



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

**MINUTES - BOARD OF EDUCATION REGULAR MEETING
Fresno Unified School District August 07, 2019**

**Fresno, California
August 07, 2019**

Office of the Board of Education, Fresno Unified School District, Education Center, 2309 Tulare Street, Fresno, California 93721.

At a Regular Meeting of the Board of Education of Fresno Unified School District, held on August 07, 2019, there were present Board Members Davis, Jonasson Rosas, Islas, Mills, Major Slatic, Thomas and President Cazares. Superintendent Nelson was also present.

President Cazares CONVENED the Regular Board Meeting at 4:30 p.m. in the Board Room and ADJOURNED to Closed Session to address items one through seven. The Board RECONVENED in Open Session at 6:00 p.m.

Staff Present

Deputy Superintendent/CFO Quinto, Chief Academic Officer Mecum, Chief of Labor Relations and Human Resources Idsvoog, Chief Technology Officer Madden, Chief of Equity and Access Sanders, Chief of Operations Temple, Executive Director Constituent Services Plascencia, Administrative Analyst Jensen and Chief of Staff Chavez.

Reporting Out of Closed Session

- On a motion by Board Member Mills, seconded by Board Member Islas by the following vote, 7-0-0-0, the Board took action in Closed Session to initiate litigation to seek expressed indemnity against California Teaching Fellows Foundation.
- On a motion by Board Member Davis, seconded by Board Member Thomas by the following vote, 7-0-0-0, the Board took action in Closed Session to promote Samuel Martinez to Director, School Leadership.
- On a motion by Board Member Thomas, seconded by Board Member Davis by the following vote, 7-0-0-0, the Board took action in Closed Session to promote Edward Collins to Executive Director, Purchasing.

PLEDGE OF ALLEGIANCE

Ms. Sandra Toscano, Assistant Superintendent of English Learner Programs and Services, led the Pledge of Allegiance.

HEAR Report from Superintendent

- Highlighted the school year has unofficially started with teachers and many school site staff returning to campuses to begin professional learning. We are setting the tone for a successful new school year, focusing on high expectations for academic learning, helping build positive mindsets for our youth, and modeling the art of resiliency. These are not simple tasks and I am extremely grateful for all the work that was done during the summer to ensure we're addressing the challenges facing our community, our schools and the families we serve.
- Shared that racial tensions were sparked at the end of last school year through social media that went viral. A video by a young high school student forced us all to recognize there is much more to be done, even for adults, if we are to understand oppression, hate, and mistreatment. This can be said for every nationality and cultures represented in our great city. As a result:
 - A new Bullard African American Parent Advisory Board was launched.
 - Members of our district restorative team conducted more than a dozen restorative sessions.
 - The students at the forefront of this provided valuable learning to other students.
 - Principal Alvarado has met with student groups to conduct similar meetings as students engage in larger conversations about the cultural change they would like to see on campus.
 - Students, parents and the Bullard leadership team have shared what they are doing to move forward with their message of "Better Together."
 - Bullard leadership students are kicking off the school year with an awareness campaign focused on kindness and treating one another with respect and compassion.
- Shared that for all the hurt this event created, it has provided an unforeseen opportunity for both student and adult learning and we are taking full advantage of the opportunity to educate. Each one of us in this community has the power to positively impact our youth but we need to remember to move toward difficult conversations and challenges instead of looking away from them.
- Shared the recent SBAC assessments results. The District had four years of academic growth both in English Language Arts and math: 10.5% growth in ELA and 11.7% growth in math. While we remain behind the state, the positive and steady trajectory reinforces that we are moving the needle and doing the right work on behalf of our students.
- Congratulated Parent University, celebrating its 10th year anniversary Friday, August 9 with a special family event at the Chukchansi Park. Parent U has served more than 52,000 Fresno Unified families over the past decade, helping parents understand the dynamics of the education system and how to advocate for their students.
- Shared this summer many of Fresno Unified employees were hard at work providing for students. Thanked all that made summer learning possible – from traditional summer school programs to opening libraries to those engaged in the African American literacy program. Thanked employees preparing and serving approximately 188,000 free meals. Staff also worked and supported the

partnership with the City of Fresno as the District again opened and maintained six high school pools. Throughout the summer, crews were busy with a long list of summer projects, including construction modernization projects:

