



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

AGENDA
WEDNESDAY, FEBRUARY 21, 2024
***4:30 P.M. (CLOSED SESSION) *6:00 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. Board Policy 5145.12 allows for the use of metal detectors. Items prohibited in the Board of Education Room are as follows: 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. Public Employee Performance Evaluation (Government Code Section 54957).
 - a. Superintendent – Quarterly Progress Update
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 (Government Code Section 54957).
5. Public Employment/Appointment (Government Code Section 54957).
 - a. Principal
6. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9 (d)(1)).
7. Conference with Legal Counsel – Anticipated, Pending, Threatened Litigation (Government Code Section 54956.9(d)(2)).

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

PLEDGE OF ALLEGIANCE

Students from Fresno High School will lead the flag salute.

HEAR Reports from the Student Advisory Board

The Board has provided an opportunity to hear comments/reports from Student Advisory Board representatives. Contact person: Natasha Baker, Ed.D., 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 regular Board Meeting on February 07, 2024. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Natasha Baker, Ed.D., telephone 457-3731.

A-3, APPROVE Meeting Minutes

Included in the Board binders are draft minutes for the February 07, 2024, Board of Education regular meeting. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district. Contact person: Superintendent, Robert G. Nelson, Ed.D., telephone 457-3884.

A-4, APPROVE Position and Adopt New Job Description for Purchasing Technician II and the Classified Hourly Salary Schedule 260 Duty Days

Included in the Board binders are the new job description of Purchasing Tech II and the Classified Hourly Salary Schedule 260 Duty Days with Purchasing Tech II placement on G-36. This position is responsible for processing and expediting purchase orders and requisitions in a reasonable, timely and efficient manner to meet the needs of students and staff; perform other duties in support of an assigned part of the purchasing function to provide timely delivery of professional services and contracting support for other services to ensure the financial viability of the district. Assist buyers with public work construction bids including but not limited to bond measure projects, prioritization of work, meeting deadlines and complex processes. This position is designated Classified, non-exempt, and placed on G-36 of the Classified Salary Schedule. 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-5, APPROVE Revised Job Description for Purchasing Technician I and the Classified Hourly Salary Schedule 260 Duty Days

Included in the Board binders are the revised job description of Purchasing Tech I and the Classified Hourly Salary Schedule 260 Duty Days Salary Schedule with Purchasing Technician I with placement on G-34. This position is responsible for processing and expediting purchase orders and requisitions in a reasonable, timely and efficient manner to meet the needs of students and staff. This position is designated Classified, non-exempt, and placed on G-34 of the Classified Salary Schedule. This revised job description reflects inclusion of language which more specifically identifies the duties of a Purchasing Tech I in the Purchasing Department. The Superintendent recommends approval. Fiscal impact: Sufficient funds are available in the Purchasing Department Budget. Contact person: David Chavez, telephone 457-3548.

A-6, APPROVE Revised Job Description for Noon Time Assistant

Included in the Board binders is the revised job description of Noon Time Assistant. This position is responsible for assisting the school site staff by supervising pupils in cafeteria areas and on playgrounds during breakfast, lunch and recess periods, and other site areas as assigned. This position is designated Classified, non-exempt, and placed on G-01 of the Classified Salary Schedule. This revised job description reflects inclusion of language which more specifically identifies support of Nutrition Services personnel with daily meal activities. 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-7, APPROVE Design Science Middle College High School Graduation Date Change

Included for Board consideration and approval is a graduation date change for Design Science Middle College High School to Tuesday, May 21, 2024, due to a change of date for the Fresno City College graduation ceremony. A significant number of graduating seniors actively engage in the Fresno City College graduation ceremony and have earned the privilege to participate in both ceremonies and will receive their associate degree and their high school diploma the following day. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Natasha Baker, Ed.D., telephone 457-3731.

A-8, APPROVE Graduation Agreements for the Class of 2024

Included in the Board binders are four agreements for the Class of 2024 graduation ceremonies. The agreements include facilities, health/safety protocols, audio-visual services, staging, additional seating, floral, and senior clear recognition/safety bags to host the graduation ceremony at three main sites: McLane Stadium, Save Mart Center, and the Saroyan Theatre. Design Science, McLane, Rata, and the Adult Transition Program will host graduation ceremonies at their own sites.

