



Amended Agenda
Noted on pages 2, 3, 6 and 7
May 05, 2023

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

AGENDA
WEDNESDAY, MAY 10, 2023
***4:30 P.M. (CLOSED SESSION) *6:15 P.M. (OPEN SESSION)**

*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 on "N" street. Board meeting attendees without key cards should report to the parking booth attendant. Please do NOT take a ticket. Also, the City of Fresno will not enforce the street meters in this area after 6:00 p.m., Monday through Friday.

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 or during the Board's consideration of the item.

In accordance with Board Bylaw 9322, students and parents/guardians may request that directory information or personal information (as defined in Education Code 49061 and/or 49073.2) be excluded from the minutes by making a request in writing to the Superintendent or Board Clerk.

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.**

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); 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.
3. Public Employee Discipline/Dismissal/Release/Reassignment/Resignation.
4. Public Employment/Appointment - (Government Code Section 54957).
 - a. **Executive Director**
 - b. Instructional Superintendent
 - c. Principal
5. Conference with Legal Counsel – Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. Potential Case (1)
 - d. Receipt of a Claim Pursuant to the Government Claims Act
Claim GL22-1004-8861
Claim GL22-1004-8862

***6:15 P.M., RECONVENE** and report action taken during Closed Session, if any.

PLEDGE OF ALLEGIANCE

David Chavez will lead the flag salute.

HEAR Reports from Student Board Representatives

Hear comments and reports from Student Board Representatives from eLearn Academy. Contact person: Dr. Natasha Baker, telephone 457-3731.

HEAR Report from Superintendent

BOARD/SUPERINTENDENT COMMUNICATION

OPPORTUNITY for Public Comment on Consent Agenda Items

ALL CONSENT AGENDA items are considered routine by the Board of Education and will be acted upon by one motion. There will be no separate discussion of items unless a Board member 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 April 26, 2023, 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 March 28, 2023, Board of Education workshop and the April 12, 2023, 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 the 2023/24 Declaration of Need for Fully Qualified Educators

Included in the Board binders is the 2023/24 Declaration of Need for Fully Qualified Educators. Annually, the district adopts the Declaration of Need for Fully Qualified Educators, which certifies 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 Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: David Chavez, telephone 457-3548.

A-4a, ADOPT Resolution 23-67, Recognizing Former Trustee Manuel G. Núñez (1936-2023)

Included in the Board binders is a resolution to recognize the life and legacy of former Trustee Manuel G. Núñez. Mr. Núñez served as a member of the Fresno Unified School Board from 1990-2008, serving as the Board President from 1994-1995. Mr. Núñez was a strong advocate for advancing opportunity and access for students in Fresno. 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-5, APPROVE Addendum to Agreement with Alboum Translation Services

Included in the Board binders is an addendum to the agreement with Alboum Translation Services. The Translation and Interpretation Services Department agreed to modify the total amount of the agreement to include an additional

A. CONSENT AGENDA – continued

\$13,000 to support interpreting services districtwide. This increase includes multilingual support for interpreting and translation services for the remainder of the 2022/23 school year. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$13,000 are available in the Translation and Interpretation Services Department budget. Contact person: Nikki Henry, telephone 457-3733.

A-6, APPROVE Agreement with City of Fresno for Summer Swim Program at Fresno Unified School District Pools

Included in the Board binders is an agreement with the City of Fresno for use of Fresno Unified School District pools for a city-operated Summer Swim Program commonly referred to as “Blue Space.” The program will operate June 12, 2023, through July 30, 2023. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount \$152,046 are available in the Extended Learning Opportunities Program budget. Contact person: Paul Idsvoog, telephone 457-3134.

A-7, APPROVE Carl D. Perkins Applications for Funding

Included in the Board binders are copies of 2023/24 Carl D. Perkins Applications for Funding. There are two separate applications, one each for the secondary and postsecondary (Adult School) Career Technical Education programs. The Superintendent recommends approval. Fiscal impact: The estimated funding level for the 2023/24 school year for secondary is \$1,372,592 and \$126,716 for post-secondary. Contact person: Dr. Natasha Baker, telephone 457-3731.

A-8, APPROVE Pilot Speech Language Pathologist 185 Duty Days Salary Schedule

Included in the Board binders is the Pilot Speech Language Pathologist Salary 185 Duty Days Schedule effective February 01, 2023, through June 30, 2026. This is in accordance with the Side Letter Agreement between Fresno Unified School District and the Fresno Teachers Association regarding the parties’ agreement to enter into a pilot program for Speech Language Pathologists (SLP) in attempts to recruit and retain SLPs. The agreement is effective between February 01, 2023, and June 30, 2026. The Superintendent recommends approval. Fiscal impact: Sufficient funds are available in the district budget. Contact person: David Chavez, telephone 457-3548.

