

**AGENDA**  
**WEDNESDAY, NOVEMBER 14, 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. *Accounting Manager*
  - b. *Area Operations Coordinator*
  - c. *Financial Analyst*
  - d. *Vice Principal/Program Manager*
5. Conference with Legal Counsel – Existing Litigation - Government Code Section 54956.9(a).
  - a. *Bonnie Griffith vs. FUSD Workers' Compensation Case No. 2004-0518*
  - b. *Lupe Munoz vs. FUSD Workers' Compensation Case No. 95-0694*
  - c. *Martin vs. FUSD, Case No 06 CE CG 01878*

*\*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**

Mayfair parent, Beatriz Arreola will lead us in the Pledge of Allegiance. Mrs. Arreola is a dedicated, reliable parent and a valuable member of the Mayfair family. She volunteers where she is needed and works in the cafeteria every morning as a breakfast assistant, seating students and attending to their needs.

**APPROVE Minutes**

Included in the Board binders are the draft minutes for the May 23, 2007 and June 13, 2007, Regular Meetings. The Superintendent recommends approval. Contact person: Michael E. Hanson, telephone 457-3882.

**RECOGNIZE the 2007 Fresno County Educator of the Year Award Recipient Sam Hines**

The Board of Education and the Superintendent would like to recognize Samuel M. Hines, Principal at Cambridge High School for being named the 2007 Fresno County Administrator of the Year. Contact person: Peri Lynn Turnbull, telephone 457-3733.

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 October 24, 2007, Regular Board Meeting. The Superintendent recommends adoption. Contact person: Peter Summers, telephone 457-3340.

**A-3, ADOPT Resolution Proclaiming November 12-16, 2007 as “School Psychology Awareness Week”**

Included in the Board binders is a Resolution proclaiming November 12-16, 2007 as “School Psychology Awareness Week. Fresno Unified is proud to have over 50 School Psychologists serving the needs of our children. The Superintendent recommends adoption. Fiscal Impact: There is no fiscal impact to the District. Contact person: Susan Bedi telephone 457-3733.

**A-4, APPROVE Provisional Internship Permit for Jirlesa Montoya**

Included in the Board binders is one (1) Provisional Internship Permit (PIP) for Board approval to hire Jirlesa Montoya to teach Special Education, effective November 7, 2007. Jirlesa Montoya is recommended for hire on a PIP in the area of Special Education, Moderate/Severe to teach students at Greenberg Elementary School. The Superintendent recommends approval. Fiscal Impact: No financial impact to the District. Contact person: Kim Mecum, telephone 457-3593.

A. CONSENT AGENDA - continued

**A-5, APPROVE the High School Out of State/Country Field Trip Matrix**

Included in the Board binders the High School Out of State/Country Field Trip Matrix for the following high schools:

- Sunnyside High School (Choir) to Toronto Canada on May 1-4, 2008
  - *Purpose: Competition*
- Sunnyside High School (Dr. Academy) to London, Paris, Rome on March 13-22, 2008
  - *Purpose: Cultural Awareness*
- Sunnyside High School (French II-IV) to France on June 10-24, 2008
  - *Purpose: Experience with the French Language*
- Roosevelt High School (Drama) to Oregon on February 28 – March 1, 2008
  - *Purpose: Shakespeare Festival*

The Superintendent recommends approval. Fiscal Impact: Funding will be provided through fundraising efforts. Contact person: John Marinovich, telephone 457-3935.

**A-6, APPROVE Appointment to Measure K Oversight Committee**

The Measure K Oversight Committee was established by the Board “to inform the public concerning the expenditure of bond proceeds approved by the voters” and ”to ensure that bond proceeds are expended only for the purposes set forth in the ballot measure” (Committee Bylaws). Included in the Board binders is a completed nomination form for one nominee to the Measure K Oversight Committee. The nomination is as follows:

Nominee  
Cathy Amador

Nominated By  
Board Member Vang

To ensure compliance with the Oversight Committee Bylaws, staff has verified that each nominee is at least 18 years old and a citizen of the state; resides within Fresno Unified boundaries; and is not a vendor, contractor, consultant, employee or official of the District. The Superintendent recommends approval. Fiscal Impact: No financial impact. Contact person: Ruth Quinto, telephone 457-6226.

