

AGENDA

WEDNESDAY, August 24, 2016, 4:00 P.M.

PLEASE NOTE: PARKING WILL BE AVAILABLE IN THE NUTRITION CENTER PARKING LOT.

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.

***4:00 P.M., 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. *Principal*
5. Conference with Real Property Negotiator; Government Code section 54956.8; Property: APN 481-090-27 & 28; Agency Negotiator: Karin Temple; Negotiating Parties: FUSD & Bedrock Land Development, Inc.; under negotiation: terms of purchase.
6. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(d)(1))
 - a. *AW v. FUSD - OAH Case No. 201605809*
 - b. *GK v. FUSD - OAH Case No. 2016060086*
 - c. *DG v. FUSD - OAH Case No. 2016060181*
7. Conference with Legal Counsel – Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. *Potential Case: One (1)*
8. 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*

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

PLEDGE OF ALLEGIANCE

A staff member will lead the flag salute.

APPROVE Minutes

Included in the Board binders are the draft minutes for the August 10, 2016 Regular Meeting. 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 August 10, 2016, Regular Board meeting. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3569.

A-3, ADOPT Waiver Request for Special Education Credential in Deaf and Hard of Hearing

A waiver request for Patricia Schantz to serve as a Special Education Teacher in Deaf and Hard of Hearing (DHH). The Education Code 44225(m) allows the commission to grant waivers to fill in an area deemed hard-to-fill. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district. Contact person: Paul Idsvoog, telephone 457-3548.

A-4, ADOPT Variable Term Waiver for Alma Angelica Hernandez Chavez, Lucero Escareno Rosales, Maria del Rocio Gonzalez Ramos and Aaron Jesus Faz Elizondo

Included in the Board binders are Variable Term Waiver requests for Alma Angelica Hernandez Chavez, Lucero Escareno Rosales, Maria del Rocio Gonzalez Ramos and Aaron Jesus Faz Elizondo. 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-5, APPROVE 2016/17 Consolidated Application for Categorical Aid Programs Spring Release to the California Department of Education

The Consolidated Application (Con App) is the tool used by the California Department of Education (CDE) to distribute funds from federal programs to school districts across California. Funds received enable us to serve students through activities described in each school's Single Plan for Student Achievement (SPSA) and in the district's Local Education Agency (LEA) plan. A copy of the completed Con App is available in the Board Office for review. The Superintendent recommends approval. Fiscal impact: Total funding for categorical programs included in the Con App is \$49,654,732. These funds are included in the 2016/17 Adopted Budget approved by the Board on June 1, 2016. Contact person: Ruth F. Quinto, telephone 457-6226.

A-6, APPROVE Fresno Economic Opportunities Commission Street Saints Early Learning Outreach and Support

Fresno Economic Opportunities Commission Street Saints will provide services at Fresno Unified School District's A Street Early Learning Center during its 246 days of operation. Services will support a safe learning environment and provide community outreach and referral to center services and resources. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$55,000 are available in the Child Development Unit budget. Contact person: Kim Mecum, telephone 457-3731.

A-7, APPROVE Contract with Solution Tree to Provide Professional Learning to All Principals and Lead Teachers in Support of Accountable Communities

Solution Tree, Inc., will provide all site principals and 775 Lead Teachers with direct professional learning in support of developing and leading Accountable Communities (Professional Learning Communities). They will provide professional learning services for a cost of up to \$184,800. The Superintendent recommends approval. Fiscal impact: Sufficient funds are available in the Chief Academic Office budget for a cost of \$184,800. Contact person: Kim Mecum, telephone 457-3731.

A-8, APPROVE Management Software License and Maintenance Agreement for Transportation Department Scheduling/Routing Software

It is recommended that the Board approve the management software and maintenance agreement for the EDGAR scheduling, routing, and monitoring software used by the Transportation Department. The system also tracks bus mileage for preventive maintenance compliance required by the California Highway Patrol. The contract amount is \$82,560 and the term of the agreement is September 1, 2016 through August 31, 2021. A copy of the agreement is available for review in the Purchasing Department. The Superintendent recommends approval. Fiscal impact: Funding of \$82,560 is available in the Transportation Department budget. Contact person: Karin Temple, telephone 457-3134.

A. CONSENT AGENDA - *continued*

A-9, APPROVE Amendment No. 1 to the Purchase and Sale Agreement and Escrow Instructions, Between Fresno Unified and Bedrock Land Development, Inc.

