



Thursday, December 13, 2018
AGENDA - ORGANIZATIONAL REGULAR BOARD MEETING

Type: AGENDA - ORGANIZATIONAL REGULAR BOARD MEETING

Time: 5:30 p.m.

Code: Regular #06-18/19

Location: ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT, 2930 Gay Avenue, San Jose, CA 95127; Board Room.

1. OPEN SESSION - CALL TO ORDER AND ROLL CALL

1.01 CALL TO ORDER / ROLL CALL -- BOARD VICE-PRESIDENT.

1.02 ACTION: Ceremonial Oath of Office for Re-Elected/Newly Elected Trustees: Andres Quintero, Linda Chavez, and Ernesto Bejarano.

1.03 ACTION: Annual Organizational Meeting: Nomination and Election of the new Board President.

1.04 ACTION: Annual Organizational Meeting: Nomination and Election of the new Board Vice-President.

1.05 ACTION: Annual Organizational Meeting: Nomination and Election of the new Board Clerk.

1.06 ANNOUNCEMENT AND PUBLIC COMMENTS REGARDING ITEMS TO BE DISCUSSED IN CLOSED SESSION (Government Code Section 54957.7).

1.07 ADJOURNMENT TO CLOSED SESSION: The Board will adjourn to Closed Session at approximately 5:35 p.m. Open Session will resume approximately 60 minutes after the start of Closed Session.

2. CLOSED SESSION

2.01 DISCUSSION/ACTION: CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION: Initiation of litigation pursuant to Government Code, 54956.9, subdivision (d)(2). Three potential cases.

2.02 DISCUSSION/ACTION: PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE (Government Code Section 54957). Title: Para-Educator.

2.03 DISCUSSION/ACTION: PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT (Government Code Section 54957); Title: Interim Assistant Superintendent, Renewal Contract.

2.04 INFORMATION/DISCUSSION: CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: AREA (Alum Rock Educator's Association); District Negotiators: (1) Hilaria Bauer, Ph.D., Superintendent; and (2) Jess Serna, Interim Assistant Superintendent, Human Resources.

2.05 INFORMATION/DISCUSSION: CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: CSEA (California Schools Employees Association); District Negotiators: (1) Hilaria Bauer, Ph.D., Superintendent; and (2) Jess Serna, Interim Assistant Superintendent, Human Resources.

2.06 INFORMATION/DISCUSSION: CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: TEAMSTERS; District Negotiators: (1) Hilaria Bauer, Ph.D., Superintendent; and (2) Jess Serna, Interim Assistant Superintendent, Human Resources.

3. RECONVENE TO OPEN SESSION - DISTRICT OFFICE BOARD ROOM

3.01 CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE BY NEWLY ELECTED BOARD PRESIDENT.

3.02 REPORT OF ACTION TAKEN IN CLOSED SESSION.

3.03 DISCUSSION AND/OR MODIFICATION(S) OF THE AGENDA. The Board may change the order of business including, but not limited to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.

4. SPECIAL RECOGNITION / PRESENTATION

4.01 SPECIAL PRESENTATION: The Winter Showcase. The Winter Showcase tradition marks a milestone in student achievement both artistically and academically. We believe in our students and we believe they can reach unimaginable goals with the unique programs we have to offer in our VAPA cluster of schools. We appreciate that the Arts allow our students to express themselves, to gain an appreciation for the wider world, to think outside the box, and to communicate in new ways.

5. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD

5.01 "REQUESTS TO ADDRESS THE BOARD" provides members of the public an opportunity to speak to the Board about any matter under the jurisdiction of the Board and not otherwise on the agenda. Those who wish to address specific agenda items will have an opportunity to do so when that agenda item is introduced and presented during this meeting. Individuals wishing to speak are requested to proceed to the podium. There is a three-minute time limit for each speaker. The Board will automatically refer to staff any formal written requests that are brought before them at this time. Written matters may be placed on a future meeting.

6. COMMENTS AND COMMUNICATION

6.01 Teamsters.

6.02 California School Employee's Association (CSEA).

6.03 Alum Rock Administrator's Association (ARAA).

6.04 Alum Rock Educator's Association (AREA).

6.05 Superintendent.

6.06 Board of Trustees/Communications/Comments.

7. BOND / FACILITIES

7.01 INFORMATION: The Board will receive a written update on the status of Bond Projects.

7.02 INFORMATION/DISCUSSION: The Board will receive an update on the Citizen's Bond Oversight Committee (CBOC).

7.03 INFORMATION/DISCUSSION/ACTION: Citizen's Bond Oversight Committee (CBOC) Appointments.

8. SUPERINTENDENT/BOARD BUSINESS

8.01 INFORMATION/DISCUSSION/ACTION: Approve and Appoint the Superintendent as the Secretary to the Board.

8.02 INFORMATION/DISCUSSION/ACTION: Action to accept the County of Santa Clara Registrar of Voters' Certified Statement of Election Results from November 6, 2018, declaring (a) Andres Quintero; (b) Linda Chavez; and (c) Ernesto Bejarano were elected to the Office of Governing Board Members, Alum Rock Union Elementary School District. Pursuant to Elections Code Section 15400, the Governing Board shall accept the Certified Statement of Election Results, and declare the totals to be the final results of the Election.

8.03 INFORMATION/DISCUSSION/ACTION: Termination of the Leal Trejo, APC Contract with Alum Rock Union Elementary School District.

8.04 INFORMATION/DISCUSSION/ACTION: The Board will authorize staff to utilize the current contract with Lozano Smith as General Counsel on a temporary basis until the new General Counsel is hired.

