



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

MINUTES – BOARD OF EDUCATION REGULAR MEETING

Fresno, California

October 13, 2021

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 October 13, 2021, there were present Board Members Cazares, Islas, Jonasson Rosas, Major Slatic, Thomas, and Board President Davis. Superintendent Dr. Nelson was also present. The Trustee Area 5 seat is vacant.

Board President Davis CONVENED the Regular Board Meeting at 4:31 p.m. and ADJORNED to Closed Session to address items one through seven.

Board President Davis RECONVENED the meeting to Open Session at 6:00 p.m.

Reporting Out of Closed Session

- On a motion by Board Clerk Thomas, seconded by Board Member Jonasson Rosas, the Board took action in Closed Session to suspend a certificated employee without pay pending the outcome of a pending dismissal, by a vote of 6-0-0 as follows: AYES: Board Members: Cazares, Islas, Jonasson Rosas, Major Slatic, Thomas, and Board President Davis. The Trustee Area 5 seat is vacant.

PLEDGE OF ALLEGIANCE

Chief Business Officer Santino Danisi led the flag salute.

HEAR Report from Superintendent

- Recognized this month as National Cyber Security Awareness month, which includes cyber safety curriculum at all schools.
- Recognized LGBTQ+ History Month, Filipino American History Month, World Teachers' Day, World Mental Health Day, Week of the School Administrator and National School Lunch Week. It's a busy month! Please take time to celebrate your teacher, administrator, and school lunch colleagues and learn more about LGBTQ+ history, Filipino American history, and mental health.
- Highlighted, yesterday we held a virtual staff town hall and shared all the current COVID-19 procedures, information on vaccine mandates, and answered some frequently asked questions from our teams. Thank you to the over 1,000 staff who joined us live! For those who weren't able to join live, the recording and materials were sent to all staff yesterday afternoon via your Fresno

HEAR Report from Superintendent – continued

Unified email account and many pieces of the information are also available publicly on our COVID-19 webpage www.fresnounified.org. Supervisors, administrators, and managers – PLEASE make sure that your staff who don't have regular access to email get this information.

- Shared the COVID-19 webpage is always the best place to find the latest information on our COVID-19 protocols, as we know federal, state, and local health guidance changes quite often. This webpage is open to everyone and can be accessed through our Fresno Unified website's homepage. On the webpage you'll find our current health and safety guidelines, information on how we handle symptomatic students and staff, how symptomatic students and staff can return to school or work, our contact tracing processes, our self-health screening tool, vaccination and testing resources, our COVID-19 dashboard, and other resources and safety plans. We'll be holding additional monthly virtual staff town halls through at least January to keep our teams up to speed and will also be hosting a community town hall later this month for our students, parents, families, and community partners.
- Reminded everyone that Fresno Unified is currently surveying families, staff, and students in grades 3 – 12 on a handful of school climate and culture indicators. This survey is an opportunity for you to tell us about your experiences with our district and schools and how we can better support student learning. Please complete this survey by October 15, 2021. Promoting a positive school climate is central to our district's vision of success for each student. We look forward to receiving important input from you regarding the climate and culture of our schools. We hope the data we collect will help our schools take action toward improving student outcomes and ensure each student feels connected to their school. For more information, check your email or contact your child's school directly. Additionally, you may visit our district or school websites for more information, including videos on "Family Voice Matters" and a "How-To" walkthrough of the survey experience.

OPPORTUNITY for Public Comment on Consent Agenda Items

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

On a motion by Board Clerk Thomas, seconded by Board Member Cazares, the Consent Agenda, with the exception of Agenda Item A-13 which was pulled for further discussion, was approved by a roll call vote of 6-0-0-0, as follows: AYES: Board Members: Cazares, Islas, Jonasson Rosas, Major Slatic, Thomas, and President Davis. The Trustee Area 5 seat is vacant.

ALL CONSENT AGENDA items are considered routine by the Board of Education and will be enacted by one motion. There will be no separate discussion of items unless a Board member so requests, in which event, the item(s) will be considered following approval of the Consent Agenda.

A. CONSENT AGENDA

- A-1, APPROVE Personnel List**
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 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 September 15, 2021 Regular Board Meeting.

- A-3, APPROVE Minutes from Prior Meeting**
APPROVED as recommended, the draft minutes for the September 15, 2021 Regular Board Meeting.

