



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

AGENDA
WEDNESDAY, APRIL 10, 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 for discussion 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 (Government Code Section 54957).
4. Public Employment/Appointment (Government Code Section 54957).
 - a. Principal
 - b. Superintendent
5. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9 (d)(1)).
 - a. Stephen Davis v. Fresno Unified School District, et al; Fresno County Superior Court Case No. 12 CECG03718
6. Conference with Legal Counsel – Anticipated, Pending, Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. Receipt of a Claim Pursuant to the Government Claims Act Claim GL23-1215-11100
 - b. Receipt of a Claim Pursuant to the Government Claims Act Claim GL24-0213-11037

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

PLEDGE OF ALLEGIANCE

Students from McLane 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 457-3713.

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 held March 20, 2024. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Carlos Castillo, Ed.D., telephone 457-3471.

A-3, APPROVE Meeting Minutes

Included in the Board binders are draft minutes for the March 06, 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, ADOPT Resolution 24-39, Proclaiming April 2024 Autism Acceptance Month

Included in the Board binders is resolution 24-39, proclaiming April 2024 as Autism Acceptance Month. The Center for Disease Control reports that more children are being diagnosed on the autism spectrum resulting in rates as high as one in 36 children nationally. Fresno Unified School District urges all schools and individual citizens to participate in Autism Acceptance Month to become better educated about autism spectrum disorders and create a better community for individuals with autism. 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-5, ADOPT Resolution 24-48, Proclaiming April 2024 as School Library Month

Included in the Board binders is resolution 24-48, proclaiming April 2024 as School Library Month. School Library Month is a celebration sponsored by the American Association of School Librarians. During the month of April, teacher librarians and library media technicians are encouraged to create activities to support their school and local community in celebrating the essential role of strong school library programs.

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-6, ADOPT Revised Job Description for Chief, Human Resources/Labor Relations

Included in the Board binders is the revised job description for Chief Human Resources/Labor Relations. This revised job description reflects inclusion of language which more specifically delineates the function as the District's Title IX Coordinator within this position; facilitate, coordinate, and monitor the district's compliance with Title IX of the Civil Rights Act of 1964. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Misty Her, Deputy Superintendent, telephone 457-3633.

A-7, APPROVE Agreement with Appleby Imaging Inc.

Included in the Board binders is an agreement with Appleby Imaging Inc. Appleby Imaging Inc. specializes in providing customized workflow processes that improve cohesion for established workflow processes and streamline them to reduce human error. These services will provide high-quality support for the Instructional Division and other district departments. Appleby Imaging Inc. will provide service hours to create automated workflow processes for Board Agenda/Communication Forms, Field Trips, and Academic Return on Investment. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$37,090 are available in the Professional Consulting Services and Operating Budget. Contact person: Natasha Baker, Ed.D., telephone 457-3731.

A-8, APPROVE Agreement with Kaiser Permanente Workforce Health Program - Class Pass

Included in the Board binders is an agreement with Kaiser Permanent Workforce Health Program to provide an employee wellness program called Class Pass. Class Pass is a fitness membership program offering fitness and exercise credits to eligible employees, retirees, and dependents. This is a zero-dollar agreement for the first year. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Patrick Jensen, telephone 457-6226.

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

Included in the Board binders is an agreement with Men of Color in Leadership for \$96,250. This agreement aims to provide mentorship to Central Office leaders, Latinx and Asian site leaders, and one Black/African American female principal within Fresno Unified and facilitate individual and group discussion opportunities. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$96,250 are available in the Leadership Development Budget. Contact person: David Chavez, telephone 457-3731.

A-10, APPROVE Amendment to the Agreement with ASM Global

Included in the Board Binders is an agreement with ASM Global. The Board approved the original agreement on August 09, 2023. School Leadership uses the Fresno Convention and Entertainment Center as a venue for its spacious facilities and accessibility to host monthly principal's meetings. The updated agreement would increase the original amount by \$65,000 for a total agreement amount of \$120,192. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$65,000 are available in the School Leadership Title 1 Budget. Contact person: Natasha Baker, Ed.D., telephone 457-3731.

A-11, APPROVE Amendment to the Agreement with Kaleidoscope

Included in the Board binders is an amendment to the agreement with Kaleidoscope. Due to receiving more Fresno Unified Scholarship applications than originally expected, the College Career Readiness department requests an additional \$3,850 to have Kaleidoscope provide additional services. The applications received from graduating high school senior students from various Fresno Unified school sites exceeded the anticipated 600 applications originally expected and a total of 853 applications have been received. The additional \$3,850 ensures all applications are equitably reviewed as part of the scholarship process. This addition will bring the total agreement cost to \$31,000. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$3,850 are available in the General Fund. Contact person: Natasha Baker, Ed.D., telephone 457-3731.

