



BOARD OF EDUCATION
REGULAR MEETING
2309 TULARE STREET
BOARD ROOM, 2nd FLOOR
FRESNO, CA 93721
board.fresnounified.org

MINUTES – BOARD OF EDUCATION REGULAR MEETING

Fresno, California
December 06, 2023

Fresno Unified School District, Education Center, 2309 Tulare Street, Fresno, CA 93721.

At a Regular Meeting of the Board of Education of Fresno Unified School District, held on December 06, 2023, there were present Board Members Cazares, Davis, Jonasson Rosas, Levine, Thomas, Clerk Wittrup, and Board President Islas. Superintendent Robert G. Nelson, Ed.D. was also present.

Board President Islas CONVENED the Regular Board Meeting at 4:31 p.m.

OPPORTUNITY for Public Comment on Closed Session Items

For the record, the Board received zero (0) requests to address the Board on Closed Session items.

Board President Islas ADJOURNED the Regular Board Meeting to Closed Session at 4:32 p.m.

Board President Islas RECONVENED the meeting to Open Session at 6:25 p.m.

Reporting Out of Closed Session

- On a motion by Board President Islas, seconded by Board Member Davis, the Board acted in Closed Session to promote Bonifacio Sanchez to Principal III on Special Assignment in Leadership Development, by a vote of 7-0-0-0 as follows: AYES: Board Members: Cazares, Davis, Jonasson Rosas, Levine, Thomas, Clerk Wittrup, and Board President Islas.
- On a motion by Board Member Davis, seconded by Board Member Cazares, the Board acted in Closed Session on a Workers' Compensation claim for Jose Rodriguez, Case No. WC20-0806-5041, by a vote of 7-0-0-0 as follows: AYES: Board Members: Cazares, Davis, Jonasson Rosas, Levine, Thomas, Clerk Wittrup, and Board President Islas.

PLEDGE OF ALLEGIANCE

Trustee Claudia Cazares led the Flag Salute.

HEAR Reports from Student Board Representatives

The Board heard comments and reports from Student Board Representatives from Phillip J. Patino Entrepreneurial High School.

HEAR Report from Superintendent

- A big shout-out to Emmelin Herrera, a teacher at Herrera Elementary, and Tumani Heights, who leads our Project ACCESS Department for our homeless and foster care students. These two members of our Fresno Unified family were among just three finalists in their categories at the Fresno County Educator of the Year awards on November 30. Emmelin and Tumani were in competition with educators from throughout the county. We were two for two, with Emmelin winning Teacher of the Year, and Tumani taking home the Barnett Award for service to her community. I could not be prouder!
- So much to celebrate at Fresno Unified! Huge congrats to Parent University on clinching the California School Boards Association Golden Bell Award in the Family/Student/Community Engagement category! Their dedication to fostering community connections is truly commendable. A well-deserved recognition.
- We also have great news from Giving Tuesday when our high school regions had a friendly fundraising competition for scholarships. The Foundation for Fresno Unified Schools led this effort, raising \$13,000. Edison was the big winner among the regions.
- I want to say these last few weeks, since we reached an agreement with our labor partners in the Fresno Teacher's Association, has been pure joy to return to our normal routines and to completely focus on the work we enjoy the most – being fully present in all that supports teaching and learning. I hope and pray that any relationships in our Fresno Unified family damaged during this difficult time are beginning to heal.
- It seems like it has been a while since our Thanksgiving break, but I hope we all were able to enjoy time with friends and family. This year, more than ever, I am looking forward to the extended winter break and I hope we all can relax and enjoy some downtime. This is truly the season of giving and I was really reminded of that yesterday. We had our annual coat drive for our students in homeless and foster care situations. This is led by our Communications and Project ACCESS teams. This is a tradition that goes way back, of departments competing against each other to collect new coats. This year, we collected hoodies and sweatshirts, because that best serves our students' needs. We had a record year – 13 departments collected 590 sweatshirts. Special Education won the Golden Stapler award for the most sweatshirts – 206. For the second time, we also awarded a Golden Paper Clip award to the department with the most creative collection box. Again, Special Education took home the trophy. It was just an awesome display of love for our students who need it the most, comradery, and healthy competition between our departments.
- I also love the food and clothing collecting going on at our schools, which is teaching our students about caring for their community – even though the students

doing the collecting are often the ones also in need. Eaton, Gibson, Kirk, and Slater are just a few of our schools that have projects going to help others.

