

AGENDA

WEDNESDAY, NOVEMBER 14, 2018, 4:30 P.M.

PLEASE NOTE: PARKING WILL BE AVAILABLE AFTER 5:00 P.M. AT THE “N” STREET PARKING PAVILION LOCATED ON THE SOUTHEAST CORNER OF TULARE AND “N” STREETS – ENTRANCE IS ON “N” STREET. 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, Jennifer Aguilar 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.

Any member of the public who wishes to address the Board shall submit a speaker card specifying the item he/she wishes to address. The card must be submitted before the Board president announces the specific agenda item.

Public materials are available for public inspection at the Fresno Unified School District Education Center, 2309 Tulare Street, 2nd Floor or visit our website at: www.fresnounified.org/board

TRANSLATION SERVICES: Available in Spanish and Hmong in the Board Room upon request.

***4:30 P.M.; CALL Meeting to Order**

OPPORTUNITY for Public Comment on Closed Session Agenda Items

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): Paul Idsvoog; Employee Organizations(s): FTA, CSEA, Chapter 125, CSEA, Chapter 143, SEIU, Local 521, FASTA/SEIU, Local 521/CTW, CLC, Fresno Unified Building & Construction Trades/FTA; International Association of Machinists and Aerospace Workers (IAMAW), Unrepresented Employees: All Management, Confidential, and Supervisory Employees.
3. Public Employee Discipline/Dismissal/Release/Reassignment/Resignation.
4. Public Employment/Appointment - (Government Code Section 54957).
5. Conference with Legal Counsel Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. *Salvador Garcia v. Fresno Unified Workers' Compensation Fresno Unified Case No. 2016-0265*
 - b. *Matthew Lapomardo v. Fresno Unified Workers' Compensation Fresno Unified Case No. 2009-0179*
 - c. *Marcos Lopez v. Fresno Unified Workers' Compensation Fresno Unified Case No. 18-0112-303*
 - d. *Martha Zepeda v. Fresno Unified Workers' Compensation Fresno Unified Case No. 2014-0205*
 - e. *Potential Case: One (1)*
6. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(d)(1)).
 - a. *Office of Administrative Hearings Case No. 2018080532*

- b. *Jane Doe, a minor, by and through her Guardian Ad Litem, Patricia Lopez vs. Fresno Unified School District Fresno Superior Court No. 16CECG02217 Fresno Unified Claim No. 16-0518-0146*

5:45 P.M., RECONVENE and report action taken during Closed Session, if any.

PLEDGE OF ALLEGIANCE

Hoover High School Unified Soccer team will lead the flag salute.

RECOGNIZE Unified Sports Champions for Fall 2018/19 School Year

The following Unified Sports are to be recognized for the 2018/19 school year. Contact person: Kim Mecum, telephone 457-3731.

- Hoover High School Unified Soccer Team – North Yosemite League Champions. Head Coach, Mike Hill and Nic Peterson

HEAR Reports from Student Board Representatives

An opportunity is provided to hear comments/reports from Student Board Representatives from Fresno High School. Contact person: Kim Mecum, telephone 457-3731.

ADOPT Resolution Proclaiming December 3-7, 2018 as Inclusive Schools Week

Included in the Board binders is a resolution proclaiming December 3-7, 2018 as Inclusive Schools Week. Fresno Unified urges all schools and individual citizens to participate in Inclusive Schools Week in order to support schools and the community in the process of becoming more inclusive. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district. Contact person: Kim Mecum, telephone 457-3731.

RECOGNIZE Fresno Unified Board of Trustees for their Service to Fresno Unified School District

The Superintendent would like to recognize our departing board members and acknowledge their years of service and contributions to the district.

HEAR Report from Superintendent

OPPORTUNITY for Public Comment on Consent Agenda Items

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 so requests, in which event, the item(s) will be considered following approval of the Consent Agenda.

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: Paul Idsvoog, telephone 457-3548.

A. CONSENT AGENDA - *continued*

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 17, 2018 Regular Board meeting. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3731.

A-3, APPROVE Minutes from Prior Meeting

Included in the Board binders are the draft minutes for the October 3, 2018 Regular Meeting. The Superintendent recommends approval. Contact person: Robert G. Nelson, telephone 457-3884.

