

**MINUTES - BOARD OF EDUCATION REGULAR MEETING  
Fresno Unified School District  
JUNE 18, 2008**

**Fresno, California  
June 18, 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 June 18, 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 4:00 p.m. in the Board Room and immediately adjourned to Closed Session to address items 1 through 6. The Board of Education reconvened at 5:30 p.m. in the Board Room.

**Staff Present**

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

**Reporting Out of Closed Session**

1. By a vote of 7-0-0, the Board took action in Closed Session for a Workers' Compensation settlement on Sally Leon, Case No. 20040555.
2. By a vote of 7-0-0, the Board took action in Closed Session to hire Tamera Lundberg to Applications Programming Supervisor/Technology Services.
3. By a vote of 7-0-0, the Board took action in Closed Session to hire Maria Mendoza to Counselor, Hoover High School.
4. By a vote of 7-0-0, the Board took action in Closed Session to hire Pua Yang to Counselor, Roosevelt High School.
5. By a vote of 7-0-0, the Board took action in Closed Session to hire Justin Caruso to Counselor, Yosemite and Scandinavian Middle Schools.
6. By a vote of 7-0-0, the Board took action in Closed Session to hire Nicole Brown to Counselor, site to be determined.
7. By a vote of 7-0-0, the Board took action in Closed Session to hire Leena Yee to Counselor, site to be determined.

**Reporting Out of Closed Session – continued**

8. By a vote of 7-0-0, the Board took action in Closed Session to promote John Quinto to Maintenance Service Manager, Maintenance Operations.
9. By a vote of 7-0-0, the Board took action in Closed Session to promote Gail Fredioni to Principal II, Thomas Elementary School.
10. By a vote of 7-0-0, the Board took action in Closed Session to appoint Sally Hernandez-Jimenez to Vice Principal III, Roosevelt High School.
11. By a vote of 7-0-0, the Board took action in Closed Session to promote Jose Guzman to Vice Principal III, Sunnyside High School.
12. By a vote of 7-0-0, the Board took action in Closed Session to promote Rebecca Wheeler to Vice Principal III, McLane High School.
13. By a vote of 7-0-0, the Board took action in Closed Session to promote Rick McClellan to Vice Principal III, Hoover High School.
14. The Board was informed of the lateral transfer of Denise Montoya to Vice Principal on Special Assignment in Elementary and Instructional Support.
15. The Board was informed of the Administrative transfer of Ryan Duff to Vice Principal I/Program Manager, Norseman Elementary School.
16. The Board was informed of the Administrative transfer of Laura Sullivan to Vice Principal I/Program Manager and Vice Principal on Special Assignment, Robinson Elementary School and School Elementary School Leadership.
17. The Board was informed of the Administrative transfer of Tamara Neely to Vice Principal I/Program Manager and Vice Principal on Special Assignment, McCardle Elementary School and School Elementary Leadership.
18. The Board was informed of the Administrative transfer of Denise Whittles to Vice Principal I/Program Manager and Vice Principal on Special Assignment, Eaton Elementary and Elementary School Leadership.
19. The Board was informed of the Administrative transfer of Bonafacio Sanchez to Vice Principal I/Program Manager to Wishon Elementary School.
20. The Board was informed of the Administrative transfer of Isaah Lee Young to Vice Principal I/Program Manager to Vinland Elementary School.
21. The Board was informed of the Administrative transfer of Leonard Carrillo to Vice Principal I/Program Manager at Columbia Elementary School.
22. The Board was informed of the Administrative transfer of Deborah Marquez to Vice Principal I/Program Manager at Webster Elementary School.
23. The Board was informed of the Administrative transfer of Derrick Hanson to Vice Principal I/Program Manager at Gibson and Starr Elementary Schools.
24. The Board was informed of the Administrative transfer of Gay Auckie to Vice Principal I/Program Manager at Forkner and Malloch Elementary Schools.
25. The Board was informed of the Administrative transfer of Diana Cokely to Vice Principal I/Program Manager at Pyle Elementary School.

### **Pledge of Allegiance**

Turner Elementary parent Nancy Garcia led the Pledge of Allegiance. Ms. Garcia is a star parent and a valuable member of the Turner family. Ms. Garcia volunteers numerous hours in her children's classrooms and is a Noon Time Assistant.

### **Superintendent Hanson reported the following:**

- Acknowledged the Retirement dinner, last Friday, at Holland Park West honoring Fresno Unified's retirees. He thanked Susan Bedi and Doug Jones and the planning committee for making this great event happen.
- Acknowledged all employees who contributed to another great and outstanding school year for 2007/08. All schools closed on the same day and are now able to start on a traditional school schedule.
- Edison High School graduate, David Sun is returning this summer, from Harvard University, as the Head Instructor for IVY Insiders.
- Fresno Unified will be offering free meals to all children who are 18 years of age or younger at 40 different school sites this summer, this in conjunction with Fresno Metro Ministries.
- Offered a special thank you to CFO Quinto who served as acting Superintendent during his absence. He also thanked a departing Dr. Linda Hauser for her contributions to Fresno Unified and presented her with the FUSD bear as she moves over to Fresno State.

President Vang announced that the administration is pulling A-34 and A-40. There will be no discussion or action taken on these two items.

On motion by Member Johnson, seconded by Member Davis, the Consent Agenda, exclusive of Agenda Items: A-5, A-15, A-16, A-17, A-18, and A-50, 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, 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 4, 2008, Regular Board Meeting.

### **A-3, Waiver Requests for a Group of Special Education and 504 Students for the California High School Exit Exam (CAHSEE)**

APPROVED, as recommended, the waiver requests from District administration on the certification for accommodations/modifications for Special Education and 504 students for the California High School Exit Exam as per Board Policy 6162.52.

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A. CONSENT AGENDA – continued

**A-4, Resolution, Order of Election, and Specifications of the Election Order**

ADOPTED, as recommended, Resolution, Order of Election, and Specifications of the Election Order per Education Code §5322. Pursuant to the authority of Section 5340 of the Education code, the governing board member election will be held and conducted within the territorial jurisdiction of the above-named school district, consolidated with other elections on the same day and within the same territory, for the purpose of electing three (3) qualified persons to fill the office of board members whose terms will expire on the first Friday in December of 2008. There is no fiscal impact to the District.

**A-5, Annual Resolution HR-03-08 in the Matter of Reduction and/or Elimination of Classified Services for the 2008/2009 School Year**

PULLED for discussion.

**A-6, Resolution HR-02-2008, Annual Renewal Process Required by Law, Authorizing the Superintendent to Enter Into Mutual Consent Agreements with District Teachers for Emergency Assignments**

ADOPTED, as recommended, Resolution HR-02-2008, which is the routine annual renewal process required by law that authorizes the Superintendent to enter into mutual consent agreements with district teachers for emergency assignments. Education Code sections 44256, 55258.2 and 44263 authorize the Superintendent to enter into a mutual consent agreement with individual district teachers for emergency assignments not covered by the credential held by the teacher. The teacher must hold 18 semester units of course work in the subject area they are assigned. Adoption of this Resolution is a prerequisite to the emergency assignment of any such teachers and to the retention of such teachers in their current assignments. No financial impact to the district.

**A-7, Annual Renewal of the Declaration of Need for Fully Qualified Educators as Required by Law**

ADOPTED, as recommended, annual renewal of the Declaration of Need for Fully Qualified Educators is an annual process required by the State which certifies that there is an insufficient number of certificated persons who meet the District's specified employment criteria for the positions listed of the Declaration. The adoption of the Declaration is a prerequisite to the issuance of any limited assignment teaching permits or emergency permits (Library and CLAD) in the event that such shortages occur (Title 5, California Code of Regulations, Section 80026). There is no financial impact to the District.

**A-8, Resolution for Participation in the Reform Governance in Action Sustainability Program**

ADOPTED, as recommended, Resolution to participate in the Reform Governance in Action Sustainability Program with the Center for Reform of School Systems. This program continues the reform governance work that the board started with CRSS in 2006. Participation in this program was discussed at the February 27<sup>th</sup> board meeting. The program will run from August 2008 to July 2010. Sufficient funds are allocated in the Board of Education budget at a cost of \$15,000 annually for two years for a total of \$30,000.00.

