



AMENDMENT
(Noted on Page 2, 5 & 6)

December 9, 2016

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

AGENDA
WEDNESDAY, December 14, 2016, 4:30 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.

***4:30 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).
5. Conference with Legal Counsel - Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. *Potential Case: One (1)*

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

PLEDGE OF ALLEGIANCE

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

APPROVE Minutes

Included in the Board binders are the draft minutes for the November 9, 2016 Regular Board meeting. The Superintendent recommends approval. Contact person: Michael E. Hanson, telephone 457-3884.

ADOPT Resolution in the Matter of Unopposed Nomination of Governing Board Elections; No Election; Seating at Annual Organizational Meeting

Pursuant to Education Code sections 5326 and 5328, if only one person is nominated for an elected office and therefore, a district election is not held, the person nominated shall be seated at the organizational meeting of the board as if elected at a district election.

ADOPT Resolution in the Matter of Declaring Certification of the November 8, 2016, Election

Included in the Board binders is a resolution in the Matter of Declaring Certification of the November 8, 2016, election. Adoption of this resolution officially declares certification of the November 8 election resulting in three members being elected/re-elected to the Fresno Unified School Board of Education for a four-year term (2017-2020). The Superintendent recommends adoption. Contact person: Michael E. Hanson, telephone 457-3884.

ADMINISTER the Oath of Office to Re-Elected and Newly-Elected Board of Education Members Claudia Cazares, Elizabeth Rosas Jonasson, and Carol Mills.

Board Members will take the ceremonial Oath of Office for the position of Trustee, Board of Education, by order of Trustee Area:

TRUSTEE AREA 2

- Fresno Unified Trustee Luis Chavez, will administer the Oath of Office to Elizabeth Rosas Jonasson, newly-elected Board Member to Trustee Area 2. Member Rosas Jonasson will serve a four-year term (2017-2020).

TRUSTEE AREA 5

- Supervisor-Elect Sal Quintero, will administer the Oath of Office to Carol Mills, re-elected Board Member to Trustee Area 5. Member Mills will serve a four-year term (2017-2020).

TRUSTEE AREA 6

- Jesus Cazares, will administer the Oath of Office to Claudia Cazares, newly-elected Board Member to Trustee Area 6. Member Cazares will serve a four-year term (2017-2020).

RECESS for Brief Reception Honoring Re-elected and Newly-elected Board of Education Members.

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: Kim Mecum, telephone 457-3731.

HEAR Report from Superintendent

ORGANIZATION of the Board of Education

It is recommended that Superintendent Hanson preside at the organizational meeting and accept nominations for the position of President of the Board of Education. After the President is elected, it is recommended that the President preside and accept nominations for the Clerk of the Board of Education. The new Board President will preside over the Board meeting.

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 16, 2016, Regular Board Meeting. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3731.

A-3, ADOPT Plan for College Readiness Block Grant from the California Department of Education

At the November 16, 2016 Board of Education meeting the district presented and discussed the College Readiness Block Grant (CRBG). The CRBG provides California's high school unduplicated pupils additional supports to increase the number who enroll at institutions of higher education and complete an undergraduate degree within four years. The adoption of the CRBG funding plan will increase or improve services for unduplicated pupils to ensure college readiness that aligns with the Local Control and Accountability Plan. The Superintendent recommends adoption. Fiscal impact: Preliminary \$2,347,604 State allocation. Contact person: Ruth F. Quinto, telephone 457-6226.

A. CONSENT AGENDA - *continued*

A-4, 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-5, APPROVE Renewal Agreement with Barney & Barney for Affordable Care Act (Employer Mandate) Services
Included in the Board binders is a renewal agreement with Barney & Barney to provide Affordable Care Act (Employer Mandate) support services to Fresno Unified School District. This agreement is for a one-year period and will not exceed \$6,000 annually. The Superintendent recommends approval. Fiscal impact: The estimated annual cost is \$6,000. Funds are available in the Risk Management Internal Service Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

A-6, APPROVE Renewal Agreement with Delta Health Systems for Tele-Health Services
Included in the Board binders is a renewal agreement with Delta Health Systems for the tele-health services program. The tele-health services program provides district health plan members with access to same day consultations with licensed physician 24 hours a day 365 days a year. The access is facilitated via use of telephonic or video conferences where available. The agreement is effective January 1, 2017 through December 31, 2017. The Superintendent recommends approval. Fiscal impact: The estimated annual cost is \$176,000. Funds are available Health Internal Service Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

