

AGENDA WEDNESDAY, JANUARY 9, 2008, 4:30 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.

***4:30 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. *Associate Superintendent*
 - b. *Computer Services Manager*
 - c. *Computer User Support Specialist*
 - d. *Counselors*
 - e. *Executive Officer*
 - f. *Head Counselors*
 - g. *School Social Worker*
 - h. *Vice Principal III's*
 - i. *Vice Principal/Program Manager*

**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

Norseman parent, Guadalupe Saldana will lead us in the Pledge of Allegiance. Mrs. Saldana is a star parent and a valuable member of the Norseman family. She actively participates in ELAC and SSC and is a representative for DELAC.

APPROVE Minutes

Included in the Board binders are the draft minutes for June 27, 2007, July 10, 2007, July 17, 2007, July 19 and 20, 2007, meetings. The Superintendent recommends approval. Contact person: Michael E. Hanson, telephone 457-3882.

HEAR Reports from Student Board Representatives

An opportunity is provided to hear comments/reports from Student Board Representatives from Bullard High School. Contact person: John Marinovich, telephone 457-3935.

RECESS for a Brief Reception Honoring the Outgoing and Incoming Board President and the Re-elected Board Clerk

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 December 12, 2007, Regular Board Meeting. The Superintendent recommends adoption. Contact person: Peter Summers, telephone 457-3340.

A-3, APPROVE Contract Amendment for Ruth F. Quinto, Chief Financial Officer/Associate Superintendent

Included in the Board binders is an Employment Contract Addendum for the Associate Superintendent for Administrative Services/Chief Financial Officer. The salary increase reflected in the Contract Addendum is necessary to compensate the CFO for her enhanced scope of responsibility in that the CFO position is responsible for the broadest range of organization-wide issues. The Superintendent recommends approval of new terms of employment for the Chief Financial Officer/Associate Superintendent of Administrative Services. Fiscal Impact: Costs are noted in the attached terms of employment. Contact person: Kim Mecum, telephone 457-3593.

A. CONSENT AGENDA – continued

A-4, APPROVE New Job Description for Associate Superintendent, Operational Services

Included in the Board binders is a new job description for an Associate Superintendent, Operational Services. The new position description is necessary to address the increased responsibility and authority given to the role of the Assistant Superintendent, Operation Services. The operations role is one of the broadest of the Assistant Superintendents. Areas under management have had extraordinarily high levels of scrutiny the past two years. Facility additions and improvements, a focus on cleanliness and maintenance, and declining enrollment issues that impact boundary changes are several examples of issues that have critical and far reaching impact for the District and the community. The Assistant Superintendent’s role has broadened and become more demanding with these issues, prompting a review of the placement on the salary schedule. The Superintendent recommends approval. Fiscal Impact: The cost for this position will be funded by the Fiscal Services Division. The additional cost will be approximately \$3,200.00. Contact person: Kim Mecum, telephone 457-3593.

A-5, APPROVE New Job Description for Assistant Superintendent, English Learner Programs and Services

Included in the Board binders is a new job description for an Assistant Superintendent, English Learner Programs & Services, School Support Services. The new position is necessary to address the increased responsibility and authority given to the current role of the Director of English Learner Programs and Services. This role has broadened and become more demanding due to extraordinarily high levels of scrutiny from the State, Federal and local leaders in regards to the low performance of students that are second language learners. The complexity of developing, implementing and monitoring a master plan that embraces an unprecedented approach to the organization and delivery of English Learner Services to sites, parents/guardians and students will have a far reaching impact for the District and our community. The Superintendent recommends approval. Fiscal Impact: The cost for this position will be funded by the English Learner Programs & Services Department using categorical funds. The additional annual cost will be approximately \$8,800.00. Contact person: Kim Mecum, telephone 457-3593.

