

**BOARD OF EDUCATION
SAN DIEGO UNIFIED SCHOOL DISTRICT**

BRANCH: CHIEF OF STAFF

BOARD DATE: May 23, 2006

Agenda Section	7.a. – Human Resources and Labor Relations
Exhibits	Items 1-6 (6)
Reason for Board Consideration	Information

1. Presentation of the California School Employees Association (CSEA), Chapter 724 for the Operations-Support Services (OSS) Bargaining Unit’s initial proposal to bargain a successor agreement, in accordance with Section 3547.5 of the California Government Code and Section 1029 of the Bylaws of the Board of Education. (Exhibit)
2. Adoption of the District’s initial proposal and response to the San Diego Education Association’s request for full contract negotiations for the 2006 successor Collective Bargaining Agreement, in accordance with Section 3547.5 of the California Government Code and Section 1029 of the Bylaws of the Board of Education. (Exhibit)
3. Adoption of the District’s initial proposal and response to the San Diego Education Association’s request to bargain impacts and effects of bargaining unit members who have been required to change rooms and/or facilities or may be required to do so in the future, in accordance with Section 3547.5 of the California Government Code and Section 1029 of the Bylaws of the Board of Education. (Exhibit)
4. Adoption of the District’s initial proposal and response to the Police Officers Association’s request to reopen and negotiate Article VII – Wages and Article IX – Health and Welfare Benefits for the 2006-2007 school year, in accordance with Section 3547.5 of the California Government Code and Section 1029 of the Bylaws of the Board of Education. (Exhibit)
5. Adoption of the District’s initial proposal and response to the California School Employees Association’s (CSEA), Chapter 788 for the Office-Technical and Business Services (OTBS) request for full contract negotiations for the 2006 successor Collective Bargaining Agreement, in accordance with Section 3547.5 of the California Government Code and Section 1029 of the Bylaws of the Board of Education. (Exhibit)
6. Adoption of the Tentative Agreement between the District and the California School Employees Association (CSEA), Chapter 759 as the exclusive representative of the Paraeducators bargaining unit for the Collective Bargaining Agreement effective July 1, 2004 through June 30, 2008, in accordance with Section 3547.5 of the California Government Code and Section 1029 of the Bylaws of the Board of Education. (Exhibit)

**BOARD OF EDUCATION
SAN DIEGO UNIFIED SCHOOL DISTRICT**

BRANCH: DEPUTY SUPERINTENDENT

BOARD DATE: May 23, 2006

Agenda Section	7.b. - Instruction Report
Exhibits	Item 1 (1)
Reason for Board Consideration	First Reading

1. FIRST READING OF PROPOSED RESTRUCTURING PLAN, TITLE I PROGRAM IMPROVEMENT YEAR 4, FOR O' FARRELL COMMUNITY SCHOOL (CHARTER)

First reading of proposed restructuring plan for O' Farrell Community School, a direct-funded, arm-of-the-district charter school. Under *The No Child Left Behind Act* of 2001, all Title I schools that do not make Adequate Yearly Progress (AYP) for two consecutive years are identified as Program Improvement (PI). There are required services and/or interventions that schools must implement during each year they are in PI status. A requirement for schools in PI Year 4 is to prepare a restructuring plan including alternative governance at the school to be implemented in Year 5. The O' Farrell PI Year 4 Program Improvement Restructuring Plan was approved by the charter school's governing board (Community Council) on March 27, 2006. The Community Council is also responsible for monitoring the implementation of the plan. As the charter school authorizer, the District is responsible to work with the charter to ensure that it has taken the appropriate steps in compliance with NCLB, rather than to take direct responsibility for actually implementing those requirements. A summary of O' Farrell's restructuring proposal is provided as an exhibit. The summary includes referenced pages of the restructuring proposal; the full proposal is posted on the district's website. [Exhibit] [Originator-Deputy Superintendent]

**BOARD OF EDUCATION
SAN DIEGO UNIFIED SCHOOL DISTRICT**

BRANCH: CHIEF OF STAFF

BOARD DATE: May 23, 2006

Agenda Section	8.a. – Human Resources and Labor Relations
Exhibits	None
Reason for Board Consideration	Consent/Action

1. Approve certificated and classified personnel actions processed by the Human Resource Services Division between the dates of May 7, 2006, through, May 20, 2006, including: hires, re-hires, promotions, transfers, terminations, pay rate changes, and assignment changes. Report of personnel actions processed by the Human Resource Services Division is available for public inspection at the office of the Chief Human Resources Officer and the Parent Support and Board Services Office.
2. Establish, effective July 1, 2004, a new exempt level job classification, (eligible for straight time overtime compensation), Research Systems Analyst, at salary grade 056 on the Office Technical and Business Services Salary Schedule. Abolish, effective July 1, 2004, the job classification of Research Analyst, salary grade 050 on the Office Technical and Business Services Salary Schedule. The Human Resource Services Division was asked to conduct a job study of a single incumbent and a vacant position for the Program Studies Department of the Standards, Assessment and Accountability Division. Upon completion of the job study, we are recommending the following: The establishment of a new classification, Research Systems Analyst is recommended due to the gradual increase of higher level duties within the existing job classification. Specifically more complex relational databases and information are required due to No Child Left Behind. The incumbent has a broader scope of responsibility and an increase in the expertise and knowledge required of this job. The new title and description more accurately reflects the duties being performed by the incumbent in the current organization.

Approval of this recommendation to establish this job class will allow for reclassification of a single incumbent and the ability for Human Resources to begin recruitment processes for the vacant position within Program Studies.

We are also recommending abolishing the previous classification of Research Analyst, salary grade 050 on the Office Technical and Business Services Salary Schedule.

