling and material deliveries.

- b. The Project also involves structural additions and modifications, HVAC upgrades, fire alarm systems, web-based energy management systems, data and electrical upgrades, and selective demolition.
- c. The project is approved by the Division of the State Architect (DSA). Per DSA's requirements.

Section 3. As the project is determined and found to be substantially complex, the Board of the District hereby approves that the retention proceeds and total retention proceeds to be withheld from the original contractor shall not exceed ten percent.

Section 4. The Request for Proposals seeking lease leaseback contractors for the Project will include this Resolution and will state that the retention and total retention proceeds to be withheld from the original contractor shall not exceed ten percent.

Section 5. That this Resolution shall be effective as of the date of its adoption.

**APPROVED, PASSED, AND ADOPTED** by the Board of Education of the Colton Joint Unified School District this 16<sup>th</sup> day of February 2012, by the following vote:

AYES: NOES: ABSENT: ABSTAIN:

I, Jerry Almendarez, Secretary of the Colton Joint Unified School District Board of Education, do hereby certify that the foregoing is a full, true and correct copy of a resolution passed and adopted by said Board at a regularly scheduled and conducted meeting held on said date, which resolution is on file in office of said Board.

Jerry Almendarez Secretary of the Board of Education

## REGULAR MEETING February 16, 2012

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TO:	Board of Education	
PRESENTED BY:	Jaime R. Ayala, Assistant Superintendent, Business Services Division	
SUBJECT:	Approval to File a Notice of Completion for Econo Fence, Inc., Bid #12-02CA for Lincoln Elementary School and McKinley Elementary School Fencing Projects	
GOAL:	Facilities / Support Services	
STRATEGIC PLAN:	Strategy #4 – Facilities	
BACKGROUND:	The contractor has completed their work in accordance with the contract documents. District staff conducted walk-through inspections of the project. The project was found to be complete and in satisfactory condition. Final 10% contract retention will be released per the conditions of the contract documents.	
BUDGET IMPLICATIONS:	Capital Facilities Fund 25 Expenditure: \$9,458	
IVII LICATIONS.	Capital Facilities Fund 23 Expenditure. \$9,436	
RECOMMENDATION:	That the Board approve filing a Notice of Completion for Econo Fence, Inc., Bid #12-02CA for Lincoln Elementary School and McKinley Elementary School Fencing projects.	

On motion of Board Member \_\_\_\_\_ and \_\_\_\_\_,

the Board approved the recommendation, as presented.

**ACTION:** 

(Civil code 3093-Public Works) To be recorded with the County Recorder within 10 days after completion. **RECORDING REQUESTED BY:** COLTON JOINT UNIFIED SCHOOL DISTRICT WHEN RECORDED, RETURN TO: Colton Joint Unified School District 1212 Valencia Drive Colton, CA 92324 ATTN: Jaime R. Ayala Assistant Superintendent, Business Services Division NO recording fee. (For Recorders Use) Exempt form fees per Government Code Section 27383 NOTICE OF COMPLETION OF WORK NOTICE IS HEREBY GIVEN, that the Colton Joint Unified School District of San Bernardino County, California, as Owner of the property hereinafter described, caused improvement to be made to said property, to wit: Lincoln Elementary School, 444 East Olive Street, Colton, California, APN 161-211-02 and McKinley Elementary School, 600 West Johnston Street, Colton, California, APN 160-111-09, the Contract for the doing of which was heretofore entered into on the 25th day of October, 2011, which was made with Econo Fence, Inc., Contractor, that said improvements have been completed as of the 15<sup>th</sup> of February, 2012 pursuant to said Contract and in accordance with plans and specifications prepared by Colton Joint Unified School District and accepted on the 16th day of February, 2012, by the Governing Board of said District; that title of said property vests in the Colton Joint Unified School District of San Bernardino County, California, that the surety for the above named Contractor is First National Insurance Company of America, that the property hereinafter referred to and on which said improvements were made. Jaime R. Ayala, Assistant Superintendent **Business Services Division** Colton Joint Unified School District State of California County of San Bernardino Subscribed and sworn to (or affirmed) before me on this day of , 2012, by Jaime R. Ayala, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me. Signature (seal) The following signatures represent confirmation that the work is complete and satisfactory: Lincoln Elementary School Site Administrator

McKinley Elementary School Site Administrator

## REGULAR MEETING February 16, 2012

**ACTION ITEM** 

TO: Board of Education

**PRESENTED BY:** Jaime R. Ayala, Assistant Superintendent, Business Services Division

SUBJECT: Acceptance of the 2009-2010 Measure G Independent Financial and

**Performance Audit** 

**GOAL:** Facilities / Support Services

**STRATEGIC PLAN:** Strategy #4 – Facilities

**BACKGROUND:** The purpose to this agenda item is to seek board acceptance of the

2009-10 Measure G Independent Financial and Performance Audit. Measure G, a \$225 million General Obligation (GO) bond was passed on November 4, 2008. The bond was issued to provide necessary matching funds for eligible new construction and modernization projects. The firm of Nigro & Nigro was approved by the Board of

Education on January 13, 2011 to conduct the audit.

Independent financial and performance audits are conducted annually in compliance with the requirements of Article XIIIA, Section 1(b) (3) of the California Constitution. The audits are conducted to ensure no funds were used for any teacher or administrative salaries or other operating expenses prohibited by Article XIIIA, Section 1(b) (3) of the California Constitution, and that proceeds from the sale of bond funds in this reporting period were used only for the permitted purposes of construction, rehabilitation, and replacement of school facilities as specified in the Measure G voters' ballot and Board resolution.

There were two findings and recommendations related to the financial and performance audit for the fiscal year ending June 30, 2010.

BUDGET

**IMPLICATIONS:** No Impact to Bond Fund 21 – Measure G

**RECOMMENDATION:** That the Board accept the 2009-2010 Measure G Independent Financial

and Performance Audit.

