



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

AGENDA
WEDNESDAY, DECEMBER 15, 2021
***4:45 P.M. (CLOSED SESSION) *6:00 P.M. (OPEN SESSION)**

PLEASE NOTE: WE ARE BACK TO IN-PERSON BOARD MEETINGS.

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

Individuals who plan to attend the meeting in person must go through the [COVID-19 Daily Self-Health Screening Tool](#) the day of the board meeting and must answer "no" to all questions.

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 the Board President announces the specific agenda item.

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.

***4:45 P.M.**

CALL Meeting to Order

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); FUSD Negotiator(s): Paul Idsvoog; Employee Organizations(s): FTA, CSEA, Chapter 125, CSEA, Chapter 143, SEIU, Local 521, FASTA/SEIU, Local 521/CTW, CLC, Fresno Unified Building & Construction Trades/FTA; International Association of Machinists and Aerospace Workers (IAMAW), Unrepresented Employees: All Management, Confidential, and Supervisory Employees.
3. Public Employee Discipline/Dismissal/Release/Reassignment/Resignation.
4. Public Employment/Appointment - (Government Code Section 54957).
 - a. Chief Operations Officer
 - b. Chief of Human Resources
 - c. Chief of Engagement and External Partnerships
 - d. Director
 - e. Executive Officer
5. Conference with Legal Counsel - Existing Litigation - (Government Code Section 54956.9(d)(1)).
 - a. Potential Case (One)

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

PLEDGE OF ALLEGIANCE

A staff member will lead the flag salute.

HEAR Report from Superintendent

OPPORTUNITY for Public Comment on Consent Agenda Items

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

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: Paul Idsvoog, telephone 457-3548.

A. CONSENT AGENDA - continued

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 November 03, 2021 Regular Board Meeting. The Superintendent recommends adoption. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Kim Mecum, telephone 457-3731.

A-3, APPROVE Position and ADOPT New Job Description for Fresno Teachers Association Trades Unit for the position of Lead – Filter Changer and the Revised Fresno Teachers Association Trades Unit – Trades Hourly Salary Schedule

Approve position and Adopt New Job Description for FTA-Trades for the position of Lead – Filter Changer, and the Revised FTA – Trades Hourly Salary Schedule in accordance with collaborative discussions. The Superintendent recommends approval and adoption. Fiscal impact: There are available funds in the Maintenance and Operations budget at this time. Contact person: Paul Idsvoog, telephone 457-3548.

A-4, APPROVE 2021/22 Classified Hourly, Classified Food Services, Classified Operations, Confidential, Fresno Teachers Association (FTA) – Trades, International Association of Machinists and Aerospace Workers (IAMAW) Crafts, Supervisory, Fresno Area Substitute Teachers Association (FASTA), Certificated and Classified Management, Nurses and Speech Language Pathologists, Teachers and Librarians, Teachers on Special Assignment, Designated Teachers, Career Technical Ed/Vocational Ed Teachers, Junior Reserve Officers' Training Corps (JROTC) Instructors, Lori Ann Infant Center, Child Development Center and Pace Teachers, Adult Education, Pre-Kindergarten Teachers, and Classified Y-Rated Salary Schedules

Included with this agenda item for the Board's consideration and approval are the 2021/22 Classified Hourly, Classified Food Services, Classified Operations, Confidential, Fresno Teachers Association (FTA) – Trades, International Association of Machinists and Aerospace Workers (IAMAW) Crafts, Supervisory, Fresno Area Substitute Teachers Association (FASTA), Certificated and Classified Management, Nurses and Speech Language Pathologists, Teachers and Librarians, Teachers on Special Assignment, Designated Teachers, Career Technical Ed/Vocational Ed Teachers, Junior Reserve Officers' Training Corps (JROTC) Instructors, Lori Ann Infant Center, Child Development Center and Pace Teachers, Adult Education, Pre-Kindergarten Teachers, and Classified Y-Rated Salary Schedules. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Paul Idsvoog, telephone 457-3548.