A-12, APPROVE Vendor Designation Per Request for Qualifications 24-05S, Special Education Services

Included in the Board binders is information on Request for Qualifications (RFQ) 24-05S, Special Education Services. The Board approved the RFQ on February 21, 2024, to qualify vendors for services in the categories of Professional Development and Indirect/Direct Student Services. The term is for five years and will begin upon Board approval through February 21, 2029. 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-13, APPROVE Project Labor Agreement with Fresno, Madera, Kings and Tulare Counties Building and Construction Trades Council – Aviation Academy Project

Included in the Board binders is a request for Board consideration of a project labor agreement with Fresno, Madera, Kings and Tulare Counties Building and Construction Trades Council to cover the Aviation Academy project. The agreement will be included in the bid documents for the project and the successful bidder, and all of its subcontractors will be required to comply with all terms and conditions of the agreement. The Superintendent recommends approval. Fiscal impact: There is no cost to the district at this time. Current funding designated for this project will come from Expanded Learning Opportunities Program funds. Contact person: Paul Idsvoog, telephone 457-3134.

A-14, APPROVE Award of Bid 24-39, Dailey Elementary Charter School Multipurpose Building Heating, Ventilation, Air Conditioning Improvements

Included in the Board binders is information on Bid 24-39, Dailey Elementary Charter School Multipurpose Building Heating, Ventilation, Air Conditioning Improvements. This project will improve the multipurpose building heating, ventilation, and air conditioning (HVAC) performance by replacing existing evaporative coolers with HVAC package units and upgrading the energy management system controls. Additionally, the project includes an upgrade of the main electrical switch gear to mitigate power disruptions. Staff recommend award to the lowest responsive, responsible bidder: New England Sheet Metal and Mechanical Co. (Fresno, California) \$989,100. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$989,100 are available in the Measure X Budget. Contact person: Paul Idsvoog, telephone 457-3134.

A-15, APPROVE Award of Bid 24-45, Kratt Elementary School Portables Installation and Single Point of Entry

Included in the Board binders is information on Bid 24-45, Kratt Elementary School Portables Installation and Single Point of Entry. This project will provide infrastructure and site improvements to place a portable classroom building, a portable office, and one new portable restroom building. Additionally, the project includes parking lot fencing and a minor reconfiguration of the administration building to create a single point of entry which will increase site safety and security for students and staff. Staff recommend award to the lowest responsive, responsible bidder: Marko Construction Group, Inc. (Fresno, California) \$1,298,739. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$1,298,739 are available in the Measure M and Elementary and Secondary School Emergency Relief III Federal Fund. Contact person: Paul Idsvoog, telephone 457-3134.

A-16, APPROVE Award of Bid 24-49, Multipurpose Room Audio/Visual Upgrades at Various Sites

Included in the Board binders is information on Bid 24-49, Multipurpose Room Audio/Visual Upgrades at Various Sites. The project consists of replacement of existing audio/visual equipment in the multipurpose room at 20 sites as follows: Anthony, Aynesworth, Baird, Calwa, Columbia, Computech, Easterby, Eaton, Hidalgo, King, Kirk, Lowell, Malloch, Mayfair, Pyle, Vang Pao, Viking, Webster, Wishon, and Yosemite. The interactive and engaging nature of audio/visual aids help students gain a deeper understanding of complex concepts and ideas. Staff recommends award to the lowest responsive, responsible bidder: EKC Enterprises, Inc. (Fresno, California) Section A \$330,093; Section B \$319,058; Section C \$325,887; Section D \$321,496. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$1,296,534 are available in the Measure M Fund. Contact person: Paul Idsvoog, telephone 457-3134.

A-17, APPROVE Award of Request for Proposals 24-38, Athletic Turf Maintenance Services

Included in the Board binders is information on Request for Proposals 24-38, Athletic Turf Maintenance Services. The services are to maintain and upkeep Varsity athletic fields at Bullard, Edison, Fresno, Hoover, McLane, Roosevelt, and Sunnyside High Schools. This scope includes but is not limited to mowing and edging, fertilization, district approved herbicide application, aeration, overseeding, sodding, and disease management. The evaluation panel, comprised of Fresno Unified School District Environmental Services staff, Student Engagement Administrator, and design consultant recommend approval of the following contractor: BrightView (Fresno, California) \$645,258. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$645,258 are available in the Plant Operations Budget. Contact person: Paul Idsvoog, telephone 457-3134.

A-18, DENY Claim GL23-1215-11100

Included in the Board binders is a Claim for Damages by a minor, case GL23-1215-11100. The Superintendent recommends the Claim be denied, and the matter referred to the district's Risk Management Department for further handling. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Patrick Jensen, telephone 457-6226.

A-19, DENY Claim GL24-0213-11037

Included in the Board binders is a Claim for Damages by Jacqueline Esquivel, case GL24-0213-11037. The Superintendent recommends the Claim be denied, and the matter referred to the district's Risk Management Department for further handling. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Patrick Jensen, telephone 457-6226.

A-20, RATIFY Grant Application to the Diverse Education Leaders Pipeline Initiative Grant Program

Included for Board consideration and ratification is the grant application for the Diverse Education Leaders Pipeline Initiative (DELPI) Grant Program. The purpose of the DELPI grant program is to train, place, and retain diverse and culturally responsive administrators in transitional kindergarten, kindergarten, and grades 1 to 12, inclusive, to improve pupil outcomes and meet the needs of California's education workforce. One-time grant awards of up to \$30,000 per participating administrator candidate are available to Local Education Agencies (LEAs) interested in securing grant funding to support eligible participants to pursue an administrative services credential. The Superintendent recommends ratification. Fiscal impact: If granted, Fresno Unified School District will be reimbursed 100% of the program cost. Contact person: David Chavez, telephone 457-3731.

