



**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)

**MINUTES – BOARD OF EDUCATION REGULAR MEETING  
Fresno Unified School District  
June 14, 2017**

**Fresno, California**

**June 14, 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 June 14, 2017, there were present Board Members Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills and President Ashjian. Interim Superintendent Nelson was also present.

*Board Member De La Cerda arriving at 4:34 p.m.*

**Prior to adjourning into Closed Session Board President Ashjian made the following two statements:**

1. On Tuesday, June 13, 2017, after the agenda for this regular meeting of the Board of Education was posted, the district received notice that the Superior Court of San Francisco County issued an order in Citizens RX v. FUSD which requires that an item be added to today's closed session agenda authorizing the Board to conduct a conference with its legal counsel regarding this case.

Conference with Legal Counsel – Pending Litigation  
Government Code Section 54956.9 (d)(1)  
Citizens RX v. Fresno Unified School District  
San Francisco Superior Court Case No. CPF - 17 - 515641

Under these circumstances, Government code section 54954.2 (b) (2) of the Brown Act authorizes the Board of Education to add an item to the agenda on a vote of 2/3's of the members present at the meeting.

Member Mills moved for approval, seconded by Member Davis, 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.

2. The potential plaintiff in one of the matters identified on the agenda as Closed Session Item 5.a. is an entity with which I have an indirect financial relationship. Therefore, pursuant to Board Bylaw 9270, I will be removing myself from Closed Session during the discussion of Item No. 5.a.

President Ashjian CONVENED the Regular Board meeting at 4:32 p.m. in the Board room and ADJOURNED to Closed Session. The Board RECONVENED in Open Session at 6:41 p.m.

### **Reporting Out of Closed Session**

- On a motion by Board Member De La Cerda and seconded by Board Member Mills, the Board voted unanimously to seek appellate review in Citizens Rx vs. Fresno Unified San Francisco Superior Court Case No, CPF-17-515641

### **Staff Present**

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

### **PLEDGE OF ALLEGIANCE**

Jeff Friesen, Executive Director of Maintenance and Operations, led the flag salute. He is retiring after serving the district for 28 years.

### **APPROVE Minutes**

**APPROVED as recommended**, the draft minutes for the April 19, 2017 Regular Board and April 24, 2017 Special Meeting. Member Mills moved for approval, seconded by Member Jonasson Rosas, 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.

### **RECOGNITION**

Vincent Harris presented a donation to the Fresno Unified Scholarship Fund. The contribution was from the Association of California School Administrators (ACSA) Region IX, Fresno Consolidated Charter and their first annual golf tournament.

### **HEAR Report from Interim Superintendent**

- Thanked all retirees who were honored at the Fresno Unified Retirement Dinner. Of the retirees who attended, there were more than 1,660 years of school district experience combined with about one dozen individuals working close to or more than 40 years for Fresno Unified.
- Pointed out that Jeff Friesen, Executive Director of Maintenance Operations, is retiring after 28 years, Cyndy Quintana, Administrator in Human Resources, is retiring after 27 years and Dave Calhoun, Executive Director REA, is also retiring. Nelson also announced that Tammy Townsend and Jorge Aguilar were taking roles outside the district and wished them the best. Nelson thanked all of them for their dedication and years of service.

- Recognized McLane’s ArtVenture program for producing the documentary “Ground Water Zero” during the 2015/16 school year which won them an Award of Merit from the National Academy of Television and Sciences (NATAS). He called up Kim Stephens, co-anchor of Great Day on KMPH Fox 26 who is the local representative for the San Francisco/Northern California Chapter of the National Academy of Television Arts & Sciences, to present the award to McLane ArtVenture students and congratulated all involved in the production.
- Recognized Fresno High graduate Nataly Romero Robledo, who successfully completed high school with a 4.0 GPA and will be attending UC-Berkeley in the fall. Nataly has overcome significant obstacles in her life including being homeless and an unaccompanied minor. She was recently on the cover of the Sacramento Bee and will be the front page story of the Council of the Great City Schools’ monthly newsletter *Urban Educator*. He thanked the Sacramento Bee for publishing her story and her recently started GoFundMe account to help pay her tuition to college.
- Congratulated all Class of 2017 graduates and recapped all of the ceremonies.

On a motion by Member Davis, seconded by Member De La Cerda, the consent agenda, exclusive of agenda item: A-5, which was pulled for further discussion, was approved on a roll call vote of 8-0-0-1 as follows: AYES: Student Board Member Riar and McCoy, Board Members: Davis, De La Cerda, Johnson, Jonasson Rosas, Mills and President Ashjian. ABSENT: Board Member Cazares.