- Exciting news on the Esports front! This Saturday, the 11th Annual Fresno Unified FUEL tournament kicks off at 8 a.m. at Sunnyside High School. This year, the winning team from our high school division will receive a \$2,500 scholarship award. Each of the five players will receive \$500 toward continued academic or technical education after graduation. Special thanks to our partners at MSI for providing the scholarships! Twenty-seven high school and 27 middle school teams will be competing. Admission is free, or you can stream the event on Twitch at Fresno Unified Esports, or on the website cmac.tv.
 - If you're looking for a fun family activity on Saturday, December 16, the Fresno State women's basketball team is offering free admission for Fresno Unified staff and up to three family members to their game against Sacramento State. Tipoff is at 2 p.m. at the Save Mart Center. Details will be sent to staff in the next few days. Coach White and the Bulldogs hope to see you there!
 - I do want to take a moment to address an issue that has come up regarding our health insurance coverage. Over the last few years, Fresno Unified has transitioned to a new insurance carrier for both active employees and retirees. In the last month we have received reports to our Benefits Office of issues involving coverage by doctors' offices and hospitals even though these services are in fact covered by our plan. We are actively working with Aetna, our new provider, to address these issues in live time, but if you experience any problems or have any questions about your coverage, please call our Benefits Office at 457-3520 so we can escalate the issue and get it resolved as quickly as possible. Due to medical privacy laws, the district does not have access to detailed information on claim denials, so you reaching out to us is of vital importance.
 - I want to remind you to check out all kinds of great news on our social media platforms, including highlights on Slater Elementary, Addams Elementary and our McLane Hmong Dance Club, which performed in front of 3,500 education leaders at the California School Boards Association in San Francisco last week. Also, the fall edition of our digital magazine, "Faces of Fresno Unified," is online and full of great reads about our staff and students.

BOARD/SUPERINTENDENT COMMUNICATIONS

Board Members had the opportunity for Board/Superintendent communications. A summary is as follows:

Member Davis: Shared the Fresno Police Activities League will donate \$300 Macy's shopping sprees to some Fresno Unified students, and the Fresno Elks Lodge will donate approximately 50 baskets to Fresno Unified families during this holiday season.

Clerk Wittrup thanked Superintendent for his comments addressing difficulties some retirees are experiencing with their health benefits. Expressed appreciation for the district's continued obligation to help take care of retiree needs. Expressed thanks to Chief Financial Officer Patrick Jensen, Deputy Executive Director Steven Shubin, and Chief of Staff Ambra O'Connor for their help this week in this area. Commented the district still has work to do and urged retirees and anyone experiencing difficulties with health care benefits to please call.

Member Cazares thanked Debbie Hawkins for accompanying student board representatives to San Francisco for the California School Boards Association conference, and extended thanks to student board members Pitcher and Lua for attending. Congratulated Parent University for winning the Golden Bell award and commented that winning the award shows dedication and commitment to the parents and community of the district. Congratulated Hoover High School for receiving the Standard of Safety award. Commented staff will hear from Trustee Cazares regarding affordable housing for students.

President Islas shared shout out to Amanda Harvey for award Nutrition Services received and commented on all the new and great work taking place at Nutrition Services. Commented on meals being offered to siblings of district students and how anything the district can do to help feed families is beneficial. Commented on hearing some students are still hungry after the bell rings and has hope the district can work toward students receiving breakfast after the bell rings.

