



**Amended Agenda
Noted on Page 1
October 21, 2022**

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

**AGENDA
OCTOBER 26, 2022
*4:30 P.M. (CLOSED SESSION) *6:45 P.M. (OPEN SESSION)**

**THIS MEETING WILL BE HELD AT 2309 TULARE STREET, BOARD ROOM,
SECOND FLOOR, FRESNO, CALIFORNIA 93721**

AND

**BOARD CLERK ISLAS WILL PARTICIPATE FROM THE FOLLOWING
TELECONFERENCE LOCATION: BEST WESTERN ARCATA INN,
4827 VALLEY W BOULEVARD, ARCATA, CALIFORNIA 95521,
OPEN TO THE PUBLIC**

**BOARD TRUSTEE KESHIA THOMAS WILL PARTICIPATE FROM THE
FOLLOWING TELECONFERENCE LOCATION: WESTIN HOTEL,
AVENIDA DE LAS ROSAS 2911, GUADALAJARA, JAL., MEXICO,
OPEN TO THE PUBLIC**

**PURSUANT TO GOVERNMENT CODE SECTION 54953 (B)(2),
ALL ACTION TAKEN DURING THIS TELECONFERENCE MEETING
SHALL BE BY ROLL CALL VOTE**

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. Public Employee Performance Evaluation - Government Code Section 54957.
 - a. Superintendent
3. 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.
4. Public Employee Discipline/Dismissal/Release/Reassignment/Resignation.
5. Public Employment/Appointment - (Government Code Section 54957).
 - a. Instructional Superintendent
 - b. Principal on Special Assignment
6. Conference with Legal Counsel - Existing Litigation - (Government Code Section 54956.9(d)(1)).
 - a. Potential Case (One)
7. Conference with Legal Counsel – Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. Dolores Torres v. Fresno Unified Workers' Compensation
Fresno Unified Case No. WC19-0815-3579
 - c. Monique Quintana v. Fresno Unified Workers' Compensation
Fresno Unified Case No. WC19-0606-4972

***6:45 P.M., RECONVENE** and report action taken during Closed Session, if any.

PLEDGE OF ALLEGIANCE

Kristen Laus will lead the flag salute.

HEAR Reports from Student Board Representatives

An opportunity is provided to hear comments/reports from Student Board Representatives from Duncan Polytechnical High School. Contact person: Dr. Natasha Baker, telephone 457-3731.

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-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 October 12, 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 October 12, 2022, Regular Board meeting. The Superintendent recommends approval. Fiscal impact:

A. CONSENT AGENDA – continued

There is no fiscal impact to the district. Contact person: Dr. Robert G. Nelson, telephone 457-3884.

A-4, ADOPT Variable Term Waiver for Career Technical Education Credential Holders

Included in the Board binders are Variable Term Waiver requests for Career Technical Education teachers who need the English Learner Authorization until their credential is cleared. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: David Chavez, telephone 457-3548.

A-5, APPROVE Provisional Internship Permits

Included in the Board binders are Provisional Internship Permit (PIP) recommendations to rehire or hire upon Board approval. Site principals recommended to Human Resources to retain or hire the following teachers (refer to attachment) in their positions for 2022/23 due to a shortage of fully credentialed teachers. They are all working toward completing the required classes/exams by the end of 2022/23. 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-6, APPROVE Position and ADOPT Job Description Deaf or Hard of Hearing (DHH) Sign Language Interpreter (Certified): Itinerant II and APPROVE Revision to the Classified Hourly Salary Schedule for Deaf or Hard of Hearing (DHH) Sign Language Interpreter (Certified): Itinerant

Included in the Board binders is the job description of Deaf or Hard of Hearing (DHH) Sign Language Interpreter (Certified): Itinerant II, and a revised Classified Hourly Salary Schedule. This position is accountable, under direct supervision of an assigned supervisor, for providing high-quality Sign Language services and spoken English interpreting services to facilitate communication between Deaf or Hard of Hearing district level administrators, staff members, students and teachers, community members, and peers, using any of a variety of manual and verbal communications systems in a highly proficient manner reflecting the effect of the speaker and/or signer. This position is designated non-exempt and placed G-55 on the Classified Hourly Salary Schedule. The Superintendent recommends approval and adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: David Chavez, telephone 457-3548.

