



AMENDMENT
(Noted on Page 2 & 3)
September 18, 2015

**BOARD OF EDUCATION
REGULAR MEETING**
2309 TULARE STREET
BOARD ROOM, SECOND FLOOR
FRESNO, CA 93721-2287
www.fresnounified.org/board

**AGENDA
WEDNESDAY, September 23, 2015, 3:15 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, 2nd Floor or visit our website at: www.fresnounified.org/board

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

***3:15 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 5495736); 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).
5. Conference with Legal Counsel – Anticipated Litigation (Government Code Section 54956.9(d)(2)). Significant Exposure to Litigation:
 - a. *Potential Case: One (1)*
6. Conference with Legal Counsel - Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. *Risk Management Litigation Report*

**All times are approximate and subject to change*

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

PLEDGE OF ALLEGIANCE

Chrystal Streets, a parent that has had a positive impact at Eaton Elementary, will lead the flag salute.

APPROVE Minutes

Included in the Board binders are the draft minutes for the August 26, 2015 Regular Meeting, September 8, 2015 Special Meeting, and September 9, 2015 Regular Meeting. The Superintendent recommends approval. Contact person: Michael E. Hanson, telephone 457-3884.

ADOPT Resolution Recognizing the Month of October 2014-2015 as Disability Awareness Month

Included in the Board binders is a resolution where Fresno Unified School District will proclaim October 2015 as Disability Awareness Month and urges everyone to join us in reaffirming our determination to achieve a society that affords independence, justice, and dignity for all. The Superintendent recommends adoption. Contact person: Bob Nelson, telephone 457- 3657.

ADOPT Resolution Recognizing the Month of October as National Cyber Security Awareness Month

Included in the Board binders is a resolution where Fresno Unified joins others across the country in recognizing the month of October as National Cyber Security Awareness Month (NCSAM). Our Nation's children spend hours each week in an online environment which profoundly impacts their social, emotional, and physical development. On October 21, all Fresno Unified School District students, from Kindergarten to 12th grade, will receive instruction in Cyber Safety using appropriate grade level curriculum materials. The Superintendent recommends adoption. Contact person: Kurt Madden, telephone 457-3657.

HEAR Reports from Student Board Representatives

An opportunity is provided to hear comments/reports from Student Board Representatives from Sunnyside 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. CONSENT AGENDA - *continued*

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 September 9, 2015, Regular Board meeting. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3569.

A-3, APPROVE Provisional Internship Permit

Included in the Board binders are two (2) Provisional Internship Permit (PIP) recommendations to rehire upon Board approval. Site principals recommended to Human Resources to retain the following teachers in their positions for 2015/16 due to a shortage of fully credentialed teachers. They are both working toward completing the required exams by the end of 2015/16. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Paul Idsvoog, telephone 457-3548.

A-4, APPROVE Independent Contractor Services Agreement with Reading and Beyond for 2015/16

Up for Board consideration and approval is an Independent Contractor Services Agreement with Reading and Beyond for 2015/16.

Reading and Beyond and Fresno Unified have agreed to establish a literacy intervention program for students identified by Fresno Unified who are currently enrolled at Yokomi and Jefferson Elementary, alongside their K-12 household members. The Superintendent recommends approval. Fiscal impact: Sufficient funds are available in the Unrestricted General Fund. Contact person: Bob Nelson, telephone 457-3657.

A-5, APPROVE Career Technical Education District Advisory Committee Member List

Included in the Board binders are copies of 2015/16, 2014/15, and 2013/14 Career Technical Education District Advisory Committee Member Lists. Annual meeting is scheduled for September 22, 2015 at 5:00pm in the Career Center at McClane High School.

The committee is comprised of members from each industry sector taught in Fresno Unified School District secondary and adult education. Teachers, administration, students, parents and industry partners are included. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Rosario Sanchez, telephone 457-6223.

A. CONSENT AGENDA - *continued*

A-6, DENY Claim #15-0727-0197

Included in the Board binders is a Claim for Damages on Mary H. Macias, case #15-0727-0197. The Superintendent recommends the Claim be denied and the matter referred to the district's Director of Benefits and Risk Management for further handling. The Superintendent recommend denial. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

A-7, RATIFY Submission of Grant Application to the U.S. Department of Education, Office of Innovation and Improvement

Ratification is requested for an application to the U.S. Department of Education, Office of Innovation and Improvement, for the 2015 Investing In Innovation Fund (i3 Development Grant). Fresno Unified submitted an application under Absolute Priority 1 – Improving the Effectiveness of Principals. The project will leverage the district's existing data infrastructure to focus on a subset of indicators in the School Quality Improvement Index (SQII). Indicators will be utilized to measure school and leader progress, as well as training and supporting leaders to implement a Cycle of Continuous Improvement style approach to cycles of improvement, targeting a number of focus indicators. The project will involve randomly selecting 20 schools and their school leaders to be trained and supported in engaging in the cycle-of-improvement model for two school years. The Superintendent recommends ratification. Fiscal impact: The potential grant award is \$3,000,000. Contact person: Ruth F. Quinto, telephone 457-6226.