Shared shout out to schools and departments as follows: Ericson has a choir which will sing at the Fresno Air Terminal, a Parent Engagement event on December 13 and will celebrate the Hmong New Year celebration, and a Spelling Bee on December 14 which will be showcased on Microsoft Teams. Ewing will be giving out Christmas trees and Toys for Tots. Congratulated Parent University for winning the Golden Bell award.

Student Member Pitcher thanked Mrs. Hawkins for chaperoning students to the California School Boards Association conference. Shared that after attending the conference he has a new appreciation for the student board member role. Thanked Deputy Superintendent Her for the time spent discussing the district budget. Congratulated Parent University for winning the Golden Bell award.

OPPORTUNITY for Public Comment on Consent Agenda items

For the record, the Board received zero (0) requests to address the Board on the Consent Agenda.

On a motion by Board Member Davis, seconded by Board Member Levine, the Board approved the Consent Agenda except for agenda items A-5, A-6, A-7, A-17, and A-42 which were pulled for further discussion; and A-8 and A-28 which were pulled from the agenda by staff, by a roll call vote of 6-0-1-0, as follows: AYES: Board Members: Cazares, Davis, Jonasson Rosas, Levine, Clerk Wittrup, and Board President Islas. ABSENT: Board Member Thomas.

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 requests, in which event, the item(s) will be considered following approval of the Consent Agenda. Pulled Consent Agenda items will be considered for approval after the Conference/Discussion Agenda.

A. CONSENT AGENDA

A-1, APPROVE Personnel List

APPROVED as recommended, the Personnel List, Appendix A, as submitted.

A-2, ADOPT Findings of Fact and Recommendations of District Administrative Board

ADOPTED as recommended, 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 October 04, 2023.

A-3, APPROVE Meeting Minutes

APPROVED as recommended, the draft minutes for the November 01, 2023, Board of Education regular meeting and the November 15, 2023, Board of Education workshop.

A-4, ADOPT Resolution 24-25, for Continued Funding from The California Department of Education

ADOPTED as recommended, Resolution 24-25, for Continued Funding from the California Department of Education.

A-5, ADOPT Resolution 24-26, Support of Diverse and Inclusive Libraries in Fresno Unified School District

ADOPTED as recommended, Resolution 24-26, affirming support for diverse and inclusive libraries in Fresno Unified School District schools.

For the record, Board members had comments or questions pertaining to agenda item A-5. A summary is as follows:

Member Jonasson Rosas commented on the importance of libraries to the system and community, as a place people go to explore interests and cultivate a love of learning. Of particular importance in libraries is for people to feel welcome and represented and able to pick from a diverse offering of books and materials that appeal to them.

Commented of late, there have been outside efforts to control or dictate material offered in these spaces. Expressed it is important for the community to know the district fully supports inclusive material in libraries and parents will have ultimate say in what their children check out from the libraries.

Commented it is important to have diversity in representation of all aspects of age, race, ability, as it cultivates a sense of appreciation and belonging. As the district moves forward in promoting literacy, we want students to feel libraries are a space for them and the books in the libraries are representing their likes, beliefs, and families.

Clerk Wittrup echoed comments made by Member Jonasson Rosas. Shared past experience of visiting the library. Commented children of all ages should have access to rich literature that represents themselves and others.

Commented this topic has become politicized and it is important to have protections in place. One protection is a certificated librarian, and requested materials be reviewed for literary value for children by a certificated librarian. Requested parents have opportunities to preview controversial subject matter and have their input heard. Requested books and materials in libraries be school and age appropriate.

On a motion by Board Member Davis, seconded by Board Member Cazares, agenda item A-6 was approved by a vote of 7-0-0-0 as follows: AYES: Board Members: Cazares, Davis, Jonasson Rosas, Levine, Thomas, Clerk Wittrup, and Board President Islas.

