



AMENDMENT

February 22, 2019

Noted on Page 1

BOARD OF EDUCATION

REGULAR MEETING

2309 TULARE STREET

BOARD ROOM, SECOND FLOOR

FRESNO, CA 93721-2287

www.fresnounified.org/board

AGENDA

WEDNESDAY, FEBRUARY 27, 2019, 4:30 P.M.

*****IMPORTANT*****

~~THIS MEETING WILL BE HELD AT~~

~~2309 Tulare Street~~

~~Board Room, 2nd Floor~~

~~Fresno, CA 93721-2287~~

~~and~~

~~MEMBER JONASSON ROSAS WILL PARTICIPATE FROM THE~~

~~FOLLOWING TELECONFERENCE LOCATION~~

~~PURSUANT TO GOVERNMENT CODE SECTION 54953(b)(2),~~

~~all action taken during this teleconferenced meeting shall be by roll call vote.~~

~~4135 E. Huntington Boulevard~~

~~Fresno, CA 93702~~

~~**Open to the Public**~~

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.

CLOSED SESSION - *continued*

3. Public Employee Discipline/Dismissal/Release/Reassignment/Resignation.
4. Public Employment/Appointment - (Government Code Section 54957).
5. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(d)(1)).
 - a. *Minor, by and through his Guardian Ad Litem, Shandra Olson v. Fresno Unified School District, Fresno Superior Court No. 17CECG03456, Claim No. 17-0517-0171*
6. Conference with Legal Counsel Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. *Potential Case: One (1)*
 - b. *Latrice Wallace v. Fresno Unified Workers' Compensation Fresno Unified Case No. 2015-0928*
 - c. *Shane Soto v. Fresno Unified Workers' Compensation Fresno Unified Case No. 2017-0879*

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

PLEDGE OF ALLEGIANCE

Dalia Mondragon a parent that has had a positive impact at Columbia Elementary School will lead the flag salute.

HEAR Reports from Student Board Representatives

An opportunity is provided to hear comments/reports from Student Board Representatives from Hoover 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. CONSENT AGENDA - *continued*

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 13, 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 January 28, 2019 Special Meeting and the January 30, 2019 Regular Meeting. The Superintendent recommends approval. Contact person: Robert G. Nelson, telephone 457-3884.

A-4, ADOPT Resolution Proclaiming March as 2019 Women's History Month

Included in the Board binders is a resolution proclaiming March 2019 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.

A-5, ADOPT Variable Term Waiver Request for Rafael Chavez, Sandra Garcia, Marina Nuno, and Patricia Tapia

Included in the Board binders are Variable Term Waiver requests for Rafael Chavez, Sandra Garcia, Marina Nuno and Patricia Tapia 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 Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3548.

A-6, 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 recommendation 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-7, APPROVE Addendum to the Center for Advanced Research and Technology Operating Agreement

Included in the Board binders is an addendum between Fresno and Clovis Unified School Districts for the Center for Advanced Research and Technology (CART). The current Operating Agreement between Fresno and Clovis Unified does not currently provide for major maintenance repair and/or replacement of CART Facilities. The Superintendent recommends approval. Fiscal impact: Funds in the amount of \$928,709 are included in the Deferred Maintenance Fund/Measure X. Contact person: Ruth F. Quinto, telephone 457-6226.

A-8, APPROVE Award of Bid 19-21 Sections A and B, Fremont Elementary School and Baird Middle School Boiler and Chiller Replacement

Included in the Board binders is information on Bid 19-21 Sections A and B, to replace the boiler and chiller at Fremont Elementary School and Baird Middle School. The equipment is recommended for replacement based on “worst first” evaluation of greatest need that includes the totality of factors including age, condition as indicated by cost of repairs, regulatory requirements, and health and safety considerations. The new equipment will improve energy efficiency, and cooling and heating capacity and reliability.

Staff recommends award to the lowest responsive, responsible bidder:

Sections A and B: Strategic Mechanical, Inc. (Fresno, California) \$508,000

The Superintendent recommends approval. Fiscal impact: \$508,000 is available in Deferred Maintenance Fund/Measure X. Contact person: Karin Temple, telephone 457-3134.

A-9, APPROVE Language Learning Project Grant Independent Contractor Services Agreements

Approval is being requested of four Independent Contractor Service Agreements for Dual Language Learning experts supporting the Language Learning Project grant. California Department of Education granted Fresno Unified School District \$995,900. The goal of the Language Learning Project is to improve professional development and training for early learning educators to better support the needs of young Dual Language Learners (DLLs) ages birth to 5. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Lindsay Sanders, 457-3750.

