



CHINO VALLEY
UNIFIED SCHOOL DISTRICT

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

BOARD OF EDUCATION AGENDA

August 18, 2016

BOARD OF EDUCATION

Andrew Cruz, President
Sylvia Orozco, Vice President
Pamela Feix, Clerk
James Na, Member
Irene Hernandez-Blair, Member

—◆◆◆—
SUPERINTENDENT

Wayne M. Joseph

5130 Riverside Drive. Chino. California 91710
www.chino.k12.ca.us

CHINO VALLEY UNIFIED SCHOOL DISTRICT
REGULAR MEETING OF THE BOARD OF EDUCATION
5130 Riverside Drive, Chino, CA 91710
5:45 p.m. – Closed Session • 7:00 p.m. – Regular Meeting
August 18, 2016

AGENDA

- The public is invited to address the Board of Education regarding items listed on the agenda. Comments on an agenda item will be accepted during consideration of that item, or prior to consideration of the item in the case of a closed session item. Persons wishing to address the Board are requested to complete and submit to the Administrative Secretary, Board of Education, a “Request to Speak” form available at the entrance to the Board room.
- In compliance with the Americans with Disabilities Act, please contact the Administrative Secretary, Board of Education, if you require modification or accommodation due to a disability.
- Agenda documents that have been distributed to members of the Board of Education less than 72 hours prior to the meeting are available for inspection at the Chino Valley Unified School District Administration Center, 5130 Riverside Drive, Chino, California, during the regular business hours of 7:30 a.m. to 4:30 p.m., Monday through Friday.

I. OPENING BUSINESS

I.A. CALL TO ORDER – 5:45 P.M.

1. Roll Call
2. Public Comment on Closed Session Items
3. Closed Session

Discussion and possible action (times are approximate):

- a. Conference with Legal Counsel–Existing Litigation (Government Code 54954.4(c) and 54956.9)(d)(1): Federal District Court, Case No. EDCV 14-2336-JGB (DTBx) Freedom from Religion Foundation vs. Chino Valley Unified School District Board of Education. (Tyler & Bursch, LLP) (10 minutes)
- b. Conference with Legal Counsel – Existing Litigation (Government Code 54954.4 (c) and 54956.9 (d)(1): Jane Doe 1, et.al. v. Antioch Unified School District, et.al. Case No: N15-1127, Wakefield, Taylor Courthouse, Superior Court of California, Contra Costa. (Atkinson, Andelson, Loya, Ruud & Romo) (10 minutes)
- c. Public Employee Appointment (Government Code 54957): Director, Nutrition Services; Elementary Assistant Principal. (5 minutes)
- d. Public Employee Discipline/Dismissal/Release (Government Code 54957): (5 minutes)
- e. Public Employee Performance Evaluation (Government Code 54957): Superintendent. (45 minutes)

I.B. RECONVENE TO REGULAR OPEN MEETING – 7:00 P.M.

1. Report Closed Session Action
2. Pledge of Allegiance

I.C. RECOGNITIONS

1. Diane Murillo, Teacher, Chino HS
2. Sherry Ma, School Nurse, Health Services

I.D. COMMENTS FROM STUDENT REPRESENTATIVE

The proceedings of this meeting are being recorded.

- I.E. COMMENTS FROM EMPLOYEE REPRESENTATIVES
- I.F. COMMENTS FROM COMMUNITY LIAISONS
- I.G. COMMENTS FROM THE AUDIENCE ON ITEMS NOT ON THE AGENDA
- I.H. CHANGES AND DELETIONS

II. ACTION

II.A. FACILITIES, PLANNING, AND OPERATIONS

II.A.1. Public Hearing on the Change of Statutory Developer Fees (Level 1) and Adoption of Resolution 2016/2017-04 Approving a Change in Statutory School Fees Imposed on New Residential and Commercial/Industrial Construction Pursuant to Education Code 17620 and Government Code 65995

Page 9

Open Hearing _____
 Close Hearing _____
 Motion ___ Second ___
 Preferential Vote: ___
 Vote: Yes ___ No ___

Recommend the Board of Education:

- a) Conduct a public hearing on the change of statutory developer fees (Level 1) on residential and commercial/industrial development, and
- b) Adopt Resolution 2016/2017-04 Approving a Change in Statutory School Fees Imposed on New Residential and Commercial/Industrial Construction Pursuant to Education Code 17620 and Government Code 65995.

III. CONSENT

Motion ___ Second ___
 Preferential Vote: ___
 Vote: Yes ___ No ___

III.A. ADMINISTRATION

III.A.1. Minutes of the Regular Meeting of July 21, 2016, and Special Meeting of August 4, 2016

Page 18

Recommend the Board of Education approve the minutes of the regular meeting of July 21, 2016, and special meeting of August 4, 2016.

III.A.2. Revision of Board Bylaw 9150 Bylaws of the Board—Student Board Members

Page 26

Recommend the Board of Education approve the revision of Board Bylaw 9150 Bylaws of the Board—Student Board Members.

III.A.3. Richard Gird Educational Hall of Fame 2016 Inductees

- Page 29 Recommend the Board of Education approve the Richard Gird Educational Hall of Fame 2016 inductees:
- a) Alumni Recipient: Chad Cordero,
 - b) Distinguished Service Recipient: Frank Elder, and
 - c) Employee Recipient: Kay Hallmark.

III.B. BUSINESS SERVICES

III.B.1. Warrant Register

- Page 30 Recommend the Board of Education approve/ratify the warrant register, provided under separate cover.

III.B.2. Fundraising Activities

- Page 31 Recommend the Board of Education approve/ratify the fundraising activities.

III.B.3. Donations

- Page 36 Recommend the Board of Education accept the donations.

III.B.4. Legal Services

- Page 38 Recommend the Board of Education approve payment for legal services to the law offices of Atkinson, Andelson, Loya, Ruud & Romo; and Chidester, Margaret A. & Associates.

III.C. CURRICULUM, INSTRUCTION, INNOVATION, AND SUPPORT

III.C.1. Agricultural Career Technical Education Incentive Grant 2016/2017 Application for Funding for Don Lugo HS

- Page 39 Recommend the Board of Education approve the Agricultural Career Technical Education Incentive Grant 2016/2017 Application for Funding for Don Lugo HS.

III.C.2. 2016/2017 Expulsion Hearing Administrative Panel

- Page 43 Recommend the Board of Education approve the 2016/2017 Expulsion Hearing Administrative Panel.

III.C.3. Revision of Board Policy 6142.92 Instruction—Mathematics Instruction

- Page 45 Recommend the Board of Education approve the revision of Board Policy 6142.92 Instruction—Mathematics Instruction.

III.D. EDUCATIONAL SERVICES

III.D.1. School-Sponsored Trips

- Page 50 Recommend the Board of Education approve/ratify the following school-sponsored trips: Cattle ES; Chaparral ES; Rolling Ridge ES; Wickman ES; Ramona JHS; Ayala HS; and Chino HS.

III.E. FACILITIES, PLANNING, AND OPERATIONS

III.E.1. Purchase Order Register

Page 52 Recommend the Board of Education approve/ratify the purchase order register, provided under separate cover.

III.E.2. Agreements for Contractor/Consultant Services

Page 53 Recommend the Board of Education approve/ratify the Agreements for Contractor/Consultant Services.

III.E.3. Surplus/Obsolete Property

Page 56 Recommend the Board of Education declare the District property surplus/obsolete and authorize staff to sell/dispose of said property.

III.E.4. Resolution 2016/2017-05 for Authorization to Utilize a Piggyback Contract

Page 62 Recommend the Board of Education adopt Resolution 2016/2017-05 for authorization to utilize a piggyback contract.

III.E.5. Change Order for Bid 14-15-10, Renovation of Professional Development Center II

Page 66 Recommend the Board of Education approve the change order for Bid 14-15-10, Renovation of Professional Development Center II.

III.E.6. Notice of Completion for CUPCCAA Project

Page 71 Recommend the Board of Education approve the Notice of Completion for CUPCCAA Project.

III.E.7. Approval of the Joint Use Agreement for Use of the Synthetic Track at Chino HS Between Chino Valley Unified School District and the City of Chino

Page 72 Recommend the Board of Education approve the joint use agreement for use of the synthetic track at Chino HS between the Chino Valley Unified School District and City of Chino.

III.E.8. License Agreement with Lewis Community Developers for Access and Improvements to the Former Higgins Brick Property from Chino Hills HS

Page 77 Recommend the Board of Education approve the License Agreement with Lewis Community Developers for Access and Improvements to the Former Higgins Brick Property from Chino Hills HS.

III.F. HUMAN RESOURCES

III.F.1. Certificated/Classified Personnel Items

Page 93 Recommend the Board of Education approve/ratify the certificated/classified personnel items.

III.F.2. Rejection of Claims

Page 105 Recommend the Board of Education reject the claims and refer them to the District’s insurance adjuster.

III.F.3. Student Teaching Agreement with Loyola Marymount University

Page 106 Recommend the Board of Education approve the student teaching agreement with Loyola Marymount University.

III.F.4. Addendum to Internship Agreement with National University

Page 109 Recommend the Board of Education approve the addendum to internship agreement with National University.

III.F.5. Learning Activity Placement Agreement with California State University, Fullerton

Page 111 Recommend the Board of Education approve the learning activity placement agreement with California State University, Fullerton.

III.F.6. District Affiliation Agreement with Nutrition Ink

Page 114 Recommend the Board of Education approve the affiliation agreement with Nutrition Ink.

IV. INFORMATION

IV.A. ADMINISTRATION

IV.A.1. Revision of Board Bylaw 9222 Bylaws of the Board—Resignation

Page 117 Recommend the Board of Education receive for information the revision of Board Bylaw 9222 Bylaws of the Board—Resignation.

IV.A.2. Revision of Board Bylaw 9321 Bylaws of the Board—Closed Session Purposes and Agendas

Page 120 Recommend the Board of Education receive for information the revision of Board Bylaw 9321 Bylaws of the Board—Closed Session Purposes and Agendas.

IV.A.3. Revision of Board Bylaw Exhibit 9323.2 Bylaws of the Board—Actions by the Board

Page 131 Recommend the Board of Education receive for information the revision of Board Bylaw Exhibit 9323.2 Bylaws of the Board—Actions by the Board.

IV.B. CURRICULUM, INSTRUCTION, INNOVATION, AND SUPPORT

IV.B.1. 2015/2016 Second Semester Student Expulsion Report

Page 136 Recommend the Board of Education receive for information the 2015/2016 Second Semester Student Expulsion Report.

IV.C. EDUCATIONAL SERVICES

IV.C.1. Student Attendance Calendar for the 2017/2018 School Year

Page 139 Recommend the Board of Education receive for information the Student Attendance Calendar for the 2017/2018 school year.

IV.C.2. Williams Settlement Legislation Quarterly Uniform Complaint Report Summary for April Through June 2016

Page 141 Recommend the Board of Education receive for information the Williams Settlement Legislation Quarterly Uniform Complaint Report Summary for April through June 2016.

IV.C.3. Revision of Board Policy and Administrative Regulation 0450 Philosophy, Goals, Objectives, and Comprehensive Plans—Comprehensive Safety Plans

Page 143 Recommend the Board of Education receive for information the revision of Board Policy and Administrative Regulation 0450 Philosophy, Goals, Objectives, and Comprehensive Plans—Comprehensive Safety Plans.

IV.C.4. Revision of Board Policy and Deletion of Administrative Regulation 3514.2 Business and Noninstructional Operations—Transportation for Students with Disabilities

Page 158 Recommend the Board of Education receive for information the revision of Board Policy and deletion of Administrative Regulation 3514.2 Business and Noninstructional Operations—Transportation for Students with Disabilities.

IV.C.5. Revision of Board Policy and Administrative Regulation 3515.2 Business and Noninstructional Operations—Disruptions

Page 164 Recommend the Board of Education receive for information the revision of Board Policy and Administrative Regulation 3515.2 Business and Noninstructional Operations—Disruptions.

IV.C.6. New Board Policy 3515.7 Business and Noninstructional Operations—Firearms on School Grounds

Page 171 Recommend the Board of Education receive for information the new Board Policy 3515.7 Business and Noninstructional Operations—Firearms on School Grounds.

IV.C.7. San Bernardino County Superintendent of Schools Williams Findings Decile 1-3 Schools Fourth Quarterly Report 2015/2016

Page 174 Recommend the Board of Education receive for information the San Bernardino County Superintendent of Schools Williams Findings Decile 1-3 Schools Fourth Quarterly Report 2015/2016.

IV.D. FACILITIES, PLANNING, AND OPERATIONS

IV.D.1. Revision of Board Policy 3270 Business and Noninstructional Operations—Sale and Disposal of Books, Equipment, and Supplies
Page 178

Recommend the Board of Education receive for information the revision of Board Policy 3270 Business and Noninstructional Operations—Sale and Disposal of Books, Equipment, and Supplies.

IV.D.2. Revision of Administrative Regulations 3314 Business and Noninstructional Operations—Payment for Goods and Services
Page 181

Recommend the Board of Education receive for information the revision of Administrative Regulation 3314 Business and Noninstructional Operations—Payment for Goods and Services.

IV.D.3. Revision of Administrative Regulation 7111 Facilities—Evaluating Existing Buildings
Page 183

Recommend the Board of Education receive for information the revision of Administrative Regulation 7111 Facilities—Evaluating Existing Buildings.

V. COMMUNICATIONS

BOARD MEMBERS AND SUPERINTENDENT

VI. ADJOURNMENT

Date posted: August 12, 2016
Prepared by: Patricia Kaylor, Administrative Secretary, Board of Education

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016

TO: Members, Board of Education

FROM: Wayne M. Joseph, Superintendent

PREPARED BY: Gregory J. Stachura, Asst. Supt., Facilities, Planning, and Operations

SUBJECT: PUBLIC HEARING ON THE CHANGE OF STATUTORY DEVELOPER FEES (LEVEL 1) AND ADOPTION OF RESOLUTION 2016/2017-04 APPROVING A CHANGE IN STATUTORY SCHOOL FEES IMPOSED ON NEW RESIDENTIAL AND COMMERCIAL/INDUSTRIAL CONSTRUCTION PURSUANT TO EDUCATION CODE 17620 AND GOVERNMENT CODE 65995

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BACKGROUND

Pursuant to Education Code 17620, school districts are authorized to levy fees on new residential and commercial/industrial construction to mitigate the impact of new development on school facilities. These fees are generally referred to as basic statutory fees or Level 1 fees. By statute, the developer fees are capped. The caps are adjusted every two years by the State Allocation Board to account for inflation. In February 2016, the developer fee cap for residential development increased by \$0.12 to \$3.48 per square foot. The cap for commercial/industrial construction was increased by \$0.02 to \$0.56 per square foot.

A Developer Fee Justification Study has been conducted by the District's consultant, Koppel & Gruber Public Finance, demonstrating the relationship between new residential and commercial/industrial construction and the District's need for school facilities construction and reconstruction. This relationship is shown in compliance with the requirements for the collection of Level 1 fees.

Government Code 66016 requires the District to hold a public hearing regarding the imposition of developer fees as part of a regularly scheduled Board of Education meeting prior to adopting or increasing such fees in Resolution 2016/2017-04. The resolution will go into effect 60 days after the date of adoption. If this resolution is adopted by the Board of Education, developer fees will increase on October 18, 2016.

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education:

- a) Conduct a public hearing on the change of statutory developer fees (Level 1) on residential and commercial/industrial development, and
- b) Adopt Resolution 2016/2017-04 Approving a Change in Statutory School Fees Imposed on New Residential and Commercial/Industrial Construction Pursuant to Education Code 17620 and Government Code 65995.

FISCAL IMPACT

Increase of \$0.12 per square foot to \$3.48 for new residential development and room additions in excess of 500 square feet, and increase of \$0.02 per square foot to \$0.56 for commercial/industrial development.

WMJ:GJS:pw

Chino Valley Unified School District
Resolution 2016/2017-04
Approving a Change in Statutory School Fees Imposed on
New Residential and Commercial/Industrial Construction
Pursuant to Education Code 17620 and Government Code 65995

WHEREAS, the Board of Education (Board) of the Chino Valley Unified School District (District) provides for the educational needs for Grade K-12 students;

WHEREAS, in 2012, the Board had previously adopted and the District has imposed statutory school fees pursuant to Education Code 17620 and Government Code 65995(b)(1) and (b)(2) in the amount of Three and 20/100 Dollars (\$3.20) per square foot for assessable space of new residential construction and Fifty-One Cents (\$0.51) per square foot of chargeable covered and enclosed space for the categories of new commercial/industrial construction;

WHEREAS, on February 24, 2016, the State Allocation Board (SAB), authorized an adjustment in the statutory school fee amounts for unified school districts pursuant to Government Code 65995(b)(3) to Three and 48/100 Dollars (\$3.48) per square foot for assessable space of new residential construction ("Residential Statutory School Fees") and Fifty-Six Cents (\$0.56) per square foot of chargeable covered and enclosed space for the categories of new commercial/industrial construction (Commercial/Industrial Fees) collectively (Statutory School Fees), as long as such increases are properly justified by the District pursuant to law;

WHEREAS, new residential and commercial/industrial construction generates additional students for the District's schools and the District is required to provide school facilities (School Facilities) to accommodate those students;

WHEREAS, the District does not have sufficient funds available for the construction or reconstruction of the School Facilities, including acquisition of sites, construction of permanent School Facilities, and acquisition of interim School Facilities, to accommodate students from new residential and commercial/industrial construction;

WHEREAS, the Board has received and considered a report entitled "School Fee Justification Study" (Study), which includes information, documentation, and analysis of the School Facilities needs of the District, including: (a) the purpose of the Applicable Statutory School Fees; (b) the use to which the Applicable Statutory School Fees are to be put; (c) the nexus (roughly proportional and reasonable relationship) between the residential and commercial/industrial construction and (1) the use for Applicable Statutory School Fees, (2) the need for School Facilities, (3) the cost of School Facilities and the amount of Applicable Statutory School Fees from new residential and commercial/industrial construction; (d) a determination of the impact of the increased number of employees anticipated to result from the commercial/industrial construction (by category) upon the cost of providing School Facilities within the District; (e) an evaluation and projection of the number of students that will be generated by new residential construction; (f) the new School Facilities that will be required to serve such students; and (g) the cost of such School Facilities;

WHEREAS, the Study pertaining to the Statutory School Fees and to the capital facilities needs of the District has been available to the public for at least ten (10) days before the Board considered at a regularly scheduled public meeting the change in the Statutory School Fees;

WHEREAS, all notices of the proposed change in the Statutory School Fees have been given in accordance with applicable law;

WHEREAS, a public hearing was duly held at a regularly scheduled meeting of the Board relating to the proposed change in the Statutory School Fees on August 18; and

WHEREAS, as to the Statutory School Fees, Education Code 17621 provides that the adoption, increase or imposition of any fee, charge, dedication, or other requirement, pursuant to Education Code 17620 shall not be subject to the California Environmental Quality Act, Division 13 (commencing with Section 21000) of the Public Resources Code.

NOW, THEREFORE, BE IT RESOLVED that the Board of Education of the Chino Valley Unified School District:

Section 1. Accepts and adopts the Study.

Section 2. Finds that the purpose of the Statutory School Fees imposed upon new residential construction are to fund the additional School Facilities required to serve the students generated by the new residential construction upon which the Statutory School Fees are imposed.

Section 3. Finds that the Statutory School Fees imposed on new residential construction will be used only to finance those School Facilities described in the Study and related documents, and that these School Facilities are required to serve the students generated by the new residential construction within the District; and that the use of the Statutory School Fees will include construction or acquisition of additional School Facilities, remodeling existing School Facilities to add additional classrooms, and technology, and acquiring and installing additional portable classrooms and related School Facilities, with the specific location of new schools, remodeling of existing School Facilities, and additional portables to be determined based on the residence of the students being generated by such new residential construction, as well as any required central administrative and support facilities, within the District.

Section 4. Finds that there is a roughly proportional, reasonable relationship between the use of the Statutory School Fees and the new residential construction within the District because the Statutory School Fees imposed on new residential construction by this Resolution will be used to fund School Facilities that will be used to serve the students generated by such new residential construction.

Section 5. Finds that there is a roughly proportional, reasonable relationship between the new residential construction upon which the Statutory School Fees are imposed, and the need for additional School Facilities in the District because new students will be generated from new residential construction within the District and the District does not have student capacity in existing School Facilities in certain areas of the District to accommodate these students.

Section 6. Finds that the amount of the Statutory School Fees imposed on new residential construction as set forth in this Resolution is roughly proportional and reasonably related to, and does not exceed the cost of, providing the School Facilities required to serve the students generated by such new residential construction within the District.

Section 7. Finds that the purpose of the Statutory School Fees imposed on new commercial/industrial construction is to fund the additional School Facilities required to serve the students generated by the new commercial/industrial construction upon which the Commercial/Industrial Fees are imposed.

Section 8. Finds that the Statutory School Fees imposed on new commercial/industrial construction (by category) will be used only to finance those School Facilities described in the Study and related documents and that these School Facilities are required to serve the students generated by such new commercial/industrial construction; and that the use of the Statutory School Fees will include construction or acquisition of additional School Facilities, remodeling existing School Facilities to add additional classrooms and technology, and acquiring and installing additional portable classrooms and related facilities, with the specific location of new schools, remodeling of existing School Facilities, and additional portables to be determined based on the residence of the students being generated by such new commercial/ industrial construction, as well as any required central administrative and support facilities within the District.

Section 9. Finds that there is a roughly proportional, reasonable relationship between the use of the Statutory School Fees and new commercial/industrial construction by category within the District because the Statutory School Fees imposed on commercial/industrial construction by this Resolution will be used to fund School Facilities which will be used to serve the students generated by such new commercial/industrial construction.

Section 10. Finds that there is a roughly proportional, reasonable relationship between the new commercial/industrial construction by category, upon which the Statutory School Fees are imposed, and the need for additional School Facilities in the District because new students will be generated from new commercial/industrial construction within the District and the District does not have student capacity in the existing School Facilities to accommodate these students.

Section 11. Finds that the amount of the Statutory School Fees imposed on new commercial/industrial construction by category as set forth in this Resolution is roughly proportional and reasonably related to and does not exceed the cost of providing the School Facilities required to serve the students generated by such new commercial/industrial construction within the District.

Section 12. Finds that a separate fund (Fund) of the District and two or more sub-funds (Sub-Funds) have been created or are authorized to be established for all monies received by the District for the deposit of Statutory School Fees and mitigation payments (Mitigation Payments) imposed on construction within the District and that said Fund and Sub-Funds at all times have been separately maintained, except for temporary investments, with other funds of the District as authorized by law.

Section 13. Finds that the monies of the separate Fund or the separate Sub-Funds described in Section 12, consisting of the proceeds of Statutory School Fees and Mitigation Payments have been imposed for the purposes of constructing and reconstructing those School Facilities necessitated by new residential and/or commercial/industrial construction, and thus, these monies may be expended for all those purposes permitted by applicable law. The Statutory School Fees may also be expended by the District for the costs of performing any study or otherwise making the findings and determinations required under subdivisions (a), (b) and (d) of Section 66001 of the Government Code. In addition, the District may also retain, as appropriate, an amount not to exceed in any fiscal year, three percent (3%) of the fees collected in that fiscal year pursuant to Education Code 17620 for reimbursement of the administrative costs incurred by the District in collecting the Statutory School Fees.

Section 14. Hereby is justified in levying the Statutory School Fees as a condition of approval of new residential development projects and imposes the Applicable Statutory School Fees on such development projects in the following amounts:

- a. Three and 48/100 Dollars (\$3.48) per square foot of assessable space for new residential construction, including new residential projects, manufactured homes and mobile homes as authorized under Education Code 17625, and including residential construction or reconstruction other than new construction where such construction or reconstruction results in an increase of assessable space, as defined in Government Code 65995, in excess of five hundred (500) square feet.
- b. Fifty-Six Cents (\$0.56) per square foot of assessable space for new residential construction used exclusively for the housing of senior citizens, as described in Section 51.3 of the Civil Code or as described in subdivision (k) of Section 1596.2 of the Health and Safety Code or a multi-level facility as described in paragraph 9 of subdivision (d) of Government Code 15432 or any mobile home or manufactured home that is located within a mobile home park, subdivision, cooperative or condominium for mobile homes limited to older persons as defined by the Federal Fair Housing Amendments of 1988.

Section 15. Hereby is justified in levying Statutory School Fees as a condition of approval of new commercial/industrial construction projects and levies the Applicable Statutory School Fees on such development projects up to Fifty-Four Cents (\$0.54) per square foot of chargeable covered and enclosed space for all categories of commercial/industrial construction except for properties that are classified as rental self-storage properties and hospitality (lodging) properties. The maximum applicable Statutory School Fees that may be levied on such development projects on a per square foot of chargeable covered and enclosed space are Three Cents (\$0.03) for rental self-storage properties and Fifty-One Cents (\$0.51) for hospitality (lodging) properties.

Section 16. Finds that the proceeds of the Statutory School Fees established pursuant to this Resolution shall continue to be deposited into those Sub-Funds of the Funds identified in Section 12 of this Resolution, the proceeds of which shall be used exclusively for the purpose for which the Statutory School Fees are to be collected, including, as to Statutory School Fees, accomplishing any study, findings or determinations required by subdivisions (a), (b) and (d) of Section 66001 of the Government Code, or retaining an amount not to exceed in any fiscal year, three percent (3%) of the fees collected in that fiscal year pursuant to Education Code 17620 for reimbursement of the administrative costs incurred by the District in collecting the Statutory School Fees or in financing the described Study or in defending the imposition of Statutory School Fees.

Section 17. Finds that the District's Superintendent, or designee, is directed to cause a copy of this Resolution to be delivered to the building officials of the Cities of Chino, Chino Hills and Ontario (collectively the Cities), the County of San Bernardino (County) and the Office of Statewide Health Planning and Development ("OSHPD") along with a copy of all the supporting documentation referenced herein and a map of the District clearly indicating the boundaries thereof, advising the Cities, the County and OSHPD that new residential and commercial/ industrial construction is subject to the Statutory School Fees changed pursuant to this Resolution and requesting that no building permit or approval for occupancy be issued by any of these entities for any new residential development project, mobile home or manufactured home subject to the Statutory School Fees absent a certification of compliance (Certificate of Compliance) from the District demonstrating compliance of such project with the requirements of the Statutory School Fees, nor that any building permit be issued for any nonresidential construction absent a certification from this District of compliance with the requirements of the applicable Statutory School Fees.

Section 18. Hereby adopts and establishes the procedures that permit the party against whom the Commercial/Industrial Fees are imposed the opportunity for a hearing to appeal that imposition of Commercial/Industrial Fees for commercial/industrial construction as stated in Education Code 17621 and Government Code 66020 and 66021.

Section 19. Finds that the Superintendent is authorized to cause a Certificate of Compliance to be issued for each residential development project, mobile home, manufactured home and commercial/industrial development project for which there is compliance with the requirement for payment of the Statutory School Fees in the amounts specified by this Resolution. In the event a Certificate of Compliance is issued for the payment of Statutory School Fees for a residential development project, mobile home, manufactured home or commercial/industrial development project and it is later determined that the statement or other representation made by an authorized party concerning the development project as to square footage is untrue or in the event the zoning is declared invalid, then such Certificate of Compliance shall automatically terminate, and the Cities, County, or OSHPD as appropriate shall be so notified.

Section 20. Finds that no statement or provision set forth in this Resolution, or referred to therein shall be construed to repeal any preexisting fee or mitigation amount previously imposed by the District on any residential or nonresidential construction.

Section 21. Finds that if any portion or provision hereof is held invalid, the remainder hereof is intended to be and shall remain valid.

Section 22. Finds that the change in the District's Statutory School Fees will become effective sixty (60) days from the date of this Resolution unless a separate resolution changing the fees immediately on an urgency basis is adopted by the Board.

Approved, Passed, and Adopted by the Board of Education of the Chino Valley Unified School District this 18th day of August 2016.

Andrew Cruz, President

Attest:

Pamela Feix, Clerk

STATE OF CALIFORNIA)
) ss.
COUNTY OF SAN BERNARDINO)

I, Pamela Feix, Clerk, Board of Education of the Chino Valley Unified School District, do hereby certify that the foregoing was duly adopted by the Board of Education of such District at a regular meeting of said Board held on the 18th day of August 2016 at which a quorum of such Board was present and acting throughout and for which notice and an agenda was prepared and posted as required by law and at which meeting all of the members of such Board had due notice and that at such meeting the attached resolution was adopted by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

And further hereby certify that the foregoing is a full, true, and correct copy of Resolution 2016/2017-04 of said Board, and that the same has not been rescinded, amended, or repealed.

Pamela Feix, Clerk

CHINO VALLEY UNIFIED SCHOOL DISTRICT
REGULAR MEETING OF THE BOARD OF EDUCATION
July 21, 2016

Minutes

I. OPENING BUSINESS

I.A. CALL TO ORDER – 4:45 P.M.

1. Roll Call

President Cruz called to order the regular meeting of the Board of Education, Thursday, July 21, 2016, at 4:45 p.m. with Blair, Cruz, Feix, and Orozco present. Mr. Na arrived at 4:47 p.m. Mrs. Blair left closed session at 6:36. p.m.

Administrative Personnel

Wayne M. Joseph, Superintendent
Norm Enfield, Ed.D., Deputy Superintendent
Sandra H. Chen, Assistant Superintendent, Business Services
Jeanette Chien, Ed.D., Assistant Superintendent, Educational Services
Grace Park, Ed.D., Assistant Superintendent, Human Resources
Gregory J. Stachura, Assistant Supt., Facilities, Planning, and Operations

2. Public Comment on Closed Session Items

None.

3. Closed Session

President Cruz adjourned to closed session at 4:45 p.m. regarding conference with legal counsel existing litigation; student discipline; a student readmission; public employee discipline/dismissal/release; conference with legal labor negotiators, A.C.T. and CSEA; public employee appointment: Elementary/Junior High/High School Assistant Principals; and public employee performance evaluation, Superintendent.

I.B. RECONVENE TO REGULAR OPEN MEETING – 7:00 P.M.

1. Report Closed Session Action

President Cruz reconvened the regular meeting of the Board of Education at 7:05 p.m. The Board met in closed session from 4:45 p.m. to 7:00 p.m. regarding conference with legal counsel existing litigation; student discipline; a student readmission; public employee discipline/dismissal/release; conference with legal labor negotiators, A.C.T. and CSEA; public employee appointment: Elementary/Junior High/High School Assistant

Principals; and public employee performance evaluation, Superintendent. The Board of Education took action by a vote of 4-0 (Blair absent) to appoint Stephen Buss as Oak Ridge ES Assistant Principal effective August 1, 2016; Karen Miner as Cal Aero K-8 Assistant Principal effective August 1, 2016; Corinna Lee as Townsend JHS Assistant Principal effective July 25, 2016; and Temple Scott as Don Lugo HS Assistant Principal effective August 1, 2016. No further action was taken that required public disclosure.

2. Pledge of Allegiance

Daniel Torres led the Pledge of Allegiance.

I.C. COMMENTS FROM EMPLOYEE REPRESENTATIVES

Denise Arroyo, CSEA President, clarified her June 21 meeting comments regarding the date in which the Association is taking the Tentative Agreement to the membership as August 24 rather than July 24 as stated; and extended congratulations to newly appointed administrators.

I.D. COMMENTS FROM COMMUNITY LIAISONS

None.

I.E. COMMENTS FROM THE AUDIENCE ON ITEMS NOT ON THE AGENDA

None.

I.F. CHANGES AND DELETIONS

The following change was read into the record: Item II.A.1. Administration, Appointment to the Richard Gird Educational Hall of Fame Committee, corrected name spelling to read Carrie Walker and Darren Goodman; Item III.D.1., Student Support Services, Student Expulsion Case 15/16-50 amended conditions to require a full expulsion for the remainder of second semester 2015/2016 and for the first semester of the 2016/2017 school year with placement at Chino Valley Learning Academy; and, Item III.F.1., Human Resources, under hired at appropriate placement on the certificated salary schedule and credential for 2016/2017, deleted the name Robert Shirley.

II. ACTION**II.A. HUMAN RESOURCES****II.A.1. Public Hearing and Ratification of the Tentative Agreement Between the Chino Valley Unified School District and the Associated Chino Teachers**

President Cruz opened the public hearing regarding the ratification of the Tentative Agreement between the Chino Valley Unified School District and the Associated Chino Teachers at 7:12 p.m. There were no speakers and President Cruz closed the public hearing at 7:12 p.m. Moved (Na) seconded (Feix) carried unanimously (4-0, Blair absent) to ratify the Tentative Agreement between the Chino Valley Unified School District and the Associated Chino Teachers.

III. CONSENT

Moved (Na) seconded (Feix) motion carried (4-0, Blair absent) to approve the consent items, as amended.

III.A. ADMINISTRATION**III.A.1. Minutes of the Regular Meeting of June 30, 2016**

Approved the minutes of the regular meeting of June 30, 2016.

III.A.2. Appointment to the Richard Gird Educational Hall of Fame Committee

Appointed ~~Darrin~~ Darren Goodman, Jane Lyon, and ~~Kerry~~ Carrie Walker to the Richard Gird Educational Hall of Fame Committee, as amended.

III.B. BUSINESS SERVICES**III.B.1. Warrant Register**

Approved/ratified the warrant register.

III.B.2. Fundraising Activities

Approved/ratified the fundraising activities.

III.B.3. Donations

Accepted the donations.

III.B.4. Legal Services

Approved payment for legal services to the law offices of Atkinson, Andelson, Loya, Ruud & Romo; Chidester, Margaret A. & Associates; and Parker & Covert LLP.

III.C. CURRICULUM, INSTRUCTION, INNOVATION, AND SUPPORT

III.C.1. Application for Funding the Consolidated Application for the 2016/2017 School Year and the Title III Local Educational Agency Plan Performance Goal 2

Approved the Application for Funding the Consolidated Application for the 2016/2017 school year and the Title III Local Educational Agency Plan Performance Goal 2.

III.C.2. Revision of the 2015/2016 Single Plan for Student Achievement and Adoption of a Schoolwide Title 1 Program for Buena Vista, Chino, and Don Lugo High Schools for the 2016/2017 School Year

Approved the revision of the 2015/2016 Single Plan for Student Achievement and Adoption of a Schoolwide Title 1 Program for Buena Vista, Chino, and Don Lugo High Schools for the 2016/2017 school year.

III.C.3. New Course: Introduction to Business

Approved the new course: Introduction to Business.

III.D. EDUCATIONAL SERVICES

III.D.1. Student Expulsion Cases 15/16-44, 15/16-50, 15/16-51, and 15/16-52

Approved the student expulsion cases 15/16-44, 15/16-50 (as amended), 15/16-51, and 15/16-52.

III.D.2. Student Readmission Case 14/15-38

Approved the student readmission case 14/15-38.

III.E. FACILITIES, PLANNING, AND OPERATIONS

III.E.1. Purchase Order Register

Approved/ratified the purchase order register.

III.E.2. Agreements for Contractor/Consultant Services

Approved/ratified the Agreements for Contractor/Consultant Services.

III.E.3. Surplus/Obsolete Property

Declared the District property surplus/obsolete and authorized staff to sell/dispose of said property.

III.E.4. Resolutions 2016/2017-01 and 2016/2017-02 for Authorization to Utilize Piggyback Contracts

Adopted Resolutions 2016/2017-01 and 2016/2017-02 for authorization to utilize piggyback contracts.

III.E.5. Notice of Completion for CUPCCAA Projects

Approved the Notice of Completion for CUPCCAA Projects.

III.F. HUMAN RESOURCES

III.F.1. Certificated/Classified Personnel Items

Approved/ratified the certificated/classified personnel items, as amended.

IV. INFORMATION

IV.A. ADMINISTRATION

IV.A.1. Revision of Board Bylaw 9150 Bylaws of the Board—Student Board Members

Received for information the revision of Board Bylaw 9150 Bylaws of the Board—Student Board Members.

IV.B. CURRICULUM, INSTRUCTION, INNOVATION, AND SUPPORT

IV.B.1. Revision of Board Policy 6142.92 Instruction—Mathematics Instruction.

Received for information the revision of Board Policy 6142.92 Instruction—Mathematics Instruction.

V. COMMUNICATIONS

BOARD MEMBERS AND SUPERINTENDENT

James Na said he spoke with a long-time educator regarding which changes he would like to see in schools and culture; expressed hopes that adults talk to more children about respecting elders; spoke about Chef Bruno of the White House Restaurant, Anaheim, who feeds homeless kids every day; said local resident Charlene King also feeds those in need in the neighborhood; and shared a story about a student who told him that he was turning himself into a rehab center to change his life around.

Pamela Feix had no comments.

Sylvia Orozco spoke about the newly appointed members of the Richard Gird Educational Hall of Fame Committee; announced the retirees on the agenda; highlighted Justin Tirabasso's 40 years of service to the District; and reiterated the need to acknowledge retirees properly who serve the District for any number of years.

Superintendent Joseph commented on the reason Mrs. Blair was absent from the meeting's open session.

President Cruz spoke about high school juniors SAT scores; commented on negotiations; announced Relay for Life of Chino event scheduled for August 6 and 7.

VI. ADJOURNMENT

President Cruz adjourned the regular meeting of the Board of Education at 7:23 p.m.

Andrew Cruz, President

Pamela Feix, Clerk

Prepared by: Patricia Kaylor, Administrative Secretary, Board of Education

CHINO VALLEY UNIFIED SCHOOL DISTRICT
SPECIAL MEETING OF THE BOARD OF EDUCATION
August 4, 2016

MINUTES

I. OPENING BUSINESS

I.A. CALL TO ORDER – 5:00 P.M.

1. Roll Call

President Cruz called to order the special meeting of the Board of Education, Thursday, August 4, 2016, at 5:00 p.m. with Blair, Cruz, Feix, Na, and Orozco present.

Administrative Personnel

Wayne M. Joseph, Superintendent
Norm Enfield, Ed.D., Deputy Superintendent
Sandra H. Chen, Assistant Superintendent, Business Services
Jeanette Chien, Ed.D., Assistant Superintendent, Educational Services
Grace Park, Ed.D., Assistant Superintendent, Human Resources
Gregory J. Stachura, Assistant Supt., Facilities, Planning, and Operations

2. Pledge of Allegiance

Patricia Custodio, Chino HS Assistant Principal, led the Pledge of Allegiance.

I.B. COMMENTS FROM THE AUDIENCE ON ITEMS ON THE AGENDA

Todd Hancock, A.C.T. President, spoke in support of the resolution; Kevin Cisneroz, Dick Holk, Susan Fekete, Art Bennett, and Cindi Garcia spoke in support of the resolution; and Maria Rodriguez spoke opposed to the resolution.

