



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

AGENDA
WEDNESDAY, APRIL 15, 2020
***4:30 P.M. (CLOSED SESSION) *6:00 P.M. (OPEN SESSION)**

PLEASE NOTE: *DESIGNATED TIMES FOR CONFERENCE/DISCUSSION ITEMS ARE ESTIMATES

In accordance with Executive Order N-29-20 Paragraph 3, the April 15, 2020 Board of Education meeting will be held via teleconferencing and will be available for all members of the public seeking to observe via <http://go.fresnounified.org/ustream/>, or on the Ustream App on your [Android](#) or [Apple](#) device, Comcast Xfinity Channel 94 and AT&T U-Verse Channel 99, or through the following teleconference line:

Teleconference Line - English

Dial in: +1 559-512-2623 Passcode: 141 945 774#

Teleconference Line – Spanish

Dial in: +1 559-512-2623 Passcode: 281 959 252#

Individuals who wish to address the Board may do so by

- Submitting an email to publiccomment@fresnounified.org; or
- Leaving a voice message by calling 559-457-6222 (voice message will be transcribed).

Please include your name, agenda item number or subject matter being addressed, along with a 250-word description of the subject matter being addressed. Emails and voicemails received by no later than 12:00 p.m. on April 15, 2020 will be part of the record for the Board's information and/or discussion, will be posted on www.fresnounified.org/board and will be included in the minutes. Please note, consistent with Board Bylaw 9323, any statements submitted for public comment that are inappropriate in nature, including, but not limited to statements that are obscene, threatening or substantially disruptive to school operations, will either be redacted, or will not be posted.

In compliance with the Americans with Disabilities Act, those requiring special assistance to access the teleconference line and/or the electronic platform, to access written documents being discussed at the Board meeting, or to otherwise participate at Board meetings, please contact the Board President or Board Secretary at 559-457-3727. 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.

Public materials are available for public inspection at www.fresnounified.org/board.

Pursuant to Government Code Section 54953 (b)(2), all action taken during this teleconferenced meeting shall be by roll call vote.

***4:30 P.M.**

CALL Meeting to Order

OPPORTUNITY for Public Comment on Closed Session Agenda Items

RECESS to Cabinet Room 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. Administrator
 - b. Assistant Superintendent
 - c. Executive Officer
 - d. Instructional Superintendent
5. Conference with Legal Counsel Anticipated/Pending/Threatened Litigation (Government Code Section 54956.9(d)(2)).
 - a. Potential Case: One (1)
 - b. Shane Soto v. Fresno Unified Workers' Compensation
Fresno Unified Case No. 2005-0576
6. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9 (d)(1)).
 - a. Risk Management Litigation Report

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

HEAR Report from Superintendent

BOARD/SUPERINTENDENT COMMUNICATION

OPPORTUNITY for Public Comment on Consent Agenda Items

ALL CONSENT AGENDA items are considered routine by the Board of Education and will be 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. Contact person: Paul Idsvoog, telephone 457-3548.

A. CONSENT AGENDA - continued

A-2, APPROVE Provisional Internship Permits

Included in the Board binders are Provisional Internship Permit (PIP) recommendations to rehire or hire upon Board approval. 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-3, APPROVE Appointment to Citizens' Bond Oversight Committee

It is recommended the Board approve the appointment of Andrew Fabela to the Citizens' Bond Oversight Committee (CBOC). Mr. Fabela is nominated by Board Member Slatic. The role of the CBOC, which meets quarterly, is to ensure bond proceeds are expended only for the purposes set forth in the Measure Q and Measure X ballot measures. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Karin Temple, telephone 457-3134.

A-4, APPROVE Appointment to Citizens' Bond Oversight Committee

It is recommended the Board approve the appointment of Lindsay "Cal" Johnson to the Citizens' Bond Oversight Committee (CBOC). Mr. Johnson is nominated by Board President Thomas. The role of the CBOC, which meets quarterly, is to ensure bond proceeds are expended only for the purposes set forth in the Measure Q and Measure X ballot measures. The Superintendent recommends approval. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Karin Temple, telephone 457-3134.

