

AGENDA

WEDNESDAY, September 14, 2016, 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.fresnou.org/sites/board

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

***3:30 P.M., 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; International Association of Machinists and Aerospace Workers (IAMAW), 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/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. *Potential Case: One (1)*
 - b. *Diane Grigsby v. Fresno Unified Workers' Compensation
Fresno Unified Case No. 2007-1126*

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

PLEDGE OF ALLEGIANCE

Becky Washburn, a parent that has had a positive impact at Wilson Elementary, will lead the flag salute.

APPROVE Minutes

Included in the Board binders are the draft minutes for the August 8, 2016 Special Board Meeting, and August 24, 2016 Regular Board Meeting. The Superintendent recommends approval. Contact person: Michael E. Hanson, telephone 457-3884.

ACKNOWLEDGE the 2016/17 Student Board Member Representatives and Alternates

The Board and Superintendent wish to acknowledge the 2016/17 Student Board Member Representatives, and two alternates, that have been elected by their peers to serve on the Board of Education for the 2016/17 school year. Contact person: Kim Mecum, telephone 457-3731.

ADOPT Resolution Recognizing September 15, 2016 through October 15, 2016 as Hispanic Heritage Month

Included in the Board binders is a resolution commemorating the observance of Hispanic Heritage Month. National Hispanic Heritage Month is an opportunity to recognize the contributions made by Hispanic and Latino Americans to the United States and celebrate their heritage and culture. Hispanics have had a profound and positive influence on our country through their strong commitment to family, faith, hard work, and service. Fresno Unified School District hereby proclaims September 15, 2016 through October 15, 2016 as Hispanic Heritage Month. The Superintendent recommends adoption. 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 Duncan High School. Contact person: Kim Mecum, telephone 457-3731.

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 August 24, 2016, Regular Board Meeting. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3731.

A-3, APPROVE Provisional Internship Permits

Included in the Board binders are 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-4, APPROVE State Center Adult Education Consortium Alternative District Representative for 2016/17

The approval of Sally Fowler to serve as the official Alternative District Representative on the State Center Adult Education Consortium (SCAEC) Executive Board for the 2016/17 will allow our district to be represented by a vote if the designated SCAEC District Representative, Raine Bumatay, is not present. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Kim Mecum, telephone 457-3731.

A-5, APPROVE Appointment to Citizens' Bond Oversight Committee

It is recommended that the Board approve the appointment of Bruce O'Neal to the Citizens' Bond Oversight Committee. Mr. O'Neal is nominated by Board Member Ryan. 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 no fiscal impact to the district. Contact person: Karin Temple, telephone 457-3134.

A-6, RATIFY Agreement with Jones Hall for Legal Services as Bond Counsel in Connection with General Obligation Bond Proceedings

It is recommended that the Board approve an agreement between Fresno Unified School District and Jones Hall to act as Bond Counsel for the November 2016 facilities bond measure. Jones Hall is a leader in the practice of municipal bond law including bond counsel, disclosure counsel and underwriter's counsel on all forms of tax-exempt and taxable financings for public agencies in California, and has worked with Fresno Unified on a variety of bond financings. The Superintendent recommends ratification. Fiscal impact: There is no immediate financial impact; the financial impact of potential future bond issuances is described above and will be paid from bond proceeds as a cost of issuance. Contact person: Ruth F. Quinto, telephone 457-6226.

A. CONSENT AGENDA – *continued*

A-7, RATIFY FUSE Corps Independent Contractor Services Agreement

Ratification is requested for an agreement with FUSE Corps funded through a planning grant awarded by the College Futures Foundation (CFF). This grant was approved by the Board at the August 24, 2016 Board of Education meeting. The CFF planning grant funds the work of a FUSE Corps Fellow to lead new initiatives to improve student access to college, advance the college going culture for low-income students, increase the number of students transferring to universities and improve completion rates for bachelor's degrees. The Superintendent recommends ratification. Fiscal impact: The annual cost is \$150,000 which will be covered with grant funds. Contact person: Bob Nelson, telephone 457-3657.

A-8, RATIFY CalWORKs Agreement for 2016/17

The CalWORKs funding agreement for Fresno Adult School is to provide educational services to referred public assistance recipients under CalWORKs. Services include orientation, assessment, and instruction in Adult Secondary Education, English as a Second Language, and Career Technical Education training. Fresno Adult School is responsible for quarterly reporting of fiscal expenditures, student attendance, and student assessment data. The Superintendent recommends ratification. Fiscal impact: There is no fiscal impact to the district, all expenses/costs are fully reimbursed by Fresno County Office of Education. Contact person: Kim Mecum, telephone 457-3137.

A-9, RATIFY Fresno County Office of Education Teacher Induction Agreement

Included in the Board binders is the Fresno County Office of Education (FCOE) General Education Induction and Education Specialist Teacher Induction Program Agreement. The agreement will allow 12 special education teachers from Fresno Unified School District to participate in the FCOE Teacher Induction Program. The cost for participation in the program is \$2,000 per teacher, for a total of \$24,000. The Superintendent recommends approval. Fiscal Impact: Sufficient funds in the amount of \$24,000 are available in the Title II Part A budget. Contact person: Kim Mecum, telephone 457-3731.

A-10, RATIFY Development Contract with College Board, *SpringBoard*

College Board, *SpringBoard* will provide all 7-11 grade English Language Arts teachers with direct professional learning in support of the implementation of the new curriculum in support of the state standards. They will provide professional learning services for a cost of up to \$96,025. The Superintendent recommends ratification. Fiscal impact: Sufficient carryover funds in the amount of \$96,025 are available through the Innovative Professional Development Grant from the Bill and Melinda Gates Foundation. Contact person: Kim Mecum, telephone 457-3731.