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BRANCH: DEPUTY SUPERINTENDENT

BOARD DATE: May 23, 2006

Agenda Section	8.b. - Instruction Report
Exhibits	None
Reason for Board Consideration	Consent/Action

Instruction & Curriculum

1. Request approval of Agreement between San Diego Unified School District and Education Associates, Inc. to provide consultant services through Education Associates, Inc. from May 24, 2006 to June 30, 2011 for services for Dr. Trevor McDonald and Ms. Christina Thornley for the Striving Readers Grant recently awarded to San Diego Unified by the United States Department of Education (USDOE). The services of Education Associates, Inc., are an integral part of the Striving Readers grant. Education Associates, Inc. will support teachers on the systemic use of the reading monitoring tool that was developed based on Education Associates, Inc. longitudinal research on adolescents struggling with reading and writing, provide support to intervention class teachers focusing on differentiated instructional strategies for English learners and other students who are struggling with reading and writing, and consult with content area teachers at the six schools participating in the Striving Readers Grant regarding how to use literacy strategies to assist students' understanding of content-area texts, concepts, and vocabulary. The amount of this contract is for \$1,450,260.00 and is to be paid from the Striving Readers Grant out of Budget Number 5579-58360-00-5107-2100-1110-01000-0000 over a five (5) year period. Year one of this contract is for 120 days of service. Years 2 through 5 are for 220 days of service per year. This contract represents 8.25% of the total grant award. [Originator – Executive Director, Instruction & Curriculum]

Special Education

2. First Amendment to agreement with Bilingual Therapies/ProCare Therapy LLC, a provider of special education services, to provide educational and/or related services to special education students with special needs, from July 1, 2006 through June 30, 2007. Cost is not to exceed \$550,000.00 (\$200,000.00 via this amendment) and will be funded by regular Special Education Program funds (5380-65000-00-5151-1190-5770-01000-4530). [Originator-Executive Director, Special Education]

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Reason for Board Consideration	Consent/Action

3. First Amendment to agreement with Professional Speech, a provider of special education services, to provide educational and/or related services to special education students with special needs, from July 1, 2006 through June 30, 2007. Cost is not to exceed \$270,000.00 (\$70,000.00 via this amendment) and will be funded by regular Special Education Program funds (5380-65000-00-5151-1190-5770-01000-4530). [Originator-Executive Director, Special Education]
4. First Amendment to agreement with Coast Music Therapy, a provider of special education services, to provide educational and/or related services to special education students with special needs, from July 1, 2006 through June 30, 2007. Cost is not to exceed \$300,000.00 (\$120,000.00 via this amendment) and will be funded by regular Special Education Program funds (5570-65000-00-5137-1180-5750-01000-4697). [Originator-Executive Director, Special Education]
5. First Amendment to agreement with San Diego County Superintendent of Schools, from July 1, 2005 through June 30, 2006, to provide educational and/or related services to special education students in Licensed Children's Institutions within the boundaries of the San Diego Unified School District. Cost to the District is not to exceed \$50,000 and will be funded by regular Special Education Program funds (5570-65000-00-5137-1180-5750-01000-4697). This amendment to the agreement is necessary as a result of the District's decision to provide these special education services rather than contract with the County. [Originator-Executive Director, Special Education]

Standards, Assessment and Accountability

6. Approve the waivers of the requirement to successfully pass one or both subject matter parts of the California High School Exit Examination (CAHSEE) for the special education students identified with district assigned case nos. 002-0304, 003-0304, 006-0304, 007-0304, 046-0304, 048-0304, 051-0304, 052-0304, 055-0304, 068-0304, 077-0304, 080-0304, 081-0304, 003-1104, 004-1104, 005-1104, 010-1104, 027-1104, 028-1104, 029-1104, 030-1104, 002-0305, 009-0305, 012-0305, 011-0305, 013-0305, 033-0305, 040-0305, 041-0305, 042-0305, 070-0305, 097-0305, 099-0305, 100-0305, 106-0305, 108-0305, 110-0305, 002-0905, 003-0905, 004-0905, 005-0905, 007-0905, 008-0905, 009-0905, 011-0905, 012-0905, 013-0905, 015-0905, 016-0905, 017-0905, 001-1105, 005-1105, 006-1105, 013-1105, 002-0206, 003-0206, 005-0206, 006-0206, 007-0206, 008-0206, 009-0206, 010-0206, 011-0206, 012-0206, 013-0206, 014-0206, 015-0206, 017-0206, 020-0206, 021-0206, 022-0206, 024-0206, 025-0206, 026-0206, and 027-0206, for Adult Education; Clairemont; Crawford IDEA; Garfield; Gompers; La Jolla; Kearny Business; Kearny Digital, Media, and Design; Madison; Mira Mesa; Mission Bay; Morse; New Dawn; Point Loma; Preuss Charter; Serra; Scripps Ranch; and University City high schools. By law, these waiver requests are brought forward for special education students who have passed the CAHSEE using

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Reason for Board Consideration	Consent/Action

the modifications specified in their Individualized Education Plans. [Originator-Executive Director, Standards, Assessment and Accountability]

Student Services

7. Approval of First Amendment to the Agreement with Social Advocates for Youth, Inc., for expenses incurred for subcontracted counseling and group services for students involved with the Serra High Healthy Start Collaborative. This First Amendment extends the term of the original agreement by one year, through June 30, 2007, and increases the contract funding amount by \$30,000, for a total of \$63,000. Funding is provided by the Med-Cal LEA fee-for-service. [Originator-Executive Director, Student Services]
8. Approval of First Amendment to the Agreement with Social Advocates for Youth, Inc., to oversee subcontractors and monitor progress over the course of the grant year, develop and implement grant-specific programs, conduct mentoring services, and hire grant-specific Healthy Start staff for the O'Farrell Healthy Start Collaborative. This First Amendment extends the term of the original agreement by one year, through June 30, 2007, and increases the contract funding amount by \$30,000, for a total of \$63,000. Funding is provided by the Med-Cal LEA fee-for-service. [Originator-Executive Director, Student Services]
9. Approval of First Amendment to the Agreement with Social Advocates for Youth, Inc., to provide services to the Military Families Healthy Start Collaborative in the areas of fundraising, community development, mentoring and consulting services. This First Amendment extends the term of the original agreement by one year, through June 30, 2007, and increases the contract funding amount by \$30,000, for a total of \$63,000. Funding is provided by the Med-Cal LEA fee-for-service. [Originator-Executive Director, Student Services]
10. Approval of First Amendment to the Agreement with Social Advocates for Youth, Inc., to provide services to the Kroc Healthy Start Collaborative in the areas of community development, mentoring and grant writing. This First Amendment extends the term of the original agreement by one year, through June 30, 2007, and increases the contract funding amount by \$30,000, for a total of \$63,000. Funding is provided by the Med-Cal LEA fee-for-service. [Originator-Executive Director, Student Services]

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Reason for Board Consideration	Consent/Action

