



## AMENDMENT

(Noted on Pages 2 through 8)

February 3, 2017

**BOARD OF EDUCATION  
REGULAR MEETING**  
2309 TULARE STREET  
BOARD ROOM, SECOND FLOOR  
FRESNO, CA 93721-2287  
[www.fresnounified.org/board](http://www.fresnounified.org/board)

## AGENDA

**WEDNESDAY, February 08, 2017, 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, 2<sup>nd</sup> Floor or visit our website at: [www.fresnounified.org/board](http://www.fresnounified.org/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)*
  - b. *Karen Mayne v. Fresno Unified Workers' Compensation  
Fresno Unified Case No. 2014-0950*
  - c. *Stacy Zenimura v. Fresno Unified Workers' Compensation  
Fresno Unified Case No. 2013-0906*
  - d. *Willie E. Benton v. Fresno Unified School District  
Fresno Superior Court No. 16CECG00417  
Claim No. 15-0706-0188*

*\*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**

Dana Wells, a community member that has had a positive impact at Hamilton, will lead the flag salute.

**APPROVE Minutes**

Included in the Board binders are the draft minutes for the January 11, 2017 Regular Meeting, and January 12, 2017 Special Meeting. The **Acting Superintendent recommends approval**. Contact person: ~~Michael E. Hanson~~ **Robert G. Nelson**, telephone 457-3884.

**HEAR Reports from Student Board Representatives**

An opportunity is provided to hear comments/reports from Student Board Representatives from Edison High School. Contact person: Kim Mecum, telephone 457-3731.

**HEAR Report from **Acting** 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 **Acting 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 January 25, 2017, Regular Board meeting. The **Acting Superintendent recommends adoption**. Contact person: Kim Mecum, telephone 457-3569.

**A-3, APPROVE Independent Contractor Services Agreement with Fresno County Superintendent of Schools, Early Care and Education Department**

Fresno County Superintendent of Schools (FCSS), Early Care and Education Department along with Children Services Network and the Fresno Economic Opportunity Commission are participating in the Fresno Language Project under the David and Lucile Packard Foundation grant, Starting Smart and Strong Initiative. The services will support the innovative practices of the Fresno Language Project. The **Acting Superintendent recommends approval**. Fiscal impact: Sufficient funds in the amount of \$25,000 are available in the David and Lucile Packard Foundation grant, Starting Smart and Strong Initiative Budget. Contact person: Kim Mecum, telephone 457-3731.

**A. CONSENT AGENDA** - *continued*

**A-4, APPROVE Amendment to the Citizens’ Bond Oversight Committee Bylaws to Include Oversight of Measure X Expenditures**

Included in the Board binders and recommended for approval are amended Bylaws of the Citizens’ Bond Oversight Committee (CBOC) to reflect previous Board action to designate the CBOC with responsibility for expenditure oversight for Measure X as well as Measure Q. The recommended amended CBOC Bylaws also remove “Measure K” from the Bylaws, as all Measure K bond proceeds have been expended and there is no longer need for oversight. The CBOC reviewed and approved the recommended amendment to the Bylaws at the January 24, 2017 Oversight Committee meeting. The **Acting** Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Karin Temple, telephone 457-3134.

**A-5, APPROVE Agreement with MGT of America to Conduct Facility Conditions Assessments of All Schools**

Included in the Board binders and recommended for approval is an agreement with MGT of America to conduct facility conditions assessments of all district schools. The agreement is in the amount of \$359,863 and is for the period February 9 – June 30, 2017. It is anticipated that the school site evaluations will be conducted in March and April with assessment reports to follow. The purpose of a facility conditions assessment is to objectively determine, using independent facilities experts and a standardized rating tool, the existing conditions of school buildings and grounds. Results of the facility conditions assessment will be combined with other factors/criteria to help guide the planning/prioritization of future Measure X projects. The **Acting** Superintendent recommends approval. Fiscal impact: \$359,863 is available in the Measure X budget. Contact person: Karin Temple, telephone 457-3134.

**A-6, APPROVE Use of Individual Piggyback Contracts in 2016/17**

Included in the Board binders and recommended for approval are piggyback contracts proposed for utilization during 2016/17. Piggybacking is authorized under Public Contract Code 20118 and is a best practice that takes advantage of competitive pricing from a contract formally bid by another school district or public agency. Approval does not commit the district to purchases or use of any specific contract. Purchases associated with piggyback contracts will be presented to the Board for ratification on a future purchase order report. The **Acting** Superintendent recommends approval. Fiscal impact: Funding will be determined on a project-by-project basis. Contact person: Karin Temple, telephone 457-3134.

