



KERN HIGH SCHOOL DISTRICT

5801 Sundale Avenue
Bakersfield, CA 93309-2924
(661) 827-3154 FAX: (661) 827-3301

BOARD OF TRUSTEES

Regular Meeting
January 7, 2008

OFFICIAL MINUTES

PRELIMINARY

Call to Order

The January 7, 2008 Regular Meeting of the Board of Trustees of the Kern High School District was called to order at 6:00 p.m. by Board President, J. Bryan Batey, in Conference Room 'A' of the Administrative and Support Services Office, Kern High School District, 5801 Sundale Avenue, Bakersfield.

Members Present:

J. Bryan Batey, President
Joel Heinrichs, Vice President
Ken Mettler, Clerk
Bob J. Hampton, Member
Chad Vegas, Member

Member(s) Absent:

None

Administrative Staff Member(s) Present:

Donald E. Carter, Superintendent
William R. Jones, Assistant Superintendent, Personnel
Dennis Scott, Associate Superintendent, Business
Joe Thompson, Assistant Superintendent, Instruction
Graci Ashmore for Rebecca A. Shipley, Administrative Assistant to the Board of Trustees and Superintendent

Administrative Staff Member(s) Absent:

Rebecca A. Shipley,
Administrative Assistant to the Board of Trustees and Superintendent

Adoption of Agenda For Closed Session

Superintendent Carter announced no changes have been made to the Closed Session agenda. It was moved by Trustee Heinrichs, seconded by Trustee Batey and carried that the agenda for Closed Session be approved.

**Hearing of Citizens
on Closed Session
Agenda**

President Hampton asked if any citizen was present who wished to address the Board of Trustees on any item to be considered in Closed Session. Hearing no request to make comments, the Board adjourned to Closed Session at 6:00 p.m.

ADJOURNMENT TO CLOSED SESSION

**Adjournment to
Closed Session**

The following Closed Session agenda items were considered by the Board of Trustees:

Public Employee Administrative Appointments:

- a. Assistant Principal/Administration, Shafter High School
(Temporary Contract)
- b. Dean of Instruction, Shafter High School

Discussion of Student Matters

Student Expulsions and/or Reinstatements Report

Conference with Real Property Negotiator, Dennis Scott, Concerning Price and Terms for Property Location: Cottonwood Road and Di Giorgio Road, Northwest Corner, Bakersfield, CA. Parcel Number: 185-020-17 (57.73 Acres) and 185-370-06 (Portion of 9.77 Acres). Owner: Peter Ermigarat

ADJOURNMENT FROM CLOSED SESSION

**Adjournment from
Closed Session**

The Board of Trustees adjourned Closed Session at 6:45 p.m.

RECONVENING IN OPEN SESSION

**Reconvening in
Open Session**

The Board of Trustees reconvened in Regular Session at 7:02 p.m. in the Board Room of the Kern High School District Administrative and Support Services Office.

Flag Salute

Alan Paradise, Director of Pupil Personnel Services, led the Board of Trustees and members of the audience in the flag salute.

**Adoption of
Final Agenda**

It was moved by Trustee Hampton, seconded by Trustee Mettler and carried that the Final Agenda be approved with changes as announced by Superintendent Carter.

**Report from
Closed Session**

In Closed Session, the Board of Trustees approved the recommendations from the Kern High School District Hearing Panel on 117 discipline cases, including 116 students recommended for expulsion and one (1) student recommended for suspended expulsions. The Board of Trustees also received recommendations from various school sites regarding 40 suspended expulsions.

In Closed Session, Trustees approved the appointment of two administrators at Shafter High School, as follows: William Sandoval as appointed Assistant Principal

of Administration (Temporary Contract). Tracey Lozano was appointed Dean of Instruction. Both appointments will be effective January 8, 2008.

No other action was taken by the Board of Trustees in Closed Session.

A Special Board of Trustees Meeting has been scheduled for Monday, January 28, 2008 at 2:00 p.m. The next Regular Board of Trustees meeting has been scheduled for February 4, 2008.

**Approval of
Minutes from
Regular Board
Meeting of
November 5, 2007,
Special Board
Meeting of
November 26, 2007
and Annual
Organizational
Meeting of
December 10, 2007**

It was moved by Trustee Vegas, seconded by Trustee Hampton and carried that the minutes from the Regular Meeting of November 5, 2007, the Special Meeting of November 26, 2007 and the Annual Organizational Meeting of December 10, 2007 be approved as mailed.

SUPERINTENDENT'S REPORT

Superintendent's Comments on District Activities

**Recognition of Fall
Sports
Accomplishments**

Superintendent Carter shared the following accomplishments from teams and individual students in the Fall Sports programs:

Cross Country:

Centennial High School, CIF Central Section Girls' Team Champions, Division II
Foothill High School Student, Chris Schwartz, CIF State Champion/Valley
Champions, Division I

Centennial High School, CIF Central Section Boys' Team Champions, Division II

Football:

Bakersfield High School, CIF Central Team Champions, Division I

Girls' Tennis:

Liberty High School students, Darci Smith and Estefania Limpas, CIF Central
Section Double Champions, Division I

Stockdale High School, CIF Central Section Team Champions, Division I

Volleyball:

Centennial High School Varsity Team, CIF Central Section Division Girls'
Champions, Division II

**Appointment of
New School
Community
Liaison Officer**

Superintendent Carter reported he was pleased to announce his selection of David Olds to be the District's first ever School/Community Liaison Officer. Dave is currently the Principal of Centennial High and will assume his new responsibilities as soon as possible. The process by which the next Principal of Centennial High is determined will begin in the coming weeks. The responsibilities of this new administrative position will range widely and include school and community liaison, implementation of Quality Educational Investment Act (QEIA) programs at six KHSD campuses, development of more Career and Technical Education programs and growth matters associated with the opening of the District's next two new schools, a comprehensive change of the District's boundary plan, modernizations of two existing schools and construction of a new continuation school.

Dr. Carter reported, "Mr. Olds is a 30 year District veteran and well qualified to help facilitate the projects and programs required of a district which has grown almost 40 percent in the past 10 years to more than 37,000 students and is now the largest 9-12 high school district in the state and nation."

COMMUNICATIONS

Communications

No communications were shared with Trustees at the Board meeting. Superintendent Carter reported that all communications received for the Board of Trustees have been forwarded to the Trustees under separate cover.

HEARING OF CITIZENS

Hearing of Citizens

Kirk Sunderman talked to Trustees about his support of the agenda item regarding Single Sex Physical Education classes stating "I could not be in fuller support of it, of the motion. I'm just a little worried about the substantiality of it from page six of the handout." Mr. Sunderman was referring to page six of the PowerPoint presentation handout pages, which was included in the presentation later on. He was referring specifically to the second criteria for Single-Sex Classes, which is: To meet the particular, identified educational needs of its students provided that the single sex nature of the class or extra-curricular activity is substantially related to achieving that objective. "I wonder under what science you have to throw out this existing policy, but I do support the Same Sex physical education thing, and that's it."

REPORTS

Reports of District Organizations

**Kern High Faculty
Association**

No report

**Counselors'
Association**

No report

**California School
Employees Assoc.,
Chapter #81** No report

**California School
Employees Assoc.,
Chapter #747** No report

**Management
Advisory Council** No report

**Skilled Trades
Union** Absent

Supervisory Union Absent

**BOARD OF TRUSTEE REPORTS, INQUIRIES AND/OR ITEMS FOR
ACTION**

**BOARD OF
TRUSTEES
REPORTS,
INQUIRIES
AND/OR ITEMS
FOR ACTION**

Trustee Heinrichs reported a group of exchange students from Buchon, South Korea were in Bakersfield this week. A group of students from Bakersfield visited South Korea last summer. Bakersfield's coordinator is Mr. Frank Tripicchio. This week will include the Korean students shadowing their California host student in school, as well as tours of places like the Kern County Museum.

