



**BOARD OF EDUCATION  
REGULAR MEETING**  
2309 TULARE STREET  
BOARD ROOM, SECOND FLOOR  
FRESNO, CA 93721-2287  
<http://www.fresnounified.org/board>

## **AGENDA WEDNESDAY, OCTOBER 21, 2009, 2:00 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.

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.

**\*2:00 P.M., CALL TO ORDER** by the President

### **2:00 to 4:00 P.M. PRESENT and DISCUSS the Special Education Management Oversight Workshop**

This workshop will include a presentation by staff on department programs and services followed with a discussion by the Board and staff on any topics contained in the presentation or related to special education services. The topics to be covered in the presentation part of the agenda include:

- Special Education Programs and Services
- Special Education Department Planned Improvements in Service Delivery

Contact person: Mabel Franks telephone 457-3226.

*\*All times are approximate and subject to change*

**\*4:15 P.M., CALL TO ORDER** by the President; **RECESS** to Cabinet Room for Closed Session to discuss the following:

1. Student Expulsions pursuant to Education Code Section 35146.
2. 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. *Principal*
  - b. *School Psychologist*
5. Conference with Legal Counsel - Anticipated Litigation (Government Code Section 54956.9(b).)
  - a. *Significant Exposure to Litigation: (1) potential case.*

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

### **Pledge of Allegiance**

Mrs. Ramirez, a V.I.P. parent at Sequoia Middle School will lead us in the Pledge of Allegiance. Mrs. Ramirez has continued to be involved in her children's education.

### **APPROVE Minutes**

Included in the Board binders are the draft minutes for May 27, 2009 and June 3, 2009, Regular 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: Chris Evans, telephone 457-3935.

### **RECOGNIZE Office Depot for their Outstanding Involvement with Fresno Unified**

The Board and Superintendent wish to recognize Office Depot for their outstanding involvement with Fresno Unified. In addition, tonight they will present the Board of Education with a check in the amount of \$72,000 for volume and E-commerce incentives. Contact person: Susan Bedi, telephone 457-3732.

### **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 member of the community 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 14, 2009, Regular Board Meeting. The Superintendent recommends adoption. Contact person: Cindy Tucker, telephone 457-3874.

### **A-3, APPROVE Three Provisional Internship Permits in Hard to Fill Teaching Areas**

Included in the Board Binders are three (3) Provisional Internship Permits (PIP) for Board approval to rehire Jesus Rubio, Kara Solorio and Adam Castro in the area of Special Education, Mild/Moderate to teach students at Holland Elementary, Terronez Middle School, and Bullard High School. These individuals will complete the CSET examinations to enter a university internship by June 2010. The Superintendent recommends approval. Fiscal Impact: There is no fiscal impact to the District. Contact person: Kim Mecum, telephone 457-3548.

### **A-4, APPROVE Data Dashboard Indicators for 2009/2010 School Year**

The purpose of this item is for the board to approve the data dashboard indicators for the 2009-2010 school year based on the staff's recommendation. These indicators reflect the high level measures which ensure that the district is implementing and monitoring its theory of action and achieving the board adopted goals. The Superintendent recommends approval. Fiscal Impact: There is no fiscal impact to the District. Contact person: Vincent Harris, telephone 457-3816.

### **A-5, RATIFY a Renewal Memorandum of Understanding (MOU) with Central Valley Regional Center (CVRC) and an Addendum to the 2008/09 MOU**

Included in the Board binders is a renewal Memorandum of Understanding (MOU) with Central Valley Regional Center (CVRC) to provide services for Early Start eligible infants who reside within FUSD's boundaries, are clients of CVRC, and who have been identified as in need of an early intervention program. The addendum to the 2008/09 MOU extends the agreement through August 31, 2009. The 2009/10 agreement is a renewal of ongoing services and commenced on September 1, 2009 and will end on June 30, 2010. The Superintendent recommends ratification. Fiscal Impact: There is no fiscal impact. The income from CVRC covers the services for eligible students at the rate of \$723.13 infant/month. Contact person: Mabel Franks, telephone 457-3226.

A. CONSENT AGENDA – continued

**A-6, RATIFY a Master Agreements for Individual Service Agreements for Nonpublic, Nonsectarian School/Agency Services**

Included in the Board binders is a matrix delineating Master Agreements and Individual Service Agreements for nonpublic school services with Fred Finch Youth Center, Bridges of Solano in Vacaville, CA, Creative Alternatives, Inc., Joseph Novack Academy in Turlock, CA, and Valley Oaks School in Turlock, CA., to provide services for 4 special education students. Under California law, the District is responsible only for costs of providing education services to special education children in residential placements (*California Government Code Section 7570 et seq.*). The term of each of the agreements commenced on July 1, 2009 and will end on June 30, 2010. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided through the Special Education budget in the amount of \$118,383.64. Contact person: Mabel Franks, telephone 457-3226. The Superintendent recommends ratification. Contact person: Mabel Franks, telephone 457-3226.

**A-7, RATIFY the 2009/2010 Fresno Regional Occupation Program (ROP) Agreement**

Included in the Board binders is a renewal Agreement between the Fresno Regional Occupation Program (ROP) and Fresno Unified School District (FUSD). The ROP empowers 11<sup>th</sup> and 12<sup>th</sup> grade students to make meaningful career choices. ROP courses are the capstone class in many of the sequenced career pathways that represent the 15 recognized industry sectors. Fresno Unified offers ROP courses at 7 high schools with an enrollment projected at 1,200 students. The agreement commenced on July 1, 2009 and will end June 30, 2010. The Superintendent recommends ratification. Fiscal Impact: Funding for the 2009/2010 school year is projected to be \$2,428,020.00. Contact person: Tracewell Hanrahan, telephone 457-3781.

