

AMENDED AGENDA
AUGUST 02, 2019
Noted on Page 5



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

AGENDA
WEDNESDAY, AUGUST 07, 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, 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. Chief Information Officer
 - b. Director (General) School Leadership
 - c. Executive Director, Purchasing
5. Conference with Legal Counsel – Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. Potential Case: One (1)

- b. Teresa Velasquez Hernandez v. Fresno Unified Workers' Compensation
Fresno Unified Case No. 2007-0372
- 6. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(d)(1)).
 - a. S.A. vs. Fresno Unified School District
Fresno Superior Court No. 17CECG02559
Claim No. 17-0731-0250
 - b. N.M., a minor, by and through her Guardian ad Litem, D.M. vs. Fresno Unified School District
Fresno Superior Court No. 17CECG03023
Claim No. 17-0318-0129
- 7. Conference with Legal Counsel – Pending Litigation (Government Code Section 54956.9(d)(2)).
 - a. Claim for Damages by a Minor: Case No. GL19-0111-2271

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

PLEDGE OF ALLEGIANCE

A staff member will lead the flag salute.

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 Facts 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 June 12, 2019 Regular Board meeting. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3731.

A. CONSENT AGENDA - continued

A-3, APPROVE Minutes from Prior Meeting

Included in the Board binders are the draft minutes for the May 29 and June 12, 2019 Regular Board Meetings. The Superintendent recommends approval. Contact person: Robert G. Nelson, telephone 457-3884.

A-4, ADOPT Resolution 19-02, Requesting Renewal of Exemption from the Definition of School Building for J. E. Young Academic Center and Fulton Special Education Program

Included in the Board binders and recommended for adoption is Resolution 19-02, requesting a renewal of the district's exemption from the Education Code definition of "school building" for J. E. Young Academic Center located at 822 N. Abby Street and Fulton Special Education program located at 3058 N. Millbrook Avenue through August 6, 2021. The buildings, which are owned by the district, were not originally constructed for the purpose of housing educational programs and therefore not designed to meet Division of the State Architect requirements. However, they do comply with local building codes and they serve 25 students or fewer at one time. An exemption from the State Allocation Board is required to allow the educational programs to be housed at these locations. A prior exemption was approved August 9, 2017, for a two-year period. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Karin Temple, telephone 457-3134.

A-5, ADOPT Resolutions Delineating Authorized District Agents on Behalf of Fresno Unified School District

Included in the Board binders are Resolutions 19-04 through 19-14 and 19-17 presented for adoption to update authorized officials for various business transactions on behalf of Fresno Unified School District. These resolutions will be effective for the period beginning August 7, 2019, until revoked or superseded. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

A-6, ADOPT Resolution 19-15 Authorizing the Superintendent or Designee to Enter into a Funding Agreement with the California State Water Resources Control Board for the Student Access to Drinking Water Project

Included in the Board binders and recommended for adoption is Resolution 19-15, authorizing the Superintendent or his designee to enter into a funding agreement with the California State Water Resources Control Board (SWRCB) for the Student Access to Drinking Water Project to expand access to drinking water at schools. Fresno Unified has been awarded a \$640,000 grant from the SWRCB for the procurement and installation of filtered water bottle filling stations at all district elementary school cafeterias. Bottle filling stations have previously been provided at middle and high schools. The Superintendent recommends adoption. Fiscal impact: The grant will provide \$640,000 for the elementary school filtered water

A. CONSENT AGENDA - continued

bottle filling station project, which has an estimated total cost of \$665,000. The remaining \$25,000 will be funded by Measure X (small capital projects). Contact person: Karin Temple, telephone 457-3134.

A-7, ADOPT Resolution HR 19-16 Agreement to Allow Teaching Out of Credentialed Area

Included in the Board binders is Resolution No. HR 19-16. Shelley Spencer, a certificated employee of the district, holds a valid Single Subject English credential, and is recommended by Human Resources to be assigned to teach Latin at Fresno High school. The district has a need for a teacher with this specific credential and none is available. Prior to making the assignment, verification has been made that the teacher has the course work required by the Education Code, that the teacher has adequate knowledge of the subject to be taught and that the teacher has consented to the assignment. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3548.

A-8, ADOPT Variable Term Waiver for Bilingual, Cross Cultural, Language and Academics Development Authorization

Included in the Board binders are Variable Term Waiver requests for Maria Vargas, Maria Isabel Sandoval, Horacio Esparza and Monica Chavez Lopez to serve as Dual Immersion Multiple Subject teachers. The Education Code 44225(m) allows the commission to grant waivers to fill in an area deemed hard-to-fill. The candidates are working toward completing the required coursework for the Multiple Subject Credential and Bilingual, Cross-Cultural, Language and Academics Development (BCLAD) authorization. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3548.

