



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

MINUTES – BOARD OF EDUCATION REGULAR MEETING

Fresno, California

May 28, 2025

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 May 28, 2025, there were present Board Members Cazares, Jonasson Rosas, Levine, Thomas, Wittrup, Clerk Islas, and Board President Davis. Superintendent Mao Misty Her was also present.

Board President Davis CONVENED the Regular Board Meeting at 4:30 p.m.

PLEDGE OF ALLEGIANCE

Carlos Castillo, Ed.D., led the Flag Salute.

For the record, Board President Davis reported staff pulled from the consent agenda item C-30, Ratify Agreement with Black Students of California United; therefore, no discussion or action took place for this item.

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 was in receipt of agenda item A-1, Receive the Fresno Unified School District Third Quarterly Investment Report for Fiscal Year 2024/25.

Board President Davis ADJOURNED the Regular Board Meeting to Closed Session at 4:32 p.m.

For the record, Closed Session extended to 6:20 p.m.

Board President Davis RECONVENED the meeting to Open Session at 6:29 p.m.

For the record, Board President Davis reported staff pulled from the consent agenda item C-30, Ratify Agreement with Black Students of California United; therefore, no discussion or action took place for this item.

For the record, the Board took an opportunity to thank and recognize Lykamae Alacar of Sunnyside High School and Emily Epperly of Fresno High School for their service as the 2024/25 Fresno Unified School District Student Board Members.

Reporting Out of Closed Session

For the record there were no items to report.

For the record, Clerk Islas read the approved Board Shared Agreements which 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-1, DISCUSS and APPROVE Initial Proposal from the Service Employees International Union Local 521 to Fresno Unified School District for 2025-2028 Successor Agreement

For the record, the Board received zero (0) requests from the public to address agenda item B-1, Discuss and Approve the initial proposal from the service Employees International Union Local 521 to Fresno Unified School District for the 2025/2028 Successor Agreement.

On a motion by Board Clerk Islas, seconded by Board Member Cazares, the Board approved agenda item, B-1, Discuss and Approve the initial proposal from the service Employees International Union Local 521 to Fresno Unified School District for the 2025/2028 Successor Agreement. by a vote of 7-0-0-0 as follows: AYES: Board Members Cazares, Jonasson Rosas, Levine, Thomas, Wittrup, Clerk Islas, and Board President Davis.

B-2, DISCUSS and APPROVE the Arts, Music, & Instructional Materials Discretionary Block Grant

For the record, the Board received zero (0) requests from the public to address agenda item B-2, Discuss and Approve the Arts, Music, & Instructional Materials Discretionary Block Grant.

On a motion by Board Member Wittrup, seconded by Board Member Cazares, the Board approved agenda item, B-2, Discuss and Approve the Arts, Music, & Instructional Materials Discretionary Block Grant, by a vote of 7-0-0-0 as follows: AYES: Board Members Cazares, Jonasson Rosas, Levine, Thomas, Wittrup, Clerk Islas, and Board President Davis.

B-3, PRESENT and DISCUSS the May Revise

For the record, the Board received zero (0) requests from the public to address agenda item B-3, Present and Discuss the May Revise.

For the record, Board members had comments pertaining to agenda item B-3. A summary is as follows:

Member Levine referenced Student Support and Professional Development Block Grant as well as Literacy and Mathematics Instructional Coaches information listed on slide no. 8 and asked what the district expects to receive. Asked if the budget scheduled for adoption next month will have those revenues included.

President Davis requested staff to add block grant expiration dates to budget presentations as there may be people that do not realize block grants begin and end on specific dates.

Patrick Jensen was available to provide clarity.

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 Member Cazares, seconded by Board Member Wittrup, the Board approved the Consent Agenda with the exception of agenda item C-16 by a vote of 7-0-0-0, as follows: AYES: Board Members Cazares, Jonasson Rosas, Levine, Thomas, Wittrup, Clerk Islas, and Board President Davis.

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 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-1, APPROVE Personnel List

APPROVED as recommended, the Personnel List, Appendix A, as submitted.

C-2, ADOPT Findings of Fact 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 regular meeting of the Board held May 14, 2025.

C-3, APPROVE Meeting Minutes

APPROVED as recommended, the draft minutes for the regular meeting of the Fresno Unified School District Board of Education held May 14, 2025.

