



**MINUTES - BOARD OF EDUCATION REGULAR MEETING
Fresno Unified School District
July 30, 2008**

**Fresno, California
July 30, 2008**

Office of the Board of Education, Fresno Unified School District, Education Center, 2309 Tulare Street, Fresno California 93721.

Regular Meeting

At a regular meeting of the Board of Education of Fresno Unified School District, held on July 30, 2008, there were present Members Asadoorian, Davis, Johnson, Mills, Nunez, Ryan, and President Vang. Also present was Superintendent Hanson.

President Vang convened the meeting at 2:00 p.m. in the Board Room for the purpose of a workshop on the Facilities Master Plan.

Workshop on Facilities Master Plan

This workshop included a presentation by staff and consultants from Jacobs Carter Burgess on the Facilities Master Plan, followed with a discussion by the Board and staff on any topics contained in the presentation or related to the Facilities Master Plan. The topics covered during the presentation:

- Status Update on Facilities Master Plan
- Suitability Assessments
- Technology Readiness
- Combined Scores
 - A weighted average of the four assessments:
 - Building Condition
 - Site Condition
 - Educational Suitability
 - Technology Readiness
- Creating scenarios and alternative solutions
 - Guide creation of data and recommendations for each school site
 - Southeast area
 - Boundary alternatives

Consultant Burgess provided the following:

- Educational Suitability Score – does the building support and enhance the delivery of the educational program?
 - The evaluation was performed by 5 trained consultants who are former educators and administrators. The assessment examined 49 areas.

Workshop on Facilities Master Plan – continued

- Technology Readiness Scores – does the facility have the infrastructure to support information technology in the classrooms and all the learning spaces?
 - The assessment examines ten infrastructure areas for the underlying framework, but does not evaluate the equipment.

Member Ryan requested an update when all schools will be completed with technology readiness.

Superintendent Hanson stated that the networking is complete and an ongoing process and will provide the Board with an update on the technology completion and outline what is not completed.

- Combined Scores - a weighted average of the four assessments
 - A tool for ranking and prioritizing

Member Asadoorian questioned why the magnet programs Baird and Bullard Talent are not listed on the map.

Executive Director LeBlanc stated that the sites that don't have attendance boundaries are not included, but are incorporated in the graph and will provide the Board with school-by-school information on the combined scores.

Member Nunez questioned why Cambridge, DeWolf, and Duncan were not included?

Executive Director LeBlanc stated that sites that don't have attendance boundaries are not included, but are included in the graph and will provide the Board with the information.

- Identifying Issues and Making Goals
 - Knowledge base – sources of information
 - Master Plan elements completed to date
 - Identified Issues
 - Southwest Fresno needs a neighborhood middle school
 - Site capacities and student populations are not balanced
 - Feeder patterns are not predictable and do not support K-12 learning communities
 - Schools do not meet proposed standards resulting in low combined scores for educational suitability, building and site condition, and technology readiness
 - Portables are one-third of classroom space (elementary = 50%)
 - Projected continuation of enrollment decline followed by increase back to approximately the current level
 - Continue to maximize state funding opportunities
- Next steps:
 - Form smart goals
 - Create scenarios and alternative solutions
 - Vet Scenarios and create alternative solutions for discussion.

Workshop on Facilities Master Plan – continued

Comments and/or questions were made by Members Nunez, Asadoorian, Davis, Ryan, Mills, Johnson, President Vang, Superintendent Hanson, CFO Quinto, and CAO Hauser.

The following individuals addressed the Board of Education with their thoughts and concerns regarding this presentation:

- Dan Fitzpatrick stated that the information on last three pages along with the feeder patterns and scenarios were not provided for the committee for review. He commented on one of the big issues on prioritizing and taking limited amount of money to bring schools up. He expressed concerns on behalf of the committee; they don't want their time wasted. There is a lot of information that needs to be analyzed and they are willing to do so, and if the board doesn't want the committee to review and analyze information; let them know.
- Joe Hertzog stated that Fort Miller has expressed many concerns with the accessibility of wheelchairs access in the locker rooms and that perhaps the American Disability Act comes into play in this critical concern, which has not been addressed. He commented on the high school P.E. classes and made some suggestions; portable classrooms at the middle and elementary schools take up the activity space for students; whatever the district can do to limit the additions of portables at the sites is critical. The documents he has reviewed do not reflect the comments by teachers he surveyed last fall and he is seeing a lot of things that are not being addressed. The committee needs to address these issues with physical education teachers and athletic coaches in-depth, and the document before the board is not accurate.

Facilities-Balancing Student Population in Southeast Elementary Schools (Storey, Winchell, Balderas, and Aynesworth)

Executive Director LeBlanc presented the following information to be followed with a discussion by the Board and staff on the topics listed:

- Southeast Challenges
- Southeast Recommendations
- Southeast Boundary Adjustment Details
- Timeline for Developing New Attendance Boundary
 - August – October 2008 (meet with school sites, organize boundary committees, and develop boundary solutions)
 - October – November 2008 (community meetings)
 - December – January 2008/09 (Board of Education consideration)
 - February 2009 (parent notification)
 - August 2009 (boundary implementation)
- Benefits/Conclusion
 - Overcrowding at Storey Elementary will be addressed and allows for future growth
 - Overcrowding at Aynesworth will be addressed and sixth graders can move back from Terronez

Facilities-Balancing Student Population in Southeast Elementary Schools (Storey, Winchell, Balderas, and Aynesworth) – continued

- Allows for future decision making regarding feeder patterns
- Slight decrease at Sunnyside High School and Terronez
- Utilizes Southeast Campus effectively

Member Ryan stated she would like the district to look into the cap enrollment.

Member Nunez stated a need to include a recommendation for school site “M” to be built and address how the site could be used for potential growth.

Member Asadoorian concurred with Member Ryan regarding the cap enrollment and would like the district to explore those options.

Member Johnson stated that the district needs to move forward with building what they need based on the demographics.

Member Asadoorian stated that it’s important that any further boundary changes need to be directly incorporated into the Facilities Master Plan.

Comments and/or questions were made by Members Nunez, Asadoorian, Davis, Ryan, Mills, Johnson, President Vang, Superintendent Hanson, and CAO Hauser.

President Vang RECESSED for BREAK at 4:00 p.m. and adjourned to Closed Session at 4:15 p.m. to address items 1 through 4.

Staff Present

CFO Quinto, Associate Superintendents Hauser, Marinovich, Mecum, Persaud, Tucker, CIO Turnbull, CTO Madden, Assistant Superintendents Bengel, Coronado, Evans, Franks, Jones, Locker, Maldonado, and Smits.

Reporting Out of Closed Session

1. By a vote of 7-0-0, the Board took action in Closed Session to promote Nancy Miser to Manager, Special Education Programs and Services, Special Education Department.
2. By a vote of 7-0-0, the Board took action in Closed Session to hire Debra Davis-Garriott to Manager, Special Education Programs and Services, Special Education Department.
3. By a vote of 7-0-0, the Board took action in Closed Session to promote Wendy Olono to Vice Principal I/Program Manager, Slater Elementary School.
4. By a vote of 7-0-0, the Board took action in Closed Session to promote Tina Rodriguez to Vice Principal I/Program Manager, Columbia Elementary School.
5. By a vote of 7-0-0, the Board took action in Closed Session to promote Kevin Her to Vice Principal I I/Program Manager, Norseman Elementary School.
6. By a vote of 7-0-0, the Board took action in Closed Session to promote Wendy Yocum, to Vice Principal I/Program Manager, Lane Elementary School.
7. By a vote of 7-0-0, the Board took action in Closed Session to promote Curtis Shamlin to Vice Principal II, Tioga Middle School.

Reporting Out of Closed Session – continued

8. By a vote of 7-0-0, the Board took action in Closed Session to promote Jose Reyes to Vice Principal II, Ahwahnee Middle School.
9. The Board was informed of the administrative transfer of Denise Whittles to Vice Principal I/Program Manager, Kirk Elementary School.

Pledge of Allegiance

Member Asadoorian led the pledge of allegiance.

Minutes

APPROVED, as recommended, the draft minutes for May 8 and 9, 2008, Special Meetings, May 14 and 28, 2008, Regular Meetings.

Member Mills stated there were two typographical corrections on page 15 of the May 14th draft minutes and moved for approval as corrected, seconded by Member Johnson, which carried unanimously.