**A-7, APPROVE Award of Bid 17-15, Disposable Meal Trays**

Included in the Board binders is information on Bid 17-15 for disposable meal trays to serve school meals under the National School Breakfast Program and National School Lunch Program. The request for bid was lawfully advertised on December 15, 2016 and December 22, 2016. The bids were opened on January 5, 2017. Notifications were sent to nine (9) vendors, and the district received one (1) response. The bid is for a one-year term price agreement with the option to extend for two additional one-year periods.

**A. CONSENT AGENDA** - *continued*

Staff recommends award to the lowest, responsive bidder:

Plastic Packaging Inc. (Sacramento, California) \$1,452,646

The **Acting** Superintendent recommends approval. Fiscal impact: Sufficient funds of \$1,452,646 are available in the Food Services Department budget. Contact person: Karin Temple, telephone 457-3134.

**A-8, DENY Claim #17-0103-0001**

Included in the Board binders is a Claim for Damages by a Minor, case #17-0103-0001. The **Acting** Superintendent recommends that the Claim be denied and the matter referred to the district's Director of Benefits and Risk Management for further handling. Fiscal Impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

**A-9, RATIFY Independent Contractor Services Agreement with Reading and Beyond for 2016/17**

Included in the Board binders is an independent contractor services agreement representing year two of a three-year agreement between Fresno Unified School District and Reading and Beyond. The agreement will continue a comprehensive literacy intervention program for students identified by Fresno Unified who are currently enrolled at Yokomi, Lowell and Jefferson Elementary, along with their K-12 household members. Additionally, students may be identified at each school site for support by the school principal. The **Acting** Superintendent recommends ratification. Fiscal impact: Sufficient funds of \$691,435 have been set aside in the Title I budget for the Reading and Beyond Agreement. 50% upon approval and 50% only if target outcomes are achieved. Contact person: Bob Nelson, telephone 457-3657.

**A-10, 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 3: \$13,660

Bid 16-21, Duncan Polytechnical High School Gymnasium New Cooling Addition  
Change Order 1: \$17,264

Bid 16-23, Roosevelt High School Gymnasium New Cooling Addition  
Change Order 1: \$36,416

Bid 16-27, McLane High School Gymnasium New Cooling Addition  
Change Order 1: \$5,245

**A. CONSENT AGENDA** - continued

Bid 16-32, Summer 2016 Portable Classroom Relocation and Infrastructure Project

Change Order 1 (Ayer):       \$ 14,309  
Change Order 2 (ATP):       \$ 9,509  
Change Order 2 (Bakman):   \$ 1,006  
Change Order 2 (Ewing):     \$ 1,740  
Change Order 2 (Patiño):    \$ 1,175

The **Acting** Superintendent recommends ratification. Fiscal impact: \$27,739 is available in the Capital Facilities fund (Bid 16-32), and \$72,585 is available in the Measure Q fund for all other listed projects. Contact person: Karin Temple, telephone 457-3134.

**A-11, RATIFY the Filing of a Notice of Completion**

Included in the Board binders is a Notice of Completion for the following project, which has been completed according to plans and specifications:

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

*Presented for information only*

|                                     |                  |
|-------------------------------------|------------------|
| Original contract amount:           | \$ 1,826,000     |
| Change order/s previously ratified: | \$ <u>28,466</u> |
| Final contract amount:              | \$ 1,854,466     |

The **Acting** Superintendent recommends ratification. Fiscal impact: Retention funds are released in accordance with contract terms and California statutes. Funds are available in the Measure Q budget. Contact person: Karin Temple, telephone 457-3134.

**A-12, RATIFY Purchase Orders from November 1, 2016 through December 31, 2016**

Included in the Board binders is information on purchase orders issued from November 1, 2016, through December 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 **Acting** 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 **Acting** 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 2017/18 Strategic Budget Development**

At the January 25, 2017 Board of Education meeting, the 2017/18 Governor's Proposed Budget and the district's preliminary strategic budget development was discussed. On February 8, 2017, staff and the Board will continue budget development discussions. Fiscal impact: Not available at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

### **6:30 P.M.**

#### **B-14, DISCUSS and APPROVE Award of Request for Proposals 17-12, School-Based Health Care Provider Services for Various School Campuses**

It is recommended that the Board approve the award of Request for Proposals 17-12 for the provision of health services at district schools, to Clinica Sierra Vista (CSV). CSV is partnering with Valley Children's Healthcare to operate health and wellness centers at six district schools, to be implemented during 2017/18 and 2018/19. Addams, Bakman, Duncan, Sequoia, Sunnyside and Tehipite have been identified based on data specific to health indicators and access to healthcare, and site ability to accommodate a health center facility. School-based health centers are an effective way to provide access to healthcare for students and families, in partnership with a federally qualified provider and with minimal district support. Research indicates a link between student success and access to healthcare. Key components of the recommended agreement with CSV are summarized in the Board binders. The entire agreement is available for review in the Board office. The Chief Operations Officer recommends approval. Fiscal impact: The recommended action has no immediate financial impact. As health centers are implemented, the cost for utilities (average \$4,400 per site annually) and school nursing staff (average \$108,000 per site annually) will be included in future budget requests. Contact person: Karin Temple, telephone 457-3134.