A. CONSENT AGENDA - continued

A-5, APPROVE Revised 2021/22 Classified Hourly, Classified Food Services, Classified Operations, Confidential, Fresno Teachers Association (FTA) – Trades, International Association of Machinists and Aerospace Workers (IAMAW) Crafts, Supervisory, Fresno Area Substitute Teachers Association (FASTA), Certificated and Classified Management, Nurses and Speech Language Pathologists, Teachers and Librarians, Teachers on Special Assignment, Designated Teachers, Career Technical Ed/Vocational Ed Teachers, Junior Reserve Officers' Training Corps (JROTC) Instructors, Lori Ann Infant Center, Child Development Center and Pace Teachers, Adult Education, Pre-Kindergarten Teachers, and Classified Y-Rated Salary Schedules

Included with this agenda item for the Board's consideration and approval are the revised 2021/22 Classified Hourly, Classified Food Services, Classified Operations, Confidential, Fresno Teachers Association (FTA) – Trades, International Association of Machinists and Aerospace Workers (IAMAW) Crafts, Supervisory, Fresno Area Substitute Teachers Association (FASTA), Certificated and Classified Management, Nurses and Speech Language Pathologists, Teachers and Librarians, Teachers on Special Assignment, Designated Teachers, Career Technical Ed/Vocational Ed Teachers, Junior Reserve Officers' Training Corps (JROTC) Instructors, Lori Ann Infant Center, Child Development Center and Pace Teachers, Adult Education, Pre-Kindergarten Teachers, and Classified Y-Rated Salary Schedules. The Superintendent recommends approval. Fiscal impact: There are sufficient funds in the district budget at this time. Contact person: Paul Idsvoog, telephone 457-3548.

A-6, APPROVE Revised 2021/22 Classified Hourly, Classified Food Services and Classified Y-Rated Salary Schedules

Included with this agenda item for the Board's consideration and approval are the revised 2021/22 Classified Hourly, Classified Food Services and Classified Y-Rated Salary Schedules. The Superintendent recommends approval. Fiscal impact: There are sufficient funds in the district budget at this time. Contact person: Paul Idsvoog, telephone 457-3548.

A-7, APPROVE Four Retiree Contracts

Included in the board binders are four retiree contract agreements for Geraldine King, Susan Kalpakoff, Susan Arnold, and Nancy Miser in the amount of \$30,000. We currently have Retiree Contracts in the amount of the \$14,000 per person that allows 240 hours of service. This contract will allow up to 482 hours per retiree of site support for Special Education Teachers that are currently over caseload or out on leave, as well as ensure student services are being implemented per students' Individualized Education Programs (IEPs). This includes Home Hospital Instruction of our students' receiving services in the Moderate to Severe program. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$120,000 are available in the Special Education Department budget. Contact person: Kim Mecum, telephone 457-3731.

A. CONSENT AGENDA - continued

A-8, APPROVE Agreement with Aetna Life Insurance for PPO Network Services

Included in the Board binders is an agreement with Aetna Life Insurance (Aetna) to provide PPO network, utilization review, and case management services for the self-insured PPO Medical Plans A and B, effective January 01, 2022. For the past two decades the Joint Health Management Board offered network, utilization review, and case management services through Anthem/Blue Cross. Aetna will be one of two different medical networks under which district employees, retirees, and dependents access medical care, the other being Kaiser Permanente. The Superintendent recommends approval. Fiscal impact: The three-year estimated cost of \$5.88 million is available in the Internal Service Health Fund. Contact person: Santino Danisi, telephone 457-6226.

A-9, APPROVE Agreement with Education and Leadership Foundation for Newcomer English Learner Stipend Opportunities

Included in the Board binders is a request to approve an agreement with Education and Leadership Foundation and Fresno Unified School District to provide scholarships for Newcomer students enrolled in the High School Newcomer English Learner (EL) Mentor Program. The EL Mentor Program located at our six comprehensive high schools provides weekly opportunities for peer mentor support and weekly after-school sessions to practice English. English Language Development students who attend 80% of the after-school sessions, do the required work on Rosetta Stone, and interact two times per week with their mentors, earn a \$250 scholarship in the fall (January) and in the spring (June). The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$44,000 are available in the Newcomer Budget through the approved CalNew Grant. Contact person: Kim Mecum, telephone 457-3731.

A-10, APPROVE Agreement with Education & Leadership Foundation to Support Winter Camps 2021

Included in the Board binders is a request to approve an agreement with Education and Leadership Foundation. Education & Leadership Foundation (ELF) has agreed to provide professional development, coaching, and staffing for the Fresno Unified Elementary Winter Camp sites with 100 staff members for eight hours per day. ELF staff will be trained in and will implement Science, Technology, Engineering and Mathematics (STEM) curriculum to students in grades four through six. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$314,468 are available in the Extended Learning budget. Contact person: Kim Mecum, telephone 457-3731.

