



## AMENDMENT

(Noted on Page 2)

March 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, March 8, 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).
  - a. *Principal*
5. Conference with Legal Counsel – Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
  - a. *Potential Case: One (1)*

*\*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**

Ms. Laura Murray, a parent that has had a positive impact at Burroughs Elementary will lead the flag salute.

**APPROVE Minutes**

Included in the Board binders are the draft minutes for the January 26, 2017 Special Meeting, and January 30, 2017 Special Meeting. The Interim Superintendent recommends approval. Contact person: Robert G. Nelson, telephone 457-3884.

**ADOPT Resolution Recognizing Fresno Unified as a Safe Place School District**

Included in the Board binders is a resolution recognizing a safe learning environment for all students. The Interim Superintendent recommends adoption. Contact person: 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 ~~DeWolf Patino~~ High School. Contact person: Kim Mecum, telephone 457-3731.

**HEAR Report from Interim 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 Interim 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 February 22, 2017, Regular Board meeting. The Interim Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3569.

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

**A-3, ADOPT Resolution Delineating Authorized District Agents to Sign on Behalf of Fresno Unified School District**

Included in the Board binders is Resolution 16-13 presented for adoption to update authorized officials to sign various business transactions on behalf of Fresno Unified School District. This resolution will be effective for the period beginning March 8, 2017, until revoked or superseded. The Interim Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district. Contact person: Ruth F. Quinto, telephone 457-6226.

**A-4, APPROVE Employment Agreement for Robert G. Nelson, Interim Superintendent**

Included for the Board's consideration and approval is the Employment Agreement for the Interim Superintendent. The term of the Interim Superintendent's Employment Agreement began on February 15, 2017 and will continue until the vacant Superintendent position is filled and the new Superintendent reports for duty, unless otherwise modified pursuant to law and/or the terms of the Employment Agreement. The Employment Agreement will be available for review on, or before, March 3, 2017. The Board President recommends approval. Fiscal Impact: Costs are noted in the Employment Agreement. Contact person: Brooke Ashjian, telephone 457-3727.

**A-5, APPROVE Agreements with SMG: Fresno Convention & Entertainment Center and Save Mart Center**

As part of the district's commitment to preparing College and Career Ready Graduates, SMG will provide graduation facilities, personnel services, and production event services for Fresno Unified graduation ceremonies to be held June 1, 2017 and June 7, 2017 at Saroyan Theatre, and June 4-7, 2017 at the Save Mart Center. The Interim Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$128,730 are available in the Instructional Services annual budget. Contact person: Kim Mecum, telephone 457-3731.

**A-6, APPROVE Award of Bid 17-13, Terronez Middle School Gymnasium Make-up Air Unit Replacement**

Included in the Board binders is information on Bid 17-13, for installation of replacement cooling in the gymnasium and exercise room at Terronez Middle School. The existing make-up air units require replacement due to impending failure, and parts are no longer available. The new equipment will improve energy efficiency and conserve water.

Staff recommends award to the lowest responsive, responsible bidder:

Servi-Tech Controls, Inc. (Fresno, CA) \$329,124

The Interim Superintendent recommends approval. Fiscal impact: \$329,124 is available in the Measure Q Fund. Contact person: Karin Temple, telephone 457-3134.

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

**A-7, APPROVE Award of Bid 17-18, Wood Chips for Playgrounds**

Included in the Board binders is information on Bid 17-18, to establish a fixed unit price for the purchase of wood chips to be used on playgrounds district-wide. The bid is for a one-year term price agreement with the option to extend for two (2) additional one-year periods.

Staff recommends award be to the lowest responsive, responsible bidder:

My Bark Co. Inc. (Linden, CA) Estimated annual use \$112,840

The Interim Superintendent recommends approval. Fiscal impact: Funding is available in the Maintenance and Operations Department budget. Contact person: Karin Temple, telephone 457-3134.

**A-8, APPROVE Contract Agreement with Collaborative Learning Solutions**

Included in the Board binders and recommended for approval is an agreement with Collaborative Learning Solutions to provide services to address significant disproportionality, support the creation of a districtwide student discipline matrix and develop a MTSS/RTI (Multi-tiered System of Support/Response to Intervention) model for the district. The agreement is for the period of March 9, 2017-June 30, 2017. The Deputy Superintendent recommends approval. Fiscal impact: \$45,500 is available in the Prevention & Intervention and Special Education budgets. Contact person: Jorge Aguilar. 457-3733.

**A-9, APPROVE Student Innovation and Design Lab Agreement**

Included in the Board binders is an agreement with Bitwise to provide space for a Student Innovation and Design Lab inside the Bitwise South Stadium building. The Student Innovation and Design Lab will provide a creative and career-oriented space for students to design, prototype, code and develop real-world solutions. It will be utilized in the afternoons by many of our 13 CoderGirlz and 6 CoderClubs programs to immerse them in a high-energy technology career environment as well as a testing and staging area for our 500 Tournament of Technology students from October until the Tournament in April. The Interim Superintendent recommends approval. Fiscal impact: The cost for the service contract for one year is \$52,650, includes 24/7 access and includes all utilities costs. There are sufficient funds in the IT budget. Contact person: Kurt Madden, telephone 457-3868.