A-9, ADOPT Variable Term Waiver for Career Technical Education Credential Holders

Included in the Board binders is the communication from Fresno County Superintendent of Schools explaining the recommendations for the Variable Term Waiver for Career Technical Education (CTE) Credential holders. The Commission on Teacher Credentialing (CTC) has stated the Preliminary CTE credential holders (see attached) should be issued a variable term waiver for the English Learner Authorization until the CTE program is completed. The English Learner classes are embedded in the CTE program. Individuals will not have the English Learner authorization stated on their credential document until the CTE program is completed and the clear credential is issued. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3548.

A. CONSENT AGENDA - continued

A-10, APPROVE Addendum to Independent Contractor Services Agreement with Advanced Medical Personnel Inc.

Included in the Board binders is an addendum to an existing contract with Advanced Medical Personnel Inc. for \$629,000. Advanced Medical Personnel Inc. has the ability to provide additional on-site Speech/Language Pathologists (SLPs) above the original contracted five SLPs. The additional SLPs will decrease the need for telepractice services at sites. Funding is available through the reduction of approved contracts for Telepractice speech and language services. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$629,000 are available through the reduction of funding allocated for other vendors providing telepractice services. Contact person: Kim Mecum, telephone 457-3731.

A-11, APPROVE RATIFY Agreement with Fresno County Superintendent of Schools California Statewide Early Math Initiative

Fresno County Superintendent of Schools (lead agency), AIMS Center for Math & Science Education, California Department of Education, California State Board of Education, and the California Early Math Project are granting Fresno Unified School District \$100,000 in a service agreement for the entire project period of July 2019 through September 2020. The purpose of the service agreement is to provide ongoing professional learning and coaching support around STEM and early mathematics best practices. The Superintendent recommends approval. Fiscal impact: Fresno County Superintendent of Schools to provide funding in the amount of \$100,000. Contact person: Lindsay Sanders, telephone 457-3750.

A-12, APPROVE Annual Agreements for the 2019/20 School Year

Included in the Board binders is a matrix detailing agreements to provide services to Fresno Unified School District. Contracts will commence after Board approval and will end no later than June 30, 2020. The Superintendent recommends approval. Fiscal impact: Sufficient funds have been budgeted in the 2019/20 budget. These investments will be funded through the appropriate budgets, as detailed in the matrix. Contact person: Ruth F. Quinto, telephone 457-6226.

A-13, APPROVE Award of Bid 19-53, Bullard High School Student Support Office Improvements

Included in the Board binders is information on Bid 19-53 to provide confidential office spaces in Room S-56, the Student Support Services area, at Bullard High School to accommodate five staff members including social workers, a mental health therapist, a psychologist and a social emotional paraprofessional. The project involves constructing walls, acoustical and sound dampening treatments, accessibility improvements, and lighting improvements. These improvements, along with re-purposing adjacent Room S-57 will allow counseling and intervention staff to provide services to students, and to communicate directly and collaboratively. Bullard's need for additional student support service improvements

A. CONSENT AGENDA - continued

was not known during the 2014 timeframe when planning and design of recently completed capital investment occurred, as support services have expanded significantly over the past few years. Staff recommends award to the lowest responsive, responsible bidder: GC Builders (Fresno, California) \$325,575. The Superintendent recommends approval. Fiscal impact: \$325,575 is available in the Measure X Fund (Student Support Services Space). Contact person: Karin Temple, telephone 457-3134.

A-14, APPROVE Award of Request for Proposals 19-24, Musical Instruments

Included in the Board binders is information on Request for Proposals (RFP) 19-24, to identify qualified vendors and establish discounted prices for the purchase of musical instruments. The RFP establishes three-year price contracts based on discounts off the current manufacturer's suggested retail price. Based on an extensive review by the evaluation committee, including Visual and Performing Arts leaders and teachers, staff recommends award of RFP 19-24 to the best value proposers based on price discounts and response to the service questionnaire:

American Music Co.	Fresno, California	99 items
Gottschalk Music Center	Clovis, California	132 items
Harvard House Music	Fresno, California	30 items
The Horn Shop	Fresno, California	76 items
JKEAA Music	Riverside, California	2 items
K & S Music	Berkeley Heights, New Jersey	4 items

The Superintendent recommends approval. Fiscal impact: This award establishes a set discount; it does not commit district funds. Future purchases will be based on program need and funding availability. Contact person: Karin Temple, telephone 457-3134.

A-15, APPROVE Budget Revision No. 1 for Fiscal Year 2019/20

Included in the Board binders is Budget Revision No. 1 for fiscal year 2019/20. Periodic updates to the district's budget are presented to the Board of Education for approval. The Superintendent recommends approval. Fiscal impact: As a result, the Unrestricted General Fund Reserve for Economic Uncertainties is estimated at approximately \$85.7 million at June 30, 2020. Contact person: Ruth F. Quinto, telephone 457-6226.

A-16, APPROVE Provisional Internship Permits

Provisional Internship Permit (PIP) recommendations to rehire or hire upon Board approval site principals recommended to Human Resources to retain or hire the following teachers in their positions for 2019/20 due to a shortage of fully credentialed teachers. They are all working toward completing the required exams by the end of 2019/20. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3548.