**A-8, RATIFY Annual Renewal Agreement between Fresno County Office of Education, CalWORKs Education Services**

Included in the Board binders is the annual renewal Agreement between Fresno County Office of Education (FCOE), CalWORKs Education Services and Fresno Adult School to provide Basic Education and Skills Training services to Employment and Temporary Assistance (ETS) referred CalWORKs clients. The agreement commenced July 1, 2009 and will end June 30, 2010. The Superintendent recommends ratification. Fiscal Impact: This CalWORKs funding for the amount of \$219,065 for FY 09/10 augments the FAS Board approved budget. Contact person: Tracewell Hanrahan, telephone 457-3781.

**A-9, RATIFY Renewal Independent Contractor Services Agreement with California Teaching Fellows for Fresno Adult School**

Included in the Board binders is a renewal Independent Contractor Services Agreement with California Teaching Fellows to continue individual and small group tutoring services to Fresno Adult School students enrolled in English as a Second Language (ESL), High School Diploma, General Education Development (GED), Adult Basic Education (ABE), and Career Technical Education (CTE) for the 2009/10 school year. The agreement commenced on August 1, 2009 and will end June 30, 2010. The Superintendent recommends ratification. Fiscal Impact: Funding will be provided through the Fresno Adult School Apportionment funds for a total cost of \$150,000.00. Contact person: Tracewell Hanrahan, telephone 457-3781.

A. CONSENT AGENDA – continued

**A-10, RATIFY Submission of the Enhancing Education Through Technology (EETT) Competitive Grant Application (American Recovery and Reinvestment Act Funding) to the California Department of Education**

Included in the Board binders is application material for the Enhancing Education Through Technology (ARRA) Competitive Grant application to provide funding to selected schools to develop and implement a comprehensive education technology research-based program. Two middle schools and their feeder elementary schools for a total of 12 schools will be included in this application and funding is based upon \$300 per student according to 2008 CBEDS. The Superintendent recommends ratification. Fiscal Impact: Funding request is \$1,123,200 and all costs covered by grant funds. Contact person: Barbara Bengel, telephone 457-3661.

**A-11, APPROVE the 2009/10 Operations Application for the K-3 Class Size Reduction (CSR) Funding Program**

Included in the Board binders for Board certification and approval is the 2009/10 K-3 CSR Operations Application. As a condition for applying for K-3 CSR program funds, the Board must certify that the District intends to participate in the 2009/10 CSR program (SB-1777) and will implement the program in compliance with statutes and administrative provisions of the California Department of Education. The Superintendent recommends approval. Fiscal Impact: The 2009/10 Unrestricted General Fund budget includes \$24.0 million in K-3 CSR state revenue. The District's contribution toward participation in this program is approximately \$9.6 million. Contact person: Ruth F. Quinto, telephone 457-6226.

**A-12, RATIFY the Filing of the Notice of Completion for the Project Listed Below**

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

1. Bid #2949B, Automatic Irrigation System at Birney Elementary School.

Fiscal Impact: The 10% retention will be released after ratification of the Notice of Completion. Sufficient funds are available in the 2009/10 Measure K budget. Contact person: Karin Temple, telephone 457-3134.

**A-13, RATIFY Purchase Orders from August 21, 2009, through September 18, 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 five (5) is a list of Purchase Orders issued from August 21, 2009, through September 18, 2009. Fiscal Impact: Noted in the backup material. The Superintendent recommends ratification. Contact person: Karin Temple, telephone 457-3134.

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

## **UNSCHEDULED ORAL COMMUNICATIONS**

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

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

### **6:30 P.M.**

#### **B-14, DISCUSS and APPROVE Updated Preliminary Official Statement for the Issuance and Sale of General Obligation Bonds, Election 2001, Series F**

As part of the Federal Economic Stimulus funds, \$8.8 billion of Qualified School Construction Bonds (QSCB) were allocated to 100 school districts nationally who serve the largest number of children living below the poverty level. For 2009, Fresno Unified School District was allocated \$41.4 million in QSCB funds, which will be issued at a zero interest rate. The Board authorized the resolution to proceed with the issuance on August 26, 2009; however, the Preliminary Official Statement (POS) is now in a stage of completion that is closer to the version that will be presented to potential investors in the credit market. As a best industry practice, staff requests that the Board of Education approve the revised version as the timing for bond issuance is now only weeks away. The anticipated date of issuance is mid-November, 2009. The Superintendent recommends approval. Fiscal Impact: Funding Source: Measure K as approved by voter electorate March 2001. Contact person: Ruth F. Quinto, telephone 457-6226.

### **6:45 P.M.**

#### **B-15, DISCUSS and POSSIBLE ACTION to APPROVE Resolution Changing to the “By-Trustee Area” Method of Electing Board Members and Authorizing the District to Seek a Waiver of the Election Requirement**

The Board will discuss and possibly approve a resolution to change to the “by trustee area” method of electing board members; determine the timeline for that change and authorize the District to seek a waiver from the State Board of Education of the election requirement. Contact person: Miguel A. Arias, telephone 457-3516.

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

There are no items for Receive.

**BOARD/SUPERINTENDENT COMMUNICATIONS**

**D. ADJOURNMENT**

**NEXT REGULAR MEETING:  
WEDNESDAY, NOVEMBER 4, 2009 – OPEN SESSION AT 5:30 P.M.**