

ADDENDUM

Noted in Red on
Pages 2 and 7

September 7, 2007

BOARD OF EDUCATION
REGULAR MEETING
2309 TULARE STREET
BOARD ROOM, SECOND FLOOR
FRESNO, CA 93721-2287
www.fresno.k12.ca.us/agendas.html

AGENDA WEDNESDAY, SEPTEMBER 12, 2007, 3:30 P.M.

PLEASE NOTE: PARKING WILL BE AVAILABLE ON THE NORTHEAST CORNER OF TULARE & N STREETS BEHIND THE FRESNO COUNTY LIBRARY IN LOT-T AFTER 5:00 P.M.
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, Elizabeth Quijano 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.

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

***3:30 P.M., CALL TO ORDER** by the President; **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): Kim Mecum; Employee Organization(s): FTA, CSEA, Chapter 125, CSEA, Chapter 143, SEIU, Local 521, FASTA/SEIU, Local 521/CTW, CLC, Building & Construction Trades Council of Fresno, Madera, Kings, and Tulare Counties/AFL-CIO; 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. *Coordinator*
 - b. *Counselors*
 - c. *Executive Director*
 - d. *Executive Officer*
 - e. *Maintenance Service Manager*
 - f. *Principal III*
 - g. *Program Manager*
 - h. *Vice Principal I's/Program Managers*
 - i. *Vice Principal I on Special Assignment*
 - j. *Vice Principal II's*
 - k. *Vice Principal III's*

**All times are approximate and subject to change*

5. Conference with Legal Counsel – Existing Litigation - (Government Code Section 54956.9(a.)
 - a. *Risk Management Litigation Report*

5:30 P.M., RECONVENE and report action taken during Closed Session, if any.

Pledge of Allegiance

Lincoln parent, David Constante will lead us in the Pledge of Allegiance. Mr. Constante is a valuable member of the Lincoln family. He is currently the President of School Site Council, volunteers his time as a crossing guard, in the cafeteria during lunch and the playground.

APPROVE Minutes

Included in the Board binders are the draft minutes for the April 10, 2007, Joint CART, Clovis and Fresno Unified School Districts Governing Boards, April 11, 2007, Regular Meeting and April 18 and 19, 2007, Special Meetings. The Superintendent recommends approval. Contact person: Michael E. Hanson, telephone 457-3882.

RECOGNIZE Office Depot for their Outstanding Involvement with Fresno Unified

The Board and Superintendent wish to recognize Office Depot for their outstanding involvement with Fresno Unified. Each year Office Depot donates hundreds of backpacks for our students. These backpacks have been received by many elementary students with enthusiasm. In addition, tonight they will present the Board with a check in the amount of \$48,287.48 for volume and E-commerce incentives. Contact person: Susan Bedi, telephone 457-3733.

ACKNOWLEDGE the 2007/08 Student Representatives from the Comprehensive High Schools

The Board and Superintendent wish to acknowledge the 2007/08 Student Representatives from the comprehensive high schools and their activity directors. From this group of students tonight, two Student Board Member Representatives with an Alternate will be elected by their peers to serve on the Board of Education for the 2007/08 school year. Contact person: Tim Liles, telephone 457-3674.

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 or citizen so requests, in which event, the item(s) will be considered following approval of the Consent Agenda. The Superintendent recommends approval or adoption of the following, with a roll call vote:

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: Kim Mecum, telephone 457-3593.

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 August 22, 2007, Regular Board Meeting. The Superintendent recommends adoption. Contact person: Peter Summers, telephone 457-3340.

A. CONSENT AGENDA – continued

A-3, APPROVE the 2007/08 Education Legal Alliance and Membership Dues with the California School Boards Association (CSBA)

Included in the Board binders is an invoice to continue the Education Legal Alliance and Membership services with the California School Boards Association (CSBA) for the 2007/08 school year. The Superintendent recommends approval. Fiscal Impact: Sufficient funds are available in the Board of Education budget. Contact Person: Michael Hanson, telephone 457-3882.

A-4, APPROVE Provisional Internship Permit for Natasha Clemons

Included in the Board binders is one (1) Provisional Internship Permit (PIP) to hire Natasha Clemons to teach in the area of Special Education, Mild/Moderate at Tioga Middle School. Ms. Clemons served the students at Tioga Middle School for the 2006/2007 school year under a Short Term Staff Permit (STSP). Ms. Clemons has begun her credentialing program and will complete the program by June, 2008. The Superintendent recommends approval. Fiscal Impact: There is no fiscal impact to the District. Contact person: Kim Mecum, telephone 457-3593.