II. ACTION

II.A. FACILITIES, PLANNING, AND OPERATONS

II.A.1. Resolution 2016/2017-03 of the Board of Education of the Chino Valley Unified School District of the County of San Bernardino, California, Ordering an Election to Authorize the Issuance of General Obligation Bonds, Establishing Specifications of the Election Order, and Requesting Consolidation with Other Elections Occurring on November 8, 2016

Moved (Na) seconded (Orozco) carried unanimously (5-0 by roll call) to adopt Resolution 2016/2017-03 of the Board of Education of the Chino Valley Unified School District of the County of San Bernardino, California, Ordering an Election to Authorize the Issuance of General Obligation Bonds, Establishing Specifications of the Election Order, and Requesting Consolidation with Other Elections Occurring on November 8, 2016.

III. ADJOURNMENT

President Cruz adjourned the special meeting of the Board of Education at 6:16 p.m.

Andrew Cruz, President

Pamela Feix, Clerk

Prepared by: Patricia Kaylor, Administrative Secretary, Board of Education

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
**SUBJECT: REVISION OF BOARD BYLAW 9150 BYLAWS OF THE BOARD—
STUDENT BOARD MEMBERS**

=====

BACKGROUND

Board policies, administrative regulations, and bylaws of the Board are routinely developed and revised as a result of changes in law, mandates, federal regulations, and current practice. Board Bylaw 9150 Bylaws of the Board—Student Board Members is being revised to reflect current practice. This item was as information to the Board of Education on July 21, 2016.

Language to be deleted is ~~lined through~~.

Approval of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve the revision of Board Bylaw 9150 Bylaws of the Board—Student Board Members.

FISCAL IMPACT

None.

WMJ:pk

STUDENT BOARD MEMBERS

The Board of Education believes that engaging the student body and seeking its input and feedback regarding the District's educational programs and activities are vital to achieving the District's mission of educating district students. To enhance communication between the Board and the student body and to encourage student involvement in district affairs, the Board shall include at least one student board member selected by the District's high school students in accordance with procedures approved by the Board.

The term of the student board member shall be one year, commencing on July 1 of each year. A student board member shall have the right to attend all board meetings except closed (executive) sessions. (Education Code 35012)

(cf. 9321 – Closed Session Purposes and Agendas)

A student board member shall be seated with other members of the Board. In addition, a student board member shall be recognized at meetings as a full member, shall receive all materials presented to other Board members except those related to closed sessions, and may participate in questioning witnesses and discussing issues. (Education Code 35012)

(cf. 9322 – Agenda/Meeting Materials)

The student board member may cast preferential votes on all matters except those subject to closed session discussion. Preferential votes shall be cast prior to the official board vote and shall not affect the final numerical outcome of a vote. Preferential votes shall be recorded in the Board meeting minutes. (Education Code 35012)

(cf. 9324 – Minutes and Recordings)

~~A student board member may make motions that may be acted upon by the Board, except on matters dealing with employer-employee relations pursuant to Government Code 3540-3549.3. (Education Code 35012)~~

A student board member shall be entitled to be reimbursed for mileage to the same extent as other members of the Board but shall not receive compensation for attendance at Board meetings. (Education Code 35012)

(cf. 3350 - Travel and Conference Expense)

(cf. 9250 - Remuneration, Reimbursement and Other Benefits)

STUDENT BOARD MEMBERS (cont.)

Student Board Member Development

As necessary, the Superintendent or designee shall, at District expense, provide learning opportunities to student board members, through trainings, workshops, and conferences, to enhance their knowledge, understanding, and performance of their board responsibilities.

The Superintendent or designee may periodically provide an orientation for student board member candidates to give them an understanding of the responsibilities and expectations of board service.

Legal Reference:

EDUCATION CODE

33000.5 Appointment of student members to State Board of Education 35012 Board members; number, election and terms; pupil members GOVERNMENT CODE
3540-3549.3 Educational Employment Relations Act

Management Resources:

WEBSITES

California School Boards Association: www.csba.org California Association of Student Councils:
www.casc.net National School Boards Association: www.nsba.org

Chino Valley Unified School District

Bylaw adopted: August 17, 1995

Revised: April 23, 1998

Revised: October 21, 2010

Revised: December 8, 2011

REVISED:

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
SUBJECT: RICHARD GIRD EDUCATIONAL HALL OF FAME 2016 INDUCTEES

=====

BACKGROUND

The Richard Gird Educational Hall of Fame Bylaws, under 'Induction', states that the Board of Education will take action on Committee nominations to the Hall of Fame. As such, the Committee solicited nominations, and carefully considered all nominees who met the criteria for induction. The following individuals are being recommended as inductees to the Richard Gird Educational Hall of Fame.

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve the Richard Gird Educational Hall of Fame 2016 inductees:

- a) Alumni Recipient: Chad Cordero,
- b) Distinguished Service Recipient: Frank Elder, and
- c) Employee Recipient: Kay Hallmark.

FISCAL IMPACT

None.

WMJ:pk

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Sandra H. Chen, Assistant Superintendent, Business Services
Liz Pensick, Director, Business Services
SUBJECT: WARRANT REGISTER

=====

BACKGROUND

Education Code 42650 requires the Board to approve and/or ratify all warrants. These payments are made in the form of warrants, and the warrant (check) form is approved by the County Superintendent.

All items listed are within previously budgeted amounts. There is no fiscal impact beyond currently available appropriations.

Approval of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve/ratify the warrant register, provided under separate cover.

FISCAL IMPACT

\$4,923,832.76 to all District funding sources.

WMJ:SHC:LP:wc

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Sandra H. Chen, Assistant Superintendent, Business Services
Liz Pensick, Director, Business Services
SUBJECT: FUNDRAISING ACTIVITIES

=====

BACKGROUND

Board Policy 3452 Business and Noninstructional Operations – Student Activity Funds and Board Policy 1230 Community Relations – School Connected Organizations require that fundraising activities be submitted to the Board of Education for approval.

Approval of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve/ratify the fundraising activities.

FISCAL IMPACT

None.

WMJ:SHC:LP:wc

CHINO VALLEY UNIFIED SCHOOL DISTRICT
August 18, 2016

<u>SITE/DEPARTMENT</u>	<u>ACTIVITY/DESCRIPTION</u>	<u>DATE</u>
<u>Butterfield Ranch ES</u>		
PTA	Birthday Marquee	8/19/16 - 5/26/17
PTA	PTA Membership Drive	8/22/16 - 9/2/16
PTA	Art Academy Program	9/1/16 - 5/25/17
PTA	Thursdays After School Snack Sale	9/1/16 - 6/1/17
PTA	Box Tops for Education	9/5/16 - 6/1/17
PTA	Amazon.com Fundraiser	9/5/16 - 6/1/17
PTA	Catalog Sale	9/6/16 - 9/23/16
PTA	Chipotle Family Night Out	9/21/16
PTA	Chili's Family Night Out	10/19/16
<u>Chaparral ES</u>		
PTO	Rita's Italian Ice Days	8/19/16 - 6/30/17
<u>Country Springs ES</u>		
PFA	After School Snack Sale	8/19/16 - 6/1/17
PFA	Yearbook Sale	8/31/16 - 4/1/17
PFA	Monthly Family Nights Out	9/1/16 - 6/1/17
PFA	Catalog Sale	9/6/16 - 9/29/16
<u>Hidden Trails ES</u>		
PTA	YIC Taekwondo Fundraiser	8/22/16 - 9/30/16
PTA	Chick-fil-A Family Night Out	9/14/16
PTA	McTeacher's Night	10/12/16
<u>Litel ES</u>		
PTA	Donation Drive	10/1/16 - 6/1/17
<u>Marshall ES</u>		
PTO	T-Shirt Sale	8/22/16 - 6/1/17
PTO	After School Popsicle Sale	8/22/16 - 6/1/17
PTO	Catalog Sale	8/29/16 - 9/12/16
<u>Oak Ridge ES</u>		
PTA	Read-A-Thon	2/27/17 - 3/6/17

CHINO VALLEY UNIFIED SCHOOL DISTRICT
August 18, 2016

<u>SITE/DEPARTMENT</u>	<u>ACTIVITY/DESCRIPTION</u>	<u>DATE</u>
<u>Wickman ES</u>		
PTO	PTO Membership Drive	8/19/16 - 6/1/17
PTO	Spirit Wear Sale	8/19/16 - 6/1/17
PTO	Box Tops for Education	8/19/16 - 6/1/17
PTO	Scrip	8/19/16 - 6/1/17
PTO	Book Fair/Art Fair	9/26/16 - 9/30/16
PTO	Pumpkin Sale	10/15/16 - 10/31/16
PTO	Logo Shirts/Cup Sale	11/1/16 - 12/31/16
PTO	Yearbook Sale	11/1/16 - 6/13/17
PTO	Thanksgiving Gram Sale	11/14/16 - 11/18/16
PTO	Mother/Son Event	11/24/16
PTO	Holiday Boutique	11/28/16 - 12/20/16
PTO	Penny Donation Drive	1/2/17 - 1/31/17
PTO	Harkins Movie Ticket Sale	2/1/17 - 3/1/17
PTO	Valentine Gram Sale	2/6/17 - 2/14/17
PTO	Off Campus Carnation/Gram Sale	2/6/17 - 2/19/17
PTO	Father/Daughter Dance	2/24/17
PTO	Read-A-Thon	2/27/17 - 3/15/17
PTO	Off Campus Popcorn Sale	5/8/17 - 5/25/17
PTO	Book Fair/Art Fair	5/15/17 - 5/19/17
<u>Canyon Hills JHS</u>		
PTSA	PTSA Membership Drive	8/19/16 - 6/1/17
PTSA	Spirit Wear Sale	8/19/16 - 6/1/17
PTSA	Marque Greetings	8/19/16 - 6/1/17
PTSA	After School Snack Sale	8/19/16 - 6/1/17
PTSA	After School Dance Snack Bar Sale	8/19/16 - 6/1/17
PTSA	Book Fair	11/7/16 - 11/14/16
PTSA	Book Fair	5/1/17 - 5/8/17
<u>Magnolia JHS</u>		
ASB	P.E. Clothing/Locks	8/9/16 - 6/2/17
<u>Townsend JHS</u>		
ASB	Velocity "Step-It-Up"	8/19/16 - 10/15/16
Dance Team	Las Cascadas Family Night Out	8/25/16

CHINO VALLEY UNIFIED SCHOOL DISTRICT
August 18, 2016

<u>SITE/DEPARTMENT</u>	<u>ACTIVITY/DESCRIPTION</u>	<u>DATE</u>
<u>Woodcrest JHS</u>		
ASB	Recycling Program	8/19/16 - 6/30/17
<u>Chino HS</u>		
Ceramics Club	After School Snack Sale	10/7/16 - 10/21/16
Leos Club	Applebee's Pancake Breakfast	10/8/16
LJPS Club	Color Run	10/22/16
LJPS Club	Active Sock Sale	2/9/17
Ceramics Club	After School Snack Sale	2/13/17 - 2/17/17
<u>Chino Hills HS</u>		
Spirit Leader Boosters	Pizza Sale @ Friday Night Football Games	8/19/16 - 11/30/16
Spirit Leader Boosters	Snack Sale @ Thursday Football Games	8/19/16 - 11/30/16
Volleyball	Jewelry Sale	9/1/16 - 9/30/16
Volleyball	Spirit Wear Sale	9/1/16 - 11/15/16
Volleyball	Snack Sale @ Home Volleyball Games	9/1/16 - 11/15/16
Volleyball	Media Guide Advertisement Sale	9/1/16 - 11/15/16
ASB Student Store	Parking Permit Sale	9/1/16 - 6/8/17
Spirit Leader Boosters	Cheer Competitions	1/4/17 & 1/21/17
<u>Don Lugo HS</u>		
Sports Boosters - Football	Spirit Wear Sale	8/19/16 - 11/25/16
Sports Boosters - Football	Football Program Sale	8/19/16 - 11/25/16
Spirit Boosters	Candy Apple Sale @ Football Games	8/26/16 - 11/18/16
Grad Night 2017	Snack Bar @ Home Football Games	8/26/16 - 11/18/16
Spirit Boosters	Megaphone Spirit Sale	8/26/16 - 4/1/17
Spirit Boosters	Pom Pom Sale	8/26/16 - 4/1/17
FFA	Greenhouse Plan Sale	8/26/16 - 6/8/17
Boys Basketball	Used Clothing Drive	9/10/16
Sports Boosters - Football	Off Campus Car Wash	10/1/16
Renaissance	Breast Cancer Awareness Walk - A - Thon	10/5/16
Boys Basketball	Monthly After School Photo Booth	10/13/16 - 2/28/17
Sports Boosters - Football	M.K. Smith Test Drive Fundraiser	10/15/16 - 10/16/16
Sports Boosters - Football	Clothing Drive	10/22/16
FFA	Live Cut Christmas Tree Sale	11/15/16 - 12/24/16
FFA	Pre Cut Christmas Tree Sale	11/15/16 - 12/24/16
Renaissance	Family Fun Night	1/20/17
FFA	Cookie Dough Sale	4/15/17 - 4/30/17

CHINO VALLEY UNIFIED SCHOOL DISTRICT
August 18, 2016

<u>SITE/DEPARTMENT</u>	<u>ACTIVITY/DESCRIPTION</u>	<u>DATE</u>
<u>Don Lugo HS</u> (cont.)		
KDAL Club	Car Show	4/22/17

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Sandra H. Chen, Assistant Superintendent, Business Services
Liz Pensick, Director, Business Services
SUBJECT: DONATIONS

=====

BACKGROUND

Board Policy 3290 Business and Noninstructional Operations - Gifts, Grants, and Bequests states the Board of Education may accept any bequest or gift of money or property on behalf of the District. All gifts, grants, and bequests shall become property of the District. Use of the gift shall not be impaired by restrictions or conditions imposed by the donor.

Approximate values are determined by the donor.

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education accept the donations.

FISCAL IMPACT

Any cost for repairs of donated equipment will be a site expense.

WMJ:SHC:LP:wc

CHINO VALLEY UNIFIED SCHOOL DISTRICT
August 18, 2016

<u>DEPARTMENT/SITE DONOR</u>	<u>ITEM DONATED</u>	<u>APPROXIMATE VALUE</u>
<u>Rhodes ES</u>		
Rhodes PEP Club	Cash	\$5,000.00
<u>Townsend JHS</u>		
Pepsi Bottling Group	Cash	\$164.36
<u>Ayala HS</u>		
Bottling Group, LLC - FSV	Cash	\$413.60
<u>Chino Hills HS</u>		
Your Cause.com	Cash	\$4.00
Karen Gomez	Costume Supplies	\$350.00
Team Lally, Inc.	Cash	\$3,180.00
<u>Don Lugo HS</u>		
Team Lally, Inc.	Cash	\$4,680.00

CHINO VALLEY UNIFIED SCHOOL DISTRICT
Our Motto:
 Student Achievement • Safe Schools • Positive School Climate
 Humility • Civility • Service

DATE: August 18, 2016

TO: Members, Board of Education

FROM: Wayne M. Joseph, Superintendent

PREPARED BY: Sandra H. Chen, Assistant Superintendent, Business Services
 Liz Pensick, Director, Business Services

SUBJECT: LEGAL SERVICES

=====

BACKGROUND

The following law firms provide services to the Chino Valley Unified School District and have submitted their invoices. The current invoice amounts, along with the fiscal year-to-date totals for each individual law firm, are listed below.

FIRM	MONTH	INVOICE AMOUNTS	2015/2016 YEAR-TO-DATE
Atkinson, Andelson, Loya, Ruud & Romo	June 2016	\$ 8,838.48	\$ 167,984.22
Chidester, Margaret A. & Associates	June 2016	\$ 126,365.91	\$ 754,058.05
Parker & Covert LLP	-	-	\$ 5,806.50
	Total	\$ 135,204.39	\$ 927,848.77

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve payment for legal services to the law offices of Atkinson, Andelson, Loya, Ruud & Romo; and Chidester, Margaret A. & Associates.

FISCAL IMPACT

\$135,204.39 to the General Fund.

WMJ:SHC:LP:wc

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016

TO: Members, Board of Education

FROM: Wayne M. Joseph, Superintendent

PREPARED BY: Norm Enfield, Ed.D., Deputy Superintendent, Curriculum, Instruction, Innovation, and Support
Don Jones, Director, Secondary Curriculum and Instruction

SUBJECT: AGRICULTURAL CAREER TECHNICAL EDUCATION INCENTIVE GRANT 2016/2017 APPLICATION FOR FUNDING FOR DON LUGO HS

=====

BACKGROUND

The purpose of the Agricultural Vocational Educational Incentive Grant is to improve the quality of Agricultural Career Technical Education Programs by upgrading agricultural equipment. Equipment is defined as “any non-salary” item of expenditure.

The grant amount applied for is in addition to any funds received through the 2016/2017 Carl D. Perkins Vocational and Applied Technology Act. School districts participating in the incentive grant must certify that the funds will be used to supplement, not supplant, the District’s regular on-going expenditures for the Agricultural Career Technical Education Program.

Districts are required to provide matching funds. Matching funds can come from several sources including the Applied Technology Act, Baldy View Regional Occupational Program, and the general fund.

Approval of this item supports the goals identified with the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve the Agricultural Career Technical Education Incentive Grant 2016/2017 Application for Funding for Don Lugo HS.

FISCAL IMPACT

Agricultural Career Technical Education Incentive Grant funds in the amount of \$24,592.00 for Don Lugo HS for the 2016/2017 school year.

California Department of Education
AGRICULTURAL CAREER TECHNICAL EDUCATION INCENTIVE GRANT
2016-17 APPLICATION FOR FUNDING
 (Due Date: To be received in Regional Supervisor's Office by June 30, 2016)

DATES OF PROJECT DURATION - JULY 1, 2016, TO JUNE 30, 2017

Don Antonio Lugo High School

(School Site)

Chino Valley Unified School District

(District)

Certification: I hereby certify that all applicable state and federal rules and regulations will be observed; that to the best of my knowledge, the information contained in this application is correct and complete; and that the attached assurances are accepted as the basic conditions of the operations in this project/program for local participation and assistance.

Ag Teacher

Signature of Authorized Agent

[Handwritten Signature]

Signature of Agriculture Teacher
Responsible for the Program

Principal

Title

[Handwritten Signature]

Signature of Principal

Contact Phone Number:

909/591-3902

Date of Approval of Local Agency Board:

Funds Requested - Part I

\$5,000.00

Part II

\$1,592.00

Part III

\$18,000.00

Part IV

\$0.00

Total

\$24,592.00

Number of Different Agriculture Teachers at Site:

3

PART I - QUALITY CRITERIA 1-9 (REQUIRED) ALLOCATION

Quality Criteria	Will Meet Criteria	Variance Requested
1. Curriculum and Instruction	x	
2. Leadership and Citizenship Development	x	
3. Practical Application of Occupational Skills	x	
4. Qualified and Competent Personnel	x	
5. Facilities, Equipment, and Materials	x	
6. Community, Business, and Industry Involvement	x	
7. Career Guidance	x	
8. Program Promotion	x	
9. Program Accountability and Planning	x	

Formal Variance Request must be included if requesting a variance. A variance is a proposed plan for bringing the program into compliance with required quality criteria. Variances should result in compliance prior to the following year's application. All variances must be approved with the application. Non-compliance with the terms of the approved variance will result in a loss of funds.

PART I - CONTINUED

Departmental Allocation: Meeting the criteria in PART I makes the program eligible for the following amounts based on the number of teachers in the program.

Total Number of Teachers	Amount Eligible	Amount Requested
One Teacher or Less	\$4,000	
Two Teachers	\$4,500	
Three Teachers or More	\$5,000	\$5,000.00

PART II - PROGRAM ENROLLMENT ALLOCATION

Total Number of Students	2015-16 R2 Number	Amount Requested
List Number from R2 Report (\$8/Member)	199	\$1,592.00

PART III - QUALITY CRITERIA 10-11 (OPTIONAL) ALLOCATION

Schools which qualify for a Departmental Allocation may apply for additional amounts for each specific Quality Criteria (10 and 11) met.

- * Amounts requested in Quality Criterion 10 will be the indicated amount for that criterion, multiplied by the full-time equivalent (FTE). To count a preparation period, the teacher must be teaching Career Technical Education courses in Agriculture for 50 percent or more of their teaching periods.
- * Amounts requested in Quality Criterion 11A will be the indicated amount for each teacher who was compensated a minimum of \$2,000 for year-round employment.
- * Amounts requested in Quality Criterion 11B will be the indicated amount for each teacher who is provided a project supervision period. Project periods will be counted if the teacher has a preparation period as part of the regular teaching day.

Number of FTE Agriculture Teachers at Site: 3

List the Names of the Agriculture Teachers:

Ashley Doyle-Cureton	4.
Robin Olsen	5.
TBA	6.

	Number Meeting Criteria	Amount Requested
Criterion 10 - Student/Teacher Ratio	3	\$6,000.00
Criterion 11A - Year-Round Employment	3	\$6,000.00
Criterion 11B - Project Supervision Period	3	\$6,000.00
TOTAL FUNDS REQUESTED PART IV		\$18,000.00

PART IV - QUALITY CRITERION 12 (OPTIONAL) ALLOCATION

Quality Criterion 12 Form is attached and all criteria has been met. If the answer is yes, list \$7,500 (funds requesting) in space to the right.

PART V - FINANCIAL SCHEDULE

Part A

Line	Acct. No.	Classification	A Description of Item for Which Funds Will be Expended	B Incentive Grant Funds	C Matching Funds
1	4000	Books & Supplies		11,592.00	11,592.00
2			Subtotal for 4000	\$11,592.00	\$11,592.00
3	5000	Services and Other Operating Expenses such as: Services of Consultants, Staff Travel, and Conference; Rentals, Leases, and Repairs; Bus Transportation	1. transportation	2,000.00	2,000.00
4			2. repairs	1,000.00	1,000.00
5			3. conferences/travel	6,000.00	6,000.00
6			4.		
			5.		
7			6.		
8			Subtotal for 5000	\$9,000.00	\$9,000.00
9	6000	Capital Outlay: Includes Sites and Improvements of Sites; Buildings and Improvement of Buildings; Equipment	1. equipment	4,000.00	4,000.00
10			2.		
11			3.		
			4.		
12			5.		
13			Subtotal for 6000	\$4,000.00	\$4,000.00
14			Total for 4000-6000 Lines 2, 8, 13	\$24,592.00	\$24,592.00

TOTAL 2016-17 Incentive Grant Allocation:

\$24,592.00

Part B - Complete this portion if a waiver of the matching requirement is requested:

Line	Acct No.	Classification	A Description of Item for Which Funds Were Expended	B Incentive Grant Funds	C Amount of Salary and Benefits
15	1000	Salaries	Teachers' Summer Service Salaries		
16	1000	Salaries	Teachers' Salaries for Project Supervision Period		
17	3000	Benefits	Benefits for the Above Items (1000)		
18			TOTAL		\$0.00

TOTAL Amount of Waiver Requested:

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Norm Enfield, Ed.D., Deputy Superintendent, Curriculum, Instruction, Innovation, and Support
Stephanie Johnson, Director, Student Support Services
SUBJECT: 2016/2017 EXPULSION HEARING ADMINISTRATIVE PANEL

=====

BACKGROUND

Administrative Regulation 5144.1 authorizes the formation and use of administrative panels to conduct expulsion hearings on behalf of the Board of Education (California Education Code 48918). The administrative panel shall be selected from a Board-approved pool. Panel members should be available to serve a minimum of two times per semester. A Board-approved list of administrators is attached. The attached list represents positions rather than names in order to alleviate the need to revise the list throughout the year as administrative assignments change.

Approval of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve the 2016/2017 Expulsion Hearing Administrative Panel.

FISCAL IMPACT

None.

WMJ:NE:SJ:ss

POOL OF EXPULSION HEARING ADMINISTRATIVE PANEL MEMBERS

DISTRICT OFFICE PERSONNEL

Director, Access and Equity
Director, Alternative Education
Director, Assessment and Instr. Technology
Director, Elementary Curriculum and Instruction
Director(s), Human Resources
Director, Professional Development
Director, Secondary Curriculum and Instruction
Director, Special Education
Director, Student Support Services
Director, Technology
Coordinator, Access and Equity
Coordinator, Assessment and Instr. Technology
Coordinator, Behavior Intervention
Coordinator, Child Welfare and Attendance
Coordinator, Elementary Curriculum and Instr.
Coordinator, Secondary Curriculum and Instr.
Coordinator, Special Education

ELEMENTARY SCHOOLS (K-6)

1. Principal, Borba ES
2. Assistant Principal, Borba ES
3. Principal, Butterfield Ranch ES
4. Assistant Principal, Butterfield Ranch ES
5. Principal, Cattle ES
6. Assistant Principal, Cattle ES
7. Principal, Chaparral ES
8. Assistant Principal Chaparral ES
9. Principal, Cortez ES
10. Assistant Principal, Cortez ES
11. Principal, Country Springs ES
12. Assistant Principal, Country Springs ES
13. Principal, Dickey ES
14. Assistant Principal, Dickey ES
15. Principal, Dickson ES
16. Assistant Principal, Dickson ES
17. Principal, Eagle Canyon ES
18. Assistant Principal, Eagle Canyon ES
19. Principal, Glenmeade ES
20. Assistant Principal, Glenmeade ES
21. Principal, Hidden Trails ES
22. Assistant Principal, Hidden Trails ES
23. Principal, Liberty ES
24. Assistant Principal, Liberty ES
25. Principal, Litel ES
26. Assistant Principal, Litel ES

27. Principal, Marshall ES
28. Assistant Principal, Marshall ES
29. Principal, Newman ES
30. Assistant Principal, Newman ES
31. Principal, Oak Ridge ES
32. Assistant Principal, Oak Ridge ES
33. Principal, Rhodes ES
34. Assistant Principal, Rhodes ES
35. Principal, Rolling Ridge ES
36. Assistant Principal, Rolling Ridge ES
37. Principal, Walnut ES
38. Assistant Principal, Walnut ES
39. Principal, Wickman ES
40. Assistant Principal, Wickman ES

K-8 SCHOOLS

1. Principal, Briggs K-8
2. Assistant Principal, Briggs K-8
3. Principal, Cal Aero K-8
4. Assistant Principal(s), Cal Aero K-8

SECONDARY SCHOOLS (7-12)

1. Principal, Canyon Hills JHS
2. Assistant Principal(s), Canyon Hills JHS
3. Principal, Magnolia JHS
4. Assistant Principal(s), Magnolia JHS
5. Principal, Ramona JHS
6. Assistant Principal(s), Ramona JHS
7. Principal, Townsend JHS
8. Assistant Principal(s), Townsend JHS
9. Principal, Woodcrest JHS
10. Assistant Principal, Woodcrest JHS
11. Principal, Ayala HS
12. Assistant Principal(s), Ayala HS
13. Principal, Boys Republic HS
14. Principal, Buena Vista HS
15. Principal, Chino HS
16. Assistant Principal(s), Chino HS
17. Principal, Chino Hills HS
18. Assistant Principal(s), Chino Hills HS
19. Principal, Don Lugo HS
20. Assistant Principal(s), Don Lugo HS
21. Assistant Principal, Chino Valley Learning Academy
22. Principal, Adult School

Administrative Retirees as they become available.

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Norm Enfield, Ed.D., Deputy Superintendent, Curriculum, Instruction, Innovation, and Support
Don Jones, Director, Secondary Curriculum and Instruction
SUBJECT: REVISION OF BOARD POLICY 6142.92 INSTRUCTION – MATHEMATICS INSTRUCTION

=====

BACKGROUND

Board policies, administrative regulations, and bylaws of the Board are routinely developed and revised as a result of changes in law, mandates, federal regulations, and current practice. The revision of Board Policy 6142.92 Instruction – Mathematics Instruction reflects Common Core State Standards and new state curriculum framework for mathematics. The policy also reflects Assembly Bill (AB) 166, 2013, which requires the State Board of Education, concurrent with the next revision of textbooks or the curriculum framework in mathematics, to ensure the integration of financial literacy, and AB 97, 2013, which adds material on program evaluation. Additionally, the policy revisions reflect Senate Bill 359 (2015), which ensures students are appropriately placed. This item was presented to the Board on July 21, 2016, for information.

New language is provided in UPPER CASE while old language to be deleted is ~~lined through~~.

Approval of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve the revision of Board Policy 6142.92 Instruction – Mathematics Instruction.

FISCAL IMPACT

None.

WMJ:NE:DJ:smr

MATHEMATICS INSTRUCTION

The Board of Education desires to offer a rigorous mathematics program that PROGRESSIVELY DEVELOPS THE KNOWLEDGE AND SKILLS STUDENTS WILL NEED TO SUCCEED IN COLLEGE AND CAREER. THE DISTRICT'S MATHEMATICS PROGRAM SHALL BE DESIGNED TO TEACH MATHEMATICAL CONCEPTS IN THE CONTEXT OF REAL-WORLD SITUATIONS AND TO HELP STUDENTS GAIN A STRONG CONCEPTUAL UNDERSTANDING, A HIGH DEGREE OF PROCEDURAL SKILL AND FLUENCY, AND ABILITY TO APPLY MATHEMATICS TO SOLVE PROBLEMS. ~~provides a strong foundation in basic mathematical skills and prepares students to apply mathematics in real life.~~

(cf. 6143 - Courses of Study)

(cf. 6146.1 - High School Graduation Requirements)

1. ~~Basic mathematical skills: quantification, basic facts, sorting and classification and computational skills including addition, subtraction, multiplication, division, fractions, decimals, squares, and square roots.~~
2. ~~Conceptual understanding: knowledge and application of facts and definitions, identification of principles, understanding of relationships among mathematical concepts, recognition and application of signs, symbols, and terms.~~
3. ~~Problem solving: use of mathematical concepts, skills, tools, and reasoning strategies to formulate and solve problems in a variety of situations.~~

~~The mathematical program shall develop such knowledge and skills in the subject areas of numbers, measurement, geometry, functions, statistics and probability, logic, algebra and discrete mathematics. Students should know, understand and demonstrate concepts through their application to classroom and real-life situations.~~

~~The Superintendent or designee shall ensure that all students have many opportunities to take the full range of mathematical course options.~~

~~The Board shall establish specific content and performance standards in mathematical skills, concepts and problem-solving ability for each grade level. Students at risk of failing to meet performance standards shall receive additional assistance and intervention. The District's program also shall be aligned with the state framework for mathematical instruction.~~

MATHEMATICS INSTRUCTION (cont.)

FOR EACH GRADE LEVEL, THE BOARD SHALL ADOPT ACADEMIC STANDARDS FOR MATHEMATICS THAT MEET OR EXCEED THE COMMON CORE STATE STANDARDS. The Superintendent or designee shall develop ~~grade-level~~ OR SELECT curricula that ~~offer a balanced instructional program, including but not limited to:~~ ARE ALIGNED WITH THESE STANDARDS AND THE STATE CURRICULUM FRAMEWORK.

(cf. 6011 - Academic Standards)

(cf. 6146.1 - High School Graduation Requirements)

THE DISTRICT'S MATHEMATICS PROGRAM SHALL ADDRESS THE FOLLOWING STANDARDS FOR MATHEMATICAL PRACTICES WHICH ARE THE BASIS FOR MATHEMATICS INSTRUCTION AND LEARNING:

1. OVERARCHING HABITS OF MIND OF A PRODUCTIVE MATHEMATICAL THINKER: MAKING SENSE OF PROBLEMS AND PERSEVERING IN SOLVING THEM; ATTENDING TO PRECISION
2. REASONING AND EXPLAINING: REASONING ABSTRACTLY AND QUANTITATIVELY; CONSTRUCTING VIABLE ARGUMENTS AND CRITIQUING THE REASONING OF OTHERS
3. MODELING AND USING TOOLS: MODELING WITH MATHEMATICS; USING APPROPRIATE TOOLS STRATEGICALLY
4. SEEING STRUCTURE AND GENERALIZING: LOOKING FOR AND MAKING USE OF STRUCTURE; LOOKING FOR AND EXPRESSING REGULARITY IN REPEATED REASONING

IN ADDITION, THE PROGRAM SHALL BE ALIGNED WITH GRADE-LEVEL STANDARDS FOR MATHEMATICS CONTENT.

FOR GRADES K-8, CONTENT SHALL ADDRESS, AT APPROPRIATE GRADE LEVELS, COUNTING AND CARDINALITY, OPERATIONS AND ALGEBRAIC THINKING, NUMBER AND OPERATIONS IN BASE TEN, FRACTIONS, MEASUREMENT AND DATA, GEOMETRY, RATIOS AND PROPORTIONAL RELATIONSHIPS, FUNCTIONS, EXPRESSION AND EQUATIONS, THE NUMBER SYSTEM, AND STATISTICS AND PROBABILITY. STUDENTS SHALL LEARN THE CONCEPTS AND SKILLS THAT PREPARE THEM FOR THE RIGOR OF HIGHER MATHEMATICS.

MATHEMATICS INSTRUCTION (cont.)

FOR HIGHER MATHEMATICS, THE DISTRICT SHALL OFFER A PATHWAY OF COURSES THROUGH WHICH STUDENTS SHALL BE TAUGHT CONCEPTS THAT ADDRESS NUMBER AND QUANTITY, ALGEBRA, FUNCTIONS, MODELING, GEOMETRY, AND STATISTICS AND PROBABILITY.

THE SUPERINTENDENT OR DESIGNEE SHALL ENSURE THAT STUDENTS ARE APPROPRIATELY PLACED IN MATHEMATICS COURSES AND ARE NOT REQUIRED TO REPEAT A COURSE THAT THEY HAVE SUCCESSFULLY COMPLETED IN AN EARLIER GRADE LEVEL. PLACEMENT DECISIONS SHALL BE BASED ON CONSISTENT PROTOCOLS AND MULTIPLE ACADEMIC MEASURES.

(cf.6152.1 - Placement in Mathematics Courses)

Teachers are expected to use a variety of instructional strategies to accommodate the needs and varying abilities of their students.

The Superintendent or designee shall ensure that certificated staff have opportunities to participate in professional development activities designed to increase their knowledge and skills in effective mathematics teaching practices.

(cf. 4131/4331 - Staff Development)

Students shall have access to sufficient instructional materials, including manipulatives and technology, to support a balanced STANDARDS-ALIGNED mathematics program.

(cf. 0440 - District Technology Plan)

(cf. 1312.2 - Complaints Concerning Instructional Materials)

(cf. 1312.4 - Williams Uniform Complaint Procedures)

(cf. 6141 - Curriculum Development and Evaluation)

(cf. 6161.1 - Selection and Evaluation of Instructional Materials)

(cf. 6161.11 - Supplementary Instructional Materials)

The Superintendent or designee shall regularly provide the Board with data from state and District mathematics assessments and program evaluations to enable the Board to monitor program effectiveness.

(cf. 0460 - Local Control and Accountability Plan)

(cf. 0500 - Accountability)

(cf. 6162.5 - Student Assessment)

(cf. 6162.51 - State Academic Achievement Tests)

(cf. 6190 - Evaluation of Instructional Programs)

(cf. 9000 - Role of the Board)

MATHEMATICS INSTRUCTION (cont.)

Legal Reference:

EDUCATION CODE

51210 Areas of study, grades 1-6

51220 Areas of study, grades 7-12

51224.5 Algebra in course of study for grades 7-12

51224.7 California Mathematics Placement Act of 2015

51225.3 High school graduation requirements

51284 Financial literacy

60605 State-adopted content and performance standards in core curricular areas

60605.8 Common Core standards

Management Resources:

CALIFORNIA SCHOOL BOARDS ASSOCIATION PUBLICATIONS

Governing to the Core, Governance Briefs

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Mathematics Framework for California Public Schools: Kindergarten Through Grade Twelve, 2013

California Common Core State Standards: Mathematics, rev. January 2013

COMMON CORE STATE STANDARDS INITIATIVE PUBLICATIONS

Appendix A: Designing High School Mathematics Courses Based on the Common Core State Standards

WEBSITES

California School Boards Association: www.csba.org

California Department of Education: www.cde.ca.gov

Common Core State Standards Initiative: www.corestandards.org/math

Chino Valley Unified School District

Policy adopted: August 20, 2009

REVISED:

Chino Valley Unified School District

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Jeanette Chien, Ed.D., Asst. Superintendent, Educational Services
SUBJECT: SCHOOL-SPONSORED TRIPS

=====

BACKGROUND

The Board of Education recognizes that school-sponsored trips are an important component of a student’s development and supplement and enrich the classroom learning experience. School-sponsored trips may be conducted in connection with the District’s course of study or school related social, educational, cultural, athletic, school band activities, or other extracurricular or cocurricular activities. Resources will be identified and established at the school site to assist economically disadvantaged students in obtaining funding for field trips and, in some cases, student travel.

Field trips that require overnight stay or are in excess of 250 miles (one way) require board approval.

Approval of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve/ratify the following school-sponsored trips:

School-Sponsored Trips	Date	Fiscal Impact
Site: Cattle ES Event: Outdoor Science Camp Place: Lake Arrowhead, CA Chaperone Ratio: 120 students/12 chaperones plus camp counselors at 10:1 ratio	April 17-21, 2017	Cost: \$255.00 per student Funding Source: Parents
Site: Chaparral ES Event: Outdoor Science Camp Place: Crestline, CA Chaperone Ratio: 66 students/4 chaperones plus camp counselors at 10:1 ratio	April 17-21, 2017	Cost: \$285.00 per student Funding Source: Parents

School-Sponsored Trips	Date	Fiscal Impact
Site: Rolling Ridge ES Event: Ocean Institute Place: Dana Point, CA Chaperone Ratio: 30 students/8 chaperones	April 21-22, 2017	Cost: \$200.00 per student Funding Source: Parents
Site: Wickman ES Event: Outdoor Science School Place: Lake Arrowhead, CA Chaperone Ratio: 150 students/4 chaperones plus camp counselors at 10:1 ratio	January 10-13, 2017	Cost: \$260.00 per student Funding Source: Parents
Site: Ramona JHS Event: Washington DC trip Place: Washington DC Chaperone Ratio: TBD students/TBD chaperones	June 5-9, 2017	Cost: \$2,000.00 per student Funding Source: Parents
Site: Ayala HS Event: Big Bear Running Camp Place: Big Bear, CA Chaperone Ratio: 35 students/7 chaperones	July 24-29, 2016	Cost: \$350.00 per student Funding Source: Parents
Site: Ayala HS Event: Production & Performance Retreat Place: Big Bear, CA Chaperone Ratio: 22 students/7 chaperones	August 2-4, 2016	Cost: \$120.00 per student Funding Source: Parents
Site: Ayala HS Event: Girls Golf Tournament Place: Pismo Beach, CA Chaperone Ratio: 8 students/3 chaperones	August 8-11, 2016	Cost: \$300.00 per student Funding Source: Booster Club
Site: Ayala HS Event: Girls Golf Tournament Place: Rancho Mirage, CA Chaperone Ratio: 8 students/4 chaperones	September 8-10, 2016	Cost: \$200.00 per student Funding Source: Booster Club
Site: Chino HS Event: USA Cheer Camp Place: Ontario, CA Chaperone Ratio: 32 students/4 chaperones	August 1-4, 2016	Cost: \$465.00 per student Funding Source: Parents

FISCAL IMPACT

None.