A-7, APPROVE Renewal Agreement with Envision Insurance Company for Retiree Prescription Services (Envision Rx Plus)
Included in the Board binders is a renewal agreement with Envision Insurance Company to provide Medicare eligible retiree prescription benefit services. The renewal period is one year commencing January 1, 2017, and will allow uninterrupted prescription benefit services for Medicare eligible retirees. The Superintendent recommends approval. Fiscal impact: Sufficient funds are available in the district's Health Internal Service Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

A-8, APPROVE Award of Request for Proposal 16-20, Workers' Compensation/Risk Management Claims Software
Included in the Board binders is information on Request for Proposal (RFP) 16-20 to select a qualified Workers' Compensation Software vendor for the Benefits and Risk Management Department. Based on an extensive review, staff recommends award to the best value respondent:

Origami Risk (Aliso Viejo, California) \$315,160

A. CONSENT AGENDA - continued

The Superintendent recommends approval. Fiscal impact: Sufficient funds are available in the Workers' Compensation and Risk Management Internal Services Funds. Contact person: Ruth F. Quinto, telephone 457-6226.

A-9, APPROVE Reappointment to Citizens' Bond Oversight Committee

Board Member Johnson is recommending the reappointment of Patricia Pointer to the Citizens' Bond Oversight Committee. She has served two terms and is eligible for a third term. 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 457-314.

A-10, APPROVE Award of Bid 17-09 Sections A-D, Playground Equipment Installation at Four Elementary Schools

Included in the Board binders is information on Bid 17-09 Sections A-D, for installation of district-purchased playground equipment at Calwa, Centennial, Ewing and Wilson elementary schools. Existing playground equipment at the four campuses is 15-20 years old. Frequent repairs are required and replacement parts are difficult to obtain.

Staff recommends award to the lowest responsive, responsible bidder:

Sections A-D JT2 Inc. dba Todd Companies (Visalia, CA) \$130,375

The Superintendent recommends approval. Fiscal impact: \$130,375 is available in the Measure Q Fund. Contact person: Karin Temple, telephone 457-314.

A-11, DENY Claim #16-1031-0372

Included in the Board binders is a Claim for Damages by a Minor, case #16-1031-0372. 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-12, RATIFY Grant Application to the California Commission for Teacher Credentialing**~~

~~The Teacher Development Department seeks ratification of a grant proposal submitted to the California Commission for Teacher Credentialing — California Classified School Employee Teacher Credentialing Program. The grant will fund the Fresno Unified "Grow2Teach" program which will identify and recruit qualifying Fresno Unified classified staff to participate in a program designed to support their completion of an undergraduate degree and a Commission approved teacher preparation program so that they can become qualified to provide instructional service as credentialed Multiple Subject, Special Education and/or Single Subject teachers with Fresno Unified. If awarded, the~~

A. CONSENT AGENDA - *continued*

~~program will augment, expand and embed into the district's existing "Aspiring Teacher/Teacher Development Pipeline" programs. The Superintendent recommends ratification. Fiscal impact: Potential grant award of \$600,000 per year for five years for a total of up to \$3,000,000. Contact person: Ruth F. Quinto, telephone 457-6226.~~

A-13, RATIFY Change Order for the Project Listed Below

Included in the Board binders is information on a Change Order for the following project:

Bid 16-30C, Installation of Exterior Lighting at Various Sites

Change Order 1 (Tehipite Middle School): \$1,980

The Superintendent recommends ratification. Fiscal impact: \$1,980 is available in the General Fund. 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

6:30 P.M.

B-14, DISCUSS and APPROVE the 2015/16 Audited Financial Statements Prepared by Crowe Horwath, LLP

Included in the Board binders is the Annual Financial Audit Report as prepared by our external auditors, Crowe Horwath, LLP. The audit report has been completed for submission to the State Department of Education. Each year the district is required to have its financial statements audited by an independent accounting firm. We are pleased to report that Fresno Unified School District has received an “Unmodified Opinion” for the 2015/16 Audit, which is the best opinion that can be issued. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Ruth F. Quinto, telephone 457-6226.