8.05 INFORMATION/DISCUSSION/ACTION: Construction Management Agreement for Measure J. Terminate Contract between Alum Rock Elementary School District (ARUSD) and Del Terra Real Estate Services, Inc., dba Del Terra Group.

8.06 INFORMATION/DISCUSSION/ACTION: Construction Management Agreement for Measure I. Terminate Contract between Alum Rock Elementary School District (ARUSD) and Del Terra Real Estate Services, Inc., dba Del Terra Group.

8.07 INFORMATION/DISCUSSION/ACTION: Response to the FCMAT Report.

8.08 INFORMATION/DISCUSSION/ACTION: Proposed Board Meeting Calendar for 2019. The Board will discuss and determine the proposed schedule for the Regular Board Meetings for the calendar year from January through December 2019. Proposed dates include: January 17; February 14; March 14; April 11; May 9; June 13 and June 27; July 11 (if needed); August 8; September 12; October 10; November 14; and December 12.

8.09 INFORMATION/DISCUSSION/ACTION: Board Retreats and Governance Team Trainings. The Board will discuss the merits of scheduling and conducting a series of Board Retreats and Governance Team Trainings. Proposed meetings/dates include the following Study Sessions: (1) Ethics including The Brown Act and Robert's Rules of Order, January 24, 25, or 26; (2) Goal Setting/Values, March 21 or 22; (3) Goal Setting/Decision-Making, April 4 or 5; and (4) Facilities Assessment--Series 1, May 2, 3, or 4 and Series 2, May 16, 17, or 18.

8.10 INFORMATION/DISCUSSION/ACTION: Call for Nominations to CSBA's Delegate Assembly. Nomination and candidate biographical sketch forms are now being accepted until Monday, January 7, 2019. Elected Delegates serve a two-year term beginning April 1, 2019 through March 31, 2021.

8.11 INFORMATION/DISCUSSION/ACTION: Naming the Board Representative for the Annual County Committee Election for 2019. The California Education Code requires that the Governing Board of each school district, at its annual initial meeting, select one of its members to vote in the election for members of the County Committee on School District Organization.

9. BUSINESS

9.01 INFORMATION/DISCUSSION: FISCAL EXPERT UPDATE. Dr. Donald Zimring, Fiscal Expert and Dr. William Gillaspie, Fiscal Advisor, in conjunction with Assistant Superintendent Kolvira Chheng, will provide a Fiscal Expert update to the Board.

9.02 INFORMATION/DISCUSSION/ACTION: Approve Resolution No. 13-18/19 Supplemental Employee Retirement Plan (SERP).

9.03 INFORMATION/DISCUSSION/ACTION: Resolution No. 20-18/19 Resolution Establishing Agreement Between the Governing Board of the Alum Rock Union Elementary School District and the Santa Clara County Superintendent of Schools Regarding Necessary Revisions for Compliance with Statutory Budget Requirements in Conjunction with the Local Control Accountability Plan (Education Code § 42127 and 52070).

9.04 INFORMATION/DISCUSSION/ACTION: To receive and approve the First Interim Financial Report.

10. HUMAN RESOURCES

10.01 INFORMATION Regarding Resignations.

11. CONSENT CALENDAR

11.01 ACTION: Approval of Minutes for the following meeting: November 8, 2018, Regular Board Meeting.

11.02 ACTION: Approve Memorandum(s) of Understanding(s).

11.03 ACTION: Approve Contracts for Professional Services - Firms.

11.04 ACTION: Acceptance of Donations.

11.05 ACTION: Approval of Fundraising Activities.

11.06 ACTION: Acceptance of Vendor & Payroll Warrants

11.07 ACTION: Enrollment/Attendance Report for Month 3 (October 15, 2018 thru November 9, 2018).

11.08 ACTION: Approve the Santa Clara County Treasury Investment Portfolio Status.

11.09 ACTION: Approve/Ratify Notices of Employment and Changes of Status/December 13, 2018/Human Resources Department.

11.10 ACTION: Single Plan for Student Achievement (SPSA) 2018-2019.

11.11 ACTION: Approve Out of State Travel, PBIS Northwestern Conference, Portland, OR, February 27-March 1, 2019 for Sandra Rivera & Nereida Astorga. Estimated cost \$2160.

11.12 ACTION: Approve Out of State Travel, Deloitte Courageous Principals, Dallas, TX, January 18-20, 2019 for Brittany Rykels. Estimated cost \$520.

11.13 ACTION: Approve Out of State Travel, PBIS Northwestern Conference, Portland, OR, February 27- March 1, 2019 for Ana Gonzalez. Estimated cost \$1410.

11.14 ACTION: Approve Out of State Travel, PBIS Northwestern Conference, Portland, OR, February 27-March 1, 2019 for Evelyn Loughran, Julio Villalobos, George Kleidon, Ariana Arenas & Juan Flores. Estimated cost \$5170.

11.15 ACTION: Resolution No. 17-18/19: THINK Together Designation of California State Preschool Programs (CSPP) Facility Responsibility--Adelante 1.

11.16 ACTION: Resolution No. 18-18/19: THINK Together Designation of California State Preschool Programs (CSPP) Facility Responsibility--Adelante II.

11.17 ACTION: Approve Resolution No. 19-18/19 Inventory Disposal.

11.18 ACTION: School-sponsored Field Trip List.

12. FUTURE BOARD AGENDA REQUESTS

12.01 Requests from Board of Trustees and/or from the Public.

13. ADJOURNMENT

13.01 Board President adjourns the meeting.