



**Amended Agenda
Noted on Page 4
August 05, 2022**

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

AGENDA AUGUST 10, 2022

***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.

For the safety of all who attend Fresno Unified Board Meetings, everyone entering the Board of Education Room is subject to metal detector scanning. The use of metal detectors is approved under Board Policy 5145.12.

The following items will not be permitted: alcohol, illegal drugs, knives, or firearms.

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): David Chavez and 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)).
 - a. Christian Stovall, an individual by and through his Guardian ad Litem, Moses Stovall vs. Fresno Unified School District, Fresno Superior Court No. 20CECG02973, Claim No. GL20-0624-5037
6. Conference with Legal Counsel – Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. Genevieve Rodriguez v. Fresno Unified Workers' Compensation Fresno Unified Case No. WC18-0103-265
 - b. Driana Costalez v. Fresno Unified Workers' Compensation Fresno Unified Case No. 2018-0120

***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: David Chavez, 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 June 15, 2022 Regular Board Meeting. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-3, APPROVE Minutes from Prior Meeting

Included in the Board binders are the draft minutes for the June 15, 2022 Regular Board meeting. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Dr. Robert G. Nelson, telephone 457-3884.

A-4, ADOPT Resolution 22-02 180-Day Wait Period Exception and APPROVE Retiree Contract

Included in the Board binders is Resolution 22-02 for an exception to the 180-day wait period for a CalPERS retiree. Adoption of this resolution and approval of the attached retiree contract would allow the district to appoint Andrew De La Torre as an interim retired annuitant following his retirement on June 30, 2022 without waiting the standard 180-days. The employment would be limited to 960 hours per fiscal year. This appointment would provide assistance to the department during the recruitment and search for a permanent replacement. The Superintendent recommends adoption. Fiscal impact: Sufficient funds in the maximum amount of \$66,604 are available in the Liability Internal Service Fund. Contact person: Santino Danisi, telephone 457-6226.

A-5, ADOPT Resolution 22-01, Approving the Self-Certifying Increased Micro-Purchase Threshold

Included in the Board binders and recommended for adoption is Resolution 22-01, to approve the self-certifying increase of the micro-purchase threshold when utilizing federal funding. The current micro-purchase threshold which requires multiple quotes is \$10,000 or more. Pursuant to 2 C.F.R. section 200.320, non-federal entities, including local public-school districts, may annually self-certify a micro-purchase threshold of up to \$50,000. The Superintendent recommends adoption. Fiscal impact: Adoption of the resolution has no direct fiscal impact. Contact person: Paul Idsvoog, telephone 457-3134.

A-6, APPROVE Provisional Internship Permits

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

A. CONSENT AGENDA - continued

A-6a, APPROVE Reclassification of Manager II – Special Education/Principal I to Principal II for Rata High School and Addicott K-8 School

Included for the Boards consideration is a request to approve the reclassification of Manager II – Special Education/Principal 1 to Principal II for Rata High School and Addicott K-8 school. The Superintendent recommends approval. Fiscal impact: Sufficient funds are available in the Special Education budget. Contact person: David Chavez, telephone 457-3548.

A-7, APPROVE Appointments to the Audit Committee

It is recommended that the Board approve the appointment of Barbara W. Thormann and James Stahl to the Fresno Unified School District Audit Committee. The Audit Committee convened on June 08, 2022 and unanimously voted to recommend approval of these appointments to the Board of Education. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Santino Danisi, telephone 457-6226.

A-8, APPROVE Budget Revision No. 1 for Fiscal Year 2022/23

Included in the Board binders is Budget Revision No. 1 for fiscal year 2022/23. Periodic updates to the district's budget are presented to the Board of Education for approval. The Superintendent recommends approval. Fiscal impact: As a result, the Unrestricted General Fund Reserve for Economic Uncertainties is estimated at approximately \$151.5 million at June 30, 2023. Contact person: Santino Danisi, telephone 457-6226.

A-9, APPROVE Annual Agreements for the 2022/23 School Year

Included in the Board binders is a matrix detailing agreements to provide services to Fresno Unified School District. These agreements include the following categories:

- College and Career Readiness
- Athletics
- Targeted Assistance:
 - Student Achievement Outcomes
 - Social Emotional Supports
- Professional Development
- Technology Infrastructure and Supports
- Community Engagement
- Business and Financial Services

Contracts will commence after Board approval and will end no later than June 30, 2023. The Superintendent recommends approval. Fiscal impact: Sufficient funds have been budgeted in the 2022/23 budget. These investments will be funded through the appropriate budgets, as detailed in the matrix. Contact person: Santino Danisi, telephone 457-6226.

