



Amended Agenda
September 03, 2021
Noted on Pages
3, 4, and 8

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

AGENDA
WEDNESDAY, SEPTEMBER 08, 2021
***4:30 P.M. (CLOSED SESSION) *5:30 P.M. (OPEN SESSION)**

PLEASE NOTE: WE ARE BACK TO IN-PERSON BOARD MEETINGS.

*DESIGNATED TIMES FOR CONFERENCE/DISCUSSION ITEMS ARE ESTIMATES.

PLEASE NOTE: PARKING WILL BE AVAILABLE FOR BOARD MEETINGS AFTER 5:00 P.M. AT THE "N" STREET PARKING PAVILION LOCATED ON THE SOUTHEAST CORNER OF TULARE AND "N" STREETS – ENTRANCE IS ON "N" STREET. Board meeting attendees without key cards should report to the parking booth to be scanned in by the attendant. Please do NOT pull a ticket. Also, the City of Fresno will not enforce the street meters in this area after 6:00 p.m., Monday through Friday.

Individuals who plan to attend the meeting in person must go through the [COVID-19 Daily Self-Health Screening Tool](#) the day of the board meeting and must answer "no" to all questions.

In compliance with the Americans with Disabilities Act, those requiring special assistance to access the Board meeting room, to access written documents being discussed at the Board meeting, or to otherwise participate at Board meetings, please contact the Board President or Board Office at 457-3727. Notification at least 48 hours prior to the meeting will enable the district to make reasonable arrangements to ensure accessibility to the Board meeting and to provide any required accommodations, auxiliary aids or services.

Any member of the public who wishes to address the Board shall submit a speaker card specifying the item(s) they wish to address. The card must be submitted before the Board President announces the specific agenda item.

Public materials are available for public inspection at our website at: board.fresnounified.org

TRANSLATION SERVICES: Available in Spanish and Hmong in the meeting room upon request.

***4:30 P.M.**

CALL Meeting to Order

OPPORTUNITY for Public Comment on Closed Session Agenda Items

RECESS for Closed Session to discuss the following:

1. Student Expulsions Pursuant to Education Code Section 35146.
2. Conference with Labor Negotiator - (Government Code Section 54957.6); FUSD Negotiator(s): Paul Idsvoog; Employee Organizations(s): FTA, CSEA, Chapter 125, CSEA, Chapter 143, SEIU, Local 521, FASTA/SEIU, Local 521/CTW, CLC, Fresno Unified Building & Construction Trades/FTA; International Association of Machinists and Aerospace Workers (IAMAW), Unrepresented Employees: All Management, Confidential, and Supervisory Employees.
3. Public Employee Discipline/Dismissal/Release/Reassignment/Resignation.
4. Public Employment/Appointment - (Government Code Section 54957).
 - a. Principal
5. Conference with Legal Counsel - Existing Litigation (Government Code Section 54956.9(d)(1)).

***5:30 P.M., RECONVENE** and report action taken during Closed Session, if any.

PLEDGE OF ALLEGIANCE

A staff member will lead the flag salute.

HEAR Report from Superintendent

OPPORTUNITY for Public Comment on Consent Agenda Items

ALL CONSENT AGENDA items are considered routine by the Board of Education and will be enacted by one motion. There will be no separate discussion of items unless a Board member so requests, in which event, the item(s) will be considered following approval of the Consent Agenda.

A. CONSENT AGENDA

A-1, APPROVE Personnel List

Included in the Board binders is the Personnel List, Appendix A, as submitted. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3548.

A. CONSENT AGENDA - continued

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

The Board of Education received and considered the Findings of Fact and Recommendations of District Administrative Panels resulting from hearings on expulsion and readmittance cases conducted during the period since the August 25, 2021 Regular Board Meeting. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Kim Mecum, telephone 457-3731.

A-3, APPROVE Minutes from Prior Meeting

Included in the Board binders are the draft minutes for the August 25, 2021 Regular Board Meeting. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Dr. Robert G. Nelson, telephone 457-3884.