ACTION: On motion of Board Member \_\_\_\_\_ and \_\_\_\_

the Board accepted the 2009-2010 Measure G Independent Financial

and Performance audit, as presented.

B-11

## **AUDIT REPORT**

For the Fiscal Year Ended June 30, 2010

## **AUDIT REPORT**

For the Fiscal Year Ended June 30, 2010

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Introduction and Citizens' Oversight Committee Member Listing June 30, 2010

Colton Joint Unified School District (the District) consists of 4 high schools, 4 middle schools and 19 elementary schools supported by a District Office and an operations center.

On September 21, 2001, the voters of the Colton Joint Unified School District approved by more than 55% Measure "B", authorizing the issuance and sale of \$102 million of general obligation bonds of the District. The bonds were issued to raise money to be used to acquire school sites, construct and repair school facilities and redeem a portion of the District's Series 2001 Certificate of Participation.

On November 4, 2008, the voters of the Colton Joint Unified School District approved by more than 55% Measure "G", authorizing the issuance and sale of \$225 million of general obligation bonds for the modernization and construction of school facilities within the District.

The passage of Proposition 39 in November 2000 amended the California Constitution to include accountability provisions. Specifically, the District must conduct an annual independent performance audit to ensure that funds have been expended only on the specific projects listed as well as an annual, independent financial audit of the proceeds from the sale of the bonds until all of the proceeds have been expended for facilities projects.

Upon passage of Proposition 39, an accompanying piece of legislation, AB1908 (Chapter 44, Statutes of 2000), was also enacted, which amended the Education Code to establish additional procedures which must be followed if a District seeks approval of a bond Proposition pursuant to the 55% majority authorized in Proposition 39 including formation, composition and purpose of the Citizens' Bond Oversight Committee, and authorization for injunctive relief against the improper expenditure of bond revenues.

The Citizens' Bond Oversight Committee was comprised of the following members as of June 30, 2010.

Name	Title	Representation				
Issac Suchil	Chair	At-Large Community Member				
Linda Gonzalez	Vice-Chair	Business Representative/ At-Large Community Member/ Parent/ Guardian of				
		Child in District - Active in Parent Teacher Organization				
Randall Ceniceros	Vice-Chair	Business Representative/ At-Large Community Member/ Parent/ Guardian of				
		Child in District - Active in Parent Teacher Organization				
Beatrice "Molly" Carrasco	Member	At-Large Community Member				
Danica Aaker	Member	Business Representative/ At-Large Community Member				
Daniel G. Ybarra	Member	At-Large Community Member				
Edward Gregor	Member	Taxpayer Organization Member/ At-Large Community Member				
Frank Anthony Quezada	Member	At-Large Community Member				
Gary Grossich	Member	Business Representative/ At-Large Community Member				
Paul Russell	Member	At-Large Community Member				
William Hussey	Member	Parent/ Guardian of Child in District				

Balance Sheet June 30, 2010

	Measure "G"		1	Measure "B"	Building Fund Total	
ASSETS						
Cash	\$	27,744,305	\$	11,009,358	\$	38,753,663
Account receivable		-		150,561		150,561
Due from other funds		19,000,000		-		19,000,000
Total Assets	\$	46,744,305	\$	11,159,919	\$	57,904,224
LIABILITIES AND FUND BALANCE Liabilities						
Accounts payable	\$	1,037,123	\$	1,238,162	\$	2,275,285
Fund Balance						
Unreserved		45,707,182		9,921,757		55,628,939
Total Liabilities and Fund Balance	\$	46,744,305	\$	11,159,919	\$	57,904,224

Statement of Revenues, Expenditures, and Changes in Fund Balance For the Fiscal Year Ended June 30, 2010

	Measure "G"		Measure "B"		Building Fund Total	
REVENUES						
Interest earnings	\$	415,494	\$	288,741	\$	704,235
Other local revenues				61,045		61,045
Total Revenues	-	415,494		349,786		765,280
EXPENDITURES						
Plant Services:						
Materials and supplies		10,840				10,840
Services and other operating expenditures		163,131		53,578		216,709
Capital outlay		3,533,391	-	27,651,968		31,185,359
Total Expenditures		3,707,362		27,705,546		31,412,908
Excess (Deficiency) of Revenues						
Over (Under) Expenditures		(3,291,868)		(27,355,760)		(30,647,628)
OTHER FINANCING SOURCES (USES)						
Proceeds from bonds		48,999,050				48,999,050
<b>Total Other Financing Sources (Uses)</b>		48,999,050				48,999,050
Net Change in Fund Balance		45,707,182		(27,355,760)		18,351,422
Fund Balance, July 1, 2009		-		37,277,517		37,277,517
Fund Balance, June 30, 2010	\$	45,707,182	\$	9,921,757	\$	55,628,939

Notes to Financial Statements

June 30, 2010

### **NOTE 1 – SIGNIFICANT ACCOUNTING POLICIES**

## A. Reporting Entity

## Measure "B"

The District authorized bonds at a regularly scheduled election of the registered voters of the District held on September 21, 2001, at which more than two-third of the persons voted to authorize the issuance and sale of \$102 million of general obligation bonds of the District. The bonds were issued to raise money to be used to acquire school sites, construct and repair school facilities and redeem a portion of the District's Series 2001 Certificate of Participation.

### Measure "G"

The District authorized bonds at a regularly scheduled election of the registered voters of the District held on November 4, 2008, at which more than 55% of the voters authorized the issuance and sale of \$225 million of general obligation bonds for the modernization and construction of school facilities within the District.

The measures required a minimum 55% vote for passage. In response, an advisory committee to the District's Governing Board and Superintendent, the Citizens' Bond Oversight Committee, was established. The Committee's oversight goals include: informing the public on the expenditures of Bond proceeds and reviewing expenditure reports to ensure than Bond proceeds are expended only for purposes set forth in Measures "G" and "B".