A-11, APPROVE Two Agreements with Leadership Associates

Human Resources is requesting the approval of two agreements with Leadership Associates to conduct an executive search for the positions of Chief Academic Officer and Chief of Staff. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$42,000 are available in the Human Resources budget. Contact person: Paul Idsvoog, telephone 457-3548.

A. CONSENT AGENDA - continued

A-12, APPROVE Amendment to the Agreement with Delta Health Systems

Included in the Board binders is an amendment to the agreement with Delta Health Systems, regarding medical claims administration services provided to the district in support of its self-funded medical plan and eligibility, premium disbursement, and reconciliation services for the Kaiser (HMO) plan. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the estimated annual amount of \$2,812,670 are available in the Health Internal Service Fund. Contact person: Santino Danisi, telephone 457-6226.

A-13, APPROVE Amendment Five to the Agreement with Elixir Rx Solutions, LLC

Included in the Board binders is amendment five to the agreement with Elixir Rx Solutions, LLC, previously Envision Pharmaceutical Services, related to Prescription Benefit Management (PBM) services. Elixir Rx Solutions, LLC currently provides PBM services on behalf of the district's active employees, early retirees, and their respective eligible dependents. The Superintendent recommends approval. Fiscal impact: Annual estimated cost of \$327,690 is available in the Internal Service Health Fund. Contact person: Santino Danisi, telephone 457-6226.

A-14, APPROVE Amendment Six to the Agreement with London Medical Management

Included in the Board binders is amendment six to the agreement with London Medical Management to provide out-of-network medical claims cost reduction services. The Superintendent recommends approval. Fiscal impact: Annual estimated cost of \$95,000 is available in the Internal Service Health Fund. Contact person: Santino Danisi, telephone 457-6226.

A-15, APPROVE Renewal Agreement with Origami Risk, LLC

Included in the board binders is a renewal agreement with Origami Risk, LLC for continued use of the Origami Risk Management Information System (RMIS). Origami's RMIS is the existing claims management software used to process and report workers' compensation and general liability claims. The Superintendent recommends approval. Fiscal impact: The average annual cost of approximately \$96,293 is available in the Internal Service Liability Fund. Contact person: Santino Danisi, telephone 457-6226.

A-16, APPROVE Amendment Two to the Agreement with Pinnacle Training Systems, LLC

Included in the Board Binders is amendment two to the agreement with Pinnacle Training Systems, LLC, expanding the criteria to determine eligibility for personal training and behavior modification services. The Superintendent recommends approval. Fiscal impact: Annual estimated cost of \$20,086 is available in the Internal Service Health Fund. Contact person: Santino Danisi, telephone 457-6226.

A. CONSENT AGENDA - continued

A-17, APPROVE Amendment to the Five-Year Agreement for the Department of General Services/Office of Administrative Hearings to Continue Services

Included in the Board binders is an amendment for Department of General Services / Office of Administrative Hearings (OAH) agreement. The request is to increase the five-year contract amount by \$102,000 to account for increased services of Administrative Law Judges, and case management for the purpose of conducting dismissal hearings pursuant to Government Code section 27727. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$102,00 are available in the Human Resources budget. Contact person: Paul Idsvoog, telephone 457-3548.

A-18, APPROVE Independent Contractor Service Agreement for HeliosEd and Approve Retiree Contract Agreement with Benedict J. Atitya to Provide Extra Support to the Human Resources Department

Human Resources is requesting the approval of the Independent Contractor Service Agreement for HeliosEd and included in the Board binders and recommended for approval is a Retiree Contract with Benedict J. Atitya. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$208,346 are available in the Human Resources budget. Contact person: Paul Idsvoog, telephone 457-3548.

A-19, APPROVE Educator Effectiveness Block Grant Plan

Included in the Board binders is a plan for approval for Fresno Unified to provide professional learning for teachers, administrators, paraprofessionals, and classified staff that will promote educator equity, quality, and effectiveness. Funds can be used for coaching, mentoring, programs, practices, and strategies that lead to the acceleration of student learning. The Superintendent recommends approval. Fiscal impact: Sufficient funds in the amount of \$18,186,921 are available in the Educator Effectiveness Block Grant budget. Contact person: Kim Mecum, telephone 457-3731.

