



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

AGENDA

WEDNESDAY, FEBRUARY 26, 2020

4:30 P.M. (CLOSED SESSION) 6:00 P.M. (OPEN SESSION)

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 Office 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. Potential Case: One (1)
 - b. Diana Mora v. Fresno Unified Workers' Compensation
Fresno Unified Case No. 2010-0561, WC11-0627-3138
 - c. Michelle Sheehan v. Fresno Unified Workers' Compensation
Fresno Unified Case No. WC18-0906-1442

6. Conference with Legal Counsel Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. Claim for Damages by Terrence Patrick Slatic: Case No. GL19-0807-4747

6:00 P.M., RECONVENE and report action taken during Closed Session, if any.

PLEDGE OF ALLEGIANCE

A parent who has had a positive impact at Gibson Elementary School will lead the flag salute.

HEAR Reports from Student Advisory Representatives

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

HEAR Report from Superintendent

BOARD/SUPERINTENDENT COMMUNICATION

OPPORTUNITY for Public Comment on Consent Agenda Items

ALL CONSENT AGENDA items are considered 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-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 February 12, 2020 Regular Board Meeting. The Superintendent recommends adoption. Contact person: Kim Mecum, telephone 457-3731.

A. CONSENT AGENDA - continued

A-3, APPROVE Grant Application to Kaiser Permanente Community Benefit Program for the 2020 Grant Cycle

Approval is requested for the 2020 Grant Cycle for Kaiser Permanente Community Benefit Program to pilot Heart Rate monitoring wearable technology in high school physical education classes. The application requests \$50,000 to purchase the wearable technology that will empower students to pursue a safe, healthy, and active lifestyle by allowing them to monitor and measure their heart rates. The Superintendent recommends approval. Fiscal impact: The grant will fund up to \$50,000 for the project. Contact person: Kim Mecum, telephone 457-3731.

A-4, APPROVE Award of Request for Proposals E23002, Network Equipment for Internal Connections

Included in the Board binders is information on Request for Proposals (RFP) E23002, to provide network equipment used for upgrading internet connections to all Fresno Unified School District School Sites and Facilities. RFP E23002 will allow for purchase of switches, wireless access points, wireless access controllers, and other equipment. The RFP process allows for multiple factors to be considered in addition to price, to identify the best value vendor for the district. Based on extensive review, staff recommends award to the most responsible and responsive proposer: Development Group, Inc., Redding, CA, \$3,848,892. The Superintendent recommends approval. Fiscal impact: \$3,022,482 is available for items eligible for Federal E-Rate program at 85% discount. \$826,409 is available from Information Technology budgets and will be purchased over multiple fiscal years. The total expenditures for the award is \$3,848,892. Contact person: Kurt Madden, telephone 457-3868.

A-5, APPROVE Proposed Revision for Board Policies

Included in the Board binders are proposed revisions for two Board Policies (BP):

- BP 5030 Student Wellness
- BP 6142.8 Comprehensive Health Education

These revisions meet the legal mandates recommended by the California School Boards Association (CSBA), Alliance for A Healthier Generation, and best practices. The Superintendent recommends approval. There is no fiscal impact to the District. Contact person: David Chavez, telephone 457-3566.

A-6, DENY Claim GL20-0122-4602

Included in the Board binders is a Claim for Damages by a minor, case GL20-0122-4602. 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-7, RATIFY Master Services Agreement with Beach Cities Learning Center/Learn Academy

Included in the Board binders is an agreement with Beach Cities Learning Center/Learn Academy in the amount of \$198,507. Beach Cities Learning Center/Learn Academy is a non-public school that specializes in serving students who require intensive mental health and behavior supports beyond the capacity of traditional schools. The Superintendent recommends ratification. Fiscal impact: Sufficient funds of \$198,507 are available through the Special Education budget. Contact person: Kim Mecum, telephone 457-3731.

A-8, RATIFY NCS Pearson, Inc. Agreement

Naglieri Nonverbal Ability Test, Third Edition (NNAT3) is a nonverbal measure of general ability for students. The nonverbal ability test is a nonverbal measure of general ability used to identify gifted students. All first grades in Fresno Unified School District will participate in an online NNAT testing as a screening process to be further evaluated for the GATE programs. NCS Pearson, Inc. will provide the online testing services as well as reports and download of results. The Superintendent recommends ratification. Fiscal impact: Sufficient funds in the amount of \$117,875 are available in the Equity and Access budget. Contact person: Lindsay Sanders, telephone 457-3750.

A-9, RATIFY Riverside Assessments, LLC d/b/a Riverside Insights Agreement

Riverside Insights provides the CogAT Assessment which is the Gate Test utilized to assess students for GATE ability based upon the screener or referral process. Riverside Insights will provide online access to the CogAT Assessment which is the Gate assessment utilized to identify students for GATE ability based upon the screener or referral process. The CogAT measures abilities across the symbol systems that are most highly correlated with fluid reasoning, problem solving, and success in school. With its separate measures of Verbal, Quantitative, and Nonverbal reasoning, this research-based and proven test provides multiple perspectives on student ability. The Superintendent recommends ratification. Fiscal impact: Sufficient funds in the amount of \$78,875 are available in the Equity and Access budget. All funds for this contract will be available in the Equity and Access budget. Contact person: Lindsay Sanders, telephone 457-3750.

