

**AGENDA  
WEDNESDAY, OCTOBER 10, 2007, 4:00 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.

**\*4:00 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. *Coordinators*
  - b. *Executive Officer*
  - c. *Guidance/Categorical Learning Coordinator*
  - d. *Head Counselor*
  - e. *Maintenance Services Manager*
  - f. *Project Manager*
  - g. *Vice Principal I/Program Manager*
  - h. *Vice Principal III*
  - i. *Warehouse Operations manager*
5. Conference with Legal Counsel – Existing Litigation - (Government Code Section 54956.9(a).)
  - a. *Richard Holmes vs. FUSD Workers' Compensation Settlement - Case No. 2004-01495*
  - b. *Maly Lo vs. FUSD Workers' Compensation Settlement – Case No. 201-1307*

*\*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**

Manchester GATE parent, Diane Johnson will lead us in the Pledge of Allegiance. Diane Johnson has been an active and involved parent at Manchester GATE School for the past several years. Her outstanding leadership abilities and her willingness to serve as PTA President for the past two years have enabled the PTA to improve the overall fabric of the school. Her commitment to the students and the school community are appreciated.

**APPROVE Minutes**

Included in the Board binders are the draft minutes for the April 18-19, 2007, Special Meetings and April 25, 2007, Regular Meeting. 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 Cambridge High School. Contact person: John Marinovich, telephone 457-3935.

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 September 26, 2007, Regular Board Meeting. The Superintendent recommends adoption. Contact person: Peter Summers, telephone 457-3340.

**A-3, ADOPT Resolution (Senate Bill 984) Commemorating Observance of César E. Chávez Day of Service Learning**

Included in the Board binders is a Resolution commemorating the observance of César E. Chávez Day on March 31, 2008. All schools will participate in service learning activities and/or lessons with appropriate grade level curriculum materials throughout the school year. Senate Bill 984 authorizes public schools to include commemorating and directing attention to the history of the farm labor movement in the United States and particularly the role therein of César E. Chávez. English Learner Services with the Secondary Division work together to provide training in support of service learning. The Superintendent recommends adoption. Fiscal Impact: No financial impact. Contact person: Cindy Tucker, telephone 457-3874.

A. CONSENT AGENDA – continued

**A-4, ADOPT Resolution 2007-14, Proclaiming National School Lunch Week, October 15, 2007 through October 19, 2007**

Included in the Board binders is Resolution 2007-14, proclaiming National School Lunch Week, October 15, 2007 through October 19, 2007. This week Food Services will acknowledge the hard work and dedication of the staff that serves the students of Fresno Unified School District safe, wholesome meals. Last year, Food Services served approximately 10 million lunches within Fresno Unified School District. There are currently 75 school sites that offer meals at no charge, and we are attempting to qualify four more sites this year. In addition, Food Services will continue to subsidize the reduced price meals and charge only \$1.00 for elementary lunches and \$1.25 for secondary lunches. We care for the future of our children, and will continue to provide the essential nutrients every child deserves. The Superintendent recommends adoption. Fiscal Impact: No financial impact. Contact person: Deo Persaud, telephone 457-3134.

**A-5, ADOPT Proclamation Recognizing October 18, 2007 as Lights on After School Day**

Included in the Board binders is a Resolution recognizing October 18, 2007, as “Lights on Afterschool! Day”. Fresno Unified School District has provided leadership in the area of community involvement in the education and well-being of our youth, grounded in the principle that quality afterschool programs are key to helping our children become successful adults. Parents, community members and staff are welcome and encouraged to visit our after school programs. The Superintendent recommends adoption. Fiscal Impact: No financial impact. Contact person: Cindy Tucker, telephone 457-3874.

**A-6, ADOPT Proclamation Recognizing Red Ribbon Week, October 21-27, 2007**

Included in the Board binders is a Proclamation recognizing October 21-27, 2007 as Red Ribbon Week in Fresno County. Fresno Unified School District is participating with the Fresno County Drug and Alcohol Prevention Coalition to help raise awareness concerning the prevention of tobacco, alcohol, and other drug use among our youth and to promote healthy lifestyle choices. This year’s theme is “*Show Good Character By Being Drug Free*”. The Superintendent recommends adoption. Fiscal Impact: No financial impact. Contact person: Cindy Tucker, telephone 457-3874.

**A-7, ADOPT Proclamation Recognizing Character Education Week, October 21-27, 2007**

Included in the Board binders is a Proclamation recognizing October 21-27, 2007 as Character Education Week. Fresno Unified adopted Character Counts! as its framework for character education. CHARACTER COUNTS! is the most widely implemented approach to character education. It’s a nonprofit, nonpartisan, nonsectarian framework that teaches the Six Pillars of Character: trustworthiness, respect, responsibility, fairness, caring and citizenship. The Superintendent recommends adoption. Contact person: Cindy Tucker, telephone 457-3874.

