



**AMENDMENT**  
**March 15, 2019**  
**Noted on Pages 2 & 3**

**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 20, 2019, 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 Office 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, 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.**

**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 Legal Counsel Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
  - a. *Potential Case (1)*
  - b. *Rosa Urena v. Fresno Unified Workers' Compensation*  
*Fresno Unified Case No. 2016-0761*
  - c. *Alan Woo v. Fresno Unified Workers' Compensation*  
*Fresno Unified Case No. 2015-0767*

6. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(d)(1)).  
*a. Stephen K. Davis v. Fresno Unified School District, Fresno Superior Court Case No. CECG03718, Fifth District Court of Appeal Case No. F068477*

**5:45 P.M., RECONVENE** and report action taken during Closed Session, if any.

### **PLEDGE OF ALLEGIANCE**

Frances Flores a parent that has had a positive impact from Ahwahnee Middle School will lead the flag salute.

### **HEAR Reports from Student Board Representative**

An opportunity is provided to hear comments from Student Board Representatives from Duncan Polytechnical 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 February 27, 2019 Regular Board meeting. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3731.

#### **A-3, APPROVE Minutes from Prior Meeting**

Included in the Board binders are the draft minutes for the February 13, 2019 Regular Board Meeting. The Superintendent recommends approval. Contact person: Robert G. Nelson, Ed.D., telephone 457-3884.

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

### **A-4, ADOPT Resolution Proclaiming April 2019 Autism Awareness Month**

Included in the Board binders is a resolution proclaiming April 2019 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. Fiscal impact: There is no fiscal impact to the district. Contact person: Kim Mecum, telephone 457-3731.

### **A-5, APPROVE Appointments to Citizens' Bond Oversight Committee**

It is recommended the Board approve the appointment of three members to the Citizens' Bond Oversight Committee (CBOC), two nominated by Board Member Davis (Venancio Gaona and James Nau) and one nominated by Board Clerk Mills (Clint Horwitz). The role of the CBOC, which meets quarterly, is to ensure that bond proceeds are expended only for the purposes set forth in the ballot measures. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Karin Temple, telephone 457-3134.

### **A-6, APPROVE Independent Contractor Services Agreements for the Language Learning Project Grant Work Beginning in Kern and Tulare Counties**

Approval is being requested for two Independent Contractor Services Agreements for Central Valley communities to begin implementation of the Language Learning Project. California Department of Education granted Fresno Unified School District \$995,900 for the Language Learning Project (LLP). Its goal is to improve professional development and training for early learning educators to better support the needs of young Dual Language Learners ages birth to five. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Lindsay Sanders, telephone 457-3750.

### **A-7, APPROVE Property and Liability Insurance for 2019/20**

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, 2019 through March 31, 2020. The Superintendent recommends approval. Fiscal impact: Sufficient funds of \$~~1,751,675~~ 1,677,816 are available in the district's Liability Internal Service Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

### **A-8, APPROVE Provisional Internship Permits**

Included in the Board binders are Provisional Internship Permit (PIP) recommendations to rehire or hire upon Board approval. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Paul Idsvoog, telephone 457-3548.

**A. CONSENT AGENDA - continued**

**A-9, APPROVE Renewal Agreement with Delta Health Systems (Plush Care/Telehealth)**  
Included in the Board binders is a renewal agreement with Delta Health Systems for the Telehealth Services program effective April 1, 2019 through June 30, 2022. The Telehealth Services program provides district health plan members with access to same day consultations with licensed physicians 24 hours a day 365 days a year. This same day access is facilitated via use of telephonic or video conferencing, where available. The Superintendent recommends approval. Fiscal impact: The cost of \$270,000 is available in the district's Health Internal Service Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