WMJ:JC:Imc

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Gregory J. Stachura, Asst. Supt., Facilities, Planning, and Operations
SUBJECT: PURCHASE ORDER REGISTER

=====

BACKGROUND

Board Policy 3310 Business and Noninstructional Operations – Purchasing requires approval/ratification of purchase orders by the Board of Education. A purchase order is a legal contract between a district and vendor, containing a description of each item listed and/or a statement to the effect that supplies, equipment or services furnished herewith shall be in accordance with specifications and conditions.

Purchase orders represent a commitment of funds. No item on this register will be processed unless within budgeted funds. The actual payment for the services or materials is made with a warrant (check) and reported on the warrant register report.

Approval of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve/ratify the purchase order register, provided under separate cover.

FISCAL IMPACT

\$11,857,382.65 to all District funding sources.

WMJ:GJS:pw

CHINO VALLEY UNIFIED SCHOOL DISTRICT

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DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Gregory J. Stachura, Asst. Supt., Facilities, Planning, and Operations
SUBJECT: AGREEMENTS FOR CONTRACTOR/CONSULTANT SERVICES

=====

BACKGROUND

All contracts between the District and outside agencies shall conform to standards required by law and shall be prepared under the direction of the Superintendent or designee. To be valid or to constitute an enforceable obligation against the District, all contracts must be approved and/or ratified by the Board of Education.

Approval of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve/ratify the Agreements for Contractor/Consultant Services.

FISCAL IMPACT

As indicated.

WMJ:GJS:pw

DEPUTY SUPERINTENDENT	FISCAL IMPACT
DS-1617-004 K-12 Insight. To provide a “Let’s Talk” software platform to serve as a single, centralized, secure cloud-based repository. Submitted by: Deputy Superintendent Duration of Agreement: July 1, 2016 – June 30, 2019	Contract Amount: \$54,528.00 Funding Source: General Fund

CURRICULUM, INSTRUCTION, INNOVATION, AND SUPPORT	FISCAL IMPACT
CIIS-1617-016 Lexia Learning Systems. To provide on-line student subscriptions. Submitted by: Elementary Curriculum & Instruction Duration of Agreement: August 1, 2016 – July 31, 2018	Contract Amount: \$34,500.00 Funding Source: LCAP
CIIS-1617-017 Lexia Learning Systems. To provide on-line unlimited student subscriptions. Submitted by: Elementary Curriculum & Instruction Duration of Agreement: August 1, 2016 – July 31, 2018	Contract Amount: \$91,080.00 Funding Source: LCAP
CIIS-1617-018 Amplify Education Inc. To provide 1-day training session for product Engage NY. Submitted by: Elementary Curriculum & Instruction Duration of Agreement: August 19, 2016 – June 30, 2016	Contract Amount: \$6,400.00 Funding Source: LCAP
CIIS-1617-019 Mary Jo Madda. To provide keynote speaker at the ChET Day 2017 Submitted by: Assessment and Instructional Technology Duration of Agreement: July 1, 2016 – July 31, 2017	Contract Amount: \$3,000.00 Funding Source: General Fund
CIIS-1617-020 Aeries Software. To provide communication from school sites to parents using Aeries database. Submitted by: Technology Department Duration of Agreement: July 1, 2016 – July 31, 2017	Contract Amount: Not to exceed \$150,000.00 Funding Source: Technology

EDUCATIONAL SERVICES	FISCAL IMPACT
ES-1617-038 Dr. Steven G. Feifer. To provide professional development workshop – “The Neuropsychology of Mathematics: An Introduction to the Fam” and Consultation on: Feifer Assessment of Reading. Submitted by: Special Education Duration of Agreement: August 19, 2016 – June 30, 2017	Contract Amount: \$2,500.00 Funding Source: Professional Development

FACILITIES, PLANNING, AND OPERATIONS	FISCAL IMPACT
F-1617-003 Classing Leasing, Inc. To provide lease for 2 – 24’ x 40’ portable classroom buildings at Chino Hills HS. Submitted by: Facilities, Planning, and Operations Duration of Agreement: August 15, 2016 – July 31, 2021	Contract Amount: \$69,000.00 Funding Source: Capital Facilities

APPROVED CONTRACTS TO BE AMENDED	AMENDMENT
HR-1516-002 M1 U. S. Healthworks. To provide contracted services for Human Resources. Submitted by: Human Resources Duration of Agreement: July 1, 2015– June 30, 2016 Original Agreement Board Approved: September 3, 2015	Extend term to June 30, 2017 Increase contract amount from \$6,000.00 to \$8,000.00 Funding Source: Human Resources

APPROVED CONTRACTS TO BE AMENDED	AMENDMENT
<p>CIIS-1516-084 M1 ESL 4 Asia. To provide license agreement for the use of real property. Submitted by: Curriculum, Instruction, Innovation, and Support Duration of Agreement: July 1, 2016 – June 30, 2021 Original Agreement Board Approved: April 7, 2016</p>	<p>District to provide custodial services in the use area, also known as Exhibit A (License Area) of the agreement in the amount of \$13,500.00 (income) per year.</p>
<p>MC-1314-004 M2 Herff Jones. To provide yearbooks for the 2016/2017 school year per RFP 12-13-02, High School Yearbooks. Submitted by: Purchasing Department Duration of Agreement: May 9, 2013 – June 30, 2014 Original Agreement Board Approved: May 9, 2013 Previously Amended July 1, 2014 – June 30, 2016</p>	<p>Extend contract term one additional year to June 30, 2017.</p>
<p>S-1516-005 M1 AEG Ontario Arena. To provide high school graduation ceremony venue. Submitted by: Superintendent Duration of Agreement: July 1, 2015 – June 30, 2016 Original Agreement Board Approved: January 21, 2016</p>	<p>Increase contract amount from \$60,000.00 to \$60,450.00 Funding Source: General Fund</p>
<p>S-1415-005 M1 The Lew Edwards Group. To provide strategic assessment feasibility, communications, and preparation services related to a potential 2016 Proposition 39 General Obligation bond measure. Submitted by: Superintendent Duration of Agreement: January 16, 2015 – June 30, 2016 Original Agreement Board Approved: January 15, 2015</p>	<p>Extended contract term to August 4, 2016.</p>

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Gregory J. Stachura, Asst. Supt., Facilities, Planning, and Operations
SUBJECT: SURPLUS/OBSOLETE PROPERTY

=====

BACKGROUND

The Board of Education recognizes that the District may own personal property which is unusable, obsolete, or no longer needed by the District. The Superintendent or designee shall arrange for the sale or disposal of District personal property in accordance with Board policy and the requirements of Education Code 17545.

Lists of surplus items are emailed to the Facilities/Planning Department to be placed on an upcoming Board agenda. After Board approval, items may be picked up by District warehouse or a liquidation company for public auction. Proceeds of the sale are deposited into the General Fund.

Approval of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education declare the District property surplus/obsolete and authorize staff to sell/dispose of said property.

FISCAL IMPACT

Increase to the General Fund from proceeds of sale.

WMJ:GJS:pw

**CHINO VALLEY UNIFIED SCHOOL DISTRICT
SURPLUS/OBSOLETE PROPERTY
August 18, 2016**

<u>DESCRIPTION</u>	<u>MAKE/MODEL</u>	<u>I.D./SERIAL</u>	<u>DEPT/SITE</u>
Keyboard	Adesso		Access & Equity
Keyboard	Dell	U473D	Access & Equity
CD/Radio	Audiovox		Access & Equity
Office Chairs (2)			Access & Equity
Hard Drive Tower	Optiplex 760	4FC2VK1/963411585	Elem. Curriculum
Laptop	Dell D620	WDO-Curr-Train5/24736	Elem. Curriculum
Laptop	Dell	DO-Curr-DIR03/39648	Elem. Curriculum
IPad	Dell	WI-DO-Curr-8/40001	Elem. Curriculum
Laptop	Dell	39178/8TXRLQ1	Technology
Laptop	Dell	29242/7B1BXG1	Technology
Laptop	Apple	35779/2B9MKQ1	Technology
Laptop	Dell	W8003FXC8PW	Technology
Laptop	Dell	32064/40Y3XL1	Technology
Laptop	Dell	32057/51Y3XL1	Technology
Laptop	Dell	29089/4DNZNH1	Technology
Laptop	Dell	32065/30Y3XL1	Technology
Laptop	Dell	32063/C0Y3XL1	Technology
UPS	APC	3S0646X04447/1884	Technology
Laptop	Dell	32121/7095XL1	Technology
Laptop	Dell	35755/2BDQKQ1	Technology
Laptop	Dell	35790/2BBLKQ1	Technology
Laptop	Apple	21736/4H5252E0S87	Technology
Laptop	Apple	19158/UV351033PGX	Technology
Laptop	Apple	18306/unknown	Technology
Laptop	Dell	32066/10Y3XL1	Technology
Laptop	Dell	32053/3RP3XL1	Technology
Laptop	Dell	32060/B1Y3XL1	Technology
Laptop	Dell	30249/6K5X9K1	Technology
Laptop	Dell	32073/D1Y3XL1	Technology
Laptop	Dell	25302/54Z8JD1	Technology
Laptop	Dell	19426/2BQQD41	Technology
Laptop	Dell	32055/FQP3XL1	Technology
Laptop	Dell	32078/71Y3XL1	Technology
Laptop	Dell	32049/GQP3XL1	Technology
Laptop	Dell	32058/H0Y3XL1	Technology
Laptop	Dell	32070/J1Y3XL1	Technology
Laptop	Dell	32062/90Y3XL1	Technology
Laptop	Dell	32048/JQP3XL1	Technology

<u>DESCRIPTION</u>	<u>MAKE/MODEL</u>	<u>I.D./SERIAL</u>	<u>DEPT/SITE</u>
Laptop	Dell	32059/11Y3XL1	Technology
Laptop	Dell	27113/7FLHXF1	Technology
Laptop	Dell	35791/2B9LKQ1	Technology
Switch	3COM	24159	Technology
Switch	3COM	24148	Technology
Switch	3COM	24158	Technology
Switch	3COM	25304	Technology
Switch	3COM	24491	Technology
Switch	3COM	24164	Technology
Switch	3COM	29020	Technology
Switch	3COM	22351	Technology
Switch	3COM	25178	Technology
Switch	3COM	25308	Technology
Switch	3COM	33175	Technology
Switch	3COM	33589	Technology
Switch	3COM	33171	Technology
Switch	3COM	33174	Technology
Switch	3COM	25305	Technology
Switch	3COM	24168	Technology
Switch	3COM	24147	Technology
Switch	3COM	31685	Technology
Clocks	Variety		Technology
Monitors	Dell		Technology
MacBook Pro	Apple	C02I81QHFFT3/41420	Technology
Laptop	Dell	39102\ 8TZTLQ1	Technology
Printer	HP	35592/CNCCBDW2M4	Technology
Printer	Xerox	30085/HAV041165	Technology
Monitor	Panasonic	15534/MB20500387	Technology
Monitor	Panasonic	12183/MIA	Technology
Monitor	Panasonic	LB02200041	Technology
G5 CPU	Apple	19279/XB4050G3NVB	Technology
Desktop	Dell	43226/5PNNV12	Technology
Desktop	Dell	39227/9ZTTSR1	Technology
Video Server	Rushworks	23379/0045-657-057-857	Technology
Desktop	Dell	34819/6C81FP!	Technology
Desktop	Dell	C-1015/6C01FP1	Technology
Desktop	Dell	C-1016/6BVZDP1	Technology
Desktop	Dell	C-1021/6C7ZDP1	Technology
Desktop	Dell	C-1018/6BSYDP1	Technology
Desktop	Dell	C-1025/6BY0FP1	Technology
Desktop	Dell	C-1027/6C8ZDP1	Technology
Desktop	Dell	C-0999/6C10FP1	Technology

<u>DESCRIPTION</u>	<u>MAKE/MODEL</u>	<u>I.D./SERIAL</u>	<u>DEPT/SITE</u>
Desktop	Dell	C-1020/6BV0FP1	Technology
Desktop	Dell	C-1022/6BSZDP1	Technology
Desktop	Dell	C-1001/6C61FP1	Technology
Desktop	Dell	C-1010/6BYYDP1	Technology
Desktop	Dell	C-1024/6C51FP1	Technology
Desktop	Dell	C-1002/6BXZDP1	Technology
Projector	Epson	32682KM3F014479L	Technology
Rolling Cabinet		A06679/10217	Dickey ES
Small table			Dickey ES
Keyboards (5)	Fujitsu		Dickey ES
Computer	Dell	30423	Dickey ES
Computer	Dell	31699	Dickey ES
Computer	Dell	31700	Dickey ES
Computer	Dell	26039	Dickey ES
Computer	Dell	26031	Dickey ES
Computer	Dell	31704	Dickey ES
Computer	Dell	31702	Dickey ES
Computer	Dell	31658	Dickey ES
Computer	Dell	26028	Dickey ES
Computer	Dell	26026	Dickey ES
Computer	Dell	26054	Dickey ES
Computer	Dell	26112	Dickey ES
Computer	HP	06138	Dickey ES
Computer	HP	18989	Dickey ES
Computer	HP	06574	Dickey ES
Computer	HP	38057	Dickey ES
Computer	HP	16768	Dickey ES
Monitor	Viewsonic	Pt3053903772	Dickey ES
Monitor	Dell	Cnotp2196418078L7rml	Dickey ES
Monitor	Dell	Cnotp2196418078l7rdl	Dickey ES
Monitor	Dell	Cnotp219646418078L7	Dickey ES
Monitor	Dell	Cnotp2227373179f92wc	Dickey ES
Monitor	Dell	Cnoc730c716239971849	Dickey ES
Monitor	Dell	Cnoc730c716239971850	Dickey ES
Monitor	Dell	Cnotp2196418078l7ra1	Dickey ES
Monitor	Dell	Cnoc730c716239322251	Dickey ES
Monitor	Dell	Cnotp2196418078l7rll	Dickey ES
Monitor	Dell	Mx05r10847605285c5x6	Dickey ES
Monitor	Dell	Mx05r108476052b5c6uf	Dickey ES
Monitor	Dell	Mx05r1084760527pcbqk	Dickey ES
Netbook	Dell	40177	Dickey ES
Netbook	Dell	40174	Dickey ES

<u>DESCRIPTION</u>	<u>MAKE/MODEL</u>	<u>I.D./SERIAL</u>	<u>DEPT/SITE</u>
Laptop	Dell	39063	Dickey ES
Carts (3)	Luxor		Dickey ES
TV		CT27L8G/LB32890027	Oak Ridge ES
TV		CT27L8G/MB33150581	Oak Ridge ES
Computer	Dell Optiplex 745	42197	Canyon Hills JHS
Computer	Dell Optiplex 745	24038	Canyon Hills JHS
Computer	CBS (28498)	21082	Canyon Hills JHS
Printer (2)	Xerox Phaser 3124		Canyon Hills JHS
Metal Desk			Ayala HS
File Cabinet			Ayala HS
Plastic Chair	Samsonite		Ayala HS
TV	RCA	31071	Ayala HS
File Cabinet		A05329	Ayala HS
File Cabinet		A07159	Ayala HS
File Cabinets (2)			Ayala HS
TVs (6)	Samsung		Ayala HS
TV	RCA		Ayala HS
TV	Panasonic	C07474	Ayala HS
TV	Panasonic	C07489	Ayala HS
TV	RCA	31073	Ayala HS
Metal Chairs (12)			Ayala HS
TV	Phillips	36747	Ayala HS
TV	Phillips		Ayala HS
TV	Panasonic	05144	Ayala HS
TV	RCA	07202	Ayala HS
Projector Screen			Ayala HS
TV	Panasonic		Ayala HS
Printer	Xerox	Phaser 3124	Ayala HS
TV Wall Mount			Ayala HS
TV	RCA	C05218	Ayala HS
VHS	Sharp	XA605	Ayala HS
VHS	Samsung	VRS160	Ayala HS
Monitors (2)	Dell		Ayala HS
Computer	Dell	27619	Ayala HS
Keyboard	Keytronic		Ayala HS
Monitor	Hyundai	31319	Ayala HS
VHS	Sharp	31173	Ayala HS
TV	RCA	31081	Ayala HS
Keyboards (2)	Dell		Ayala HS
Computer		31419	Ayala HS
Computers (3)	Dell		Ayala HS
Presentation Board			Ayala HS

<u>DESCRIPTION</u>	<u>MAKE/MODEL</u>	<u>I.D./SERIAL</u>	<u>DEPT/SITE</u>
White Board Grid			Ayala HS
Computer Monitor	AST	5023E00284	Don Lugo HS
Printer	Hp	JPCD088349	Don Lugo HS
LaserJet 5L	Hp	JPCD09019	Don Lugo HS
Keyboard	NEC	CHKB82900516	Don Lugo HS
CPU	52 x MAX		Don Lugo HS
Surge Protector	Interex Surge Slayer	UMP/900TF	Don Lugo HS
Laptop	Dell	25227	Don Lugo HS
Laptop	Dell	25226	Don Lugo HS
Computer	Apple	10611	Don Lugo HS
Typewriter	Nakajima AE740	13080	Don Lugo HS

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016

TO: Members, Board of Education

FROM: Wayne M. Joseph, Superintendent

PREPARED BY: Gregory J. Stachura, Asst. Supt. Facilities, Planning, and Operations

SUBJECT: RESOLUTION 2016/2017-05 FOR AUTHORIZATION TO UTILIZE A PIGGYBACK CONTRACT

=====

BACKGROUND

Public Contract Code (PCC) 20111 requires school district governing boards to competitively bid and award any contracts involving an expenditure of more than \$86,000.00 to the lowest responsible bidder.

Notwithstanding PCC 20111, PCC 20118 and Administrative Regulation 3311 state that without advertising for bids and upon a determination that it is in the best interest of the District, the Board may authorize District staff by contract, lease, requisition, or purchase order of another public corporation or agency, to lease data-processing equipment, or to purchase materials, supplies, equipment, automotive vehicles, tractors and other personal property for the District in the manner that the other public corporation or agency is authorized to make the leases or purchases from a vendor (piggyback).

Alternatively, if there is an existing contract between a public corporation or agency and a vendor for the lease or purchase of personal property, the District may authorize the lease or purchase of personal property directly to the vendor under the same terms that are available to the public corporation or agency under the contract.

Staff requests approval of the following resolution to provide authorization for the District to participate by piggyback in the contract as itemized:

Resolution	Contract	Contractor	Description	Term
2016/2017-05	San Bernardino County Agency 14-PURCH-0889	Merit Oil Company	Gasoline and Diesel Fuel	7/1/2016-7/31/2017

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education adopt Resolution 2016/2017-05 for authorization to utilize a piggyback contract.

FISCAL IMPACT

Unknown.

WMJ:GJS:pw

**Chino Valley Unified School District
Resolution 2016/2017-05
Authorization to Utilize the San Bernardino County Agency 14-PURCH-0889
With Merit Oil Company
to Purchase Gasoline and Diesel Fuel
Through the Piggyback Contract**

WHEREAS, the Board of Education (Board) of the Chino Valley Unified School District (District) has determined that a true and very real need exists to procure gasoline and diesel fuel for the District;

WHEREAS, San Bernardino County Agency currently has a piggyback contract, 14-PURCH-0889, in accordance with Public Contract Code 20118 with Merit Oil Company that contains the materials, supplies, equipment and/or other personal property the District currently requires;

WHEREAS, the board of education of a school district, without advertising for bids, if the board has determined it to be in the best interests of the district, may authorize by contract, lease, requisition, or purchase order of any public corporation or agency, including any county, city, town, or district, to lease data-processing equipment, purchase materials, supplies, equipment, automotive vehicles, tractors, and other personal property for the district in the manner in which the public corporation or agency is authorized by law to make the leases or purchases from a vendor;

WHEREAS, the board of education of a school district is required to make a determination that a purchase and/or lease through a public corporation or agency is in the best interests of the district to take advantage of this exception; and

WHEREAS, the Board has determined that it is in the best interest of the District to authorize the purchase of gasoline and diesel fuel through the piggyback contract procured by the San Bernardino County Agency 14-PURCH-0889.

NOW, THEREFORE, BE IT RESOLVED the Board hereby finds, determines, and declares as follows:

Section 1. Determination re: Recitals. All of the recitals set forth above are true and correct.

Section 2. Determination re: Purchase through Other Public Agency. Pursuant to Public Contract Code 20118, that authorizing the purchase of gasoline and diesel fuel through the piggyback contract originally procured by the San Bernardino County Agency 14-PURCH-0889 is in the best interests of the District because there is volume pricing that can be used to reduce the District's overall price.

Section 3. Authorization. The Board hereby authorizes the acquisition of gasoline and diesel fuel in accordance with Public Contract Code 20118 through the piggyback contract originally procured by the San Bernardino County Agency 14-PURCH-0889.

Section 4. Other Actions. The Superintendent or his designee are each hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they may deem necessary or advisable in order to consummate the purchase, sale, and lease, and otherwise to carry out, give effect to and comply with the terms and intent of this Resolution, and that any and all such prior actions by the District's Superintendent, or his designee, are hereby ratified by the Board.

Section 5. Effective Date. This resolution shall be effective as of July 1, 2016, for the term ending July 31, 2017.

APPROVED, PASSED, AND ADOPTED by the Board of Education of the Chino Valley Unified School District this 18th day of August 2016 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAINED:

I, Wayne M. Joseph, Secretary of the Chino Valley Unified School District Board of Education, do hereby certify that the foregoing is a full, true, and correct copy of the Resolution passed and adopted by said Board at a regularly scheduled and conducted meeting held on said date, which Resolution is on file in the office of said Board.

Wayne M. Joseph, Superintendent
Secretary, Board of Education

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Gregory J. Stachura, Asst. Supt., Facilities, Planning, and Operations
SUBJECT: CHANGE ORDER FOR BID 14-15-10, RENOVATION OF PROFESSIONAL DEVELOPMENT CENTER II

=====
BACKGROUND

On June 11, 2015, the Board of Education awarded Bid 14-15-10, Renovation of Professional Development Center II to WCCR Construction, Inc. During the course of construction, modifications to the original approved plans are made due to unforeseen conditions, revisions, or amended project scope. The following change order has been reviewed and recommended for approval by District staff and WLC architects.

Change Order	Contractor	Amount
2	WCCR Construction	\$170,788.25
	Previously Approved Change Order(s):	\$0.00
	Bid Amount:	\$1,909,476.00
	Revised Total Project Amount:	\$2,080,264.25

The change order(s) result(s) in a net increase of \$170,788.25 to the construction cost and no change in contract time. The revised total project cost, including all change orders, is \$2,080,264.25. Approval of the change order allows for compensation to the contractor to perform the additional work as described.

Approval of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve the change order for Bid 14-15-10, Renovation of Professional Development Center II.

FISCAL IMPACT

\$170,788.25 to RDA Fund 25.

WMJ:GJS:pw

W L C ARCHITECTS
 8163 Rochester Avenue, Suite 100
 Rancho Cucamonga, CA 91730

DSA Application # N/A
 DSA File # N/A
 OPSC Application # N/A
 Non-Structural X

STRUCTURAL

PROJECT:	PDC2 Tenant Improvements	PROJECT #:	1418300.54
OWNER:	Chino Valley Unified School District	CHANGE ORDER #:	2
CONTRACTOR:	WCCR Construction	DATE:	7/20/2016

CHANGE ORDER # 2

STARTING CONTRACT AMOUNT \$ 1,909,476.00

THE CONTRACTOR IS HEREBY AUTHORIZED TO DO THE FOLLOWING:

			DAYS	EXTRA	CREDIT
ITEM:	2.1	Delta 4			
Description:	Reframe wall for new Door D205C. Install new frame, two new doors, and finish hardware.		0	\$4,476.00	\$0.00
ITEM:	2.2	Delta 4			
Description:	Changes to mechanical drawings.		0	\$0.00	\$7,870.00
ITEM:	2.3	Delta 4			
Description:	Electrical changes per print. Including new duplex boxes, IDF run to PDC I, underground, demolition and patch back.		0	\$35,433.00	\$0.00
ITEM:	2.4	Delta 4			
Description:	Add fire rated plywood to Electrical Room.		0	\$2,100.00	\$0.00
ITEM:	2.5	Delta 5			
Description:	Install ceramic tile in Foyer and Kitchen.		0	\$6,066.00	\$0.00
ITEM:	2.6	Delta 5			
Description:	Add 2 x 2 T-bar grid throughout building including through hallway.		0	\$17,121.00	\$0.00
ITEM:	2.7	Delta 5			
Description:	Electrical revisions.		0	\$3,000.00	\$0.00
ITEM:	2.8	Delta 5			
Description:	Change mechanical ductwork in hallway including registers for new T-bar.		0	\$3,932.00	\$0.00
ITEM:	2.9	Delta 5			
Description:	Add soffit to northern wall in large meeting room, including framing, drywall, and paint.		0	\$21,385.00	\$0.00
ITEM:	2.10	Miscellaneous			
Description:	Relocate gas line penetration at building to remove from front door.		0	\$4,000.00	\$0.00
ITEM:	2.11	Miscellaneous			
Description:	Clean and seal tilt up panel joints, paint building cracks with elastomeric paint.		0	\$12,400.00	\$0.00
ITEM:	2.12	Miscellaneous			
Description:	Old storage shed demolish metal gates and frame opening. Demolish roof and lift roof joists to achieve more height, install new metal frame and two doors with hardware. Install new roof to shed, stucco exterior, and paint.		0	\$27,700.00	\$0.00
ITEM:	2.13	Miscellaneous			
Description:	No T-Bar in Room 215.		0	\$0.00	\$567.00

W L C ARCHITECTS
 8163 Rochester Avenue, Suite 100
 Rancho Cucamonga, CA 91730

DSA Application # N/A
 DSA File # N/A
 OPSC Application # N/A
 Non-Structural X

STRUCTURAL

PROJECT:	PDC2 Tenant Improvements	PROJECT #:	1418300.54
OWNER:	Chino Valley Unified School District	CHANGE ORDER #:	2
CONTRACTOR:	WCCR Construction	DATE:	7/20/2016

CHANGE ORDER # 2

STARTING CONTRACT AMOUNT \$ 1,909,476.00

ITEM:	Description:	0	\$	\$
2.14	Miscellaneous Paint concrete floors in electrical, janitor closet, and Storage Room.	0	\$2,000.00	\$0.00
2.15	Miscellaneous Upgrade insulation to Roxul sound proof insulation.	0	\$6,000.00	\$0.00
2.16	Miscellaneous Remove and replace an additional asphalt and curb in front parking lot due to grades.	0	\$4,250.00	\$0.00
2.17	Miscellaneous Remove and replace interior concrete ramp to interior ramp to adjacent building.	0	\$3,600.00	\$0.00
2.18	Miscellaneous Repair damaged tilt up panel on roof so new roof system can be installed.	0	\$400.00	\$0.00
2.19	Miscellaneous Install solid plastic partitions in restrooms.	0	\$8,000.00	\$0.00
2.20	Miscellaneous Carpet upgrade.	0	\$3,726.00	\$0.00
2.21	Miscellaneous Flooring deduct for VCT, linoleum, carpet and labor.	0	\$0.00	\$2,825.00
2.22	Miscellaneous Add fire sprinkler drops into hallway T-bar grid.	0	\$4,680.00	\$0.00
2.23	Miscellaneous Remove and replace asphalt at handicap ara due to grades.	0	\$2,500.00	\$0.00
2.24	Miscellaneous Delete casework in Room 215.	0	\$0.00	\$8,000.00
2.25	Miscellaneous Access controls.	0	\$0.00	\$9,584.75
2.26	Miscellaneous Add larger Epson projector for large meeting room.	0	\$6,705.00	\$0.00
2.27	Miscellaneous Add two Cat 6 wires for security/fire.	0	\$2,550.00	\$0.00
2.28	Miscellaneous Add two additional Cat 6 wires for future.	0	\$1,400.00	\$0.00
2.29	Miscellaneous Reclean facility after furniture movers completed work.	0	\$1,200.00	\$0.00

W L C ARCHITECTS
 8163 Rochester Avenue, Suite 100
 Rancho Cucamonga, CA 91730

DSA Application # N/A
 DSA File # N/A
 OPSC Application # N/A
 Non-Structural X

STRUCTURAL

PROJECT:	PDC2 Tenant Improvements	PROJECT #:	1418300.54
OWNER:	Chino Valley Unified School District	CHANGE ORDER #:	2
CONTRACTOR:	WCCR Construction	DATE:	7/20/2016

CHANGE ORDER # 2

STARTING CONTRACT AMOUNT \$ 1,909,476.00

ITEM:	2.30	Miscellaneous			
Description:	Cut District casework toes for tops.		0	\$900.00	\$0.00
ITEM:	2.31	Miscellaneous			
Description:	Install casework locks to kitchen cabinets.		0	\$1,800.00	\$0.00
ITEM:	2.32	Miscellaneous			
Description:	Reconnect irrigation service to new water main.		0	\$1,184.00	\$0.00
ITEM:	2.33	Miscellaneous			
Description:	Additional work required by City for water service. Cap existing 1" service.		0	\$1,510.00	\$0.00
ITEM:	2.34	Miscellaneous			
Description:	Additional work by City to T cut street, and seal coat all USA markings.		0	\$3,710.00	\$0.00
ITEM:	2.35	Miscellaneous			
Description:	Install new handicap engry sign with post.		0	\$250.00	\$0.00
ITEM:	2.36	Miscellaneous			
Description:	install new security panel at entrance.		0	\$1,280.00	\$0.00
ITEM:	2.37	Miscellaneous			
Description:	Add three domes at entrances to parking lot.		0	\$1,720.00	\$0.00
ITEM:	2.38	Miscellaneous			
Description:	Install stainless steel signs instead of plastic.		0	\$1,232.00	\$0.00
ITEM:	2.39	Miscellaneous			
Description:	Add condensate drain for mini-split system.		0	\$350.00	\$0.00
ITEM:	2.4	Miscellaneous			
Description:	Install new building address numbers.		0	\$1,075.00	\$0.00
Total			0	\$199,635.00	\$28,846.75

W L C ARCHITECTS
 8163 Rochester Avenue, Suite 100
 Rancho Cucamonga, CA 91730

DSA Application # N/A
 DSA File # N/A
 OPSC Application # N/A
 Non-Structural X

STRUCTURAL

PROJECT:	PDC2 Tenant Improvements	PROJECT #:	1418300.54
OWNER:	Chino Valley Unified School District	CHANGE ORDER #:	2
CONTRACTOR:	WCCR Construction	DATE:	7/20/2016

CHANGE ORDER # 2

STARTING CONTRACT AMOUNT \$ 1,909,476.00

The Original Contract Sum was	\$ 1,909,476.00
Net Change by Previously Authorized Change Orders	\$ 0.00
The Contract Sum Prior to this Change Order was	\$ 1,909,476.00
The Contract Sum will be increased by this Change Order in the Amount of	\$ 170,788.25
The New Contract Sum including this Change Order will be	\$ 2,080,264.25
The Contract time will be increased by zero (0) Days.	0
Project Change Order to Date	\$ 170,788.25
The date of Substantial Completion as of the date of this Change Order therefore is April 15, 2016.	
Change Order Percentage	8.94%

APPROVED

[Signature]
 GREG STACHURA, Assistant Superintendent of Facilities Planning and Operations
 Chino Valley Unified School District
 5130 Riverside Drive
 Chino, CA 91710-4310

8/2/16
 DATE

[Signature]
 WILLIAM CHILDRESS, Maintenance Supervisor
 Chino Valley Unified School District
 5130 Riverside Drive
 Chino, CA 91710-4310

8/1/16
 DATE

[Signature]
 JOHN BUCH, General Contractor
 WCCR Construction
 2910 South Archibald Avenue
 Ontario, CA 91761

7/20/16
 DATE

[Signature]
 JAMES P. DICAMILLO
 WLC ARCHITECTS, INC.
 8163 Rochester Avenue, Suite 100
 Rancho Cucamonga, CA 91730

7/20/2016
 DATE

PF hb/P51418300x2-co



CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Gregory J. Stachura, Asst. Supt., Facilities, Planning, and Operations
SUBJECT: NOTICE OF COMPLETION FOR CUPCCAA PROJECT

=====

BACKGROUND

On May 9, 2013, the Board of Education adopted Resolution 2012/2013-71, Adoption of California Uniform Public Construction Cost Accounting Act (CUPCCAA). Per Public Contract Code 22030, the adoption of CUPCCAA allows the use of alternate bidding procedures for projects under \$175,000.00, while still ensuring the District receives the lowest pricing possible from responsible vendors and contractors. Utilizing CUPCCAA, the District has completed the project listed below.

CUPCCAA Project	Project Description	Contractor	Original Quotation	Change Order	Total	Funding Source
CC2016-27	Install Restroom Partitions at Cattle ES and Litel ES	WCCR Construction	\$20,448.00	N/A	\$20,448.00	25

Documentation indicating satisfactory completion and compliance with specifications has been obtained from school site administrators; James Costa, Project Manager; and Martin Silveira, Director, Maintenance, Operations, and Construction.

Staff recommends approval of the Notice of Completion for these projects.

Approval of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve the Notice of Completion for CUPCCAA Project.

FISCAL IMPACT

\$20,448.00 to Capital Facilities Fund 25.

WMJ:GJS:pw

CHINO VALLEY UNIFIED SCHOOL DISTRICT

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DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Gregory J. Stachura, Asst. Supt., Facilities, Planning, and Operations
SUBJECT: APPROVAL OF THE JOINT USE AGREEMENT FOR USE OF THE SYNTHETIC TRACK AT CHINO HS BETWEEN CHINO VALLEY UNIFIED SCHOOL DISTRICT AND THE CITY OF CHINO

=====

BACKGROUND

On September 21, 2006, the Board approved a joint use agreement between the District and City of Chino for the use of the recently constructed all-weather synthetic track at Chino HS, which was funded by the District, city of Chino, and County of San Bernardino. The District and the city of Chino have continued their ongoing community partnership and aspiration to promote a program of community recreation. As such, the District and the City desire to continue to keep the track at Chino HS open for joint use purposes.

Approval of this item supports the goals identified within the District's Strategic Plan.

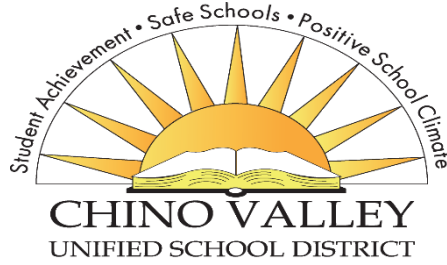
RECOMMENDATION

It is recommended the Board of Education approve the joint use agreement for use of the synthetic track at Chino HS between the Chino Valley Unified School District and the City of Chino.

FISCAL IMPACT

The City of Chino will pay associated facility use fees.

WMJ:GJS:pw



5130 Riverside Drive, Chino, CA 91710
(909) 628-1201

Department/Site:	FACILITIES, PLANNING & OPERATIONS DEPARTMENT
Name of Contact Person:	GREGORY J. STACHURA, ASSISTANT SUPERINTENDENT

JOINT USE AGREEMENT

THIS AGREEMENT is made between the CHINO VALLEY UNIFIED SCHOOL DISTRICT, San Bernardino County, California, hereinafter referred to as "DISTRICT" and The City of Chino, a municipal corporation, hereinafter referred to as "CITY".

RECITALS

WHEREAS, DISTRICT, CITY and County of San Bernardino have jointly contributed to the installation of a new all-weather synthetic track at Chino High School ("SCHOOL") John Monger Memorial Stadium ("STADIUM") of the Chino Valley Unified School District;

WHEREAS, DISTRICT and CITY desire to have the Chino High School Track ("TRACK") open for joint use purposes;

WHEREAS, DISTRICT and CITY have developed an ongoing community partnership;

NOW, THEREFORE, DISTRICT AND CITY mutually agree as follows:

1. JOINT USE:

- a. CITY agrees that this agreement operates in conjunction with, and incorporates in full the DISTRICT's Online Facilities Use Program, SchoolDude, subject to the amendments contained herein.
- b. CITY agrees that any and all request(s) for use by CITY shall be requested and approved by DISTRICT, through the Facilities, Planning and Operations Department.
- c. CITY agrees to provide supervision of the SCHOOL STADIUM, TRACK and related facilities for all CITY events.
- d. CITY agrees that the SCHOOL and DISTRICT reserve first right to schedule SCHOOL and DISTRICT events; SCHOOL and DISTRICT reserve right to preempt CITY schedule as deemed necessary by the SCHOOL and/or DISTRICT for reasonable maintenance and/or safety concerns and/or unanticipated CIF playoff competitions.
- e. CITY agrees that NO PUBLIC USE of the SCHOOL TRACK will be available during normal school hours.

- f. CITY agrees that NO PUBLIC USE of the SCHOOL TRACK will be available during school use.
- g. DISTRICT agrees to waive hourly track use fees for use of the SCHOOL TRACK, for a total of five (5) events annually by CITY and PUMAS. DISTRICT agrees to waive hourly track use fee for PUMA track practice.
- h. CITY agrees that at all times during a CITY use event, there must be at minimum one (1) CVUSD custodial or maintenance employee on duty, charged to the CITY; CITY agrees that DISTRICT may assign personnel, which may include, but not be limited to, additional maintenance personnel, custodial personnel, security personnel, as it deems in its sole discretion to be in the best interest of the DISTRICT, which CITY agrees to pay cost of assigning such personnel. DISTRICT agrees that DISTRICT staff assigned to work at a CITY event will remain at the STADIUM/TRACK facility at all times.
- i. CITY agrees to pay the cost of electrical services for lighting of the STADIUM, and any other out buildings, examples include, but are not limited to restrooms, concession stands, ticket booths and the like, associated with the use of the TRACK and/or the event.
- j. District reserves the right, and in its sole discretion to close STADIUM and related facilities for any safety and/or maintenance issues.
- k. DISTRICT reserves the right to restrict access to the facility. City agrees that the DISTRICT will control all gates and locks and no CITY or CITY organization will install any locks on any gate, fence, post or facility.

2. Compensation to DISTRICT from CITY:

- a. DISTRICT agrees to waive cost for CITY track use, as outlined in Section 1.g. However, CITY agrees to pay for all other facilities use charges based upon current fee schedules (Exhibit A) in effect at the time of use, as outlined in Sections 1.h., and 1.i.
- b. CITY shall compensate the DISTRICT for costs, based upon the current fee schedules in effect at the time of use, associated with custodial, maintenance, and any other fees to restore and/or to repair the facilities following a CITY event.
- c. CITY agrees to reimburse the DISTRICT for actual costs associated with labor, equipment, and supplies for the maintenance and cleanup of the STADIUM, TRACK, infield, parking lots, out buildings (as previously defined) and all areas associated with the CITY use.
- d. CITY agrees to pay cost for repairs to any school facility, including TRACK, field, out buildings associated with TRACK use (as define above), parking areas, due to negligence of CITY, while using facility.

3. Duration of Agreement:

The term of this agreement shall commence on July 1, 2016, and terminate on June 30, 2021.

