

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

BRANCH: CHIEF OF STAFF

BOARD DATE: March 28, 2006

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

1. Presentation of the San Diego Education Association’s demand to bargain the successor agreement for 2006-2007 and beyond, 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: March 28, 2006

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

**1. PROPOSED RESTRUCTURING PLANS FOR DESIGNATED DISTRICT SCHOOLS IN TITLE I PROGRAM IMPROVEMENT YEAR 4**

Approval of restructuring plans (with specified modifications) for Baker Elementary, Bell Junior High, and Farb, Kroc, Roosevelt, and Taft middle schools for implementation in the 2006-07 school year; services to the above-mentioned schools in the amount of \$3,515,418 (Title I funding); and recommendation that any additional modifications/adjustments to the restructuring plans for the above-mentioned schools in 2007-08 be reviewed with the Board of Education prior to the 2007-08 school year. 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. District schools in PI Year 4 have been meeting on a regular basis with their School Work Groups to examine their school data, determine school needs, and develop a restructuring proposal. The Board of Education reviewed the proposed plans as a first reading at their meeting on February 28, 2006. District departments have reviewed the restructuring proposals and have provided feedback to principals and work groups. The Superintendent and staff recommend that the restructuring plans (with specified modifications) for Baker Elementary; Bell Junior High; and Farb, Kroc, Roosevelt, and Taft middle schools be approved for implementation in the 2006-07 school year, and that any additional modifications/adjustments to the plans for 2007-08 be reviewed with the Board of Education prior to the 2007-08 school year. [Exhibit] [Originator-Deputy Superintendent] (Exhibit)

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

BRANCH: CHIEF OF STAFF

BOARD DATE: March 28, 2006

Agenda Section	8.a. – Human Resources and Labor Relations
Exhibits	Items 2-3 (2)
Reason for Board Consideration	Consent/Action

1. Approve certificated and classified personnel actions processed by the Human Resource Services Division between the dates of March 11, 2006, through March 24, 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. Adoption of the Contract Waiver Request by the San Diego Unified School District to Article 12-Transfer Policies, Section 12.2, requesting to combine the May with the July Post, of the Collective Negotiations Contract between the District and the San Diego Education Association (SDEA), as the exclusive representative of the certificated bargaining unit, in accordance with Section 3547.5 of the California Government Code and Section 1029 of the Bylaws of the Board of Education. (Exhibit)  
SDEA has approved the waiver request with the following provisos:
  - a. The rules of the July Post and Bid (Priority Consideration in force).
  - b. The Post and Bid will occur in early June rather than May.
  - c. Affirmation that HRSD make all hiring decisions according to seniority where the designated timelines are not met.
  - d. All selections are made and communicated in one Post and Bid BEFORE another can begin.
  
3. Adoption of the Contract Waiver Request by the San Diego Unified School District to Article 18-Peer Review and Enrichment Program, Section 18.4.5, requesting extension of terms for PAR Consulting teachers, of the Collective Negotiations Contract between the District and the San Diego Education Association (SDEA), as the exclusive representative of the certificated bargaining unit, 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: March 28, 2006

Agenda Section	8.b. - Instruction Report
Exhibits	Items 1-3 (3)
Reason for Board Consideration	Consent/Action

**Branch Office**

1. Approval of various student field trips (see exhibits). [Originator-Deputy Superintendent]

**Instruction and Curriculum**

2. Approval of the Proposal for Adoption of Textbooks and Instructional Materials for the 2006-2007 school year and the Master Plan preliminary budget to support the purchase of the recommended instructional materials in an amount not to exceed \$6,248,512. Funds are available from Instructional Materials Funding Realignment Program funds from the State of California, Proposition 20 lottery funds, and from an allocation from the district's unrestricted revenue limit income. The instructional materials recommended for adoption were reviewed by adoption selection committees under the direction of curriculum resource staff and were found to meet applicable state content standards. All legal requirements have been met in accordance with State Education Codes 60002, 60040-60048 and district procedures. [Originator-Executive Director, Instruction and Curriculum] (Exhibit)

**Office of Enrollment Options**

3. Agreements with other districts in San Diego County, as well as districts in other designated counties, from July 1, 2006 through June 30, 2007, to provide a legal means of processing transfers for students living in one district who desire to attend school in another district. Agreements between districts must be approved each year in order to provide a process for facilitation of Interdistrict Attendance Permits. [Originator-Program Manager, School Choice] (Exhibit)

**Special Education**

4. Ratification of agreement with Keystone NPS, LLC dba: Keystone School/Ramona, a nonpublic, nonsectarian school, to provide educational and/or related services to special education students with special needs, from January 1 through June 30, 2006. Cost is not to exceed \$60,000.00 and will be funded by regular Special Education Program funds

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BRANCH: DEPUTY SUPERINTENDENT

BOARD DATE: March 28, 2006

(5570-65000-00-5851-1180-5750-01000-4699). [Originator-Executive Director, Special Education]