A-4, ADOPT Resolution Ordering the Date of the Annual Organizational Meeting of the Governing Board

Included in the Board binders is a Resolution Ordering the Date of the Annual Organizational Meeting of the Governing Board as December 12, 2018. Pursuant to section 35143 of the Education Code of the State of California, the governing board of each district shall select an annual organizational meeting date. The date must fall within a 15-day period commencing on the day a new member's term begins or would begin, i.e. the same 15-day period applies to election and non-election years. Pursuant to California Education Code section 5017, in 2018 new member terms begin on the first Friday of December. Therefore, the 2018 annual organizational meeting date must fall between December 7, 2018 and no later than December 21, 2018. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district. Contact person: David Chavez, telephone 457-3566.

A-5, APPROVE Agreement with Swun Math

Included in the Board binders is an agreement with Swun Math to support the continued improvement in mathematics. The term of this agreement will begin on January 1, 2019 and end on June 7, 2019 with a total cost of \$133,500. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$133,500 are available in the Chief Academic Office budget. Contact person: Kim Mecum, telephone 457-3731.

A-6, APPROVE Amended Agreement with Educational Consulting Services, Inc.

Included in the Board binders is an amended agreement with Educational Consulting Services, Inc. in the amount of \$435,550. Educational Consulting Services coordinates the Saturday Academy attendance recovery program. Amended amount reflects the increase in services as part of a districtwide program expansion. The Superintendent recommends approval. Fiscal Impact: The program will generate revenue from which the fees are derived. Contact Person: Kim Mecum, telephone 457-3731.

A. CONSENT AGENDA - *continued*

A-7, APPROVE Award of Bid 19-06 Phase 1B, Installation of District Video Security System at Elementary Schools: Anthony, Easterby, Homan, Muir, Pyle, Starr, Webster, Wolters

Included in the Board Binders is information on Bid 19-06 Phase 1B, to provide high definition video security systems at eight elementary schools: Anthony, Easterby, Homan, Muir, Pyle, Starr, Webster and Wolters. The project includes installing low voltage wiring and electrical power connections, and mounting district supplied video security equipment. This is the second of eight phases of the project to provide enhanced security systems to all elementary schools. All phases are planned to be completed next summer.

Staff recommends award to the lowest responsive, responsible bidder:

Section 1 & 2: Extenda Networks, Inc. (Van Nuys, Ca.) \$177,119

The Superintendent recommends approval. Fiscal impact: \$177,119 is available in the Measure X Fund. Contact person: Karin Temple, telephone 457-3134.

A-8, APPROVE Revision to Add a Regularly Scheduled Board Meeting Date to the 2019/20 School Year

Beginning January 1, 2019, board members will no longer begin their term of office on the first Friday in December. Instead, new terms of office will commence on the second Friday in December. Accordingly, because annual organizational meetings must be held within the 15-day window that begins on the first day that board members can be seated, starting December 2019, the earliest the annual organizational meeting can be held is the second Friday in December, which falls on December 13, 2019. It is requested that the board approve adding December 18 to the 2019/20 calendar in addition to the already scheduled December 11, 2019 meeting. A copy of AB 2449, which amends Education Code §§ 1007, 1009, 5017, and 72027, is included for your reference. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: David Chavez, telephone 457-3566.

A-9, APPROVE Provisional Internship Permits

Included in the Board binders are Provisional Internship Permit (PIP) recommendations to rehire or hire upon Board approval. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Paul Idsvoog, telephone 457-3548.

A-10, DENY Claim #GL18-0301-1767

Included in the Board binders is a Claim for Damages by a Minor, case #GL18-0301-1767. The Superintendent recommends that the Claim be denied, and the matter referred to the district's Executive Director of Benefits and Risk Management for further handling. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

A. CONSENT AGENDA - *continued*

A-11, RATIFY Article 20 Waivers for Various Schools for the 2018/19 School Year

Included in the Board binders are letters received from the Fresno Teachers Association approving the requests from various schools to waive Article 20 of the collective bargaining agreement. The Superintendent recommends ratification. Fiscal impact: There is no fiscal impact to the district. Contact person: Kim Mecum, telephone 457-3731.