The Bond proceeds are accounted for in the District's Building Fund, where they are expended for the approved projects. The statements presented are for the individual Measures "G" and "B" General Obligation Bond Building Fund and are not intended to be a complete presentation of the District's financial position or results of operations.

### B. Accounting Policies

The Colton Joint Unified School District accounts for its financial transactions in accordance with the policies and procedures of the Department of Education's *California School Accounting Manual*. The accounting policies of the District conform to generally accepted accounting principles as prescribed by the Governmental Accounting Standards Board (GASB) and the American Institute of Certified Public Accountants (AICPA).

### C. Basis of Accounting

Basis of accounting refers to when revenues and expenditures are recognized in the accounts and reported in the financial statements. Basis of accounting relates to the timing of measurement made, regardless of the measurement focus applied.

Notes to Financial Statements June 30, 2010

## NOTE 1 - SIGNIFICANT ACCOUNTING POLICIES (continued)

## C. Basis of Accounting (continued)

The financial statements of the Measures "G" and "B" General Obligation Bond Building Fund are presented on the modified accrual basis of accounting. Under the modified accrual basis of accounting, revenues are recorded when susceptible to accrual; i.e., both measurable and available. "Available" means collectible within the current period or within 60 days after year-end. Expenditures are generally recognized under the modified accrual basis of accounting when the related liability is incurred. The exception to this general rule is that principal and interest on general obligation long-term debt, if any, is recognized when due.

### D. Encumbrances

Encumbrance accounting is used in all budgeted funds to reserve portions of applicable appropriations for which commitments have been made. Encumbrances are recorded for purchase orders, contracts, and other commitments when they are written. Encumbrances are liquidated when the commitments are paid. All encumbrances as of June 30 are rolled over to the next fiscal year.

### E. Use of Estimates

The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenditures during the reporting period. Actual results could differ from those estimates.

### NOTE 2 - CASH

#### Policies and Practices

The District is authorized under California Government Code to make direct investments in local agency bonds, notes, or warrants within the State; U.S. Treasury instruments; registered State warrants or treasury notes; securities of the U.S. Government, or its agencies; bankers acceptances; commercial paper; certificates of deposit placed with commercial banks and/or savings and loan companies; repurchase or reverse repurchase agreements; medium term corporate notes; shares of beneficial interest issued by diversified management companies, certificates of participation, obligations with first priority security; and collateralized mortgage obligations. Investments of debt proceeds held by trustees are governed by the provisions of debt agreements rather than the general provisions of the California Government Code. These provisions allow for the acquisition of investment agreements with no restriction on the percentage held in each authorized investment in relation to the District's entire investment portfolio.

Notes to Financial Statements June 30, 2010

## NOTE 2 - CASH (continued)

#### Policies and Practices (continued)

Cash in County Treasury – The District is considered to be an involuntary participant in an external investment pool as the District is required to deposit all receipts and collections of monies with their County Treasurer (Education Code Section 41001). The fair value of the District's investment in the pool is reported in the accounting financial statements at amounts based upon the District's pro-rata share of the fair value provided by the County Treasurer for the entire portfolio (in relation to the amortized cost of that portfolio). The balance available for withdrawal is based on the accounting records maintained by the County Treasurer, which is recorded on the amortized cost basis.

#### General Authorizations

The authority to invest District funds deposited with the county treasury is delegated to the County Treasurer and Tax Collector. Additional information about the investment policy of the County Treasurer and Tax Collector may be obtained from its web site. The table below identifies some of the investment types permitted in the investment policy:

	Maximum	Maximum	Maximum
Authorized	Remaining	Percentage	Investment
Investment Type	Maturity	of Portfolio	in One Issuer
U.S. Agency Securities	5 years	None	None
Money Market Mutual Funds	N/A	20%	10%
County Pooled Investment Funds	N/A	None	None

Limitations as they relate to interest rate risk, credit risk, and concentration of credit risk are described below:

#### **Interest Rate Risk**

Interest rate risk is the risk that changes in market interest rates will adversely affect the fair value of an investment. Generally, the longer the maturity of an investment, the greater the sensitivity of its fair value to changes in market interest rates. The District manages its exposure to interest rate risk by investing in the County Treasury. The District maintains an investment with the San Bernardino County Investment Pool with a fair value of approximately \$39,249,709 and an amortized book value of \$38,753,663. The average weighted maturity for this pool is 334 days.

#### Credit Risk

Credit risk is the risk that an issuer of an investment will not fulfill its obligation to the holder of the investment. This is measured by the assignment of a rating by a nationally recognized statistical rating organization. The investment with the San Bernardino County Investment Pool is not required to be rated, nor has it been rated as of June 30, 2010.

Notes to Financial Statements

June 30, 2010

#### NOTE 2 - CASH (continued)

#### Concentration of Credit Risk

The investment policy of the District contains no limitations on the amount that can be invested in any one issuer beyond the amount stipulated by the California Government Code. District investments that are greater than 5 percent of total investments are in either an external investment pool or mutual funds and are therefore exempt.

#### **NOTE 3 – INTERFUND TRANSACTIONS**

Interfund activity is reported as loans, services provided, reimbursements, or transfers. Loans are reported as interfund receivables and payables as appropriate and are subject to elimination upon consolidation. Services provided, deemed to be at market or near market rates, are treated as revenues and expenditures/expenses. Reimbursements are when one fund incurs a cost, charges the appropriate benefiting fund, and reduces its related cost as a reimbursement. All other interfund transactions are treated as transfers.

#### Interfund Receivables / Payables

Individual fund interfund receivable and payable balances as of June 30, 2010 are as follows:

#### Due from other funds

Fund 01 due to Building Fund for temporary cash flow loan.