Board President Islas requested staff provide information on the safeguards in place and the selection process of library materials. Board President Islas wanted to reassure parents of their right to select the materials their children are reading, and the Board is taking this subject seriously and are cautious in selection of library materials.

Marie Williams, Ed.D., was available to provide clarity.

On a motion by Board Member Jonasson Rosas, seconded by Board Member Davis, agenda item A-5 was adopted by a vote of 7-0-0-0 as follows: AYES: Board Members: Cazares, Davis, Jonasson Rosas, Levine, Thomas, Board Clerk Wittrup and Board President Islas.

A-6, APPROVE Employment Agreement for David Chavez, Chief Human Resources/Labor Relations

APPROVED as recommended, an Oral Report on the Chief Human Resources/Labor Relations' salary and benefits for the Superintendent to present in open session as required by Government Code section 54953(c)(3).

For the record, Superintendent Robert G. Nelson, Ed.D., provided a report as follows:

Government Code section 54953(c)(3) of the Brown Act requires that this Board make an oral report in open session before taking final action on an employment agreement for a local agency executive. The oral report must summarize any recommended compensation including salary and/or fringe benefits.

Consistent with this requirement, the District is providing the following oral summary of the salary and fringe benefits as set forth in the proposed Employment Agreement between the Fresno Unified School District and David Chavez.

- Contract term effective July 1, 2023, through June 30, 2027.
- Annual base salary of \$266,097.00 which includes an 8.5% increase for 2023-2024 which is equal to the percentage increase applied to the salary schedules for management employees generally and a 6.0% career increment consistent with the career increment applicable to all management employees in the district for a total annual salary of \$282,063.00.
- One-time, off salary schedule payments in the same amount and paid in the same manner as any one-time, off salary schedule payments made to management employees generally including 2.5% of annual salary for 2024-2025 and 2.5% of annual salary for 2025-2026.
- Additional retirement contribution payments equal to the maximum annual employee elective deferral allowed under the Internal Revenue Code for a 403(b) Tax Sheltered Account, currently \$22,500 for 2023.

- Paid medical, dental and vision insurance coverage on same terms as other management employees.
- Paid vacation at 20 days per year with the accrual maximum not to exceed 40 days of vacation.
- Auto/Travel allowance of \$500 per month.
- Professional dues to ACSA, CASBO, CALSA and MCEL.

That concludes the Board's report pursuant to Government Code section 54953(c)(3). I will now open this item for discussion and action.

On a motion by Board Member Davis, seconded by Board Member Cazares, agenda item A-6 was approved by a vote of 7-0-0 as follows: AYES: Board Members: Cazares, Davis, Jonasson Rosas, Levine, Thomas, Clerk Wittrup, and Board President Islas.

A-7, APPROVE Amendment No. 1 to Employment Agreement for Mao M. Her, Deputy Superintendent

APPROVED as recommended, an Oral Report on the Deputy Superintendent's salary and benefits for the Superintendent to present in open session as required by Government Code section 54953(c)(3).

For the record, Superintendent Robert G. Nelson, Ed.D., provided a report as follows:

Government Code section 54953(c)(3) of the Brown Act requires that this Board make an oral report in open session before taking final action on an employment agreement for a local agency executive. The oral report must summarize any recommended compensation including salary and/or fringe benefits.

Consistent with this requirement, the district is providing the following oral summary of the salary and fringe benefits as set forth in the proposed Amendment No. 1 to the Employment Agreement between the Fresno Unified School District and Misty Her.

- Contract term effective July 1, 2023, through June 30, 2027.
- Annual base salary of \$278,743.00 which includes an 8.5% increase for 2023-2024 which is equal to the percentage increase applied to the salary schedules for management employees generally and a 7.5% career increment consistent with the career increment applicable to all management employees in the district for a total annual salary of \$299,649.00.

