

## AGENDA

### WEDNESDAY, June 17, 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. Conference with Real Property Negotiators (Government Code Section 54956.8); Agency Negotiators: Dale Bacigalupi, Legal Counsel; Karin Temple, Chief Operations Officer  
Negotiating Parties: Bedrock Land Development, Inc.; Property: APN 481-090-27 and APN 481-090-28; Under Negotiation: price and/or terms of payment.
4. Public Employee Discipline/Dismissal/Release/Reassignment/Resignation.
5. Public Employment/Appointment - (Government Code Section 54957).
  - a. *Director*
  - b. *Principal*
  - c. *Manager II/Principal I*
6. Conference with Legal Counsel - Pending/Threatened Litigation and Anticipated Litigation (Government Code Section 54956.9(d)(2)).
  - a. *Number of Potential Cases: One (1)*

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

**PLEDGE OF ALLEGIANCE**

Staff member will lead the flag salute.

**APPROVE Minutes**

Included in the Board binders are the draft minutes for the May 27, 2015 and June 3, 2015 Regular Meetings. The Superintendent recommends approval. Contact person: Michael E. Hanson, telephone 457-3884.

**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 June 3, 2015, Regular Board meeting. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3569.

**A-3, ADOPT Resolution 14-24 Authorizing Debt Service Estimate to be Provided to the County of Fresno**

The Fresno County Auditor-Controller allows school districts to provide estimates of debt service payments if there is an expectation that bonds will be issued in the upcoming fiscal year. This allows the Fresno County Auditor-Controller to place the appropriate tax levies on the annual tax rolls to cover the debt service requirements of the bonds. The district is currently planning for a bond issuance on or about October 2015. Adoption of Resolution 14-24 will facilitate the calculation of the appropriate tax levy for this planned bond issuance. The Superintendent recommends adoption. Fiscal Impact: There is no fiscal impact to the district. Contact person: Ruth F. Quinto, telephone 457-6226.

**A-4, ADOPT Resolution No. 2014-23 Approving Fresno County Plan for Providing Educational Services to Expelled Youth**

Included in the Board binders is Resolution No. 2014-23 for Board consideration and approval. Per Education Code section 48926, in any county where the county superintendent operates a community school, the county superintendent must, in

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

conjunction with the school districts in the county, develop a plan for providing education services to expelled youth. The triennial update of Fresno County's plan is due to the State on June 30, 2015. The Superintendent recommends adoption. Fiscal Impact: There is no fiscal impact to the district. Contact person: Jorge Aguilar, telephone 457-3341.

**A-5, ADOPT Annual Resolution for Appointment of High School Representatives and Multi-School Membership Applications for the California Interscholastic Federation for the 2015/2016 School Year**

Included in the Board binders is the annual Resolution for Appointment of High School Representatives and Multi-School Membership Applications for the California Interscholastic Federation (CIF) for the 2015/2016 school year. The Superintendent recommends adoption. Fiscal Impact: There is no fiscal impact to the district. Contact person: Rosario Sanchez, telephone 457-6223.

**A-6, ADOPT Resolution 14-15, Authorizing the Execution of Lease-leaseback Agreements (Site Lease and Facilities Lease with Construction Provisions) for Portable Buildings Relocation and Infrastructure at Various Schools**

Included in the Board binders and recommended for adoption is Resolution 14-15 to authorize the execution of lease-leaseback agreements (site lease and facilities lease with construction provisions) with BVI Construction, Inc., for portable buildings relocation and infrastructure at various schools to accommodate enrollment changes. The project will relocate 18 portable classrooms from three schools (Baird, Turner and Wolters) to six schools (Bakman, Computech, Edison, J.E. Young, Storey and Wilson) including portable set-up, utilities hook-up, and landscape restoration. The guaranteed maximum price is \$1,915,698. The Superintendent recommends adoption. Fiscal Impact: Funding of \$1,737,198 is available in the Developer Fee Fund, and \$178,500 is available in Measure Q. Contact person: Karin Temple, telephone 457-3134.