5. Ratification of agreement with Training Education & Research Institute (TERI), Inc./The Learning Academy, a nonpublic, nonsectarian school, to provide educational and/or related services to special education students with special needs, from January 1 through June 30, 2006. Cost is not to exceed \$150,000.00 and will be funded by regular Special Education Program funds (5570-65000-00-5851-1180-5750-01000-4699). [Originator-Executive Director, Special Education]
6. Ratification of agreement with Training Education & Research Institute (TERI), Inc./The Country School, a nonpublic, nonsectarian school, to provide educational and/or related services to special education students with special needs, from January 1 through June 30, 2006. Cost is not to exceed \$150,000.00 and will be funded by regular Special Education Program funds (5570-65000-00-5851-1180-5750-01000-4699). [Originator-Executive Director, Special Education]
7. Ratification of agreement with Stein Education Center/Transition Site, a nonpublic, nonsectarian school, to provide educational and/or related services to special education students with special needs, from January 1 through June 30, 2006. Cost is not to exceed \$350,000.00 and will be funded by regular Special Education Program funds (5570-65000-00-5851-1180-5750-01000-4699). [Originator-Executive Director, Special Education]
8. Ratification of agreement with Stein Education Center, a nonpublic, nonsectarian school, to provide educational and/or related services to special education students with special needs, from January 1 through June 30, 2006. Cost is not to exceed \$950,000.00 and will be funded by regular Special Education Program funds (5570-65000-00-5851-1180-5750-01000-4699). [Originator-Executive Director, Special Education]
9. Ratification of agreement with San Diego Center for Children/Children's Learning Academy, a nonpublic, nonsectarian school, to provide educational and/or related services to special education students with special needs, from January 6 through June 30, 2006. Cost is not to exceed \$750,000.00 and will be funded by regular Special Education Program funds (5570-65000-00-5851-1180-5750-01000-4699). [Originator-Executive Director, Special Education]
10. Ratification of agreement with San Diego Center for Children/Creative Learning Academy, a nonpublic, nonsectarian school, to provide educational and/or related services to special education students with special needs, from January 6 through April 30, 2006. Cost is not to exceed \$425,000.00 and will be funded by regular Special

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Education Program funds (5570-65000-00-5851-1180-5750-01000-4699). [Originator-Executive Director, Special Education]

11. Ratification of agreement with Therapeutic Education Centers/Canal Street Elementary School, a nonpublic, nonsectarian school, to provide educational and/or related services to a special education student (#010497442) with special needs, from March 1 through June 30, 2006. Cost is not to exceed \$50,000.00 and will be funded by regular Special Education Program funds (5570-65000-00-5851-1180-5750-01000-4699). [Originator-Executive Director, Special Education]

**Standards, Assessment, and Accountability**

12. Approval of a waiver of the requirement to successfully pass one or both subject matter parts of the California High School Exit Examination (CAHSEE) for the students identified with district assigned case numbers 025-0305, 111-0305, 001-0505, 010-0905, 007-1105, 008-1105, 009-1105, and 011-1105, for Kearny Digital, Media and Design; Mission Bay; and Nonpublic. [Originator-Executive Director, Standards, Assessment, and Accountability] (Copies of waiver requests are available in the Parent Support and Board Services Office)
13. Approval of agreement with San Diego County Superintendent of Schools to participate in a countywide data sharing system, the California English Language Development Test (CELDT) SEARCH service. State and federal laws require that all English Learners must initially and annually be assessed in English language development via the CELDT. It is imperative for schools to have reliable, current English proficiency results available as part of criteria for appropriate program placement of English Learners. Despite best efforts, CELDT data are sometimes not provided by students' prior schools on a timely basis. Thus, intake districts are forced to assess again prior to placement. This can result in English Learners being misidentified and/or inaccurately assessed by over-testing. To remedy this situation, *CELDT SEARCH* was developed as a service of the San Diego County Office of Education (SDCOE) to collect and share CELDT results in a timely and accurate manner. Fast and efficient access to these test results reduces the burden on district staff and resources. SDCOE will coordinate the process of collecting CELDT results from participating districts, develop and maintain a searchable database, ensure the confidentiality of records and their consistency with FERPA (Family Education Rights and Privacy Act, 20 U.S.C. 1232g), provide technical assistance to participating districts, and monitor the frequency of the use of the service. Cost for participation in CELDT SEARCH is \$0.17 per assessed student (an estimated \$5,000-7,000 per year for the district), and will be supported by EIA-LEP funds. [Originator-Executive Director, Standards, Assessment, and Accountability]

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

BRANCH: DEPUTY SUPERINTENDENT

BOARD DATE: March 28, 2006

**Student Services/Nursing & Wellness**

14. Approval of amendment to the agreement with the San Diego County YMCA concerning the provision of services to the Roosevelt Middle School Healthy Start Collaborative in the areas of community development, mentoring and grant writing. The proposed amendment extends the term of the original agreement by one year, through June 30, 2007, and increases the contract funding amount by \$19,000, for a total of \$46,959. Funding is provided by the Medi-Cal Administrative Activities Time Study. [Originator-Executive Director, Student Services]

**Teacher Preparation and Student Support**

- 15 . Ratification of agreement with Memorial Academy of Learning and Technology, Inc. (MALT) to reimburse MALT for offering a "6 to 6" before- and after-school program during the 2005-06 school year. MALT will provide a "6 to 6" program for its students in 2005-06, and will invoice the district for costs in an amount not to exceed \$77,775.55. The district received an After School Education and Safety program (ASESP) grant award on behalf of MALT as part of its 2005-06 allocation from the state, prior to MALT becoming an independent 501(c)3 nonprofit charter school. [Originator-Executive Director, Teacher Preparation and Student Support]

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

BRANCH: CHIEF ADMINISTRATIVE OFFICER

BOARD DATE: MARCH 28, 2006

Agenda Section	8c – Business Report
Exhibits	Items 12, 24 and 25 (3)
Reason for Board Consideration	Consent/Action

1. Assignment of Agreement of Purchase and Sale dated October 27, 2004, amended March 10, 2005, May 24, 2005, October 6, 2005 and December 16, 2005, of the property located at 5897 Copley Drive, San Diego, California, APN 356-400-34 to Sudberry Development, Inc., from Home Depot U.S.A., Inc.