A. CONSENT AGENDA – *continued*

A-11, RATIFY Change Orders for the Projects Listed Below

Included in the Board binders is information on change orders for the following projects:

Bid 16-04, Robinson Elementary School New Kindergarten Building Construction

- Change Order 2: \$8,297

Bid 16-14, Addicott Elementary School Modernization

- Change Order 2: \$80,997

Bid 16-18, Compressed Natural Gas (CNG) Fueling Conversion 2016, Row 2

- Change Order 1: \$4,851

The Superintendent recommends ratification. Fiscal impact: \$89,294.98 is available in the Measure Q Fund; \$4,851 is available in the General Fund. Contact person: Karin Temple, telephone 457-3134.

A-12, RATIFY Purchase Orders from July 1, 2016 through July 31, 2016

Included in the Board binders is information on purchase orders issued from July 1, 2016 through July 31, 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-13, PRESENT and DISCUSS the Updating of the Master Plan for English Learner Success

Present and discuss the updating of the Master Plan for English Learner Success. The plan is focused on the following objectives: 1) employ and develop experts in English language development and bilingual education, 2) advance quality teaching for English learner students, 3) establish structures and systems to support student and parent aspirations and goals, and 4) realign and expand instructional program options and realign policies, structures, and systems for English learner students. Fiscal impact: Funding is provided through a combination of general, Title I, and Title III allocations. Contact person: Kim Mecum, telephone 457-3731.

6:30 P.M.

B-14, PRESENT and APPROVE the 2015/16 Unaudited Actual Financial Report, 2015/16 Year-End Budget Revision and 2016/17 Gann Limit

Staff will present, and the Board of Education will discuss and approve the following three reports: 2015/16 Unaudited Actual Financial Report, 2015/16 Year-End Budget Revision and the 2016/17 Gann Limit.

- 1) The 2015/16 Unaudited Actual Financial Report for Fresno Unified School District represents the actual revenues, expenditures and ending fund balance for all the district's funds for fiscal year ended June 30, 2016.
- 2) The 2015/16 Year-End Closing Budget Revision recognizes additional revenue and expenses per Education Code section 42601 and Fresno Unified Board Policy 3110.
- 3) Resolution No. 16-05 for adoption of the district's Gann Appropriation Limit for fiscal year 2016/17.

The Superintendent recommends approval. Fiscal impact: The 2015/16 year-end actuals reflect the district's reserve at \$57.71 million, which is above the state minimum required level. Contact person: Ruth F. Quinto, telephone 457-6226.

6:45 P.M.

B-15, CONDUCT Public Hearing Determining Conformity of Southeast School Site Acquisition and Development Project (Southwest Corner of Church and Peach Avenues) with State School Site Selection Standards; and ADOPT Resolution 16-06, Adopting the Mitigated Negative Declaration for the Southeast School Site Acquisition and Development Project, Making Findings Required by Education Code, and Approving the Project

Included in the Board binders and recommended for adoption is Resolution 16-06 for the Southeast School Site Acquisition and Development Project ("project"). The project involves acquiring approximately 34 acres located at the southwest corner of Church and Peach Avenues, for a future elementary school and/or choice and/or comprehensive high school on a combination of the property to be acquired and the 18 acres currently owned by the district adjacent to the property to be acquired. The Superintendent recommends

B. CONFERENCE/DISCUSSION AGENDA - *continued*

adoption. Fiscal Impact: The site acquisition cost of \$3,400,000 will be supported by Measure Q funds. Contact person: Karin Temple, telephone 457-3134.

C. RECEIVE INFORMATION & REPORTS

C-16, RECEIVE the Fresno Area Substitute Teachers Association (FASTA), Local 521 Proposal to Fresno Unified School District for the 2016/17 School Year

In accordance with government Code 3547, all initial proposals of the exclusive representative shall be presented in a public meeting of the public school employer, and thereafter shall be public record. The Fresno Area Substitute Teachers Association (FASTA), Local 521 is herewith submitting its negotiations proposal for the 2016/17 school year. This proposal shall be available for public view in the Board of Education Office from September 14, 2016 through September 28, 2016. Fiscal impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457-3548.

C-17, RECEIVE the Fresno Unified School District Proposal to the Fresno Area Substitute Teachers Association, Local 521 for the 2016/17 School Year

Receive the Fresno Unified School District proposal to the Fresno Area Substitute Teachers Association, Local 521 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. This proposal shall be available for public view in the Board of Education Office from September 14, 2016 through September 28, 2016. Fiscal impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457-3548.

C-18, RECEIVE the Service Employees International Union (SEIU), Local 521 Proposal to Fresno Unified School District for the 2016/17 School Year

In accordance with government Code 3547, all initial proposals of the exclusive representative shall be presented in a public meeting of the public school employer, and thereafter shall be public record. The Service Employees International Union (SEIU) is herewith submitting its negotiations proposal for the 2016/17 school year. This proposal shall be available for public view in the Board of Education Office from September 14, 2016 through September 28, 2016. Fiscal impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457-3548.

C-19, RECEIVE the Fresno Unified School District Proposal to Service Employees International Union (SEIU), Local 521 for the 2016/17 School Year

Receive the Fresno Unified School District proposal to Service Employees International Union (SEIU), Local 521 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. This proposal shall be available for public view in the Board of Education Office from September 14,

C. RECEIVE INFORMATION & REPORTS *continued*

2016 through September 28, 2016. Fiscal impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457-3548.

BOARD/SUPERINTENDENT COMMUNICATIONS

D. ADJOURNMENT

NEXT REGULAR MEETING

WEDNESDAY, September 28, 2016 – OPEN SESSION AT 5:30 P.M.