**A-8, ADOPT Resolution 2007-15, Recognition of National School Bus Safety Week, October 22 - 26, 2007**

Included in the Board binders is Resolution 2007-15 proclaiming October 22-26, 2007 as National School Bus Safety Week. Each year 440,000-pupil school buses in the United States travel more than 4.3 billion miles to transport approximately 24 million students to and from school, or on school-sponsored activities. FUSD alone transports approximately 9,500 students to and from school daily, and also operates 7,500 activity trips, for a total of 1.5 million miles a year. The fleet consists of 86 large school buses, four of which are Compressed Natural Gas (CNG). The Superintendent recommends adoption. Contact person: Deo Persaud, telephone 457-3134.

A. CONSENT AGENDA – continued

**A-9, RATIFY the Employment Agreement for Chief Information Officer**

Included in the Board binders is the Employment Agreement for the Chief Information Officer for Fresno Unified School District. This position will be responsible for leading the development of the district's plan for integrating communications and stakeholder engagement initiatives including community relations, parent involvement and constituent services and to connect district leaders with their teams and ongoing initiatives in support of the board's significant change effort that is focused on student learning, high quality instruction, leadership, safety and changing our district culture. The Superintendent recommends ratification. The term of the agreement began August 31, 2007 and terminating on June 30, 2008, subject to the terms and conditions set forth in the agreement. Fiscal Impact: Sufficient funds are available in the Unrestricted General Fund and will support this cost. Contact person: Michael Hanson, telephone 457-3884.

**A-10, RATIFY Temporary Employment Agreement with Ronald R. Fortson as Chief Financial Officer**

Included in the board binders is an Employment Agreement with Ronald F. Fortson for temporary assistance in the Administrative Services Division as Chief Financial Officer. Mr. Fortson will be on site from October 1 through October 12, 2007. The ending date of the agreement is flexible should Ms. Quinto's absence be extended. The Superintendent recommends ratification. Fiscal Impact: Funds are available in the Unrestricted General Fund in the 2007/08 fiscal year. Contact person: Michael Hanson, telephone 457-3884.

**A-11, APPROVE an Agreement with the California School Boards Association (CSBA)**

Included in the Board binders is an Agreement with the California School Boards Association to provide single district governance services with the Board of Education and Superintendent of Fresno Unified School District and provide two professional development work sessions. The agreement will begin on October 18, 2007 and will end June 30, 2008. The Superintendent recommends approval. Fiscal Impact: Sufficient funds are available in the Board's budget for 2007/08. Contact person: Michael Hanson, telephone 457-3882.

**A-12, APPROVE Out of Country Travel to Antarctica for Jean Pennycook**

Included in the Board binders is a request for Out of Country Travel for Jean Pennycook, Teacher on Special Assignment, GATE to accompany a penguin research team, as the project's Education Outreach Coordinator, to Antarctica on November 1, 2007 through February 25, 2008 and November 2008 through February 2009. Ms. Pennycook will connect Polar research from Cape Royds, on Ross Island, Antarctica to teachers and students across Fresno Unified School District. Classrooms will be able to view baby Adelie penguins grow on a daily basis as Jean will post pictures of five selected nests everyday over the internet. Students will maintain a field journal gathering their own data and making predictions about these penguins and their ability to raise their young and survive in this harsh environment. In 2006 over 600 Fresno Unified School children took part in one or more of the activities. The Superintendent recommends approval. Fiscal Impact: Funding will be provided by the Penguin Science Grant from the National Science Foundation (NSF) in the amount of \$33,000.00 each year for two years. Contact person: Cindy Tucker, telephone 457-3874.

A. CONSENT AGENDA – continued

**A-13, APPROVE Submission of the Nell Soto Parent/Teacher Involvement Grant Application to the California Department of Education**

Included in the Board binders is material for the Nell Soto Parent/Teacher Involvement grant application due October 15, 2007. The purpose of this program is to strengthen communication between schools and parents as a means of improving pupil academic achievement. The primary use of the grant funding is to pay school site staff to conduct home visits and/or community meetings. Eligibility: K-12 schools with an API ranking of 1 – 5, based upon the 2006 Base API Report. The following schools are included in this application. Anticipated grant awards are based upon student enrollment.

**Elementary Schools**

Balderas - \$20,000  
Lawless - \$20,000  
Vinland - \$20,000

**Middle Schools**

Carver - \$15,000  
Terronez - \$30,000  
Tioga - \$30,000  
Yosemite -  
\$30,000

The Superintendent recommends approval. Fiscal Impact: Grant funds will cover all program costs. Contact person: Barbara Bengel, telephone 457-3661.