A-12, RATIFY Grant Application to the California Department of Education for the Student Support and Academic Achievement Program

Ratification is being requested for a grant application submitted to the California Department of Education for the 2018 Student Support and Academic Enrichment (SSAE) program. Fresno Unified prepared an application to support greater access and opportunities for a well-rounded education for all students. In alignment to the Council of the Great City Schools recommendations to improve services to students with disabilities, the application proposes to enhance visual and performing arts (VAPA) education for all students with disabilities. The Superintendent recommends ratification. Fiscal impact: The applications requests \$569,019 in SSAE program funds. Contact person: Kim Mecum, telephone 457-3731.

A-13, RATIFY Change Orders for the Projects Listed Below

Included in the Board binders is information on Change Orders for the following projects:

Bid 18-16, Kings Canyon Middle School Underground Water Piping Replacement
Change Order 1: \$36,187

Bid 18-25, Roosevelt High School Construction of New Aquatic Complex
Change Order 1: \$21,540

The Superintendent recommends ratification. Fiscal impact: \$36,187 for Bid 18-16 is available in the Measure X Fund. \$21,540 for Bid 18-25 is available in the General Fund; future change orders for this project will be funded from Measure X. Contact person: Karin Temple, telephone 457-3134.

A-14, RATIFY the Filing of Notices of Completion for Various Projects

Included in the Board binders are Notices of Completion for the following projects, which have been completed according to plans and specifications.

Bid 18-16, Kings Canyon Middle School Underground Piping Replacement

Bid 18-20, Gaston Middle School Portable Classroom Relocation and Infrastructure

Bid 18-37, Terronez Middle School Playcourt and Parking Lot Asphalt Rehabilitation Project

A. CONSENT AGENDA - *continued*

The Superintendent recommends ratification. Fiscal impact: Retention funds are released in accordance with contract terms and California statutes. Contact person: Karin Temple, telephone 457-3134.

**END OF CONSENT AGENDA
(ROLL CALL VOTE)**

UNSCHEDULED ORAL COMMUNICATIONS

Individuals who wish to address the Board on topics within the Board’s subject matter jurisdiction, but **not** listed on this agenda may do so at this time. If you wish to address the Board on a specific item that is listed on the agenda, you should do so when that specific item is called.

While all time limitations are at the discretion of the Board President, generally members of the public will be limited to a maximum of three (3) minutes per speaker for a total of thirty (30) minutes of public comment as designated on this agenda. Any individual who has not had an opportunity to address the Board during this initial thirty (30) minute period may do so at the end of the meeting after the Board has addressed all remaining items on this agenda. Without taking action and only as expressly permitted by Board Bylaw 9323, Board members may ask questions, make brief announcements, or provide a brief response to statements presented by the public about topics raised in unscheduled oral communications. Board members must be recognized by the President in order to speak and will generally be limited to no more than one (1) minute each for this purpose. The Board President shall have the discretion to further limit Board members’ opportunity to speak on topics raised in unscheduled oral communications to ensure the orderly and efficient conduct of District business.

Members of the public 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

7:00 P.M.

B-15, OPPORTUNITY for Public Discussion of the Fresno Area Substitute Teachers Association initial proposal to the Fresno Unified School District for the 2019-2022 Successor Agreement

In accordance with Government Code 3547, all initial proposals of the exclusive representative shall be presented at a public meeting of the public school employer, and thereafter shall be a public record. Included in the Board binders is the Fresno Area Substitute Teachers Association (FASTA) initial proposal to the Fresno Unified School District for the 2019-2022 Successor Agreement presented at the October 17, 2018,

B. CONFERENCE/DISCUSSION AGENDA - *continued*

meeting of the Board of Education and returned to this agenda for formal presentation, public discussion and acknowledgment of receipt. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3548.

7:05 P.M.

B-16, OPPORTUNITY for Public Discussion and ADOPT the Fresno Unified School District initial proposal to the Fresno Area Substitute Teachers Association for the 2019-2022 Successor Agreement

In accordance with Government Code 3547, all initial proposals of the public school employers shall be presented at a public meeting of the public school employer, and thereafter shall be a public record. Included in the Board binders is the Fresno Unified School District initial proposal to the Fresno Area Substitute Teachers Association (FASTA) for the 2019-2022 Successor Agreement presented at the October 17, 2018, meeting of the Board of Education and returned to this agenda for public discussion and Board adoption. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3548.

7:10 P.M.

