

**AGENDA
WEDNESDAY, MAY 01, 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 ISLAS 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.**

**Raleigh Marriott Crabtree Valley
4500 Marriott Drive
Room 283
Raleigh, North Carolina 27612
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 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. *Assistant Superintendent*
5. Conference with Legal Counsel – Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. *Potential Case: One (1)*
 - b. *Laura Voelkel-Wolfe v. Fresno Unified Workers' Compensation Fresno Unified Case No. 2004-0599*
6. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(d)(1)).
 - a. *Risk Management Litigation Report*
7. Conference with Legal Counsel – Anticipated Litigation/Deciding whether to initiate litigation (Government Code Section 54956.9(d)(4)).
 - a. *Potential Case: One (1)*

7:15 P.M., RECONVENE and report action taken during Closed Session, if any.

PLEDGE OF ALLEGIANCE

Rata School Nurse, Patricia Atitya will lead the flag salute.

HEAR Reports from Student Board Representatives

An opportunity is provided to hear comments/reports from Student Board Representatives from Sunnyside High School.

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 April 10, 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 March 20, 2019 and April 3, 2019 Regular Board Meetings. The Superintendent recommends approval. Contact person: Robert G. Nelson, telephone 457-3884.

A-4, ADOPT Resolution Proclaiming April 2019 as Remembrance of the Existence of the Armenian Genocide

ADOPT Resolution Proclaiming April 2019 as Remembrance of the Existence of the Armenian Genocide Included in the Board binders is a resolution proclaiming the month of April 2019 as Remembrance of the Existence of the Armenian Genocide – as remembrance of those forever affected by the Armenian Genocide – and urges our schools and individual citizens to never forget these crimes against humanity. The Superintendent recommends adoption. Contact person: David Chavez, telephone 457-3566.

A-5, ADOPT Resolution Proclaiming May 8, 2019 as National School Nurse Day

Included in the Board binders is a Proclamation declaring May 8, 2019 as National School Nurse Day. National School Nurse Day is a time to celebrate the nursing profession and the specialty of school nursing. The Board of Education of Fresno Unified officially declares May 8, 2019 as National School Nurse Day and recognizes the unique contributions of our school nurses to the health and well-being of our children. The Superintendent recommends adoption. Contact person: David Chavez, telephone 457-3566.

A-6, ADOPT Resolution Proclaiming May 2019 Better Hearing and Speech Month

Included in the Board binders is a resolution recognizing May 2019 as Better Hearing and Speech Month. Fresno Unified School District urges all schools and individual citizens to participate in Better Hearing and Speech Month in order to become better educated and join together in raising awareness and knowledge of communication disorders. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district. Contact person Kim Mecum, telephone 457-3731.

A. CONSENT AGENDA – *continued*

A-7, APPROVE Independent Contractor Services Agreement with the Regents of the University of California, Merced

Included in the Board binders is an Independent Contract Services Agreement with the Regents of the University of California (UC), Merced, for the purpose of attending the Willie Lewis Brown, Jr. Youth Academy Leadership Camp in conjunction with the Fresno Unified School District African American Student Leadership Academy at UC Merced June 10-14, 2019. The camp is designed to provide African American students exposure to the UC system, and to provide leadership opportunities, academic skill development, and experiential learning opportunities at Yosemite National Park. All 17 middle schools will have students in attendance. The Superintendent recommends approval. Fiscal impact: Sufficient funds are available in the Goal 2 annual budget. Total cost not to exceed \$30,000. Contact person: Kim Mecum, telephone 457-3731.

A-8, APPROVE Award of Bid 19-29, McLane High School Installation of Stadium Turf and Infrastructure for Portable Restrooms

Included in the Board Binders is information on Bid 19-29, to install district-supplied synthetic turf to replace the natural turf at McLane High School Stadium. The project also includes infrastructure and utilities hook-up for two new district supplied portable restrooms for the Stadium, for improved accessibility. Pending approval of this recommendation, the district will purchase \$787,500 in synthetic turf (AstroTurf) utilizing a Board-approved piggyback contract.

Two portable accessible restroom buildings have also been purchased, at a cost of \$250,000, utilizing a Board-approved piggyback contract. Therefore, the total cost of the Stadium improvements project is \$2,764,784. McLane Stadium was selected to pilot synthetic turf due to the school's inability to accommodate all activities on the minimal upper field space.

Staff recommends award for installation only to the lowest responsive, responsible bidder:

Todd D. Phillips, Inc. dba Buildings Unlimited (Madera, California) \$1,727,284

The Superintendent recommends approval. Fiscal impact: The recommended bid award of \$1,727,284 is available in the Measure X Fund. The total Measure X project cost, including the synthetic turf and portable accessible restrooms, is \$2,764,784. Contact person, Karin Temple, telephone 457-3134.