A-8, RATIFY Submission of Grant Application to the California Energy Commission to Expand the Compressed Natural Gas Fuel Station

Ratification is requested for a grant application to the California Energy Commission (Energy Commission) for the Alternative and Renewable Fuel and Vehicle Technology Program (ARFVTP) Natural Gas Fueling Infrastructure grant to expand the Compressed Natural Gas (CNG) fuel station located at the Transportation Department. A total of \$1,500,000 is available statewide for awards under this program. Fresno Unified applied for \$500,000 to fund a row of slow fill station pumps to dispense natural gas fuel to 24 CNG school buses through the Energy Commission grant. The maximum funding for 2015/16 is \$500,000 for public K-12 school districts. The Superintendent recommends ratification. Fiscal impact: The maximum grant award for this project is \$500,000. Contact person: Ruth F. Quinto, telephone 457-6226.

A-9, RATIFY Legal Agreement with Carl M. Faller, Attorney at Law

Included in the Board binders is a representation agreement with Carl M. Faller, Attorney at Law, to provide legal services to Fresno Unified School District. The district currently has representation agreements for fiscal year 2015/16 with 25 law firms and these agreements are typically approved in June for the coming fiscal year. The agreement with Carl M. Faller is being recommended for ratification at this time to allow staff to engage the firm to assist with additional legal needs of the district. The contract period is September 1, 2015 through June 30, 2016. The Superintendent recommends ratification.

A. CONSENT AGENDA - *continued*

Fiscal impact: Sufficient funds are currently available in the 2015/16 Unrestricted General Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

A-10, RATIFY First 5 Fresno County Birth to Third Grade Implementation Grant

Included in the Board binders is the Birth to Third Grade (B3) Implementation Grant provided by the Children and Families Commission of Fresno County to Fresno Unified School District in the amount of \$980,197 over three years. This is year two of the grant and Fresno Unified will receive approximately \$326,770 during 2015/16, and is projected to receive approximately \$303,427 during 2016/17.

The grant will support increased collaboration with community partners, maximizing the impact of existing resources and bridging the multiple transitions that children and families face in navigating services. Specific attention will be given to offering new models of cooperative Early Learning programing with the Fresno Housing Authority and Fresno Central Valley Children Services Network. The Superintendent recommends ratification. Fiscal impact: Fresno Unified School District Early Learning Department has been awarded a maximum grant award of \$980,197 over three years. Contact person: Rosario Sanchez, telephone 457-6223.

A-11, RATIFY the Filing of Notices of Completion for the Projects Listed Below

Included in the Board binders are Notices of Completion for the following projects, which have been completed according to plans and specifications:

Bid 15-21 Pkg.1	Bakman Elementary School Exterior Site Painting
Bid 15-21 Pkg.2	Wolters Elementary/Tehipite Middle Schools Exterior Site Painting
Bid 15-21 Pkg.4	Olmos Elementary School Exterior Site Painting
Bid 15-21 Pkg.7	Fort Miller Middle School Exterior Site Painting
Bid 15-21 Pkg.8	Tenaya Middle School Exterior Site Painting
Bid 15-21 Pkg.9	Tioga Middle School Exterior Site Painting
Bid 15-21 Pkg.10	Wawona Middle School Exterior Site Painting
Bid 15-21 Pkg.11	Duncan Polytechnical High School Exterior Site Painting
Bid 15-21 Pkg.12	Fresno High School Exterior Site Painting
Bid 15-21 Pkg.13	McLane High School Exterior Site Painting
Bid 15-29	Kings Canyon Middle School Re-Roof

The Superintendent recommends ratification. Fiscal impact: Retention funds are released in accordance with contract terms and California statutes. Sufficient funds are available in the Deferred Maintenance budget. 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-12, PRESENT and DISCUSS Fresno Unified School District's Data Dashboard

The purpose of this agenda item is to provide an opportunity for the Board to review the key indicators outlined in the Board Approved District Data Dashboard. These indicators cover the district's major systems and processes. The review will include a summary of the district's actual annual performance during the 2014/15 school year and an overview of targets for the 2015/16 school year. Fiscal impact: There is no fiscal impact to the district. Contact person: Jorge Aguilar, telephone 457-3733.