President Vang reported out the following:

- **Joint Meeting with the City of Fresno and the Board of Education**

Announced the joint meeting with the City of Fresno and the Board of Education was held at Yokomi Elementary School. The purpose was to highlight the partnership and to share information of mutual interest in serving the children of Fresno. The meeting included the following presentations:

- Facilities/Joint Use Agreements
- After School Programs and Out-of-School Time Activities
- Safety Initiatives

He publically thanked the staff from both organizations with the presentations and with the coordination of the meeting. He also recognized his colleagues, the partners, the City Council and Mayor Autry for their participation in the dialogue of the joint meeting.

Superintendent Hanson reported out the following:

- **First School District in Nation to have HP Mini-Note Laptops**

Announced that a couple of weeks ago, they welcomed executives from our business partners AT&T, Hewlett Packard, and Western Blue to Edison High School to announce the new HP Mini-Note laptops that are making their way to our classrooms this fall, as well the completion of our fiber optic network and highlight the pilot pro. He extend a special thank you to CTO Madden and his team for their continued leadership – HP took their design input to create a laptop that meets the learning needs of our students. Proud to share that Western Blue’s President and CEO referred to Fresno Unified School District as one of the most progressive school districts in the country.

Superintendent Hanson reported out the following – continued

- **‘Home of Hope’ Grand Opening**

Pleased to report that they are once again partnering with Granville Homes on the 2008 Home of Hope, which has raised nearly \$1 million for local organizations since its inception in 2006. Earlier this month, Member Mills represented Fresno Unified School District at the grand opening of the home and cut the ceremonial ribbon. Tickets are available for a \$100 donation for the opportunity drawing for a new Granville home. The drawing will be held on Saturday, October 11, 2008, and the winner will win a 2,029 square-foot home, located in the La Ventana community in northwest Fresno. This year’s proceeds will go to the Foundation and will be invested in programs to boost the academic performance of the lowest performing students. (Tickets can be purchased through the Communications Office or online at Granville’s web site).

- **Work with Urban School Districts to Fine-tune Dropout Data**

Announced that on July 17th the California Department of Education released dropout data using a new calculation method. While the new counting method used by the CDE dramatically increased dropout rates throughout California, including for Fresno Unified – there is important work being done to create a better student tracking system throughout California that will with time provide more accurate data for us all to use.

In the meantime, the Policy and Analysis for California Education (PACE) office at UC Berkeley, FUSD and five other large urban districts collaborated to publish a report that describes a 4 year cohort “actual” rate for graduation, dropouts, and students leaving the system, and other categories for each of the Districts. In this report, FUSD had the lowest dropout rate of the six districts studied at 9.4%, according to an inspection of 4 years of data for 9th graders entering the District in the fall of 2003.

Even though they could celebrate having the lowest rate among their peer large urban districts, they should all agree instead, that one dropout is one too many. The goal is and continues to be that of keeping students in school, engaged and on target to graduate.

- **Good Planning and Collaboration Get New Textbooks into the Schools Earlier**

Pleased to report that because of strong leadership and planning by our Purchasing and Warehouse employees, new textbooks were delivered earlier to our schools this year. The fact that they reduced the delivery time of textbooks from 4 weeks to 1 week is a strong example of operational excellence. From the adoption and selection process to the delivery of the books to our schools – they have systems in place to support student learning. Delivering the instructional materials earlier allows our teachers more time to prepare and to be ready to teach on day one. He thanked our leaders in curriculum, fiscal services, purchasing, and warehouse for their outstanding work to support student learning and demonstrating Fresno Unified’s operational excellence.

Superintendent Hanson reported out the following – continued

- **Three FUSD leaders selected for Executive Instructional Leadership Program**

Pleased to report that three of the district leaders have been selected to participate in the National Center for Urban School Transformation's Executive Instructional Leadership Program offered through San Diego University. Julie Severns, Maria Maldonado, and Nancy Akhavan will join leaders from Compton, Long Beach, Los Angeles, and San Bernardino in the two-year program designed to support the district's efforts in improving student learning. Particularly excited about this program, as it bolsters the district's efforts to build our instructional leadership capacity and another example of institutions of higher learning working with them to meet the district's leadership needs.

On motion by Member Ryan, seconded by Member Davis the Consent Agenda, exclusive of Agenda Items: A-7, A-10, A-14, A-15, A-19, A-31, A-32, A-35, and A-37a, approved on a roll call vote of 7-0-0 as follows: Members Asadoorian, Davis, Johnson, Mills, Nunez, Ryan, and President Vang.

A. CONSENT AGENDA

A-1, Personnel List

APPROVED, as recommended, the Personnel List, Appendix A, as submitted.

A-2, Findings of Fact and Recommendations of District Administrative Board

ADOPTED, as recommended, the Findings of Fact and Recommendations of District Administrative Panels resulting from hearings on expulsion and readmittance cases conducted during the period since the June 18, 2008, Regular Board Meeting.

A-3, Annual Renewal Membership Dues to the Council of the Great City Schools for the 2008/09 School Year

APPROVED, as recommended, the annual renewal membership dues with the Council of the Great City Schools for the 2008/09 school year. This national organization is exclusively representing the needs of urban public schools. Composed of 66 large city school districts, its mission is to promote the cause of urban schools and to advocate for inner-city students through legislation, research and media relations. The organization also provides a network for school districts sharing common problems to exchange information, and to collectively address new challenges as they emerge in order to deliver the best possible education for urban youth. Sufficient funds have been allocated in the Board of Education budget for a total cost of \$37,691.00.

A-4, Annual Renewal Membership Dues and Services with the California School Boards Association for 2008/09 School Year

APPROVED, as recommended, the annual renewal membership dues and services with the California School Boards Association (CSBA) and with a collaborative group of virtually all of the state's more than 1,000 school districts and county offices of education. It brings together school governing boards and their districts and county offices on behalf of California's children. Sufficient funds have been allocated in the Board of Education budget for a total cost of \$40,831.00.

A. CONSENT AGENDA – continued

A-5, Recommendations for Provisional Internship Permits in Hard to Fill Teaching Areas

APPROVED, as recommended, to hire Nicole Frost-Herzog, Shawn Toomer, Josh Knoll, Sara Roberts, Kimberly Hedgpeth and Amanda Vierra on Provisional Internship Permits (PIP) for the 2008-2009 school year. The PIP was created in response to the phasing out of emergency permits. It allows an employing agency to fill immediate staffing needs by hiring a candidate who is enrolled in a credentialing program. PIPs are only recommended once Human Resources staff has exhausted all avenues in a diligent search for a fully credentialed teacher to fill vacant positions. No direct financial impact to the District.

A-6, Revised Food Service Position Descriptions Based on the Classification and Compensation Study Outcomes

APPROVED, as recommended, job description updates for CSEA 143 employees (Food Services) based upon the outcomes of the Classification and Compensation Study. Included is one new job description for Food Service Technician at Cesar Chavez Adult Education, and eight Food Service job descriptions with revisions that resulted from the Study. The only fiscal implication that has resulted from the survey is a combining of two separate classifications into a single classification. This impacts 30 employees. The approximate fiscal impact for these changes are through the cafeteria funds for a total of \$243,000.00.

A-7, Annual Renewal Contract CPRE 8050 with the California Department of Education for State Preschool Services and Resolution

PULLED for discussion.

A-8, Annual Renewal Contract CCTR 8055 with the California Department of Education (CDE) for the Child Development Services and Resolution

RATIFIED and ADOPTED, as recommended, an annual renewal Contract with the California Department of Education (CDE) for Fresno Unified School District (FUSD) Child Development to continue operation of four district Child Development Centers located at Heaton, King, Scandinavian, and Webster school sites. In addition to the contract, also included is a resolution required by the State certifying the approval of the Governing Board to enter into this transaction with the CDE. This contract commenced on July 1, 2008 and will end June 30, 2009. Funding will be provided through the CDE Child Development Division in the amount of \$2,163,626.

A-9, Annual Renewal of Agreement with the Volunteer Bureau of Fresno County

RATIFIED, as recommended, an annual renewal of the agreement with the Volunteer Bureau of Fresno County to provide adult volunteer school crossing guards at 35 mutually agreed upon FUSD schools. The agreement commenced on July 1, 2008 and will end June 30, 2009. Funding will be provided through the Safety Office budget and not to exceed \$45,000.00.