11. Approval of First Amendment to the Agreement with Social Advocates for Youth, Inc., to oversee subcontractors and monitor progress over the course of the grant year, develop and implement grant-specific programs, conduct mentoring services, and hire grant-specific Healthy Start staff for the Crawford High Healthy Start Collaborative. This First Amendment extends the term of the original agreement by one year, through June 30, 2007, and increases the contract funding amount by \$30,000, for a total of \$63,000. Funding is provided by the Med-Cal LEA fee-for-service. [Originator-Executive Director, Student Services]
12. Approval of First Amendment to the Agreement with YMCA of San Diego County, Youth and Family Services to provide consultant services in order to implement the work plan proposed in the Roosevelt Middle Healthy Start Collaborative Implementation Grant. This First Amendment extends the term of the original agreement by one year, through June 30, 2007, and increases the contract funding amount by \$30,000, for a total of \$83,000. Funding is provided by the Med-Cal LEA fee-for-service. [Originator-Executive Director, Student Services]
13. Approval of First Amendment to the Agreement with Bayside Community Center to oversee any subcontractors and monitor progress over the course of the grant year, develop and implement grant-specific programs, conduct mentoring services and hire grant-specific Healthy Start staff, for the Linda Vista Elementary Healthy Start Collaborative. This First Amendment extends the term of the original agreement by one year, through June 30, 2007, and increases the contract funding amount by \$30,000, for a total of \$63,000. Funding is provided by the Med-Cal LEA fee-for-service. [Originator-Executive Director, Student Services]
14. Approval of First Amendment to the Agreement with Bayside Community Center to provide services to the Carson Elementary Healthy Start Collaborative in the areas of community development, mentoring and grant writing. This First Amendment extends the term of the original agreement by one year, through June 30, 2007, and increases the contract funding amount by \$30,000, for a total of \$63,000. Funding is provided by the Med-Cal LEA fee-for-service. [Originator-Executive Director, Student Services]

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Exhibits	None
Reason for Board Consideration	Consent/Action

15. Approval of First Amendment to Agreement with Center for Community Solutions for the Bayview Terrace Elementary Healthy Start Collaborative, for expenses incurred for subcontracted counseling and group services for students. This First Amendment extends the term of the original agreement by one year, through June 30, 2007, and increases the contract funding amount by \$30,000, for a total of \$63,000. Funding is provided by the Med-Cal LEA fee-for-service. [Originator-Executive Director, Student Services]
16. Approval of First Amendment to Agreement with Hoffman Clark & Associates, independent evaluator, for the coordination and administration of the evaluation component of the Elementary and Secondary Counseling Program Grant. The grant was awarded to the district in July 2004, and originally included evaluation services for five elementary schools. Due to available carryover funds from grant year one, the district added four new schools to the grant, for a total of nine elementary schools during grant year two. With the addition of four elementary schools, Hoffman Clark & Associates' evaluation duties nearly doubled. The First Amendment increases the contract amount from \$7,000 to \$31,000 to cover the cost of the needed additional services. Funding is provided by the Elementary and Secondary Counseling Program Grant. Payment shall be made from budget number: 5372-58280-00-5107-3110-1110-01000-000. [Originator-Executive Director, Student Services]
17. Approval of Agreement, effective May 30, 2006 through September 30, 2006, with Hoffman Clark & Associates to provide evaluation services for the Alcohol Abuse Reduction Grant, in an amount not to exceed \$15,000. Funding is provided by the Alcohol Abuse Reduction Grant. Payment shall be made from budget number: 5372-58291-00-5107-3140-1110-01000-0000. [Originator-Executive Director, Student Services]

Teacher Preparation and Student Support

18. Approval of Second Amendment to Agreement with the City of San Diego to operate the "6 to 6" extended school day program at 126 schools sites during the 2005-2006 school year with After School Education and Safety Program (ASESP) and 21st Century Community Learning Center (21st CCLC) grant funds. The Board of Education approved the Agreement on August 9, 2005. This Second Amendment authorizes the increase of ASESP grant funds in the amount of \$23,123.10, and the increase of the 21st CCLC grant funds in the amount of \$979,064.12 from the District to the City. The increase to the City is due to increased ASESP and 21st CCLC grant funding received by the District from the San Diego County Office of Education to operate the "6 to 6" extended day program. [Originator-Executive Director, Teacher Preparation and Student Support]

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Reason for Board Consideration	Consent/Action

19. Approval of First Amendment to Agreement with the San Diego County Office of Education (SDCOE) to operate the “6 to 6” extended school day program at Cohort 1 schools during the 2005-2006 school year with After School Education and Safety Program (ASESP) grant funds. The Board of Education approved the Agreement on October 25, 2005. This First Amendment authorizes an increase of ASEP funding in the amount of \$23,123.10 for Farb Middle School. [Originator-Executive Director, Teacher Preparation and Student Support]

20. Approval of Seventh Amendment to Agreement with the San Diego County Office of Education (SDCOE) to operate the “6 to 6” extended school day program at Cohort 2 schools from July 1, 2004 through February 28, 2006 with 21st Century Community Learning Center (21st CCLC) grant funds. The Board of Education approved the Agreement on November 9, 2004. This Seventh Amendment authorizes the elimination of grant funds in the amount of \$93,492 awarded to a Cohort 2 school that declined to participate in the “6 to 6” program (Preuss Charter) and awards grant funds in the amount of \$73,500 to a new school that wishes to offer a “6 to 6” program (Ibarra Elementary). This Amendment results in a decrease of 21st CCLC funding to the District in the amount of \$19,992. [Originator-Executive Director, Teacher Preparation and Student Support]

21. Approval of First and Second Amendments to Agreement with the San Diego County Office of Education (SDCOE) to operate the “6 to 6” extended school day program at Cohort 2 schools from July 1, 2005 through December 31, 2006 with 21st Century Community Learning Center (21st CCLC) grant funds. The Board of Education approved the Agreement on January 24, 2006. The First Amendment authorizes the elimination of grant funds in the amount of \$93,492 awarded to a Cohort 2 school that declined to participate in the “6 to 6” program (Preuss Charter) and awards grant funds in the amount of \$73,500 to a new school that wishes to offer a “6 to 6” program (Ibarra Elementary). In addition, the First Amendment results in a decrease of 21st CCLC funding to the District in the amount of \$19,992. The Second Amendment authorizes an increase in funding in the amount of \$36,750 to Promise Charter, and an increase in funding in the amount of \$11,025 to Washington Elementary. This Amendment results in an increase of 21st CCLC funding to the District in the amount of \$47,775. [Originator-Executive Director, Teacher Preparation and Student Support]