6:30 P.M.

B-13, HOLD a Public Hearing and ADOPT Resolution in the Matter of Sufficiency of Instructional Materials to Comply with the Requirements of Education Code Section 60119

Included in the Board binders is the Resolution in the Matter of Sufficiency of Instructional Materials. The governing Board of each district is required to hold a public hearing and adopt a resolution stating whether each pupil, including English Learners, has standards-aligned textbooks and instructional materials in these subject areas: English Language Arts, Mathematics, History/Social Science, Health (grades 7 - 12), Foreign Language (grades 7 - 12) and science equipment in grades 9 - 12. The Superintendent recommends adoption. Fiscal impact: Funding will be provided by the State Lottery allocation and Unrestricted General funds. Contact person: Rosario Sanchez, telephone 457-6223.

6:40 P.M.

B-14, OPPORTUNITY for Public Disclosure and APPROVE Changes in Wages and Health Benefits to Non-Represented, Management, Confidential, and Supervisory Employees Consistent with Bargaining Unit Members

Approve changes in wages and health benefits to Non-represented, Management, Confidential, and Supervisory employees consistent with bargaining unit members. The Superintendent recommends approval. Fiscal impact: The estimated cost is included in the Disclosure Agreement. Contact person: Paul Idsvoog, telephone 457-3548.

B. CONFERENCE/DISCUSSION AGENDA - *continued*

6:45 P.M.

B-15, OPPORTUNITY for Public Disclosure and RATIFICATION of the 2015/16 Side Letter Agreement between Fresno Unified School District and California School Employees Association, Chapter 125

Included in the Board binders for discussion and ratification is the side letter agreement between Fresno Unified School District and California School Employees Association (CSEA), Chapter 125 regarding a three percent (3.0%) salary schedule increase for the 2015/16 school year and a one-time, off-schedule payment of two percent (2.0%) of base salary based on the 2014/15 salary schedule. The one-time, off-schedule payment of two percent (2.0%) is for all CSEA 125 employees who were employed during the 2014/15 school year and continued to be employed as of August 26, 2015. The side letter agreement is available for public inspection at the Board of Education office. Paper copies will be provided to members of the public upon request. The Superintendent recommends ratification. Fiscal impact: The estimated cost is included in the Disclosure Agreement. Contact person: Paul Idsvoog, telephone 457-3548.

6:50 P.M.

B-16, OPPORTUNITY for Public Disclosure and RATIFICATION of the 2015/16 Side Letter Agreement between Fresno Unified School District and California School Employees Association, Chapter 143, Food Service

Included in the Board binders for discussion and ratification is the side letter agreement between Fresno Unified School District and California School Employees Association (CSEA), Chapter 143, Food Service regarding a three percent (3.0%) salary schedule increase for the 2015/16 school year and a one-time, off-schedule payment of two percent (2.0%) of base salary based on the 2014/15 salary schedule. The one-time, off-schedule payment of two percent (2.0%) is for all CSEA 143, Food Service employees who were employed during the 2014/15 school year and continued to be employed as of August 26, 2015. The side letter agreement is available for public inspection at the Board of Education office. Paper copies will be provided to members of the public upon request. The Superintendent recommends ratification. Fiscal impact: The estimated cost is included in the Disclosure Agreement. Contact person: Paul Idsvoog, telephone 457-3548.

C. RECEIVE INFORMATION & REPORTS

C-17, Results of Sale of General Obligation Bonds, Measure Q, Election of 2010, Series E

Included in the Board binders is a summary from Keygent LLC that describes results of the recent issuance of the approximate \$55 million in Measure Q, Series E bonds sold on September 9, 2015. Prior to the sale of the Bonds, the District received a strong credit rating of 'Aa3' from Moody's Investors Service. In its rating rationale, Moody's listed the District's large tax base, stable financial position, and strong management team as credit strengths of the District. Moody's also assigned the District a 'Stable' outlook based on their expectation that the District's financial position would remain stable given management's prudent budgetary practices and financial policies. The District estimates to

C. RECEIVE INFORMATION & REPORTS - *continued*

receive the bond proceeds on September 23, 2015. Fiscal impact: The final debt service represented a \$1,600,808 decrease over figures the day prior and a \$8,441,334 decrease over figures last shared with the Board of Education. Contact person: Ruth F. Quinto, telephone 457-6226.

BOARD/SUPERINTENDENT COMMUNICATIONS

D. ADJOURNMENT

NEXT REGULAR MEETING
WEDNESDAY, October 14, 2015 – OPEN SESSION AT 5:30 P.M.