**A-7, RATIFY the Filing of the Notice of Completion for Bid #2638-B, Re-Roofing at Jefferson Elementary School**

Included in the Board binders is the Notice of Completion for Bid #2638-B. The project has been completed according to plans and specifications. The Superintendent recommends ratification. Fiscal Impact: The project has been completed and funded with 2007/08 Deferred Maintenance Funds. The 10% retention will be released upon ratification of the Notice of Completion. Contact person: Deo Persaud, telephone 457-3134.

**A-8, RATIFY the Filing of the Notice of Completion for Bid #2711-B, Asphalt Rehabilitation at Kratt Elementary School**

Included in the Board binders is the Notice of Completion for Bid #2711-B. The project has been completed according to plans and specifications. The Superintendent recommends ratification. Fiscal Impact: The project has been completed and funded with 2007/08 Deferred Maintenance Funds. The 10% retention will be released upon ratification of the Notice of Completion. Contact person: Deo Persaud, telephone 457-3134.

A. CONSENT AGENDA - continued

**A-9, RATIFY the Filing of the Notice of Completion for Bid #2714-B, Re-Roofing at King and Wilson Elementary Schools**

Included in the Board binders is the Notice of Completion for Bid #2714-B. The project has been completed according to plans and specifications. The Superintendent recommends ratification. Fiscal Impact: The project has been completed and funded with 2007/08 Deferred Maintenance Funds. The 10% retention will be released upon ratification of the Notice of Completion. Contact person: Deo Persaud, telephone 457-3134.

**A-10, RATIFY Approval of Change Order #1 to Bid #2722, Chiller Replacement for the Education Center**

Included in the Board binders is Change Order #1 to Bid #2722. This change order includes the addition of cooling for the newly added computer equipment room in the basement of the Education Center in the amount of \$32,860.00. The Superintendent recommends ratification. Fiscal Impact: Sufficient funds have been budgeted and are available in the Restricted Routine Maintenance Fund. Anticipated expenditures will be from fiscal year 2007/08. Contact person: Deo Persaud, telephone 457-3134.

**A-11, RATIFY the Filing of the Notice of Completion for Bid #2723-C, Asphalt Rehabilitation at Calwa Elementary School**

Included in the Board binders is the Notice of Completion for Bid #2723-C. The project has been completed according to plans and specifications. The Superintendent recommends ratification. Fiscal Impact: The project has been completed and funded with 2007/08 Deferred Maintenance Funds. The 10% retention will be released upon ratification of the Notice of Completion. Contact person: Deo Persaud, telephone 457-3134.

**A-12, RATIFY the Filing of the Notice of Completion for Bid #2730, Refinishing of the North Gym Floor and Replacement of the South Gym Floor at Bullard High School**

Included in the Board binders is the Notice of Completion for Bid #2730. The project has been completed according to plans and specifications. The Superintendent recommends ratification. Fiscal Impact: The project has been completed and funded with 2007/08 Deferred Maintenance Funds. The 10% retention will be released upon ratification of the Notice of Completion. Contact person: Deo Persaud, telephone 457-3134.

**A-13, RATIFY the Filing of the Notice of Completion for Bid #2732-A & B, Installation of Roofing Renewal Systems and Coating for Columbia, Del Mar, King, Mayfair and Viking Elementary Schools and Fresno and McLane High Schools**

Included in the Board binders is the Notice of Completion for Bid #2732-A & B. The projects have been completed according to plans and specifications. The Superintendent recommends ratification. Fiscal Impact: The project have been completed and funded with 2007/08 Deferred Maintenance Funds. The 10% retention will be released upon ratification of the Notice of Completion. Contact person: Deo Persaud, telephone 457-3134.

A. CONSENT AGENDA - continued

**A-14, RATIFY the Filing of the Notice of Completion for Bid #2732-C, Renewal and Coating for Birney, Fremont, and Heaton Elementary Schools and Tenaya Middle School**

Included in the Board binders is the Notice of Completion for Bid #2732-C. The project has been completed according to plans and specifications. The Superintendent recommends ratification. Fiscal Impact: The project has been completed and funded with 2007/08 Deferred Maintenance Funds. The 10% retention will be released upon ratification of the Notice of Completion. Contact person: Deo Persaud, telephone 457-3134.