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Reason for Board Consideration	Consent/Action

22. Approval of First Amendment to Agreement with the San Diego County Office of Education (SDCOE) to operate the “6 to 6” extended school day program at Cohort 3 schools during the 2004-2005 school year with After School Education and Safety Program (ASESP) grant funds. The Board of Education approved the Agreement on July 27, 2004. This Amendment authorizes the transfer of funding in the amount of \$79,000 from a school that is now closed (Sojourner Truth) to a new school (Cherokee Point Elementary). This Amendment has no fiscal impact on the District as existing funds are being transferred from one school to another. [Originator-Executive Director, Teacher Preparation and Student Support]

23. Approval of First Amendment to Agreement with the San Diego County Office of Education (SDCOE) to operate the “6 to 6” extended school day program at Cohort 3 schools during the 2005-2006 school year with After School Education and Safety Program (ASESP) grant funds. The Board of Education approved the Agreement on August 9, 2005. The Amendment authorizes the transfer of funding in the amount of \$79,000 from a school that is now closed (Sojourner Truth) to a new school (Cherokee Point Elementary). This Amendment has no fiscal impact on the District as existing funds are being transferred from one school to another. [Originator-Executive Director, Teacher Preparation and Student Support]

24. Approval of First Amendment to Agreement with the San Diego County Office of Education (SDCOE) to operate the “6 to 6” extended school day program at Cohort 3 schools from July 1, 2005 through December 31, 2006 with 21st Century Community Learning Center (21st CCLC) grant funds. The board of Education approved the Agreement on January 24, 2006. This First Amendment authorizes an increase in 21st CCLC funding in the amount of \$998,638.62 to Cohort 3 schools. Increase in funding is due to increase in hourly rates for “before and after” school programs. [Originator-Executive Director, Teacher Preparation and Student Support]

**BOARD OF EDUCATION
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BRANCH: CHIEF ADMINISTRATIVE OFFICER

BOARD DATE: May 23, 2006

Agenda Section	8.c. – Business Report
Exhibits	Items 20, 22, 23 (3)
Reason for Board Consideration	Consent/Action

1. Categorical Exemption for conversion of the public school facilities at Thurgood Marshall Middle School as set forth under Proposition MM in compliance with Sections 15322 and 15314 of the California Environmental Quality Act of 1970 and authorization to file the Notice of Exemption with County Clerk of San Diego, California.

Notice of Exemption from California Environmental Quality Act – Thurgood Marshall Middle School Conversion as set forth under Proposition MM. Section 15322 of the California Environmental Quality Act of 1970 provides a categorical exemption for the conversion of grade structure for a school, which does not result in changes in student transportation. Section 15314 of CEQA provides for a categorical exemption for a school which makes minor additions to existing school grounds where the addition does not increase the original student capacity by more than 25% or ten classrooms, whichever is less. The San Diego Unified School District plans to convert Thurgood Marshall Middle School to an elementary school (future E.B. Scripps Elementary). All construction will take place on existing, District owned school property. The school will not be expanded beyond its present capacity. Copies of the Notice of Exemption are available for review at the Parent Support and Board Services Office and District’s Maintenance & Operations Department, Architectural Program office.

It is recommended that the Board of Education:

- a. Certify it has considered the proposed Notice of Exemption for the Thurgood Marshall Middle School conversion.
- b. Certify that the school conversion will be consistent with present use of the site and will not involve expansion of use beyond that which presently exists.
- c. Certify that the school site conversion is categorically exempt from the California Environmental Quality Act pursuant to Sections 15322 and 15314 of Title 14 of the California Code of Regulations.
- d. Certify that the Notice of Exemption has been prepared pursuant to the California Environmental Quality Act.
- e. Find, based on the Notice of Exemption, that there is no substantial evidence that the project will have a significant effect on the environment.
- f. Approve the Notice of Exemption for the project.
- g. Authorize the filing of the Notice of Exemption with the County Clerk, County of San Diego.

[Originator-Chief Facilities Officer]

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BRANCH: CHIEF ADMINISTRATIVE OFFICER

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Exhibits	Items 20, 22, 23 (3)
Reason for Board Consideration	Consent/Action

Construction Change Orders

2. Approval of Future Thurgood Marshall Middle School Change Order Nos. 0003D, 0036C, and 0049C to Contract C-7175 with SOLPAC, INC. dba Soltek Pacific for construction of the redesigned Visual and Performing Arts Building and cost increases due to the delayed start of the project for site concrete, drywall, and framing. These change orders increase the contract value in the amount of \$1,977,373, representing 3.82% of the contract value, for a cumulative contract rate of 0.72%.

The total of approved change orders to date is -\$1,602,967 which is -3.10% of the contract value. Board of Education approval is required for changes above \$100,000 or cumulatively over 10% of the contract value. Contract C-7175 for the Future Thurgood Marshall Middle School New School Project was board approved on January 17, 2004, at an original contract value of \$42,524,200. [Originator-Chief Facilities Officer / Funding- Proposition MM Fund]

3. Approval of Golden Hill Elementary School, Increment 2, Change Orders No. 3.3, 3.9, 4, 4.1, 4.2, 223, 250, 255, 283, 283.1, 293, 293.1, 295, 299, and 312 to Contract C-7082 with SOLPAC, INC. dba Soltek Pacific for revisions to city concrete, demolition, and earthwork; startup and weather delay; completion delay; subcontractor overhead; sitework revisions; condensate drains; platform rentals; red zone support & cleanup; drainage swale; chairlift closure; copier outlet; circuit setters. This change order increases the contract value in the amount of \$727,764 for a cumulative contract rate of 14.52%.

Approval of Change Orders No. 3.3, 3.9, 4, 4.1, 4.2, 223, 250, 255, 283, 283.1, 293, 293.1, 295, 299, and 312 to Contract C-7082 – Golden Hill Elementary School, Increment 2 Project: These change orders submitted by SOLPAC, INC. dba Soltek Pacific for the Golden Hill Elementary School provide for revisions to city concrete, demolition, and earthwork as a result of modifications to the sewer realignment and dropoff zones; startup, weather, and redesign delays related to redesign of Building A & B due to community review comments; completion delay due to various late design revisions; subcontractor overhead related to time extensions; sitework revisions related to various late design clarifications; condensate drains added to the kitchen air handling system; platform rentals for temporary storage of structural steel related to time extensions; red zone support & cleanup during District facility commissioning & furnishing activities; drainage swale added to control rainwater runoff; chairlift closure added as a safety precaution; copier outlet added to accommodate increased electrical requirements of owner furnished equipment; circuit setters added to control heating hot water flow.