A-9, APPROVE Award of Bid 19-31 Sections A-C, Lighting Improvements at Various Schools - Phase 2 (Birney, Burroughs, Centennial, Ginsburg, Holland, Jefferson, King, Kings Canyon, Pyle, Turner and Vinland)

Included in the Board binders is information on Bid 19-31 Sections A, B and C to retrofit existing lighting fixtures with district supplied energy efficient LED lighting fixtures and

A. CONSENT AGENDA – *continued*

controls at eleven schools: Birney, Burroughs, Centennial, Ginsburg, Holland, Jefferson, King, Kings Canyon, Pyle, Turner and Vinland. This is the second of three phases of energy efficiency projects utilizing funding from the California Clean Energy Jobs Act (Proposition 39).

Staff recommends award for installation only to the lowest responsive, responsible bidders:

Section A	Vitality Construction Inc.	(Sacramento, CA)	\$130,755
Section B	Clear Blue Energy Corp.	(San Diego, CA)	\$215,975
Section C	Clear Blue Energy Corp.	(San Diego, CA)	\$139,650

The Superintendent recommends approval. Fiscal impact: The recommended bid award of \$486,380 is available in the California Clean Energy Jobs Act (Proposition 39) budget. The total project cost, including the lighting materials previously purchased, is \$1,528,807. Contact person: Karin Temple, telephone 457-3134.

A-10, Approve Award of Bid 19-32 Phase 3B, Installation of District Video Security System at Elementary Schools (Calwa, Fremont, Holland, Lane, Mayfair, Norseman, Powers-Ginsburg and Storey)

Included in the Board Binders is information on Bid 19-32 Phase 3B, to provide high definition video security systems at eight elementary schools: Calwa, Fremont, Holland, Lane, Mayfair, Norseman, Powers-Ginsburg and Storey. The project includes installing low voltage wiring and electrical power connections and mounting district supplied video security equipment. This is the sixth of eight phases of the project to provide enhanced security systems to all elementary schools. All phases are planned to be completed by the start of school in August 2019.

Staff recommends award for installation only to the lowest responsive, responsible bidder:

Sections 1 & 2: Kertel Communications, Inc. dba Sebastian (Fresno, California)
\$307,355

The Superintendent recommends approval. Fiscal impact: The recommended bid award of \$307,355 is available in the Measure X Fund. The total Measure X project cost, including the security system materials previously purchased, is \$409,572. Contact person: Karin Temple, telephone 457-3134.

A-11, APPROVE Award of Bid 19-34, Fresno High School Gymnasium Thermoplastic PVC Re-Roof

Included in the Board binders is information on Bid 19-34, to install approximately 15,000 square feet of thermoplastic PVC (polyvinyl chloride) single-ply roofing material to the

A. CONSENT AGENDA – *continued*

existing built-up gym roof. PVC is a tough, lightweight material that is durable, fairly rigid and versatile. This roofing project was contemplated in the previous scope of work on the roof in Fall 2018, and completes the gym roof renovation. Staff recommends award to the lowest responsive, responsible bidder:

Midstate Sheetmetal, Inc. (Bakersfield, California) \$106,500

The Superintendent recommends approval. Fiscal impact: \$106,500 is available in the Measure X Fund. Contact person: Karin Temple, telephone 457-3134.

A-12, APPROVE Award of Bid 19-36, Fresno High School Locker Room and Weight Room HVAC Improvements

Included in the Board binders is information on Bid 19-36, to provide air conditioning in the coach's office and former wrestling room (now weight room) at Fresno High, and new make-up air units to replace aging equipment in the girls and boys locker rooms. The improvements will provide a more comfortable environment and increase energy efficiency. This work complements the previous project to provide air conditioning to the Fresno High gym. Staff recommends award to the lowest responsive, responsible bidder:

American Incorporated (Visalia, California) \$767,700

The Superintendent recommends approval. Fiscal impact: \$767,700 is available in the Measure X Fund. Contact person: Karin Temple, telephone 457-3134.

A-13, APPROVE Award of Bid 19-37 Section A and B, Public Address Equipment and Video Security Equipment

Included in the Board binders is information on Bid 19-37, to establish fixed unit pricing for equipment to be installed to improve public address systems (Section A, CareHawk) and video security systems (Section B, Clinton) at district schools. The CareHawk public address system enhances safety and security by enabling operation of public address, intercom, bell scheduling and district-wide emergency alert notifications from a school, district dispatch center, or other remote stations. Systems are updated as projects are identified based on a combination of factors including age of equipment, projected imminent failure, work order history, inability to obtain replacement parts, and planned modernization projects. The bid is for one-year term price agreements, with two one-year renewals. Staff recommends award to the lowest responsive, responsible bidders:

Section A (CareHawk): Cable Links Construction (Fresno, CA) \$115,961 (annual est.)
Section B (Clinton): Surveillance Systems Inc. (Rocklin, CA) \$100,343 (annual est.)

The Superintendent recommends approval. Fiscal impact: \$216,304 is available in the Measure X Fund. Contact person: Karin Temple, telephone 457-3134.