Trustee Mettler introduced some invited guests at the Board meeting from the Sikh community. Mr. Gurujodha Singh Khalsa was present at the meeting and talked to Trustees about the large population of Sikh people in the Bakersfield community. Mr. Khalsa thanked Trustees for the invitation to speak and commended the Kern High School District for doing a great job educating youth. He reported there are approximately 23,000 Sikhs in the Kern County community, with many residing in Bakersfield, Delano, and Dinuba areas. Many Sikhs have been in Kern County since the early 1900's and have been involved in the farming community. He talked about the "most distinctive style of dress" of the Sikh community, including the turban which covers the unshorn hair and is an integral order of faith to them. Mr. Khalsa talked about the Sikh youth, many of which attend Ridgeview High School. "Many keep their culture intact, keeping their hair long that they grow from birth and cover with the turban. The grace, dignity and historical significance of the turban and the Sikh culture is something that the Sikhs wish to communicate to other youth, so there is an understanding of the culture and not discrimination. Board President Batey thanked Mr. Khalsa for his presentation and for the Sikh community representatives for coming to the Board meeting.

**Report to the
Board of Trustees
Regarding
Consideration of**

A report to the Board of Trustees regarding consideration of canine detection services in the Kern High School District was placed on the Board agenda by Trustee Ken Mettler. Trustee Mettler reported he had some ideas and asked for the indulgence of other Trustees to see if there is merit in his ideas.

**Canine Detection
Services in the
Kern High School
District**

Trustee Mettler reported there are private services available to school districts for canine detection services and that he wanted to get proposals from these service companies to see what they could do for the Kern High School District. "The key is prevention. If we can do something that prevents drugs from being in our schools and we let people know that if they do bring drugs on campus, they will be caught, it is a great deterrent instead of always just reacting to the problem." Trustee Mettler reported the cost is just under \$50.00 an hour for a handler and the dog. "They are looking, of course, for a contracts where they come in once a month or once a quarter spending one-half a day going around the campus and the lockers. But we would have to get our heads together to determine the scope of what would be best." Trustee Mettler told Trustees he had researched this topic "pretty well".

Board President Batey asked Trustees if they had any questions regarding the proposal. Trustee Hampton reported he could not support the proposal because "presently the policy and the District have reasonable suspicion is plenty, and when we look at our monthly report of expulsions and suspensions, the rules are there for our campus supervisors. To put a canine on campus just destroys the educational atmosphere and, again, placing individual responsibility on our students is the way to go, rather than having a canine."

Trustee Vegas asked if a report had been prepared on this issue by staff. Assistant Superintendent Thompson confirmed that Alan Paradise, Director of Pupil Personnel, had prepared a major report for the Board's information, and was ready to present the information as requested by the Board. Trustee Mettler indicated he did not know a report was going to be presented by staff.

Assistant Superintendent Thompson reported that the research included the following areas:

- Costs of using the various private service companies;
- Legal aspects of what can and cannot be done (there are real legal limitations);
- The need for canine detection services, whether perceived or real; and
- Community perspective if this type of service is utilized and what type of message it sends to our parents and students.

Mr. Paradise reported there are two Central California companies which provide canine detection services to school districts. The first company is Interquest Detection Canines with a local branch in Tulare, California. Their cost is \$220-\$250 per site visit and they only use mild mannered breeds like Golden Retrievers and Springer Spaniels. Their services are utilized locally by Bakersfield Christian High School and Garces Memorial High School. The second company is Kontraband Interdiction and Detection Services (also known as KIDS). Their cost if \$200.00 for a half-day visit to a single site, depending on the District's contract. Labrador and Golden Retriever dogs are utilized, and their dogs are trained to detect small quantities of any illicit drugs, alcohol and pyrotechnics. Vicodin and Codeine are also detected. Their services have been utilized by Fresno Unified School District and William S. Hart Union High School District. KIDS operates out of Modesto, California.

Mr. Paradise reported that, to date, no student has been suspended as a result of a canine initiated search through the Interquest Detection Canines, and KIDS reports that 30-40 student “alerts” were produced at Golden Valley High School (from William S. Hart Union High School District) last year that did not produce anything.

Canine detection services provides for the searching of lockers, student cars in the parking lots and classrooms. Before a classroom is searched, students are allowed to leave the classroom and take their personal belongings with them.

Contact was also made with the Kern County Probation Department, which also utilizes canine detection services. Their dog is a Belgium Malinois, born and raised in Hungary (similar in appearance to a German Sheppard). This type of dog is a passive narcotics alert dog that will sit down to show an “alert”. Availability of their services, if Kern High School District is interested, is yet to be determined. Mr. Paradise reported “We have initiated discussions and know that they are in the process of purchasing a second narcotics alert dog.”

Schools Legal Service is preparing formal recommendations regarding the use of drug sniffing canines for the Kern High School District. A general summary of their perspective is that searches of lockers and cars in the student parking lots are permissible. However, searching students is strictly forbidden and classroom searches, in which students are removed from the classroom prior to a search, leaving their backpacks and jackets, would constitute an illegal seizure and, as such, would be a violation of the Fourth Amendment according to one Attorney General’s opinion.

Mr. Paradise concluded his report by pointing out the following valid points in an overview:

1. The District’s school sites are doing a great job identifying students that are under the influence or in possession of drugs.
2. Violations related to controlled substances are one of the top reasons students are expelled from the Kern High School District, accounting for nearly 30% of total expulsions and suspended expulsions.
3. The vast majority of these expelled students had contraband on their person, not in their car or in their locker.
4. Annual cost of hiring a private firm is around \$20,000, averaged at 20 sites, \$250./visit, four visits).
5. An important question that must be answered is whether or not canine searches of the student parking lot and lockers an effective deterrent to student use and possession of controlled substances.
6. The majority of school administrators spoken to regarding this issue see the value of the drug sniffing canines as a deterrent, but they do not have specific data to support this claim.

Assistant Superintendent Thompson reported, when you consider the number of student expulsions during the last three years for drug or alcohol related violations of the Education Code, it amounts to approximately 1.3% of the total student population. “Consider that the District also has a very aggressive discipline policy. We pursue these kinds of offenses very aggressively. Very few violations have been

cited for crack cocaine. The question is whether or not the District has a serious enough problem to bring in canine sniffing dogs, our humble recommendation is that there is not a problem enough to warrant utilizing these services.”

Trustee Vegas asked for clarification of Dr. Thompson’s comment of the amount of students suspended or expelled for drug use (1.3% of the total student body). “Are you saying that the problems (drugs/alcohol on campus) is being handled and does not warrant bringing in drug sniffing dogs?” Assistant Superintendent Thompson confirmed.

Trustee Mettler asked to respond to the points raised by Mr. Paradise in his report. He acknowledged there would be a cost to utilizing the dogs, and recommended that the District do a pilot program for a year, with one company doing half of the sites and the other company doing the other half. He reported he was alerted to this need by teachers. “We do have a high percentage, but there is quite a case load. These teachers were focused just on the drug use. What they perceived is more than what we are finding.” He then reported he had just returned from the annual California School Boards Association, where he had the opportunity to meet with the vendors from both companies.

Trustee Hampton asked for specifics from the teacher complaints Trustee Mettler reported about and asked if it was from the Kern High Faculty Association. Trustee Vegas reported he had received two emails from teachers about the drug problems. Trustee Hampton asked the President of the Kern High Faculty Association if they had concerns in this area. Mr. Olsen reported he was not aware of any problems in this area and asked that Trustees keep in mind the kind of educational environment which should be there for student learning.