A-6, APPROVE New Job Description for Executive Officer, District and School Accountability and Improvement

Included in the Board binders is a new job description for an Executive Officer, District and School Accountability and Improvement. The new position description is necessary to address increased responsibility and authority given to each person. It appropriately reflects the evolution of this position from one of planning and collaborating to developing accountability success measures and programs to one of implementing the plans and maintaining momentum on the District’s accountability and performance plans. This role also acts as a key player in facilitating policy making sessions with the Board of Education, Superintendent, and Executive Cabinet. The Superintendent recommends approval. Fiscal Impact: The cost for this position will be funded by the Superintendent’s office. The additional annual cost will be approximately \$6,800.00. Contact person: Kim Mecum, telephone 457-3593.

A. CONSENT AGENDA – continued

A-7, APPROVE Retiree Contract for Marilyn Wallace

Included in the Board binders is a Retiree Contract to retain the services of Marilyn Wallace, a Fresno Unified retiree to provide the duties of Classified Coordinator. Ms. Wallace previously held this position for over 30 years. The Human Resources Department is currently conducting a recruitment to fill the vacant position. The contract began November 26, 2007 and will end June 30, 2008. The Superintendent recommends ratification. Fiscal Impact: Sufficient funds are available in the Human Resources budget and not to exceed the amount of \$50,000.00. Contact person: Kim Mecum, telephone 457-3593.

A-8, APPROVE an Independent Contractor Services Agreement with California Teaching Fellows Foundation for McLane High School

Included in the Board binders is an Independent Contractor Services Agreement with the California Teaching Fellows Foundation to provide academic interventions that will help students to achieve grade level standards, increase homework completion rates and improve performance on the CAHSEE at McLane High School. Language Arts and Math tutoring/targeted skills development provided by Teaching Fellows with focus areas determined by classroom teacher/counselors. The agreement will begin January 10, 2008 and will end June 30, 2008. The Superintendent recommends approval. Fiscal Impact: Funding will be provided through the 21st Century Community Learning Centers High School After School Safety and Enrichment for Teens grant in the amount of \$66,900.00. Contact person: Cindy Tucker, telephone 457-3874.

A-9, APPROVE Renewal of Independent Contractor Service Agreement with SchoolWorks, Inc.

Included in the Board binders is a renewal Independent Contractor Service Agreement with SchoolWorks to provide student enrollment data, map upgrades, enrollment projections and development impact projections. Their services include installation, training and unlimited telephone support. The agreement will begin January 9, 2008 and will end December 31, 2008. The Superintendent recommends approval. Fiscal Impact: Funding for this service is to be paid from the Facilities Management and Planning budget, in the amount of \$15,000.00. Contact person: Deo Persaud, telephone 457-3134.

A-10, APPROVE an Independent Contract Services Agreement with the City of Fresno Department of Parks and Recreation

Included in the Board binders is an Independent Contractor Services Agreement with the City of Fresno Department of Parks and Recreation and Community Services to provide their “Informal Science and Family Science Nights” for twenty-one Fresno Unified’s After School Education and Safety (ASES) and 21st Century Community Learning Centers (CCLC) school sites: Anthony, Bakman, Del Mar, Easterby, Ewing, Fremont, Greenberg, Hamilton, Homan, Jefferson, Kirk, Kratt, Leavenworth, Norseman, Powers, Pyle, Roeding, Thomas, Viking, Webster, and Yokomi. The Community Science instructor will facilitate the delivery of all program components and will provide direction, technology, leadership, real world skills and recreational activities. This agreement will begin January 10, 2008 and will end June 30, 2008. The Superintendent recommends approval. Fiscal Impact: Funding will be provided through the ASES and 21st CCLC grants in the amount of \$142,432.30. Contact person: Cindy Tucker, telephone 457-3874.

A. CONSENT AGENDA – continued

A-11, RATIFY a Local Agreement for Child Development Services Contract #CCTR-7059 General Child Care and Development Programs

Included in the Board binders is a Local Agreement for Child Development Services Contract #CCTR-7059 General Child Care and Development Programs with Fresno Unified School District Child Development Program to provide Amendment 01 for Inflation/Funding Terms & Conditions Changes. The Maximum Reimbursable Rate per child day of enrollment shall be increased from \$32.89 to \$34.38. The agreement began July 1, 2007. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided through the California Department of Education Child Care and Development Fund with a reference increase from \$2,069,861 to \$2,163,626. Contact person: Cindy Tucker, telephone 457-3874.