**A-10, RATIFY Submission of a Grant Application to the California Department of Education – Fresno County Office of Education After School Education and Safety Program – Program Renewal**

Ratification is requested for a grant application to the California Department of Education on behalf of Fresno County Office of Education – After School Education and Safety Program (ASES). This renewal funding will allow Fresno County Office of Education to continue after school programs at the 39 Fresno Unified school sites. The Interim Superintendent recommends ratification. Fiscal impact: Funding provides a total of \$8,246,686 per year for three years. Contact person: Ruth F. Quinto, telephone 457-6226.

**A. CONSENT AGENDA** - continued

**A-11, RATIFY Submission of a Grant Application to the California Department of Education**

Ratification is requested for a grant application to the California Department of Education for the 21<sup>st</sup> Century High School After School Safety and Enrichment for Teens (ASSETS) program. An estimated \$17 million in funding has been allocated to serve high school students in grades nine to twelve starting in fiscal year 2017/18. The Interim Superintendent recommend ratification. The Interim Superintendent recommends ratification. Fiscal impact. Up to \$250,000 per year per high school for five years. Contact person: Ruth F. Quinto, telephone 457-6226.

**A-12, RATIFY Change Order for the Project Listed Below**

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

Bid 16-13R, Figarden Elementary School New Classroom Building Additions Rebid  
Change Order 1: \$36,110

The Interim Superintendent recommends ratification. Fiscal impact: \$36,110 is available in the Measure Q fund. Contact person: Karin Temple, telephone 457-3134.

**A-13, 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 16-30C, Installation of Exterior Lighting at Various Sites**

(Baird, Tehipite and Wawona Middle Schools)

*Presented for information only*

Original contract amount:	\$	19,800
Change order(s) previously ratified:	\$	<u>1,980</u>
Final contract amount:	\$	21,780

The Interim Superintendent recommends ratification. Fiscal impact: Retention funds are released in accordance with contract terms and California statutes. 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 Interim 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-14, DISCUSS and DECIDE in the Matter of the Charter Renewal Petition for Sierra Charter School**

Sierra Charter School (Sierra) has delivered a renewal petition to the district seeking authorization to operate July 1, 2017 through June 30, 2022. Sierra is currently serving approximately 386 students in grades kindergarten through twelve. The school is located at 1931 N. Fine Avenue in Fresno. The Interim Superintendent recommends a decision. Fiscal impact: The estimated fiscal impact for year one is \$3,479,615. Contact person: Kim Mecum, telephone 457-3731.

### **6:15 P.M.**

#### **B-15, PRESENT and DISCUSS the 2017/18 Strategic Budget Development**

At the January 25, 2017, February 8, 2017 and February 22, 2017 Board of Education meetings, the 2017/18 Governor's Proposed Budget and the District's preliminary strategic budget development were discussed. On March 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.

### **6:45 P.M.**

#### **B-16, DISCUSS and APPROVE the 2016/17 Second 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 Second Interim Financial Report is presented for approval and reflects a positive certification of the district's financial condition. The report is based on the January 31, 2017 year-to-date revenue and expenditures as required by state law. The Interim Superintendent recommends approval of the Second Interim Financial Report for submission to the County Superintendent of Schools. The Interim Superintendent recommends approval. Fiscal impact: A positive certification reflects that the district has the required reserve for economic uncertainties

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

(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 the 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-17, PRESENT and DISCUSS Proposed Revisions for Board Bylaws (BB) 9100, 9122, 9123, 9200, 9320, 9322 and Exhibit (E) 9270**

Included in the Board binders are proposed revisions to the following seven Board Bylaws (BB) and Exhibit (E):

- BB 9100 Organization
- BB 9122 Secretary
- BB 9123 Clerk
- BB 9200 Limits of Board Member Authority
- E 9270 Conflict of Interest
- BB 9320 Meetings and Notices
- BB 9322 Agenda Meeting Materials

The Board was in receipt of these Board Bylaw revisions at the February 22, 2017 Board meeting. Fiscal impact: There is no fiscal impact to the district. Contact person: Miguel Arias, telephone 457-3736.

**7:15 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: David Chavez, telephone 457-3566.

**C. RECEIVE INFORMATION & REPORTS**

**C-19, RECEIVE Aspen Public School Renewal Petition**

Aspen Public School (Aspen) has delivered a renewal petition to the district seeking authorization to operate July 1, 2017 through June 30, 2022. Aspen is currently serving approximately 95 students in grades transitional kindergarten through second. The school is located at 1400 E. Saginaw Way in Fresno. Fiscal impact: The estimated fiscal impact for year one is \$1,011,920. Contact person: Kim Mecum, 457-3137.

**BOARD/SUPERINTENDENT COMMUNICATIONS**

**D. ADJOURNMENT**

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