A-7, APPROVE Revised Job Description for the Principal on Special Assignment and Revised Certificated Management Monthly Salary Schedule 261 Duty Days

Included in the Board binders are the following: Revised Job Description for the Principal on Special Assignment to reflect the need to provide leadership for the collaborative process and development of a continuum of services for students,

A. CONSENT AGENDA - continued

families, and community within a school neighborhood and/or region that is in alignment to the 4 Pillars of Community Schools on a year-round basis, and Revised Certificated Management Monthly Salary Schedule 261 Duty Days reflecting the additional salary placement of Principal III on Special Assignment E-28 of the Management Salary Schedule. The Superintendent recommends approval. Fiscal impact: There are sufficient funds at this time. Contact person: David Chavez, telephone 457-3548.

A-8, APPROVE Retiree Contract with Frances Buelna-Szabo

Included in the Board binders is a retiree contract with Frances Buelna-Szabo in the amount of \$30,378. Ms. Buelna-Szabo will provide various school sites with a total of 58 days of psychoeducational compliance assessment services. This agreement will begin November 01, 2022, and end by June 02, 2023. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$30,378 are available in the Special Education budget. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-9, APPROVE Agreement between Cenergistics and Fresno Unified School District

Included in the Board binders is an agreement between Cenergistics and Fresno Unified School District. Cenergistics will provide energy management services to Fresno Unified School District with the goal of reducing energy usage and capturing financial savings. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3134.

A-10, APPROVE Renewal Agreement with Halcyon Behavioral, LLC

Included in the Board binders is an agreement with Halcyon Behavioral, LLC, the district's mental health and substance abuse provider for the Preferred Provider Organization (PPO) health plan members. Renewal for one year through December 31, 2023. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$450,000 are available in the Health Internal Service Fund. Contact person: Santino Danisi, telephone 457-6226.

A-11, APPROVE Renewal Agreement with Physmetrics, LLC

Included in the Board binders is a renewal agreement with Physmetrics to administer chiropractic and acupuncture services on behalf of benefit-eligible employees and retirees for January 01, 2023, through December 31, 2023. The Superintendent recommends approval. Fiscal impact: Annual estimated cost of \$800,000 is available in the Health Internal Service Fund. Contact person: Santino Danisi, telephone 457-6226.

A-12, APPROVE Award of Bid 23-02, Edison High School Career Technical Education Building, and Interim Housing

A. CONSENT AGENDA - continued

Included in the Board binders is information on Bid 23-02, for construction of a new Career Technical Education (CTE) classroom building at Edison High School. The building contains fourteen classroom and lab spaces: six health science class labs, three information communication labs, three architecture/engineering labs with adjacent outdoor learning spaces, an athletic performance class lab with an adjacent outdoor learning space, and a flex presentation classroom to host outside industry partners. The project also includes a new student plaza and outdoor learning space west of the swim complex. Staff recommends award to the lowest responsive, responsible bidder: Davis Moreno Construction, Inc., (Fresno, California) \$ 17,811,883. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$ 17,811,883 are available in the Measure M Fund. Contact person: Paul Idsvoog, telephone 457-3134.

A-13, RATIFY the Joint Health Management Board Consultant Contract with Archer & Hound, LLC

Included in the Board binders is an agreement with Archer & Hound, LLC, the Joint Health Management Board's (JHMB) new communication firm. The contract is in effect from September 01, 2022, through December 31, 2024. The Superintendent recommends ratification. Fiscal impact: Sufficient funds in the amount of \$185,000 are available in the Health Internal Service Fund. Contact person: Santino Danisi, telephone 457-6226.

A-14, RATIFY Agreement with State Center Community College District and State Center Adult Education Consortium

Included in the Board binders is an agreement that is renewed annually between State Center Community College District (SCCCD) and Fresno Unified School District for the Fresno Adult School as members of the State Center Adult Education Consortium (SCAEC). In efforts to meet the requirements of Assembly Bill 104 and the California Adult Education Program (CAEP) funding, Fresno Unified School District through the Fresno Adult School will be responsible for monitoring activities and providing the SCAEC with all information required to fulfill the responsibilities of State reports, performance measures and program outcomes. As the Fiscal Agent for SCAEC, SCCCDD will release the approved allocation in the sum of not more than \$5,973,542 to Fresno Unified School District over the 12 months during the 2022/23 fiscal year. The Superintendent recommends ratification. Fiscal impact: Sufficient funds in the amount of \$5,973,542 are available in the 2022/23 Consortium allocation for the Fresno Adult School. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-15, RATIFY Grant Application to the California Department of Education for the Incentive Grant Program

Included for the Board's consideration is a request to ratify the grant application to the California Department of Education for the Incentive Grant Program. The California Department of Education announced the California Technical Education