A. CONSENT AGENDA – *continued*

A-14, APPROVE Appointments to Citizens’ Bond Oversight Committee

It is recommended the Board approve the appointment of two members to the Citizens’ Bond Oversight Committee (CBOC) nominated by Board Member Major Slatic: Mike Karbassi and Michael Kelly. The role of the CBOC, which meets quarterly, is to ensure bond proceeds are expended only for the purposes set forth in the Measure Q and Measure X ballot measures. The CBOC nominees live within Fresno Unified and neither is 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-15, RATIFY Change Orders for the Projects Listed Below

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

Bid 18-24 Sections D-E, Kratt Elementary School and Tenaya Middle School Water Conservation and Irrigation Improvements

Change Order(s) presented for ratification: \$ 38,009

Bid 18-38 Sections B-C, Columbia, Kirk, Robinson and Thomas Elementary Schools Portable Classroom Relocation and Infrastructure

Change Order(s) presented for ratification: \$ 26,527

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

Change order(s) presented for ratification: \$ 132,724

Bid 18-42, McLane High School Quad Improvements

Change Order(s) presented for ratification: \$ 14,583

The Superintendent recommends ratification. Fiscal impact: \$185,316 is available in the Measure X Fund for Bids 18-24, 18-41 and 18-42; \$26,527 is available in the General Fund for Bid 18-38. Contact person: Karin Temple, telephone 457-3134.

A-16, 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 18-24 Sections D-E, Water Conservation and Irrigation Improvements at Kratt Elementary School and Tenaya Middle School

Bid 18-38 Sections B-C, Columbia, Kirk, Robinson and Thomas Elementary Schools Portable Classroom Relocation and Infrastructure

The Superintendent recommends ratification. Fiscal impact: Retention funds are

A. CONSENT AGENDA – *continued*

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

7:45 P.M.

B-17, 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
- March 20, 2019
- April 3, 2019
- April 10, 2019

B. CONFERENCE/DISCUSSION AGENDA – *continued*

On May 1, 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.

8:15 P.M.

B-18, CONDUCT Public Hearing Regarding Preliminary Environmental Assessment for the District-owned Parcel located at East Church Avenue and South Oranewood Drive in Fresno, California, Related to the Recommended Relocation of the Phoenix Secondary Academy Campus

The Board is requested to conduct a public hearing regarding the draft Preliminary Environmental Assessment (PEA) related to the district-owned 5-acre parcel at the southeast corner of Church Avenue and Oranewood Drive (east of Peach Avenue), the Executive Summary of which is included in the Board binders. This is the recommended location for the new master-planned modular campus for Phoenix Secondary Academy, the district's secondary community day program. Conducting the public hearing does not commit the district to constructing a project at the site, but is required should a project be implemented in the future, pending Board approval. Education Code requires the district to make the PEA available for public review, conduct a public hearing, and accept the PEA before the State Department of Toxic Substances Control (DTSC) makes a final determination on the PEA. Fiscal impact: The public hearing has no fiscal impact. Contact person: Karin Temple, telephone 457-3134.

8:20 P.M.

B-19, CONDUCT Public Hearing Regarding Preliminary Environmental Assessment for the District-owned Parcel located at East Ventura Avenue and South 10th Street in Fresno, California, Related to the Potential Educational and Administrative Site

The Board is requested to conduct a public hearing regarding the draft Preliminary Environmental Assessment (PEA) related to the district-owned 12.8-acre parcel at the southwest corner of Ventura Avenue and 10th Street, the Executive Summary of which is included in the Board binders. The site has been identified for a new campus to house multiple programs and administrative functions. Conducting the public hearing does not commit the district to constructing a project at the site, but is required should a project be implemented in the future, pending Board approval. Education Code requires the district to make the PEA available for public review, conduct a public hearing, and accept the PEA before the State Department of Toxic Substances Control (DTSC) makes a final determination on the PEA. Fiscal impact: The public hearing has no fiscal impact. Contact person: Karin Temple, telephone 457-3134.

C. RECEIVE INFORMATION & REPORTS

C-20, RECEIVE Proposed Revisions for Board Bylaws 9000, 9224 (New), 9324 and 9323.2
Included in the Board binders are proposed revisions for the following four Board Bylaws (BB):

- BB 9000 Role of The Board (Powers and Responsibilities)
- (NEW) BB 9224 Oath or Affirmation
- BB 9324 Minutes and Recordings
- BB 9323.2 Actions by The Board

These revisions meet the legal mandates recommended by the California School Boards Association. Staff will bring these bylaws for discussion and approval at a future Board meeting. Fiscal impact: There is no fiscal impact to the district. Contact person: David Chavez, telephone 457-3566.

BOARD/SUPERINTENDENT COMMUNICATION

D. ADJOURNMENT

NEXT REGULAR MEETING
WEDNESDAY, MAY 15, 2019