**A-7, APPROVE Agreements for Legal and Investigation Services for 2015/16**

Included in the Board binders is a list of legal firms and investigation firms recommended for approval to provide services to Fresno Unified during 2015/16. The list includes the firm name and location, and the 2014/15 and 2015/16 attorney/investigator hourly rate(s). Staff negotiated rates with the firms and as a result, most have kept the 2015/16 rates the same as last year. Representation agreements with all firms are available in the office of the Deputy Superintendent/Chief Financial Officer, and a sample is provided in the Board binders. The Superintendent recommends approval. Fiscal Impact: Sufficient funds are available in the 2015/16 budget in the Unrestricted General Fund, Workers' Compensation Fund and Liability Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

**A-8, APPROVE Agreement with Envision Pharmaceutical Services**

Included in the Board binders is an agreement with Envision Pharmaceutical to provide prescription benefit management services. The agreement provides for services effective July 1, 2015 through June 30, 2018 and may be renewed for an additional one year, upon mutual consent of both parties. The Superintendent recommends approval. Fiscal Impact:

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

Sufficient funds are available in the Health Internal Service Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

**A-9, APPROVE Annual Agreements for the 2015/16 School Year**

Included in the Board binders are two matrices detailing agreements to provide services to Fresno Unified School District. These agreements fall into the following categories:

- Additional targeted assistance support to students
- Annual contract renewals including:
  - Outdoor camp
  - Counseling
- Teacher development

The Superintendent recommends approval. Fiscal Impact: Sufficient funds have been budgeted in the 2015/16 budget. These investments will be funded through the appropriate budgets, as detailed in the matrixes. Contact person: Ruth F. Quinto, telephone 457-6226.

**A-10, APPROVE the Special Education Annual Budget, Service Plans and Service Descriptions for 2015/16**

Included in the Board binders are the 2015/16 Special Education Annual Budget, Services Plans, and descriptions of services provided to special education students. The Annual Plans are based up on the proposed 2015/16 Special Education budget. The Superintendent recommends approval. Fiscal Impact: There is no fiscal impact to the district to be determined at this time. Contact person: Rosario Sanchez, telephone 457-6223.

**A-11, APPROVE Job Descriptions for Select Supervisory and Classified Positions**

Included in the Board binders are job descriptions for the Employee Service Center Supervisor, Payroll Specialist and Employee Service Center Specialist. In addition to addressing an increase in the scope of duties, level of responsibility and accountability required for each position, these job descriptions create opportunities for career advancement necessary to attract and retain high performing employees in a competitive labor market. The Superintendent recommends approval. Fiscal Impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3548.

**A-12, APPROVE Adjustments to Select Supervisory and Classified Salary Schedules**

Included in the Board binders is a copy of the proposed adjustments to the Supervisory and Classified Salary Schedules. The proposed changes coincide with the three new job descriptions: Employee Service Center Supervisor, Payroll Specialist and Employee Service Center Specialist. The adjustments will further the District's efforts to recruit and retain high performing employees in a competitive labor market. The Superintendent recommends approval. Fiscal Impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3548.

**A. CONSENT AGENDA** - continued

**A-13, APPROVE Authorization to Utilize Contracts from Various Purchasing Cooperatives for 2015/16**

Included in the Board binders is a list of purchasing cooperatives recommended to be authorized for utilization by the district during 2015/16. Cooperative purchasing is allowed under Public Contract Code 20118, and it is a best practice to share piggyback contracts between government agencies. Cooperatives can achieve significant savings, and allow the district to expedite purchases to take advantage of favorable market conditions. Approval of this recommendation does not commit the district to future purchases, nor does it require the utilization of any individual contract or purchasing cooperative. Purchases made under this authority will be submitted to the Board for ratification. The Board has authorized purchasing cooperative contracts in prior years. The Superintendent recommends approval. Fiscal Impact: Purchases will be made as needed, and funding will be identified based on the project. Contact person: Karin Temple, telephone 457-3134.