A-10, Annual Renewal Independent Contractor Services Agreement with the City of Fresno Police Department for the Middle School Life Skills Program at Twelve Middle School Sites

PULLED for discussion.

A. CONSENT AGENDA – continued

A-11, Annual Renewal of Eight Independent Contractor Services Agreements for the 21st Century Community Learning Center and After School Enrichment and Safety Programs for Fresno Unified School District

APPROVED, as recommended, an annual renewal of eight Independent Contractor Services Agreements for the 21st Century Community Learning Center and After School Enrichment and Safety Programs at various school sites to help children succeed academically through extended day learning opportunities and for academic enrichment as well as a broad array of additional services and provide a safe area to be after school. The agreements will commence on August 19, 2008 and will end June 30, 2009. Funding will be provided through the 21st Century Community Learning and After School grants in the amount of \$1,902,869.40.

A-12, Independent Contractor Services Agreement California State University, Fresno's Kids Invent! for Hoover High School's Summer Bridge Academy

APPROVED, as recommended, an Independent Contractor Services Agreement with California State University, Fresno's Kids Invent! Program to hold an Engineering/Environment Science Academy. The Academy will serve one hundred 9th grade Freshman Academy and 10th grade Engineering Academy students at Hoover High School, providing scientific hands-on learning. The agreement will commence on August 4, 2008 and will end on August 9, 2008. Funding will be provided through Hoover's Smaller Learning Community Grant funding for a total cost of \$60,000.00.

A-13, Annual Renewal of Four Agreements for Fresno Adult School

APPROVED, as recommended, a matrix listing four Agreements for Fresno Adult School. The agreements include:

- Facility Use Agreement with Fresno Center for New Americans at no cost
Provide adult education at the facilities in preparation for General Education Development (GED).
- Independent Contractor Services Agreement with Apangea Learning for \$30,000.00
Provide SmartHelp Software for students and to increase achievement in math and English Language arts.
- Renewal agreement with Vocational Management Systems for \$75,000.00
To provide academic and vocational instruction to CalWORKS students
- Renewal agreement with California Teaching Fellows for \$350, 280.00
Provide individual and small group tutoring services.

All agreements will commence on or after July 31, 2008; ending dates vary as listed on matrix. Funding will be provided through the Adult School apportionment funds for a total cost of the \$455,280.00.

A-14, Annual Renewal Independent Contractor Services Agreement with Learning for Living for High School Education at Eight Comprehensive High Schools

PULLED for discussion.

A. CONSENT AGENDA – continued

A-15, Program Improvement (PI) 3 Targeted Technical Assistance Independent Contractor Services Agreements to Build a Culture of Leadership, Accountability, and High Performance Throughout the District as Described in the LEA Plan Addendum

PULLED for discussion.

A-16, Independent Contractor Services Agreements to Provide Academic and Social/Emotional Support for Students as an Integral Part of Each Site's Single Plan for Student Achievement

APPROVED, as recommended, a matrix detailing all the Independent Contractor Services Agreements between various contractors and District schools and departments. These contracts will provide academic and social/emotional support for students during the 2008-09 school year. School Site Councils have approved the allocation of resources for these contracts which are an integral part of each site's Single Plan for Student Achievement. The agreements will commence upon Board approval and will end no later than June 30, 2009. There is no fiscal impact to the District General Fund. Sufficient funds have been budgeted through site and department categorical budgets for 2008/2009 for these contracts totaling \$418,254.00.

A-17, 2008/09 Outdoor Camp Anticipated Site Participation

APPROVED, as recommended, a matrix of outdoor camp anticipated site participation for the 2008-2009 school year. Many elementary school sites are in the process of finalizing information with outdoor camps for fourth, fifth and/or sixth grade students. The number of students, adult participants, and camp fees impact each site's estimated cost. The individual contracts will be approved using current FUSD Independent Contractor Services Agreement procedures. Approval of this item will assist sites in expediting approved agreements, thus assuring camp reservations for their students. The contract beginning and ending dates vary by site. (See attached matrix). Funding will be provided through each site's budget(s). (See attached matrix).

A-18, Independent Contractor Services Agreement with First5 Fresno County for Greenberg Elementary School

APPROVED, as recommended, an Independent Contractor Services Agreement with First5 Fresno County to improve the abilities of children, families, schools and communities to prepare children to enter school ready to learn at Greenberg Elementary School. School Readiness targets children ages 0 to 5 and their families, focusing on children in schools with an Academic Performance Index (API) score in the lowest 30 percent, including children with diverse languages and cultures. The agreement commenced July 1, 2008 and will end June 30, 2012. Funding will be provided through First5 Fresno in the amount of \$1,480,000.00 over a period of four years.

A-19, Contract with Solution Tree Incorporated for Carver, Cooper, Kings Canyon, Sequoia, Tehipite, and Yosemite Middle Schools

PULLED for discussion.

A. CONSENT AGENDA – continued

A-20, Contract with Springboard for Improving Schools for Sequoia Middle School

APPROVED, as recommended, a Contract with Springboard for Improving Schools to provide coaching for Sequoia Middle School in the English Language Learner (ELL) network. This contract will provide one coach from Springboard for Improving Schools to work with the Sequoia Administrative Team, Leadership Team and teacher leads, once per month. Sequoia staff will also participate in the Springboard for Improving Schools Quality network meetings and the yearly best practice initiative. This work will be shared with the secondary QEIA schools as a possible model for EL support in the future. The contract will commence upon Board approval and will end on June 30, 2009. Funding will be provided through the QEIA grant funds in the amount of \$17,500.00.

A-21, Independent Contractor Services Agreement with Apangea Learning for Cambridge High School

APPROVED, as recommended, an Agreement with Apangea Learning to provide SmartHelp Software to Cambridge High School students to increase achievement in math and English Language Arts. This web-based software, combining technology that emulates tutoring best practices with online instruction from live certified teachers, enables Apangea Learning to make personalized instruction available to students. The agreement will commence on August 1, 2008 and will end June 30, 2009. Funding will be provided through Title I funds in the amount of \$22,500.00.

A-22, Annual Renewal Contract with California School Management Group, Inc., (CSM)

APPROVED, as recommended, a Contract with California School Management Group, Inc. The “E-Rate” program is a program under the direction of the Federal Communications Commission (FCC) and administered by the USAC. Its purpose is to subsidize telecommunication costs for schools and libraries, so that they can obtain affordable telecommunications services and Internet access. The agreement will commence upon Board approval and will end June 30, 2009. Funding will be provided through Information Technology’s general funds in the amount of \$74,500.00.

A-23, Contract with Brant Tel Networks (AVAYA)

APPROVED, as recommended, a Contract with Brant Tel Networks will provide the same basic services as those requested in the original contract with SBC Datacom. The contract will commence upon Board approval and will end June 30, 2009. Funding will be provided through Telecommunications budget and the net cost for this contract after E-Rate Discount is \$22,191.00 per year. This will result in a \$45,000 cost savings over the current contract.

A-24, Contract with HP – Absolute Software

APPROVED, as recommended, a Contract with Hewlett Packard and Absolute Software to provide a software product called LoJack, which was developed by Absolute Software and sold by HP as the #1 protector of laptops in the world. The software is hidden deep inside the laptop’s firmware and cannot be removed. The contract will commence upon Board approval and will end August 30, 2012.

Funding will be provided through Information Technology’s general fund. The total cost of this contract with HP for the Absolute LoJack Software will be \$50,000 for four years (\$12,500 each year), protecting the District’s \$2.9 million investment in the 5,000 classroom laptops.

A. CONSENT AGENDA – continued

A-25, Annual Renewal Subscription Agreement with Thinkronize, Inc. for NetTrekker Safe Search Web Services and Professional Development

APPROVED, as recommended, a Contract with Thinkronize, Inc. to provide a safe internet search tool for accessing more than 180,000 educator-selected, resources that will help keep students safe as they search the internet. What teachers, students, and parents will find are California Standards-aligned educational websites, images, videos, and timelines to help with meeting district goals. The tools recently added, the 21st Century Skills Channel and *HotMath* make NetTrekker an increasingly valuable classroom tool. The agreement will commence upon Board approval and will end June 30, 2009. Funding will be provided through Information Technology's general fund in the amount of \$57,720.00.