- A-4, ADOPT Resolution Recognizing the Month of October as National Cyber Security Awareness Month**
APPROVED as recommended, a resolution recognizing the month of October as National Cyber Security Awareness Month (NCSAM).

- A-5, APPROVE Agreement with KnowBe4 for Cybersecurity Awareness Training**
APPROVED as recommended, an agreement with KnowBe4 to provide cybersecurity awareness training.

- A-6, APPROVE Agreement with Expo Inc.**
APPROVED as recommended, an agreement with Expo Inc.

- A-7, APPROVE Addendum to the Independent Contractor Services Agreement with Amanda Nicolson, Ph.D., LLC**
APPROVED as recommended, an addendum to the Independent Contractor Services Agreement with Amanda Nicolson, Ph.D., LLC.

- A-8, APPROVE Amendment for Joint Apprenticeship Training Funds and Hourly Rate as Allocated by the California Community Colleges Chancellor's Office**
APPROVED as recommended, amended Joint Apprenticeship Training Funds and Hourly Rate as allocated by the California Community Colleges Chancellor's Office.

A. CONSENT AGENDA - continued

A-9, RATIFY Independent Contractor Services Agreement with Educational Leadership Foundation

RATIFIED as recommended, an Independent Contractor Services Agreement for The Educational Leadership Foundation.

A-10, RATIFY Change Orders

RATIFIED as recommended, information on Change Orders for the following projects:

- Bid 20-19, Fresno High School Career Technical Education (CTE) Building Construction
Change Order 6 presented for ratification \$132,921
- Bid 20-49, Juan Felipe Herrera New Elementary School
Change Order 1 presented for ratification \$259,469
- Bid 21-34, Ventura and 10th South Campus Site and Tenant Improvements, Buildings C and D
Change Order 1 presented for ratification \$ 77,181

A-11, RATIFY the Filing of a Notice of Completion

RATIFIED as recommended, a Notice of Completion for the following project, which has been completed according to plans and specifications.

- Bid 21-39, Fort Miller Middle School Interior Lighting Upgrade

A-12, RATIFY Purchase Orders from July 01, 2021 through July 31, 2021 – Primary Report

RATIFIED as recommended, information on purchase orders issued from July 01, 2021 through July 31, 2021. 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.

A-13, RATIFY Purchase Orders from July 01, 2021 through July 31, 2021 – Supplemental Report

RATIFIED as recommended, information on purchase orders issued from July 01, 2021 through July 31, 2021.

For the record, the Board received zero requests to address the Board on Agenda Item A-13.

A. CONSENT AGENDA - continued

For the record, Board Member Jonasson Rosas read a statement as follows:

“Agenda Item A-13 on tonight’s Consent Agenda contains purchase orders for the Fresno Economic Opportunities Commission (Fresno EOC). I was employed with the Fresno EOC which is a nonprofit corporation. I did not participate in the making of these contracts related to these purchase orders, but because of my prior employment with Fresno EOC I have a remote financial interest in these contracts. Therefore, consistent with my prior recusals relating to Fresno EOC and in the interest of full transparency, I am abstaining from this vote pursuant to Board Bylaw 9270.”

On a motion by Board Clerk Thomas, seconded by Board Member Cazares, Agenda Item A-13, was approved by a vote of 5-0-1-0, as follows: AYES: Board Members: Cazares, Islas, Major Slatic, Thomas, and President Davis. ABSTAINED: Board Member Jonasson Rosas. The Trustee Area 5 seat is vacant.

OPPORTUNITY FOR UNSCHEDULED ORAL COMMUNICATIONS

For the record, the Board received 13 requests to address the Board during Unscheduled Oral Communications. The individual’s name along with a summary of topics are listed as follows:

1. Tammy McMahon-Gorans: No left turn in education.
2. Andrew Fabela: Reading programs for the illiterate.
3. Manuel Bonilla: Major issues impacting students and educators remain unanswered.
4. Gina Jones: Teacher protected time.
5. Felipe Lemus: Teachers need more time to plan.
6. Mike Spencer: Teacher protected time and quality teaching.
7. Trish Refro: Needs and demands for teacher time. Over demand for data.
8. Bill: No masks on kids.
9. Tracy Sutama: Board decisions on spending money.
10. Jim Barr: Celebrate U.S. Navy’s 246 birthday.
11. Alicia Crispian: Incident at Jackson Elementary
12. Maria Jardon: Request for support of IEP.