A-12, APPROVE E-Rate Proposal – Wireless Local Area Networks

Included in the Board binders is the E-Rate Proposal. The Federal government provides an annual program called E-Rate that provides a 90% on funds used for Internet connections for classrooms and students. Last year we were able to get a 90% discount on our Network Upgrade saving the District over \$10 million (our cost was \$1 million over 5 years). One of the major needs that we hear from our classroom teachers is for wireless access in every classroom. Our proposal for this year's e-rate funds is to purchase enough Wireless Access Points (WAP) to provide wireless access to every classroom in the district. This is also a necessary requirement for us to support the deployment of laptops to the classrooms. The Superintendent recommends approval. Fiscal Impact: The original cost for the equipment is estimated at \$5,467,860. However, the estimated cost to the district after the discount is \$422,904 and will begin after Board approval and continue through the end of June 2008. Funding from Information Technology funds. Contact person: Kurt Madden, telephone 457-6228.

A-13, APPROVE the E-Rate Proposal for Student Email

Included in the Board binders is the E-Rate Proposal for Student Email. The Federal government provides an annual program called E-Rate that provides a 90% on funds used for Internet connections for classrooms and students. Last year we were able to get a 90% discount on our Network Upgrade saving the District over \$10 million (our cost was \$1 million over 5 years). One of the needs that continues to grow is support for Student Email that is kept separate from District Email and is scanned so that inappropriate email is blocked and teachers are notified. Our proposal is to add additional servers, software and equipment that will improve our ability to handle, scan, and process student email. This contract will begin after Board approval and continue through the end of June 2008. The Superintendent recommends approval. Fiscal Impact: The original cost for the student email servers and equipment is estimated at \$150,000. However, the estimated cost to the district after the discount is \$20,000 and will begin after Board approval and continue through the end of June 2008. Funding from Information Technology funds. Contact person: Kurt Madden, telephone 457-6228.

A. CONSENT AGENDA – continued

A-14, APPROVE a Contract with California School Management Groups, Inc., to Provide E-Rate Support

Included in the Board binders is a Contract with California School Management Groups, Inc to provide E-Rate Support. The “E-Rate” program is a program administered by the California School Management Group, Inc. (CSM) under the direction of the Federal Communications Commission (FCC.) Its purpose is to subsidize telecommunication costs for schools and libraries, so that they can obtain affordable telecommunications services and Internet access. The FCMAT Technology Report (along with other CTO’s) recommended that we engage an E-Rate Consultant to assist us with our proposals. The services will began upon board approval and will end December of 2008. The Superintendent recommends approval. Fiscal Impact: Funding will be provided through the Technology funds in the amount of \$64,500. Contact person: Kurt Madden, telephone 457-6228.

A-15, APPROVE the Submission of Area I Younger Youth Workforce Investment Act Application to the Fresno County Workforce Investment Board and Authorize the Chief Financial Officer to Sign and Submit the Proposal

Included in the Board binders is an application material for the Area I Younger Youth Workforce Investment Act program. Currently Fresno County Workforce Investment Board (WIB) contracts with Fresno County Economic Opportunities Commission (FCEOC) to provide services to students attending FUSD. A portion of FCEOC’s funding is passed on to FUSD to partially fund Career Center Resource Facilitators at the high schools. This agreement ends June 30, 2008 and the WIB has released a Request for Proposals (RFP) to operate youth employment and training programs throughout Fresno County for fiscal year 2008/09. The Superintendent recommends approval. Fiscal Impact: Grant funds will cover all program costs. Contact person: Barbara Bengel, telephone 457-3661.

