

## AGENDA WEDNESDAY, MARCH 25, 2009, 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.

Public materials are available for public inspection at the Fresno Unified School District Education Center, 2309 Tulare Street, 2<sup>nd</sup> Floor or visit our website at: [www.fresnounified.org](http://www.fresnounified.org).

**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. *Director*
5. Conference with Legal Counsel – Existing Litigation - (Government Code Section 54956.9(a).)
  - a. *Spectrum K12 School Solutions, Inc. vs FUSD Claim No. 07-0213-0041*
6. Conference with Legal Counsel - Anticipated Litigation (Government Code Section 54956.9(b).)
  - a. *Significant Exposure to Litigation: (1) potential case.*

*\*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**

Mrs. Pascual will lead us in the Pledge of Allegiance. She is a very active parent at Carver and is presently serving as the School Site Council Chairperson.

**HEAR Reports from Student Board Representatives**

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

**APPROVE Minutes**

Included in the Board binders are the draft minutes for January 14, 2009, Regular Meeting. The Superintendent recommends approval. Contact person: Michael E. Hanson, telephone 457-3882.

**ADOPT Resolution Proclaiming March 1-7, 2009 as Week of the School Administrator**

Included in the Board Binders is a resolution proclaiming March 1-7 as “Week of the School Administrator.” All School leaders in Fresno Unified are to be commended for the contributions they make to successful student achievement. The Superintendent recommends adoption. Contact person: Peri Lynn Turnbull, telephone 457-3904.

**HEAR Report from Superintendent**

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 March 11, 2009, Regular Board Meeting. The Superintendent recommends adoption. Contact person: Peter Summers, telephone 457-3340.

**A. CONSENT AGENDA**

**A-3, ADOPT Resolution on the State’s Adopted 2009/10 Budget**

Included in the Board binders is a Resolution on the State’s Adopted 2009/10 budget outlining the impacts of the State’s approved budget cut to education funding. The resolution calls upon the governor and the Legislature to prioritize education funding, and reject further cuts to schools and students. While it is clear there are extraordinary challenges in balancing the state’s budget, the Fresno Unified School District Board of Education opposes further cuts to education funding and urges the Legislature and Governor to develop any future required budget solutions holding education funding harmless. The Superintendent recommends adoption. Fiscal Impact: There is no financial impact. Contact person: Michael E. Hanson, telephone 457-3884.

**A-4, RATIFY an Agreement for Continued Support with University of California, San Francisco for Continuance of Doctors Academy and Junior Doctors Academy**

Included in the Board binders an agreement with University of California, San Francisco, School of Medicine, and the UCSF Latino Center for Medical Education and Research to continue support of the Sunnyside Doctors Academy and Junior Doctors Academies at Kings Canyon, Sequoia, and Terronez. These programs provide unique opportunities for students from disadvantaged backgrounds to become better prepared for careers in health. This contract began July 1, 2008 and will continue for three years until June 30, 2011. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided through the Targeted Instructional Improvement Grant in the amount of \$25,000. Contact person: John Marinovich, telephone 457-3887.

**A-5, RATIFY an Independent Contractor Services Agreement with Springboard Schools to Provide Year 1 and 2 School Assistance and Intervention Team (SAIT) Program Implementation to Roosevelt High School**

Included in the Board binders is a contract with Springboard Schools to provide Year 1 and 2 School Assistance and Intervention Team (SAIT) Program Implementation to Roosevelt High School and intensive support and monitoring to assist state-monitored schools in improving student learning. A required component of the SAIT evaluation process is the utilization of a state-approved provider for coaching, professional learning, and data-driven instructional decisions. As the SAIT provider, Springboard will monitor all SAIT corrective actions for school implementation. Additionally, this team will support Roosevelt in its on-going efforts to address WASC action steps required for continued accreditation. Springboard has already begun work on this contract, in prep of Phase I April 1, 2009 – June 30, 2009. Phase II will begin July 2009 thru June 2010. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided through the state allocated SAIT funding in the amount of \$443,850: Year 1: \$218,850 and Year 2: \$225,000. Contact person: Chris Evans, telephone 457-3728.

A. CONSENT AGENDA

**A-6, RATIFY Local Agreement for Child Development Services Contract CRPM-8022 Facilities Renovation and Repair and ADOPT Resolution with the California Department of Education**

Included in the Board binders is a local agreement for Child Development Services Contract CRPM-8022 Facilities Renovation and Repair with FUSD State Preschool and Child Development Program to provide renovation and repair to 21 sites at Addams, Aynesworth, Burroughs, Ericson, Fremont, Greenberg, Heaton, Hidalgo, Homan, Kirk, Lowell, Norseman, Roeding, Rowell, Slater, Storey, Webster, and Yokomi. Child Development Centers include: Heaton, King, and Webster. The Superintendent recommends ratification and adoption of the resolution. Fiscal Impact: Funding will be provided through the California Department of Education Child Care and Development Fund in the amount of \$200,000.00. Contact person: Cindy Tucker, telephone 457-3874.