A-5, APPROVE the Memorandum of Understanding (MOU) with Springboard

Included in the Board binders is a Memorandum of Understanding with Springboard that extends the partnership between Fresno Unified and Springboard Schools. In the 2005/06 school year the focus was on coaching in several high needs “PI 5” schools. The district shifted the focus of Springboard’s work for the 2006/07 school year to the improvement of teaching and learning in PI 2 and PI 3 schools and to work collaboratively in customizing Springboard’s best practice modules to be used throughout the district. Due to the customization of district-wide modules, the scope of the work was not completed in 2006/07 and principal coaching and leadership team support did not begin until January 2007. The MOU with Springboard is to complete the scope of the work. The MOU will begin September 15, 2007 and will end May 31, 2008. The Superintendent recommends approval. Fiscal Impact: Funding will be provided through District Title I funds in the amount of \$108,600. Contact person: Linda Hauser, telephone 457-3887.

A-6, RATIFY an Independent Contractor Services Agreement with Learning for Living, Inc., for High School Education

Included in the Board binders is an Independent Contractor Services Agreement with Learning for Living, Inc., to offer for the second year the Breaking Down the Walls program at Bullard, Duncan, McLane, Sunnyside, Fresno, Roosevelt, Hoover, and Edison High Schools. The workshops are designed to promote a safe environment conducive to learning by uniting the campus through student-led activities that promote school success and pride. The contract began September 5, 2007 and will end on November 5, 2007. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided through Carl Washington funds in the amount of \$54,230. Contact person: John Marinovich, telephone 457-3935.

A. CONSENT AGENDA – continued

A-7, RATIFY Agreement with Johns Hopkins University Talent Development High School for McLane High School

Included in the Board binders is an agreement with Johns Hopkins University Talent Development High School to provide supplies and services to pilot a one-semester Freshman Seminar course at McLane High School. This pilot program for high school reform will establish standards-driven curriculum, instruction, school organization, and professional development to enhance the school learning environment and attendance, and increase the promotion rates and academic achievement of all students, thereby helping them prepare for successful futures. The agreement began August 1, 2007, and will end on June 30, 2008. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided through the QEIA funds in the amount of \$32,375. Contact person: John Marinovich, telephone 457-3935.

A-8, APPROVE an Agreement with the Department of Children and Family Services for Burroughs Elementary School Neighborhood Resource Center

Included in the Board binders is an Agreement with the Department of Children and Family Services to provide a Social Worker and is a collaborative partnership which works with students and families within the FUSD school community for the Burroughs Neighborhood Resource Center. The agreement will begin September 13, 2007 and end June 30, 2008. The Superintendent recommends approval. Fiscal Impact: Funding for these services will be provided by the Family Preservation Grant, in an amount not to exceed \$43,260. Contact person: Cindy Tucker, telephone 457-3874.

A-9, APPROVE a Matrix Detailing Independent Contractor Services Agreements with Various Agencies to Provide Academic and Social/Emotional Support for District Schools/Departments

Included in the Board binders is a matrix detailing Independent Contractor Services Agreements between various contractors and District schools and departments. These contracts will provide academic and social/emotional support for students during the 2007/08 school year. School Site Councils have approved the allocation of resources for these submitted contracts which are an integral part of each site's Single Plan for Student Achievement. A full set of all contracts are available in the Board office for review. The agreements will begin upon Board approval and will end no later than 2008 school year. The Superintendent recommends approval. Fiscal Impact: Sufficient funds have been budgeted through site and department categorical budgets for 2007/08 for a total of \$176,373.69. Contact person: Barbara Bengel, telephone 457-3661.

A-10, RATIFY a Master Contract with Maxim Healthcare Services

Included in the Board binders is a Contract with MAXIM Healthcare Services to provide services to several medically fragile special education students who require licensed nursing services during the school day and on the bus to and from school. Maxim Healthcare Services has been the providing individual nurse services to FUSD students since 2001. Enrollment of medically fragile students necessitates funding. The contract began August 1, 2007 and will end July 31, 2008. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided through the Health Services budget in the amount of \$339,000. Contact person: Doug Jones, telephone 457-3226.