- McLane pool is underway, and the new turf football field is nearly complete
 - Slater Elementary has new kindergarten and two classroom buildings, the final site improvements in a 1 ½ year project that also includes a new campus entrance, new play courts and renovated field areas.
 - Design Science Middle College High School has relocated to classrooms on the Fresno City College campus.
 - A new Phoenix Secondary campus is underway and should be ready in early 2020.
- Superintendent then directed audience to the screen to show a video highlighting some of the valuable summer work that took place while we were away.

OPPORTUNITY for Public Comment on Consent Agenda Items

For the record, there were no members of the public wishing to address the Board on Consent Agenda Items.

On a motion by Member Mills, seconded by Member Davis, the consent agenda was approved, exclusive of agenda items A-4, A-6, A-10, A-12, A-22, A-23, and A24 which were pulled for further discussion, and agenda item A-13 which was pulled by staff, on a roll call vote of 7-0-0-0 as follows: AYES: Board Members: Davis, Islas, Jonasson Rosas, Mills, Major Slatic, Thomas and Board President Cazares.

A. CONSENT AGENDA

A-1, APPROVE Personnel List

APPROVED as recommended, the Board binders is the Personnel List, Appendix A, as submitted.

A-2, ADOPT Findings of Facts 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 June 12, 2019 Regular Board meeting.

A-3, APPROVE Minutes from Prior Meeting

APPROVED as recommended, the draft minutes for the May 29 and June 12, 2019 Regular Board Meetings.

A-4, ADOPT Resolution 19-02, Requesting Renewal of Exemption from the Definition of School Building for J. E. Young Academic Center and Fulton Special Education Program

ADOPTED as recommended, Resolution 19-02, requesting a renewal of the

district's exemption from the Education Code definition of "school building" for J. E. Young Academic Center located at 822 N. Abby Street and Fulton Special Education program located at 3058 N. Millbrook Avenue through August 6, 2021. The buildings, which are owned by the district, were not originally constructed for the purpose of housing educational programs and therefore not designed to meet Division of the State Architect requirements. However, they do comply with local building codes and they serve 25 students or fewer at one time. An exemption from the State Allocation Board is required to allow the educational programs to be housed at these locations. A prior exemption was approved August 9, 2017, for a two-year period.

For the record, there were comments/questions from Board Members to address Agenda Item A-4. A summary is as follows: What can be done to move the timeline up for moving these two campuses? How can the Board support the District so students will have academic space that does not require an exemption? What can be done to move students to adequate facilities as soon as possible? Karin Temple, Chief Operations Officer was available to provide clarity.

Board Member Mills moved for approval, seconded by Member Davis, which carried a 7-0-0-0 vote as follows: AYES: Board Members: Davis, Islas, Jonasson Rosas, Mills, Major Slatc, Thomas and Board President Cazares.

A-5, ADOPT Resolutions Delineating Authorized District Agents on Behalf of Fresno Unified School District

ADOPTED as recommended, resolutions 19-04 through 19-14 and 19-17 presented for adoption to update authorized officials for various business transactions on behalf of Fresno Unified School District. These resolutions will be effective for the period beginning August 7, 2019, until revoked or superseded.

A-6, ADOPT Resolution 19-15 Authorizing the Superintendent or Designee to Enter into a Funding Agreement with the California State Water Resources Control Board for the Student Access to Drinking Water Project

ADOPTED as recommend, Resolution 19-15, authorizing the Superintendent or his designee to enter into a funding agreement with the California State Water Resources Control Board (SWRCB) for the Student Access to Drinking Water Project to expand access to drinking water at schools. Fresno Unified has been awarded a \$640,000 grant from the SWRCB for the procurement and installation of filtered water bottle filling stations at all district elementary school cafeterias. Bottle filling stations have previously been provided at middle and high schools.

