

Attachment

May 5, 2015

Board Meeting

Agenda Item

#11

TOBACCO-FREE SCHOOLS

The Governing Board recognizes that smoking and other uses of tobacco and nicotine products constitute a serious public health hazard and are inconsistent with district goals to provide a healthy environment for students and staff.

(cf. 3514 - Environmental Safety)

(cf. 4159/4259/4359 - Employee Assistance Programs)

(cf. 5030 - Student Wellness)

(cf. 5131.62 - Tobacco)

(cf. 6142.8 - Comprehensive Health Education)

(cf. 6143 - Courses of Study)

The Board prohibits the use of tobacco products at any time in district-owned or leased buildings, on district property, and in district vehicles. (Health and Safety Code 104420; Labor Code 6404.5; 20 USC 6083). Prohibited tobacco products include, but are not limited to cigarettes, cigars, miniature cigars, clove cigarettes, smokeless tobacco, snuff, chew packets, betel, and electronic nicotine delivery and vaping devices. "Electronic nicotine delivery and vaping devices" are defined as battery-operated or other electronic products designed to deliver nicotine, flavor, and other chemicals by turning the substance into a vapor that is inhaled by the user, including but not limited to electronic vaping devices, personal vaporizers, digital vapor devices, electronic nicotine delivery systems, hookah pens, and similar devices..

~~In accordance with state and federal law, smoking is prohibited in all district facilities and vehicles. (20 U.S.C. 6083, Labor Code 6404.5)~~

~~(cf. 5131.62 - Tobacco)~~

~~(cf. 6142.7 - Comprehensive Health Education)~~

~~(cf. 6143 - Courses of Study)~~

The Board further prohibits the use of tobacco products *(as defined in this board policy)* at all times on district grounds. This prohibition applies to all employees, students, visitors and other persons at any activity or athletic event on property owned, leased or rented by or from the district. *Any written joint use agreement governing community use of district facilities or grounds shall include notice of the district's tobacco-free schools policy and consequences for violations of the policy.*

The Superintendent or designee shall inform students, parents/guardians, employees, and the public about this policy and related procedures.

(cf. 4118 - Suspension/Disciplinary Action)

(cf. 4218 - Dismissal/Suspension/Disciplinary Action)

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

(cf. 1330 - Use of School Facilities)

Signs prohibiting the use of tobacco shall be prominently displayed at all entrances to school property.

Information about smoking cessation programs shall be made available and encouraged. (Health

& Safety Code 104420.)

(cf. 4159 -Employee Assistance Programs)

Legal Reference:

EDUCATION CODE

48901 Smoking or use of tobacco; steps to discourage

HEALTH AND SAFETY CODE

30002 Control of air pollution from nonvehicular sources

104420 Implementation of article, leadership; duties of State Department of Education.

Business and Noninstructional Operations BP 3513.3(b)

~~TOBACCO-FREE SCHOOLS (cont'd)~~

~~Legal Reference: (cont'd)~~

LABOR CODE

6404.5 Occupational safety and health: use of tobacco products

UNITED STATES CODE. TITLE 20

6083 Nonsmoking policy for children's services

PERB RULINGS

CSEA #506 and Associated Teachers of Metropolitan Riverside v. Riverside Unified School District (1989) PERB Order #750 (13 PERC 20147)

Eureka Teachers Assn v. Eureka City School District (1992) PERB Order #955 (16 PERC 23168)

Policy ELK GROVE UNIFIED SCHOOL DISTRICT

Adopted: January 4, 1985 Elk Grove, California

Revised: July 2, 1990

Amended: October 1, 1990

September 8, 1992

April 19, 1993

June 19, 1995

November 2, 1998

Attachment

May 5, 2015

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#12

Students BP 5131.62

TOBACCO

~~The Governing Board recognizes that tobacco use presents health hazards and desires to discourage students' use of tobacco products.~~

The Governing Board recognizes the serious health risks presented by tobacco use and desires to ensure that, through adoption of consistent policies, district students are made aware of those risks and, to the extent possible, protected from them. The Superintendent or designee shall establish a coordinated school health system which includes a comprehensive behavioral health education component that teaches students the knowledge, skills, and attitudes they need in order to lead healthy lives and avoid high-risk behaviors, such as tobacco use.