A. CONSENT AGENDA – continued

A-11, RATIFY a Renewal Independent Contractor Services Agreement with Blattner and Associates for Legislative and Categorical Management Services for the 2007/08 Fiscal Year

Included in the Board binders is an Independent Contractor Services Agreement with Blattner and Associates for legislative and categorical management services and to ensure Fresno Unified's legislative needs are heard and legislation written that will benefit Fresno Unified and the services will add a level of guided expertise in the upcoming year. Blattner and Associates will also continue to help Fresno Unified maximize its categorical funds for the betterment of our students. The agreement began July 1, 2007 and will end June 30, 2008. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided through General and Categorical funds in the amount of \$39,000 plus not-to-exceed annual expenses of \$4,000. Contact person: Ruth Quinto, telephone 457-6226.

A-12, RATIFY a Renewal Contract with School Services of California for Special Services

Included in the Board binder is a Contract with School Services of California, Inc., for Special Services to provide fiscal advice, financial support and legislative advocacy for the 2007/08 fiscal year. The agreement began July 1, 2007 and will end June 30, 2008. The Superintendent recommends ratification. Fiscal Impact: Funds have been budgeted and are available in the General funds. Contact person: Ruth Quinto, telephone 457-6226.

A-13, RATIFY Submission of a Grant Application to the California Department of Education (CDE) for the English Learner Acquisition and Development Pilot Program

Included in the board binders is material for the English Learner (EL) Acquisition and Development Pilot Program grant application. The purpose of this program is to support or expand successful existing programs that serve the academic needs of ELs to learn standards-aligned academic content and acquire proficiency in the English language. The California Department of Education (CDE) published a list of eligible schools. Schools were identified based upon 10% or more EL enrollment, meeting API targets schoolwide and for ELs for 2005/06, meeting the Title III Annual Measurable Achievement Objective 1 target for 2005/06, and not being in year 4 and beyond of Program Improvement. The Superintendent recommends ratification. Fiscal Impact: Grantees will be required to provide \$200 per English learner per year as matching funds for the \$200 in state funds per English learner allocated each year of the three-year grant period. Matching funds will be provided through in-kind contributions of REA and instructional coaches. Contact person: Cindy Tucker, telephone 457-3648.

A-14, ADOPT 2007/08 Gann Limit

Attached is resolution 2007-13 for adopting the District's Gann Appropriation Limit for fiscal year 2007/08. The Gann Limit is included in the Unaudited Actual Financial Report. Also included is a copy of the calculation worksheet furnished by the State for computing this amount. Each year the District must approve an appropriation limit level (Gann Limit) in compliance with State constitution.

The Superintendent recommends approval. Fiscal Impact: Information is available in the back-up material. Contact person: Ruth Quinto, telephone 457-6226.

A-15, RATIFY the Filing of the Notice of Completion for Bid #2714A, Re-Roofing at Robinson Elementary School

Included in the Board binders is the Notice of Completion for Bid #2714A, re-roofing at Robinson Elementary School. The project has been completed according to plans and specifications. The Superintendent recommends ratification. Fiscal Impact: Project completed and funded with Deferred Maintenance Funds. Anticipated expenditures will be from fiscal year 2007/08. Contact person: Deo Persaud, telephone 457-3134.

A. CONSENT AGENDA – continued

A-16, RATIFY Approval of Change Order #1 to Bid #2732A, Installation of Roofing and Renewal System at Fresno High

Included in the Board binders is Change Order #1 to Bid #2732A, installation of roofing and renewal system at Fresno High for additional labor to remove and replace ductwork to gain access to troubled areas for repair. Amount of this Change Order is \$3,000. The Superintendent recommends ratification. Fiscal Impact: Sufficient funds have been budgeted for and are available in the Deferred Maintenance Fund. Anticipated expenditures will be from fiscal year 2007/08. Contact person: Deo Persaud, telephone 457-3134.

A-17, AWARD Bid #2744, Gym Lighting at Ahwahnee, Tenaya, Tioga, Kings Canyon, Scandinavian, and Tehipite Middle Schools

The request for bid advertised on July 23, 2007 and July 30, 2007 and opened on August 13, 2007. The bid specifications were sent to nineteen (19) vendors. The District received four (4) responses. The Superintendent recommends award to the following lowest responsive and responsible bidder/s. Copies of the responses are available in the Board office.