4. CITY to Provide Information:

CITY to prepare and provide any and all information to its user groups with respect to the care of the synthetic track material.

5. Ownership of Materials:

The DISTRICT will be the sole owner of any and all documents, or materials prepared or caused to be prepared by CITY pursuant to this agreement, and shall be the property of the DISTRICT at the moment of their preparation, including all warranties and guarantees. All said documents and materials shall be delivered to and become the property of the DISTRICT.

6. Assignment:

This agreement shall not be assigned except with the written consent of the DISTRICT and the CITY.

7. Subletting:

At no time, shall CITY sublet the stadium or track facilities to any other user group for any purpose or event.

8. Indemnification and Insurance:

- a. CITY shall indemnify, save and hold harmless the DISTRICT, its officers, agents, and employees against any and all claims, causes of action, suits or judgments, including expenses incurred herewith for death or injury to persons, or loss of, or damage to property, resulting from the negligent acts of City, its officers, agents, employees or invitees in the performance of the Agreement. In the event of any such claim made, or suits filed, the DISTRICT shall give CITY prompt written notice thereof, and CITY shall have the right to defend or settle the same to the extent of its interest hereunder.
- b. DISTRICT shall indemnify, save and hold harmless the CITY, its officers, agents, and employees against any and all claims, causes of action, suits or judgments, including expenses incurred herewith for death or injury to persons, or loss of, or damage to property, resulting from the negligent acts of DISTRICT, its officers, agents, employees or invitees in the performance of the Agreement. In the event of any such claim made, or suits filed, the CITY shall give DISTRICT prompt written notice thereof, and DISTRICT shall have the right to defend or settle the same to the extent of its interest hereunder.
- c. In the event that the parties are found to be comparatively at fault for any claim, action, loss or damage that results from their respective obligations under the Agreement, the County and District shall indemnify the other to the extent of its comparative fault.
- d. CITY shall name, on any policy of insurance, or through self-insurance, the DISTRICT, its officials, officers, employees, agents and volunteers as additional insureds. The additional insured endorsement included in all such policies shall be a CG 2010 (11/85) or CG 2010 (10/93), or other form when reviewed and approved by the DISTRICT, and state that coverage is afforded the additional insured with respect to claims arising out of CITY'S or CITY organization's use and operations performed at the school track, and any and all related facilities, by or on behalf of the insured.

9. Termination:

If DISTRICT reasonably determines, in its sole discretion, that CITY'S use of DISTRICT facilities at TRACK has been or become unsatisfactory, DISTRICT may terminate this agreement and the CITY's right to use DISTRICT facilities herein. Further, DISTRICT may suspend the CITY from use of DISTRICT's facilities under this agreement for a fixed or indefinite period.

In WITNESS WHEREOF, the parties have executed this agreement in Chino, California on the day and year as follows:

CHINO VALLEY UNIFIED SCHOOL DISTRICT:

CITY OF CHINO:

By: _____
Assistant Superintendent,
Facilities, Planning & Operations

Print Name/Title

Date

Signature

Date

Telephone Number

Attest:

City Clerk

Approved as to Form:

City Attorney

Approved as to Content:

Department Director

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Gregory J. Stachura, Asst. Supt., Facilities, Planning, and Operations
Martin Silveira, Director, Maintenance, Operations and Construction
SUBJECT: LICENSE AGREEMENT WITH LEWIS COMMUNITY DEVELOPERS FOR ACCESS AND IMPROVEMENTS TO THE FORMER HIGGINS BRICK PROPERTY FROM CHINO HILLS HS

=====

BACKGROUND

The former Higgins Brick plant property (now known as the Santa Barbara at Chino Hills Development) to the north west of Chino Hills High School will soon be developed by Lewis Community Developers (LCD). Construction work and improvements will take place along the north west property line of the school site. LCD's contractors will need access to the school property during the course of construction for a small portion of these improvements. The attached license agreement will allow this access and ensure that the District's interests are protected.

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve the License Agreement with Lewis Community Developers for Access and Improvements to the Former Higgins Brick Property from Chino Hills HS.

FISCAL IMPACT

None.

WMJ:GJS:MS:pw

LICENSE AGREEMENT

THIS LICENSE AGREEMENT (this "**Agreement**") is dated August 18, 2016 (the "**Effective Date**"), and is made by and between Chino Valley Unified School District, ("**CVUSD**"), and LCD Santa Barbara at Chino Hills, LLC, a Delaware limited liability company ("**LCD**"), with reference to the following facts:

RECITALS

- A. CVUSD is the owner and operator of the Chino Hills High School (the "**School**"), located at 16150 Pomona Rincon Road in the City of Chino Hills, San Bernardino County ("**County**"), California (the "**School Property**").
- B. LCD owns and plans to develop the land located adjacent to the School Property, as described in Exhibit A attached hereto (the "**LCD Property**").
- C. CVUSD desires to grant LCD certain rights in accordance with the terms and conditions contained herein to facilitate LCD's development of the LCD Property.

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, CVUSD and LCD hereby agree as follows:

- 1. Grant of License. CVUSD grants a license (the "**License**") to LCD and its employees, contractors, consultants, agents and invitees (collectively referred to as "**LCD's Persons**") for LCD to enter upon that portion of the School Property identified and depicted in Exhibit B as the "East Parking Area" and the "Southern Boundary Area" (collectively, the "**License Property**") attached hereto to perform that certain work identified on Exhibit C and any other work set forth in the "Approved Plans" (defined below) (the "**Work**"). No other work or improvements may be performed or constructed upon the License Property by LCD unless approved in writing by CVUSD. LCD shall be solely responsible for all costs and expenses related to the Work and shall not cause or permit the recordation of any mechanic's or other liens on the License Property related to the Work performed by or for the "Lewis Group" (defined below).
 - a. LCD understands and acknowledges that the School is an active school site and that LCD's Persons are required to comply with the fingerprinting requirements set forth in Education Code section 45125.2.
 - (i) CVUSD has determined, based on the totality of the circumstances, that LCD's Persons will have only limited contact with pupils, therefore LCD shall, at its own expense be subject to the following measures on any day in which the School is in session:
 - (a) LCD's Persons shall not use student restroom facilities; and
 - (b) If LCD's Persons find themselves alone with a student, LCD's Persons shall immediately contact the School Office and request that a member of the School staff be assigned to the work location.

- b. Prior to, and as a condition to commencement of work under this Agreement, LCD shall complete the Drug-Free Workplace Certification Exhibit E which is attached. CVUSD shall complete the Criminal Records Check Certification, attached at Exhibit D finding LCD's Persons exempt from the criminal background check certification requirements of the Agreement.
 - c. LCD has been advised and is aware the CVUSD has adopted Board Policy 3513.3 which prohibits the use of tobacco products, including smokeless tobacco, anywhere on the School Property. LCD shall be responsible for the enforcement of CVUSD's alcoholic beverage and tobacco-free policy among LCD's Persons while on the School Property and shall complete the Contractor's Certificate Regarding Alcoholic Beverages & Tobacco-Free Campus Policy which is attached at Exhibit F. LCD understands and agrees that should any of LCD's Persons violate Board Policy 3513.3, after having already been warned once for violating CVUSD's tobacco-free policy, LCD shall remove the individual for the duration of the Work.
 - d. LCD has been provided a copy of CVUSD's Conduct Rules for Contractors, Exhibit G which is attached.
2. Term of License. The License shall commence on the Effective Date and shall remain in effect until the earlier to occur of (i) two (2) years from the Effective Date; (ii) completion of the Work; or (iii) LCD's breach of this Agreement and its failure to cure that breach within fifteen (15) days after written notice of such breach from CVUSD (the "**License Term**").
3. Construction of the Work.
- a. Plans. The Work shall be performed in strict accordance with the plans and specifications for the Work approved by the applicable governmental agencies, including but not limited to CVUSD, as the same may be revised from time to time (the "**Approved Plans**").
 - b. Manner of Construction. All of the Work shall be performed or constructed by a duly licensed general contractor and duly licensed subcontractors, in a good and workmanlike manner and in accordance with: (i) the Approved Plans, (ii) all applicable laws, regulations, codes, and ordinances and requirements of governmental authorities and other duly qualified bodies having jurisdiction with respect to the Work, and (iii) generally accepted engineering standards concerning geotechnical and soils conditions. LCD shall be solely responsible for all means, methods, techniques, sequences, and procedures used in the performance or construction of the Work and shall diligently pursue the same to completion. LCD shall be responsible for the application and obtaining of all permits and approvals from governmental authorities required for the Work at LCD'S cost. LCD shall not, and shall cause LCD's Persons not to, permit any conditions to exist on the License Property, which conditions may be dangerous to persons or property.
 - c. Commencement and Completion of Work. Upon the commencement of each discrete item of the Work, LCD shall cause such item of the Work to be diligently and continuously prosecuted to its completion. Each discrete item of the Work shall be deemed to be completed upon the final acceptance of the same by the appropriate governmental authorities.

- d. Correction of Defects. In the event of rejection by the appropriate government authority of any item of the Work, as being defective or as failing to conform to the Approved Plans, whether or not completed, LCD shall promptly commence the correction of such defect and diligently prosecute such correction to its completion.
 - e. Repair. Any damage to the License Property or the School Property caused by the activities of LCD's Persons shall be repaired by LCD, at its sole cost and expense, within a reasonable period of time not to exceed thirty (30) days following any such damage.
 - f. Hazardous Materials. LCD shall not, and shall cause LCD's Persons not to, bring, place, treat, or dispose of any Hazardous Material in, under or about the License Property, the School Property, or any portion thereof in violation of law. For purposes of this Agreement, the term "Hazardous Material" means any product, substance, chemical, material, or waste, including without limitation any hydrocarbons, petroleum, gasoline, crude oil, or any products, by-products or fractions thereof, asbestos, chlorofluorocarbons, polychlorinated biphenyls (PCBs) and formaldehyde, whose presence, nature, quantity and/or intensity of existence, use, manufacture, disposal, transportation, spill, release, or effect, either by itself or in combination with other materials expected to be on or about the License Property is either: (i) potentially injurious to the public health, safety, or welfare, the environment, or the License Property, (ii) regulated or monitored by any governmental authority, or (iii) a basis for liability of CVUSD to any governmental agency or third party under applicable statute or common law theory.
4. Indemnity. During the License Term and for a period of one (1) year following the expiration of this Agreement, LCD hereby agrees to indemnify, defend and hold harmless CVUSD ("**Indemnitee**") from all loss, liability, damages, actions, claims, costs, and expenses (including attorneys' fees) asserted against Indemnitee by any third party, relating to bodily injury, death or property damage, but only to the proportionate extent such injury, death or property damage is caused by (i) an uncured breach of any of the obligations under this Agreement by LCD, its affiliated entities or persons, or their respective agents, employees, licensees, invitees, contractors, successors or assigns (collectively the "**Lewis Group**"), (ii) the gross negligence or willful act or omissions of the Lewis Group, and (iii) the Lewis Group's violation of any law, ordinance or regulation adopted, promulgated or interpreted by any governmental agency with jurisdiction over the License Property, for which the Lewis Group is responsible (and to the extent responsible), except claims resulting from the negligence or willful misconduct or omission of any Indemnitee.
5. Insurance. At any time LCD is performing work on the License Property, LCD shall obtain and maintain in full force and effect, at its own expense, a commercial general liability insurance policy with respect to LCD'S activities on or about the License Property with liability limits of at least one million dollars (\$1,000,000.00) and shall cause CVUSD to be named as an additional insured by way of endorsement thereto. Before commencing any work on the License Property, LCD shall furnish CVUSD with certificates of insurance issued by the appropriate insurance carrier(s) demonstrating compliance with the terms of this Section and further evidencing that such coverage may only be terminated or modified upon thirty (30) days' prior written notice to CVUSD.

6. Notices. No notice, consent, approval or other communication provided for herein or given in connection herewith shall be validly given, made, delivered or served unless it is in writing and delivered personally, sent by overnight courier, or sent by registered or certified United States mail, postage prepaid, with return receipt requested, to:

CVUSD at:

[Chino Valley Unified School District
[5130 Riverside Drive
[Chino, CA 91710-4130
[Attention: Gregory J. Stachura
[Assistant Superintendent, Facilities, Planning & Operations Department

LCD at:

Attention: Spencer Bogner
Lewis Management Corp.
P. O. Box 670
Upland, CA 91785-0670
1156 N. Mountain Avenue
Upland, California 91786

7. Interpretation. The captions of the Paragraphs and Sections of this Agreement are for convenience only and shall not govern or influence the interpretation hereof. This Agreement is the result of negotiations between the parties and, accordingly, shall not be construed for or against either party regardless of which party drafted this Agreement or any portion thereof.
8. Successors and Assigns. All of the provisions hereof shall inure to the benefit of and be binding upon the personal representatives, heirs, successors and assigns of CVUSD and LCD for the periods expressly set forth in this Agreement.
9. No Partnership / No Third Party Beneficiary. The parties do not intend to, and nothing contained in this Agreement shall, create any partnership, joint venture, agency, or other arrangement between or among CVUSD and LCD. No term or provision of this Agreement is intended to, or shall, be for the benefit of any person, firm, corporation or other entity not a party hereto (including, without limitation, any broker), and no such party shall have any right or cause of action hereunder.
10. Entire Agreement. This Agreement and the documents and instruments expressly contemplated herein to be executed in connection herewith, constitute the entire agreement between the parties pertaining to the License and all prior agreements, representations and understandings of the parties, oral or written, related to the License are hereby superseded and merged herein. No change or addition is to be made to this Agreement except by a written agreement executed by all of the parties.
11. Further Documents. LCD and CVUSD shall execute and deliver all such documents and perform all such acts as reasonably requested by the other party from time to time to carry out the matters contemplated by this Agreement.
12. LCD'S Interest. The parties acknowledge and agree that LCD'S interest in the License Property shall be strictly limited to the License expressly described herein and LCD shall have no other right, title, or interest in the School Property, equitable or otherwise.

13. Time of the Essence. Time is of the essence of this Agreement.
14. Governing Law. This Agreement shall be governed by and construed in accordance with the laws of the State of California.
15. Counterparts. This Agreement shall be executed simultaneously or in counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same agreement.
16. Attorneys' Fees. In the event of any action or proceeding brought by either Party against the other under this Agreement, inclusive of all appeals of any such actions or proceedings, the prevailing Party shall be entitled to recover, as determined by the Court, reasonable costs and expenses, including, without limitation, attorneys' fees, expert witness fees, and court costs, incurred for prosecution, defense, consultation, or advice in such action or proceeding.

IN WITNESS WHEREOF, the parties have entered into this Agreement as of the date first above written.

CVUSD

Chino Valley Unified School District

By: _____
 Name: _____
 Its: Authorized Agent

LCD

LCD SANTA BARBARA AT CHINO HILLS, LLC,
 a Delaware limited liability company

By: LEWIS MANAGEMENT CORP.,
 a Delaware corporation - Its Sole Manager

By: _____
 Name: _____
 Its: Authorized Agent

EXHIBIT LIST

- Exhibit A - LCD Property
- Exhibit B - License Property
- Exhibit C - Description of Work
- Exhibit D - Criminal Records Check Certification
- Exhibit E - Drug-Free Workplace Certification
- Exhibit F - Contractor's Certificate Regarding Alcoholic Beverages & Tobacco-Free Campus Policy
- Exhibit G - District's Conduct Rules for Contractors

EXHIBIT A
LCD PROPERTY

That certain real property situated in the City of Chino Hills, County of San Bernardino, State of California, described as follows:

TENTATIVE TRACT NO. 18875, BEING A SUBDIVISION OF THE FOLLOWING:
PARCEL A:

BEING A PORTION OF PARCEL 1 OF A RECORD OF SURVEY IN THE CITY OF CHINO HILLS, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AS SHOWN ON THE MAP FILED IN [BOOK 31, PAGE 16](#) OF RECORDS OF SURVEY, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST EASTERLY CORNER OF SAID PARCEL 1;

THENCE, ALONG THE SOUTHEASTERLY LINES OF LAST SAID PARCEL 1, THE FOLLOWING THREE (3) COURSES:

(1) SOUTH 52° 22' 49" WEST, 1609.88 FEET;

(2) NORTH 66° 44' 33" WEST, 17.15 FEET;

AND

(3) NORTH 66° 05' 28" WEST, 20.05 FEET TO THE NORTHEASTERLY LINES OF A VARIABLE WIDE STRIP FOR ROAD PURPOSES AS CONVEYED TO THE COUNTY OF SAN BERNARDINO BY THE GRANT DEED RECORDED ON DECEMBER 9, 1986 AS INSTRUMENT NO. [86-372314](#), PARCEL 4-B, OF SAID OFFICIAL RECORDS;

THENCE, ALONG SAID NORTHEASTERLY LINES, THE FOLLOWING THREE (3) COURSES:

(1) NORTH 45° 25' 47" EAST, 60.00 FEET RADIALLY TO THE BEGINNING OF A NONTANGENT CURVE CONCAVE SOUTHWESTERLY AND HAVING A RADIUS OF 3066.00 FEET;

(2) NORTHERLY, 385.33 FEET ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 07° 12' 54";

AND

(3) NORTH 51° 47' 08" WEST, 274.93 FEET TO THE BEGINNING OF A CURVE CONCAVE EASTERLY, HAVING A RADIUS OF 22.00 FEET, SAID CURVE BEING DESCRIBED IN SAID INSTRUMENT NO. [86-372314](#), PARCEL 4-F;

THENCE, NORTHERLY, 32.98 FEET ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 85° 53' 07" TO THE SOUTHEASTERLY LINE OF A ONE HUNDRED AND TWENTY (120) FOOT WIDE STRIP FOR ROAD PURPOSES, CONVEYED IN SAID INSTRUMENT NO. [86-372314](#), PARCEL 4-A; THENCE, ALONG SAID SOUTHEASTERLY LINE NORTH 34° 05' 59" EAST, 955.06 FEET TO THE NORTHERLY LINES OF LAST SAID PARCEL 1;

THENCE, TRAVERSING SAID NORTHERLY LINES, THE FOLLOWING THREE (3) COURSES:

(1) SOUTH 71° 47' 20" EAST, 91.36 FEET;

(2) SOUTH 85° 44' 10" EAST, 838.59 FEET;

AND

(3) NORTH 72° 35' 20" EAST, 166.51 FEET TO THE EASTERLY LINES OF LAST SAID PARCEL 1;
THENCE, TRAVERSING SAID EASTERLY LINES, THE FOLLOWING TWO (2) COURSES

(1) SOUTH 17° 34' 00" EAST, 29.00 FEET;

(2) SOUTH 30° 19' 49" EAST, 293.02 FEET TO THE POINT OF BEGINNING.

SAID DESCRIPTION IS PURSUANT TO A CERTIFICATE OF COMPLIANCE, NO. 95- COCO001B1,
BY THE COMMUNITY DEVELOPMENT DEPARTMENT OF THE CITY OF CHINO HILLS, RECORDED
JANUARY 19, 1996 AS INSTRUMENT NO. [96-0018652](#) OFFICIAL RECORDS.

EXCEPTING THEREFROM THAT PORTION SHOWN AS PARCEL 1 AND PARCEL 3 IN THE DEED TO
THE CITY OF CHINO HILLS, RECORDED APRIL 15, 2002 AS INSTRUMENT NO. 02-186303
OFFICIAL RECORDS.

PARCEL B:

ALL THAT PORTION OF SECTION 26, TOWNSHIP 2 SOUTH, RANGE 8 WEST, SAN BERNARDINO
BASE AND MERIDIAN, ACCORDING TO GOVERNMENT SURVEY, MORE PARTICULARLY
DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE CENTER LINE OF THE POMONA-RINCON COUNTY ROAD, SAID
POINT BEING SOUTH 30° 24' EAST ALONG SAID CENTER LINE 293.03 FEET FROM STATION NO.
4 OF MAP "D";

THENCE SOUTH 52° 20' 30" WEST 287.5 FEET;

THENCE SOUTH 30° 24' EAST 125 FEET;

THENCE NORTH 52° 20' 30" EAST 287.5 FEET TO A POINT IN THE CENTER LINE OF SAID
COUNTY ROAD;

THENCE NORTH 30° 24' WEST 125 FEET TO THE POINT OF BEGINNING.

APN: 1028-351-06-0-000 and 1028-351-37-0-000

EXHIBIT B

LICENSE PROPERTY



EXHIBIT C

DESCRIPTION OF WORK

- East Parking Area (identified on Exhibit C)
 - LCD to set temporary fencing at 2' back of curb on School Property
 - LCD to construct permanent wall four feet from back of curb to avoid parking conflicts with School
 - LCD to potentially obtain LLA and deed portion of land beyond wall to the School with easement for maintenance purposes (i.e. damage, graffiti, etc.)
 - LCD to protect and maintain School's existing trees along southernmost boundary of East Parking Area
 - CVUSD to relocate irrigation controllers and bait box(es)

- Southern Boundary Area (identified on Exhibit C)
 - LCD to install 6' windscreen on LCD's side of School's existing fence during construction
 - LCD will install permanent tubular steel fencing on/within LCD's property line
 - LCD to then remove the windscreen and pull School's existing fencing and salvage it for use by CVUSD

EXHIBIT D

CRIMINAL RECORDS CHECK CERTIFICATION
(Contractor Fingerprinting Requirements)

CONTRACTOR CERTIFICATION

With respect to the Agreement dated _____ 20__ by and between Chino Valley Unified School District ("DISTRICT") and _____ ("CONTRACTOR") for the provision of construction services, CONTRACTOR hereby certifies to DISTRICT's governing board that it has completed the criminal background check requirements of Education Code section 45125.2 and that none of its employees that may come in contact with DISTRICT pupils have been convicted of a violent felony listed in Penal Code section 667.5(c) or a serious felony listed in Penal Code section 1192.7(c).

Contractor's Representative

Date

CONTRACTOR EXEMPTION

Pursuant to Education Code section 45125.2, the Chino Valley Unified School District ("DISTRICT") has determined that LCD Santa Barbara at Chino Hills, LLC, and its employees, contractors, agents and invitees, including the Lewis Management Corp. (collectively "CONTRACTOR") is exempt from the criminal background check certification requirements for the agreement dated _____, 2016, by and between DISTRICT and CONTRACTOR ("Agreement") because:

- [X] CONTRACTOR's employees will have limited contact with DISTRICT students during the course of the Agreement; or
- [] Emergency or exceptional circumstances exist.

District Official

Date

SUBCONTRACTOR’S CERTIFICATION

The Chino Valley Unified School District (“DISTRICT”) entered into an agreement for construction services with _____ (“CONTRACTOR”) on or about _____, 20__ (“Agreement”). This certification is submitted by _____, a subcontractor or consultant to CONTRACTOR for purposes of that Agreement (“Subcontractor”). Subcontractor hereby certifies to DISTRICT’s governing board that it has completed the criminal background check requirements of Education Code section 45125.1 and that none of its employees that may come in contact with DISTRICT pupils have been convicted of a violent felony listed in Penal Code section 667.5(c) or a serious felony listed in Penal Code section 1192.7(c).

Subcontractor’s Representative

Date

SUBCONTRACTOR’S EXEMPTION

The Chino Valley Unified School District (“DISTRICT”) entered into an agreement for construction services with LCD Santa Barbara at Chino Hills, LLC (“CONTRACTOR”) on or about _____, 2016 (“Agreement”). Pursuant to Education Code section 45125.2, DISTRICT has determined that _____, a subcontractor or consultant to CONTRACTOR for purposes of that Agreement (“Subcontractor”), is exempt from the criminal background check certification requirements for the Agreement because:

Subcontractor’s employees will have limited contact with DISTRICT students during the course of the Agreement; or

Emergency or exceptional circumstances exist.

District Official

Date

EXHIBIT E

DRUG-FREE WORKPLACE CERTIFICATION

This Drug-Free Workplace Certification form is required from all successful Bidders pursuant to the requirements mandated by Government Code section 8350 et seq., the Drug-Free Workplace Act of 1990. The Drug-Free Workplace Act of 1990 requires that every person or organization awarded a contract or grant for the procurement of any property or service from any state agency must certify that it will provide a drug-free workplace by doing certain specified acts. In addition, the Drug-Free Workplace Act of 1990 provides that each contract or grant awarded by a state agency may be subject to suspension of payments or termination of the contract or grant, and the contractor or grantee may be subject to debarment from future contracting, if the contracting agency determines that specified acts have occurred.

Pursuant to Government Code section 8355, every person or organization awarded a contract or grant from a state agency shall certify that it will provide a drug-free workplace by doing all of the following:

- a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensation, possession or use of a controlled substance is prohibited in the person's or organization's workplace and specifying actions which will be taken against employees for violations of the prohibition;
- b) Establishing a drug-free awareness program to inform employees about all of the following:
 - 1) The dangers of drug abuse in the workplace;
 - 2) The person's or organization's policy of maintaining a drug-free workplace;
 - 3) The availability of drug counseling, rehabilitation and employee-assistance programs;
 - 4) The penalties that may be imposed upon employees for drug abuse violations;
- c) Requiring that each employee engaged in the performance of the contract or grant be given a copy of the statement required by subdivision (a) and that, as a condition of employment on the contract or grant, the employee agrees to abide by the terms of the statement.

I, the undersigned, agree to fulfill the terms and requirements of Government Code section 8355 listed above and will (a) publish a statement notifying employees concerning the prohibition of controlled substance at the workplace, (b) establish a drug-free awareness program, and (c) require that each employee engaged in the performance of the Contract be given a copy of the statement required by section 8355(a) and requiring that the employee agree to abide by the terms of that statement.

I also understand that if DISTRICT determines that I have either (a) made a false certification herein, or (b) violated this certification by failing to carry out the requirements of section 8355, that the Contract awarded herein is subject to termination, suspension of payments, or both. I further understand that, should I violate the terms of the Drug-Free Workplace Act of 1990, I may be subject to debarment in accordance with the requirements of section 8350 et seq.

I acknowledge that I am aware of the provisions of Government Code section 8350 et seq. and hereby certify that I will adhere to the requirements of the Drug-Free Workplace Act of 1990.

CONTRACTOR

Date: _____

By: _____

Its: _____

Date: _____

By: _____

Its: _____

EXHIBIT F

**CONTRACTOR'S CERTIFICATE REGARDING ALCOHOLIC BEVERAGE and
TOBACCO-FREE CAMPUS POLICY**

The CONTRACTOR agrees that it will abide by and implement the DISTRICT's Alcoholic Beverage and Tobacco-Free Campus Policy, which prohibits the use of alcoholic beverages and tobacco products, at any time, on DISTRICT-owned or leased buildings, on DISTRICT property and in DISTRICT vehicles. The CONTRACTOR shall procure signs stating "ALCOHOLIC BEVERAGE AND TOBACCO USE IS PROHIBITED" and shall ensure that these signs are prominently displayed on and with respect to the License Property at all times.

DATE: _____

CONTRACTOR

By: _____
Signature

EXHIBIT G

CONDUCT RULES FOR CONTRACTORS

Each CONTRACTOR/Subcontractor, when performing work on CHINO VALLEY UNIFIED SCHOOL DISTRICT (“DISTRICT”) property shall adhere to the following rules of conduct:

1. Professional and courteous conduct is expected and will be displayed at all times.
2. Interaction with students, staff, and/or other visitors is prohibited with the exception of designated administrators.
3. The use of profanity and/or disparaging language will not be tolerated.
4. CONTRACTOR/Subcontractors shall wear a means of identification when on the other side of the temporary barrier when school is in session which must be approved by DISTRICT prior to commencement of the Work.
5. CONTRACTOR/Subcontractors shall remain in the vicinity of his/her work and will not stray to other areas of the property not involved in the Project, including student and staff toilet facilities.
6. Pursuant to Government Code section 8350 et seq., DISTRICT is a drug-free workplace. This policy shall be strictly enforced.
7. Alcoholic beverages are prohibited from being consumed or brought on any DISTRICT property.
8. The use of any tobacco products on DISTRICT property is strictly prohibited.
9. Any lewd, obscene or otherwise indecent acts, words, or behavior by any CONTRACTOR/Subcontractor shall not be tolerated.
10. CONTRACTOR/Subcontractors shall conform to a dress code whereby:
 - a. No clothing that contains violent, suggestive, derogatory, obscene, or racially biased material may be worn.
 - b. Garments, accessories or personal grooming artifacts with slogans, graphics, or pictures promoting drugs, alcohol, tobacco, or any other controlled substances which are prohibited to minors will not be allowed.
11. No firearms are allowed on campuses/DISTRICT property.

Non-compliance with any of the above-stated rules of conduct by any CONTRACTOR/Subcontractor may be sufficient grounds for immediate removal from the License Property and termination of the License Agreement.

I acknowledge that I am aware of the above-stated rules of conduct and hereby certify that all of my employees, consultants, suppliers, and/or any Subcontractors will adhere to these provisions.

Date

(Proper Name of Contractor)

By: _____

(Signature of Authorized Signor)

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Grace Park, Ed. D., Assistant Superintendent, Human Resources
Lea Fellows, Director, Human Resources
Richard Rideout, Director, Human Resources
SUBJECT: CERTIFICATED/CLASSIFIED PERSONNEL ITEMS

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BACKGROUND

Board approval of personnel transactions is required by Board Bylaw 9324 Bylaws of the Board - Minutes and Recordings and Education Code 35163. Included are new hires based on need, which includes replacements, growth, and/or class size reduction.

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve/ratify the certificated/classified personnel items.

FISCAL IMPACT

All personnel assignments are within the approved staffing ratio for the appropriate school year budget.

WMJ:GP:LF:RR:mcm

CERTIFICATED PERSONNEL

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
<u>HIRED AT APPROPRIATE PLACEMENT ON THE CERTIFICATED MANAGEMENT SALARY SCHEDULE AND APPROPRIATE CREDENTIAL FOR THE 2016/2017 SCHOOL YEAR</u>			

GONZALEZ, Vanessa	School Psychologist	Special Education	08/19/2016
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CHANGE IN ASSIGNMENT

POST, Heather	Assistant Principal	Canyon Hills JHS	07/22/2016
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RESIGNATION

ELLIS, Katie	Program Specialist	Special Education	08/23/2016
RICH, Emyr	Assistant Principal	Rolling Ridge ES	07/29/2016
RISCO, Blanca	Assistant Principal	Briggs K-8	07/18/2016

HIRED AT APPROPRIATE PLACEMENT ON THE CERTIFICATED SALARY SCHEDULE AND APPROPRIATE CREDENTIAL FOR THE 2016/2017 SCHOOL YEAR

OUNI, Nina Maria	Elementary Teacher	Country Springs ES	08/11/2016
CROSMER, Allyson	Elementary Teacher	Dickey ES	08/09/2016
WHITEHEAD, Deanna	TK Teacher	Dickson ES	08/09/2016
RASMUSSEN, Geraldine	Special Ed. Teacher	Eagle Canyon ES	08/09/2016
CAMACHO, Christina	Elementary Teacher	Oak Ridge ES	08/09/2016
JOHNSON, Camieline	Elementary Teacher	Oak Ridge ES	08/10/2016
HASELFELD, Elizabeth	Elementary Teacher	Cal Aero K-8	08/09/2016
RUDY, Natalee	Elementary Teacher	Cal Aero K-8	07/29/2016
ANYANWU, Onyema	Social Science Teacher	Canyon Hills JHS	08/09/2016
ESPINOSA DE LOS MONTEROS, Pauline	Computer Teacher	Magnolia JHS	08/09/2016
BUCK, Kelsey	English Teacher	Ayala HS	08/09/2016
LOWE, Maxwell	Band Teacher	Ayala HS	08/09/2016
MASSON, Mary	Earth Science Teacher	Ayala HS	08/12/2016
MOELLER, Lora	Special Ed. Teacher	Ayala HS	08/09/2016
SOHEILI, Sina	Special Ed. Teacher	Ayala HS	08/09/2016
TSE, Eileen	English Teacher	Ayala HS	08/09/2016
OLAVER, David	Math Teacher	Boys Republic HS	08/09/2016
NELSON, Lindsey	Health Teacher	Chino HS	08/12/2016
WIESE, Jeff	PE Teacher	Chino HS	08/09/2016
FULLERTON, Keith	Special Ed. Teacher	Chino Hills HS	08/09/2016
HARRINGTON, David	Social Science Teacher	Chino Hills HS	08/09/2016
MARTIN, Emily	Math Teacher	Chino Hills HS	08/09/2016
LEE, David	Math Teacher	Don Lugo HS	08/09/2016
LEMEN, Matthew	Special Ed. Teacher	Don Lugo HS	08/09/2016

CERTIFICATED PERSONNEL (cont.)

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
<u>HIRED AT APPROPRIATE PLACEMENT ON THE CERTIFICATED SALARY SCHEDULE AND APPROPRIATE CREDENTIAL FOR THE 2016/2017 SCHOOL YEAR</u> (cont.)			

RAMOS, Susan	ESL Teacher	Adult School	08/19/2016
ROCHE, Lindsay	Music Teacher	Elementary Curr.	08/09/2016
DIAZ, Ernest	Intervention Counselor	Special Education	08/19/2016
GREEN, Temeca	Intervention Counselor	Special Education	08/19/2016
IPINA, Anna	Intervention Counselor	Special Education	08/19/2016
SMITHSON, Jennifer	Intervention Counselor	Special Education	08/19/2016

RETIREMENT

LOPEZ, David (24 years of service)	Science Teacher	Don Lugo HS	07/23/2016
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RESIGNATION

LAZO, Sarah	Intervention Teacher	Chaparral ES	08/03/2016
UEHARA, Kyoko	Special Ed. Teacher	Woodcrest JHS	06/21/2016
PARKS, Kristen	Elementary Teacher	Briggs K-8	07/29/2016
MCZEAL, Ewanya	Special Ed. Teacher	Cal Aero K-8	06/08/2016

APPOINTMENT- PEER ASSISTANCE AND REVIEW (PAR) SUPPORT PROVIDER 2016/2017

MAY, Christine	PAR Provider	Borba ES	08/19/2016
DELORIA, Denise	PAR Provider	Cattle ES	08/19/2016
HOFFMAN, Susan	PAR Provider	Chaparral ES	08/19/2016
AVILA, Lawrence	PAR Provider	Townsend JHS	08/19/2016
COLLINS, Bei	PAR Provider	Ayala HS	08/19/2016
BARTMAN, Wendy	PAR Provider	Chino HS	08/19/2016
STOW, Paula	PAR Provider	Chino Hills HS	08/19/2016

APPOINTMENT - EXTRA DUTY

DIAZ, Joshua (NBM)	Band (B)	Canyon Hills JHS	08/19/2016
GORDON, Sean (NBM)	Band (B)	Canyon Hills JHS	08/19/2016
RYU, Anna (NBM)	Band (B)	Canyon Hills JHS	08/19/2016
VENDIOLA, Vanessa (NBM)	Band (B)	Canyon Hills JHS	08/19/2016
WICKS, Jonathan (NBM)	Band (B)	Canyon Hills JHS	08/19/2016
ARIAS, Darcy (NBM)	Band (B)	Townsend JHS	08/19/2016
CASINO, Nicole (NBM)	Band (B)	Townsend JHS	08/19/2016
COUGHLIN, Justin (NBM)	Band (B)	Townsend JHS	08/19/2016

CERTIFICATED PERSONNEL (cont.)

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
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APPOINTMENT – EXTRA DUTY (cont.)

FRITZ, William (NBM)	Band (B)	Townsend JHS	08/19/2016
LIN, Albert (NBM)	Band (B)	Townsend JHS	08/19/2016
LOPEZ, Jennifer (NBM)	Band (B)	Townsend JHS	08/19/2016
RICHMOND, Rebecca (NBM)	Band (B)	Townsend JHS	08/19/2016
RILEY, Jeremy (NBM)	Band (B)	Townsend JHS	08/19/2016
CARO, Anthony (NBM)	Band (B)	Woodcrest JHS	08/19/2016
DINKEL, Brian (NBM)	Band (B)	Woodcrest JHS	08/19/2016
GARRETT, Edana (NBM)	Band (B)	Woodcrest JHS	08/19/2016
HERMAN, Steven (NBM)	Band (B)	Woodcrest JHS	08/19/2016
HUTSON, Lauren (NBM)	Band (B)	Woodcrest JHS	08/19/2016
GRANT, Donald	Basketball (GF)	Boys Republic HS	08/19/2016
TRAN, Cesar	Cross Country (GF)	Boys Republic HS	08/19/2016
ABILEZ, Peter (NBM)	Volleyball (B)	Ayala HS	08/19/2016
ALFARO, Joaquin (NBM)	Football (GF)	Ayala HS	08/19/2016
AMMENTORP, Richard	Football (B)	Ayala HS	08/19/2016
BACOP, Naomi (NBM)	Band (B)	Ayala HS	08/19/2016
BECKHART, Peter (NBM)	Band (B)	Ayala HS	08/19/2016
BILITCH, Ethan (NBM)	Band (B)	Ayala HS	08/19/2016
CAPPS, Ronald	Golf (GF)	Ayala HS	08/19/2016
CASTRO, Ryan (NBM)	Band (B)	Ayala HS	08/19/2016
CEO, Christopher (NBM)	Band (B)	Ayala HS	08/19/2016
CHANG, Ted (NBM)	Band (B)	Ayala HS	08/19/2016
CHAVEZ, Lucas (NBM)	Football (B)	Ayala HS	08/19/2016
CHILTON, Jana (NBM)	Pep Squad (B)	Ayala HS	08/19/2016
CLAVEL, Nicole (NBM)	Volleyball (B)	Ayala HS	08/19/2016
DIMARCO, Tonino (NBM)	Cross Country (B)	Ayala HS	08/19/2016
DONOVAN, Kenny	Football (GF)	Ayala HS	08/19/2016
DONOVAN, Kenny	Golf (GF)	Ayala HS	08/19/2016
DUNHAM, Emily (NBM)	Cross Country (B)	Ayala HS	08/19/2016
DUNHAM, Wesley (NBM)	Cross Country (GF)	Ayala HS	08/19/2016
GORDON, Sean (NBM)	Band (B)	Ayala HS	08/19/2016
GOUGEON, Madeline (NBM)	Athletic Trainer (B)	Ayala HS	08/19/2016
GRACIA III, Arthur	Football (GF)	Ayala HS	08/19/2016
JACKSON, Norman (NBM)	Band (B)	Ayala HS	08/19/2016
KNUTSON, Dimitrius (NBM)	Tennis (B)	Ayala HS	08/19/2016
MARCEAU, Paul	Boys Water Polo (GF)	Ayala HS	08/19/2016
MARTIN, Richard	Football (GF)	Ayala HS	08/19/2016
MARTINEZ, Kyle (NBM)	Band (B)	Ayala HS	08/19/2016
MCCAIN, Matthew (NBM)	Football (GF)	Ayala HS	08/19/2016
MCLAURIN, Ernest (NBM)	Band (B)	Ayala HS	08/19/2016
MERCADO, Nathan (NBM)	Boys Water Polo (B)	Ayala HS	08/19/2016
NASH, Candace (NBM)	Volleyball (B)	Ayala HS	08/19/2016

CERTIFICATED PERSONNEL (cont.)

