



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

AGENDA

WEDNESDAY, November 4, 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, 2nd Floor or visit our website at: www.fresnounified.org/board

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

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

1. Public Employee Performance Evaluation - Government Code Section 54957.
 - a. *District Superintendent*
2. Student Expulsions pursuant to Education Code Section 35146.
3. 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.
4. Public Employee Discipline/Dismissal/Release/Reassignment/Resignation.
5. Public Employment/Appointment - (Government Code Section 54957).
6. Conference with Legal Counsel - Anticipated Litigation (Government Code Section 54956.9(d)(2)).
 - a. *Significant Exposure to Litigation: Four (4) Potential Cases*
7. Conference with Legal Counsel - Existing Litigation (Government Code Section 54956.9(d)(1)).
 - a. *Davis v. Fresno Unified School District
Fresno Superior Court No. CECG03718
Fifth District Court of Appeal Case No. F068477*

**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

Nicholas Solis, a parent that has had a positive impact at Lawless Elementary, will lead the flag salute.

ADOPT Resolution Proclaiming November 20, 2015 as Substitute Educators Day

Included in the Board binders is a resolution proclaiming November 20, 2015 as *Substitute Educators Day*. Substitute professionals provide our school district with specialized skills, and are essential to the educational excellence of our schools. The Board of Education of Fresno Unified officially declares November 20, 2015 as Substitute Educators Day and recognizes the unique contributions our substitute professionals make in support of the district's goals and core beliefs in increasing student achievement and preparing career ready graduates. The Superintendent recommends adoption. Contact person: Bob Nelson, telephone 457-3723.

HEAR Reports from Student Board Representatives

An opportunity is provided to hear comments/reports from Student Board Representatives from Design Science 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 October 28, 2015, Regular Board meeting. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3731.

A-3, ADOPT Variable Term Waiver for Career Technical Education Credential Holders

Waiver request for Career Technical Education Credential holders for English Learner Authorization until CTE program is completed. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district. Contact person: Paul Idsvoog, telephone 457-3548.

A. CONSENT AGENDA - *continued*

A-4, APPROVE Submission of Grant Application to the California Department of Education for Food Services Equipment

Approval is requested for an application to the California Department of Education (CDE) for the 2015 National School Lunch Program Equipment Assistance Grants. The CDE grant will allow School Food Authorities (SFA) to purchase the equipment needed to increase participation, serve healthier meals, meet the new nutritional standards with an emphasis on more fresh fruits and vegetables, improve food safety, expand access, and reduce utility costs. The CDE will award competitive grants up to \$100,000 for each SFA. Food Services will apply the entire grant to purchase mobile food carts to increase breakfast and lunch student participation at targeted high schools. The Superintendent recommends approval. Fiscal impact: The potential grant award is \$100,000. Contact person: Ruth F. Quinto, telephone 457-6226.

A-5, APPROVE Amendment to Agreement with Claremont Partners for Expansion of Vendor and Data Integration Services

Included in the Board binders is an amendment to the agreement with Claremont Partners as recommended by the Joint Health Management Board. Claremont Partners will provide expanded vendor and data integration services, with emphasis on prescription benefit management services. The Superintendent recommends approval. Fiscal impact: Estimated annual cost not-to-exceed \$100,000. Funds are available in the Health Internal Service Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

A-6, APPROVE Bid 16-04, Re-bid Robinson Elementary School New Kindergarten Building Construction and Reject Bid 15-27, Robinson Elementary School New Kindergarten Building Construction

Included in the Board binders is information on Bid 16-04, which is recommended to be awarded for construction of a new kindergarten building at Robinson. The project will provide a new three-classroom kindergarten building including restrooms and teacher preparation space, and parking lot improvements. The request for bids was lawfully advertised on September 1, 2015. Notifications were sent to eighty-nine (89) vendors and four (4) construction trade publications, and the district received five (5) responses. In addition, it is recommended that the Board reject all bids for Bid 15-27, the original bid for this project. All the bids received did not meet the pre-qualification requirement pursuant to Public Contract Code 2011.6.

Staff recommends award to the lowest responsive, responsible bidder:

Durham Construction Company, Inc. (Clovis, California) \$1,826,000

The Superintendent recommends approval. Fiscal impact: Funding of \$1,826,000 is available in the Measure Q budget. Contact person: Karin Temple, telephone 457-3134.

A. CONSENT AGENDA - *continued*

A-7, APPROVE Adding AECOM to the List of Environmental Site Assessment and/or Geotechnical Services Vendors for Facilities/Maintenance Projects

It is recommended that AECOM (Fresno) be added to the list of Environmental Site Assessment and/or Geotechnical Services vendors approved to perform professional services in support of the district's new construction, modernization, deferred and general maintenance projects. This will allow staff to contract with AECOM for assistance with environmental studies on current and future projects. The Superintendent recommends approval. Fiscal impact: Funding will be established on a project by project basis. Contact person: Karin Temple, telephone 457-3938.

A-8, APPROVE Independent Contractor Services Agreement with Municipal Resources Group, LLC

Included in the Board binders is an Independent Contractor Services Agreement with Municipal Resources Group, LLC.

Municipal Resources Group, LLC will facilitate the process of conducting the annual evaluation of the superintendent and related workshop(s) and/or closed session discussion(s), facilitate the process of conducting the annual self-assessment of the Board of Education and related workshop(s) and/or closed session discussion(s), and assist with related leadership assessment and goal setting as needed. The Superintendent recommends approval. Fiscal impact: Sufficient funds are available in the Board of Education budget. Contact Person: Bob Nelson, telephone 457-3657.

A-9, DENY Claim #15-0917-0254

Included in the Board binders is a Claim for Damages on a minor, case #15-0917-0254. 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 recommends denial. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

A-10, RATIFY Contract with San Diego State University for Head Counselor Training

Fresno Unified will partner with San Diego State University to provide training for Head Counselors at each of our high school sites over a two year period on how to effectively utilize data to develop action plans to support students and demonstrate their direct impact on supporting the district's goal of producing Career Ready Graduates. The Superintendent recommends ratification. Fiscal impact: Not to exceed \$100,000. Contact person: Jorge Aguilar, telephone 457-3733.

**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-11, APPROVE Revisions to Board Policy (BP) 6142.7

This update of the Physical Education board policy will allow the district to continue to provide students the widest array of activities and athletic options. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Kim Mecum, telephone 457-3731.

C. RECEIVE INFORMATION & REPORTS

There are no items for this portion of the agenda.

BOARD/SUPERINTENDENT COMMUNICATIONS

D. ADJOURNMENT

NEXT REGULAR MEETING

WEDNESDAY, November 18, 2015 – OPEN SESSION AT 5:30 P.M.