\$ 19,000,000

Note: Loan was repaid with interest during 2010-11.

#### NOTE 4 - MEASURES "G" AND "B" GENERAL OBLIGATION BONDS

#### Measure "B"

The District authorized bonds at a regularly scheduled election of the registered voters of the District held on September 21, 2001, at which more than two-third of the persons voted to authorize the issuance and sale of \$102 million of general obligation bonds of the District. The bonds were issued to raise money to be used to acquire school sites, construct and repair school facilities and redeem a portion of the District's Series 2001 Certificate of Participation.

#### Measure "G"

The District authorized bonds at a regularly scheduled election of the registered voters of the District held on November 4, 2008, at which more than 55% of the voters authorized the issuance and sale of \$225 million of general obligation bonds for the modernization and construction of school facilities within the District.

**Notes to Financial Statements** 

June 30, 2010

# NOTE 4 - MEASURES "G" AND "B" GENERAL OBLIGATION BONDS (continued)

A summary of all bonds issues and outstanding at June 30, 2010 is as follows:

Issue Date	Maturity Date	Interest Rate	Original Issue	Jı	Balance, une 30, 2009	Issued	Accreted	1	Redeemed	J	Balance, une 30, 2010
4/10/2002	8/1/2026	3.00% - 5.23%	\$ 28,700,000	\$	26,130,000	\$ -	\$ •	\$	330,000	\$	25,800,000
7/14/2004	2/1/2029	2.00% - 5.89%	23,177,726		23,026,126	-	180,723		485,000		22,721,849
1/11/2006	2/1/2038	3.17% - 5.12%	50,122,151		49,512,028	12	910,621		1,990,000		48,432,649
10/15/2009	8/1/2034	4.50% - 9.00%	 48,999,050		-	 48,999,050	 63,864		-	_	49,062,914
			\$ 150,998,927	\$	98,668,154	\$ 48,999,050	\$ 1,155,208	\$	2,805,000	\$	146,017,412

The annual requirements to amortize all general obligation bonds payable outstanding as of June 30, 2010, are as follows:

Fiscal Year	Principal *	Interest	Total		
2010-11	\$ 2,489,949	\$ 5,702,411	\$ 8,192,360		
2011-12	3,317,904	6,215,444	9,533,348		
2012-13	3,422,946	6,115,103	9,538,049		
2013-14	3,573,440	6,015,859	9,589,299		
2014-15	3,743,083	5,941,528	9,684,611		
2015-20	22,316,728	28,892,233	51,208,961		
2020-25	34,450,000	19,575,919	54,025,919		
2025-30	36,019,410	23,175,102	59,194,512		
2030-35	29,450,932	29,385,212	58,836,144		
2035-38	2,534,535	17,850,465	20,385,000		
Total	\$ 141,318,927	\$ 148,869,276	\$ 290,188,203		

<sup>\*</sup> Does not include \$4,698,485 of accreted interest on capital appreciation bonds.

Notes to Financial Statements

June 30, 2010

#### NOTE 5 – CONSTRUCTION COMMITMENTS

At June 30, 2010, the District had commitments with respect to unfinished capital projects of \$97,495,886 to be paid from a combination of state and local funds.

## NOTE 6 - FUND BALANCES

The following amounts were designated by the Board of Trustees for the purposes below:

Building Fund:

 Measure "B" Reserve
 \$ 9,921,757

 Measure "G" Reserve
 45,707,182

 \$ 55,628,939

#### **NOTE 7 - SUBSEQUENT EVENT**

#### General Obligation Bond

On September 14, 2010, the District issued \$41,938,348 of 2010 General Obligation Bond Series B. The reoffering yield rate is 6.24%, and the note matures on August 1, 2034.

The Board of Trustees and the Citizens' Bond Oversight Committee Colton Joint Unified School District Colton, California

# REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS

We have audited the financial statements of the Measures "G" and "B" General Obligation Bond Building Fund of Colton Joint Unified School District (the "District") as of and for the year ended June 30, 2010 and have issued our report thereon dated June 17, 2011. We conducted our audit in accordance with generally accepted auditing standards and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States.

#### Internal Control Over Financial Reporting

In planning and performing our audit, we considered Colton Joint Unified School District's internal control over financial reporting as a basis for designing our auditing procedures for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Colton Joint Unified School District's internal control over financial reporting. Accordingly, we do not express an opinion on the effectiveness of the Colton Joint Unified School District's internal control over financial reporting.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A *material weakness* is a deficiency, or combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the District's financial statements will not be prevented, or detected and corrected on a timely basis.

Our consideration of internal control over financial reporting was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over financial reporting that might be deficiencies, significant deficiencies or material weaknesses. We did not identify any deficiencies in internal control over financial reporting that we consider to be material weaknesses, as defined above. However, we identified certain deficiencies in internal control over financial reporting, described in the accompanying schedule of findings and responses as items 2010-1 and 2010-2, that we consider to be significant deficiencies in internal control over financial reporting. A significant deficiency is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

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## Compliance and Other Matters

As part of obtaining reasonable assurance about whether Colton Joint Unified School District's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards* and which are described in the accompanying schedule of findings and responses as items 2010-1 and 2010-2.

Colton Joint Unified School District's response to the findings identified in our audit are described in the accompanying schedule of findings and responses. We did not audit the District's responses and, accordingly, we express no opinion on them.

This report is intended solely for the information and use of the Bond Oversight Committee, the District Governing Board, management, and the taxpayers of Colton Joint Unified School District and is not intended to be and should not be used by anyone other than the specified parties.

