

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

BOARD OF TRUSTEES



**Regular Board Meeting
June 11, 2020**



**Thursday, June 11, 2020
REGULAR BOARD MEETING AGENDA**

Type: REGULAR BOARD MEETING AGENDA

Time: 5:30 p.m.

Code: Regular #18-19/20

PURSUANT TO GOVERNOR GAVIN NEWSON'S EXECUTIVE ORDERS NOS. N-29-20 AND N-33-20, AND IN ORDER TO NOT PREVENT, HINDER, OR DELAY APPROPRIATE ACTIONS TO PREVENT AND MITIGATE THE EFFECTS OF THE COVID-19 PANDEMIC, THE June 11, 2020, REGULAR BOARD MEETING WILL BE CONDUCTED EXCLUSIVELY VIA CONFERENCE TELEPHONE AND THROUGH "ZOOM" VIDEO CONFERENCING. THE DISTRICT OFFICE AND BOARD ROOM WILL NOT BE OPEN AND AVAILABLE FOR THE PUBLIC TO ATTEND AND PARTICIPATE IN THE BOARD MEETING AT THE DISTRICT OFFICE. MEMBERS OF THE PUBLIC MAY PARTICIPATE AND COMMENT IN OPEN SESSION THROUGH THE FOLLOWING MEANS:

- 1. Send Email to- publiccomment@arud.org**
- 2. Text message to phone number- 408-963-0058 (No Voicemail or No call).**
- 3. Zoom - Live Board Meeting and use "Raise Hand" function to request opportunity to make a comments.**

4. THE ZOOM MEETING CAN BE ACCESSED AS FOLLOWS:

Join Zoom Meeting <https://zoom.us/j/8126013085>

One tap mobile

+4086380968, Meeting ID:8126013085# US (San Jose)

+16699006833, Meeting ID:8126013085# US (San Jose)

THE MEETING MAY ALSO BE VIEWED THROUGH LIVE STREAM AS FOLLOWS:

- 1. Live stream Youtube English Channel "AlumRock TV"**

<https://www.arud.org/alumrocktv>

- 2. Live stream - Youtube Spanish Channel**

<https://www.arud.org/alumrocktvesp>

In compliance with the Americans with Disabilities Act and Executive Order N-29-20, if you need Special Assistance, Disability-Related modifications or accommodation, including auxiliary aids or services, in order to participate in the Regular Board Meeting of the Board of Trustees, please contact the office of the District Superintendent at (408) 928-6822 or by email at maribel.carrillo@arud.org immediately and the district will make reasonable arrangements to ensure accommodation and electronic accessibility to this meeting.

1. OPEN SESSION - CALL TO ORDER AND ROLL CALL

1.01 CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE -- BOARD PRESIDENT ERNESTO BEJARANO.

1.02 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limited to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.

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

2.01 Special Recognition for the ARUSD Classified and Certificated Retirees.

2.02 Teacher of the Year 2020

2.03 Summer Extended Year Overview - PRESENTATION 2020

2.04 Distance Learning Plan Implementation Highlights and Assessment Update

3. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD

3.01 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 submit a comment or request for comment as specified above. There is a two-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.

4. COMMENTS AND COMMUNICATION

4.01 Teamsters.

4.02 California School Employee's Association (CSEA).

4.03 Alum Rock Administrator's Association (ARAA).

4.04 Alum Rock Educator's Association (AREA).

4.05 Superintendent.

4.06 Board of Trustees/Communications/Comments.

5. CONTRACTS OVER \$100,000--BOARD DISCUSSION AND/OR ACTION (The Board may take an action on any item in this section, unless it is designated for information only.)

5.01 ACTION: Approve the Citizen Schools contract for After School Programs which will provide support with after school homework assistance, apprenticeship mentoring, science, technology, engineering, arts, and math enrichment at four (4) middle schools, State & Federal Department, \$539,768.00.

6. SUPERINTENDENT / BOARD BUSINESS--BOARD DISCUSSION AND/OR ACTION (The Board may take action on any item in this section, unless it is designated for information only.)

6.01 Adopt Resolution #36-19/20 Electrician Requirements.

6.02 Adopt Resolution #33-19/20 Order of Election, Specifications of the Election Order, and Consolidation Request.

6.03 Review draft of Board Governance Handbook (Information Only).

6.04 Adopt Resolution #37-19/20, Establishing an Ethnic Studies Adoption Committee for the Alum Rock Union School District.

6.05 Board Policy 9240, Board Training- First Reading (Information Only).

6.06 Approve Board Policy 0410, Nondiscrimination in District Programs and Activities – Second Reading

6.07 Approve Board Policy 5145.3, Nondiscrimination/Harassment – Second Reading

6.08 Approve Board Policy 5145.9, Hate-Motivated Behavior – Second Reading

6.09 Adopt Resolution #38-19/20, In Support of Digital Access and Inclusion.

6.10 Adopt Resolution #39-19/20, Condemning All Discrimination and Racism Ensuring All Inclusion School Environment For All Students Regardless of Race, Sexual Orientation, Immigration Status and Other Protected Classes.

7. BUSINESS--BOARD DISCUSSION AND/OR ACTION (The Board may take action on any item in this section, unless it is designated for information only.)

7.01 Budget Update (Presentation / Information Only).

8. HUMAN RESOURCES-- BOARD DISCUSSION AND/OR ACTION (The Board may take action on any item in this section, unless it is designated for information only.)

8.01 INFORMATION Regarding Resignations.

8.02 Approve Resolution No. 34-19/20 - Recognition of Certificated Retirees

8.03 Approve Resolution No. 35-19/20 - Recognition of Classified Retirees

9. CONSENT CALENDAR-- BOARD DISCUSSION AND/ OR ACTION (The Board may take action on any item in this section, unless it is designated for information only.)

9.01 Approve Amended Board Meeting Minutes for the following date: March 12, 2020, Regular Board Meeting.

9.02 Approve Teamsters, Supervisory and Management/Confidential Calendars, 2020-2021

9.03 Approve CSEA Calendar, 2020-2021

9.04 Approve Contracts for Professional Services - Firms/Organizations

9.05 Approve/Ratify Notices of Employment and Changes of Status/June 11, 2020/Human Resources Department

10. CLOSED SESSION

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

10.02 RECESS TO CLOSED SESSION: The Board will recess to Closed Session at approximately 8:30 p.m. Open Session will resume at conclusion of Closed Session.

10.03 CONFERENCE WITH LEGAL COUNSEL-- ANTICIPATED LITIGATION Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: Six (6) potential cases.

10.04 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.

10.05 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.

10.06 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.

10.07 PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT (Government Code Section 54957): Title: (1) Interim Principals; and (2) Director, Maintenance, Operations & Transportation.

11. RECONVENE TO OPEN SESSION

11.01 REPORT OF ACTION TAKEN IN CLOSED SESSION.

12. RECEIVE REPORTS

13. FUTURE BOARD AGENDA REQUESTS

13.01 Requests from Board of Trustees and/or from the Public. Requests shall be submitted in writing to the Superintendent or designee with supporting documents and information, if any, at least one week before the scheduled meeting date. Items submitted less than a week before the scheduled meeting date may be postponed to a later meeting in order to allow sufficient time for consideration and research of the issue. BB 9322

14. ADJOURNMENT

14.01 President adjourns the meeting.

15. NEXT MEETING(S)

15.01 June 25, 2020 (2019-20 School Year).

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

2.01

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: Special Recognition for the ARUSD Classified and Certificated Retirees.

Staff Analysis:

Alum Rock Union Elementary School District hereby recognizes and wishes to honor the 2020 Classified and Certificated Retirees.

Submitted by: Carlos Moran  Title: Assistant Superintendent, Human Resources

To the Board of Trustees:

Recognition

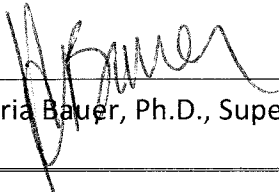
2.01

Agenda Placement

Meeting:

June 11, 2020

Regular Board Meeting


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2930 Gay Avenue, San Jose, CA 95127

2.02

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To the Board of Trustees:

Date: May 20, 2020

Subject:

Teacher of the Year

Staff wishes to recognize the 2020 Teacher of the Year.

Staff Analysis:

Each year, all schools in the district are invited to nominate an outstanding teacher for consideration as Teacher of the Year. Each school nominates one teacher based on the criteria provided by the Santa Clara County Office of Education. A committee reviews all nominations and selects one teacher to represent Alum Rock Union School District as the Teacher of the Year.

Clarissa Johnston from Ryan STEAM Academy has been chosen as Alum Rock's 2020 Teacher of the Year.

Recognition Only

Submitted by: Rene Sanchez *RS* Title: Assistant Superintendent, Instructional Services

To the Board of Trustees:

Meeting: June 11, 2020

Regular Board Meeting

Recognition Only

2.02

Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

2.03

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To the Board of Trustees:


Date: May 26, 2020

Subject: SUMMER EXTENDED YEAR OVERVIEW PRESENTATION 2020

Presentation/Information Only

Submitted by: Jason Sorich

Title: EdTech Administrator, Academic Services

Approved by: Rene Sanchez 

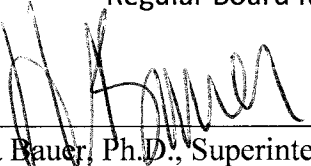
Title: Assistant Superintendent, Instructional Services

To the Board of Trustees:

Meeting: June 11, 2020
Regular Board Meeting

Presentation/Information Only

2.03
Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

2.04

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To the Board of Trustees:

Date: **June 2, 2020**


Subject: ARUSD Distance Learning Plan Implementation Highlights and Assessment Update

Staff Analysis: Staff will present the ARUSD Distance Learning Plan. Presentation will include phases of implementation, site supports, resources provided, technology supports, additional curriculum, YouTube channel, and SEL website. An update on State and Local Assessment will be given.

Recommendation: INFORMATION ONLY

Submitted by: Barbara Campbell 

Title: Director, Academic Services

Submitted by: Rene Sanchez 

Title: Assistant Superintendent, Instructional Services

To the Board of Trustees:

Meeting: June 11, 2020
Regular Board Meeting

Recommend Approval

2.04

Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

5.01

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF TRUSTEES

To the Superintendent of Schools:

Date: June 04, 2020

Subject: **Citizen Schools**

Staff Analysis: Citizen Schools will provide their school support model in the 2020-2021 school year at **George, Renaissance at Fischer, Renaissance at Mathson and Sheppard middle schools**. Citizen Schools provides after school homework assistance, science, technology, engineering, math enrichment opportunities, mentoring and apprenticeships. All program costs are paid by the After School Education and Safety (ASES) and 21st Century grant.

Recommendation: Staff recommends the Board of Trustees approve the contract with Citizen Schools for the 2020-2021 School Year. Cost of the contract is \$539,768.00.

Submitted by: Sandra Garcia S.G.

Title: Director II, State & Federal Programs

Approved by: Rene Sanchez RS

Title: Assistant Superintendent, Instructional Services

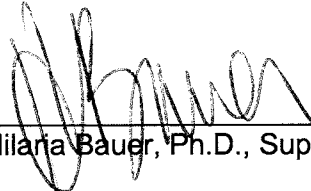
To the Board of Trustees:

Meeting: June 11, 2020

Recommended Approval

5.01

Agenda Placement



Hilana Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

INDEPENDENT CONTRACTOR AGREEMENT

TO: DIVISION OF BUSINESS SERVICES CONTRACT NO. _____
 FROM: State & Federal Department (School/Dept.) VENDOR NO. 21447
 PROGRAM MANAGER: Sandra Garcia

1. **PARTIES:** The Alum Rock Union Elementary School District (ARUESD), whose address is 2930 Gay Avenue, San Jose, CA 95127, and the following named Contractor:

Name of Individual/Company: Citizen Schools
 Address: 330 Twin Dolphin Drive Suite City: Redwood State: CA Zip: 94085
 Phone: (650) 517-5191 Email Address: _____
 SSN: _____ or Fed I.D. #: _____

Mutually agree and promise as follows:

2. **CONTRACT TERM:** start date July 1, 2020 end date June 30, 2021
 3. **CONTRACTOR'S OBLIGATION:** In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

A. Description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach proposals, exhibits and other documentation if necessary:

Citizen Schools will provide their school support model in the 2020-2021 school year at George, Renaissance Renaissance II, and Sheppard middle schools. Citizen Schools provides after school homework assistance, science, technology, engineering, math enrichment opportunities, mentoring and apprenticeships. All program costs are paid by the After School Education and Safety (ASES) and 21st Century grant.

4. **COMPENSATION:** In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor upon Contractor's submission of a properly documented demand for payment (Invoice) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

_____ a. **Fee Rate:** \$ _____ per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

X _____ b. **Other:** \$ 539,768 (describe rate agreement) George \$143,086, Renaissance \$109,071

Renaissance II \$143,733 and Sheppard \$143,877

5. **BUDGET CODE:**

FUND	DEPARTMENT	PROG/COUNTER	OBJECT	\$ AMOUNT	PROG. TITLE	BUS OFC
06	360	13860	5815	\$539,768	ASES	

6. **TERMINATION:** This contract may be terminated by ARUESD at its sole discretion, upon 30-day advance written notice thereof to the Contractor, or canceled immediately by written mutual consent.

7. **INDEPENDENT CONTRACTOR STATUS:** This contract is by and between two independent contractors and is not intended to and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture, or association. In executing this agreement, the Contractor certifies that no one who has or who will have any financial interest under this agreement is an officer or employee of ARUESD. Additionally, as the Contractor is not an ARUESD employee, ARUESD is not responsible for obtaining workers' compensation insurance coverage for the Contractor.

8. **COMPLETENESS OF AGREEMENT:** This agreement constitutes the entire understanding of the parties and any change or modification shall be in writing and signed by both parties hereto.

CONTRACTS MUST BE SUBMITTED 30 DAYS PRIOR TO BOARD MEETING

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

6.01

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **Approve to adopt Resolution #36-19/20 Electrican Requirments.**

Approve

Submitted by: Hilaria Bauer, Ph.D. Title: Superintendent

To the Board of Trustees:

Meeting:

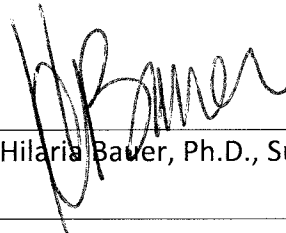
June 11, 2020

Regular Board Meeting

Approve

6.01

Agenda Placement



Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
Resolution # 36-19/20
ELECTRICIAN CERTIFICATION REQUIREMENTS

WHEREAS, the health and safety of students and staff is the highest priority for the District;

WHEREAS, certification through the State of California establishes minimum standards for the competency and training of electricians through a system of testing and certification;

WHEREAS, California Labor Code section 108.2 provides that, with certain limited exceptions, all persons who perform work as electricians shall become certified pursuant to the Labor Code and all uncertified persons shall not perform electrical work for which certification is required; and

WHEREAS, the District has an interest in ensuring that all persons performing work as electricians on District projects meet the minimum state standards for competency in that work.

NOW, THEREFORE, BE IT RESOLVED that, in the interest of safety, all journey-level workers performing electrical work on District projects, including but not limited to workers who are not registered apprentices, must have valid state certification cards; and

BE IT FURTHER RESOLVED THAT, the District will require workers, contractors and subcontractors of any tier to show proof of proper certification or registration in an apprenticeship program; and

BE IT FURTHER RESOLVED THAT, workers without proof of certification or registration will not be permitted to perform electrical work on District projects; and

BE IT FURTHER RESOLVED THAT, any member of the public can report to the District and/or the General Contractor when someone does not have the required State Certification; and

BE IT FURTHER RESOLVED THAT, the Superintendent or designee shall take all action for the implementation of this Resolution on all District projects by, including but not limited to: (1) providing a copy of this Resolution in all bid solicitations, and (2) notifying all general contractors of this requirement and their obligation to notify all subcontractors, and (3) such other measures as the Superintendent or designee may deem appropriate for the implementation of this Resolution;

BE IT FURTHER RESOLVED THAT, this Resolution shall apply to all calls for bids on any project issued by the District after June 30, 2020, and all contracts for work entered into into in connection with such successful bidders.

PASSED AND ADOPTED this 11th day of June, 2020, by the Board of Trustees of the Alum Rock Union Elementary School District, County of Santa Clara, State of California.

Ayes _____

Noes _____

Absent _____

Abstain _____

Board of Trustees:

Ernesto Bejarano, President

Corina Herrera-Loera, Vice President

Andrés Quintero, Clerk

Linda Chavez, Member

Dolores Marquez-Frausto, Member

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed, and adopted by the members of the Board of Trustees of the Alum Rock Union Elementary School District at a public meeting of said Board held on June 11, 2020.

Hilaria Bauer, Ph.D., Superintendent

Date

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

6.02

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **Approve to adopt Resolution #33-19/20 Order of Election, Specifications of the Election Order, and Consolidation Request.**

Staff Analysis:

It is recommended that the Board of Trustees adopt Resolution #33-19/20 Order of Election, Specifications of Election Order, and Consolidation Request.

Approve

Submitted by: Hilaria Bauer, Ph.D. Title: Superintendent

To the Board of Trustees:

Meeting:

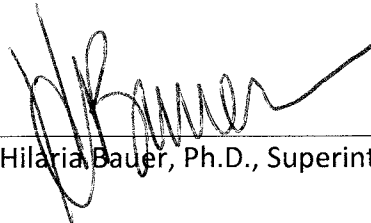
June 11, 2020

Regular Board Meeting

Approve

6.02

Agenda Placement



Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

Resolution # 33 19/20

ORDER OF ELECTION, SPECIFICATIONS OF THE ELECTION ORDER AND CONSOLIDATION REQUEST

June 11, 2020

WHEREAS, a Biennial District General Election has been ordered to be held on Tuesday, November 3, 2020, in the Alum Rock Union School District of Santa Clara County for the purpose of electing:

<u>Number of Seat(s)</u>	<u>Length of Term</u>	<u>Exact Title of Each Office to be Held</u>
Two (2)	4 Years	Governing Board Member

Of the District; and,

WHEREAS, pursuant to Part 3 (commencing with Section 10400) of the Elections Code of the State of California and Section 5342 of the Education Code of the State of California, such election may be either completely or partially consolidated; and,

WHEREAS, pursuant to Section 5322 of the Education Code of the State of California, this Board must adopt a resolution constituting a "Specifications of the Election Order";

NOW, THEREFORE, BE IT RESOLVED:

Section 1. That, pursuant to Section 5322 of the Education Code and Section 10403 of the Elections Code, the Board of Trustees of the **Alum Rock Union School District** calls for an election to be held on November 3, 2020 and requests the Board of Supervisors of Santa Clara County to completely consolidate the election with the statewide election.

Section 2. That the Board of Trustees of the **Alum Rock Union School District** requests the Board of Supervisors of Santa Clara County to hold and conduct the election in the manner prescribed in Section 10418 of the Elections Code of the State of California and to further provide that the Registrar of Voters canvass the returns of the election.

Section 3. That pursuant to Section 10508 of the Elections Code of the State of California, said officers are to be elected and that the divisions, if any, from which said directors are to be elected, and the number of offices to be filled from each, are:

<u>At Large</u>	<u>By Division</u>	<u>Number of Offices/Divisions</u>
At Large		Two (2)

Section 4. That pursuant to Sections 10002 and 10520 of the Elections Code and Section 5421 of the Education Code of the State of California, each district involved in a district general election in an affected county shall reimburse the county for the actual costs incurred by the county elections official in conducting the district general election for that district.

Section 5. That the candidates' statement of qualifications shall be limited to:

- **200** words and,
- That the cost of printing, translating and distributing said statements shall be borne by the **candidates** who file such statements; and
- That each candidate who files such a statement **shall** be required to pay in advance his or her pro rate share of the estimated costs of printing, handling, and mailing said candidate statement, such estimated costs to be determined by the Registrar of Voters.

Section 6. That pursuant to Section 10522 of the Elections Code of the State of California, a current map showing the boundaries of the district and the boundaries of the divisions of the district is herewith submitted.

Section 7. That pursuant to Section 5304 of the Education Code and Section 15641 of the Elections Code of the State of California, the method of determining the winner or winners in the event of a tie vote shall be by **lot**.

Section 8. That the following is listed below:

- 1) Names of all current Board Members; and,
- 2) Term: full or short; and,
- 3) Seats selected by: Division or At Large:

<u>Member Names</u>	<u>Term: Full or Short</u>	<u>Seats Elected by Division/At Large</u>
Ernesto Bejarano	Full Term	At Large
Corina Herrera-Loera	Short Term	At Large
Andrés Quintero	Full Term	At Large
Linda Chavez	Full Term	At Large
Dolores Marquez	Full Term	At Large

PASSED AND ADOPTED by the Board of Trustees of the Alum Rock Union School District, State of California, on June 11, 2020, by the following vote:

AYES: _____

NOES: _____

ABSENT: _____

ATTEST: _____

Ernesto Bejarano, President/Chair
Board of Trustees of the Alum Rock Union School District

ATTEST:

Andrés Quintero, Clerk of the Governing Board
Of Alum Rock Union School District

APPROVED AS TO FORM AND LEGALITY:

Rogelio M. Ruiz
Legal Counsel for the Alum Rock Union School District
Rehon & Roberts, APC

INFORMATION SHEET

NAME OF DISTRICT

Alum Rock Union School District

DISTRICT CONTACT

Name/Title	Dr. Hilaria Bauer
Address	2930 Gay Avenue San Jose, CA 95127
Phone#	408-928-6822
Fax	408-928-6416
Email	hilaria.bauer@arusd.org

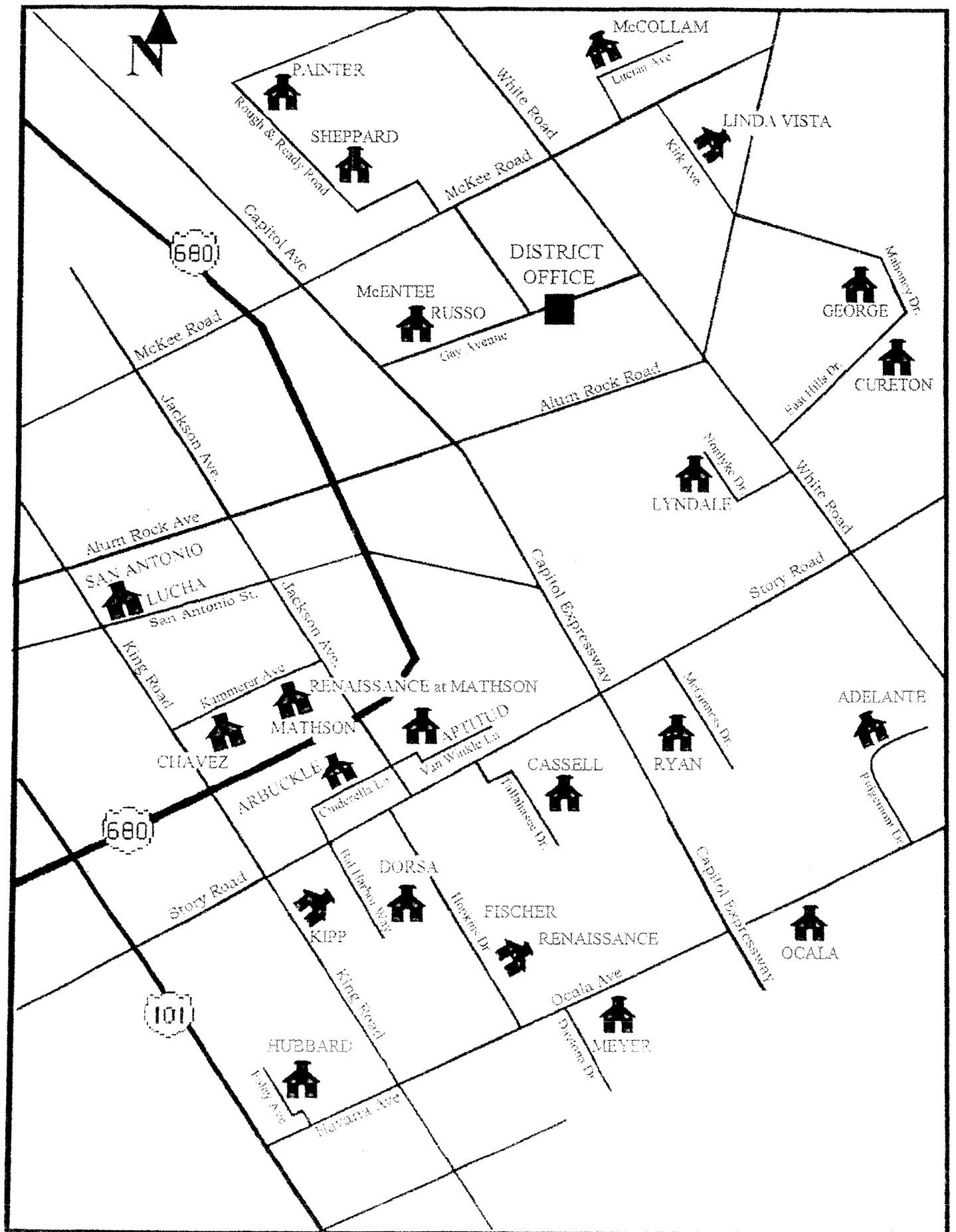
DISTRICT OFFICE DAYS AND HOURS OF OPERATION

Monday-Friday 7:30am to 4:30pm
(expect holidays and Winter Break)

Date: _____

Signed: _____

Name: Dr. Hilaria Bauer



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

6.03

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **Review Draft of Board Governance Handbook.**

Information

Submitted by: Hilaria Bauer, Ph.D. Title: Superintendent

To the Board of Trustees:

Meeting:

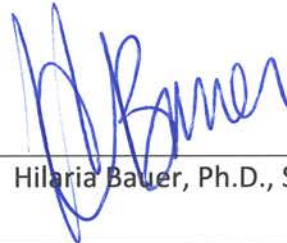
June 11, 2020

Regular Board Meeting

Information

6.03

Agenda Placement



Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____



Governance Handbook

Board Approved: May 21, 2020

Board of Trustees:

Ernesto Bejarano, President
Corina Herrera-Loera, Vice President
Andres Quintero, Clerk
Dolores Marquez , Member
Linda Chavez, Member

Superintendent:

Hilaria Bauer, Ph.D.