A-16, APPROVE the Retention of Unmatched District Funds in Deferred Maintenance Fund

Included in the Board binders the 2006/07 Deferred Maintenance Certification. Each year the District contributes funds to the Deferred Maintenance Fund in order to qualify and receive state matching funds. For the past several years, the state economy has not been sufficient to provide 100% matching funds. As a result, the District is allowed to carryover unmatched funds to qualify for matching funds in the following year. Board action is required to approve retention of unmatched funds in the Deferred Maintenance Fund for more than one year. Attached is a letter that will be submitted to the Fresno County Office of Education pending Board approval. The Superintendent recommends approval. Fiscal Impact: The 2006/07 carryover is approximately \$268,008, which together with the District’s \$3.2 million contribution will maximize the amount of the eligible state funds due the District. These funds were made available by Measure K proceeds. Contact person: Ruth Quinto, telephone 457-6226.

A. CONSENT AGENDA – continued

A-17, Ratify Change Order #1 to Bid #2727, Parking Lot Improvements at Birney Elementary School

Included in the Board binders is a change order and detailed backup information for the following bid:

- I. Bid #2727, Parking Lot Improvements at Birney Elementary School Change Order #1 for \$1,250.00. This change order includes, but may not be limited to, the removal and replacement of a concrete sidewalk, curb, gutter, asphalt pavement, and the addition of two working days. The new contract amount is \$161,406.00.

The Superintendent recommends ratification. Fiscal Impact: Sufficient funds have been budgeted and are available in the 2007/08 Developer Fees Fund. Contact person: Deo Persaud, telephone 457-3134.

A-18, RATIFY the Filing of the Notice of Completion for the Projects Listed Below

Included in the Board binders are Notice of Completions for:

1. Bid #2703, HVAC Upgrades for Addams, Aynesworth, and Burroughs Elementary Schools
2. Bid #2728 A & B, Modernization of Sunset and Kirk Elementary Schools
3. Bid #2739 B, Asphalt Rehabilitation for Scandinavian Middle School
4. Bid #2739 D, Asphalt Rehabilitation for Duncan Polytechnic High School
5. Bid #2744 A & B, Gym Lighting for Ahwahnee, Tenaya, Tioga, Kings Canyon, Scandinavian, and Tehipite Middle Schools

The projects have been completed according to plans and specifications. The Superintendent recommends ratification. Fiscal Impact: The 10% retention will be released after ratification of the Notice of Completions. *Bid #2703* has been completed and funded with 2007/08 YRAC funds; *Bid# 2728* has been completed and funded with 2007/08 Measure K Funds; and *Bids #2739* and *#2744* have been completed and funded with 2007/08 Deferred Maintenance Funds. 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

6:45 P.M.

B-19, PRESENT the Targeted Improvement Actions – Update and Impact

Included in the Board binders is a presentation on Targeted Improvement Actions. Built on the foundation of the Board's Core Beliefs and Commitments and driven by the Theory of Action, the Fresno Unified School District has aligned and targeted resources (time, money, people, materials, facilities and energy) toward identified district and school goals. Four types of Targeted Improvement Actions (TIAs) were identified to support the comprehensive and differentiated needs of our schools:

- a) *Additional* positions/services for students and school sites
- b) *Expanded* services to students and school sites
- c) *Sustained* programs and services that would have otherwise remained unfunded
- d) *Standardized* and differentiated school support

As a district, we not only believe that differentiating support is critical to accelerating the learning of every student, but have an obligation to provide additional and differentiated support to school sites, most specifically to Program Improvement sites that are in Year 3 and beyond. The Targeted Improvement Actions exist within a comprehensive district-wide framework that focuses on providing the academic and social/emotional support to guarantee that every student receives what he/she needs. Contact person: Linda Hauser, telephone 457-6223.

7:15 P.M.