Home Depot U.S.A., Inc. (Home Depot) entered into an agreement to purchase the district's property at 5897 Copley Drive, San Diego, and escrow has been opened. Home Depot has requested the district's approval to assign Home Depot's interest in the property to Sudberry Development, Inc. Sudberry intends to construct office buildings on the property; this plan is consistent with the existing development entitlements and would not require further discretionary review by the City of San Diego. In accordance with the terms of the agreement, any assignment of the agreement requires prior written consent by the district, which consent may be withheld at the district's sole discretion. Approval of this agenda item will authorize the assignment of the Agreement of Purchase and Sale for the Copley Drive property from Home Depot, U.S.A., Inc. to Sudberry Development, Inc. All other terms and conditions of the Agreement of Purchase and Sale as amended will remain the same. [Originator-Chief Facilities Officer]

2. Categorical Exemption for demolition and reconstruction of public school facilities at Sherman Elementary School as set forth under Proposition MM in compliance with Section 15302 of the California Environmental Quality Act of 1970 and authorization to file the Notice of Exemption with County Clerk of San Diego, California.

Section 15302 of the California Environmental Quality Act of 1970 provides a categorical exemption for the replacement or reconstruction of existing structures or facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced. The San Diego Unified School District plans to remove all existing structures on the existing Sherman Elementary School site and construct a new Sherman Elementary School on the site. 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 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 Sherman Elementary School reconstruction.



- b. Certify that the school reconstruction and operation 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 reconstruction is categorically exempt from the California Environmental Quality Act pursuant to Section 15302 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] (Copies available in the Parent Support and Board Services Office)

### Construction Change Orders

3. Approval of Language Academy Elementary School Change Order Nos. C042, C071, C078, C079, C085, and C092 to Contract C-7076 with Erickson-Hall Construction Co. for removal of expansive soils; installation of handrails, variable-air-volume valves, and ADA ramps; an electrical water heater; water meter installation delays; and extended overhead. These change orders extend the contract by 18 days and increase the contract value in the amount of \$87,711 for a cumulative contract rate of 11.67%.

Language Academy Elementary School and Montezuma Child Development Center Modernization Project: These change orders for the Language Academy submitted by Erickson-Hall Construction Co. provide for removal of expansive soil beneath the new library building, installation of 135 feet of galvanized hand railing for the 400 and 700 buildings, extended overhead for 18 days due to water meter installation delays, installation of three variable-air-volume valves on the new HVAC system, installation of an electric water heater in lieu of the gas one included in the contract, and installation of three access ramps at three doorways.

These change orders extend the contract by 18 days and total \$87,711, representing 1.69% of the contract value. The total of approved change orders to date is \$517,752 which is 9.98% 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-7076 for the Language Academy Elementary School and Montezuma CDC Modernization Project was board approved on April 9, 2004, at an original contract value of \$5,188,000. With the approval of these change orders, the cumulative rate for this contract will be 11.67%. [Originator-Chief Facilities Officer/Funding Source-Proposition MM]

4. Approval of Golden Hill Elementary School, Increment 2, Change Order Nos. 35.1, 64, 135, 186, 237, 251, 285, 294, 297, and 306 to Contract C-7082 with SOLPAC, INC. dba Soltek Pacific These change orders increase the contract value in the amount of \$104,674 for a cumulative contract rate of 10.48%.

Golden Hill Elementary School, Increment 2 Project: These change orders submitted by SOLPAC, INC. dba Soltek Pacific for Golden Hill Elementary School provide for window revisions to meet the required fire ratings, relocation of can wash and mop sink utilities to the

outside of the building, addition of cleanouts at rainwater leaders to allow for future maintenance, curb and gutter revisions at C Street and 33<sup>rd</sup> Street to correct design elevations, application of grout and face shells to concrete masonry units to eliminate potential water intrusion, relocation of passenger drop-off zone to eliminate mid-street crossing and a ramp addition from Building D to A Street, addition of safety fencing and railing in various locations to eliminate fall hazards, addition of retaining wall to resolve grading issues around fire post indicator valves, and payment of SDGE utility services during transition from Partial Occupancy to Substantial Completion of the project.

These change orders total \$104,674 and represent 0.57% of the contract value. The total of approved change orders to date is \$1,812,819 which is 9.91% 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 these change orders, the cumulative rate for this contract will be 10.48%. [Originator-Chief Facilities Officer/Funding Source-Proposition MM]

#### Joint Use Agreements

5. Renewal of Joint Use Agreement Between the San Diego Unified School District and the City of San Diego for Turfed Fields and Recreational Facilities at Valencia Park Elementary School for a 25-year period.