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Speaking with a common voice — using key messages.....	
Role and Responsibilities of the Board President.....	
Welcoming new Board Members to the team.....	
Response to emails or other communications to individual board members.....	
Governance Team process for negotiations	

E. CODE OF CONDUCT

A. ~~MISSIONS~~VISION, ~~VISION~~MISSION, COMMITMENTS, PURPOSE, CORE BELIEFS AND PRIORITIES AND GOALS

OUR ~~MISSION~~VISION:

~~{to be inserted}~~ All Alum Rock will be ready for the future, in a diverse and competitive world.

OUR ~~VISION~~MISSION FOR THE DISTRICT:

~~{to be inserted}~~ Together with stakeholders, we provide Alum Rock students with high quality twenty first century learning that builds upon our culturally diverse community to prepare our students to be life long learners and compete for the careers of the future.

OUR ~~COMMITMENTS~~GUIDING PRINCIPALS:

- Our students are always at the center of our thinking and decision-making. We focus on producing students who will become valuable and productive members of our community by emphasizing practical skills and cultural activities.
- Our great diversity — our students, employees, and school board are from linguistically and culturally rich backgrounds – which is one of our District's greatest strengths.
- We acknowledge that our community is confronted with many challenges and we choose to see those challenges as opportunities to build resourcefulness creatively and resilience in order to better prepared to take on our futures.
- Attracting, hiring and supporting a diverse group of high caliber employees who bring a variety of life experiences and skills that add vibrancy and spirit to our school community.
- Our administration is made up of a diverse group of knowledgeable, competent, highly skilled leaders who work collaboratively to move the district forward.
- Engaging parents, families, community and government organizations that support our District in order to enhance student achievement.
- Focusing on continuously improving academic achievement through creative thinking and innovative school designs and programs.
- Decisions that are data-driven and based on objective, relevant and current information about the child's individual progress.
- Maintaining a collaborative, respectful, open and honest atmosphere throughout the District in order to create an environment that supports individual student success.
- Professional development for all District staff and the board in order to enhance student learning and achievement.
- We foster a culture of accountability where we strive to view mistakes as opportunities for growth.

OUR PURPOSE COMMITMENTS

- To represent the community and advocate for our children and a high quality public education.
- To create a shared vision for the school district.
- To operate with honesty, integrity, passion, and respect as a governing body.
- To use district resources wisely on behalf of our students and ensure the accountability of Alum Rock Union ESD to the community.
- To act with understanding that authority rests with the collective school board and not with individuals.
- To value the background, experience, skills, knowledge and personality that each member brings to our team.
- To model continuous improvement and life-long learning.
- To value open communication.
- To make conscientious and informed decisions on behalf of our students and families.
- To learn from the past and work in the present for the future.

OUR CORE BELIEFS

STUDENT ACHIEVEMENT

We believe all students will achieve academic success, learn critical thinking skills, and develop personal talents and skills through daily attendance at district schools which:

- provide a rigorous core curriculum that includes the fine arts (music, art, dance, drama) and physical education;
- foster a nurturing parental partnership;
- provide positive recognition and encouragement to all stakeholders; and
- provide practical skills building for success in society such as leadership, cross-cultural appreciation, and communication.

PARENT AND COMMUNITY INVOLVEMENT

We believe parental involvement and community support are essential to student success. Parents can and will be involved in their children's education.

HUMAN RESOURCES

We believe in attracting, hiring, retaining and promoting highly qualified and talented teachers, support and administrative staff with diverse backgrounds, experience and abilities to create and sustain a positive environment that fosters mutual trust, respect, and openness and allows for thoughtful, informed risk-taking.

COMMUNICATION

We believe in maintaining a competent and professional environment where open, honest, on-going communication occurs with all staff through open, honest respectful dialogue and the ability to disagree respectfully and courteously at all levels

BUSINESS SERVICES

We believe in utilizing our resources wisely and maintaining sound, efficient and effective accountability systems, (including auditing), that support district goals and sustain improvement.

ENVIRONMENT

We believe in providing our students a nurturing, caring, emotionally and physically safe, healthy, clean and well-maintained environment with friendly, professional, knowledgeable courteous service that contributes to each student's academic and personal success.

OUR PRIORITIES AND GOALS

[to be inserted by the Board]

B. ROLES AND RESPONSIBILITIES

The Role of the Board and Superintendent

The role of the School Board is a representative, governance role:

1. School board "trustees" are the representatives of the people, elected to ensure the district schools educate the children in consideration of the interests of the local community.

The role of the Superintendent is:

1. to facilitate the effective governance of the School Board.
2. to be the chief administrative officer for the school district.

Performing Our Responsibilities

We **Set the Direction** for the community's schools:

- Focus on student learning
- Assess district needs / utilize baseline data
- Generate, review or revise setting direction documents (beliefs, vision, priorities, strategic goals, success indicators)
- Ensure an appropriate inclusive process is used
- Ensure these documents are the driving force for all district efforts

We **Establish an effective and efficient Structure** for the school district:

- Employ the superintendent and set policy for hiring of other personnel
- Oversee the development of and adopt policies
- Set a direction for and adopt the curriculum
- Establish budget priorities, adopt the budget and oversee facilities issues
- Provide direction for and vote to accept collective bargaining agreements.

We **Provide Support** through our behavior and actions:

- Act with professional demeanor that models the district's beliefs and vision
- Make decisions and provide resources that support mutually agreed upon priorities and goals
- Uphold board approved district policies
- Ensure a positive personnel climate exists
- Be knowledgeable enough about district efforts to explain them to the public

We **Ensure Accountability** to the public:

- Evaluate the superintendent
- Monitor, review and revise policies
- Serve as a judicial and appeals body
- Monitor student achievement and program effectiveness and require program changes as indicated
- Monitor and adjust district finances
- Monitor the collective bargaining process
- Conducting timely annually Board Self Evaluation

We **Act as Community Leaders**:

- Speak with a common voice about district priorities, goals and issues
- Engage and involve the community in district schools and activities
- Communicate clear information about policies, programs and fiscal conditions of the district
- Educate the community and the media about issues facing the district and public education
- Advocate for children, district programs and public education to the general public, community, and local, state and national leaders.

What the Board Needs from the Superintendent

- Treat all board members equally.
- Continue to communicate the top issues, priorities in the weekly report to the board.
- Facilitate the ability of board members to operate within our role and responsibilities.
- Make sure ***all*** board members receive the same information.
- No surprises
- Provide sufficient information and ample time for discussion information so we can make informed, educated decisions.
- Create opportunities to discuss the format, timelines, objectives and content of the superintendent's evaluation.
- Be open to new and innovative ideas.
- Respect board members' individual differences, styles and perspectives.
- Remain open-minded to feedback
- Lead with courage
- Network and communicate with all stakeholders including staff, parents, corporate entities, community groups, and educational associations.
- Maintain the focus on the agreed upon priorities and goals.
- Accountability
- Provide the Board with requested information in a timely matter.

What the Superintendent Needs from the Board

- Operate as a collective governance team, in a respectful environment
- Maintain focus on the agreed upon priorities and goals
- Strong sensitivity to the superintendent position
- Be supportive, cohesive and stand behind board decisions
- To always operate within the role and responsibilities of the board
- Maintain open and honest communication — and bring things of concern directly to the superintendent
- No surprises
- Give direction to the superintendent only through duly noticed board meetings

- Board will respond to requests from the Superintendent in a timely matter.

C. POSITIVE GOVERNANCE TEAM CULTURE - NORMS

Governance Team Meeting Guidelines

We agree to:

- — Keep our focus on students
- Be responsible for the success of the meeting: participate equally, address concerns, make sure the team agrees
- Look for common ground: Everyone's opinions count
- Listen carefully without interruption
- Operate with mutual respect
- Give helpful feedback openly and directly so there is no confusion
- Debate facts, not personalities
- Make sure there are no hidden agendas — all issues need to be dealt with by all team members

Norms for Operating in a Governance Culture of Trust and Respect:

A strong Board-Superintendent partnership gives direction, stability and confidence to the staff and community. Where this exists, morale is high, people work effectively and efficiently, and most importantly, good things happen for students. A strong relationship is based on having a common vision, developing trust, demonstrating sensitivity and caring, and being motivated to develop the skills and knowledge necessary to work successfully together.

We agree to:

- Operate within our respective roles and responsibilities in order to facilitate the efficient and effective running of the Alum Rock Union ESD.
- Recognize that each board member brings unique experiences, values and beliefs to the table, and that we must work with each other and the superintendent to ensure that a high quality education is provided to all students.
- View the superintendent as a key player on the Governance Team, understand the superintendent's role and responsibilities, respect the expertise of the superintendent and seek professional advice from the superintendent on all board business.

~~advice from the superintendent on all board business.~~

- Maintain open and honest two-way communication with each other in order to develop a strong Board / Superintendent relationship.
- Provide direction so that staff presents sufficient, appropriate, specific information that supports the boards ability to make rational, thoughtful, responsible decisions on behalf of students and the community.
- Take collective responsibility for the success of our Governance Team and be willing to respectfully discuss personal concerns or issues with other individuals on the team if necessary.
- Work to understand other team members' concerns, perspectives and interests.
- Give one another the benefit of the doubt before arriving at a negative conclusion.
- Support each other, and demonstrate mutual respect and understanding for our respective responsibilities and time constraints, recognizing that the superintendent is doing her best to treat every board member equally.
- Focus time and energy on important issues, not pettiness or politics.

D. GOVERNANCE TEAM PROTOCOLS

Topic and Rationale:	Protocols:
<p>Board Authority and Giving Direction</p> <p><i>We believe all board members are equal under the law. Authority rests with the board as a whole, not with individual members of the board. Direction is given to the superintendent only at board meetings through actions of the board. The direction of the board needs to be clear to the superintendent. Chaos and confusion result within the district if we don't work as a team. Individual board members are not "consultants" to either the superintendent or other members of district staff. It is important to and respect the separate roles of the board and superintendent, yet work together as a governance team taking collective responsibility for building and creating a positive organizational culture. The best possible decisions are likely only when all members of the team have been part of the discussion. Everyone can participate productively when team members can trust that everyone is operating on the same page. We have an obligation to respect staff time and responsibilities. It is important for staff time and effort to be dedicated to moving the district in the direction set by the full board. Clarifying the structure for people outside the governance team protects individuals (board members, superintendent and other staff) and the school district.</i></p>	<p><i>We agree:</i></p> <ul style="list-style-type: none"> • Board members understand that the board collectively gives direction to the superintendent only through actions taken at a legally noticed board meeting. • The board and superintendent will agree on the goals that will become the basis for all district efforts. • The superintendent will define processes and timelines to assist the board in effectively carrying out its responsibilities. • All action items on board agendas will include a recommendation from the superintendent. • Following Board action, the Board President will clarify the direction of the board for the superintendent and fellow board members. • The superintendent will work with staff to translate all board direction into action consistent with the agreed upon priorities and goals. • Board members will support the implementation of board decisions / actions.

Topic and Rationale:	Protocols:
<p>Bringing Up New Ideas or Agenda Items</p> <p><i>We believe it's important for all members of the governance team to feel prepared to discuss any new topic in the public arena. Individual board members have connections, a variety of skills and experiences, and may have attended workshops or obtained information or materials they would like to share. Individual board member interests can divert staff time, energy and attention away from their ability to achieve district priorities. Board and staff time, effort and energy, and district resources are best spent in efforts to achieve agreed upon district priorities and goals.</i></p>	<p><i>We agree to follow the provisions in Board Bylaw 9322:</i></p> <ul style="list-style-type: none"> • Any Board member or any member of the public may request that a matter within the jurisdiction of the Board be placed on the agenda of a regular meeting. The request must be in writing and be submitted to the Superintendent or designee with supporting documents and information, if any, at least one week before the scheduled meeting date. Items submitted less than a week before the scheduled meeting date may be postponed to a later meeting in order to allow sufficient time for consideration and research of the issue. • The Board president and Superintendent shall decide whether a request is within the subject matter jurisdiction of the Board. Items not within the subject matter jurisdiction of the Board may not be placed on

the agenda. In addition, the Board president and Superintendent shall determine if the item is merely a request for information or whether the issue is covered by an existing policy or administrative regulation before placing the item on the agenda.

- The Board president and Superintendent shall decide whether an agenda item is appropriate for discussion in open or closed session, and whether the item should be an action item, informational item or consent item.

•

Topic and Rationale:

Sufficient Information to Make Informed, Educated Decisions on Agenda Items

We believe board members should be knowledgeable and equally informed about district programs and issues. The board's ability to make rationale, thoughtful, responsible decisions on behalf of students and the community is dependent upon receiving sufficient, appropriate, specc information from district staff We believe there should be open lines of communication between the board, the superintendent and the staff and that there should be no surprises for either the superintendent or staff. In order to strive for the efficient and effective use of board and staff time, and to respect the time and efforts of district staff in preparing board-meeting presentations, we have an obligation to make our expectations for staff reports clear.

Protocols:

We agree that:

- Board Members will let the Superintendent know if they need additional information or background information on an agenda item. The Superintendent may:

direct an individual to the appropriate staff person.

- schedule a report at a board meeting
- schedule a study session of the topic.

In order to make informed decisions in the best interest of students and the district, the board requires the following kinds of information in reports from staff on topics or issues of primary importance to the district:

- **Background information:**
 - History - What brought us to this point? What are we doing? Why are we doing it? Who was involved in the planning / preparation / implementation, and how were they involved?
- **Options / Alternatives considered by staff**
- **Purpose:**
 - What is the intended result? What are the goals?
- **Financial and Operational impact**
 - What resources are necessary in order to achieve the goals? Financial / people / time / materials / supplies / facilities / staff development, etc.
 - How are people affected? / What are the perspectives of the people involved? (administration / teachers / other staff / students / parents / community members, etc.)

	<ul style="list-style-type: none"> • Timelines • Progress Toward Goals: <ul style="list-style-type: none"> —What are the Deliverables and Success Indicators and benchmarks leading to accomplishment? —What data or information is necessary to measure success? —Are we making progress toward the goals? —What are the challenges, barriers to success, issues or concerns? • Recommendation of the Superintendent <ul style="list-style-type: none"> —Justification for the recommendation
Topic and Rationale: Discussion or deliberation on complex or difficult topics or issues	Protocols:
<i>We believe before a complex topic is discussed, the board needs the history of the situation, background information and any clarification administration can present. It is important that all team members have the opportunity to share individual knowledge, experience, and points of view and that all viewpoints are heard. We have an obligation to understand stakeholder interests and to see that all of the issues are aired and considered in an open, honest, respectful environment without fear of recrimination or retribution</i>	<ul style="list-style-type: none"> • <i>We agree that:</i>The governance team will determine how and when to engage the community and/or obtain stakeholder input • Once the item is on the agenda for action the board will consider all of the following as criteria for decision-making: <ul style="list-style-type: none"> – Serving the needs of all students – District vision and goals – District resources – Laws and regulations – Civic responsibility – Stakeholder interests

Topic and Rationale: Speaking with a common voice — developing and utilizing key messages	Protocols:
<p><i>We believe it is essential that important information is communicated to members of the board, the staff and the community in as timely a fashion as possible. We recognize that some situations have legal or other considerations that may place restrictions on what may be told to the media or public. We believe that confidential issues must remain confidential. We believe it is important that we speak with one voice in order to maintain the trust of our community</i></p>	<p><i>We agree:</i> [to be considered by the Board]</p> <ul style="list-style-type: none"> • developing Key Messages about the <u>topic</u>.

<p>Topic and Rationale:</p> <p><u>Board President — Role and Responsibilities</u> <i>We believe we have an obligation to set an example of good government in action for our community. We intend that our board meetings proceed professionally, efficiently and effectively and that district staff will have the opportunity to provide necessary background materials and information to the board in as timely a manner as possible. We believe each board member must have the opportunity to express his or her viewpoint during board deliberation. We believe the board president has a facilitation role relative to board meetings and that he or she has no more or less authority than any other board member outside of board meetings.</i></p>	<p>Protocols:</p> <p><i>The role of the board president is to:</i></p> <ul style="list-style-type: none"> • Consult with the Superintendent or designee on the preparation of Board meeting agendas, • chair Board meetings, • work with the superintendent as necessary to help ensure board members have the necessary information and materials to make wise decisions, • make sure that pending agenda items are addressed appropriately, and • confer with the superintendent before meetings to prepare, as necessary for the upcoming meeting, • model the tone and behavior the board wishes to convey to the community. <i>(e.g., one of cooperative leadership focused on all students.)</i> <p><i>As meeting chair, the board president will:</i></p> <ul style="list-style-type: none"> • open and preside over meetings, • introduce agenda items, providing some background information as appropriate, <i>(different from background information that is provided by staff. e.g., "This is an item we have had on our agendas four times in the last three months. We have given it a great deal of consideration and appreciate all of the input we have received from the public and the information staff has provided on the issue. Tonight we will receive additional public input, deliberate further and hope to make a final decision.")</i> • call on speakers, • not typically make a motion him or herself, but ensure that there is one made at an appropriate time during deliberation, • make sure all board members have a chance to share in deliberation, • work to facilitate effective deliberation • interpret and clarify for understanding to ensure that all board members have an accurate understanding as the deliberation proceeds • wait until all other board members who wish to speak on an issue have done so before adding his or her own comments • call for a vote after restating the motion • clarify and authenticate all action, order and procedures of the board • adjourn meetings <p>As necessary, the board president will also remind the governance team and audience members of any meeting</p>

Following the board meeting, the board president will work with the superintendent to make sure that there is appropriate follow-up and clarification of possible options for the board.

Topic and Rationale:	Protocols:
<p data-bbox="147 373 797 405">Welcoming New Board Members to the Team</p> <p data-bbox="147 405 797 825"><i>We believe new board members should feel welcomed, and have opportunities to get to know other members of the governance team. It is important to have opportunities to "heal any wounds" from the election process. New board members need educational support and training from the governance team and outside sources (i.e., CSBA New Board Member Institute). New board members need to learn about the district and understand the district vision, purpose and culture. New board members need to feel that they are part of our team and should participate in developing agreements about how we will work together.</i></p>	<p data-bbox="797 405 1489 436"><i>We agree:</i></p> <ul data-bbox="797 436 1489 1482" style="list-style-type: none"> <li data-bbox="797 436 1489 573">• New board members will receive a New Board Member Packet <u>and Governance Handbook</u> that includes relevant information about the school district and about governance team operations. <li data-bbox="797 573 1489 741">• The board may select a "board mentor" to provide support to a new board member as s/he becomes familiar with governance team operations and the governance role and responsibilities. <li data-bbox="797 741 1489 835">• The superintendent will meet with each new board member individually to answer any questions and familiarize him/her with district operations. <li data-bbox="797 835 1489 972">• Each seated board member is encouraged to arrange a time to have an informal meeting with each new board member as soon as possible after the swearing in ceremony (i.e., coffee or lunch, etc.). <li data-bbox="797 972 1489 1482">• <u>[to be considered by the Board]</u> The whole governance team will participate in a New Board Member Orientation workshop in January following the election of new board members. The orientation will include but not be limited to discussions of: <ul data-bbox="938 1140 1489 1482" style="list-style-type: none"> <li data-bbox="938 1140 1489 1171">— District Vision, Purpose and Goals <li data-bbox="938 1171 1489 1203">— Key District Personnel <li data-bbox="938 1203 1489 1234">— District Operations <li data-bbox="938 1234 1489 1266">— Special District Projects or Programs <li data-bbox="938 1266 1489 1297">— Current Issues Facing the District <li data-bbox="938 1297 1489 1350">— Governance Team Operations <ul data-bbox="1044 1350 1489 1482" style="list-style-type: none"> <li data-bbox="1044 1350 1489 1413">■ Board Bylaws (9000 Series of the Policy Manual) <li data-bbox="1044 1413 1489 1482">■ Alum Rock Union ESD Governance Handbook

Topic and Rationale:	Protocols:
Responses to emails or other communications sent to individual board members	
<p><i>We believe the School Board is a representative body, and board members have a responsibility to be accessible and responsive to members of the staff and community. It is important to respond effectively and uniformly to email and other written correspondence from staff or community members. Credibility and trust are developed in the community when we are consistent in our communication about important district issues.</i></p>	<p>We agree that: {to be considered by the Board}</p> <ul style="list-style-type: none"> • •

Topic and Rationale:	Protocols:
Governance Team Process for Negotiations	
<p><i>We believe the board's responsibility is to represent the district's interest during negotiations. An agreed upon process is in place for negotiations with district bargaining units. We have a competent negotiating team for the district. The governance team defines the district parameters for negotiations based on district goals and district resources. Board members should not be directly involved at the negotiations table. District bargaining units have a job to do and a role to play in negotiations. The union's function is to obtain the best salaries, benefits and working conditions for union membership. Union negotiating teams represent the interest of union members. It is the Board's responsibility to negotiate a fair and equitable contract for the unions and the district.</i></p>	<p><i>We agree we will:</i></p> <ul style="list-style-type: none"> • always keep students' best interest in mind throughout the negotiations process. • represent the district's interest(s) during negotiations • establish clear philosophical and financial parameters for negotiations based on district priorities, goals and resources. • trust and support the district negotiating team. • recognize and communicate to staff and the public that the district negotiating team is accurately reflecting the progress of negotiations back to the board. • remind staff and the community that there is an agreed upon process in place, that the staff and district each have an identified negotiating team, and that any issues or questions about negotiations need to go through the defined and agreed upon processes. • adopt and stand behind the final contracts.

E. CODE OF CONDUCT

The Board and its members will conduct themselves lawfully with integrity and high ethical standards in order to model the behaviors expected of staff and students and to build public confidence and credibility.

1. Board members will serve the interests of the people of the entire school district. Members recognize this responsibility to the whole to be greater than:

- a. Any loyalty a member may have to any other advocacy or interest groups or individuals;
- b. Loyalty based upon membership on other boards or staffs;
- c. Conflicts based upon the personal interest of any board member who is also a parent of a student in the district;
- d. Conflicts based upon being a relative of an employee of the district; or
- e. Conflicts based upon the member's election from or identification with a subsection of the district.

2. Board members will not attempt to exercise individual authority over the operation of the school district.

- a. Members will not attempt to assume personal responsibility for resolving operational problems or complaints, but may monitor through the superintendent the disposition of complaints;
- b. Members will not personally direct any part of the operational organization.

3. To build trust among members and to ensure an environment conducive to effective governance, members will:

- a. Focus on issues rather than personalities;
- b. Respect decisions of the full board;
- c. Exercise honesty in all written and interpersonal interaction, never intentionally misleading or misinforming each other;
- d. Criticize tactfully, praise publicly;
- e. Make every reasonable effort to protect the integrity and promote the positive image of the district and one another;
- f. Never embarrass each other or the district;
- g. Demonstrate respect for the public as a whole and community members individually at all times and in all situations;
- h. Demonstrate courtesy and respect in your communications by being responsive to one another and to the Superintendent and all staff;
- i. Refrain from personal comments and attacks against each other, staff and members of the community;
- j. Listen first, and respect each Board Member's opinions and opportunity to speak;
- k. Show deference to Board leadership in the conduct of Board meetings. Wait your turn to speak.

