



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

**MINUTES – BOARD OF EDUCATION SPECIAL MEETING
Fresno Unified School District
February 08, 2017**

**Fresno, California
February 08, 2017**

Office of the Board of Education, Fresno Unified School District Board Room, Education Center, 2309 Tulare Street, Fresno, CA 93721.

At a Regular Meeting of the Board of Education of Fresno Unified School District, held on February 8, 2017, there were present Board Members Cazares, Davis, De La Cerda, Johnson Jonasson Rosas, Mills and President Ashjian. Acting Superintendent Nelson was also present.

Member De La Cerda arriving at 4:35 p.m. and Member Johnson arriving at 4:55 p.m.

President Ashjian convened the Regular Board meeting at 4:30 p.m. in the Board room and ADJOURNED to Closed Session to address items 1 and 5.

Staff Present

Deputy Superintendent/CFO Quinto, Associate Superintendent Aguilar, Chief Academic Officer Mecum, Chief Human Resources/Labor Relations Officer Idsvoog, Chief Operations Officer Temple, Chief Information Officer Arias, Chief Technology Officer Madden, Executive Director of Constituent Services Plascencia, and Executive Director of Student Services Dorsey.

Reporting Out of Closed Session

- By a vote of 7-0-0-0, the Board took action in Closed Session for a Worker's Compensation Settlement on Karen Mayne, case No. 2014-0950.
- By a vote of 7-0-0-0, the Board took action in Closed Session for a Worker's Compensation Settlement on Stacy Zenimura case No. 2013-0906

PLEDGE OF ALLEGIANCE

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

APPROVE Minutes

Approved, the January 11, 2017 Regular Meeting minutes, and January 12, 2017 Special Meeting minutes, with a correction to page six to the January 11, 2017 Regular Meeting minutes. Board Member De La Cerda requested to have his comments added stating he was not asked about his availability or polled for the January 12, 2017 Special Board Meeting. Member Mills moved for approval, seconded by Member Cazares, which carried

a vote of 7-0-0-0, as follows: AYES: Board Members: Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills and President Ashjian.

HEAR Reports from Student Board Representatives

Maddie Corey, ASB President, and Alejandro DaSilva, SAB Representative from Edison High School, provided a report to the Board of Education, sharing details from their Student Advisory Board meeting and ongoing events at Edison. Maddie Corey thanked Trustee Johnson and Davis for attending their SAB meeting and thanked her for answering questions. In addition, Gaston Middle School student ambassadors were also introduced and given the opportunity to share highlights of various school activities and experiences.

HEAR Report from Acting Superintendent

- Acting Superintendent Nelson welcomed Dr. Carole Goldsmith, president of Fresno City College who was in attendance. She joined a few of our staff members in a presentation about a unique partnership to relocate our Design Science High School into permanent facilities built on the Fresno City College campus.
- Nelson also shared there would be a presentation about a recommendation to add school-based health centers on school sites. The district is now looking to partner with Clinica Sierra Vista and Valley Children's Healthcare to expand centers to six school sites. The plan is in two phases. The first phase includes funding from Valley Children's Healthcare for the buildings, Clinica Sierra Vista providing the services, and Fresno Unified providing nursing and case-management services. Prior to the second phase of expansion, the district will revisit the plan with the board.
- The district's new emergency notification system, Rapid Alert, was launched with a text message inviting parents, guardians, and staff to Opt in. For staff who did not receive the test alert, an email was sent with instructions for registering. While we hope we don't have to utilize this technology very often, it's good to know we have it and can reach parents and staff quickly in the event of an emergency.
- Finally, the district hosted the annual *Excellence in Education* awards banquet at the Golden Palace Banquet Hall. Of the 49 finalists, five employees won the district's crystal award, special congratulations to:
 - Classified category: Office Manager from Turner Elementary, Tianna Gonzales;
 - Elementary certificated: Aynesworth, Teacher, Judith Sanchez;
 - Middle School certificated: Ahwahnee, History Teacher, Stephen Ruiz;
 - High School certificated: Edison, Campus Culture Director, Fabiola Perez; and
 - Administrator: Teacher Development, Administrator, Teresa Morales-Young.
- Three of these crystal award winners, Tianna, Fabiola, and Teresa, will go on to represent Fresno Unified at the Fresno County Office of Education event next fall.

