



Preparing Career Ready Graduates

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

AGENDA

WEDNESDAY, MARCH 21, 2018, 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” STREETS – 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.

Any member of the public who wishes to address the Board shall submit a speaker card specifying the item he/she wishes to address. The card must be submitted before the Board president announces the specific agenda item.

Public materials are available for public inspection at the Fresno Unified School District Education Center, 2309 Tulare Street, 2nd Floor or visit our website at: www.fresnounified.org/board

TRANSLATION SERVICES: Available in Spanish and Hmong in the Board Room upon request.

***4:30 P.M.**

CALL Meeting to Order

OPPORTUNITY for Public Comment on Closed Session Agenda Items

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 Real Property Negotiators (Government Code Section 54956.8) – Property: APNs 470-054-04T, 09T, 10T, 11T, 12T, 13T 14T, 16T, 470-124-07, 09T, 470-133-01T and 470-020-01T. Agency Negotiators: Karin Temple, Chief Operations Officer and Alex Belanger, Assistant Superintendent. Negotiation Party: Kern River Partners, LLC; Under Negotiation: price and/or terms of payment.
6. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9 (d)(1))
 - a. *Fresno Unified School District V. Citizens RX, LLC, Claim No. 15-1013-0281*
7. 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*

6:00 P.M., RECONVENE and report action taken during Closed Session, if any.

PLEDGE OF ALLEGIANCE

Virginia Campos, a parent that has had a positive impact at Hoover High School will lead the flag salute.

ADOPT Resolution Proclaiming April 2018 Autism Awareness Month

Included in the board binders is a resolution recognizing April 2018 as Autism Awareness Month. Fresno Unified School District urges all schools and individual citizens to participate in Autism Awareness Month in order to become better educated on the subject of autistic spectrum disorders and create a better community for individuals with autism. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3731.

ADOPT Resolution Proclaiming March 2018 Women’s History Month

Included in the Board binders is a resolution proclaiming March 2018 as Women’s History Month. Women’s History Month is a time to recognize, honor and celebrate the achievements of the American Women. The Superintendent recommends adoption. Contact person: David Chavez, telephone 457-3566.

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 Superintendent

OPPORTUNITY for Public Comment on Consent Agenda Items

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 so requests, in which event, the item(s) will be considered following approval of the Consent Agenda.

A. CONSENT AGENDA

A-1, APPROVE Personnel List

Included in the Board binders is the Personnel List, Appendix A, as submitted. The Superintendent recommends approval. Contact person: Paul Idsvoog, telephone 457-3548.

A-2, ADOPT Findings of Fact and Recommendations of District Administrative Board

The Board of Education received and considered the Findings of Fact and Recommendations of District Administrative Panels resulting from hearings on expulsion and readmittance cases conducted during the period since the March 7, 2018 Regular Board meeting. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3731.

A-3, APPROVE Minutes from Prior Meetings

Included in the Board binders are the draft minutes for the December 13, 2017 Regular Meeting and the March 7, 2018 Regular Meeting. The Superintendent recommends approval. Contact person: Robert G. Nelson, telephone 457-3884.

A. CONSENT AGENDA - *continued*

A-4, APPROVE Amendment to the Agreement with Saltzman & Johnson Law Corporation

Included in the Board binders is an amendment to the agreement with Saltzman & Johnson Law Corporation to provide consulting legal services to the Joint Health Management Board (JHMB). The Superintendent recommends approval. Fiscal impact: Annual estimated cost of \$105,372 is available in the Health Internal Service Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

A-5, APPROVE Property and Liability Insurance Renewal 2018/19

Included in the Board binders is a summary of quotations received by the district's insurance broker, DiBuduo & DeFendis, for the district's various forms of coverage. Included for renewal is coverage related to Property, General Liability, Designated Lessees and Excess Liability requirements. The policy period will extend from April 1, 2018 through March 31, 2019. The Superintendent recommends approval. Fiscal Impact: Sufficient funds of \$1,429,403 are available in the district's Liability Internal Service Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

A-6, APPROVE Amendment to Citizens' Bond Oversight Committee Bylaws to Move Annual Report Presentation from December to January

It is recommended the Board approve amending the Bylaws of the Citizens' Bond Oversight Committee (CBOC) to change the presentation of the CBOC's Annual Report from a December Board meeting to a January Board meeting. The Annual Report provides information for the prior fiscal year and is focused on verifying the district's compliance with the State Constitution with respect to the expenditure of bond funds. The timing change is recommended due to the historically heavy Board agendas for the December meeting; there is no impact on execution of the bond program. CBOC Bylaw amendments require Board approval. The recommended amendment, included in the Board binders, was approved by the CBOC at its February 15, 2018 meeting. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Karin Temple, telephone 457-3134.

A-7, APPROVE Appointment to Citizens' Bond Oversight Committee

It is recommended that the Board approve the appointment of Inez Hill to the Citizens' Bond Oversight Committee. Ms. Hill is nominated by Board Member Johnson. The role of the Citizens' Bond Oversight Committee, per its Bylaws, is "*to ensure that bond proceeds are expended only for the purposes set forth in the ballot measures.*" Ms. Hill is a resident of Fresno Unified School District, and is not a vendor, contractor, consultant, employee or official of the district. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Karin Temple, telephone 457-3134.

A-8, APPROVE Award of Bid 18-19, Copy Paper

Included in the Board binders is information on Bid 18-19, to replenish copy paper held in warehouse stock for use district wide.

Staff recommends award to the lowest responsive, responsible bidder:

Contract Paper Group (Uniontown, Ohio) \$571,284

A. CONSENT AGENDA - *continued*

The Superintendent recommends approval. Fiscal impact: Funds are available in the General Fund. Contact person: Karin Temple, telephone 457-3134.

