



Thursday, December 12, 2019
AGENDA - ANNUAL ORGANIZATIONAL AND REGULAR BOARD MEETING

Type: AGENDA - ANNUAL ORGANIZATIONAL AND REGULAR BOARD MEETING

Time: 5:30 p.m.

Code: Regular #08 -19/20

Location: 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 District 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, ROLL CALL, AND OFFICER ELECTIONS

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

1.02 ACTION: ANNUAL ORGANIZATIONAL MEETING, NOMINATION AND ELECTION OF BOARD PRESIDENT.

1.03 ACTION: ANNUAL ORGANIZATIONAL MEETING, NOMINATION AND ELECTION OF BOARD VICE-PRESIDENT.

1.04 ACTION: ANNUAL ORGANIZATIONAL MEETING, NOMINATION AND ELECTION OF BOARD CLERK.

1.05 ACTION: APPROVE AND APPOINT THE SUPERINTENDENT AS THE SECRETARY TO THE BOARD.

2. SPECIAL PRESENTATION-DISCUSSION AND CONSIDERATION ONLY (NO ACTION)

2.01 Healthier Kids Foundation Presentation.

2.02 VOLERSA Presentation

3. CLOSED SESSION

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

3.02 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.

3.03 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, Leal & Trejo, APC v. Alum Rock Union Elementary School District, Santa Clara County Superior Court case no. 19CV355647.

3.04 CONFERENCE WITH LEGAL COUNSEL-- ANTICIPATED LITIGATION Significant exposure to Litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: Five (5) potential cases.

3.05 APPEAL OF INVESTIGATIVE FINDINGS PER ADMINISTRATIVE REGULATION 4031.

3.06 CONFERENCE WITH LABOR NEGOTIATORS. Agency Designated Representative: Board of Trustees and Unrepresented Employee: Superintendent.

3.07 PUBLIC EMPLOYMENT- Title: Superintendent.

4. RECONVENE TO OPEN SESSION - DISTRICT OFFICE BOARD ROOM

4.01 CALL TO ORDER / ROLL CALL -- BY BOARD PRESIDENT.

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. Public Hearing and Adoption of District's Initial Bargaining Proposal to Open Negotiations with Alum Rock Educators' Association (AREA); Re: 2019-2020 Reopeners

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 T-Mobile EmpowerED Award, which will support the District in expanding digital access and narrowing the digital divide for all Alum Rock students, Business Services Division, \$428,000.00.

9. SUPERINTENDENT/ BOARD BUSINESS--BOARD DISCUSSION AND/ OR ACTION

9.01 DISCUSSION/CONSIDERATION/ACTION: Approval of First Amendment to Superintendent's Employment Agreement Memorializing Three Percent (3%) increase to Base Salary Retroactive to July 1, 2018.

9.02 DISCUSSION/CONSIDERATION/ACTION: Approval of Renewal of Superintendent's Employment Agreement for the Period July 1, 2020-June 30, 2023.

9.03 INFORMATION/DISCUSSION: Form J-13A; Request for Allowance of Attendance Due to Emergency Conditions.

9.04 DISCUSSION/ACTION: Board Self-Evaluation.

9.05 DISCUSSION/ACTION: The Board will consider setting up a Board Study Session to review the Facilities Assessment.

9.06 INFORMATION/DISCUSSION/ACTION: Proposed Board Meeting Calendar for 2020. The Board will discuss and determine the proposed schedule for the Regular Board Meetings for the calendar year from January through December 2020. Proposed dates include: January 16; February 13; March 12; April 9; May 14; June 11 and June 25; July 9; August 13; September 10; October 8; November 12; and December 17.

9.07 INFORMATION/DISCUSSION/ACTION: Appoint the Board Representative for the Annual County Committee Election for 2020. 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.

9.08 INFORMATION/DISCUSSION/ACTION: BOARD-CREATED COMMITTEES. Creation/dissolution of, and/or appointment to, Board-Created committees, as per Board Bylaw 9130, including but not limited to (1) Budget and Finance Committee; (2) Curriculum Committee; (3) District Marketing Committee; (4) District Growth and Development Committee; and (5) Safety and Wellness Committee.

9.09 DISCUSSION/ACTION: CENSUS 2020 Resolution

9.10 DISCUSSION/ACTION: Board will consider setting a date for a Board Study Session regarding the MACSA building.

9.11 DISCUSSION/ACTION: Board Bylaw 9250 Remuneration, Reimbursement and Other Benefits, Second Reading.

9.12 DISCUSSION/ACTION: Board Bylaw 9323 Meeting Conduct, Second Reading.

9.13 DISCUSSION/CONSIDERATION: Board Policy 3312 Contracts, Second Reading-Business and Non Instructional.

9.14 DISCUSSION/CONSIDERATION: Board Policy 3311 Bids, Second Reading- Business and Non Instructional.

9.15 CONSIDERATION/DISCUSSION: Board Policy 4119.11/4219.11/4319.11 Sexual Harassment, First Reading

9.16 CONSIDERATION/DISCUSSION: Administrative Regulation 4119.11/4219.11/4319.11 Sexual Harassment, First Reading

9.17 CONSIDERATION/DISCUSSION: Board Policy 4030 Nondiscrimination in Employment, First Reading

9.18 CONSIDERATION/DISCUSSION: Administrative Regulation 4030 Nondiscrimination in Employment, First Reading

10. BUSINESS SERVICES--BOARD DISCUSSION AND/ OR ACTION

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

11. HUMAN RESOURCES

11.01 INFORMATION Regarding Resignations.

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

12.01 ACTION: Approve Board Meeting Minutes for the following date: November 14,2019,Regular Board Meeting.

12.02 ACTION: Acceptance of Donations.

12.03 ACTION: Approval of Fundraising Activities.

12.04 ACTION: Acceptance of Vendor & Payroll Warrants.

12.05 ACTION: Acceptance of Enrollment/Attendance Report for Month 3 (October 14, 2019 thru November 8, 2019).

12.06 ACTION: Acceptance of Grant/Award Notification.

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

12.08 School-sponsored Field Trip List

12.09 Approve/Ratify Notices of Employment and Changes of Status/December 12, 2019/Human Resources Department

12.10 School Plan for Student Achievement (SPSA) 2019-2020

12.11 Approve Contracts for Professional Services - Firms/Organizations

12.12 Approve Resolution No. 13-19/20 Inventory Disposal

13. RECEIVE REPORTS

14. FUTURE BOARD AGENDA REQUESTS

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

15. ADJOURNMENT

15.01 President adjourns the meeting.