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
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APPOINTMENT – EXTRA DUTY (cont.)

NGUYEN, Vincent (NBM)	Tennis (B)	Ayala HS	08/19/2016
O'NELL, Zachary (NBM)	Boys Water Polo (B)	Ayala HS	08/19/2016
OJINAGA, Paulette	Tennis (GF)	Ayala HS	08/19/2016
PADILLA, Andrew (NBM)	Band (B)	Ayala HS	08/19/2016
PARKS, Ryan (NBM)	Football (GF)	Ayala HS	08/19/2016
RAMIREZ, Mario (NBM)	Band (B)	Ayala HS	08/19/2016
RAMIREZ, Rudy (NBM)	Football (B)	Ayala HS	08/19/2016
RAMOS Jr., Mainor (NBM)	Volleyball (GF)	Ayala HS	08/19/2016
RIVAS, Brandon	Boys Water Polo (B)	Ayala HS	08/19/2016
ROGERS, James Jr. (NBM)	Band (B)	Ayala HS	08/19/2016
SAIZ, Manuel	Football (GF)	Ayala HS	08/19/2016
SALAZAR, Raul (NBM)	Football (B)	Ayala HS	08/19/2016
SALAZAR, Sean (NBM)	Football (B)	Ayala HS	08/19/2016
STEELE, Jessica (NBM)	Pep Squad (B)	Ayala HS	08/19/2016
STRONG Sr., Frank (NBM)	Football (B)	Ayala HS	08/19/2016
SWATEK, Ashley (NBM)	Volleyball (B)	Ayala HS	08/19/2016
VAN DERPOEL, Darren (NBM)	Band (B)	Ayala HS	08/19/2016
WENDLING, Bernie	Volleyball (GF)	Ayala HS	08/19/2016
WHITEMAN, Lauren (NBM)	Volleyball (B)	Ayala HS	08/19/2016
WICKS, Jonathan (NBM)	Band (B)	Ayala HS	08/19/2016
AQUINO, Rachel	Cross Country (GF)	Chino HS	08/19/2016
ARELLANO, Alex (NBM)	Football (B)	Chino HS	08/19/2016
AVALOS, Richard (NBM)	Girls Tennis (B)	Chino HS	08/19/2016
CAVINESS, Jon (NBM)	Football (GF)	Chino HS	08/19/2016
CENICEROS Sr., Jesus (NBM)	Football (B)	Chino HS	08/19/2016
CENICEROS, Jesus	Football (GF)	Chino HS	08/19/2016
CORREIA, Joseph (NBM)	Band (B)	Chino HS	08/19/2016
CRASK, Madison (NBM)	Volleyball (B)	Chino HS	08/19/2016
CRAWFORD, Kendall (NBM)	Band (B)	Chino HS	08/19/2016
CRUZ, Robert (NBM)	Football (GF)	Chino HS	08/19/2016
DIAZ, Areceli (NBM)	Band (B)	Chino HS	08/19/2016
DINKEL, Brian (NBM)	Band (B)	Chino HS	08/19/2016
ESQUIVEL, Vanessa (NBM)	Cross Country (B)	Chino HS	08/19/2016
GLEESON, Megan (NBM)	Cross Country (B)	Chino HS	08/19/2016
GOMEZ, Noe (NBM)	Band (B)	Chino HS	08/19/2016
GRAY, Gary (NBM)	Football (B)	Chino HS	08/19/2016
GUERRERO, Brianna (NBM)	Band (B)	Chino HS	08/19/2016
HARREN, Ashley (NBM)	Boys Water Polo (B)	Chino HS	08/19/2016
HARTWELL, Matthew (NBM)	Band (B)	Chino HS	08/19/2016
HERMAN, Steven (NBM)	Band (B)	Chino HS	08/19/2016
HERNANDEZ, George (NBM)	Football (GF)	Chino HS	08/19/2016
HINKLE, Michael	Girls Tennis (GF)	Chino HS	08/19/2016

CERTIFICATED PERSONNEL (cont.)

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
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APPOINTMENT – EXTRA DUTY (cont.)

HOWER, Joshua (NBM)	Boys Water Polo (GF)	Chino HS	08/19/2016
HOWER, Teresa (NBM)	Boys Water Polo (B)	Chino HS	08/19/2016
HUTSON, Lauren (NBM)	Band (B)	Chino HS	08/19/2016
INGLIMA, Heather	Volleyball (GF)	Chino HS	08/19/2016
INGLIMA, Tom	Volleyball (GF)	Chino HS	08/19/2016
KAYLOR, Matthew (NBM)	Football (B)	Chino HS	08/19/2016
KEYS, Kennette (NBM)	Band (B)	Chino HS	08/19/2016
KLAUDT, Jordan (NBM)	Band (B)	Chino HS	08/19/2016
LAGUMBAY, Emmanuel (NBM)	Band (B)	Chino HS	08/19/2016
LOZA, Trevin (NBM)	Football (B)	Chino HS	08/19/2016
MIKAN, Ashley (NBM)	Band (B)	Chino HS	08/19/2016
MIKAN, Timothy (NBM)	Band (B)	Chino HS	08/19/2016
MORENO, Nicholas (NBM)	Football (B)	Chino HS	08/19/2016
MORENO, Omar (NBM)	Football (GF)	Chino HS	08/19/2016
PARRELL, Jessica (NBM)	Cross Country (B)	Chino HS	08/19/2016
PRATT, Joshua (NBM)	Girls Tennis (B)	Chino HS	08/19/2016
PRESCOTT, Renay (NBM)	Pep Squad (B)	Chino HS	08/19/2016
PROBST, Jonathan (NBM)	Band (B)	Chino HS	08/19/2016
REED, Jennifer (NBM)	Pep Squad (B)	Chino HS	08/19/2016
RODRIGUEZ, Adrian (NBM)	Football (B)	Chino HS	08/19/2016
ROGERS Jr., James (NBM)	Band (B)	Chino HS	08/19/2016
RUIZ RIOS, Leonel (NBM)	Girls Tennis (B)	Chino HS	08/19/2016
SAMPANG, Mitchell (NBM)	Band (B)	Chino HS	08/19/2016
SANTOYO, Sally (NBM)	Cross Country (B)	Chino HS	08/19/2016
TAPIA, Jose (NBM)	Football (B)	Chino HS	08/19/2016
TORRES, Peter (NBM)	Cross Country (B)	Chino HS	08/19/2016
VALENZUELA, Benito	Golf (GF)	Chino HS	08/19/2016
VEAZIE, Jordin (NBM)	Band (B)	Chino HS	08/19/2016
VIVAS, Victor (NBM)	Pep Squad (B)	Chino HS	08/19/2016
WOOD, Andrea (NBM)	Volleyball (B)	Chino HS	08/19/2016
YRIARTE, Carissa (NBM)	Pep Squad (B)	Chino HS	08/19/2016
YRIARTE, Mark (NBM)	Football (GF)	Chino HS	08/19/2016
ARREOLA, Rene (NBM)	Football (GF)	Chino Hills HS	08/19/2016
ARTEAGA, Griselda (NBM)	Cross Country (B)	Chino Hills HS	08/19/2016
BARCENAS, Ruben (NBM)	Football (GF)	Chino Hills HS	08/19/2016
BERGMANN, James	Cross Country (GF)	Chino Hills HS	08/19/2016
BUZZERIO, Anthony (NBM)	Volleyball (GF)	Chino Hills HS	08/19/2016
BUZZERIO, Dana (NBM)	Volleyball (GF)	Chino Hills HS	08/19/2016
CALLES, Scott (NBM)	Football (GF)	Chino Hills HS	08/19/2016
CAREY, Erin (NBM)	Drill Team (B)	Chino Hills HS	08/19/2016
CARROLL, Nathan (NBM)	Band (B)	Chino Hills HS	08/19/2016
CHANG, Jin (NBM)	Boys Water Polo (B)	Chino Hills HS	08/19/2016

CERTIFICATED PERSONNEL (cont.)

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
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APPOINTMENT – EXTRA DUTY (cont.)

COTE, Thomas (NBM)	Football (GF)	Chino Hills HS	08/19/2016
COWLING, Christopher (NBM)	Band (B)	Chino Hills HS	08/19/2016
DIETRICH, Claire (NBM)	Volleyball (B)	Chino Hills HS	08/19/2016
DUARTE, Tass (NBM)	Band (B)	Chino Hills HS	08/19/2016
EIDEN, Kennidy (NBM)	Volleyball (B)	Chino Hills HS	08/19/2016
ESPINOSA, Jose	Football (GF)	Chino Hills HS	08/19/2016
ESTUDILLO, Esteban (NBM)	Band (B)	Chino Hills HS	08/19/2016
FORD, Walter	Football (GF)	Chino Hills HS	08/19/2016
GARCELLI, Paul (NBM)	Football (GF)	Chino Hills HS	08/19/2016
GIRON, Joseph (NBM)	Football (GF)	Chino Hills HS	08/19/2016
GONZALEZ, Elizabeth (NBM)	Band (B)	Chino Hills HS	08/19/2016
GONZALEZ, Oswaldo (NBM)	Football (GF)	Chino Hills HS	08/19/2016
GROM, Ian (NBM)	Band (B)	Chino Hills HS	08/19/2016
HARRIS, Michael (NBM)	Football (GF)	Chino Hills HS	08/19/2016
HARTMAN, Chadd (NBM)	Band (B)	Chino Hills HS	08/19/2016
HARTWELL, Matthew (NBM)	Band (B)	Chino Hills HS	08/19/2016
HAYASHIDA, Kiana (NBM)	Volleyball (GF)	Chino Hills HS	08/19/2016
JOHNSON, Keland (NBM)	Football (GF)	Chino Hills HS	08/19/2016
KUNISHIMA, John	Boys Water Polo (GF)	Chino Hills HS	08/19/2016
LOPEZ, Garret (NBM)	Band (B)	Chino Hills HS	08/19/2016
LOZA, Trevin (NBM)	Football (GF)	Chino Hills HS	08/19/2016
MAPES, John (NBM)	Band (B)	Chino Hills HS	08/19/2016
MARQUEZ, Ronald (NBM)	Football (GF)	Chino Hills HS	08/19/2016
MISAWA, Keane	Girls Golf (GF)	Chino Hills HS	08/19/2016
MOORE, Larry	Football (GF)	Chino Hills HS	08/19/2016
NICKENS, Tabatha (NBM)	Band (B)	Chino Hills HS	08/19/2016
PRESTSATER, Corey	Football (GF)	Chino Hills HS	08/19/2016
RAY, Matthew (NBM)	Band (B)	Chino Hills HS	08/19/2016
REINA, Gerald (NBM)	Football (GF)	Chino Hills HS	08/19/2016
REYES, Ramoncito	Volleyball (GF)	Chino Hills HS	08/19/2016
RILEY, Jeremy (NBM)	Band (B)	Chino Hills HS	08/19/2016
SMITH, Scott (NBM)	Football (GF)	Chino Hills HS	08/19/2016
SPENCE, Joseph (NBM)	Band (B)	Chino Hills HS	08/19/2016
STANFORD, Ronald	Boys Water Polo (B)	Chino Hills HS	08/19/2016
STANFORD, Summer (NBM)	Boys Water Polo (B)	Chino Hills HS	08/19/2016
STEVENS, Christopher	Football (GF)	Chino Hills HS	08/19/2016
TIEN, Shaw (NBM)	Girls Golf (NBM)	Chino Hills HS	08/19/2016
TOBIN, Timothy (NBM)	Boys Water Polo (B)	Chino Hills HS	08/19/2016
TOGNETTI, Carolynn (NBM)	Boys Water Polo (B)	Chino Hills HS	08/19/2016
TRINIDAD, Jesus (NBM)	Drill Team (B)	Chino Hills HS	08/19/2016
URBINA Jr., Erick (NBM)	Band (B)	Chino Hills HS	08/19/2016
VAUGHN, Joy (NBM)	Pep Squad Advisor (GF)	Chino Hills HS	08/19/2016

CERTIFICATED PERSONNEL (cont.)

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
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APPOINTMENT – EXTRA DUTY (cont.)

VELEZ, Christopher (NBM)	Band (B)	Chino Hills HS	08/19/2016
WINTON, Bryce (NBM)	Boys Water Polo (B)	Chino Hills HS	08/19/2016
WORTHLEY, James (NBM)	Football (GF)	Chino Hills HS	08/19/2016
BARAJAS, Enrique (NBM)	Boys Water Polo (B)	Don Lugo HS	08/19/2016
BAYLON, Cherry Mae (NBM)	Volleyball (B)	Don Lugo HS	08/19/2016
CHEEVER, Gary (NBM)	Boys Water Polo (GF)	Don Lugo HS	08/19/2016
CICCONE, Thomas	Cross Country (GF)	Don Lugo HS	08/19/2016
DE GUZMAN, Enrico (NBM)	Tennis (GF)	Don Lugo HS	08/19/2016
DELEON, Steven	Boys Basketball (B)	Don Lugo HS	08/19/2016
DUARTE, Tass (NBM)	Band (B)	Don Lugo HS	08/19/2016
FERNANDEZ, Dustin (NBM)	Band (B)	Don Lugo HS	08/19/2016
FINCH, Richard	Football (GF)	Don Lugo HS	08/19/2016
GANO, Greg (NBM)	Football (GF)	Don Lugo HS	08/19/2016
GONZALEZ, Michael (NBM)	Football (B)	Don Lugo HS	08/19/2016
GONZALES, Nicholas (NBM)	Football (B)	Don Lugo HS	08/19/2016
GRIDER, Kiana Jo (NBM)	Band (B)	Don Lugo HS	08/19/2016
HARRISON, Hylan (NBM)	Football (GF)	Don Lugo HS	08/19/2016
HENSLEY, Irene (NBM)	Pep Squad (B)	Don Lugo HS	08/19/2016
HERNANDEZ, Carlos (NBM)	Football (B)	Don Lugo HS	08/19/2016
HUNTER, Devin (NBM)	Boys Water Polo (B)	Don Lugo HS	08/19/2016
KIM, Jae (NBM)	Football (B)	Don Lugo HS	08/19/2016
KNOWLES, Eve (NBM)	Volleyball (GF)	Don Lugo HS	08/19/2016
KRANAWETTER, Timothy (NBM)	Football (B)	Don Lugo HS	08/19/2016
LACKEY, Kristopher (NBM)	Football (GF)	Don Lugo HS	08/19/2016
LANGRELL, Janna (NBM)	Cross Country (B)	Don Lugo HS	08/19/2016
MEDRANO, Maria (NBM)	Volleyball (B)	Don Lugo HS	08/19/2016
ORDONEZ, Reggie (NBM)	Band (B)	Don Lugo HS	08/19/2016
PANATTONI, Jody (NBM)	Football (B)	Don Lugo HS	08/19/2016
PARTIDA, Patricia (NBM)	Pep Squad (B)	Don Lugo HS	08/19/2016
PARTIDA, Regeena (NBM)	Pep Squad (B)	Don Lugo HS	08/19/2016
POLITE, Coby	Cross Country (B)	Don Lugo HS	08/19/2016
POSNER, Andrew (NBM)	Football (B)	Don Lugo HS	08/19/2016
POTEET, Ronald	Football (B)	Don Lugo HS	08/19/2016
RAMIREZ, Edgar (NBM)	Band (B)	Don Lugo HS	08/19/2016
ROY, Alex (NBM)	Football (GF)	Don Lugo HS	08/19/2016
SIPPRELLE, Delaney (NBM)	Drill Team (B)	Don Lugo HS	08/19/2016
TENG, Lyle (NBM)	Band (B)	Don Lugo HS	08/19/2016
WILSON Jr., Duwyce (NBM)	Football (B)	Don Lugo HS	08/19/2016

TOTAL GF	\$155,677.00
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CERTIFICATED PERSONNEL (cont.)

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
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APPOINTMENT – SUMMER SCHOOL TEACHERS

BATY, James	PE Teacher	Chino Hills HS	07/07/2016
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APPOINTMENT OF CERTIFICATED SUBSTITUTES EFFECTIVE JULY 1, 2016, THROUGH JUNE 30, 2017

ANDRADE, Darlene	BARBA, Mariel	BEADLESCOMB, Kendra
BELLOSO, Rodrigo	BERBEROGLU, Arleen	BHAKTA, Hemali
BONILLA-HAYES, Laura	CARRERA, Brianna	COCKS, David
CORBERA, Vanessa	CUEVAS, Irene	DEVILLEZ, Susan
DOMINGUEZ, Angela	EICHMANN, Julie	ELLSWORTH, Sarah
ESPINOZA, Eric	ESTRADA, Kristi	GARCIA, Cynthia
GOMEZ, Kristin	GONZALES, George	GOULD, Cathlene
HALL, Richard	HANCOCK, Amber	HARRISON, Valentino
HENDERSON, Gage	HORVATH, Barbara	HOWARD, Carole
JONES, Anne	KAPILA, Brenda	KATO, Brittany
KIM, Eugene	KIM, Jae	KUDLO, Alyssa
KUHN, Candace	LARIOS, Luis	LEE, YoungJi
LIBAO, Alan	LONG, David	MARSH, Nathalie
MATTHEWS, Michelle	MCCRURY, Shannon	MEDEIROS, Daniel
MENDOZA, Brishette	MORENO, Nicholas	MORENO, Omar
NHIAL, Kristen	PATTERSON, Marlene	PULLEY, Elyssa
QUESADA, Leticia	QUIRARTE, David	ROSAS, Hector
ROY, Alex	SALAS, Breanna	SAUCEDO, Breanna
SAVAGE, Michelle	SPEAR, Kate	STAAB, Stacy
STROUD, Marno	TOTTY, Jemimah	UBOM, Kenneth

CLASSIFIED PERSONNEL

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
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CLASSIFIED CONFIDENTIAL/ MANAGEMENT SALARY SCHEDULE**RETIREMENT**

BERNSTEIN, Sandra (6 years of service)	Director	Nutrition Services	09/01/2016
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RESIGNATION

OAKES, Jessica	Behavior Intervention Counselor (SELPA/GF)	Special Education	08/19/2016
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HIRED AT THE APPROPRIATE PLACEMENT ON THE CLASSIFIED SALARY SCHEDULE**APPOINTMENT**

VEAZIE, Jordin	IA/Childhood Ed. (C)	Hidden Trails FC	08/19/2016
BONDE, Nicole	Elementary Library Media Center Asst. (C)	Walnut ES	08/19/2016
CASTILLO, Monika	Nutrition Services Asst. I (NS)	Briggs K-8	08/19/2016
VRIELING, Karen	IA/SPED/RSP (SELPA/GF)	Magnolia JHS	08/19/2016
LOPEZ, Victor	Custodian I (GF)	Boys Republic HS	08/19/2016
OLSON, Jerry	Carpet/Flooring Custodian III (GF)	Maintenance	08/19/2016

PROMOTION

GONZALEZ, Nicole	FROM: Nutrition Services Asst. I (NS) 2 hrs./181 work days	Cattle ES	08/19/2016
	TO: IA/SPED/RSP (SELPA/GF) 5 hrs./181 work days	Dickson ES	
NIXON, Angie	FROM: Nutrition Services Asst. I (NS) 2 hrs./181 work days	Newman ES	08/19/2016
	TO: Central Kitchen Asst. I (NS) 3.5 hrs./181 work days	Townsend JHS	
RAMOS, Angelica	FROM: Counseling Asst. (GF) 8 hrs./213 work days	Ramona JHS	08/19/2016
	TO: School Secretary I (GF) 8 hrs./215 work days	Woodcrest JHS	

CLASSIFIED PERSONNEL (cont.)

<u>NAME</u>	<u>POSITION</u>	<u>LOCATION</u>	<u>EFFECTIVE DATE</u>
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PROMOTION (cont.)

FLORES, Cheryl	FROM: Typist Clerk I (GF) 8 hrs./201 work days TO: Career Center Guidance Tech. (C) 6 hrs./187 work days	Ayala HS Adult School	08/19/2016
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OROSCO, Andy	FROM: Grounds Worker I (GF) 8 hrs./261 contract days TO: Grounds Worker II (GF) 8 hrs./261 contract days	Maintenance Maintenance	08/19/2016
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INCREASE HOURS/DAYS

HERNANDEZ, Adelaida	FROM: Custodian I (GF) 4 hrs./215 work days TO: Custodian I (GF) 8 hrs./261 contract days	Wickman ES Wickman ES	08/19/2016
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LEAVE OF ABSENCE

MORREIRA, Graca	Registrar	Ayala HS	07/25/2016 through 09/02/2016
MERCADO, Melissa	Registrar	Adult School	08/04/2016 through 09/16/2016

RESIGNATION

KENT, Brittany	IA/SPED/RSP (SELPA/GF)	Borba ES	08/02/2016
WIJESINHA, Brigitte	IA/Childhood Ed (CDF)	Rhodes FC	08/19/2016
QUIRARTE, David	School Community Liaison/Biling.-Spanish (C)	Chino HS	07/08/2016
MORALES, Daniel	Network Support Tech. (GF)	Technology	07/29/2016

RETIREMENT

FLUM, Mary Lou (30 years of service)	Health Technician (GF)	Woodcrest JHS	09/06/2016
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CLASSIFIED PERSONNEL (cont.)

APPOINTMENT OF SHORT TERM EMPLOYEES EFFECTIVE JULY 1, 2016, THROUGH DECEMBER 31, 2016 2016

BARTON, Nicole	IA/504	Cortez ES
FIGUEROA, Virginia	IA/SPED/Collaborative	Eagle Canyon ES
LOERA, Bertha	IA/SPED/SH	Cal Aero K-8
DONG, Kristine	IA/SPED/SH	Chino Hills HS
GONZALEZ, Byron	IA/SPED/SH	Chino Hills HS
SERRATO, Myra	IA/SPED/SH-Bus Aide	Special Education
ZELAYA-AGUILAR, Amalia	IA/SPED/SH-Bus Aide	Special Education

APPOINTMENT OF CLASSIFIED SUBSTITUTES EFFECTIVE JULY 1, 2016, THROUGH JUNE 30, 2017

BARILLA, Veronica	BARRAGAN, Gabriela	BECKMAN, Yvonne
BIGGS, Chelsea	BLANKENSHIP, Wendi	BOYER, Deanna
BROWN VILLALOBOS, Jamie	BURKEY, Lisa	CABRERA, Dolores
CARRION MACIAS, Monica	CARTER, Samantha	CATALAN, David
CHAVEZ, Lorraine	DAVIS, Shari	DORSEY, Roy
EHRIG, Marta	FANNING, Elizabeth	FLACO, Fresa Veronika
FOLEY, Doreen	FREUDE, Amy	GREEN, Michael
GUTIERREZ, Antoinette	HALL, Cindy	HIGUERA, Ana
HOHALEK, Kaitlynn	LEWIS, Shantel	LIM, Angie
MACANAS, Maileen	MAMOLA, Blaine	MARTINEZ, Dina
MARTINEZ, Maria	MENDEZ, Diana	MERCED, Audra
MEZA, Claudia	MOONEY, Christina	MORALES, Marith
NUNEZ, Rosa	ORODPOUR, Kristi	PEREZ, Veda
RANDAZZO, Stacey	ROMERO, Celina	ROONEY-FORD, Kathy
ROSAS, Hilda	SACCONI, Dana	SANCHEZ, Maria
SELVIDGE, Gina	SIN, Carol	SOLIS, Bertha
STUBBLEFIELD, Sydney	TAGLE, Liezyl	TORRES, Tina
TROVATORE, Carmen	VARGAS, Kelley	VIS, Cathy
WELSH, Flory	YRIARTE, Lydia	

(504) = Federal Law for Individuals with Handicaps
(ACE) = Ace Driving School
(ASB) = Associated Student Body
(ASF) = Adult School Funded
(ATE) = Alternative to Expulsion
(B) = Booster Club
(BTSA) = Beginning Teacher Support & Assessment
(C) = Categorically Funded
(CAHSEE) = California High School Exit Exam
(CC) = Children's Center (Marshall)
(CDF) = Child Development Fund
(CSR) = Class Size Reduction
(CVLA) = Chino Valley Learning Academy
(CWY) = Cal Works Youth
(E-rate) = Discount Reimbursements for Telecom.
(G) = Grant Funded
(GF) = General Fund
(HBE) = Home Base Education
(WIA) = Workforce Investment Act

(MM) = Measure M – Fund 21
(MAA) = Medi-Cal Administrative Activities
(MH) = Mental Health – Special Ed.
(NBM) = Non-Bargaining Member
(ND) = Neglected and Delinquent
(NS) = Nutrition Services Budget
(OPPR) = Opportunity Program
(PFA) = Parent Faculty Association
(R) = Restricted
(ROP) = Regional Occupation Program
(SAT) = Saturday School
(SB813) = Medi-Cal Admin. Activities Entity Fund
(SELPA) = Special Education Local Plan Area
(SOAR) = Students on a Rise
(SPEC) = Spectrum Schools
(SS) = Summer School
(SWAS) = School within a School
(VA) = Virtual Academy

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Grace Park, Ed.D., Assistant Superintendent, Human Resources
Daniel P. Mellon, ARM-P, Director, Risk Management and Human Resources
SUBJECT: REJECTION OF CLAIMS

=====

BACKGROUND

Claim 16-07-08 was submitted on July 11, 2016, by Richard J. Hassen, Attorney, on behalf of Elvira Galaz and Irma Reyes, classified substitutes at Chino Valley Unified School District. Claimants allege that Chino Valley Unified School District negligently or intentionally failed to insure said bus against the reasonably foreseeable prospect of a collision caused by an underinsured motorist, thereby exposing them to economic loss. Claimant seeks unspecified damages and seeks a settlement demand that lies within the jurisdiction of the Superior Court.

Claim 16-07-09 was submitted on July 21, 2016, by Christopher L. Gaspard, Attorney, on behalf of Kerri Vanderwalker, parent of a student at Townsend JHS. Claimant alleges physical injury by a Chino Valley Unified School District employee. Claimant seeks unspecified damages and seeks a settlement demand that lies within the jurisdiction of the Superior Court.

The Board is requested to reject the claims against the District to allow the insurance carriers to investigate the merits of the claim and make a recommendation regarding disposition.

Approval of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education reject the claims and refer them to the District’s insurance adjuster.

FISCAL IMPACT

Unknown at present.

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016

TO: Members, Board of Education

FROM: Wayne M. Joseph, Superintendent

PREPARED BY: Grace Park, Ed. D., Assistant Superintendent, Human Resources
Lea Fellows, Director, Human Resources
Richard Rideout, Director, Human Resources

SUBJECT: STUDENT TEACHING AGREEMENT WITH LOYOLA MARYMOUNT UNIVERSITY

=====

BACKGROUND

Student teachers provide a high quality of learning, support, and practical classroom experience for professionals in training. The Chino Valley Unified School District has an opportunity to establish a student teaching agreement with Loyola Marymount University.

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve the student teaching agreement with Loyola Marymount University.

FISCAL IMPACT

None.

WMJ:GP:LF:RR:mcm

STUDENT TEACHING AGREEMENT
(Practice Teaching and Demonstration Teaching)

THIS AGREEMENT is entered into the first day of **August 2016** under the authority of Section 1065 of the California Education code by and between:

LOYOLA MARYMOUNT UNIVERSITY
School of Education
One LMU Drive, Suite 2100
Los Angeles, California 90045-2659

Hereinafter called the "University," and the **Chino Valley Unified School District** therein after called the "District": The parties agree as follows:

1. The term of this agreement shall be from **August 1, 2016 through July 31, 2019** unless terminated by either party on advance written notice to the other a minimum of 60 days prior to the end of the semester.
2. The District shall provide practice teaching in schools and classes of the District in terms of "semester units" for students of the University possessing valid Character Identification Clearances.

Practice teaching shall be provided in such schools or classes of the District and under the direct supervision and instruction of such employees of the District as the District and the University, through their duly authorized representatives, may agree upon.

The District may, for good cause, refuse to accept for practice teaching any student of the University assigned to practice teaching in the District; likewise for good cause, the University shall terminate the assignment of any student practice teaching in the District.

"Practice teaching" as used herein and elsewhere in this agreement means active participation in the duties and functions of classroom teaching under the direct supervision and instruction of permanent or probationary employees of the District holding valid credentials issued by the Commission on Teacher Credentialing.

The number of semester units of practice teaching to be provided for each student of the University assigned to practice teaching under this agreement shall be determined by the University.

An assignment of a student of the University to practice teach in schools or classes of the District shall be at the discretion of the University, but a student may be given more than one assignment by the University with prior approval of the District, to practice teach in such schools or classes.

The assignment of a student of the University to practice teaching in the District shall be deemed to be effective for the purpose of this agreement as of the date the student presents to the proper authorities of the District the assignment card or other document given him by the University effecting such assignment, but not earlier than the date of such assignment as shown on such card or other document.

3. The University shall pay the Master Teacher for performance of the services required under this agreement at the rate of \$25.00 per semester unit of practice teaching.

In the event the assignment of a student of the University to practice teaching is terminated by the University for any reason, the District shall receive payment for such student as though there had been no termination of the assignment, except that if such assignment is terminated before one half of the term of the assignment has elapsed, the District shall receive payment for one half of the assignment only. If a student is assigned another Master Teacher by both the University and the District after an assignment has become effective, the payment due the Master Teachers shall be prorated to both Master Teachers based on the amount of their service.

Absences of a student from assigned practice teaching shall not be counted as absences in computing the semester units of practice teaching provided the student by the District.

4. Within a reasonable time following the close of each semester the Master Teacher(s) shall submit a properly executed final evaluation form for all semester units of practice teaching. After receipt of the evaluation form, the University will make payment to the Master Teacher(s) for all practice teaching provided under and in accordance with this agreement during the said semester.

It is understood that the District shall not be obligated to accept assignments of training students beyond the ability of the District to effectively provide services pursuant to this agreement.

5. At the time the University designated a student for participation pursuant to this agreement, the University shall verify the student is covered by the Loyola Marymount University's mandatory Student Accident Insurance.
6. It is understood that, for purposes of this agreement, the student is not an employee of the University or District, regardless of the nature and extent of the acts performed by the student; that inasmuch as the student shall not be an employee of the University or the District, the University and District do not assume, and shall not assume, any liability under any law on account of any act of student while performing, receiving training, or traveling pursuant to this agreement, and that student shall not be entitled to any monetary remuneration for any services performed by student in the course of training.

Mutual Indemnification; Limits on Liability: Each party (the "Indemnifying Party") agrees to protect, indemnify, defend and hold harmless the other party and its respective employees, agents, and independent contractors (the "Indemnified Party") against all claims, losses or damages to persons or property, governmental charges or fines, and costs (including reasonable attorney's fees), arising out or resulting from (i) any breach of any representation, warranty, covenant, obligation or undertaking made by such indemnifying Party hereunder, or (ii) the negligence or willful misconduct of the Indemnifying Party in connection with the subject matter of this Contract, including but not limited to the provision of food and beverage and other services and facilities (including the exhibition premises, as applicable) to the Indemnified Party or (iii) any violation of domestic or foreign law or regulation. The Indemnifying Party obligations hereunder shall survive the termination of this agreement.

Notwithstanding any other provisions in this agreement, the preceding paragraph governs the parties' indemnity obligations to each other hereunder and no limitation of liability is applicable to such obligations.

IN WITNESS THEREOF, the parties hereto have executed this agreement that day and year first above written.

- University -

- District -

LOYOLA MARYMOUNT UNIVERSITY

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Mary Fraser
Director of Administration
School of Education

Grace Park, Ed.D.
Assistant Superintendent, Human Resources
Chino Valley Unified School District

Thomas O. Fleming, Jr.
Senior Vice President and Chief Financial Officer

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016

TO: Members, Board of Education

FROM: Wayne M. Joseph, Superintendent

PREPARED BY: Grace Park, Ed. D., Assistant Superintendent, Human Resources
Lea Fellows, Director, Human Resources
Richard Rideout, Director, Human Resources

SUBJECT: ADDENDUM TO THE INTERNSHIP AGREEMENT WITH NATIONAL UNIVERSITY

=====

BACKGROUND

Internship agreements provide a high quality of learning, support, and practical classroom experience for professionals in training. The Chino Valley Unified School District has an internship agreement with National University that needs minor amendments in order to better support teacher candidates. The amendments include the breakdown of intern support and supervision. Most significantly, National University will no longer begin University support at any point in the school year, but rather will only begin support four times per year (September, November, February, and April).

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve the addendum to the internship agreement with National University.

FISCAL IMPACT

None.

WMJ:GP:LF:RR:mcm



ADDENDUM TO EXISTING UNIVERSITY INTERNSHIP AGREEMENT
Teacher Education & Special Education Programs

This Addendum shall amend "Article 8, Clauses a, b & h" in the "INTERNSHIP CREDENTIAL PROGRAM AGREEMENT" with the below "Article 8. Program Support Extended" between National University and _____.

Whereas state regulations effective January 1, 2014 mandate specific support and supervision minimums, the "Program Support" section of the existing University Internship Credential Program Agreement must be amended. Intern teachers should receive, at a minimum, 15 hours of support/mentoring and supervision per month at a rate of between two and four hours per week. A California public school year consists of approximately 36 instructional weeks or nine months; therefore, the minimum yearly number of support/mentoring and supervision hours have been set at 144 hours by the Commission (36 weeks times four hours per week).

"Article 8. Program Support Extended"

8.a. Site Support Provider (District) will mentor, coach and consult with interns on all areas of responsibility as a teacher of record by visiting the classroom to conduct real time observations with pre- and post-debriefing protocols to provide weekly course planning, modeling and coaching with attention to differentiated instruction for English Learners; assessment of language needs and progress; and support for language accessible instruction. A minimum of two hours of support / mentoring and supervision must be provided to an intern every five instructional days.

University Support Providers will provide guidance and mentorship frequently for all students including, but not limited to English Language Learners via virtual communication, in-classroom coaching and mentoring as deemed appropriate.

8.b Site Support Providers will hold a valid Clear or Life Credential, three years of successful teaching experience and hold a valid English Learner Authorization or CLAD Certificate issued pursuant to section 80015 or a valid bilingual authorization issued pursuant to section 80015.1. Interns without an English Language Authorization must receive a minimum of 45 hours of focused English Language instruction support each school year.

University Support Providers will have current knowledge in their subject-matter area; ability to model best practices in teaching, scholarship and service; working knowledge about diversity (abilities, culture, language, ethnic, gender); and understanding of academic standards, frameworks and accountability for public schools.

8.h. Employer will provide supervision and ongoing support for a minimum of 100 hours per school year. Interns without an English Language Authorization must receive focused English Language instruction support. (b)(5)(B) Requires the employer to identify and individual with EL authorization who will be immediately available to assist an intern teacher who does not yet hold EL authorization.

University Support Providers will provide supervision and ongoing support for a minimum of 44 hours per school year.

University Support Providers will monitor the completion of employer-provided support via an Intern Support Verification Form to verify the clockwork hours provided by Site Support Providers and/or employer support personnel. Forms must be turned in as part of the intern's clinical practice course assignments.

8.i. National University begins intern support four times a year (September, November, February, April). Schools who hire/place interns outside these start dates are required to provide 100% of the state mandated support (4 hours per week of general support, and 1.25 hours of EL specific support if the intern does not hold EL authorization) until the next available start date (September, November, February, April) at which point the University Support provider will provide University support services as noted in article (8.h.).

By signing, National University and _____ agree to the addition of "Article 8, Clauses a, b & h" to the "INTERNSHIP CREDENTIAL PROGRAM AGREEMENT" between National University and _____.

District: _____

National University

Signature: _____

Signature: _____

Printed Name: _____

Printed Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016

TO: Members, Board of Education

FROM: Wayne M. Joseph, Superintendent

PREPARED BY: Grace Park, Ed. D., Assistant Superintendent, Human Resources
Lea Fellows, Director, Human Resources
Richard Rideout, Director, Human Resources

SUBJECT: LEARNING ACTIVITY PLACEMENT AGREEMENT WITH CALIFORNIA STATE UNIVERSITY, FULLERTON

=====

BACKGROUND

Student volunteers provide a high quality of learning, support, and practical classroom experience for professionals in training. The Chino Valley Unified School District has an opportunity to establish a learning activity placement agreement with California State University, Fullerton.

Approval of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve the learning activity placement agreement with California State University, Fullerton.

FISCAL IMPACT

None.

WMJ:GP:LF:RR:mcm

**California State University, Fullerton
Learning Activity Placement Agreement**

This agreement (“Agreement”) is between the Trustees of the California State University on behalf of **California State University, Fullerton (“University”)** and **Chino Valley Unified School District (“Learning Site”)**. In consideration of the mutual promises set forth below, the University and Learning Site (“parties”) agree as follows:

I. Learning Site’s Responsibilities

- A. Identify the student’s supervisor. The supervisor agrees to meet with the student regularly to facilitate the student’s learning experience, provide support, review progress on assigned tasks, verify service hours and give feedback.
- B. Provide an orientation that includes a site tour; an introduction to staff; a description of the characteristics of and risks associated with the Learning Site’s operations, services and/or clients; a discussion concerning safety policies and emergency procedures; and information detailing where students check-in and how they log their time.
- C. Provide student with a written description of the student’s tasks and responsibilities.
- D. Provide appropriate training, equipment, materials and work area for students prior to students performing assigned tasks or working with the Learning Site’s clients.
- E. If applicable, inform student of any background check, fingerprinting and/or a tuberculosis test requirements you may have; obtain and maintain the confidentiality of any results as required by federal and state law.
- F. Evaluate the student if requested by the University and contact the University if the student fails to perform assigned tasks or engages in misconduct.
- G. Notify the University as soon as is reasonably possible of any injury or illness to a student participating in a learning activity at the Learning Site.

II. University’s Responsibilities

- A. The University will advise the student(s) of their responsibility to:
 - 1. Participate in all training required by the Learning Site.
 - 2. Exhibit professional, ethical and appropriate behavior when at the Learning Site.
 - 3. Complete all assigned tasks and responsibilities in a timely and efficient manner.
 - 4. Abide by the Learning Site’s rules and standards of conduct.
 - 5. Maintain the confidentiality of the Learning Site’s proprietary information, records and information concerning its clients.
- B. The University will advise student that neither the University nor the Learning Site assumes any financial responsibility in the event he/she is injured or becomes ill as a result of his/her participation a learning activity at the Learning Site.
- C. Provide the student with general and professional liability insurance in the amount of \$1,000,000 per occurrence, \$2,000,000 general aggregate. This insurance only applies if both parties have signed this Agreement.

III. General Provisions

- A. This Agreement will become effective as of the date last written below and continue for a period of 5 years unless terminated by either party after giving the other party 30 days written notice of the intent to terminate. If the Learning Site terminates this Agreement, it will permit any student working at the Learning Site at the time of termination to complete his/her work. At the 5 year termination date the agreement can be renewed once it has been reviewed, updated as applicable and executed by the appropriate parties.

