

AGENDA

WEDNESDAY, May 11, 2016, 4:15 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.

***4:15 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 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; International Association of Machinists and Aerospace Workers (IAMAW), 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. *Administrator*
 - b. *Principal*
5. Conference with Legal Counsel – Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. *Potential Case: One (1)*
6. 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*
 - b. *Susan Lopez, and a minor, through its Guardian ad Litem, Angela Christine Irby
v. Fresno Unified School District
Fresno Superior Court No. 14CECG00330
Civil Division*

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

PLEDGE OF ALLEGIANCE

Maria Vergara, a parent that has had a positive impact at Mayfair Elementary, will lead the flag salute.

APPROVE Minutes

Included in the Board binders are the draft minutes for the April 27, 2016 Regular Meeting. The Superintendent recommends approval. Contact person: Michael E. Hanson, telephone 457-3884.

ADOPT Resolution Proclaiming May 15-19, as Classified School Employees Week

Included in the Board binders is a resolution proclaiming May 15-19, 2016 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 Superintendent recommends adoption. Contact person: Bob Nelson, telephone 457- 3657.

RECOGNIZE Board of Education and Fresno Unified School District

The Kings Canyon Middle School Coder Girlz Club wishes to recognize the Board of Education and Fresno Unified School District for its support of the coding club. The Board and district have helped grow the club and have provided opportunities for new technology and experiences that would have otherwise been out of reach. 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 McLane 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 April 27, 2016, Regular Board meeting. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3569.

A-3, APPROVE Budget Revision No. 4 for Fiscal Year 2015/16

Included in the Board binders is Budget Revision No. 4 for fiscal year 2015/16. Periodic updates to the District's budget are presented to the Board of Education for approval. Budget Revision No. 4 includes adjustments for the agreement between the District and Fresno Teachers Association on the reopener contract for 2015/16. The Superintendent recommends approval. Fiscal impact: As a result, the Unrestricted General Fund Reserve for Economic Uncertainties is estimated at approximately \$47.2 million at June 30, 2016. Contact person: Ruth F. Quinto, telephone 457-6226.

A-4, APPROVE Agreements with City of Fresno for Weekend Community Open Space Program at High Schools and Middle/Elementary Schools

Included in the Board binders are agreements (one for high schools and one for middle/elementary schools) with the City of Fresno to provide recreation opportunities for City residents at Fresno Unified schools through the Weekend Community Open Space Program. The program will provide structured recreational programming and general public use on weekends and holidays from 9:00am-6:00pm (may be adjusted seasonally). Site supervision/monitoring and programming will be provided by City Parks, After-school, Recreation and Community Service (PARCS) staff. The agreements are for one year with the option to administratively extend for additional one-year terms. The Superintendent recommends approval. Fiscal impact: Financial impacts are noted in the backup material. Contact person: Karin Temple, telephone 457-3134.

A-5, APPROVE Bid 16-23, Roosevelt High School Gymnasium New Cooling Addition

Included in the Board binders is information on Bid 16-23 to provide cooling to Roosevelt's gym and weight room. Currently there is no cooling in the single gym and evaporative cooling in the weight room. The project will replace gas-fired heaters with refrigerated packaged air conditioning/heating units. Installation of cooling will improve student, staff, and community comfort levels, and increase energy efficiency. The request for bids was lawfully advertised on March 3, 2016. Notifications were sent to ninety-one (91) vendors and four (4) construction trade publications, and the district received four (4) responses. Bids were opened on March 29, 2016.

Staff recommends award to the lowest responsive, responsible bidder:

Strategic Mechanical, Inc. (Fresno, California) \$684,000

A. CONSENT AGENDA - *continued*

Staff also recommends allowing Patton Air Conditioning to be relieved of their bid, in accordance with Public Contract Code 5101, due to a clerical error. The Superintendent recommends approval. Fiscal impact: \$684,000 is available in the Measure Q Fund. Contact person: Karin Temple, telephone 457-3134.

A-6, DENY Claim #16-0405-0090

Included in the Board binders is a Claim for Damages on Minor, case #16-0405-0090. 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-7, DENY Claim #16-0419-0106

Included in the Board binders is a Claim for Damages on Cynthia C. Stills, case #16-0419-0106. 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-8, RATIFY Grant Applications to the Fansler Foundation

Ratification is requested for two grant applications to the Fansler Foundation through the Lori Ann Infant Program. The Lori Ann Infant Program serves children with special needs from birth to three years of age and their families. Applications to the Fansler Foundation request grant funds to build universally accessible playgrounds at Powers-Ginsburg and Storey Elementary Schools to be used year round and to provide play opportunities to all children regardless of their abilities. This would facilitate an increase in all areas of development for the children including motor, social, and communication skills. The Superintendent recommends ratification. Fiscal impact: The potential grant award for Powers-Ginsburg Elementary is \$84,629, and the district match is \$9,403 (10%). The potential grant award for Storey Elementary is \$55,129, and the district match is \$6,125 (10%). Contact person: Ruth F. Quinto, telephone 457-6226.