Nigro & Nigro, PC

The Board of Trustees and the Citizens' Bond Oversight Committee Colton Joint Unified School District Colton, California

# INDEPENDENT AUDITORS' REPORT ON PERFORMANCE

We have examined the Colton Joint Unified School District's (the "District") compliance with the performance requirements for the Proposition 39 Measures "G" and "B" General Obligation Bond for the fiscal year ended June 30, 2010, under the applicable provisions of Section 1(b)(3)(C) of Article XIIIA of the California Constitution and Proposition 39 as they apply to the Bonds and the net proceeds thereof. Management is responsible for the District's compliance with those requirements. Our responsibility is to express an opinion on the District's compliance based on our examination.

We conducted this performance audit in accordance with generally accepted government auditing standards. Those standards require that we plan and perform the audit to obtain sufficient, appropriate evidence to provide a reasonable basis for our findings and conclusions based on our audit objectives. We believe that the evidence obtained provides a reasonable basis for our findings and conclusions based on our audit objectives.

#### **Objectives**

The objectives of the examination of compliance applicable to the District is to determine with reasonable assurance that:

- The expenditures charged to the Colton Joint Unified School District Building Fund are appropriate.
- Expenditures charged to the Building Fund have been made in accordance with the bond project list approved by the voters through the approval of Measures "G" and "B".
- Any discrepancies or weaknesses in internal controls are noted and recommendations for improvement are provided.
- The District Board and the Citizens' Oversight Committee are provided with a performance audit report as required under the requirements of the California Constitution and Proposition 39.

#### Scope of the Audit

The scope of our performance audit covered the fiscal period from July 1, 2009 to June 30, 2010. The expenditures tested included all object and project codes associated with the bond projects. The propriety of expenditures for capital projects and maintenance projects funded through other State or local funding sources, other than the proceeds of the bonds, were also included within the scope of our audit. Expenditures incurred subsequent to June 30, 2010 were not reviewed or included within the scope of our audit or in this report.

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JEFF NIGRO, CPA, CFE ELIZABETH NIGRO, CPA CJ GAUNDER, CPA

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#### Procedures Performed

We obtained the general ledger and the project expenditure reports prepared by the District for the fiscal year ended June 30, 2010 for the Building Fund. Within the fiscal year audited, we obtained the actual invoices and other supporting documentation for expenditures to ensure compliance with the requirements of Proposition 39 and Measures "G" and "B" with regards to the approved bond projects list. We performed the following procedures:

To meet our objectives, audit tests were performed and included, but were not limited to the following:

- We verified that bond funds were deposited in the District's name and invested in accordance with applicable legal requirements.
- We tested payments made to the construction management company and reviewed the terms of the contract.
- We tested approximately \$9.5 million in bond fund invoices paid, which is a combination of 200910 expenditures and payments on liabilities accrued as of June 30, 2010 and paid in 2010-11. This
  includes testing payments for validity, allowability, and accuracy. Expenditures sampled in our
  test included payments made to the construction management company, subcontractors and
  other vendors.
- We reviewed the approved project listing as set out in the Measures "G" and "B" election documents.
- We visited construction sites to ensure that expenditures made corresponded with the actual work performed at the site.
- We verified that funds from the Building Fund were generally expended for the construction, reconstruction, acquisition, furnishing and equipping of District facilities constituting the authorized bond projects and we verified that funds held in the Building Fund were not used for salaries of school administrators or other operating expenses of the District.
- We reviewed a sample of projects to ensure that proper bidding procedures were followed pursuant to Public Contract Code Section 20111.
- We verified that the District did not exceed change order limitations in excess of 10% pursuant to Public Contract Code.

Our audit of compliance made for the purpose set forth in the preceding paragraph would not necessarily disclose all instances of noncompliance.

In our opinion, the District complied with the compliance requirements for the Measures "G" and "B" General Obligation Bond proceeds listed and tested above.

This report is intended for the information of the Board of Trustees, management and the Citizens' Bond Oversight Committee; however, this report is a matter of public record.

Nigro & Nigro, PC June 17, 2011

Schedule of Audit Findings and Responses June 30, 2010

#### Finding 2010-1: CBOC Formation

The citizens' oversight committee shall consist of at least seven members that are comprised of a minimum of five specified groups. The District has members that comprised of all but one group; an active member in a senior citizens' organization, per Education Code 15282.

**Recommendation:** The District is required to have the members on the citizens' oversight committee comprised of five specified groups. The District should advertise for a member to fill the senior citizens' organization.

**District Response:** The committee did have senior citizen aged member(s) representation but they did not have the requisite paperwork or group membership to fulfill this requirement. A member(s) will be identified and selected from new membership to fulfill this requirement.

#### Finding 2010-2: Contract/ Bid Package Testing

Per section 22036, The Commission has determined that all public agencies that adopt and contract under the Uniform Public Construction Cost Accounting Act shall be required to mail, e-mail or fax a notice to the following specified construction trade publications, of all informal and formal construction contracts being bid within the specified county (as provided in Sections 22034 and 22037 of the Public Contract Code). The District did not have advertisement of bids for construction costs over \$125,000 published in one of the two appropriate trade journals specified under UCCA guidelines and did not notify either of the two trade journals specified under UCCA.

Recommendation: The District should have all advertisements and notifications of bids placed in the appropriate trade journals specified under UCCA guidelines. The trade journals that must be published under UCCA guidelines for Districts in San Bernardino County are: 1.) Construction Bidboard, Inc 2.) McGraw Hill Construction, Dodge. District did publish in #2, but not #1. The two trade journal required, and should be notified, are: A.) Southern California Builders Association and B.) Associated General Contractors of America.

**District Response**: Advertisement and notification of bids was immediately revised to include the appropriate trade journals specified under UCCA guidelines.

