

## **AGENDA**

### **WEDNESDAY, May 13, 2015, 3:30 P.M.**

**PLEASE NOTE: PARKING WILL BE AVAILABLE AFTER 5:00 P.M. AT THE “N” STREET PARKING PAVILION LOCATED ON THE SOUTHEAST CORNER OF TULARE AND N STREET – ENTRANCE IS ON “N” STREET.** Also, the City of Fresno will not enforce the street meters in this area **after 6:00 p.m.**, Monday through Saturday.

**PLEASE NOTE: \*DESIGNATED TIMES FOR CONFERENCE/DISCUSSION ITEMS ARE ESTIMATES**

In compliance with the Americans with Disabilities Act, those requiring special assistance to access the Board meeting room, to access written documents being discussed at the Board meeting, or to otherwise participate at Board meetings, please contact the Board President or Board Secretary, Jennifer Aguilar at 457-3938. Notification at least 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to the Board meeting and to provide any required accommodations, auxiliary aids or services.

Public materials are available for public inspection at the Fresno Unified School District Education Center, 2309 Tulare Street, 2<sup>nd</sup> Floor or visit our website at: [www.fresnounified.org/board](http://www.fresnounified.org/board)

**TRANSLATION SERVICES:** Available in Spanish and Hmong in the Board Room upon request.

**\*3:30 P.M., CALL TO ORDER** by the President; **RECESS** to Cabinet Room for Closed Session to discuss the following:

1. Student Expulsions pursuant to Education Code Section 35146.
2. Conference with Labor Negotiator - (Government Code Section 54957.6); FUSD Negotiator(s): Paul Idsvoog; Employee Organizations(s): FTA, CSEA, Chapter 125, CSEA, Chapter 143, SEIU, Local 521, FASTA/SEIU, Local 521/CTW, CLC, Building & Construction Trades Council of Fresno, Madera, Kings, and Tulare Counties/AFL-CIO; Unrepresented Employees: All Management, Confidential, and Supervisory Employees.
3. Public Employee Discipline/Dismissal/Release/Reassignment/Resignation.
4. Public Employment/Appointment - (Government Code Section 54957).
  - a. *Assistant Superintendent*
  - b. *Director*
  - c. *Principal*
5. Conference with Legal Counsel - Pending/Threatened and Anticipated Litigation (Government Code Section 54956.9(d)(2)).
  - a. *Number of Potential Cases: One (1)*
  - b. *Risk Management Litigation Report*

**5:30 P.M., RECONVENE** and report action taken during Closed Session, if any.

**PLEDGE OF ALLEGIANCE**

Juan Hernandez, a parent that has had a positive impact at Anthony Elementary, will lead the flag salute.

**APPROVE Minutes**

Included in the Board binders are the draft minutes for the April 22, 2015 Regular Meeting. The Superintendent recommends approval. Contact person: Michael E. Hanson, telephone 457-3884.

**ADOPT Resolution Proclaiming May 17-23, as Classified School Employees Week**

Included in the Board binders is a resolution proclaiming the week of May 17-23, 2015 as *Classified School Employees Week*. Classified employees, with their diverse talents and true dedication, support the smooth operation of offices, safety and maintenance of campuses, safe transportation of our students, provide healthy nutrition, enhance the educational experience, and provide our school district with specialized skills that contribute to the educational excellence of our students in our schools. The third week of May spotlights the great work classified employees are responsible for providing in support of the education of students throughout school districts in the state of California. The Superintendents recommends adoption. Contact person: David Chavez, telephone 457-3566.

**RECOGNIZE Fresno Unified School District Scholarship Recipients**

Recognize Fresno Unified School District Scholarship Recipients from the following High Schools:

Bullard High School	Fresno High School
Cambridge High School	Hoover High School
Design High School	JE Young High School
DeWolf High School	McLane High School
Duncan Polytechnical	Roosevelt High School
Edison High School	Sunnyside High School

**HEAR Reports from Student Board Representatives**

An opportunity is provided to hear comments/reports from Student Board Representatives from Roosevelt High School. Contact person: Rosario Sanchez, telephone 457-6223.