On October 10, 1979, the District entered into a 25-year joint use agreement with the City of San Diego for a turfed field and recreational facilities at Valencia Park Elementary School. On July 14, 2003, the Board of Education approved an "Amendment for the Extension of Certain Joint Use Agreements Between the City of San Diego and the San Diego Unified School District" to allow the City and District time to negotiate and enter into replacement joint use agreements. The City and District are desirous of renewing the joint use agreement for another 25-year period. The joint use facilities consist of 6.78 acres of district-owned property. The field and facilities within the joint use area are available for exclusive district use during normal school hours and for general community use at all other times. The City and District anticipate parity will be achieved in the year 2015. The District will be required to fund fifty percent (50%) of the maintenance costs. The current annual maintenance costs for this site is \$50,820. The District is seeking agreement with the City to consolidate all of the agreements for purposes of determining "total parity" at which time the District would begin making payments to the City. Once payments become due, the District will access property management funds as the funding source. This joint use agreement is consistent with the City/District Recreation Agreement of 1948 and the "Memorandum of Understanding Between the City of San Diego and San Diego Unified School District for Development and Maintenance of Joint Use Facilities" which was approved by the City Council on October 7, 2002, and by the Board of Education on October 8, 2002. The San Diego City Council approved this joint use agreement on October 24, 2005. Approval of this agenda item will authorize the Chief Facilities Officer, Facilities Management, or his designee, to execute the joint use agreement. [Originator-Chief Facilities Officer]

6. Renewal of Joint Use Agreement Between the San Diego Unified School District and the City of San Diego for Turfed Fields and Recreational Facilities at Penn Elementary School for a 25-year period.

On October 17, 1979, the District entered into a 25-year joint use agreement with the City of San Diego for a turf field and recreational facilities at Penn Elementary School. On July 14, 2003, the Board of Education approved an "Amendment for the Extension of Certain Joint Use Agreements Between the City of San Diego and the San Diego Unified School District" to allow the City and District time to negotiate and enter into replacement joint use agreements. The City and District are desirous of renewing the joint use agreement for another 25-year period. The joint use facilities consist of 2.38 acres of turf field and .14 acres of parking lot all on district-owned property. The field and facilities within the joint use area are available for exclusive district use during normal school hours and for general community use at all other times. City shall be responsible for the maintenance and operation costs at City's sole cost and expense. This joint use agreement is consistent with the City/District Recreation Agreement of 1948 and the "Memorandum of Understanding Between the City of San Diego and San Diego Unified School District for Development and Maintenance of Joint Use Facilities" which was approved by the City Council on October 7, 2002, and by the Board of Education on October 8, 2002. The San Diego City Council approved this joint use agreement on October 24, 2005. Approval of this agenda item will authorize the Chief Facilities Officer, Facilities Management, or his designee, to execute the joint use agreement. [Originator-Chief Facilities Officer]

7. Renewal of Joint Use Agreement Between the San Diego Unified School District and the City of San Diego for Turf Fields and Recreational Facilities at Serra High School for a 25-year period.

On April 12, 1977, the District entered into a 25-year joint use agreement with the City of San Diego for a turf field and recreational facilities at Serra High School. On July 14, 2003, the Board of Education approved an "Amendment for the Extension of Certain Joint Use Agreements Between the City of San Diego and the San Diego Unified School District" to allow the City and District time to negotiate and enter into replacement joint use agreements. The City and District are desirous of renewing the joint use agreement for another 25-year period. The joint use facilities consist of 5.66 acres of district-owned property. The field and facilities within the joint use area are available for exclusive district use during normal school hours and for general community use at all other times. City shall be responsible for the maintenance and operation costs at City's sole cost and expense. This joint use agreement is consistent with the City/District Recreation Agreement of 1948 and the "Memorandum of Understanding Between the City of San Diego and San Diego Unified School District for Development and Maintenance of Joint Use Facilities" which was approved by the City Council on October 7, 2002, and by the Board of Education on October 8, 2002. The San Diego City Council approved this joint use agreement on October 24, 2005. Approval of this agenda item will authorize the Chief Facilities Officer, Facilities Management, or his designee, to execute the joint use agreement. [Originator-Chief Facilities Officer]

#### Lease Agreement

8. Agreement between San Diego Unified School District (Green Elementary) and the City of La Mesa to lease swimming pool and facilities for the purpose of swim instruction. Agreement effective May 8, 2006 through June 16, 2006. The agreement will not exceed \$6,600.00 based on a rate of \$110 per hour for up to 60 hours. [Originator-Chief Facilities Officer/Funding Source-Green Elementary ASB fund]

## Construction Bids

9. Report on Bid Opening of February 23, 2006, for Portable Building Renovations for DSA Certification at Johnson Elementary School (C56-067). Agreement, effective March 29, 2006 through June 30, 2006, between San Diego Unified School District and Benold Construction Co., Inc. for the total base bid value of \$389,000.

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 February 23, 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 C56-067 to Benold Construction Co., Inc., in the total base bid amount of \$389,000. 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 Source-State Facilities Program]

10. Report on Bid Opening of February 22, 2006, for erosion sediment control and drainage system clearing at various district sites on an as-needed basis (C56-056). Agreement, effective April 1, 2006 through March 31, 2007 between San Diego Unified School District and K.C. Equipment, Inc. for the total base bid value of \$1,090,660 for year one.

The construction for erosion sediment control and drainage system clearing 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 two (2) 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 February 22, 2006. The total for the lowest responsive and responsible base bid was below the architect's/engineer's estimate and is considered fair and reasonable. Approve award of contract C56-056 to K.C. Equipment, Inc. in the total base bid amount of \$1,090,660 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 Source-Maintenance and Operations General Fund and/or Proposition MM Funds]

11. Report on Bid Opening of January 19, 2006, for bus turnaround at Muir School (C56-052). Agreement, effective March 29, 2006 through June 30, 2006 between San Diego Unified School District and Concrete Contractors Interstate for the total base bid value of \$275,830.