A-4, ADOPT Resolution 21-02 to Promote Local Participation in Procurement of Food Products for District Student Meal Programs

Included in the Board binders and recommended for adoption is Resolution 21-02, promoting increased participation of local growers and businesses in procurement of food products for district student meal programs provided by the Nutrition Services Department. The Superintendent recommends adoption. Fiscal impact: Adoption of the resolution has no direct fiscal impact. Contact person: Karin Temple, telephone 457-3134.

A-5, ADOPT Variable Term Waiver for Bilingual Cross-cultural, Language and Development Authorization

Included for Board adoption are Variable Term Waiver requests for Bilingual Cross-cultural, Language and Development (BCLAD) Authorization for the 2021/22 school year. Education Code 44225(m) allows the commission to grant waivers to fill in an area that is deemed hard-to-fill. The Superintendent recommends adoption. Fiscal impact there is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3548.

A-6, APPROVE Independent Contractor Services Agreement with NRS Staffing, LLC

Included in the Board binders is an agreement with NRS Staffing, LLC to provide support to Fresno Unified School District licensed vocational nurses (LVNs) at school sites. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$650,000 are available in the Health Services budget. Contact person: Misty Her, telephone 457-3633.

A-6a, APPROVE Agreement with Fresno Building Healthy Communities

Included in the Board binders is an agreement with Fresno Building Healthy Communities as the lead agency in the Immigrant Refugee Coalition (IRC). The

A. CONSENT AGENDA - continued

IRC will be providing contact tracing services for Fresno Unified School District middle and high schools for the 2021/22 school year. Additionally, the IRC will provide quarantine counseling/health education services to families impacted by COVID-19. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$1,628,000 are available in the General Fund. Contact person: Patrick Jensen, telephone 457-3657.

A-7, APPROVE Credentialed Teachers to Coach One Period of Competitive Sport for Physical Education Credit for the 2021/22 School Year

Included for Board approval is a request to approve credentialed teachers to coach one period of competitive sport for physical education credit. Pursuant to California Education Code 44258.7(b) teachers who hold a teaching credential in a subject or subjects other than physical education may be authorized to coach one period per day in a competitive sport for which students receive physical education credit. The teacher must be a full-time employee of the school district and has completed a minimum of 20 hours of first aid instruction appropriate for the specific sport. The Superintendent recommends approval. Fiscal impact: Sufficient funds are available in the sites' budget. Contact person: Paul Idsvoog, telephone 457-3548.

A-8, APPROVE Hiring Noncredentialed Consultants for the 2021/22 School Year

Included in the Board binders is a request to hire noncredentialed consultants who possess unique skills from business, performing arts and postsecondary institutions to provide instruction to students. The Superintendent recommends approval. Fiscal impact: Sufficient funds are available in the sites' budget. Contact person: Paul Idsvoog, telephone 457-3548.

A-9, APPROVE College Board Service Agreement for PSAT/SAT

Included for Board approval is a College Board Service Agreement for PSAT/SAT. PSAT/SAT: The College Board early participation program is an initiative to support the involvement of all students in the college-going process at an earlier age while there is still time to inform instruction and learning and increase student readiness for college expectations. College Board shall make available, and Client may order the following: College Board exams products, and services related to the College Readiness and Success System. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$221,061 are available in the Equity and Access budget. Contact person: Lindsay Sanders, telephone 457-3750.

A-10, APPROVE Independent Contractor Services Agreement with Intellias Inc.

Included in the Board binders is a consulting agreement with Intellias Inc. to assist with the upgrade of the technology infrastructure that runs the Lawson Human Resources system. The upgrade moves Lawson to the current version of the Microsoft Windows operating system. The cost for the service is \$73,260. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the

A. CONSENT AGENDA – continued

amount of \$73,260 are available in the Information Technology budget. Contact person: Tami Lundberg, telephone 457-3868.