**HEAR Report from Superintendent**

ALL CONSENT AGENDA items are considered to be routine by the Board of Education and will be enacted by one motion. There will be no separate discussion of items unless a Board member or member of the community so requests, in which event, the item(s) will be considered following approval of the Consent Agenda.

## **A. CONSENT AGENDA**

### **A-1, APPROVE Personnel List**

Included in the Board binders is the Personnel List, Appendix A, as submitted. The Superintendent recommends approval. Contact person: Paul Idsvoog, telephone 457-3548.

### **A-2, ADOPT Findings of Fact and Recommendations of District Administrative Board**

The Board of Education received and considered the Findings of Fact and Recommendations of District Administrative Panels resulting from hearings on expulsion and readmittance cases conducted during the period since the April 22, 2015, Regular Board meeting. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3569.

### **A-3, ADOPT Waiver Request for Cara Lambert and Caroline Kuffel to Serve as Speech Language Pathologists**

Included in the Board binders are waiver requests for Cara Lambert and Caroline Kuffel to serve as Speech Language Pathologists. The Education Code section 44225(m) allows the commission to grant waivers to fill unanticipated needs in an area deemed hard-to-fill. The Superintendent recommends adoption. Fiscal Impact: There is no fiscal impact to the district. Contact person: Paul Idsvoog, telephone 457-3548.

### **A-4, ADOPT Resolution 14-13 Approving Energy Services Contract and Energy Expenditure Plan for Roosevelt High School**

Included in the Board binders and recommended for adoption is Resolution 14-13 to approve the execution of the Proposition 39 Energy Services contract and Energy Expenditure Plan for Roosevelt High School. The project consists of retrofitting interior/exterior lighting fixtures in the Gym and Theater; replacing exterior lighting fixtures with LED fixtures throughout campus; replacing the two boilers serving the West Hall/Library building with energy efficient boilers and controls; and upgrading the Theater HVAC system.

Staff recommends approval of the following contractor:

NORESCO (Sacramento, California) \$1,333,194

The Superintendent recommends adoption. Fiscal Impact: Funding of \$1,294,341 is available in the California Clean Energy Jobs Act (Proposition 39) budget, and \$38,853 is available from PG&E incentives. Contact person: Karin Temple, telephone 457-3134.

### **A-5, APPROVE Agreement with Pharmaceutical Strategies Group**

Included in the Board binders is an agreement with Pharmaceutical Strategies Group (PSG) to perform an audit of the District's Prescription Benefits Manager (PBM) for calendar year 2014. The Superintendent recommends approval. Fiscal Impact: Cost of \$25,000 is available in the Health Internal Service Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

**A. CONSENT AGENDA** - *continued*

**A-6, APPROVE Facilities and Operations Agreement By and Between Fresno Unified School District and Edison-Bethune Charter Academy**

Included in the Board binders is a copy of the Facilities and Operations Agreement By and Between Fresno Unified School District and Edison-Bethune Charter Academy. This agreement will commence July 1, 2015 and will end on June 30, 2019. The Superintendent recommends approval. Fiscal Impact: In accordance with Education Code 47614, and outlined in Section 5 of the Facilities Agreement, the facilities cost to be paid by the Charter Academy for the 2015/16 school year is estimated to be \$120,249. Contact person: Rosario Sanchez, telephone 457-6223.

**A-7, APPROVE Independent Contractor Services Agreement with TalentSmart Emotional Intelligence**

Included in the Board binders is an agreement with TalentSmart Emotional Intelligence (EQ) to provide Train-the-Trainer Certification for staff implementing Restorative Practices and School Climate initiatives. The Superintendent recommends approval. Fiscal Impact: Funding will be provided through the Restorative Practices Office for a total of \$74,062. Contact person: Jorge Aguilar, telephone 457-3341.