## **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 May 31, 2017, Regular Board meeting.
- A-3, ADOPT Resolution 16-23 Delineating Authorized District Agents to Sign on Behalf of Fresno Unified School District**  
**ADOPTED as recommended**, Resolution 16-23 presented for adoption to update the roster of officials authorized to sign on the district’s Revolving Cash Fund on behalf of the district. The resolution will be effective beginning June 14, 2017, until revoked or superseded.
- A-4, ADOPT Resolution 16-24 Authorizing Inter-Fund Loans for Cash Flow Purposes**  
**ADOPTED as recommended**, Resolution 16-24 to authorize Fresno Unified School District to transfer funds as needed for cash-flow purposes and to repay those transactions as funds become available for the 2017/18 fiscal year. Education Code Section 42603 authorizes inter-fund loans to cover such temporary cash flow transfers.

**A-5, ADOPT Resolution No. 16-25 Authorizing Debt Service Estimate to be Provided to the County of Fresno**

**ADOPTED as recommended,** Resolution No. 16-25 to provide to the Fresno County Auditor-Controller an estimate of debt service payments in 2017/18. School districts are able to provide this estimate if there is an expectation that bonds will be issued in the upcoming fiscal year, to allow the Auditor-Controller to place the appropriate tax levies on the annual tax rolls to cover the debt service requirements of the bonds. The district is currently planning for a bond issuance in the Fall of 2017.

**A-6, ADOPT Annual Resolution for Appointment of High School Representatives and Multi-School Membership Applications for the California Interscholastic Federation for the 2017/18 School Year**

**ADOPTED as recommended,** a Resolution for Appointment of High School Representatives and Multi-School Membership Applications for the California Interscholastic Federation for the 2017/18 school year.

**A-7, APPROVE Agreements for Legal and Investigation Services for 2017/18**

**APPROVED as recommended,** a list of legal and investigation firms to provide services to Fresno Unified during 2017/18. The list includes the firm name and location, and the 2016/17 and 2017/18 attorney/investigator hourly rate(s). Staff negotiated rates with the firms and as a result, most have kept their rates the same as last year. Representation agreements with all firms are available in the office of the Deputy Superintendent/Chief Financial Officer.

For the record, comments/questions were made regarding why the need for out of state and out of county firms, why Gibson, Dunn and Crutcher was missing from the list, a request for additional information regarding money spent to Gibson, Dunn and Crutcher, a request on Lozano Smith the billings and directives, a request to add a column noting each of the firms specialty, and would like to see two firms per specialty. Deputy Superintendent/CFO Ruth F. Quinto was able to provide clarification. Member Davis moved for approval, seconded by Member De La Cerda, which carried a 7-0-0-0 vote. AYES: Board Members: Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills, and President Ashjian.

**A-8, APPROVE Amendment with Claremont Partners**

**APPROVED as recommended,** an amendment to the agreement with Claremont Partners, recommended by the Joint Health Management Board (JHMB), for health plan data integration services.

**A-9, APPROVE Delta Health Systems/Team Care Administrative Services**

**APPROVED as recommended,** an agreement with Delta Health Systems/Team Care, recommended by the Joint Health Management Board (JHMB), for employee wellness program administrative services.