In closing, Assistant Superintendent Thompson reported that the vast majority of students who are caught in possession of drugs or alcohol have the illegal items in their possession, and not in their locker or in their car in the student parking lot. If you have a policy where the District can only search the lockers, the kids will catch on quickly.

Trustee Mettler cited the school districts in California who are currently utilizing the services of either KIDS or InterQuest, stating “I just think it would be better to look at prevention instead of reaction.”

**Report to the
Board of Trustees
Regarding
Consideration of
Pre-Employment
Drug Screening in
the Kern High
School District**

The second agenda item placed on the agenda by Trustee Mettler was in reaction to “should we be doing more in our pre-employment drug screening for employees who work for our District?” Trustee Mettler reported he had done research and “there is precedent for doing pre-employment drug screening. This is not random drug screening. This is required of anyone applying for a job. It would apply to all employees. You cannot just pick and choose. It would be for anyone – administrative to certificated to classified.” Trustee Mettler reported the pre-employment drug screening would take place after an conditional offer of employment is made to a candidate. There are also various level of drug tests, but it would be in the \$100 range per candidate. Trustee Mettler reported it would be a good insurance policy to do all of the due diligence. “Many districts do this and many districts have the cost paid by the applicant and in other cases, the district pays. It can also screen for alcohol.”

The staff report on consideration of pre-employment drug screening was given by Bill Jones, Assistant Superintendent of Personnel. Mr. Jones reported there is one case from the State of California (City of Glendale/1997) approximately ten years ago, from which the law states the pre-employment drug screening test has to be part of a pre-employment comprehensive physical exam. It cannot be just a drug screening, and everyone has to do it. It is a suspicion-less, random test once the job offer has been made. In terms of investigative work, there would be quite a bit more to investigate. Candidates would be sent to a drug lab/medical facility selected by the District, and there must be a medical review officer, who would work outside of the Personnel Division and in contract to the Kern High School District. All information is confidential. That means, that even though the candidate is hired, the medical information cannot go into their personnel file.

The courts have specified appropriate procedures for everything related to pre-employment screening, including how the urine analysis is taken to how medical information is disclosed including current prescriptions of the candidate. Any pre-existing medical condition would have to be disclosed to the medical review officer (doctor) as part of the physical exam.

Currently employees working in the area of transporting students (bus drivers) for the Kern High School District are subject to both a pre-employment and random drug test. Assistant Superintendent Jones reported those tests have revealed as many as 18 different prescription drugs, treating everything from high blood pressure, to diabetes, to heart conditions. Even when researching court cases dealing with pre-employment drug screening, the cases are directly involved in the area of transportation – including the railroad, bus drivers, etc. “The things that came out of the Glendale case is 1) a school district, as the employer, must first make a conditional offer of employment and then move ahead with the physical examination/testing requirement; 2) the conditional offer of employment means that, if the employee passes the physical examination/drug screening, they are hired.”

Trustee Hampton asked if the District would consider random drug screening for all other employees. Assistant Superintendent Jones responded that the request from Trustee Mettler only related to pre-employment drug screening, and the California courts have rules that drug screening related to promotion is not constitutional in California.

Trustee Batey asked about the possibility of a candidate stopping the use of drugs until after they have the job, then starting up using drugs again. Assistant Superintendent Jones responded that could happen; however, there would be signs in the employee’s performance and those would be dealt with through the discipline policies already in place. In those cases, the current employee could be tested because they have come to work under the influence of something. But, random testing could not take place.

Trustee Vegas asked about the cost of putting this program in place. Assistant Superintendent Jones reported the cost is unknown at this time because the description of the pre-employment physical examination and drug screening would have to be developed, which would give the potential cost of the program.

Each spring there is a major recruiting effort across the United States by the Kern High School District to find teacher candidates. Superintendent Carter asked if such a program would deter candidates from seeking employment in the Kern High School District. Assistant Superintendent Jones responded that brief discussions within his division have indicated concern over the perception within the recruiting packet which states that before a candidate can consider employment with the District, they must pass a drug screening test, while a candidate could seek employment in the Los Angeles area for a higher salary and no drug screening.

Assistant Superintendent Jones reported the next step would be to determine which school districts utilize this as a pre-screening tool, and what their costs are. The estimate is that 800-1,000 annual screenings would be processed for the District. There is an assumption also, if the pre-employment drug screening and physical examination are added as an employment requirement, it would also apply to substitute employees.

Trustee Mettler talked in support of adding this requirement calling it another tool of verification for employment candidates. Trustee Hampton asked Trustee Mettler if he would support random drug screening, if it were considered legal in the State of California. Trustee Vegas responded by stating, "If we could have legal drug screens, that would probably be effective. The thing that Ken and I are interested in hearing more about is how this is necessarily affected. I have a lot of buddies who, in the past, who used drugs and we were smart enough to know the 30-day waiting period prior to employment, and then commence afterwards. So I am a bit concerned if it were effective, without it being a random in employment kind of drug testing." Trustee Mettler encouraged more research on this topic stating that a lot of school districts are already doing a pre-employment screening with the cost born by the candidate.

Assistant Superintendent Jones reminded Trustees of the issues which would be directly related to negotiations with the employee groups. At this time, the President of the Kern High Faculty Association is the only one who has reviewed information on the court cases. He reported if it is the pleasure of the Board, his division would research for additional information. No direction was relayed from the Board of Trustees.

**Report to the
Board of Trustees
Regarding
Consideration of
Single Sex Physical
Education Classes**

Trustee Mettler reported this agenda item came about through casual conversations with a few teachers about the merits of single sex physical education classes. The questions which he wanted investigated included: Is this a good thing? Should we do it? What are the pros and cons? The Bakersfield Californian recently published an article about the fitness levels of students. That, along with physical education test results, prompted this inquiry as a parent.

Trustee Mettler reported that students have told him they don't even sweat in physical education classes. "The other things that come up, maybe it is a disservice to some girls, and some boys. If we are able to offer a physical education class that is single sex, it has to be voluntary. That is the key component. If it is voluntary and we have kids that say, hey I think I'll do better in a single sex class, and we can legally do it, why wouldn't we avail them of that choice. Some kids will choose coed, others will want single sex. There are a lot of reasons, and I've heard kids give

a lot of differing reasons. But I think there is a segment of our kids out there that would feel more comfortable in a single sex setting.

Trustee Mettler continued to report that “Title IX was modified enough to say that if, on a voluntary basis a district can offer this, it is a scheduling issue, but it should not be a cost issue. Also, the teachers have complained about management issues in that you have a female teacher and some of her males in the class are in the gym, now she has to team-teach with a male teacher in order get them out of there. So, in their opinion, they are wasting some time on management and some time on discipline, whereas maybe a single sex class would service some of these kids better. I can’t say that one is better than the other. It’s just that if we can service them, and if there’s a demand, why not?”

Trustee Vegas asked for clarification on Trustee Mettler’s proposal because the public view is that he was asking for all physical education classes to become single sex classes. Trustee Mettler responded that the key word if voluntary. Trustee Vegas then asked that the current schedule would largely as it is, but allowing for single sex classes? Trustee Mettler responded that if enough kids respond with asking for single sex classes, then the schedule should be shifted to accommodate these kids. “In my estimation, we have enough staff, we have enough facilities, we could accommodate those who want to be in a single sex class. It would be a scheduling issue. Again, it’s not all of the teachers, it’s a few teachers – male and female – that have said this to me.” He reported there is a lot of research on the internet about this subject and how a lot of countries, like England, Australia, Scotland, in particular, are going back to single sex physical education classes, due in a large part to the large percentage of obesity.