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BRANCH: CHIEF ADMINISTRATIVE OFFICER

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The change order total is \$727,764 and represents 4.0% of the contract value. The total of approved change orders to date is \$1,924,344 which is 10.52% of the contract value. Board of Education approval is required for changes above \$100,000 or cumulatively over 10% of the contract value. Contract C-7082 for the Golden Hill Elementary School, Increment 2 Project was board approved on June 30, 2004, at an original contract value of \$18,300,000. With the approval of this change order, the cumulative rate for this contract will be 14.52%. This work will be funded from Proposition MM Funds.

License Agreement

4. First Amendment to Non-Exclusive License between the San Diego Unified School District and Children’s Creative & Performing Arts Academy (Cleveland Elementary School).

First Amendment to Non-Exclusive License to Occupy Cleveland Elementary School: Under the terms of the non-exclusive license, Children’s Creative & Performing Arts Academy (CCPAA) must vacate the Cleveland Elementary School site by July 1, 2006. CCPAA’s new site for the 2006-07 school year will not be available for move-in until August 2006. The Academy has requested an extension of its license for one month, beginning July 1, 2006, and terminating July 31, 2006, to allow it to operate its summer school session and to make the necessary preparations to vacate the Cleveland site. The basic monthly fee will continue to be \$21,032.00. All other terms and conditions of the license will remain in full force and effect. Approval of this agenda item will authorize the Chief Facilities Officer, Facilities Management, to execute the necessary documents in connection with the amendment of the Non-Exclusive License to allow Children’s Creative & Performing Arts Academy to occupy the Cleveland site until July 31, 2006.
[Originator-Chief Facilities Officer]

Construction Bids

5. Report on Bid Opening of April 21, 2006, for boiler replacement at Hale Jr. High School site (C56-077). Agreement, effective May 24, 2006 through October 1, 2006 between San Diego Unified School District and Coastal Air, Inc. for the total base bid value of \$428,600

The construction for boiler replacement at Hale Jr. High School site is estimated to be completed by October 1, 2006. The work covered by this project includes the furnishing of all labor, materials, transportation, equipment and services for the installation and completion of work. Bids for this project were received on April 21, 2006. The total for the lowest responsive and responsible base bid was below the architect’s/engineer’s estimate, below the district’s budget, and is considered fair and reasonable. Approve award of contract C56-077 to Coastal Air, Inc. in the total base bid amount of \$428,600. Authorize the Chief Facilities Officer, Facilities Management,

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to create an escrow/trust account and release funds due contractor once the project has been completed if requested by the contractor. [Originator-Chief Facilities Officer / Funding- Major Repair and Replacement funds.]

6. Report on Bid Opening of April 14, 2006, for asphalt and concrete cutting and coring on an as-needed basis (C56-081). Agreement, effective June 1, 2006 through May 31, 2007 between San Diego Unified School District and Strait-Line Concrete Cutting & Coring, Inc., for the total not to exceed amount of \$50,000 for year one.

The construction for asphalt and concrete cutting and coring on an as-needed basis is a term contract for one year with an option to renew the agreement for an additional four (4) one-year terms. The work covered by this project includes the furnishing of all labor, materials, transportation, equipment and services for the installation and completion of work. Bids for this project were received on April 14, 2006. The total for the lowest responsive and responsible base bid was below the district's budget, and is considered fair and reasonable. Approve award of contract C56-081 to Strait-Line Concrete Cutting & Coring, Inc., in the total not to exceed amount of \$50,000 for year one. Authorize the Chief Facilities Officer, Facilities Management, to create an escrow/trust account and release funds due contractor once the project has been completed if requested by the contractor. [Originator-Chief Facilities Officer / Funding-General Operating funds.]

7. Report on Bid Opening of April 20, 2006, for repair and/or replace audiovisual and sound systems at various district sites on an as-needed basis (C56-082). Agreement, effective June 1, 2006 through May 31, 2007 between San Diego Unified School District and Audio Associates for the total base bid value of \$184,700 for year one.

The construction for repair and/or replace audiovisual and sound systems at various district sites on an as-needed basis is a term contract for one year with an option to renew the agreement for an additional four (4) one-year terms. The work covered by this project includes the furnishing of all labor, materials, transportation, equipment and services for the installation and completion of work. Bids for this project were received on April 20, 2006. The total for the lowest responsive and responsible base bid was below the architect's/engineer's estimate, below the district's budget, and is considered fair and reasonable. Approve award of contract C56-082 to Audio Associates, in the total base bid amount of \$184,700 for year one. Authorize the Chief Facilities Officer, Facilities Management, to create an escrow/trust account and release funds due contractor once the project has been completed if requested by the contractor. [Originator-Chief Facilities Officer / Funding-General operating, deferred maintenance, and site funds.]

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8. Report on Bid Opening of April 21, 2006, to remove and replace P.E. lockers at Lewis Middle School (C56-087). Agreement, effective May 24, 2006 through December 31, 2006 between San Diego Unified School District and Rusco, Inc. for the total base bid value of \$101,700.

The construction to remove and replace P.E. lockers at Lewis Middle School is estimated to be completed by December 31, 2006. The work covered by this project includes the furnishing of all labor, materials, transportation, equipment and services for the installation and completion of work. Bids for this project were received on April 21, 2006. The total for the lowest responsive and responsible base bid was below the architect's/engineer's estimate, below the district's budget, and is considered fair and reasonable. Approve award of contract C56-087 to Rusco, Inc. in the total base bid amount of \$101,700. Authorize the Chief Facilities Officer, Facilities Management, to create an escrow/trust account and release funds due contractor once the project has been completed if requested by the contractor. [Originator-Chief Facilities Officer / Funding-Proposition MM, Future Repair and Replacement.]

9. Report on Bid Opening of April 20, 2006, for paving improvements at Birney Elementary and Penn Elementary and Hoover High schools (C56-088). Agreement, effective May 24, 2006 through September 30, 2006 between San Diego Unified School District and ABC Construction Co., Inc. for the total base bid value of \$1,292,373.