- A-10, APPROVE Services Agreement between Fresno County Superintendents of Schools and Fresno Unified School District for FRESH After School Programs**  
**APPROVED as recommended,** Services Agreement between Fresno County Superintendent of Schools and Fresno Unified upon an award of After School Education and Safety and 21<sup>st</sup> Century Grants. Fresno County Superintendents of Schools is the designated grantee for 40 Fresno Unified site programs. The goal of these site based programs is to provide a safe and educationally enriching environment that will improve student academic achievement, as well as support the educational goals of the district.
- A-11, APPROVE Article 20 Waivers for Various Schools for the 2017/18 School Year**  
**APPROVED as recommended,** letters received from the Fresno Teachers Association approving the requests from various schools to waive Article 20 of the collective bargaining agreement.
- A-12, APPROVE Memorandums of Understanding with the Following Charter Schools: Aspen Meadow Public School, Aspen Valley Prep Academy, and Sierra Charter School**  
**APPROVED as recommended,** Memorandums of Understanding with the following charter schools: Aspen Meadow Public School, Aspen Valley Prep Academy, and Sierra Charter School detailing the relationship between the district, the Charter Corporate Entity, and the charter school regarding operation, oversight, and monitoring.
- A-13, APPROVE the Special Education Annual Budget and Service Plans and Service Descriptions for 2017/18**  
**APPROVED as recommended,** the 2017/18 Special Education Annual Budget, Services Plans, and descriptions of services provided to students with disabilities. The Annual Plans are based upon the proposed 2017/18 Special Education budget.
- A-14, APPROVE Authorization to Utilize Individual Piggyback Contracts for 2017/18**  
**APPROVED as recommended,** a list of piggyback contracts recommended for utilization by the district during 2017/18. A recommended list of piggyback contracts is presented to the Board annually for approval. Piggybacking is allowed 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 future purchases or require that any specific contract be utilized. Purchases associated with piggyback contracts will be presented to the Board for ratification on the monthly purchase order report.
- A-15, APPROVE Agreement with CORE for Shared Administrator Services and the Accompanying Employment Agreement Between Fresno Unified School District and Michelle Steagall, Associate Superintendent for School Leadership**  
**APPROVED as recommended,** an agreement between Fresno Unified School District and the California Office to Reform Education (CORE) for the shared services of Associate Superintendent for School Leadership, Michelle Steagall. Fiscal impact: CORE will reimburse Fresno Unified for the total cost associated with the Employment Agreement.

As a result, there will be no fiscal impact to the district for either of these agreements which are available in the Board Office for review.

**Prior to the vote Interim Superintendent Nelson read the following statement:**

Agenda Item A-15 was pulled because a recent amendment to the Brown Act requires that before final action is taken, the District must make an oral report in open session regarding the salary and benefits contained in any employment contract for assistant or associate superintendent and above.

Agenda Item A-15 includes an employment agreement between Fresno Unified and Associate Superintendent Michelle Steagall and as a result, the district is providing this oral summary of the salary and fringe benefits set forth in that agreement with the understanding that CORE is reimbursing Fresno Unified for all of the following costs:

- Annual salary in the amount of \$162,373.88;
- The contribution to health and welfare benefits at \$17,789;
- Paid Vacation – 20 days per year;
- Paid Holidays – Per the District’s Administrative Holiday Schedule.

Again, the district will be reimbursed by CORE for all of the foregoing, including the full amount of the salary and fringe benefits.

Member Davis moved for approval, 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.

**A-16, APPROVE Rejecting all Bids for Request for Proposals E20001 and E20002, Wide Area Network Services**

**APPROVED as recommended**, that all proposals submitted in response to Request for Proposal (RFP) E20001 and RFP E20002, for the purchase of Wide Area Network services be rejected. Notifications were sent to 17 vendors and the district received four responses. Proposals were opened on February 3, 2017. The district anticipates pursuing procurement in the coming months through a substantially modified process, such as a price-based competitive bid approach. Rebidding the project is not expected to result in a delay of final project completion.

**A-17, APPROVE Rejecting all Bids for Request for Proposals E20004, Configuration Support for Next Generation Firewall**

**APPROVED as recommended**, that all proposals submitted in response to Request for Proposal (RFP) E20004, for the purchase of Configuration Support for Next Generation Firewall be rejected. Notifications were sent to 14 vendors and the district received four responses. Proposals were opened on February 3, 2017. The proposals received were either non responsive or did not provide the district adequate value based on the requested scope of work. Information Technology addressed this necessary work with a small professional services engagement that better addressed the intent and scope of this work.

For the record, comments/questions were made regarding the need for rejecting the bid, was it a cost savings, did the scope of work change when staff reassessed the project, clarity on the summary of the agenda, . Chief of Technology, Kurt Madden was able to provide clarification. Member Jonasson Rosas moved for approval, seconded by Member De La Cerda, which carried a 7-0-0-0 vote. AYES: Board Members: Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills, and President Ashjian.

**A-18, APPROVE Request for Proposal 17-06, Document Capture and Management System**

**APPROVED as recommended**, information on Request for Proposals (RFP) 17-06, to identify a qualified vendor to provide a comprehensive document capture and management system for the district. The RFP was lawfully advertised on September 29, 2016 and October 6, 2016. Notifications were sent to twenty-eight (28) vendors, and the district received five (5) responses. Proposals were evaluated on proposer's ability to meet or exceed the requirements set forth in the RFP.