A. CONSENT AGENDA - continued

A-17, APPROVE Renewal Agreement with Kroll Information Assurance

Included in the Board Binders is a renewal agreement with Kroll Information Assurance to provide identity theft and credit monitoring services to active employees and retirees. The Superintendent recommends approval. Fiscal impact: Sufficient Funds of \$79,000 are available in the Liability Internal Service Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

A-18, APPROVE Renewal Amendment to Agreement with Standard Life Insurance Company

Included in the Board binders is an amendment to the agreement with Standard Life Insurance Company for life insurance coverage provided by the district on behalf of its active employees. The Superintendent recommends approval. Fiscal impact: The annual cost of \$388,178 is available in the Health Internal Service Fund. Contact person: Ruth F. Quinto, telephone 457-6226.

A-19, RATIFY Change Order for the Project Listed Below

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

Bid 19-12, Brawley Service Center Parking Improvements
Change Order(s) presented for ratification: \$2,999

The Superintendent recommends ratification. Fiscal impact: \$2,999 is available in the Special Reserve Fund. Contact person: Karin Temple, telephone 457-3134.

A-20, RATIFY the Filing of Notices of Completion

Included in the Board binders are Notices of Completion for the following projects, which have been completed according to plans and specifications.

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

Bid 18-41 Section B, Roosevelt High School Athletic Field Improvement

Bid 19-06, Installation of District Security Video System at Various Elementary Schools - Phase 1B: Anthony, Easterby, Homan, Muir, Pyle, Starr, Webster and Wolters

Bid 19-12, Brawley Service Center Parking Improvements

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. CONSENT AGENDA - continued

A-21, RATIFY K-12 Strong Workforce Agreement with State Center Community College District

Ratification is requested for the K-12 Strong Workforce Agreement between State Center Community College District and Fresno Unified School District to create, support, and/or expand high-quality career technical education programs at the K-12 level. The Superintendent recommends ratification. Fiscal impact: The grant award is \$1,850,584 for the period of July 1, 2019 – December 31, 2021. Contact person: Kim Mecum, telephone 457-3731.

A-22, RATIFY Purchase Orders from April 1, 2019 through April 30, 2019 – Primary Report

Included in the Board binders is information on purchase orders issued from April 1, 2019 through April 30, 2019. Two agenda items are presented to ratify purchase orders. The first item includes the Primary Report with all purchase orders issued during the reported dates with the exception of those that may present a potential conflict of interest for an individual Board member. All remaining purchase orders are in the Supplemental Report and presented as a second agenda item. The Superintendent recommends ratification. Fiscal impact: Funding is noted on the attached pages. Contact person: Karin Temple, telephone 457-3134.

A-23, RATIFY Purchase Orders from April 1, 2019 through April 30, 2019 – Supplemental Report

Included in the Board binders is information on purchase orders issued from April 1, 2019 through April 30, 2019. Two agenda items are presented to ratify purchase orders. The first item includes the Primary Report with all purchase orders issued during the reported dates with the exception of those that may present a potential conflict of interest for an individual Board member. All remaining purchase orders are in the Supplemental Report and presented as a second agenda item. The Superintendent recommends ratification. Fiscal impact: Funding is noted on the attached pages. Contact person: Karin Temple, telephone 457-3134.

A-24, RATIFY Side Letter Agreement with Edison-Bethune Charter Academy

Included in the Board binders is a Side Letter Agreement between Fresno Unified School District and Edison-Bethune Charter Academy to allow students attending Edison-Bethune Charter Academy to participate in Fresno Unified School District extracurricular sports. This agreement commenced on July 1, 2019 and will end on June 30, 2024. The Superintendent recommends ratification. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Kim Mecum, telephone 457-3731.

**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

7:00 P.M.

B-25, DISCUSS Update on Fresno Unified Coding Clubs, Tournament of Technology and High School Robotics Clubs

The Board will receive a presentation on the successes and the future plans of the Coding clubs (CoderGirlz and CoderClubs), annual Tournament of Technology, and High School Robotic clubs. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Kurt Madden, telephone 457-3560.

B. CONFERENCE/DISCUSSION AGENDA - continued

7:15 P.M.

B-26, DISCUSS and CONSIDER ADOPTION of Resolution to Censure Trustee Major Terry Slatic

On July 18, 2019, the Board held a special meeting to discuss recent conduct of Trustee Slatic. Following extensive public comment and Board discussion, the Board voted to disapprove of the Trustee's conduct and refer the matter to an ad hoc committee to prepare a censure resolution. At this time the Board will hold a public hearing to consider evidence from Board members and the public related to the proposed censure resolution. The Board President recommends to consider adoption. Contact person: David Chavez, telephone 457-3566.

C. RECEIVE INFORMATION & REPORTS

There are no items for this section of the agenda.

BOARD/SUPERINTENDENT COMMUNICATION

D. ADJOURNMENT

NEXT REGULAR MEETING
WEDNESDAY, AUGUST 21, 2019