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 January 19, 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 C56-052 to Concrete Contractors Interstate in the total base bid amount of \$275,830. 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 Source-State Facilities Fund]

12. Report on Bid Opening of March 22, 2006, for synthetic turf fields and running tracks at various district sites on an as-needed basis (C56-058). Agreement, effective April 1, 2006 through March 31, 2007. The construction for synthetic turf fields and running tracks 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 will be received on March 22, 2006. Information for the responses for the lowest responsive and responsible base bid will be available on Friday, March 24, 2006. 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. This project will be funded from State Facilities and site funds. (Exhibit)

#### Professional Services Agreements

13. Second Amendment to Agreement, effective April 14, 2004 through April 13, 2007, between the San Diego Unified School District and R. A. Figueroa (C-7199).

On April 13, 2004, the Board of Education awarded a contract to R. A. Figueroa to provide professional consulting services with respect to feasibility and implementation of distributed energy generation at various District facilities. The Agreement provided for a maximum consideration of \$100,000 and a term of one year commencing on April 14, 2004 and terminating on April 13, 2005, with an option to extend for one additional year. On April 12, 2005, the Agreement was amended to extend the term through April 13, 2006 and adjust Consultant's hourly rate for a cost-of-living increase. This Amendment is necessary to extend the term of the Agreement one year and increase the consideration by an additional \$30,000 to a maximum of \$130,000. [Originator-Chief Facilities Officer/Funding Source- M&O Utilities]

14. First Amendment to Agreement, effective April 15, 2005 through April 14, 2007, between the San Diego Unified School District and Lipman, Stevens & Carpenter, Inc. (C45-061).

On April 12, 2005, the Board of Education awarded a contract to Lipman, Stevens & Carpenter, Inc. to furnish professional real estate appraisal services on an as-needed basis. The Agreement provided for a maximum consideration of \$150,000 and a term of one year commencing on April 15, 2005 and terminating on April 14, 2006, with an option to extend two additional years. This Amendment is necessary to extend the Agreement for one additional year. No additional funding is required. [Originator-Chief Facilities Officer/Funding Source-Property Management Funds]

15. First Amendment to Agreement, effective April 13, 2005 through April 12, 2007, between the San Diego Unified School District and LandAmerica Southland Title (C45-071).

On April 12, 2005, the Board of Education awarded a contract to LandAmerica Southland Title to furnish professional real estate services for issuance of preliminary title reports, litigation guarantees and escrow services on an as-needed basis. The Agreement provided for a maximum consideration of \$300,000 and a term of one year commencing on April 13, 2005 and terminating on April 12, 2006, with an option to extend two additional years. This Amendment is required to extend the term of the Agreement an additional year. No additional funding is required. [Originator-Chief Facilities Officer/Funding Source-Property Management Funds]

16. Third Amendment to Agreement; effective April 14, 2004 through April 13, 2007 between the San Diego Unified School District and Parsons-Brinckerhoff (C-7201).

On April 13, 2004, the Board of Education awarded an Agreement to Parsons-Brinckerhoff to provide auditing support for the district's labor compliance program on an "as-required" basis. The Agreement provided for a maximum consideration of \$125,000 and a term of six months with an option to extend at District's election. On September 14, 2004, the Agreement was amended to increase the consideration to a total of \$225,000 and extend the Agreement through April 13, 2005. On April 12, 2005, the Agreement was amended a second time to extend the term through April 13, 2006 and increase the consideration to a maximum of \$325,000. This amendment is required to extend the Agreement for one additional year, and increase the consideration by an additional \$100,000 to a maximum of \$425,000. [Originator-Chief Facilities Officer/Funding Source-Proposition MM]

17. Consulting Services Agreement No. 56-83 with Network Insight, LLC to provide technical assistance and consulting services to assist the District Information Technology Department with the implementation of the District Wide Applications (DWA) software applications. Agreement effective March 29, 2006 through June 30, 2007. Total cost not to exceed \$100,000. [Originator-Information Technology Department/Funding-Information Technology Department-Contract Professional Services]
18. Professional Services Agreement No. 56-76 with Anstead Auctioneers and Associates to provide professional auctioneer services to conduct public auctions for the sale of District owned surplus property. Agreement effective April 1, 2006 through March 31, 2011. Total annual cost not to exceed \$30,000. [Originator-Materiel Control/Funding-District General Funds-Payment paid directly to vendor from revenues received from auction(s) conducted.]
19. First Amendment to Agreement, effective May 1, 2005 through April 30, 2007, between San Diego Unified School District and Best Best & Krieger, LLP, to provide services for the District in facilitating and monitoring DISTRICT's compliance with the Department of Industrial Relations/Department of Labor Standards prevailing wage program and other state-mandated labor compliance requirements. No additional funding is added by this amendment; total cost remains at not to exceed \$75,000, payable through Office of General Counsel Litigation/Settlement Expense. [Originator-General Counsel]
20. Agreement, effective February 1, 2006 through June 30, 2006, between San Diego Unified School District and Loeb & Loeb, LLP, to provide services for the District in general legal matters. Funding under this agreement will not exceed \$65,000, payable through Office of General Counsel Litigation/Settlement Expense. [Originator-General Counsel]
21. Third Amendment to Agreement, effective August 9, 2004 through end of litigation, between San Diego Unified School District and Best Best & Krieger, LLP, to provide services for the District on matters including, but not limited to Bell Jr. High landfill issues and County of San Diego, Department of Environmental Health, Hazardous Materials matters. Additional funding in the amount of \$50,000 added by this amendment for a total cost not to exceed \$200,000, payable through Office of General Counsel Litigation/Settlement Expense. [Originator-General Counsel]