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A. CONSENT AGENDA – continued

**A-9, Annual Renewal Agreement with the City of Fresno Police Department for Fresno Unified School District High Schools for the 2008/09 School Year**

APPROVED, as recommended, annual renewal Agreement with City of Fresno Police Department to provide eight school resource officers (SROs) to provide daily regular duty law enforcement services at nine FUSD High Schools (Edison, Roosevelt, Sunnyside, McLane, Fresno, Hoover, Bullard, Cambridge, and DeWolf) during the traditional school year including summer school: a sergeant for coordination of the SROs; and maintenance and operation costs of two patrol vehicles. The agreement will begin July 1, 2008 and will end June 30, 2009. The District will offset 60% of the operational costs of the law enforcement services at the high schools including salaries, fringe benefits, and operation and maintenance of two patrol vehicles, not to exceed base contract services of \$662,003.

**A-10, Annual Renewal Agreement with County of Fresno Probation Department for Deputy Probation Officers for the Fresno Unified School District for the 2008/09 School Year**

APPROVED, as recommended, an annual renewal Agreement with County of Fresno Probation Department to provide eight Deputy Probation Officers to be responsible for probation services on a full-time basis the following FUSD school sites: Bullard, Edison, Fresno, Hoover, McLane, Roosevelt, Sunnyside and one Officer split between Dewolf and Cambridge. The agreement will begin July 1, 2008 and will end June 30, 2009. The agreement will begin July 1, 2008 and will end June 30, 2009. Funding will be provided through the Safety Office and Carl Washington funds for a total amount of \$300,000.

**A-11, Representation Agreements with Legal Firms for 2008/09**

APPROVED, as recommended, the list of 24 legal firms, and the Fresno County Office of Education, which have agreed to provide services to Fresno Unified during 2008/09. The list includes the firm name, the location (city) of the office from which services will be provided, and the 2007/08 and 2008/09 attorney hourly rate(s). The Board is requested to approve representation agreements with each firm/agency. A sample of the representation agreement is also provided in the Board binders. Although there are 24 firms/agency recommended to be approved for 2008/09 legal services, in actuality the district regularly conducts business with only seven-ten of them. The balance of the firms are on the list based on their expertise which may be required in the future, or because they requested to be. Sufficient funds are available in the proposed 2008/09 budget in the funds noted.

**A-12, 2008/09 Matrix of Annual Renewals of Independent Contractor Services Agreements for the Department of Special Education**

APPROVED, as recommended, the 2008/09 Matrix of annual renewals of Independent Contractor Services Agreements to continue providing services to special education students and their families and for services required as part of the students' IEPs and under settlement agreements. The terms of the agreements are noted in the matrix. Funding will be provided through the Special Education budget as noted in the matrix.

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A. CONSENT AGENDA – continued

**A-13, Annual Renewal Master Contract with Comprehensive Youth Services**

APPROVED, as recommended, an annual renewal agreements with Comprehensive Youth Services (CYS) to assist at-risk children and their families with issues impacting learning at: Addams, Academy for New Americans, Bakman, Carver, Fresno Adult School, Fresno High, Greenberg, Leavenworth, Olmos, Rowell, Slater, Turner, Williams, District Contact (SAP Counselors for all high schools). The master contract will begin on July 1, 2008 and end on June 30, 2009. Total contracts, not to exceed \$1,491,645, will be funded out of school and district categorical budgets that vary by site including Title I, High Priority Schools Grant, School & Library Improvement Block Grant, State Compensatory Education, Proposition 10, Adult Education, Quality Education Investment Act Grant, and Title IV.

**A-14, Two Contracts with Johns Hopkins University, Talent Development High Schools for Fresno and McLane High Schools**

APPROVED, as recommended, two contracts with Johns Hopkins University to provide support for three courses to increase student achievement and engagement in the 9<sup>th</sup> grade at Fresno and McLane High Schools. These three courses are Freshman Seminar, Transition to Mathematics and Strategic Reading. The math and reading courses are acceleration courses designed to increase the number of students passing Algebra I and English. These two contracts will begin July 1, 2008 and will end on June 30, 2009. These contracts are in line with Fresno and McLane High School's Single Plan for Student Achievement and the QEIA implementation plan. Funding will be provided through the QEIA grant funds in the amount of \$114,865.00 for Fresno High School and \$205,615.00 for McLane High School.

**A-15, Employment Contract for Ruth F. Quinto, Chief Financial Officer/Associate Superintendent**  
PULLED for discussion.

**A-16, Contract Amendment for Cindy Tucker, Associate Superintendent, School Support Services**  
PULLED for discussion.

**A-17, Contract Amendment for Kim Mecum, Associate Superintendent, Human Resources/Labor Relations**  
PULLED for discussion.

**A-18, Employment Contract for Peri Lynn Turnbull, Chief Information Officer**  
PULLED for discussion.

**A-19, Independent Contractor Services Agreement with Flippin Group for the Freshman Academy Staff at Roosevelt, McLane, and Fresno High Schools**

APPROVED, as recommended, contract with the Flippin Group to provide Capturing Kids' Hearts trainings for Roosevelt, McLane, and Fresno High School Freshman Academy staff. Training will be structured in two groups (up to 50 participants each) including staff members from all three schools. Each group will participate in three day training and one follow up. The agreement will begin August 1, 2008 and will end December 31, 2008. Funding will be provided through QEIA funds in the amount of \$56,200.00.

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A. CONSENT AGENDA – continued

**A-20, Contracts with Fresno Pacific University, and California State University, Fresno for Three Intern School Psychologists**

APPROVED, as recommended, contracts with Fresno Pacific University, and California State University, Fresno for three school psychologist interns who will work with district school psychologists in providing services to students during the 2008-09 school year. These contracts provide placements for three school psychologist interns within FUSD as a condition of training. There are two school psychologist interns from California State University, Fresno, and one from Fresno Pacific University who will work with a district school psychologist in providing services to students. The contracts will begin August 18, 2008 and will end June 11, 2009. Funding will be provided from the Special Education budget in the amount of \$20,000 each for a total cost of \$60,000.00.

**A-21, Agreement with Fresno County Department of Children and Family Services, Fresno County Office of Education, Clovis and Fresno Unified School Districts**

APPROVED, as recommended, an Agreement with the Department of Children and Family Services, Fresno County Office of Education and Fresno and Clovis Unified School Districts to provide children in Fresno County with mental health services and to coordinate the provisions of services to pupils meeting the Federal Individuals with Disabilities Education Act (IDEA) disabling conditions. “children’s mental health services” shall be defined as outpatient therapy, day treatment, or medication evaluations or case management. This also includes the provision of services to children receiving residential treatment. The agreement will commence upon Board approval and shall terminate on June 30, 2009. The Agreement shall automatically be extended for an unlimited number of one (1) year extensions upon the same terms and conditions herein set forth. There will be no fiscal impact on the District associated with this agreement.

**A-22, Memorandum of Understanding (MOU) with California State University, Fresno (CSUF) Department of Communicative Disorders and Deaf Studies (CDDS)**

APPROVED, as recommended, a Memorandum of Understanding with California State University, Fresno to provide facilities suitable for student teaching and/or internship experience for the university’s Communicative Disorders and Deaf Studies department. FUSD and CSUF have had an MOU regarding the placement of student teachers in the areas of Speech Pathology and Education of the Deaf. This MOU will bring the interpreting section of the department into alignment with the other sections. This agreement shall become effective upon board approval for the 2008-2009 school year and continue for a period of five (5) years. There is no fiscal impact to the District.

A. CONSENT AGENDA – continued

**A-23, Amendments to Two Independent Contractor Services Agreements with Behavioral Intervention Association (BIA) and Panational, Incorporated**

RATIFIED as recommended, amendments to two Independent Contractor Services Agreements and these services are required as part of IEPs and settlement agreements; thus, the District is responsible to remit payment for these service with the following vendors:

- **Behavioral Intervention Association (BIA)** to provide assessments, reports, reports with recommendations, and training for tutors. The effective dates are 12/1/07 - 6/30/08.
- **Panational, Inc.**, to increase services for oral interpretation at IEP meetings and written translations of IEPs for special education students. These interpretations and translations are in languages that are not available within the District. The effective dates are 09/01/07 - 06/30/08.