Staff Report

Assistant Superintendent Thompson presented an in-depth report in response to Trustee Mettler’s inquiry. Title IX of Education Amendments of 1972 prohibits sex discrimination in classes and extra-curricular activities in elementary and secondary schools. Amendments to Title IX were made effective October, 2006 which provided guidelines for single-sex classes (Section 106.34). The amendment allowed single-sex classes in contact sports in physical education, for ability grouping in physical education classes, for choruses, and for human sexuality classes. The law requires that within classes and extra-curricular activities, each single-sex class or extra-curricular activity has to be based on the recipient’s important objective. School districts must establish a sound educational basis for single-sex classes. There must be a “researched” plan for establishing single-sex classes.

There are two main criterion, which must be met, for a district to offer single-sex classes:

- To improve educational achievement of its students, through a recipient’s overall established policy to provide diverse educational opportunities, provided that the single-sex nature of the class or extra-curricular activity is substantially related to that objective; or

- To meet the particular, identified educational needs of its students, provided that the single-sex nature of the class or extra-curricular activity is substantially related to achieving that objective.

Secondary schools may provide non-vocational single-sex classes or extra-curricular activities provided that:

1. The recipient (school district) implements its objective in an even-handed manner.
2. Student enrollment in a single-sex class is completely voluntary.
3. The recipient provides to all other students, including the students of the excluded sex, a substantially equal coeducational class in the same subject or activity.
4. Recipient offers the same or similar class to the opposite sex.

School districts must conduct periodic evaluations to ensure that single-sex activities are based on genuine justifications and do not rely on overly broad generalizations about the different talents, capacities, or preferences of either sex and that classes are substantially related to the achievement of the important objective for the class.

Summary of Report Regarding Offering Single-Sex Physical Education Classes:

1. Implementation must be unbiased with respect to males and females.
2. Enrollment in single-sex courses must be completely voluntary.
3. Schools must provide all students substantially equal coeducational class or activity in the same subject.
4. If the district provides single-sex course for one sex, it may provide a similar course to the other.
5. After establishing a single-sex course or activity, schools must conduct self evaluations of the course or activity at least every two years, and be prepared to present the self-evaluations.
6. The evaluation must ensure a substantial relationship between the single-sex nature of the class or activity and achievement of the “important objective”.
7. Schools/districts are required to guarantee there are genuine justifications for the course or activity.
8. Schools/Districts may not rely on overly broad generalizations about the talents, capacities, or preferences of either sex.

Assistant Superintendent Thompson reported that contact had been made with a number of school districts in California to determine first if school districts were aware of the changes in Title IX and, secondly, to determine if any were offering single-sex physical education class. Of the districts contacted, not one district was offering single-sex classes to their ninth and tenth grade students. Districts contacted include Anaheim Union High School District, Chaffey Union High School District, Delano High School District, Fresno City Unified School District, Merced Union High School District, Escondido Union High School District, and Long Beach

Unified School District. Long Beach Unified School District did confirm they have a voluntary/elective class for their juniors and seniors.

No matter how the students are grouped, it is still required that the California Physical Education framework be taught for ninth and tenth grade students. There is a cost factor. For example, one school may have four or five physical education classes taught during a given period. Depending on how students would sign up for their classes, at least one new section of physical education would have to be added to the Master Schedule to each period. With five or six periods of classes added to the Master Schedule, that would mean the addition of one additional teacher to the schedule. Additional resources would be required for scheduling issues. Other issues would include a survey to determine whether or not the parent desires their student to be enrolled in a single-sex physical education class. Assistant Superintendent Thompson concluded his report by stating, "We have the obligation, no matter what someone's desire is, to follow the intent of Title IX."

Trustee Vegas spoke in favor of the survey and reported that he, too, had received some emails and telephone calls from parents who are in support. "It's great that some students want to take physical education a bit more seriously that they feel comfortable doing because they feel a bit humiliated about their athletic ability with girls present or being made fun of by some of the guys who are more dominant. The girls, on the other side, is their concern of comments that are made by boys. But that's a small sample of people who have emailed me."

Superintendent Carter added to the discussion by referring to an assumption that this would not cost the District any additional funding. "As we review the law, if you are going to offer a voluntary single sex class for boys, then you have to offer it for girls. As we look at the master schedules, adding a choice of single-sex physical education would probably add two PE-9 classes. If that is true at the 9th grade, it will also be true for the 10th grade. For each period that a single sex class is offered, you have to offer two additional sections – one for girls and one for boys – above and beyond the current staffing level. In terms of the cost, that means you either spend more on hiring physical education teachers, or at the current level of staffing, that has to come from the elective program.

Reports have been given to Trustees in the past about the current decline and decay in the elective programs as a result of the California High School Exit Exam and the accountability movement for students who are giving up their elective spots in their junior and senior years to take remedial classes. It is very important, therefore, to remember that this item is a cost item as it is considered – and coming at a time when the fiscal outlook for the State of California is not rosy. Assistant Superintendent Thompson also reminded Trustees of the increased impact on school facilities.

Trustee Batey asked if it would be legal and financially possible to do a pilot program at one or two campuses, rather than district-wide, in order to determine the interest from students in a single-sex program. Assistant Superintendent Thompson encouraged Trustees that whatever they do for one (school), they do for all schools. "You just can't pick out certain schools." Trustee Batey continued commenting that if the class is voluntary and there is interest at one school, but not another, it made sense to only offer the choice where there is student interest.

Trustee Heinrichs reported having this item on the agenda for discussion was a good idea because the job of the trustee is to make all programs better. "I am not confident that our current physical education program performs like we want it to in many cases. If this would, in fact, improve the performance of our kids and improve their ability to fit, then that's a good thing. But it's not simple. There's legal issues, and more importantly, there's particular cost issues. So before it ever goes to a survey, I'd like to hear what the faculty thinks about this. I'd like the physical education faculty to look at this and give us some advice back. They know their research better than we do. If we do hear that this proposal has merit to be worth the trouble, then I would like to have the survey. I also like the idea of doing the program on a pilot basis." Trustee Heinrichs also requested that the feedback from the physical education faculty include research information and performance data that shows it improve learning.

Trustee Hampton commented that sometimes trustees don't take the time to ask other Trustees about issues, especially when they have a particular area of expertise. "In this particular area, you should have asked me, Ken. I have a masters degree in physical education from the great University of Southern California and maybe we could have gotten the answers to this."

Concluding Discussion Regarding Trustee Mettler's Agenda Items as Detailed Above:

Board President Batey acknowledged the extensive staff reports and responses which had been given on each of the three agenda items placed on the agenda by Trustee Mettler. He asked Trustee Mettler if he desired information from the individual Trustees regarding their interest in future reports, information and/or action items on each of the three items. He also concluded that there had been good discussion and good questions on each of the agenda items.

SUPERINTENDENT'S OFFICE

No Items.

INSTRUCTIONAL SERVICES

**Report from Kern
County
Superintendent of
Schools Regarding
Williams Lawsuit
Settlement School
Visits**

California Education Code Section 1240 requires county superintendents to visit schools that were ranked in deciles 1-3 on the 2006 Base Academic Performance Index (API) to determine if there are sufficient standards-aligned instructional materials in specific areas. Sufficient textbooks or instructional materials, or both, is defined in the law to mean that each pupil, including English learners, has such standards-aligned materials to use in class and to take home. The law also requires that the county superintendent notify each school within five days of the visit of findings related to an insufficiency of instructional materials within the four core

areas (English Language Arts, Mathematics, Science and History-Social Science). In a letter dated October 29, 2007, Pat Alexander, Administrator of the Division of Instructional Services, Kern County Superintendent of Schools, reports that accurate data had been received related to the sufficiency of instructional materials. A copy of the complete report is on file with these official minutes and was included in the Board packet under separate cover.

**Quarterly Report
on Williams
Lawsuit Uniform
Complaints**

The Quarterly Report on Williams Uniform Complaints for the period of October 1, 2007 through December 31, 2007 was presented to the Board of Trustees for information only. No complaints have been filed with any school in the Kern High School District during this quarterly period. The required report is a result of the Williams lawsuit legislation where school districts are required to meet certain requirements now enumerated in Education Code §35186. A copy of the report is on file with these official minutes.

