



**Amended Agenda
Noted on Pages 2 & 7
November 04, 2022**

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

**AGENDA
NOVEMBER 09, 2022
*4:30 P.M. (CLOSED SESSION) *6:00 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)
 - a. **Agency Designated Representatives: Board President and Board Clerk**
 - b. **Unrepresented Employee: Superintendent**
3. Conference with Labor Negotiator - (Government Code Section 54957.6); Fresno Unified School District Negotiator(s): David Chavez and Paul Idsvog; 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. **Executive Officer**
 - b. **Instructional Superintendent**
6. Conference with Legal Counsel - Existing Litigation - (Government Code Section 54956.9(d)(1)).
 - a. Risk Management Litigation Report
7. Conference with Legal Counsel – Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. Robert Francis Gibson v. Fresno Unified Workers' Compensation
Fresno Unified Case No. WC21-0419-5302

***6:00 P.M., RECONVENE** and report action taken during Closed Session, if any.

PLEDGE OF ALLEGIANCE

Aliyah Barajas will lead the flag salute.

HEAR Reports from Student Board Representatives

An opportunity is provided to hear comments/reports from Student Board Representatives from Cambridge 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 26, 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 26, 2022, Regular Board meeting. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Superintendent Dr. Robert G. Nelson, telephone 457-3884.

A-4, ADOPT Resolution 23-07, Proclaiming November 07 - 11, 2022, as National Psychology Week

Included in the Board binders is a resolution proclaiming November 07 - 11, 2022, as National School Psychology Week. In appreciation of our school psychologists, the district celebrates, recognizes, and honors each of them and their contribution to the entire Fresno Unified School District's students, families, and staff. 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-5, ADOPT Resolution Ordering the Date of the Annual Organizational Meeting of the Governing Board

Included in the Board binders is a Resolution Ordering the Date of the Annual Organizational Meeting of the Governing Board as December 14, 2022. Pursuant to section 35143 of the Education Code of the State of California, the governing board of each district shall select an annual organizational meeting date. The date must fall within a 15-day period commencing on the day a new member's term begins or would begin, i.e., the same 15-day period applies to election and non-election years. Pursuant to California Education Code section 5017, in 2022 new member terms begin on the second Friday of December. Therefore, the 2022 annual organizational meeting date must fall between December 09, 2022, and no later than December 23, 2022. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ambra O'Connor, telephone 457-38387.

A. CONSENT AGENDA - continued

A-6, APPROVE Agreement with Education and Leadership Foundation/Inter-Act Fellows

Included in the Board binders is an agreement with Education and Leadership Foundation/Inter-Act Fellows (ELF/Inter-Act Fellows). ELF/Inter-Act Fellows will provide services within the Office of African American Academic Acceleration (A4) Springboard Afterschool Elementary Reading Program. The program recently expanded to serve 20 elementary sites, Springboard Elementary Summer Reading Program, and Elementary Academic Advisors. The 27 mentors/tutors will provide a combined total of 3,337 hours of support by assisting with assessment facilitation and monitoring, mentoring, and participating in professional development to prepare for programs. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$97,267 are available in the Office of African American Academic Acceleration budget. Contact person: Deputy Superintendent Misty Her, telephone 457-3633.

A-7, APPROVE Agreement with Fresno Economic Opportunities Commission

Included in the Board binders is an agreement with Fresno Economic Opportunities Commission. Approval of the agreement is requested to allow for daily transportation to and from internship locations for Career Technical Education students. The Superintendent recommends approval. Fiscal impact: The estimated funding for the 2022/23 school year for transportation costs is not to exceed \$500,000. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-8, APPROVE Agreement with Minuteman Press

Included in the Board binders is an agreement with Minuteman Press to support mass print and production of materials for Extended Learning (i.e., After-School, Winter, Saturday, and Summer Programs). To promote and inform families of Extended Learning opportunities for Fresno Unified School District students. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$185,000 are available in the Extended Learning budget. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-9, APPROVE Agreement with Nightingale Dispute Consultants, Inc.

Included in the Board binders is an agreement with Nightingale Dispute Consultants, Inc. Human Resources is requesting the approval of the agreement with Nightingale Dispute Consultants, Inc. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$50,050 are available in the Human Resources budget. Contact person: David Chavez, telephone 457-3548.

A-10, APPROVE Agreement with Springboard Collaborative

Included in the Board binders is an agreement with Springboard Collaborative. The Office of African American Academic Acceleration (A4) in collaboration with Springboard Collaborative, has maintained successful growth outcomes for our

A. CONSENT AGENDA - continued

African American students in each session along with maintaining high percentages of family engagement participation throughout the program. Expansion will continue for the 2022/23 academic year with our continued partnership with the Extended Learning Department to have 20 elementary sites district-wide participate in the afterschool reading program and continue to scale this expansion to all elementary sites into the 2023/24 school year that have the capacity to host the program. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$876,000 are available in the Office of African American Academic Acceleration budget. Contact person: Deputy Superintendent Misty Her, telephone 457-3633.