A. CONSENT AGENDA - continued

A-10, APPROVE Hiring Noncredentialed Consultants for the 2022/23 School Year Per California Education Code 58803

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. We would like to request the Board approve hiring the consultants to provide secondary instruction in their skilled subjects for the 2022/23 school year. The Superintendent recommends approval. Fiscal impact: Sufficient funds are available in the school sites' budgets. Contact person: David Chavez, telephone 457-3548.

A-11, APPROVE Credentialed Teachers to Coach One Period of Competitive Sport for Physical Education Credit for the 2022/23 School Year per California Education Code 44258.7(b)

Included in the Board binders 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 school sites' budgets. Contact person: David Chavez, telephone 457-3548.

A-12, APPROVE Retiree Contracts for Elementary Music Teachers

Included in the Board binders are four Certificated Retiree Contracts. These music teachers will teach sections of elementary music due to teacher vacancies that are currently unfilled. The term of the contracts will commence on August 11, 2022 and end on June 08, 2023. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$110,920 are available in the Student Engagement VAPA Elementary Music budget. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-13, DENY Claim GL21-0728-7081

Included in the Board binders is a Claim for Damages by Shanti Her-Frazier, case GL21-0728-7081. The Superintendent recommends the Claim be denied, and the matter referred to Risk Management for further handling. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Santino Danisi, telephone 457-6226.

A-14, RATIFY Agreement with Linda Hoff, PhD

Included in the Board binders is an agreement with Linda Hoff, PhD to perform services as part of the Phase I Community Schools planning grant. Dr. Hoff will serve as an implementation coordinator, create and lead a steering committee and

A. CONSENT AGENDA - continued

a core working group which will complete a quantitative assessment, identify potential pilot sites and pursue additional implementation grant funding. The Superintendent recommends approval. Sufficient funds in the amount of \$120,000 are available in the Community Schools planning grant award. Contact person: Misty Her, telephone 457-6336.

A-15, RATIFY Change Orders

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

Bid 20-49, Juan Felipe Herrera New Elementary School
Change Order 9 presented for ratification \$ 51,223

Bid 21-10, Ewing Elementary School New Early Learning Building and
Parking Lot Improvements
Change Order 5 presented for ratification \$ 16,830

Bid 21-10, Edison High School Gymnasium Addition
Change Order 10 presented for ratification \$ 5,491

Bid 21-24, Columbia Elementary School Classroom Building Addition
Change Order 6 presented for ratification \$ 73,310

Bid 21-35, Jackson Elementary Multipurpose Building Reconstruction
Change Order 4 presented for ratification \$ 20,243

Bid 21-41, Duncan Polytechnical High School CTE Medical Science Building
Change Order 2 presented for ratification \$ 182,006
Change Order 3 presented for ratification \$ 167,816

Bid 22-01, Addams Elementary School Building Additions and Modernization
Change Order 1 presented for ratification \$ - 7,735
Change Order 2 presented for ratification \$ 41,855

The Superintendent recommends ratification. Fiscal impact: \$457,252 is available in the Measure M Fund for Bids 21-24, 21-41, and 22-01. \$71,466 is available in the Measure X Fund for Bids 20-49 and 21-35. \$22,321 is available in the School Facilities Fund for Bids 21-10 and 21-11. Contact person: Paul Idsvoog, telephone 457-3134.

A-16, RATIFY Purchase Orders from May 01, 2022 through May 31, 2022

Included in the Board binders is information on purchase orders issued from May 01, 2022 through May 31, 2022. For the reported dates, no purchase orders are identified that may present a potential conflict of interest for an individual Board member. Please be advised that pursuant to Board Bylaw 9270, each individual Board member has a continuing duty to disclose and abstain from voting on any item where the potential for a conflict of interest exists. The Superintendent recommends ratification. Fiscal impact: Funding is noted on the attached pages. Contact person: Paul Idsvoog, telephone 457-3134.