C-4, ADOPT Resolutions Delineating Authorized District Agents to Sign on Behalf of Fresno Unified School District

ADOPTED as recommended, Resolutions 25-73 through 25-92 presented for adoption to update authorized officials to sign various business transactions on behalf of Fresno Unified School District. These resolutions will be effective for the period beginning May 28, 2025, until revoked or superseded.

C-5, ADOPT Job Description of Chief Counsel

ADOPTED as recommended, the job description of Chief Counsel. This position is responsible for improving student achievement through the effective management of assigned functions and activities; under the direction of the Superintendent of Schools, plan, organize, direct and provide professional legal services and counsel to the District in a wide variety of legal matters such as labor and employment, student rights, real estate, litigation, liability, and school bonds; serve as the primary legal advisor and represent the District before a variety of administrative and legislative bodies; supervise and evaluate assigned staff. The Classified Management Salary Schedule 261 Duty Days with Chief Counsel placement on E-33.

C-6, ADOPT Job Description of Deputy Chief Counsel

ADOPTED as recommended, the job description of Deputy Chief Counsel. This position is responsible for improving student achievement through the effective management of assigned functions and activities; under the direction of the Chief Counsel, assist the Chief Counsel, with significant responsibility for the departmental management; serve as primary of contract for senior District staff requiring assistance from legal counsel; assume the duties of the Chief Counsel in case of absence; prepare and conduct major litigation and administrative law hearings; assist in providing professional legal services and counsel to the District in a wide variety of legal matters such as labor and employment, student rights, litigation, liability, and school bonds; supervise support staff performing such duties. The Classified Management Salary Schedule 261 Duty Days with Deputy Chief Counsel placement on E-31.

C-7, ADOPT Job Description of Director, Americans with Disabilities

ADOPTED as recommended, the job description of Director, Americans with Disabilities (ADA). This position is responsible for improving student achievement through the effective management of assigned functions and activities; plan, organize, control and direct the District's Americans with Disabilities (ADA) interactive program to provide timely delivery of high-quality services to staff, sites and departments; review and analyze the District's ADA program and Section 504 of the Rehabilitation Act of 1973 for compliance; supervise, provide clear work direction and evaluate the performance of assigned personnel. The Classified Management Salary Schedule 261 Duty Days with Director, Americans with Disabilities (ADA) placement on E-27.

C-8, ADOPT Provisional Internship Permits

ADOPTED as recommended, a Provisional Internship Permit (PIP) recommendation to rehire or hire upon Board adoption.

C-9, ADOPT Variable Term Waiver for Career Technical Education Credential Holder

ADOPTED as recommended request to adopt the Variable Term Waiver for a Career Technical Education Credential Holder.

C-10, APPROVE Revised 2024/25 Certificated Negotiable Monthly Salary Schedule

APPROVED as recommended, the revised 2024/25 Certificated Management Negotiable Monthly Salary Schedule.

C-11, APPROVE Agreement with Price Paige & Company

APPROVE as recommended, an agreement with Price Paige & Company for Internal Audit and Fraud Investigation Services for the period of July 01, 2025, to June 30, 2028.

C-12, APPROVE Agreement with Pythian Services, Inc.

APPROVED as recommended, a Statement of Work from Pythian Services, Inc., in support of the district's development of a robust and unified data strategy.

C-13, APPROVE Award of Bid 25-31, Mayfair Elementary School Playground Replacements

APPROVED as recommended, information on Bid 25-31, Mayfair Elementary School Playground Replacements. The project consists of the replacement of existing play equipment, installation of rubber surfacing, shade canopies, and associated sitework for three playgrounds. Staff recommend the award to the lowest responsive, responsible bidder: Better Enterprises, Inc. (Fresno, California) \$975,900.

C-14, APPROVE Award of Bid 25-32, Rowell Elementary School Playground Replacements

APPROVED as recommended, information on Bid 25-32, Rowell Elementary School Playground Replacements. The project consists of the replacement of existing play equipment, installation of rubber surfacing, shade canopies, and associated sitework for three playgrounds. Staff recommend the award to the lowest responsive, responsible bidder: Caliber Contracting Services, Inc. (Fresno, California) \$661,808.