A-9, APPROVE Award of Request for Proposals 23-38, Fresh Juice, and Dairy Products with Site Delivery Services

Included in the Board binders is information on Request for Proposals (RFP) 23-38, Fresh Juice and Dairy Products with Site Delivery Services to establish fixed pricing for delivery of fresh juice and dairy products with site delivery services to 105 school locations. Staff recommends award of Schedule A to the best value vendor: Producers Dairy Foods, Inc. (Fresno, California) \$4,788,640. The

A. CONSENT AGENDA – continued

Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$4,788,640 are available in the Cafeteria Fund. Contact person: Paul Idsvoog, telephone 457-3134.

A-10, APPROVE Proposed Revisions for Board Policies

Included in the Board binders are proposed revisions for the following five Board Policies (BP):

- BP 0420.4 Charter School Authorization
- BP 0420.41 Charter School Oversight
- BP 0420.42 Charter School Renewal
- BP 0420.43 Charter School Revocation
- BP 6163.2 Animals at School

These revisions meet the California School Boards Association recommendations and best practices. 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.

A-11, DENY Claim GL22-1004-8861

Included in the Board binders is a Claim for Damages by Rashad Al-Hakim Sr., case GL22-1004-8861. 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: Patrick Jensen, telephone 457-6226.

A-12, DENY Claim GL22-1004-8862

Included in the Board binders is a Claim for Damages by a minor, case GL22-1004-8862. 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: Patrick Jensen, telephone 457-6226.

A-13, RATIFY Purchase Orders from February 01, 2023, through February 28, 2023 – Primary Report

Included in the Board binders is information on purchase orders issued from February 01, 2023, through February 28, 2023. 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-14, RATIFY Purchase Orders from February 01, 2023, through February 28, 2023 – Supplemental Report

Included in the Board binders is information on purchase orders issued from February 01, 2023, through February 28, 2023. 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

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

B-15, DISCUSS and ADOPT the Proposed Curriculum Recommendations for Secondary World Language Courses

Included in the Board binders for discussion and adoption are the proposed curriculum recommendations for seventh through twelfth grade Spanish and French courses. The recommendation for instructional materials is a result of a deep review by teachers, students, parents, and development staff. The Superintendent recommends adoption. Fiscal impact: Funding is available through the textbook allocation. Contact person: Dr. Natasha Baker, telephone 457-3731.

B-16, DISCUSS the Special Education Department's Vision for Transformation and Budget Recommendations for High Quality Student Supports

Included in the Board binders for discussion is information on the vision for transforming the Special Education Department through shared accountability, increased capacity, and operational efficiency and efficacy with budget recommendations for the 2023/24 fiscal year. Recommendations will not only increase capacity to meet departmental goals but also strengthen existing services and operations through shared staff accountability in ways that focus staff and families on quality instruction, access to core curriculum, interventions, customer service quality, family engagement, and operational efficiency. Fiscal impact: The funding requested for the 2023/24 fiscal year is estimated at nearly \$10,000,000. Contact person: Dr. Natasha Baker, telephone 457-3731.

B. CONFERENCE/DISCUSSION AGENDA - continued

B-17, PRESENT and DISCUSS the 2023/24 Strategic Budget Development

Staff and the Board will continue budget development discussions and present preliminary recommendations for Diversity, Equity & Inclusion (DEI). Fiscal impact: Not available at this time. Contact person: Patrick Jensen, telephone 457-6226.

C. RECEIVE INFORMATION & REPORTS

C-16

18, RECEIVE Proposed Revisions for Board Bylaws

Included in the Board binders are proposed revisions for the following ten Board Bylaws (BB) and one Administrative Regulation (AR):

- BB 9000 Role of the Board (Powers and Responsibilities)
- BB 9001 Management Oversight (DELETE)
- BB 9012 Board Member Electronic Communications
- BB 9110 Regular and Student Members; Terms of Office
- BB 9220 Governing Board Elections
- BB 9223 Filling Vacancies
- BB 9310 Policy Manual (DELETE)
- AR 9311 Board Policies (DELETE)
- BB 9312 Board Bylaws (DELETE)
- BB 9313 Administrative Regulations (DELETE)
- BB 9314 Suspension of Policies, Bylaws, Administrative Regulations (DELETE)

These revisions meet the California School Boards Association recommendations and best practices. These items will be returned 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 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 brought before them at this time. The appropriate staff member will furnish answers to questions.

D. ADJOURNMENT

**NEXT SCHEDULED MEETING
WEDNESDAY, MAY 24, 2023**