Duncan will utilize McLane Stadium again this year for their graduation ceremony. Fresno Adult School, DeWolf, J.E. Young, Cambridge, eLearn Academy, and Patiño will host graduation at the Saroyan Theatre. Bullard, Edison, Fresno, Hoover, Roosevelt, and Sunnyside will host graduation at the Save Mart Center. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$298,869 are available in the Student Engagement Budget. Contact person: Natasha Baker, Ed.D., telephone 457-3731.

A-9, APPROVE Agreement with Harrison Peters, Men of Color in Educational Leadership

Included in the Board binders is an agreement with Harrison Peters, Men of Color in Educational Leadership to develop a mentor training program that supports the mentoring of aspiring leaders. This agreement aims to provide coaching to mentors as they work with their mentees. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$48,875 are available in the Leadership Development Budget. Contact person: David Chavez, telephone 457-3548.

A-10, APPROVE Agreement with Kraw Law Group, APC

Included in the Board binders is an agreement with Kraw Law Group, APC, to provide legal consulting services to the Joint Health Management Board (JHMB). The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$180,000 per year are available in the Health Internal Service Fund. Contact person: Patrick Jensen, telephone 457-6226.

A-11, APPROVE Addendum to Agreement with the Touchstone Family Development Center

Included in the Board binders is an addendum to the agreement with Touchstone Family Development Center in the amount of \$18,750. The Touchstone Family Development Center provides mental health services to parents of children enrolled in the Lori Ann Infant Program. This agreement was projected to serve 360 students. With the growing number of students that need services, an increase is needed as the district will surpass the originally agreed upon hours of services. The requested increase would serve an additional 187 students for a total of 547 students and ensure parents have access to mental health services within the Lori Ann Infant Program through June 30, 2024. The agreement will not exceed the new total of \$54,750. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$18,750 are available in the Special Education Budget. Contact person: Natasha Baker, Ed.D., telephone 457-3731.

A-12, APPROVE Addendum to Agreement with Arbinger Institute

Included in the Board binders is an addendum to the agreement with Arbinger Institute to cover additional seminar dates requested to provide professional learning for leaders who did not attend the original seminar dates in July of 2023. Arbinger Institute specializes in providing innovative approaches to leadership, inclusion, and employee performance.

Arbinger Institute's services will provide professional development for multiple district departments with the addition of two more seminars. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$24,505 are available in the Chief Academic Office Budget. Contact person: Natasha Baker, Ed.D., telephone 457-3731.

A-13, APPROVE Grant Application to the 2024 Fresh Fruit and Vegetable Program

Included for Board consideration and approval is a grant application to the 2024 Fresh Fruit and Vegetables Program (FFVP) through the California Department of Education. The FFVP provides funding to support daily fresh fruit and vegetable snacks for students at participating elementary and K-8 schools. Funding is sought for 70 schools that meet the eligibility criteria of 50% or more students eligible for free/reduced-price meals; grant awards will be based on these percentages. The Superintendent recommends approval. Fiscal impact: The grant will fund \$50 – \$75 per student for the purchase of fruits and vegetables. Contact person: Paul Idsvoog, telephone 457-3134.

A-14, APPROVE Award of Bid 24-40, Center for Professional Development Concrete Masonry Block Wall Installation

Included in the Board binders is information on Bid 24-40, Center for Professional Development Concrete Masonry Block Wall Installation. The project consists of replacing existing chain link fencing with an 8 ft. masonry block wall at the north and west property line to increase site security and deter theft/vandalism. Staff recommends award to the lowest responsive, responsible bidder: Harris Development Corp., dba HBC Enterprises (Clovis, California) \$574,712. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$574,712 are available in the Measure M Fund. Contact person: Paul Idsvoog, telephone 457-3134.