**A-8, APPROVE Award of Bid 15-20, Dump Trucks**

Included in the Board binders is information on Bid 15-20, for six new dump trucks for the Maintenance Department to replace dump trucks from model years 1986 through 1989. The request for bid was lawfully advertised on March 19, 2015, and March 26, 2015. The bids were opened on April 10, 2015. Notifications were sent to fourteen (14) vendors, and the district received one (1) response.

Staff recommends award to the lowest responsive, responsible bidder:

Gibbs International, Inc. (Fresno, California) \$564,177.

A copy of the tabulation is attached and bid specifications are available for review in the Purchasing Department. The Superintendent recommends approval. Fiscal Impact: Funding of \$564,177 is available in the Maintenance Department budget. Contact person: Karin Temple, telephone 457-3134.

**A-9, APPROVE Award of Bid 15-21, Exterior Painting at Various Schools**

Included in the Board Binders is information on Bid 15-21 consisting of 13 bid packages for exterior painting at 15 schools. The requests for bids were lawfully advertised on March 25, 2015. Notifications were sent to twenty-nine (29) vendors and four (4) construction trade publications, and the district received eleven (11) responses.

Staff recommends award to the lowest responsive, responsible bidders:

**A. CONSENT AGENDA** - continued

Pkg. 1	Addams/Bakman	JPB Designs Inc.	Sacramento	\$115,700
Pkg. 2	Tehipite/Wolters	Everlast Builders Inc.	Canyon Country	\$125,000
Pkg. 3	Ewing	Everlast Builders Inc.	Canyon Country	\$110,000
Pkg. 4	Olmos	Wm. B. Saleh Co.	Fresno	\$ 74,776
Pkg. 5	Sequoia	JPB Designs Inc.	Sacramento	\$147,700
Pkg. 6	Computech	A Plus Painting	Roseville	\$127,898
Pkg. 7	Fort Miller	CAM Painting, Inc.	Bell Canyon	\$139,000
Pkg. 8	Tenaya	Everlast Builders Inc.	Canyon Country	\$130,000
Pkg. 9	Tioga	Color New Co.	Woodland Hills	\$135,000
Pkg. 10	Wawona	JPB Designs Inc.	Sacramento	\$147,000
Pkg. 11	Duncan	JPB Designs Inc.	Sacramento	\$173,000
Pkg. 12	Fresno	CAM Painting, Inc.	Bell Canyon	\$224,000
Pkg. 13	McLane	Wm. B. Saleh Co.	Fresno	\$167,994
Owner Controlled Contingency (10%)				\$181,707
Total Award				\$1,998,775

A copy of the tabulation is attached and bid specifications are available for review in the Purchasing office. The Superintendent recommends approval. Fiscal Impact: Funding of \$1,998,775 is available in the Deferred Maintenance budget. Contact person: Karin Temple, telephone 457-3134.

**A-10, APPROVE Appointment to Citizens Oversight Committee for Measure K and Measure Q**

Approval of the following appointment to the Citizens Oversight Committee for Measure K and Measure Q is recommended:

Michael A. Lopez – nominated by Board Member Chavez

The Citizens Oversight Committee for Measure K and Measure Q was established by the Board “to inform the public concerning the expenditure of bond proceeds approved by the voters,” and “to ensure that bond proceeds are expended only for the purposes set forth in the ballot measures” (Committee Bylaws). The Superintendent recommends approval. Fiscal Impact: There is no fiscal impact to the district. Contact person: Karin Temple, telephone 457-3134.