A-10, DENY Claim #GL18-1213-2402

Included in the Board binders is a Claim for Damages by a Minor, case #GL18-1213-2402. 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-11, DENY Claim #GL19-0129-2460

Included in the Board binders is a Claim for Damages by Mary Ellen Martinez on behalf of Minor, case #GL19-0129-2460. 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-12, RATIFY Change Orders for the Projects Listed Below

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

Bid 18-26 Balderas, Centennial, Leavenworth Elementary Schools, and Edison High School, Portable Classrooms Relocation and Infrastructure

Change Order(s) presented for ratification: \$ 110,443

Bid 18-33R Fort Miller Middle School Gymnasium Make-up Air Units Replacement Rebid

Change Order(s) presented for ratification: \$ 2,843

Bid 18-38 Addicott, Columbia, Kirk, Robinson, Thomas, and Vang Pao Elementary Schools Portable Classrooms Relocation and Infrastructure

Change Order(s) presented for ratification: \$ 49,227

The Superintendent recommends ratification. Fiscal impact: \$159,670 for Bids 18-26 and 18-38 is available in the General Fund; \$2,843 for Bid 18-33R is available in the Measure X Fund. Contact person: Karin Temple, telephone 457-3134.

A-13, RATIFY Purchase Orders from December 1, 2018 through December 31, 2018 – Primary Report and Zero Dollar Contracts

Included in the Board binders is information on purchase orders issued from December 1, 2018 through December 31, 2018. Two agenda items will be presented to ratify purchase orders. The first agenda item will include 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 covered in the Supplemental Report and presented as a second agenda item. By segregating purchase orders in this manner, Board members with potential conflicts of interest can abstain from taking action on the Supplemental Report while still voting along with the rest of the Board on the Primary Report. Also attached and included for ratification is a list of zero dollar contracts that specify terms but where no funds will be exchanged between Fresno Unified and other entities. The Superintendent recommends ratification. Fiscal impact: Funding is noted on the attached pages. Contact person: Karin Temple, telephone 457-3134.

A. CONSENT AGENDA - *continued*

A-14, RATIFY Purchase Orders from December 1, 2018 through December 31, 2018 – Supplemental Report

Included in the Board binders is information on purchase orders issued from December 1, 2018 through December 31, 2018. Two agenda items will be presented to ratify purchase orders. The first agenda item will include 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 covered in the Supplemental Report and presented as a second agenda item. By segregating purchase orders in this manner, Board members with potential conflicts of interest can abstain from taking action on the Supplemental Report while still voting along with the rest of the Board on the Primary Report. 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

6:45 P.M.

B-15, DISCUSS and APPROVE Grant Application to the California Department of Education for Low-Performing Students Block Grant

Requesting Board approval for a grant application to the California Department of Education (CDE) for the Low-Performing Students Block Grant Funds. Funds will be used to close the literacy gap for African American students with high quality reading interventions in partnership with Springboard Collaborative and its proven reading program models. The Superintendent recommends approval. Fiscal impact: The application requests \$1.4 million in Low-Performing Students Block Grant Funds. Contact person: Wendy McCulley, telephone 457-3749.

6:55 P.M.

B-16, PRESENT and DISCUSS the 2019/20 Local Control and Accountability Plan Feedback

Senate Bill (SB) 97 requires that “a governing board of a school district shall consult with teachers, principals, administrators, other school personnel, local bargaining units of the district, parents and pupils in developing the Local Control and Accountability Plan”. Staff will present and discuss the input received from our stakeholders in preparation for 2019/20 budget discussions. Fiscal impact: Not available at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

7:15 P.M.

B-17, PRESENT and DISCUSS the 2019/20 Strategic Budget Development

At the January 16, 2019, January 30, 2019, and February 13, 2019 Board of Education meetings, the 2019/20 Governor’s Proposed Budget and the District’s preliminary strategic budget development were discussed. On February 27, 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

C-18, Receive Proposed Revisions for Board Policies (BP) 5141.52, 5144, 6142.3 (NEW), 6152.1 (NEW), and 6178

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

- BP 5141.52 Suicide Prevention
- BP 5144 Discipline
- (NEW) BP 6142.3 Civic Education
- (NEW) BP 6152.1 Placement In Mathematics Courses
- BP 6178 Career Technical Education

C. RECEIVE INFORMATION & REPORTS - *continued*

These revisions meet the legal mandates recommended by the California School Boards Association (CSBA). The items will be brought back for approval at a future Board meeting. Fiscal impact: There is no fiscal impact to the district. Contact person: Teresa Plascencia, telephone 457-3736.

C-19, Receive Fresno Unified School District's Second Quarterly Investment Report for Fiscal Year 2018/19

Included in the Board binders is the second quarterly investment report for the period ending December 31, 2018. Board Policy 3430(a) requires the Superintendent, or designee, to supply the Board of Education with quarterly and annual reports on district investments. As of December 31, 2018, Fresno Unified School District is in compliance with Board Policy 3430(a) for investments. Fiscal impact: There is no fiscal impact to the district. Contact person: Teresa Plascencia, telephone 457-3736.

C-20, Receive Constituent Services Quarterly Reporting

Included in the Board binders is the Constituent Services Quarterly Reporting for Constituent Services activities for the time period of November 1, 2018 through January 31, 2019. Also included is the Quarterly Reporting for the Valenzuela/Williams Uniform Complaint Procedures from November 1, 2018 through January 31, 2019 in accordance with Education Code § 3518. Fiscal impact: There is no fiscal impact to the district. Contact person: Teresa Plascencia, telephone 457-3736.

BOARD/SUPERINTENDENT COMMUNICATION

D. ADJOURNMENT

NEXT REGULAR MEETING
WEDNESDAY, March 06, 2019