B-17, OPPORTUNITY for Public Discussion of the Service Employees International Union initial proposal to Fresno Unified School District for the 2019-2022 Successor Agreement

In accordance with Government Code 3547, all initial proposals of the exclusive representative shall be presented at a public meeting of the public school employer, and thereafter shall be a public record. Included in the Board binders is the Service Employees International Union (SEIU), Local 521, initial proposal to the Fresno Unified School District for the 2019-2022 Successor Agreement presented at the October 17, 2018, meeting of the Board of Education and returned to this agenda for formal presentation, public discussion and acknowledgment of receipt. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3548.

7:15 P.M.

B-18, OPPORTUNITY for Public Discussion and ADOPT the Fresno Unified School District initial proposal to the Service Employees International Union for the 2019-2022 Successor Agreement

In accordance with Government Code 3547, all initial proposals of the public school employers shall be presented at a public meeting of the public school employer, and thereafter shall be a public record. Included in the Board binders is the Fresno Unified School District initial proposal to the Service Employees International Union, Local 521, for the 2019-2022 Successor Agreement presented at the October 17, 2018, meeting of the Board of Education and returned to this agenda for public discussion and Board adoption. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3548.

B. CONFERENCE/DISCUSSION AGENDA - *continued*

7:20 P.M.

B-19, PRESENT and DISCUSS the California Dashboard Overview Series, Part Three

The Board will receive an overview and review of the California Dashboard. This presentation is part three of a three-part series on the California Dashboard. This presentation will provide a brief review of the local indicators for Fresno Unified School District. Fiscal impact: There is no fiscal impact to the district. Contact person: Lindsay Sanders, 457-3471.

7:40 P.M.

B-20, PRESENT and DISCUSS Updates on the 2018/19 Local Control and Accountability Plan Actions

The Fresno Unified School District Board of Education adopted the 2018/19 Local Control and Accountability Plan (LCAP) on May 30, 2018. This plan, as required, outlines the goals, outcomes, actions and expenditures from the Local Control Funding Formula aimed at improving student success. The presentation will include an update from staff on planned initiatives and plans for upcoming community and stakeholder engagement. Fiscal impact: All actions outlined in the Local Control and Accountability Plan are funded with General Fund resources, which include the Local Control Funding Formula funds. Contact person: Ruth F. Quinto, telephone 457-6226.

8:00 P.M.

B-21, DISCUSS and APPROVE Actions and Expenditures for Special Education

Staff will present information and recommend expenditures for 2018/19 in response to the recommendations from the Council of the Great City School's *Improving Special Education Services in the Fresno Unified School District Report*. The Superintendent recommends approval. Fiscal impact: Funds are available in the assigned fund balance for 2018/19 general fund. Contact person: Kim Mecum, telephone 457-3731.

C. RECEIVE INFORMATION & REPORTS

C-22, RECEIVE Fresno Unified School District's First Quarterly Investment Report for Fiscal Year 2018/19

Included in the Board binders is the first quarter investment report for the period ending September 30, 2018. Board Policy 3430(a) requires the Superintendent, or designee, to supply the Board of Education with quarterly and annual reports on district investments. As of September 30, 2018 Fresno Unified School District is in compliance with Board Policy 3430(a) for investments. Fiscal impact: There is no fiscal impact to the district. Contact person: Ruth F. Quinto, telephone 457-6226.

C. RECEIVE INFORMATION & REPORTS *continued*

C-23, RECEIVE Constituent Services Quarterly Reporting

Included in the Board binders is the Constituent Services Quarterly Reporting for Constituent Services activities for the time period of August 1, 2018 through October 31, 2018. Also included is the Quarterly Reporting for the Valenzuela/Williams Uniform Complaint Procedures from August 1, 2018 through October 31, 2018 in accordance with Education Code § 35186. Fiscal impact: There is no fiscal impact to the district. Contact person: Teresa Plascencia, telephone 457-3736.

C-24, RECEIVE Proposed Revisions for Board Policy (BP) 5127

Included in the Board binders are proposed revisions for the following Board Policy (BP):

- BP 5127 Graduation Ceremonies And Activities

These revisions meet the legal mandates recommended by the California School Boards Association (CSBA). The items will be brought back for approval at a future Board meeting. Fiscal impact: There is no fiscal impact to the district. Contact person: Teresa Plascencia, telephone 457-3736.

BOARD/SUPERINTENDENT COMMUNICATION

D. ADJOURNMENT

NEXT REGULAR MEETING
WEDNESDAY, December 12, 2018