C-15, APPROVE Award of Bid 25-33, Kratt Elementary School Playground Replacement

APPROVED as recommended, information on Bid 25-33, Kratt Elementary School Playground Replacement. The project consists of the replacement of existing play equipment, installation of rubber surfacing, shade canopies, and associated sitework. Staff recommend the award to the lowest responsive, responsible bidder: JL McDaniels Companies, dba McDaniels Construction (Bakersfield, California) \$274,403.

C-16, APPROVE Award of Bid 25-36, Exterior Painting at Various Sites

APPROVED as recommended, information on Bid 25-36, Exterior Painting at Various Sites. This project includes six bid sections to provide exterior painting at Edison Bethune Charter Academy, Vang Pao Elementary School, Gaston Middle School, Tehipite Middle School, Hoover High School, and Sunnyside High School this summer. The schools identified to be painted are the most in need based on when they were last painted and assessment of paint condition. Staff recommend award to the lowest, responsive, responsible bidder: Section A (Edison Bethune Charter Academy) GMAT Painting (Stockton, California) \$75,500; Section B (Vang Pao Elementary School) H.B. Restoration, Inc. (Rio Linda, California) \$82,050; Section C (Gaston Middle School) Anchor Singh Painting, Inc. (Sacramento, California) \$262,333.

Section D (Tehipite Middle School) GMAT Painting (Stockton, California) \$180,500; Section E (Hoover High School) George E. Masker, Inc. (Oakland, California) \$345,000; and Section F (Sunnyside High School) H.B. Restoration, Inc. (Rio Linda, California) \$386,050.

For the record, the Board received one (1) request to address the Board on agenda item C-16. The individual's name with a summary of topic are as follows:

1. Juan Rosales shared concerns related to certain contractors regarding wage theft, misclassification of workers, and paying wages off the books. Requested the Board take steps to ensure unethical contractors are not given a pass.

For the record, Board members had comments/questions pertaining to agenda item C-16, Approve Award of Bid 25-36, Exterior Painting at Various Sites. A summary is as follows:

Member Jonasson Rosas requested staff to address the comments shared by Juan Rosales. Commented on the Board's interest in looking beyond the lowest bid and looking to qualitative factors to ensure tax-payer dollars are going to responsible companies that treat their employees fairly. Referenced Board Policies coming to the next Board meeting may need to be addressed. Requested clarity as to if the district will closely monitor the companies.

Clerk Islas asked what the consequences are if the Board does not approve the item at this meeting. Asked if delaying the project will impede students from accessing campuses.

Clerk Islas shared a personal anecdote related to wage theft and commented on not being able to support this item with the allegation of wage theft tied to a listed contractor. Clerk Islas asked if there is an option to approve all projects except those tied to the specific contractor. Clerk Islas requested clarity as to what the due diligence is for the district if the item is passed and then evidence is provided that grievances took place.

Clerk Islas supported the comment made by Member Jonasson Rosas in that the Board does not want to continually reward irresponsible companies.

President Davis asked if there is a mechanism in which payment can be withheld until the district is satisfied that the company has met its responsibilities.

Member Levine requested clarity as to the comment that if the item is not passed at tonight's meeting the work will be punted to next summer and commented there are two remaining meetings for the 2024/25 school year.

Clerk Islas asked if the district goes forward with the contractors listed, is the district going to make sure there is no way the contractors could not comply with paying wages owed to workers.

Member Jonasson Rosas commented on not wanting to delay the painting, but the Board wants to be sure the allegations brought forward are taken seriously. Member Jonasson Rosas commented she is satisfied as long as staff will provide a watchful eye, and that staff are working on a plan for items like this in the future.

Member Levine would like it confirmed that the approved vendors list does not contain any vendor with an active wage theft claim against them in the State of California.

Paul Idsvoog, legal counsel Bryan Martin and Alex Belanger were available to provide clarity.

On a motion by Board Member Cazares, seconded by Board Member Thomas, the Board approved agenda item C16 by a vote of 5-0-2-0 as follows: AYES: Board Members: Cazares, Levine, Thomas, Wittrup, and President Davis. ABSTENTIONS: Board Clerk Islas, and Board Member Jonasson Rosas.

C-17, APPROVE Award of Bid 25-44, Farber Educational Center South Building A, Parking Lot Improvements

APPROVED as recommended, information on Bid 25-44, Farber Educational Center South Building A, Parking Lot Improvements. This project consists of providing a permanent parking lot on the existing west side of the Farber South Campus. Staff recommend award to the lowest responsive, responsible bidder: Juarez Brothers General Engineering, Inc. (Madera, California) \$567,000.

C-18, APPROVE Award of Bid 25-46, Sunnyside High School Career Technical Education Building Improvements

APPROVED as recommended, information on Bid 25-46, Sunnyside High School Career Technical Education (CTE) Building Improvements. This project consists of the alteration and modernization of the existing weight room, student store, and Associated Student Body (ASB) Office at Sunnyside High School. Staff recommend award to the lowest responsive, responsible bidder: Better Enterprises, Inc. (Fresno, California) \$388,900.

C-19, APPROVE Award of Bid 25-47, Yosemite Middle School Administration Building Modernization

APPROVED as recommended, information on Bid 25-47, Yosemite Middle School Administration Building Modernization. This project includes a new Americans with Disabilities Act (ADA) compliant reception counter and a new ADA all gender student restroom to better serve the needs of the staff and students at Yosemite Middle School. Staff recommend award to the lowest responsive, responsible bidder: Heritage General (Fresno, California) \$395,275.

C-20, APPROVE Award of Bid 25-48, Heating Ventilation and Air Conditioning Improvement at Various Sites

APPROVED as recommended, information on Bid 25-48, Heating Ventilation and Air Conditioning Improvement at Various Sites. This project will improve the heating, ventilation, and air conditioning (HVAC) performance by replacing unit ventilators, energy management systems, and heat pumps at Easterby, Jackson, Leavenworth, Norseman, Robinson, Storey, Thomas, and Wilson Elementary Schools. Staff recommend award to the lowest responsive, responsible bidder: New England Sheet Metal and Mechanical Co. (Fresno, California) \$8,743,000.

C-21, APPROVE Award of Bid 25-49, Ericson Elementary School Energy Management System Replacement

APPROVED as recommended, information on Bid 25-49, Ericson Elementary School Energy Management System Replacement. This project consists of replacing the sites energy management system to enhance the performance of the heating, ventilation, and air conditioning (HVAC) operations. Staff recommend award to the lowest responsive, responsible bidder: Mesa Energy Systems, Inc. dba EMCOR Services Mesa Energy (Fresno, California) \$321,991.

C-22, APPROVE Award of Bid 25-50, Tioga Middle School Single Point of Entry and Parking Improvements

APPROVED as recommended, information on Bid 25-50, Tioga Middle School Single Point of Entry and Parking Improvements. The project consists of a new parking lot and drop-off with modified fencing to create a single point of entry which will increase site safety and security for students and staff. Staff recommend award to the lowest responsive, responsible bidder: GCB1, Inc., dba GC Builders (Fresno, California) \$1,221,700.

C-23, APPROVE Award of Bid 25-58, Sections A, B and C, Fencing and the Americans with Disabilities Act (ADA) Improvements at Dailey, Muir, and Winchell Elementary Schools

APPROVED as recommended, information on Bid 25-58, Sections A, B and C, Fencing and the Americans with Disabilities Act (ADA) Improvements at Dailey, Muir, and Winchell Elementary Schools. The project consists of the installation of ornamental iron fencing and gates to establish a single point of entry on campus. Staff recommend award to the lowest responsive, responsible bidder: Section A (Dailey), All Commercial Fence, Inc. (Oakdale, CA) \$186,455; Section B (Muir) Harris Development Corp., dba HBC Enterprises (Clovis, CA) \$188,940; and Section C (Winchell) All Commercial Fence, Inc. (Oakdale, CA) \$ 180,960.

C-24, APPROVE Award of Request for Proposals 25-26, Musical Instruments

APPROVED as recommended, information on Request for Proposals (RFP) 25-26 Musical Instruments, to identify qualified vendors and establish discounted prices for the purchase of musical instruments.

C-25, APPROVE Award of Request for Proposals 25-42, Fresh Juice, and Dairy Products with Site Delivery Services

APPROVED as recommended, information on Request for Proposals (RFP) 25-42, to establish fixed pricing for delivery of fresh juice and dairy products with site delivery services to 106 school locations. These products are served in the School Breakfast Program, National School Lunch Program and the Super Snack Program, and are funded by reimbursement from the US Department of Agriculture and the California Department of Education. The term is one-year with the option to extend for two additional one-year periods beginning July 01, 2025. Staff recommend award of Schedule A to the best value vendor: Producers Dairy Foods, Inc. (Fresno, California) \$4,563,235.

C-26, APPROVE Award of Request for Qualifications 25-03, Architectural/Engineering Services, and Request for Qualifications 25-04, Professional Services-Construction Related Consultants

APPROVED as recommended, information on Requests for Qualifications (RFQ) 25-03 and 25-04, to provide a pool of qualified firms/consultants for use in support of the district's new construction, modernization, modular projects, and deferred and general maintenance projects. Also included in the RFQ are firms that provide services for securing funding and project approvals from State agencies and firms that assist in preparing and analyzing demographic and enrollment data.

C-27, APPROVE Award of Request for Qualifications 25-25, Musical Instruments Repair and Service

APPROVED as recommended, information on Request for Qualifications (RFQ) 25-25, to provide a pool of qualified vendors based on extensive evaluation by a panel consisting of Visual and Performing Arts leaders and teachers to perform repair and service of musical instruments.

C-28, APPROVE Award of Request for Qualifications 25-35, Targeted Educational Support Services for Students

APPROVED as recommended, information on Request for Qualifications (RFQ) 25-35, to qualify a pool of vendors for Indirect/Direct Student and Family Services and Professional Learning under four categories: Culturally Relevant Academic Services and Supports, Culturally and Academically Enriched Learning Opportunities, Strong Relationships with Families and Community, and Strategic Partnerships to Enhance Culturally Responsive Practices.

C-29, APPROVE Rejection of Bid 25-52, Dough Divider-Rounder

APPROVED Rejection as recommended, for information on Bid 25-52, Dough Divider-Rounder to replace a dough divider-rounder at the Nutrition Services Department, including delivery and removal of the current dough-divider machine. Staff recommend rejecting all bids due to not meeting specifications in the bid documents.

**C-30, RATIFY Agreement with Black Students of California United
ITEM PULLED BY STAFF. No discussion or action taken.**

C-31, RATIFY Change Orders

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

- Bid 23-02, Edison High School Career Technical Education Building and Interim Housing; Change Order 6 (CTE Building) presented for ratification: \$82,592; Change Order 7 (CTE Building) presented for ratification: \$410,005.
- Bid 24-46, Baird Middle School Sitework and Portable Improvement; Change Order 1 presented for ratification: \$3,910; Change Order 2 presented for ratification: \$121,067; Change Order 3 presented for ratification: \$-103,530; Change Order 4 presented for ratification: \$5,068.
- Bid 24-47, Birney Elementary School Sitework and Portable Improvement; Change Order 1 presented for ratification: \$60,299; Change Order 2 presented for ratification: \$-75,437; Change Order 3 presented for ratification: \$57,859; Change Order 4 presented for ratification: \$114,544.
- Bid 24-48, Cooper Middle School Sitework and Portable Improvement; Change Order 1 presented for ratification: \$186,698; Change Order 2 presented for ratification: \$-217,259; Change Order 3 presented for ratification: \$37,577; Change Order 4 presented for ratification: \$86,857.
- Bid 24-50, Viking Elementary School Sitework and Portable Improvement; Change Order 1 presented for ratification: \$21,188; Change Order 2 presented for ratification: \$-83,470; Change Order 3 presented for ratification: \$16,662; Change Order 4 presented for ratification: \$107,459.
- Bid 24-54, Bullard High School Fencing Improvements; Change Order 4 presented for ratification: \$15,634.
- Bid 24-56, Fresno High School Auxiliary Gym and Site Improvements; Change Order 4 presented for ratification: \$90,405.
- Bid 24-72, McLane High School New Gymnasium; Change Order 3 presented for ratification: \$16,492.
- Bid 24-73, Fresno High School Varsity Baseball and Softball Scoreboards; Change Order 1 presented for ratification: \$13,656.
- Bid 24-94 Section A, Burroughs Elementary School Playground Replacements; Change Order 2 presented for ratification: \$30,660.

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. Luz Lopez shared concerns related to sibling preference and enrollment into the dual immersion program.

OPPORTUNITY for Board Member Reflections on the Board Shared Agreements

For the record, there were no Board reflections shared.

D. ADJOURNMENT

Board President Davis ADJOURNED the meeting at 7:14 p.m.