A-5, APPROVE Award of Bid 20-20, McLane High School Library Modernization

Included in the Board binders is information on Bid 20-20, to modernize the McLane Library. The existing 12,000 square foot building will be upgraded to provide a new computer laboratory, collaboration/project workspace, presentation classroom, and career center. The project also includes office space, textbook storage, and new finishes and systems throughout. The updated library will have a more contemporary feel including student gathering area. Design of the project included student and staff input. The Superintendent recommends approval. Fiscal impact: \$1,769,639 is available in the Measure X Fund. Contact person: Karin Temple, telephone 457-3134.

A-6, APPROVE Award of Bid 20-30, Roosevelt High School Cafeteria Modernization

Included in the Board binders is information on Bid 20-30, to modernize the Roosevelt cafeteria. The project includes a new food court style serving area, updated kitchen, and remodeled student and staff dining areas. Also included are replacement of evaporative cooling with air conditioning, expansion of the outdoor plaza, addition of student and staff restrooms, new meeting space, and a new service yard.

A. CONSENT AGENDA - continued

Staff recommends award to the lowest responsive, responsible bidder: BMY Construction Group, Inc. (Fresno, California) \$4,336,394. The Superintendent recommends approval. Fiscal impact: \$4,336,394 is available in the Measure X Fund. Contact person: Karin Temple, telephone 457-3134.

A-7, APPROVE Award of Bid 20-36, Sections A & B, Hoover and Sunnyside High Schools Shade Structures and Site Improvements

Included in the Board binders is information on Bid 20-36, to construct Career Technical Education (CTE) outdoor workspace shade structures at Hoover and Sunnyside High Schools. The project will provide work areas for students in the Construction Technology CTE pathway at Hoover and the Agricultural Engineering CTE pathway at Sunnyside. The project also includes site modifications for accessibility improvements, asphalt paving, concrete walkways, fencing, fire sprinklers and lighting. Staff recommends award to the lowest responsive, responsible bidder: Davis Moreno Construction, Inc. (Fresno, California) \$1,640,838. The Superintendent recommends approval. Fiscal impact: \$1,330,000 (81% of the total) is available in the Career Technical Education Incentive Grant; \$134,000 (8%) is available in the Unrestricted General Fund; and \$176,838 (11%) is available in the Apprenticeship Grant. Contact person: Karin Temple, telephone 457-3134.

A-8, APPROVE Award of Bid 20-40, Cooper and Fort Miller Middle Schools Electrical Upgrades

Included in the Board binders is information on Bid 20-40, for electrical upgrades at Cooper and Fort Miller Middle Schools. The project will remove and replace electrical branch circuit panels and electrical panel feeder conductors. The existing electrical infrastructure is 40-60 years old and requires replacement based on age, condition, repair history and difficulty in locating replacement parts. Staff recommends award to the lowest responsive, responsible bidder: Section A and B, Lindsay Electric (Clovis, California) \$472,000. The Superintendent recommends approval. Fiscal impact: \$472,000 is available in the Measure X Fund – Deferred Maintenance. Contact person: Karin Temple, telephone 457-3134.

A-9, APPROVE Budget Revision No. 04 for Fiscal Year 2019/20

Included in the Board binders is Budget Revision No. 4 for fiscal year 2019/20. Periodic updates to the district's budget are presented to the Board of Education for approval. Budget Revision No. 4 includes adjustments for updated information and necessary adjustments to support the acceptance of various grant awards. The Superintendent recommends approval. Fiscal impact: As a result, the Unrestricted General Fund Reserve for Economic Uncertainties is estimated at approximately \$97.6 million at June 30, 2020. Contact person: Ruth F. Quinto, telephone 457-6226.

A. CONSENT AGENDA - continued

A-10, DENY Claim GL19-0910-4945

Included in the Board binders is a Claim for Damages by a minor, case GL19-0910-4945. The Superintendent recommends that the Claim be denied, and the matter referred to the district's Executive Director of Benefits and Risk Management for further handling. Fiscal impact: There is no fiscal impact to the district at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

A-11, RATIFY Grant Application to Kaiser Permanente Community Benefit Program for the 2020 Grant Cycle and APPROVE Contract with TCG Advisors and Foundation 99 [a 501(c)(3) public charity]

Ratification is requested for the 2020 Grant Application to the Kaiser Permanente (KP) Community Benefit Program, and approval is requested of an agreement with TCG Advisors and Foundation 99 [a 501(c)(3) public charity], to improve economic stability for the Fresno Unified School District local and diverse community. The \$75,000 request to implement a Financial Wellness program will provide training in financial literacy and planning to school leaders, staff, and parents/families. The Superintendent recommends ratification. Fiscal impact: The Kaiser Permanente Community Benefit Grant application requests up to \$75,000 for financial wellness services. If the Grant application is not funded, staff requests \$75,000 from the Unrestricted General Fund to move forward with financial wellness services. Contact person: Ruth F. Quinto, telephone 457-6226.