The Board of Trustees and the Citizens' Bond Oversight Committee Colton Joint Unified School District Colton, California

#### INDEPENDENT AUDITORS' REPORT

We have audited the accompanying balance sheet of the Measures "G" and "B" General Obligation Bond Building Fund (the "Fund") of Colton Joint Unified School District (the "District") as of June 30, 2010 and the related statement of revenues, expenditures and changes in fund balance as of and for the fiscal year ended June 30, 2010. These financial statements are the responsibility of the District's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial and performance audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

As discussed in Note 1A, the financial statements present only the individual Measures "G" and "B" General Obligation Bond Building Fund and are not intended to present fairly the financial position of the District in conformity with generally accepted accounting principles.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of the Measures "G" and "B" General Obligation Bond Building Fund of Colton Joint Unified School District as of June 30, 2010 and the results of its operations for the period then ended in conformity with accounting principles generally accepted in the United States of America.

In accordance with Government Auditing Standards, we have also issued our report dated June 17, 2011 on our consideration of the Measures "G" and "B" General Obligation Bond Building Fund of Colton Joint Unified School District's internal control over financial reporting and our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with Government Auditing Standards and should be considered in assessing the results of our audit.

Miyo P Miy, PC

June 17, 2011

JEFF NIGRO, CPA, CFE

ELIZABETH NIGRO, CPA CI GAUNDER, CPA

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Ph: 951-698-8783 • Fax: 951-699-1064 25090 Jefferson Ave., Murrieta, Ca 92562 WEB: www.nncpas.com
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# **REGULAR MEETING February 16, 2012**

**ACTION ITEM** 

TO:	Board of Education						
PRESENTED BY:	Jerry Almendarez, Superintendent						
SUBJECT:	Accept Nominations for CSBA's Delegate Assembly (March 2012 Election)						
GOAL:	Student Performance, Personnel Development, Facilities/Support Services, Budget Planning, School Safety & Attendance, Community Relations, & Parent Involvement						
BACKGROUND:	The California School Boards' Association's Delegate Assembly is a vital link in the organization's governance structure. The Delegate Assembly sets the general policy direction for the association. They work with local districts, county offices, the board of directors and the executive committee to ensure that the association reflects the interests of school districts and county offices throughout the state.						
	The Delegate Assembly is made up of approximately 270 delegates who are elected by local board members in 21 geographic regions. They serve two-year terms and generally meet twice a year to conduct business. They also may meet with other delegates and the director within their region.						
	Nominations have been accepted for the seven openings in Region 16B (San Bernardino). The Colton JUSD Board of Trustees shall vote for no more than seven candidates. Delegates will serve two-year terms beginning April 1, 2012 through March 31, 2014.						
	<ul> <li>Duneen De Bruhl (Victor Valley Union HSD)</li> <li>Barbara Dew (Victor Valley Union HSD)</li> <li>Holy Eckes (Adelanto ESD)</li> <li>Cathline Fort (Etiwanda ESD)</li> </ul> Caryn Payzant (Alta Loma ESD) Jane D. Smith (Yucaipa-Calimesa Jr. USD) Wilson F. So (Apple Valley USD) Donna West (Redlands USD)						
RECOMMENDATION:	That the Board accept,						
	Delegate Assembly for Region 16B (San Bernardino) for the upcoming election in March 2012.						
ACTION:	On a motion by Board Member and, the Board accepted the nominations for the CSBA's Delegate Assembly for Region 16B (San Bernardino) for the upcoming election in March 2012, as presented.						

B-12

# REGULAR MEETING February 16, 2012

# **ACTION ITEM**

TO:	Board of Education  Jerry Almendarez, Superintendent					
PRESENTED BY:						
SUBJECT:	Adoption of Resolution No. 12-31, National African American History Month, February 2012					
GOAL:	Community Relations/Parent Involvement, Student Achievement					
STRATEGY:	Strategy #6 – Character					
BACKGROUND:	African-American citizens have participated in every American effort to secure, protect, and maintain the essence and substance of American democracy, as reflected by California Education Code Section 37221 (d) which established March 5 as Black American Day to commemorate the anniversary of the death of Crispus Attucks, the first African-American martyr of the Boston Massacre. The California State Board of Education recognized in its Multicultural Education Policy that each student needs an opportunity to understand the common humanity underlying all people and proclaims the month of February as <i>National African American History Month</i> encouraging students, staff, and parents to commemorate this occasion with appropriate and meaningful activities.					
BUDGET IMPLICATIONS:	No impact to the General Fund					
RECOMMENDATION:	That the Board of Education adopt the Resolution No. 12-31, National African American History Month, February 2012, as presented.					
ACTION:	On motion of Board Member and, the Board adopted the Resolution No. 12-31, National African American History Month, February 2012.					

# National African American History Month February 2012

## Resolution No. 12-31

WHEREAS, Americans of African descent helped develop our nation in countless ways, those recognized, unrecognized, and unrecorded; and

WHEREAS, African-American history reflects a determined spirit of perseverance and cultural pride in its struggle to share equally in the opportunities of a nation founded upon the principles of freedom and liberty for all people; and

WHEREAS, African-American citizens have participated in every American effort to secure, protect, and maintain the essence and substance of American democracy, as reflected by California Education Code Section 37221 (d) which established March 5 as Black American Day to commemorate the anniversary of the death of Crispus Attucks, the first African-American martyr of the Boston Massacre; and

WHEREAS, The California State Board of Education recognized in its Multicultural Education Policy that each student needs an opportunity to understand the common humanity underlying all people; and

WHEREAS, *The History-Social Science Framework for California Public Schools, Kindergarten through Grade Twelve* states that the history curriculum of the community, state, region, nation, and world must reflect the experiences of men and women and of different racial, religious, and ethnic groups, which is integrated at every level; now,

THEREFORE, BE IT RESOLVED, That the Colton Joint Unified School District Board of Education proclaims the month of February as *National African American History Month* and encourages students, staff, and parents to commemorate this occasion with appropriate and meaningful activities.