**A-14, APPROVE Appointments 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 are completed nomination forms for four nominees to the Measure K Oversight Committee. The nominations are as follows:

**Nominee**

Elaine Colett  
Rev. Alvin Dickson  
Lois Harris-Perkins  
Larry LeMay

**Nominated By**

Board Member Davis  
Board Member Johnson  
Board Member Johnson  
Board Member Asadoorian

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. Approval of these appointments will make Ms. Colett, Rev. Dickson, Ms. Harris-Perkins and Mr. LeMay eligible to participate in the next meeting of the Measure K Oversight Committee, which is scheduled for November 27, 2007. The Superintendent recommends approval. Fiscal Impact: No financial impact. Contact person: Ruth Quinto, telephone 457-6226.

**A-15, APPROVE the 2007/08 Operations Application for the K-3 Class Size Reduction (CSR) Funding Program**

Included in the Board binders for Board certification and approval is the 2007/08 K-3 Class Size Reduction (CSR) Operations Application. As a condition for applying to receive K-3 CSR Program funds, the Governing Board must certify that the District intends to participate in the 2007/08 CSR Program (SB-1777) and will implement the class size reduction program in compliance with statutes and administrative provisions of the California Department of Education. The Superintendent recommends approval. Fiscal Impact: The Unrestricted General Fund for \$22.6 million. Contact person: Ruth Quinto, telephone 457-6226.

A. CONSENT AGENDA – continued

**A-16, APPROVE 2006/07 Year-End Closing Budget Revision**

Included in the Board binders is the 2006/07 Year-end closing Budget Revision. Education Code 42601 and Board Policy 3110 allows the Superintendent and/or designee to make any necessary budget revisions at year-end to permit payment of obligations. All expenditures were supported by available District funds. The Superintendent recommends approval. Fiscal Impact: Per Education Code 42601 and Board Policy 3110, the following funds are recognizing additional revenue and expense and the actual debt service payments in the bond interest and redemption funds: Measure K Bond Interest and Redemption, Liability Fund, and Defined Benefits Fund. Contact person: Ruth Quinto, telephone 457-6226.

**A-17, APPROVE Budget Revision No. 2**

Included in the Board binders is Budget Revision No. 2. Periodic updates to the District’s budget are presented to the Board of Education for approval. Budget Revision No. 2 includes changes in beginning balances, adjustments necessary to support the acceptance of various grant awards, recognition of 2006/07 carryover funds, and other fund adjustments. The Superintendent recommends approval. Fiscal Impact: Reflected in support material. Contact person: Ruth Quinto, telephone 457-6226.

**A-18, RATIFY the Filing of the Notice of Completion for Bid #2710, Lighting Retrofit in Modular Class Rooms**

Included in the Board binders is the Notice of Completion for Bid # 2710. The project has been completed according to plans and specifications. The Superintendent recommends ratification. Fiscal Impact: Project completed and funded with the 2007/2008 Deferred Maintenance Fund. Contact person: Deo Persaud, telephone 457-3134.

**A-19, AWARD Bid #2743, Purchase of Musical Instruments**

Included in the Board binders is Award Bid #2743 for the purchase of Musical Instruments for Williams Elementary & Olmos Elementary schools’ music programs. This Bid was advertised on July 12, and July 19, 2007 and opened on July 27, 2007. The specifications were sent to eleven (11) vendors. Eight (8) responses were received. Specifications are available in the Board Office. The initial expenditure for the two (2) new elementary schools will be \$68,510.89. The District can also utilize this bid for district-wide purchases based on funding availability for the term of one year. The Superintendent recommends award to the following vendors:

Gottschalk Music Center, Clovis CA	\$12,006.82
National Educational Music Co. Mountainside, NJ	45,329.52
Nick Rail Music, Santa Barbara, CA	7,185.95
Spitzer Sound Stage, Fresno CA	513.96
Washington Music Center, Wheaton, MD	<u>3,474.64</u>
<b>Total</b>	<b>\$68,510.89</b>

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

A. CONSENT AGENDA – continued

**A-20, AWARD Request for Qualifications (RFQ) #2745, Internal Audit & Fraud Investigation Services**

Included in the Board binders is RFQ #2745 Internal Audit & Fraud Investigation Services. The bid was advertised on July 19, 2007 and July 26, 2007; it opened on August 3, 2007. After an evaluation of the three (3) vendors by the Internal Audit Committee, Price Paige and Company was ranked as the best vendor to address the District's need for Internal Audit & Fraud Investigation Service. Price, Paige and Company is a Certified Public Accounting firm with Fraud Investigators on staff. Investigations will be led by a Partner/Principle with all supervisory personnel Certified Public Accountants. The Superintendent recommends that the bid be awarded to Price Paige and Company. Fiscal Impact: Sufficient Funds have been budgeted for and are available in the Unrestricted General Fund. This is a three (3) year contract with the option for renewal at the sole discretion of the District. The estimated cost for one year is \$124,000.00. Contact person: Deo Persaud, telephone 457-3134.