**A-10, APPROVE Renewal Agreement with Standard Life Insurance Company**  
Included in the Board binders is a renewal agreement with Standard Life Insurance Company effective April 1, 2019 through March 31, 2021 for life insurance coverage provided by the district on behalf of its active employees. This basic life insurance plan benefit is provided for active employees at no cost. The Superintendent recommends approval. Fiscal Impact: Sufficient funds are available in the district's Health Internal Service Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

**A-11, APPROVE Award of Bid 19-20 Sections A and B, HVAC Multipurpose Room Improvements for Roeding, Viking and Vinland Elementary Schools and Cooper Middle School**

Included in the Board binders is information on Bid 19-20 Sections A and B, to provide air conditioning to the multipurpose rooms (cafeterias) at Roeding, Viking and Vinland Elementary Schools and Cooper Middle School. The project will replace the heating and evaporative cooling systems with heating and refrigerated air conditioning to provide a more comfortable environment and increase energy efficiency. The Board prioritized 22 cafeteria air conditioning projects for Measure X investment, with project implementation phasing based on assessment of condition and age of equipment. All projects are planned to be completed by the end of 2020.

Staff recommends award to the lowest responsive, responsible bidders:

Section A – Davis Moreno Construction, Inc. (Fresno, California) \$890,859  
Section B – Strategic Mechanical, Inc. (Fresno, California) \$797,000

The Superintendent recommends approval. Fiscal impact: \$1,687,859 is available in the Measure X Fund. Contact person: Karin Temple, telephone 457-3134.

**A-12, APPROVE Amendment to Independent Contractor Services Agreement with WestEd**

Included in the Board binders is the amended Independent Contractor Services Agreement with WestEd. The existing agreement for WestEd services to support planning preparation, and co-facilitation of the African American Academic Acceleration Task Force meetings covered services through December 2018. The proposed

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

amendment will provide continued technical assistance services through June 2019. The amended agreement will cover technical support and services from March 25, 2019 through June 30, 2019 and will include the following elements:

- Clarify the theory of action and construct a logic model for the A4 Initiative
- Develop an implementation plan for the task force recommendations approved by the Board
- Design a structure to facilitate shared responsibility and accountability across the district and with the community for the implementation of the task force recommendations

Scope of Work/Deliverables: Through a combination of in-person and virtual work sessions, WestEd will provide content consultation and facilitation to achieve the stated objectives. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$65,000 are available in the African American Academic Acceleration Office budget. The amended total WestEd agreement for the African American Acceleration Office will be \$165,000, bringing the total agreement amount with WestEd to \$473,500 (Teacher Development: \$150,000, English Learner Services: \$80,000 and Early Learning: \$78,500). Contact person: Wendy McCulley, telephone 457-3749.

### **A-13, APPROVE Independent Contractor Services Agreement with Springboard Collaborative**

Included in the Board binders is the Independent Contractor Services Agreement with Springboard Collaborative. Approval is requested for agreement services with Springboard Collaborative to provide a 5-week summer reading intervention program. Springboard Collaborative summer program is an intensive, literacy program that combines daily reading instruction for Pre-K through 4th grade students; weekly workshops training for parents to support them in teaching reading at home; a rigorous coaching cycle for teachers; and provides an incentive structure for students. The agreement will cover 420 elementary students. Springboard Collaborative is not affiliated with CollegeBoard SpringBoard. The Superintendent recommends approval. Fiscal impact: \$262,500. Sufficient funds are available in the African American Academic Acceleration Office budget. Contact person: Wendy McCulley, telephone 457-3749.