Courses of Study

Courses of Study for Arvin, Centennial, Golden Valley and Stockdale high schools, were presented to the Board of Trustees for information only. The courses of study will be on file in the Division of Instruction and available for public inspection until the next regular Board of Trustees meeting, when they will be presented for action to approve.

PERSONNEL SERVICES

Personnel Report

It was moved by Trustee Hampton, seconded by Trustee Vegas and carried that the Personnel Report be approved as presented.

**PUBLIC
HEARING on
Submission of
Application for
Provisional
internship
Permit(s) to
California
Department of
Education for
Certain Public
Certificated
Employees**

The California Commission on Credentialing discontinued the issuance of multiple subject, single subject and education specialist emergency permits, and implemented the provisional internship permits as of June 6, 2006. The Office of Administrative Law approved the addition of Title 5 Section 80021.1, Pertaining to Provisional Staff Permits on June 4, 2005. This permit is available when the employing agency knows that there will be a teacher vacancy, yet is unable to recruit a suitable candidate.

A Public Hearing was declared open at 8:34 p.m. to receive public comments on the submission of an application for Provisional Internship Permit(s) to the California Department of Education for certain public certificated employees. No comments were received and President Batey declared the Public Hearing closed at 8:35 p.m.

**Approval of
Submission of
Application for
Provisional
Internship
Permit(s) to
California
Department of**

It was moved by Trustee Hampton, seconded by Trustee Vegas and unanimously carried that the Resolution approving the submission of the application for Provisional Internship Permit(s) to the California Department of Education for certain public certificated employees be approved. A complete list of the certificated employee is on file with these official minutes.

Education for
Certain Public
Certificated
Employees

2008-2009 Student
Attendance
Calendar

The proposed 2008-2009 Student Attendance Calendar was presented to the Board of Trustees for information only. It will be submitted as an action item to approve at the February 4, 2008 Board meeting. The approved calendar sets the first day of first semester on Monday, August 18, 2006 and concluding on Friday, December 19, 2008. Second semester begins Monday, January 6, 2009 and concludes on Thursday, May 28, 2009. A non-student inservice day has been scheduled for Monday, January 26, 2009.

BUSINESS SERVICES

Information on the
Kern High School
District Wellness
Policy and
Recommendation
for Additions in the
Kern High School
District
Administrative
Code

Deleted from Final Agenda – No Action Taken

ADMINISTRATIVE REPORT

Items required by law and/or items in accordance with the District Administrative Code and/or the Education Code

Administrative
Report

It was moved by Trustee Hampton, seconded by Trustee Vegas and carried with a unanimous vote to approve the Administrative Report as presented.

Superintendent's Office

No items

Instructional Services

1. Approval of the courses of study for Arvin, Centennial, Golden Valley and Stockdale high schools. These courses of study have been on file in the Office of Instruction and available for public inspection since the last board meeting.
2. Approval of the following short-term consultant:

- **Schools Attuned/Mr. Dave Schmid** to conduct a training of East Bakersfield High School staff members on collaboration models and effective group facilitation. *Funding Source: Categorical/QEIA Funds/East Bakersfield High School*
3. Approval of the following out of area trips:
- **Bakersfield High School Wind Ensemble** to travel to Washington, D.C. on March 5-9, 2008 to attend twp clinics conducted by Anthony Maiello at George Mason University. They will also participate in performances at the Pentagon and Jefferson Memorial.
 - **South High School JROTC** to travel to Las Vegas, NV, on March 7-9, 2008 to participate in the Physical Training and Colorguard Competition.

All of the necessary information (itinerary, travel arrangements, cost, etc.) have been provided in accordance with District Extra-Trip guidelines.

Personnel Services

No Items

Business Services

1. Sale of Tax-defaulted property by Kern County Treasurer and Tax Collector.
2. Approval to accept a donation of \$500 from the Kern Schools Federal Credit Union in support of costs related to Virtual Enterprise and the Regional Occupational Center for the Trade Fair held in Bakersfield.
3. Approval to accept a donation from James Crawford of computer components for repairing equipment and as learning tools within the Computer Technologies Program at the Regional Occupation Center.
4. Approval to accept a cash donation from the Shafter Rotary Foundation in the amount of \$500 for the purchase of miscellaneous wrestling equipment at Shafter High School.
5. Approval to accept a cash donation in the amount of \$1000 from the Shafter Rotary Foundation for the purchase of various fiction and non-fiction books for the newly remodeled library at Shafter High School.
6. Authorization to enter into an agreement with Kern High School District and City of Bakersfield. The proposed agreement will provide use of pool facilities at McMurtrey Center, Silver Creek, and Dr. Martin Luther King Junior Pool for recreational and competitive purposes.

7. Authorization to enter into an agreement with Kern High School District and Bakersfield Life Center. The proposed agreement will provide off-site facilities for Adult Education classes. Term of agreement is November 1, 2007 to June 30, 2009.
8. Authorization to enter into an agreement with Kern High School District and Golden Castle. The proposed agreement will provide off-site facilities for Adult Education classes. Term of agreement is February 2007 to June 30, 2009.
9. Authorization to enter into a memorandum of understanding with Kern High School District/Bakersfield Adult School and Salvation Army Adult Rehabilitation Center. The proposed understanding will provide General Education Diploma (GED)-Distance Learning (DL) classes. Term of understanding is November 29, 2007 to June 30, 2009.
10. Authorization to enter into a memorandum of understanding with Kern High School District/Bakersfield Adult School and Norris School District. The proposed understanding will provide English as a Second Language (ESL) and/or Community-based English Tutoring classes. Term of understanding is November 1, 2007 to June 30, 2009.
11. Authorization to extend the real property lease agreement for facility located at 12556 Jomani Drive. Temporary warehouse space is required in order to receive furniture and equipment during Mira Monte High School and Independence High School construction projects, Arvin High School Modernization and East Bakersfield High School Modernization projects. Additional storage is used for other district furniture needs. Term of agreement is May 1, 2008 to April 30, 2009. The cost is \$7,412.00.
12. Authorization to extend Request for Qualifications (RFQ) No. 1405 – Architectural Services for Multiple Maintenance and Operations and Other Projects with the following firms for a term until February 1, 2007:
 - a. BFGC Architects Planners, Inc.
 - b. GKK Architects div. of GKK Corporation
 - c. Inland Architects
 - d. J.M.P.E. Electrical Engineering
 - e. JZMK Partners
 - f. Klassen Corporation
 - g. Leach and Leach Architects
 - h. Ordiz-Melby Architects, Inc.
 - i. Osborn Architects
 - j. Rachlin Architects, Inc.
 - k. Renfro & Cuningham, Inc.
13. Authorization to extend Bid No. 1649 – District-wide Purchase of Custodial Supplies for the second year of a potential three year contract. Clean Source proposed a 4.06 % increase for the second year contract. The first year contract usage was approximately \$ 333,276.00.

