



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

AGENDA

WEDNESDAY, November 18, 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. 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, Fresno Unified Building & Construction Trades/FTA; Unrepresented Employees: All Management, Confidential, and Supervisory Employees.
4. Public Employee Discipline/Dismissal/Release/Reassignment/Resignation.
5. Public Employment/Appointment - (Government Code Section 54957).
 - a. *Principal*
6. Conference with Legal Counsel – Anticipated Litigation (Government Code Section 54956.9(d)(2)).
 - a. *Significant Exposure to Litigation: One (1) Potential Case*
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

Mai Vang Lee, a parent that has had a positive impact at Ewing Elementary, will lead the flag salute.

APPROVE Minutes

Included in the Board binders are the draft minutes for the October 26-27, 2015 Special Meeting, October 28, 2015 and November 4, 2015 Regular Meeting. The Superintendent recommends approval. Contact person: Michael E. Hanson, telephone 457-3884.

RECOGNITION of Fresno Unified School District's Efforts in Growing U.S. Citizenship

The Mexican Consulate will be presenting Fresno Unified School District a certificate of appreciation in recognition of Fresno Unified School District's efforts in growing U.S. citizenship. Contact person: Bob Nelson, telephone 457-3657.

HEAR Reports from Student Board Representatives

An opportunity is provided to hear comments/reports from Student Board Representatives from DeWolf 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 November 4, 2015, Regular Board meeting. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3569.

A-3, ADOPT Resolution Ordering the Date of the Annual Organizational Meeting of the Governing Board

Included in the board binders is a Resolution Ordering the Date of the Annual Organizational Meeting of the Governing Board as December 9, 2015. Pursuant to section 35143 and 72000(c)(2)(A) of the Education Code of the State of California, the governing board of each district shall select an annual organizational meeting date. The date must fall

CONSENT AGENDA – *continued*

within a 15-day period commencing on the day a new member’s term begins or would begin, i.e. the same 15-day period applies to election and non-election years. Pursuant to California Education Code section 5017(a), new member terms begin on the first Friday of December. Therefore, the 2015 annual organizational meeting date must fall between December 4, 2015 and December 18, 2015. The Superintendent recommends adoption. Fiscal Impact: There is no fiscal impact to the district. Contact person: Michael E. Hanson, telephone 457-3884.

A-4, APPROVE Independent Contractor Services Agreement with Shift3 Technologies
Included in the Board binders is an Independent Contractor Services Agreement with Shift3 Technologies to provide specialized programming support, including Mobile App development. This short-term contract will be completed by June 30, 2016. The Superintendent recommends approval. Fiscal impact: Sufficient funds not to exceed \$25,000 for 2015/16 are available in the Information Technology budget. Contact person: Kurt Madden, telephone 457-3868.

A-5, RATIFY Independent Contractor Services Agreement with Discovia for 2015/16
Included in the Board binders is an Independent Contractor Services Agreement with Discovia for 2015/16. Discovia will be providing services to the district, which may include consulting, data collection, forensic analysis, hosting, culling, processing, document review, and production. Included is the Master Services Agreement (MSA) detailing the services and total cost. The Superintendent recommends ratification. Fiscal impact: Sufficient funds in the amount of \$98,296 are available in the district’s Legal Services Budget fund. Contact person: Bob Nelson, telephone 457-3657.

**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-6, PRESENT and DISCUSS Updates to the 2015/16 Local Control Accountability Plan**
Staff will present an update on the goals, outcomes, actions and expenditures outlined in the Fresno Unified School District Local Control Accountability Plan for the current school year. Fiscal impact: All actions outlined in the Local Control Accountability Plan are funded by state Local Control Funding Formula funds. Contact person: Ruth F. Quinto, telephone 457-6226.

C. RECEIVE INFORMATION & REPORTS

- C-7, RECEIVE Fresno Unified School District's First Quarterly Investment Report for Fiscal Year 2015/16**

Included in the Board binders is the first quarter investment report for the period ending September 30, 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 September 30, 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-8, RECEIVE Aspen Public School Charter Petition**

Lead Developer, Shelly Lether, has delivered a petition to the district seeking authorization to open a new charter, Aspen Public School, which is a replication of the existing Valley Preparatory Academy, currently authorized by Fresno Unified School District. The charter seeks to serve students in grades K - 8.

The charter petition will be presented to the Board for a public hearing on December 9, 2015, followed by a request for a decision at the January 6, 2016 Board meeting. Fiscal impact: The estimated fiscal impact to Fresno Unified School District for 2016/17 is \$914,608. Contact person: Rosario Sanchez, telephone 457-6223.

- C-9, RECEIVE Constituent Services Quarterly Reporting**

Included in the Board binders is the Constituent Services Quarterly Reporting for Constituent Services activities for the time period of August 1, 2015 through October 31, 2015. Also included is the Quarterly Reporting for the Valenzuela/Williams Uniform Complaint Procedures from August 1, 2015 through October 31, 2015 in accordance with Education Code § 35186. Teresa Plascencia, telephone 457-3736. Fiscal impact: There is no fiscal impact to the district. Contact person: Miguel Arias, telephone 457-3736.

BOARD/SUPERINTENDENT COMMUNICATIONS

D. ADJOURNMENT

NEXT REGULAR MEETING
WEDNESDAY, December 9, 2015 – OPEN SESSION AT 5:30 P.M.