For the record, there were comments/questions from Board Members to address Agenda Item A-6. A summary is as follows: From public health perspective this is great. On high school and middle school campuses, where will the station be located? Concerned that locating stations in the cafeteria will limit accessibility to students outside of regular cafeteria hours. Is there an opportunity to negotiate the stations be located outside of school cafeterias? Any information on type of filter

and what it is filtering? Is there a policy that prohibits students to have water bottles at their desk? Karin Temple, Chief Operations Officer and Jason Duke Executive Director were available to provide clarity.

Board Member Islas moved for approval, seconded by Member Mills, which carried a 7-0-0-0 vote as follows: AYES: Board Members: Davis, Islas, Jonasson Rosas, Mills, Major Slatic, Thomas and Board President Cazares.

A-7, ADOPT Resolution HR 19-16 Agreement to Allow Teaching Out of Credentialed Area

ADOPTED as recommended, Resolution No. HR 19-16. Shelley Spencer, a certificated employee of the district, holds a valid Single Subject English credential, and is recommended by Human Resources to be assigned to teach Latin at Fresno High school. The district has a need for a teacher with this specific credential and none is available. Prior to making the assignment, verification has been made that the teacher has the course work required by the Education Code, that the teacher has adequate knowledge of the subject to be taught and that the teacher has consented to the assignment.

A-8, ADOPT Variable Term Waiver for Bilingual, Cross Cultural, Language and Academics Development Authorization

ADOPTED as recommended, Variable Term Waiver requests for Maria Vargas, Maria Isabel Sandoval, Horacio Esparza and Monica Chavez Lopez to serve as Dual Immersion Multiple Subject teachers. The Education Code 44225(m) allows the commission to grant waivers to fill in an area deemed hard-to-fill. The candidates are working toward completing the required coursework for the Multiple Subject Credential and Bilingual, Cross-Cultural, Language and Academics Development (BCLAD) authorization.

A-9, ADOPT Variable Term Waiver for Career Technical Education Credential Holders

ADOPTED as recommended, the recommendations for the Variable Term Waiver for Career Technical Education (CTE) Credential holders. The Commission on Teacher Credentialing (CTC) has stated the Preliminary CTE credential holders (see attached) should be issued a variable term waiver for the English Learner Authorization until the CTE program is completed. The English Learner classes are embedded in the CTE program. Individuals will not have the English Learner authorization stated on their credential document until the CTE program is completed and the clear credential is issued.

A-10, APPROVE Addendum to Independent Contractor Services Agreement with Advanced Medical Personnel Inc.

APPROVED as recommended, addendum to an existing contract with Advanced Medical Personnel Inc. for \$629,000. Advanced Medical Personnel Inc. has the ability to provide additional on-site Speech/Language Pathologists (SLPs) above the original contracted five SLPs. The additional SLPs will decrease the need for

telepractice services at sites. Funding is available through the reduction of approved contracts for Telepractice speech and language services.

For the record, there were comments/questions from Board Members to address Agenda Item A-10. A summary is as follows: Will this agreement address the speech language pathologist support issues in the Roosevelt region? Request made for percentages, by region, of students receiving Telepractice support. Brian Beck, Assistant Superintendent was available to provide clarity.

Board Member Mills moved for approval, seconded by Member Jonasson Rosas, which carried a 7-0-0-0 vote as follows: AYES: Board Members: Davis, Islas, Jonasson Rosas, Mills, Major Slatic, Thomas and Board President Cazares.

A-11, ~~APPROVE~~ RATIFY Agreement with Fresno County Superintendent of Schools California Statewide Early Math Initiative

RATIFIED as recommended, Fresno County Superintendent of Schools (lead agency), AIMS Center for Math & Science Education, California Department of Education, California State Board of Education, and the California Early Math Project are granting Fresno Unified School District \$100,000 in a service agreement for the entire project period of July 2019 through September 2020. The purpose of the service agreement is to provide ongoing professional learning and coaching support around STEM and early mathematics best practices.