14. Authorization to rescind award of the following line items of Bid No. 1684 – District-wide Purchase of Groceries from Newport Farms in the total amount of \$38,693.84, due to manufacturer pricing:

Line Item No. 72	Muffin-Double Chocolate
\$8,004.50	
Line Item No. 64	Muffin-Chocolate-Sweet Potato
\$7,587.00	
Line Item No. 70	Cookies-L.F. Chocolate Chip
\$1,889.57	
Line Item No. 38	Juice-Apple-Frozen
\$2,744.00	
Line Item No. 39	Juice-Grape-Frozen
\$1,046.25	
Line Item No. 37	Juice-Orange-Frozen
\$5,802.00	
Line Item No. 122	Canola Oil
\$3,304.60	
Line Item No. 59	Jalapeno Peppers
\$8,305.92	

15. Ratification of recordation of the Notice of Completion for Bid No. 1718 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Structural Concrete – Building 500. This Notice of Completion recorded on November 21, 2007.
16. Ratification of recordation of the Notice of Completion for Bid No. 1720 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Electrical – Building 500. This Notice of Completion recorded on November 19, 2007.
17. Ratification of recordation of the Notice of Completion for Bid No. 1721 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Plumbing – Building 500. This Notice of Completion recorded on November 19, 2007.
18. Ratification of recordation of the Notice of Completion for Bid No. 1722 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Fire Sprinklers – Building 500. This Notice of Completion recorded on November 19, 2007.
19. Ratification of recordation of the Notice of Completion for Bid No. 1723 – Shafter High School Growth Expansion, Modernization and New Cafeteria: HVAC and Sheet Metal – Building 500. This Notice of Completion recorded on November 19, 2007.
20. Ratification of recordation of the Notice of Completion for Bid No. 1726 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Structural Steel, Miscellaneous Iron, Metal Decking, and Railings – Building 500. This Notice of Completion recorded on November 19, 2007.

21. Ratification of recordation of the Notice of Completion for Bid No. 1735 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Finish Carpentry – Building 500. This Notice of Completion recorded on November 19, 2007.
22. Ratification of recordation of the Notice of Completion for Bid No. 1738 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Acoustical Ceilings and Wall Panels – Building 500. This Notice of Completion recorded on November 19, 2007.
23. Ratification of recordation of the Notice of Completion for Bid No. 1740 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Painting – Building 500. This Notice of Completion recorded on November 19, 2007.
24. Ratification of recordation of the Notice of Completion for Bid No. 1741 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Drywall, Cold Formed Metal Framing and Gypsum Wallboard – Building 500. This Notice of Completion recorded on November 19, 2007.
25. Ratification of recordation of the Notice of Completion for Bid No. 1742 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Lath and Plaster – Building 500. This Notice of Completion recorded on November 19, 2007.
26. Ratification of recordation of the Notice of Completion for Bid No. 1743 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Floor Covering – Building 500. This Notice of Completion recorded on November 19, 2007.
27. Ratification of recordation of the Notice of Completion for Bid No. 1744 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Food Service Equipment – Building 500. This Notice of Completion recorded on November 30, 2007.
28. Ratification of recordation of the Notice of Completion for Bid No. 1747 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Tile – Building 500. This Notice of Completion recorded on November 19, 2007.
29. Ratification of recordation of the Notice of Completion for Bid No. 1769 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Aluminum Entrances, Storefront, Glass and Glazing – Building 500. This Notice of Completion recorded on November 19, 2007.
30. Ratification of recordation of the Notice of Completion for Bid No. 1770 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Structural Concrete – Buildings 100-400 and 600-1200. This Notice of Completion recorded on November 21, 2007.

31. Ratification of recordation of the Notice of Completion for Bid No. 1778 – Shafter High School Growth Expansion, Modernization and New Cafeteria: On and Off Site Concrete and Reinforcement – Buildings 100 and 500. This Notice of Completion recorded on November 21, 2007.
32. Ratification of recordation of the Notice of Completion for Bid No. 1779 – Shafter High School Growth Expansion, Modernization and New Cafeteria: On Site Concrete and Reinforcement – Buildings 100 and 500. This Notice of Completion recorded on November 21, 2007.
33. Approval of Change Order No. 4 for Bid No. 1748 – Shafter High School Growth Expansion, Modernization and New Cafeteria: Asbestos/Lead Abatement & Selective Demolition – Buildings 200, 300, 400, and 900: (Growth)
- | | |
|---------------------------|--------------------------------------|
| Contractor: | TEG/LVI Environmental Services, Inc. |
| Original Contract Amount: | \$ 713,160.00 |
| Adjusted Contract Amount: | \$ 753,253.80 |
| This <u>Decrease</u> : | \$ (1,249.00) |
| New Total: | \$ 752,004.80 |
34. Approval of Change Order No. 8 for Bid No. 1749 – Shafter High School Growth Expansion Modernization and New Cafeteria: Electrical, Building 500: (Modernization)
- | | |
|---------------------------|----------------------|
| Contractor: | A-C Electric Company |
| Original Contract Amount: | \$ 2,774,755.00 |
| Adjusted Contract Amount: | \$ 2,819,124.51 |
| This <u>Decrease</u> : | \$ (14,931.51) |
| New Total: | \$ 2,804,193.00 |
- Decrease of 5 calendar day to December 25, 2007
35. Approval of Change Order No. 7 for Bid No. 1752 – Shafter High School Growth Expansion, Modernization, and New Cafeteria: Plumbing – Buildings 100, 200, 300, 400, 600, 700, 800, 900, 1000, 1100, and 1200: (Modernization)
- | | |
|---------------------------|-----------------------|
| Contractor: | American Incorporated |
| Original Contract Amount: | \$ 437,174.80 |
| Adjusted Contract Amount: | \$ 464,822.61 |
| This <u>Increase</u> : | \$ 21,478.76 |
| New Total: | \$ 486,301.37 |
- Increase of 11 calendar days to September 13, 2007
36. Approval of Change Order No. 13 for Bid No. 1782 – Shafter High School Growth Expansion, Modernization, and New Cafeteria: Insulation: (Modernization)
- | | |
|---------------------------|---|
| Contractor: | Alcal Arcade Contracting, Inc. dba Insulcom |
| Original Contract Amount: | \$ 59,370.00 |
| Adjusted Contract Amount: | \$ 115,780.00 |

This Increase: \$ 5,033.00
New Total: \$ 120,813.00
Increase of 6 calendar days to April 14, 2008

37. Approval of Change Order No. 14 for Bid No. 1782 – Shafter High School Growth Expansion, Modernization, and New Cafeteria: Insulation: (Modernization)

Contractor: Alcal Arcade Contracting, Inc. dba Insulcom
Original Contract Amount: \$ 59,370.00
Adjusted Contract Amount: \$ 120,813.00
This Increase: \$ 5,331.00
New Total: \$ 126,144.00
Increase of 5 calendar days to April 19, 2008

38. Approval of Change Order No. 15 for Bid No. 1782 – Shafter High School Growth Expansion, Modernization, and New Cafeteria: Insulation: (Modernization)

Contractor: Alcal Arcade Contracting, Inc. dba Insulcom
Original Contract Amount: \$ 59,370.00
Adjusted Contract Amount: \$ 126,144.00
This Increase: \$ 4,950.00
New Total: \$ 131,094.00
Increase of 3 calendar days to April 22, 2008

39. Approval of Change Order No. 7 for Mira Monte High School (Comprehensive High School No. 1-2004) Portion Two for a total of \$129,670.41, as follows:

- a. Bid No. 1808-07 – Onsite Underground

Contractor: Papich Construction Co., Inc.
Original Contract Amount: \$ 2,749,800.00
Adjusted Contract Amount: \$ 2,948,169.27
This Increase: \$ 1,148.09
New Total: \$ 2,949,317.36

- b. Bid No. 1813-01 – On and Offsite Concrete and Reinforcement

Contractor: Santa Clarita Concrete
Original Contract Amount: \$ 4,546,000.00
Adjusted Contract Amount: \$ 0.00
This Increase: \$ 84,585.40
New Total: \$ 4,630,585.40

- c. Bid No. 1815-01 – Structural Steel, Miscellaneous Iron, and Metal Deck

Contractor: Kern Steel Fabrication, Inc.
Original Contract Amount: \$ 1,796,000.00
Adjusted Contract Amount: \$ 0.00
This Increase: \$ 1,839.00
New Total: \$ 1,797,839.00