**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 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

6:45 P.M.

B-10, PRESENT and DISCUSS Academic Data from The Center for Advanced Research and Technology

The purpose of this item is to provide Dr. Rick Watson, Ed.D., Chief Executive Officer for The Center for Advanced Research and Technology (CART), an opportunity to present academic data related to CART. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: David Chavez, telephone 457-3566.

B. CONFERENCE/DISCUSSION AGENDA - continued

7:00 P.M.

B-11, DISCUSS and APPROVE Project Labor Agreement for Juan Felipe Herrera Elementary School Project

It is recommended the Board approve the Project Labor Agreement (PLA) for construction of Herrera Elementary School, and direct staff to incorporate the PLA into the bid documents for the project and take all other actions necessary to implement the PLA pursuant to its terms and conditions. The PLA is a contract between Fresno Unified and the Fresno, Madera, Kings and Tulare Counties Building and Construction Trades Council (Trades Council) and the Signatory Craft Councils and Unions with terms, work site conditions, worker qualifications, dispute resolution processes, etc. negotiated prior to beginning the project. The Herrera PLA includes internship and pre-apprenticeship opportunities that will directly benefit district students. The Superintendent recommends approval. Fiscal impact: There is no direct cost associated with approval of the PLA. The potential impact on the cost of the project is unknown. Contact person: Karin Temple, telephone 457-3134.

7:15 P.M.

B-12, DISCUSS and APPROVE Memorandum of Understanding with the Fresno, Madera, Kings and Tulare Counties Building and Construction Trades Council, and the signatory Craft Councils and Unions regarding Career Technical Education Opportunities for Fresno Unified Students

It is recommended the Board approve a Memorandum of Understanding (MOU) with the Fresno, Madera, Kings and Tulare Counties Building and Construction Trades Council, and the signatory Craft Councils and Unions, addressing Career Technical Education (CTE) opportunities for district students. As part of the Project Labor Agreement (PLA) development process for the Herrera Elementary School project, the district and Trades Council agreed to establish a work opportunities program (CTE Program) for district students and local residents. The primary goal of the CTE Program is to maximize construction work opportunities for traditionally under-represented members of the community. The Superintendent recommends approval. Fiscal impact: There is no cost associated with Board action to approve the MOU. Contact person: Karin Temple, telephone 457-3134.

7:30 P.M.

B-13, PRESENT and DISCUSS the 2020/21 Strategic Budget Development

At the January 15, 2020 and January 29, 2020 Board of Education meetings, the 2020/21 Governor's Proposed Budget and the District's preliminary strategic budget development were discussed. On February 26, 2020, staff and the Board will continue budget development discussions. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

B. CONFERENCE/DISCUSSION AGENDA - continued

7:45 P.M.

B-14, PRESENT and DISCUSS New Every Student Succeeds Act Per-Pupil Expenditure Requirements

Every Student Succeeds Act (ESSA) replaced the Elementary and Secondary Education Act of 1965 and requires states to prepare and publish annual report cards that contain specified data elements, including district and school level average Per-Pupil Expenditures (PPE). The district will submit this information to the State on February 28, 2020. This presentation will provide information to the Board on the new requirement, review the district's methodology, and outline additional steps taken by staff to further understand differences in spending by school. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

C. RECEIVE INFORMATION & REPORTS

C-15, RECEIVE Fresno Unified School District's Second Quarterly Investment Report for Fiscal Year 2019/20

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 December 31, 2019, Fresno Unified School District is in compliance with Board Policy 3430(a) for investments. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

C-16, 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 November 1, 2019 through January 31, 2020. Also included is the Quarterly Reporting for the Valenzuela/Williams Uniform Complaint Procedures from November 1, 2019 through January 31, 2020 in accordance with Education Code § 35186. There is no fiscal impact to the district. Contact person: David Chavez, telephone 457-3566.

C-17, RECEIVE California School Boards Association Delegate Assembly Ballot

Included for Board Member consideration is ballot material for candidates seeking election to the California School Boards Association (CSBA) Delegate Assembly for Subregion 10-B, Fresno County. Ballot materials included with this agenda item consist of a memorandum from CSBA, a copy of the ballot, a list of Delegates in the region, and biological sketch forms for the candidates. As the original signed ballot must be postmarked by the U.S. Post Office on or before Monday, March 16, 2020, this item will return to the Board for approval on the March 04, 2020 board agenda. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: David Chavez, telephone 457-3566

C. RECEIVE INFORMATION & REPORTS - continued

C-18, RECEIVE Dailey Elementary Charter School's Renewal Petition

Dailey Elementary Charter School (Dailey) has delivered a renewal petition to the district seeking authorization to operate July 1, 2020 through June 30, 2025. Dailey currently serves approximately 405 students in grades kindergarten through five. The school is located at 3135 N. Harrison Avenue in Fresno. Fiscal impact: The estimated fiscal impact to Fresno Unified School District for 2020/21 is \$2,046,536. Contact person: Kim Mecum, telephone 457-3731.

D. ADJOURNMENT

NEXT REGULAR MEETING
WEDNESDAY, MARCH 04, 2020