6:40 P.M.

B-15, DISCUSS and APPROVE the 2016/17 First Interim Financial Report with a Positive Certification

California school districts are required to approve interim financial reports twice each fiscal year. Fresno Unified School District’s 2016/17 First Interim Financial Report is presented for approval and reflects a positive certification of the district’s financial condition. The report is based on the October 31, 2016 year-to-date revenue and expenditures as required by state law. The Superintendent recommends approval of the First Interim Financial Report for submission to the County Superintendent of Schools. Fiscal impact: A positive certification reflects that the district has the required reserve for economic uncertainties (2%) and has a positive cash balance for the current year and two subsequent years. In addition, the support material reflects a multi-year projected budget for Unrestricted General Fund and utilizes the state assumptions developed by the California County Superintendents Educational Services Association. Contact person: Ruth F. Quinto, telephone 457-6226.

7:00 P.M.

B-16, DISCUSS and APPROVE 2015/16 Measure Q Annual Report

Included in the Board binders and recommended for approval is the 2015/16 Measure Q Annual Report. The Annual Report, which is a requirement of the Citizens’ Bond Oversight Committee, includes a statement of compliance with State Proposition 39, bond project activity, and bond financial update. 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: Approving the Annual Report results in no financial impact to the district. Contact person: Karin Temple, telephone 457-3134.

B. CONFERENCE/DISCUSSION AGENDA – *continued*

7:15 P.M.

B-17, DISCUSS and APPROVE Proposed Revisions for Board Bylaws (BB) 9140, 9222, 9223, 9270 and Exhibits (E) 9223 and 9270

Included in the Board binders are proposed revisions to the following four Board Bylaws (BB) and two Exhibits (E) which meet the legal mandates recommended by the California School Boards Association (CSBA):

- BB 9140 Board Representatives: Revision recognizes that participation of Board members on district or community committees supports the Board's community leadership role.
- BB 9222 Resignation: Update clarifies the effective date of a resignation of a member of the board, the need for the board to fill the vacancy by ordering an election or making a provisional appointment as appropriate, and the need for the resigning member to file a revised Statement of Economic Interest/Form 700.
- BB 9223 Filling Vacancies: Update reflects current law which allows governing boards to approve a board member's out-of-state absence for illness or urgent necessity for an unlimited duration.
- E 9223 Filling Vacancies: CSBA recommends deletion of this Exhibit as language is included in Board Bylaw 9223's proposed revisions.
- BB 9270 Conflict of Interest: Bylaw reorganizes and updates to reflect requirement to submit the conflict of interest code to the code reviewing body by the deadline established by the code reviewing body and clarifies language.
- E 9270 Conflict of Interest: Exhibit updates legal citations.

These revisions meet the legal mandates recommended by the California School Boards Association (CSBA). The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Teresa Plascencia. Telephone 457-3736.

C. RECEIVE INFORMATION & REPORTS

C-18, RECEIVE 2015/16 School Facility Fee Public Information Report

Included in the Board binders is the 2015/16 School Facility Fee (also referred to as Developer Fee) Public Information Report. School districts are authorized to levy fees on residential and commercial/industrial development for the purpose of mitigating impacts on school facilities as a result of the development. Fresno Unified utilizes school facility fee revenue to support projects including providing student housing through relocatable classrooms. Fiscal impact: There is no fiscal impact to the district. Contact person: Karin Temple, telephone 457-3134.

C. RECEIVE INFORMATION & REPORTS - *continued*

C-19, RECEIVE the International Association of Machinists and Aerospace Workers (IAMAW) Proposal to Fresno Unified School District for the 2016/17 School Year

Receive the International Association of Machinists and Aerospace Workers (IAMAW) 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. Fiscal impact: There is no fiscal impact to the district to be determined at this time. Contact person: Paul Idsvoog, telephone 457-3548.

C-20, RECEIVE the Fresno Unified School District Proposal to International Association of Machinists and Aerospace Workers (IAMAW) for the 2016/17 School Year

Receive the Fresno Unified School District proposal to International Association of Machinists and Aerospace Workers (IAMAW) 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. 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, January 11, 2017 – OPEN SESSION AT 5:30 P.M.