A-9, APPROVE Award of Bid 18-21, Sunnyside High School Irrigation Improvements

Included in the Board Binders is information on Bid 18-21, for installation of a district supplied irrigation booster pump at Sunnyside High. The well previously used for irrigation failed and on February 21, 2018, the Board approved Bid 18-18 for purchase of the booster pump in consideration of the long lead time required. The recommendation to award Bid 18-21 is for installation only. The new booster pump, using water supplied by the City of Fresno, will provide increased water pressure and efficient use of water. The total cost of the project (equipment and installation) is \$254,776.

Staff recommends award to the lowest responsive, responsible bidder:

Clean Cut Landscape, Inc. (Clovis, California) \$142,483

The Superintendent recommends approval. Fiscal impact: \$142,483 is available in the Measure X Fund. Contact person: Karin Temple, telephone 457-3134.

A-10, APPROVE Award of Bid 18-22, Rata High School Modernization

Included in the Board Binders is information on Bid 18-22, to modernize Rata to better meet the needs of students with disabilities and medically fragile conditions. The project includes remodeling the existing building (ten classrooms and life skills kitchen) and adding two classrooms; adding two fully equipped nurse stations; providing new conference, laundry and other support spaces; extending and widening the outdoor walking track; installing new concrete

walks for access to play courts and exercise apparatus; modifying the bus loading/unloading areas; and improving fencing and gates for access security. There will be fully accessible restrooms in every classroom, and all doors will be widened and automated to accommodate wheelchairs and other accessibility equipment.

Staff recommends award to the lowest responsive, responsible bidder:

BVI Construction, Inc. (Selma, California) \$5,210,000

The Superintendent recommends approval. Fiscal impact: \$5,210,000 is available in the Measure X Fund. Contact person: Karin Temple, telephone 457-3134.

A-11, DENY Claim #17-0829-0284

Included in the Board binders is a Claim for Damages by a Minor, case #17-0829-0284. The Superintendent recommends that the Claim be denied, and the matter referred to the district's Director of Benefits and Risk Management for further handling. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

A. CONSENT AGENDA - *continued*

A-12, DENY Claim #17-0829-0285

Included in the Board binders is a Claim for Damages by a Minor, case #17-0829-0285. The Superintendent recommends that the Claim be denied, and the matter referred to the district's Director of Benefits and Risk Management for further handling. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

A-13, DENY Claim #GL17-0821-268

Included in the Board binders is a Claim for Damages by a Minor, case # GL17-0821-268. The Superintendent recommends that the Claim be denied, and the matter referred to the district's Director of Benefits and Risk Management for further handling. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

A-14, DENY Claim #GL17-0825-281

Included in the Board binders is a Claim for Damages by Shanwanda Davis, case #GL17-0825-281. The Superintendent recommends that the Claim be denied, and the matter referred to the district's Director of Benefits and Risk Management for further handling. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

A-15, DENY Claim #GL17-0927-266

Included in the Board binders is a Claim for Damages by a Minor, case #GL17-0927-266. The Superintendent recommends that the Claim be denied, and the matter referred to the district's Director of Benefits and Risk Management for further handling. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

A-16, DENY Claim #GL17-1027-267

Included in the Board binders is a Claim for Damages by Shanwanda Davis, case #GL17-1027-267. The Superintendent recommends that the Claim be denied, and the matter referred to the district's Director of Benefits and Risk Management for further handling. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

A-17, 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 18-07, Education Center Cooling Tower Replacement

The 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. If you wish to address the Board on a specific item that is listed on the agenda, you should do so when that specific item is called.

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. Without taking action and only as expressly permitted by Board Bylaw 9323, Board members may ask questions, make brief announcements, or provide a brief response to statements presented by the public about topics raised in unscheduled oral communications. Board members must be recognized by the President in order to speak and will generally be limited to no more than one (1) minute each for this purpose. The Board President shall have the discretion to further limit Board members' opportunity to speak on topics raised in unscheduled oral communications to ensure the orderly and efficient conduct of District business.

Members of the public with questions on school district issues may submit them in writing. The Board will automatically refer to the Superintendent any formal requests that are brought before them at this time. The appropriate staff member will furnish answers to questions.

B. CONFERENCE/DISCUSSION AGENDA

6:30 P.M.

B-18, PRESENT and DISCUSS the 2018/19 Strategic Budget Development

The 2018/19 Governor's Proposed Budget was released on January 10, 2018. The Board of Education has discussed the Governor's proposal and the potential impacts on Fresno Unified, as well as the strategic budget development process, at the following Board of Education meetings:

- January 24, 2018
- February 21, 2018
- February 7, 2018
- March 7, 2018

On March 21, 2018, staff and the Board will continue budget development discussions. Fiscal impact: Not available at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

C. RECEIVE INFORMATION & REPORTS

C-19, RECEIVE Proposed Revisions for Board Policies (BP) 1312.3 and 6175

Included in the Board binders are proposed revisions for two Board Policies (BP):

- BP 1312.3 Uniform Complaint Procedures
- BP 6175 Migrant Education

These revisions meet the legal mandates recommended by the California School Boards Association (CSBA). At the next Board meeting, on April 11, 2018, the items will be brought back for discussion and adoption. Fiscal impact: There is no fiscal impact to the district. Contact person: David Chavez, telephone 457-3736

BOARD/SUPERINTENDENT COMMUNICATIONS

D. ADJOURNMENT

NEXT REGULAR MEETING
WEDNESDAY, April 11, 2018