The construction for paving improvements at Birney Elementary and Penn Elementary and Hoover High schools is estimated to be completed by September 30, 2006. The work covered by this project includes the furnishing of all labor, materials, transportation, equipment and services for the installation and completion of work. Bids for this project were received on April 20, 2006. The total for the lowest responsive and responsible base bid was above the architect's/engineer's estimate, above the district's budget, but is considered fair and reasonable. Approve award of contract C56-088 to ABC Construction Co., Inc. in the total base bid amount of \$1,292,373. Authorize the Chief Facilities Officer, Facilities Management, to create an escrow/trust account and release funds due contractor once the project has been completed if requested by the contractor. [Originator-Chief Facilities Officer / Funding-Proposition MM fund]

10. Report on Bid Opening of April 13, 2006, for earthwork at the new Laura G. Rodriguez Elementary School (C56-101). Agreement, effective May 24, 2006 through March 13, 2007 between San Diego Unified School District and Iron Horse Grading, Inc. for the base bid value plus one alternate for a total amount of \$937,700.

The construction for earthwork at the new Laura G. Rodriguez Elementary School is estimated to be completed by March 13, 2007. On February 8, 2005 the Board of Education approved the use

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of construction management multi-prime (CM/MP) services delivery method for construction of Laura G. Rodriguez Elementary School, and on December 13, 2005 approved the award of the CM/MP services contract to McCarthy Building Companies, Inc. The work covered by this project includes the furnishing of all labor, materials, transportation, equipment and services for the installation and completion of work. Bids for this project were received on April 13, 2006. The total for the lowest responsive and responsible base bid was above the architect's/engineer's estimate, below the district's budget, and is considered fair and reasonable. Approve award of contract C56-101 to Iron Horse Grading, Inc. for base bid value plus one alternate for a total amount of \$937,700. Authorize the Chief Facilities Officer, Facilities Management, to create an escrow/trust account and release funds due contractor once the project has been completed if requested by the contractor. [Originator-Chief Facilities Officer / Funding-Proposition MM fund]

11. Report on Bid Opening of April 13, 2006, for site utilities at the new Laura G. Rodriguez Elementary School (C56-102). Agreement, effective May 24, 2006 through June 7, 2007 between San Diego Unified School District and Ahrens Corporation for the base bid value plus one alternate for a total amount of \$1,420,000.

The construction for site utilities at the new Laura G. Rodriguez Elementary School is estimated to be completed by June 7, 2007. On February 8, 2005 the Board of Education approved the use of construction management multi-prime (CM/MP) services delivery method for construction of Laura G. Rodriguez Elementary School, and on December 13, 2005 approved the award of the CM/MP services contract to McCarthy Building Companies, Inc. The work covered by this project includes the furnishing of all labor, materials, transportation, equipment and services for the installation and completion of work. Bids for this project were received on April 13, 2006. The total for the lowest responsive and responsible base bid was above the architect's/engineer's estimate, below the district's budget, and is considered fair and reasonable. Approve award of contract C56-102 to Ahrens Corporation for the base bid value plus one alternate for a total amount of \$1,420,000. Authorize the Chief Facilities Officer, Facilities Management, to create an escrow/trust account and release funds due contractor once the project has been completed if requested by the contractor. [Originator-Chief Facilities Officer / Funding- Proposition MM fund]

12. Report on Bid Opening of April 13, 2006, for waterproofing at the new Laura G. Rodriguez Elementary School (C56-105). Agreement, effective May 24, 2006 through January 31, 2007 between San Diego Unified School District and Saddleback Waterproofing for the base bid plus one alternate for a total amount of \$140,600.

The construction for waterproofing at the new Laura G. Rodriguez Elementary School is estimated to be completed by January 31, 2007. On February 8, 2005 the Board of Education approved the use of construction management multi-prime (CM/MP) services delivery method for construction

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of Laura G. Rodriguez Elementary School, and on December 13, 2005 approved the award of the CM/MP services contract to McCarthy Building Companies, Inc. The work covered by this project includes the furnishing of all labor, materials, transportation, equipment and services for the installation and completion of work. Bids for this project were received on April 13, 2006. The total for the lowest responsive and responsible base bid was above the architect's/engineer's estimate, below the district's budget, and is considered fair and reasonable. Approve award of contract C56-105 to Saddleback Waterproofing for the base bid plus one alternate for a total amount of \$140,600. Authorize the Chief Facilities Officer, Facilities Management, to create an escrow/trust account and release funds due contractor once the project has been completed if requested by the contractor. Originator-Chief Facilities Officer / Funding-Proposition MM fund]

Professional Services/Construction Agreements

13. Third Amendment to Agreement No. 23-71-12 with Daniel O'Halloran to provide technical architect services to assist the District Information Technology Department in projects for the District Wide Application (DWA) for an additional twelve month period and increase previous approved maximum contract expenditure amount by \$150,000. Agreement effective December 2, 2002 through June 29, 2007. Total cost to be a maximum expenditure of \$674,000. [Originator-Chief Business Officer/Information Technology Department/Funding-Information Technology Department DWA Funds]
14. Second Amendment to Agreement No. 45-27-12 with Gavin & Gavin Advertising, Inc. to provide a source for the furnishing of classified advertising and increase previous approved maximum contract expenditure amount by \$75,000. Agreement effective July 28, 2004 through July 27, 2006. Total cost to be a maximum of \$255,000. [Originator-Chief Human Resources Officer /Funding-Human Resources Employment Advertising Funds]
15. Authorize the purchase of professional and technical Information Technology (IT) training classes from New Horizon Computer Learning Center, on an as required basis. California Government Code 53060 provides for the purchase of professional and technical services without the requirement of formal advertised bidding. Approval effective June 1, 2006 through May 31, 2009. Total estimated annual cost to be a maximum of \$70,000. [Originator-Chief Business Officer/Information Technology Department /Funding-Information Technology Department Training Fund]
16. Agreement with the City of San Diego for access to and usage of the City of San Diego's 800 MHz communications system. Agreement effective July 15, 2006 through July 14, 2016. Total annual cost to be a maximum of \$515,000. [Originator-Chief Administrative Officer/School

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Police Services Department / Funding-School Police Services Department Carl Washington
School Safety Grant]

17. Second Amendment to Agreement, effective March 10, 2005-December 31, 2006 between the San Diego Unified School District and Tetra Tech EM, Inc. (C-7222).