On a motion by Member Davis, seconded by Member De La Cerda, the consent agenda, exclusive of agenda items: A-5, A-10, and A-12 which were pulled for further discussion, was approved on a roll call vote of 9-0-0-0 as follows: AYES: Student Board Member Riar and McCoy, Board Members: Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills and President Ashjian.

A. CONSENT AGENDA

- A-1, APPROVE Personnel List**
APPROVED, as recommended the Personnel List, Appendix A, as submitted.
- A-2, ADOPT Findings of Fact and Recommendations of District Administrative Board**
ADOPTED, as recommended 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.
- A-3, APPROVE Independent Contractor Services Agreement with Fresno County Superintendent of Schools, Early Care and Education Department**
APPROVED, as recommended. 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.
- A-4, APPROVE Amendment to the Citizens' Bond Oversight Committee Bylaws to Include Oversight of Measure X Expenditures**
APPROVED, as recommended 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 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.
- A-5, APPROVE Agreement with MGT of America to Conduct Facility Conditions Assessments of All Schools**
PULLED for discussion
APPROVED, as recommended 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.

For the record, comments/questions were made regarding the rationale in picking MGT of America instead of going through a Request For Proposals (RFP) process, would the assessment change any of the projects that have already been discussed with Measure X, will the assessment be an overlay to the existing facilities Master Plan and are we providing them data regarding enrollment, will projects discussed for Measure Q remain the same,

what is MGT actually assessing. Chief Operation Officer Karin Temple was available to answer questions and provide clarification. Member Davis moved for approval, seconded by Member De La Cerda, which carried a 7-0-0-0 as follows: AYES: Board Member Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills and President Ashjian.

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

APPROVED, as recommended 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.

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

APPROVED, as recommended 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.

Staff recommends award to the lowest, responsive bidder:

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

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

DENIED, as recommended a Claim for Damages by a Minor, case #17-0103-0001.

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

PULLED FROM THE AGENDA PER STAFF an independent contractor services agreement representing year two of a three-year agreement between Fresno Unified School District and Reading and Beyond.

A-10, RATIFY Change Orders for the Projects Listed Below

PULLED for discussion

RATIFIED, as recommended 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

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

For the record, comments/questions were made regarding reasons for abstaining to the vote by President Ashjian as follows: "Davis Moreno Construction is a vendor included in the change orders comprising Agenda Item A-10. I have been a subcontractor for Davis Moreno Construction on other projects not involving Fresno Unified and therefore, I have an indirect financial interest in this vendor's purchase orders. However, because I have done work with Davis Moreno Construction for at least 5 years prior to my election to this Board, my conflict is remote and therefore, I am abstaining from this vote pursuant to Board Bylaw 9270." Member Davis moved for approval, seconded by Member Mills, which carried a 6-0-1-0 vote. AYES: Board Members: Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas and Mills. ABSTENTION: President Ashjian

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

RATIFIED, as recommended 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

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

PULLED for discussion

RATIFIED, as recommended purchase orders issued from November 1, 2016, through December 31, 2016.

For the record, comments/questions were made regarding reasons for abstaining to the vote by Board President Ashjian and Board Member Cazares as follows. President Ashjian: "Davis Moreno Construction, Todd Companies, Inc., Elite Landscape Construction and Expo Party Rental are vendors included in the Purchase Orders for November 1 through December 31, 2016. Because I have been a subcontractor for Davis Moreno Construction on projects not involving Fresno Unified and because I have done business with the other three vendors on non-Fresno Unified projects, I have an indirect financial interest in these vendors' purchase orders. However, I have been working with Davis Moreno Construction, Todd Companies Inc., Elite Landscaping and Expo Party Rental for at least 5 years prior

to my election to this Board, my conflict is remote and therefore, I am abstaining from the vote on these vendors pursuant to Board Bylaw 9270." Clerk Cazares: "M Street Arts Complex, doing business as FFDA Properties LLC, is the vendor for purchase order number 452418 as stated in item A-12. FFDA Properties LLC is owned by Assemi Brothers. I work for Assemi Brothers, and I have worked there for more than 3 1/2 years. I am not an officer or director of the company. I do not own any stock in the company. I did not participate in formulating the bid for this contract. Therefore, I have a remote financial interest in this purchase order under Government Code section 1091, subsection (b)(2). I am abstaining from this vote pursuant to Board Bylaw 9270." Member Davis moved for approval, seconded by Member De La Cerda, which carried a 5-0-2-0 vote. AYES: Board Members: Davis, De La Cerda, Johnson, Jonasson Rosas and Mills. ABSTENTION: President Ashjian and Member Cazares.