4. Members will exercise personal discipline in the performance of their duties, including proper use of authority and appropriate decorum when acting as board members.
5. Members shall maintain confidentiality appropriate to sensitive issues and information that otherwise may tend to compromise the integrity or legal standing of the board, especially those matters discussed in Closed Session.

The community entrusts the Board of Trustees of the Alum Rock Union Elementary School District to uphold and defend the Constitutions of California and the United States, protect the public interest in schools, and ensure that a high quality education is provided to each student within the District. To effectively meet district challenges, the Board and Superintendent must function together as a governance leadership team. Agreed upon operating procedures, or protocols, support unity among team members. The purpose of the Alum Rock Union Union Elementary School District governance team norms and protocols is to ensure a positive and productive working relationship among Board members, the Superintendent, district staff, students, and the community. The protocols were developed for and by the members of the governance team, and may be modified over time as needed.

We have reviewed and agree to follow the aforementioned governance team protocols in order to support a positive and productive working relationship among the Board of Trustees, the Superintendent, all other staff, students and the community. We shall renew this agreement at each Annual Organizational Meeting of the Board of Trustees. As Board Members we are committing to use these governance practices as our role as a Trustee.

APPROVED BY THE BOARD OF TRUSTEES THIS __ DAY OF _____, 2020.

Ernesto Bejarano:

Corina Herrera-Loera:

Andres Quintero:

Dolores Marquez-Frausto:

Linda Chavez:

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

6.04

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **Adopt Resolution 37-19/20, Establishing an Ethnic Studies Adoption Committee for the Alum Rock Union School District.**

Approve

Submitted by: Hilaria Bauer, Ph.D. Title: Superintendent

To the Board of Trustees:

Meeting:

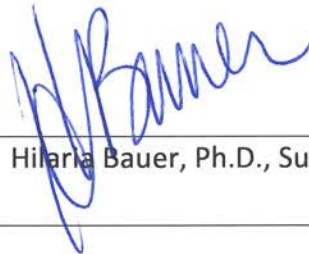
June 11, 2020

Regular Board Meeting

Approve

6.04

Agenda Placement



Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____

Seconded by: _____

Approved: _____

Not Approved: _____

Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

BOARD MEETING AGENDA BACK-UP

Board Meeting of June 11, 2020

TO: Members of the Board of Education

FROM: Hilaria Bauer, Superintendent

SUBJECT: Adopt Resolution 37 – 19/20, Establishing an Ethnic Studies Adoption Committee for the Alum Rock Union Elementary School District

A Resolution

Background:

Ethnic studies is the critical and interdisciplinary study of race, ethnicity, and indigeneity with a focus on the experiences and perspectives of people of color in the United States. Since the 1960s, scholars have analyzed the ways in which race and ethnicity continue to be powerful social, cultural, and political forces impacting access to opportunities. The establishment of an ethnic studies adoption committee is a step in the right direction and in alignment with our district's vision of "All Alum Rock students will be ready for the future in a diverse and competitive world."

Financial Implications:

None

Staffing Implications:

None

Recommendation:

Staff recommends that Alum Rock Union Elementary Board adopt Resolution 37– 19/20,

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

RESOLUTION 37 – 19/20

ESTABLISHING AN ETHNIC STUDIES ADOPTION COMMITTEE IN THE ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

WHEREAS, California has one of the largest and most diverse student populations in the nation. Ethnic minorities account for over 71 percent of the student population, with more than 90 languages spoken in public schools. The Alum Rock Union Elementary School District is representative of these diverse demographics that make our State great; and

WHEREAS, students from a variety of ethnic and racial backgrounds make up approximately 98% percent of the student population in Alum Rock Union Elementary School District; and

WHEREAS, Alum Rock Union Elementary School District has a commitment to diversity, inclusion and equity; and

WHEREAS, the Alum Rock Union Elementary School District recognizes that the racial and ethnic gaps existing across a variety of important student outcomes in the United States are both disturbingly large and stubbornly and historically persistent. For example, data from the recently released 2015 National Assessment of Educational Progress (NAEP) indicate that, on average, the mathematics knowledge of eight-grade Black and Latinx students in public schools lag behind their white peers by an amount equivalent to roughly two to three full years of learning. Furthermore, while roughly 14 percent of white students in public high schools fail to graduate on time, the corresponding dropout rates for Black and Latinx students are roughly twice as large (Stetser & Stillwell, 2014); and

WHEREAS, studies show that Ethnic Studies curriculum helps to narrow the achievement gap and the opportunity gap for students of color as well as benefits white students; and

WHEREAS, Ethnic Studies enhances equity in the school curriculum; and

WHEREAS, Ethnic Studies, at its most fundamental level, is an academically and intellectually rigorous educational/curricular approach and content-area that includes units of study, courses, or programs that are centered on the knowledge and perspectives of an ethnic or racial group, reflecting narratives and points of view rooted in that group's lived experiences and intellectual scholarship. Ethnic Studies is seen as a vital part of the solution in eradicating these large and stubbornly and historically persistent achievement and opportunity gaps as previously described, which prevent districts from ensuring that "every child's potential is achieved." Ethnic Studies also provides a growing example of "culturally relevant pedagogy," and that it refers to interdisciplinary programs of study that focus on the experiences of racial and ethnic minorities with a particular emphasis on historical struggles and social movements; and

WHEREAS, incorporating Ethnic Studies courses and content into standard elementary, middle school, high school, and post-secondary/university curriculum is a means to accomplish equity, justice, academic rigor and excellence, as well as promote diversity, inclusion, and a sense of belonging; and

WHEREAS, Ethnic Studies promotes respect and understanding among races, supports student success and teaches critical thinking skills, civic engagement skills, and builds citizenship for all students; and

WHEREAS, in 2011 the National Education Association published, *The Academic and Social Value of Ethnic Studies*, which reported a positive impact in all students but especially students of color. Results showed Ethnic Studies benefited students in observable ways: they became more academically engaged, did better on achievement tests, in some cases graduated at higher rates, and developed a sense of self-efficacy and personal empowerment; and

WHEREAS, in 2016 the Stanford Center for Education Policy Analysis published, *The Causal Effects of Cultural Relevance: Evidence from an Ethnic Studies Curriculum*, which reported the promise of instructional practices and content aligned with the cultural experiences of minority students with results indicating that assignment to this course increased ninth-grade student attendance by 21 percentage points, GPA by 1.4 grade points, and credits earned by 23. These surprisingly large effects are consistent with the hypothesis that the course reduced dropout rates and suggest that culturally relevant teaching, when implemented in a supportive, high-fidelity context, can provide effective support to at-risk students; and

WHEREAS, the Alum Rock Union Elementary School District is committed to providing excellent educational opportunities to all students, without regard to race, gender, ethnicity, national origin, income, sexual orientation, or disability, and is guided by the vision "All Alum Rock students will be ready for the future in a diverse and competitive world"; and

WHEREAS, the Alum Rock Union Elementary School District recognizes the need and importance for culturally relevant training and on-going professional development of educators, administrators, and staff in regard to diversity, equity, inclusion and belonging as well as race, ethnicity, class, privilege, implicit bias and systems of oppression; and

WHEREAS, the Alum Rock Union Elementary School District recognizes the need and importance for culturally relevant instruction and curriculum for students in regard to diversity, equity, inclusion and belonging as well as race, ethnicity, class, privilege, implicit bias and systems of oppression; and

WHEREAS, the Alum Rock Union Elementary School District Board of Education Board philosophy is "every student in the district, regardless of gender, special needs, or social, ethnic, language or economic background has a right to a high-quality education that challenges the student to achieve to his/her fullest potential." (0410 Alum Rock Union Elementary School District Board Philosophy #2); and

WHEREAS, Assembly Bill 331 (AB 331) would add a course of Ethnic Studies to be a high school graduation requirement beginning the school year of 2024-2025, which would affect more than 1.8 million California public high school students;

WHEREAS, Assembly Bill 3310 (AB 3310) would require that each of the 73 community college districts to provide courses in Ethnic Studies at each of its 115 member campuses by the 2021-2022 academic year and the completion of one 3-unit course in Ethnic Studies in order to graduate by the 2024-2025 academic year, which would affect more than 480,000 CSU students; and

WHEREAS, Assembly Bill 1460 (AB 1460) would require the California State University (CSU) system to provide courses in Ethnic Studies at each of its 23 member campuses by the 2021-2022 academic year and the completion of one 3-unit course in Ethnic Studies in order to graduate by the 2024-2025 academic year, which would affect more than 2.1 million community college students;

NOW, THEREFORE BE IT RESOLVED, the Alum Rock Union Elementary School District Board of Education gives direction to the Superintendent to follow district process for considering new curricular content by creating an Ethnic Studies Adoption Committee. Consistent with the Alum Rock Union Elementary School District curriculum adoption process, the stakeholder group will research Ethnic Studies curriculum, review relevant materials, consider the scope of piloting the curriculum with the ultimate goal of presenting a recommendation to the Superintendent and ultimately, the Alum Rock Union Elementary School District Board of Education. Updates will be provided to the Board at each regular Board meeting and final recommendations on any district-wide implementation and inclusion in the 2021-2024 LCAP will be presented by the Educational Services Division outlining the pace and cost of implementation.

BE IT FURTHER RESOLVED, the Ethnic Studies Adoption Committee will schedule its first meeting as soon as September 2020. Staff will set a timeline for completion of this process.

PASSED AND ADOPTED by the Board of Education of the Alum Rock Union Elementary School District at a regular meeting held on this 11th day of June, 2020, by the following vote:

Ayes_____

Noes_____

Absent_____

Abstain_____

Board of Trustees:

Ernesto Bejarano, President

Corina Herrera-Loera, Vice President

Andrés Quintero, Clerk

Linda Chavez, Member

Dolores Marquez-Frausto, Member

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed, and adopted by the members of the Board of Trustees of the Alum Rock Union Elementary School District at a public meeting of said Board held on June 11, 2020.

Hilaria Bauer, Ph.D., Superintendent

Date

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

6.05

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **Board Policy 9240, Board Training-First Reading.**

Information

Submitted by: Hilaria Bauer, Ph.D. Title: Superintendent

To the Board of Trustees:

Meeting:

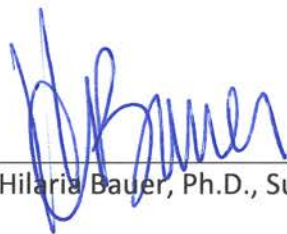
June 11, 2020

Regular Board Meeting

Information

6.05

Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

Alum Rock Union ESD

Board Bylaw

Board Training

BB 9240

Board Bylaws

The Board of Trustees believes that the Board's ability to effectively and responsibly govern the district is essential to promoting student achievement, building positive community relations, and protecting the public interest in district schools. Board members shall be provided sufficient opportunities for professional development that helps them understand their responsibilities, stay abreast of new developments in education, and develop boardsmanship skills.

(cf. 9000 - Role of the Board)

(cf. 9005 - Governance Standards)

The Board and/or the Superintendent or designee shall provide an orientation to newly elected or appointed Board members which includes comprehensive information regarding Board roles, policies, and procedures and the district's vision and goals, operations, and current challenges. Throughout their first term, Board members shall continue to participate in additional educational opportunities designed to assist them in understanding the principles of effective governance, including, but not limited to, information on school finance and budgets, student achievement and assessment, labor relations, community relations, program evaluation, open meeting laws (the Brown Act), conflict of interest laws, and other topics necessary to govern effectively and in compliance with law.

(cf. 9230 - Orientation)

All Board members are encouraged to continuously participate in advanced training offered by the California School Boards Association and/or education through an accredited college or university –in order to reinforce boardsmanship skills and build knowledge related to key education issues. Such activities may include online courses, webinars, webcasts, and in-person attendance at workshops and conferences. In addition, workshops and consultations may be held within the district on issues that involve the entire governance team.

Funds for board training shall be budgeted annually for the Board and each Board member. In selecting appropriate activities, the Board and/or individual Board members shall consider at training and/or education activities that ~~are~~ is aligned with the district's vision and goals and the needs of the Board or individual member to obtain specific knowledge and skills. The Board shall annually develop a board training calendar in order to schedule and track board training activities and to schedule opportunities for Board members to report on the activities in which they participated.

(cf. 9250 - Remuneration, Reimbursement, and Other Benefits)

(cf. 9320 - Meetings and Notices)

54952.2 Meeting

National School Boards Association: <http://www.nsba.org>

Revised: June 11, 2020

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

b.06

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **DISCUSSION/ACTION: Board Policy 0410, Nondiscrimination in District Programs and Activities – Second Reading**

Attached is the second reading for Board Policy 0410, Nondiscrimination in District Programs and Activities.

Recommendation:

Staff recommends approval of second reading.

Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees:

Recommend Approval

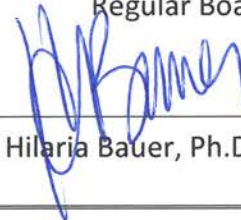
Meeting:

June 11, 2020

Regular Board Meeting

b.06

Agenda Placement



Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

Alum Rock Union ESD

Board Policy

Nondiscrimination In District Programs And Activities

BP 0410

Philosophy, Goals, Objectives and Comprehensive Plans

The Board of Trustees is committed to providing equal opportunity for all individuals in education district programs and activities. District programs, activities, and practices shall be free from unlawful discrimination, including discrimination against an individual or group based on race, color, ancestry, nationality, national origin, immigration status, ethnic group identification, ethnicity, age, religion, marital status, pregnancy, or parental status, physical or mental disability, sex, sexual orientation, gender, gender identity, or gender expression, or genetic information; the perception of one or more of such characteristics; or association with a person or group with one or more of these actual or perceived characteristics.

(cf. 1240 - Volunteer Assistance)

(cf. 4030 - Nondiscrimination in Employment)

(cf. 4032 - Reasonable Accommodation)

(cf. 4033 - Lactation Accommodation)

(cf. 4119.11/4219.11/4319.11 - Sexual Harassment)

(cf. 5131.2 - Bullying)

(cf. 5145.3 - Nondiscrimination/Harassment)

(cf. 5145.7 - Sexual Harassment)(cf. 4161.8/4261.8/4361.8 - Family Care and Medical Leave)

(cf. 5131.2 - Bullying)

(cf. 5145.3 - Nondiscrimination/Harassment)

(cf. 5145.7 - Sexual Harassment)

(cf. 5145.9 - Hate-Motivated Behavior)

(cf. 5146 - Married/Pregnant/Parenting Students)

(cf. 6145 - Extracurricular and Cocurricular Activities)

(cf. 6145.2 - Athletic Competition)

(cf. 6164.4 - Identification and Evaluation of Individuals for Special Education)

(cf. 6164.6 - Identification and Education Under Section 504)

(cf. 6178 - Career Technical Education)

(cf. 6200 - Adult Education)

All individuals shall be treated equitably in the receipt of district and school services. Personally identifiable information collected in the implementation of any district program, including, but not limited to, student and family information for the free and reduced-price lunch program, transportation, or any other educational program, shall be used only for the purposes of the program, except when the Superintendent or designee authorizes its use for another purpose in

accordance with law. Resources and data collected by the district shall not be used, directly or by others, to compile a list, registry, or database of individuals based on race, gender, sexual orientation, religion, ethnicity, national origin, or immigration status or any other category identified above.

(cf. 3540 - Transportation)

(cf. 3553 - Free and Reduced Price Meals)

(cf. 5145.13 - Response to Immigration Enforcement)

Pursuant to 34 CFR 104.8 and 34 CFR 106.9, the Superintendent or designee shall notify students, parents/guardians, employees, employee organizations, applicants for admission and employment, and sources of referral for applicants about the district's policy on nondiscrimination and related complaint procedures. Such notification shall be included in the annual parental notification distributed pursuant to Education Code 48980 and, as applicable, in each announcements, bulletins, catalogs, application forms, or other recruitment materials distributed to these groups by the district. The notification shall also be posted on the district's web site and social media and in district schools and offices, including staff lounges, student government meeting rooms, and other prominent locations as appropriate.

(cf. 1113 - District and School Web Sites)

(cf. 1114 - District-Sponsored Social Media)

(cf. 1312.3 - Uniform Complaint Procedures)

(cf. 4031 - Complaints Concerning Discrimination in Employment)

(cf. 4112.9/4212.9/4312.9 - Employee Notifications)

(cf. 5145.6 - Parental Notifications)

In addition, the annual parental notification shall inform parents/guardians of their children's right to a free public education regardless of immigration status or religious beliefs, including information on educational rights issued by the California Attorney General. Alternatively, such information may be provided through any other cost-effective means determined by the Superintendent or designee. (Education Code 234.7)

The district's nondiscrimination policy and related informational materials shall be published in a format that parents/guardians can understand. In addition, when 15 percent or more of a school's students speak a single primary language other than English, those materials shall be translated into that other language.

and, when required by law, in a language other than English.

Access for Individuals with Disabilities

District programs and facilities, viewed in their entirety, shall be in compliance with the Americans with Disabilities Act (ADA) and any implementing standards and/or regulations.

When structural changes to existing district facilities are needed to provide individuals with disabilities access to programs, services, activities, or facilities, the Superintendent or designee shall develop a transition plan that sets forth the steps for completing the changes.

(cf. 6163.2 - Animals ~~a~~At School)
(cf. 7110 - Facilities Master Plan)
(cf. 7111 - Evaluating Existing Buildings)

The Superintendent or designee shall ensure that the district provides auxiliary aids and services when necessary to afford individuals with disabilities equal opportunity to participate in or enjoy the benefits of a service, program, or activity. These aids and services may include, but are not limited to, qualified interpreters or readers, assistive listening devices, assistive technologies or other modifications to increase accessibility to district and school web sites, notetakers, written materials, taped text, and Braille or large-print materials.

~~(cf. 6020 - Parent Involvement)~~

Individuals with disabilities shall notify the Superintendent or principal if they have a disability that requires special assistance or services. Reasonable notification should be given prior to the school-sponsored function, program, or meeting.

(cf. 6020 - Parent Involvement)
(cf. 9320 - Meetings and Notices)
(cf. 9322 - Agenda/Meeting Materials)

The individual(s) identified in AR 1312.3 - Uniform Complaint Procedures as the employee(s) responsible for coordinating the district's response to complaints and for complying with state federal civil rights laws is hereby designated as the district's ADA coordinator. He/she shall receive and address requests for accommodation submitted by individuals with disabilities, and shall investigate and resolve complaints regarding their access to district programs, services, activities, or facilities.

Director of Human Resources
2930 Gay Avenue
San Jose, CA 95127
(408) 928-6835

Superintendent
2930 Gay Avenue
San Jose, CA 95127
(408) 928-6805

Director of Special Education
2930 Gay Avenue
San Jose, CA 95127
(408) 928-6950

Director of Student Services

2930 Gay Avenue

San Jose, CA 95127

(408) 928-6945

Human Resources Director

(title or position)

2930 Gay Avenue, San Jose, CA 95127

(address)

(408) 928-6835

(telephone number)

Legal Reference:

EDUCATION CODE

200-262.4 Prohibition of discrimination

48980 Parental notifications

48985 Notices to parents in language other than English

51007 Legislative intent: state policy

GOVERNMENT CODE

8310.3 California Religious Freedom Act

11000 Definitions

11135 Nondiscrimination in programs or activities funded by state

~~11138 Rules and regulations~~

12900-12996 Fair Employment and Housing Act

54953.2 Brown Act compliance with Americans with Disabilities Act

PENAL CODE

422.55 Definition of hate crime

422.6 Interference with constitutional right or privilege

CODE OF REGULATIONS, TITLE 5

4600-~~4687~~-4670 Uniform complaint procedures

4900-4965 Nondiscrimination in elementary and secondary education programs

UNITED STATES CODE, TITLE 20

1400-1482 Individuals with Disabilities in Education Act

1681-1688 Discrimination based on sex or blindness, Title IX

2301-2415 Carl D. Perkins Vocational and Applied Technology Act

6311 State plans

6312 Local education agency plans

UNITED STATES CODE, TITLE 29

794 Section 504 of the Rehabilitation Act of 1973
UNITED STATES CODE, TITLE 42
2000d-2000d-7 Title VI, Civil Rights Act of 1964
2000e-2000e-17 Title VII, Civil Rights Act of 1964 as amended
2000h-2000h-6 Title IX
12101-12213 Americans with Disabilities Act
CODE OF FEDERAL REGULATIONS, TITLE 28
35.101-35.190 Americans with Disabilities Act
36.303 Auxiliary aids and services
CODE OF FEDERAL REGULATIONS, TITLE 34
100.1-100.13 Nondiscrimination in federal programs, effectuating Title VI
104.1-104.39 Section 504 of the Rehabilitation Act of 1973
106.1-106.61 Discrimination on the basis of sex, effectuating Title IX, especially:
106.9 Dissemination of policy

Management Resources:

CSBA PUBLICATIONS

[Updated Legal Guidance: Protecting Transgender and Gender Nonconforming Students Against Sex Discrimination, July 2016](#)

[Safe Schools: Strategies for Governing Boards to Ensure Student Success, 2011](#)

[Providing a Safe, Nondiscriminatory School Environment for All Students, Policy Brief, April 2010](#)

CALIFORNIA OFFICE OF THE ATTORNEY GENERAL PUBLICATIONS

[Promoting a Safe and Secure Learning Environment for All: Guidance and Model Policies to Assist California's K-12 Schools in Responding to Immigration Issues, April 2018](#)

CALIFORNIA DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING PUBLICATIONS

[California Law Prohibits Workplace Discrimination and Harassment](#)

U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS PUBLICATIONS

[Examples of Policies and Emerging Practices for Supporting Transgender Students, May 2016](#)

[Dear Colleague Letter: Title IX Coordinators, April 2015](#)

[Dear Colleague Letter, May 26, 2011](#)

[Dear Colleague Letter: Harassment and Bullying, October 2010](#)

[Notice of Non-Discrimination, Fact Sheet, August 2010](#)

[Dear Colleague Letter: Electronic Book Readers, June 29, 2010](#)

[Notice of Non-Discrimination, January 1999](#)

[Protecting Students from Harassment and Hate Crime, January 1999](#)

[Nondiscrimination in Employment Practices in Education, August 1991](#)

U.S. DEPARTMENT OF JUSTICE PUBLICATIONS

[2010 ADA Standards for Accessible Design, September 2010](#)

[Accessibility of State and Local Government Websites to People with Disabilities, June 2003](#)

WORLD WIDE WEB CONSORTIUM PUBLICATIONS

[Web Content Accessibility Guidelines, December 2008](#)

WEB SITES

[CSBA: http://www.csba.org](http://www.csba.org)

[California Office of the Attorney General: http://oag.ca.gov](http://oag.ca.gov)

[California Department of Education: http://www.cde.ca.gov](http://www.cde.ca.gov)

California Department of Fair Employment and Housing: <http://www.dfeh.ca.gov>
Safe Schools Coalition: <http://www.casafeschools.org>
Pacific ADA Center: <http://www.adapacific.org>
U.S. Department of Education, Office for Civil Rights:
<http://www.ed.gov/about/offices/list/ocr>
U.S. Department of Justice, Civil Rights Division, Americans with Disabilities Act:
<http://www.ada.gov>
U.S. Equal Employment Opportunity Commission: <http://www.eeoc.gov>
World Wide Web Consortium, Web Accessibility Initiative: <http://www.w3.org/wai>
U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS PUBLICATIONS
Notice of Non-Discrimination, January 1999
Protecting Students from Harassment and Hate Crime, January 1999
Nondiscrimination in Employment Practices in Education, August 1994
WEB SITES
CSBA: <http://www.esba.org>
California Department of Education: <http://www.cde.ca.gov>
Safe Schools Coalition: <http://www.casafeschoolsecoalition.org>
Pacific ADA Center: <http://www.adapacific.org>
U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr>

Policy ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
adopted: July 2, 2013 San Jose, California
Revised: May/June 141, 2020

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

6.07

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **DISCUSSION/ACTION: Board Policy 5145.3, Nondiscrimination/Harassment – Second Reading**

Attached is the second reading for Board Policy 5145.3, Nondiscrimination/Harassment.

Recommendation:

Staff recommends approval of second reading.

Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees:

Recommend Approval

6.07

Agenda Placement

Meeting:

June 11, 2020

Regular Board Meeting


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

Alum Rock Union ESD

Board Policy

Nondiscrimination/Harassment

BP 5145.3

Students

The Governing Board desires to provide a safe school environment that allows all students equal access and opportunities in the district's academic, extracurricular, and other educational support programs, services, and activities. The Board prohibits, at any district school or school activity, unlawful discrimination, including discriminatory harassment, intimidation, and bullying, targeted at any student by anyone, based on the student's actual or perceived race, color, ancestry, nationality, national origin, immigration status, nationality, ethnicity, ethnic group identification, ethnicity, age, religion, marital status, pregnancy, ~~or~~ parental status, physical or mental disability, sex, sexual orientation, gender, gender identity, ~~or~~ gender expression, or genetic information, or association with a person or group with one or more of these actual or perceived characteristics.