Funding will be provided for BIA through the Special Education budget and this will increase the contract by and (NTE) \$27,000. The range and cost of services vary by student and are based on the student's IEP. This also includes any charges for meeting attendance, if needed. Funding will be provided for Panational, Inc., through the Special Education budget and this will increase the contract by and NTE \$22,000.

**A-24, Annual Renewal SMART Model of Care Agreement for 2008/09**

APPROVED as recommended, the SMART Model of Care Agreement for 2008/09 is an integrated system of Health and Behavioral Health and Child Welfare, which will ensure access to appropriate early intervention services for children (0-5 years of age) in Fresno County. The SMART Model of Care is a collaborative agreement between the following public and private agencies: County of Fresno, Department of Children and Family Services, Department of Employment and Temporary Assistance, and Department of Community Health; Central Valley Regional Center; Exceptional Parents Unlimited (EPU); and Fresno Unified School District. This is a renewal of ongoing services and the term of the agreement is July 1, 2008 through June 30, 2009. Funding will be provided through the Special Education budget at a cost of \$48,289.00.

**A-25, Annual Renewal Independent Contractor Services Agreement with H & H Mental Health Services-Pearl Heppner, LMFT for Lawless School**

APPROVED as recommended, an annual renewal Independent Contractor Services Agreement for H & H Mental Health Services-Pearl Heppner who works with at-risk students who have been referred by teachers, administrators and Student Success Teams for behavioral, emotional and mental health issues that create barriers to academic achievement at Lawless School. The agreement will begin August 1, 2008 and will end June 30, 2009. Funding will be provided through site categorical funds in the amount of \$41,202.00.

**A-26, Annual Renewal Independent Contractor Services Agreement with Patricia Sweetman, LCSW for Birney Elementary School**

APPROVED as recommended, an annual renewal Independent Services Agreement with Patricia Sweetman who works with at-risk students who have been referred by teachers, administrators and Student Success Teams for behavioral, emotional and mental health issues that create barriers to academic achievement at Birney Elementary School. The agreement will begin August 1, 2008 and will end June 30, 2009. Funding will be provided through Title I Funds in the amount of \$46,900.00.

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A. CONSENT AGENDA – continued

**A-27, Independent Contractor Services Agreement with the Center for Multicultural Cooperation**

APPROVED as recommended, an Independent Contractor Services Agreement with the Center for Multicultural Cooperation to provide three six-week sessions at 25 FUSD middle and high school students with the opportunity to produce a video documentary and participate in a week long U.C. Technology Leadership Institute. The summer program focuses on leadership development for students through the production of video documentaries highlighting local elders who have made significant contributions to culture, community, and country. Three six-week sessions are being offered, serving a total of 25 students. After-School, Recreation, and Community Services (PARCS) Department. The agreement will begin July 1, 2008 and will end August 15, 2008. Funding will be provided through the General fund in the amount of \$15,000 and Title I in the amount of \$40,000 for a total of \$55,000.00.

**A-28, Memorandum of Understanding with California State University, Fresno Marriage and Family Therapy (MFT) Program, School of Education and Human Development for Jefferson Elementary School**

APPROVED as recommended, an Agreement with California State University, Fresno Marriage and Family Therapy Program, School of Education and Human Development to provide counseling services at Jefferson Elementary School under the auspices of Fresno Family Counseling Center (FFCC). The agreement is outlining the culturally competent services FFCC provides to assist individual students, student groups, parents, and families in addressing issues related to school, social, marital, and family adjustment. Services are provided by advanced graduate students in Marriage and Family Therapy at California State University Fresno, working under the supervision of university faculty who are licensed professionals. The MOU will begin August 1, 2008 and will end June 30, 2009. No cost to the district. In kind facilities and utilities.

**A-29, Annual Renewal of the Master Contract with the Department of Children and Family Services (DCFS) for K-Six Social Workers**

APPROVED as recommended an annual renewal Contract with the Department of Children and Family Services to provide K-Six Social Workers at Balderas, Lane, Lincoln, Norseman, Roeding, Rowell, Wilson, Wishon, Yokomi, and Project ACCESS to collaborate a partnership which responds to the needs of children (kindergarten through sixth grade) and families within the FUSD school community. Additionally, the Project ACCESS program provides collaborative K-Six case management services to homeless children and their families, who reside within the FUSD boundaries. Fresno County Department of Children and Family Services provides the remainder of the salaries and benefits so that the K-Six social workers are at the school sites four (4) days per week. The contract will begin August 1, 2008 and will end June 30, 2009. Funding will be provided through site categorical funds and not exceed \$15,000 for each site for a combined total of \$120,000 and for Project ACCESS—McKinney-Vento funds for Homeless Education totaling \$40,000.00. Total contract will not exceed: \$160,000.00.

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A. CONSENT AGENDA – continued

**A-30, Annual Renewal Agreement with FamiliesFirst, Inc., for Ayer and Vinland Elementary Schools**

APPROVED as recommended, an annual renewal Agreement with FamiliesFirst, Inc., to provide counselors to work with at-risk students and their families. Students and families have been referred by teachers, administrators and Student Success Teams for behavioral, emotional and mental health issues that are barriers to achievement at Ayer and Vinland Elementary Schools. FamiliesFirst, Inc. is entering its third agreement with FUSD. They will conduct psychosocial assessments, and will provide crisis interventions, individual and family counseling, support groups, and data logs to the Departments of Research, Evaluation and Assessment and Prevention and Intervention. The agreement will begin August 1, 2008 and will end June 30, 2009. Funding will be provided through site categorical funds not to exceed \$35,000.00.

**A-31, Master Contract with On-Site Counseling Program**

APPROVED as recommended, a Master Contract with On-Site Counseling Program to provide counseling services to at-risk students at Bullard Talent, Burroughs, Centennial, Computech, Fremont, Hamilton, Heaton, Holland, Jackson, Lowell, Mayfair, Norseman, Pyle, Sunset, and Viking Schools. The School Site Councils of the included schools have approved the use of categorical funds to provide counseling services. Counselors will provide services to parents and referrals to outside agencies to help address students' needs. The master contract will begin on August 1, 2008 and end on June 30, 2009. Funding will be provided through school and district categorical funds that vary by site including Title I, High Priority Schools Grant, School & Library Improvement Block Grant, and State Compensatory Education for a total not to exceed \$ \$329,660.

**A-32, Annual Renewal Agreements with the Fresno County Department of Children and Family Services (DCFS) for the Neighborhood Resource Centers (NRCs) at Addams, Burroughs, Carver, Lowell, and Mayfair Schools**

APPROVED as recommended, annual renewal Agreements with the Fresno County Department of Children and Family Services for the Neighborhood Resource Centers to provide prevention and intervention services at Addams, Burroughs, Carver, Lowell, and Mayfair Schools. The 2008/2009 Agreements allow DCFS to continue to provide Promoting Safe and Stable Families (PSSF) funding and/or staff support to all FUSD NRC sites. Under the new Agreements:

- Addams, Carver, and Lowell NRCs will receive direct funding
- Mayfair and Burroughs will receive direct staffing

The agreements will begin on July 1, 2008 and end on June 30, 2009. No cost to the District. DCFS will provide PSSF funding to FUSD for the following NRCs: Addams (\$57,293), Carver (\$43,790), and Lowell (\$59,360). The cost of Mayfair and Burroughs NRC Coordinators will be covered through a time study process which will be facilitated by DCFS.