A-26, Annual Renewal Contract with CA, Inc. (Formerly Computer Associates)

APPROVED, as recommended, a Contract with CA, Inc. to provide software, manuals and other to be strictly downloaded from CA, Inc. This contract has been renewed in 2 or 3 year intervals since 1998 when "Sole Source" authorization was first granted by the Board of Education. Information Technology continues to use certain legacy mainframe applications for Human Resources and Student Information. The contract will commence upon Board approval and will end July 30, 2011. Funding will be provided through Information Technology's general funds. The cost is \$140,746 per year for all three years for a total of \$422,238.00. A change in this contract will provide for software, manuals and other to be strictly downloaded from CA.

A-27, Placement of Workers' Compensation Stop Loss Insurance Coverage for Fiscal Year 2008/09

APPROVED, as recommended, a Summary of Quotations received by the District's insurance broker for workers' compensation stop loss coverage with Republic Indemnity Company of America, utilizing Option #4. The base quote provides similar coverage features as are currently in place, except the annual "buy down" feature has been reduced from \$350,000 to \$300,000. The contract commenced on July 1, 2008 and will end June 30, 2009. Funds are available in the Workers' Compensation Internal Service Funds.

A-28, Representation Agreement with Walter-Wilhelm Law Group

RATIFIED, as recommended, an Agreement with Walter-Wilhelm Law Group to provide legal services to the District for the period July 1, 2008-June 30, 2009. At the June 18, 2008 Board of Education meeting, the Board approved 2008/09 representation agreements with 23 law firms and the Fresno County Office of Education. The hourly rate charged to Fresno Unified will be \$295, which is discounted from the attorney's standard rate. The District has not previously contracted with Walter-Wilhelm Law Group. Sufficient funds are available in the proposed 2008/09 budget in the funds noted.

A. CONSENT AGENDA – continued

A-29, Waiver Request for Various Elementary School Sites for the 2008/09 School Year in Accordance with Article 20 of the Collective Bargaining Agreement

APPROVED, as recommended, letters from FTA Executive Board approving the requests from various elementary schools who wish to waive Article 20 – Hours to allow prep time to be in the work day and not the duty day. The following schools are requesting approval to move the 45 minute block of preparation time within the Duty Day (as stated in contract) to preparation time being within the Work Day.

School Name	Percent Approved	School Name	Percent Approved	School Name	Percent Approved	School Name	Percent Approved
Ayer	97%	Ewing	80%	Lincoln	86%	Roeding	81%
Aynesworth	75%	Gibson	75%	McCardle	75%	Storey	79%
Bakman	100%	Heaton	99%	Malloch	75%	Vinland	80%
Birney	84%	Holland	100%	Muir	89%	Winchell	100%
Calwa	95%	Jackson	100%	Norseman	100%	Wolters	75%
Centennial	95%	Jefferson	99%	Pyle	90%		
Columbia	75%	Kratt	76%	Powers	94%		
Ericson	88%	Leavenworth	98%	Robinson	75%		

In accordance with Article 63 of the Collective Bargaining Agreement, this is notice to the District that the waivers passed. The waivers must receive the support of 75% of the votes cast by members. All guidelines of the Collective Bargaining Agreement were adhered to and followed. The schedule will sunset after the 2008/2009 school year unless the staff votes for its continuance.

A-30, Waiver Request for Fort Miller Middle School for the 2008/09 School Year in Accordance with Article 63 of the Collective Bargaining Agreement

APPROVED, as recommended, a waiver request for Fort Miller Middle School, Fresno Unified School District and a copy of a letter from FTA's Executive Board with approval of the waiver request dated, June 2, 2008. On Wednesday, April 16, 2008, Fort Miller's faculty voted in favor of a modified 4 block schedule for the 2008/2009 school year. In accordance with Article 63 of the Collective Bargaining Agreement, this is notice to the District that the waiver passed with a 94.4% approval (75% required) of the vote in support of the waiver. All guidelines of the Collective Bargaining Agreement were adhered to and followed. The schedule will sunset after the 2008-2009 school year unless the staff votes for its continuance. There is no fiscal impact to the District.

A-31, Recommendation for the Special Education SDC K-12 Mathematics Instructional Materials
PULLED for discussion.

A-32, Revised Board Policy 3100 – Reserve Levels
PULLED for discussion.

A. CONSENT AGENDA – continued

A-33, Recommendations for Revisions to Board Policies 3550 and 3551

ADOPTED, as recommended, the drafts of revised Board Policies being recommended in response to legal mandates. At the June 4, 2008 Board meeting, BP 3550 and 3551 were provided as a receive item on the agenda. There is no fiscal impact to the District. The draft policies include:

- Board Policy 3550 – Food Service/Child Nutrition Program
- Board Policy 3551 – Food Service Operations/Cafeteria Fund

A-34, Three Additional Appointments to the Community Advisory Committee (CAC)

APPROVED, as recommended, as stated in Article IV Section 4.7 of the Community Advisory Committee Bylaws, all new CAC members are approved biannually by the Fresno Unified School District Board of Education upon the recommendation of the Executive Committee and the current CAC members. The CAC is submitting the following three (3) names for approval:

- Alvora Trujillo, FUSD Educator and Community Member
- Margaret Carter, Parent – Resides in Hoover area
- Audrey Flores, Parent – Resides in Hoover area

Members are appointed for a term of three years. Members take office on July 1 and serve until June 30 in the year their terms expire. Former members may be appointed for additional terms upon re-application for membership. Members shall be appointed in accordance with Education Code Sections 56191-56194. There is no fiscal impact to the District.

A-35, Request for Proposal (RFP) #2840, Sports Officials Association for Athletic Programs District-Wide

PULLED for discussion.

A-36, Change Orders for the Projects Listed Below

RATIFIED, as recommended, Change Orders and backup information for the following bids:

1. Bid #2623, Construction of Nutrition Center (Multiple Prime)

Package 09- Painting

Change Order #2 for \$5,203.00. The new contract amount is \$87,785.00. This change order includes, but may not be limited to additional labor, material and equipment to prime and finish fire extinguisher cabinets, office no. 17, and new walls at four locations.

Package 12- General Specialties

Change Order #2 for \$2,689.00. The new contract amount is \$1,718,044.00. This change order includes, but may not be limited to required signage revisions and replacing a roll-up door hood for room 15.

Package 15- Plumbing

Change Order #2 for \$1,013.73. The new contract amount is \$1,183,022.78. This change order includes, but may not be limited to adding a concrete wash area for can wash.

Package 17- Electrical

Change Order #2 for \$29,770.10. The new contract amount is \$1,971,077.02. This change order includes, but may not be limited to modifications to fire alarm system, adding additional power at six locations, relocate transformer from the stairwell to the loading dock, and supply new circuit breakers.

Fiscal Impact: Sufficient funds have been budgeted and are available in the 2008/09 funds: Bid #2623, Central Valley Support Services Joint Powers Agency Phase Revenue Bonds.

A. CONSENT AGENDA – continued

A-36, Change Orders for the Projects Listed Below – continued

2. Bid #2725, Modernization of Ahwahnee Middle School

Change Order #3 for a decrease of \$21,878.31. The new contract amount is \$3,125,722.97. This change order includes, but may not be limited to painting the T-Bar ceiling grids, replacing drinking fountain model, relocation of the contractor's construction yard, and a credit for deleted electrical work.

Change Order #4 for \$27,928.80. The new contract amount is \$3,153,651.77. This change order includes, but may not be limited to applying vinyl covered tack board in lieu of painting in classrooms of buildings D and G.

Fiscal Impact: *Sufficient funds have been budgeted and are available in the 2008/09 funds: Bid #2725, Measure K and State Facility Program Funding.*

3. Bid #2726-B, Modernization of Fremont Elementary School

Change Order #2 for \$14,989.31. The new contract amount is \$1,689,674.31. This change order includes, but may not be limited to electrical work required to comply with PG & E Rule 16 drawings.

Fiscal Impact: *Sufficient funds have been budgeted and are available in the 2008/09 funds: Bid #2726, Measure K and State Facility Program Funding.*

A-37, Purchase Orders from May 15, 2008 through June 25, 2008

RATIFIED, as recommended, a listing 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 top of page four (4) is a list of purchase orders issued from May 15, 2008, through June 25, 2008. These purchase orders/contracts have been previously authorized and awarded by the Board of Education. The purchase orders/contracts are submitted for information only and are not included for ratification. Funding is noted on the backup material.

