

**AGENDA**  
**WEDNESDAY, SEPTEMBER 9, 2009, 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.

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.

**\*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. *Assistant Superintendent*
  - b. *Administrator*
  - c. *Executive Director*
  - d. *Head Counselor*
  - e. *Principal*
  - f. *Vice Principal/Program Manager*
5. Conference with Legal Counsel – Existing Litigation - (Government Code Section 54956.9(a).)
  - a. *FURA vs. FUSD – Case No. 06CECG 03088*

*\*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**

Mr. Cedric Hardamon, the president of United Black Men of Fresno, Inc. will lead us in the Pledge of Allegiance. United Black Men of Fresno is in a partnership with Kings Canyon Middle School to increase academic achievement for students.

**APPROVE Minutes**

Included in the Board binders are the draft minutes for May 13, 2009, Regular Meeting. The Superintendent recommends approval. Contact person: Michael E. Hanson, telephone 457-3882.

**ACKNOWLEDGE the 2009/2010 Student Advisory Board Representatives from the Comprehensive High Schools**

The Board and Superintendent wish to acknowledge the 2009/2010 Student Representatives from the comprehensive high schools and their Campus Culture Directors. From this group of students tonight, two Student Board Member Representatives with an Alternate will be elected by their peers to serve on the Board of Education for the 2009/10 school year. Contact person: Tim Liles, telephone 457-3674.

**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 August 12, 2009, Regular Board Meeting. The Superintendent recommends adoption. Contact person: Cindy Tucker, telephone 457-3874.

A. CONSENT AGENDA – continued

**A-3, APPROVE Independent Contract Service Agreement with Educational Management Services (EMS) for Bakman Elementary School**

Included in the Board binders is an Independent Contract Services Agreement with Educational Management Services (EMS) to provide five (5) student interns to assist in the Kindergarten Intensive Intervention Program at Bakman Elementary School. The expected outcomes will be that Kindergarten students will receive intensive instruction that will improve academic achievement and accelerate student learning. The agreement will commence on September 10, 2009 and will end on May 1, 2010. The Superintendent recommends approval. Fiscal Impact: Funding will be provided through the State Compensatory Education EIA/SCE budget in the amount of \$35,775. Contact person: Elva Coronado, telephone 457-3754.

**A-4, APPROVE Independent Contractor Services Agreement with SRA/McGraw Hill for Reading Intervention SB472 Professional Development Training**

Included in the Board binders is an Independent Contractor Services Agreement with SRA/McGraw-Hill, the State-approved provider for SRA/Reach Program SB472 Professional Development Training for approximately 80 grade 4-8 teachers in Special Education Teacher Professional Development (SETPD) Reading First funded schools and 50 grade 4-8 teachers for 12 hours of instruction covering the reasoning, writing and spelling portions of the curriculum. The term of the agreement will commence on September 25, 2009 and will end on December 31, 2009. The Superintendent recommends approval. Fiscal Impact: Funding will be provided through the SETPD Reading First Grant in the amount of \$71,250.00. Contact person: Mabel Franks, telephone 457-3226.

**A-5, APPROVE Article 20 Waiver for Malloch Elementary School for the 2009/2010 School Year**

Included in the Board binders is a copy of the letter from FTA Executive Board approving the request for Malloch Elementary School who would like to waive Article 20 – Hours to allow prep time to move to the work day instead of the duty day. Malloch Elementary is requesting approval to move the 45 minute block of preparation time within the Duty Day (as stated in contract) to preparation time within the Work Day. The Superintendent recommends approval. Fiscal Impact: There is no fiscal impact to the District. Contact person: Elva Coronado, telephone 457-3754.

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

Included in the Board binders is a Measure K Oversight Committee nomination form for Francine Farber submitted by Trustee Ryan. This appointment fills a vacancy on the Oversight Committee resulting from expiration of the term of a previous Committee member. Approval of her appointment will make her eligible to participate in the next meeting of the Oversight Committee, on October 27, 2009, 8:30 a.m., at the Brawley Service Center. The Superintendent recommends approval. Fiscal Impact: There is no financial impact to the District. Contact person: Karin Temple, telephone 457-3134.

