



**Amended Agenda
Board Approved
December 14, 2022
Noted on Page 4**

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

**AGENDA
DECEMBER 14, 2022
*4:00 P.M. (OATH OF OFFICE)
*4:30 P.M. (CLOSED SESSION) *6:00 P.M. (OPEN SESSION)**

***4:00 P.M.**

ADMINISTER the Ceremonial Oath of Office to Re-elected and Newly Elected Board of Education Members

Board Members will take the ceremonial Oath of Office for the position of Trustee, Board of Education, by order of Trustee Area:

TRUSTEE AREA 3

Mayor Jerry Dyer will administer the Oath of Office to Valerie F. Davis, re-elected Board Member to Trustee Area 3. Member Davis will serve a four-year term (2022 – 2026).

TRUSTEE AREA 4

Aliyah Barajas will administer the Oath of Office to Genoveva Islas, re-elected Board Member to Trustee Area 4. Member Islas will serve a four-year term (2022 – 2026).

TRUSTEE AREA 7

Darius Assemi will administer the Oath of Office to Susan K. Wittrup, newly elected Board Member to Trustee Area 7. Member Wittrup will serve a four-year term (2022 – 2026).

RECESS for Brief Reception Honoring Re-elected and Newly Elected Board of Education Members.

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 Real Property Negotiator (Government Code Section 54956.8)
 - a. Properties: APN 472-022-12 & 472-022-05 and APN 472-022-13, Agency Negotiator: Paul Idsvoog, Negotiating Parties: Fresno Unified School District & Mochizuki Trust, Under Negotiation: Price, Terms, and Conditions of Potential Purchase.
3. Conference with Labor Negotiator - (Government Code Section 54957.6); Fresno Unified School District 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. Chief, Equity and Access
 - b. Executive Director
 - c. Director
6. Conference with Legal Counsel – Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. Genevieve Moreno v. Fresno Unified Workers' Compensation
Fresno Unified Case No. WC21-0802-5520

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

PLEDGE OF ALLEGIANCE

Tami Lundberg 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-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 December 07, 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 December 07, 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-3a, ADOPT Resolution in the Matter of Declaring Certification of the November 08, 2022, Election

Included in the Board binders is a resolution in the matter of Declaring Certification of the November 08, 2022, election. Adoption of the resolution officially declares certification of the November 08, 2022, election resulting in four members being elected/re-elected to the Fresno Unified School District Board of Education for a four-year term (2022-2026). The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ambra O'Connor, telephone 457-3838.

A-4, ADOPT Job Description Tier II Intervention Specialist and APPROVE Revision to the Classified Hourly Salary Schedule for Tier II Intervention Specialist

Included in the Board binders is the new job description of Tier II Intervention Specialist and the revised Classified Hourly Salary Schedule with Tier II Intervention Specialist placed at G-38. This position is accountable, under general direction of an assigned supervisor, for providing and coordinating targeted interventions and supports for social emotional, behavioral and attendance needs in support of student learning at grade level and beyond within a Multi-tiered System of Support (MTSS) through trauma informed and culturally responsive lens. This position will be designated non-exempt and placed G-38 on the Classified Hourly Salary Schedule. The Superintendent recommends approval. Fiscal impact: There are sufficient funds in the Department of Prevention and Intervention budget. Contact person: David Chavez, telephone 457-3548.

A. CONSENT AGENDA – continued

A-5, APPROVE 2022/23 Classified Food Services Hourly, Classified Hourly, Fresno Teachers Association– Trades, International Association of Machinists and Aerospace Workers Crafts Hourly, Confidential Hourly, Supervisory Hourly, Certificated and Classified Management, Nurses and Speech Language Pathologists, Teachers and Librarians, Teachers on Special Assignment, Designated Teachers, Career Technical Ed/Vocational Ed Teachers, Junior Reserve Officers' Training Corps Instructors, Lori Ann Infant Center, Child Development Center and Pace Teachers, Adult Education, Pre-Kindergarten Teachers, and Classified Y-Rated Salary Schedule

Included with this agenda item for the Board's consideration and approval are the 2022/23 Classified Food Services Hourly, Classified Hourly, Fresno Teachers Association – Trades, International Association of Machinists and Aerospace Workers Crafts Hourly, Confidential Hourly, Supervisory Hourly, Certificated and Classified Management, Nurses and Speech Language Pathologists, Teachers and Librarians, Teachers on Special Assignment, Designated Teachers, Career Technical Ed/Vocational Ed Teachers, Junior Reserve Officers' Training Corps Instructors, Lori Ann Infant Center, Child Development Center and Pace Teachers, Adult Education, Pre-Kindergarten Teachers, and Classified Y-Rated Salary Schedule. The Superintendent recommends approval. Fiscal impact: There are sufficient funds available in the district budget at this time. Contact person: David Chavez, telephone 457-3548.