	*	*	*	*	*	*	*	*	*	*	*	*
Count	y, State	of Cal	ifornia,		ote of _	aye	es,	nays, _	abs			of San Bernardino ntions and signed by
Attest									Armenta Board of	*	tion	
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# REGULAR MEETING February 16, 2012

# **ACTION ITEM**

10:	Board of Education
PRESENTED BY:	Jerry Almendarez, Superintendent
SUBJECT:	Adoption of Resolution No. 12-32, Career and Technical Education Month, February 2012
GOAL:	Student Performance and Community Relations
STRATEGY:	Strategy #5 – College Career Strategy #6 – Character
BACKGROUND:	The Colton Joint Unified School District currently offers career pathway programs in the following: Child Development, Education, Protective Services, Information & Support Services, Professional Sales & Marketing, Accounting Services, and Food Services & Hospitality. In addition, our district partnership with CRY-ROP expands our offerings and opens up other avenues allowing students to prepare for professional futures in fields of interest.
BUDGET IMPLICATIONS:	No impact to the General Fund
RECOMMENDATION:	That the Board adopt the Resolution No. 12-32, <i>Career and Technical Education Month</i> , February 2012, as presented.
ACTION:	On motion of Board Member and, the Board adopted Resolution No. 12-32, Career and Technical Education Month, February 2012.

# Career and Technical Education Month February 2012

## **Resolution No. 12-32**

WHEREAS, The month of February, 2012 has been designated Career and Technical Education Month by the Association for Career and Technical Education; and

WHEREAS, A challenging academic component that prepares students for success in California's postsecondary education institutions, as well as in apprenticeships and other postsecondary programs; and

WHEREAS, A demanding technical component that delivers concrete knowledge and skills through a cluster of three or more technical courses; and

WHEREAS, Career and technical education gives high school students experience in practical, meaningful applications of basic skills such as reading, writing and mathematics, thus improving the quality of their education, motivating potential dropouts and giving all students leadership opportunities in their fields and in their communities; and

WHEREAS, A work-based learning component that offers students opportunities to learn through real-world experiences; and

WHEREAS, The increasing efforts of career and technical educators, business and industry stimulate the growth and vitality of our local economy and the entire nation by preparing graduates for career fields; now, therefore be it

RESOLVED, That the Colton Joint Unified School District Board of Education hereby recognizes the month of February as Career and Technical Education Month and encourages students, staff and parents to commemorate this occasion with appropriate and meaningful activities.

	**	**	**	**	**	**	**	**	**	**	**	**	
Bern	ardino	County	, State	of Cali	ifornia,	with a	vote o	fa	ıyes,	nays	s,	District _ absent ruary, 20	·,
Atte	st:								O. Armer t, Board	,	cation		
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# REGULAR MEETING February 16, 2012

# **ACTION ITEM**

TO:	Board of Education
PRESENTED BY:	Jerry Almendarez, Superintendent
SUBJECT:	Adoption of Resolution No. 12-33, Women's History Month, March 2012
GOAL:	Student Performance and Community Relations
STRATEGY:	Strategy #6 – Character
BACKGROUND:	Across the nation, March has been designated as Women's History Month to acknowledge the women of every race and ethnic background who served as leaders in the forefront of every major progressive social change movement, not only to secure their own right of suffrage and equal opportunity, but also in the abolitionist movement, the emancipation movement, the industrial labor union movement, and the modern civil rights movement. The purpose of this recognition is to salute their efforts and encourage students and community participation in lessons and programs to commemorate this occasion.
BUDGET IMPLICATIONS:	No impact to the General Fund
RECOMMENDATION:	That the Board adopt the Resolution No. 12-33, <i>Women's History Month</i> , March 2012 as presented.
ACTION:	On motion of Board Member and, the Board adopted the Resolution No. 12-33, Women's History Month,

March 2012.

# Women's History Month

March 2012

Resolution No. 12-33

WHEREAS, Women of every race and ethnic background helped found the nation in countless ways as wives, mothers, homemakers, teachers, reformers, industrial workers, professionals, soldiers, pioneers, nurses, nun, servants and slaves; and

WHEREAS, Women have played and continued to play a critical economic, cultural and social role in every sphere of our nation's life by constituting a significant portion of the labor force working in and outside the home and as elected officials; and

WHEREAS, Women have played a unique role throughout our history by providing the majority of the nation's volunteer labor force and have been particularly important in the establishment of early charitable, philanthropic, and cultural institutions in the country; and

WHEREAS, Women of every race and ethnic background served as leaders in the forefront of every major progressive social change movement, not only to secure their own right of suffrage and equal opportunity, but also in the abolitionist movement, the emancipation movement, the industrial labor union movement, and the modern civil rights movement; and

WHEREAS, The History-Social Framework of California Public Schools, Kindergarten through Grade Twelve states that the History of community, state, region, nation, and world reflect the experiences of men and women and of different racial, religious and ethnic groups and that these studies be integrated at every grade level in the curriculum; now

THEREFORE, BE IT RESOLVED that the Board of Education of the Colton Joint Unified School District hereby recognizes the month of March as Women's History Month and encourages students, staff and parents to commemorate this occasion with appropriate and meaningful activities.