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A. CONSENT AGENDA – continued

**A-33, Annual Renewal Agreement with the College Board for the PSAT Early Participation Program**

APPROVED as recommended, a renewal Agreement with the College Board to allow all Fresno Unified high schools to participate in the PSAT Early Participation Program. The PSAT assessment facilitates early identification of students eligible to take Honors and Advanced Placement courses and allows the District to focus on providing more opportunities for students. Fresno Unified School District will be offering the PSAT for all first-time 10<sup>th</sup> graders in the 2008/09 school year, including Special Education students and English Learners. Approval of this agreement will allow a fee reduction from \$13.00 to \$9.75 per student to be applied. The agreement will begin June 19, 2008 and will end March 31, 2009. Funding will be provided through the Secondary Division's general fund budget in the amount of \$58,860.04.

**A-34, Independent Contractor Services Agreement with Dr. Bobbi Jentes Mason for Roosevelt High School**

PULLED from consideration from the agenda.

**A-35, Annual Renewal Agreements for Facilities and Services for Fresno Adult School**

APPROVED as recommended, renewal Agreements for use of facilities and services to provide cosmetology, custodial, parenting, and retail sales classes to Fresno Adult School students. Instruction is provided by vendors. A copy of each agreement is on file in the Board Office for review. All agreements begin July 1, 2008 and end June 30 of 2009. The cost of the supplies is the only expense for Fresno Adult School students. There is no cost to the District.

**A-36, APPROVE Annual Renewal Agreements for Use of Facilities for Fresno Adult School**

APPROVED as recommended, annual renewal Agreements for use of facilities to hold Adult Education Classes. All agreements begin July 1, 2008 and end June 30 of 2009, 2010, or 2011. There is no cost to the district.

**A-37, Agreement with Pearly Grove Baptist Church for Fresno Adult School**

APPROVED as recommended, an agreement with Pearly Grove Baptist Church for use of their facility to hold adult education classes in preparation for General Education Development (GED), Adult Basic Education, English as a Second Language, Career Technical Education, Older Adult Programs, Parent Education Programs and/or other Adult Education Programs. Pearly Grove Baptist Church falls within the Washington Union High School District, which has approved this partnership. Fresno County of Education has also given approval. All approvals will be forwarded to the State Department of Education for final approval. The agreement will begin when final approval is received and will end June 30, 2011. There is no cost to the District.

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A. CONSENT AGENDA – continued

**A-38, Master Lease Agreement with Hewlett-Packard Financial Services for District Computers**

APPROVED as recommended, a copy of the Master Lease Agreement with Hewlett-Packard Financial Services. Benefits of this lease include; improved inventory management, consistent on-time delivery of equipment, guaranteed and consistent refresh cycle managed by a third party, everything is always under warrantee, easy to budget and forecast future expenditures, scalable solution that can grow with the District's needs as necessary, local service and support to the following lowest cost, responsible bidder.

- Hewlett-Packard Financial Services

The agreement shall commence and be effective upon Board approval and shall continue in effect until terminated with 30 days prior written notice by either party. The purchase of computers is made through the Board approved Western States Contracting Alliance (WSCA) contract. Average lease financing will cost \$7-\$10 annually per computer depending on the cost of the computer. At the end of the lease, the district will have the option to purchase the computer for the remaining value, which will be under \$50.

**A-39, Contract with School Facility Consultants**

APPROVED as recommended, a contract between Fresno Unified School District and School Facility Consultants (SFC) for Professional Services to assist the District in maximizing State construction funding available through the School Facilities Program. SFC will also provide ongoing monitoring of District projects through the approval process with the California Department of Education and the Division of State Architect. The services of SFC will complement the work that is being performed by Stuart & Associates who is currently being utilized by the District to provide legislative updates on facility issues at the State level. The contract term commences on July 1, 2008, and terminates on June 30, 2009. Sufficient funds have been budgeted for and are available in the Facilities Management & Planning Budget for an amount of \$60,000.

**A-40, Service Agreement with Clovis Unified School District**

PULLED for consideration from the agenda.

**A-41, Lease Agreement with US Properties Group LLC for Property Occupied by Fresno Adult School at Manchester Center**

APPROVED as recommended, a copy of the Lease Agreement with US Properties Group LLC for property occupied by Fresno Adult School at Manchester Center. Fresno Adult School has leased Manchester Center space for the past three years to provide Older Adult classes, Career Technical Education (CTE) training, and English as a Second Language (ESL) instruction to adult students. Fresno Adult School is requesting to enter into a new Manchester Center lease beginning July 1, 2008, and ending June 30, 2013. Funding will be provided from Cal Perkins Grant funds and the Fresno Adult School apportionment. The estimated monthly amount is \$29,000.00. Heating, cooling, property tax, and insurance cost may vary. Carl Perkins is a year-to-year grant. If at any time this grant is not funded the Fresno Adult School is prepared to fund 100% of the lease payment.

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A. CONSENT AGENDA – continued

**A-42, Annual Renewal Application for Fresno Unified for Continuance of Funding for the Carl D. Perkins Career Technical Education Improvement Act of 2006**

APPROVED as recommended, an annual renewal application for the Carl D. Perkins Technical Education Act for 2008/2009. This agreement, with California Department of Education, is to provide funding to improve Career Technical Education (CTE). The Career Technical emphasis is focused on preparation for post-secondary education with academic and technical preparation and employment. To this intent there is an increased emphasis on student achievement of a degree, certificate, or credential. There are nine requirements for programs assisted with the funds. Success of the CTE programs is measured through Secondary Core Indicators which cover academic attainment, technical skills completion and attainment, secondary school diploma, graduation rates, secondary placement and nontraditional participation and completion of CTE courses. This agreement will begin on July 1, 2008 and end June 30, 2009 The Funds will be provided to the District in the amount of \$982,453.

**A-43, Annual Renewal Application for Fresno Adult School for Continuance of Funding for the Carl D. Perkins Career Technical Education Improvement Act of 2006**

APPROVED as recommended, a renewal application for the Carl D. Perkins Career Technical Education Improvement Act of 2006. The renewal will provide an increased focus on the academic achievement of career and technical education students, strengthen the connections between secondary and postsecondary education, and improve state and local accountability. The grant will be in effect for the 2008-09 school year. Funding provided through this renewal application is \$457,312.00.

**A-44, Adult Education Course Offerings for the 2008/09 School Year**

APPROVED as recommended, a request for approval of Adult Education Course Offerings for the 2008-09 school year for Fresno Adult School. Course titles and content have not changed from 2007-08. The CDE Adult Education Division requires annual approval by both the State Department and the local Board of Education. Fresno Adult School received approval by the State Department of Education on May 12, 2008. Course outlines for all classes are on file and available for review at the Adult School. There is no fiscal impact to the District.

**A-45, Gifted and Talented Education (GATE) Implementation Plan for 2008/09**

APPROVED as recommended, information for the GATE implementation plan for 2008/2009, which is included in the re-application for GATE funding. The complete GATE implementation plan is available in the Board office for review. The California Department of Education (CDE) provides GATE funding for school districts to develop unique and challenging opportunities for all students in elementary and secondary schools. GATE funding is distributed to school districts for one to three years based on student enrollment and availability of state funding. Funding amount for FUSD is \$732,300 for year one, with funding for an additional two years upon satisfactory annual reports to the CDE. GATE funds will cover all program costs.

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A. CONSENT AGENDA – continued

**A-46, 2008/2009 Consolidated Application for Categorical Aid Programs, Part I to the California Department of Education (CDE)**

APPROVED as recommended, an overview of programs and budget highlights included in the Consolidated Application for Categorical Aid Programs, Part I. The Consolidated Application is used by the California Department of Education to distribute categorical funds from various state and federal programs. The application requests continued funding for Title I, Title II, Title III, Title IV, Title V, Economic Impact Aid, School Safety and Violence Prevention, Cal-SAFE, Peer Assistance Review, Tobacco Use Prevention Education (TUPE), and Middle and High School Supplemental Counseling Program. Total funding for categorical programs included in the Consolidated Application is \$82,751,347.