A-11, APPROVE ProSolve Leadership Series Proposal

Included in the Board binders is a request for Fresno Unified to partner with ProSolve to facilitate a three-part leadership series to strengthen collaboration and community across three critical departments: Career Technical Education, Extended Learning, Counseling Services. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$19,000 are available in the Extended Learning Opportunities Program funds. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-12, APPROVE Agreement between Parsec Education and Fresno Unified School District

Included in the Board binders is an agreement between Parsec Education and Fresno Unified School District. Parsec Education's mission is to improve and transform K-12 education and student outcomes through modernizing, evaluating, improving, and standardizing the way schools view, interpret, and respond to data. Parsec Education will provide custom quarterly reports to the Instructional Division at the regional and school-site level for principals. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$86,400 are available in the Chief Academic Office budget. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-13, DENY Claim GL22-0408-6890

Included in the Board binders is a Claim for Damages by Martin Rodriguez, case GL22-0408-6890. The Superintendent recommends the Claim be denied, and the matter referred to the district's 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, DENY Claim GL22-0408-7793

Included in the Board binders is a Claim for Damages by a minor, case GL22-0408-7793. The Superintendent recommends the Claim be denied, and the matter referred to the district's 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. CONSENT AGENDA - continued

A-15, DENY Claim GL22-0408-7794

Included in the Board binders is a Claim for Damages by a minor, case GL22-0408-7794. The Superintendent recommends the Claim be denied, and the matter referred to the district's 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-16, RATIFY Change Orders

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

- Bid 21-34, Ventura and 10th South Campus Site and Tenant Improvements for Buildings C and D
- Change Order 7 (South Campus Site) presented for ratification \$216
- Change Order 7 (Tenant Improvements) presented for ratification \$28,221
- Bid 21-38, Centennial and Wishon Elementary Schools and Scandinavian Middle School Multipurpose Room HVAC Upgrades
- Change Order 3 (Centennial) presented for ratification \$-821
- Change Order 1 (Scandinavian) presented for ratification \$79,317
- Bid 21-40, Hoover High School Event Center HVAC and Roof Replacement
- Change Order 2 presented for ratification \$4,798
- Bid 21-53, Kratt and Leavenworth Elementary Schools Modular Classroom Infrastructure
- Change Order 2 (Kratt) presented for ratification \$-92
- Change Order 2 (Leavenworth) presented for ratification \$-92
- Bid 22-28, Ventura and 10th Site and Parking Lot Improvements Phase II
- Change Order 1 presented for ratification \$128,732

The Superintendent recommends ratification. Fiscal impact: \$240,463 is available in the Measure X fund for Bids 21-38, 21-34, 21-40, and 22-28. \$92 will be credited to the School Facilities Fund for bid 21-53, (Leavenworth) and \$92 will be credited to the Developer Fee Fund for Bid 21-53, (Kratt). Contact person: Paul Idsvoog, telephone 457-3134.

A-17, RATIFY the Filing of Notices of Completion

Included in the Board binders are Notices of Completion for the following projects, which have been completed according to plans and specifications.

- Bid 21-40, Hoover High School Event Center HVAC and Roof Replacement
- Bid 21-48 Sections A and B, Playground Equipment Replacement at Various Sites

A. CONSENT AGENDA - continued

- Bid 21-53, Kratt and Leavenworth Elementary Schools Modular Classroom Infrastructure

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-18, RATIFY Purchase Orders from August 01, 2022, through August 31, 2022 – Primary Report

Included in the Board binders is information on purchase orders issued from August 01, 2022, through August 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-19, RATIFY Purchase Orders from August 01, 2022, through August 31, 2022 – Supplemental Report

Included in the Board binders is information on purchase orders issued from August 01, 2022, through August 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-19a, RATIFY Vendor Designation Per Request for Qualifications 22-09, Extended Learning Enrichment Services

Included in the Board binders is a request to ratify Request for Qualifications (RFQ) 22-09. In November of 2021, the Board approved Request for Qualifications 22-09, to provide a pool of qualified vendors to provide enrichment services outside of the regular school day. The RFQ establishes a list of prequalified vendors that may be used for enrichment services needed throughout the year. The term is one year with four one-year renewal options. The RFQ provides for additional vendor designations as they are approved through the RFQ process, to meet the demands and size of scope of these programs. Included in the Board binders is a list of additional vendors recommended for ratification. The Superintendent recommends ratification. Fiscal impact: Funding is available through the Expanding Learning Opportunities Grant. Contact person: Dr. Natasha Baker, telephone 457-3134.

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

B. CONFERENCE/DISCUSSION AGENDA

There are no items for this section of the agenda.

C. RECEIVE INFORMATION & REPORTS

C-20, RECEIVE the Fresno Unified School District First Quarter Investment Report for Fiscal Year 2022/23

Included in the Board binders is the Fresno Unified School District First Quarter Investment Report for Fiscal Year 2022/23. 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 September 30, 2022, 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.

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, DECEMBER 07, 2022**