**A-21, AWARD Bid #2805, Purchase of Audio Visual & Video Equipment**

Included in the Board Binders is Award Bid #2805 for the annual purchase of Audio Visual & Video Equipment District wide. This Bid was advertised on August 30, 2007 and September 7, 2007 and it was opened on September 14, 2007. The specifications were sent to twelve (12) vendors and Nine (9) responses were received. Specifications are available in the Board Office. The Superintendent recommends award to the following vendors:

CDW-G - Vernon Hills, IL	\$3,731.62
IVS Computer Technology, Bakersfield, CA	149,250.08
MNJ Technologies, Buffalo Grove IL	512.88
Troxell Communications, Fresno, CA	20,058.08
Valiant IMC, So Hackensack, NJ	3,729.46
Ventura TV, Fresno, CA	34,144.50

Fiscal Impact: Funding for Audio Visual & Video Equipment purchases are to be determined by each site. Anticipated expenditures will be from fiscal year 2007/08. Contact person: Deo Persaud, telephone 457-3134.

**A-22, DENY Claim #07-0509-0199, California State Automobile Association as Subrogee of David M. Lantis**

Included in the Board binders is a Claim for Damages from California State Automobile Association as Subrogee of David M. Lantis, #07-0509-0199. The Superintendent recommends that the Claim be denied and the matter referred to the District's Director of Benefits and Risk Management for further handling. Contact person: Ruth Quinto, telephone 457-6226.

**A-23, RATIFY Purchase Orders from August 20, 2007 through September 3, 2007**

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

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

## **UNSCHEDULED ORAL COMMUNICATIONS**

At this time, an opportunity is provided for individuals to address the Board on topics within the subject matter jurisdiction of the Board **not** listed on this agenda. If you wish to address the Board on an agenda item, please do so when that item is called. Presentations will be limited to a maximum of three (3) minutes, with a total of thirty (30) minutes designated for this portion of the agenda. Time limitations are at the discretion of the President of the Board. Individuals with questions on school district issues may submit them in writing. The Board will automatically refer to the Superintendent any formal requests that are brought before them at this time. The appropriate staff member will furnish answers to questions.

## **B. CONFERENCE/DISCUSSION AGENDA**

### **6:15 P.M.**

#### **B-24, PRESENT a DRAFT Comprehensive Plan for African American Student Engagement**

The purpose of this item is for the Board of Education to review the draft African American student engagement plan that the High School Division has been developing since last spring. The plan incorporates our current engagement efforts and includes additional programs based on best practices. As a part of the plan development, Fresno Unified has partnered with a number of Fresno and California organizations in creating a draft plan. The ultimate goal of this engagement process is to increase the number of African American students who are career ready upon graduation from Fresno Unified. Contact person: John Marinovich, telephone 457-3935.

### **6:40 P.M.**

#### **B-25, PRESENT and DISCUSS the District's Priorities Related to the Reauthorization of the Federal No Child Left Behind (NCLB) Act**

Included in the Board binders is a PowerPoint presentation and background information regarding the reauthorization of the No Child Left Behind (NCLB) Act, including the following documents:

- NCLB Fact Sheet
- California Department of Education (CDE)/State Board of Education NCLB Draft Proposal
- The Education Coalition Recommendations for Reauthorization (ACSA, CASBO, CCSESA, CFT-AFL-CIO, CSBA, CSEA, California State PTA, CTA, SEIU)
- California School Boards Association (CSBA) NCLB Issues
- Council of the Great City Schools (CGCS) NCLB Study
- Council of the Great City Schools (CGCS) NCLB Issues
- Association of California School Administrators (ACSA) NCLB Recommendations
- FUSD NCLB Position Paper (January, 2007)
- NCLB California School Boards Association (CSBA) Resolution

Contact person: Barbara Bengel, telephone 457-3661.

**C. RECEIVE INFORMATION & REPORTS**

There are no items for Receive.

**D. BOARD/SUPERINTENDENT COMMUNICATIONS**

**E. ADJOURNMENT**

**NEXT REGULAR MEETING:  
WEDNESDAY, OCTOBER 24, 2007 - OPEN SESSION AT 5:30 P.M.**