



**Thursday, October 10, 2019  
REGULAR BOARD MEETING AGENDA**

**Type: REGULAR BOARD MEETING AGENDA**

**Time: 5:30 p.m.**

**Code: Regular #05-19/20**

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

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

**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**

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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. CLOSED SESSION**

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2.01 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.

2.02 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.

2.03 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.

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

2.05 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. RECONVENE TO OPEN SESSION - DISTRICT OFFICE BOARD ROOM**

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

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. PUBLIC HEARING**

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4.01 PUBLIC HEARING: Disclosure of major provisions of the collective bargaining agreement with Alum Rock Educators Association (AREA), including, but not limited to, the costs that would be incurred by the public school employer under the agreement for the current and subsequent fiscal years.

4.02 Approval and Ratification of Tentative Agreement between the Alum Rock Union Elementary School District and Alum Rock Educators Association (AREA), for the period of July 1, 2018 -June 30, 2019.

4.03 PUBLIC HEARING: Disclosure of major provisions of the collective bargaining agreement with Teamsters Local 150, including, but not limited to, the costs that would be incurred by the public school employer under the agreement for the current and subsequent fiscal years.

4.04 Approval and Ratification of Tentative Agreement between the Alum Rock Union Elementary School District and Teamsters Local 150, for the period of July 1, 2018 -June 30, 2019.

#### **5. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD**

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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**

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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. INSTRUCTIONAL SERVICES**

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7.01 Local Control Accountability Plan (LCAP) Timeline

7.02 Progress of Local Performance Indicators

#### **8. CONTRACT EXTENSIONS OVER \$100,000-- BOARD DISCUSSION AND/OR ACTION**

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8.01 DISCUSSION/ACTION: Approve Second Contract Extension, Original Amount \$59,000, for Maxim Healthcare, for a Therapist to Provide Mental Health Services, Special Education, New Contract Amount \$304,840 dollars.

#### **9. SUPERINTENDENT / BOARD BUSINESS**

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9.01 DISCUSSION/CONSIDERATION/ACTION: Public Censure of Board Member Dolores Marquez.

9.02 DISCUSSION/CONSIDERATION/ACTION: Dissolution of Board's Bond Facilities Committee and/or Reconsideration of Establishment of Board Bond Facilities Committee and/or Board member committee assignment.

9.03 DISCUSSION/ACTION: Annual Board Self Evaluation.

9.04 DISCUSSION/CONSIDERATION: Approve Response to Santa Clara County Civil Grand Jury.

9.05 CONSIDERATION/DISCUSSION: Board Bylaws 9000 series, Second Reading --Board Bylaws.

9.06 DISCUSSION/CONSIDERATION/ACTION: Preservation of District Art.

9.07 DISCUSSION/ACTION: Discontinue Board Policy 3547 Facilities Inspection; Adopt New Administrative Regulation 3547 "Facilities Inspection".

9.08 DISCUSSION/ACTION: Board Policy 1114, Second Reading – District Social Media Platform

9.09 DISCUSSION/ACTION: Board Policy 4040, Second Reading – Employee Use of Technology

9.10 DISCUSSION/ACTION: Exhibit 4040, Second Reading – Employee Use of Technology

9.11 CONSIDERATION/DISCUSSION: Board Policy 6163.4, First Reading – Student Use of Technology

9.12 CONSIDERATION/DISCUSSION: Exhibit 6163.4, First Reading – Student Use of Technology

9.13 DISCUSSION/ACTION: Board will reconsider setting the January 2020 Board Meeting to January 16, 2020.

## **10. BUSINESS--BOARD DISCUSSION AND/OR ACTION**

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10.01 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).

10.02 CONSIDERATION/ACTION: Review and Response to the Conditional Approval of the District's 2019-2020 Adopted Budget from the Santa Clara County Office of Education (SCCOE).

10.03 DISCUSSION/ACTION: Proposed MOU to Extend Proposition 39 Timelines for Alpha Public Schools: Blanca Alvarado School, for Charter School Facilities.

10.04 DISCUSSION/ACTION: Memorandum of Understanding (MOU) Between the District and SOMOS Mayfair .

## **11. HUMAN RESOURCES**

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11.01 INFORMATION Regarding Resignations.

## **12. CONSENT CALENDAR- BOARD DISCUSSION AND/OR ACTION**

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12.01 ACTION: Approval of Minutes for the following meetings: (1) May 30, 2019, Special Board Meeting/Study Session; (2) July 11, 2019, Regular Board Meeting; (3) August 8, 2019, Regular Board Meeting; (4) September 12, 2019, Regular Board Meeting.

12.02 Approve Contracts for Professional Services - Firms

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

12.04 Approve Contracts for Professional Services - Individuals

12.05 Acceptance of Donations.

12.06 Approval of Fundraising Activities.

12.07 Acceptance of Vendor & Payroll Warrants.

12.08 Acceptance of Enrollment/Attendance Report for Month 1 (August 20, 2019 thru September 13, 2019).

12.09 Approve/Ratify Notices of Employment and Changes of Status/October 10, 2019/Human Resources Department

12.10 School-sponsored Field Trip List

12.11 Quarterly Report on Williams Uniform Complaints

12.12 Approve Resolution No. 10-19/20 Inventory Disposal

12.13 ACTION: Approve Out of State Travel, VILs Coach Camp, Atlanta, GA, October 27-30, 2019 for Erin Amchan.  
No cost.

**13. RECEIVE REPORTS**

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**14. FUTURE BOARD AGENDA REQUESTS**

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

**15. ADJOURNMENT**

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15.01 President adjourns the meeting.

**16. NEXT MEETING(S)**

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16.01 November 14, 2019 (2019-20 School Year).