

AGENDA
WEDNESDAY, AUGUST 27, 2008, 4:15 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.

Public material 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.

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

***4.15 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. Student Waivers for California High School Exit Exam for Special Education and 504 Students pursuant to Education Code Section 35146
3. 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
4. Public Employee Discipline/Dismissal/Release/Reassignment/Resignation
5. Public Employment/Appointment: - Government Code Section 54957
 - a. *Executive Director*
 - b. *Executive Officer*
 - c. *Social Worker*

**All times are approximate and subject to change*

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

Pledge of Allegiance

Lowell Elementary student Hermelinda Hernandez will lead us in the Pledge of Allegiance. Hermelinda recently wrote a letter to Superintendent Hanson asking about his role as Superintendent.

APPROVE Minutes

Included in the Board binders are the draft minutes for June 4 and 18, 2008, Regular Meetings and July 24 and July 25, 2008, Special Meetings. The Superintendent recommends approval. Contact person: Michael E. Hanson, telephone 457-3882.

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 July, 30, 2008, Regular Board Meeting. The Superintendent recommends adoption. Contact person: Peter Summers, telephone 457-3340.

A-3, APPROVE the Waiver Requests for a Group of Special Education and 504 Students for the California High School Exit Exam (CAHSEE)

The Board of Education received a group of waiver requests from District administration on the certification for accommodations/modifications for Special Education and 504 students for the California High School Exit Exam as per Board Policy 6162.52. A list of pupils, their identifying number, and supporting evidence is maintained in the Board of Education Office. The Superintendent recommends approval. Contact person: John Marinovich, telephone 457-3538.

A-4, RATIFY an Independent Contractor Services Agreement with DWJ & Associates to Conduct the African American Summer Enrichment Project at Carver Academy

Included in the Board binders is an Independent Contractor Services Agreement with DWJ & Associates to conduct the African American Summer Enrichment Project at Carver Academy for a six-week project for 30 middle and high school students. The agreement commenced on June 18, 2008 and ended July 23, 2008. The Superintendent recommends ratification. Fiscal Impact: Funding provided through the Summer School budget for a total cost of \$29,759. Contact person: Cindy Tucker, telephone 457-3874.

A. CONSENT AGENDA – continued

A-5, RATIFY an Annual Renewal Master and Individual Service Agreements for Nonpublic, Nonsectarian School/Agency Services with Milhous School

Included in the Board binders is an annual renewal Master Agreement for Nonpublic, Nonsectarian School/Agency services and an Individual Service Agreement with Milhous School in Nevada City, California. This agreement is a renewal of ongoing services and the contract commenced on July 1, 2008 and will end June 30, 2009. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided through the Special Education budget for a total cost of \$39,095.40. Contact person: Doug Jones, telephone 457-3226.

A-6, RATIFY Master and Individual Service Agreements for Nonpublic, Nonsectarian School/Agency Services with Creative Alternatives, Inc., Joseph Novack Academy/Reyn Franca School

Included in the Board binders is a Master Agreement for Nonpublic, Nonsectarian School/Agency services and two Individual Service Agreements with Creative Alternatives, Inc., Joseph Novack Academy/Reyn Franca School. This agreement commenced on July 1, 2008 and will end June 30, 2009. The Superintendent recommends ratification. Fiscal Impact: Funding through Special Education budget for a total cost of \$93,382.27. Contact person: Doug Jones, telephone 457-3226.

A-7, RATIFY an Annual Renewal Agreement with Student Health Services and Specialty Medical Group

Included in the Board binders is an annual renewal Agreement with Specialty Medical Group Central California, Inc. (SMG) to provide consulting services to assist the school district in the management of health issues pertaining to students. Services provided by SMG have been beneficial to FUSD students, parents and Student Health Clinic Nurse Practitioners and continued services are necessary for clinical supervision. This agreement commenced on August 1, 2008 and will end July 30, 2009. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided through the Medi-Cal budget at an annual cost of \$16,200.00. Contact person: Doug Jones, telephone 457-3226.

