



**Thursday, September 12, 2019
REGULAR BOARD MEETING AGENDA**

Type: REGULAR BOARD MEETING AGENDA

Time: 5:30 p.m.

Code: Regular #04-19/20

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

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In compliance with the Americans with Disabilities Act, if you need special assistance in order to participate in the public meeting of the Board of Trustees, please contact the Office of the Superintendent at (408) 928-6822. Notification 72 hours prior to the meeting will enable the District to make reasonable accommodations.

1. OPEN SESSION - CALL TO ORDER AND ROLL CALL

1.01 CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE -- BOARD PRESIDENT LINDA CHAVEZ.

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

1.03 RECESS TO CLOSED SESSION: The Board will recess to Closed Session at approximately 5:35 p.m. Open Session will resume approximately 2 hours after the start of Closed Session.

2. SPECIAL PRESENTATION/RECOGNITION

2.01 SPECIAL RECOGNITION: Elementary Spelling Bee Adelante I - Student Recognition.

3. CLOSED SESSION

3.01 CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION (Paragraph (1) of subdivision (d) of Section 54956.9) Name of the cases: Alum Rock Union Elementary School District v. Del Terra Real Estate Services, Inc., et al., Santa Clara County Superior Court case no. 19CV354180; and, in the matter of Leal & Trejo, APC Claim for Damages and Demand for Arbitration.

3.02 CONFERENCE WITH LEGAL COUNSEL-- ANTICIPATED LITIGATION Significant exposure to Litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: Four (4) potential cases.

3.03 CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: AREA (Alum Rock Educator's Association); District Negotiators: (1) Hilaria Bauer, Ph.D., Superintendent; (2) Carlos Moran, Assistant Superintendent, Human Resources and (3) Jess Serna, Lead Negotiator.

3.04 CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: CSEA (California School Employees Association); District Negotiators: (1) Hilaria Bauer, Ph.D., Superintendent; (2) Carlos Moran, Assistant Superintendent, Human Resources and (3) Jess Serna, Lead Negotiator.

3.05 CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: TEAMSTERS; District Negotiators: (1) Hilaria Bauer, Ph.D., Superintendent; (2) Carlos Moran, Assistant Superintendent, Human Resources and (3) Jess Serna, Lead Negotiator.

3.06 Public Employee Performance Evaluation Title: Superintendent.

4. RECONVENE TO OPEN SESSION - DISTRICT OFFICE BOARD ROOM

4.01 CALL TO ORDER / ROLL CALL --- BOARD PRESIDENT LINDA CHAVEZ.

4.02 REPORT OF ACTION TAKEN IN CLOSED SESSION.

4.03 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.

5. PUBLIC HEARING

5.01 PUBLIC HEARING: GANN Limit Calculations.

5.02 PUBLIC HEARING: Regarding Sufficiency of Instructional Materials.

6. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD

6.01 "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.

7. COMMENTS AND COMMUNICATION

7.01 Teamsters.

7.02 California School Employee's Association (CSEA).

7.03 Alum Rock Administrator's Association (ARAA).

7.04 Alum Rock Educator's Association (AREA).

7.05 Superintendent.

7.06 Board of Trustees/Communications/Comments.

8. CONTRACTS OVER \$100,000-- BOARD DISCUSSION AND/OR ACTION

8.01 Discussion/Action: Approve Contract with Accountable Healthcare Staffing for Occupational therapy services for students with this requirement in their IEP's, Special Education, \$100,800.00

9. SUPERINTENDENT / BOARD BUSINESS

9.01 DISCUSSION/ACTION: Second Reading of Amended Board Policy 1312.3 And Administrative Regulations-Uniform Complaint Procedures

9.02 CONSIDERATION/DISCUSSION: Board Bylaws 9000 series, First Reading --Board Bylaws.

9.03 CONSIDERATION/DISCUSSION: Board Policy 1114, First Reading -- Community Relations

9.04 CONSIDERATION/DISCUSSION: Board Policy 4040 Exhibit, First Reading -- Personnel

9.05 CONSIDERATION/DISCUSSION: Board Policy 4040 , First Reading --Personnel.

9.06 DISCUSSION/ACTION: Approve Board Members participation in the CSBA Masters Governance Training to address training recommended by the State Audit Report.

9.07 DISCUSSION/ACTION: Consideration of the Stipulation and order by the Fair Political Practices Commission in the matter of Dolores Marquez for School Board 2016, Dolores Marquez for Santa Clara County Board of Education 2014, Dolores Marquez, and Anjelica Frausto; FPPC No. 17/106, on August 15, 2019, and the findings therein, and applicable Board Bylaws, and options for Board action and recourse.

10. INSTRUCTIONAL SERVICES

10.01 2019 California Assessment of Student Performance and Progress(CAASPP) and English Language Proficiency Assessments for California (ELPAC)

10.02 Resolution No. 11-19/20, Regarding Sufficiency or Insufficiency of Instructional Materials

10.03 PRESENTATION EXTENDED YEAR PROGRAMS - SUMMER 2019

11. BUSINESS SERVICES- BOARD DISCUSSION AND/OR ACTION

11.01 INFORMATION/DISCUSSION: Resolution No. 20 18-19 Update 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).

11.02 INFORMATION/ACTION: Unaudited Actual Financial Reports for 2018 – 2019 Report to the Board on Unaudited Actuals as Required by Law.

11.03 Application for Exemption from the Required Expenditures for Classroom Teachers’ Salaries.

12. BONDS

12.01 INFORMATION/DISCUSSION/ACTION: Citizen’s Bond Oversight Committee (CBOC) Appointment.

12.02 PRESENTATION AND INFORMATION: Citizen’s Bond Oversight Committee Report.

13. HUMAN RESOURCES

13.01 INFORMATION Regarding Resignations.

14. CONSENT CALENDAR- BOARD DISCUSSION AND/OR ACTION

14.01 ACTION: Approval of Minutes for the following meeting: (1) June 27, 2019, Regular Board Meeting.

14.02 Acceptance of Donations.

14.03 Approval of Fundraising Activities.

14.04 Acceptance of Vendor & Payroll Warrants.

14.05 Approve the Santa Clara County Treasury Investment Portfolio Status.

14.06 Resolution No. 02-19/20: Creating a College Culture

14.07 Resolution No. 03-19/20; Hispanic Heritage Month - September 15 - October 15, 2019

14.08 Resolution No. 04-19/20; Character Education Month - October, 2019

14.09 Resolution No. 05-19/20; Week of the School Administrator - October 13-19, 2019

14.10 Resolution No. 07-19/20; Support for California Schools and Local Communities Funding Act.

14.11 Resolution No. 06–19/20 GANN Limit Calculations.

14.12 School-sponsored Field Trip List

14.13 Approve/Ratify Notices of Employment and Changes of Status/September 12, 2019/Human Resources Department

14.14 Approve Contracts for Professional Services Firms

14.15 Approve Memorandum(s) of Understanding(s).

15. FUTURE BOARD AGENDA REQUESTS

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

16. ADJOURNMENT

16.01 President adjourns the meeting.

17. NEXT MEETING(S)

17.01 October 10, 2019 (2019-20 School Year).