A-37a, Creation of Civic Capacity Board Sub-Committee

PULLED for discussion.

President Vang stated the Brown Act requires the public be given an opportunity to speak on matters relating to the school district's business during Board meetings and this Board welcomes public comment as designated on the agenda. Matters presented during Public Comment will be referred to the Superintendent for appropriate follow up. The Board recognizes that Public comment speakers often have very strong feelings regarding school district issues, which may involve individual school district employees or other persons. However, the Board expects all speakers to appreciate the rights of others by conducting themselves in a civil and respectful manner at all times. As Board President, I cannot permit any speaker to discuss confidential information regarding a particular student or employee and must ensure that speakers abide by their obligation to respect the rights of others. The board appreciates your observance of these principles of civility, respect and order, which will best ensure that the right of public comment is safeguarded without compromising the efficient and effective conduct of Board meetings.

UNSCHEDULED ORAL COMMUNICATIONS

Joe Barron

Expressed concerns with the shortage of speech language pathologists or also referred as speech language therapists and occupational therapists. These positions provide a very particular type of service to students who are identified with disabilities or students with special needs. He urges the board to develop a committee/task force to create a process to try to retain and attract qualified individuals to the district.

Jose Castro

Provided the board with some reading material on the state/federal laws and informed the board it's not intended in any way to offend anyone. He questioned why they don't respect the law? The law states the district should not decline the waivers and that the federal law states that there should be no segregation and wants the district to respect the law. He informed the board if any school declines any waivers and are segregating students; the district is at-risk for a potential lawsuit.

B. CONFERENCE/DISCUSSION AGENDA

A-7, Annual Renewal Contract CPRE 8050 with the California Department of Education for State Preschool Services and Resolution

RATIFIED and ADOPTED, as recommended, an annual renewal Contract with the California State Department of Education (CDE) to continue operation of the State Preschool Program serving over 1,800 children in a school readiness program before entering kindergarten. Eligibility is based on income and family size, with priority given to children referred by Child Protective Services. In addition to the contract, also attached is a resolution required by the State certifying the approval of the Governing Board to enter into this transaction with the CDE. The contract commenced on July 1, 2008 and will end June 30, 2009. Funding will be provided through the CDE Child Development Division. The funding of this contract is contingent upon the appropriation and availability of funds for a MRA of \$4,723,583.00 at a rate not to exceed \$21.22 per child per day of full-time enrollment.

The following individual addressed the Board with his thoughts regarding this item:

- Jose Castro stated his in agreement to promote early education, but there are many deficiencies that need to be addressed. He expressed concerns with the following items: staff that works with parents; hire competent interrupters; not in agreement with EL department not working together and providing information to the parents.

Member Davis moved for approval, seconded by Member Ryan, which carried unanimously.

B. CONFERENCE/DISCUSSION AGENDA – continued**A-10. Annual Renewal Independent Contractor Services Agreement with the City of Fresno Police Department for the Middle School Life Skills Program at Twelve Middle School Sites**

APPROVED, as recommended, an Independent Contractor Services Agreement with the City of Fresno to provide Life Skills training prevention education curriculum to Fresno Unified middle schools. The Life Skills training will be provided to middle school students at a minimum of 12 schools; Cooper, Kings Canyon, Scandinavian, Sequoia, Terronez, Tioga, Yosemite, Carver, Fort Miller, Tehipite, Ahwahnee and Hamilton. Students receive instruction on Tobacco, Alcohol, other drugs, and violence prevention education from trained officers. The agreement will commence on August 1, 2008 and will end June 30, 2009. Funding will be provided through Title IV funds in the amount of \$150,000.00.

Member Nunez questioned why Lawless and Baird were not included in the agreement.

Administrator Resciniti stated that due to the reduction in funding, the district is unable to provide the number of Life Skills officers that they had in the past. The district is able to serve the twelve neediest schools with the Life Skills officers and the remaining schools that have grades 7-8, will be served through their science teachers. They will receive the same training from the same curriculum.

Member Ryan questioned if there were fewer Life Skills officers serving the schools this year from last year?

Administrator Resciniti stated that was correct. The district has six at the middle schools and three are funded with district funds and 3 are funded with City of Fresno funds.

Member Ryan questioned if the City of Fresno provided more Life Skills officers last year than this year?

Administrator Resciniti stated they provided the same number of officers.

Member Asadoorian stated her disappointment that the district is not able to offer Life Skills officers at every site.

Member Nunez moved for approval, seconded by Member Davis, which carried unanimously.

A-14, Annual Renewal Independent Contractor Services Agreement with Learning for Living for High School Education at Eight Comprehensive High Schools

APPROVED, as recommended, an Independent Contractor Services Agreement with Learning for Living, Inc. to offer the third year of Breaking Down the Walls Program at Bullard, Duncan, McLane, Sunnyside, Fresno, Roosevelt, Hoover, and Edison High Schools. The agreement will commence on September 1, 2008 and will end on January 30, 2009. Funding will be provided through the Carl Washington funds for a total cost of \$58,075.00.

Member Nunez questioned why DeWolf and Cambridge or other continuation schools are not on the agreement.

B. CONFERENCE/DISCUSSION AGENDA – continued**A-14, Annual Renewal Independent Contractor Services Agreement with Learning for Living for High School Education at Eight Comprehensive High Schools – continued**

Associate Superintendent Marinovich stated staff from Cambridge and DeWolf provided a mini version of Breaking Down the Walls program and the training was lead by Tim Liles and Mr. Guzman.

Member Nunez questioned if the program was provided during class time or an all school day activity?

Associate Superintendent Marinovich stated the program is during an entire school day activity with selected group of students.

Member Nunez questioned if those students from these two sites can be invited to participate at one of the comprehensive schools and would like to see that explored?

Associate Superintendent Marinovich stated it may detract from the program in some way. One of the things that they are trying to foster is team building and understanding among students who are actually at that particular campus.

Member Nunez moved for approval, seconded by Member Davis, which carried unanimously.

A-15, Program Improvement (PI) 3 Targeted Technical Assistance Independent Contractor Services Agreements to Build a Culture of Leadership, Accountability, and High Performance Throughout the District as Described in the LEA Plan Addendum

APPROVED, as recommended, a matrix detailing all the Independent Contractor Services Agreements with professional providers to deliver targeted technical assistance in the specific areas of Leadership, English Learners, Special Education, and Mathematics. As a district in Year 3 of Program Improvement, Fresno Unified is required to take specific, targeted actions to accelerate achievement, including working with external technical assistance providers. The agreements will commence upon Board approval and will end no later than June 30, 2009. There is no impact to the unrestricted General Fund. Contracts will be funded through categorical budgets. Also, the District has applied for School Improvement Funding for \$4.4 million that, if funded, will be used to cover a large portion of the contract costs.

Member Mills questioned the total cost of these contracts and if funding is not received through this grant, what other source of funding will the district use to pay to for these expenditures?

Associate Superintendent Tucker stated the total cost is \$706,740,000 and at this point the district is anticipating using one or two other funding sources, which are part of Title I or the School Improvement fund grant.

Member Mills stated the agenda item indicates the district applied for a \$4.4 million grant that will cover a large portion of the costs and questioned if this grant will cover other services?

B. CONFERENCE/DISCUSSION AGENDA – continued

A-15, Program Improvement (PI) 3 Targeted Technical Assistance Independent Contractor Services Agreements to Build a Culture of Leadership, Accountability, and High Performance Throughout the District as Described in the LEA Plan Addendum - continued

Superintendent Hanson stated the backup material provided the information and if the district receives the \$4.4 million, the district can use these funds for the PI5 schools.

Member Mills moved for approval, seconded by Member Davis, which carried unanimously.

A-19, Contract with Solution Tree Incorporated for Carver, Cooper, Kings Canyon, Sequoia, Tehipite, and Yosemite Middle Schools

APPROVED, as recommended, a Contract with Solution Tree Incorporated to provide support for the middle school Instructional Leadership Teams (ILT) to increase student achievement and engagement in the 7th and 8th grades at Carver, Cooper, Kings Canyon, Sequoia, Tehipite, and Yosemite middle schools. The contract will begin September 30, 2008 and will end on March 13, 2009. Funding will be provided through the QEIA grant funds in the amount of \$83,855.00.