~~This policy shall apply to all acts related to school activity or to school attendance occurring within a district school, and to acts which occur off campus or outside of school-related or school-sponsored activities but which may have an impact or create a hostile environment at school.~~

(cf. 0410 - Nondiscrimination in District Programs and Activities)

(cf. 5131 - Conduct)

(cf. 5131.2 - Bullying)

(cf. 5137 - Positive School Climate)

(cf. 5145.7 - Sexual Harassment)

(cf. 5145.9 - Hate-Motivated Behavior)

(cf. 5146 - Married/Pregnant/Parenting Students)

(cf. 6164.6 - Identification and Education Under Section 504)

This policy shall apply to all acts related to school activity or to school attendance occurring within a district school, and to acts which occur off campus or outside of school-related or school-sponsored activities but which may have an impact or create a hostile environment at school.

Unlawful discrimination, including discriminatory harassment, intimidation, or bullying, may result from physical, verbal, nonverbal, or written conduct based on any of the categories listed above. Unlawful discrimination also includes the creation of a hostile environment through prohibited conduct that is so severe, persistent, or pervasive that it affects a student's ability to participate in or benefit from an educational program or activity; creates an intimidating, threatening, hostile, or offensive educational environment; has the effect of substantially or unreasonably interfering with a student's academic performance; or otherwise adversely affects a student's educational opportunities.

Unlawful discrimination also includes disparate treatment of students based on one of the categories

above with respect to the provision of opportunities to participate in school programs or activities or the provision or receipt of educational benefits or services.

The Board also prohibits any form of retaliation against any individual who reports or participates in the reporting of unlawful discrimination, files or participates in the filing of a complaint, or investigates or participates in the investigation of a complaint or report alleging unlawful discrimination. Retaliation complaints shall be investigated and resolved in the same manner as a discrimination complaint.

The Superintendent or designee shall facilitate students' access to the educational program by publicizing the district's nondiscrimination policy and related complaint procedures to students, parents/guardians, and employees. He/she shall provide training and information on the scope and use of the policy and complaint procedures and take other measures designed to increase the school community's understanding of the requirements of law related to discrimination. The Superintendent or designee shall regularly review the implementation of the district's nondiscrimination policies and practices and, as necessary, shall take action to remove any identified barrier to student access to or participation in the district's educational program. He/she shall report his/her findings and recommendations to the Board after each review.

(cf. 1312.3 - Uniform Complaint Procedures)
(cf. 1330 - Use of Facilities)
(cf. 4131 - Staff Development)
(cf. 4231 - Staff Development)
(cf. 4331 - Staff Development)
(cf. 6145 - Extracurricular and Cocurricular Activities)
(cf. 6145.2 - Athletic Competition)
(cf. 6164.2 - Guidance/Counseling Services)

Regardless of whether a complainant complies with the writing, timeline, and/or other formal filing requirements, all complaints alleging unlawful discrimination, including discriminatory harassment, intimidation, or bullying, shall be investigated and prompt action taken to stop the discrimination, prevent recurrence, and address any continuing effect on students.

Students who engage in unlawful discrimination, including discriminatory harassment, intimidation, retaliation, or bullying, in violation of law, Board policy, or administrative regulation shall be subject to appropriate consequence or discipline, which may include suspension or expulsion when the behavior is severe or pervasive as defined in Education Code 48900.4. Any employee who permits or engages in prohibited discrimination, including discriminatory harassment, intimidation, retaliation, or bullying, shall be subject to disciplinary action, up to and including dismissal.

(cf. 4118 - ~~Dismissal~~/Suspension/Disciplinary Action)
(cf. 4119.21/4219.21/4319.21 - Professional Standards)
(cf. 4218 - Dismissal/Suspension/Disciplinary Action)
(cf. 5144 - Discipline)
(cf. 5144.1 - Suspension and Expulsion/Due Process)
(cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))
(cf. 5145.2 - Freedom of Speech/Expression)

Record-Keeping

The Superintendent or designee shall maintain a record of all reported cases of unlawful discrimination, including discriminatory harassment, intimidation, or bullying, to enable the district to monitor, address,

and prevent repetitive prohibited behavior in district schools.

(cf. 3580 - District Records)

Legal Reference:

EDUCATION CODE

200-262.4 Prohibition of discrimination

48900.3 Suspension or expulsion for act of hate violence

48900.4 Suspension or expulsion for threats or harassment

48904 Liability of parent/guardian for willful student misconduct

48907 Student exercise of free expression

48950 Freedom of speech

48985 Translation of notices

49020-49023 Athletic programs

51500 Prohibited instruction or activity

51501 Prohibited means of instruction

60044 Prohibited instructional materials

CIVIL CODE

1714.1 Liability of parents/guardians for willful misconduct of minor

GOVERNMENT CODE

11135 Nondiscrimination in programs or activities funded by state

PENAL CODE

422.55 Definition of hate crime

422.6 Crimes, harassment

CODE OF REGULATIONS, TITLE 5

432 Student record

4600-~~4687~~-4670 Uniform complaint procedures

4900-4965 Nondiscrimination in elementary and secondary education programs

UNITED STATES CODE, TITLE 20

1681-1688 Title IX of the Education Amendments of 1972

12101-12213 Title II equal opportunity for individuals with disabilities

UNITED STATES CODE, TITLE 29

794 Section 504 of Rehabilitation Act of 1973

UNITED STATES CODE, TITLE 42

2000d-2000e-17 Title VI and Title VII Civil Rights Act of 1964, as amended

2000h-2-2000h-6 Title IX of the Civil Rights Act of 1964

6101-6107 Age Discrimination Act of 1975

CODE OF FEDERAL REGULATIONS, TITLE 28

35.107 Nondiscrimination on basis of disability; complaints

CODE OF FEDERAL REGULATIONS, TITLE 34

99.31 Disclosure of personally identifiable information

100.3 Prohibition of discrimination on basis of race, color or national origin

104.7 Designation of responsible employee for Section 504

106.8 Designation of responsible employee for Title IX

106.9 Notification of nondiscrimination on basis of sex

COURT DECISIONS

Donovan v. Poway Unified School District, (2008) 167 Cal.App.4th 567

Flores v. Morgan Hill Unified School District, (2003) 324 F.3d 1130

Management Resources:

CSBA PUBLICATIONS

Updated Legal Guidance: Protecting Transgender and Gender Nonconforming Students Against Sex Discrimination, July 2016

CALIFORNIA OFFICE OF THE ATTORNEY GENERAL PUBLICATIONS

Promoting a Safe and Secure Learning Environment for All: Guidance and Model Policies to Assist California's K-12 Schools in Responding to Immigration Issues, April 2018

Providing a Safe, Nondiscriminatory School Environment for Transgender and Gender Nonconforming Students, Policy Brief, February 2014

Final Guidance Regarding Transgender Students, Privacy, and Facilities, March 2014

Safe Schools: Strategies for Governing Boards to Ensure Student Success, 2011

FIRST AMENDMENT CENTER PUBLICATIONS

Public Schools and Sexual Orientation: A First Amendment Framework for Finding Common Ground, 2006

NATIONAL SCHOOL BOARDS ASSOCIATION PUBLICATIONS

Dealing with Legal Matters Surrounding Students' Sexual Orientation and Gender Identity, 2004

U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS PUBLICATIONS

Examples of Policies and Emerging Practices for Supporting Transgender Students, May 2016

Dear Colleague Letter: Title IX Coordinators, April 2015

Dear Colleague Letter: Harassment and Bullying, October 2010

Notice of Non-Discrimination, Fact Sheet, August 2010

January 1999

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

California Safe Schools Coalition: <http://www.casafeschools.org>

California Office of the Attorney General: <http://oag.ca.gov>

First Amendment Center: <http://www.firstamendmentcenter.org>

National School Boards Association: <http://www.nsba.org>

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr>

Policy ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

adopted: July 2, 2013 San Jose, California

Revised: November 9, 2017

Revised: May/June 14, 2020

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

6.08

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **DISCUSSION/ACTION: Board Policy 5145.9, Hate-Motivated Behavior – Second Reading**

Attached is the second reading for Board Policy 5145.9, Hate-Motivated Behavior.

Recommendation:

Staff recommends approval of second reading.

Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees:

Meeting:

June 11, 2020

Recommend Approval

Regular Board Meeting

6.08

Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

Alum Rock Union ESD

Board Policy

Hate-Motivated Behavior

BP 5145.9

Students

The Governing Board is committed to providing a safe learning environment that protects students from discrimination, harassment, intimidation, bullying, and other behavior motivated by a person's hostility towards another person's real or perceived ethnicity, national origin, immigrant status, sex, gender, sexual orientation, religious belief, age, disability, or any other physical or cultural characteristic. The Superintendent or designee shall design strategies to promote harmonious relationships among students, prevent incidents of hate-motivated behavior to the extent possible, and address such incidents if they occur.

~~In order to create a safe learning environment for all students, the Board of Trustees desires to protect the right of every student to be free from hate-motivated behavior and will promote harmonious relationships among students so as to enable them to gain a true understanding of the civil rights and social responsibilities of people in society. The district prohibits discriminatory behavior or statements that degrade an individual on the basis of his/her actual or perceived race, ethnicity, culture, heritage, gender, sex, sexual orientation, physical/mental attributes, or religious beliefs or practices.~~

(cf. 0410 - Nondiscrimination in District Programs and Activities)

(cf. 0450 - Comprehensive Safety Plan)

(cf. 3515.4 - Recovery for Property Loss or Damage)

(cf. 5131- Conduct)

(cf. 5131.2 - Bullying)

(cf. 5131.5 - Vandalism and Graffiti)

(cf. 5136 - Gangs)

(cf. 5137 - Positive School Climate)

(cf. 5141.52 - Suicide Prevention)

(cf. 5145.3 - Nondiscrimination/Harassment)

~~(cf. 5147 - Dropout Prevention)~~(cf. 5145.7 - Sexual Harassment)

~~(cf. 5149 - At Risk Students)~~

The Superintendent or designee shall collaborate with regional programs and community organizations to promote safe environments for youth. Such collaborative~~These~~ efforts shall ~~be~~ focused on ~~ensuring~~providing an efficient use of district and community resources, developing effective prevention strategies and response plans, providing assistance to students affected by hate-motivated behavior, and/or educating students who have perpetrated hate-motivated acts.

(cf. 1020 - Youth Services)
(cf. 1400 - Relations Between Other Governmental Agencies and the Schools)
(cf. 1700 - Relations Between Private Industry and the Schools)
(cf. 5148.2 - Before/After School Programs)
~~(cf. 5148.3 - Preschool/Early Childhood Education)~~
~~(cf. 6020 - Parent Involvement)~~

The district shall provide students with age-appropriate instruction that includes the development of social-emotional learning, promotes their to help promote an understanding of and respect for human rights, diversity, and acceptancetolerance in a multicultural society and ~~to provides~~ strategies to manage conflicts constructively.

(cf. 5138 - Conflict Resolution/Peer Mediation)
(cf. 6142.3 - Civic Education)
(cf. 6142.4 - Service Learning/Community Service Classes)
(cf. 6142~~1~~.94 - History-Social Science Instruction)

~~The Superintendent or designee shall ensure that staff receive training on recognizing hate-motivated behavior and on strategies to help respond appropriately to such behavior.~~

~~(cf. 4131 - Staff Development)~~
~~(cf. 4231 - Staff Development)~~
~~(cf. 4331 - Staff Development)~~

As necessary, the district shall also provide counseling, guidance, and support to students who are victims of hate-motivated behavior and to students who exhibit such behavior.

(cf. 6164.2 - Guidance/Counseling Services)

The Superintendent or designee shall ensure that the rules prohibiting hate-motivated behavior and procedures for reporting a hate-motivated incident are provided to students and parents/guardians.

The Superintendent or designee shall provide staff with training on recognizing and preventing hate-motivated behavior and on effectively enforcing rules for appropriate student conduct.

(cf. 4131 - Staff Development)
(cf. 4231 - Staff Development)
(cf. 4331 - Staff Development)

Complaint Process Grievance Procedures

~~Any student who believes he/she is a victim of hate-motivated behavior shall immediately contact the Coordinator for Nondiscrimination/Principal.~~

A student or parent/guardian who believes the student is a victim of hate-motivated behavior is strongly encouraged to report the incident to a teacher, the principal, or other staff member.

Any staff member who is notified that hate-motivated behavior has occurred, observes such behavior, or otherwise becomes aware of an incident shall immediately contact the principal or the compliance officer responsible for coordinating the district's response to complaints and complying with state and federal civil rights laws. As appropriate, he/she shall also contact law enforcement.

(cf. 3515.3 - District Police/Security Department)

(cf. 5145.11 - Questioning and Apprehension by Law Enforcement)

~~Upon receiving such a complaint, the Coordinator/Principal shall immediately investigate the complaint in accordance with school level complaint process/grievance procedures as described in AR 5145.7— Sexual Harassment. A student who has been found to have demonstrated hate-motivated behavior shall be subject to discipline in accordance with law, Board policy, and administrative regulation.~~

Any complaint of hate-motivated behavior shall be investigated and, if determined to be discriminatory, shall be resolved in accordance with law and the district's uniform complaint procedures specified in AR 1312.3 - Uniform Complaint Procedures. If, during the investigation, it is determined that a complaint is about nondiscriminatory behavior, the principal or designee shall inform the complainant and shall take all necessary actions to resolve the complaint.

(cf. 1312.1 - Complaints Concerning District Employees)

(cf. 1312.3 - Uniform Complaint Procedures)

~~(cf. 5131—Conduct)~~

(cf. 5144 - Discipline)

(cf. 5144.1 - Suspension and Expulsion/Due Process)

(cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))

~~(cf. 5145.7— Sexual Harassment)~~

~~Staff who receive notice of hate-motivated behavior or personally observe such behavior shall notify the Coordinator/Principal, Superintendent or designee, and/or law enforcement, as appropriate.~~

~~(cf. 3515.3—District Police/Security Department)~~

~~(cf. 4158/4258/4358—Employee Security)~~

~~As necessary, the district shall provide counseling, guidance, and support to students who are victims of hate-motivated behavior and to students who exhibit such behavior.~~

~~(cf. 6164.2—Guidance/Counseling Services)~~

Legal Reference:

EDUCATION CODE

200-262.4 Prohibition of discrimination

32282 School safety plans
48900.3 Suspension for hate violence
48900.4 Suspension or expulsion for threats or harassment
PENAL CODE
422.55 Definition of hate crime
422.6 Crimes, harassment
CODE OF REGULATIONS, TITLE 5
4600-~~4687~~ ~~4670~~ Uniform ~~c~~Complaint ~~p~~Procedures
4900-4965 Nondiscrimination in elementary and secondary education programs
CODE OF FEDERAL REGULATIONS, TITLE 28
35.107 Nondiscrimination on basis of disability; complaints
CODE OF FEDERAL REGULATIONS, TITLE 34
100.3 Prohibition of discrimination on basis of race, color or national origin
104.7 Designation of responsible employee for Section 504
106.8 Designation of responsible employee for Title IX
110.25 Prohibition of discrimination based on age

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION LEGAL PUBLICATIONS ADVISORIES
Bullying at School, 2003

California Student Safety and Violence Prevention—Laws and Regulations, April 2004

CALIFORNIA OFFICE OF THE ATTORNEY GENERAL PUBLICATIONS

Promoting a Safe and Secure Learning Environment for All: Guidance and Model Policies to Assist California K-12 Schools in Responding to Immigration Issues, April 2018

U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS PUBLICATIONS

Dear Colleague Letter: Harassment and Bullying, October 2010

Dear Colleague Letter: Prohibited Disability Harassment, July 2000

U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS & NATIONAL ASSOCIATION OF ATTORNEYS GENERAL PUBLICATIONS

Protecting Students from Harassment and Hate Crime: A Guide for Schools, 1999

U.S. DEPARTMENT OF JUSTICE PUBLICATIONS

Preventing Youth Hate Crimes: A Guide for Schools and Communities, 1997

WEB SITES

CSBA: <http://www.csba.org>

California Association of Human Relations Organizations: <http://www.cahro.org>

California Department of Education: <http://www.cde.ca.gov>

National Youth Violence Prevention Resource Center: <http://www.safeyouth.org>

California Office of the Attorney General: <http://oag.ca.gov>

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr>

U.S. Department of Justice, Community Relations Service: <http://www.usdoj.gov/ers>

<https://www.justice.gov>

Policy __ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

adopted: July 2, 2013 _____ San Jose, California
Revised: ~~May~~ June 14, 2020

SECOND READING

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

6.09

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **Adopt Resolution 38-19/20, In Support of Digital Access and Inclusion.**

Approve

Submitted by: Hilaria Bauer, Ph.D. Title: Superintendent

To the Board of Trustees:

Meeting:

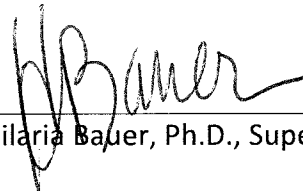
June 11, 2020

Regular Board Meeting

Approve

6.09

Agenda Placement



Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION SCHOOL DISTRICT

**RESOLUTION 38– 19/20
IN SUPPORT OF DIGITAL ACCESS AND INCLUSION**

WHEREAS, closing the digital divide and increasing access to the Internet is vital to the economic prosperity and quality of life for residents in Santa Clara County and throughout California; and

WHEREAS, the Alum Rock Union School District finds and declares that broadband Internet access, including both wired and wireless technologies, is essential to 21st century infrastructure in a digital world and global economy; and

WHEREAS, Santa Clara County is home to the Silicon Valley and is at the center of technology innovation, yet there are persisting broadband connectivity gaps in the county; and

WHEREAS, approximately 30% of students in Santa Clara County have no or limited access to broadband Internet at home and the majority of the students live in low-income households; and

WHEREAS, a key driver of the digital divide is affordability; and

WHEREAS, the Alum Rock Union School District are committed to helping students obtain a high-quality education that incorporates digital literacy; and

WHEREAS, broadband Internet and computing devices at both school and at home are critical teaching and learning tools for academic achievement; and

WHEREAS, schools are implementing distance learning in response to COVID-19 and families need access to vital services such as virtual medicine, applying for benefits and more; and

WHEREAS, the Alum Rock Union School District support digital inclusion as a means to bridge the achievement and homework gaps created by economic disparity; and

WHEREAS, local governments have the opportunity to impact deployment and adoption of broadband internet through its role as a policy leader, planning body, land use approval agency, purchaser consumer of communications equipment and information technology, and a service provider; and

NOW, THEREFORE, BE IT RESOLVED that the Alum Rock Union School District urge local governments to invest in infrastructure to ensure that all residents are connected to the internet.

BE IT FURTHER RESOLVED that Alum Rock Union School District urge local governments to support digital access and inclusion by enabling free or low cost, high-speed, 1 gigabit or faster broadband service in low-income communities, and increasing access to hardware, including tablets and laptops, for low-income residents.

BE IT FURTHER RESOLVED the Alum Rock Union School District urge local, state, and federal governments to identify and complete urgent short-term and long-term infrastructure solutions to address the digital divide for low-income residents.

Ayes _____

Noes _____

Absent _____

Abstain _____

Board of Trustees:

Ernesto Bejarano, President

Corina Herrera-Loera, Vice President

Andrés Quintero, Clerk

Linda Chavez, Member

Dolores Marquez-Frausto, Member

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed, and adopted by the members of the Board of Trustees of the Alum Rock Union Elementary School District at a public meeting of said Board held on June 11, 2020.

Hilaria Bauer, Ph.D., Superintendent

Date

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

6-10

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **Adopt Resolution 39-19/20, Condemning All Discrimination and Racism Ensuring An Inclusion School Enviroment For All Students Regardless of Race, Sexual Orientation, Immigration Status and Other Protected Class.**

Approve

Submitted by: Hilaria Bauer, Ph.D. Title: Superintendent

To the Board of Trustees:

Meeting:

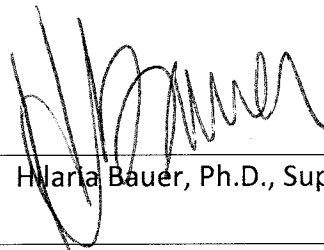
June 11, 2020

Regular Board Meeting

Approve

6-10

Agenda Placement



Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

**A RESOLUTION OF THE BOARD OF ALUM ROCK SCHOOL DISTRICT CONDEMNING
ALL DISCRIMINATION AND RACISM ENSURING AN INCLUSION SCHOOL
ENVIRONMENT FOR ALL STUDENTS REGARDLESS OF RACE, SEXUAL ORIENTATION,
IMMIGRATION STATUS AND OTHER PROTECTED CLASSES**

Resolution #39-19/20

WHEREAS, the Alum Rock School Board is committed to providing all students with an educational experience that provides an inclusive barrier-free environment where all students have access and opportunity to high-quality education; and

WHEREAS, commitment means that success will not be predicted nor predetermined by race, national origin, disability, economic circumstance, mobility, native language, sexual orientation, immigration status, gender identity, or level of proficiency upon entering school; and

WHEREAS, the physical safety and emotional well-being of students, and the assurance that our schools are safe and welcoming all students and their families, is paramount to students being able to achieve; and

WHEREAS, the School Board does not tolerate any form of discrimination, hazing, harassment, intimidation, bullying; cyberbullying, or menacing of students; and

WHEREAS, All Alum Rock School District Staff to maintain an organizational culture that treats students and their families with respect, dignity, and courtesy; and

WHEREAS, Alum Rock School District will take appropriate action to prevent and/or correct conditions, procedures, actions, or decisions, which are unlawful, unethical. Unsafe, disrespectful, disruptive, undignified, or in violation of Board or Administrative Policy.

NOW, THEREFORE, BE IT RESOLVED THAT THE BAORD OF THE ALUM ROCK SCHOOL DISTRICT:

Condemns all discrimination and racism toward the students regardless of race, sexual orientation, immigration status and other protected classes.

Ayes _____

Noes _____

Absent _____

Abstain _____

Board of Trustees:

Ernesto Bejarano, President

Corina Herrera-Loera, Vice President

Andrés Quintero, Clerk

Linda Chavez, Member

Dolores Marquez-Frausto, Member

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed, and adopted by the members of the Board of Trustees of the Alum Rock Union Elementary School District at a public meeting of said Board held on June 11, 2020.

Hilaria Bauer, Ph.D., Superintendent

Date

7.01

Office of Superintendent of Schools


ITEM REQUIRING ATTENTION - BOARD OF TRUSTEES

To the Board of Trustees:

Subject: **Budget Update**

Staff Analysis: Staff will provide an update regarding the fiscal year 2020-21 budget.

****INFORMATION / PRESENTATION****

Approved by: Kolvira Chheng  Title: Assistant Superintendent, Business Services

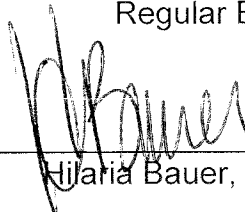
To the Board of Trustees:

Meeting: June 11, 2020
Regular Board Meeting

INFORMATION / PRESENTATION

7.01

Agenda Placement



Hilana Bauer, Ph.D, Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

8.01

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

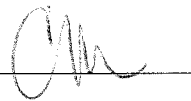
To the Board of Trustees:

Subject: Information Regarding Resignations

Staff Analysis:

Pursuant to Board Policy 4117.2 the Superintendent or her designee has accepted the following resignations.

Submitted by: Carlos Moran



Title: Assistant Superintendent, Human Resources

To the Board of Trustees:

Information Only

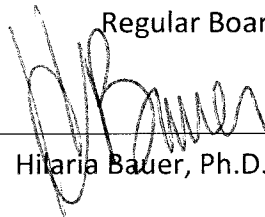
Meeting:

June 11, 2020

Regular Board Meeting

8.01

Agenda Placement



Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

**HUMAN RESOURCES DEPARTMENT
MEETING OF THE BOARD OF TRUSTEES**

June 11, 2020

CLASSIFIED RESIGNATIONS:

I. Resignations:

1. Contreras, Mark Anthony	Tech Support Specialist/ITSS	06/01/2020
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**ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT-
HUMAN RESOURCES DEPARTMENT
MEETING OF THE BOARD OF TRUSTEES**

June 11, 2020

CERTIFICATED RESIGNATIONS:

I. Resignations:

1. Bonemeyer, Diederich	Principal/Adelante Academy II/Arbuckle Elem	06/30/2020
2. Katz, Raquel	Principal/Ryan Elementary	06/30/2020
3. Manzanedo, Maria	Principal/APTITUD Community at Goss	06/30/2020
4. McDowell, Deborah	3/Lyndale Elementary	03/31/2020
5. Serrano, Martha	3-B/Adelante Academy I	06/30/2020

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

8.02

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **Approve Resolution No. 34-19/20 - Recognition of Certificated Retirees**

Staff Analysis:

Alum Rock Union Elementary School District hereby recognizes and wishes to honor the 2020 Certificated Retirees.