**A-11, DENY Claim #15-0324-0077**

Included in the Board binders is a Claim for Damages on minor, case #15-0324-0077. The Superintendent recommends that the Claim be denied and the matter referred to the district’s Director of Benefits and Risk Management for further handling. The Superintendent recommends denial. Fiscal Impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

## **A. CONSENT AGENDA** - *continued*

### **A-12, DENY Claim #15-0414-0106**

Included in the Board binders is a Claim for Damages on minor, case #15-0414-0106. The Superintendent recommends that the Claim be denied and the matter referred to the district's Director of Benefits and Risk Management for further handling. The Superintendent recommends denial. Fiscal Impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

### **A-13, RATIFY Submission of Grant Application to the Fansler Foundation**

Ratification is requested for grant applications to the Fansler Foundation to improve and acquire instructional technology and adaptive resources at Rata High School and Addicott Elementary School. The Fansler Foundation is a local not-for-profit, public benefit corporation that primarily supports organizations to assist developmentally challenged youth. The grant directly benefits developmentally challenged or socioeconomically disadvantaged children that are infant through eighteen years-of-age. A total of \$150,000 has been requested as part of the grant submission. The Superintendent recommends ratification. Fiscal Impact: Grant funds will cover all program costs. Contact person: Ruth F. Quinto, telephone 457-6226.

### **A-14, RATIFY Carl D. Perkins Career Technical Education Applications for Funding**

The Carl D. Perkins Career and Technical Education Improvement Act of 2006, Public Law 109-270 (Perkins IV) authorizes federal funding assistance to secondary and postsecondary career technical education programs beginning July 1, 2007. As a condition of receiving these funds, eligible recipients must submit a yearly on-line application that provides required descriptions and assurances related to the administration and use of these funds. 2015/16 Carl D. Perkins Applications for Funding includes two separate applications; one each for the secondary and postsecondary (adult school) career technical education programs. The Superintendent recommends ratification. Fiscal Impact: The approximate funding level for the 2015/16 school year for secondary is \$1,075,823 and the postsecondary (adult school) funding level is \$123,516 (\$81,869 for Fresno Adult, \$39,958 for Clovis Adult and \$1689 for Madera Adult). Contact person: Rosario Sanchez, telephone 457-6223.

### **A-15, RATIFY Purchase Orders from February 1, 2015, through February 28, 2015**

Included in the Board binders is a list of Purchase Orders for \$10,000 or more submitted for ratification by the Board. Purchase Orders/contracts that are required by law to be competitively bid will be submitted as separate agenda items. Beginning on page six (6) is a list of Purchase Orders issued from February 1, 2015, through February 28, 2015. These Purchase Orders were previously authorized and awarded by the Board. The Purchase Orders are submitted for information only and are not included for ratification. Pursuant to the Board's request, also attached is an alphabetical list of all Purchase Orders issued from February 1, 2015, through February 28, 2015. The Superintendent recommends ratification. Fiscal Impact: Funding is noted on the attached pages. Contact information: The Superintendent recommends ratification. Fiscal Impact: Funding is noted on the attached pages. Contact person: Karin Temple, telephone 457-3134.

**END OF CONSENT AGENDA  
(ROLL CALL VOTE)**

**UNSCHEDULED ORAL COMMUNICATIONS**

Individuals who wish to address the Board on topics within the Board's subject matter jurisdiction, but **not** listed on this agenda may do so at this time. While all time limitations are at the discretion of the Board President, generally members of the public will be limited to a maximum of three (3) minutes per speaker for a total of thirty (30) minutes of public comment as designated on this agenda. Any individual who has not had an opportunity to address the Board during this initial thirty (30) minute period may do so at the end of the meeting after the Board has addressed all remaining items on this agenda. Individuals with questions on school district issues may submit them in writing. The Board will automatically refer to the Superintendent any formal requests that are brought before them at this time. The appropriate staff member will furnish answers to questions. Please note that if you wish to address the Board on an agenda item, you should do so when that specific item is called.