- Alpine Electric, Fresno \$54,400.15

Fiscal Impact: Sufficient funds have been budgeted for and are available in the Deferred Maintenance Fund. Anticipated expenditures will be from fiscal year 2007/08. Contact person: Deo Persaud, telephone 457-3134.

A-18, DENY Claim #07-0820-0262 for Brenda Thao

Included in the Board binders is a Claim for Damages from Brenda Thao (#07-0820-0262). 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. Contact person: Ruth Quinto, telephone 457-6226.

A-19, DENY Claim #07-0820-0263 for Albert Thao

Included in the Board binders is a Claim for Damages from Albert Thao (#07-0820-0263). 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. Contact person: Ruth Quinto, telephone 457-6226.

A-20, RATIFY Purchase Orders from July 17, 2007 through August 2, 2007

Included in the Board binders is a listing of purchase orders, in excess of \$10,000, submitted for ratification by the Board. The Superintendent recommends ratification. Contact person: Deo Persaud, telephone 457-3134.

**END OF CONSENT AGENDA
(Roll Call Vote)**

UNSCHEDULED ORAL COMMUNICATIONS

At this time, an opportunity is provided for individuals to address the Board on topics within the subject matter jurisdiction of the Board **not** listed on this agenda. If you wish to address the Board on an agenda item, please do so when that item is called. Presentations will be limited to a maximum of three (3) minutes, with a total of thirty (30) minutes designated for this portion of the agenda. Time limitations are at the discretion of the President of the Board. Individuals 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

6:15 P.M.

B-21, PRESENT the Accountability Progress Report for Fresno Unified School District Under No Child Left Behind

The Office of Research, Evaluation and Assessment (REA) will present the Fresno Unified School District's academic performance under the No Child Left Behind accountability system. The Accountability Progress Reports (APR) were posted on the California Department of Education website on August 31, but did not include final reports for the District or year-round schools testing during the summer until mid-September. **A presentation on the State Accountability model will follow on September 26, 2007.** Contact person: Cindy Tucker, telephone 457-3874. Amended

6:45 P.M.

B-22, PRESENT the 2007/08 Opening of School

The grand opening of the 2007/08 school year began on August 20, 2007. This was a significant date in Fresno Unified School District history as it was the first day of a new school year in over three decades that all students, families, and FUSD staff are on a traditional school year schedule. Senior leaders will present important information and statistics related to this grand opening in the following areas: enrollment, attendance, safety, facilities, transportation, food service, resources to the classroom, and communication. This presentation will focus on actions taken to create school cultures for student success and environments focused on teaching and learning. This item directly supports the Board's Core Beliefs and Commitments and the five district goals. Contact person: Linda Hauser, telephone 457-3887.

7:10 P.M.

B-22a, PRESENT the Library Card Month and ADOPT Proclamation

An opportunity will be provided for The Fresno County Library to provide information regarding Library Card Month. September is Library Card Sign-up Month, and the Fresno County Library wants to invite our students to join the two-thirds of Americans that carry the smartest card of all, a library card. Studies show that children who are read to in the home and who use the library perform better in school and are more likely to continue to use the library as a source of lifetime learning. Students can come to the library to get homework help and check out books, but they can also check out free music, DVDs and use the Internet to make after school life a little more fun. A recent study by the American Library Association also showed that families use libraries to spend time together. Forty-four percent of survey respondents report taking their children to the library for this reason. The Superintendent recommends adoption. Contact person: Contact person: Cindy Tucker, telephone 457-3874.

B. CONFERENCE/DISCUSSION AGENDA – continued

7:20 P.M.

B-23, PRESENT the After School Education and Safety Program and APPROVE/RATIFY Three Independent Contractor Services Agreements for the After School Education and Safety Programs

The Office School Support Services will present the After School and Safety Education Safety Program for the 2007/2008 school year. The ASES program provides a safe environment for students between the hours of school dismissal until 6 pm. Students attend a variety of activities that include; academic support, academic enrichment, youth development, and wellness/sports. The ASES program is a collaborative effort with district departments, community organizations, and local universities.