**A-47, Submission of an Application to the California Department of Education for the School Improvement Fund (SIF) Grant**

APPROVED as recommended, application material for the School Improvement Fund grant application for Carver, Cooper, Del Mar, Fort Miller, Fresno High, Kings Canyon, King, Kirk, Lane, Lincoln, Lowell, Roosevelt, Rowell, Scandinavian, SOUL, Sequoia, Sunset, Tehipite, Terronez, Tioga, Wawona, and Yosemite. The SIF grant provides funding for districts to support Program Improvement (PI) Year 5+ schools. Each school improvement implementation plan must include three support components designed to: 1) Build the capacity to provide leadership and support; 2) Use research-based strategies to improve academic achievement; and 3) Create partnerships with education service agencies for assistance. Funding amount is calculated on a base of \$50,000, plus \$200 per student, up to a maximum \$500,000 per school site. Grant funds cover all program costs.

**A-48, Submission of an Application to the United States Department of Education for the Advanced Placement Incentive Grant**

APPROVED as recommended, an application of material for the Advanced Placement (AP) Incentive grant. The purpose of the AP Incentive grant is to increase the successful participation of low-income students in both pre-AP/International Baccalaureate (IB) and AP/IB courses and tests to achieve to high standards in English, mathematics, science, critical foreign languages (e.g., Chinese, Japanese, etc.) and other core subjects.

- Grant funds will support the development, enhancement, or expansion of AP courses, including pre-AP courses aligned with AP courses in mathematics, science, English, and other subject areas.
- Participation is limited to schools that have at least 40% of their students eligible for the free/reduced lunch program.

Applicants must provide matching funds from State, local or other sources to pay for a portion of the activities supported with AP Incentive funds, however a specific percentage is not required. Matching funds will be provided through in-kind contributions of administrative staff and funds budgeted to support AP, IB, GATE, and AVID programs.

A. CONSENT AGENDA – continued

**A-49, Submission of an Application to the AT&T Foundation for the AT&T High School Success Grant**

RATIFIED as recommended, application material for the AT&T High School Success grant. The purpose of this program is to implement or expand a drop-out prevention model that will help moderately at-risk students complete high school successfully.

- Priority is given to a program that supports 8<sup>th</sup> grade students transitioning to 9<sup>th</sup> grade.
- Target students will include 8<sup>th</sup> graders with proficient or advanced CST scores, but GPAs of 1.9 or below.
- Approximately 178 target students from all middle schools will receive services through this funding.
- This funding will help expand and integrate Mentoring, High School Counseling and Link Crew (peer mentoring) services currently in place at FUSD.

Grant funds will cover all program costs. Maximum grant amount is \$100,000 per year for up to four years.

**A-50, Recommendations for Board Bylaws Revision**

PULLED for discussion.

**A-51, Technology Acceptable Use Policy**

APPROVED as recommended, the Technology Acceptable Use Policy. The Technology Acceptable Use Policy (AUP) has not been updated for several years, meanwhile many new types of technology “misuse” have been created which are not in our existing policy. The goal of the AUP is to increase the safety of students and provide ethical and appropriate guidelines for the use of the District’s technology. This policy, if approved, will then be included in new employee packets as well as the “Beginning of the School Year” packet that is sent home for parent signatures. There is no fiscal impact to the District.

**A-52, Bid #2835, Chiller Replacement at Lawless and Forkner Elementary Schools**

AWARDED as recommended, information on Bid #2835 for chiller replacement at Lawless and Forkner Elementary Schools to the following lowest responsive, responsible bidder.

- Patton Air Conditioning                      \$391,000.00

Sufficient funds have been budgeted for and will be funded from the 2008/09 Deferred Maintenance Fund.

**A-53, Bid #2836, Milk and Dairy By-Products**

AWARDED as recommended, information on Bid #2836 for milk and dairy by-products to the following lowest responsive, responsible bidder.

- Producer’s Dairy Foods, Inc.                      \$2,642,131.57

Sufficient funds have been budgeted for and will be funded from the 2008/09 General Unrestricted Fund.

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A. CONSENT AGENDA – continued

**A-54, Change Order for the Project Listed Below**

RATIFIED as recommended, a change order and backup information for the following bid:

- Bid #2726 A, Modernization of Dailey Elementary School  
Change Order #2 for \$9,938.58  
The new contract amount is \$1,359,623.99  
This change order includes, but may not be limited to new vinyl in the kitchen area and additional required electrical modifications.

Sufficient funds have been budgeted and are available in the 2007/08 Measure K and State Facility Program Funds.

**A-55, Filing of the Notice of Completion for the Project Listed Below**

RATIFIED as recommended a notice of completion for:

- Bid #2807 A & B, Exterior Painting of King and Kirk Elementary Schools

The project has been completed according to plans and specifications. The 10% retention will be released after ratification of the Notice of Completion. Projects have been completed and funded with the 2007/08 Deferred Maintenance Fund.

**A-56, Purchase Orders from April 22, 2008, through May 14, 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. Funding is noted on the attached pages.

**A-57, Retiree Contract for Gloria Watts**

APPROVED as recommended, a retiree Contract to retain the services of Gloria Watts. Ms. Watts provides critical services facilitating the FUSD Calendar Task Force and advises and supports on matters for the Constituent Services Office. The contract will begin July 1, 2008 and will end June 30, 2009. Funding will be provided through the Superintendent's budget and shall not exceed \$45,000.

**A-58, Retiree Contract for Marilyn Wallace**

APPROVED as recommended, a Contract to retain the services of Marilyn Wallace. Ms. Wallace previously held this position for over 30 years. The Human Resources Department recently completed the recruitment to fill the position that she retired from, and the Board approved Bob Nelson for the position on May 28, 2008. Give the complexity of the position, the Human Resources Department would like to have Ms. Wallace successfully transition the classified area to Mr. Nelson. She will provide consulting expertise in the classified recruitment and selection areas, as well as labor relations with classified employee organizations.

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**

- **Greg Gadams**

Expressed concerns with school site counsels and requested that in October the District open a dialogue with teachers on their needs and have input in October regarding the school site budgets.

- **Evila Najera**

Expressed concerns with the layoff of Ms. Cantu at Scandinavian and there are many parents in support of her position. There are many problems at Scandinavian and she mention that the restrooms are kept locked. She requested an investigation on what is happening at Scandinavian.

President Vang stated that he has referred this issue to the Superintendent.

- **Angelina Trujillo**

Expressed concerns with Scandinavian school and would like to know the reason Ms. Cantu is being removed from her position. She assists the Spanish-speaking parents. If she is removed, they will have no one to interpret for the Spanish-speaking parents.

President Vang stated that he has referred this issue to the Superintendent.

- **Ernesto Cisneros**

Expressed concerns with the bilingual programs. He feels they are removing the staff that communicates between the parents and schools. He feels that the Superintendent allocates the funds the way he wants instead of what the schools need.

- **Lee Yang**

Expressed concerns with translations services and assistance at Hidalgo and Yosemite schools. She has visited the schools several times and had to wait a long time in order to get an interpreter. She would like to see a full time translator at these schools.

- **Mai Vue**

Expressed concerns with the need of Hmong translators at Yosemite Middle School. She also has visited the office several times and had to wait for a long time for an interpreter, especially when they need a translator for discipline problems. She would also like to have a Hmong counselor for the Hmong children.

President Vang stated that he has referred this issue to the Superintendent.

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

### **A-5, Annual Resolution HR-03-08 in the Matter of Reduction and/or Elimination of Classified Services for the 2008/2009 School Year**

ADOPTED, as recommended, Resolution HR-03-08, the annual reduction and/or elimination of selected services in the Classified Services. The District adjusts classified staff annually to accommodate state budget cuts, declining enrollment, and program changes to meet the current needs of students. There will be 260 position reductions. The majority of those positions are vacant, however, 60 people will be released, 43 of those due to non-compliance with NCLB. Of the total 260 position reductions, 59 positions are paid from the General Fund, and reductions will amount to a savings of approximately \$1,270,000. The remaining positions are categorically funded and will present no fiscal impact to the General Fund.