The following individual addressed the Board with his thoughts regarding this item:

- Jose Castro expressed concerns with the QEIA funds being depleted and misused and he feels the state will not continue to fund the district. He noted that Carver is without an administrator and questioned who is at fault for this?

Superintendent Hanson stated for the record that Carver has had a principal for several months.

Mr. Castro stated the district does not provide responsible administrators and the misuse of funds do not produce a good education. The constant change of administration at the school sites has to stop.

Member Ryan moved for approval, seconded by Member Davis, which carried unanimously.

A-31, Recommendation for the Special Education SDC K-12 Mathematics Instructional Materials

ADOPTED, as recommended, the Recommendation for the Special Education SDC K-12 Mathematics Instructional Materials. The following committees: K-6 SDC, grades 7-8 SDC, and grades 9-12 SDC; consisted of teachers from school sites, representatives from the Community Family Engagement Network, English Learner Services, parent representatives, and central office administrators. Each of the committee members received training on the State Framework criteria for evaluating materials, grade level standards, text structure in mathematics books, and use of the California County Superintendent's Educational Services Association (CCSESA) Mathematics Adoption Toolkit. Recommended programs are:

- Grades K through 6, SDC – *Number World* by SRA
- Grades 7-8, SDC – *Access Math* by Great Source
- Grades 9-12, SDC – *V-Math* by Voyager

B. CONFERENCE/DISCUSSION AGENDA – continued**A-31, Recommendation for the Special Education SDC K-12 Mathematics Instructional Materials – continued**

Funding will be provided through textbook allocation and categorical budgets. For the K-12 SDC mathematics materials, the cost breakdown is as follows: Elementary SRA/McGraw Hill (\$278,371.89); Middle School Great Source (\$33,772.21); High School Voyager (\$124,451.01) for a total expenditure for SDC mathematics \$436,595.11.

The following individual addressed the Board with his thoughts regarding this agenda item:

- Joe Barron expressed concerns that CAC was not included in advising on the curriculum and appointing members working in conjunction with the district as indicated in the FCMAT report. Requested the Board direct the superintendent to provide data on how math adoption is working and provide an analysis of the data. He will submit the information to the superintendent in greater detail. Also, requested the Board and Superintendent consider requesting of the publishers that they produce as requested on a case by case and large reproduction at the publishers' expense for children who are visionally impaired and provide brail translations.

Member Davis moved for approval, seconded by Member Nunez, which carried unanimously.

A-32, Revised Board Policy 3100 – Reserve Levels

ADOPTED, as recommended, the proposed update to Board Policy 3100. The revision updates the reserve levels provision. As mentioned in the Fiscal Services Management Workshop in February 2008, staff is presenting for the Board's consideration a policy that specifies reserve levels for financial stable and volatile times. At the June 18, 2008 Board meeting, BP3100 was provided as a receive item on the agenda. As shown in the chart below, the State requires school districts to maintain a reserve designated for Economic Uncertainties based on the district's Average Daily Attendance (ADA):

District ADA	Percentage Level
less than 300	5% or \$55,000 (greater of)
301 to 1,000	4% or \$55,000 (greater of)
1,001 to 30,000	3%
30,001 to 400,000	2%
400,001 and over	1%

Member Mills stated she has no problem adopting a policy that sets reserve levels above the minimum. She expressed concerns that raising the reserve level too high might mean that facilities and students' needs are not being met and has some reservations in raising the reserve level. She commented that the information she received on other districts show they did not raise it over 6% and wanted the board to keep that in mind.

Member Asadoorian concurred with Member Mills.

Member Johnson moved for approval, seconded by Member Mills who commented that she had no problem with the policy, but that the board still has the flexibility, which carried unanimously.

B. CONFERENCE/DISCUSSION AGENDA – continued**A-35, Request for Proposal (RFP) #2840, Sports Officials Association for Athletic Programs District-Wide**

AWARDED, as recommended, RFP #2840 to California Sports Officiating Services to provide officiating services on an as needed basis, for a one (1) year period with the option to extend for two (2) additional one (1) year periods, at the direction of the District. Funding will be established annually by schools in their athletic budget and in the District athletic budget.

The following individuals addressed the Board with his thoughts regarding this agenda item:

- Leon Lancaster, President of the San Joaquin Valley Officials Association (SJVOA) stated they submitted a proposal, but were not selected for the award because of 3 concerns of the reviewers that were not addressed; a scratch list, review panel and playoff officials. Unfortunately, they were not offered an opportunity for a second round of interviews to address the concerns and feels that they could have been resolved. He disagreed with best qualified. He requests the board delay action for another year to allow staff and SJVOA to resolve concerns and informed the board that the CIF central section contract term ends June 30, 2009.
- Bob Kayajianian urged the board on this matter to have a dialogue with the athletic directors and coaches on their feelings about people who are not qualified to officiate games. He urges the board to table this decision for another meeting.

Member Asadoorian questioned how many of the voting members are athletic directors and what kind of input was received from all the coaches, prior to the selection.

CFO Quinto provided the board information regarding the protest. She thanked Mr. Lancaster and his colleagues for addressing this concern with her several weeks ago. She apologized that due to vacation schedules, she did not get back to them with her formal letter, until much later than what she had hoped. She stated that they did file a formal protest as the policy states.

Athletic Director Semmen stated the panel consisted of the following individuals: athletic manager, athletic directors from Fresno, Hoover, McLane, Sunnyside High Schools and a coach from Bullard High, Executive Director Harris of School and Accountability, retired athletic director Merv Carter, assistant principal of Edison, and a teacher from Roosevelt.

Member Davis questioned the process.

CFO Quinto stated the compiling reason for holding a face-to-face interview will be at the second level interviews. There is a first opportunity to review proposals by the panel, and then they are ranked as indicated in the material. All proposers will have an opportunity to have a face-to-face interview at a second level. The district only holds those face-to-face interviews when there is a close proximity in the rankings. When there is selection of a proposal, there is no need for a face-to-face interviews and she did take that into consideration. She questioned if there has ever been an exception to the process and staff could not recall there ever being an exception and she did not want to distinguish from that process. In the ranking by the panel, seven of the ten ranked the firm that is recommended as the number one responder.

B. CONFERENCE/DISCUSSION AGENDA – continued**A-35, Request for Proposal (RFP) #2840, Sports Officials Association for Athletic Programs District-Wide – continued**

Member Davis questioned the term of the contract.

CFO Quinto stated the term is for a one year period, but there is an option to an extension for a total of three years.

Member Davis questioned how long has the district been using California Sports Officiating Services?

Athletic Manager Semmen confirmed this association has been around since 1934 and one of the reasons they requested an RFP, was because there are a number of associations starting up. At the athletics' directors and league meetings, there were various groups proposing the district's and league business. There are many legal issues involved and that is the reason the district went out for an RFP to allow others an opportunity to submit their proposals.

Member Davis stated since this association has been around since 1934, she questioned how many years has the district been using them and commented the district changed auditors after 14 years.

Athletic Manager Semmen stated the district has been associated with them since 1934.

Member Ryan stated the list of panel members is very impressive and who are familiar with this association. She commented on the panel's 70% vote and stated that as a board member, she could not oppose 70% vote and moved for approval.

Member Davis stated she is not opposing the item, but she wants the process updated and reviewed periodically.

Member Asadoorian expressed concerns with the information just provided on such short notice and does not have time to review and research and make her own findings.

Member Nunez requested clarification on the scoring process.

Executive Director Rosencrans stated the panel ranked their best choice first, then their second choice, etc., and then they take the average total and that is how they select their recommendation.

President Vang stated there was a motion by Member Ryan, seconded Member Johnson, which carried a 5-2-0 vote with *Members Asadoorian and Mills dissenting*.

B. CONFERENCE/DISCUSSION AGENDA – continued**A-37a, Creation of Civic Capacity Board Sub-Committee**

APPROVED, as recommended, the creation of a Civic Capacity Board Sub-Committee. Building civic capacity is a major part of the Board's ongoing sustainability work. Effective relationships with key civic partners will enable the board to efficiently communicate key aspects of the district's prioritized focus areas and solicit input and support as appropriate. There is no fiscal impact to the District.