A-11, APPROVE Award of Bid 22-06, Mobile Hotspots for Private LTE Citizens Broadband Radio Service Network

Included in the Board binders is information on Bid 22-06, to establish fixed unit pricing for hotspots to connect students to the internet using the district's private LTE network. Purchases of these hotspots will be made to assign to students who would otherwise lack access to connected devices and broadband connections sufficient for off-campus learning. Staff recommends award of the bid to the lowest responsive, responsible bidders: Items 1, 2, 3, 4 and 6 Netsync Network Solutions, Inc. (Long Beach, California); Item 5 Everlink, LLC. (Plano, Texas). The Superintendent recommends approval. Fiscal impact: Sufficient funds are available in the amount up to \$350,000 in Information Technology budget and up to \$5,000,000 through grants such as the Emergency Connectivity Fund. Contact person: Tami Lundberg, telephone 457-3868.

A-12, RATIFY Independent Contractor Services Agreement with Davis Education

Ratify Independent Contractor Services Agreement with Davis Education to provide students and staff with the unique opportunity to ensure pathway experiences align to current industry best practices. The Superintendent recommends ratification. Fiscal impact: Sufficient funds in the amount of \$104,000 are available in the Career Technical Education budget. Contact person: Kim Mecum, telephone 457-3731.

A-13, RATIFY Independent Contractor Services Agreement with Nearpod, Inc.

Included in the Board binders is an Independent Contractor Services Agreement with Nearpod, Inc. for unlimited access to Nearpod's platform which includes lessons, videos, and activity creations. Teachers were trained and coached during a variety of professional learning offerings, including the Professional Learning Summit sessions last year. The term of the agreement is one year 08/31/21 - 08/30/22. The Superintendent recommends ratification. Fiscal impact: Sufficient funds in the amount of \$129,000 are available from the In-Person Stimulus Funds. Contact person: Kim Mecum, telephone 457-3731.

A-14, RATIFY Change Order

Included in the Board binders is information on a Change Order for the following project:

- Bid 21-16, Mayfair Elementary School Masonry Block Wall
Change Order 1 presented for ratification \$18,537

The Superintendent recommends ratification. Fiscal impact: Sufficient funds in the amount of \$18,537 are available in the School Facilities Fund for Bid 21-16. Contact person: Karin Temple, telephone 457-3134.

A. CONSENT AGENDA – continued

A-15, RATIFY the Filing of a Notice of Completion

Included in the Board binders is a Notice of Completion for the following project, which has been completed according to plans and specifications.

- Bid 21-16, Mayfair Elementary School Masonry Block Wall

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

END OF CONSENT AGENDA (ROLL CALL VOTE)

UNSCHEDULED ORAL COMMUNICATIONS

Individuals who wish to address the Board on topics within the Board's subject matter jurisdiction, but **not** listed on this agenda may do so at this time. If you wish to address the Board on a specific item that is listed on the agenda, you should do so when that specific item is called. Individuals shall submit a speaker card specifying the topic the wish to address. The card must be submitted before the Board President announces unscheduled oral communications.

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

Members of the public with questions on school district issues may submit them in writing. The Board will automatically refer to the Superintendent any formal requests that are brought before them at this time. The appropriate staff member will furnish answers to questions.

B. CONFERENCE/DISCUSSION AGENDA

***6:15 P.M.**

B-16, OPPORTUNITY for PUBLIC DISCLOSURE and RATIFICATION of the 2021-2024 Negotiated Collective Bargaining Agreement between Fresno Unified School District and California School Employees Association, Chapter 143

In accordance with Government Code 3547.5, all major provisions of collective bargaining agreements are to be presented at a public meeting of the public-school employer before the employer enters into written agreement with an exclusive representative. Included in the Board binders is a copy of the Tentative Agreement between Fresno Unified School District and California School Employees Association, Chapter 143. The Superintendent recommends ratification. Fiscal impact: The estimated cost is included in the disclosure agreement. Contact person: Paul Idsvoog, telephone 457-3548.