**B. CONFERENCE/DISCUSSION AGENDA**

**6:30 P.M.**

**B-16, Discuss and Ratify K-8 Math Adoption and Approve Budget Revision No. 4 for Fiscal Year 2014/15**

The adjustments for the K-8 math adoption resulted in a favorable agreement to the District after extensive negotiations between the Purchasing Department and Houghton Mifflin Harcourt (HMH) as reported on the April 24, 2015 Board Communication. The cost to the District is \$7,212,485 (tax included). All student workbooks (consumable materials) are free for the 2<sup>nd</sup> through the 8<sup>th</sup> year of adoption. Additionally, HMH made the significant concession in the form of a \$750,000 credit in professional development services. The Superintendent recommends ratification and approval. Fiscal Impact: Noted in support material. Contact person: Ruth F. Quinto, telephone 457-6226.

**6:45 P.M.**

**B-17, DISCUSS and APPROVE the 2015/16 Single Plan for Student Achievement**

Included in the Board binders is a request to approve the Single Plan for Student Achievement (SPSA) for all Fresno Unified schools. A copy of each SPSA is available in the Office of State and Federal Programs for review. Each school also has a copy of the proposed SPSA in their school office. The Superintendent recommends approval. Fiscal Impact: All funding is included in the budget allocations for each site. Contact person: Ruth F. Quinto, telephone 457-6226.

## **B. CONFERENCE/DISCUSSION AGENDA** - *continued*

**7:00 P.M.**

### **B-18, PRESENT and DISCUSS the 2015/16 Strategic Budget Development**

The Governor released the proposed State budget for 2015/16 on January 9, 2015. The Board of Education has discussed the Governor's proposal and the potential impacts on Fresno Unified, as well as the strategic budget development process, at the following Board of Education meetings:

- January 21, 2015
- February 11, 2015
- February 25, 2015
- March 11, 2015
- March 25, 2015
- April 8, 2015
- April 22, 2015

On May 13, 2015, staff and the Board will continue budget development discussions. Fiscal Impact: Not available at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

## **C. RECEIVE INFORMATION & REPORTS**

### **C-19, RECEIVE Fresno Unified School District's Third Quarterly Investment Report for Fiscal Year 2014/15**

Included in the Board binders is the third quarter investment report for the period ending March 31, 2015. Board Policy 3430(a) requires the Superintendent, or designee, to supply the Board of Education with quarterly and annual reports on district investments. As of March 31, 2015, Fresno Unified School District is in compliance with Board Policy 3430(a) for investments. Fiscal Impact: There is no fiscal impact to the district. Contact person: Ruth F. Quinto, telephone 457-6226.

### **C-20, RECEIVE Ambassador Sanchez/Justice Reynoso Academy Charter Petition**

Lead Developer, Dr. David Orosco Austin, has delivered a petition to the district seeking authorization to operate the Ambassador Sanchez/Justice Reynoso Academy Charter School (the Academy) July 1, 2016 – June 30, 2021. The Academy seeks to serve students in grades kindergarten through twelve. The charter petition will be presented to the Board for a public hearing on May 27, 2015, followed by a request for a decision at the June 3, 2015 Board meeting. Fiscal Impact: The estimated fiscal impact to Fresno Unified School District for 2016/17 is \$910,467. Contact person: Rosario Sanchez, telephone 457-6223.



**C. RECEIVE INFORMATION & REPORTS** – *continued*

**C-21, RECEIVE the Fresno Unified School District proposal to California School Employees Association (CSEA), Chapter 125 for the 2015/16 school year**

Receive the Fresno Unified School District proposal to California School Employees Association (CSEA), Chapter 125 for the 2015/16 school year. In accordance with government Code 3547, all initial proposals of the public school employers shall be presented at a public meeting of the public school employer, and thereafter shall be public record. Fiscal Impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457-3548.