Recommendation:

District administration is recommending that the Board of Trustees approve Resolution # 34-19/20.

Submitted by: Carlos Moran



Title: Assistant Superintendent, Human Resources

To the Board of Trustees:

Recommend Approval

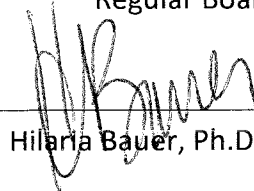
8.02

Agenda Placement

Meeting:

June 11, 2020

Regular Board Meeting



Hilana Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

**ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
BOARD OF TRUSTEES**

RESOLUTION No. 34-19/20

RECOGNITION of 2020 CERTIFICATED RETIREES

WHEREAS, your dedicated daily commitment in exemplifying and modeling the highest of academic standards and instructional practices to the children that have been so very fortunate to have you as their teacher; and

WHEREAS, your daily commitment and passion for the care, nurturing, and well-being of every child you have interacted with through the years; and

WHEREAS, your engaging and inspiring presence and impact that motivated a countless number of Alum Rock children; and

WHEREAS, your many hours of dedication are recognized in; preparing lesson plans, meeting with parents, correcting student essays and homework, attendance at a countless number of faculty meetings, coordinating both parent and student school and classroom activities and fundraisers, nursing and tending to the many endless array of playground scrapes and scratches, the sharing of your wisdom and counseling skills to a host of students and yet and at all times maintaining your cheerful smile, your sense of humor and caring disposition; and

NOW, THEREFORE, BE IT RESOLVED, that the Alum Rock Union Elementary School District hereby recognizes the retirement of the following 2020 certificated retirees and wishes all the happiness in a well-deserved respite in the years ahead:

Anderson, Charlene	Teacher, SDC
Berg, Catherine	Teacher
Garcia, Conrad	Teacher
Jimenez, Anita	Teacher
Reeves, Nannette	Teacher
Schierling, Judith	Teacher
Singleton, Dorothy	Teacher

PASSED AND ADOPTED this 11th day of June 2020, by the Board of Trustees of the Alum Rock Union Elementary School District, County of Santa Clara, State of California.

Ayes_____

Noes_____

Absent_____

Abstain_____

Board of Trustees:

Ernesto Bejarano, President

Corina Herrera-Loera, Vice President

Andrés Quintero, Clerk

Linda Chavez, Member

Dolores Marquez-Frausto, Member

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed, and adopted by the members of the Board of Trustees of the Alum Rock Union Elementary School District at a public meeting of said Board held on June 11, 2020.

Hilaria Bauer, Ph.D., Superintendent

Date

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

8.03

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **Approve Resolution No. 35-19/20 - Recognition of Classified Retirees**

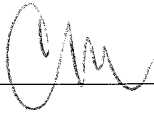
Staff Analysis:

Alum Rock Union Elementary School District hereby recognizes and wishes to honor the 2020 Classified Retirees.

Recommendation:

District administration is recommending that the Board of Trustees approve Resolution # 35-19/20.

Submitted by: Carlos Moran



Title: Assistant Superintendent, Human Resources

To the Board of Trustees:

Recommend Approval

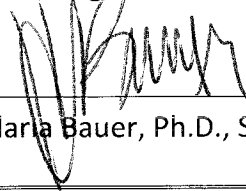
8.03

Agenda Placement

Meeting:

June 11, 2020

Regular Board Meeting



Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

**ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
BOARD OF TRUSTEES**

RESOLUTION No. 35-19/20

RECOGNITION of 2020 CLASSIFIED RETIREES

WHEREAS, your dedicated commitment in exemplifying and modeling the highest of standards and practices in insuring a safe and clean environment for the children enrolled in our schools; and

WHEREAS, your daily commitment and passion for the care and nurturing of the well-being of every child you have interacted with through the years; and

WHEREAS, your engaging and inspiring presence at our schools and grounds insuring the very best learning environment; and

WHEREAS, your many hours of dedication are recognized in; providing valuable services to the schools and students, maintaining our school grounds and classrooms, your commitment in assuring warm and nourishing meals are provided to our students each day and transporting our children to and from school safely each day.

NOW, THEREFORE, BE IT RESOLVED, that the Alum Rock Union Elementary School District hereby recognizes the retirement of the following 2020 classified retirees and wishes all the happiness in a well-deserved respite in the years ahead:

Boznos, Franzia	Senior Accounting Assistant
Flores, Daniel	Director, Maintenance, Operations & Transportation
Lepe, Virginia	Child Nutrition Assistant

PASSED AND ADOPTED this 11th day of June 2020, by the Board of Trustees of the Alum Rock Union Elementary School District, County of Santa Clara, State of California.

Ayes _____ Noes _____ Absent _____ Abstain _____

Board of Trustees:

Ernesto Bejarano, President _____

Corina Herrera-Loera, Vice President _____

Andrés Quintero, Clerk _____

Linda Chavez, Member _____

Dolores Marquez-Frausto, Member _____

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed, and adopted by the members of the Board of Trustees of the Alum Rock Union Elementary School District at a public meeting of said Board held on June 11, 2020.

Hilaria Bauer, Ph.D., Superintendent

Date

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

9.01

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject:

**APPROVAL OF BOARD MEETING MINUTES FOR THE FOLLOWING
DATE:**

- Amended March 12, 2020, Regular Board Meeting

RECOMMEND APPROVAL

Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees:

Meeting:

June 11, 2020

Regular Board Meeting

Recommend Approval

9.01

Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

**APPROVED AMENDED MINUTES
ALUM ROCK ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San Jose, CA 95127**

**MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES
of the Alum Rock Union School District
Held on Thursday, March 12, 2020, 5:30 p.m. at the Alum Rock Union School
District Office Board Room, 2930 Gay Avenue, San Jose, CA 95127
Meeting #12-19/20**

1. OPEN SESSION

1.01 Call to Order/Roll Call/Pledge of Allegiance

President Ernesto Bejarano welcomed everyone in the audience. President Ernesto Bejarano called the Board Meeting to order at 5:40 p.m. followed by Roll Call.

Board Members Present:

Ernesto Bejarano	President	
Corina Herrera-Loera	Vice-President	
Andrés Quintero	Clerk	
Linda Chavez	Member	
Dolores Marquez-Frausto	Member	(absent)

Administrative and Support Staff Members Present:

Dr. Hilaria Bauer	Superintendent
Rene Sanchez	Assistant Superintendent, Instructional Services
Carlos Moran	Assistant Superintendent, Human Resources
Kolvira Chheng	Assistant Superintendent, Business Services
Maribel Carrillo	Sr. Executive Assistant, Superintendent's Office

1. OPEN SESSION *(continued)*

1.01 Call to order/Roll Call/Pledge of Allegiance

President Ernesto Bejarano said there is a quorum and the meeting is being video recorded.

President Ernesto Bejarano said, before starting the meeting, that he would like to read the following statement:

Thank you all for attending during this very unique and serious time with the coronavirus. It is important for all of us to do our part. You can see the seating arrangement has been changed in the Boardroom and the overflow room for everyone to keep a safe distance. The Board commits to transparency in conducting its business to the public and is also mindful of unnecessarily exposing people to the spread of the virus. As Board President, I am making my colleagues and members of the public help conduct this meeting as fast and effectively as possible. The Superintendent has identified several items tonight on the agenda that are not time-sensitive. As part of the next agenda item, the meeting the Board will consider postponing and discussing those items for the next Regular Board Meeting or Special Board Meeting. Also, I am asking my Board colleagues and all members of the public to speak on all items no more than 1 minute for each person. Each item shall have a maximum of 10 minutes for comments. We are implementing these simple measures so we can conduct the district's business very effectively and still allow the public to comment.

President Ernesto Bejarano asked Counsel Rogelio Ruiz if what was discussed is accurate or if there have been any changes.

Counsel Rogelio Ruiz replied that it is accurate. He said the limitations of time are still subject to the Board. He said the Board would need to decide that since these items are already on the agenda.

Clerk Andrés Quintero said to table items 2.01, 4.03, 4.05, 4.06, 6.03, 6.04, 6.05 and 6.06. He said these are the items that Superintendent Bauer suggested to table because they are not time-sensitive.

MOTION #01-12 by Clerk Andrés Quintero to move item 6.01 after 4.01. MOTION #01-12 was seconded by Member Linda Chavez.

Vice-President Corina Herrera-Loera requested to have 11.14 moved up before 6.01 because there are two speakers present who would like to speak on the item.

MOTION #02-12 by Vice-President Corina Herrera-Loera to move item 11.14 before 6.01. MOTION #02-12 was seconded by Member Linda Chavez.

MOTION #02-12 carried with a vote of 4 in favor; no opposition; one absent (Dolores Marquez-Frausto); and no abstention.

2. OPEN SESSION *(continued)*

President Ernesto Bejarano said the change to public comment is because of the situation. He said the Board desires to get the people out of the Boardroom. He commented there will be one minute per comment and two minutes if there is a language need for a maximum of 10 minutes per item.

MOTION #03-12 by Clerk Andrés Quintero to approve the comments stated earlier. MOTION #03-12 was seconded by Member Linda Chavez.

Vice-President Corina Herrera-Loera said she was wondering if there was only one speaker, if additional time would be allowed depending on the speakers, with a maximum time of 10 minutes.

President Ernesto Bejarano replied that the Board would need to ask Counsel Rogelio Ruiz if there could be a change in the speaking time per item.

Counsel Rogelio Ruiz said this is a function on how the Board is going to operate. He said if that is what the Board wants to do, the Board is in their right to do that. He commented the key here is to give a reasonable opportunity.

President Ernesto Bejarano said his thought is that there are people that took the time to come here and speak on other items. He said, unfortunately, the Board is unable to accommodate everyone. He said there will be a minute per person.

President Ernesto Bejarano said there is a motion on the floor to restrict comments to a minute per individual for a total of ten minutes for any particular item.

MOTION #03-12 carried with a vote of 3 in favor; one opposition (Corina Herrera-Loera); one absent (Dolores Marquez-Frausto); and no abstention.

11. CONSENT CALENDAR

11.14 Approve Resolution No. 21-19/20: Dolores Huerta Day-April 10, 2020

President Ernesto Bejarano said he will be calling two speakers at a time to give enough space.

MOTION #04-12 by Vice-President Corina Herrera-Loera to approve Action Item 11.14 as presented. MOTION #04-12 was seconded by Clerk Andrés Quintero.

Vice-President Corina Herrera-Loera said Dolores Huerta is the most prominent Mexican-American labor leader and co-founder of Cesar Chavez United Farm Workers of America. She said they are celebrating a woman leader from our home to our community.

11. CONSENT CALENDAR *(continued)*

Public Comments:

- 1) Wendy Greenfield thanked Superintendent Bauer and the Board Trustees for entertaining this motion. She said she has been an educator for 37 years before retiring from San Jose Unified. She commented she is part of a committee that has been working for months to develop a curriculum for teachers.

President Ernesto Bejarano said he wanted to apologize because of the time constraint due to the circumstances. He said if there is an opportunity when things settle to come back and give a presentation.

- 2) Barbara Lynn said she is a retired teacher from Santa Clara County and supports Dolores Huerta for her 90th birthday. She said she is the only living person to be honored on a state level. She commented Dolores Huerta started her career as a teacher. She said Dolores Huerta started working full time for civil rights and social justice.

MOTION #04-12 carried with a vote of 4 in favor; no opposition; one absent (Dolores Marquez-Frausto); and no abstention.

6. Superintendent/Board Business—Board Discussion And/ Or Action

6.01 Approve Board Member Term Limits of two consecutive four-year terms.

MOTION #05-12 by Vice-President Corina Herrera-Loera to approve for member term limits amended from two to three consecutive term limits.

Clerk Andrés Quintero said the item presented is two four-year terms.

President Ernesto Bejarano asked Counsel Rogelio Ruiz if the motion needs to be discussed as requested or does it need to be agendized.

Counsel Rogelio Ruiz replied there could be that discussion part of this agenda item. He said the agendized item very specifically states two consecutive four-year terms. He said there could be a discussion of what is on the floor, but it has to be on what has been agendized.

MOTION #06-12 by Vice-President Corina Herrera-Loera to approve Action Item 6.01 as presented. MOTION #06-12 was seconded by Clerk Andrés Quintero for the purpose of discussion.

6. Superintendent/Board Business—Board Discussion And/ Or Action *(continued)*

Public Comment:

Public Comment:

- 1) Luis Cardoza thanked the Board for bringing Board Term Limits to the agenda. He said he should have a voice in the process. He said they are the advocates for their children and for that reason everyone is here. He commented the district needs a governance policy to provide quality education. He said currently the district does not have a term limit policy in place.
- 2) Gabriela Cardoza said she is a parent of Alum Rock School District. She said, for the past months, parents have been advocating for a policy for an opportunity. She said Member Linda Chavez had stated that this is an unnecessary expense, but the parents see it as a way to better the system. She said that Member Linda Chavez also said the parents would pay for the cost of having the policy on the ballot. Ms. Cardoza reminded Member Linda Chavez that this has already been paid for by having their children in schools.
- 3) Claudia Cuello said parents want term limits. She asked what the Board is afraid of. She reminded Member Linda Chavez that she is there to represent the parents. She said she is asking for term limits today. She thanked Vice-President Corina Herrera-Loera for supporting this policy and for taking the time to listen. She told Clerk Andrés Quintero that he said, from the beginning, that he did not agree with term limits. But today, she asks that he vote yes on term limits.
- 4) Araceli Sandoval said putting term limits on the 2020 ballot will cost less. She said they want to save as much money now. She said this is the time to vote yes on term limits. She said this will allow voters to vote on term limits.
- 5) Silvia Nolasco thanked the Board for allowing her to address them. She said she wants the term policy. She said last time she heard someone suggest for parents to pay to have the policy on the ballot. She said she feels that it is not fair. She said to let the voter decide.
- 6) Maria Alejandez said she did not understand why her mom attended the Board meetings. She said now she understands because her mom believes their education is a priority. She said she noticed two things from the Board members--they limit the time of her mom and other parents. She said at the last meeting, the Board disrespected many parents and students by not allowing them to speak. She said President Ernesto Bejarano got out of the room without listening. She commented that they need to listen to each other. She said please listen and support parents by saying yes to term limits.

6. Superintendent/Board Business—Board Discussion And/ Or Action *(continued)*

Public Comment:

- 7) Flor De Leon said she is a parent of the district and a coordinator of Empuje. She said parents volunteer in PTA and bring money to their schools. She said to Member Linda Chavez, the money that comes into the district is from our children. She said for those reasons she asks Member Linda Chavez to listen to them. She said the parents are at the Board meeting because they want positive changes. She commented the parents need to be proactive in creating the idea of the term limit policy. She said the management of the district is necessary.
- 1) Delza Gonzalez said she is a parent of this school district. She said the little girl who spoke is her child. She said the reason why she spoke was that she was curious and mad. She said, as a mother, she needs to teach her child how to advocate for herself for her education. She commented that she is standing there to send a message not only to the parents but to their community. She asked the Board to vote yes on term limits and let the voters decide.
- 8) Brenda Zendejas reminded the Board that the community collected signatures. She said she does not understand why the Board will not support term limits. She said she feels that a two-year term limit is enough to show their capacity. She commented if the Board wants to show what they can do for the school Board, they can also do it outside.

Clerk Andrés Quintero said the Board discussed this particular item and he had been very clear on his position. He said he has not changed his position. He said he attended a forum and he was asked about term limits. He said he was very clear with the public there. He commented he does not support two to four-year terms. He said the reason why he does not support them is because the school district would lose its investment. He said training is expensive.

Vice-President Corina Herrera-Loera said she wanted to amend her motion to three consecutive four-year terms. She asked Counsel Rogelio Ruiz if this was appropriate at this time.

Counsel Rogelio Ruiz replied the concern and the issue he has is that it has been agendized for two consecutive four-year terms. He said that would be the appropriate action for today. He said the Board could discuss the motion for term limits. He said the Board could ask the administration to bring this back.

6. Superintendent/Board Business—Board Discussion And/ Or Action *(continued)*

Member Linda Chavez said she does support term limits and she is in favor of term limits. She said she does not support that the district pays for it. She said she is glad that the community wants this. She said the community should put the time and money towards this. She commented that the funds are for the students for their education. She commented that the first speaker said the most important factor is the students and, yes, they are the most important factor. She said the majority of Empuje and Somos asked to put air conditioning at the schools. She said she is in favor of the community doing this but not at the cost of the children's education.

Vice-President Corina Herrera-Loera reminded Member Linda Chavez that, as parents, they all bring a lot of money--more than 81 thousand dollars. She said she was concerned about asking for term limits to be on the agenda, but not for two terms. She commented she was clear that she wanted three consecutive terms. She asked Counsel Rogelio Ruiz if she can pull this item off and brings it for next month.

Counsel Rogelio Ruiz replied that it is appropriate to request a motion to bring it back to the next Board meeting.

President Ernesto Bejarano asked Vice-President Corina Herrera-Loera if she is amending her motion.

Vice-President Corina Herrera-Loera replied, per Counsel Rogelio Ruiz's directive, she is requesting to move this item to next month with the specific wording that she requested, three consecutive four-year term limits.

Counsel Rogelio Ruiz said he believed there was a first and a second on the table. He said under the Robert Rules of Order, there has to be a vote on the motion. He said it is already on the table. If that motion fails, then the Board can make that next motion.

President Ernesto Bejarano said the Board has discussed this item several times. He said he wants to be very transparent to the public why some of the Board members are voting the way they are. He said the Board members who have served past the two-year term limits got reelected by the voting public who knew that they already had served two terms. He said 13 thousand votes says something as well. He commented that research indicates that the more experience Trustees have, the more effective they are and the more collaborative relationships they have to bring resources to the district. He said he certainly understands and appreciates Vice-President Corina Herrera-Loera's attention to the desires of the segments of our community who have specifically requested to have two four-year terms. He commented that, at the same time, there are many thousands of voters who are unable to come to these meetings and many of the voters have a different opinion. He said, as Member Linda Chavez has mentioned, 82 thousand dollars is at the cost of safety at our schools and facilities and at the cost of services for things that are needed for our students at the district. He commented that last month there were two agenda items, the handbook, and strategic plan, with specific instructions by their state audit.

6. Superintendent/Board Business—Board Discussion And/ Or Action *(continued)*

President Ernesto Bejarano said the Board turned it down because the Board said it was too much money. He feels their community should not be forced to choose someone that is on the ballot box. He said he will not support this for those factors.

MOTION #06-12 failed with a vote of 0 in favor; three opposition (President Ernesto Bejarano, Clerk Andrés Quintero and Member Linda Chavez; one absent (Dolores Marquez-Frausto); and one abstention (Vice-President Corina Herrera-Loera).

3. Public Members Who Wish To Address The Board

President Ernesto Bejarano said the Board Meeting may need to be canceled. He asked Counsel Rogelio Ruiz what the directive of the state is. He said people were not complying in the name of safety. He asked Counsel Rogelio Ruiz if the Board needs to cancel the Board Meeting.

Counsel Rogelio Ruiz replied that, at this point, he would ask to have individuals spread apart as far as possible and, once they speak, to have them wait in the lobby area.

President Ernesto Bejarano asked the staff if they are comfortable with the distance proximity by these individuals.

Clerk Andrés Quintero said the governor asked that six feet apart and that is what they are asking the district to do. He commented the district is complying with the state.

Member Linda Chavez said the Board did not make the rules. This is for everyone's safety.

President Ernesto Bejarano said to Counsel Rogelio Ruiz that he was concerned with the current situation. He said it is not about the Board. It is about everyone in the room potentially spreading the virus.

Counsel Rogelio Ruiz replied it would be like any other disruption and President Ernesto Bejarano has the option to recess the meeting. He said to the Board to reorganize the room to make it a safe condition consistent with the governor's order. He said this is the advisory of the public health department in which the governor incorporated in the executive order. He said this is an executive order.

President Ernesto Bejarano asked Counsel Rogelio Ruiz what he meant when he said 'the force of law'.

Counsel Rogelio Ruiz replied it is like law--it supersedes the law for a period of time.

President Ernesto Bejarano asked Counsel Rogelio Ruiz if the district does not keep compliance with the law, does this violate the law or do individuals break the law?

3. Public Members Who Wish To Address The Board *(continued)*

Counsel Rogelio Ruiz replied the district is not compiling a lawful edict from the governor. He said to recess until it is reset and then restart the meeting if you choose to.

President Ernesto Bejarano said at this point, due to the time consideration, for the Board to go to closed session and maximize the time.

Superintendent Bauer said before you take that action, closed session needs to happen in the Boardroom.

President Ernesto Bejarano said the Board will be asking everyone to leave the Boardroom. He said the Board can go to recess and hope that things change or the Board can maximize their time. He said the Board will recess to closed session, clear the room, and come back. He said hopefully, by that time, the Board can move forward.

President Ernesto Bejarano asked AREA President, Ms. Jocelyn Merz, if she could contribute to the facilitation of solving this.

Ms. Jocelyn Merz said she would agree with having a recess and having a discussion with the Board members or canceling the meeting for another day.

Vice-President Corina Herrera-Loera said she is not opposed to having a meeting with Ms. Jocelyn Merz. She said she is concerned about her and her family's health. She wants to follow the social distancing of six feet space.

President Ernesto Bejarano thanked everyone for their comments and he does agree to a recess of five minutes to discuss a solution.

The Board adjourned to recess at 6:44 p.m.

The Board reconvened to Open Session at 6:53 p.m.

Public Comment:

- 1) Female teacher from Aptitud read a letter from a 7th-grade student by the name of Aiden. He said that he wanted everyone to know that Ms. Manzanedo helped him and supported him. He said Ms. Manzandeo told him that whenever he wanted to talk to her, she was there to listen to him.
- 2) Female teacher from Aptitud said she wanted to speak on behalf of the staff of Aptitud. She said there was something seriously wrong with the resignation of the principal of Aptitud. She commented when the principal left, it created confusion with many unsolved questions from family and students. She said she is concerned about her well being.

3. Public Members Who Wish To Address The Board *(continued)*

- 3) Male speaker said he is a tax payor, parent, and teacher at Alum Rock School District. He said if he was a starting teacher, he would be making 59 thousand four hundred dollars annually which would be very low income. He said it is ridiculous to be offered zero from the district.
- 4) Female speaker said employees are at risk of exposure. She said the district should be bringing measures for safety precautions for students to have their temperature taken to see if they have any symptoms.
- 5) Flor De Leon said she is a parent and to finish what the other parent said, there is no soap at the school. She said the Board is only allowing a minute to speak--it does not even give the speaker time to breathe. She asked the Board to also limit themselves. She thanked the Board for moving the closed session to the end of the meeting.
- 6) Dannette Ambrosio, teacher from Lyndale, said she has been teaching for nineteen years. She said the district came to the table and only offered zero--that is unacceptable. She said she teaches a high autistic student without an aid to assist her. She said she shows up to work positive. But after she heard she was worth zero, it is really hard to stay positive.
- 7) Nannette Ruiz said many good teachers should be recognized by the district for their dedication and their hard work. She said each teacher does not feel the value of the district. She commented one of the best things the district can do for the students is to attract quality teachers.
- 8) Sandra Gomez, teacher at Chavez, commented that there are forty-five students in her classroom and they are kinder students. Their health is at risk. She said some of the teachers have underlying health conditions. She said it is unfair while the Board stays protected by six feet.

President Ernesto Bejarano said he wanted to clarify that these are not the Board's rules. He said these are the rules of the State of California. He said the Board is following the public health guidelines.

4. Comments and Communications

4.01 Teamsters

There were no representatives from Teamsters at this time.

4.02 California School Employee's Association (CSEA)

There were no representatives from CSEA at this time.

4. Comments and Communications *(continued)*

4.03 Alum Rock Administrator's (ARAA)

There were no representatives from ARAA at this time.

4.04 Alum Rock Educator's Association (AREA)

Jocelyn Merz, AREA President, thanked President Ernesto Bejarano for adjusting the agenda by having closed session at the end. She said she would like to speak about two top issues affecting both members and students. She commented she would like to start with the coronavirus epidemic. She said there have been many calls and emails from members with concerns. She said she does appreciate very much the input and the information sent out with the district's plan. She commented it does not seem unreasonable to take a proactive approach to disinfectant cleaning at all the schools even if it means hiring crews--whatever it takes. She said this disease is considered a pandemic and California has a state of emergency. She said there was an unwillingness to bring an offer for teachers' benefits after four days of the meeting. The district did not take one step off of zero. She said the teacher compensation for COLA this year was at 2.6%. She asked why the Board thinks it is okay to use a portion of COLA from AREA members for something else. She commented she has spent over 30 years at Alum Rock School District and when she began her 10 years at the district, she was proud to say that Alum Rock School District was the highest-paid district in the county.