A-12, RATIFY Change Orders for the Projects Listed Below

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

Bid 19-10, McLane High School Construction of New Aquatic Center
Change Order 2 presented for ratification: \$30,744

Bid 19-20 Section A, Multipurpose Room Improvements for Roeding Elementary School and Cooper Middle School
Change Orders 1-2 presented for ratification (Roeding): \$7,732
Change Orders 1-3 presented for ratification (Cooper): \$34,568

Bid 19-41, Wawona K-8 School Classroom and Restroom Additions
Change Order 4 presented for ratification: \$81,259

Bid 19-55, Phoenix Secondary Academy Portable Infrastructure and Site Development
Change Order 4 presented for ratification: \$52,317

Bid 20-03, Ventura and 10th – Old Juvenile Hall Demolition and Remediation, Phase 2
Deduct Change Order 1 presented for ratification: \$-227,437

A. CONSENT AGENDA – continued

The Superintendent recommends ratification. Fiscal impact: \$20,817 credit to the Measure X Fund for Bids 19-10, 19-20, 19-41, 19-55, and 20-03. Contact person: Karin Temple, telephone 457-3134.

A-13, RATIFY the Filing of Notices of Completion

Included in the Board binders are Notices of Completion for the following projects, which have been completed according to plans and specifications.

Bid 20-03, Ventura and 10th – Old Juvenile Hall Demolition and Remediation, Phase 2

Bid 20-04, Ahwahnee Middle School Interior Lighting Upgrades

The Superintendent recommends ratification. Fiscal impact: Retention funds are released in accordance with contract terms and California statutes. Contact person: Karin Temple, telephone 457-3134.

A-14, RATIFY Purchase Orders from January 1, 2020 through January 31, 2020

Included in the Board binders is information on purchase orders issued from January 01, 2020 through January 31, 2020. For the reported dates, no purchase orders are identified that may present a potential conflict of interest for an individual Board member. Please be advised that pursuant to Board Bylaw 9270, each individual Board member has a continuing duty to disclose and abstain from voting on any item where the potential for a conflict of interest exists. The Superintendent recommends ratification. Fiscal impact: Funding is noted on the attached pages. Contact person: Karin Temple, telephone 457-3134.

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

UNSCHEDULED ORAL COMMUNICATIONS

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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

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

B-15, DISCUSS and DECIDE in the Matter of the Dailey Elementary Charter School Renewal Petition

Dailey Elementary Charter School (Dailey) has delivered a renewal petition to the district seeking authorization to operate July 01, 2020 through June 30, 2025. Dailey currently serves approximately 405 students in grades kindergarten through five. The school is located at 3135 N. Harrison Avenue in Fresno. The Superintendent will recommend a decision. Fiscal impact: The estimated fiscal impact to Fresno Unified School District for 2020/21 is \$2,046,536. Contact person: Kim Mecum, telephone 457-3731.

***6:45 P.M.**

B-16, PRESENT and DISCUSS the 2020/21 Strategic Budget Development

The 2020/21 Governor's Proposed Budget was released on January 10, 2020. The Board of Education has discussed the Governor's proposal and the potential impacts on Fresno Unified, as well as the strategic budget development process, at the following Board of Education meetings: January 15, 2020, January 29, 2020, February 12, 2020, February 26, 2020, March 04, 2020 and April 01, 2020.. Fiscal impact: Not available at this time. Contact person: Ruth F. Quinto, telephone 457-6226.

B. CONFERENCE/DISCUSSION AGENDA - continued

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

B-17, DISCUSS and APPROVE Proposed Board Meeting Dates for 2020/21 and 2021/22

Included in the Board binders are proposed Board of Education meeting dates for the 2020/21 and 2021/22 school years. These dates will not preclude either additions or changes any time throughout the year. The Superintendent 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

There are no items for this section of the agenda.

D. ADJOURNMENT

**NEXT REGULAR MEETING
WEDNESDAY, MAY 06, 2020**