### **A-14, DENY Claim #GL18-0912-1585**

Included in the Board binders is a Claim for Damages by Miguel Angel Gonzalez, case #GL18-0912-1585. The Superintendent recommends that the Claim be denied, and the matter referred to the district's Executive 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-15, DENY Claim #GL18-0912-2528**

Included in the Board binders is a Claim for Damages by Verenice Rivera Martinez, case #GL18-0912-2528. The Superintendent recommends that the Claim be denied, and the matter referred to the district's Executive 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, RATIFY Change Orders for the Projects Listed Below**

Included in the Board binders is information on Change Orders for the following projects:

**Bid 18-09, Construction of New Classroom Buildings and Modernization of Administration Building for Slater Elementary School**

Change Order(s) presented for ratification: \$ 148,683

**Bid 18-10, Construction of Building 100 for Figarden Elementary School**

Change Order(s) presented for ratification: \$ 74,371

**Bid 18-22, Rata High School Modernization**

Change Order(s) presented for ratification: \$ 189,473

**Bid 18-25, Roosevelt High School Construction of New Aquatic Complex**

Change Order(s) presented for ratification: \$ 37,762

The Superintendent recommends ratification. Fiscal impact: \$223,054 for Bid 18-09 and Bid 18-10 is available in the Measure Q Fund; \$189,473 for Bid 18-22 is available in the Measure X Fund; and \$37,762 for Bid 18-25 is available in the Measure X Fund (the project is substantially supported by the General Fund, with Measure X the source of additional project costs). Contact person Karin Temple, telephone 457-3134.

**A-17, RATIFY Grant Application to the California Department of Education for the Career Technical Education Incentive Grant Program**

Ratification is requested for a grant application submitted to the California Department of Education for the Career Technical Education Incentive Grant (CTEIG) program. The purpose of this program is to encourage and maintain the delivery of career technical education programs. The Superintendent recommends ratification. Fiscal impact: CTEIG funds will be matched by \$2.00 for every \$1.00 received from this program through funding from Fresno Unified including local control funding formal apportionments, California Partnership Academies, or federal Perkins funds. Contact person: Kim Mecum, telephone 457-3731.

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

### **A-18, 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 19-11 Section B, Installation of Parking Lot Lighting at Various Elementary Schools

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.

### **A-19, RATIFY Agreement with Price Paige & Company**

Included in the Board Binders is an independent contractor agreement with Price Paige & Company for an internal audit review of the Fresh Fruit and Vegetable Program (FFVP). The Superintendent recommends ratification. Fiscal impact: Sufficient funds in the amount of \$120,000 are available in the Unrestricted General Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

### **A-20, RATIFY Purchase Orders from January 1, 2019 through January 31, 2019**

Included in the Board binders and presented for ratification is information on purchase orders issued from January 1, 2019 through January 31, 2019. 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. Staff did not identify any potential conflicts of interest for Board Members related to purchase orders during January 2019. The Superintendent recommends ratification. Fiscal impact: Funding is noted on the attached pages. Contact person: Karin Temple, telephone 457-3134.

## **END OF CONSENT AGENDA (ROLL CALL VOTE)**

## **UNSCHEDULED ORAL COMMUNICATIONS**

Individuals who wish to address the Board on topics within the Board's subject matter jurisdiction, but **not** listed on this agenda may do so at this time. 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-21, DISCUSS and APPROVE Partnership Agreement for Dual Enrollment between the State Center Community College District and Fresno Unified School District**

Included in the Board binders is a partnership agreement for dual enrollment between the State Center Community College District and Fresno Unified School District to expand opportunities for students and develop seamless pathways from high school to community college for career technical education or preparation for transfer. The Superintendent recommends approval. Fiscal impact: State Center Community College District will compensate Fresno Unified an amount based on hours in a class and the number of enrolled students. Contact person: Kim Mecum, telephone 457-3731.

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

#### **B-22, PRESENT and DISCUSS the 2019/20 Strategic Budget Development**

The 2019/20 Governor's Proposed Budget was released on January 10, 2019. 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 16, 2019
- January 30, 2019
- February 13, 2019
- February 27, 2019
- March 6, 2019

On March 20, 2019, 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**

There are no items for this portion of the Agenda.

## **BOARD/SUPERINTENDENT COMMUNICATION**

## **D. ADJOURNMENT**

**NEXT REGULAR MEETING**  
**WEDNESDAY, APRIL 03, 2019**