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

B. CONFERENCE/DISCUSSION AGENDA

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

B-17, DISCUSS and ADOPT 2022/23 Annual Declaration of Need for Fully Qualified Educators

Included in the Board binders is the 2022/23 Declaration of Need for Fully Qualified Educators. Annually, Fresno Unified adopts the Declaration of Need for Fully Qualified Educators, which certifies that there may be an insufficient number of certificated persons who meet the District's specified employment criteria for the positions listed on the Declaration. The adoption of the Declaration is a prerequisite to the issuance of: 1) CLAD/English Learner Authorizations; 2) Bilingual Authorizations in Hmong & Spanish; 3) Resource Specialists; 4) Library Service Permits; 5) Any General Limited Assignment Teaching Permits; 6) Teachers on Internship Credentials in the event that such a shortage occurs. (Title 5, California Code of Regulations, Section 80026). The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: David Chavez, telephone 457-3548.

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

B-18, OPPORTUNITY for Public Discussion of the 2023/24 Fresno Teachers Association Initial Proposal to the Fresno Unified School District

In accordance with Government Code 3547, all initial proposals of the exclusive representative shall be presented at a public meeting of the public-school employer, and thereafter, shall be public record. Included in the board binders is the 2023/24 Fresno Teachers Association initial proposal to the Fresno Unified School District, presented at the June 15, 2022 meeting of the Board of Education and returned to this agenda for formal presentation, public discussion and acknowledgement of receipt. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: David Chavez, telephone 457-3548.

***6:25 P.M.**

B-19, OPPORTUNITY for Public Discussion and ADOPTION of the Fresno Unified School District 2023/24 Initial Proposal to the Fresno Teachers Association

In accordance with Government Code 3547, all initial proposals of the public-school employer shall be presented at a public meeting of the public-school employer, and thereafter, shall be public record. Included in the board binders is the Fresno Unified School District 2023/24 initial proposal to the Fresno Teachers Association, presented at the June 15, 2022 meeting of the Board of Education and returned this agenda for formal presentation, public discussion and Board adoption. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: David Chavez, telephone 457-3548.

B. CONFERENCE/DISCUSSION AGENDA- continued

***6:30 P.M.**

B-20, OPPORTUNITY for Public Disclosure and RATIFICATION of the 2022/23 Negotiated Collective Bargaining Agreement between Fresno Unified School District and California School Employees Association, Chapter 125

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 125. The Superintendent recommends ratification. Fiscal impact: The estimated cost is included in the disclosure agreement. Contact person: Paul Idsvoog, telephone 457-3134.

C. RECEIVE INFORMATION & REPORTS

C-21, RECEIVE the Initial Successor Contract Proposal for 2022-2025 from the Fresno Unified School District to the International Association of Machinists and Aerospace Workers

Included in the Board binders is the Initial Successor Contract Proposal for 2022-2025 from the Fresno Unified School District to the International Association of Machinists and Aerospace Workers. In accordance with Government Code 3547, all initial bargaining proposals of a public-school employer and exclusive bargaining representatives shall be presented at a public meeting and thereafter, shall be public record. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3134.

C-22, RECEIVE the Initial Successor Contract Proposal for 2022-2025 from the International Association of Machinists and Aerospace Workers to the Fresno Unified School District

Included in the Board binders is the Initial Successor Contract Proposal for 2022-2025 from the International Association of Machinists and Aerospace Workers to the Fresno Unified School District. In accordance with Government Code 3547, all initial bargaining proposals of a public-school employers and exclusive bargaining representatives shall be presented at a public meeting and thereafter, shall be public record. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3134.

C-23, RECEIVE Proposed Revisions for Board Policies

Included in the Board binders are proposed revisions for the following four Board Policies (BP) and one Exhibit (E):

- BP 1400 Relations Between Other Governmental/Agencies and The Schools

C. RECEIVE INFORMATION & REPORTS – continued

- BP 3523 Electronic Signatures (NEW)
- BP 5141.52 Suicide Prevention
- BP 6146.1 High School Graduation Requirements/Standards of Proficiency
- E 9270 Conflict of Interest – Statement of Economic Form 700

These revisions meet the California School Boards Association recommendations, the California Department of Education’s Federal Program Monitoring requirements and best practices. The items will be brought back for approval at a future Board meeting. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ambra O’Connor, telephone 457-3838.

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 they 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. The Board recognizes that individuals may ask the Board to answer questions or respond to statements made during unscheduled oral communications and in accordance with Board Bylaw 9323, the Board shall take no action or discussion on any item not appearing on the posted agenda, except as authorized by law.

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.

D. ADJOURNMENT

NEXT REGULAR MEETING
WEDNESDAY, AUGUST 24, 2022