A-6, APPROVE Certificated Retiree Contracts with Patricia Atitya and Arlene Rowan

Included in the Board binders are two Certificated Retiree Contracts between Fresno Unified School District and Patricia Atitya for \$20,500 and Arlene Rowan for \$18,500 to conduct initial preschool special education health evaluations at a rate of \$64.15 per hour. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$39,000 are available in the Special Education budget. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-7, APPROVE Agreement with Fresno County Sheriff's Office to Place a Student Resource Officer at Wawona School

Included in the Board binders is an agreement with the Fresno County Sheriff's Office to place a Student Resource Officer (SRO) at Wawona school. Wawona is located on a county island and does not fall under the City of Fresno law enforcement jurisdiction. On June 15, 2022, the Board approved adding student resource officers to middle school campuses. Staff noted once approved it would need to contract separately with Fresno County to support Wawona. This contract includes a three-year base contract and two optional one-year extensions effective January 30, 2023. The cost for the 2022/23 agreement is \$138,842 for the term January 2023 through June 2023. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$138,842 are available in the Safety and Security Fund. Contact person: Ambra O'Connor, telephone 457-3838.

A. CONSENT AGENDA - continued

A-8, APPROVE Agreements with Intellias Inc.

Included in the Board binders are consulting agreements with Intellias Inc. to assist with the modernization of payroll processes and to conduct a review of our payroll processes and our Lawson Human Resource (HR) system. The reviews will provide objective clarity about gaps and opportunities and recommendations to improve workflow automation. The Superintendent recommends approval. Fiscal impact: The estimated cost of services is \$80,600. Sufficient funds are available in the Information Technology General One-Time Funds. Contact person: Tami Lundberg, telephone 457-3560.

A-9, APPROVE Agreement with Metamorphosis Therapy Group, Inc.

Included in the Board binders is an agreement with Metamorphosis Therapy Group, Inc. in the amount of \$259,200 to provide the district with Speech Language Pathology services. The vendor will allocate two full-time Speech Language Pathologists to support our students that receive Individualized Education Program services through the remainder of the school year. These services will commence December 15, 2022 and end June 08, 2023. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$259,200 are available in the Special Education budget. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-10, APPROVE Amendment to Agreement with Moreno Institute, LLC

Included in the Board binders is a request for approval of an amended agreement in the amount of \$800,00.00 for the Moreno Institute, LLC, from August 01, 2022. The amended agreement is recommended to support the expanding Fresno Unified School District after school programs. The Superintendent recommends approval. Fiscal impact: The original contract total of \$3,433,696 plus the additional cost of \$800,000 brings the new contract total to \$4,233,696. Sufficient funds in the amount of 4,233,696 are available through the Expanded Learning Opportunities Program. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-11, APPROVE Award of Additional Vendors for Request for Qualifications 20-14, Professional Services – Construction Related Consultants

Included in the Board binders is a request for the Board to approve additional firms to the pool of qualified vendors previously approved under Request for Qualifications (RFQ) 20-14 in support of the district's new construction, modernization, modular, and deferred and general maintenance projects. The Board approved RFQ 20-14 on June 10, 2020. To provide additional project support, the qualified vendors listed are recommended for approval for the remaining term of the RFQ (through June 10, 2025). The Superintendent recommends approval. Fiscal impact: Funding will be established on a project-by-project basis. Contact person: Paul Idsvoog, telephone 457-3134.

A. CONSENT AGENDA - continued

A-12, APPROVE Award of Bid 23-09, Sunnyside High School New Career Technical Education Health Science Building

Included in the Board binders is information on Bid 23-09, Sunnyside High School New Career Technical Education (CTE) Health Science Building. The project is for the construction of a new Health Science CTE building. The building contains a rehabilitation therapy lab, performance lab, medical science classroom, athletic training, and sports medicine classrooms as well as collaboration spaces, offices, restrooms, and support spaces. Staff recommends award to the lowest responsive, responsible bidder: Davis Moreno Construction, Inc., (Fresno, California) \$ 7,384,000. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$ 7,384,000 are available in the Measure M Fund. Contact person: Paul Idsvoog, telephone 457-3134.

A-13, APPROVE Rejection of Bid 23-03, Ericson Elementary School New Multi-Purpose Building, and Interim Housing

Included in the Board binders is information on Bid 23-03, Ericson Elementary School New Multi-Purpose Building, and Interim Housing. The project is for the construction of a new Multi-Purpose Building to replace the existing building built in the 1950's at Ericson Elementary School. The new 9,340 square foot building will have a stage, separate music storage, student restrooms, food service area and equipment, and a staff lounge. Staff recommends rejecting all bids due to bid prices being significantly higher than the estimated amount. The project scope will be evaluated for modification and rebid in the future. The Superintendent recommends approval. Fiscal impact: Rejecting the bids results in no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3134.