A-12, APPROVE Annual Agreements for the 2019/20 School Year

APPROVED as recommended, agreements to provide services to Fresno Unified School District. Contracts will commence after Board approval and will end no later than June 30, 2020.

For the record, there were comments/questions from Board Members to address Agenda Item A-12. A summary is as follows: Congratulated Sandra Toscano for additional language programs. Pertaining to the parks program, where will services be provided? Pertaining to civic education, how were sites selected? Pertaining to on-line learning modules, what topics are offered? Pertaining to facility inspection services, where is the inspection posted? Pertaining to cultural proficiency training, what is cultural proficiency training, what does it look like and include? Jeremy Ward, Tiffany Hill, Teresa Morales-Young, Karin Temple, Jason Duke Santino Danisi, Sandra Toscano and Kim Mecum were available to provide clarity.

Board Member Jonasson Rosas moved for approval, seconded by Member Mills, which carried a 7-0-0-0 vote as follows: AYES: Board Members: Davis, Islas, Jonasson Rosas, Mills, Major Slatic, Thomas and Board President Cazares.

A-13, APPROVE Award of Bid 19-53, Bullard High School Student Support Office Improvements

ITEM PULLED BY STAFF

A-14, APPROVE Award of Request for Proposals 19-24, Musical Instruments

APPROVED as recommended, Request for Proposals (RFP) 19-24, to identify qualified vendors and establish discounted prices for the purchase of musical instruments. The RFP establishes three-year price contracts based on discounts off the current manufacturer's suggested retail price. Based on an extensive review by the evaluation committee, including Visual and Performing Arts leaders and teachers, staff recommends award of RFP 19-24 to the best value proposers based on price discounts and response to the service questionnaire: American Music Co., Fresno, CA, 99 items; Gottschalk Music Center, Clovis, CA, 132 items; Harvard House Music, Fresno, CA, 30 items; The Horn Shop, Fresno, CA, 76 items; JKEAA Music, Riverside, CA, 2 items; K & S Music, Berkeley Heights, New Jersey, 4 items.

A-15, APPROVE Budget Revision No. 1 for Fiscal Year 2019/20

APPROVED as recommended, Budget Revision No. 1 for fiscal year 2019/20. Periodic updates to the district's budget are presented to the Board of Education for approval.

A-16, APPROVE Provisional Internship Permits

APPROVED as recommended, Provisional Internship Permit (PIP) recommendations to rehire or hire upon Board approval site principals recommended to Human Resources to retain or hire the following teachers in their positions for 2019/20 due to a shortage of fully credentialed teachers. They are all working toward completing the required exams by the end of 2019/20.

A-17, APPROVE Renewal Agreement with Kroll Information Assurance

APPROVED as recommended, renewal agreement with Kroll Information Assurance to provide identity theft and credit monitoring services to active employees and retirees.

A-18, APPROVE Renewal Amendment to Agreement with Standard Life Insurance Company

APPROVED as recommended, amendment to the agreement with Standard Life Insurance Company for life insurance coverage provided by the district on behalf of its active employees.

A-19, RATIFY Change Order for the Project Listed Below

RATIFIED as recommended, Change Order for the following project: Bid 19-12, Brawley Service Center Parking Improvements, Change Order(s) presented for ratification: \$2,999.

A-20, RATIFY the Filing of Notices of Completion

RATIFIED as recommended, Notices of Completion for the following projects, which have been completed according to plans and specifications. Bid 18-25, Roosevelt High School Construction of New Aquatic Complex; Bid 18-41 Section B, Roosevelt High School Athletic Field Improvement; Bid 19-06, Installation of

District Security Video System at Various Elementary Schools - Phase 1B: Anthony, Easterby, Homan, Muir, Pyle, Starr, Webster and Wolters; Bid 19-12, Brawley Service Center Parking Improvements.