- B. The Learning Site and the University agree to indemnify, defend and hold harmless each other from any and all liability for any personal injury, damages, wrongful death or other losses and costs, including but not limited to reasonable attorney fees and defense costs, arising out of the negligence or willful misconduct of their respective officers, employees, agents or volunteers in the performance of this Agreement. This paragraph will survive expiration or termination of this Agreement.
- C. Each party agrees to maintain general liability coverage of at least \$1,000,000 per occurrence, \$2,000,000 aggregate and to provide evidence of coverage upon request. Insurance must be placed with insurers with a current A.M. Best rating of at least A: VII.
- D. The Learning Site and the University will meet upon request or as necessary to resolve any potential conflicts and to facilitate a mutually beneficial experience for all involved.
- E. The Learning Site may dismiss a student if the student violates its standards, mission or goals. The Learning Site will document its rationale for terminating a student and provide the University with a copy of the rationale upon request.
- F. Students participating in a learning activity at the Learning Site are not officers, employees, agents or volunteers of the University or the Learning Site.
- G. Nothing contained in this Agreement confers on either party the right to use the other party's name without prior written permission, or constitutes an endorsement of any commercial product or service by the University.
- H. This Agreement may not be altered unless both parties agree in writing. The parties agree to follow all applicable federal, state and local laws and regulations, including but not limited to laws prohibiting discrimination and harassment.
- I. Any notices required by this Agreement will be deemed to have been duly given if communicated to the following individuals:

UNIVERSITY:

California State University Fullerton
 Angela Warren
 Buyer III
 657-278-4532
 awarren@fullerton.edu

LEARNING SITE:

Chino Valley Unified School District
 Grace Park
 Assistant Superintendent, Human Resources
 909-628-1201
 grace_park@chino.k12.ca.us

IN WITNESS WHEREOF, this Agreement has been executed by the parties as of the date last written below.

**CALIFORNIA STATE UNIVERSITY,
FULLERTON**

**CHINO VALLEY UNIFIED SCHOOL
DISTRICT**

By: _____

By: _____

Authorized Signature Date

Authorized Signature Date

Printed Name & Title

Printed Name & Title

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Grace Park, Ed. D., Assistant Superintendent, Human Resources
Lea Fellows, Director, Human Resources
Richard Rideout, Director, Human Resources
SUBJECT: DISTRICT AFFILIATION AGREEMENT WITH NUTRITION INK

=====

BACKGROUND

Affiliation agreements provide a high quality of learning, support, and practical experience for professionals in training. The Chino Valley Unified School District has an opportunity to establish an affiliation agreement with Nutrition Ink for prospective dieticians in training.

Approval of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education approve the affiliation agreement with Nutrition Ink.

FISCAL IMPACT

None.

WMJ:GP:LF:RR:mcm

AFFILIATION AGREEMENT
BETWEEN
Nutrition Ink
and
Chino Valley Unified School District

This Affiliation Agreement is entered into between the Nutrition Ink Dietetic Internship Program (NIDIP) located in Banning, California and Chino Valley Unified School District (The Affiliated Facility) located in Chino, CA.

PURPOSE

Nutrition Ink has a program for educating students to meet the qualifications for practice in the profession of Dietetics, and desires the assistance of the Affiliated Facility in providing a supervised experience to the students; and the Affiliated Facility recognizes the need for providing the community which it serves the personnel qualified as Dietitians; and is willing to assist by providing a supervised experience to the students enrolled in the program; and the contracting parties are desirous of cooperating to furnish Dietetics education;

THEREFORE, it is mutually agreed by and between such parties that

RIGHTS AND OBLIGATIONS

1. Nutrition Ink and the Affiliated Facility shall cooperate to provide supervised experience to students of the Nutrition Ink enrolled in the Dietetic Studentship.
2. Both parties agree that there shall be no discrimination on the basis of marital status, race, color, sex, age, religion, sexual orientation, gender identity, disability, national origin or status as a US Veteran pertaining to any experiences during the Dietetic Studentship.
3. Students are not employees of Nutrition Ink or the Affiliated Facility and are not entitled to any employee benefits or compensation of either party.
4. Both parties will instruct their respective faculty, staff and participating student(s) to maintain confidentiality of student and patient information as required by law, including the Family Education Rights and Privacy Act (FERPA) and the Health Insurance Portability Accountability ACT (HIPPA) and by policies and procedures of Nutrition Ink and the Affiliated Facility.
5. The objective of the Affiliated-Facility training shall be to create awareness in the students of the activities within the Affiliated Facility and to have the students gain experience in such activities.
6. The experience for students majoring in Dietetics shall occur during the summer, fall, and/or spring semesters as follows:
 - a. Maximum of 2 student(s) shall be assigned to the Affiliated Facility at anyone time for experience any given semester.
 - b. The length of the time the student(s) will be assigned to the Affiliated Facility shall be mutually agreed to by Nutrition Ink and the Affiliated Facility prior to the student's arrival at the Affiliated Facility.
7. During the supervised experience, the student shall be under the Direction of a Nutrition Ink staff member/s. Nutrition Ink staff member/s shall:
 - a. Coordinate the program with the Affiliated Facility
 - b. Complete program planning one (1) month prior to beginning of rotation, including schedule and name(s) of participating student(s).
 - c. Visit the Affiliated Facility as needed to observe students and discuss students' performance with staff members.
 - d. Evaluation of student progress:
1. Determine grades reflecting the student's level of performance based upon:
 - i. Evaluations and input from the Affiliated-Facility staff.
 - ii. Nutrition Ink methods of evaluation/observation.
8. The students shall undergo a health examination, drug testing, background checks and/or supply any health documents which the Affiliated Facility may require. Any costs will be covered by the student.
9. Any materials loaned to the student by the Affiliated Facility must be returned in satisfactory condition to the Affiliated Facility or replacement costs will be charged to the student.
10. Responsibilities of students in the program are to:
 - a. Recognize the uniqueness of the Affiliated-Facility experience and be prepared to meet time demands of the experience, exclusive of special projects and planning sessions.
 - b. Observe and adhere to policies and procedures of the Affiliated Facility as though employed there.
 - c. Assume responsibility for one's own progress, i.e., extra study time or time spent if lacking skills or knowledge in certain areas. The Didactic component is the instructional time; whereas, the time in Affiliated Facility is for practicing a composite set of skills.
 - d. Use mistakes and constructive criticism to learn.
 - e. Arrange consultations and/or evaluations with Affiliated Facility and/or Nutrition Ink staff at mutually agreed upon times.
 - f. Realize and accept that each student has divergent capabilities in combining the related skills and knowledge that are being acquired; therefore, each student shall progress at his her own rate.

- g. Do not remove any materials from the Affiliated Facility without prior approval of staff.
 - h. Report any absenteeism to the Affiliated Facility and Nutrition Ink staff prior to scheduled time for arrival.
 - i. Maintain the confidentiality of all Affiliated-Facility clients.
11. Responsibilities of Affiliated-Facility staff members in the program are to:
- a. Be a role model for students. While working with the staff member, the student
 - 1. Receives orientation to that staff member's particular area of responsibility.
 - 2. Observes staff member in performance of his/her duties.
 - 3. Has supervised experiences in areas as defined by the rotation objectives.
 - 4. Performs selected duties with minimum levels of supervision after achieving specified level(s) of knowledge, skill, and judgment, as agreed upon by Affiliated-Facility & Nutrition Ink staff.
 - 5. Does not replace staff to fulfill any staff work responsibilities, unless related to activities to meet Dietetic Studentship responsibilities
 - b. Assist in the evaluation process of the student. Appropriate evaluation tools may be but are not limited to:
 - 1. evaluation forms.
 - 2. documentation of effective improvable incidents.
 - 3. weekly or biweekly formal consultations.
 - c. Assist the Nutrition Ink staff members in presenting formal evaluations made by the Affiliated Facility, to the student.

EFFECTIVE DATE

- 1. This Agreement shall become effective on July 21, 2016 and will be automatically renewed annually unless otherwise terminated by one of the parties.
- 2. This Affiliation Agreement may be revised or modified by mutual consent of the contracting parties.
- 3. This Affiliation Agreement will be terminated 90 days after a written notice to the individual, as identified below, by registered mail from either party. Any student currently placed with an affiliated facility shall be permitted to complete the placement unless the student is personally responsible for the reason termination is requested.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their respective authorized officers as of the day, month, and year first above.

Please provide the following information:

Number of interns you are able to train per year: 2

Please check all that apply to your facility:

Community Training Management/Food Service Training Clinical Training Research Education

Chino Valley Unified School District

Nutrition Ink Dietetic Internship Program (NIDIP)

By:

By:

Signature

Signature

Name: _____

Name: Elissa Lerma

Title: _____

Title: Nutrition Ink Human Resources Director and Finance Manager

Date: _____

Date: _____

Mailing address:
Chino Valley USD – Nutrition Services
5130 Riverside Drive
Chino, CA 91790

Mailing address:
3164 W Ramsey Street
Banning, CA 92220



Nutrition Ink Dietetic Internship Program (NIDIP)

Consultant Dietitians Since 1981

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
**SUBJECT: REVISION OF BOARD BYLAW 9222 BYLAWS OF THE BOARD—
RESIGNATION**

=====

BACKGROUND

Board policies, administrative regulations, and bylaws of the Board are routinely developed and revised as a result of changes in law, mandates, federal regulations, and current practice. Board Bylaw 9222 Bylaws of the Board—Resignation is being revised to clarify the effective date of a resignation of a member of the Board, the need for the Board to fill the vacancy by ordering an election or making a provisional appointment as appropriate, and the need for the resigning member to file a revised Statement of Economic Interest/Form 700.

New language is provided in UPPER CASE while old language to be deleted is ~~lined through~~.

Consideration of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education receive for information the revision of Board Bylaw 9222 Bylaws of the Board—Resignation.

FISCAL IMPACT

None.

WMJ:pk

RESIGNATION

A Board of Education member who wishes to resign FROM THE BOARD SHALL FILE ~~may do so by filing~~ a written resignation with the County Superintendent of Schools. (Education Code 5090)

THE RESIGNING BOARD MEMBER SHALL ALSO NOTIFY THE BOARD AND GIVE a copy OF HIS/HER WRITTEN RESIGNATION ~~shall be given~~ to the Board secretary.

The ~~written~~ resignation SHALL BECOME ~~is~~ effective when filed WITH THE COUNTY SUPERINTENDENT except when a deferred effective date is specified in the resignation. ~~(Education Code 5090)~~ A Board member may not defer the effective date of his/her resignation for more than 60 days after HE/SHE FILES THE RESIGNATION WITH THE COUNTY SUPERINTENDENT ~~filing~~. (Education Code 5090,5091)

ONCE FILED, a written resignation, whether specifying a deferred effective date or otherwise, shall be irrevocable ~~upon being filed~~. (Education Code 5090)

~~Upon resignation,~~ the Board member WHO TENDERS HIS/HER RESIGNATION WITH A DEFERRED EFFECTIVE DATE SHALL, UNTIL THE EFFECTIVE DATE OF THE RESIGNATION ~~may~~ continue to exercise all THE ~~his/her~~ powers OF THE OFFICE, EXCEPT, ~~save~~ that HE/SHE SHALL NOT HAVE THE RIGHT TO VOTE ~~of voting~~ for HIS/HER a successor IN AN ACTION TAKEN BY THE BOARD TO MAKE A PROVISIONAL APPOINTMENT, ~~until the effective date of resignation~~. (Education Code 5090, 35178)

(cf. 9223 - Filling Vacancies)

A BOARD MEMBER WHO RESIGNS SHALL FILE, WITHIN 30 DAYS OF LEAVING OFFICE, A REVISED STATEMENT OF ECONOMIC INTEREST/FORM 700 COVERING THE PERIOD OF TIME BETWEEN THE CLOSING DATE OF THE LAST STATEMENT REQUIRED TO BE FILED AND THE DATE HE/SHE LEAVES OFFICE. (Government Code 87302, 87500)

(cf. 9270 - Conflict of Interest)

Legal Reference

EDUCATION CODE

5090-5095 Vacancies on the board

35178 Resignation with deferred effective date

GOVERNMENT CODE

1770 Vacancy on the board

87300-87313 Conflict of interest code

87500 Statement of economic interests

RESIGNATION (cont.)

Management Resources:

CALIFORNIA SCHOOL BOARDS ASSOCIATION PUBLICATIONS

Filling a Board Vacancy, rev. December 2010

WEBSITES

California School Boards Association: www.csba.org

Chino Valley Unified School District

Bylaw approved: August 17, 1995

Revised: May 5, 2011

REVISED:

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
**SUBJECT: REVISION OF BOARD BYLAW 9321 BYLAWS OF THE BOARD—
CLOSED SESSION PURPOSES AND AGENDAS**

=====

BACKGROUND

Board policies, administrative regulations, and bylaws of the Board are routinely developed and revised as a result of changes in law, mandates, federal regulations, and current practice. Board Bylaw 9321 Bylaws of the Board—Closed Session Purposes and Agendas is being revised to clarify that the Board may not meet in closed session under the “personnel exception” of the Ralph M. Brown Act to discuss or act upon any proposed change in compensation other than a reduction of compensation that results from the imposition of discipline. Negotiations/Collective Bargaining section revised to reflect that the Board may meet with the District’s designated representatives in closed session under the “labor exception” to discuss salaries, salary schedules, or compensation paid in the form of fringe benefits to its represented and unrepresented employees, including the Superintendent.

New language is provided in UPPER CASE while old language to be deleted is ~~lined through~~.

Consideration of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education receive for information the revision of Board Bylaw 9321 Bylaws of the Board—Closed Session Purposes and Agendas.

FISCAL IMPACT

None.

WMJ:pk

CLOSED SESSION PURPOSES AND AGENDAS

The Board of Education is committed to complying with state open meeting laws and modeling transparency in its conduct of District business. The Board shall hold closed sessions only for purposes authorized by law. A closed session may be held during a regular, special, or emergency meeting in accordance with law.

Each agenda shall contain a general description of each closed session item to be discussed at the meeting, as required by law. (Government Code 54954.2)

(cf. 9320 – Meetings and Notices)
(cf. 9322 – Agenda/Meeting Materials)

The Board shall disclose in open session the items to be discussed in closed session. In the closed session, the Board may consider only those matters covered in its statement. After the closed session, the Board shall reconvene in open session before adjourning the meeting, and when applicable, shall disclose any action taken in the closed session, in the manner prescribed by Government Code 54957.1 (Government Code 54957.7)

(cf. 9321.1 – Closed Session Actions and Reports)

The Board shall not disclose any information that is protected by state or federal law. In addition, no victim or alleged victim of tortious sexual conduct or child abuse shall be identified in any Board agenda, notice, announcement, or report required by the Brown Act, unless the identity of the person has previously been publicly disclosed. (Government Code 54957.7, 54961)

(cf. 1340 – Access to District Records)

A Board member shall not disclose confidential information received in closed session unless the Board authorizes the disclosure of that information. (Government Code 54963)

(cf. 9011 – Access to District Records)

Personnel Matters

The Board may hold a closed session UNDER THE “PERSONNEL EXCEPTION” to consider the appointment, employment, evaluation of performance, discipline or dismissal of an employee. Such a closed session shall not include discussion or action on proposed compensation except for a reduction of compensation that results from the imposition of discipline. (Government Code 54957)

CLOSED SESSION PURPOSES AND AGENDAS (cont.)

(cf. 2140 – Evaluation of the Superintendent)
 (cf. 4115 – Evaluation/Supervision)
 (cf. 4118 – Suspension/Demotion or Dismissal)
 (cf. 4215 – Evaluation/Supervision)
 (cf. 4218 – Dismissal/Suspension/Disciplinary Action)

The Board may also hold A closed sessions to hear complaints or charges brought against an employee by another person or employee, unless the employee requests an open session. Before the Board holds a closed session on specific complaints or charges brought against an employee, the employee shall receive written notice of his/her right to have the complaints or charges heard in open session if desired. This notice shall be delivered personally or by mail at least 24 hours before the time of the session. (Government Code 54957)

(cf. 1312.1– Complaints Concerning District Employees)
 (cf. 4112.9/4212.9/4312.9– Employee Notifications)

The Board may hold a closed session to discuss a District employee's application for early withdrawal of funds in a deferred compensation plan when the application is based on financial hardship arising from an unforeseeable emergency due to illness, accident, casualty, or other extraordinary event, as specified in the deferred compensation plan. (Government Code 54957.10)

Agenda items related to District employee appointments and employment shall describe the position to be filled. Agenda items related to performance evaluations shall specify the title of the employee being reviewed. Agenda items related to employee discipline, dismissal or release require no additional information. (Government Code 54954.5)

Negotiations/Collective Bargaining

Unless otherwise agreed upon by the parties involved, the following shall not be subject to the Brown Act: (Government Code 3549.1)

1. Any meeting and negotiating discussion between the District and a recognized or certified employee organization
2. Any meeting of a mediator with either party or both parties to the meeting and negotiating process
3. Any hearing, meeting or investigation conducted by a factfinder or arbitrator
4. Any executive (closed) session of the District or between the District and its designated representative for the purpose of discussing its position regarding any matter within the scope of representation and instructing its designated representatives

CLOSED SESSION PURPOSES AND AGENDAS (cont.)

(cf. 4140/4240/4340 – Bargaining Units)
(cf. 4143/4243 – Negotiations/Consultation)
(cf. 4143.1/4243.1 – Public Notice– Personnel Negotiations)

The Board may meet in closed session to review the Board's position and/or instruct its designated representative regarding ~~employee~~—salaries, salary schedules, or compensation paid in the form of fringe benefits of its represented and unrepresented employees. PRIOR TO THE CLOSED SESSION, THE BOARD SHALL IDENTIFY ITS DESIGNATED REPRESENTATIVES IN OPEN SESSION. Any closed session held for this purpose may include discussions of the District's available funds and funding priorities, but only insofar as they relate to providing instructions to the ~~District~~ BOARD's designated representative. (Government Code 54957.6)

~~For represented employees, the Board may also meet in closed session regarding any other matter within the statutorily provided scope of representation. (Government Code 54957.6)~~

(cf. 2121 – Superintendent's Contract)

Closed sessions may take place prior to and during consultations and discussions with representatives of employee organizations and unrepresented employees. For unrepresented employees, closed sessions held pursuant to Government Code 54957.6 shall not include final action on the proposed compensation of one or more unrepresented employees. (Government Code 54957.6)

FOR REPRESENTED EMPLOYEES, THE BOARD MAY ALSO MEET IN CLOSED SESSION REGARDING ANY OTHER MATTER WITHIN THE STATUTORY PROVIDED SCOPE OF REPRESENTATION. (Government Code 54957.6)

The Board also may meet in closed session with a state conciliator or a mediator who has intervened in ~~these~~ proceedings regarding any of the purposes enumerated in Government Code 54957.6. ~~(Government Code 54957.6)~~

Agenda items related to negotiations shall specify the name of the District's designated representative(s) attending the closed session. If circumstances necessitate the absence of a specified designated representative, an agent or designee may participate in place of the absent representative as long as the name of the agent or designee is announced at an open session held prior to the closed session. The agenda shall also specify the name of the organization representing the employee(s) or the position title of the unrepresented employee who is the subject of the negotiations. (Government Code 54954.5)

CLOSED SESSION PURPOSES AND AGENDAS (cont.)**Matters Related to Students**

The Board shall meet in closed session to consider the expulsion of a student, unless the student submits a written request at least five days before the date of the hearing that the hearing be held in open session. Regardless of whether the expulsion hearing is conducted in open or closed session, the Board may meet in closed session for the purpose of deliberating and determining whether the student should be expelled. (Education Code 48918)

(cf. 5144.1 – Suspension and Expulsion/Due Process)

(cf. 5144.2 – Suspension and Expulsion/Due Process (Students with Disabilities))

The Board shall meet in closed session to address any student matter that may involve disclosure of confidential student information, or to consider a suspension, disciplinary action, or any other action against a student except expulsion. If a written request for open session is received from the parent/guardian or adult student, it will be honored to the extent that it does not violate the privacy rights of any other student. (Education Code 35146, 48912, 49070)

(cf. 5117 – Interdistrict Attendance)

(cf. 5119 – Students Expelled from Other Districts)

(cf. 5125.3 – Challenging Student Records)

(cf. 5144 – Discipline)

Agenda items related to student matters shall briefly describe the reason for the closed session, such as "student expulsion hearing" OR "grade change appeal," without violating the confidentiality rights of individual students. The student shall not be named on the agenda, but a number may be assigned to the student in order to facilitate record keeping. The agenda shall also state that the Education Code requires closed sessions in these cases in order to prevent the disclosure of confidential student record information. (cf. 5125– Student Records)

Security Matters

The Board may meet in closed session with the Governor, attorney general, district attorney, District legal counsel, sheriff or chief of police, or their respective deputies, or a security consultant or a security operations manager, on matters posing a threat to the security of public buildings, to the security of essential public services, including water, drinking water, wastewater treatment, natural gas service, and electric service, or to the public's right of access to public services or public facilities. (Government Code 54957)

CLOSED SESSION PURPOSES AND AGENDAS (cont.)

(cf. 0450 – Comprehensive Safety Plan)
(cf. 3515 – Campus Security)
(cf. 3516 – Emergencies and Disaster Preparedness Plan)

The Board may meet in closed session during an emergency meeting held pursuant to Government Code 54956.5 to meet with law enforcement officials for the emergency purposes specified in Government Code 54957 if agreed to by a two-thirds vote of the Board members present. If less than two-thirds of the members are present, then the Board must agree by a unanimous vote of the members present. (Government Code 54956.5)

Agenda items related to security matters shall specify the name of the law enforcement agency and the title of the officer, or name of applicable agency representative and title, with whom the Board will consult. (Government Code 54954.5)

Conference with Real Property Negotiator

The Board may meet in closed session with its real property negotiator prior to the purchase, sale, exchange, or lease of real property by or for the District in order to grant its negotiator the authority regarding the price and terms of PAYMENT FOR the property. (Government Code 54956.8)

Before holding the closed session, the Board shall hold an open and public session to identify its negotiator(s) and the property under negotiation and to specify the person(s) with whom the negotiator may negotiate. (Government Code 54956.8)

For purposes of real property transactions, negotiators may include members of the Board. (Government Code 54956.8)

Agenda items related to real property negotiations shall specify the District negotiator attending the closed session. If circumstances necessitate the absence of a specified negotiator, an agent or designee may participate in place of the absent negotiator as long as the name of the agent or designee is announced at an open session held prior to the closed session. The agenda shall also specify the name of the negotiating parties and the street address of the real property under negotiation. If there is no street address, the agenda item shall specify the parcel number or another unique reference of the property. The agenda item shall also specify whether instruction to the negotiator will concern price, terms of payment, or both. (Government Code 54954.5)

CLOSED SESSION PURPOSES AND AGENDAS (cont.)**Pending Litigation**

Based on the advice of its legal counsel, the Board may hold a closed session to confer with or receive advice from its legal counsel regarding A pending litigation when a discussion of the matter in open session would prejudice the Board's DISTRICT'S position in the litigation. For this purpose, "litigation" means any adjudicatory proceeding, including eminent domain, before a court, administrative body exercising its adjudicatory authority, hearing officer, or arbitrator. (Government Code 54956.9)

Litigation is considered "pending" in any of the following circumstances (Government Code 54956.9):

1. Litigation to which the District is a "party" has been initiated formally. (Government Code 54956.9(a))
2. A point has been reached where, in the Board's opinion based on the advice of IT'S legal counsel ~~and on~~ REGARDING the "existing facts and circumstances," there is a "significant exposure to litigation" against the District, or the Board is meeting solely to determine whether, based on existing facts or circumstances, a closed session is authorized. (Government Code 54956.9(b))

Existing facts and circumstances for these purposes are limited to the following: (Government Code 54956.9)

- a. Facts and circumstances that might result in litigation against the District but which the District believes are not yet known to potential plaintiffs and which do not need to be disclosed.
- b. Facts and circumstances including, but not limited to, an accident, disaster, incident or transactional occurrence which might result in litigation against the District, which are already known to potential plaintiffs, and which must be publicly disclosed before the closed session or specified on the agenda.
- c. The receipt of a claim pursuant to the Tort Claims Act or a written threat of litigation from a potential plaintiff. The claim or written communication must be available for public inspection.

(cf. 3320 – Claims and Actions Against the District)

- d. A threat of litigation made by a person in an open meeting on a specific matter within the responsibility of the Board.

CLOSED SESSION PURPOSES AND AGENDAS (cont.)

- e. A threat of litigation made by a person outside of an open meeting on a specific matter within the responsibility of the Board, provided that the District official or employee receiving knowledge of the threat made a record of the statement before the meeting and the record is available for public inspection. Such record does not need to identify an alleged victim of tortious sexual conduct or anyone making a threat on his/her behalf or identify an employee who is the alleged perpetrator of any unlawful or tortious conduct, unless the identity of this person has been publicly disclosed.
3. Based on existing facts and circumstances, the Board has decided to initiate or is deciding whether to initiate litigation. (Government Code 54956.9(c))

Before holding a closed session pursuant to the pending litigation exception, the Board shall state on the agenda or publicly announce the subdivision of Government Code 54956.9 under which the closed session is being held. If authority is based on Government Code 54956.9(a), the Board shall either state the title or specifically identify the litigation to be discussed or state that doing so would jeopardize the District's ability to effectuate service of process upon unserved parties or to conclude existing settlement negotiations to its advantage. (Government Code 54956.9(c))

Agenda items related to pending litigation shall be described as a conference with legal counsel regarding EITHER "existing litigation" or "anticipated litigation." (Government Code 54954.5)

"Existing litigation" items shall identify the name of the case specified by either the claimant's name, names of parties, or case or claim number, unless the Board states that to identify the case would jeopardize service of process or existing settlement negotiations. (Government Code 54954.5)

"Anticipated litigation" items shall state that there is significant exposure to litigation pursuant to Government Code 54956.9(b) and shall specify the potential number of cases. When the District expects to initiate a suit, items related to anticipated litigation shall state that the discussion relates to the initiation of litigation pursuant to Government Code 54956.9(c) and shall specify the potential number of cases. The agenda or an oral statement before the closed session may be required to provide additional information regarding existing settlement negotiations.

FACTS AND CIRCUMSTANCES DESCRIBED IN ITEM #2 B-E ABOVE. (Government Code 54954.5)

CLOSED SESSION PURPOSES AND AGENDAS (cont.)**Joint Powers Agency Issues**

The Board may meet in closed session to discuss a claim for the payment of tort liability losses, public liability losses, or workers' compensation liability incurred by a Joint Powers Agency (JPA) formed for the purpose of insurance pooling or self-insurance authority of which the District is a member. (Government Code 54956.95)

Closed session agenda items related to liability claims shall specify the claimant's name and the name of the agency against which the claim is made. (Government Code 54954.5)

(cf. 3530 – Risk Management/Insurance)

When the board of the JPA has so authorized and upon advice of District legal counsel, the Board may meet in closed session in order to receive, discuss, and take action concerning information obtained in a closed session of the JPA. During the Board's closed session, a Board member serving on the JPA board may disclose confidential information acquired during a closed session of the JPA to fellow Board members. (Government Code 54956.96)

The Board member may also disclose the confidential JPA information to District legal counsel in order to obtain advice on whether the matter has direct financial or liability implications for the District. (Government Code 54956.96)

Closed session agenda items related to conferenceS involving a JPA shall specify the closed session description used by the JPA and the name of the Board member representing the District on the JPA board. Additional information listing the names of agencies or titles of representatives attending the closed session as consultants or other representatives shall also be included. (Government Code 54954.5)

Review of Audit Report from the California State Auditor's Office

Upon receipt of a confidential final draft audit report from the California State Auditor's Office, the Board may meet in closed session to discuss its response to that report. After public release of the report from the California State Auditor's Office, any Board meeting to discuss the report must be conducted in open session, unless exempted from that requirement by some other provision of law. (Government Code 54956.75)

Closed session agenda items related to an audit by the California State Auditor's Office shall state "Audit by California State Auditor's Office." (Government Code 54954.5)

CLOSED SESSION PURPOSES AND AGENDAS (cont.)**Review of Assessment Instruments**

The Board may meet in closed session to review the contents of any student assessment instrument approved or adopted for the statewide testing system. Before any such meeting, the Board shall agree by resolution to accept any terms or conditions established by the State Board of Education for this review. (Education Code 60617)

(cf. 6162.5 – Student Assessment)

Agenda items related to the review of student assessment instruments shall state that the Board is reviewing the contents of an assessment instrument approved or adopted for the statewide testing program and that Education Code 60617 authorizes a closed session for this purpose in order to maintain the confidentiality of the assessment under review.

Legal Reference:EDUCATION CODE

35145 Public meetings

35146 Closed session (re student suspension)

44929.21 Districts with ADA of 250 or more 48912 Governing board suspension

48918 Rules governing expulsion procedures; hearings and notice 49070 Challenging content of students records

60617 Meetings of governing board

GOVERNMENT CODE

3540-3549.3 Educational Employment Relations Act 6252-6270 California Public Records Act

54950-54963 The Ralph M. Brown Act COURT DECISIONS

Morrison v. Housing Authority of the City of Los Angeles Board of Commissioners, (2003) 107 Cal.App.4th 860

Bell v. Vista Unified School District, (2001) 82 Cal.App. 4th 672

Fischer v. Los Angeles Unified School District, (1999) 70 Cal.App. 4th 87 Furtado v. Sierra Community

College District (1998) 68 Cal.App. 4th 876 Roberts v. City of Palmdale, (1993) 5 Cal.App. 4th 363

Sacramento Newspaper Guild v. Sacramento County Board of Supervisors, (1968) 263 Cal.App. 2d 41

ATTORNEY GENERAL OPINIONS

94 Ops.Cal.Atty.Gen. 82 (2011)

86 Ops.Cal.Atty.Gen. 210 (2003)

78 Ops.Cal.Atty.Gen. 218 (1995)

59 Ops.Cal.Atty.Gen. 532 (1976)

Management Resources:CALIFORNIA SCHOOL BOARDS ASSOCIATION PUBLICATIONS

The Brown Act: School Boards and Open Meeting Laws, 2009

ATTORNEY GENERAL PUBLICATIONS

The Brown Act: Open Meetings for Legislative Bodies, 2002

LEAGUE OF CALIFORNIA CITIES PUBLICATIONS

Open and Public IV: A Guide to the Ralph M. Brown Act, rev. July 2010

CLOSED SESSION PURPOSES AND AGENDAS (cont.)

WEBSITES

California School Boards Association: www.csba.org California Attorney General's Office:
www.oag.ca.gov League of California Cities: www.cacities.org

Chino Valley Unified School District

Bylaw adopted: August 17, 1995

Revised: March 15, 2001

Revised: July 17, 2003

Revised: October 20, 2011

Revised: October 4, 2012

Revised: May 21, 2015

REVISED:

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
SUBJECT: REVISION OF BOARD BYLAW EXHIBIT 9323.2 BYLAWS OF THE BOARD—ACTIONS BY THE BOARD

=====

BACKGROUND

Board policies, administrative regulations, and bylaws of the Board are routinely developed and revised as a result of changes in law, mandates, federal regulations, and current practice. Board Bylaw Exhibit 9323.2 Bylaws of the Board—Actions by the Board is being revised to add new item #2 and #5 under “Actions Requiring a Four-Fifths Vote of the Board” as well as various minor language edits.

New language is in caps and language to be deleted is ~~lined through~~.

Consideration of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education receive for information the revision of Board Bylaw Exhibit 9323.2 Bylaws of the Board—Actions by the Board.

FISCAL IMPACT

None.

WMJ:pk

ACTIONS BY THE BOARD

Actions Requiring ~~More Than~~ a SUPER Majority Vote

Actions requiring a two-thirds vote of the Board:

1. Resolution declaring intention to sell or lease real property (Education Code 17466)

(cf. 3280 – Sale or Lease of District-Owned Real Property)

2. Resolution declaring intent of Board of Education to convey or dedicate property to the state or any political subdivision for the purposes specified in Education Code 17556 (Education Code 17557)

3. Resolution authorizing and directing the Board president, or any other presiding officer, secretary, or member, to execute a deed of dedication or conveyance of property to the state or a political subdivision (Education Code 17559)

4. Lease for up to three months of school property which has a residence on it and which cannot be developed for district purposes because funds are unavailable (Education Code 17481)

5. ~~REQUEST FOR Temporary borrowing before receipt of fiscal income, if implemented~~ pursuant to Government Code 53820-53833, TO PAY DISTRICT OBLIGATIONS INCURRED BEFORE THE RECEIPT OF DISTRICT INCOME FOR THE FISCAL YEAR SUFFICIENT TO MEET THE PAYMENT(S) (Government Code 53821)

6. Upon complying with Government Code 65352.2 and Public Resources Code 21151.2, ACTION TO RENDER ~~ordering~~ city or county zoning ordinances inapplicable to a proposed use of the property by the District (Government Code 53094)

(cf. 7131 - Relations with Local Agencies)

(cf. 7150 - Site Selection and Development)

(cf. 7160 - Charter School Facilities)

7. ~~WHEN THE DISTRICT HAS AN AVERAGE DAILY ATTENDANCE (ADA) Resolution to transfer excess local funds from a deferred maintenance fund when state funds are insufficient to match local funds being held in the deferred maintenance fund~~ (Education Code 17582, 17583)

ACTIONS BY THE BOARD (cont.)

8. ~~For districts with an ADA of 2,500 or less seeking~~ **S to add SITUATE** a community day school on an existing school site, certification that satisfactory alternative facilities are not available for a community day school (Education Code 48661)
8. **WHEN THE DISTRICT IS ORGANIZED TO SERVE ONLY GRADES K-8 AND SEEKS TO SITUATE** ~~For K-8 districts (and no higher) seeking to add~~ a community day school on an existing school site, certification that satisfactory alternative facilities are not available for a community day school (Education Code 48661)
9. **WHEN THE DISTRICT DESIRES** ~~For districts desiring~~ to operate a community day school ~~on an existing school site~~ to serve grades K-6 (and no higher **GRADES**) **ON AN EXISTING SCHOOL SITE**, certification that satisfactory alternative facilities are not available for a community day school (Education Code 48661)

(cf. 6185 - Community Day School)

10. Resolution of intent to issue general obligation bonds with the approval of 55 percent of the voters of the District (Education Code 15266)

(cf. 7214 - General Obligation Bonds)

11. Resolution of intent to issue bonds within a school facilities improvement district with the ~~new~~ approval of 55 percent of the voters of the school facilities improvement district (Education Code 15266)

(cf. 7213 - School Facilities Improvement Districts)

12. Resolution to place a parcel tax on the ballot (government Code 53724)
13. Resolution of necessity to proceed with an eminent domain action and, if the Board **SUBSEQUENTLY** desires to use the property for a different use than stated in the resolution of necessity, a subsequent resolution so authorizing the different use (Code of Civil Procedure 1245.240, 1245.245)

Actions Requiring a Two-Thirds Vote of the Board Members Present at the Meeting:

1. Determination that there is a need to take immediate action and that the need for action came to the District's attention after the posting of the agenda. If less than two-thirds of the Board members are present at the meeting, a unanimous vote of all members present is required. (Government Code 54954.2)

ACTIONS BY THE BOARD (cont.)

2. Determination that a closed session is necessary during an emergency meeting. If less than two-thirds of the Board members are present, a unanimous vote of all members present is required. (Government Code 54956.5)

(cf. 9320 - Meetings and Notices)

(cf. 9321 - Closed Session Purposes and Agendas)

Actions Requiring a Four-Fifths Vote of the Board:

1. ~~The e~~Expenditure and transfer of necessary funds and use of District PROPERTY OR ~~vehicles and~~ personnel to meet a national or local emergency created by war, military, naval or air attack or sabotage, or to provide for adequate national or local defense. (Government Code 53790-53792)

(cf. 3110 - Transfer of Funds)

2. RESOLUTION FOR DISTRICT BORROWING BASED ON ISSUANCE OF NOTES, TAX ANTICIPATION WARRANTS, OR OTHER EVIDENCES OF INDEBTEDNESS, IN AN AMOUNT UP TO 50 PERCENT OF THE DISTRICT'S ESTIMATED INCOME AND REVENUE FOR THE FISCAL YEAR OR THE PORTION NOT YET COLLECTED AT THE TIME OF THE BORROWING. (GOVERNMENT CODE 53822, 53824)
3. Resolution FOR DISTRICT BORROWING, between July 15 and August 30, ~~to borrow funds~~ of up to 25 percent of the estimated income and revenue to be received by the district during THAT ~~the~~ fiscal year from apportionments based on ADA for the preceding year. (Government Code 53823-53824)
4. Declaration of an emergency in order to authorize the District to include a particular brand name or product in a bid specification. (Public Contract Code 3400)
5. RESOLUTION TO AWARD A CONTRACT FOR A PUBLIC WORKS PROJECT AT \$187,500 OR LESS TO THE LOWEST RESPONSIBLE BIDDER, WHEN THE DISTRICT IS USING THE INFORMAL PROCESS AUTHORIZED UNDER THE UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT FOR PROJECTS OF \$175,000 OR LESS, ALL BIDS RECEIVED ARE IN EXCESS OF \$175,000 AND THE BOARD DETERMINES THAT THE DISTRICT'S COSTS ESTIMATE WAS REASONABLE. (Public Contract Code 22034)

(cf. 3311 - Bids)

ACTIONS BY THE BOARD (cont.)

Actions Requiring a Unanimous Vote of the Board:

1. Resolution authorizing and prescribing the terms of a community lease for extraction of gas. (Education Code 17510-17511)
2. Waiver of the competitive bid process pursuant to Public Contract Code 20111 when the Board determines that an emergency exists and upon approval of the County Superintendent of Schools. (Public Contract Code 20113)

Action Requiring a Unanimous Vote of the Board Members Present at the Meeting:

1. Private sale of surplus property without advertisement in order to establish that such property is not worth more than \$2,500. Disposal of surplus property in the local dump or donation to a charitable organization requires the unanimous vote of the Board members present to establish that the value of such property would not defray the cost of arranging its sale. (Education Code 17546)

(cf. 3270 - Sale and Disposal of Books, Equipment and Supplies)

Chino Valley Unified School District

Revised: August 17, 1995

Revised: July 17, 2003

Revised: September 8, 2011

Revised: March 21, 2013

REVISED:

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Norm Enfield, Ed.D., Deputy Superintendent, Curriculum, Instruction, Innovation, and Support
Stephanie Johnson, Director, Student Support Services
SUBJECT: 2015/2016 SECOND SEMESTER STUDENT EXPULSION REPORT

=====

BACKGROUND

In order to provide the Board of Education with regular and summative expulsion information, an expulsion report will be presented on a semester basis. This report will indicate the number of students recommended for expulsion, the offense, and the disposition of each case. The second semester of 2015/2016 school year, there were 39 students recommended for expulsion; 29 students were expelled.

In accordance with Board Policy 5144.1, policies and standards of behavior are established in order to promote learning and protect the safety and well-being of all students. When these policies and standards are violated, it may be necessary to expel a student from regular classroom instruction.