22. Agreement, effective March 28, 2006 through end of matter, between San Diego Unified School District and McKenna Long & Aldridge, LLP to provide services for the District on construction and facilities matters. Amount of funding not to exceed \$200,000 funded by Facilities/Prop MM Budget No. 5481-02102-00-5880-8500-0000-21001-8541. [Originator-General Counsel]

#### Purchasing Agreement

23. Agreement No. 56-81 with Datel Systems, Inc., CDW Government, Inc., and Nexus Integration Group for the purchase of Cisco System and 3-Com computer networking equipment on an as needed basis. Agreement effective March 29, 2006 through February 2, 2009. Total annual cost to be a maximum of \$200,000. [Originator-Chief Business Officer/Funding Source-Various District Sites General Funds]

#### Ratification of Purchase Orders

24. 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 January 30, 2006 through February 12, 2006, under contracts previously approved by the Board of Education. [Originator-Chief Business Officer-Exhibit]
25. Ratify Purchase Orders of less than \$65,100 for materials, supplies and services or less than \$15,000 for public works projects for the period of January 30, 2006 through February 12, 2006, under contracts previously approved by the Board of Education. [Originator-Chief Business Officer-Exhibit]

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

BRANCH: CHIEF ADMINISTRATIVE OFFICER

BOARD DATE: MARCH 28, 2006

Agenda Section	8d – Finance Report
Exhibits	Items 23 and 24 (2)
Reason for Board Consideration	Consent/Action

1. Actions to accept, budget, and spend income- No Agenda Items for March 28, 2006.

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.

2. Transfer of appropriations. No Agenda Items For March 28, 2006.

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.

**Grant Applications/Awards**

3. Project Aspire Grant (Counseling & Guidance Department)

The Project Aspire Grant for the Counseling & Guidance Department will focus on supporting the expansion of school-based counseling services to meet the growing academic, personal, social, and education needs of students. The goal of Project Aspire is to reduce the ratio of counselors to students that will better provide prevention and early intervention services to students. Counseling services contribute to the personal growth, educational development and emotional well being of students. Research has shown that high quality counseling services can improve students' academic achievement. Studies on the effect of school counseling have shown positive effects on students' grades, decrease in classroom disruptions, and positive effects on teachers' ability to manage classroom behavior effectively.

It is estimated that the cost of this project for FY 2006-2009 will be \$395,000 a year, for a three year period for a total of \$1,185,000. The funding for this project will be provided by the U. S. Department of Education, Elementary and Secondary Counseling Program. The direct cost of \$1,143,050 will be paid by the funding source. The indirect allowance (3.65%) for administrative costs of \$41,950 will be paid by the funding source. [Originator-Office of Resource Development/Counseling & Guidance Department]

4. Trace Self-Determined Employment (Special Education)

The TRACE Self-Determined Employment program, funded by the State Council on Developmental Disabilities, will initiate and implement this program in collaboration with the



Disabled Businesspersons Association. Mr. Miyares has been providing classroom instruction for individuals with disabilities for many years. During the first six months of the project, TRACE and Mr. Miyares will collaborate to develop a curriculum based on his existing model that will be tailored and adapted to the needs of students with developmental disabilities. A special parent component of the curriculum will also be developed. During the second semester, two groups of fifteen TRACE students will be provided a course of instruction in the adapted curriculum for 9 weeks, 3 hours a week. Components of the class will include the following: guest speakers with disabilities from the community who have successfully developed and managed their own businesses, information and instruction about the legal requirements of setting up businesses and obtaining financial support, budgeting and money management, obtaining support for business management, developing a business plan, teamwork and partnerships, inventions and unique products for marketing.

This project will improve student achievement because the students will benefit from knowledge delivered from the TRACE Self-Determined Employment Project curriculum. Students will develop project prototypes and inventions. Their project will be critiqued and evaluated for potential and feasibility to commercial markets. Students will also be supported to develop their own business plans for their final project.

It is estimated that the cost of this project for October 2006 – October 2007 will be \$150,000. The funding for this project will be provided by the State Council on Developmental Disabilities. The direct cost of \$144,690 will be paid by the funding source. The indirect allowance (3.65%) for administrative costs of \$5,310 will be paid by the funding source. [Originator-Office of Resource Development/TRACE Special Education]

5. Trace Innovation For Transition (Special Education)

The TRACE Innovation for Transition, funded by the State Council on Developmental Disabilities, will focus on the students who fall into the category of medically fragile students. These students are significantly below average intellectual functioning existing concurrently with profound deficits in the area of adaptive behavior. The goal is to develop a collaborative program between SDCS and The ARC of San Diego demonstrating how even individuals with the most severe disabilities and medical conditions benefit from relationships with peers, community involvement and opportunities for active participation in their lives and the lives of others. The MOVE program provides teachers with a curriculum that infuses motor development with other functional skills. The TRACE Innovation for Transition will be able to provide the MOVE curriculum. Staff from TRAC and The ARC will be trained in the MOVE curriculum. TRACE Innovation for Transition also will be working with local universities in providing interns to provide OT and PT services to the students. Technology purchased, using grant funds, will allow individuals opportunity to communicate choice, make decisions and engage with nondisabled peers.