4.05 Superintendent

There were no comments.

4.06 Board of Trustees/Communication/Comments

There were no comments

5. Contracts Over \$100,000

5.01 Approve Contract with IT Management Corporation, Replacement of District's Data Center and Main Distribution Frame at Hubbard, George and Sheppard schools, IT Department, \$ 237, 285.48.

**MOTION #07-12 by Clerk Andrés Quintero to approve Action Item 5.01 as presented.
MOTION #07-12 was seconded by Vice-President Corina Herrera-Loera.**

5. Contracts Over \$100,000 (continued)

Superintendent Bauer said that the district will be refunded the money. She asked Director Avtar Gill to tell the Board how much money the district is going to pay.

Mr. Avtar Gill said the total is \$237,285.48 and the district will be reimbursed \$201,266.00. He said the district will only spend \$35,000.85.

MOTION #07-12 carried with a vote of 4 in favor; no opposition; one absent (Dolores Marquez-Frausto); and no abstention.

8. Superintendent/Board Business—Board Discussion And/ Or Action

6.02 Approve Resolution No. 24-19/20: Authorizing Closure of Arbuckle Elementary School and Consolidation with Adelante II Academy.

Public Comment:

1. Camille Llanes-Fontanilla said she thinks that community members and parents know they are going to have to make difficult decisions for the next few years. She asked that the Board reconsider having some kind of open transparent community process. She asked the Board to have an open space or think creatively on how to meet on these critical demands and she hopes to do it in one community.
2. Brenda Zendejas said she feels the lack of transparency with parent involvement. She asked how many community forums were there to discuss the closure of Arbuckle. She asked why Arbuckle and not another school and why in the poorest area.
3. Jocelyn Merz said she was asked to attend the Advisory Committee. She wanted to make it clear that this does not mean that AREA is supporting or endorsing the closure of Arbuckle. She said she would think that the closing is because of the declining enrollment.

MOTION #08-12 by President Ernesto Bejarano to approve Action Item 5.01 as presented for the purpose of discussion. MOTION #08-12 was seconded by Vice-President Corina Herrera-Loera.

8. Superintendent/Board Business—Board Discussion And/ Or Action *(continued)*

Clerk Andrés Quintero said, as a school board, you do not want to shut down schools. He said the circumstances are such that the Board needs to make tough decisions. He said that is why the Board is placed here to make the decision that is going to be solvent and allows the district to move forward. He commented that this is a school his cousins went to and there is history there. He said there was another dual immersion school opened and we moved forward with Adelante II. He said thank God for that site or the district would be shutting down the entire school and the charter schools would be demanding to put their school at that site.

Clerk Andrés Quintero asked if this is time-sensitive and if the Board needs to make a decision now. He said if so, he would like to ask the administration because he wants people to be aware as to why this decision needs to be made. He said he is not excited about this, but he needs to make a decision and cast his vote which he feels would allow the district to operate.

Superintendent Bauer replied that this is a time-sensitive issue because the district needs to notify the teachers where they are going to be next school year to follow the bargaining unit agreement.

Clerk Andrés Quintero said, at this point, the exploration phase is out. He said Superintendent Bauer said it was time-sensitive and now he can explore that.

Superintendent Bauer said, as the Superintendent, that is her recommendation. She did not sign up to close schools. She said she understands what Clerk Andrés Quintero is saying. She said Arbuckle has 120 students with 5 teachers. She said this prolongs what needs to happen and it is not the best thing for the students.

Vice-President Corina Herrera-Loera said she agrees with the comments made by Clerk Andrés Quintero. She said she is one of the parents that opened up Adelante II. She said she agrees that this is a tough decision to make; however, she wants to make it clear that the doors are not being shut completely. She asked Superintendent Bauer if the students are allowed to go to Adelante II to get the bilingual part of schooling there.

Superintendent Bauer said absolutely and that there are a good number of families from Arbuckle already attending Adelante II.

Vice-President Corina Herrera-Loera said, as parents, they have choices to make and the district cannot force them.

President Ernesto Bejarano said that Superintendent Bauer has addressed the impact on the staff. He asked what efforts were made on the current status of Arbuckle and what was done to make it work with the school.

8. Superintendent/Board Business—Board Discussion And/ Or Action *(continued)*

Superintendent Bauer replied that she has updated the Board several times and then the impact on English learning families. She said there has been an increase in charter school's presence within walking distance.

President Ernesto Bejarano asked what the plan is, roughly, twelve to eighteen months from now in terms of transition. He said Superintendent Bauer already spoke about teachers and asked if families have a choice.

Superintendent Bauer replied that there was a meeting with the parents at Arbuckle. She said she was waiting for the follow-up meeting after the Board makes a decision. She said parents have already been told they can choose any school within Alum Rock School District. She said parents can choose what school they want their kids to attend and they will not be turned away.

President Ernesto Bejarano said he heard Superintendent Bauer say that Adelante II is an option. He said he did receive a couple of emails and he needs to ask a question on behalf of those emails. The parents do have the option of attending Adelante II, but what are the parameters of which schools they can choose from. He asked if there a requirement of testing as a potential ability to choose Arbuckle II.

Superintendent Bauer replied that dual immersion programs have certain guidelines. She said the test is designed where TK and Kinder are not required for testing. She said for grades 1st to 5th, there is a test requirement.

Clerk Andrés Quintero said some folks come out to the Board meetings. He said he does understand the passion that they feel because it is not something he wants to do. He commented there are also folks posting things on social media and, at the same time, they are out there making decisions to push the charter agenda. He said those are the people that are choking the life out of the public schools. He commented this is not directed at anyone in particular. This is directed to folks here advocating for these organizations.

President Ernesto Bejarano said his decision is based on the information given. He said the Board does not like to make these decisions. He said he likes to make them with all the available information.

MOTION #08-12 carried with a vote of 4 in favor; no opposition; one absent (Dolores Marquez-Frausto); and no abstention.

7. Instructional Services

7.01 Approve Board Policy 5145.7, Sexual Harassment (Student), Second Reading.

MOTION #09-12 by Clerk Andrés Quintero to approve Action Item 7.01 as presented. MOTION #09-12 was seconded by Vice-President Corina Herrera-Loera.

MOTION #09-12 carried with a vote of 4 in favor; no opposition; one absent (Dolores Marquez-Frausto); and no abstention.

7.02 Approve Board Policy 5131.62, Tobacco (Use Prevention Education Program), Second Reading.

MOTION #10-12 by Clerk Andrés Quintero to approve Action Item 7.02 as presented. MOTION #10-12 was seconded by Vice-President Corina Herrera-Loera.

MOTION #10-12 carried with a vote of 4 in favor; no opposition; one absent (Dolores Marquez-Frausto); and no abstention.

7.03 Approve Amended Board Policy 3513.3, Tobacco-Free Schools, Second Reading.

MOTION #11-12 by Clerk Andrés Quintero to approve Action Item 7.03 as presented. MOTION #11-12 was seconded by Member Linda Chavez.

MOTION #11-12 carried with a vote of 4 in favor; no opposition; one absent (Dolores Marquez-Frausto); and no abstention.

8. Business

8.01 Approve Second Interim Financial Report.

Assistant Superintendent Kolvira Chheng had a PowerPoint presentation regarding the Second Interim Financial Report and the highlights are as follows:

Key Assumptions – MYP - Unrestricted General Fund

Revenues

- Prior year P-2 ADA for District's LCFF calculation due to declining enrollment
- Current Year ADA for Aptitud's LCFF calculation
- COLA based on DOF's recommendation
- Remove one-time funds in out years
- COLA based on DOF's recommendation
- Remove one-time funds in out years

8. Business *(continued)*

Expenditures

- Increase Step and Column for all three years
- Increase STRS and PERS rates for all three years
- Increase contribution for Special Education Program for all three years
- Meet 3% Contribution Requirement to Routine Restricted Maintenance Account (RRMA) for all three years

For 2019-20:

- Starting in 2019-20, 3% salaries increase for all employees retroactive to FY 2018-19 Starting in 2019-20, savings of \$380K from unfilled vacancies (Coordinator = 1 FTE, Classified Mgmt. = 1FTE and Classified = 1 FTE)

For 2020-21:

- Starting in 2020-21, back-out amount paid in 2019-20 for 3% salaries increase for FY 2018-19
- Savings in 2020-21 for 30 certificated FTEs at an average salary of \$85K to align with declining enrollment
- Starting in 2020-21, savings for 3.2 FTEs Coordinator =\$457K and 1 FTE Director II = \$197K, to be funded with various grants
- For 2021-22:
- Savings in 2021-22 for 20 certificated FTEs at an average salary of \$85K to align with declining enrollment
- Unspecified reduction of \$780K in 2021-22 to be determined by Budget Adoption for FY 2020-21

Superintendent Bauer said non reelects are not counted here adding enrollment. She said it is the district's goal to have those thirty non reelects, but they need to figure out how many students are coming back. She said, in the name of transparency, she wants everyone to know if the district has the good fortune of bringing enough students so the district will need more teachers, then there will need to be cut in other areas.

President Ernesto Bejarano asked if the thirty FTEs that the Board is speaking about go to the \$780K that Assistant Superintendent Chheng mentioned.

Assistant Superintendent Chheng replied that it is at the on top of the \$780K. He said for next year's budget, the district is reducing 30 certificated positions and for the year 20/21, the district is reducing 20 certificated positions for a total of 50. He said the district needs to come up with \$780K.

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8. Business *(continued)*

President Ernesto Bejarano asked what the strategy will be or what thoughts will be addressed.

Assistant Superintendent Chheng said the district brought those cuts last year, the same principle will be applied. He said the district will try to keep away from the classroom as best as possible.

President Ernesto Bejarano asked what the projection is in enrollment. He said he is wondering how the district figures that out. He said for the past couple of years it was underestimated.

Assistant Superintendent Chheng replied this is based on 3% baseline. He said what is not showing in the report is the number of T4 students the district serves. He said this is a challenge in terms of enrollment projection.

Superintendent Bauer said if the district would say to cut the T4's, the district would have less enrollment. She said it is important for the district to continue the early learning program because families need it.

President Ernesto Bejarano said, in the short term, those numbers are not counting for the district. But the idea is that the district keeps them because those students will stay with the district.

Clerk Andrés Quintero said the district made all these cuts and teachers are no longer there. He said this is a safer approach and there are more tough choices for the Board.

Vice-President Corina Herrera-Loera said the district will be getting money from the preschool the following 20/21 year. She said the district is thinking forward with creative ideas and is planning ahead versus waiting for that year.

Superintendent Bauer thanked Vice-President Corina Herrera-Loera for her question. She said what is not seen here in the budget is approximately ten thousand dollars bringing in partnerships to provide services. She commented if the district did not have those partnerships that Vice-President Corina Herrera-Loera spoke of, the district would not have the family resource centers. She said to the Board that the district is always seeking those types of partnerships.

Vice-President Corina Herrera-Loera said she does not discount anything the district is doing. She said she has been a witness to a lot of it. She thanked the staff for everything they do.

8. Business *(continued)*

Public Comment:

- 1) Camille Llanes-Fontanilla said, as a school board that has adopted the resolution to support schools and communities, she thinks this is a good time to strategize as one community. She said, on behalf of her organization, she would like to work with the district to work out a plan.

Clerk Andrés Quintero said he knows the district is in the middle of negotiations and he does not intend to negotiate in public. He said, at some point, the Board needs to provide direction. He said this Board needs to make tough choices. He said the Board could direct staff and the Board can incorporate a motion to begin to explore a process in which the Board can go ahead and start getting public input.

President Ernesto Bejarano asked Clerk Andrés Quintero if he is saying to go above and beyond the Budget Committee.

Clerk Andrés Quintero replied yes.

President Ernesto Bejarano asked Clerk Andrés Quintero what the difference is on what he is proposing.

Clerk Andrés Quintero replied this would be for a broader base group if stakeholders beyond a subcommittee more of a proactive effort. He said this would involve more people than the subcommittee. He said the idea would be temporary to give input.

President Ernesto Bejarano said if it was a kind of relook and refresh Budget Committee to allow a more accessible ability and input.

Clerk Andrés Quintero replied it would be a temporary subcommittee, part of another entity. He said this would establish a timeframe and seek input from the community and stakeholders in order to incorporate as much information as possible.

Vice-President Corina Herrera-Loera said she agrees to have an outside subcommittee and to have two Board members bring back recommendations to the Board.

Member Linda Chavez said she we should first start with all of the stuff that was done at the LCAP and everything that the people at the LCAP said and then, I'm sure the district is compiling all the information, Right? and so once we get that-because there was a lot of different stakeholders there. An then we can go from there. And then that's a good idea to maybe do a subcommittee, if somebody wants to take that on, but I think we should also follow what we already started with the LCAP, Because, there was a lot of concerned parents there. That were there giving a lot of input and you know we haven't brought that to the board yes, the district hasn't brought, but I look forward to seeing all that and then- I don't know, how many were able to attend the LCAPS?

8. Business *(continued)*

Member Linda Chavez said but there was a lot of parent involvement there, from a lot of different schools. There was 3 LCAPS, 2 in which I was in attendance of.

Superintendent Bauer informed the Board that they received the information on the LCAP that they can peruse.

Clerk Andrés Quintero said the reason why he brought this up was that the Board brought this information to the public. He said the district is facing tough challenges right now.

President Ernesto Bejarano said, in the interest of time for tonight, to do this offline and for next month.

Clerk Andrés Quintero said he is sure the staff gathered the information discussed with the idea that it came from the Board.

President Ernesto Bejarano asked if everything Clerk Andrés Quintero described is a direction for the staff to look into--to start to take action in that direction.

Member Linda Chavez said she would like to see the focus on that if Board needs to add it.

Vice-President Corina Herrera-Loera said it is important to get data from the parents. She commented that what was stated is a possible summit.

Superintendent Bauer said the information provided from the LCAP item 7.04 was given to the Board and has the input of the stakeholders. She commented if the Board needs a formal presentation, the staff would be happy to do that.

Vice-President Corina Herrera-Loera said she appreciated the clarification. She wants to be able to sit with the stakeholders and go over the data. She said the stakeholders may have it or they may not have it.

Superintendent Bauer said this was provided to the stakeholders.

Vice-President Corina Herrera-Loera said staff would break it down to the stakeholders and community to get their input. She said then the Board can move forward towards the future.

Member Linda Chavez said there are too many chiefs.

Clerk Andrés Quintero said the point is to bring a professional option to staff, hear the desires of the community, and go ahead and make a decision in order to move forward.

MOTION #12-12 by Clerk Andrés Quintero to approve Action Item 8.01 as presented.
MOTION #12-12 was seconded by Vice-President Corina Herrera-Loera.

9. Board / Facilities

MOTION #12-12 carried with a vote of 4 in favor; no opposition; one absent (Dolores Marquez-Frausto); and no abstention.

9.01 Update on Request for Proposal (RFP) for Program Management.

Assistant Superintendent Chheng said that he prepared a memo that is in the Board's folder. He said he wanted to highlight that the key date is March 17, 2020. He said he would like to ask the Board to do a proposal.

Vice-President Corina Herrera-Loera asked if the process could be the same that was done for counsel.

President Ernesto Bejarano asked Assistant Superintendent Chheng if he needs the direction of the Board or if the Board needs to do something.

Superintendent Bauer replied that the Board has given direction before and staff can follow the direction as they did before.

Member Linda Chavez said she remembers Rehon & Roberts said when selecting lawyers, the Board needs to be concise.

President Ernesto Bejarano said the Board appreciates the feedback. He said the process was thorough and well thought out.

Clerk Andrés Quintero agreed that he also liked the process and that it allowed the public to see what was going on.

Vice-President Corina Herrera-Loera said, considering where the Board has been, the Board needs to have the process that way.

Member Linda Chavez said there were a lot of firms. She asked if the Board could have it in a way that the staff could reduce the number of people that apply--depending on how many people apply.

President Ernesto Bejarano said the finalist should come before the Board.

Member Linda Chavez asked if there is a number of applicants now.

Superintendent Bauer said the deadline is March 17. She said they can keep monitoring it and work with Board President.

Assistant Superintendent Chheng said most applicants wait till the last minute. He said the applicants are going through the documents and finalizing them.

9. Board / Facilities

Clerk Andrés Quintero said there are other districts where the administration has only two candidates and pick one. He said this is the way the Board wants it.

President Ernesto Bejarano said if the applicants meet the minimum standard of the application, they are in that pool. He commented that some applicants do not meet the standard requirements and they can be weeded out.

Superintendent Bauer said the staff will be happy to bring everybody who meets the criteria. She said the process will be very transparent for the entire Board and stakeholders.

President Ernesto Bejarano said if someone meets the minimum qualifications, he would want them in front of him in order to see what they can offer.

10. Human Resources

10.01 Information Regarding Resignations

11. CONSENT CALENDAR

There was a consensus from the Board to combine and take action on Agenda Items 11.02, 11.03, 11.04, 11.05, 11.06, 11.07, 11.08, 11.09, 11.10, 11.12, and 11.13.

President Ernesto Bejarano asked to pull Agenda Item 11.01 Approve Board Meeting Minutes for the following dates: (1) June 13, 2019, Amended Minutes for Regular Board Meeting and (2) February 13, 2020, Regular Board Meeting to be discussed separately.

Member Linda Chavez asked to pull Agenda Item 11.15 Approve Resolution No. 19/20: Public School Volunteer Week- April 20-24, 2020 to be discussed separately.

11.02 Approve Acceptance of Donations

11.03 Approve Fundraising Activities.

11.04 Approve Acceptance of Vendor & Payroll

11.05 Acceptance of Enrollment/Attendance Report for Month 6 (January 20, 2020 thru February 14, 2020).

11.06 Approve the Santa Clara County Treasury Investment Portfolio Status.

11.07 Approve/Ratify Notices of Employment and Changes of Status March 12, 2020/Human Resources Department

11.08 Approve School-sponsored Field Trip List.

11.09 Approve School Accountability Report Cards (SARC)

11.10 Approve Resolution No. 19-19/20: California Public School Months- April 2020

11. CONSENT CALENDAR *(continued)*

11.11 Approve Resolution No. 20-19/20: Public School Volunteer Week- April 20-24, 2020

11.12 Approve Contracts for Professional Services – Firms/Organizations

11.13 Approve Memorandum(s) of Understanding(s)

MOTION #13-12 by Clerk Andrés Quintero to approve Agenda Items, 11.02, 11.03, 11.04, 11.05, 11.06, 11.07, 11.08, 11.09, 11.10, 11.11, 11.12 and 11.13, as presented with the expectation of 11.01.. MOTION #13-12 was seconded by Vice-President Corina Herrera-Loera.

AMENDED MOTION #14-12 by Clerk Andrés Quintero to approve Agenda Items, 11.02, 11.03, 11.04, 11.05, 11.06, 11.07, 11.08, 11.09, 11.10, 11.12 and 11.13, as presented with the expectation of 11.01 & 11.11. MOTION #14-12 was seconded by Vice-President Corina Herrera-Loera.

MOTION #14-12 carried with a vote of 4 in favor; no opposition; one absent(Dolores Marquez-Frausto); and no abstention.

11.01 Approve Board Meeting Minutes for the following dates: (1) June 13, 2019, Amended Minutes for Regular Board Meeting and (2) February 13, 2020, Regular Board Meeting.

President Ernesto Bejarano said he will send the edits to Senior Executive Assistant Maribel Carrillo.

Member Linda Chavez said she will also send edits to Senior Executive Assistant Maribel Carrillo.

Counsel Rogelio Ruiz said item 11.01 consists of separate items of amended minutes of June 13, 2019, and the other is February 13, 2020, Regular Board Meeting. He asked if the Board had questions on both meeting minutes, if they are he said he is happy to answer them.

MOTION #15-12 by Member Linda Chavez to approve the Amended Minutes of June 13, 2019 as presented. MOTION #15-12 was seconded by Vice-President Corina Herrera-Loera.

MOTION #15-12 carried with a vote of 4 in favor; no opposition; one absent(Dolores Marquez-Frausto); and no abstention.

11. CONSENT CALENDAR *(continued)*

11.11 Approve Resolution No. 19/20: Public School Volunteer Week- April 20-24, 2020.

Member Linda Chavez asked if school volunteer week is at the Mexican Heritage Plaza. She asked what the district does.

Superintendent Bauer replied the district celebrates all the volunteers at all the schools.

MOTION #16-12 by Member Linda Chavez to approve Action Item 11.11 as presented. MOTION #16-12 was seconded by Clerk Andrés Quintero.

MOTION #16-12 carried with a vote of 4 in favor; no opposition; one absent (Dolores Marquez-Frausto); and no abstention.

12. Closed Session

12.01 Announcement and Public Comments Regarding Items to be Discussed In Closed Session

President Ernesto Bejarano announced the items that would be discussed in Closed Session. There were no public comments from the audience at this time.

2.02 Recess To Closed Session: The Board will recess to Closed Session at approximately 8:23 p.m. Open session will resume approximately 1 ½ hours after the start of Closed Session.

President Ernesto Bejarano announced that the Board would reconvene to Open Session in approximately 1 ½ hours. The Board adjourned to Closed Session at 8:23 p.m.

13. RECONVENE TO OPEN SESSION

13.01 Call to Order / Roll Call

The Board reconvened to Open Session at 9:59 p.m. President Ernesto Bejarano welcomed everyone and took a second Roll Call in which all Board Members were present with the exception of Member Dolores Marquez-Frausto. There was a quorum.

13. RECONVENE TO OPEN SESSION *(continued)*

Superintendent Bauer reported that the Board took the following actions:

12.04 Board approved the final settlement agreement with parents of student B. Rios with a payment of \$1,750.00 for legal fees and \$3,500.00 for Academic Services. The Board voted 3-2 (Member Linda Chavez voting no and Member Dolores Marquez-Frausto absent).

12.05 CTG Construction submitted its claim for damages to the District. The Board voted 4-1 (Member Dolores Marquez-Frausto absent) voted to reject the claim from CTG Construction.

Superintendent Bauer reported that there was no other action to report at this time.

14. RECEIVE REPORTS

There were none.

15. FUTURE BOARD AGENDA REQUESTS

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

Vice-President Corina Herrera-Loera requested to have the member term limits 3 consecutive four-year terms to be placed on the April 2020 agenda.

16. ADJOURNMENT

15.01 President Adjourns the Meeting

President Ernesto Bejarano adjourned the meeting at 10:15 p.m.

Respectfully submitted,

Andrés Quintero, Board Clerk
mc

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

9.02

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: Approve Teamsters, Supervisory and Management/Confidential Calendars, 2020-2021

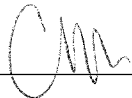
Staff Analysis:

District administration met with Teamsters, Supervisory and Management/Confidential groups to develop coordinated calendars for the 2020-2021 school year.

Recommendation:

District administration is recommending that the Board of Trustees approve the 2020-2021 calendars.