Member Mills requested further clarification on this item. The information provided to the board did not have full detail and questioned if members have been selected or is the board going to place this item on a future agenda to select membership and approve.

President Vang stated the 3 sub-committee members are Members Asadoorian, Johnson and the Board President.

Member Ryan moved for approval, seconded by Member Asadoorian, which carried unanimously.

B-38, Accountability Policy

APPROVED, as recommended, the Accountability policy that will reflect the board's Core Beliefs and Commitments and Theory of Action. It defines the accountability framework that Fresno Unified will be implementing going forward.

Executive Director Harris provided the board with the final two major initiative policies (B-38 and B-39) that the board has been working on for the past eleven months and that accountability without professional learning support is not meaningful for this system. These policies are all about support to the system. The goal is to implement these policies to provide the framework so that everyone in the system is successful.

The following individual addressed the Board with his thoughts regarding this agenda item:

- Greg Gaddams cautioned the board that the district maintains they have the right to judge teachers by the test scores. If the district is going to hold teachers accountable on scores, FTA will step in to protect their rights. He stated math pacing charts have changed twice last year. If the district is going to do pacing charts, please also include combination classes and if teachers are going to be accountable, please provide teachers with the necessary information.

Member Asadoorian stated as member of the accountability sub-committee she wants to assure the community that they are extremely mindful when discussing the expectations and what the board expects when using a number of measures. She stated with regards to the student achievement piece, the importance of this board was to address growth.

Executive Director Harris stated there were various channels of feedback from the labor groups and there were several presentations at teacher meetings. One key theme that did immerge is the clarity of the purpose and making it support for teachers. The goal was to extenuate things beyond the CST scores and add school environment, customer service and recognize that the whole engagement of the students which is the most critical one in building a meaningful accountability. Recognizing that as the board members; students are much more than just simply test scores. This policy would fail if that is what the board focused on.

B. CONFERENCE/DISCUSSION AGENDA – continued**B-38, Accountability Policy – continued**

Member Ryan stated she wants to make sure everyone is very clear that this policy states that ‘it is to include, but not limited to the test scores, surveys, campus culture and growth’. It is the intention of this board to hold people and schools accountable; this system is a form of support. If this district is going to hold people accountable; they need to provide the support and the training in order for them to do their job and will not hold anyone accountable when they have not provided the support. She would like the teachers’ association to work with the board to improve and strengthen the teachers in their abilities and this will be the way on how they will grow and children learn.

Member Davis stated she is also part of the sub-committee and there is a clear expectation to the community that they are into a culture of continuance improvement, constant and aggressive growth. The work that the board worked on is to call out the accountability of the entire district and the community. This is more than just a test score; it’s multiple measures that cover every aspect of this district.

Member Johnson stated this district is all in it together. This board has a responsibility as elected officials, parents have a responsibility, administrators who supervise teachers have a responsibility; and they all have a responsibility. He would like to see this as being a team in education and when they talk about ‘all children can learn’, that is what this should be about. This is not to take away or penalize anyone and not to bring a hardship on teachers in the classroom; this board supports classroom teachers.

Member Mills stated for clarification that this was assessing a wide variety of things and she did not view this as translating into a tool for evaluating the performance of the teachers.

Member Nunez stated the responsibility of a school district is to teach every student that comes through those doors. When this board determines what has been accomplished by a school site, they are doing so to find out what other means of support are needed to accomplish their goals.

Superintendent Hanson stated he concurred with comments by the board and proceeded to read the entire policy. It is the intent of this board to improve this district and it’s no secret that this district is up against the most dramatic challenges in America with respect in improving this district. He applauds the board for taking this aggressive step and taking the next step in towards improving of the district.

President Vang called for the motion of agenda item B-38 and B-39. Member Nunez moved for approval, seconded by Member Johnson, which carried unanimously.

B. CONFERENCE/DISCUSSION AGENDA – continued

B-39, Professional Learning Policy

APPROVED, as recommended, the Professional Learning policy that reflects the board's Core Beliefs and Commitments and Theory of Action. It defines the professional learning framework that Fresno Unified will be implementing going forward. The board has revised this policy numerous times over the past several months as a part of its reform governance body of work. There is no fiscal impact to the District.

The following individual addressed the Board with his thoughts regarding this agenda item:

- Greg Gaddams stated teachers received this information late and then were asked to review and provide feedback. He stated that the board commented that it flows in multiple directions, but if they look at the wording; it flows one way. Please make sure that the administrators discuss this with their staff and explain it clearly, because this board goes on the record here, but what happens at sites is not always the same. His concern is that the board will drive teachers from lower performing schools and it's scary for students' who have a constant turnover. He questioned why not build on a component that will allow a dialogue to come up with these best practices and be shared with teachers to allow input.

See Agenda Item B-38 for approval of this item.

B-40, Dress Code Policy

DISCUSSED the dress code, how it is communicated with school sites and families, and the role that school sites have in monitoring the implementation of the code.

Superintendent Hanson stated this is a brief overview on the district's dress code policy, but it's still not complete and open for board discussion around what is currently in place and obtain feedback from the board how they best like to proceed.

Associate Superintendent Marinovich provided points for discussion:

- Dress Code Policy – BP 5132
 - Current dress code (last revision – 2002)
 - Communication
 - Annual review/adoption of additional expectations
 - Communications of expectations
 - District: FUSD Parent Handbook and Letter Home by Chief Academic Officer
 - School Site: Newsletters, Teleparent, Website, Student Orientations, Assemblies, and Classrooms
 - Monitoring
 - Faculty and administration/safety assistants
 - Referral to administration
 - Progressive discipline

B. CONFERENCE/DISCUSSION AGENDA – continued

B-40, Dress Code Policy – continued

- Considerations
 - Communities are different
 - Accepted standards of dress vary widely
 - Fads in fashion among young people change frequently, sometimes dramatically
- Considerations – continued
 - Dress code enforcement can not detract from our core mission
 - Parental/community support is vital

Member Davis questioned if there is language in the policy to address gender appropriate clothing.

Associate Superintendent Marinovich stated it is not addressed in the district's current dress code and there may be some civil right issues.

Legal Counsel deGoede stated the district would not be able to restrict the rights of students on what type of clothing they wish to wear based on gender. She stated that the state department of education has issued an advisory that there has to be a restroom available for transgender students. This is something the district needs to address through a legal opinion. There are laws that protect all adults and students on gender and sexual orientation and the district needs to be mindful of the laws and the restrictions before making a policy that specify gender appropriate clothing.

Member Mills requested clarification on the use of sunglasses in the classrooms, offices, or other school facilities and is it the intent not to wear them on campus during P.E., or other functions. She would like to see the students wear sunglasses to protect their eyes from the ultraviolet rays. She would like clarification if the intent is not to wear them on campus, because that is not how this item has been interpreted.

Superintendent Hanson stated under 'other school facilities' should be interpreted as 'on campus'.

Member Mills stated she was not in agreement with not allowing camouflage attire on campus. She stated that the JROTC is allowed to wear camouflage and other military attire and it's not a distraction when they wear it 2 or 3 times a week and she feels that district should not discriminate against other students and prohibit them from wearing it. She commented on the use of baggy pants and questioned why the campus assistances are not enforcing the dress code as students enter the school grounds in the morning and immediately refer them to the office to offer them a change of clothing.

Associate Superintendent Marinovich stated many of the school sites do offer a change of clothing for students who are not out of dress code, but they also need to have a willing student to do so.

Member Nunez stated the district needs to do away with the waiver policy for uniforms.

Associate Superintendent Marinovich stated there are some exceptions to the dress code and that would fall under a medical or religious reason.

B. CONFERENCE/DISCUSSION AGENDA – continued**B-40, Dress Code Policy – continued**

Member Johnson recommended informing parents early in the year that the district will be enforcing the dress code will help.

Member Asadoorian stated that due to yearly fad changing, the dress code needs to be reviewed annually. The district needs to be very thoughtful in the approach and entertain any changes to the district's current dress code and engage the staff, parents, and students. She commented that Bullard High School starts in the spring to address the dress code for the upcoming school year. They also provide a visual poster of the 'does and don'ts'. She stated that she would like to see consistency throughout the district and one dress code for the entire district. She expressed concerns with the use of cell phones at the school sites and would like to gather input from the community.