A-21, RATIFY K-12 Strong Workforce Agreement with State Center Community College District

RATIFIED as recommended, the K-12 Strong Workforce Agreement between State Center Community College District and Fresno Unified School District to create, support, and/or expand high-quality career technical education programs at the K-12 level.

A-22, RATIFY Purchase Orders from April 1, 2019 through April 30, 2019 – Primary Report

RATIFIED as recommended, purchase orders issued from April 1, 2019 through April 30, 2019. 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.

For the record, Member Jonasson Rosas read the following statement:

“Fresno EOC is one of the vendors listed in Agenda Item A-22. I am employed by Fresno EOC, which is a nonprofit corporation. I did not participate in making this contract. Because of my employment with Fresno EOC I have a remote financial interest in this contract. Consistent with prior recusals related to Fresno EOC and in the interest of full transparency I am abstaining from this vote pursuant to Board Bylaw 9270.”

Board Member Davis moved for approval, seconded by Member Islas, which carried a 6-0-1-0 vote as follows: AYES: Board Members: Davis, Islas, Mills, Major Slatic, Thomas and Board President Cazares. ABSTAINED: Board Member Jonasson Rosas.

A-23, RATIFY Purchase Orders from April 1, 2019 through April 30, 2019 – Supplemental Report

RATIFIED as recommended, purchase orders issued from April 1, 2019 through April 30, 2019. 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.

For the record, Member Mills read the following statement:

“Item A-22 on tonight’s agenda contains purchase orders for PG&E. I have financial investments that are valued at or above the reporting threshold in PG&E. Therefore, in the interest of full transparency, I am abstaining from this vote

pursuant to Board Bylaw 9270.”

Board Member Davis moved for approval, seconded by Member Thomas, which carried a 6-0-1-0 vote as follows: AYES: Board Members: Davis, Islas, Jonasson Rosas, Major Slatic, Thomas and Board President Cazares. ABSTAINED: Board Member Mills.

A-24, RATIFY Side Letter Agreement with Edison-Bethune Charter Academy

RATIFIED as recommended, Side Letter Agreement between Fresno Unified School District and Edison-Bethune Charter Academy to allow students attending Edison-Bethune Charter Academy to participate in Fresno Unified School District extracurricular sports. This agreement commenced on July 1, 2019 and will end on June 30, 2024.

For the record, there were comments/questions from Board Members to address Agenda Item A-24. A summary is as follows: Concerned there is a pattern of not offering the same agreements across the system to all charter schools. Request made for the District to establish practice of notifying charter schools of agreements. Debra Odom, Manager I was available to provide clarity.

Board Member Mills moved for approval, seconded by Member Jonasson Rosas, which carried a 7-0-0-0 vote as follows: AYES: Board Members: Davis, Islas, Jonasson Rosas, Mills, Major Slatic, Thomas and Board President Cazares.

END OF CONSENT AGENDA (ROLL CALL VOTE)

UNSCHEDULED ORAL COMMUNICATIONS

- **Aindra Evans** – Stated she served Trustee Major Slatic at 4:33 p.m.
- **Abigail Akande** – Spoke to Blackface issue at Bullard High School. Requested an explanation on how current situation fits to the District’s Restorative Practices Policy, and request an apology be made both in public and writing to student and her mother.
- **Mariah Stennis** – Spoke to Blackface issue at Bullard High School and asked what actions are being taken to ensure Bullard is a safe place for students.
- **Andy Fabela** – Spoke to accountability for academic failure.
- **Mary Haskin** – Spoke to Blackface issue at Bullard High School and lack of consequences for cheer squad at Bullard High School.
- **Ingram Tate** – Spoke to Blackface issue at Bullard High School and accountability for actions. Concerned about safety of students.