Submitted by: Carlos Moran



Title: Assistant Superintendent, Human Resources

To the Board of Trustees:

Meeting:

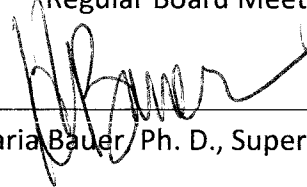
June 11, 2020

Recommend Approval

Regular Board Meeting

9.02

Agenda Placement



Hilaria Bauer / Ph. D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

TEAMSTERS 2020-2021

JULY				
M	T	W	TH	F
		1	2	3
6	7	8	9	10
13	14	15	16	17
20	21	22	23	24
27	28	29	30	31

7/3 Fourth of July

JANUARY				
M	T	W	TH	F
				1
4	5	6	7	8
11	12	13	14	15
18	19	20	21	22
25	26	27	28	29

1/1 New Year's Day

1/18 MLK

AUGUST				
M	T	W	TH	F
3	4	5	6	7
10	11	12	13	14
17	18	19	20	21
24	25	26	27	28
31				

FEBRUARY				
M	T	W	TH	F
1	2	3	4	5
8	9	10	11	12
15	16*	17*	18*	19
22	23	24	25	26

2/15 President's Day

SEPTEMBER				
M	T	W	TH	F
	1	2	3	4
7	8	9	10	11
14	15	16	17	18
21	22	23	24	25
28	29	30		

9/7 Labor Day

MARCH				
M	T	W	TH	F
1	2	3	4	5
8	9	10	11	12
15	16	17	18	19
22	23	24	25	26
29	30	31		

OCTOBER				
M	T	W	TH	F
			1	2
5	6	7	8	9
12*	13	14	15	16
19	20	21	22	23
26	27	28	29	30

for 9.5/10 month

APRIL				
M	T	W	TH	F
			1	2
5*	6* NWD	7* NWD	8* NWD	9* NWD
12	13	14	15	16
19	20	21	22	23
26	27	28	29	30

4/2 Cesar Chavez (Observed)

4/5 - Spring Break

4/6 - 4/9 Non-work Days
for 9.5/10 month

NOVEMBER				
M	T	W	TH	F
2	3	4	5	6
9	10	11	12	13
16	17	18	19	20
23*	24*	25*	26	27
30				

11/11 Veteran's Day

11/26 Thanksgiving Day


MAY				
M	T	W	TH	F
3	4	5	6	7
10	11	12	13	14
17	18	19	20	21
24	25	26	27	28
31				


5/31 Memorial Day

DECEMBER				
M	T	W	TH	F
	1	2	3	4
7	8	9	10	11
14	15	16	17	18
21*	22*	23*	24	25
28	29	30	31	

12/25 Christmas Day


JUNE				
M	T	W	TH	F
	1	2	3	4
7	8	9	10	11
14	15	16	17	18
21	22	23	24	25
28	29	30		


 Legal Holiday


 Local Holiday

 Students Not In Attendance

 Starting/Ending Dates for Students

 1st & Last Day for CNA I (180 Days)

 1st & Last Day for CNA II (181 Days)

 1st & Last Day for Bus Drivers (186 Days)

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT SUPERVISORY 2020-2021

JULY				
M	T	W	TH	F
		1	2	3
6	7	8	9	10
13	14	15	16	17
20	21	22	23	24
27	28	29	30	31

7/3 Fourth of July

JANUARY				
M	T	W	TH	F
				1
4	5	6	7	8
11	12	13	14	15
18	19	20	21	22
25	26	27	28	29

1/1 New Year's Day

1/18 MLK

AUGUST				
M	T	W	TH	F
3	4	5	6	7
10	11	12	13★	14
17	18	19	20	21
24	25	26	27	28
31				

FEBRUARY				
M	T	W	TH	F
1	2	3	4	5
8	9	10	11	12
15	16*	17*	18*	19
22	23	24	25	26

2/15 President's Day

SEPTEMBER				
M	T	W	TH	F
	1	2	3	4
7	8	9	10	11
14	15	16	17	18
21	22	23	24	25
28	29	30		

9/7 Labor Day

MARCH				
M	T	W	TH	F
1	2	3	4	5
8	9	10	11	12
15	16	17	18	19
22	23	24	25	26
29	30	31		

OCTOBER				
M	T	W	TH	F
			1	2
5	6	7	8	9
12*	13	14	15	16
19	20	21	22	23
26	27	28	29	30

10/12 Non-work Day
for 10 month

APRIL				
M	T	W	TH	F
			1	2
5*	6*	7*	8*	9*
12	13	14	15	16
19	20	21	22	23
26	27	28	29	30

4/2 Cesar Chavez (Observed)

4/5 - 4/9 Spring Break

NOVEMBER				
M	T	W	TH	F
2	3	4	5	6
9	10	11	12	13
16	17	18	19	20
23*	24*	25*	26	27
30				

11/11 Veteran's Day

11/26 Thanksgiving Day





MAY				
M	T	W	TH	F
3	4	5	6	7
10	11	12	13	14
17	18	19	20	21
24	25	26	27	28
31				

5/31 Memorial Day

DECEMBER				
M	T	W	TH	F
	1	2	3	4
7	8	9	10	11
14	15	16	17	18
21*	22*	23*	24	25
28*	29*	30*	31	

12/25 Christmas Day

JUNE				
M	T	W	TH	F
	1	2	3	4
7	8	9	10★	11
14	15	16	17	18
21	22	23	24	25
28	29	30		

	Legal Holiday
	Local Holiday
	Students Not In Attendance
	Starting/Ending Dates for Students

★	1st & Last Day for Kitchen/Satellite Supervisors (185 Days)
	12 Month Supervisor Work Year = 225 Days
	10 Month Supervisor Work Year = 185 Days

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT MANAGEMENT-CONFIDENTIAL 2020-2021

JULY				
M	T	W	TH	F
		1	2	3
6	7	8	9	10
13	14	15	16	17
20	21	22	23	24
27	28	29	30	31

7/3 Fourth of July

JANUARY				
M	T	W	TH	F
				1
4	5	6	7	8
11	12	13	14	15
18	19	20	21	22
25	26	27	28	29

1/1 New Year's Day

1/18 MLK

AUGUST				
M	T	W	TH	F
3	4	5	6	7
10	★ 11	■ 12	■ 13	✦ 14
✦ 17	★ 18	19	20	21
24	25	26	27	28
31				

FEBRUARY				
M	T	W	TH	F
1	2	3	4	5
8	9	10	11	12
15	16*	17*	18*	19
22	23	24	25	26

2/15 President's Day

SEPTEMBER				
M	T	W	TH	F
	1	2	3	4
7	8	9	10	11
14	15	16	17	18
21	22	23	24	25
28	29	30		

9/7 Labor Day

MARCH				
M	T	W	TH	F
1	2	3	4	5
8	9	10	11	12
15	16	17	18	19
22	23	24	25	26
29	30	31		

OCTOBER				
M	T	W	TH	F
			1	2
5	6	7	8	9
■ 12	13	14	15	16
19	20	21	22	23
26	27	28	29	30

APRIL				
M	T	W	TH	F
			1	2
5*	6*	7*	8*	9*
12	13	14	15	16
19	20	21	22	23
26	27	28	29	30

4/2 Cesar Chavez (Observed)

4/5 - 4/9 Spring Break

NOVEMBER				
M	T	W	TH	F
2	3	4	5	6
9	10	11	12	13
16	17	18	19	20
23*	24*	25*	26	27
30				

11/11 Veteran's Day

11/26 Thanksgiving Day

MAY				
M	T	W	TH	F
3	4	5	6	7
10	11	12	13	14
17	18	19	20	21
24	25	26	27	28
31				

5/31 Memorial Day

DECEMBER				
M	T	W	TH	F
	1	2	3	4
7	8	9	10	11
14	15	16	17	18
21*	22*	23*	24	25
28*	29*	30*	31	

12/25 Christmas Day

JUNE				
M	T	W	TH	F
	1	2	3	4
7	★ 8	9	10	11
14	15	16	17	18
21	22	23	24	25
28	29	30		

Legal Holiday

Local Holiday

* Students Not in Attendance

Starting/Ending Dates for Students

✦ Mandatory Teacher Work Days

■ Teacher Professional Development Days

★ New Teacher Institute

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

9.03

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: Approve CSEA Calendar, 2020-2021

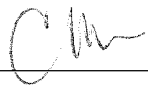
Staff Analysis:

District administration met with CSEA to develop a coordinated calendar for the 2020-2021 school year.

Recommendation:

District administration is recommending that the Board of Trustees approve the CSEA 2020-2021 calendar.

Submitted by: Carlos Moran



Title: Assistant Superintendent, Human Resources

To the Board of Trustees:

Recommend Approval

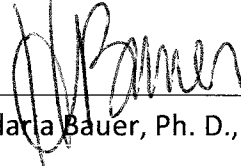
9.03

Agenda Placement

Meeting:

June 11, 2020

Regular Board Meeting



Hilaria Bauer, Ph. D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

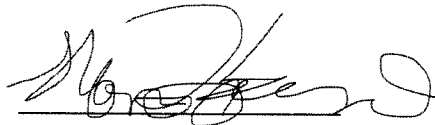
Approved: _____ Not Approved: _____ Tabled: _____

Memorandum of Understanding
between
California School Employees Association, Chapter 305
and,
Alum Rock Union School District
June 5, 2020

The purpose of this Memorandum of Understanding (MOU) is to memorialize the parties agreement regarding the 2020/2021 work calendar.

1. The parties have agreed to the 2020/2021 work calendar. See attached.

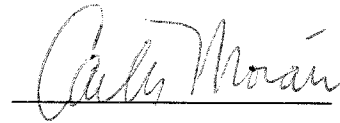
CSEA:







District:



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

CSEA 2020-2021

JULY				
M	T	W	TH	F
		1	2	3
6	7	8	9	10
13	14	15	16	17
20	21	22	23	24
27	28	29	30	31

7/3 Fourth of July

JANUARY				
M	T	W	TH	F
				1
4	5	6	7	8
11	12	13	14	15
18	19	20	21	22
25	26	27	28	29

1/1 New Year's Day

1/18 MLK

AUGUST				
M	T	W	TH	F
3	4	5	6	7
10	11	12	13	14
17	18	19	20	21
24	25	26	27	28
31				

8/6 Admin. Asst. Training

8/7 Office Asst. Training

8/17 Paraeducator In-service

FEBRUARY				
M	T	W	TH	F
1	2	3	4	5
8	9	10	11	12
15	16*	17*	18*	19
22	23	24	25	26

2/15 President's Day

SEPTEMBER				
M	T	W	TH	F
	1	2	3	4
7	8	9	10	11
14	15	16	17	18
21	22	23	24	25
28	29	30		

9/7 Labor Day

MARCH				
M	T	W	TH	F
1	2	3	4	5
8	9	10	11	12
15	16	17	18	19
22	23	24	25	26
29	30	31		

OCTOBER				
M	T	W	TH	F
			1	2
5	6	7	8	9
12*	13	14	15	16
19	20	21	22	23
26	27	28	29	30

10/12 Non-work day
for 9.5/10 month

APRIL				
M	T	W	TH	F
			1	2
5*	6*	7* NWD	8* NWD	9* NWD
12	13	14	15	16
19	20	21	22	23
26	27	28	29	30

4/2 Cesar Chavez (Observed)

4/5 - 4/6 Spring Break

4/7 - 4/9 Non-work Days
for 9.5/10 month

NOVEMBER				
M	T	W	TH	F
2	3	4	5	6
9	10	11	12	13
16	17	18	19	20
23*	24*	25*	26	27
30				

11/11 Veteran's Day

11/26 Thanksgiving Day





MAY				
M	T	W	TH	F
3	4	5	6	7
10	11	12	13	14
17	18	19	20	21
24	25	26	27	28
31				





5/31 Memorial Day

DECEMBER				
M	T	W	TH	F
	1	2	3	4
7	8	9	10	11
14	15	16	17	18
21*	22*	23*	24	25
28	29	30	31	

12/25 Christmas Day

JUNE				
M	T	W	TH	F
	1	2	3	4
7	8	9	10	11
14	15	16	17	18
21	22	23	24	25
28	29	30		

	Legal Holiday
	Local Holiday
	Students Not In Attendance
	Starting/Ending Dates for Students

	1st & Last Day for School Admin. Asst.'s
	1st & Last Day for School Office Asst.'s
	Clerical In-service
	Paraeducator In-Service / 1st Day

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

9.04

2930 Gay Avenue
San Jose, CA 95127

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF TRUSTEES

To the Board of Trustees:

Subject : **CONTRACTS FOR PROFESSIONAL SERVICES – FIRMS/ORGANIZATIONS**

Staff Analysis:

The following contracts for professional services are being presented to the Board of Trustees for review and approval.

Recommendation:

Staff recommends approval of the following contracts for professional services on the attached sheets.
Contract details are on file in the Purchasing Office.

Prepared by: Maria Martinez M.M. Title: Procurement Manager

Approved by: Kolvira Chheng KC Title: Assistant Superintendent of Business Services

To the Board of Trustees:

Meeting: June 11, 2020

Recommend Approval

Regular Board Meeting

9.04

Agenda Placement

Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____

Seconded by: _____

Approved: _____

Not Approved: _____

Tabled: _____

Alum Rock Union Elementary School District
June 11, 2020 Board Meeting

PROFESSIONAL CONSULTANT SERVICES – FIRMS/ORGANIZATIONS

<u>DEPARTMENT</u>	<u>DATE OF SERVICE</u>	<u>CONSULTANT NAME</u>	<u>COST & FUNDING</u>	<u>PURPOSE</u>
Mathson M.S. Vince Iwasaki	06/22/20- 06/26/20	Orenda Education (Formerly Principal's Exchange)	\$65,000.00	Master Contract: Provide 5-days of professional development for teachers at Mathson and Fischer M.S. Teachers will identify essential standards and will build assessments in Illuminate, focused on Common Core and SBAC technical specification per grade level and subject area. Each middle school is responsible for half the cost (\$32,500). Funding: Restricted
Academic Services Brittany Rykels	07/01/19- 06/30/20	Santa Cruz County Office of Education Silicon Valley New Teacher Project	\$29,800.00	Contract Extension: C1920002 Original contract amount: \$80,400.00. New Contract amount: \$110,200.00. Additional amount needed to cover cost of induction program according to State Standards. Funding: General
Maintenance Ed Villarreal	07/01/20- 06/30/21	ORKIN Services of California	\$21,000.00	Pest control for all interior and exterior treatment for the kitchens and cafeterias, district-wide. Funding: Restricted
Maintenance Ed Villarreal	07/01/20- 06/30/21	Peter Imperial dba: Imperial Fire and Safety	\$18,224.00	Provide services and replace extinguishers as needed district-wide. Funding: Restricted
Special Education Anthony Colonna	07/01/20- 06/30/21	Partridge Consulting, Inc.	\$66,000.00	Provide ongoing training, direct services, parent support, assessments, data analysis and program support to over 100 Alum Rock students diagnosed with autism. Funding: Sp Ed

**Alum Rock Union Elementary School District
June 11, 2020 Board Meeting**

PROFESSIONAL CONSULTANT SERVICES – FIRMS/ORGANIZATIONS

Special Education Anthony Colonna	08/01/20- 06/30/21	Voyager Sopris Learning, Inc.	\$33,750.00	Ongoing professional development for Read Well and Language Live curriculum. TransMath 3 rd edition 1-2-day package for teacher professional development. TransMath is a new math intervention program being piloted at middle school sites. Funding: Restricted
Special Education Anthony Colonna	07/01/20- 06/30/21	LDP, Inc. DBA Leader Services	\$40,000.00	Leader Services establishes and maintains procedures for the timely preparation of claims to Medi-Cal. Through this program school districts can obtain federal Medi-Cal reimbursement for specific health related services. This service will benefit students district-wide. Funding: Restricted
Early Learning Dr. Dianna Ballesteros	07/01/20- 08/01/20	SOMOS Mayfair	No Cost	This MOU specifically relates to the implementation and design of a Virtual Bridge to Kindergarten (B2K) Summer Program 2020. The program is a free 4-week half-day summer program designed for children and families who will be entering T4TK/Kinder in the 2020-2021 school year. The B2K program will prepare 144 students for incoming T4TK/Kindergarten by teaching important skills needed to transition to school and beyond. Funding: NA
Superintendent's Office Dr. Hilaria Bauer	07/01/20- 06/30/21	Jess Serna	\$70,000.00	Professional coaching services and lead bargaining unit negotiator. Professional coaching for both Assistant Superintendent of Human Resources and Director of Human Resources. Lead bargaining negotiations for all units. Funding: General



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

Independent Contract Board Memo

To: Hilaria Bauer, Ph.D., Superintendent

From: Vince Iwasaki, principal, Mathson Middle School
George Kleidon, principal, Fischer Middle School

Re: Orenda contract

Date: 5/26/2020

Description of services:

Mathson and Fischer Middle Schools want to sharpen the focus of students' education on essential standards rather than all standards. When we teach all standards to students, we teach a mile wide and a foot deep. When we teach essential standards to students, we teach 20 feet wide and a mile deep. The difference is that the higher order thinking skills developed in teaching content more deeply equips students to master / understand / process the other standards even if they have not been formally taught.

To that end, four staff from Orenda Education will facilitate 5 days of professional development for teachers from Mathson & Fischer Middle schools with the following objectives:

1. Build teacher understanding of what essential standards are and how they are used. This includes looking at how different standards are weighted and how to ensure the appropriate levels of rigor for each standard using the "Item Specification" tool provided by the state.
2. Facilitate teacher collaboration to create and sequence five units. Each unit will contain learning Targets based on related essential standards. These units will be developed for ELA and Math at each grade level (6th – 8th) for a total of 30 units.
3. Facilitate teacher creation of standards-based assessments for each unit in Illuminate (an existing district tool).

This entire process will be done via "Distance Learning" so Orenda will model and highlight best practices in distance learning including the use of ZOOM breakout rooms and polling, maintaining student engagement, flipped classroom, student note-taking, and incorporating other tools including Flipgrid and Padlet.

Finally, all Mathson and Fischer staff will have access to Orenda's library of online resources for the 2020-2021 academic year.



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

INDEPENDENT CONTRACTOR AGREEMENT

// MASTER CONTRACT

TO: DIVISION OF BUSINESS SERVICES

CONTRACT NO. _____

FROM: Mathson Middle School (School/Dept.)

VENDOR NO. _____

PROGRAM MANAGER: Vince Iwasaki

1. **PARTIES:** The Alum Rock Union Elementary School District (ARUESD), whose address is 2930 Gay Avenue, San Jose, CA 95127, and the following named Contractor:

Name of Individual/Company: Orenda Education (Formerly Principal's Exchange)

Address: 2101 East Fourth Street, Ste 200B City: Santa Ana State: CA Zip: 92705

Phone: (562) 412-9685 Email Address: genny@OrendaEd.org

SSN: _____ or Fed I.D. #: 47-1006929

Mutually agree and promise as follows:

2. **CONTRACT TERM:** start date June 22, 2020 end date June 26, 2020

3. **CONTRACTOR'S OBLIGATION:** In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

A. Description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach proposals, exhibits and other documentation if necessary:

Orenda will provide 5 days of professional development for the teachers of Fischer and Mathson Middle schools. Teachers will identify essential standards for five units and will build unit assessments in "Illuminate" focused on those essential standards.

4. **COMPENSATION:** In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor upon Contractor's submission of a properly documented demand for payment (Invoice) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

_____ a. **Fee Rate:** \$_____ per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

_____ b. **Other:** \$65,000 (describe rate agreement) for 5 days of Professional Development

Master Contract: Mathson cost: \$32,500 // Fischer cost: \$32,500

5. **BUDGET CODE:**

FUND	DEPARTMENT	PROG/COUNTER	OBJECT	\$ AMOUNT	PROG. TITLE	BUS OFC
060	050	1190	5815	22,500		
060	050	3182	5815	10,000		

6. **TERMINATION:** This contract may be terminated by ARUESD at its sole discretion, upon 30-day advance written notice thereof to the Contractor, or canceled immediately by written mutual consent.
7. **INDEPENDENT CONTRACTOR STATUS:** This contract is by and between two independent contractors and is not intended to and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture, or association. In executing this agreement, the Contractor certifies that no one who has or who will have any financial interest under this agreement is an officer or employee of ARUESD. Additionally, as the Contractor is not an ARUESD employee, ARUESD is not responsible for obtaining workers' compensation insurance coverage for the Contractor.
8. **COMPLETENESS OF AGREEMENT:** This agreement constitutes the entire understanding of the parties and any change or modification shall be in writing and signed by both parties hereto.

CONTRACTS MUST BE SUBMITTED 30 DAYS PRIOR TO BOARD MEETING



Alum Rock Union Elementary School District – 2020 Summer Institute, Fischer and Mathson Middle Schools

To: Vince Iwasaki
Principal, Mathson Middle School
vince.iwasaki@arUSD.org
George Kleidon
Principal, Fischer Middle School
george.kleidon@arUSD.org

From: Genny Cadena
Director of Education Partnerships, Orenda Education
genny@OrendaEd.org

Date: March 17, 2020
Revised May 20, 2020

BACKGROUND

Orenda (formerly Principal's Exchange) partners with K-12 educators – at the district, school, and classroom levels – to build a foundation of systems and practices that is grounded in equity, driven by data, and sustained through shared learning. Our diverse team of experienced educators will work closely with you and your team to set a common goal for student success, create a tailored plan and determine what supports and resources are needed to achieve those goals. Honed over twenty years, our science-based Nested Data Response System has helped partners produce dramatic results for all students, especially the most vulnerable.

Alum Rock Union Elementary School District (ARUESD) is a preschool through 8th-grade district in Santa Clara County. The district serves over 9,500 students, of which 82.5% are socioeconomically disadvantaged and 41.3% are learning English as a second language. ARUESD has demonstrated its commitment to advance the marginalized communities it serves by seeking out and implementing programs that address and close systemic disadvantages impacting them. Most recently, it partnered with Think Together to open a dual-language immersion preschool program – the first of its kind in the Bay Area.

At the request of Fischer and Mathson Middle Schools, Orenda is pleased to share a proposal to conduct a Summer Institute from June 22 – 26, 2020. The scope of work follows.

PROPOSED SCOPE OF WORK

A team of four Achievement Specialists will partner with district administrators to virtually co-facilitate teachers in the creation of matrices and assessments focused on the following across five sessions:

- Weighted Common Core and grade level standards and target
- Matrix consisting of five Units with five Focus Targets for each Unit per grade level/subject area
- Designing five Common Unit Assessments to SBAC Technical Specifications per grade level/subject area
- Virtual sessions include 1 hour of asynchronous learning online prior to the 2 hour live workshops and followed by daily, individual team consultations in the afternoon to check for understanding and provide technical assistance

Participants will receive materials, activities, and theme fun for all sessions.

- Orenda Tote bag with binder of all documents, highlighters, post-its, writing utensils
- Theme activities such as music, prizes, games and fun
- Modeling of distance learning techniques and use of engagement teaching strategies using apps such as Flipgrid, Padlet, Zoom breakout rooms and polling
- Full access to our library of online Moodle Modules for staff to use throughout the year as a resource

PROFESSIONAL FEES

The total fees for this scope of work are \$75,000. Fischer and Mathson will be financially responsible for only \$65,000 combined (see detail below). Orenda will work with community partners to fund the remaining fees (equal to \$10,000).

Services	# of Sessions	Total Fee for Services	Cost to District
Summer Institute	5	\$75,000	\$65,000

TERMS OF PAYMENT

Unless otherwise agreed, Orenda will invoice Fischer Middle School 50% of the total (equal to \$32,500) and Mathson Middle School the remaining 50% (equal to \$32,500) in June 2020. The invoicing schedule is intended to facilitate the processing of payments and might not exactly correspond to the timing of services rendered.

SCOPE OF WORK AND ROLE AGREEMENT

Orenda values your partnership and will make every effort to complete services in the agreed timeframe. We rely on the collaboration of our school partners to ensure scheduling and data needs are met and we will communicate promptly to develop alternatives if partner or data availability become a concern. From time to time, the proposed services and timeline outlined in this scope of work may need to be adjusted to meet the needs on the ground.

Signature by an authorized representative indicates agreement to the scope of work.

	Fischer and Mathson Middle Schools	Orenda Education
By:	<i>VENCE IWASAKI</i> PRINCIPAL, MATHSON	Genny Cadena, Director of Education Partnerships
Date:	5/29/2020	5.27.2020
Signature:	<i>Vance Iwasaki</i>	<i>G. Cadena</i>



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

PURCHASE ORDER / CONTRACT CHARGE ORDER (POCO)

P.O. No. _____ Contract No. C1920002 Contract Original Amount: \$80,400.

Vendor Name: Santa Cruz County Office of Education Vendor No. 20611

Please check: Silicon Valley New Teacher Project

_____ Cancel P.O. / Contract

_____ Change Item No.: _____

☒ Increase Amount Line Item No.: 1

_____ Decrease Amount Line Item No.: _____

_____ Add Line No.: _____

_____ Delete Line No.: _____

_____ Add/Change object code to: _____

_____ Add Freight: \$ _____

_____ Add Tax: _____ %

_____ Disencumber

_____ Add/Change Prog. No. to: _____

_____ Other _____

CONTRACTS ONLY

Change Orders:

Contracts Original Amount \$80,400

Change Order #: _____ \$29,800

Change Order #: _____ \$ _____

Change Order #: _____ \$ _____

New Contract Total \$110,200
(including Change Orders)

FD	RESC	PY	OBJECT	SUB- OBJ	GOAL	FCTN	COST- CNTR	LOC	PROG	\$AMOUNT	PRG. TITLE	BUS. OFC
010	0000	0	5815	00	0000	1000	000000	305	5011	\$29,800.	BTSA	
	0000	0		00	0000		000000					

Reason for Adjustment:

Additional \$29,800. to cover the cost of Invoice# INV20-00274.

SC/SVNTN 19/20 Induction Program partners with the Alum Rock Union School District in conducting an induction program according to state standards.