A-21, RATIFY Change Orders

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

Bid 22-01, Addams Elementary School Building Additions and Modernization
Change Order 12 presented for ratification: \$14,487

Bid 23-16, Manchester, Pyle, and Vinland Elementary Schools Heating, Ventilation, Air Conditioning Energy Management System Replacement
Change Order 1 (Manchester and Pyle) presented for ratification: \$35,916
Change Order 1 (Vinland) presented for ratification: \$40,068

Bid 23-23, Ericson Elementary School New Multipurpose Building and Interim Housing
Change Order 4 (Interim Housing) presented for ratification: \$11,019

Bid 23-48 Section B, Turf Rehabilitation at Various Sites
Change Order 1 presented for ratification: \$33,648

The Superintendent recommends ratification. Fiscal impact: Sufficient funds in the amount of \$33,648 are available in the Community Development Fund for Bid 23-48 Section B; \$75,984 is available in the Elementary and Secondary School Emergency Relief III Federal Fund for Bids 23-16 Sections A and B; and \$25,506 is available in the Measure M Fund for Bids 22-01 and 23-23. Contact person: Paul Idsvoog, telephone 457-3134.

A-22, RATIFY the Filing of Notices of Completion

Included in the Board binders are Notices of Completion for projects which have been completed according to plans and specifications as follows:

Bid 23-48 Section B, Turf Rehabilitation at Various Sites

Bid 23-61, Classroom Audio/Visual Equipment Removal

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-23, RATIFY Purchase Orders from January 01, 2024, through January 31, 2024 – Primary Report

Included in the Board binders is information on purchase orders issued from January 01, 2024, through January 31, 2024. 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 in the support material. Contact person: Paul Idsvoog, telephone 457-3134.

A-24, RATIFY Purchase Orders from January 01, 2024, through January 31, 2024 – Supplemental Report

Included in the Board binders is information on purchase orders issued from January 01, 2024, through January 31, 2024. 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 in the support material. Contact person: Paul Idsvoog, telephone 457-3134.

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

B. CONFERENCE/DISCUSSION AGENDA

***6:30 P.M.**

B-25, DISCUSS and APPROVE Vendor Designation Per Request for Qualifications 23-30S4, Curriculum, Instruction and Professional Learning Services

Included in the Board binders is information regarding proposed vendors selected through the Request for Qualifications (RFQ) 22-30S4, Curriculum, Instruction and Professional Learning Services. The current RFQ is intended to support the District's Every Child is a Reader literacy initiative. The RFQ establishes a list of prequalified vendors that may be used for these services. The term will begin upon board approval through June 30, 2024, with the option of up to four one-year renewal terms for a maximum end date of June 30, 2028. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$445,000 are available in Every Child is a Reader Literacy Initiative Budget. Contact person: Natasha Baker, Ed.D., telephone 457-3731.

***6:50 P.M.**

B-26, PRESENT and DISCUSS English Learner Services Data and Program Updates

Included in the Board binders is a presentation of annual English Learner Services Multilingual/Multicultural Department data and program updates. English Learner Services Multicultural/Multilingual Department will present an update on the current data and programs that serve English learners and multilingual students. The presentation will include a review of reclassification data, the English Language Proficiency Assessment for California results, and current actions implemented to support English learners, migrant students, newcomers, and students enrolled in dual language programs. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Natasha Baker, Ed.D., telephone 457-3731.

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

B-27, PRESENT and DISCUSS Farber Educational Campus Update

Included in the Board binders is a presentation providing an update on the progress of the Farber Educational Campus. The presentation will include information regarding the vision for the campus and instructional programs and support available to students. An overview will also be shared of planned community partnerships and service-learning opportunities as aspects of social entrepreneurship will be incorporated at Farber Educational Campus. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Natasha Baker, Ed.D., telephone 457-3731.

***7:30 P.M.**

B-28, PRESENT and DISCUSS the 2024/25 Strategic Budget Development Phase III

At the January 25, 2024, Board of Education meeting the 2023/24 Governor's Proposed Budget and the district's preliminary strategic budget development were discussed. On April 10, 2024, staff and the Board will continue budget development discussions. Fiscal impact: Not available at this time. Contact person: Patrick Jensen, telephone 457-6226.

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 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.

In accordance with Gov. Code section 54953, Trustee Thomas will be participating via teleconference. Public comment may be provided during designated times during the meeting utilizing the following link:

[Microsoft Teams Link to the Board of Education Meeting for April 10, 2024](#)

Meeting ID: 256 225 815 500
Passcode: Jjnrtn

D. ADJOURNMENT

**NEXT SCHEDULED REGULAR MEETING
WEDNESDAY, APRIL 24, 2024**

**NEXT SCHEDULED BOARD WORKSHOP
MONDAY, APRIL 29, 2024**