On January 11, 2005, the Board of Education awarded an Agreement to Tetra Tech EM, Inc. for professional project management services with expertise in energy auditing technical support and retrofit construction on an as-required basis. The Agreement provided for a maximum consideration of \$145,000 and a term commencing on March 10, 2005 and terminating on March 9, 2006, with an option to extend one year at District's election. On February 28, 2006, a First Amendment was entered into to extend the term through December 31, 2006 and provide for a cost-of-living increase. This amendment is necessary to increase the consideration to a maximum of \$295,000, an increase of \$150,000. [Originator-Chief Facilities Officer/Funding Source- M&O Utilities]

18. Third Amendment to Architect's Contract, effective September 14, 1999 to project completion between the San Diego Unified School District and GKK Corporation, Inc. (C-5682).

On September 14, 1999, the Board of Education awarded an Agreement to GKK Corporation, Inc. to perform professional architectural services at Hoover and Henry High Schools. The Agreement provided for a maximum consideration of \$422,734 to project completion. On February 22, 2000, a First Amendment was approved to increase the compensation to a total of \$788,925, and on February 27, 2001, respectively, a Second Amendment was authorized to decrease the firm's compensation to a total of \$632,370 due to a decrease scope and other adjustments. Subsequently, the site work was split into two separate contracts for both Hoover High School and Henry High School. Final construction costs for both sites and both phases have been completed resulting in an increase in architect fees of \$92,970 for Hoover High School, and \$128,020 for Henry High School, respectively. This amendment is necessary to increase the consideration to a maximum of \$853,360, an increase of \$220,920. [Originator-Chief Facilities Officer/Funding Source- Proposition MM]

Office of the Superintendent Agreements

19. Agreement, effective June 30, 2006 through June 30, 2007, between the San Diego Unified School District and San Diego Community College Auxiliary Organization to use the temporary employment services provided by the Auxiliary.

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San Diego City Schools was awarded a 5-Year, 21st Century Community Learning Center Grant in February 2003 to implement an afterschool program to provide 11th grade students at Kearny High Educational Complex and San Diego High Educational Complex with assistance during the summer to improve their literacy and/or math skill. One component of the summer program is literacy and math rich paid internship opportunities. The purpose of this agreement is to provide employment services (i.e. process payroll) for student summer interns working with local business partners. The project also provides employment services to local college students who will provide tutorial support to students during the Afterschool Program in addition, to contracting with third party vendors who provide services for the afterschool programs. [Originator-Office of Secondary School Innovation]

Purchasing Agreements

20. Agreement No. 56-69 with Buswest Corporation, LLC for the purchase of twenty-five (25) School Buses with trade-in allowance of twenty-five (25) used buses.

Agreement No. 56-69 authorizes identification of Buswest Corporation, LLC as the selected vendor to provide the District with a source to purchase twenty-five (25) buses, with trade-in allowance of twenty-five (25) used buses.

Authorize rejection of 1st low bid from West Coach Corporation. Authorizes the one-time purchase of said school buses for a total of \$2,146,890.47. [Originator- Chief Business Officer/Transportation Services Department/Funding-Pupil Transportation Equipment Fund by Purchase Order-Exhibit]

21. Approve Contract C56-086, with Redd Team Manufacturing (effective June 1, 2006 through May 31, 2007) for aluminum access ramp upgrade kits for the not-to-exceed value of \$500,000. Authorizes negotiated agreement with Redd Team Manufacturing for the procurement of aluminum access ramp upgrade kits to meet current California Building Code regulations on existing Redd Team ramps in the district, subject to compliance with conditions for execution of an agreement. Redd Team Manufacturing is the sole source supplier of the upgrade kits necessary to upgrade the existing ramps to meet the updated California Building Code requirements for ADA access ramps. In addition, the kits are pre-approved by the Division of State Architect (DSA) for use on ramps manufactured by Redd Team. Funding shall not exceed \$500,000. [Originator-Chief Facilities Officer / Funding-This project will be funded from various funding sources on a project-by-project basis.]

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Ratification of Purchase Orders

22. Ratify Purchase Orders in excess of \$65,100 for materials, supplies and services or in excess of \$15,000 for public works projects for the period of March 27, 2006 through April 16, 2006, under contracts previously approved by the Board of Education. [Originator-Chief Business Officer-Exhibit]

23. Ratify Purchase Orders less than \$65,100 for materials, supplies and services or less than \$15,000 for public works projects for the period of March 27, 2006 through April 16, 2006. [Originator-Chief Business Officer-Exhibit]

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Executive Summary

The Finance Report Section (8.d.) items consist of actions authorized under the California Constitution or legal statutes, and are in accordance with administrative rules and regulations.

1. Actions to accept, budget, and spend income, in excess or that included in the adopted budget, are authorized by Education Code Section 42602. These actions provide the means by which the Board of Education can access income which becomes available to them after they have adopted a final budget. When such added income is available and a majority of the Board is in agreement as to its use, the action to accept, budget and spend the income is a routine action. It increases the budgeted appropriations in the amount of the added income and authorizes the expenditure of that income for the purposes designated in the resolution and supporting budget. The following items represent such resolutions for the purposes stated below: (Copies of the exhibit are available in the Parent Support and Board Services office.)

Accept, budget and spend summary for April 1 through April 30, 2006.

2. Transfer of appropriations between major expenditure classifications is authorized at any time by written resolution of the Board of Education filed with the county superintendent of schools and the county auditor. A resolution providing for the transfer between classifications must be approved by a majority of the members of the governing Board (Education Code Section 42600). Major expenditure classifications are as follows:

1000 Certificated Personnel Salaries
2000 Classified Personnel Salaries
3000 Employee Benefits
4000 Books and Supplies
5000 Services and Operating Expenses
6000 Capital Outlay
7000 Other Outgo
9000 Reserves

Transfer of appropriations summary from April 1 through April 30, 2006. (Copies of the exhibit are available in the Parent Support and Board Services office.)