- d. Bid No. 1819-05 – Electrical Systems
Contractor: Howe Electric, Inc.
Original Contract Amount: \$12,590,000.00
Adjusted Contract Amount: \$12,635,619.00
This Increase: \$ 2,667.92
New Total: \$12,638,286.92
Increase of 2 calendar days to September 30, 2008
- e. Bid No. 1820-01 – HVAC, DDC/EMS and Flashing
Contractor: American Incorporated
Original Contract Amount: \$ 8,790,000.00
Adjusted Contract Amount: \$ 0.00
This Decrease: \$ (1,000.00)
New Total: \$ 8,789,000.00
- f. Bid No. 1826-01 – Lath and Plaster
Contractor: Frye Construction, Inc.
Original Contract Amount: \$ 2,360,000.00
Adjusted Contract Amount: \$ 0.00
This Increase: \$ 5,113.00
New Total: \$ 2,365,113.00
- g. Bid No. 1827-02 – Architectural Woodwork
Contractor: Dow Diversified, Inc.
Original Contract Amount: \$ 773,945.00
Adjusted Contract Amount: \$ 772,139.00
This Increase: \$ 34,392.00
New Total: \$ 806,531.00
- h. Bid No. 1834-01 – Roofing
Contractor: Graham Prewett, Inc.
Original Contract Amount: \$ 705,000.00
Adjusted Contract Amount: \$ 0.00
This Increase: \$ 1,150.00
New Total: \$ 706,150.00
- i. Bid No. 1837-01 – Painting and Special Coatings
Contractor: Ro's Precise Painting, Inc.
Original Contract Amount: \$ 428,100.00
Adjusted Contract Amount: \$ 0.00
This Decrease: \$ (225.00)
New Total: \$ 427,875.00

Note for File:

Business Division Administrative Report Items #40 through #53 were pulled from the Final Agenda during the Board Meeting after discovering that the Bid Award Data was not included with the Final Agenda. These same items were posted on the agenda for a Special Meeting held on January 11, 2008.

~~40. Award of Rebid No. 1796 — Shafter High School Growth Expansion, Modernization and New Cafeteria/ Chain Link Fencing to Rudnick Fence Company in the total bid amount of \$176,900.00 that includes a deductive Alternate Bid No. 1 in the total amount of \$0.00. The District received two other bids as follows:~~

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>	
		<u>ALTERNATE BID NO. 1</u>
Ace Fence Company	\$200,000.00	No
		specified
		total
		amount
C&H Fence & Patio, Inc.	\$329,576.00	\$2,400.00
Alternate Bid No. 1: Deduction for not furnishing and installing new chain link fencing around trash enclosure.		

~~41. Award of Bid No. 1832 — Mira Monte High School (Comprehensive High School No. 1 2004) Portion Two: Permanent Grandstands to Steel Stadiums in the total base bid amount of \$1,200,000.00. The District received no other bids.~~

~~42. Award of Rebid No. 1848 — Mira Monte High School (Comprehensive High School No. 1 2004) Portion Two: Stage Curtains to T & S Rigging in the total base bid amount of \$86,000.00. The District received one other bid as follows:~~

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>
LVH Electric, Inc.	\$90,261.00
dba LVH Entertainment Systems	

~~43. Reject all bids for Bid No. 1862 — Mira Monte High School (Comprehensive High School No. 1 2004) Portion Two: Flagpoles. Pursuant to California Uniform Public Construction Cost Accounting Commission Public Contract Code Section 22038, request authorization to negotiate a contract with a contractor to perform the services required.~~

~~44. Award of Rebid No. 1872 — Mira Monte High School (Comprehensive High School No. 1 2004) Portion Two: Asphalt Concrete Paving Package 4 “Offsite” to Griffith Company in the total base bid amount of \$1,063,697.00. The District received other bids as follows:~~

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>
Granite Construction Company	\$1,227,661.00
Doug Ross, Inc.	\$1,627,600.00
—dba Central Valley Asphalt	

~~45. Reject all bids for Bid No. 1874 — Mira Monte High School (Comprehensive High School No. 1 2004) Portion Two: Offsite Electrical, Phone, and Cable Utilities. Staff will review and redefine the scope of work for the project. Authorization to resolicit bids for this project at a future date or pursuant to~~

~~California Uniform Public Construction Cost Accounting Commission Public Contract Code Section 22038, request authorization to negotiate a contract with a contractor to perform the services required.~~

- ~~46. Award of Bid No. 1875 — Mira Monte High School (Comprehensive High School No. 1 2004) Portion Two: Test and Balance of HVAC Systems to American Air Balance Co., Inc. in the total base bid amount of \$75,525.00. The District received other bids as follows:~~

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>
Los Angeles Air Balance Co., Inc.	\$121,000.00
Kinetics Mechanical Services	\$242,000.00
Circo System Balance, Inc.	Bid found non-responsive
Precision Air Balancing Co., Inc.	Bid found non-responsive

- ~~47. Award of Bid No. 1876 — Mira Monte High School (Comprehensive High School No. 1 2004) Portion Two: Offsite Water and Gas Utilities to ConCastCo in the total base bid amount of \$175,950.00. The District received other bids as follows:~~

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>
Becka Construction, Inc.	\$197,787.00
The Aleco Corporation	\$199,678.00
HPS Mechanical, Inc.	\$265,400.00
Blois Construction, Inc.	\$452,724.00
Kinetics Mechanical Service	\$491,420.00

- ~~48. Award of Bid No. 1882 — Mira Monte High School: Music Instruments:~~

<u>VENDOR</u>	<u>APPROXIMATE VENDOR TOTAL</u>	<u>ITEMS AWARDED</u>
California Keyboards	\$18,387.35	Oboe 300 (plastic); Bassoon (polypropylene; intermediate), Marching Sousaphones (Brass) w/Case, Red Jam Block, Concert Toms (8, 10, 12, 14);
Nick Rail Music	\$103,022.58	Flute, Clarinet, Piccolos (Intermediate), Alto Sax (Intermediate), Tenor Sax (Intermediate), Baritone Sax with Low A (Intermediate), Bb Bass Clarinet, Contra Bbb Bass Clarinet, Trumpet, Double F/Bb Horn, Trombone (Intermediate), Tenor

Trombone w/F
Attachments
(Intermediate), Bass
Trombone w/Double Rotor
F/Gb/D, Euphonium 4
Valve Model, Concert Tuba
4 Valve w/Case, Marching
Baritones, 18" Bass Drum
w/Vest Carrier, 20" Bass
Drum w/Vest Carrier, 22"
Bass Drum w/Vest Carrier,
24" Bass Drum w/Vest
Carrier, Marching
Championship Snare Drum
w/Vest Carrier, Marching
Tenors Quints 6", 8",
10", 12", 13", Quad Tenor
Carrier, Marching "Gauk"
Drum, Classic Grand
Marimba on Motocart,
Chimes on All Terrain Cart,
Orchestral Bells with
Stand, Shake It, Bongo-
Cowbell, Black Beauty
Cowbell, Vibra Slap Delux
Rosewood, Shekere, Studio
Bar Wind Chimes, Bell
Tree, Afuche Cabasa
Deluxe Wood, Blue Jam
Block, Super Guiro, Agogo
Bells, Granite Block,
Ratchet, Aspire Congas
w/Stand, Aspire Congas
w/Stand, Tambourine,
Concert Tambourine
w/Case, Stainless Steel
Timbales, Overtone
Triangle 6", Overtone
Triangle 9", Boom Cymbal
Stand, 18" Germanic
Orchestra Cymbals, 20"
Drum Corp Cymbal, 16"
Medium Thin Crash
Cymbal, 18" Medium Thin
Crash Cymbal, 16"
Medium Crash Cymbal,
17" Medium Crash
Cymbal, 10" Splash
Cymbal, 14" Regular Hi-
Hats, 20" Jazz Ride
Cymbal, Symphonic