- One-time, off salary schedule payments in the same amount and paid in the same manner as any one-time, off salary schedule payments made to management employees generally including 2.5% of annual salary for 2024-2025 and 2.5% of annual salary for 2025-2026.
- Lump sum, off-cycle payment in the amount of \$5,000.00.
- Additional retirement contribution payments equal to the maximum annual employee elective deferral allowed under the Internal Revenue Code for a 403(b) Tax Sheltered Account, currently \$22,500.00 for 2023.
- Paid medical, dental and vision insurance coverage on same terms as other management employees.
- Paid vacation at 20 days per year with the accrual maximum not to exceed 40 days.
- Auto/Travel allowance of \$500 per month.
- Professional dues to ACSA and a local service club on Deputy Superintendent's choice.

That concludes the Board's report pursuant to Government Code section 54953(c)(3). I will now open this item for discussion and action.

On a motion by Board Member Levine, seconded by Board Member Davis, agenda item A-7 was approved by a vote of 7-0-0-0 as follows: AYES: Board Members: Cazares, Davis, Jonasson Rosas, Levine, Thomas, Clerk Wittrup, and Board President Islas.

A-8, APPROVE Position and Adopt Job Description of Senior Interpreter–Translator, Bilingual, and the Classified Hourly Salary Schedule with Senior Interpreter – Translator, Bilingual
ITEM PULLED BY STAFF. No discussion of item or action taken on item.

A-9, APPROVE Revised Job Descriptions for California School Employees Association, Chapter 125 White Collar
APPROVED as recommended, the revised Job Descriptions for California School Employees Association, Chapter 125 White Collar.

A-10, APPROVE Variable Term Waiver for Bilingual Cross-Cultural, Language and Development Authorization

APPROVED as recommended, a Variable Term Waiver request for Bilingual Cross-Cultural, Language and Development Authorization for the 2023/24 school year.

A-11, APPROVE Variable Term Waivers for Career Technical Education Credential Holders

APPROVED as recommended, Variable Term Waivers for Career Technical Education teachers, who need the English Learner Authorization until their credential is cleared.

A-12, APPROVE Agreement with Adventure Education Solutions

APPROVED as recommended, an agreement with Adventure Education Solutions for Extended Learning Winter Camp Enrichment services.

A-13, APPROVE Agreement with Barobo, Inc.

APPROVED as recommended, an agreement with Barobo, Inc. for curriculum, hardware, and software as part of the University of California, Davis Center for Integrated Computing and STEM Education (C-STEM) program for the African American Academic Acceleration (A4) Math Camp summer program in 2023/24.

A-14, APPROVE Agreement with Leadership Legacy Consulting LLC

APPROVED as recommended, an agreement with Leadership Legacy Consulting LLC.

A-15, APPROVE Agreement with SMALLIFY

APPROVED as recommended, an agreement with SMALLIFY to partner with the office of African American Academic Acceleration and the Student Voice Initiative to develop and expand on the “Belonging” Professional Learning series.

A-16, APPROVE Agreement with the University of California, Davis Center for Integrated Computing and STEM Education Professional Learning and Support

APPROVED as recommended, an agreement with the University of California, Davis Center for Integrated Computing and STEM Education (C-STEM) professional learning and support for African American Academic Acceleration (A4) Math Camp summer instructional staff in 2023/24.

A-17, APPROVE Agreement with VMA Communications

APPROVED as recommended, an agreement with VMA Communications to provide a complete and thorough review of the Fresno Unified 300-page Literacy Plan.

For the record, Board members had comments or questions pertaining to agenda item A-17. A summary is as follows:

Board Member Cazares requested staff to provide the plan and background information for this item. Requested staff to be alert when item is translated.

CLERK WITTRUP thanked staff for meeting and answering Clerk Wittrup's questions.

Member Jonasson Rosas commented on the need for this skillset in-house. Commented the district suffers when communicating to the community and this is specially true with translated materials.