This project will improve student achievement because the services and training that are key to the success of these individuals while in school programs are absent in the adult facilities. There are not individuals versed in assistive technology such as voice output devices that allow individuals opportunity to communicate choices, make decisions and engage in social interaction. There are no occupational or physical therapy services and a lack of staff training in these areas. With MOVE curriculum, persons considered medically fragile, for whom development of sitting and walking skills may not be attainable, have experienced improved health. Upright seating has

been found to “ease the coordination of breathing and swallowing when eating, and facilitate coughing, thus improving respiratory health.” Recreational Therapist Programs and TRACE will jointly provide recreational opportunities in the community.

It is estimated that the cost of this project for October 2006 – October 2007 will be \$100,000. The funding for this project will be provided by the State Council on Developmental Disabilities. The direct cost of \$96,460 will be paid by the funding source. The indirect allowance (3.65%) for administrative costs of \$3,540 will be paid by the funding source. [Originator-Office of Resource Development/TRACE Special Education]

6. Trace Community Mapping (Special Education)

TRACE Community MAPPING, funded by the State Council on Developmental Disabilities, will initiate and implement project, TRACE Resources MAPPING, through which 60 students with developmental disabilities (mappers) and 20 college students (peer mentors) will engage in an intensive evaluation of the resources available in San Diego. Through this project, mappers and peer mentors will canvass their local community to discover what recreational, civic and employment opportunities exist. These activities will comprise a meaningful, paid work experience for the mappers and a stipend for the college peer mentors (SDSU Rehabilitation Students). Outcomes will include: Youth Mapping Website, workshops provided for community agencies, partners, parents, Student Manual, Parent Manual, Teacher Manual, Semi-annual Newsletter, proposed presentations at local and state conferences (SD People 1<sup>st</sup>, Imperial Valley People 1<sup>st</sup>, Supported Life, CAL-TASH).

The TRACE Resources Mapping Project will be a catalyst to motivate youth and adults to identify and expand on existing resources as well as to create new opportunities in our community. Meaningful participation by young people will involve planning, data collection and analysis and information dissemination. People will learn about their home neighborhood and opportunities that exist there. They will make connections with employers and other community leaders. Families will have increased awareness of how to access services and advocate for their family members with disabilities.

It is estimated that the cost of this project for October 2006 – October 2007 will be \$150,000. The funding for this project will be provided by the State Council on Developmental Disabilities. The direct cost of \$144,690 will be paid by the funding source. The indirect allowance (3.65%) for administrative costs of \$5,130 will be paid by the funding source. [Originator-Office of Resource Development/TRACE Special Education]

7. Starbucks Playground Improvement Grant (Angier Elementary School)

The artificial grass for Angier Elementary School will be funded by several sources. A request to the Chargers Champions grant has also been submitted for this purpose. The Playground Improvement program proposed to Starbucks Foundation will provide safe artificial grass area for physical education, ball wall, blacktop to improve playground, and portable sound system for uses outside at Angier Elementary School. The project will improve student achievement as physical fitness has been linked to gains in reading and math scores.

It is estimated that the cost of this project for the period June 1, 2006 – June 30, 2007 will be \$50,000. The funding for this project will be provided by the Starbucks Grant. The direct cost of \$48,230 will be paid by the funding source. The indirect allowance (3.67%) for administrative

costs of \$1,770 will be paid by the funding source. [Originator-Office of Resource Development/Angier Elementary School]

8. Capital Improvements – Classroom & Library Project Grant (Angier Elementary School)  
The Capital Improvements - Classroom & Library Project Grant (Angier Elementary School) from the Office of San Diego County Supervisor Ron Roberts will provide electronics used by teachers in the development of curriculum. Electronic tools will enhance teacher presentation in the classroom. The software/books for children to use in the library will improve student achievement by providing more choices for reading and learning in a positive environment for students.

It is estimated that the cost of this project for FY 2006-2007 will be \$20,000. The funding for this project will be provided by Supervisor Ron Roberts' Office Grant. The direct cost of \$19,292 will be paid by the funding source. The indirect allowance (3.67%) for administrative costs of \$708 will be paid by the funding source. [Originator-Office of Resource Development/Angier Elementary School]

9. Chargers Champions Standley Fitness Center Project Grant (Standley Middle School)  
The Standley Fitness Center Project proposed to the Chargers Champions grant program will fund the purchase of a locker bay to hold fitness machines already donated at Standley Middle School. In addition, older lockers will be removed, the area will be painted, and mat flooring and free weights will be purchased. The project will help to improve student achievement because as Fitnessgram scores improve, self-esteem and health are improved.

It is estimated that the cost of this project for the period May 1, 2006 – June 30, 2007 will be \$40,000. The funding for this project will be provided by the Chargers Champion Grant. The direct cost of \$38,584 will be paid by the funding source. The indirect allowance (3.67%) for administrative costs of \$1,416 will be paid by the funding source. [Originator-Office of Resource Development/Standley Middle School]

10. Charger Champions Synthetic Field Project Grant (Angier Elementary School)  
The Synthetic Field Project proposed to the Charger Champions grant program will provide a grass field to enhance an already thriving physical education program for the students at Angier Elementary. This new surface will enhance physical education by giving more options/resources for coaches and teachers to use in their teaching.