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Special Education

3. Authorizes the payment of \$1,141.25 to Rosemarie Haggerty per IEP team agreement SN061097-082. This is to reimburse a parent for a vision assessment and speech and language assessment for a special education student from September through November 2005.
4. Authorizes the payment of \$2,000.00 to Marley Nelms per IEP team agreement SN050901-025. This is to reimburse a parent for training services for a special education student during the month of January 2006.
5. Authorizes the payment of \$2,860.00 to Pioneer Day School per IEP team agreement SN060988-706. This is payment for a one-on-one assistant for a special education student during the month of March 2006.
6. Authorizes the payment of \$125.00 to Total Vision Care per IEP team agreement SN091494-825. This is payment for a vision progress evaluation for a special education student during the month of September 2005.
7. Authorizes the payment of \$250.00 to Total Vision Care per IEP team agreement SN100293-056. This is payment for a vision progress evaluation for a special education student from September 2005 through March 2006.
8. Authorizes the payment of \$380.00 to Total Vision Care per IEP team agreement SN052593-026. This is payment for a visual efficiency evaluation for a special education student during the months of January and February 2006.
9. Authorizes the payment of \$380.00 to Total Vision Care per IEP team agreement SN120288-504. This is payment for a visual efficiency evaluation for a special education student during the months of February and March 2006.
10. Authorizes the payment of \$4,861.98 to Guiding Hands per IEP team agreement SN020191-601. This is payment for escort services for a special education student during the month of March 2006.
11. Authorizes the payment of \$389.00 to Oklahoma State University per IEP team agreement SN012688-407. This is payment for German classes for a special education student from May 2005 through April 2006.
12. Authorizes the payment of \$375.00 to Drs. Daniel & Davis Optometry per IEP team agreement SN070992-574. This is payment for vision therapy for a special education student during the months of March and April 2006.

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13. Authorizes the payment of \$125.00 to Drs. Daniel & Davis Optometry per IEP team agreement SN032300-014. This is payment for vision therapy for a special education student during the month of March 2006.
14. Authorizes the payment of \$250.00 to Drs. Daniel & Davis Optometry per IEP team agreement SN080589-026. This is payment for vision therapy for a special education student during the month of March 2006.
15. Authorizes the payment of \$625.00 to Drs. Daniel & Davis Optometry per IEP team agreement SN090396-030. This is payment for vision therapy for a special education student during the months of March and April 2006.
16. Authorizes the payment of \$6,350.00 to Client Trust Account of Ellen Dowd, Attorney at Law per mediation agreement SN05-01190. This is payment for summer school tuition, psychological assessment and tutor for a special education student from March 2004 through September 2005.
17. Authorizes the payment of \$12,131.00 to Laurie Prakken per a resolution agreement SN030489-144. This is to reimburse a parent for tuition for a special education student from April 2005 through December 2005.
18. Authorizes the payment of \$1,760.00 to Chris Hagen per IEP team agreement SN071692-108. This is payment for team training development, conference and observation services for a special education student during the months of March and April 2006.
19. Authorizes the payment of \$6,491.50 to Edward & Paula Dawson per IEP team agreement SN061893-024. This is to reimburse parents for behavior modification therapy and case supervision for a special education student from September 2005 through January 2006.
20. Authorizes the payment of \$300.00 to Camille Foster per mediation agreement SN04-2245. This is payment for occupational therapy for a special education student during the month of March 2006.
21. Authorizes the payment of \$14,232.00 to Christopher and Vanesa Read per a resolution agreement SN041190-256. This is to reimburse parents of a special education student for tuition from September 2005 through March 2006.
22. Authorizes the payment of \$1,500.00 to Patricia E. Cromer per a mediation agreement SN2006-030241. This is payment for attorney fees for a special education student during the months of February and March 2006.

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23. Authorizes the payment of \$341.65 to Michael McGuire per IEP team agreement SN112588-132. This is to reimburse a parent of a special education student for expenses incurred at a residential treatment center during the month of December 2005.

Independent Contractor Services Agreement

Payment for consultant services for school year 2005-2006 for which funds were included in the 2005-2006 budget and containing serial numbers 05-23-01 through 05-23-02 (Copies of the exhibit are available in the Parent Support and Board Services Office).

Office of the Superintendent

24. Parent Institute for Quality Education from January 24, 2006–March 21, 2006 for \$2,940.00 to provide parent training (42 community members) designed to develop stronger parent involvement at Bell Junior High School. [Originator-Superintendent/Funding Source-Title 1 Parent Involvement/Budget String 0302 30103 00 5107 1000 1110 01000 000]

Office of the Deputy Superintendent

25. Save a Life Educators, Inc. from March 14, 2006-March 16, 2006 for \$1,969.00 to provide CPR and first aid training to meet San Diego licensing requirement (52 staff members). [Originator-Deputy Superintendent/Funding Source-Child Development Programs/ Budget String 5831 60550 00 5107 2100 0001 12000 0000/5831 91100 00 5107 2100 0001 01000 0000/5831 60600 00 5107 2100 0001 12001 0000]

Payment to California Department of Education

26. California Department of Education, Grant ID 04-23181-6833-02

Authorize the payment of \$6,000 to the California Department of Education, High School Initiatives Office for California Partnership Academies Program for Fiscal Year 2004-2005 awarded to University City High School. The District received \$36,000.00 but only qualified for \$30,000.00. Therefore, the district needs to return \$6,000.00 for the unearned funds. [Originator-Chief Financial Officer]

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Other Financial Matters

27. Authorization to apply for exemption from the State Teachers' Retirement System (STRS) post retirement earnings limitation for Orville Brown as Instrumental Music Teacher, Visual and Performing Arts (VAPA) Department. Originator-Chief Financial Officer
28. Authorize the payment of \$259,349.57 as settlement of claim by Wier Construction Company for the Cadman Elementary School and Wangenheim Middle School Modernization project, Contract No. C-6901.

Authorize the Settlement of Claim to Wier Construction Company: This item will authorize payment of \$259,349.57 as full and final settlement of a claim by Wier Construction Company under this contract. This claim is for change order work performed by Wier Construction Company at Wangenheim Middle School. (Originator-Chief Facilities Officer/Funding Source-Proposition MM)

29. Annual Developer Fee Report 2004/05

The Annual Developer Fee Report for Fiscal Year 2004/05 provides an annual accounting of school facilities fees collected by the San Diego Unified School District during fiscal year 2004/05, as required by Government Code Section 66006(b). Recommendation for the Board of Education to accept the Annual Developer Fee Report 2004/05 and the information contained therein.
[Originator-Chief Financial Officer] (Exhibit)