Associate Superintendent Marinovich stated they cannot tell students not to carry a cell phone, but they can say, not to use them in classrooms or disrupt educational process. Bullard high school has gone one step further by saying that cell phones can't be used on campus; except on an emergency.

Member Asadoorian expressed concerns that when she walks onto a campus and the district has a policy in place and is not being enforced. She would like to see from this discussion, what are the board's next steps.

The following individuals addressed the Board with their thoughts regarding this agenda item:

- Greg Gaddams stated there is no enforcement on the dress code; not from lack of trying from teachers/administration. If the district is seriously looking at doing something, they need to support the enforcement of the dress code.
- Jose Castro stated the law states that individuals have the right to dress any way they want. The states make the laws for the district to follow and not discriminate or prohibit in any way. He recommends to the board that instead of suspension, provide a disciplinary action to the student and work with them; not against them. The same Zero Tolerance policy gives the district the right to provide community service to the student.
- Olga Valle commented on the dress code and stated that waivers are not enforced.

President Vang concurred with Member Asadoorian with regards to reviewing the dress code annually to ensure there is a consistent policy throughout the district.

Superintendent Hanson informed the board that the staff will do their best to work on the next steps and provide them with a progress report and take into consideration the comments that were made and include individuals from the community, teachers, and taking the time to work together.

Comments and/or questions were made by Davis, Mills, Ryan, Nunez, Johnson, Asadoorian, President Vang, and Superintendent Hanson.

B. CONFERENCE/DISCUSSION AGENDA – continued**B-41, Changes to Board Meeting Dates for October and November, 2008**

APPROVED, as recommended, the Board of Education meeting change to the Board meeting dates for October 15, 2008 to *October 29, 2008* and November 5, 2008 to *November 12, 2008*. There is no fiscal impact to the District.

Member Mills commented that she prefers to keep the October 15th meeting and not move to the 29th and has no problem in moving the November 5th meeting to the 12th.

Member Ryan expressed concerns to a change to the November date, she will not be present for the meeting and there may be a possibility if the change in October takes place, she may not be present for that meeting. She respectfully requests this board pull this item from the agenda or vote it down and leave the meetings as they stand.

Superintendent Hanson stated he is open to modifying the recommendations that are before the board in leaving October 15th as is, but recommends November 5th be moved to November 12th.

President Vang called for the motion to leave the October 15 meeting and move November 5th to November 12th.

Member Mills moved for approval.

Member Nunez questioned the reason for moving the October 15th meeting.

Superintendent Hanson stated a miscommunication in the office regarding the changes in October.

Member Nunez stated the original recommendation was to move the October 15th meeting to October 21st and if so, there would be conflict with the Council of Great City Schools conference that week. He recommends moving the October 15th meeting to the 20th.

Superintendent Hanson stated to change from Wednesday to a Wednesday is easier, rather than changing dates in the week that could have an impact on a lot of folks.

Member Nunez requested clarification of the motion.

Superintendent Hanson stated the motion is to leave the 15th of October and move November 5th to November 12th.

President Vang stated there is a motion by Member Mills, seconded by Member Davis, which carried a 6-1-0 with *Member Ryan dissenting*.

C. RECEIVE INFORMATION & REPORTS

C-42, School Assistance and Intervention Team (SAIT) Progress Reports for Pyle and Slater Elementary Schools, Prepared by Action Learning Systems (ALS) – SAIT Provider

RECEIVED the School Assistance and Intervention Team (SAIT) Progress reports for Slater and Pyle Elementary Schools. The report submitted for Slater is Progress Report Five and for Pyle it is Progress Report Eight. A requirement of the SAIT process is to provide school improvement progress reports to the local Board after each monitoring visit. Accordingly, the most recent past reports were submitted to the Board on April 9, 2008.

C-43, Recommendations for Board Policy Addition to 5141.26, Tuberculosis Testing (New Policy)

RECEIVED the draft of a new Board Policy being recommended as the result of change in the County of Fresno Health Officer determination on universal screening for Tuberculosis. This policy will be brought before the Board of Education for adoption at a regularly scheduled future Board of Education meeting. The draft policy includes:

- Board Policy 5141.26 - Tuberculosis Testing - New Policy

C-44, Recommendations for Revisions to Board Bylaws

RECEIVED drafts of revised Board Bylaws being recommended by the Board Bylaws Subcommittee and California School Board Association for review by the Board of Education. These Bylaws will be brought before the Board of Education for adoption at a regularly scheduled future Board of Education meeting. The draft policies include:

- Board Bylaw 9005 – Governance Standards
- Board Bylaw 9010 – Public Statements
- Board Bylaw 9011 – Disclosure of Confidential/ Privileged Information
- Board Bylaw 9110 – Terms of Office
- Board Bylaw 9121 – President
- Board Bylaw 9140 – Board Representatives
- Board Bylaw 9150 – Student Board Members

C-45, Fresno Area Substitute Teachers Association (FASTA), CTW/CLC, Local 521 to Fresno Unified School District for the 2008/09 School Year

RECEIVED the Fresno Area Substitute Teachers Association (FASTA), CTW/CLC, Local 521 to Fresno Unified School District for the 2008/09 School Year. 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 public record. Fresno Area Substitute Teachers Association (FASTA), CTW/CLC, Local 521 is herewith submitting its negotiations proposal for the 2008-09 school year. This proposal shall be available for public view in the Board of Education Office from July 30, 2008 to August 13, 2008. This proposal will be returned to the next agenda for public hearing and acknowledgement of receipt by the Fresno Unified Board of Education.

C. RECEIVE INFORMATION & REPORTS – continued**C-46, Fresno Unified School District 2008/09 Negotiations Proposal of Fresno Area Substitute Teachers Association (FASTA), CTW/CLC, Local 521**

RECEIVED the Fresno Unified School District 2008/09 Negotiations Proposal of Fresno Area Substitute Teachers Association (FASTA), CTW/CLC, Local 521. 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 there after shall be public record. The Fresno Unified School District is herewith submitting its negotiations proposal to Fresno Area Substitute Teachers Association (FASTA), CTW/CLC, Local 521 for the 2008-2009 school year. This proposal shall be available for public review in the Board of Education Office from July 30, 2008 to August 13, 2008. This proposal will be returned to the next agenda for a public hearing and adoption by the Fresno Unified Board of Education.

BOARD/SUPERINTENDENT COMMUNICATIONS**Member Nunez**

- Addressed agenda item C-44 and stated an issue has come up on several occasions just for a point of information. The Board chose to change the board elections from odd year to even year in 1992 for the purpose of saving money. When there is an election with a major election year, the cost of election is very costly. There has been a problem in many cases the election of board members has become a secondary issue with the voters, due to the major election. Therefore the opportunity to have a rigorous election campaign has become a difficult thing to do in raising campaign funds for candidates when they have a presidential and other elected officials running for other offices.

He requested to have the pros and cons on changing from even year to odd year. The change will not affect anyone that is sitting on the board now. This would probably be in 2011. This would be something to consider and this is a perfect opportunity for the district to decide if they want to look into this.

Superintendent Hanson stated if it meets with the board's approval, he will have to research as to why the decision was made to change from odd year to even year and also put together as best as they can a pros and cons and look at other districts and get a sense of cost of running their own special election.

Member Ryan stated it's her understanding that it saved the district a lot of money by doing it on an even election and secondly, when they had it on the odd years, there were very few voters. Community members don't come out for a special elections and she stated that she would like to leave it as is.

Member Nunez stated in the interest of giving the groups the opportunity to look at the change, the district should look into it and discuss the change.

Superintendent Hanson stated in the coming weeks, he will prepare a Board Communication for board consideration.

BOARD/SUPERINTENDENT COMMUNICATIONS – continued

Member Nunez – continued

- Requested clarification on Charter School approved by Parlier Unified School District – south of Cambridge High School, which will represent a violation of the state law.

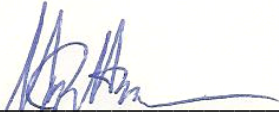
Superintendent Hanson requested the name of the Charter.

Member Nunez could not recall the name that was just approved by Parlier Unified. There is a location for the site with construction underway.

Superintendent Hanson stated he will look into this.

Meeting adjourned at 8:08 p.m.

With no further business to come before the Board of Education at this time, President Vang declared the meeting adjourned at 8:08 p.m.



MICHAEL E. HANSON, Secretary to the
Board of Education