**A-15, RATIFY the Filing of the Notice of Completion for Bid #2736-C, Asphalt Rehabilitation for Centennial Elementary**

Included in the Board binders is the Notice of Completion for Bid #2736-C. The project has been completed according to plans and specifications. The Superintendent recommends ratification. Fiscal Impact: The project has been completed and funded with 2007/08 Deferred Maintenance Funds. The 10% retention will be released upon ratification of the Notice of Completion. Contact person: Deo Persaud, telephone 457-3134.

**A-16, RATIFY the Filing of the Notice of Completion for Bid #2736-E, Asphalt Rehabilitation for Ewing Elementary**

Included in the Board binders is the Notice of Completion for Bid #2736-E. The project has been completed according to plans and specifications. The Superintendent recommends ratification. Fiscal Impact: The project has been completed and funded with 2007/08 Deferred Maintenance Funds. The 10% retention will be released upon ratification of the Notice of Completion. Contact person: Deo Persaud, telephone 457-3134.

**A-17, RATIFY the Filing of the Notice of Completion for Bid #2739-A, Asphalt Rehabilitation for Hoover High School**

Included in the Board binders is the Notice of Completion for Bid #2739-A. The project has been completed according to plans and specifications. The Superintendent recommends ratification. Fiscal Impact: The project has been completed and funded with 2007/08 Deferred Maintenance Funds. The 10% retention will be released upon ratification of the Notice of Completion. Contact person: Deo Persaud, telephone 457-3134.

**A-18, RATIFY the Filing of the Notice of Completion for Bid #2739-C, Asphalt Rehabilitation for Computech Middle School**

Included in the Board binders is the Notice of Completion for Bid #2739-C. The project has been completed according to plans and specifications. The Superintendent recommends ratification. Fiscal Impact: The project has been completed and funded with 2007/08 Deferred Maintenance Funds. The 10% retention will be released upon ratification of the Notice of Completion. Contact person: Deo Persaud, telephone 457-3134.

A. CONSENT AGENDA - continued

**A-19, AWARD Bid #2806, Athletic Protective Equipment & Sports Uniforms**

Included in the Board binders is the tabulation for Bid #2806, Athletic Protective Equipment & Sports Uniforms. This Bid was advertised on October 8, and October 15, 2007 and opened on October 23, 2007. The specifications were sent to twelve (12) vendors. Five (5) responses were received. Specifications are available in the Board Office. This award will provide every school the opportunity to select a variety of equipment and uniforms from the vendor who is providing the greatest discount from that manufacturer. Schools will retain the right to make site based decisions as to the best manufacturer to meet their individual needs. Discounts will be firm for one year. The contract will be automatically renewed for years two and three provided both parties agree and the discount remains the same or better. The Superintendent recommends award to the following vendors:

- Capture It Imprinting, Prather, CA
- First String Sports, Clovis, CA
- Pro Look, Oakdale, CA
- Riddell/All American, Elyria, OH
- Sports Academy, Sanger, CA

Fiscal Impact: Sufficient funds have been budgeted for and are available in the 2007/08 Proposition 49 After School Education and Safety Program Grant Fund. Contact person: Deo Persaud, telephone 457-3134.

**A-20, AWARD RFP #071106-1, Chemical Waste Management Services**

Included in the Board binders is the Vendor Qualification Check List for the Chemical Waste Management Services Request for Proposal (RFP). The specifications and copies of the responses are available in the Board Office. Specifications were sent to four (4) vendors. The District received two (2) responses. The intent of this proposal is to qualify vendors and establish base line pricing. This will allow for the timely delivery of Chemical Waste management services throughout the District on an as needed basis. The Superintendent recommends award to the following qualified vendors:

- MS Environmental Solutions, Inc. – Concord, CA
- PARC Environmental – Fresno, CA

Fiscal Impact: Sufficient funds have been budgeted for and are available in the 2007/08 Risk Management General Liability fund. Anticipated expenditures will be \$250,000.00. Contact person: Deo Persaud, telephone 457-3134.