Included in the Board binders and recommended for approval is Amendment No. 1 to the Purchase and Sale Agreement and Escrow Instructions between the District and Bedrock Land Development, Inc. for property located at Church and Peach Avenues in southeast Fresno. The property owner/seller has agreed to the Amendment, which would allow the District until October 24, 2016, to complete certain studies and obtain California Department of Education approval. The Superintendent recommends approval. Fiscal impact: Approval of Amendment No. 1 results in no fiscal impact to the district. Contact person: Karin Temple, telephone 457-3134.

A-10, APPROVE Appointment of Chair to Citizens' Bond Oversight Committee

It is recommended that the Board approve the appointment of Barbara Steck as Chair of the Citizens' Bond Oversight Committee. The Citizens' Bond Oversight Committee was established by the Board *"to inform the public concerning the expenditure of bond proceeds approved by the voters,"* and *"to ensure that bond proceeds are expended only for the purposes set forth in the ballot measures"* (Committee Bylaws). The Superintendent recommends approval. Fiscal impact: There is not fiscal impact to the district. Contact person: Karin Temple, telephone 457-3134.

A-11, APPROVE Request for Proposal (RFP) #17-01, Building Futures Newspaper

Included in the Board binders is information on RFP #17-01, to select a qualified vendor to design and print the monthly Fresno Unified Newspaper "Building Futures". The RFP was lawfully advertised on July 6, 2016 and July 13, 2016. Notifications were sent to 15 vendors and the district received three responses. The proposal was evaluated on the vendor's ability to meet or exceed the requirements set forth in the RFP. The Superintendent recommends approval. Fiscal impact: The estimated amount of \$120,000 is available in the 2016/17 Communications Department budget. Contact person : Miguel Arias, telephone 457-3733.

A-12, APPROVE Agreement with Pearson Assessments

The Naglieri Nonverbal Ability Test (NNAT) is a nonverbal measure of general ability published by Pearson Education. The test is commonly used to identify gifted students. All second graders in Fresno Unified will participate in an on-line NNAT testing as a screening process to be further evaluated for the GATE programs. Pearson will provide the on-line testing services as well as reports and download of results. The Superintendent recommends approval. Fiscal impact: Annual costs of \$47,760. Funds are available in the Curriculum and Instruction budget. Contact person: Jorge Aguilar, telephone 457-3895.

A. CONSENT AGENDA - *continued*

A-13, APPROVE Approve Provisional Internship Permits

Included in the Board binders are six (6) Provisional Internship Permit (PIP) recommendations to rehire or hire upon Board approval. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Paul Idsvoog, telephone 457-3548.

A-14, DENY Claim #16-0216-0212

Included in the Board binders is a Claim for Damages on Cynthia Ann Thorpe, case #16-0216-0212. 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-15, DENY Claim #16-0216-0213

Included in the Board binders is a Claim for Damages on Brianna Nicole Thorpe, case #16-0216-0213. 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-16, DENY Claim #16-0721-0206

Included in the Board binders is a Claim for Damages on minor, case #16-0721-0206. 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-17, DENY Claim #16-0802-0214

Included in the Board binders is a Claim for Damages on Michael Berg, case #16-0802-0214. 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-18, RATIFY Submission of Grant Application to the College Futures Foundation

Ratification is requested for a planning grant application to the College Futures Foundation (CFF). The CFF seeks to increase the rate of bachelor's degree completion among California student populations who are low-income and have had historically low college success rates. The CFF planning grant provides the opportunity to fund the work of a FUSE Corps Fellow at Fresno Unified to lead significant new initiatives to improve access to college, advance the college going culture for low-income students, and increase the number of students transferring to a university to complete a bachelor's degree successfully. The Superintendent recommends ratification. Fiscal impact: The application requests \$150,000 in grant funds. Contact person: Ruth F. Quinto, telephone 457-6226.

A. CONSENT AGENDA - *continued*

A-19, RATIFY Purchase Orders from June 1, 2016 through June 30, 2016

Included in the Board binders is information on purchase orders issued from June 1, 2016 through June 30, 2016. Purchase orders for \$10,000 or more are presented first, followed by purchase orders for less than \$10,000. A list of purchase orders issued for Associated Student Body (ASB) accounts is also provided. 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-20, PRESENT and DISCUSS Opening of Schools

Staff will present an update to the Board regarding strategic and operational initiatives to support student success for the 2016/17 school year. Fiscal impact: There is no fiscal impact to the district. Contact person: Bob Nelson, telephone 457-3657.

