BOARD OF EDUCATION
REGULAR MEETING
4480 N. BRAWLEY AVENUE
NUTRITION SERVICES
FRESNO, CA 93722
board.fresnounified.org

# MINUTES – BOARD OF EDUCATION REGULAR MEETING

**Fresno, California**
**December 11, 2024**
Fresno Unified School District, Nutrition Services, 4480 N. Brawley Avenue, Fresno, CA 93722.

At a Regular Meeting of the Board of Education of Fresno Unified School District, held on December 11, 2024, there were present Board Members Cazares, Islas, Levine, Thomas, Clerk Davis, and Board President Wittrup. Interim Superintendent Mao Misty Her was also present.

For the record, Board Member Jonasson Rosas participated from the teleconference location as follows: Parker Palm Springs, 4200 E. Palm Canyon Drive, Palm Springs, California 92264. The meeting was open to the public and pursuant to Government Code Section 54953 (B)(2), all action taken during the teleconference meeting was by roll call vote.

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

For the record, Board Members Cazares and Islas arrived at 4:36 p.m., and Member Jonasson Rosas connected at 5:15 p.m.

## PLEDGE OF ALLEGIANCE

Tami Lundberg led the Flag Salute.

## OPPORTUNITY for Public Comment on Closed Session Items

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

## A. RECEIVE INFORMATION & REPORTS

For the record, the Board acknowledged receipt of the Citizen's Bond Oversight Committee's Annual Report, which is available for public review and posted on the district's website.

Board President Wittrup ADJOURNED the Regular Board Meeting to Closed Session at 4:35 p.m.

Board President Wittrup RECONVENED the meeting to Open Session at 6:30 p.m.

**Reporting Out of Closed Session**

- On a motion by Board Member Thomas, seconded by Board President Wittrup, the Board acted in closed session for a Settlement on OAH Case No. 2024081075, resolving all claims regarding a student in special education, by a roll call vote of 6-0-0-1 as follows: AYES: Board Members Cazares, Islas, Levine, Thomas, Board Clerk Davis, and Board President Wittrup. ABSENT: Board Member Jonasson Rosas.

- On a motion by Board Member Levine, seconded by Board Member Islas, the Board acted in closed session to promote Eugene Reinor to Principal III at Fort Miller Middle School by a roll call vote of 7-0-0-0 as follows: AYES: Board Members Cazares, Islas, Jonasson Rosas, Levine, Thomas, Board Clerk Davis, and Board President Wittrup.

- On a motion by Board Clerk Davis, seconded by Board Member Islas, the Board acted in closed session on a Grievance Settlement with SEIU Local 521, senior bus drive pay and overtime rate, by a roll call vote of 7-0-0-0 as follows: AYES: Board Members Cazares, Islas, Levine, Thomas, Board Clerk Davis, and Board President Wittrup. ABSENT: Board Member Jonasson Rosas.

- On a motion by Board President Wittrup, seconded by Board Clerk Davis, the Board acted in closed session on a Risk Management Settlement on R.S. as Guardian ad Litem on behalf of A.J.S., as individual, and A.S., as individual, Case No. 15-0526-0347, by a roll call vote of 6-0-0-1 as follows: AYES: Board Members Cazares, Islas, Levine, Thomas, Board Clerk Davis, and Board President Wittrup. ABSENT: Member Jonasson Rosas.

- On a motion by Board Member Cazares, seconded by Board Member Islas, the Board acted in closed session on a Risk Management Settlement on Matthew Haitt, a minor, by and through his Guardian ad Litem Randi Ciavaglia, Case No. GL20-0422-5118, by a roll call vote of 7-0-0-0 as follows: AYES: Board Members Cazares, Islas, Jonasson Rosas, Levine, Thomas, Board Clerk Davis, and Board President Wittrup.