Based on an extensive review, staff recommends award to the best value respondent:

Appleby & Co.	Fresno, California	\$192,309
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For the record, comments/questions were made regarding the comparison between the two top bids, and a request to have both proposals in the backup material. Chief of Technology Kurt Madden and Executive Director Paul Rosencrans were able to provide clarification. Member Jonasson Rosas moved for approval, seconded by Member Davis, which carried a 7-0-0-0 vote. AYES: Board Members: Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills, and President Ashjian.

**A-19, APPROVE Request for Qualifications 17-33, Student Mentoring Services**

**APPROVED as recommended**, a pool of vendors to provide support of the district's intensive daily mentoring at targeted school sites.

For the record, comments/questions were made regarding clarity on how the RFP process was administered, the metrics that will come out of the contracts, what were the qualifications there were requested, are there any post agreement evaluations, what do we propose to have as results for our children in the future, what happens when a vendor is not measuring up to the agreement, clarity to the vendor so they are aware of the requirements to extend their contract, there needs to be an impact on student achievement, glad that we are reaching out to our local non-profits but would have liked the board to be involved in the process to include other possible non-profits, do we have incentives, what are we doing to reach out to our parents. Executive Director Ambra Dorsey, Executive Director Paul Rosencrans, and Representatives from CenCal Mentoring Academy and Hand-in-Hand were able to provide clarification. Member Cazares moved for approval, seconded by Member Davis, which carried a 7-0-0-0 vote. AYES: Board Members: Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills, and President Ashjian.

**A-20, APPROVE Targeted School Site Contracts for Student Mentoring Services**  
**APPROVED as recommended**, contracts from the pool of qualified respondents of Requests for Qualifications (RFQ) 17-33, Student Mentoring Services.

For the record, comments/questions were made regarding clarity on incorporating metrics into the contracts and amended the agenda item to reflect a one-year contract with two one-year extensions. Executive Director Ambra Dorsey was able to provide clarification. Member Cazares moved for approval with change to the contracts, seconded by Member De La Cerda, which carried a 7-0-0-0 vote. AYES: Board Members: Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills, and President Ashjian.

**A-21, APPROVE Award of Bid 17-26 A-D, Installation of Exterior Lighting Upgrade at Various Campuses**

**APPROVED as recommended**, Bid 17-26, consisting of four bid sections, for installation of district supplied poles, pole lights, wall packs, soffits, flood lights, and bullhorns to improve safety at 20 elementary schools by upgrading exterior lighting.

Staff recommends award to the lowest responsive, responsible bidder:

Section A	Addicott, Ericson, Muir, Rowell, Wishon	Fluoresco Services LLC	Fresno, CA	\$138,965
Section B	Columbia, Jackson, Kirk, Lincoln, Sunset	Fluoresco Services LLC	Fresno, CA	\$41,194
Section C	Figarden, Gibson, Heaton, Homan, Wolters	Fluoresco Services LLC	Fresno, CA	\$56,923
Section D	Aynesworth, Easterby, Lane, Lowell, Winchell	Fluoresco Services LLC	Fresno, CA	\$84,099
<b>Total Award</b>				<b>\$321,181</b>

**A-22, APPROVE Rejecting Bid 17-27, Edison and Roosevelt High Schools Tennis Courts Improvements**

**APPROVED as recommended**, to reject Bid 17-27, to construct new tennis courts at Edison and Roosevelt High Schools. The project was to replace existing deteriorated asphalt tennis courts with new post-tensioned concrete courts, for increased longevity and playability, and reduced maintenance. Site accessibility improvements were also included. Staff recommended rejecting the one bid received, which significantly exceeds the estimated construction cost. Potential bidders were contacted and reported not bidding primarily due to competing projects in the market. The project will be rebid at a later date in a more competitive bidding environment.

**Prior to the vote Board President Ashjian made the following statement:**

“Davis Moreno Construction is the vendor identified in Agenda Item A-22. I have been a subcontractor for Davis Moreno on construction projects not involving Fresno Unified and therefore, I have a conflict as a result of my indirect financial interest in the bids this vendor submits to Fresno Unified School District. However, because I began providing services to Davis Moreno Construction more than five 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.”

For the record, comments/questions were made regarding clarity on the competitive cost of the project, when will this item come back to the board, and would it cut costs if we tried to combine projects. Chief Operations Officer Karin Temple was able to provide clarification. Member De La Cerda moved for approval, seconded by Member Mills, which carried a 5-0-1-1 vote. AYES: Board Members: Davis, De La Cerda, Johnson, Jonasson Rosas, and Mills. ABSENTION: President Ashjian. ABSENT: Board Member Cazares.