Board President Islas requested field testing take place for the literacy plan; and requested a strong glossary is provided which definitions carried through in all other documents as well.

Board Member Levine echoed the Board President's point on the need for field testing, and asked if volunteers could be compensated for field testing.

Natasha Baker, Ed.D., and Superintendent Nelson, Ed.D., were available to provide clarity.

On a motion by Board Member Cazares, seconded by Board Member Davis, agenda item A-17 was approved by a vote of 7-0-0-0 as follows: AYES: Board Members: Cazares, Davis, Jonasson Rosas, Levine, Thomas, Clerk Wittrup, and Board President Islas.

A-18, APPROVE Agreement with Vision Service Plan

APPROVED as recommended, an agreement with Vision Service Plan (VSP) to provide vision care services on behalf of the district-eligible active employees, retirees, and their respective dependents from January 01, 2024, through December 31, 2027.

A-19, APPROVE Agreement with WestEd

APPROVED as recommended, an agreement with WestEd for Teaching Pyramid professional development services.

A-20, APPROVE Addendum to Agreement with Pride Staff, Inc.

APPROVED as recommended, an addendum to the agreement with Pride Staff, Inc. to utilize as a supplier of temporary fiscal support staffing.

A-21, APPROVE Amendment to the Agreement with Delta Dental of California

APPROVED as recommended, an amendment to the agreement with Delta Dental of California.

- A-22, APPROVE Amendment to Agreement with Archer & Hound, LLC**
APPROVED as recommended, an amendment to the agreement with Archer & Hound, LLC. Joint Health Management Board's (JHMB) communication firm to assist with the JHMB website design.
- A-23, APPROVE Agreement Renewal with Kaiser Permanente**
APPROVED as recommended, an agreement renewal with Kaiser Permanente to provide medical services for benefit-eligible employees and retirees.
- A-24, APPROVE Agreement Renewal with Marsh & McLennan Agency LLC**
APPROVED as recommended, an agreement renewal with Marsh & McLennan Agency to provide health plan consulting services to the Joint Health Management Board (JHMB).
- A-25, APPROVE Agreement Renewal with United Healthcare**
APPROVED as recommended, a renewal agreement with United Healthcare to provide fully insured HMO dental services on behalf of benefit-eligible employees and retirees.
- A-26, APPROVE Update to Legal Services Firms for 2023/24**
APPROVED as recommended, an update to the 2023/24 list of legal firms recommended for approval to provide legal services to Fresno Unified School District during the 2023/24 fiscal year.
- A-27, APPROVE Award of Bid 24-13, Dishwasher Installation at Various Sites Phase I**
APPROVED as recommended, information on Bid 24-13, Dishwasher Installation at Various Sites Phase I.
- A-28, APPROVE Award of Bid 24-24, Wawona Middle School Heating, Ventilation, Air Conditioning and Energy Management System Replacement**
ITEM PULLED BY STAFF. No discussion of item or action taken on item.
- A-29, APPROVE Award of Bid 24-27, Heating, Ventilation and Air Conditioning Air Filters**
APPROVED as recommended, information on Bid 24-27, Heating, Ventilation and Air Conditioning Air Filters. This bid is to establish a fixed unit price for standard size, poly link, and custom size heating, ventilating and air conditioning air filters, used districtwide.
- A-30, APPROVE Award of Request for Proposals 24-20, Human Resources Professional Learning Platform**
APPROVED as recommended, Request for Proposals (RFP) 24-20, Human Resources Professional Learning Platform.