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

- Corkey Luce, President of CSEA, Chapter 125 expressed concerns with the classified cuts and stated that every year the district tries to balance the budget on the back of classified employees and questioned why not administrators. He informed the Board and all the departments to understand that CSEA will be observing if an administrator is doing the work of a classified, they will file a grievance. He will put out the message to all classified employees not to work off the clock, do not give up breaks and do not give up lunch hours. He is putting the Board on notice that if they try and backfill with substitutes he will file an unfair labor practice.
- Her Vang expressed concerns with the need of a Hmong Home School Liaison at Norseman to help the parents. She is used to translate for parents. She is requesting a Hmong School Liaison for the new 2008/09 school year. She translates for the ELAC meetings and the school site meetings. This is a very depressing and emotional issue for her. She is a parent who tries to help as much as she can but is it right to use a parent like her to translate for the school district.
- William Her expressed concerns with the need of more Home School Liaisons at Norseman. They have two Home School Liaisons at Norseman, the other is the Hispanic Liaison and that person only takes care of the Hispanics and he takes the rest of the minorities. His principal stated that their budget is short and they will be doing some budget cuts. He states that he only works 3.5 hours a day and feels the district has enough money to keep this position at Norseman.

President Vang stated that he will refer the concerns to the Superintendent.

Member Mills questioned the budget cuts; it was stated in prior Board meetings that the District is not cutting any personnel, in this resolution are they cutting positions. She requested clarification on whether they are eliminating positions and, if so, are they finding these people other jobs in the district?

Superintendent Hanson stated that the phrase is “layoff” and throughout the state, the word is “layoff”. They have cut positions and will not backfill; this is how they were able to realize savings. He states that they have put together a package that has hit as many goals as possible within a budget but it is not without pain.

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**B. CONFERENCE/DISCUSSION AGENDA – continued****A-5, Annual Resolution HR-03-08 in the Matter of Reduction and/or Elimination of Classified Services for the 2008/2009 School Year – continued**

Associate Superintendent Mecum stated that the District is eliminating or reducing the hours in 260 positions within the District. They have committed to this Board as well as the Labor leaders that they will not have anyone in the classified division that does not have a job in the District. An exception is for those few who did not pass the No Child Left Behind compliance requirement to be in the bilingual instructional aid positions. Otherwise, all classified employees will have a position; it may come with reduced hours but will have a job.

Superintendent Hanson stated that they move forward from here, they will address each and every case. There is approximately \$70 million dollars distributed as categorical funds to the schools, these funds are dealt with at the school site counsels whose needs shift each and every year. It is difficult for us to know if these changes are budgeted or need changes.

Associate Superintendent Mecum stated that they will follow-up on the request from the public.

Member Nunez questioned whether some of these positions are soft money positions where they get layoff notices every year?

Associate Superintendent Mecum stated that most of the positions are categorically funded and is based on student needs and enrollment at the sites.

Superintendent Hanson stated that in regards to categorical funding, dropping enrollment would automatically reduce their allocation the following year.

Member Johnson expressed concerns with the speakers needs and how is it going to impact the new population. There is a great need for people to be able to communicate with the new population and also poor people. They need to continue to meet these needs.

Member Davis questioned if there are qualified interpreters at all sites and also stated that they need to meet the needs of our parents and community.

President Vang called for the motion.

Member Ryan moved for approval, seconded by Member Davis, which carried a 5-2-0 vote with Members Johnson and Mills dissenting.

Superintendent Hanson stated that he has addressed individual board members with regards to Agenda Items A-15, A-16, A-17, and A-18. These are the contracts for 4 of the senior staffs. What is before the Board are agreements for three years that will be renewed/extended annually with a positive evaluation.

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**B. CONFERENCE/DISCUSSION AGENDA – continued****A-15, Employment Contract for Ruth F. Quinto, Chief Financial Officer/Associate Superintendent – continued**

The following individual addressed the board with his thoughts and concerns regarding this item:

- Greg Gadams expressed concerns with the four contracts. He feels that there is no need to automatically lock these contracts in for 3 years and feels they should be considered annually.

Member Mills expressed concerns with all contracts and salaries and stated that she has a problem with the evergreen contracts and automatic renewals and feels strongly that these types of contracts put the Board into a corner and takes away their flexibility, especially at a time when they're facing significant budget problems and they don't know what will be coming down in the next couple of years.

Superintendent Hanson stated that the renewals are not automatic they are based on a positive annual evaluation. He stated that by law, senior staff can have a buy-out of up to 18 months; this District's senior staff has a buy-out of 12 months, including his own contract.

Member Ryan stated that 3 of the contracts involve no more money than what they are getting now, the 4<sup>th</sup> has a small increase due to extra duties and in the private sector they actively fight to keep the key leaders they want and this District should do no less. These contracts are for our protection.

Member Ryan moved for approval of agenda items A-15, A-16, A-17, and A-18, seconded by Member Nunez.

Member Davis stated that she doesn't like to feel like they are keeping people here; she stated their work is here if they can do the job they'll do it, if they can't then Superintendent Hanson is in charge of evaluating that process. She took issue last time with one of the contracts but she can see now that it is a flat fee; they're not paying for expenses.

Superintendent Hanson stated that CIO Turnbull's contract concerns have been remedied and she has been working double the average work month hours. He feels they have taken into account the communities concerns.

Member Nunez stated that he would like to point out that the contracts are binding to the district but there is nothing that will hold an employee that wants to move on to another job with higher pay and that the only thing that they will be sacrificing would be the buy-out. The fact is that the District has a Budget that is in line to where there were no layoffs of teachers or program cuts. This is a good testimonial to the Chief Financial Officer, who has done a tremendous job, along with her staff to make sure that this District can continue to function well.

Member Asadoorian requested legal counsel address the contracts.

Legal Counsel deGoede stated that senior staffs traditionally have contracts that go beyond one year. Both classified and certificated employees are not dependent upon an evaluation for continued employment. Superintendent Hanson has tied the evergreen to the contracts where continued employment is based on a positive evaluation.

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**B. CONFERENCE/DISCUSSION AGENDA – continued****A-15, Employment Contract for Ruth F. Quinto, Chief Financial Officer/Associate Superintendent – continued**

Member Asadoorian stated that she has a concern with the comments from Mr. Gadams that the public did not access to these documents.

Executive Secretary Quijano stated that copies were made available to the public in the foyer and all were taken, additional copies can be provided to those individuals who have requested copies.

Superintendent Hanson stated that the contracts were still being worked out on Friday and copies for the public were put out on Monday.

Member Asadoorian stated that it is hard to talk about pay raises, during severe budget times, but is clear with the departure of Dr. Hauser that the work load will have to shift to other members of the cabinet.

Member Mills stated the only reason for these contracts is to put the Board in a position of a buy-out, in case, for any reason they are unhappy with cabinet, or the Board wants to restructure the organizational chart or alter positions. She also expressed concerns that copies of the contracts were not available to the public on Friday; this was a posted noticed agenda and copies should have been made available to the public.

Superintendent Hanson requested legal counsel respond to whether they were in compliance on the rules for posting on the comment made by Member Mills on whether the Board wants to reorganize or restructure the organization. He wants to respectfully point out that is not the duty of the Board to restructure that is the Superintendent's duty to restructure the organization to make the management functional. Should there be significant changes in the senior level that would be an organizational chart that the superintendent would bring back to recommend and share with the Board. It is not the purview of the Board to get in and actually decide what positions they have to make the organization function.

Legal Counsel deGoede stated the Brown Act incorporates the public records act and public records are to be made available once they are complete. With the revisions to the contracts, regarding the evaluations, those documents were made available upon completion, and that is consistent with the public records and Brown act.

Member Mills questioned as to whether revisions were made after the drafts were sent out to the Board on Friday, because she didn't receive any other copies.

Legal Counsel deGoede stated that she had alternate language for evaluations and that was sent and that's where her roll stops. So with the alternate language it was up to the Administration then to make those changes and finalize those documents.

President Vang stated there is a motion and a second to approve A-15, A-16, A-17, and A-18. He stated that there are two members from the public who wishes to address A-18.

*See Agenda Item A-18 for approval of A-15, A-16, A-17, and A-18.*

B. CONFERENCE/DISCUSSION AGENDA – continued

**A-16, Contract Amendment for Cindy Tucker, Associate Superintendent, School Support Services**  
 APPROVED, as recommended, new Employment Contract for the Associate Superintendent for School Support Services. The new Employment Contract replaces the Associate Superintendent's current contract and contains no change in salary or benefits. The term of the new Employment Contract is from July 1, 2008 through June 30, 2011, unless extended by an additional year upon receipt of a positive annual evaluation. New terms of employment for the Associate Superintendent/School Support Services. Costs are noted in the attached employment agreement.