**A-23, APPROVE Award of Bid 17-32, Expansion of Compressed Natural Gas (CNG) Fueling Facility Row 3**

**APPROVED as recommended**, Bid 17-32, to add a row of 10 slow-fill CNG dispensers to the Transportation Department facility at the Brawley Service Center. This project will increase the number of slow-fill dispensers to 40, to accommodate a total of 77 CNG school bus fuel stations. On September 23, 2015, the Board ratified the grant application to the California Energy Commission authorizing the acceptance of grant funds for this project and the execution of the grant agreements.

Staff recommends award to the lowest responsive, responsible bidder:

Revolution CNG, Inc. (Paso Robles, California) \$482,941

**A-24, APPROVE Award of Bid 17-34, Fresh Juice and Dairy Products**

**APPROVED as recommended**, Bid 17-34, to establish firm pricing for juice and dairy products including 100% fruit juice, 1% low-fat milk and fat free chocolate milk served in the National School Lunch Program and National Breakfast Program. 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, responsible bidder.

Producers Dairy Foods, Inc. (Fresno, California) \$4,235,529

**A-25, APPROVE Award of Bid 17-38A and B, Ahwahnee Middle School and Duncan High School Existing Lockers Demolition and Installation of New Lockers**

**APPROVED as recommended**, Bid 17-38 sections A and B, for installation of new lockers at Ahwahnee Middle School and Duncan High School. The project will replace existing deteriorated lockers in the men’s and women’s locker rooms.

Staff recommends award to the lowest responsive, responsible bidders:

Section A	Viking Enterprises	(Fresno, California)	\$40,750
Section B	RF Construction	(Fresno, California)	\$24,960

**A-26, APPROVE Award of Bid 17-39, 2017 Summer Portable Relocation and Infrastructure**

**APPROVED as recommended**, Bid 17-39, for relocation of two portable classrooms to Roeding Elementary School and two portable classrooms to Storey Elementary School, and construction of infrastructure including concrete pads with ramps and utility hook-ups. The portable classrooms are needed to accommodate additional teaching staff based on projected increased enrollment.

Staff recommends award to the lowest responsive, responsible bidder:

Davis Moreno Construction, Inc. (Fresno, California) \$739,000

**Prior to the vote Board President Ashjian made the following statement:**

“Davis Moreno Construction is the vendor identified in Agenda Item A-26. I have been a subcontractor for Davis Moreno on construction projects not involving Fresno Unified and therefore, I have a conflict as a result of my indirect financial interest in the bids this vendor submits to Fresno Unified School District. However, because I began providing services to Davis Moreno Construction more than five 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.”

For the record, comments/questions were made regarding clarity on the cost of moving portables and why the increase. Chief Operations Officer Karin Temple was able to provide clarification. Member Davis moved for approval, seconded by Member Mills, which carried a 5-0-1-1 vote. AYES: Board Members: Davis, De La Cerda, Johnson, Jonasson Rosas, and Mills. ABSENTION: President Ashjian. ABSENT: Board Member Cazares.

**A-27, APPROVE Award of Bid 17-42, Adult Transition Program Portable Classroom Relocation**

**APPROVED as recommended**, Bid 17-42, for relocation of two portable classrooms to the Adult Transition Program campus, and construction of infrastructure including concrete pads with ramps and utility hook-ups. In addition, the project includes adding sinks and teaching wall casework to two existing classrooms. The portable classrooms are needed to accommodate enrollment changes and to best serve student needs.

Staff recommends award to the lowest responsive, responsible bidder:

D.H. Williams Construction, Inc. (Fresno, California) \$497,800

**A-28, APPROVE Agreement with Fresno Police Department for School Resource Chaplaincy Program in Elementary Schools**

**APPROVED as recommended**, a five-year agreement with the Fresno Police Department for the Resilience in Student Education (RISE) partnership between the Fresno Police Chaplaincy and Fresno Unified. RISE addresses the interpersonal and intrapersonal development of students beginning in first grade. The program currently serves 24 district

elementary schools approximately five hours weekly, with the objective that all elementary schools eventually have a Chaplain assigned. The cost is \$500 per semester per school served, not to exceed \$65,000 per year total.

**A-29, APPROVE the 2017/18 Annual Membership Dues with the California School Boards Association/Education Legal Alliance, the Council of the Great City Schools, and the National School Boards Association Council of Urban Boards of Education**  
**APPROVED as recommended,** the 2017/18 annual membership dues with the California School Boards Association/Education Legal Alliance, the Council of the Great City Schools, and the National School Boards Association Council of Urban Boards of Education.