***6:20 P.M.**

B-17, PRESENT and DISCUSS Renaming of Facilities

Included in the Board binders is a request received on June 21, 2021 to be placed on the agenda for the Board to consider renaming a facility. In accordance with Board Bylaw 9322 – Agenda/Meeting Materials, “Any Board member or member of the public may request that a matter within the jurisdiction of the Board be placed on the agenda of a regular meeting. The request must be in writing and be submitted to the Superintendent or designee with supporting documents and information, if any, at least two weeks before the scheduled meeting date.” The Board will have an opportunity to provide direction for this request, given that a policy on renaming facilities does not exist. Fiscal impact: There is no fiscal impact at this time. Contact person: David Chavez, telephone 457-3566.

***6:50 P.M.**

B-18, DISCUSS and APPROVE the 2020/21 Unaudited Actual Financial Report, 2020/21 Year-End Budget Revision and 2021/22 Gann Limit

Staff will present, and the Board of Education will discuss and approve the following three items: 2020/21 Unaudited Actual Financial Report, 2020/21 Year-End Budget Revision and the 2021/22 Gann Limit Resolution. The Superintendent recommends approval. Fiscal impact: The 2020/21 year-end actuals reflect the district’s reserve at \$113.7 million, which is above the state minimum required level of 2%. Contact person: Santino Danisi, telephone 457-6226.

***7:20 P.M.**

B-19, DISCUSS and PROVIDE Direction Regarding the Use of a Project Labor Agreement or Traditional Bid Approach for Construction of the Francine and Murray Farber Educational Campus

To gauge interest in utilizing a project labor agreement (PLA) for construction of the planned Francine and Murray Farber Educational Campus at the Ventura and 10th site, an opportunity will be provided for the Board to discuss a potential PLA and provide direction to staff. Direction on whether to utilize a PLA to bid and

B. CONFERENCE/DISCUSSION AGENDA- continued

contract for the project, or to employ the traditional (non-PLA) approach, is sought at this time for planning purposes. A PLA is essentially a collective bargaining agreement that applies to a specific construction project, entered into with one or more labor organizations, which guarantees the project will use union labor. Fiscal impact: The fiscal impact of utilizing a project labor agreement is unknown. Contact person: Karin Temple, telephone 457-3134.

***7:45 P.M.**

B-19a, DISCUSS Potential Censure of Trustee Major Slatic, refer to an Ad Hoc Committee for Recommendation, and APPROVE Suspension of Procedure Number 8 in Board Bylaw 9005.1

Included in the Board binders is a letter given to Trustee Major Slatic on August 11, 2021 regarding the censure and an email received from Trustee Islas stating that she, Clerk Thomas and Trustee Jonasson Rosas are requesting an immediate censure of Trustee Major Slatic. The email was forwarded to Board President Davis after confirming the request with the Trustees which starts the process outlined in Board Bylaw 9005.1 - Censure Policy and Procedures. Additionally, there has been a request to suspend procedure number 8 in Board Bylaw 9005.1 that requires a public hearing not to be set sooner than five (5) business days following preparation of a proposed censure resolution. The request has been made in order for the ad hoc committee to prepare a proposed resolution for the September 15, 2021 Board meeting. The proposed resolution will be shared by no later than close of business on September 10, 2021. The Board President recommends approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: David Chavez, telephone 457-3566.

C. RECEIVE INFORMATION & REPORTS

C-20, RECEIVE the Fresno Unified School District Fourth Quarter Investment Report for Fiscal Year 2020/21

Board Policy 3430(a) requires the Superintendent, or designee, to supply the Board of Education with quarterly and annual reports on district investments. As of June 30, 2021, Fresno Unified School District is in compliance with Board Policy 3430(a) for investments. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Santino Danisi, telephone 457-6226.

BOARD/SUPERINTENDENT COMMUNICATION

D. ADJOURNMENT

NEXT REGULAR MEETING
WEDNESDAY, SEPTEMBER 15, 2021