- A-31, DENY Claim GL23-0513-10271**
DENIED as recommended, a Claim for Damages by a minor, case GL23-0513-10271.
- A-32, DENY Claim GL23-0814-10204**
DENIED as recommended, a Claim for Damages by a minor, case GL23-0814-10204.
- A-33, DENY Claim GL23-0831-10190**
DENIED as recommended, a Claim for Damages by a minor, case GL23-0831-10190.
- A-34, RATIFY Agreement with The College Board for Advanced Placement Exams**
RATIFIED as recommended, an agreement with The College Board for Advanced Placement (AP) exams.
- A-35, RATIFY Agreement with the Fresno County Superintendent of Schools**
RATIFIED as recommended, an agreement with Fresno County Superintendent of Schools to provide arts integration professional learning and coaching to elementary teachers.
- A-36, RATIFY Addendum to the Agreement with Kaleidoscope**
RATIFIED as recommended, an addendum to the agreement with Kaleidoscope. The agreement with Kaleidoscope is increased from \$25,000 to \$27,150 to provide additional services to support the facilitation of scholarship application and awarding process for graduating seniors through the Foundation for Fresno Unified Schools.
- A-37, RATIFY Addendum to the Agreement with Supplemental Health Care, Incorporated**
RATIFIED as recommended, an addendum with Supplemental Health Care, Incorporated to include an additional \$177,909 providing for an increase of Educationally Related Mental Health Services Providers (ERMHS).
- A-38, RATIFY Amendment to the Agreement with Directed Analytics**
RATIFIED as recommended, an amendment to the agreement with Directed Analytics. Directed Analytics will provide the Office of African American Academic Acceleration (A4) a functional integrated dashboard intended to support the programmatic services and cross-program data tracking the A4 office provides to African American students in grades kindergarten through twelve.
- A-39, RATIFY Change Orders**
RATIFIED as recommended, information on Change Orders for projects as follows:

Bid 23-02, Edison High School Career Technical Education Building and Interim Housing

Change Order 3 (Interim Housing) presented for ratification: \$82,976

Bid 23-23, Ericson Elementary School New Multi-Purpose Building and Interim Housing

Change Order 2 (Interim Housing) presented for ratification: \$9,641

Bid 23-33, Del Mar Elementary School New Multi-Purpose Building (MPB)

Change Order 1 (Interim Housing) presented for ratification: \$136,733

Bid 23-67, Bullard Talent K-8 School Site Improvements

Change Order 1 presented for ratification: \$48,356

Bid 23-71 Sections A and C, Concrete Slabs for Outdoor Tables at Various Sites

Change Order 1 presented for ratification: \$11,208

Bid 23-71 Sections D and E, Concrete Slabs for Outdoor Tables at Various Sites

Change Order 1 presented for ratification: \$21,925

A-40, RATIFY the Filing of Notices of Completion

RATIFIED as recommended, Notices of Completion for projects completed according to plans and specifications as follows:

Bid 22-34, Edison High School Multipurpose Room and Classroom Improvements

Bid 23-08, Yosemite Middle School Classroom Modernization and Interim Housing

Bid 23-67, Bullard Talent K-8 School Site Improvements

Bid 23-71 Sections A and C, Concrete Slabs for Outdoor Tables at Various Sites

Bid 23-71 Sections D and E, Concrete Slabs for Outdoor Tables at Various Sites

A-41, RATIFY Purchase Orders from September 01, 2023, through September 30, 2023 – Primary Report

RATIFIED as recommended, information on purchase orders issued from September 01, 2023, through September 30, 2023. There are two agenda items 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.

A-42, RATIFY Purchase Orders from September 01, 2023, through September 30, 2023 – Supplemental Report

RATIFIED as recommended, information on purchase orders issued from September 01, 2023, through September 30, 2023, the Supplemental Report.

For the record, Trustee Levine provided a statement as follows:

“Agenda item A-42 on tonight’s Consent Agenda, contains purchase orders for the California Teaching Fellows Foundation, the California State University, Fresno Foundation, and Fresno State University. I am currently employed by California State University, Fresno.

Additionally, item A-42 also contains purchase orders with the Fresno County Economic Opportunities Commission, and I have been employed by Fresno County EOC, which is a nonprofit corporation.