END OF CONSENT AGENDA

UNSCHEDULED ORAL COMMUNICATIONS

Gloria Hernandez – Spoke about *Plyler v. Doe* and the rights of all students to receive an education and offered her assistance in being part of a subcommittee to draft a safe place resolution for the district.

Alicia Crispin – Spoke about her son who attends Jackson Elementary. Her son who is six years old and is in Special Education was suspended and needs help.

Stacy Williams – Spoke about the Safe Place Resolution. Would like the community to be involved, make it a strong resolution and take immediate action. Our children are stressed and need to feel safe.

Joe Barron – Spoke about the IB diploma program at Fresno High school and a Williams Complaint filed in March 2016, alleging the school being out of compliance for free and appropriate public education and assessment accommodations.

Maria Robles – Spoke about concerns at Jackson Elementary. Concerns regarding one small gate in the back which is very muddy and hazardous. Also, the parking lot has been closed and it is difficult to drop off our children plus there is no crossing guards nearby.

Luis Ojeda – Spoke on behalf Californians for Justice and students to adopt a Safe Haven policy. Urged the board to be bold and not afraid and to stand with our students.

Alheli Cuenca – Spoke about the importance of Fresno Unified adopting a strong Safe Haven Resolution to protect the students.

Henry Delcore – Spoke about the need for a strong Safe Haven Resolution.

Willie Lopez – Spoke about his past, growing up, and urged the board to think about how these people play an important part in our society when they vote on a Safe Haven Resolution.

Blong Xiong – Spoke about his desire to have an in-house Interim Superintendent and requested that the community be involved in selecting a new Superintendent.

Trustee Mills requested that Acting Superintendent Nelson and Brian Beck respond to Mr. Joe Barron remarks in a board communication.

B. CONFERENCE/DISCUSSION AGENDA

Agenda Item 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. Staff and the Board continued budget development discussions.

Presentation by Deputy Superintendent/CFO, Ruth F. Quinto and Tammy Townsend

An opportunity was provided to hear questions/concerns from members of the board and staff was available to respond.

LCAP Discussion:

For the record, comments/questions were made regarding the expanding efforts to develop positive student relationships, discipline and nurses, encouraged to see more robust responses from our students, LCAP annual cycle and the response in writing requirement, written responses, CTE needs to be equitable and equal across the board, social and emotional as a priority for targeted groups and ensuring they receive allocations, noticed there were no options for health care or nurses, meetings held with DELAC, and asked if information is broken down by region. Tammy Townsend was available to answer questions and provide clarification. No action was required for this item.

Budget Discussion:

For the record, comments/questions were made regarding staffing ratios of nurses, PLUS teachers, Pre-Kindergarten and Transitional Kindergarten, and core classes, reasons for and against the need for board assistants, the need to add staff to constituents services, pros and cons of having discretionary funds for each board member, COLA of 1.48% for Special Education - \$300,00 in 2017/18 for Fresno Unified more than the previous year, funds for CTE, guidance counselors per middle school, counselors being overwhelmed in the first few weeks of school, and looking forward to seeing Special Education and English Language ratios. Deputy Superintendent/CFO, Ruth F. Quinto was available to answer questions and provide clarification. No action was required for this item.

Agenda Item B-14, Discuss and Approve Award of Request for Proposals 17-12, School-Based Health Care Provider Services for Various School Campuses

Clinica Sierra Vista (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.

Presentation by Chief Operations Officer, Karin Temple

An opportunity was provided to hear questions/concerns from members of the board and staff was available to respond.