A. CONSENT AGENDA – continued

**A-7, ADOPT 2009/10 Gann Limit**

Included in the Board binders is Resolution 2009-36 for adoption of the District's Gann Appropriation Limit for fiscal year 2009/10. The Gann Limit is included in the Unaudited Actual Financial Report. Each year the District must approve an appropriation limit level (Gann Limit) in compliance with the State constitution. The Superintendent recommends adoption. Fiscal Impact: Provided in the back-up material. Contact person: Ruth F. Quinto, telephone 457-6226.

**A-8, APPROVE Request for Qualifications (RFQ) #090701, Charter Bus Services**

Included in the Board binders is information on RFQ #090701, to provide a pool of qualified charter bus carriers for use in the transportation of students/staff and parents to various school events and activities. Nine carriers were sent invitations and five proposals were received. Responses were evaluated on each proposer's ability to meet the requirements set forth in the RFQ. Based on review, the Superintendent recommends approval of the following five qualified carriers to provide charter bus services, on an as-needed basis, for a three-year period with an option to extend for two additional one- year periods.

- Best Tours and Travel (Fresno, CA)
- Classic Charter Inc (Visalia, CA)
- Golden Eagle Charter (Fresno, CA)
- Orange Belt Stages (Visalia, CA)
- VIA Adventures (Merced, CA)

Fiscal Impact: Funding will be provided by site budgets. 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-9, PRESENT the California State Testing and Reporting (STAR) Results and the Accountability Reports: Federal Adequate Yearly Progress (AYP) and State Academic Performance Index (API)**

The Office of Research, Evaluation and Assessment (REA) will present the Fresno Unified School District's academic performance during the 2008-09 school year. The presentation will address the California Standard Test (CST) results, as well as the Federal Adequate Yearly Progress (AYP) and the Academic Performance Index (API) results. Contact person: Cindy Tucker, telephone 457-3874.

### 7:00 P.M.

#### **B-10, APPROVE Economic Stimulus Plan**

In keeping abreast on issues and information regarding the American Recovery and Reinvestment Act (ARRA) funds, staff provided the Board of Education with an overview including the types of funds available, allocated to, and received-to-date by Fresno Unified School District, as well as an opportunity to discuss the potential utilization of these funds afforded to the District at the August 12, 2009 Board meeting.

Divisions District-wide have worked collaboratively on opportunities for the highest and best use of the one-time ARRA funds, keeping abreast of all information published nationally and from the state. In addition to providing an overview of the stimulus funds, staff provided the Board information on:

- the specific types of ARRA funds
- expectations from the state and national government on the utilization of these funds
- the depth of compliance and reporting requirements
- potential strategies on allocating resources for these funds

The use of the ARRA funds requires Board approval. The Superintendent recommends approval. Fiscal Impact: The district will have use of \$84 million in Economic Stimulus funds to be used over the next three fiscal years (2009-10 through 2011-12). Contact person: Ruth F. Quinto, telephone 457-6226.

### 7:30 P.M.

#### **B-11, APPROVE Unaudited Actual Financial Report for Fiscal Year 2008/09**

The 2008/09 Unaudited Actual Financial Report for Fresno Unified School District represents the actual revenues, expenditures, and ending fund balances for all district funds for the fiscal year ended June 30, 2009. Each year the district must submit the Unaudited Actual Financial Report to the Fresno County Office of Education by September 15th. The Superintendent recommends approval. Fiscal Impact: Provided in the support material. Contact person: Ruth F. Quinto, telephone 457-6226.

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

#### **C-12, RECEIVE Constituent Services Quarterly Reporting for the Period of May 1, 2009 through July 31, 2009**

Included in the Board binders is the Constituent Services Quarterly Reporting for Constituent Services activities for the time period of May 1, 2009 through July 31, 2009. Also included is the Quarterly Reporting for the Valenzuela/Williams Uniform Complaint Procedures reporting for May 1, 2009 through July 31, 2009 in accordance with Ed Code §35186. Contact person: Miguel Arias, telephone 457-3736.

### **BOARD/SUPERINTENDENT COMMUNICATIONS**

### **D. ADJOURNMENT**

**NEXT REGULAR MEETING:  
WEDNESDAY, SEPTEMBER 23, 2009 – OPEN SESSION AT 5:30 P.M.**