I did not participate in the making of the purchase orders related to this agenda item; however, because of my employment with both Fresno State and Fresno EOC I have a remote financial interest in those purchase orders.

Therefore, in the interest of full transparency, I am abstaining from this vote pursuant to Board Bylaw 9270.”

On a motion by Board Member Thomas, seconded by Board Member Davis, agenda item A-42 was approved by a vote of 6-0-0-1 as follows: AYES: Board Members: Cazares, Davis, Jonasson Rosas, Thomas, Clerk Wittrup, and Board President Islas. ABSENTIONS: Board Member Levine.

B. CONFERENCE/DISCUSSION AGENDA

B-43, DISCUSS and APPROVE the 2022/23 Audited Financial Statements Prepared by Crowe LLP

For the record, the Board received zero (0) requests to address the Board on agenda item B-43.

For the record, Board members had comments/questions pertaining to agenda item B-43. A summary is as follows:

Board Member Davis thanked Patrick Jensen and Kim Kelstrom for their outstanding work with the Audit Committee.

Board Member Cazares commented on the ASES attendance requirements and that having two findings is great, especially as it does not affect the financial piece of the report.

On a motion by Board Member Jonasson Rosas, seconded by Board Member Thomas, agenda item B-43 was approved by a vote of 7-0-0-0 as follows: AYES: Board members: Cazares, Davis, Jonasson Rosas, Levine, Thomas, Clerk Wittrup, and Board President Islas.

B-44, DISCUSS and APPROVE the 2023/24 First Interim Financial Report

For the record, the Board received zero (0) requests to address the Board on agenda item B-44.

For the record, Board members had comments/questions pertaining to agenda item B-44. A summary is as follows:

Board Member Jonasson Rosas requested clarity as to the district's projections. Asked if new projections will come with the Governor's revised budget. Asked if the fiscal team is planning for different budget scenarios. Asked if the enrollment is declining. Asked if 3- and 4-year-old aged children are counted in enrollment numbers. Asked if the fiscal team is accounting for Workers' Compensation.

Board Member Levine requested clarity as to if the one-time State and Federal Recovery Funds listed on page ten are not only Elementary and Secondary School Relief funds.

On a motion by Board Member Davis, seconded by Board Member Thomas, agenda item B-44 was approved by a vote of 7-0-0-0 as follows: AYES: Board members: Cazares, Davis, Jonasson Rosas, Levine, Thomas, Clerk Wittrup, and Board President Islas.

OPPORTUNITY FOR UNSCHEDULED ORAL COMMUNICATIONS

For the record, the Board received nine (9) requests to address the Board during Unscheduled Oral Communications. The individual's name with a summary of topic are as follows:

1. Isabella Garcia spoke in support of, shared personal interactions with, and against the termination of Coach Alberty.
2. Benjamin Cruz spoke in support of, shared personal interactions with, and against the termination of Coach Alberty.
3. DeAnte Brown spoke in support of, shared personal interactions with, and against the termination of Coach Alberty.

4. Liam Jacobsen spoke in support of and against the termination of Coach Alberty.
5. Emberly Gonzalez spoke in support of, shared personal interactions with, and against the termination of Coach Alberty.
6. Blanca Chavez spoke in support of, shared personal interactions with, and against the termination of Coach Alberty.
7. Aidan Ransom spoke in support of, shared personal interactions with, and against the termination of Coach Alberty.
8. Shamara Garcia spoke in support of, shared personal interactions with, and against the termination of Coach Alberty.
9. Rejone Drone spoke in support of, shared personal interactions with, and against the termination of Coach Alberty.
10. Elijah Williams spoke in support of, shared personal interactions with, and against the termination of Coach Alberty.
11. Danny Alberty thanked those that spoke on his behalf and commented on his termination.

C. RECEIVE INFORMATION & REPORTS

For the record, the Board received agenda items C-45 and C-46.

D. ADJOURNMENT

Board President Islas ADJOURNED the meeting at 8:34 p.m.