**A-21, DENY Claim #07-1019-0326, Michael Terarutyunyan**

Included in the Board binders is a Claim for Damages from Michael Terarutyunyan, #07-1019-0326. 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.

**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-22, DISCUSS Latest Draft of Accountability Policy**

The purpose of this item is for the Board of Education to discuss the latest draft of the Accountability policy and recommend any changes in preparation of submitting a draft to the Center for Reform of School Systems (CRSS) by the end of November. This is one of the commitments of the CRSS process. Contact person: Vincent Harris, telephone 457-3816.

### **6:50 P.M.**

#### **B-23, DISCUSS Latest Draft of Data Dashboard Policy**

The purpose of this item is for the Board of Education to discuss the latest draft of the Data Dashboard policy and recommend any changes in preparation of submitting a draft to the Center for Reform of School Systems (CRSS) by the end of November. This is one of the commitments of the CRSS process. Contact person: Vincent Harris, telephone 457-3816.

### **7:10 P.M.**

#### **B-24, DISCUSS and APPROVE Revision of the Fresno Unified School District Local Education Agency (LEA) Plan Addendum**

Included in the Board binders is the revised Fresno Unified Local Education Agency (LEA) Plan Addendum. The LEA Plan Addendum has been updated to include:

- FUSD Board of Education **Core Beliefs and Commitments** (*Board approved 4/25/07*)
- FUSD **Theory of Action** (*Board approved 6/13/07*)
- District Improvement Actions that were included in all schools' 2007-08 Single Plans for Student Achievement (SPSA) (*Board approved 5/23/07*)

The LEA Plan is the district version of the SPSA (site plan) and it is a State expectation that the schools' site plans reflect the LEA Plan. This updated LEA Plan now matches the District Improvement Actions included in the site plans and the Board's Core Beliefs, Commitments, and Theory of Action. The Superintendent recommends approval. Fiscal Impact: There is no impact to the General Fund. Implementation of strategies in the LEA Plan Addendum will be funded through categorical budgets. Contact Person: Barbara Bengel, telephone 457-3661.

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

### **C-25, RECEIVE School Assistance and Intervention Team (SAIT) Progress Reports for Pyle and Slater Elementary Schools, Prepared by Action Learning Systems (ALS) – SAIT Provider**

Included in the Board binders are the School Assistance and Intervention Team (SAIT) Progress Report Three for Slater Elementary School and Progress Report Six for Pyle Elementary School. A requirement of the SAIT process is to provide school improvement progress reports to the local Board after each monitoring visit. Accordingly, the most recent past reports were submitted to the Board on February 7, 2007 for Pyle (Item C-12) and on July 17, 2007 for Slater (Item C-31). Contact person: Sue Smits, telephone 457-3753.

### **C-26, RECEIVE DRAFT Revised Board Policies 1312.1, 1312.2, and 1312.3**

Included in the Board binders are drafts of revised Board Policies being recommended and developed based on legal mandates and from the California School Boards Association (CSBA). The draft policies include:

- Board Policy 1312.1 – Complaints Concerning District Employees
- Board Policy 1312.2 – Complaints Concerning Instructional Material
- Board Policy 1312.3 – Complaints Concerning Special Education Programs/Due Process; (CSBA recommendation to delete policy and replace with Board Policy 1312.3 - formerly Board Policy 1312.31, Uniform Complaint Procedures)
- *Administrative Regulations/Exhibits are enclosed for information only*

Fiscal Impact: None. Contact person: Tangee Pinheiro, telephone 457-3727.

### **C-27, RECEIVE Quarterly Williams Complaint Report for the Period of August through October , 2007**

Included in the Board binders is a quarterly report for the period of August through October, 2007 on the Williams Uniform Complaint per Education Code §35186. The full report of complaints and responses are available in the Communications Office for review. Contact person: Peri Lynn Turnbull, telephone 457-3733.

## **BOARD/SUPERINTENDENT COMMUNICATIONS**

## **D. ADJOURNMENT**

**NEXT REGULAR MEETING:  
WEDNESDAY, DECEMBER 12, 2007 - OPEN SESSION AT 5:30 P.M.**