**A-7, RATIFY Child Development CIMS-8089 Contract for Instructional Materials and ADOPT a Resolution with the California Department of Education**

Included in the Board binders is the local agreement for Child Development Services for the CIMS-8089 Instructional Materials to authorize the California State Department of Education (CDE) to provide instructional materials and supplies serving young children in the District's Child Development programs. A Resolution has also been submitted for adoption to certify the approval of the Governing Board to enter into this transaction with CDE. The period for expenditures is effective from July 1, 2008 through June 30, 2009. The Superintendent recommends ratification of the agreement and adoption of the resolution. Fiscal Impact: Funding will be provided through the CDE Child Development Division. The funding of this contract is contingent upon the appropriation and availability of funds not to exceed \$3,506.00. Contact person: Cindy Tucker, telephone 457-3874.

**A-8, RATIFY an Individual Service Agreement for Nonpublic, Nonsectarian School/Agency Services between Fresno Unified School District and Creative Alternatives, Inc., Joseph Novack Academy/Reyn Franca School**

Included in the Board binders is an Individual Service Agreement between Fresno Unified School District and Creative Alternatives, Inc., Joseph Novack Academy/Reyn Franca School to provide education services to special education children in residential placements. The agreement The agreement commenced on September 4, 2008 and will end on June 30, 2009. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided from the Special Education budget in the amount of \$19,101.72. Contact person: Mabel Franks, telephone 457-3226.

**A-9, APPROVE Independent Contractor Services Agreement with Frankie Kwok to Provide Programming Development in Support of CSIS Best Practices Cohort Deliverables**

Included in the Board binders is an Independent Contractor Services Agreement with Mr. Frankie Kwok to provide programming support, programming development and other programming duties as assigned primarily for projects associated with the CDE's California School Information Services (CSIS) Best Practices Cohort (BP Cohort) deliverables and development of the Student Information System. This short term project (and the funding associated with it from the CDE) will begin March 26, 2009 and will end July 30, 2009. The Superintendent recommends approval. Fiscal Impact: Funding will be provided primarily through the CDE CSIS Best Practices Cohort contract funds and is estimated to be no more than \$25,000. Contact person: Kurt Madden, telephone 457-6228.

**A. CONSENT AGENDA**

**A-10, APPROVE Out of State Field Trip for Ahwahnee Middle School Student**

Included in the Board binders is a request for approval of out of state field trip for an Ahwahnee student to attend the first National Vocabulary Contest for deaf and hard of hearing students. The competition will take place May 15-17, 2009 on the campus of Gallaudet University in Washington, D.C. The Superintendent recommends approval. Fiscal Impact: Round trip airfare for two (approximately \$800.00) will be funded out of the Chief Academic Officer's General Fund. Meals and lodging during the competition will be provided by Gallaudet University. Corporate donations and fund-raising by staff and supporters will cover incidentals and other unexpected expenses. Chief Academic Officer's Contact person: Nancy Akhavan, telephone 457-3678.

**A-11, APPROVE Submission of California Partnership Academy Applications to the California Department of Education for Edison and McLane High Schools**

Included in the Board binders is application material for California Partnership Academy (CPA) for Edison and McLane High Schools to provide a structured school-within-a-school for grades 10 through 12 that includes a career technical education course and three core content area courses. The programs at Edison and McLane will be implemented in collaboration with business partners who will provide guidance in curriculum development, mentoring, and student internship opportunities. The Superintendent recommends approval. Fiscal Impact: All costs covered by grant funds. District match will be covered by in-kind contributions at the school site. The maximum funding per year, per school, is as follows: Year 1, \$42,000; Year 2, \$72,000; Year 3, \$81,000. Contact person: Barbara Bengel, telephone 457-3661.

**A-12, RATIFY Submission of Transcript Evaluation Service to MPR Associates**

Included in the Board binders is application material for the Transcript Evaluation Service (TES) application. The purpose of the TES is to allow school districts to upload student grade history to the University of California information system. This aligns with our emerging work to promote equity and access. Ten FUSD high schools participate in the TES program: Bullard, Cambridge, DeWolf, Duncan, Edison, Fresno, Hoover, McLane, Roosevelt and Sunnyside and funding will allow the district, schools and students to receive detailed analysis of student progress toward high school graduation and college entrance. The Superintendent recommends ratification. Fiscal Impact: Grant funds will reimburse FUSD for costs already incurred during the 2008/2009 school year. Maximum grant award amount is \$35,000 at \$3,500 per school. Contact person: Barbara Bengel, telephone 457-3661.

**A-13, APPROVE Property and Liability Insurance Placement for 2009/10**

Included in the Board binders is a summary of quotations received by the District's insurance broker for our various forms of coverage. Included for renewal is coverage related to our Property, General Liability, Boiler and Machinery, Designated Lessees and Excess Liability requirements. The contract period will be from April 1, 2009 through March 31, 2010. The District's current form of property coverage is "Agreed Value." Agreed Value coverage pays the amount of the loss, up to the limits of coverage. The Superintendent recommends approval. Fiscal Impact: Sufficient funds are available in the District's Liability Internal Service Fund for a total cost of \$985,719. Contact person: Ruth F. Quinto, telephone 457-6226.