A-15, APPROVE Award of Bid 24-41, Sunset and Viking Elementary Schools Heating, Ventilation, Air Conditioning, Energy Management System, and Boiler Replacements

Included in the Board binders is information on Bid 24-41, Sunset and Viking Elementary Schools Heating, Ventilation, Air Conditioning, Energy Management System, and Boiler Replacements. This project will improve classroom ventilation and air conditioning by replacing unit ventilators, heat pumps, energy management systems, and central plant equipment. Staff recommends award to the lowest responsive, responsible bidder: Strategic Mechanical, Inc. (Fresno, California) \$2,072,016. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$2,072,016 are available in the Elementary and Secondary School Emergency Relief III Federal Funds. Contact person: Paul Idsvoog, telephone 457-3134.

A-16, APPROVE Award of Bid 24-42, Sunnyside High School Chillers

Included in the Board binders is information on Bid 24-42, Sunnyside High School Chillers. The bid consists of the purchase of two chillers. The existing chillers are over 25 years old and require replacement due to age, condition, repair history, and difficulty in locating replacement parts. Staff recommends award to the lowest responsive, responsible bidder: DMG Central Valley, LLC (Orange, California) \$455,000. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$455,000 are available in the Measure M Fund. Contact person: Paul Idsvoog, telephone 457-3134.

A-17, APPROVE Award of Request for Proposal 24-32, Network Equipment for Internal Connections

Included in the Board binders is information on Request for Proposal (RFP) 24-32, to replace and/or upgrade network equipment across school sites and facilities. This RFP allows for purchase of equipment to keep the network current like wireless access points, network switches, a Dense Wavelength Division Management (DWDM) solution, Uninterrupted Power Supply Units, Voice over Internet Protocol (VoIP) phones, and professional services. Based on extensive review, staff recommends award to the best value vendor: Development Group, Inc., (Redding, CA) \$4,995,784. The Superintendent recommends approval. Fiscal impact: E-Rate Eligible equipment and services are expected to be \$4,941,079. The district's portion at 15% plus the cost of non-E-Rate Eligible equipment and services are expected to be \$795,867 and will be covered through the Technology Services Department E-Rate Fund and \$4,199,917 is expected to be provided through the Federal E-Rate Program. Contact person: Tami Lunderg, telephone 457-3868.

A-18, APPROVE Award of Request for Proposal 24-37, Francine and Murray Farber Educational Campus Furniture

Included in the Board binders is information on Request for Proposal (RFP) 24-37, Francine and Murray Farber Educational Campus Furniture. This project will provide furniture for the classroom spaces, office spaces, a student union, and outdoor seating areas. The evaluation panel, comprised of Fresno Unified site administrators and the Facilities Department, recommends award to the best value vendor(s): Section A - Meteor Education (Gainesville, FL) \$1,566,903; and Section B - Core Business Interiors, Inc. (Fresno, CA) \$64,085. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$1,630,988 are available in the Measure M Fund. Contact person: Paul Idsvoog, telephone 457-3134.

A-19, APPROVE Award of Request for Qualifications 24-05, Special Education Services

Included in the board binders is information on Request for Qualifications (RFQ) 24-05, Special Education Services, to qualify vendors for service such as Speech Language Pathologist, Speech Language Pathologist Assistant, Inclusion Specialist, Sign Language Interpreter, Occupational Therapist, Physical Therapist, Orientation and Mobility Specialist, Adapted Physical Education Specialist, Orthopedic Impairment Specialist, Academic Tutor, Registered Behavior Technician, Board Certified Behavior Analyst, School Psychologist, Psychologist, Paraeducator, Non-Public School Education, Behavior Interventionist, and Educationally-Related Mental Health Services provider in the categories of Professional Development and Indirect/Direct Student Services. Successful implementation and delivery of services will include documented delivery of services, data collection supporting individual student growth in line with the Individualized Education Program (IEP) and compliant IEPs that include documentation of data collected supporting present levels. The term is for five years and will begin upon Board approval. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$21,500,000 are available in the Special Education State, Federal and Local Budgets. Contact person: Natsha Baker, Ed.D., telephone 457-3731.