Expulsion is an action taken by the Board for severe or prolonged breaches of discipline by a student. Except for single acts of a grave nature, expulsion is used only when there is a history of misconduct, when other forms of discipline, including suspension, have failed to bring about proper conduct, or when the student's presence causes a continuing danger to him/herself or others.

The zero tolerance approach makes the removal of potentially dangerous students from the classroom a top priority, ensures fair and equal treatment of all students, and requires that all offenders be punished to the fullest extent allowed by law. Staff shall immediately report to the Superintendent or designee any incidence of offenses specified in law, board policy and administrative regulation as cause for suspension or expulsion.

Consideration of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education receive for information the 2015/2016 Second Semester Student Expulsion Report.

FISCAL IMPACT

None.

WMJ:NE:SJ:jg

Expulsion Hearing Administrative Panel/Board Recommendation	Full Expulsion	Full Expulsion	Suspended Enforcement	Not Recommended	Not Recommended
Each expelled pupil is ordered to complete a plan of rehabilitation prior to application for readmission.	<u>Timeline</u> One calendar year.	<u>Timeline</u> Current semester and/or next semester.	<u>Timeline</u> Current semester and/or next semester.	Rescinded by School Site Principal	Expulsion Hearing Administrative Panel or Board decision
48900(a)(1) Caused, attempted to cause, or threatened to cause physical injury to another person.		2			
48900(c) Unlawfully possessed, used, sold otherwise furnished, or been under the influence of any controlled substance.		7	1	1	
48900(f) Caused or attempted to cause damage to school property or private property.			1		
48900(n) Committed or attempted to commit a sexual assault.					
48900(r) Engaged in an act of bullying.					
48900.4 Engaged in harassment, threats, or intimidation, directed against school district personnel or pupils		1	1		
48915 A-1(a) Causing serious physical injury to another person, except in self-defense.		1			
48915A-1(b) Possession of any knife or other dangerous object of no reasonable use to the pupil.		1	1	3	
48915A-1(c) Unlawful possession of any controlled substance except for one of the following:		3	2	1	
48915A-1(d) Robbery or extortion.					
48915A-1(e) Assault or battery upon any school employee.		1		1	
48915(c)(1) Possession, selling or otherwise furnishing a firearm.	1				
48915(c)(2) Brandishing a knife at another person.	2			1	
48915(c)(3) Unlawfully selling a controlled substance.	4				
48915(c)(4) Committing or attempting to commit a sexual assault or committing sexual battery.				2	
TOTALS	7	16	6	9	0

Chino Valley Unified School District

Our Motto:

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Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Jeanette Chien, Ed.D., Asst. Superintendent, Educational Services
SUBJECT: STUDENT ATTENDANCE CALENDAR FOR THE 2017/2018 SCHOOL YEAR

=====

BACKGROUND

Each year, the Board adopts a Student Attendance Calendar applicable for the succeeding school year. The Student Attendance Calendar is adopted sufficiently in advance of the new school year in order to provide community stakeholders with ample time to provide input and conduct advance planning for the coming year. Additionally, adoption of the Student Attendance Calendar at this time permits the District to meet with exclusive representatives of the District's certificated and classified employees regarding applicable work year calendars. The Student Attendance Calendar is not intended to constitute the employee work year calendar, which will be negotiated to the extent required by law.

Consideration of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education receive for information the Student Attendance Calendar for the 2017/2018 school year.

FISCAL IMPACT

None.

WMJ:JC:Imc

Chino Valley Unified School District
2017-2018 STUDENT ATTENDANCE CALENDAR
 180 School Days – Traditional

JULY 2017

S	M	T	W	Th	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

AUGUST 2017

S	M	T	W	Th	F	S
		1	2	3	4	5
6	7	●	●	X	○	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

SEPTEMBER 2017

S	M	T	W	Th	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

OCTOBER 2017

S	M	T	W	Th	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

NOVEMBER 2017

S	M	T	W	Th	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

DECEMBER 2017

S	M	T	W	Th	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	△	21	22	23
24	25	26	27	28	29	30
31						

JANUARY 2018

S	M	T	W	Th	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

FEBRUARY 2018

S	M	T	W	Th	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28			

MARCH 2018

S	M	T	W	Th	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

APRIL 2018

S	M	T	W	Th	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					






MAY 2018

S	M	T	W	Th	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	E	S		

JUNE 2018

S	M	T	W	Th	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

IMPORTANT DATES

July 4	Independence Day	Jan 15	Martin Luther King Day	 First day of School  Last Day of School  Legal Holiday  School Closed  Spring Break
Aug 8-9	● New Teacher Workday	Feb 12	Lincoln's Birthday	
Aug 10	X K-6 Teacher Workday	Feb 19	Washington's Birthday	
Aug 11	○ All Teacher Workday	April 2-6	Spring Break	
Aug 14	First Day of School	May 28	Memorial Day	
Sept 4	Labor Day	May 30	E Last Day of School	
Nov 10	Veteran's Day observed	May 31	E Teacher Workday	
Nov 20-24	Thanksgiving Break	May 31	S Last Day of School	
Dec 22	△ Workday 7-12 (Student Free); Schoolday K-6	June 1	S Teacher Workday	
Dec 21-Jan 5	Winter Break			

Chino Valley Unified School District

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DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Jeanette Chien, Ed.D., Asst. Superintendent, Educational Services
SUBJECT: **WILLIAMS SETTLEMENT LEGISLATION QUARTERLY UNIFORM COMPLAINT REPORT SUMMARY FOR APRIL THROUGH JUNE 2016**

=====

BACKGROUND

In accordance with the Williams settlement legislation, Education Code 35186 states that the Superintendent or designee shall report summarized data on the nature and resolution of all Williams related complaints to the Board of Education and the San Bernardino County Superintendent of Schools on a quarterly basis. Williams related complaints are complaints specific to 1) insufficiency of instructional materials, 2) unsafe facilities, or 3) teacher vacancy or misassignment. The report shall include the number of complaints by general subject area with the number of resolved and unresolved complaints. These summaries shall be publicly reported on a quarterly basis at a regularly scheduled board meeting.

Consideration of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education receive for information the Williams Settlement Legislation Quarterly Uniform Complaint Report Summary for April through June 2016.

FISCAL IMPACT

None.

WMJ:JC:Imc

Williams Settlement Legislation
Quarterly Uniform Complaint Report Summary
For submission to school district governing board and county office of education.

District Name: Chino Valley Unified School District

Quarter covered by this report: April 2016 – June 2016

Please fill in the following table. Enter 0 in any cell that does not apply.

	Number of complaints received in quarter	Number of complaints resolved	Number of complaints unresolved
Instructional Materials	0	0	0
Facilities	0	0	0
Teacher Vacancy or Misassignment	0	0	0
CAHSEE Intensive Instruction and Services	0	0	0
Totals	0	0	0

UCP Contact: Jeanette Chien, Ed.D.
 Title: Assistant Superintendent, Educational Services

Board Submission: August 18, 2016

Chino Valley Unified School District

Our Motto:

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DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Jeanette Chien, Ed.D., Asst. Superintendent, Educational Services
SUBJECT: REVISION OF BOARD POLICY AND ADMINISTRATIVE REGULATION 0450 PHILOSOPHY, GOALS, OBJECTIVES, AND COMPREHENSIVE PLANS – COMPREHENSIVE SAFETY PLANS

=====

BACKGROUND

Board policies, administrative regulations, and bylaws of the Board are routinely developed and revised as a result of changes in law, mandates, federal regulations, and current practice. The revision of Board Policy and Administrative Regulation 0450 Philosophy, Goals, Objectives, and Comprehensive Plans – Comprehensive Safety Plans is being revised to clarify the district's responsibility to annually review comprehensive school safety plans. The regulation has been updated to delete the requirement to include hate crime reporting procedures in the safety plan, as they are no longer required by law. Additional plan components are expanded to include (1) policy related to firearms possession on campus; (2) measures to minimize gang influence; (3) guidelines for the roles and responsibilities of mental health professionals, community intervention professionals, school counselors, school resource officers, and police officers on school campuses; (4) strategies for suicide prevention; (5) procedures to handle disruptions; and (6) concepts related to environmental safety.

New language is provided in UPPER CASE while old language to be deleted is ~~lined through~~.

Consideration of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education receive for information the revision of Board Policy and Administrative Regulation 0450 Philosophy, Goals, Objectives, and Comprehensive Plans – Comprehensive Safety Plans.

FISCAL IMPACT

None.

COMPREHENSIVE SAFETY PLAN

The ~~Governing~~ Board OF EDUCATION recognizes that students and staff have the right to a safe and secure campus where they are free from physical and psychological harm. The Board is fully committed to maximizing school safety and TO creating a positive learning environment that INCLUDES ~~teaches~~ strategies for violence prevention and ~~emphasizes~~ high expectations for student conduct, responsible behavior, and respect for others.

- (cf. 0410 - Nondiscrimination in District Programs and Activities)
- (cf. 1312.3 - Uniform Complaint Procedures)
- (cf. 3515 - Campus Security)
- (cf. 3515.2 - Disruptions)
- (cf. 3515.3 - District Police/Security Department)
- (cf. 5131 - Conduct)
- (cf. 5131.4 - Student Disturbances)
- (cf. 5131.7 - Weapons and Dangerous Instruments)
- (cf. 5136 - Gangs)
- (cf. 5137 - Positive School Climate)
- (cf. 5138 - Conflict Resolution/Peer Mediation)
- (cf. 5144 - Discipline)
- (cf. 5144.1 - Suspension and Expulsion/Due Process)
- (cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))
- (cf. 5145.3 - Nondiscrimination/Harassment)
- (cf. 5145.7 - Sexual Harassment)
- (cf. 5145.9 - Hate-Motivated Behavior)

~~“Safety plan” means a plan to develop strategies aimed at the prevention of, and education about, potential incidents involving crime, and violence on the school campus. (Education Code 32280)~~

~~Comprehensive District-wide School Safety Plan~~

THE SCHOOL SITE COUNCIL AT EACH DISTRICT SCHOOL SHALL DEVELOP A COMPREHENSIVE SCHOOL SAFETY PLAN RELEVANT TO THE NEEDS AND RESOURCES OF THAT PARTICULAR SCHOOL. NEW SCHOOL CAMPUSES SHALL DEVELOP A SAFETY PLAN WITHIN ONE YEAR OF INITIATING OPERATIONS. (EDUCATION CODE 32281, 32286)

- (cf. 0420 - School Plans/Site Councils)
- (cf. 1220 - Citizen Advisory Committees)

THE SCHOOL SAFETY PLAN SHALL TAKE INTO ACCOUNT THE SCHOOL'S STAFFING, AVAILABLE RESOURCES, AND BUILDING DESIGN, AS WELL AS OTHER FACTORS UNIQUE TO THE SITE.

COMPREHENSIVE SAFETY PLAN (cont.)

THE COMPREHENSIVE SAFETY PLAN(S) SHALL BE REVIEWED AND UPDATED BY MARCH 1 OF EACH YEAR AND FORWARDED TO THE BOARD FOR APPROVAL. (EDUCATION CODE 32286, 32288)

THE BOARD SHALL REVIEW THE COMPREHENSIVE SAFETY PLAN(S) IN ORDER TO ENSURE COMPLIANCE WITH STATE LAW, BOARD POLICY, AND ADMINISTRATIVE REGULATION AND SHALL APPROVE THE PLAN(S) AT A REGULARLY SCHEDULED MEETING.

(cf. 0500 - Accountability)

(cf. 9320 - Meetings and Notices)

~~The Superintendent or designee shall oversee the development of a comprehensive district-wide school safety plan that is applicable to all school sites. (Education Code 32281(a))~~

~~Comprehensive School Safety Plan (Site-level Safety Plans)~~

~~Additionally, the School Site Safety Planning Committee at each district school shall write and develop a comprehensive school safety plan relevant to the needs and resources of that particular school. (Education Code 32281(d))~~

~~The school safety plan shall take into account the school's staffing, available resources, building design, and other factors unique to the site.~~

~~Each school shall review and update its safety plan by March 1 of each year. New school campuses shall develop a safety plan within one year of initiating operations. (Education Code 32286)~~

~~Approval of School Safety Plan~~

~~Each school shall forward the Comprehensive Safety Plan to the Governing Board for approval. (Education Code 32288)~~

~~The Governing Board shall review the comprehensive district-wide and/or school safety plan(s) in order to ensure compliance with state law, board policy, and administrative regulation. The Superintendent or designee shall ensure that an updated file of all safety-related plans and materials is readily available for inspection by the public. (Education Code 32282(e))~~

By October 15 of each year, the Superintendent or designee shall notify the California Department of Education of schools that have not complied with the requirements of Education Code 32281. (Education Code 32288(c))

COMPREHENSIVE SAFETY PLAN (cont.)

TACTICAL RESPONSE PLAN

NOTWITHSTANDING THE PROCESS DESCRIBED ABOVE, ANY PORTION OF A COMPREHENSIVE SAFETY PLAN THAT INCLUDES TACTICAL RESPONSES TO CRIMINAL INCIDENTS THAT MAY RESULT IN DEATH OR SERIOUS BODILY INJURY AT THE SCHOOL SITE, INCLUDING STEPS TO BE TAKEN TO SAFEGUARD STUDENTS AND STAFF, SECURE THE AFFECTED SCHOOL PREMISES, AND APPREHEND THE CRIMINAL PERPETRATOR(S), SHALL BE DEVELOPED BY DISTRICT ADMINISTRATORS IN ACCORDANCE WITH EDUCATION CODE 32281. IN DEVELOPING SUCH STRATEGIES, DISTRICT ADMINISTRATORS SHALL CONSULT WITH LAW ENFORCEMENT OFFICIALS AND WITH A REPRESENTATIVE OF AN EMPLOYEE BARGAINING UNIT, IF HE/SHE CHOOSES TO PARTICIPATE.

WHEN REVIEWING THE TACTICAL RESPONSE PLAN, THE BOARD MAY MEET IN CLOSED SESSION TO CONFER WITH LAW ENFORCEMENT OFFICIALS, PROVIDED THAT ANY VOTE TO APPROVE THE TACTICAL RESPONSE PLAN IS ANNOUNCED IN OPEN SESSION FOLLOWING THE CLOSED SESSION. (EDUCATION CODE 32281)

(cf. 4119.23/4219.23/4319.23 - Unauthorized Release of Confidential/Privileged Information)
(cf. 9011 - Disclosure of Confidential/Privileged Information)
(cf. 9321 - Closed Session Purposes and Agendas)
(cf. 9321.1 - Closed Session Actions and Reports)

PUBLIC ACCESS TO SAFETY PLAN(S)

THE SUPERINTENDENT OR DESIGNEE SHALL ENSURE THAT AN UPDATED FILE OF ALL SAFETY-RELATED PLANS AND MATERIALS IS READILY AVAILABLE FOR INSPECTION BY THE PUBLIC. (EDUCATION CODE 32282)

(cf. 1340 - Access to District Records)

HOWEVER, THOSE PORTIONS OF THE COMPREHENSIVE SAFETY PLAN THAT INCLUDE TACTICAL RESPONSES TO CRIMINAL INCIDENTS SHALL NOT BE PUBLICLY DISCLOSED.

COMPREHENSIVE SAFETY PLAN (cont.)

Legal Reference:

EDUCATION CODE

200-262.4 Prohibition of discrimination
32260-32262 Interagency School Safety Demonstration Act of 1985
32270 School safety cadre
32280-32289 School safety plans
32290 Safety devices
35147 School site councils and advisory committees
35183 School dress code; uniforms
35291 Rules
35291.5 School-adopted discipline rules
35294.10-35294.15 School Safety and Violence Prevention Act
48900-48927 Suspension and expulsion
48950 Speech and other communication
49079 Notification to teacher; student act constituting grounds for suspension or expulsion
67381 Violent crime

PENAL CODE

422.55 Definition of hate crime
626.8 Disruptions
11164-11174.3 Child Abuse and Neglect Reporting Act

CALIFORNIA CONSTITUTION

Article 1, Section 28(c) Right to Safe Schools

CODE OF REGULATIONS, TITLE 5

11987-11987.7 School Community Violence Prevention Program requirements
11992-11993 Definition, persistently dangerous schools

UNITED STATES CODE, TITLE 20

7111-7122 Student Support and Academic Enrichment Grants
7912 Transfers from persistently dangerous schools

UNITED STATES CODE, TITLE 42

12101-12213 Americans with Disabilities Act

Management Resources:

CALIFORNIA SCHOOL BOARDS ASSOCIATION PUBLICATIONS

Updated Legal Guidance: Protecting Transgender and Gender Nonconforming Students Against Sex Discrimination, July 2016

Safe Schools: Strategies for Governing Boards to Ensure Student Success, October 2011

Community Schools: Partnerships Supporting Students, Families and Communities, Policy Brief, October 2010

Cyberbullying: Policy Considerations for Boards, Policy Brief, July 2010

Providing a Safe, Nondiscriminatory School Environment for Transgender and Gender-Nonconforming Students, Policy Brief, February 2014

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Safe Schools: A Planning Guide for Action, 2002

FEDERAL BUREAU OF INVESTIGATION PUBLICATIONS

Uniform Crime Reporting Handbook, 2004

U.S. DEPARTMENT OF EDUCATION PUBLICATIONS

Practical Information on Crisis Planning: A Guide for Schools and Communities, January 2007

U.S. SECRET SERVICE AND U.S. DEPARTMENT OF EDUCATION PUBLICATIONS

Threat Assessment in Schools: A Guide to Managing Threatening Situations and to Creating Safe School Climates, 2004

COMPREHENSIVE SAFETY PLAN (cont.)

WEBSITES

California School Boards Association www.csba.org

California Department of Education, Safe Schools: www.cde.ca.gov/lr/ss

California Governor's Office of Emergency Services: www.caloes.ca.gov

California Healthy Kids Survey: chks.wested.org

Centers for Disease Control and Prevention: www.cdc.gov/ViolencePrevention

Federal Bureau of Investigation: www.fbi.gov

National Center for Crisis Management: www.schoolcrisisresponse.com

National School Safety Center: www.schoolsafety.us

U.S. Department of Education: www.ed.gov

U.S. Secret Service, National Threat Assessment Center: www.secretservice.gov/protection/ntac

Chino Valley Unified School District

Policy adopted: April 1, 1999

Revised: February 3, 2000

Revised: May 1, 2008

REVISED:

COMPREHENSIVE SAFETY PLAN

Development AND REVIEW OF COMPREHENSIVE SCHOOL ~~of~~ Safety Plan (Site-level Safety Plans)

~~In writing and developing the comprehensive school safety plan relevant to the needs and resources of that particular school,~~ The school site council shall consult with local law enforcement agencies ~~as well as other~~ IN WRITING AND DEVELOPMENT OF THE COMPREHENSIVE SCHOOL SAFETY PLAN. WHEN PRACTICAL, THE school site council ALSO SHALL CONSULT WITH OTHER SCHOOL SITE COUNCILS and safety committees, ~~when practical.~~ (Education Code 32281, 32282)

(cf. 0420 - School Plans/Site Councils)

~~Law enforcement agencies include local police departments, county sheriff's offices, school District police or security departments, probation departments, and district attorneys offices.~~ (Education Code 32280)

~~In addition, the School Site Council may consult with other local agencies as appropriate, including health care and emergency service providers.~~

School Safety Planning Committee (Site-level Safety Plans)

The school site council may delegate the responsibility for ~~writing and~~ developing a COMPREHENSIVE school safety plan to a school safety planning committee. This ~~committee shall be~~ composed of the following members: (Education Code 32281)

1. The principal or designee
2. One teacher who is a representative of the recognized certificated employee organization
3. One parent/guardian whose child attends the school
4. One classified employee who is a representative of the recognized classified employee organization
5. Other members, if desired.

(cf. 1220 - Citizen Advisory Committees)

(cf. 1400 - Relations between other Governmental Agencies and the Schools)

Before adopting its comprehensive school safety plan, the school site council or school safety planning committee shall hold a public meeting at the school in order to allow members of the public the opportunity to express an opinion about the ~~school safety~~ plan. (Education Code 32288)

COMPREHENSIVE SAFETY PLAN (cont.)

The school site council or safety planning committee shall notify, in writing, the following persons and entities of the public meeting: (Education Code 32288)

1. The local mayor
2. A representative of the local school employee organization
3. A representative of each parent organization at the school site, including the parent teacher association and parent teacher clubs

(cf. 1230 - School Connected Organizations)

4. A representative of each teacher organization at the school site

(cf. 4140/4240/4340 - Bargaining Units)

5. A representative of the student body government
6. All persons who have indicated they want to be notified

In addition, the school site council or safety planning committee may notify, in writing, the following ~~persons and~~ entities of the public meeting:

1. A representative of the local RELIGIOUS ORGANIZATIONS ~~churches~~
2. Local civic leaders ~~and/or~~
3. Local business organizations

(cf. 1700 - Relations between Private Industry and Schools)

CONTENT ~~Components of the Safety Plan (Site-level and District-wide Safety Plans)~~

EACH COMPREHENSIVE SAFETY PLAN SHALL INCLUDE AN ASSESSMENT OF THE CURRENT STATUS OF ANY CRIME COMMITTED ON CAMPUS AND AT SCHOOL-RELATED FUNCTIONS. (EDUCATION CODE 32282)

THE ASSESSMENT MAY INCLUDE, BUT NOT BE LIMITED TO, REPORTS OF CRIME, SUSPENSION AND EXPULSION RATES, AND SURVEYS OF STUDENTS, PARENTS/GUARDIANS, AND STAFF REGARDING THEIR PERCEPTIONS OF SCHOOL SAFETY.

(cf. 0500 - Accountability)

(cf. 0510 - School Accountability Report Cards)

COMPREHENSIVE SAFETY PLAN (cont.)

~~The components discussed in this section shall be included in the district-wide and/or school-site safety plan. The District may expand this list to require other components at its discretion. (Education Code 32282)~~

~~The district-wide and/or school-site safety plan shall include an assessment of the current status of school crime committed on campus(es) and at school-related functions. (Education Code 32282(a)(1))~~ The district-wide and/or school-site safety plan shall also identify appropriate strategies and programs that will provide or maintain a high level of school safety and address the school's procedures for complying with existing laws related to school safety, and shall including the development of all of the following:

1. Child abuse reporting procedures consistent with penal code section 11164

(cf. 5141.4 - Child Abuse Prevention and Reporting)

2. Routine and emergency disaster procedures including, but not limited to:

- a. Adaptations for students with disabilities in accordance with the Americans with Disabilities Act

(cf. 6159 - Individualized Education Program)

- b. An earthquake emergency procedure system in accordance with Education Code 32282

(cf. 3516 - Emergencies and Disaster Preparedness Plan)

(cf. 3516.3 - Earthquake Emergency Procedure System)

- c. A procedure to allow a public agency, including the American Red Cross, to use school buildings, grounds, and equipment for mass care and welfare shelters during disasters or other emergencies affecting the public health and welfare

(cf. 1330 - Use of School Facilities)

(cf. 3516.1 - Fire Drills and Fires)

(cf. 3516.2 - Bomb Threats)

(cf. 3516.5 - Emergency Schedules)

(cf. 3543 - Transportation Safety and Emergencies)

3. Policies pursuant to Education Code 48915(c) FOR STUDENTS WHO COMMIT AN ACT LISTED IN EDUCATION CODE 48915(C) and other school-designated serious acts which would lead to suspension, expulsion, or mandatory expulsion recommendations

(cf. 5131.7 - Weapons and Dangerous Instruments)

(cf. 5144.1 - Suspension and Expulsion/Due Process)

(cf. 5144.2 - Suspension and Expulsion/Due process (Students with Disabilities))

COMPREHENSIVE SAFETY PLAN (cont.)

4. Procedures to notify teachers of dangerous students pursuant to Education Code 49079

(cf. 4158/4258/4358 - Employee Security)

5. A POLICY CONSISTENT WITH THE PROHIBITION AGAINST discrimination, and harassment, INTIMIDATION, AND BULLYING ~~policy consistent with the prohibition against discrimination~~ pursuant to Education Code 200-262.4

(cf. 0410 - Nondiscrimination in District Programs and Activities)

(cf. 1312.3 - Uniform Complaint Procedures)

(cf. 4119.11/4219.11/4319.11 - Sexual Harassment)

(cf. 5131.2 - Bullying)

(cf. 5145.3 - Nondiscrimination/Harassment)

(cf. 5145.7 - Sexual Harassment)

(cf. 5145.9 - Hate-Motivated Behavior)

6. If the school has adopted a dress code prohibiting students from wearing "gang-related apparel," PURSUANT TO EDUCATION CODE 35183, the provisions of that dress code and the definition of "gang-related apparel"

(cf. 5132 - Dress and Grooming)

7. Procedures for safe ingress and egress of students, parents/guardians, and employees to and from school

(cf. 5142 - Safety)

8. A safe and orderly school environment conducive to learning

(cf. 5137 - Positive School Climate)

9. The rules and procedures on school discipline adopted pursuant to Education Code 35291 and 35291.5

(cf. 5144 - Discipline)

- ~~10. Hate crime reporting procedures.~~

~~(cf. 5145.9 - Hate Motivated Behavior)~~

Among the strategies for providing a safe environment, the school safety plan may also include:

COMPREHENSIVE SAFETY PLAN (cont.)

1. Development of a positive school climate that promotes respect for diversity, personal and social responsibility, effective interpersonal and communication skills, self-esteem, anger management, and conflict resolution

(cf. 5138 - Conflict Resolution/Peer Mediation)
(cf. 6141.2 - Recognition of Religious Belief and Customs)

2. Disciplinary policies and procedures that contain prevention strategies, such as strategies to prevent bullying and hazing, as well as behavioral expectations and consequences for violations

(cf. 5113 - Absences and Excuses)
(cf. 5113.1 - Chronic Absence and Truancy)
(cf. 5131 - Conduct)

3. Curriculum that emphasizes prevention and alternatives to violence, such as multicultural education, character/values education, media analysis skills, conflict resolution, and community service learning, AND EDUCATION RELATED TO THE PREVENTION OF DATING VIOLENCE

(cf. 6142.3 - Civic Education)
(cf. 6142.8 - Comprehensive Health Education)

4. Parent involvement strategies, including strategies to help ensure parent/guardian support and reinforcement of the school's rules and increase the number of adults on campus

(cf. 1240 - Volunteer Assistance)
(cf. 5020 - Parent Rights and Responsibilities)
(cf. 6020 - Parent Involvement)

5. Prevention and intervention strategies related to the sale or use of drugs and alcohol which shall reflect expectations for drug-free schools and support for recovering students

(cf. 5131.6 - Alcohol and Other Drugs)
(cf. 5131.61 - Drug Testing)
(cf. 5131.62 - Tobacco)
(cf. 5131.63 - Steroids)

6. Collaborative relationships among the city, county, community agencies, local law enforcement, the judicial system and the schools that lead to the development of a set of common goals and community strategies for violence prevention instruction

COMPREHENSIVE SAFETY PLAN (cont.)

7. DISTRICT POLICY RELATED TO POSSESSION OF FIREARMS AND AMMUNITION ON SCHOOL GROUNDS ~~Procedures for responding to the release of a pesticide or other toxic substance from properties located within one-quarter mile of the school~~

~~(cf. 3514.1 - Hazardous Substances)~~
~~(cf. 3514.2 - Integrated Pest Management)~~
 (cf. 3515.7 - Firearms on School Grounds)

8. MEASURES TO PREVENT OR MINIMIZE THE INFLUENCE OF GANGS ON CAMPUS

(cf. 5136 - Gangs)

9. Procedures for receiving verification from law enforcement ~~WHEN~~ that a violent crime has occurred on school grounds and for promptly notifying parents/guardians and employees of that crime

(cf. 5116.1 - Intradistrict Open Enrollment)

10. Assessment of the school's physical environment, including a risk management analysis and development of ground security measures such as procedures for the closing of campuses to outsiders, **INSTALLING SURVEILLANCE SYSTEMS**, securing the campus perimeter, protecting buildings against vandalism, and providing for a law enforcement presence on campus

(cf. 1250 - Visitors/Outsiders)
 (cf. 3515 - Campus Security)
 (cf. 3530 - Risk Management/Insurance)
 (cf. 5112.5 - Open/Closed Campus)
 (cf. 5131.5 - Vandalism, Theft, and Graffiti)

11. GUIDELINES FOR THE ROLES AND RESPONSIBILITIES OF MENTAL HEALTH PROFESSIONALS, COMMUNITY INTERVENTION PROFESSIONALS, SCHOOL COUNSELORS, SCHOOL RESOURCE OFFICERS, AND POLICE OFFICERS ON SCHOOL CAMPUSES. GUIDELINES ~~Crisis prevention and intervention strategies, which may include, BUT ARE NOT LIMITED TO,~~ the following:

- a. STRATEGIES TO CREATE AND MAINTAIN A POSITIVE SCHOOL CLIMATE, PROMOTE SCHOOL SAFETY, AND INCREASE STUDENT ACHIEVEMENT ~~Identification of possible crises that may occur, determination of necessary tasks that need to be addressed, and development of procedures relative to each crisis, including the involvement of law enforcement and other public safety agencies as appropriate~~

COMPREHENSIVE SAFETY PLAN (cont.)

- ~~b. Assignment of staff members responsible for each identified task and procedure~~
- ~~c. Development of an evacuation plan based on an assessment of buildings and grounds and opportunities for students and staff to practice the evacuation plan~~
- ~~d. Coordination of communication to schools, governing board members, parents/guardians, and the media~~

~~(cf. 1112 - Media Relations)~~
~~(cf. 9010 - Public Statements)~~

- ~~e. Development of a method for the reporting of violent incidents~~
 - ~~f. Development of follow-up procedures that may be required after a crisis has occurred, such as counseling~~
- ~~11. Staff training in violence prevention and intervention techniques, including preparation to implement the elements of the safety plan.~~

- b. STRATEGIES TO PRIORITIZE MENTAL HEALTH AND INTERVENTION SERVICES, RESTORATIVE AND TRANSFORMATIVE JUSTICE PROGRAMS, AND POSITIVE BEHAVIOR INTERVENTIONS AND SUPPORT
- c. PROTOCOLS TO ADDRESS THE MENTAL HEALTH CARE OF STUDENTS WHO HAVE WITNESSED A VIOLENT ACT AT ANY TIME, INCLUDING, BUT NOT LIMITED TO, WHILE ON SCHOOL GROUNDS, WHILE COMING OR GOING FROM SCHOOL, DURING A LUNCH PERIOD WHETHER ON OR OFF CAMPUS, OR DURING OR WHILE GOING TO OR COMING FROM A SCHOOL-SPONSORED ACTIVITY

12. STRATEGIES FOR SUICIDE PREVENTION AND INTERVENTION

(cf. 5141.52 - Suicide Prevention)

13. PROCEDURES TO IMPLEMENT WHEN A PERSON INTERFERES WITH OR DISRUPTS A SCHOOL ACTIVITY, REMAINS ON CAMPUS AFTER HAVING BEEN ASKED TO LEAVE, OR CREATES A DISRUPTION WITH THE INTENT TO THREATEN THE IMMEDIATE PHYSICAL SAFETY OF STUDENTS OR STAFF

(cf. 3515.2 - Disruptions)

COMPREHENSIVE SAFETY PLAN (cont.)

14. CRISIS PREVENTION AND INTERVENTION STRATEGIES, WHICH MAY INCLUDE THE FOLLOWING:

- A. IDENTIFICATION OF POSSIBLE CRISES THAT MAY OCCUR, DETERMINATION OF NECESSARY TASKS THAT NEED TO BE ADDRESSED, AND DEVELOPMENT OF PROCEDURES RELATIVE TO EACH CRISIS, INCLUDING THE INVOLVEMENT OF LAW ENFORCEMENT AND OTHER PUBLIC SAFETY AGENCIES AS APPROPRIATE

(cf. 3515.5 - Sex Offender Notification)
(cf. 5131.4 - Student Disturbances)

- B. THREAT ASSESSMENT STRATEGIES TO DETERMINE THE CREDIBILITY AND SERIOUSNESS OF A THREAT AND PROVIDE APPROPRIATE INTERVENTIONS FOR THE POTENTIAL OFFENDER(S)
- C. ASSIGNMENT OF STAFF MEMBERS RESPONSIBLE FOR EACH IDENTIFIED TASK AND PROCEDURE
- D. DEVELOPMENT OF AN EVACUATION PLAN BASED ON AN ASSESSMENT OF BUILDINGS AND GROUNDS AND OPPORTUNITIES FOR STUDENTS AND STAFF TO PRACTICE THE EVACUATION PLAN
- E. COORDINATION OF COMMUNICATION TO SCHOOLS, GOVERNING BOARD MEMBERS, PARENTS/GUARDIANS, AND THE MEDIA

(cf. 1112 - Media Relations)
(cf. 9010 - Public Statements)

- F. DEVELOPMENT OF A METHOD FOR THE REPORTING OF VIOLENT INCIDENTS
- G. DEVELOPMENT OF FOLLOW-UP PROCEDURES THAT MAY BE REQUIRED AFTER A CRISIS HAS OCCURRED, SUCH AS COUNSELING

15. STAFF DEVELOPMENT IN VIOLENCE PREVENTION AND INTERVENTION TECHNIQUES, INCLUDING PREPARATION TO IMPLEMENT THE ELEMENTS OF THE SAFETY PLAN

(cf. 4131 - Staff Development)
(cf. 4231 - Staff Development)
(cf. 4331 - Staff Development)

COMPREHENSIVE SAFETY PLAN (cont.)

16. ENVIRONMENTAL SAFETY STRATEGIES, INCLUDING, BUT NOT LIMITED TO, PROCEDURES FOR PREVENTING AND MITIGATING EXPOSURE TO TOXIC PESTICIDES, LEAD, ASBESTOS, VEHICLE EMISSIONS, AND OTHER HAZARDOUS SUBSTANCES AND CONTAMINANTS

(cf. 3510 - Green School Operations)
(cf. 3513.3 - Tobacco-Free Schools)
(cf. 3514 - Environmental Safety)
(cf. 3514.1 - Hazardous Substances)
(cf. 3514.2 - Integrated Pest Management)

Chino Valley Unified School District

Policy adopted: August 1, 1999

Revised: April 17, 2008

REVISED:

Chino Valley Unified School District

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016

TO: Members, Board of Education

FROM: Wayne M. Joseph, Superintendent

PREPARED BY: Jeanette Chien, Ed.D., Asst. Superintendent, Educational Services

SUBJECT: REVISION OF BOARD POLICY AND DELETION OF ADMINISTRATIVE REGULATION 3514.2 BUSINESS AND NONINSTRUCTIONAL OPERATIONS – TRANSPORTATION FOR STUDENTS WITH DISABILITIES

=====

BACKGROUND

Board policies, administrative regulations, and bylaws of the Board are routinely developed and revised as a result of changes in law, mandates, federal regulations, and current practice. The revision of Board Policy 3514.2 Business and Noninstructional Operations – Transportation for Students with Disabilities is being updated to clarify the policy's applicability to students receiving services pursuant to Section 504 of the federal Rehabilitation Act of 1973, adds sample criteria for individualized education program (IEP) teams to use when determining a student's transportation needs, and material regarding the provision of information to IEP teams. Regulation deleted and material moved to BP regarding provisions for alternative transportation when a student is excluded from school bus transportation for a disciplinary or other reason, assurance that a contract with a nonpublic, nonsectarian school or agency addresses transportation as necessary, and transportation of service animals.

New language is provided in UPPER CASE while old language to be deleted is ~~lined through~~.

Consideration of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education receive for information the revision of Board Policy and deletion of Administrative Regulation 3514.2 Business and Noninstructional Operations – Transportation for Students with Disabilities.

FISCAL IMPACT

None.

TRANSPORTATION FOR STUDENTS WITH DISABILITIES

THE BOARD OF EDUCATION DESIRES TO MEET THE TRANSPORTATION NEEDS OF STUDENTS WITH DISABILITIES TO ENABLE THEM TO BENEFIT FROM SPECIAL EDUCATION AND RELATED SERVICES. THE DISTRICT SHALL PROVIDE APPROPRIATE TRANSPORTATION SERVICES FOR A STUDENT WITH DISABILITIES WHEN THE DISTRICT IS THE STUDENT'S DISTRICT OF RESIDENCE AND THE TRANSPORTATION SERVICES ARE REQUIRED BY HIS/HER INDIVIDUALIZED EDUCATION PROGRAM (IEP) OR SECTION 504 ACCOMMODATION PLAN.

(cf. 0430 - Comprehensive Local Plan for Special Education)
(cf. 3540 - Transportation)
(cf. 6159 - Individualized Education Program)
(cf. 6164.4 - Identification and Evaluation of Individuals for Special Education)
(cf. 6164.6 - Identification and Education Under Section 504)

THE SPECIFIC NEEDS OF THE STUDENT SHALL BE THE PRIMARY CONSIDERATION WHEN AN IEP TEAM IS DETERMINING THE STUDENT'S TRANSPORTATION NEEDS. CONSIDERATIONS MAY INCLUDE, BUT ARE NOT LIMITED TO, THE STUDENT'S HEALTH NEEDS, TRAVEL DISTANCES, PHYSICAL ACCESSIBILITY AND SAFETY OF STREETS AND SIDEWALKS, ACCESSIBILITY OF PUBLIC TRANSPORTATION SYSTEMS, MIDDAY OR OTHER TRANSPORTATION NEEDS, EXTENDED-YEAR SERVICES, AND, AS NECESSARY, IMPLEMENTATION OF A BEHAVIORAL INTERVENTION PLAN.

THE SUPERINTENDENT OR DESIGNEE SHALL PROVIDE IEP TEAMS WITH INFORMATION ABOUT DISTRICT TRANSPORTATION SERVICES IN ORDER TO ASSIST THEM IN MAKING DECISIONS AS TO THE MODE, SCHEDULE, AND LOCATION OF TRANSPORTATION SERVICES THAT MAY BE AVAILABLE TO EACH STUDENT WITH DISABILITIES. THE IEP TEAM MAY COMMUNICATE WITH DISTRICT TRANSPORTATION STAFF AND/OR INVITE TRANSPORTATION STAFF TO ATTEND IEP TEAM MEETINGS WHERE THE STUDENT'S TRANSPORTATION NEEDS WILL BE DISCUSSED.

TRANSPORTATION SERVICES SPECIFIED IN A STUDENT'S IEP OR SECTION 504 PLAN SHALL BE PROVIDED AT NO COST TO THE STUDENT OR HIS/HER PARENT/GUARDIAN.

(cf. 3250 - Transportation Fees)

IF A STUDENT WHOSE IEP OR ACCOMMODATION PLAN SPECIFIES TRANSPORTATION NEEDS IS EXCLUDED FROM SCHOOL BUS TRANSPORTATION FOR ANY REASON, SUCH AS SUSPENSION, EXPULSION, OR OTHER REASON, THE DISTRICT SHALL PROVIDE ALTERNATIVE TRANSPORTATION AT NO COST TO THE STUDENT OR PARENT/GUARDIAN. (EDUCATION CODE 48915.5)

TRANSPORTATION FOR STUDENTS WITH DISABILITIES (cont.)