**A-30, DENY Claim #17-0517-0171**  
**DENIED as recommended,** a Claim for Damages by a Minor, case #17-0517-0171.

**A-31, DENY Claim #17-0525-0188**  
**DENIED as recommended,** a Claim for Damages by a Minor, case #17-0525-0188.

**A-32, RATIFY Fresno City College Partnership Grant Application and Award for the Fund for Student Success: Middle College High School for Design Science Early College High School**  
**RATIFIED as recommended,** a Fresno City College partnership grant application and award from the California Community College Chancellor's Office for the Fund for Student Success – Middle College High School (MCHS) program to expand support services to Design Science Early College High School students.

For the record, comments/questions were made thanking State Center and staff for working together in making this project a realization. Member De La Cerda moved for approval, seconded by Member Jonasson Rosas, which carried a 7-0-0-0 vote. AYES: Board Members: Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills, and President Ashjian.

**A-33, RATIFY Master Contract with Eagle Ranch Academy and Fresno Unified School District for Non-public School and Residential Placement**  
**RATIFIED as recommended,** a Master Contract with Eagle Ranch Academy for a student requiring non-public, nonsectarian school/agency services in the amount of \$54,000. The vendor will provide residential services to meet the mental health needs for student identified in their Individualized Education Program. The term of the Master Contract commenced on March 22, 2017 and will end on June 30, 2017.

For the record, comments/questions were made questioning the timing of the Board receiving the contract late, clarity that we are placing students in facilities prior to having a contract, a request to have a board communication if ratifying a contract, clarity on the IEP process and how that drives a need for a potential contract. Assistant Superintendent Brian Beck was able to provide clarification. Member Mills moved for approval, seconded by Member De La Cerda, which carried a 7-0-0-0 vote. AYES: Board

Members: Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills, and President Ashjian.

**A-34, RATIFY Independent Contractor Services Agreement with California State University, Fresno Foundation**

**RATIFIED as recommended**, an Independent Contractor Services Agreement with California State University, Fresno Foundation. The agreement is for \$10,000. Fresno State faculty will perform qualitative research regarding the Personalized Learning Initiative. Fresno State is part of a research collaborative effort working with Fresno Unified, Microsoft and Houghton Mifflin Harcourt (HMH) to explore what is working and where improvements can be made to the Personalized Learning Initiative.

**A-35, RATIFY Change Order and Filing of Notice of Completion for the Project Listed Below**

**RATIFIED as recommended**, a Change Order and the Notice of Completion for the following project, which has been completed according to plans and specifications:

Bid 17-09 A-D, Playground Installation at four Elementary Schools  
(Calwa, Centennial, Ewing, and Wilson Elementary Schools)

Change Order 1. This change order includes, but may not be limited to: extend contract duration due to relocation of playground footprint and concrete curb to allow for future construction; and credit for wood chips and removal of ramps.

Original contract amount:	\$	130,375
Change order(s) previously ratified:	\$	0
Change order 1 presented for ratification:	\$	5,280
New contract amount:	\$	<u>135,655</u>

**A-36, RATIFY Purchase Orders from April 1, 2017 through April 30, 2017**

**RATIFIED as recommended**, purchase orders issued from April 1, 2017, through April 30, 2017. 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. .

**Prior to the vote Board Member Jonasson Rosas made the following statement:**

“Fresno EOC is the vendor for purchase order numbers 457691 and 457402 as stated in item A-36. I am employed by Fresno EOC, which is a nonprofit corporation. I did not participate in making these contracts. Because of my employment with Fresno EOC, I have a remote financial interest in these contracts and, therefore, I am abstaining from this vote pursuant to Board Bylaw 9270.”

For the record, there were no comments/questions. Member Davis moved for approval, seconded by Member De La Cerda, which carried a 6-0-1-0 vote. AYES: Board Members: Cazares, Davis, De La Cerda, Johnson, and Mills. ABSENTION: Board Member Jonasson Rosas.

**END OF CONSENT AGENDA**

## **UNSCHEDULED ORAL COMMUNICATIONS**

**Jake Soberal** – Provided an update to the Board regarding the work being done with Bitwise Industries and Geekwise Academy with Fresno Unified. Teaching code to student's at all different levels.

**Andy Fabela** – Had questions regarding recreational swim at Fresno Unified high schools and transportation for students when taking summer school.