A-20, APPROVE Proposed Revisions for Board Policies

Included in the Board binders are proposed revisions for seven Board Policies (BP) and one Administrative Regulation (AR) as follows:

- BP 1160 Political Processes
- BP 2300 Conflict of Interest Code: Designated Personnel (DELETION)
- BP 5131.2 Anti-Bullying
- BP 5141.52 Suicide Prevention
- AR 5144.1 Suspension and Expulsion/Due Process
- BP 5145.3 Nondiscrimination/Harassment
- BP 5145.7 Sexual Harassment
- BP 6174 Education for English Learners

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-21, RATIFY Agreement with Leadership Associates

Included in the Board binders is an agreement with Leadership Associates to facilitate a series of community listening sessions and conduct an online survey to solicit input from our students, staff, parents/guardians, and our community.

The information generated from these sessions and the survey will be used to develop a profile which indicates desired qualities and characteristics of the next superintendent. Leadership Associates will summarize all input into a comprehensive written report and will act in an advisory capacity to the Board of Education. Ratification required due to necessity to initiate services in early February. The Superintendent recommends ratification. Fiscal Impact: Sufficient funds in the amount of \$40,000 are available in the Board Office budget. Contact Person: Ambra O'Connor, telephone 457-3838.

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

B. CONFERENCE/DISCUSSION AGENDA

***7:00 P.M.**

B-22, DISCUSS and APPROVE the Revision to the 2023/24 Declaration of Need for Fully Qualified Educators

Included in the Board binders is a request to add to the previously approved 2023/24 Declaration of Need for Fully Qualified Educators. The updated Declaration of need will include the Business Authorization for Single Subject Limited Assignment Permit. 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 approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: David, Chavez, telephone 457-3548.

***7:05 P.M.**

B-23, OPPORTUNITY for Public Disclosure and RATIFICATION of the 2023/24 School Year Negotiated Collective Bargaining Agreement between Fresno Unified School District and California School Employee Association, Chapter 143

Included in the Board binders is a copy of the Tentative Agreement between Fresno Unified School District and California School Employees Association, Chapter 143. 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 a written agreement with an exclusive representative. The Superintendent recommends ratification. Fiscal impact: The estimated cost is included in the disclosure agreement. Contact person: David Chavez, telephone 457-3548.

***7:10 P.M.**

B-24, OPPORTUNITY for Public Disclosure and RATIFICATION of the 2023- 2026 School Years Negotiated Collective Bargaining Agreement between Fresno Unified School District and International Association of Machinist & Aerospace Workers

Included in the Board binders is a copy of the Tentative Agreement between Fresno Unified School District and International Association of Machinist & Aerospace Workers. 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 a written agreement with an exclusive representative. The Superintendent recommends ratification. Fiscal impact: The estimated cost is included in the disclosure agreement. Contact person: David Chavez, telephone 457-3548.

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

B-25, PRESENT and DISCUSS the Local Control and Accountability Plan Educational Partner Feedback and the Mid-Year Report

Included in the Board binders are the Local Control and Accountability Plan (LCAP) Mid-Year Reports for Fresno Unified School District outlining: all available outcome data as identified in the current year LCAP; and all available expenditure data by action as identified in the current year LCAP. Two mid-year reports are presented to the Board of Education. The first report outlines all available outcome data organized by metrics in the LCAP that are completed, in progress, and not started. The second report outlines all available expenditure data organized by action in the LCAP, indicating implementation status of completed, in progress, and not started. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Patrick Jensen, telephone 457-6226.

C. RECEIVE INFORMATION & REPORTS

C-26, RECEIVE the Fresno Unified School District Second Quarter Investment Report for Fiscal Year 2023/24

Included in the Board binders is the second quarterly investment report for the period ending December 31, 2023. Board Policy 3430(a) requires the Superintendent, or Superintendent's designee, to supply the Board of Education with quarterly and annual reports on district investments. As of December 31, 2023, Fresno Unified School District is compliant with Board Policy 3430(a) for investments. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Patrick Jensen, 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 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

BOARD WORKSHOP
WEDNESDAY, FEBRUARY 28, 2024

NEXT SCHEDULED REGULAR MEETING
WEDNESDAY, MARCH 06, 2024