*See Agenda Item A-18 for approval of this item.*

**A-17, Contract Amendment for Kim Mecum, Associate Superintendent, Human Resources/Labor Relations**

APPROVED, as recommended, new Employment Contract for the Associate Superintendent for Human Resources/Labor Relations. The new Employment Contract replaces the Associate Superintendent's current contract and contains no change in salary or benefits. The term of the new Employment Contract is from July 1, 2008 through June 30, 2011, unless extended by an additional year upon receipt of a positive annual evaluation. New terms of employment for the Associate Superintendent/Human Resources, Labor Relations. Fiscal Impact: Costs are noted in the attached employment agreement.

*See Agenda Item A-18 for approval of this item.*

**A-18, Employment Contract for Peri Lynn Turnbull, Chief Information Officer**

APPROVED, as recommended, new Employment Contract for the Chief Information Officer. The new Employment Contract replaces the CIO's existing contract which expires on June 30, 2008. The term of the new Employment Contract is from July 1, 2008 through June 30, 2011, unless extended by an additional year upon receipt of a positive annual evaluation. The new Employment Contract reflects an annual salary that is a combination of the previous salary, expenses paid and a slight increase to compensate the CIO for the enhanced scope of responsibility for the new contract term. New terms of employment for the Chief Information Officer. Fiscal Impact: Costs are noted in the attached employment agreement.

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

- Corkey Luce expressed concerns that he has not reviewed the contracts and asked the Board to postpone these items until the next Board meeting so the labor unions can review the contracts. He expressed concerns with the increase in salary for A-18 and requested a roll call vote on this item.
- Greg Gadams expressed concerns with increase in salary. He requested copies of the contracts be provided to FTA.

President Vang stated that there is a motion and a second and called for a roll call vote for Agenda Items A-15, A-16, A-17, and A-18, which carried a 6-1-0 vote with Member Mills dissenting.

B. CONFERENCE/DISCUSSION AGENDA – continued**A-50, Recommendations for Board Bylaws Revision**

ADOPTED, as recommended, the drafts of revised Board Bylaws recommended by the Board Bylaws Subcommittee and California School Board Association (CSBA). The draft policies were received by the Board of Education on June 4, 2008 for review. The draft policies include:

- Board Bylaw 9100 – Organization (review only – no changes recommended)
- Board Bylaw 9122 – Secretary
- Board Bylaw 9123 – Clerk
- Board Bylaw 9200 – Limits of Board Members’ Authority
- Board Bylaw 9222 – Resignation
- Board Bylaw 9223 – Filling Vacancies
- Board Bylaw 9400 – Board Self-Evaluation

There is no fiscal impact to the District.

Member Asadoorian questioned the Board self-evaluation for October of 2008.

Superintendent Hanson stated that he will work with President Vang to address this in October.

Member Ryan stated that she would like the process to start before October since it needs to be completed before they evaluate the Superintendent.

Superintendent Hanson stated that there is a continuation of some work that the Board is doing as a governance team with CRSS around self-evaluation and some issues tied to last year but they now have a starting spot.

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

**B-59, 2008/09 Proposed Budget**

ADOPTED as recommended, the 2008/09 Proposed Budget with a positive certification. As required by Education Code 42127, a public hearing was conducted on June 4, 2008 and will adopt the 2008/09 budget for Fresno Unified School District at the June 18, 2008 Board meeting. The 2008/09 Proposed Budget includes recommendations that continue to balance the Board of Education’s investment in educational programs for students, employee compensation, and fiscal responsibility through a healthy financial reserve. In keeping with the Board’s Core Beliefs and Commitments and adopted goals, the Proposed Budget for 2008/09 prioritizes student learning by minimizing impacts on teachers and students in the classroom during this difficult state budget cycle. A copy of the 2008/09 Proposed Budget will be available for public inspection in the Board of Education office. Additional copies will be provided for the public at the June 18, 2008, Board meeting. Information is available in the backup material.

CFO Quinto provided the Board a brief review of the 2008/09 proposed budget.

B. CONFERENCE/DISCUSSION AGENDA – continued**B-59, 2008/09 Proposed Budget – continued**

Member Mills clarified for the record, on the Community Day school that the budget line item does not constitute approval by the Board for the setting up a Community Day School.

CFO Quinto stated that is correct and more detailed information will be brought forward at a future meeting in which the Board can have further deliberation to open a secondary Community Day school including a recommendation from the Superintendent on a site.

Member Ryan publicly stated for the record and thanked Members Asadoorian, Davis and Vang for hanging tough on a ugly public attacks, and voting for what was right and they now have a good budget where no programs were cut and no employees were laid off.

Member Davis stated that at the end of the day they have a positive certification and 5 percent reserve.

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

President Vang recessed for a BREAK at 7:25 and RECONVENED at 7:35 p.m.

**B-60, Fresno Unified School District Local Education Agency (LEA) Plan Addendum**

APPROVED, as recommended, the revised Fresno Unified Local Education Agency (LEA) Plan Addendum. The LEA Plan Addendum has been updated to include:

- 2008-13 FUSD District Goals (*Board adopted 2/13/08*)
- Description of the Fresno-Long Beach Partnership
- Improvement Actions that reflect State requirements for Program Improvement Year 3 districts

The State has encouraged districts to continue to submit addendums to the LEA Plan rather than rewrite the plan at this time. A new LEA Plan format will be developed after the reauthorization of the No Child Left Behind (NCLB) Act. There is no impact to the General Fund. Implementation of strategies in the LEA Plan Addendum will be funded through categorical budgets.

Associate Superintendent Tucker provided the LEA plan background required by CDE for all districts in California and a detailed of the history of the plan and described the foundation for the revisions that have been made. She noted that CDE has directed districts to submit addendums. She provided addendum overviews, which addressed 8 elements to improve student achievement.

Comments were made by Members Ryan, Davis, Mills, Asadoorian, Nunez and Superintendent Hanson.

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

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**B. CONFERENCE/DISCUSSION AGENDA – continued**

Superintendent Hanson highlighted for the Board and the public, with the approval of the Budget and the LEA plan and the BTSA Plan that these three are the culmination and hard work of Finance and Instructional groups that went through late nights and weekends to make this District better. The BTSA program, which is required for us to have in place, in order for our teachers to be fully credentialed was sadly lacking in a lot of ways because of things done in the past. In Long Beach/Fresno was mocked for the program they were running, they met only 1 of 20 standards. The California Commission on Teacher Credentialing were so incensed on what was going on in the Fresno Program, they ramped up the requirement for us to meet to 15 out of 20 within a year. That is now the depth of the Fresno Program and for Fresno to meet this within the year is a tribute to Associate Superintendent Tucker, especially Administrator Resciniti and Director Mueller and their leadership.

**B-61, Beginning Teacher Support and Assessment (BTSA) Induction Program and the Induction Program Review Findings**

PRESENTATION on the Fresno Unified BTSA Induction Program and the report from the May 12-15, 2008 Induction Program Review (IPR) conducted jointly by the California Department of Education and the Commission on Teacher Credentialing. The BTSA Program provides opportunities for fully-prepared first and second year teachers to expand and deepen their teaching knowledge and skills. In addition, BTSA supports a smooth transition into the complex responsibilities of teaching, increases the retention of beginning teachers, and improves learning opportunities for their K-12 students.

Administrator Resciniti introduced Director Mueller who provided the board with an update and accomplishments.

Director Mueller stated in May 2007, CCTC and CDE were in Fresno and did a program review and we met one out of 20 requirements, which placed us on a probationary status. In August Ms Mueller was placed in charge of the program. On May 12-15, after another program review, we met all 20 standards. In August we go back to the Commission and expect to be taken off probationary status. The Commission stated that Fresno has done an outstanding job and is a model program in the State of California.

Comments were made by Members Ryan and Nunez.