A-20, RATIFY Amendment to the Agreement with Forensic Analytical Consulting Services

Included in the Board binders is an amendment to the agreement with Forensic Analytical Consulting Services for environmental health consulting and support services related to COVID-19. The Superintendent recommends ratification. Fiscal impact: Sufficient funds in the amount of \$25,000 are available in the district's Liability Internal Service Fund. Contact person: Santino Danisi, telephone 457-6226.

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

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 that is 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. Any individual who has not had an opportunity to address the Board during this initial thirty (30) minute period may do so at the end of the meeting after the Board has addressed all remaining items on this agenda. Without taking action and only as expressly permitted by Board Bylaw 9323, Board members may ask questions, make brief announcements, or provide a brief response to statements presented by the public about topics raised in unscheduled oral communications. Board members must be recognized by the President in order to speak and will generally be limited to no more than one (1) minute each for this purpose. The Board President shall have the discretion to further limit Board members' opportunity to speak on topics raised in unscheduled oral communications to ensure the orderly and efficient conduct of district business.

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 that are brought before them at this time. The appropriate staff member will furnish answers to questions.

B. CONFERENCE/DISCUSSION AGENDA

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

B-21, PRESENT and DISCUSS Plans for Engagement Related to the Local Control and Accountability Plan

The Local Control and Accountability Plan (LCAP) outlines the district goals, actions, and expenditures planned for improving student outcomes. Critical to the development of the plan is engagement of district educational partners to seek input and feedback on the district's plan for elevating student success. The presentation will include an update from staff regarding the district's planned outreach efforts as well as informing the Board of new LCAP requirements for the upcoming school year. Fiscal impact: All actions outlined in the Local Control and Accountability Plan are funded with General Fund resources, which include the Local Control Funding Formula funds. Contact person: Santino Danisi, telephone 457-6226.

B. CONFERENCE/DISCUSSION AGENDA - continued

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

B-22, DISCUSS and APPROVE Appointment of Board Member Voting Representative and Alternate Voting Representative to the Fresno County Committee on School District Organization Elections

California Education Code Section 35023 states, The governing board of each school district of every kind or class shall annually at its initial meeting select one of its members as its representative who shall have one vote for each member to be elected to the county committee provided by Article 1 (commencing with Section 4000) of Chapter 1 of Part 3. The secretary or clerk of the district shall furnish the county superintendent of schools with a certificate naming the representative selected by the board. The Board President recommends approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: David Chavez, telephone 457-3566.

***7:45 P.M.**

B-23, DISCUSS and APPROVE Nominations to California School Boards Association's Delegate Assembly

Each year, member boards elect representatives to the California School Boards Association's Delegate Assembly. The Delegate Assembly is a vital link in the Association's governance and sets the general policy direction. Delegates elected in 2022 will serve a two-year term beginning April 01, 2022. There are two required Delegate Assembly meetings each year; in 2022, the dates are May 21-22 and November 29-30. Nominations and biographical sketch forms for CSBA's Delegate Assembly are being accepted until Friday, January 07, 2022. The Board President recommends approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: David Chavez, telephone 457-3566.

C. RECEIVE INFORMATION & REPORTS

C-24, RECEIVE Proposed Revisions for Board Policies

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

- BP 6151 Class Size
- BP 6152 Elementary and Secondary Parameters for Developing Thematic Schools and/or Schools of Choice (Delete)
- BP 6152 Class Assignment (NEW)

These revisions meet the legal mandates recommended by the California School Boards Association and best practices. The items will be brought back for approval at a future Board meeting. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: David Chavez, telephone 457-3566.

C. RECEIVE INFORMATION & REPORTS - continued

C-25, RECEIVE the 2022 List of Board Member Committees and Organizations

Included in the Board binders is a list of committees and organizations to which Board Members are appointed each year. Board Member appointment to committees and organizations will be back for consideration in January 2022. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: David Chavez, telephone 457-3566.

BOARD/SUPERINTENDENT COMMUNICATION

ORGANIZATION of the Board of Education

It is recommended Superintendent Nelson preside over the organizational meeting and accept nominations for the position of President of the Board of Education. After the President is elected, it is recommended the President preside and accept nominations for the Clerk of the Board of Education. The new Board President will adjourn the Board meeting.

D. ADJOURNMENT

NEXT REGULAR MEETING
WEDNESDAY, JANUARY 05, 2022 BOARD WORKSHOP
WEDNESDAY, JANUARY 12, 2022