**Carolyn C. Drake** – Spoke about racial slurs that were spoken at Bullard High School Grad Night and how the Principal handled the situation.

**Diana Branco** – Spoke about a request to get a cost-of-living increase for individuals in the transportation department.

**Stevan Fabela** – Spoke about the transportation department and their wages. There is a need for a cost-of-living increase.

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

### **Agenda Item B-37, Discuss and Adopt Fresno Unified School District's 2017/18 Local Control and Accountability Plan.**

The Local Control and Accountability Plan (LCAP) is a requirement resulting from the State's Local Control Funding Formula (LCFF). School districts across the State receive LCFF funds for every student, with additional funds going to districts with high unduplicated counts of students living in poverty, English learners, and foster youth. Fresno Unified School District is required to adopt a Local Control and Accountability Plan at the same time as the adoption of the district budget.

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

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

### **The following individuals spoke to Agenda Item B-37 - Fresno Unified School District's 2017/18 Local Control and Accountability Plan:**

**Andy Fabela** – spoke about transportation and tutoring. Hopes that LCAP money can be used to help those two programs.

**Luis Ojeda** – Thanked the district and Tammy Townsend for their partnership with Californians for Justice. Asked that the district considered expanding staff so the relationship between the district and community partners can be more productive. Appreciated the increase in the student voice and would like to see more done with restorative justice.

**Simara Vongthondy, Fresno Interdenominational Refugee Ministries (FIRM)** – stated to the board that the LCAP still has areas to improve. There are still CDE requirements that are not being met. Would like to work with the district to resolve issues.

**Kevin Vang, Fresno Interdenominational Refugee Ministries (FIRM)** – stated that the LCAP is using the same language as last year and that it still does not meet the needs of our most needy students. The LCAP does not meet all the requirements, and should not be approved. There is still time to meet and fix the issues.

**Eric Payne** – Thanked the Board of Trustees for taking a strategic focus and addressing the needs of those students that are disproportionately impacted more specifically those students in Goal 2 and thanked Interim Superintendent Nelson, Tammy Townsend and Kim Mecum for their partnership and work.

For the record, comments/questions were made thanking Tammy Townsend and staff for all of their hard work in completing the LCAP, why can't the Art Collaborative be pulled and voted on separately, the district's percentage of student's living in poverty, and clarity that everyone is being represented in the LCAP. Deputy Superintendent/CFO Quinto, and Executive Officer Tammy Townsend were 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 vote. AYES: Board Members Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills and President Ashjian.

**Agenda Item B-38, Discuss and Adopt Fresno Unified School District's 2017/18 Proposed Budget and Education Protection Account.**

The Proposed Budget includes the multi-year projected budget for the Unrestricted General Fund. The agenda item will also describe factors addressed in the 2017/18 Proposed Budget, and issues affecting the multi-year projections for 2018/19 and 2019/20.

Presentation by Deputy Superintendent/CFO, Ruth F. Quinto

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

**The following individuals spoke to Agenda Item B-38 - Fresno Unified School District's 2017/18 Proposed Budget and Education Protection Account:**

**Andy Fabela** – Spoke about the FTA impasse, teachers not provided adequate funds for supplies in the classroom and better salaries for staff.

For the record, comments/questions were made regarding clarity on the 10% pay cut that speakers kept mentioning, when would we receive the one-time funds, in the current budget have we allocated the one-time funds, since we have not allocated a suggestion was made to put the funds into the deferred maintenance fund, confirmation on the cheer mats, confirmation that when we assess a school we assess all schools, why do we need an Executive Director for the African American initiative, with the change in legislation is the matching for STRS in this budget, with the African American initiative will there be outreach to the parents and will there be incentives, we will be able to allocate our Trustee Area Liaison money to other line items for school sites, computers for our SAB representatives, explanation of the new categorical budgets that are being proposed, are there dollars amounts tied to these categorical budgets, when would discussions take place regarding these proposed budgets, the need to remain cautious and fiscally prudent, a statement that Trustee Area Liaisons are not necessary and don't help student achievement, clarity of what is meant by Employee Support, staff was thanked for all their hard work in putting the budget together and presenting to the board, the three-year forecast and the districts reserves, where does it say that we are looking at a downturn, and affirmation that there is a little of something for everyone in this budget. Deputy Superintendent/CFO Quinto, and Chief Academic Officer Kim Mecum were available to answer questions and provide clarification. Member Jonasson Rosas

moved for approval, seconded by Member De La Cerda, 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-39, Discuss and Approve Annual Agreements for the 2017/18 School Year.**