**C-22, RECEIVE the Fresno Unified School District proposal to California School Employees Association (CSEA), Food Services Unit, Chapter 143 for the 2015/16 school year**

Receive the Fresno Unified School District proposal to California School Employees Association (CSEA), Food Services, Chapter 143 for the 2015/16 school year. In accordance with government Code 3547, all initial proposals of the public school employers shall be presented at a public meeting of the public school employer, and thereafter shall be public record. Fiscal Impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457-3548.

**C-23, RECEIVE the Fresno Unified School District proposal to Fresno Teachers Association (FTA) for the 2015/16 school year**

Receive the Fresno Unified School District proposal to Fresno Teachers Association (FTA) for the 2015/16 school year. In accordance with government Code 3547, all initial proposals of the public school employers shall be presented at a public meeting of the public school employer, and thereafter shall be public record. Fiscal Impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457-3548.

**C-24, RECEIVE California School Employees Association (CSEA), Chapter 125 proposal to Fresno Unified School District for the 2015/16 school year**

California School Employees Association (CSEA), Chapter 125 proposal to Fresno Unified School District for the 2015/16 school year. In accordance with government Code 3547, all initial proposals of the exclusive representative shall be presented in a public meeting of the public school employer, and thereafter shall be public record. Fiscal Impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457-3548.

**C-25, RECEIVE the California School Employees Association (CSEA), Food Services Unit, Chapter 143 proposal to Fresno Unified School District for the 2015/16 school year**

Receive the California School Employees Association (CSEA), Food Services Unit, Chapter 143 proposal to Fresno Unified School District for the 2015/16 school year. In accordance with government Code 3547, all initial proposals of the exclusive representative shall be presented in a public meeting of the public school employer, and

**C. RECEIVE INFORMATION & REPORTS** – *continued*

thereafter shall be public record. Fiscal Impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457-3548.

**C-26, RECEIVE the Fresno Teachers Association (FTA) proposal to Fresno Unified School District for the 2015/16 school year**

Receive the Fresno Teachers Association (FTA) proposal to Fresno Unified School District for the 2015/16 school year. In accordance with government Code 3547, all initial proposals of the exclusive representative shall be presented in a public meeting of the public school employer, and thereafter shall be public record. Fiscal Impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457-3548.

**C-27, RECEIVE Revisions for Board Policy (BP) 0420.4, (NEW) BP 0420.41, (NEW) BP 0420.42, (NEW) BP 0420.43, BP 1240, 1312.3, BP 6142.7, BP 6143, BP 6163.1 and BP 6170.1**

Included in the Board binders are the proposed revisions to the following ten Board Policies (BP):

- BP 0420.4 Charter School Authorization
- (NEW) BP 0420.41 Charter School Oversight
- (NEW) BP 0420.42 Charter School Renewal
- (NEW) BP 0420.43 Charter School Revocation
- BP 1240 Volunteer Assistance
- BP 1312.3 Uniform Complaint Procedures
- (NEW) BP 6142.7 Physical Education And Activity
- BP 6143 Courses of Study
- BP 6163.1 Library Media Centers
- (NEW) BP 6170.1 Transitional Kindergarten

These revisions meet legal mandates recommended by the California School Boards Association (CSBA) and California Department of Education (CDE). These policies will be brought back for discussion and adoption at a future board meeting. Fiscal Impact: There is no fiscal impact to the district. Contact person: Amy Idsvoog, telephone 457-3736.

**C-28, RECEIVE Nominations for Naming of Clark Street High School**

Included in the Board binders is information for consideration in naming the new entrepreneurship high school at Clark Street, including:

1. Board Policy 7310;
2. Administrative Regulation 7310; and
3. A comprehensive list of nominations that meet Board Policy 7310.

Fiscal Impact: There is no fiscal impact to the district. Contact person: Amy Idsvoog, telephone 457-3498.

**BOARD/SUPERINTENDENT COMMUNICATIONS**

**D. ADJOURNMENT**

**NEXT REGULAR MEETING**  
**WEDNESDAY, May 27, 2015 – OPEN SESSION AT 5:30 P.M.**