B. CONFERENCE/DISCUSSION AGENDA

B-14, DISCUSS and APPROVE Renaming of J. C. Forkner Elementary School to H. Roger Tatarian Elementary School

OPPORTUNITY for Public Comment

For the record, the Board received 13 requests to address the Board on Agenda Item B-14. The individual's name along with a summary of topics are listed as follows:

1. Jessica Drew: Requested the Board to establish an advisory committee for renaming schools.
2. Arielle Dipinto: Support for keeping the name of J. C. Forkner Elementary School.
3. Danielle Shapazian: Support to change the name of J.C. Forkner Elementary School to H. Roger Tatarian Elementary School.
4. Ryan Duff: Asked if students being impacted by this decision have been considered.
5. Christina Bedwell: Support for keeping the name of J. C. Forkner Elementary School.
6. Geoff Wilson: Support for keeping the name of J. C. Forkner Elementary School.
7. Andrew Fabella: No Board Policy to support name change.
8. Marshall Moushigian: Support for renaming J.C. Forkner Elementary School to H. Roger Tatarian Elementary School.
9. Michelle Asadoorian: Read into record letter received from the Armenian Bar Association.
10. Paul Dictos: Racial restrictive covenants within Fresno, County.
11. Mark Arax: Restrictive real estate codes of J.C. Forkner.
12. Aris Jangian: Encouraged the Board to rename J.C. Forkner Elementary School in honor of H. Roger Tatarian.
13. Monica Harrison: Support for a formal process to help resolve this matter.

For the record, Board Members had comments/questions pertaining to Agenda Item B-14. A summary is as follows: Commented this Board has painted itself into a corner because of the Ventura and 10th naming. Referenced it was understood there would be a school named for Herrera and then a school named for an Armenian. Seven percent in Fresno's 2010 Census self-identified as Armenian heritage but not 1 of the 111 school sites is named for an Armenian. Commented, tired of the racism in this city. Referenced the time when Carver was removed from West Fresno and for a decade West Fresno did not have a middle school, commented that action showed the inequity in our system. Support for a committee to convene to help draft a renaming policy. Supportive of going to the community and taking the time to come up with something informed.

B. CONFERENCE/DISCUSSION AGENDA - continued

For the record, Board Clerk Thomas made a motion to approve the item, seconded by Board President Davis.

For the record, Board Member Islas made a motion to table the item until a committee could be convened. Seconded by Board Member Jonasson Rosas.

Trustee Jonasson Rosas asked for clarification regarding which motion takes precedent. For the record, Legal Counsel de Goede shared the Board does not have a Board Policy adopting Robert's Rules, which in that case, the motion to table would take precedent. In the past, we have we've handled these matters by taking the motions in the order they were presented. So, that would mean that the board should take the vote on the motion made by Clerk Thomas first, and then if the first motion does not pass, take a vote on the second motion made by Board Member Islas.

For the record, Board Members continued with questions/comments pertaining to Agenda Item A-14. A summary is as follows: Shared a comment has been made that the Board does not have the right to name/rename a facility as there is no board policy in place; requested clarity from Legal Counsel de Goede as to the veracity of the comment. Requested clarity as to if staff reached out to the community regarding the renaming of Forkner Elementary School. Requested clarity as to the timing of the changes. Requested clarity as to the district's transition plan for the renaming process. Requested clarity as to funding of renaming process, are there areas in which a phased-in approach can be used. Commented on the placement of the agenda item. Commented that because there is no rule or law to prohibit something does not mean it should be done. Superintendent Nelson, Chief of Staff Chavez, and Legal Counsel de Goede were available to provide clarity.

For the record, Chief of Staff Chavez commented--placement of items on the board agenda were done per the direction of the majority of the Board to staff during the September 8, 2021, board meeting.

For the record, Board Member Jonasson Rosas offered the opportunity for the withdrawal of the first motion. Opportunity was declined by Clerk Thomas.

On a motion by Board Clerk Thomas, seconded by Board President Davis, Agenda Item B-14 was approved by a roll call vote of 6-0-0-0 as follows: AYES: Board Members: Cazares, Islas, Jonasson Rosas, Major Slatik, Thomas, and Board President Davis. The Trustee Area 5 seat is vacant.

For the record, Board President Davis called a five-minute recess.

For the record, the Board RECONVENED at 7:55 p.m.