A-9, RATIFY Grant Application to the California Department of Rehabilitation for the We Can Work Grant and Adopt Resolution 15-23

Ratification is requested for a grant application to the California Department of Rehabilitation for the We Can Work Grant and Adoption of Resolution 15-23, authorizing Fresno Unified to enter into an agreement with the State of California, Department of Rehabilitation. The agreement provides for paid work training that provides pre-employment transition services to high school and post-secondary students between the ages of 16-21 with active IEP goals and objectives. The Superintendent recommends ratification and adoption. Fiscal impact: The potential grant award is \$100,000. Contact person: Ruth F. Quinto, telephone 457-6226.

**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-10, APPROVE the 2016/17 Single Plans for Student Achievement

Approval is requested for the Single Plans for Student Achievement (SPSA). The development of the SPSA is a collaborative process involving staff, students, parents and community in the analysis of data to identify the needs of students, as well as an analysis of the effectiveness of practices and programs at the school. A copy of each SPSA is available in the Office of State and Federal Programs for review, as well as at each school site 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.

6:20 P.M.

B-11, PRESENT and DISCUSS the 2016/17 Strategic Budget Development

The Governor released the proposed State budget for 2016/17 on January 7, 2016. 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 20, 2016
- February 10, 2016
- February 24, 2016
- March 30, 2016
- April 13, 2016
- April 27, 2016

In addition to the strategic budget development discussions listed above, the 2015/16 Second Interim Financial Report was presented to the Board of Education on March 9, 2016. On May 11, 2016, staff and the Board will continue budget development discussions. Fiscal impact: Not available at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

B. CONFERENCE/DISCUSSION AGENDA – *continued*

6:50 P.M.

B-12, DISCUSS and APPROVE the Proposed Board of Education Meeting Dates for the 2016/17 and 2017/18 School Years

Included in the Board binders are the proposed Board of Education meeting dates for the 2016/17 and 2017/18 school years. These dates will not preclude either additions or changes any time throughout the year. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Bob Nelson, telephone 457-3657.

C. RECEIVE INFORMATION & REPORTS

C-13, Receive Fresno Unified School District's Third Quarterly Investment Report for Fiscal Year 2015/16

Included in the Board binders is the second quarter investment report for the period ending March 31, 2016. 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, 2016, 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-14, Receive Proposed Revisions for Board Bylaws (BB) 9010, 9100, 9130, 9150 (New), 9220, 9250, 9323.2 and 9324

Included in the Board binders are proposed revisions to the following eight Board Bylaws (BB):

- BB 9010 Public Statements
- BB 9100 Organization
- BB 9130 Board Committees
- BB 9150 Student Board Members (New)
- BB 9220 Governing Board Elections
- BB 9250 Remuneration, Reimbursement and Other Benefits
- BB 9323.2 Actions by the Board
- BB 9324 Minutes and Recordings

These revisions meet the legal mandates recommended by the California School Boards Association (CSBA). At the next Board meeting, on May 25, 2016, the items will be brought back for discussion and adoption. Fiscal impact: There is no fiscal impact to the district. Contact person: Teresa Plascencia, telephone 457-3736.

C. RECEIVE INFORMATION & REPORTS - *continued*

C-15, Receive Proposed Revisions for Board Policies (BP) 1312.3, 5131, 5141.22, 5141.27, 5141.31, 5148, 5148.3, 6142.1, 6158, 6173, 6173.1, and 6184

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

- BP 1312.3 Uniform Complaint Procedures
- BP 5131 Conduct
- BP 5141.22 Infectious Diseases
- BP 5141.27 Food Allergies (New)
- BP 5141.31 Immunizations
- BP 5148 Child Care and Development Programs
- BP 5148.3 Preschool/Early Childhood Education
- BP 6142.1 Sexual Health and HIV/AIDS Prevention Instruction
- BP 6158 Independent Study
- BP 6173 Education for Homeless Children
- BP 6173.1 Education of Foster Youth
- BP 6184 Continuation Education

These revisions meet the legal mandates recommended by the California School Boards Association (CSBA). At the next Board meeting, on May 25, 2016, the items will be brought back for discussion and adoption. Fiscal impact: There is no fiscal impact to the district. Contact person: Teresa Plascencia, telephone 457-3736.

BOARD/SUPERINTENDENT COMMUNICATIONS

D. ADJOURNMENT

NEXT REGULAR MEETING

WEDNESDAY, May 25, 2016 – OPEN SESSION AT 5:30 P.M.