- On a motion by Board Member Thomas, seconded by Board Member Levine, the Board acted in closed session to approve the issuance of a Request for Qualifications to qualify a pool of search firms to help identify and hire a superintendent, by a roll call vote of 7-0-0-0 as follows: AYES: Board Members Cazares, Islas, Jonasson Rosas, Levine, Thomas, Board Clerk Davis, and Board President Wittrup.

For the record, Clerk Davis read the approved Board Shared Agreements which are a component of the Student Outcomes Focused Governance work with the Council of Great City Schools. The Board Shared Agreements are as follows:

- **Respect and Civility** – Honor our shared agreements.
- **Be Honest and Honorable** – Honor my word and do not lie, deflect, or disparage others.
- **Honor the Process and any Time Limits**
- **Honor Confidentiality**
- **Be Prepared and On Time** – Be on time. Read materials or share questions ahead of time. Share as early as possible if I will be late or miss a commitment.
- **Represent All Students** - Do not represent solely my region/area.

## B. CONFERENCE/DISCUSSION AGENDA

### B-2, DISCUSS and APPROVE the California School Employees Association - Chapter 125 Initial Proposal to Fresno Unified School District for the 2025-2027 Successor Agreement

For the record, the Board received zero (0) requests from the public to address the Board on agenda item B-2.

On a motion by Board Member Thomas, seconded by Board Member Cazares, the Board approved B-2, Discuss and Approve the California School Employees Association - Chapter 125 Initial Proposal to Fresno Unified School District for the 2025-2027 Successor Agreement, with an amendment to the successor agreement years to reflect 2024-2027, by a vote of 7-0-0-0 as follows: AYES: Board Members Cazares, Islas, Jonasson Rosas, Levine, Thomas, Clerk Davis, and President Wittrup.

### B-3, DISCUSS and APPROVE the Fresno Unified School District Initial Proposal to California School Employees Association, Chapter 125 for the 2025-2027 Successor Agreement

For the record, the Board received zero (0) requests from the public to address the Board on agenda item B-3.

On a motion by Board Member Thomas, seconded by Board Member Cazares, the Board approved B-3, Discuss and Approve the Fresno Unified School District Initial Proposal to California School Employees Association, Chapter 125 for the 2025-2027 Successor Agreement, with an amendment to the successor agreement years to reflect 2024-2027, by a vote of 7-0-0-0 as follows: AYES: Board Members Cazares, Islas, Jonasson Rosas, Levine, Thomas, Clerk Davis, and President Wittrup.

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

**B-4, DISCUSS and APPROVE the 2023/24 Audited Financial Statements Prepared by Crowe LLP – G2**

For the record, the Board received zero (0) requests from the public to address the Board on agenda item B-4.

On a motion by Board Member Cazares, seconded by Board Clerk Davis, the Board approved B-4, Discuss and Approve the 2023/24 Audited Financial Statements Prepared by Crowe LLP, by a roll call vote of 7-0-0-0 as follows: AYES: Board Members Cazares, Islas, Jonasson Rosas, Levine, Thomas, Clerk Davis, and President Wittrup.

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

**B-5, HOLD a Public Hearing and APPROVE Aspen Meadow Public School Charter Renewal Petition and ADOPT Resolution No. 25-28, Certifying Approval of the Renewal Petition – G2**

For the record, Board President Wittrup opened the public hearing at 6:45 p.m.

For the record, the Board received zero (0) requests to address the Board on agenda item B-5.

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

**Member Islas** requested clarity as to what steps Aspen Meadow will take in response to panel recommendations.

**Member Thomas** commented that she will not penalize Aspen Meadow for areas Fresno Unified struggles with as well.

For the record, Board President Wittrup closed the public hearing at 6:56 p.m.

On a motion by Board Member Thomas, seconded by Board Clerk Davis, the Board approved the Aspen Meadow Public School Charter Renewal Petition for the term of July 01, 2025, through June 30, 2030, by a roll call vote of 6-1-0-0 as follows: AYES: Board Members Cazares, Jonasson Rosas, Levine, Thomas, Clerk Davis, and President Wittrup. NOES: Board Member Islas.

**OPPORTUNITY for Public Comment on Consent Agenda Items**

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

On a motion by Board Clerk Davis, seconded by Board Member Thomas, the Board approved the Consent Agenda except for agenda items C-9 and C-26, which were pulled for further discussion, by a roll call vote of 7-0-0-0, as follows: AYES: Board Members Cazares, Islas, Jonasson Rosas, Levine, Thomas, Clerk Davis, and Board President Wittrup.

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

## C. CONSENT AGENDA

**C-6, APPROVE Personnel List – G2**
**APPROVED as recommended**, the Personnel List, Appendix A, as submitted.

**C-7, ADOPT Findings of Fact and Recommendations of District Administrative Board – S**
**ADOPTED as recommended**, the Findings of Fact and Recommendations of District Administrative Panels resulting from hearings on expulsion and readmittance cases conducted during the period since the regular meeting of the Board held November 20, 2024.

**C-8, APPROVE Meeting Minutes – G2**
**APPROVED as recommended**, draft minutes for November 20, 2024, regular meeting of the Board of Education.

**C-9, APPROVE Superintendent Search Timeline**
**APPROVED as recommended**, the Superintendent Search Timeline, established by the Board of Education and the Council of the Great City Schools.

On a motion by Board President Wittrup, seconded by Board Member Islas, the Board approved C-9, Approve Superintendent Search Timeline – Option A, by a roll call vote of 7-0-0-0 as follows: AYES: Board Members Cazares, Islas, Jonasson Rosas, Levine, Thomas, Board Clerk Davis, and Board President Wittrup.

**C-10, ADOPT Provisional Internship Permits - G1**
**ADOPTED as recommended**, the Provisional Internship Permit (PIP) recommendations to rehire or hire teachers for the 2024/25 school year due to hard-to-fill credential positions.

**C-11, ADOPT Variable Term Waiver for Career Technical Education Credential Holders – G1**
**ADOPTED as recommended**, the Variable Term Waivers for Career Technical Education Teachers, who need the English Learner Authorization until their credential is cleared.

**C-12, APPROVE the 2024/25 First Interim Financial Report – G2**
**APPROVED as recommended**, the Fresno Unified School District First Interim Financial Report.

**C-13, APPROVE 2024/25 Salary Schedule Revisions Reflecting 3% Increase – Food Service Classified Hourly Salary Schedule - G2**
**APPROVED as recommended**, the 2024/25 Food Service Classified Hourly Salary Schedule.

**C-14, APPROVE Agreement with Crystal Marie Menzies – G1**
**APPROVED as recommended**, an agreement with Crystal Marie Menzies to provide Ethnic Studies student survey administration and data analysis and teacher professional learning to review and utilize the results to inform best instructional approaches.

**C-15, APPROVE Amendment to the Agreement with Aetna Medicare Advantage Plan for Retirees – G2**
**APPROVED as recommended**, an amendment to the agreement with Aetna Medicare Advantage Plan for retirees and dependents for the 2025 calendar year.

**C-16, APPROVE Amendment No. 7 to the Agreement with MedImpact Healthcare Systems, LLC – G2**
**APPROVED as recommended**, amendment No. 7 to the agreement with MedImpact Healthcare Systems, LLC formally known as Elixir Rx Solutions, LLC, related to Prescription Benefit Management (PBM) services.

**C-17, APPROVE Renewal Agreement with Claremont EAP – G2**
**APPROVED as recommended**, a renewal agreement with Claremont EAP for employee assistance services.

**C-18, APPROVE Renewal Agreement with Kaiser Permanente – G2**
**APPROVED as recommended**, a renewal agreement with Kaiser Permanente to provide medical services on behalf of benefit-eligible employees and retirees.