~~Zildjian Concert Sus. Cymbal, Cymbal Stand, Set of Timpani w/tuning gauges 23", 26", 29", 32" w/Covers, Concert Snare Drum, Concert Bass Drum w/All Terrain Stand, 5 Piece Custom Drum Set, Cymbal Set, Standard Electric Jazz Bass Guitar, Standard Strat Electric Guitar, and Guitar Amp.~~

~~Further, reject all bids received from vendors for Item No. 18 Marching F Mellophones, Item No. 31 Pro Vibe Silver Vibraphone on Motocart, Item No. 32 3 1/2 Octave Xylophone w/Motocart, Item No. 55 Castanets, Item No. 74 Symphonic Gong with Wheeled Stand, and Item No. 76 Bass Amp.~~

~~The bids from Peripole Bergerault, Inc., Washington Music Sales Center, Inc., and Stockdale Music were found non-responsive.~~

~~49. Award of Bid No. 1883 Mira Monte High School: Music Furniture, Equipment, and Supplies as follows:~~

<u>VENDOR</u>	<u>APPROXIMATE VENDOR TOTAL</u>	<u>ITEMS AWARDED</u>
Hertz Furniture	\$ 7,424.53	3 Step Choral Risers and Choral Riser Backrail.
School Specialty Inc.	\$ 60,411.43	Student Chair, Music Stands, Chair Move and Store Carts, 3 4'x8' Portable Stages (8" height legs)(dual height legs 16"/24")(dual height legs 24"/32"), 8' Guardrail, 4' Guardrail, Stairs (2 steps), Stairs (3 steps), Acoustical Shell with Tapered Canopy, Music Library System, and Move and Storage Cart.
Wenger Corporation	\$ 21,955.15	Choral Conductor System, Movable Board Music Stations, Portable Acoustical Shell, Conductors Podium, and Director Stand.

~~The bid from Nick Rail Music did not meet bid specifications.~~

50. Award of Bid No. 1884 — Purchase of Science Equipment for Independence High School and Mira Monte High School as follows:

<u>VENDOR</u>	<u>APPROXIMATE VENDOR TOTAL</u>	<u>ITEMS AWARDED</u>
Sargent Welch	\$23,557.46	Cordless Led Stereo Microscope, Digital Research Microscope, Digital Stereo Microscope, and Color Video System.
Science Kit & Boreal Laboratories	\$18,243.23	Advanced Cordless Microscope.

The District received five other bids. The bids from Southland Instruments, Inc., and Frey Scientific a Division of Delta Education, LLC did not meet bid specifications. The bids from Fisher Science Education, School Technology, and Nebraska Scientific were found non-responsive.

51. Award of Bid No. 1886 — Purchase of Pianos for Independence High School and Mira Monte High School as follows:

<u>VENDOR</u>	<u>APPROXIMATE VENDOR TOTAL</u>	<u>ITEMS AWARDED</u>
California Keyboards	\$36,769.59	Grand Piano, Spider Dolly, Lock for Grand Piano, Clavinova w/Bench and 5 Floppy Disk Starter Pack, Dolly, and Lock for Clavinova.
Nick Rail Music	\$833.33	Portable Keyboard and Keyboard Stand.

The District received no other bids.

52. Award of Bid No. 2064 — Independence High School: Music Furniture, Equipment, and Supplies, as follows:

<u>VENDOR</u>	<u>APPROXIMATE VENDOR TOTAL</u>	<u>ITEMS AWARDED</u>
Hertz Furniture	\$ 7,424.53	3 Step Choral Risers and Choral Riser Backrail.
School Specialty Inc.	\$ 60,411.43	Student Chair, Music Stands, Chair Move and Store Carts, 3 4'x8' Portable Stages (8" height legs)(dual height legs— 16"/24")(dual height legs—

~~24"/32"), 8' Guardrail, 4'
Guardrail, Stairs (2 steps),
Stairs (3 steps), Acoustical
Shell with Tapered Canopy,
Music Library System, and
Move and Storage Cart.~~

~~Wenger Corporation \$ 21,955.15 Choral Conductor System,
Movable Board Music
Stations, Portable
Acoustical Shell,
Conductors Podium, and
Director Stand.~~

~~The bid from Nick Rail Music did not meet bid specifications.~~

~~53. Award of Bid No. 2065 Independence High School: Music Instruments as follows:~~

<u>VENDOR</u>	<u>APPROXIMATE VENDOR TOTAL</u>	<u>ITEMS AWARDED</u>
California Keyboards	\$4,548.79	Oboe 300 (plastic), Bassoon (polypropylene; intermediate), Red Jam Block, Concert Toms (8, 10, 12, 14).
Nick Rail Music	\$117,175.29	Flute, Clarinet, Piccolos (Intermediate), Alto Sax (Intermediate), Tenor Sax (Intermediate), Baritone Sax with Low A (Intermediate), Bb Bass Clarinet, Contra Bbb Bass Clarinet, Trumpet, Double F/Bb Horn, Trombone (Intermediate), Tenor Trombone w/F Attachments (Intermediate), Bass Trombone w/Double Rotor F/Gb/D, Euphonium 4 Valve Model, Concert Tuba 4 Valve w/Case, Marching Baritones, Marching Sousaphones (Brass) w/Case, 18" Bass Drum w/Vest Carrier, 20" Bass Drum w/Vest Carrier, 22" Bass Drum w/Vest Carrier,

24" Bass Drum w/Vest Carrier, Marching Championship Snare Drum w/Vest Carrier, Marching Tenors Quints 6", 8", 10", 12", 13", Quad Tenor Carrier, Marching "Gauk" Drum, Classic Grand Marimba on Motocart, Chimes on All Terrain Cart, Orchestral Bells with Stand, Shake It, Bongo-Cowbell, Black Beauty Cowbell, Vibra Slap Delux Rosewood, Shekere, Studio Bar Wind Chimes, Bell Tree, Afuche Cabasa Deluxe Wood, Blue Jam Block, Super Guiro, Agogo Bells, Granite Block, Ratchet, Aspire Congas w/Stand, Aspire Bongos w/Stand, Tambourine, Concert Tambourine w/Case, Stainless Steel Timbales, Overtone Triangle 6", Overtone Triangle 9", Boom Cymbal Stand, 18" Germanic Orchestra Cymbals, 20" Drum Corp Cymbal, 16" Medium Thin Crash Cymbal, 18" Medium Thin Crash Cymbal, 16" Medium Crash Cymbal, 17" Medium Crash Cymbal, 10" Splash Cymbal, 14" Regular Hi-Hats, 20" Jazz Ride Cymbal, Symphonic Zildjian Concert Sus. Cymbal, Cymbal Stand, Set of Timpani w/tuning gauges 23", 26", 29", 32" w/Covers, Concert Snare Drum, Concert Bass Drum w/All Terrain Stand, 5 Piece Custom Drum Set, Cymbal Set, Standard Electric Jazz Bass Guitar, Standard Strat Electric

Guitar, and Guitar Amp.

~~Further, reject all bids received from vendors for Item No. 18—Marching F
Mellophones, Item No. 31—Pro Vibe Silver Vibraphone on Motocart, Item No.
32—3 1/2 Octave Xylophone w/Motocart, Item No. 55—Castanets, Item No. 74
—Symphonic Gong with Wheeled Stand, and Item No. 76—Bass Amp.~~

~~The bids from Peripole Bergerault, Inc., Washington Music Sales Center, Inc.,
Suzuki Corporation and Stockdale Music were found non responsive.~~

ADJOURNMENT

Adjournment

President Batey adjourned the Regular Meeting of January 7, 2008 at 8:36 p.m.

J. Bryan Batey, President

Ken Mettler, Clerk

JBB/KM:bs