For the record, comments/questions were made regarding, getting more than just the six clinics, concerns on the zip codes that were selected, indicators that were used to decide on location of clinics, plans for creating a larger facility at Bakman, access to mobile services such as eye and dental, concern from constituents that Clinica Sierra will close some locations, mental health aspect of the clinics, and the intent of hiring one full-time nurse at each clinic and not pulling from existing staff. Chief Operations Officer, Karin Temple, Stephen W. Schilling CEO of Clinica Sierra, and Todd Sumtrapak CEO of Valley Children's Hospital were available to answer questions and provide clarification. Member De La Cerda moved for approval with Member Mills amending the motion, seconded by Member Ashjian, which carried a 6-1-0-0 vote. AYES: Board Members: Cazares, De La Cerda, Johnson, Jonasson Rosas, Mills and President Ashjian. NOES: Board Member Davis.

Amended motion states that staff will work with Clinica Sierra and Valley Children's hospital to propose a plan to increase the health centers in the other parts of the district using all data provided in 90 days. Also added was the proviso stating sites will be staffed with a school nurse and that we do not pull from existing staff.

Board Member Davis wanted it noted that she is in favor of school-based health care provider services for district school campuses

Public Comment:

The following individuals spoke in support of School-Based Health Centers and the many benefits that will be achieved from the services that will be provided:

- Marissa Corpus
- Kay Bertken
- Jennifer Chou
- Kathleen Rindahl
- Pam Larios
- Patricia Attitya
- Teri Reichert

Agenda Item 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.

Presentation by Debra Odom

An opportunity was provided to hear questions/concerns from members of the board and staff was available to respond.

For the record, no comments/questions were made regarding the presentation. No action was required for this item. Member Mills moved for approval, seconded by Member Davis, which carried a 7-0-0 vote. AYES: Board Members: Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills and President Ashjian.

Public Comment:

The following individuals spoke in support of the Charter Renewal Petition for Valley Preparatory Academy:

- Darius McClindon
- Madison Vidrio

Agenda Item 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 presented for Board 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.

Presentation by Principal, Tressa Overstreet

An opportunity was provided to hear questions/concerns from members of the board and staff was available to respond.

For the record, comments/questions were made regarding building on Fresno City's campus, would like to see Fresno Unified own the building, a preference to use bond money instead of general funds, concerns with using CTE funds, state funding and joint use, and the contributions Fresno City would be bringing to the table. Chief Operations Officer Karin Temple, Principal of Design Science, Tressa Overstreet, and President of Fresno City College Carole Goldsmith, were available to answer questions and provide clarification. Member De La Cerda moved for approval with Member Jonasson Rosas amended motion, seconded by Member Davis, which carried a 6-1-0-0 vote. AYES: Board Members: Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, and President Ashjian. NOES: Board Member Mills.

Amended motion states that staff will bring a plan to the board in 90 days with alternate funding sources for the Design Science Building on the Fresno City campus.

Public Comment:

Eric Payne – Thanked staff, students and parents, as Fresno Unified and Fresno City worked together to pursue a permanent facility solution. Expressed support of concurrent enrollment and support to those individuals who are marginalized and under-represented in our community.

At 10:30 p.m. Member Jonasson Rosas moved to extend the board meeting by 30 minutes, seconded by Member Mills, which carried a 7-0-0-0 vote. AYES: Board Members: Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills and President Ashjian.

Agenda Item B-17A, Discuss and Approve Process for Interim Superintendent Selection and Agenda Item B-17 B, Discuss Process for Selection of Superintendent Search Firm Pulled by the Board and moved to the February 22 board meeting.

Member Cazares moved to move the item to the next regularly scheduled board meeting, seconded by Member Mills, which carried a 5-0-0-2 vote. AYES: Board Members: Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills and President Ashjian. ABSENT: Board Members Johnson and De La Cerda were absent for the vote.

~~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

The Board Received Agenda Item C-19, Request for Transparent and Public Superintendent Search Process.

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).

BOARD/SUPERINTENDENT COMMUNICATIONS

Member Mills – Would like to ensure that the legal firm Wanger, Jones and Helsley is removed from our approved list of firms, due to a conflict of interest. Would also like to get a board communication on the PLUS Teams regarding the number of teams and people K-8.

D. ADJOURNMENT

With no further business to come before the Board of Education, Board President Ashjian declared the meeting adjourned at 10:44 p.m.

NEXT REGULAR MEETING
WEDNESDAY, February 22, 2017 – OPEN SESSION AT 5:30 P.M.