B. CONFERENCE/DISCUSSION AGENDA

B-25, DISCUSS Update on Fresno Unified Coding Clubs, Tournament of Technology and High School Robotics Clubs

The Board received a presentation on the successes and the future plans of the Coding clubs (CoderGirlz and CoderClubs), annual Tournament of Technology, and High School Robotic clubs.

For the record, there were questions/comments from Board Members to address Agenda Item B-25. A summary is as follows: Expressed appreciation for the program. Encouraged people to attend the Tournament of Technology.

No action required on this item.

B-26, DISCUSS and CONSIDER ADOPTION of Resolution to Censure Trustee Major Terry Slatic

On July 18, 2019, the Board held a special meeting to discuss recent conduct of Trustee Slatic. Following extensive public comment and Board discussion, the Board voted to disapprove of the Trustee's conduct and refer the matter to an ad hoc committee to prepare a censure resolution. At this time the Board will hold a public hearing to consider evidence from Board members and the public related to the proposed censure resolution.

OPPORTUNITY for Public Comment on Conference/Discussion Agenda Item B-26.

- **Jessica Mahoney** – Spoke to issue of Censure and shared questions she had pertaining to the Censure.
- **Matthew Gillian** – Spoke on behalf of Ms. Felicia Henderson pertaining to Blackface issue. Requested accountability for racist issues.
- **Stacy Williams** – Spoke to issue of student safety pertaining to Blackface issue and Member Slatic.
- **Emily Brandt** – Spoke to concern of Board Member's behavior, safety of students, and issue of Restorative Practice.
- **Mary Haskin** – Spoke to concern of Board Member's behavior.
- **Monica Harrison Snowden** – Spoke to the need for cultural sensitivity in administration, the Board, the classrooms across the District. Request for Censure and removal.
- **Howard K. Watkins** – Spoke to Censure issue and request for resignation.
- **Elaine Robles McGraw** – Spoke to Censure issue and request for resignation.
- **Gloria Hernandez** – Spoke to Censure issue and concern of legal costs, and request for resignation.
- **Andrew Fabella** – Spoke to the Graduate Profile.

For the record, there were comments/questions from Board members regarding Agenda Item B-26. A summary is as follows: Concerned about lack of apology from Board Member. The Behavior of Board Member has done nothing to improve educational outcomes of students. Questioned information included in the proposed Censure Resolution.

At this time Board Member Slatic addressed the Board and Public.

Board Member Thomas moved for adoption of Censure Resolution, with the addition the Board refuse to defend Member Slatic and refuse indemnity. Motion seconded by Board Member Islas, carried a 6-0-1-0 vote as follows: AYES: Board Members: Davis, Islas, Jonasson Rosas, Mills, Thomas, and Board President Cazares. ABSTAINED: Member Slatic.

C. RECEIVE INFORMATION & REPORTS

There were no items for this section of the agenda.

BOARD/SUPERINTENDENT COMMUNICATION

- **Member Mills:** Transfers Office and working hours. Can office be open and operating by end of July to help facilitate transfer requests.
- **Member Jonasson Rosas:** Request for update on air quality process and coordination. Request for update on sustainability plan. Request for program update on the new Juan Felipe Herrera Elementary School. Request update on food recovery program, way to reach out and partner. Request information on codes and rates for medical reimbursement. Request for sign language interpreter to be broadcast separately on the live stream.
- **Board President Cazares:** Reiterated the excitement for the new school year. Expressed congratulations to the A4 Summer School staff. Food recovery program and opportunity to engage with community partners and also opportunity to use food to feed athletes before games or practice.
- **Member Islas:** Acknowledged her Trustee Area Liaison Danielle Claybon. Acknowledged issues taking place in our country and encouraged renewed policy pertaining to Sanctuary Schools. Announced organization, California Immigrant Youth Justice Alliance. Food recovery and improving meals for students and improving the District's meal procurement practice. Safe routes to school back to school event.

D. ADJOURNMENT

Board President Cazares declared the meeting adjourned at 8:32 p.m.