WHEN CONTRACTING WITH A NONPUBLIC, NONSECTARIAN SCHOOL OR AGENCY TO PROVIDE SPECIAL EDUCATION SERVICES, THE SUPERINTENDENT OR DESIGNEE SHALL ENSURE THAT THE CONTRACT INCLUDES GENERAL ADMINISTRATIVE AND FINANCIAL AGREEMENTS RELATED TO THE PROVISION OF TRANSPORTATION SERVICES IF SPECIFIED IN THE STUDENT'S IEP. (EDUCATION CODE 56366)

(cf. 6159.2 - Nonpublic, Nonsectarian School and Agency Services for Special Education)

THE SUPERINTENDENT OR DESIGNEE SHALL ARRANGE TRANSPORTATION SCHEDULES SO THAT STUDENTS WITH DISABILITIES DO NOT SPEND AN EXCESSIVE AMOUNT OF TIME ON BUSES COMPARED TO OTHER STUDENTS. ARRIVALS AND DEPARTURES SHALL NOT REDUCE THE LENGTH OF THE SCHOOL DAY FOR THESE STUDENTS EXCEPT AS MAY BE PRESCRIBED ON AN INDIVIDUAL BASIS.

(cf. 0410 - Nondiscrimination in District Programs and Activities)
(cf. 3541 - Transportation Routes and Services)

THE SUPERINTENDENT OR DESIGNEE SHALL ENSURE THAT ANY MOBILE SEATING DEVICES USED ON DISTRICT BUSES ARE COMPATIBLE WITH BUS SECUREMENT SYSTEMS REQUIRED BY 49 CFR 571.222. (EDUCATION CODE 56195.8)

(cf. 3542 - School Bus Drivers)

AS NECESSARY, A STUDENT WITH DISABILITIES MAY BE ACCOMPANIED ON SCHOOL TRANSPORTATION BY A SERVICE ANIMAL, AS DEFINED IN 28 CFR 35.104, INCLUDING A SPECIALLY TRAINED GUIDE DOG, SIGNAL DOG, OR SERVICE DOG. (EDUCATION CODE 39839; CIVIL CODE 54.1-54.2; 28 CFR 35.136)

(cf. 6163.2 - Animals at School)

WHEN TRANSPORTATION IS NOT SPECIFICALLY REQUIRED BY THE IEP OR SECTION 504 PLAN OF A STUDENT WITH DISABILITIES, THE STUDENT SHALL BE SUBJECT TO THE RULES AND POLICIES REGARDING REGULAR TRANSPORTATION OFFERINGS WITHIN THE DISTRICT.

~~The Board of Education shall ensure that appropriate transportation services are provided for students with disabilities, as specified in their individualized education programs or accommodation plans.~~

~~Entities providing special education shall adopt policy setting forth criteria for meeting the transportation needs of special education students and how special education transportation shall be coordinated with regular home-to-school transportation. (Education Code 56195.8)~~

TRANSPORTATION FOR STUDENTS WITH DISABILITIES (cont.)**~~Transportation Services~~**

~~The Superintendent or designee shall establish criteria and procedures for determining the most appropriate mode of transportation for an individual student based on identified needs, as determined in their individualized education program or accommodation plan.~~

~~The Superintendent or designee shall make home-to-school transportation available for students with disabilities, as specified in their individualized education programs or accommodation plans, at no cost to parents/guardians. Such transportation shall be provided in accordance with state and federal law.~~

~~The Superintendent or designee shall establish procedures to ensure compatibility between mobile seating devices and bus securement systems. The Superintendent or designee shall also establish procedures to ensure that school bus drivers are trained in the proper installation of mobile seating devices in the securement systems.~~

~~Prevention of Discrimination in the Area of Transportation~~

~~The Superintendent or designee shall arrange transportation schedules so that students with disabilities do not spend an excessive amount of time on buses compared to other students. Arrivals and departures shall not reduce the length of the school day for students with disabilities, except as may be prescribed on an individual basis.~~

~~(cf. 0430 - Comprehensive Local Plan for Special Education)~~

~~(cf. 3260 - Fees and Charges)~~

~~(cf. 3540 - Transportation)~~

~~(cf. 3541.5 - Alternative Transportation Arrangements)~~

~~(cf. 5144.2 - Suspension and Expulsion/Due Process (Individuals with Exceptional Needs))~~

~~(cf. 6159 - Individualized Education Program (IEP))~~

~~(cf. 6159.2 - Nonpublic Nonsectarian School and Agency Services for Special Education)~~

~~(cf. 6164.4 - Identification of Individuals with Exceptional Needs)~~

~~(cf. 6164.6 - Identification and Education under Section 504)~~

TRANSPORTATION FOR STUDENTS WITH DISABILITIES (cont.)

Legal Reference:

EDUCATION CODE

39807.5 Payment of transportation cost
39839 Guide dogs, signal dogs, and service dogs on bus
41850-41854 Allowances for transportation
48300-48315 Alternative interdistrict attendance program
48915.5 Expulsion of students with exceptional needs
56040 No cost for special education and related services
56195.8 Adoption of policies
56327 Assessment for special education and related services
56345 Individualized education program
56365-56366.1 Nonpublic nonsectarian schools or agencies

CIVIL CODE

54.1-54.2 Service animals

CODE OF REGULATIONS, TITLE 5

15243 Physically handicapped minors
15271 Exclusion from report

UNITED STATES CODE, TITLE 20

1400-1482 Individuals with Disabilities Education Act

UNITED STATES CODE, TITLE 29

794 Section 504 of the Rehabilitation Act of 1973

CODE OF FEDERAL REGULATIONS, TITLE 28

35.104 Definitions

35.136 Service animals

CODE OF FEDERAL REGULATIONS, TITLE 34

104.4 Equal opportunity under the Rehabilitation Act of 1973, Section 504

300.1-300.818 Individuals with Disabilities Education Act, especially:

300.34 Transportation defined as related service

CODE OF FEDERAL REGULATIONS, TITLE 49

571.222 Federal requirements for bus securement systems

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Special Education Transportation Guidelines

Pupil Fees, Deposits and Other Charges, Fiscal Management Advisory 12-02, April 24, 2013

U.S. DEPARTMENT OF EDUCATION PUBLICATIONS

Protecting Students with Disabilities: Frequently Asked Questions About Section 504 and the Education of Children with Disabilities, 2009

Questions and Answers on Serving Children with Disabilities Eligible for Transportation, 2009

WEBSITES

California Department of Education: www.cde.ca.gov

U.S. Department of Education: www.ed.gov

Chino Valley Unified School District

Policy Adopted: November 16, 1995

Revised: May 15, 2008

REVISED:

TRANSPORTATION FOR STUDENTS WITH DISABILITIES

Individualized Education Program (IEP) teams or Section 504 committees shall authorize appropriate special transportation to and from school for students who have:

1. An orthopedic or other physical disability or handicap that significantly impairs mobility.
2. A severe sensory impairment, such as full or partial blindness or deafness, which puts their safety and well-being at risk.
3. A significant delay in social, emotional or cognitive development, as documented by appropriate assessment data, which puts their safety and well-being at risk.

When authorizing this transportation, the IEP team or Section 504 committee shall consider all of the following:

1. The student's safety and health needs.
2. The extent to which transportation arrangements may help the student develop independent mobility skills.
3. The coordination of regular transportation and special transportation.

Students eligible for special transportation may receive such transportation to and/or from a child care provider located within the District.

The District shall provide special transportation to and from alternative sites or clinics where the student is scheduled to receive a related service included in the student's IEP.

Special education students who do not meet any of the above criteria may use regular home to school transportation. A student who would otherwise not be eligible for special transportation may receive such transportation if assigned to a site other than his/her neighborhood school for the purpose of receiving special education.

Students admitted to a special education program in the District on an inter-district transfer agreement must, as a condition of attendance, arrange for the district or Special Education Local Plan Area (SELPA) of residence to provide any necessary transportation.

Chino Valley Unified School District

Regulation approved: November 16, 1995

Revised: July 16, 2009

Chino Valley Unified School District
Our Motto:
Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016

TO: Members, Board of Education

FROM: Wayne M. Joseph, Superintendent

PREPARED BY: Jeanette Chien, Ed.D., Asst. Superintendent, Educational Services

SUBJECT: REVISION OF BOARD POLICY AND ADMINISTRATIVE REGULATION 3515.2 BUSINESS AND NONINSTRUCTIONAL OPERATIONS - DISRUPTIONS

=====

BACKGROUND

Board policies, administrative regulations, and bylaws of the Board are routinely developed and revised as a result of changes in law, mandates, federal regulations, and current practice. The revision of Board Policy and Administrative Regulation 3515.2 Business and Noninstructional Operations – Disruptions is being revised to reflect current laws and district practices. The updated policy adds components that may be addressed in district plans to prevent or respond to disruptions. Material on gun-free school zones has been deleted since possession of firearms and/or ammunition on school grounds is now addressed in BP 3515.7 - Firearms on School Grounds. Updated regulation authorizes the principal or designee to remove from school grounds or a school activity any person who threatens the immediate physical safety of a student, staff, or others.

New language is provided in UPPER CASE while old language to be deleted is ~~lined through~~.

Consideration of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education receive for information the revision of Board Policy and Administrative Regulation 3515.2 Business and Noninstructional Operations - Disruptions.

FISCAL IMPACT

None.

DISRUPTIONS

The Board of Education is committed to providing a safe AND ORDERLY environment for district students, staff, and others ~~while they are~~ on district property or engaged in school activities.

The Superintendent or designee shall remove any individual who, by his/her presence or action, disrupts or threatens to disrupt normal OPERATIONS AT A SCHOOL CAMPUS OR ANY OTHER DISTRICT FACILITY ~~district or school operations~~, threatenS the health and safety of anyone on district property, or causes or threatens to cause damage to district property or to any property on school grounds.

(cf. 1250 - Visitors/Outsiders)

(cf. 3515 - Campus Security)

(cf. 4118 - Dismissal/Suspension/Disciplinary Action)

(cf. 4158/4258/4358 - Employee Security)

(cf. 4218 - Dismissal/Suspension/Disciplinary Action)

(cf. 5131.4 - Student Disturbances)

~~A visitor's failure to register or identify oneself may be considered to be disruptive.~~

~~School safety plans shall specify staff responsibilities to be followed when intruders appear on campus.~~

The Superintendent or designee shall establish a plan describing staff responsibilities and actions to be taken when an individual is causing OR THREATENING TO CAUSE a disruption. THE PLAN SHALL ADDRESS, AS APPROPRIATE, VISITOR REGISTRATION PROCEDURES; CAMPUS SECURITY MEASURES; EVACUATION PROCEDURES; LOCK-DOWN PROCEDURES; POSSIBLE RESPONSES TO AN ACTIVE SHOOTER SITUATION; COMMUNICATION WITHIN THE SCHOOL AND WITH PARENTS/GUARDIANS, LAW ENFORCEMENT, AND THE MEDIA IN THE EVENT OF AN EMERGENCY; AND CRISIS COUNSELING OR OTHER ASSISTANCE FOR STUDENTS AND STAFF AFTER A DISRUPTION. In developing such a plan, the Superintendent or designee shall consult with law enforcement TO CREATE GUIDELINES FOR LAW ENFORCEMENT SUPPORT AND INTERVENTION WHEN NECESSARY.

(cf. 0450 - Comprehensive Safety Plan)

(cf. 3516 - Emergencies and Disaster Preparedness Plan)

THE SUPERINTENDENT OR DESIGNEE SHALL PROVIDE TRAINING TO SCHOOL STAFF ON HOW TO IDENTIFY AND RESPOND TO ACTIONS OR SITUATIONS THAT MAY CONSTITUTE A DISRUPTION.

(cf. 4131/4231/4331 - Staff Development)

DISRUPTIONS (cont.)

Any employee who believes that a disruption may occur shall immediately contact the principal. The principal or designee shall notify law enforcement in accordance with Education Code 48902 and 20 USC 7151 and in other situations, as appropriate.

Safe School Zone

~~Possession of a firearm within 1000 feet of any district school is prohibited except when authorized by law. (Penal Code 626.9)~~

~~Possession of any other unauthorized weapon or dangerous instrument is prohibited on school grounds or buses and at school-related or school-sponsored activities without the written permission of school authorities.~~

~~(cf. 5131.7 - Weapons and Dangerous Instruments)~~

~~(cf. 5144.1 - Suspension and Expulsion/Due Process)~~

~~(cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))~~

Legal Reference:EDUCATION CODE

32210 Willful disturbance of public school or meeting, misdemeanor

32211 Threatened disruption or interference with classes; misdemeanor

35160 Authority of governing boards

44810 Willful interference with classroom conduct

44811 Disruption of classwork or extracurricular activities

48902 Notification of law enforcement authorities

51512 Prohibited use of electronic listening or recording device

PENAL CODE

243.5 Assault or battery on school property

415.5 Disturbance of peace of school

626-626.11 Schools, crimes, especially:

626.7 Failure to leave campus or facility; wrongful return; penalties; notice; exceptions

626.8 Disruptive presence at schools

626.81 Misdemeanor for registered sex offender to come onto school grounds

626.85 Misdemeanor for specified drug offender presence on school grounds

626.9 Gun Free School Zone Act

627-627.10 Access to school premises

653b Loitering about schools or public places

12556 Imitation firearms

30310 Prohibition against ammunition on school grounds

UNITED STATES CODE, TITLE 20

7151 Gun-Free Schools Act

COURT DECISIONS

Reeves v. Rocklin Unified School District, (2003) 109 Cal.App.4th 652

In Re Joseph F., (2000) 85 Cal.App.4th 975

In Re Jimi A., (1989) 209 Cal.App.3d 482

In Re Oscar R., (1984) 161 Cal.App.3d 770

ATTORNEY GENERAL OPINIONS

79 Ops.Cal.Atty.Gen. 58 (1996)

DISRUPTIONS (cont.)

Management Resources:

CALIFORNIA SCHOOL BOARDS ASSOCIATION PUBLICATIONS

911! A Manual for Schools and the Media During a Campus Crisis, 2001

U.S. DEPARTMENT OF EDUCATION PUBLICATIONS

Guide for Developing High-Quality School Emergency Operations Plans, 2013

WEBSITES

California School Boards Association: www.csba.org

California Department of Education, Safe Schools Office: www.cde.ca.gov/lr/ss

U.S. Department of Education: www.ed.gov

Chino Valley Unified School District

Policy adopted: November 16, 1995

Revised: September 18, 2008

Revised: August 18, 2011

REVISED:

DISRUPTIONS

The principal or designee may direct any person, except a student, school employee, or other person required by his/her employment to be on school grounds, to leave school grounds OR SCHOOL ACTIVITY if:

1. The principal or designee has reasonable basis for concluding that the person is committing or has entered the campus with the purpose of committing an act which is likely to interfere with the peaceful conduct, discipline, good order, or administration of the school or a school activity, or with the intent of inflicting damage to any person or property. (Education Code 44810, 44811; Penal Code 626.7)
2. The person fights or challenges another person to a fight, willfully disturbs another person by loud and unreasonable noise, or uses offensive language which could provoke a violent reaction. (Penal Code 415.5)
3. The person, without lawful business for being present, loiters around a school or reenters a school within 72 hours after he/she was asked to leave. (Penal Code 653b)
4. The person is required to register as a sex offender pursuant to Penal Code 290 AND DOES NOT HAVE ~~However, a registered sex offender may be on school grounds if he/she has~~ a lawful purpose and written permission from the principal or designee to be on school grounds. (Penal Code 626.81)

(cf. 1250 - Visitors/Outsiders)

(cf. 3515.5 - Sex Offender Notification)

5. The person is a specified drug offender, as defined in Penal Code 626.85, AND DOES NOT HAVE ~~However, a specified drug offender may be on school grounds with~~ written permission from the principal or designee TO BE ON SCHOOL GROUNDS. HOWEVER, SUCH SPECIFIED DRUG OFFENDER MAY BE ON SCHOOL GROUNDS DURING ANY SCHOOL ACTIVITY ~~or, if he/she is a STUDENT OR THE parent/guardian of a STUDENT child enrolled in that school, to attending~~ THE a school activity. (Penal Code 626.85)
6. THE PERSON WILLFULLY OR KNOWINGLY CREATES A DISRUPTION WITH THE INTENT TO THREATEN THE IMMEDIATE PHYSICAL SAFETY OF STUDENTS, STAFF, OR OTHERS WHILE ATTENDING, ARRIVING AT, OR LEAVING SCHOOL. (PENAL CODE 626.8)

DISRUPTIONS (cont.)

7. The person has otherwise established a continued pattern of unauthorized entry on school grounds. (Penal Code 626.8)

(cf. 1240 - Volunteer Assistance)
(cf. 4158/4258/4358 - Employee Security)
(cf. 6145.2 - Athletic Competition)

The principal or designee shall allow a parent/guardian who was previously directed to leave school grounds to reenter for the purpose of retrieving his/her child for disciplinary reasons, medical attention, or family emergencies, or with the principal or designee's prior written permission. (Penal Code 626.7, 626.85)

When directing any person to leave school premises, the principal or designee shall inform the person that he/she may be guilty of a crime if he/she: (Education Code 32211; Penal Code 626.7, 626.8, 636.85)

1. Fails to leave or remains after being directed to leave
2. Returns to the campus without following the schools posted registration requirements
3. Returns within seven days after being directed to leave

(cf. 0450 - Comprehensive Safety Plan)

WHENEVER AN INDIVIDUAL IS CAUSING OR THREATENING TO CAUSE A DISRUPTION AT ANY DISTRICT FACILITY OTHER THAN A SCHOOL CAMPUS, THE SUPERINTENDENT OR DESIGNEE MAY DIRECT THAT INDIVIDUAL TO LEAVE THE FACILITY CONSISTENT WITH THIS REGULATION AND THE ACCOMPANYING BOARD POLICY.

Appeal Procedure

Any person who is asked to leave a school building or grounds may appeal to the Superintendent or designee. This appeal shall be made no later than the second school day after the person has departed from the school building or grounds. After reviewing the matter with the principal or designee and the person making the appeal, the Superintendent or designee shall render his/her decision within 24 hours after the appeal is made, and this decision shall be binding. (Education Code 32211)

The decision of the Superintendent or designee may be appealed to the Board. Such an appeal shall be made no later than the second school day after the Superintendent or designee has rendered his/her decision. The Board shall consider and decide the appeal at its next scheduled regular or adjourned regular public meeting. The Board's decision shall be final. (Education Code 32211)

DISRUPTIONS (cont.)

IN ANY CIRCUMSTANCE WHERE A PERSON HAS BEEN DIRECTED TO LEAVE A SCHOOL BUILDING OR GROUND WHERE THE SUPERINTENDENT'S OR BOARD'S OFFICE IS SITUATED, HE/SHE MAY NEVERTHELESS ENTER THE SCHOOL BUILDING OR GROUND SOLELY FOR THE PURPOSE OF MAKING THE APPEAL. (EDUCATION CODE 32211)

Chino Valley Unified School District

Regulation approved: July 14, 2011

REVISED:

Chino Valley Unified School District

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Jeanette Chien, Ed.D., Asst. Superintendent, Educational Services
SUBJECT: NEW BOARD POLICY 3515.7 BUSINESS AND NONINSTRUCTIONAL OPERATIONS – FIREARMS ON SCHOOL GROUNDS

=====

BACKGROUND

Board policies, administrative regulations, and bylaws of the Board are routinely developed and revised as a result of changes in law, mandates, federal regulations, and current practice. The new Board Policy 3515.7 Business and Noninstructional Operations – Firearms on School Grounds reflects new law (SB 707, 2015), which eliminates the exception that had allowed persons with a Carry Concealed Weapon (CCW) license to possess a firearm on campus. Policy contains language which prohibits any person from possessing a firearm on campus, unless that person is specifically allowed such possession by law.

New language is provided in UPPER CASE.

Consideration of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education receive for information the new Board Policy 3515.7 Business and Noninstructional Operations – Firearms on School Grounds.

FISCAL IMPACT

None.

WMJ:JC:lmc

FIREARMS ON SCHOOL GROUNDS

THE BOARD OF EDUCATION IS COMMITTED TO PROVIDING A SAFE ENVIRONMENT FOR STUDENTS, STAFF, AND VISITORS ON CAMPUS. THE SUPERINTENDENT OR DESIGNEE SHALL CONSULT WITH LOCAL LAW ENFORCEMENT, INSURANCE CARRIERS, AND OTHER APPROPRIATE INDIVIDUALS AND AGENCIES TO ADDRESS THE SECURITY OF SCHOOL CAMPUSES.

(cf. 3515 - Campus Security)
(cf. 3515.2 - Disruptions)
(cf. 4158/4258/4358 - Employee Security)
(cf. 5131.4 - Student Disturbances)
(cf. 5131.7 - Weapons and Dangerous Instruments)

POSSESSION OF A FIREARM WITHIN 1000 FEET OF ANY DISTRICT SCHOOL IS PROHIBITED EXCEPT WHEN AUTHORIZED BY LAW. (PENAL CODE 626.9)

POSSESSION OF ANY OTHER UNAUTHORIZED WEAPON OR DANGEROUS INSTRUMENT IS PROHIBITED ON SCHOOL GROUNDS OR BUSES AND AT SCHOOL-RELATED OR SCHOOL-SPONSORED ACTIVITIES WITHOUT THE WRITTEN PERMISSION OF SCHOOL AUTHORITIES.

(cf. 5131.7 - Weapons and Dangerous Instruments)
(cf. 5144.1 - Suspension and Expulsion/Due Process)
(cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))

DISTRICT POLICY REGARDING THE POSSESSION OF FIREARMS AND/OR AMMUNITION ON SCHOOL GROUNDS SHALL BE INCLUDED IN THE DISTRICT'S COMPREHENSIVE SAFETY PLAN AND SHALL BE COMMUNICATED TO DISTRICT STAFF, PARENTS/GUARDIANS, AND THE COMMUNITY.

(cf. 0450 - Comprehensive Safety Plan)
(cf. 1112 - Media Relations)
(cf. 1113 - District and School Web Sites)
(cf. 1114 - District-Sponsored Social Media)

ANY PERSON SPECIFIED IN PENAL CODE 626.9(L)-(O) AND 30310 IS AUTHORIZED TO POSSESS A FIREARM AND/OR AMMUNITION ON SCHOOL GROUNDS. SCHOOL GROUNDS INCLUDE, BUT ARE NOT LIMITED TO, SCHOOL BUILDINGS, FIELDS, STORAGE AREAS, AND PARKING LOTS.

Legal Reference:

EDUCATION CODE

32281 Comprehensive safety plan
35160 Powers and duties of the board
35161 Powers and duties of the board; authority to delegate
38001.5 District security officers; requirements if carry firearm

FIREARMS ON SCHOOL GROUNDS (cont.)

PENAL CODE

626.9 Gun Free School Zone Act

830.32 District police department; district decision to authorize carrying of firearm

16150 Definition of ammunition

16520 Definition of firearm

26150-26225 Concealed weapons permit

30310 Prohibition against ammunition on school grounds

UNITED STATES CODE, TITLE 18

921 Definitions, firearms and ammunition

922 Firearms, unlawful acts

923 Firearm licensing

UNITED STATES CODE, TITLE 20

7151 Gun-Free Schools Act; student expulsions for possession of firearm

Management Resources:

WEBSITES

Office of the Attorney General: oag.ca.gov/firearms

Chino Valley Unified School District

POLICY ADOPTED:

Chino Valley Unified School District

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Jeanette Chien, Ed.D., Asst. Superintendent, Educational Services
**SUBJECT: SAN BERNARDINO COUNTY SUPERINTENDENT OF SCHOOLS
WILLIAMS FINDINGS DECILE 1-3 SCHOOLS FOURTH
QUARTERLY REPORT 2015/2016**

=====

BACKGROUND

California Education Code 1240 requires that the San Bernardino County Superintendent of Schools visit all decile 1-3 schools (Williams monitored schools currently based on the 2012 Academic Performance Index) identified in the county and report the results of findings on a quarterly basis to ensure compliance with the Williams Legislation.

Consideration of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education receive for information the San Bernardino County Superintendent of Schools Williams Findings Decile 1-3 Schools Fourth Quarterly Report 2015/2016.

FISCAL IMPACT

None.

WMJ:JC:lmc



July 15, 2016

Mr. Wayne M. Joseph, Superintendent
Chino Valley Unified School District
5130 Riverside Drive
Chino, CA 91710

Dear Mr. Joseph,

California Education Code section 1240 requires that I visit all deciles 1-3 schools (*Williams* monitored schools currently based on the 2012 Academic Performance Index [API]) identified in our county and report to you the results of my findings on a quarterly basis. The instructional materials sufficiency reviews, facilities inspections and School Accountability Report Card (SARC) reviews were conducted during the first quarter of the 2015-16 fiscal year and the findings were reported in October 2015. The teacher assignment monitoring and review process concluded in the fourth quarter of the 2015-16 fiscal year and results are included in this report.

In summary, there are no findings to report in the following areas:

1. **Instructional Materials**
2. **School Facilities**
3. **SARC**

My findings are as follows:

4. Teacher Assignment Monitoring

The teacher assignment monitoring and review process for the 2015-16 fiscal year began November 6, 2015 and concluded by report to the California Commission on Teacher Credentialing on July 1, 2016. Please see enclosure for teacher assignment monitoring findings. Keep in mind that the totals in columns B and C reflect numbers of individual class periods – not the number of teachers.

This report serves as your district's *fourth quarterly report* for the 2015-16 fiscal year. Please agendaize this report for your next regularly scheduled Board meeting.

It has been a pleasure to work in partnership with you and the staff of the Chino Valley Unified School District.

Sincerely,



Ted Alejandre
County Superintendent

Enclosure

cc: Mr. Andrew Cruz, Board President
Mrs. Jeanette Chien, *Williams* Liaison
Mr. Richard De Nava, SBCSS Assistant Superintendent, Business Services
Mrs. Barbara Alejandre, SBCSS Chief Intergovernmental Relations Officer

**Chino Valley Unified School District
Williams Teacher Assignment Monitoring Data
2015-16 Fiscal Year**

2012 API Cohort District	School Name	Enrollment	EL Enrollment	2012 Decile	(A) Number of classes with 20% or more English Learners	(B) Number of (A) with a teacher holding appropriate English Learner Authorization	(C) Number of (A) with a teacher not holding appropriate English Learner Authorization
Chino Valley Unified	Borba (Anna A.) Fundamental Elementary	592	305	3	20	20	0
Chino Valley Unified	Chino High	2369	242	3	77	77	0
Chino Valley Unified	Dickson Elementary	667	217	3	17	17	0
Chino Valley Unified	Marshall (E.J.) Elementary	484	135	3	13	13	0
Chino Valley Unified	Ramona Junior High	579	96	3	56	56	0
Chino Valley Unified	Walnut Avenue Elementary	721	318	2	20	20	0
		5,412	1,313		203	203	0

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Gregory J. Stachura, Asst. Supt., Facilities, Planning, and Operations
SUBJECT: REVISION OF BOARD POLICY 3270 BUSINESS AND NONINSTRUCTIONAL OPERATIONS - SALE AND DISPOSAL OF BOOKS, EQUIPMENT, AND SUPPLIES

=====
BACKGROUND

Board policies, administrative regulations, and bylaws are routinely developed and revised as a result of changes in law, mandates, federal regulations, and current practice. Board Policy 3270 Business and Noninstructional Operations - Sale and Disposal of Books, Equipment, and Supplies is being revised to reflect new language in paragraph four only.

New language is provided in UPPER CASE while old language to be deleted is ~~lined through~~.

Consideration of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education receive for information the revision of Board Policy 3270 Business and Noninstructional Operations - Sale and Disposal of Books, Equipment, and Supplies.

FISCAL IMPACT

None.

WMJ:GJS:pw

SALE AND DISPOSAL OF BOOKS, EQUIPMENT AND SUPPLIES

The Board of Education recognizes its fiscal responsibility to maximize the use of District equipment, supplies, instructional materials, and other personal property while providing up-to-date resources that facilitate student learning and effective District operations. When the Board, upon recommendation of the Superintendent or designee, declares any District-owned personal property unusable, obsolete, or no longer needed, the Board shall determine the estimated value of the property and shall decide whether the property will be donated, sold or otherwise disposed of as prescribed by law and administrative regulation.

(cf. 0440 - District Technology Plan)

(cf. 3512 - Equipment)

(cf. 6161.11 - Supplementary Instructional Materials)

(cf. 6163.1 - Library Media Centers)

The Board shall approve the price and terms of any sale or lease of personal property of the District.

If the Board members who are in attendance at a meeting unanimously agree that the property, whether one or more items, does not exceed \$2,500.00 in value, the property may be sold without advertising for bids. (Education Code 17546)

If the Board members who are in attendance at a meeting unanimously find that the value of the property is insufficient to defray the costs of arranging a sale, the property may be donated to a charitable organization deemed appropriate by the Board or may be disposed of by dumping IN DISTRICT TRASH. (Education Code 17546)

Instructional materials shall be considered obsolete or unusable by the District if they have been replaced by more recent editions or new materials selected by the Board, are not aligned with the District's academic standards or course of study, and have no foreseeable value in other instructional areas. Such materials may be sold or donated if they continue to serve educational purposes that would benefit others outside the District. Instructional materials are not appropriate for sale or donation if they meet any of the following criteria:

1. Contain information rendered inaccurate or incomplete by new research or technologies
2. Contain demeaning, stereotyping, or patronizing references to any group of persons protected against discrimination by law or Board policy

SALE AND DISPOSAL OF BOOKS, EQUIPMENT AND SUPPLIES (cont.)

3. Are damaged beyond use or repair

(cf. 0410 - Nondiscrimination in District Programs and Activities)
(cf. 1312.4 -Williams Uniform Complaint Procedures)
(cf. 6161.1 - Selection and Evaluation of Instructional Materials)
(cf. 6011 - Academic Standards)
(cf. 6143 - Courses of Study)

The Superintendent or designee shall establish procedures to be used whenever the District sells equipment or supplies originally acquired under a federal grant or subgrant. Such procedures shall be designed to ensure the highest possible return.
(34 CFR 80.32)

(cf. 3440 - Inventories)

Legal Reference:

EDUCATION CODE

17540-17542 Sale or Lease of Personal Property by one District to Another

17545-17555 Sale of Personal Property

35168 Inventory, Including Record of Time and Mode of Disposal

60510-60530 Sale, Donation, or Disposal of Instructional Materials

GOVERNMENT CODE

25505 District Property; Disposition; Proceeds

CODE OF REGULATIONS, TITLE 5

3944 Consolidated Categorical Programs, District Title to Equipment

3946 Disposal of Equipment Purchased With State and Federal Consolidated Application Funds

UNITED STATES CODE, TITLE 40

549 Surplus Property

CODE OF FEDERAL REGULATIONS, TITLE 34

80.32-80.33 Equipment and Supplies Acquired Under a Grant or Subgrant

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

California School Accounting Manual

Standards for Evaluating Instructional Materials for Social Content, 2013

WEBSITES

California Department of Education: www.cde.ca.gov

School Services of California, Inc.: www.sscal.com

Chino Valley Unified School District

Policy adopted: November 16, 1995

Revised: September 18, 2008

Revised: November 4, 2010

Revised: December 10, 2015

REVISED:

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Gregory J. Stachura, Asst. Supt., Facilities, Planning, and Operations
SUBJECT: **REVISION OF ADMINISTRATIVE REGULATION 3314 BUSINESS AND NONINSTRUCTIONAL OPERATIONS - PAYMENT FOR GOODS AND SERVICES**

=====
BACKGROUND

Board policies, administrative regulations, and bylaws are routinely developed and revised as a result of changes in law, mandates, federal regulations, and current practice. Administrative Regulation 3314 Business and Noninstructional Operations - Payment for Goods and Services is being revised to reflect updated laws and current District practice.

New language is provided in UPPER CASE while old language to be deleted is ~~lined through~~.

Consideration of this item supports the goals identified within the District's Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education receive for information the revision of Administrative Regulation 3314 Business and Noninstructional Operations - Payment for Goods and Services.

FISCAL IMPACT

None.

WMJ:GJS:pw

PAYMENT FOR GOODS AND SERVICES

Payments Related to FOR Construction CONTRACTS

Payment on any contract for the creation, construction, alteration, repair, or improvement of any District property or facility or other public works project shall be made in accordance with the estimates, process, and/or schedule approved by the Board of Education.

As necessary, the Superintendent or designee may make progress payments as actual work is completed or materials are delivered. When a payment request is properly submitted by a contractor, any undisputed portion of the payment request shall be paid within 30 days. If the Superintendent or designee determines any payment request to be improper, he/she shall return the payment request to the contractor with a written statement of reasons why the request is not proper. (Public Contract Code 9203, 20104.50)

(cf. 3312 - Contracts)

The District may withhold up to five percent of the proceeds due to the contractor until completion and acceptance of the project. (Public Contract Code 7201)

The proceeds to be withheld by the District may exceed five percent when the Board has made a finding, prior to the bid and during a properly noticed and regularly scheduled PUBLIC meeting, that the project is substantially complex and requires a higher retention amount than five percent. In such cases, the Board's finding SHALL INCLUDE A DESCRIPTION OF THE SPECIFIC PROJECT AND WHY IT IS A UNIQUE PROJECT. THE BID DOCUMENTS SHALL INCLUDE DETAILS EXPLAINING THE BASIS FOR THE FINDING and the actual amount to be withheld. ~~shall be included in the bid documents.~~ (Public Contract Code 7201)

(cf. 3311 - Bids)

(cf. 9320 - Meetings and Notices)

(cf. 9324 - Minutes and Recordings)

At any time after 50 percent of the work has been completed, the Board may release the withheld proceeds if it finds that satisfactory progress is being made. (Public Contract Code 9203)

~~Retention~~ Proceeds withheld by the District from payments to contractors for public works contracts shall be released within 60 days after the construction or improvement is completed. In the event of a dispute between the District and the contractor, the District may withhold from the final payment an amount not to exceed 150% PERCENT of the disputed amount. (Public Contract Code 7107)

Chino Valley Unified School District

Regulation Approved: November 16, 1995

Revised: September 4, 2008

Revised: March 1, 2012

REVISED:

CHINO VALLEY UNIFIED SCHOOL DISTRICT

Our Motto:

Student Achievement • Safe Schools • Positive School Climate
Humility • Civility • Service

DATE: August 18, 2016
TO: Members, Board of Education
FROM: Wayne M. Joseph, Superintendent
PREPARED BY: Gregory J. Stachura, Asst. Supt., Facilities, Planning, and Operations
SUBJECT: REVISION OF ADMINISTRATIVE REGULATION 7111 FACILITIES-EVALUATING EXISTING BUILDINGS

=====

BACKGROUND

Board policies, administrative regulations, and bylaws are routinely developed and revised as a result of changes in law, mandates, federal regulations, and current practice. Administrative Regulation 7111 Facilities-Evaluating Existing Buildings is being revised to reflect updated laws and current District practice.

New language is provided in UPPER CASE while old language to be deleted is ~~lined through~~.

Consideration of this item supports the goals identified within the District’s Strategic Plan.

RECOMMENDATION

It is recommended the Board of Education receive for information the revision of Administrative Regulation 7111 Facilities-Evaluating Existing Buildings.

FISCAL IMPACT

None.

WMJ:GJS:pw

EVALUATING EXISTING FACILITIES BUILDINGS

The Superintendent or designee shall periodically evaluate the adequacy, design, and conditions of existing District facilities to determine whether they meet the needs of the instructional program and provide a healthful and pleasing environment for students and staff. ~~Annually, the Director of Maintenance, Operations, and Construction~~ HE/SHE ALSO shall ~~conduct the Facilities Inspection Tool (FIT) inspection to~~ determine whether District facilities fulfill legal requirements for safety and structural soundness, access for the disabled, and energy conservation.

(cf. 0410 - Nondiscrimination in District Programs and Activities)
(cf. 3511 - Energy and Water Management)
(cf. 3514 - Environmental Safety)
(cf. 3515 - Campus Security)
(cf. 3516 - Emergencies and Disaster Preparedness Plan)
(cf. 3517 - Facilities Inspection)

In addition, the Superintendent or designee shall regularly calculate the capacity of existing school ~~facilities~~ BUILDINGS to adequately house the District's current students and projected enrollments.

Any identified needs for repair, modernization, or construction shall be incorporated into the District's facilities planning process.

(cf. 7110 - Facilities Master Plan)

Structural Safety

In the event that the Department of General Services or any licensed structural engineer or licensed architect finds and reports to the Board of Education that a District ~~facility~~ BUILDING is unsafe for use, the Superintendent or designee shall immediately obtain an estimate of the cost of repairs or reconstruction necessary to bring the ~~facility~~ BUILDING up to legal standards for structural safety. The Board shall establish a system of priorities for the repair, reconstruction, or replacement of unsafe school ~~facilities~~ BUILDINGS. (Education Code 17367)

A relocatable school ~~facility~~ BUILDING or structure shall meet the requirements of Education Code 17280-17317 and 17365-17374 pertaining to structural safety. ~~However, a relocatable facility that does not meet the requirements of Education Code 17280 may be used as a school facility until September 30, 2015, if all the conditions specified in Education Code 17292 are met and the Board so certifies to the Department of General Services.~~ (Education Code 17291, ~~17292~~)

EVALUATING EXISTING FACILITIES (cont.)

Energy Efficiency

To the extent that services are available, the Superintendent or designee shall arrange for the energy audit of school facilities to identify the type and amount of work necessary to retrofit ~~facilities~~ BUILDINGS and obtain an estimate of projected energy ~~cost avoidance~~ SAVINGS. The District may contract with qualified businesses capable of retrofitting these ~~facilities~~ BUILDINGS and may borrow funds which do not exceed the amount of energy ~~cost avoidance~~ SAVINGS to be accumulated from the improvement of the ~~facilities~~ BUILDINGS. (Education Code 17651-17653)

Legal Reference:

EDUCATION CODE

17070.10-17077.10 Leroy F. Greene School Facilities Act of 1998, especially:

17071.10-17071.40 Existing School Facility Capacity

17280-17316 Facility Approvals

17365-17374 Fitness for Occupancy

17650-17653 Retrofitting School Facilities for Energy Conservation

GOVERNMENT CODE

53097 Compliance with City or County Ordinances

53097.5 Inspection of Schools by City or County

CODE OF REGULATIONS, TITLE 2

1859-1859.106 Regulations Relating to the Leroy F. Greene School Facilities Act of 1998

Management Resources:

CSBA PUBLICATIONS

Maximizing School Board Governance: School Facilities Management

WEBSITES

California School Boards Association (CSBA): www.csba.org

California Department of Education, School Facilities Division: www.cde.ca.gov/ls/fa

California Energy Commission, Bright Schools Program: www.energy.ca.gov/efficiency/brightschoools

Coalition for Adequate School Housing: www.cashnet.org

Department of General Services, Office of Public School Construction: www.dgs.ca.gov/opsc

Chino Valley Unified School District

Regulation approved: August 21, 2008

REVISED: