



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2930 Gay Avenue, San José, CA 95127 · Phone: 408-928-6800 · Fax: 408-928-6416 · www.arusd.org

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT NOTICE OF SPECIAL BOARD MEETING OF THE BOARD OF TRUSTEES

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 24 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accommodation and accessibility to this meeting.

TO: BOARD OF TRUSTEES

Written notice is hereby given in accordance with Government Code Sections 54956, Education Code 35144, and Board Bylaw 9320, that a Special Meeting of the Governing Board of the Alum Rock Union Elementary School District has been called by Trustee Khanh Tran, Trustee Dolores Marquez-Frausto, and Trustee Esau Ruiz Herrera, as follows:

BOARD OF TRUSTEES SPECIAL BOARD MEETING

Date/Time: Wednesday, January 17, 2018, 6:00 p.m.

Place: Alum Rock Union Elementary School District, Board Room
2930 Gay Avenue, San Jose, CA 95127

The business to be transacted at the meeting shall be limited to the following:

1. OPEN SESSION – CALL TO ORDER AND ROLL CALL

- 1.01 Call to Order / Roll Call / Pledge of Allegiance by President Andrés Quintero
- 1.02 PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD. Members of the public present at the meeting will be provided an opportunity to speak to the Board at the time the Open Agenda Item listed below is discussed. Individuals wishing to speak are requested to proceed to the podium. There is generally a three-minute time limit for each speaker.
- 1.03 DISCUSSION/ACTION: BOARD PRESIDENT, NOMINATION AND ELECTION. Since only 3 Board Members were present at the December 2017 meeting, and since no action was taken on this issue, the Board will discuss and may take action on the nomination and election of the Board President.
- 1.04 DISCUSSION/ACTION: LEGAL SERVICES CONTRACT. The Board will discuss and take action to approve a contract for legal services with recently appointed General Counsel.

Hilaria Bauer, Ph.D., Superintendent

Board of Trustees: Andrés Quintero, President · Karen Martinez, Vice-President
Esau Ruiz Herrera, Clerk · Khanh Tran, Member · Dolores Márquez-Frausto, Member

January 16, 2018

- 1.05 ANNOUNCEMENT AND PUBLIC COMMENTS REGARDING ITEMS TO BE DISCUSSED IN CLOSED SESSION [Government Code Section 54957.7].
- 1.06 THE BOARD WILL ADJOURN TO CLOSED SESSION. The Board will adjourn to Closed Session at approximately 6:05 p.m. Open Session will resume at the end of Closed Session in the Board Room at approximately 7:45 p.m.

2. CLOSED SESSION

- 2.01 INFORMATION/DISCUSSION/ACTION; CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) (Government Code Section 54956.9): Three (3) potential cases.
- 2.02 INFORMATION/DISCUSSION/ACTION; CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION. Pursuant to paragraph (1) of subdivision (d) of Government Code Section 54956.9): Professional Asbestos & Lead Services, Inc. v. Everlast Builders, Inc., and Alum Rock Union Elementary School District, Santa Clara County Superior Court, Case No. 17-CV-305853.
- 2.03 INFORMATION/DISCUSSION/ACTION: CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION. Pursuant to paragraph (1) of subdivision (d) of Government Code Section 54956.9: Bay Area Asphalt and Cement, et al. v. Alum Rock Union Elementary School District, et al, Santa Clara County Superior Court, Case No. 17-CV-306628.
- 2.04 DISCUSSION/ACTION: PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957). Title: Superintendent. The evaluation of the Superintendent has not yet reached its final stage, postponed at the request of Superintendent Bauer. The Board will hear from the Superintendent and respond appropriately as part of the regular evaluation process.
- 2.05 DISCUSSION/ACTION: PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE (Government Code Section 54957).

3. RECONVENE TO OPEN SESSION - DISTRICT OFFICE BOARD ROOM

- 3.01 CALL TO ORDER BY BOARD PRESIDENT.
- 3.02 REPORT OF ACTION TAKEN IN CLOSED SESSION.

4. ADJOURNMENT

- 4.01 President adjourns the meeting.

Hilaria Bauer, Ph.D., Superintendent
Alum Rock Union Elementary School District

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