B. CONFERENCE/DISCUSSION AGENDA - continued

B-15, DISCUSS and APPROVE Nomination of Committee Members that will Develop a Draft Policy on Renaming School Facilities

OPPORTUNITY for Public Comment

For the record, the Board received zero requests to address the Board on Agenda Item B-15.

For the record, Board Members had comments/questions pertaining to Agenda Item B-15. A summary is as follows: Requested clarity as to if the committee meetings will be available via virtual setting. Requested clarity as to if Trustee Slatic had a nomination. Requested clarity as to if the list is being voted on as a whole or individually. Requested clarity as to length of service. Requested clarity as to where student voice is heard. Requested clarity as to voting rights of committee.

For the record, Board Member Jonasson Rosas made a motion to approve the list with the following amendments: the committee's scope to include updating the naming policy as well as drafting a renaming policy, the Superintendent's nomination are non-voting members, and that the board president nominate at least one student, a member from the Fresno High area and a member from the Bullard High area, not to include Mr. Fabela.

For the record, Board Member Jonasson Rosas asked if Trustee Slatic would offer a nomination other than Mr. Fabela. Trustee Major Slatic's nomination stands as Mr. Fabela. Mr. Fabela was not added to the nomination list.

For the record, Chief of Staff Chavez requested clarity from the Board as to if they would like him to start the work now or wait to begin until the additional criteria from Board Member Jonasson Rosas' motion is fulfilled.

For the record, the Board directed Chief of Staff Chavez to begin work immediately.

For the record, the Board President will nominate, pending board approval, a person to the committee from the Bullard High and Fresno High School areas as well as a student.

On a motion by Board Member Jonasson Rosas, seconded by Board Member Islas, Agenda Item B-15 was approved by a roll call vote of 5-1-0-0 as follows: AYES: Board Members: Cazares, Islas, Jonasson Rosas, Thomas, and Board President Davis. NOES: Board Member: Major Slatic. The Trustee Area 5 seat is vacant.

B. CONFERENCE/DISCUSSION AGENDA - continued

B-16, OPPORTUNITY for Public Discussion of the Fresno Teachers Association – Social Workers Unit Initial Proposal to Fresno Unified School District

OPPORTUNITY for Public Comment

For the record, the Board received zero requests to address the Board on Agenda Item B-16.

B-17, OPPORTUNITY for Public Discussion and ADOPTION of the Fresno Unified School District Initial Proposal to Fresno Teachers Association – Social Workers Unit

OPPORTUNITY for Public Comment

For the record, the Board received zero requests to address the Board on Agenda Item B-17.

On a motion by Board Member Cazares, seconded by Board Member Jonasson Rosas, Agenda Item B-17 was adopted by a roll call vote of 6-0-0-0 as follows: AYES: Board Members: Cazares, Islas, Jonasson Rosas, Major Slatic, Thomas, and Board President Davis. The Trustee Area 5 seat is vacant.

B-18, OPPORTUNITY for Public Disclosure and RATIFICATION of the 2021-2024 Negotiated Collective Bargaining Agreement between Fresno Unified School District and California School Employees Association, Chapter 125

OPPORTUNITY for Public Comment

For the record, the Board received zero requests to address the Board on Agenda Item B-18.

On a motion by Board Clerk Thomas, seconded by Board Member Cazares, Agenda Item B-18 was ratified by a roll call vote of 5-0-1-0 as follows: AYES: Board Members: Cazares, Islas, Major Slatic, Thomas, and Board President Davis. ABSTAINED: Board Member Jonasson Rosas.

B-19, PRESENT and DISCUSS Fresno Unified School District’s Elementary and Secondary Emergency Relief Expenditure Plan

OPPORTUNITY for Public Comment

For the record, the Board received zero requests to address the Board on Agenda Item B-19.

For the record, Board Members had comments/questions pertaining to Agenda Item B-19. A summary is as follows: Requested that a meal delivery system be

B. CONFERENCE/DISCUSSION AGENDA - continued

developed for students on quarantine. Commented on cafeteria capacity due to social distancing and if resources are available to provide safe lunch hours. Shared concerns pertaining to the area of speech language sessions. Requested space at sites be identified for speech language sessions. Requested clarity as to how this funding could be used to help support staff with technology needs. Requested clarity as to when vote for plan will take place. Suggested staff reach out to SAB regarding supports for students within the plan. Requested clarity as where field trips fall within the plan. Requested clarity as to supports for the eLearn Academy. Executive Officer Townsend was available to provide clarity.