(cf. 3513.3 - Tobacco-Free Schools)

Students shall not possess, smoke, or use tobacco or any product containing tobacco or nicotine while on campus, while attending school-sponsored activities, or while under the supervision and control of district employees. Prohibited tobacco products include, but are not limited to, cigarettes, cigars, miniature cigars, clove cigarettes, smokeless tobacco, snuff, chew packets, betel, and electronic nicotine delivery and vaping devices. "Electronic nicotine delivery and vaping devices" are defined as battery-operated or other electronic products designed to deliver nicotine, flavor, and other chemicals by turning the substance into a vapor that is inhaled by the user, including but not limited to electronic vaping devices, personal vaporizers, digital vapor devices, electronic nicotine delivery systems, hookah pens, and similar devices.

~~Students shall not smoke, chew or possess tobacco or nicotine products on school property or during school hours, at school-sponsored events, or while under the supervision of district employees. Students who violate this prohibition shall be subject to disciplinary procedures, which may result in suspension from school.~~

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

Instruction/Intervention/Cessation Services

All students shall receive instruction on the effects of smoking on the human body.

(cf. 6142.8 - Comprehensive Health Education)

(cf. 6143 - Courses of Study)

Pursuant to Health and Safety Code 104420 and 104460, districts receiving TUPE funds must provide students with access to intervention and cessation services and must provide pregnant and parenting minors with access to designated services. The district may fulfill these requirements either through the direct provision of services or through referrals to available services. See the accompanying administrative regulation. Pursuant to Education Code 48900.5, such intervention should be implemented to correct student behavior rather than suspension or other measures that may exclude a student from instruction.

The district may provide or refer students to counseling, intensive education, and other intervention services to assist in the cessation of tobacco use. Such intervention services shall be provided as an alternative to suspension for tobacco possession.

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

Legal Reference:

EDUCATION CODE

48900 Suspension or expulsion (grounds)

48900.5 Suspension, limitation on imposition; exception

48901 Smoking or use of tobacco prohibited

51202 Instruction in personal and public health and safety

HEALTH AND SAFETY CODE

24167 Implementation of tobacco use prevention program

Policy ELK GROVE UNIFIED SCHOOL DISTRICT

adopted: June 19, 1995 Elk Grove, California

Revised:

Revised Agenda Item

May 5, 2015

Board Meeting

Agenda Item

#26

Board Agenda Item**Subject:**

Division: Facilities and Planning

Central Kitchen Boiler Replacements
Award of Contract

Action Requested:

The Board of Education is asked to (1) review the tabulation of bids, (2) award a contract to the lowest responsible and responsive bidder, (3) authorize the Administration to sign all documents and contracts pertaining to this work, and (4) authorize the Administration to proceed with the next lowest responsible bidder should a fully endorsed contract with the low bidder, accompanied by certification of the necessary bonds, not be obtained.

Discussion:

This project consists of removing ten (10) steam boilers, replacement five (5) steam boilers, replacing one (1) hot water boiler and circulating pump, replacement water softener, providing and installing a new make-up air fan, along with all piping, valves, controls, and electrical work necessary, while keeping the system operational Monday to Friday from 6:00 a.m. to 5:30 p.m.

The Administration received and opened three (3) bids for the Central Kitchen Boiler Replacements project on April 28, 2015, at 10:00 a.m. See Attachment A for a tabulation of bids. Division 5-15, A California Corporation submitted the lowest base bid.

The Administration recommends the award of contract to Division 5-15, A California Corporation for the base bid of \$485,515.00.

Financial Summary:

Funded with Food & Nutrition Services Reserves.

Prepared By: Michelle Drake

Division Approval: Robert Pierce

Prepared By: Lee Leavelle

Superintendent Approval: Christopher R. Hoffman

Bid Summary**2015 Central Kitchen Boiler Replacement**

Elk Grove Unified School District

April 28, 2015 @ 10am

Engineer's Estimate: \$380,000



Plan Holder Name	Bid Form, Signed	Addenda #1 & #2, Acknow.	Sublist w/ Lic #s	Fingerprint, Signed & Notarized	Non-collusion Affidavit, Signed & Notarized	Bid Bond, Signed & Notarized (Surety & Bidder)	Base Bid
ACCO Engineered Systems, Inc.	x	x	x	x	x	x	\$571,800 3
Division 5-15 A California Corporation	x	x	x	x	x	x	\$485,515 1
Dowdle & Sons Mechanical, Inc.							no bid
Mark III Construction, Inc.							unresponsive (bid form not signed)
Pacific Mechanical Corp.							no bid
Perryman Mechanical, Inc.	x	x	x	x	x	x	\$506,000 2

These bids will receive Board consideration on:

May 5, 2015