Superintendent Hanson departed the Board meeting at 8:25 p.m.

CFO Quinto stepped in as Acting Superintendent.

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**B. CONFERENCE/DISCUSSION AGENDA – continued****B-62, Public Hearing on the Ambassador Phillip V. Sanchez Charter School Public School Petition (PSPS)**

DISCUSSED AND HELD a Public Hearing on the final Charter Petition for Phillip V. Sanchez Charter School (PSPS) submitted on May 14, 2008 by Bill Matesso, Corporate Vice President of Special Projects for Desert Sands Charter Concepts Schools. The Phillip V. Sanchez Charter School proposes to serve students throughout Fresno County and adjacent counties. The charter developers anticipate opening with 150 students in grades 7-12 in 2008-09, building to a total population of 300 students in three years. The estimated fiscal impact for 2008-09 is \$656,563. Based on the assumption that all 150 students reside within Fresno Unified boundaries, fiscal impact was calculated based on total potential revenue limit income (\$982,688), minus the cost of teacher salaries (\$326,125).

Coordinator Odom presented the staff from the Charter School and staff from the Charter School provided the Board with information regarding this agenda item.

Comments were made by Members Ryan, Nunez, Mills, Johnson, and President Vang.

President Vang OPENED the public hearing and hearing no speakers, CLOSED the public hearing.

Acting Superintendent Quinto stated that Member Johnson has recused himself from the next agenda item and has stepped away from the dais.

**B-63, New Millennium Institute of Education (NMIE) Charter Renewal Petition and a Resolution Outlining Conditions for the Charter Renewal with a Memorandum of Understanding**

ADOPTED as recommended, the final revised copy of the New Millennium Institute of Education (NMIE) charter renewal petition submitted by the Fresno Career Development Institute Incorporated for July 1, 2008 to June 30, 2013. NMIE proposes to continue to serve high risk students in Grades 7-12 in a classroom-based and/or independent study program. The Public Hearing was held on May 14, 2008. The District Charter Review Team recommends that the Board consider approval of the NMIE charter renewal with specifically defined conditions. The Superintendent recommends approval and adoption of the Resolution and Memorandum of Understanding outlining conditions for charter renewal. Fiscal Impact: The estimated fiscal impact for 2008/2009 is \$1,675,263. Based on the assumption that all 452 NMIE students reside within Fresno Unified boundaries, fiscal impact was calculated based on total potential revenue limit income (\$2,568,264), minus the cost of teacher salaries (\$893,001).

Director Bessard provided the Board with an update on the New Millennium Institute of Education and approval by the Board with conditions for the charter renewal with a MOU and with the recommendations as outlined in the stated documents. Staff will provide monthly monitoring and providing to the board quarterly reports.

Member Nunez questioned what were the recommended changes?

B. CONFERENCE/DISCUSSION AGENDA – continued**B-63, New Millennium Institute of Education (NMIE) Charter Renewal Petition and a Resolution Outlining Conditions for the Charter Renewal with a MOU – continued**

Director Bessard stated on page 8 they needed to describe an educated person in the 21<sup>st</sup> Century and on page 11 identify, to parents, the transferability of courses to other public high schools and the meeting of college entrance requirements.

Member Asadoorian requested clarification that if on July 15, 2008 and if requirements are not met do they start the revocation process?

Director Bessard stated they have listed in a Board Communication dates for specific responses to each of the conditions.

Member Mills questioned the MOU on page 12, where there is highlighted language for a reserve of economic uncertainties of 3%, is that a requirement that we are imposing or state law?

Acting Superintendent Quinto stated that is required by state law.

Member Mills moved for approval, seconded by Member Davis, which carried a 6-1-0 with Member Johnson recusing himself from this item.

**B-64, Agreement with the City of Fresno and Fresno Unified School District Relating to the Joint Use of District High School Athletic Facilities**

APPROVED as recommended, the Agreement between the City of Fresno and Fresno Unified School District relating to the Joint Use of High School Athletic Facilities. On December 4, 2007, the City of Fresno approved Resolution 2007-404, which appropriated \$2,000,000 in park bond impact fees for capital projects within Fresno Unified School District. On March 12, 2008, the Board approved the list of athletic priority projects for high schools throughout the District. After negotiations with the City of Fresno, the agreement proposes to allocate the funds toward the following projects which are identified on the priority project list:

Bullard High School	Lights around track	\$250,000
Bullard High School	All weather track (portion)	\$150,000
Edison High School	Lights around track	\$250,000
Edison High School	Seating around track	\$250,000
Roosevelt High School	Lights around track	\$250,000
Fresno High School	All weather track (portion)	\$425,000
Hoover High School	All weather track (portion)	\$425,000

Executive Director LaBlanc provided the Board with an update on the agreement with the City of Fresno and Fresno Unified.

Comments were made by Members Davis, Nunez, Ryan, Mills, and Asadoorian.

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

B. CONFERENCE/DISCUSSION AGENDA – continued

**B-65, Current DRAFT of Accountability Policy in Preparation for July 30 Board Meeting**

The Board discussed the latest draft of the Accountability policy and recommend changes in preparation for the July 30<sup>th</sup> board meeting where this policy will be presented and discussed for approval.

Executive Director Harris stated that all of these polices are to support the work of the Board to make the Core beliefs and Commitments come alive and opened to the Board for discussions.

Member Asadoorian questioned if these will be discussed at the July workshop.

Executive Director Harris stated that they would have an opportunity in the July workshop to discuss these issues.

**B-66, Current DRAFT of Professional Learning Policy in Preparation for July 30 Board Meeting**

The Board discussed the latest draft of the Professional Learning policy and recommend changes in preparation for the July 30<sup>th</sup> board meeting where this policy will be presented and discussed for approval.

**Executive Director Harris they are doing the same revision policy and will be discussed in the July meeting.**

There were no discussion by the Board.

**B-67, Current DRAFT of Data Dashboard Policy in Preparation for July 30 Board Meeting**

The Board discussed the latest draft of the Data Dashboard policy and recommend changes in preparation for the July 30<sup>th</sup> board meeting where this policy will be presented and discussed for approval.

President Vang stated that if there are any comments or questions regarding this item.

Executive Director Harris stated the Superintendent will be sending recommendations out to the Board on this issue.

Member Davis questioned the data points, are they incorporated in the Data Dashboard?

Executive Director Harris stated that the Special Education Dashboard is a subset of the Districts Dashboard.

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

### **C-68, Constituent Services Quarterly Reporting**

RECEIVED Constituent Services Quarterly Reporting for Constituent Services activities for the time period of February 1, 2008 through April 30, 2008. Also included is the Quarterly Reporting for the Valenzuela/Williams Uniform Complaint Procedures reporting for February 1, 2008 through April 30, 2008 per Education Code §35186. Contact person: Tangee Pinheiro, telephone 457-3727.

### **C-69, Board Policy 3100, Reserve Levels**

RECEIVED 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. In preparation for this recommendation, staff contacted other school districts directly to research their policies. Most school districts have a basic policy citing that the minimum required reserves will be maintained. School districts polled were: Garden Grove, San Diego Unified, Sacramento Unified, San Francisco Unified, Central Unified, and Visalia Unified. School Services of California and the California School Boards Association were also consulted. The following school districts have a board policy above the minimum:

- Clovis Unified – minimum of 6% reserve and requirement to maintain reserve level from prior year
- Fremont Union High – maintain a reserve as close as possible to 5% of total General Fund Expenditures
- Colton Joint Unified – maintain no less than 5% unrestricted reserve

Board Policy 3100 will be returned to the July 30, 2008 Board meeting for public hearing and adoption by the Fresno Unified Board of Education.

Members Mills and Asadoorian would like to see a listing or policies of State reserve levels of other districts similar to the size of FUSD.

## **BOARD/SUPERINTENDENT COMMUNICATIONS**

There were no Board/Superintendent communications.

### **Meeting adjourned at 9:22 p.m.**

With no further business to come before the Board of Education at this time, President Vang declared the meeting adjourned at 9:22 p.m.



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MICHAEL E. HANSON, Secretary to the  
Board of Education