	***	***	***	***	***	***	***	***	***	***	***	***
DULY	ADO	PTED 1	by the	Board	of Educ	ation o	f the C	olton J	oint Uni	fied Sc	hool Di	istrict of San
Bernai	rdino Co	ounty, S	State of	Californ	nia, with	a vote	of <u> </u>	yes,	_nays, _	abs	ent,	_abstentions,
and sig	gned by	the Pre	sident a	and atte	sted by t	he Secr	etary th	is 16 <sup>th</sup> d	ay of Fe	bruary,	2012.	
						Ro	bert D.	Armen	ta, Jr.			
						Pr	esident,	Board	of Educa	ition		
Attest:												
•	Almenda											
Secret	ary, Bo	ard of E	ducatio	n								

# **REGULAR MEETING February 16, 2012**

# **ACTION ITEM**

TO:	Board of Education
PRESENTED BY:	Jerry Almendarez, Superintendent
SUBJECT:	Adoption of Resolution No. 12-34, Read Across America Day, March 2, 2012
GOAL:	Community Relations and Student Performance
STRATEGY:	Strategy #5 – College Career Strategy #6 – Character
BACKGROUND:	On March 2, 1998 the National Education Association (NEA) established a celebration of reading identified as Read Across America Day which also honors the birthday of Dr. Seuss. The goal is to have every child read in the company of a caring adult for at least 30 minutes that day.
BUDGET IMPLICATIONS:	No impact to the General Fund
RECOMMENDATION:	That the Board of Education adopt the Resolution No. 12-34, <i>Read Across America Day</i> , March 2, 2012 to increase awareness of the importance of reading in our schools, communities and across the nation.
ACTION:	On a motion by Board member and, the Board of Education adopted the Resolution No. 12-34, <i>Read Across America Day</i> , March 2, 2012 as presented.

# Read Across America Day

March 2, 2012

Resolution No. 12-34

WHEREAS, the Colton Joint Unified School District stands firmly committed to promoting reading as the catalyst for our students' future academic success so they will thrive in further education as they prepare for America's jobs of the future; and

WHEREAS, schools in our district have organized and planned activities and invite parents, community members and local dignitaries to join in the festivities by reading at least 30 minutes to our students; and

WHEREAS, the "National Education Association's (NEA) Read Across America Day," a national celebration of Dr. Seuss's 108<sup>th</sup> birthday on March 2<sup>nd</sup>, promotes reading and community involvement in the education of our students; now

THEREFORE, BE IT RESOLVED that the Board of Education of the Colton Joint Unified School District enthusiastically endorses "NEA's Read Across America Day" and encourages our community to engage in programs and activities to help our students become successful readers.

Bernardino County, State of Californ	Education of the Colton Joint Unified School District of Sannia, with a vote ofayes,nays,absent, by the President and attested by the Secretary this 16 <sup>th</sup> day of
	Robert D. Armenta, Jr. President, Board of Education
Attest:	
Jerry Almendarez Secretary, Board of Education	

# REGULAR MEETING February 16, 2012

# **ACTION ITEM**

TO:	Board of Education										
PRESENTED BY:	Jerry Almendarez, Superintendent										
SUBJECT:	Adoption of Resolution No. 12-35, Week of the School Administrator, March $4-10,2012$										
GOAL:	Personnel Development										
STRATEGY:	Strategy #1 – Communication Strategy #2 – Curriculum Strategy #3 – Decision Making Strategy #4 – Facilities Strategy #5 – College Career Strategy #6 – Character										
BACKGROUND:	The California State Legislation has designated March $4-10$ , 2012 as Week of the School Administrator. School districts will use this week to honor the efforts and accomplishments of administrators, classified managers and classified-confidential employees in the public educational system.										
BUDGET IMPLICATIONS:	No impact to the General Fund.										
RECOMMENDATION:	That the Board adopt the Resolution No. 12-35, Week of the School Administrator, March $4-10$ , 2012 as presented.										
ACTION:	On motion of Board Member and the Board adopted the Resolution No. 12-35, <i>Week of the School Administrator</i> , March 4 – 10, 2012.										

# Week of the School Administrator

March 4 - 10, 2012

Resolution No. 12-35

WHEREAS, the State of California Education Code 44015.1 states that in observance of the importance of educational leadership at the school, school district, and county levels, the first full week in the month of March of each year shall be designated as "Week of the School Administrator"; and

WHEREAS, certificated and classified school administrators work in public schools throughout California serving more than 6 million students; and

WHEREAS, certificated and classified administrators, as well as confidential employees, provide leadership and support of the educational program by developing and implementing the curriculum, selecting textbooks and instructional materials, recruiting, training, and evaluating classified and certificated staff, managing the budget and monitoring cost controls, implementing Board of Education policies in compliance with federal, state, and local regulation, planning and maintaining school facilities and providing transportation, nutrition, social service programs to students and their families; and

WHEREAS, school administrators are passionate, lifelong learners who believe in the value of quality public education for students to succeed; now

THEREFORE, BE IT RESOLVED that the Board of Education of the Colton Joint Unified School District hereby recognizes the week of March 4 - 10, 2012 as "Week of the School Administrator" and that all school administrators and management team members should be commended for their outstanding contributions and services they provide to our students and their achievements.

	**	***	**	***	**	**	•••	***	***	**	**	•••
Bernare	dino Co	unty, S	State of		ia, with	a vote	of <u>a</u>	/es,	nays,	abs	ent,	istrict of San _ abstentions,
Attest:						Robert D. Armenta, Jr. President, Board of Education						
Jerry A Secreta			Educatio	n								

## REGULAR MEETING February 16, 2012

#### ADMINISTRATIVE REPORT

TO: Board of Education

**PRESENTED BY:** Jaime R. Ayala, Assistant Superintendent, Business Services Division

**SUBJECT:** Approved Disbursements

**GOAL:** Budget Planning

**STRATEGIC PLAN:** Strategy #1 – Communication Strategy #4 – Facilities

Strategy #2 – Curriculum Strategy #5 – College Career Strategy #3 – Decision Making Strategy #6 – Character

**BACKGROUND:** The Board of Trustees payment report is available at the Board of

Education meeting for review. Items listed in the payment report

have been approved and paid.

Disbursements have been paid as listed, from batch #1076 through

batch #1187 for the sum of \$7,690,799.48.

**BUDGET** 

**IMPLICATIONS:** \$7,690,799.48 paid from funds as listed in the payment report.