It is estimated that the cost of this project for FY 2006-2007 will be \$30,000. The funding for this project will be provided by the Chargers Champions Grant. The direct cost of \$28,938 will be paid by the funding source. The indirect allowance (3.67%) for administrative costs of \$1,062 will be paid by the funding source. [Originator-Office of Resource Development/Angier Elementary School]

11. "Universal Design For Learning" DTiR Assigned Time Proposal – Differentiating Content, Product And Process Through Co-Teaching (Mann Middle Complex)  
The "Universal Design for Learning" DTiR Assigned Time Proposal – Differentiating Content, Product and Process Through Co-Teaching through Cal State University San Marco (CSUSM) will focus on creating a partnership between CSUSM and SDUSD to provide structures, support, and adult learning opportunities at the Mann Middle Complex to improve instructional practice in the area of co-teaching. This will be done by gaining an in-depth understanding of how to

differentiate instruction by using Universal Design for Learning (UDL) principles. Dr. Jacqueline Thousand, Involved Faculty, CSUSM College of Education will be the principal investigator. The three schools at Mann Middle Complex will promote co-teaching and universal access to the curriculum throughout the district by becoming model demonstration light houses for other schools.

Improved student achievement will be attained by facilitating equitable access to the core curriculum for diverse learners and by improving the instructional practice of the teachers who will teach them.

This is a no cost grant for the period FY 2006 – 2007. The CSUSM faculty member will receive six assigned time units. There will be no indirect allowance for administrative costs. [Originator-Office of Resource Development/Mann Middle Complex]

12. Lowe's Landscape Beautification Project Grant (Angier Elementary School)

The Landscape Beautification Project proposed to the Lowe's Home Improvement Center (#1013) will provide funding to beautify the learning environment on campus for all students at Angier Elementary School. New plants and materials will be purchased. Partners include Lincoln Housing, Kiwanis, San Diego Master Gardeners, and USS Preble. Landscaping will be provided to improve the appearance of the school site.

It is estimated that the cost of this project for the period May 15, 2006 – May 15, 2007 will be \$5,000. The funding for this project will be provided by the Lowe's Home Improvement Center. The direct cost of \$4,823 will be paid by the funding source. The indirect allowance (3.67%) for administrative costs of \$177 will be paid by the funding source. [Originator-Office of Resource Development/Angier Elementary School]

Special Education

13. Authorizes the payment of \$12,799.50 to Steve Larson per mediation agreement SN05-00522. This is to reimburse a parent for tutoring services for a special education student from June 2003 through September 2004.
14. Authorizes the payment of \$3,134.00 to Excelsior Academy per mediation agreement SN05-00440. This is payment for nonpublic school tuition for a special education student during the months of June and July 2005.
15. Authorizes the payment of \$3,000.00 to Dr. Mary J. Baker-Ericzen per IEP team agreement SN012197-039. This is payment for a psychological assessment for a special education student from December 2005 through February 2006.
16. Authorizes the payment of \$4,145.07 to Guiding Hands per IEP team agreement SN112588-132. This is payment for escort services for a special education student during the month of February 2006.
17. Authorizes the payment of \$2,755.00 to Jill Weckerly per a final mediation agreement SN122190-081. This is payment for a neuropsychological assessment for a special education student from September 2005 through February 2006.
18. Authorizes the payment of \$5,571.63 to Ellen Dowd Client Trust Account per a resolution

agreement SN083089-016. This is payment for tuition for a special education student during the months of July and September 2005.

19. Authorizes the payment of \$880.00 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 January and February 2006.
20. Authorizes the payment of \$833.94 to Jeffrey and Tina Huston per IEP team agreement SN090497-022. This is to reimburse parents of a special education student for speech and language services and mileage during the month of January 2006.
21. Authorizes the payment of \$6,707.92 to Bonnie Bowler per a resolution agreement N2006010992. This is to reimburse a parent of a special education student for tuition from June through September 2005.

#### Other Financial Matters

##### 22. 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 03-28-01 through 03-28-02.

(Copies of the exhibit are available in the parent Support and board Services Office).

Tom McSherry from 03/29/06-03/30/06 for \$2750 to conduct mandatory training for 300 district counselors in crisis response. [Originator-Chief Administrative Officer/School Police Services/Funding Source- Emergency Response School Safety Grant/Budget String 5605 58250 05 5107 8100 0000 01000 0000]

Larry Curtis from 04/25/06-05/03/06 for \$3,750 to hold clinics with middle and high school VAPA bands throughout SDCS for 400 students and 10 staff members. [Originator-Deputy Superintendent/VAPA/Funding Source-Unrestricted/Budget String 5446 00000 00 5107 2100 1110 01000 0000]

23. Resolution Re: Election by Charter School to Receive State Funding Directly from the State Resolution to establish separate fund in the San Diego County treasury for City Arts Academy Charter School. [Originator-Chief Financial Officer-Exhibit]

##### 24. Disclosure of District's Investments and Cash on Hand

This report presents the district's investments and performance along with the District's cash on hand for the quarter ending December 31, 2005.

Total cash on hand equals \$1,774,158,736.71. Of this amount, \$606,780,439.87 is invested in the San Diego County Investment Pool. The balance of the funds is held at various institutions under management of contracted parties. The district's Chief Financial Officer is a member of the Treasury Oversight Committee, which meets quarterly to review the activities and performance of the pool.

The average annual yield to maturity for the quarter ending December 31, 2005 on the San Diego County Investment Pool was 3.51 percent. [Originator-Chief Financial Officer-Exhibit]