A-8, RATIFY an Annual Renewal Independent Contractor Services Agreement with Dynamic Kids, Incorporated

Included in the Board binders is an annual renewal Independent Contractor services Agreement with Dynamic Kids, Inc., to provide physical therapy collaboration to staff and families of identified children through the Lori Ann Infant program to assure that the students' gross motor skills needs are addressed at an early age. This agreement commenced on August 1, 2008 and will end July 30, 2009. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided through the Special Education Local CVRC budget for a total cost of \$23,400.00. Contact person: Doug Jones, telephone 457-3226.

A. CONSENT AGENDA – continued

A-9, RATIFY an Annual Renewal Independent Contractor Services Agreement with Comprehensive Youth Services (CYS)

Included in the Board binders is an annual renewal Independent Contractor Services Agreement with Comprehensive Youth Services to provide consultation and training to 20 child aides and facilitation of referrals for appropriate services for approximately 300 students district wide. The agreement commenced on August 1, 2008 and will end July 30, 2009. This contract is for a maximum of 30 hours per month. The Superintendent recommends ratification. Fiscal Impact: Funding through Early Mental Health Grant Budget for a total cost of \$15,450.00. Contact person: Doug Jones, telephone 457-3226.

A-10, RATIFY an Annual Renewal Applied Behavior Analysis Agreement with California State University, Fresno for Four Practicum Students

Included in the Board binders is an annual renewal Applied Behavior Analysis Agreement with California State University, Fresno for four Practicum students. The collaborative project between CSUF, Department of psychology, and FUSD will meet the growing need for behavior analysts in our community. These students will meet the degree, coursework and experience requirements for national board certification as behavior analysts upon graduation. This agreement commenced on August 18, 2008 and will end May 30, 2009. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided through Special Education budget for a total cost of \$16,200.00. Contact person: Doug Jones, telephone 457-3226

A-11, APPROVE a Matrix with Four Independent Contractor Services Agreements with Various Agencies for Fresno Adult School

Included in the Board binders is a matrix outlining four Independent Contractor Services Agreements for Fresno Adult School. The contracts include:

- Certified Ad Services, Inc. renewal contract for \$208,670.00 to facilitate financial planning and writing classes from August 28, 2008 through June 30, 2009.
- Univision Television Group, Inc., renewal contract for \$21,000.00 to produce and facilitate on-air running of Fresno Adult School television commercials. Fresno Adult School from August 28, 2008 through June 30, 2009.
- Millennium Housing, renewal contract for use of facilities, free of charge, to hold Fresno Adult School classes, from August 28, 2008 through June 30, 2013.
- Administrative Software Application, Inc., to provide automated daily attendance operations to enable Fresno Adult School to more efficiently comply with Federal, State, and district reporting requirements. This contract has been approved by FUSD Technology Services, and runs from August 1, 2008 through June 30, 2009.

The Superintendent recommends approval. Fiscal Impact: Funding will be provided through Adult School Apportionment funds for a total cost of all contracts, \$318,475.69. Contact person: John Marinovich, telephone 457-3935.

A. CONSENT AGENDA – continued

A-12, RATIFY the 2008/2009 Agreement for School Services with School Services of California, Inc. (SSC)

Included in the Board binders is an Agreement for Special Services with School Services of California, Inc. (SSC) for fiscal advice, financial support and legislative advocacy services for the 2008/09 fiscal year. The proposed amount of \$40,000 plus not-to-exceed expenses of \$4,000 reflects no increase from the 2007/08 agreement. The term of the agreement commenced on July 1, 2008 and will end June 30, 2009. The Superintendent recommends ratification. Fiscal Impact: Sufficient funds (\$44,000) are available in the 2008/09 budget. Contact person: Ruth F. Quinto, telephone 457-6226.