Included in the Board binders is a matrix detailing agreements to provide services to Fresno Unified School District. These agreements include the following categories:

- Campus Safety
- Leadership Development
- Opportunities to promote arts, activities and athletics
- Targeted Assistance:
  - Student Achievement Outcomes
  - Social Emotional Supports
- Teacher Development
- Technology

Presentation by Executive Officer Tammy Townsend

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 the need for the contract with the Lustig Group, contracts with the media, data collecting from our audience to ensure media contracts are cost effective, contract with AMPCO Systems, have we considered moving, is the contract with Fresno Pacific University for On-Site Counseling for every school, and what is Staff Rehab. Executive Officer Tammy Townsend and Staff was available to answer questions and provide clarification.

**Prior to the vote Board Member Elizabeth Jonasson Rosas made the following statement:**

“Fresno EOC is the vendor for contract listed in lines 76 and 79 as stated in item B-39. I am employed by Fresno EOC, which is a nonprofit corporation. I did not participate in making these contracts. Because of my employment with Fresno EOC, I have a remote financial interest in these contract and, therefore, I am abstaining from this vote pursuant to Board Bylaw 9270”

Member De La Cerda moved for approval, seconded by Member Davis, which carried a 6-0-1-0 vote. AYES: Board Members Cazares, Davis, De La Cerda, Johnson, Mills and President Ashjian. ABSENTION: Board Member Jonasson Rosas.

**Agenda Item B-40, Discuss and Approve Proposed Revisions for Board Policies (BP) 1621, (NEW) 3470, 5121, 6159, 6159.3, 6162.5, 6162.51, and 6185.**

Included in the Board binders are proposed revisions to the following seven Board Policies (BP) and one recommended deletion:

- BP 1621 Home-Based School (Deletion)
- (NEW) BP 3470 Debt Issuance and Management
- BP 5121 Examination and Grading

- BP 6159 Individualized Education Program
- BP 6159.3 Appointment of Surrogate Parent for Special Education Students
- BP 6162.5 Student Assessment
- BP 6162.51 Standardized Testing and Reporting Program
- BP 6185 Community Day School

These revisions meet the legal mandates recommended by the California School Boards Association (CSBA).

Presentation by Executive Director Teresa Plascencia and staff

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

For the record, there were no comments/questions made regarding Agenda Item B-40. Member Cazares moved for approval, seconded by Member Johnson, which carried a 7-0-0-0 vote. AYES: Board Members Cazares, Davis, De La Cerda, Johnson, Jonasson Rosas, Mills and President Ashjian.

### **C. RECEIVE INFORMATION & REPORTS**

#### **The board was in receipt of Agenda Item C-41, Deferred Maintenance Five-Year Plan/Assessment.**

A summary of the Deferred Maintenance Five-Year Plan/Assessment for 2017/18 through 2021/22. This is a routine item provided to the Board annually in June. Potential projects are listed in the Five-Year Plan/Assessment based on current evaluation of need including condition, ongoing maintenance, and expected life cycle. Therefore, more projects are included than may actually be implemented, and changing conditions will drive project recommendations. The Plan/Assessment will be updated after thorough analysis of data provided by the recently concluded facility condition assessment evaluations. The data will validate, or inform reprioritization of, project sequencing. Also, priorities may change as building components fail unexpectedly, additional needs are identified, or facility modernization projects are undertaken.

### **BOARD/SUPERINTENDENT COMMUNICATIONS**

**Board Member Johnson** – Mentioned that the Board may want to create an advisory committee for the African America Initiative. Suggested the district look into creating a policy regarding the Confederate flag.

**Board Member Cazares** – Made a suggestion that this portion of the agenda should be placed at the front of the agenda. Thanked staff for allowing her to be part of the graduations. Made mention of Ahwahnee Middle School receiving the Abraham Award from the Islamic Cultural Center of Fresno (ICCF) and thanked Principal Jose Guzman.

**Board Member Davis** – Mentioned the many graduations that were attended by herself, Member Mills and Member De La Cerda.



**Board Member Mills** – Thanked Leslie Loewen for accommodating the board’s request regarding the scheduling of the graduations so that they could attend more.

**Board Member Ashjian** – Congratulated Board Member Jonasson Rosas for her up and coming nuptials.

**D. ADJOURNMENT**

With no further business to come before the Board of Education, Board President Ashjian declared the meeting adjourned at 10:11 p.m.