A.CONSENT AGENDA – continued

Incentive Grant (CTEIG) program to encourage and maintain the delivery of high-quality career technical education programs. Ratification is requested for this grant submission due on September 30, 2022. The Superintendent recommends ratification. Fiscal impact: Career Technical Education Incentive Grant funds will be matched at \$2.00 for every \$1.00 received from this program through funding from Fresno Unified including Local Control Funding Formal apportionments, California Partnership Academies, or federal Perkins funds. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-16, RATIFY Grant Application to California Community Colleges Chancellor's Office – K12 Strong Workforce Program

Included for the Board's consideration is a request to ratify a grant application to the California Community Colleges Chancellor's Office-K12 Strong Workforce Program. The California Community Colleges Chancellor's Office in partnership with the California Department of Education is seeking applications from eligible school districts for K12 Strong Workforce Program grants. The Superintendent recommends ratification. Fiscal impact: Strong Workforce Program funds will be matched by \$2.00 for every \$1.00 received from this program through other Career Technical Education funds such as the Local Control Funding Formula, Federal Perkins, local bonds, California Partnership Academies, and industry and post-secondary partnerships. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-17, RATIFY the Fresno K16 Collaborative Project Proposal

Included for the Board's consideration is a request to ratify the Fresno K16 Collaborative Project Proposal. The Governor's Council on Post-Secondary Education released grant funding to be awarded to the Fresno Collaborative for K12 and postsecondary institutions to implement innovative educational strategies. The Superintendent recommends ratification. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-18, RATIFY Change Orders

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

Bid 21-11, Edison High School Gymnasium Addition
Change Order 12 presented for ratification \$145,026

Bid 21-24, Columbia Elementary School Classroom Building Addition
Change Order 7 presented for ratification \$29,675
Change Order 8 presented for ratification \$13,191

A. CONSENT AGENDA - continued

Bid 21-35, Jackson Elementary School Multipurpose Building Reconstruction
Change Order 5 presented for ratification \$84,382

Bid 21-38, Centennial and Wishon Elementary Schools and Scandinavian Middle School Multipurpose Room HVAC Upgrades
Change Order 1 (Wishon) presented for ratification \$13,866

Bid 21-42 Section B, Edison High School Athletic Field Improvements
Change Order 2 presented for ratification \$66,459

Bid 21-42 Section C, Sunnyside High School Athletic Field Improvements
Change Order 2 presented for ratification \$15,305

Bid 22-21, Francine and Murray Farber Educational Campus
Change Order 1 presented for ratification \$22,116

The Superintendent recommends ratification. Fiscal impact: \$64,982 is available in the Measure M Fund for Bids 21-24 and 22-21, \$180,012 is available in the Measure X Fund for Bids 21-35, 21-38 and 21-42 Sections B and C, and \$145,026 is available in the School Facilities Fund for Bid 21-11. Contact person: Paul Idsvoog, telephone 457-3134.

A-19, 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 21-35, Jackson Elementary School Multipurpose Building Reconstruction

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

A-20, RATIFY Purchase Orders from July 01, 2022 through July 31, 2022 – Primary Report

Included in the Board binders is information on purchase orders issued from July 01, 2022 through July 31, 2022. Two agenda items are presented to ratify purchase orders. The first item includes the Primary Report with all purchase orders issued during the reported dates with the exception of those that may present a potential conflict of interest for an individual Board member. All remaining purchase orders are in the Supplemental Report and presented as a second agenda item. The Superintendent recommends ratification. Fiscal impact: Funding is noted on the attached pages. Contact person: Paul Idsvoog, telephone 457-3134.

A. CONSENT AGENDA - continued

A-21, RATIFY Purchase Orders from July 01, 2022 through July 31, 2022 – Supplemental Report

Included in the Board binders is information on purchase orders issued from July 01, 2022 through July 31, 2022. Two agenda items are presented to ratify purchase orders. The first item includes the Primary Report with all purchase orders issued during the reported dates with the exception of those that may present a potential conflict of interest for an individual Board member. All remaining purchase orders are in the Supplemental Report and presented as a second agenda item. 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

***7:15 P.M.**

B-22, PRESENT and DISCUSS the Superintendent's Dashboard

Included in the Board binders is a draft of phase one (1) of the Superintendent's Dashboard. Staff will present the first phase of the Superintendent's Dashboard, what data it displays and how it can be accessed. Staff will also briefly discuss planned future additions. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Misty Her, telephone 457-3633.

C. RECEIVE INFORMATION & REPORTS

There are no items for this section of the agenda.

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 SCHEDULED REGULAR MEETING
WEDNESDAY, NOVEMBER 09, 2022**