A-13, RATIFY an Annual Renewal Contracts CPKP-8012 and CPKS-8015 with the California Department of Education for State Preschool Prekindergarten and Family Literacy Program Services and ADOPT Resolution

Included in the Board binders is the annual renewal Contracts for Fresno Unified School District (FUSD) Child Development that has been authorized by the California State Department of Education (CDE) to continue operation of the State Preschool Prekindergarten and Family Literacy Program serving over 360 children in a school readiness program before entering kindergarten. In addition to the contract, also attached is a resolution required by the State certifying the approval of the Governing Board to enter into this transaction with the CDE. The period for which expenditures may be made with these funds will be from July 1, 2008 through June 30, 2009. The Superintendent recommends ratification and adoption. Fiscal Impact: Funding will be provided through the CDE Child Development Division. For satisfactory performance of the required services, the contractor shall be reimbursed in accordance with the Determination of Reimbursable Amount Section of the Funding Terms and Conditions, at a rate not to exceed \$21.22 per child per day of full-time enrollment and a Maximum Reimbursable Amount of \$1,367,368.00 and shall be reimbursed for a total amount that shall not exceed \$40,000.00 for materials and supplies to be used at family workshops. Contact person: Cindy Tucker, telephone 457-3874.

A-14, RATIFY Renewal Agreement for the Agricultural Vocational Education Incentive Grant for Career/Technical Education

Included in the Board binders is a renewal Agreement with the California Department of Education for the Agricultural Vocational Education Incentive Grant. The grant is based on the number of agricultural teachers, supervision period for independent agricultural projects, and student /teacher rations. Duncan Polytechnic High School has been receiving funding for the past eight years. The grant began July 1, 2008 and will end June 30, 2009. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided through the Vocational Education Incentive Grant totaling \$19,300.00. Contact person: John Marinovich, telephone 457-3935.

A. CONSENT AGENDA – continued

A-15, RATIFY Memorandum Of Understanding with Central Valley Regional Center (CVRC)

Included in the Board binders is a Memorandum of Understanding (MOU) with Central Valley Regional Center (CVRC) to provide services for Early Start eligible infants who reside within FUSD's boundaries and are clients of CVRC, and who have been identified as in need of an early intervention program. FUSD serves the state mandate of 83 infants and CVRC funds any above 83 eligible students. This agreement commenced on August 1, 2008 and will end July 30, 2009. The Superintendent recommends ratification. Fiscal Impact: There is no fiscal impact. The income from CVRC covers the services for eligible students (\$745.50)/infant/month. Contact person: Doug Jones, telephone 457-3226.

A-16, APPROVE Retiree Contract for Doug Jones

Included in the Board binders is a contract to continue to retain the services of Doug Jones. Mr. Jones is retiring on August 30, 2008, from his position of Assistant Superintendent, Special Education and Health Services. Given the complexity of the position, the Special Education Department would like to have Mr. Jones successfully transition the Special Education department until a replacement has been hired. The contract will commence on September 1, 2008 and will end on June 30, 2009. The Superintendent recommends approval. Fiscal Impact: The contract shall not exceed \$46,500.00 and the funds are already budgeted in the Special Education budget. Contact person: Kim Mecum, telephone 457-3884.

A-17, RATIFY Submission of the Facilities Renovation and Repair Grant Application to the California Department of Education (CDE)

Included in the Board binders is application material for the Facilities Renovation and Repair grant. This grant from the California Department of Education, Child Development Division, will provide financial assistance to maintain existing Early Childhood Education facilities. Districts must use this funding to maintain compliance with the Americans with Disabilities Act and health and safety requirements. Grant recipients will be chosen by the CDE through a random drawing.

- FUSD received \$150,000 for 26 Early Childhood Education facilities from this grant in June 2007 and \$149,000 for 20 sites in February 2008.
- The Early Childhood Education (ECE) Program is requesting \$200,000, to be expended from September 15, 2008 to June 30, 2011, for the 23 additional sites where renovations are most needed.
- Funds may be used to perform minor repairs and upgrades that will include: shelving, "cubbies", tile, paint, fixtures, carpeting, blinds, linoleum, etc.

The Superintendent recommends ratification. Fiscal Impact: All improvements will be covered by grant funds. Contact person: Cindy Tucker, telephone 457-3874.

A. CONSENT AGENDA – continued

A-18, APPROVE Submission of the Community Grants-Direct Service Application to First 5 Fresno County

Included in the Board binders is information on the focus of this grant is to implement a home visitation program for teen parents in the District to encourage participation in the Parent and Child Education (PACE) centers. The PACE program provides child care to enable teen parents to attend high school, as well as to learn good parenting practices through modeling and instruction. The Superintendent recommends approval. Fiscal Impact: All costs will be covered by grant funds. Grand funding is \$200,000 for 2 years from January 1, 2008 through December 31, 2010. Contact person: Cindy Tucker, telephone 457-3874.