A-14, RATIFY Grant Application for 21st Century Community Learning Center and After School Safety and Enrichment for Teens Program Grant Application

Included in the Board binders for consideration is a request to ratify the Grant Application for the 21st Century Community Learning Centers (21st CCLC) and the After School Safety and Enrichment for Teens (ASSETs) Program Grant Application. The Superintendent recommends ratification. Fiscal impact: The application requests \$186,251 in 21st CCLC program funds for a five-year period and \$1,272,500 in ASSETs program funds for a five-year period. Fresno Unified is to provide 33% in-kind matching fund as done in previous years. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-15, RATIFY Grant Application to the Action for Healthy Kids District Partnership Grant Opportunity

Included in the Board binders is a request to ratify the grant application to the Action for Healthy Kids (AFHK) District Partnership Grant Opportunity. The grant proposal was submitted by invitation and will provide \$250,000 of cash and in-kind support for partner districts for a two-year period. This project will develop school site health teams. The Superintendent recommends ratification. Fiscal impact:

A. CONSENT AGENDA - continued

The grant will provide \$250,000 of cash and in-kind support. No district match is required. Contact person: Paul Idsvoog, telephone 457-3134.

A-16, RATIFY Agreement with Fresno Economic Opportunities Commission Head Start Partnership and the Early Learning Department

Included in the Board binders is a request to ratify an agreement with Fresno Economic Opportunities Commission (EOC) Head Start for the 2022/23 school year. This is the second agreement with Fresno EOC to continue the existing partnership at five Fresno Unified School District preschools (seven classrooms) which offer wrap around services with extended day (six-hour) programming. The Superintendent recommends ratification. Fiscal impact: Fresno Unified Early Learning will receive up to \$1,396,058 from Fresno EOC Head Start. The actual amount received is based on child enrollment at the five partnership preschools. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-17, RATIFY Agreement with ASM Global

Included in the Board binders is an agreement with ASM Global to provide room rental space for the Instructional Division and monthly principal meetings. District leaders and/or principals come together periodically to receive professional leaning opportunities and district updates. The Superintendent recommends ratification. Fiscal impact: Sufficient funds in the amount of \$36,114 are available in the Curriculum Instruction and Professional Learning, School Leadership and Chief Academic Office's department budgets. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-18, RATIFY Two Agreements with San Diego State University and the National Center for Urban School Transformation

Included in the Board binders are two agreements with San Diego State University and the National Center for Urban School Transformation (NCUST). NCUST performed an Equity and Excellence audit at Baird and Gaston Middle Schools May - June 2022, to help district leaders understand how their schools are like and different from high-performing schools NCUST has awarded. The audit findings highlight opportunities for improving outcomes for various demographic groups served. Each audit provides school and district leaders practical recommendations for improving school culture, curricula, and instruction in ways that are likely to improve learning outcomes for all demographic groups, but especially for groups that are not performing well. The Superintendent recommends ratification. Fiscal impact: Sufficient funds in the amount of \$18,800 are available in the Chief Academic Office budget. Contact person: Dr. Natasha Baker, telephone 457-3731.

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

B. CONFERENCE/DISCUSSION AGENDA

***6:45 P.M.**

B-19, DISCUSS and APPROVE Appointment of Board Member Voting Representative and Alternate Voting Representative to the Fresno County Committee on School District Organization Elections

California Education Code Section 35023 states, the governing board of each school district of every kind or class shall annually at its initial meeting select one of its members as its representative who shall have one vote for each member to be elected to the county committee provided by Article 1 (commencing with Section 4000) of Chapter 1 of Part 3. The secretary or clerk of the district shall furnish the county superintendent of schools with a certificate naming the representative selected by the board. The Board President recommends approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ambra O'Connor, telephone 457-3838.

C. RECEIVE INFORMATION & REPORTS

C-20, RECEIVE 2021/22 School Facility Fee Public Information Report

Included in the Board binders is the 2021/22 School Facility Fee (Developer Fee) Public Information Report. School districts are authorized to levy fees on residential and commercial/industrial development for the purpose of mitigating impacts on school facilities as a result of the development. Government Code requires that certain public information regarding the fees collected be presented annually. The 2021/22 School Facility Fee Public Information Report provides the required information. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3134.

C-21, RECEIVE List of 2022 Board Member Committees and Organizations

Included in the Board binders is a current list of committees and organizations to which Board Members are appointed each year. An updated list of Board Member appointments to committees and organizations will be back for consideration in January 2023. 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.

ORGANIZATION of the Board of Education

It is recommended Superintendent Nelson preside over the organizational meeting and accept nominations for the position of President of the Board of Education. After the President is elected, it is recommended the President preside and accept nominations for the Clerk of the Board of Education. The new Board President will adjourn the Board meeting.

D. ADJOURNMENT

**NEXT SCHEDULED REGULAR MEETING
WEDNESDAY, JANUARY 11, 2023**