B-20, DISCUSS the Two Calendar Options for Academic Years 2008/2009 and 2009/2010 Recommended by the Calendar Committee Prior to Board Adoption

Included in the Board binders for discussion, are the two recommended 2008/2010 FUSD academic calendar drafts # 1 and # 2 by the Calendar Committee. The Calendar Advisory Committee recommends for consideration two two-year academic calendar options to the FUSD Board of Education: Calendar Draft #1 and #2: 2008-09 and Calendar Draft #1 and #2: 2009-2010 (Attachment # 2). The final vote was 7 votes for Draft # 1, 7 votes for Draft # 2 and 3 votes for Draft A. There was a small core group of committee members who attended all the meetings, but not all 31 voting members attended all meetings. The committee understood that their vote was non-binding and they served in an advisory capacity. Contact person: Linda Hauser, telephone 6223.

7:45 P.M.

B-21, DISCUSS Modified Academic Calendar for Design Science High School's 2008/09 and 2009/2010 School Years

Included in the Board binders are proposed modified academic calendars for the 2008-09 and 2009-2010 school years for the district's Early College High School, Design Science High School (DSHS). The calendars are aligned with the Fresno City College (FCC) academic calendar as in the previous two years. Alignment with the FCC calendar is crucial to allow DSHS students full alignment with the college courses in which they are enrolled. These calendars include 180 school days for students and sufficient minutes for alternative education as required by CDE. Teachers will work the required contracted duty days, including three buyback and two institute days each year. Contact person: John Marinovich, telephone 457-3935.

B. CONFERENCE/DISCUSSION AGENDA – continued

7:50 P.M.

B-22, DISCUSS and APPROVE Proposed Career Technical Education Facilities Program (CTEFP) Grant Application for CART

An opportunity will be provided for staff to present the Proposed Career Technical Education Facilities Program grant application for CART. Proposition 1D was passed by California voters in November 2006 and provides \$500 million for Career Education facilities. Funding has been made available in two cycles and the second round of funding is now available with an application deadline of February 1, 2008. The Superintendent recommends approval. Fiscal Impact: FUSD Share not to exceed \$612,500. This will be funded with the Special Reserve Funds. Contact person: Linda Hauser, telephone 457-6223.

8:05 P.M.

B-23, OPPORTUNITY for Public Discussion of the California School Employees Association (CSEA), Chapter 125, White Collar Unit Negotiations Proposal for the 2007/2008 School Year

In accordance with Public Notice Section 3547 of the Government Code, all initial proposals of public school employers and employee bargaining units are to be presented at a public meeting of the public school employer, and thereafter shall be public record. California School Employees Association (CSEA), Chapter 125, White Collar Unit initially presented their 2007/2008 proposal at the December 12, 2007 meeting of the Board. This proposal is being returned to this agenda for public discussion. Contact person: Kim Mecum, telephone 457-3593.

8:15 P.M.

B-24, DISCUSS and APPROVE Appointments of Board Members to Committees and Organizations

Included in the Board binders is a roster of organizations and committees to which Board Members are appointed each year. The Board President has solicited input from members as to their preferences and will take this opportunity to announce the appointments. Any organization or committee appointments that are contested by a Board Member will be brought to a vote if needed. The Board President recommends approval. Contact person: Tony Vang, telephone 457-3727.

8:30 P.M.

B-25, DISCUSS and APPROVE Addendum to Superintendent Employment Agreement

Included in the Board binders is an Addendum to the Superintendent's Employment Agreement. The Addendum contains new terms to address the lack of any adjustment in the Superintendent's salary since July 1, 2005 and to insure that the Superintendent's salary is comparable with the salaries paid to other superintendents in charge of like-sized urban school districts in California and throughout the nation. The Board President recommends approval. Fiscal Impact: Costs are noted in the attached terms of employment. Contact person: Kim Mecum, telephone 457-3548.

C. RECEIVE INFORMATION & REPORTS

There are no items for RECEIVE.

BOARD/SUPERINTENDENT COMMUNICATIONS

D. ADJOURNMENT

**NEXT REGULAR MEETING:
WEDNESDAY, JANUARY 23, 2008 - OPEN SESSION AT 5:30 P.M.**