**C-19, APPROVE Memorandum of Understanding with the Central California Food Bank Community Programs – G2**
**APPROVED as recommended**, the Memorandum of Understanding between the Central California Food Bank and Fresno Unified School District, designed to enhance and expand food security opportunities for students and families to conveniently access healthy food across the district.

**C-20, APPROVE Award of Bid 25-07, Top Seal Film for Production Lines – G1**
**APPROVED as recommended**, information on Bid 25-07, Top Seal Film for Production Lines, to establish fixed pricing for Production Line Top Seal Film.

**C-21, APPROVE Award of Bid 25-11, Sunnyside High School Theater Lighting and Sound System Replacement – G2**
**APPROVED as recommended**, information on Bid 25-11, Sunnyside High School Theater Lighting and Sound System Replacement.

**C-22, RATIFY Agreement with the California Department of Social Services – G2**
**RATIFIED as recommended**, a grant award agreement with the California Department of Social Services to provide statewide professional learning resources to Family Childcare (FCC) and Family, Friend, and Neighbor (FFN) caregivers in California's Early Learning and Care workforce.

**C-23, RATIFY Retiree Contract for Armand Chavez – G2**
**RATIFIED as recommended**, a retiree Armand Chavez to continue to support the Safety and Security office three days a week. Mr. Chavez has been supporting the Safety office since September 04, 2024, to mitigate the impact of the Executive Director vacancy.

**C-24, RATIFY Change Orders – G2**
**RATIFIED as recommended**, information on Change Orders for projects as follows: Bid 24-65, Tehipite Middle School Confidential Space Installation, Change Order 1 presented for ratification: $9,380, and Change Order 2 presented for ratification: $7,330.

**C-25, RATIFY Purchase Orders from September 01, 2024, through September 30, 2024–Primary Report – G2**
**RATIFIED as recommended**, information on purchase orders issued from September 01, 2024, through September 30, 2024, Primary Report. 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.

**C-26, RATIFY Purchase Orders from September 01, 2024, through September 30, 2024–Supplemental Report – G2**
**RATIFIED as recommended**, information on purchase orders issued from September 01, 2024, through September 30, 2024, Supplemental Report.

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

> "Agenda item C-26 on tonight's Consent Agenda, contains purchase orders between Fresno Unified School District and California Teaching Fellows Foundation, CSU Fresno Association, CSU Fresno Foundation, CSUF Association Food Service, CSUF Downing Planetarium, and California State University Fresno. I am employed by Fresno State.
>
> Additionally, item C-26 contains purchase orders with the Fresno County Economic Opportunities Commission, and I am employed by Fresno County EOC, which is a nonprofit corporation.
>
> I did not participate in the making of the purchase orders related to this agenda item; however, because of my employment with both Fresno State and Fresno County EOC I have a remote financial interest in those purchase orders.
>
> Therefore, in the interest of full transparency, I am abstaining from this vote pursuant to Board Bylaw 9270."

On a motion by Board Member Thomas, seconded by Board Member Cazares, the Board approved C-26, Ratify Purchase Orders from September 01, 2024, through September 30, 2024–Supplemental Report, by a roll call vote of 6-0-1-0, as follows: AYES: Board Members Cazares, Islas, Jonasson Rosas, Thomas, Clerk Davis, and Board President Wittrup. ABSTENTIONS: Board Member Levine.

## OPPORTUNITY FOR UNSCHEDULED ORAL COMMUNICATIONS

For the record, the Board received one (1) request to address the Board during Unscheduled Oral Communications. The individual's name and a summary of topic are as follows:

1. Monica Apodaca shared concerns of stolen wages and sexual harassment as an employee of First Student. Provided Board members with a flyer. (Appendix A)

## D. ADJOURNMENT

Board President Wittrup ADJOURNED the meeting at 7:03 p.m.

Apendix A
12/11/24 Provided by Constituent during
Unscheduled Oral Communications