A-19, APPROVE Submission of the California Math Science Partnership Grant Application to the California Department of Education

Included in the Board binders is application material for the California Math Science Partnership (CaMSP) grant that will impact student achievement by providing long-term professional development to a cohort of teachers over multiple years. The Superintendent recommends approval. Fiscal Impact: All costs will be covered by grant funds. Maximum grant award will be \$1 million per year for three years. Contact person: Cindy Tucker, telephone 457-3874.

A-20, AWARD Bid #2900, Site and Landscape Improvements at Dailey Elementary School

Included in the Board binders is information on Bid #2900. This bid is for site and landscape improvements at Dailey Elementary School. The bid was advertised as required by law on June 21, 2008, and June 27, 2008. The bid was opened on July 24, 2008. Bid specifications were sent to nine (9) vendors and the District received eight (8) responses. The low bidder on Section A (Site Improvements), Heartland General Engineering, has requested relief in accordance with Public Contract Code (PCC) 5104, due to an error in their bid. The Superintendent recommends relief is granted and recommends that the low bidder on Section B (Landscape Improvements), Seal Rite Paving Company, be found non-responsive as they do not hold the specified C-27 Landscaping Contractor's License. The Superintendent recommends award be to the following lowest responsive, responsible bidder:

- Section A (Site Work) Central Valley Asphalt \$233,585.00
- Section B (Landscaping) Elite Landscaping, Inc. \$332,279.00

Fiscal Impact: Sufficient funds (\$565,864.00) are available in the 2008/09 Measure K and State Facility Funds. Contact person: Deo Persaud, telephone 457-3134.

A. CONSENT AGENDA – continued

A-21, RATIFY Change Orders for the Projects Listed Below

Included in the Board binders are change orders and backup information for the following bid:

Bid #2808, Electrical Upgrades at Hoover

1. Change Order #1 for no cost. The contract amount is \$571,399.00. This change order includes a five month time extension due to unforeseen delays in the manufacturing of the high voltage circuit breakers.
2. Change Order #2 for \$30,488.00. The new contract amount is \$601,887.00. This change order includes, but may not be limited to, replacing the existing circuit breakers and panels with new technology to provide the school with a more reliable distribution system.

Fiscal Impact: *Deferred Maintenance Funds.*

The Superintendent recommends ratification. Fiscal Impact: Routine Restricted Maintenance Funds. Contact person: Deo Persaud, telephone 457-3134.

A-22, RATIFY Purchase Orders from June 26, 2008, through July 23, 2008

Included in the Board binders is a list of purchase orders in excess of \$10,000 submitted for ratification by the Board. Purchase orders/contracts that are required by law to be competitively bid will be submitted as separate agenda items. Beginning on the top of page four (4) is a list of purchase orders issued from June 26, 2008, through July 23, 2008. These purchase orders/contracts have been previously authorized and awarded by the Board of Education. The purchase orders/contracts are submitted for information only and are not included for ratification. The Superintendent recommends ratification. Fiscal Impact: Funding is noted on the backup material. 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

6:30 P.M.

B-23, DISCUSS AND APPROVE Data Dashboard Policy and Indicators

The purpose of this item is for the Board of Education to discuss and approve the Data Dashboard policy and indicators. This policy reflects the board's Core Beliefs and Commitments and Theory of Action. It defines the data dashboard framework and key indicators that Fresno Unified will be implementing going forward. The board has revised this policy numerous times over the past several months as a part of its reform governance body of work. The Superintendent recommends approval. Contact person: Vincent Harris, telephone 457-3816.

C. RECEIVE INFORMATION & REPORTS

There are no items for receive.

BOARD/SUPERINTENDENT COMMUNICATIONS

D. ADJOURNMENT

NEXT REGULAR MEETING:

WEDNESDAY, SEPTEMBER 10, 2008 - OPEN SESSION AT 5:30 P.M.