**A. CONSENT AGENDA**

**A-14, REJECT Bid #2916, Motorized State Curtain Installation at Sunnyside High School**

Included in the Board binders is information on Bid #2916 to provide and install a cyclorama

curtain for Sunnyside High School, parallel to the back wall of the stage area in the theater. A cyclorama curtain is used as a neutral backdrop for stage settings and it is usually lit with colored lights for different background affects. The request for bid was lawfully advertised on December 9, 2008, and December 16, 2008. The bids were opened on January 6, 2009. Bid specifications were sent to six (6) vendors, and the district received two (2) responses. Upon further review and due to current budget considerations, the Superintendent recommends all bids be rejected. Fiscal Impact: There is no financial impact. Contact person: Deo Persaud, telephone 457-3134.

**A-15, APPROVE Award of Bid #2921, Automatic Irrigation Systems at Holland and Manchester Elementary Schools and Sequoia Middle School**

Included in the Board binders is information on Bid #2921. This project is for the replacement of the existing irrigation systems at Holland and Manchester Elementary Schools and Sequoia Middle School. The request for bid was lawfully advertised on January 15, 2009, and January 22, 2009. The bids were opened on February 10, 2009. Bid specifications were sent to sixteen (16) vendors, and the district received six (6) responses. The Superintendent recommends award be to the lowest responsive, responsible bidder:

- Odyssey Landscape Company, Inc., Lodi California \$487,000.00

Fiscal Impact: Sufficient funds of \$487,000.00 are available in the 2008/09 Measure K budget. Contact person: Deo Persaud, telephone 457-3134.

**A-16, APPROVE Award of Bid #2928, Purchase of Athletic Lockers for Cooper, Fort Miller, Scandinavian, Sequoia and Tioga Middle Schools**

Included in the Board binders is information on Bid #2928 for the purchase of athletic lockers for boys and girls locker rooms at Cooper, Fort Miller, Scandinavian, Sequoia and Tioga Middle Schools. The request for bid was lawfully advertised on February 13, 2009, and February 20, 2009. The bids were opened on March 10, 2009. Bid specifications were sent to seventeen (17) vendors, and the district received three (3) responses. It is recommended that low bidder Pacific Coast Building Specialties be rejected and found to be non-responsive, as they failed to provide proof of successfully producing lockers as specified, on a minimum of five past projects. The Superintendent recommends award be to the lowest responsive, responsible bidder:

- Engineered Facility Equipment, Valley Center California \$514,107.00

Fiscal Impact: Sufficient funds of \$514,107.00 are available in the 2008/09 budget. Funds will be from: Measure K (\$426,426.00) and Deferred Maintenance (\$87,681.00) budgets. Contact person: Deo Persaud, telephone 457-3134.

A. CONSENT AGENDA

**A-17, RATIFY Change Order #2 to Bid #2828, Construction of New Library/Media Center at Ericson Elementary School**

Included in the Board binders is a Change Order and backup information for the following bid:

- Bid #2828, Construction of New Library/Media Center at Ericson Elementary School Change Order #2: \$4,773.00. The new contract amount: \$810,302.00. This Change Order includes, but may not be limited to, replacing existing concrete walk; providing additional ceramic wall tile in bathroom; providing additional labor to paint sheet metal cap; and changing countertop laminated plastic color to match face color of circulation desk.

The Superintendent recommends ratification. Fiscal Impact: Sufficient funds of \$4,773.00, the amount of Change Order #2, are available in the Measure K Fund. The original contract amount is \$796,215.00. The new contract amount, including this Change Order, will be \$810,302.00. Contact person: Deo Persaud, telephone 457-3134.

**A-18, RATIFY the Filing of the Notice of Completion for Bid #2900 A, Site Improvements at Dailey Elementary School**

Included in the Board binders is a Notice of Completion for the following project, which has been completed according to plans and specifications:

- Bid #2900 A, Site Improvements at Dailey Elementary School (Site Work)

The Superintendent recommends ratification. Fiscal Impact: The 10% retention will be released after ratification of the Notice of Completion. Sufficient funds are available in the 2008/09 Measure K and State Facility funds. Contact person: Deo Persaud, telephone 457-3134.

**A-19, DENY Claim #09-0217-0043 for Jennie Arreola**

Included in the Board binders is a Claim for Damages for Jennie Arreola, #09-0217-0043. 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: There is no financial impact. Contact person: Ruth F. Quinto, telephone 457-6226.

**A-20, RATIFY Purchase Orders from January 13, 2009, through February 6, 2009**

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 bottom of page four (4) is a list of Purchase Orders issued from January 13, 2009, through February 6, 2009. These Purchase Orders have been previously authorized and awarded by the Board of Education. The Purchase Orders 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**

There are no items for discussion.

## **C. RECEIVE INFORMATION & REPORTS**

There are no items for receive.

## **BOARD/SUPERINTENDENT COMMUNICATIONS**

## **D. ADJOURNMENT**

**NEXT REGULAR MEETING:  
WEDNESDAY, APRIL 15, 2009 - OPEN SESSION AT 5:30 P.M.**