B-20, DISCUSS and APPROVE Creation of Attendance Boundary for Herrera Elementary School, and Adjustments to Attendance Boundaries for Ayer, Aynesworth, and Storey Elementary Schools

OPPORTUNITY for Public Comment

For the record, the Board received zero requests to address the Board on Agenda Item B-20.

For the record, Board Members had comments/questions pertaining to Agenda Item B-20. A summary is as follows: Requested clarity as to the criteria used to modify the boundaries. Commented it is difficult to explain to constituents why their child must attend a school further from home rather than the one across the street from their home. Commented, at some point this must be thought out holistically throughout the district. Suggested to revisit once redistricting is complete. Shared concern with school route safety. Shared concern with large number of apartment complexes located in an individual school boundary and issues of transiency. Requested clarity as to the communication plan for those students moving schools. Commented on the need for infrastructure and sidewalks and asked how the Board could help speed up the work with the Fresno City Council; interested in providing a proposal to the City soon. Requested clarity as to if the mile to school for transportation is a walking mile. Requested clarity as to canal safety. Requested clarity as to middle and high school capacity in the area. Chief of Operations Temple was available to provide clarity.

On a motion by Board President Davis, seconded by Board Member Jonasson Rosas, Agenda Item B-20 was approved by a roll call vote of 6-0-0-0 as follows: AYES: Board Members: Cazares, Islas, Jonasson Rosas, Major Slatik, Thomas, and Board President Davis. The Trustee Area 5 seat is vacant.

B-21, DISCUSS and CONSIDER ADOPTION of Resolution No. 21-09 to Censure Trustee Slatik

OPPORTUNITY for Public Comment

For the record, the Board received 3 requests to address the Board on Agenda

B. CONFERENCE/DISCUSSION AGENDA - continued

Item B-21. The individual's name along with a summary of topics are listed as follows:

1. Mrs. Bailey: Support for Trustee Major Slatic.
2. Dennis Newman: Did not come to the podium to speak.
3. Andy Fabela: Shared a past board meeting video.

For the record, Board Members had comments/questions pertaining to Agenda Item B-21. A summary is as follows: Commented could not support language change from accompanied by a representative from the Superintendent's Office to accompanied by a site administrator. Commented on the amount of resources spent on social justice. Commented on diversity of Board Members. Commented will not go away until students are at grade level.

On a motion by Board Member Jonasson Rosas, seconded by Board Member Islas, Agenda Item B-21 was adopted as presented, by a vote of 5-1-0-0 as follows: AYES: Board Members: Cazares, Islas, Jonasson Rosas, Thomas, and Board President Davis. NOES: Board Members: Major Slatic.

C. RECEIVE INFORMATION & REPORTS

The Board was in receipt of one Receive item as follows:

C-22, RECEIVE Proposed Board Policy Revisions

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

- BP 5000 Concepts and Roles
- BP 5021 Noncustodial Parents
- BP 5111.2 Nonresident Foreign Students (DELETE)
- BP 5112.1 Exemptions from Attendance
- BP 5112.3 Student Leave of Absence (NEW)

BOARD/SUPERINTENDENT COMMUNICATION

Member Jonasson Rosas: Requested an update on the following: Hedges property, redistricting, alternative seating, and the use of Microsoft Teams by students.

Member Cazares: Requested information regarding additional time (30 minutes) and if it could be included in ESSER funding. Requested concussion guidelines be reinforced with Athletic Directors.

BOARD/SUPERINTENDENT COMMUNICATION - continued

Member Major Slatic: Requested a board communication regarding concussion guidelines, especially at middle school level.

Board Clerk Thomas: Requested status update on new facility. Shout out to Amazon for providing a mobile vaccination/testing event at Edison.

Board President Davis: Pig Game on October 29, 2021.

Member Islas: Commented on sports continuing during days of bad air quality. Requested policy or guidelines be established and communicated to sites. Commented on perceived falsehoods made during meeting. Shared thanks to community-based partnerships for their support.

Student Member Aguilar: Shared good things from Fresno High School - Rally for Home Coming was live streamed to under classmen by Fresno High's video production team. Shared Pig Game will be at 7:30 p.m. on October 29, 2021, at Sunnyside High School.

D. ADJOURNMENT

Board President Davis ADJOURNED the meeting at 10:00 p.m.