## **B. CONFERENCE/DISCUSSION AGENDA** - *continued*

### **7:00 P.M.**

#### **B-15, DISCUSS and DECIDE in the Matter of the Charter Renewal Petition for Valley Preparatory Academy**

Valley Preparatory Academy Charter (Valley Prep or VPA) has delivered a renewal petition to the district seeking authorization to operate July 1, 2017 through June 30, 2022. Valley Prep is currently serving approximately 365 students in grades transitional kindergarten through eight. The school is located at 4221 N. Hughes Ave. in Fresno. Fiscal impact: The estimated fiscal impact for year one is \$2,830,708. **The Acting Superintendent recommends a decision.** Contact person: Kim Mecum, telephone 457-3731.

### **7:15 P.M.**

**B-16, PRESENT and DISCUSS Expansion of the Partnership Between State Center Community College District and Fresno Unified School District for the Design Science High School Program, and Approve Allocation of Funding for a New Facility** Staff and Fresno City College leadership will present for Board discussion, plans to expand the partnership between Fresno Unified and the State Center Community College District (SCCCD) related to the Design Science High School program. The expanded partnership will include relocating Design Science from temporary facilities to a permanent facility on the Fresno City College (FCC) campus. In addition, it is recommended that the Board approve allocating \$6 million, previously set aside in the General Fund Reserve, as the district's contribution to future construction of the new Design Science facility. Fiscal impact: \$6,000,000 is available in the General Fund Reserve, earmarked for a new CTE facility. Contact person: Karin Temple, telephone 457-3134.

### **7:30 P.M.**

#### **B-17 A, DISCUSS and APPROVE Process for Interim Superintendent Selection**

An opportunity is provided for the Board of Education to discuss and approve a process for the selection of an Interim Superintendent to serve until the new Superintendent is hired for the District. The Board will discuss various methods for identifying and interviewing Interim Superintendent candidates for selection. Fiscal Impact: The recommended discussion results in no financial impact to the District. Contact person: Bob Nelson, telephone 457-3884.

#### **B-17 B, DISCUSS Process for Selection of Superintendent Search Firm**

At the request of Board President Ashjian, the Board is presented an opportunity to discuss the process for selection of an educational leadership search consultant to conduct the recruitment for a new superintendent and to allow for community discussion on the matter. Given that this professional service is exempt from formal bidding requirements and that relatively few firms are qualified to perform the service, it is recommended that the informal process outlined in the Board binders be facilitated by the Purchasing Department. Fiscal impact: The recommended discussion results in no financial impact to the district. Contact person: Karin Temple, 457-3134.

**B. CONFERENCE/DISCUSSION AGENDA** - *continued*

**7:45 P.M.**

~~**B-18, DISCUSS and APPROVE the Appointment of a Community Member to the JPA Board of Directors for the Center for Advanced Research and Technology by the Board of Education of Fresno Unified School District**~~

~~An opportunity is provided for the Board of Education to discuss and appoint a community member to the JPA Board of Directors to the Center for Advanced Research and Technology. The Board President recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Bob Nelson, telephone 457-3657.~~

**C. RECEIVE INFORMATION & REPORTS**

**C-19, RECEIVE Request for Transparent and Public Superintendent Search Process**

Included in the Board binders is a Request for Placement on the Board of Education Meeting Agenda to, “determine a transparent and public process for selecting the next educational leader of Fresno Unified.” This request was received in the Board Office on January 17, 2017 from a coalition of local community leaders including Citizens for Good Governance, The Fresno Center for New Americans, Stone Soup, Inc., The Association of Mexican American Educators, and Fresno Interdenominational Refugee Ministries (FIRM). Fiscal impact: There is no fiscal impact to the district. Contact person: Bob Nelson, telephone 457-3657.

**BOARD/SUPERINTENDENT COMMUNICATIONS**

**D. ADJOURNMENT**

**NEXT REGULAR MEETING**

**WEDNESDAY, February 22, 2017 – OPEN SESSION AT 5:30 P.M.**