6:30 P.M

B-21, ADOPT Resolution 16-04 Providing for the Issuance and Sale of 2016 General Obligation Refunding Bonds

Included in the Board binders is Resolution 16-04 providing for the issuance and sale of 2016 General Obligation Refunding Bonds in the maximum principal amount of \$127 million to refinance the following outstanding general obligation bonds:

- General Obligation Bonds, Election 2010, Series B
- General Obligation Bonds, Election 2010, Series C

B. CONFERENCE/DISCUSSION AGENDA - *continued*

The Superintendent recommends adoption of Resolution 16-04. Fiscal impact: An estimated savings of approximately \$40 million for district taxpayers is expected. Contact person: Ruth F. Quinto, telephone 457-6226.

7:00 P.M

B-22, PRESENT and DISCUSS Constituent Services Reporting

Included in the Board binders is the Constituent Services report for the 2015/16 school-year. This report is an update from last year's report which was presented to the Board on August 26, 2015. Also, included is the Constituent Services Quarterly Reporting for Constituent Services activities for the time period of May 1, 2016 through July 31, 2016. The Quarterly Reporting for the Valenzuela/Williams Uniform Complaint Procedures reporting for May 1, 2016 through July 31, 2016 are also included, in accordance with Education Code § 35186. Fiscal impact: There is no fiscal impact to the district. Contact person: Teresa Plascencia, telephone 457-3736

7:15 P.M

B-23, OPPORTUNITY for Public Discussion on the California School Employees Association (CSEA), Chapter 125 Proposal to Fresno Unified School District for the 2016/17 School Year

In accordance with government Code 3547, all initial proposals of the public school employers shall be presented at a public meeting of the public school employer, and thereafter shall be public record. The California School Employees Association (CSEA), Chapter 125 proposal was initially made public at the August 10, 2016 meeting of the Board of Education. This proposal is hereby returned to this agenda for formal presentation, public discussion and acknowledgment of receipt. Fiscal impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457- 3548.

7:25 P.M

B-24, OPPORTUNITY for Public Discussion and ADOPT the Fresno Unified School District Proposal to California School Employees Association (CSEA), Chapter 125 for the 2016/17 School Year

In accordance with government Code 3547, all initial proposals of the public school employers shall be presented at a public meeting of the public school employer, and thereafter shall be public record. Included in the Board binders is the Fresno Unified School District's proposal to California School Employees Association (CSEA), Chapter 125 for the 2016/17 school year presented at the August 10, 2016 meeting of the Board of Education and returned to this agenda for public discussion and Board adoption. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457-3548.

7:35 P.M

B-25, OPPORTUNITY for Public Discussion on the California School Employees Association, Chapter 143, Food Service Unit Proposal to Fresno Unified School District for the 2016/17 School Year

In accordance with government Code 3547, all initial proposals of the public school employers shall be presented at a public meeting of the public school employer, and thereafter shall be public record. The California School Employees Association, Chapter 143, Food Service Unit proposal was initially made public at the August 10, 2016 meeting of the Board of Education. This proposal is hereby returned to this agenda for formal presentation, public discussion and acknowledgment of receipt. Fiscal impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457- 3548.

7:45 P.M

B-26, OPPORTUNITY for Public Discussion and ADOPT the Fresno Unified School District Proposal to California School Employees Association, Chapter 143, Food Service Unit for the 2016/17 School Year

In accordance with government Code 3547, all initial proposals of the public school employers shall be presented at a public meeting of the public school employer, and thereafter shall be public record. Included in the Board binders is the Fresno Unified School District's proposal to California School Employees Association, Chapter 143, Food Service Unit for the 2016/17 school year presented at the August 10, 2016 meeting of the Board of Education and returned to this agenda for public discussion and Board adoption. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457- 3548.

C. RECEIVE INFORMATION & REPORTS

C-27, RECEIVE Fresno Unified School District's Fourth Quarterly Investment Report for Fiscal Year 2015/16

Included in the Board binders is the fourth quarter investment report for the period ending June 30, 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 June 30, 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.

BOARD/SUPERINTENDENT COMMUNICATIONS

D. ADJOURNMENT

NEXT REGULAR MEETING

WEDNESDAY, September 14, 2016 – OPEN SESSION AT 5:30 P.M.