**A-14, APPROVE Authorization to Utilize Individual Piggyback Contracts for 2015/16**

Included in the Board binders is a list of piggyback contracts recommended to be authorized for utilization by the district during 2015/16. Piggybacking is allowed under Public Contract Code 20118 and is a best practice that takes advantage of competitive pricing from a contract formally bid by another school district or public agency. This allows Fresno Unified to avoid the time, expense, and market uncertainties associated with bidding. It does not commit the district to future purchases, nor does it require any specific contract be utilized. The recommended action approves individual contracts, and therefore subsequent purchase orders will be submitted to the Board for information only. The contracts are available for review in the Purchasing Department. The Board has approved piggyback contracts in prior years. The Superintendent recommends approval. Fiscal Impact: Funding will be determined on a project-by-project basis. Contact person: Karin Temple, telephone 457-3134.

**A-15, APPROVE Request for Proposals 15-18, Security Guard Services**

Included in the Board binders is information on Request for Proposals (RFP) 15-18, to identify a qualified vendor to provide security guard services for the district. The RFP was lawfully advertised on April 2, 2015, and April 9, 2015. Notifications were sent to twelve (12) vendors, and the district received four (4) responses. Proposals were evaluated on each proposer's ability to meet or exceed the requirements set forth in the RFP. The contract period is July 1, 2015, through June 30, 2018, with renewal options of two (2) additional one-year terms. The estimated contract amount is based on the cost for one year of patrol services and special event security needs.

Based on an extensive review, staff recommends award to the best value respondent:

Geil Enterprises (CIS) (Fresno, CA) Estimated \$700,000

The Superintendent recommends approval. Fiscal Impact: Sufficient funding of \$440,000 is available in the 2015/16 Maintenance and Operations budget. Funding in the

**A. CONSENT AGENDA** - continued

approximate amount of \$260,000 related to special event security services will be supported by individual site budgets. Contact person: Karin Temple, telephone 457-3134.

**A-16, APPROVE Request for Proposals 15-26, Design/Build Services for Sequoia Middle School Gymnasium Heating and Cooling Units**

Included in the Board binders is information on Request for Proposals (RFP) 15-26 for design and installation of heating and cooling units for the Sequoia Middle School gym. The RFP was lawfully advertised on April 14, 2015. Notifications were sent to twenty-eight (28) vendors and four (4) construction trade publications, and the district received three (3) responses. Proposals were evaluated on each proposer's ability to meet or exceed the requirements set forth in the RFP.

Based on an extensive review, staff recommends award to the best value respondent:

Patton Air Conditioning (Fresno, California) \$238,016

The Superintendent recommends approval. Fiscal Impact: Funding of \$238,016 is available in the Measure Q budget. Contact person: Karin Temple, telephone 457-3134.

**A-17, APPROVE the 2015/16 Annual Membership Dues with the California School Boards Association/Education Legal Alliance, the Council of the Great City Schools, and the National School Boards Association Council of Urban Boards of Education**

It is recommended that the Board approve the 2015/16 annual membership dues with the following organizations: the California School Boards Association (CSBA/Education Legal Alliance), the Council of the Great City Schools (CGCS), and the National School Board Association (NSBA) Council of Urban Boards of Education (CUBE) The Superintendent recommends approval. Fiscal Impact: Sufficient funds of \$87,273 are available in the 2015/16 Board of Education budget. Contact Person: David Chavez, telephone 457-3566.

**A-18, DENY Claim #14-1121-0349**

Included in the Board binders is a Claim for Damages on minor, case #14-1121-0349. 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-19, DENY Claim #14-1222-0377**

Included in the Board binders is a Claim for Damages on case #14-1222-0377. 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-20, RATIFY Agreement with Claremont Partners for Direct Contracting Project Management Services**

Included in the Board binders is an agreement with Claremont Partners for project management services. The Joint Health Management Board recommends ratification of this agreement with Claremont Partners. The services will include research, development and facilitating of direct contract negotiations with local healthcare facilities. The Superintendent recommends ratification. Fiscal Impact: The estimated annual cost is not to exceed \$109,113. Funds are available in the Health Internal Service Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