B-23(a) Independent Contractor Services Agreement with the Fresno Art Museum to provide instruction, materials, and coordination for the Art Enrichment and Culture Enrichment Programs at: Columbia, Greenberg, Homan, Jefferson, Kirk, Leavenworth, and Webster schools. The contract will begin September 17, 2007 and will end June 30, 2008. Fiscal Impact: Funding will be provided through the ASES funds in the amount of \$87,230.

B-23(b) Independent Contractor Services Agreement with the California Teaching Fellows Foundation to provide administration, recruitment, planning, coordination, and professional development at FUSD sites. The contract began August 7, 2007 and will end June 30, 2008. Fiscal Impact: Fiscal Impact: Funding will be provided through the ASES funds in the amount of \$294,613.

B-23(c) Independent Contractor Services Agreement with the Education and Leadership Foundation to provide interns acting as Team Leaders in the after school program. The contract began August 7, 2007 and will end June 30, 2008. Fiscal Impact: Fiscal Impact: Funding will be provided through the ASES funds in the amount of \$498,960.

The Superintendent recommends approval and ratification. Contact person: Cindy Tucker, telephone 457-3874.

7:35 P.M.

B-24, APPROVE the Recommendation Request for a One-Year Extension for the Opening of Fresno Academy for Civic and Entrepreneurial Leadership (ACEL) Charter Until Fall 2008

Included in the Board Binders is the recommendation to approve the request for a one-year extension for the opening of Fresno Academy for Civic and Entrepreneurial Leadership (Fresno ACEL) Charter School. On March 14, 2007, Fresno ACEL Charter Schools was granted sponsorship through Fresno Unified School District for the term of five (5) years commencing July 1, 2007. On August 9, 2007, staff received communication from Dr. Steven M. Hart, Board President for Fresno ACEL, requesting a one-year extension for the opening of their Charter School. Dr. Hart notes the reason for the extension is unexpected delays, which have prevented them from reaching the target number of students for an opening in fall of 2007. The approval of this extension request does not impact the ending term for the petition. The charter's term will end June 30, 2012. There is no fiscal impact to the District. Contact person: Cindy Tucker, telephone 457-3874.

8:00 P.M.

B-25, APPROVE the Unaudited Actual Financial Report for Fiscal Year 2006/07

Included on the Board agenda is the approval of the 2006/07 Unaudited Financial Report for Fresno Unified School District. This report represents the actual revenues, expenditures, and ending fund balance for all the District's funds ending fiscal year June 30, 2007. Each year the District must submit the Unaudited Actual Financial Report to the Fresno County Office of Education by September 15th. The Superintendent recommends approval. Fiscal Impact: Provided in the back-up material. Contact person: Ruth Quinto, telephone 457-6226.

B. CONFERENCE/DISCUSSION AGENDA – continued

8:20 P.M.

B-26, APPROVE the Scope of Work for Second Reform Policy

The purpose of this item is for the Board of Education to approve the scope of work for the Second Reform Policy discussed during the September 6-7 Center for Reform of School Systems workshop. The Superintendent recommends approval. Contact person: Vincent Harris, telephone 457-3816.

8:30 P.M.

B-27, APPROVE the Second Reform Policy Board Sub-Committee

The purpose of this item is for the Board of Education to approve three Board members to serve on Second Reform Policy Committee as discussed during the September 6-7 Center for Reform of School Systems workshop. Contact person: Michael Hanson, telephone 457-3884.

C. RECEIVE INFORMATION & REPORTS

C-28, RECEIVE the Notification of Closure of Inspire Destiny Academy Charter School

Included in the Board Binders is the recommendation to receive the notification of closure of Inspire Destiny Academy Charter School. On November 15, 2006, Inspire Destiny Academy Charter School was granted sponsorship through Fresno Unified School District. Between January and June 2007, several leadership and governance changes occurred leading to concerns regarding the opening of the school in the fall of 2007. On June 21, 2007, staff received communication from Jon Morse, current Executive Director for Inspire Destiny Academy Charter School, providing official notification of the dissolution of Heritage International Charter School, Inc., and therefore, advising that they were no longer pursuing the opening of Inspire Destiny Academy Charter School. Fiscal Impact: There is no fiscal impact to the District. Contact person: Cindy Tucker, telephone 457-3874.

BOARD/SUPERINTENDENT COMMUNICATIONS

D. ADJOURNMENT

NEXT REGULAR MEETING:

WEDNESDAY, SEPTEMBER 26, 2007 - OPEN SESSION AT 5:30 P.M.