**A-21, RATIFY Submission of Grant Application to Kaiser Permanente**

Ratification is requested for a grant application to the Healthy Schools Healthy Communities program developed through Kaiser Permanente's "Thriving Schools" initiative. The project will facilitate a training plan around the understanding of Adverse Childhood Experiences (ACE) for children targeted through the Interagency Child Empowerment Team (ICET) designed to help schools understand and consider root causes, such as trauma, that drive adverse behaviors leading to suspension and/or poor school assimilation. Train the Trainers Workshops in Trauma and Grief Sensitive Practices will be provided to schools and departments through site representatives. Physical Education/Wellness is a primary consideration to support the wellness needs of students impacted by trauma. Over 300 new elementary school teachers have been hired that have little to no Physical Education/Wellness training. To address this gap, Physical Education/Wellness co-teaching training will be provided to new teachers hired during the last four years. The Superintendent recommends ratification. Fiscal Impact: Grant funds will cover all program costs. Contact person: Ruth F. Quinto, telephone 457-6226.

**A-22, RATIFY Submission of Grant Application to the California Department of Education's California School Breakfast Program and Summer Food Service Program Start-up and Expansion Grant**

Ratification is requested for grant applications to the California Department of Education (CDE), Nutrition Services Division, for the 2015/16 School Breakfast Program and Summer Food Service Program Start-up and Expansion Grants. The CDE will award competitive grants to a School Food Authority (SFA) participating in the Federal School Breakfast Program up to \$15,000 per site for nonrecurring expenses incurred in starting up or expanding program services. The Food Services Department will apply for the School Breakfast Program Expansion Grant for all eight comprehensive high schools: Bullard, Duncan, Edison, Fresno, Hoover, McLane, Roosevelt, and Sunnyside. The Superintendent recommends ratification. Fiscal Impact: Grant funds will cover all program costs. Contact person: Ruth F. Quinto, telephone 457-6226.

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

**A-23, RATIFY Purchase Orders from April 1, 2015, through April 30, 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 April 1, 2015, through April 30, 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 April 1, 2015, through April 30, 2015. 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**

**6:00 P.M.**

**B-24, PRESENT and DISCUSS Comprehensive Sexual Health Education in Fresno Unified School District**

Included in the Board binders is a presentation on the proposed instruction and implementation of Comprehensive Sexual Health Education in Fresno Unified School District. Fiscal Impact: Funding will be provided through the Curriculum and Instruction categorical budget. Contact person: Rosario Sanchez, telephone 457-6223.



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

**6:15 P.M.**

**B-25, OPPORTUNITY for Public Hearing on the Fresno Area Substitute Teachers Association (FASTA) Negotiations 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.

**6:20 P.M.**

**B-26, OPPORTUNITY for Public Hearing on the Service Employees International Union (SEIU), Local 521 Negotiations 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.

**6:25 P.M.**

**B-27, DISCUSS and APPROVE Revisions for Board Policy (BP) 5141.21, BP 5144, BP 5144.1, BP 5131.7, BP 5144.4 (NEW), BP 5131.2, BP 5131.62, BP 5145.3, and BP 5145.7**

Included in the Board binders are the proposed revisions to the following nine Board Policies (BP) which meet the legal mandates recommended by the California School Boards Association (CSBA):

- BP 5141.21 Administering Medication and Monitoring Health Conditions
- BP 5144 Discipline
- BP 5144.1 Suspension and Expulsion/Due Process
- BP 5131.7 Weapons and Dangerous Instruments
- BP 5144.4 Required Parental Attendance (NEW)
- BP 5131.2 Anti-Bullying
- BP 5131.62 Tobacco
- BP 5145.3 Nondiscrimination/Harassment
- BP 5145.7 Sexual Harassment

The Board was in receipt of the revisions to these Board Policies at the June 3, 2015 Board meeting. The Board will have an opportunity to discuss the revisions tonight. If the Board does not have any questions/suggestions, the administration is requesting approval. The Superintendent recommends approval. Fiscal Impact: There is no fiscal impact to the district. Contact person: Amy Idsvoog, telephone 457-3736.

**C. RECEIVE INFORMATION & REPORTS**

There are no items for this portion of the agenda.

**BOARD/SUPERINTENDENT COMMUNICATIONS**

**D. ADJOURNMENT**

**NEXT REGULAR MEETING**

**WEDNESDAY, August 12, 2015 – OPEN SESSION AT 5:30 P.M.**