Board Approved May 9, 2019

School/Dept.: Academic Services

Requested by: Angela Costa

Approval: _____

Assistant Superintendent of Business Services

(for Contracts Only)

[Signature]

Program Manager

Purchasing Manager

Date Requested: _____ Date Entered: _____ Entered By: _____

(Pursuant to Public Contract Code 20118.4, the total cost of change orders shall not exceed the greater of \$15,000.00 or 10% of the original contract amount. The ARUESD Board of Trustees must approve changes exceeding these limits.)

Santa Cruz County Office of Education

Business Department
400 Encinal Street
Santa Cruz, CA 95060
(831)466-5601

Direct any questions to the Business Department at (831)466-5601

CUSTOMER INVOICE

Alum Rock School District
2930 Gay Avenue
San Jose, CA 95127

Invoice # **INV20-00396**
Invoice Date **05/29/2020**
Due Date **06/28/2020**
Customer # **000110**
Contract/Reference #

2019-2020 SC/SVNTP Induction Program

Description	Qty	Unit	Unit Price	Amount
2019-2020 SC/SVNTP Induction Program	1.00		29,800.00	29,800.00
Non-Taxable Total			<u>29,800.00</u>	
BALANCE DUE				\$29,800.00

-----Detach this portion or make a copy of the invoice and mail it with the payment-----

District Account Number	Account Amount
(009130) 01- 9010- 0- 0000- 0000- 8699- 042- 9321 2020	29,800.00

Please make checks payable to: **Santa Cruz County Office of Education/Business Department**

Mail to:

**Santa Cruz County Office of Education
Business Department
400 Encinal Street
Santa Cruz, CA 95060**

Invoice # **INV20-00396**
Amount Due **\$29,800.00**
Customer # **000110**

Customer Copy



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

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

To: Hilaria Bauer, Ph.D., Superintendent
From: Ed Villarreal, Operation Manager
Re: Contract Approval- Orkin Service of California
Date: June 1, 2020

Summary:

The District has experienced a multitude of issues concerning pests and it is necessary for the District to maintain a contract with a company that can provide the services as needed. This would provide treatment to all kitchens and cafeterias District-wide as well as on call services throughout the year.

We have reached out to multiple companies but based on pricing, availability and experience the District recommends to contract with Orkin Service of California.

Recommendation:

Staff recommends that the Board of Trustees approve the contract with Orkin Service of California in the amount of \$21,000 for fiscal year 2020-2021.

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

AGREEMENT FOR REPAIR AND MAINTENANCE PROJECTS

TO: DIVISION OF BUSINESS SERVICES

CONTRACT NO: _____

FROM: Maintenance, Operations & Transportation (M.O.T.)

INDIVIDUAL/COMPANY NAME: ORKIN Services of California

VENDOR NO: _____

ADDRESS: 2151 O'Toole Avenue, Ste 50 San Jose, CA. 95131

FAX NUMBER: 408-285-0175

TELEPHONE NUMBER: 559-250-4628

TAX ID NUMBER: _____

E-Mail: tkenner@orkin.com

BOARD APPROVAL DATE: June 11, 2020

CONTRACT TERM: From: July 1, 2020 – June 30, 2021

CONTRACTOR'S OBLIGATION: In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

- A. One-line description for the Governing Board report: Pest control all interior and the exterior treatment for the kitchens and cafeteria –district wide.
- B. Full description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach Scope of work, proposals exhibit and other pertinent documentation.

BUDGET CODE:

FD	RESC	PY	OBJECT	SB-OB	GOAL	FCTN	CST-CTR	LOC	PROG	AMOUNT
050	8150	0	5815	00	0000	8100	000000	450	8130	\$21,000.00

Program Manager/Principal [Signature] Date: 6/4/20

Supervisor _____ Date: _____

Fiscal Approval [Signature] Date: 6/4/20
Accountant

Director of Fiscal Services [Signature] Date: 6/4/20

Asst Supt, Bus Services [Signature] Date: 6/4/20

COMPENSATION: In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor, upon Contractor's submission of a properly documented demand for payment (Form B-210) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

_____ a. **Fee Rate:** \$ _____ per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

_____ b. **Flat Rate:** \$ _____ to be the total payment to the Contractor including travel and/or other expenses.

X

_____ c. **Other:** \$21,000.00- FY 2020-2021

ELIJAH PIPKIN RM

Address · Phone

epipkin@orkin.com · Orkin Route Manager

Alum Rock School District
2930 Gay Ave, San Jose, CA 95127

DEAR ALUM ROCK SCHOOL DISTRICT,

Treatment Details,

- All interior and the exterior treatment for the kitchens and cafeteria.
- All products that will be used will be all be natural products. Because of the low toxicity the EPA exempt. The chemicals is an essential oil based product.
 - Thyme Oil.....20.0%
 - 2-Phenethyl Propionate.....14.0%
 - Rosemary Oil.....8.0%

The service will include a thorough inspection of all of the kitchen of appliances to pin point and prevent and pest known to infest kitchens and food preparation area. We will customize a specific treatment for every situation we encounter. But a preventative treatment will be performed every time to continue to protect the facilities.

The appropriate base price for our available service will be \$21,000 for a total of 12 months. Fly lights, and rodent stations are not included in the base price.

Elijah Pipkin,
Orkin Route Manager

List of schools that will be serviced

- Alum Rock Union School District Main Office
- Adelante Academy
- Adelante II Academy
- Arbuckle Elementary
- Cassell Elementary
- Cesar Chavez Elementary
- Cureton Elementary
- Dorsa Elementary
- Fischer Elementary
- George Middle School
- Aptitud Community Academy at Goss
- Hubbard Media Arts
- Linda Vista Elementary
- LUCHA
- Lyndale Elementary
- Mathson Elementary
- Mc Collam Elementary
- Meyer Elementary
- Ocala STEAM Academy
- Painter Elementary
- Renaissance Academy
- Russo/Mc Entee Academy
- Ryan STEAM Academy
- San Antonio Elementary
- Sheppard Elementary



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2930 Gay Avenue, San José, CA 95127

Phone: 408-928-6800

Fax: 408-928-6416

www.arusd.org

To: Hilaria Bauer, Ph.D., Superintendent

From: Ed Villarreal – Operation Manager

Re: Contract Approval – Imperial Fire and Safety & First Aid

Date: May 28, 2020

Summary:

The District is required to maintain, repair or replace, test, and certify existing fire extinguishers as needed to comply with safety regulations and requirements for all buildings and classrooms district-wide.

The District has reached out to multiple companies and Imperial Fire is the most qualified. Imperial Fire is technically knowledgeable, responsive, and cost effective to service the District's fire extinguishers.

Recommendation:

Staff recommends that the Board of Trustees approve the contract with Imperial Fire in the amount of \$18,224.00 for the 2020-2021 fiscal year.

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
AGREEMENT FOR REPAIR AND MAINTENANCE PROJECTS

TO: DIVISION OF BUSINESS SERVICES

CONTRACT NO: _____

FROM: Maintenance, Operations & Transportation (M.O.T.)

INDIVIDUAL/COMPANY NAME: **Peter Imperial, dba: Imperial Fire, Safety & First Aid**

VENDOR NO: 18739

ADDRESS: 1538 Willard Garden CT., Street San Jose, CA 95126

FAX NUMBER:

TELEPHONE NUMBER: (408) 406-3091

TAX ID NUMBER

E-Mail: peterimperial@yahoo.com

BOARD APPROVAL DATE: June 11, 2020

CONTRACT TERM: From: July 1, 2020 - June 30, 2021

CONTRACTOR'S OBLIGATION: In consideration of the compensation, the Contractor shall provide the following services, materials, products, and /or reports:

- A. One-line description for the Governing Board report: Provide Services and replace extinguishers as needed district-wide.
- B. Full description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach Scope of work, proposals exhibit and other pertinent documentation.

BUDGET CODE:

ED	RESC	PY	OBJECT	SB-OB	GOAL	FCTN	CST-CTR	LOC	PROG	\$ AMOUNT
050	8150	0	5815	00	0000	8100	000000	450	8130	\$18,224.00

Program Manager/Principal

Date: 6/4/20

Supervisor

Date: _____

Fiscal Approval

Accountant

Date: 6/7/20

Director of Fiscal Services

Date: _____

Asst Supt, Bus Services

Date: 6/4/20

COMPENSATION: In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor, upon Contractor's submission of a properly documented demand for payment (Form B-210) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

_____ a. **Fee Rate:** \$ _____ per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

X b. **Flat Rate:** \$ 18,224.00 to be the total payment to the Contractor including travel and/or other expenses.

_____ c. **Other:** \$ _____

SOLE
TO

Alum Rock Union
2930 GAY AVE
SAN JOSE, CA.
95127

SHIP
TO

Fire Extinguishers

Annual Maintenance

District Wide

CUSTOMER'S PHONE NO.

ANNUAL <input checked="" type="checkbox"/> EMERGENCY <input type="checkbox"/>	CUSTOMER ORDER NO.	TERMS	DATE
EXTINGUISHERS		NET 30 1% per month, 18% per year on past due accts.	4/10/18
CO2 INSPECTION			
CO2 RECHARGES			
HALON INSPECTION			
WATER/PRESS. RECHARGE			
DRY CHEM. DISP. CART.			
DRY CHEM. CART.			
DRY CHEM. PRESS			
DRY CHEM. PRESS			
DRY CHEM. PRESS			
HYDROTEST LOW PRESS. SHELLS			
HYDROTEST DRY CHEM./CO2			

Fire Extinguishers:

QUAN.	SIZE	LBS.	GAL.	DESCRIPTION	EQUIPMENT
1				Inspect yearly	
2				Internal INSPECTION every 6 years	
3				Pressure test every 12 years	
4				Replace old, damage, or missing	
5				Job sites: Schools, Shop, Office, Buses	

Please Pay from this Invoice
Credit Card Payments Accepted

TAXABLE

TAX

NON
TAXABLE

TOTAL

SERVICEMAN

RECEIVED IN GOOD ORDER AND ACCEPTED

Peter: 408-406-3311
E-MAIL: peterimperial@yahoo.com

5-18-20

QUOTE

2030 6.44 PM
2030 7.00 PM

ALL SCHOOLS, BUS STOPS
OFFICES, STORES, RESTAURANTS
AND SHOPS

[illegible]

QUAN.	SIZE	LBS.	GAL.	DESCRIPTION	EQUIPMENT	
						\$ 15,200.00
1				ROCKERS / Mulligan		\$ 1.00
3				25 PINE		\$ 3.00
2				1000		\$ 2.00
<p>Please Pay from this invoice Credit Card Payments Accepted</p>						<p>TAXABLE \$ 2,080</p> <p>TAX 142</p> <p>NON TAXABLE 15.97</p> <p>TOTAL \$ 2,237.97</p>
<p>RECEIVED IN GOOD ORDER AND ACCEPTED</p>						<p>Date</p>



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

INDEPENDENT CONTRACTOR AGREEMENT

TO: DIVISION OF BUSINESS SERVICES CONTRACT NO. _____
 FROM: Special Education (School/Dept.) VENDOR NO. 20756
 PROGRAM MANAGER: Anthony Colonna

1. **PARTIES:** The Alum Rock Union Elementary School District (ARUESD), whose address is 2930 Gay Avenue, San Jose, CA 95127, and the following named Contractor:

Name of Individual/Company: Partridge Consulting, INC.
 Address: 125 Patterson St #139 City: San Jose State: CA Zip: 95112
 Phone: (408) 316-5646 Email Address: _____
 SSN: _____ or Fed I.D. #: _____

Mutually agree and promise as follows:

2. **CONTRACT TERM:** start date July 1, 2020 end date June 30, 2021
 3. **CONTRACTOR'S OBLIGATION:** In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

A. Description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach proposals, exhibits and other documentation if necessary:

Provide ongoing training, direct services, parent support, assessments, data analysis and
program support to over 100 Alum Rock students diagnosed with autism.

4. **COMPENSATION:** In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor upon Contractor's submission of a properly documented demand for payment (Invoice) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

☒ a. **Fee Rate:** \$ 5,500/mth per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

☐ b. **Other:** \$ _____ (describe rate agreement) _____

5. **BUDGET CODE:**

FUND	DEPARTMENT	PROG/COUNTER	OBJECT	\$ AMOUNT	PROG. TITLE	BUS OFC
080	6512-0	5815-00-5750	5815	60,500	380	6512
080	6500-0	5815-00-5750	5815	5,500	380	1750

6. **TERMINATION:** This contract may be terminated by ARUESD at its sole discretion, upon 30-day advance written notice thereof to the Contractor, or canceled immediately by written mutual consent.
7. **INDEPENDENT CONTRACTOR STATUS:** This contract is by and between two independent contractors and is not intended to and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture, or association. In executing this agreement, the Contractor certifies that no one who has or who will have any financial interest under this agreement is an officer or employee of ARUESD. Additionally, as the Contractor is not an ARUESD employee, ARUESD is not responsible for obtaining workers' compensation insurance coverage for the Contractor.
8. **COMPLETENESS OF AGREEMENT:** This agreement constitutes the entire understanding of the parties and any change or modification shall be in writing and signed by both parties hereto.

CONTRACTS MUST BE SUBMITTED 30 DAYS PRIOR TO BOARD MEETING

Partridge Consulting Inc.
125 Patterson St. Unit 139
San Jose, CA 95112
408.316.5646

Responsibilities and Duties for ABA Consultant

I provide individualized, data based instruction, using a curriculum that focuses on the development of language skills for children with a diagnosis of Autism. The language instruction is based on an analysis of the student's existing verbal behavior. Positive behavioral interventions are designed to capture the student's existing motivation such that they have immediate benefits from using their skills both at home and at school. The primary objective of the program is to teach skills, which will allow the students to successfully transition into a higher level, educational environment where they will continue to acquire important skills. Therefore the emphasis of the program is to develop language and other educational skills, which will allow the students to readily acquire a variety of new skills without the need for intensive instruction. The program is designed to require a high rate of responding by the students throughout their school day while maintaining the student's motivation to participate in the educational tasks by providing a high ratio of positive reinforcement. Teaching occurs both during structured sessions and during ongoing activities outside of the structured teaching sessions. Data is collected to ensure that the students are acquiring the skills being taught in the teaching sessions.

This service is based on a student's function in the school setting and is not based solely on medical diagnosis or language\cognitive delay. Eligibility for services will depend on educational needs, not just whether the child will benefit in some way from ABA. ABA is not intended to optimize skill levels but rather to develop as much as possible the foundations necessary for the child to purposely interact and benefit from his or her specific educational placement. ABA service is determined within the context of many issues including but not limited to, overall functional level, specific educational goals and objectives and /or class placement and functional language levels. ABA services can be provided through 1:1 and small group direct service, monitoring and consultation within the student's classroom, depending on which delivery model will best serve the needs of the child.

My duties include the initial assessment of students for ABA service. I provide a written assessment report for the students IEP. I attend the students IEP meetings to present my recommendations for service. I provide a written Progress Report and attend the student's annual IEP meetings as well as any other IEP team meetings. I update bi-weekly the student's progress through the data collection process. I also provide training and on-going supervision for the district therapists and teachers as needed on site at least two times per school week in behavioral instructional methodology including reinforcement techniques, shaping of behavior, Discrete Trial Therapy, verbal behavior instruction, correction procedures, interspersal techniques, and data collection methods. The student's progress is constantly monitored and updated as well. Parent consultation is provided on an as needed basis

This proposal is for the upcoming year of July 1st 2020 -June 30, 2021. I am currently responsible for over 100 student's programs. Compensation to be at a rate of 66,000 per year.



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

INDEPENDENT CONTRACTOR AGREEMENT

TO: DIVISION OF BUSINESS SERVICES CONTRACT NO. _____
FROM: Special Education (School/Dept.) VENDOR NO. _____
PROGRAM MANAGER: Anthony Colonna

1. **PARTIES:** The Alum Rock Union Elementary School District (ARUESD), whose address is 2930 Gay Avenue, San Jose, CA 95127, and the following named Contractor:

Name of Individual/Company: Voyager Sopris Learning

Address: 17855 Dallas Pkwy #400 City: Dallas State: TX Zip: 75287

Phone: (800) 547-6747 Email Address: _____

SSN: _____ or Fed I.D. #: _____

Mutually agree and promise as follows:

2. **CONTRACT TERM:** start date August 1, 2020 end date June 30, 2021

3. **CONTRACTOR'S OBLIGATION:** In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

A. Description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach proposals, exhibits and other documentation if necessary:

Ongoing professional development for Read Well and Language Live curriculum.

TransMath 3rd edition 1-2 Day package for teacher professional development. TransMath is a new math intervention program being piloted at all middle school sites

4. **COMPENSATION:** In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor upon Contractor's submission of a properly documented demand for payment (Invoice) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

☒ a. **Fee Rate:** \$ 2,250.00/day per hour/day of service as may be requested by ARUESD, not to exceed a maximum of 15 days hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

☐ b. **Other:** \$ _____ (describe rate agreement) _____

060-4035-0-5815-00-1110-1000-000000-305-1461

5. **BUDGET CODE:**

FUND	DEPARTMENT	PROG/COUNTER	OBJECT	\$ AMOUNT	PROG. TITLE	BUS OFC
				33,750		

6. **TERMINATION:** This contract may be terminated by ARUESD at its sole discretion, upon 30-day advance written notice thereof to the Contractor, or canceled immediately by written mutual consent.

7. **INDEPENDENT CONTRACTOR STATUS:** This contract is by and between two independent contractors and is not intended to and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture, or association. In executing this agreement, the Contractor certifies that no one who has or who will have any financial interest under this agreement is an officer or employee of ARUESD. Additionally, as the Contractor is not an ARUESD employee, ARUESD is not responsible for obtaining workers' compensation insurance coverage for the Contractor.

8. **COMPLETENESS OF AGREEMENT:** This agreement constitutes the entire understanding of the parties and any change or modification shall be in writing and signed by both parties hereto.

CONTRACTS MUST BE SUBMITTED 30 DAYS PRIOR TO BOARD MEETING



VOYAGER SOPRIS LEARNING

Voyager Sopris Learning
Cambium Learning Group, Inc.
Attn: Order Entry Department
17855 Dallas Pkwy, Suite 400
Dallas, Texas 75287
Phone: (800) 547-6747
Fax: (888) 819-7767
Email: CustomerService@voyagersopris.com

Quote Number 00080878
Created Date 4/1/2020

Quote To Anthony Colonna
Phone (408) 928-8392
Email anthony.colonna@arUSD.org

Bill To Name Alum Rock Elem School District
Bill To 2930 Gay Ave
San Jose, CA 95127
US
Ship To Name Alum Rock Elem School District
Ship To 2930 Gay Ave
San Jose, CA 95127
US

Sales Executive

Renee Clark
(650) 520-4345
renee.clark@voyagersopris.com

Description	Product Code	Quantity	Sales Price	Total Price
L! LIVE 10-24 DAY PKG	344057	15.00	\$2,250.00	\$33,750.00

Total Price \$33,750.00
S&H \$0.00
Tax \$0.00
Total Due \$33,750.00

Comments

All academic school year licenses begin August 1 and end July 31. Licenses may expire at a later date if a multi-year deal is purchased; the expiration date will be noted at the time of receiving the Purchase Order.

- Support Services purchased (days, webinar & virtual hours) will expire 12 months from the received date of the Purchase Order.
- A contact name and email address are required for all products with digital components.
- All Summer licenses begin May 1 and end July 31.

*Add sales tax for your state (from subtotal) if applicable. Taxes on quote are an estimate only and are subject to change when the order is placed.



Scope of Work

During the 2020-2021 school year, Voyager Sopris Learning, Inc. will provide staff development for teachers, staff, and administrators for LANGUAGE! Live and Read Well curricula. The Voyager Sopris Learning, Inc. representative will shadow, coach, and provide professional development and data talks to ensure knowledge of the curricula and fidelity in their implementations.

Daily costs

\$2,250 per day

\$1,500 per half day

See Quotes 00080878 and 00080879 for cost details

Coaching Schedule

LANGUAGE! Live Dates (coaching):

2020:

TBD

2021:

TBD

Read Well Dates (coaching):

2020:

TBD

2021:

TBD

A handwritten signature in black ink, appearing to read "Amy Otis".

Amy Otis

Vice President, Bids and Contracts

Voyager Sopris Learning, Inc.

Toll Free: 888-399-1995, Ext. 120

Direct: 720-494-4120

Email: amy.otis@cambiumlearning.com



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

INDEPENDENT CONTRACTOR AGREEMENT

TO: DIVISION OF BUSINESS SERVICES CONTRACT NO. _____
 FROM: Special Education (School/Dept.) VENDOR NO. 18132
 PROGRAM MANAGER: Anthony Colonna

1. **PARTIES:** The Alum Rock Union Elementary School District (ARUESD), whose address is 2930 Gay Avenue, San Jose, CA 95127, and the following named Contractor:

Name of Individual/Company: LDP, INC. DBA Leader Services
 Address: 75 Kiwanis Blvd. City: Hazleton State: PA Zip: 18201
 Phone: () Email Address: _____
 SSN: _____ or Fed I.D. #: _____

Mutually agree and promise as follows:

2. **CONTRACT TERM:** start date July 1, 2020 end date June 30, 2021
 3. **CONTRACTOR'S OBLIGATION:** In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

A. Description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach proposals, exhibits and other documentation if necessary:

Leader Services establishes and maintains procedures for the timely preparation of claims to Medi-Cal.
~~Through this program school districts can obtain federal Medi-Cal reimbursement for specific health related~~
 services. This service will benefit students district-wide.

4. **COMPENSATION:** In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor upon Contractor's submission of a properly documented demand for payment (Invoice) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

_____ a. **Fee Rate:** \$ _____ per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

☒ b. **Other:** \$40,000 (describe rate agreement) See fee schedule (not to exceed \$40,000)

060-5640-0-5815-00-1110-1000-000000-380-1822

5. **BUDGET CODE:**

FUND	DEPARTMENT	PROG/COUNTER	OBJECT	\$ AMOUNT	PROG. TITLE	BUS OFC
				40,000		

6. **TERMINATION:** This contract may be terminated by ARUESD at its sole discretion, upon 30-day advance written notice thereof to the Contractor, or canceled immediately by written mutual consent.
7. **INDEPENDENT CONTRACTOR STATUS:** This contract is by and between two independent contractors and is not intended to and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture, or association. In executing this agreement, the Contractor certifies that no one who has or who will have any financial interest under this agreement is an officer or employee of ARUESD. Additionally, as the Contractor is not an ARUESD employee, ARUESD is not responsible for obtaining workers' compensation insurance coverage for the Contractor.
8. **COMPLETENESS OF AGREEMENT:** This agreement constitutes the entire understanding of the parties and any change or modification shall be in writing and signed by both parties hereto.

CONTRACTS MUST BE SUBMITTED 30 DAYS PRIOR TO BOARD MEETING



A Division of LDP, Inc.

Leader Services Scope of Work

Leader Services has over 28 years of experience providing Medicaid recovery services to school districts nationwide and 22 years with California's Medi-Cal LEA Billing Options Program. Leader provides program training for district staff (District Coordinators, Psychologists, Speech-Language Pathologists, Nurses, Trained Health Care Aides and Occupational/Physical Therapists and other key players involved in program participation). Provides paper forms and/or web application required for the preparation of data required for the submission of the claims to Medi-Cal. Maintains knowledge of current billing procedures, rules, and laws for California's Medi-Cal LEA Billing Option claiming program and the Centers of Medicare and Medicaid Services (CMS) guidelines. Establishes and maintain procedures for the timely preparation of claims to Medi-Cal. Provide monthly management reports to District Staff as support for the claims submitted to Medi-Cal. Prepare and submit weekly claims to Medi-Cal for payment. Leader assign an account manager to provide technical assistance to the district. Leader also assist and prepare the Cost and Reimbursement Comparison Schedule (CRCS) report at no charge while a current client.

Leader's fee will not exceed 10% of approved DHCS revenue. Fees are based on the flat fee scheduled below. Fee is all-inclusive and includes assisting district with the submission of annual reports. Leader provides a report indicating which claims were submitted and processed for payment each month and the corresponding service fees charged.

Corporate Office

U.S. Postal Service Address

PO Box O

Hazleton PA 18201-0058

Phone (570) 455-8511 • (800) 360-8511 • Fax (570) 455-4526

Package Delivery Address

75 Kiwanis Boulevard

West Hazleton PA 18202-1157



Leader Services' LEA Billing Option Fee Schedule - July 1, 2020

Our fees have been consistent since 2015

Type of service	Leader Services' Fee
Psychological (Initial/Triennial Assessment)	\$29.05
Psychological (Annual/Amended Assessment)	\$9.68
*Psychosocial Status Assessment Therapy (Initial/Annual/Triennial/Amended Assessment)	\$1.06
**Psychology/Counseling Services (Individual Treatment)	\$4.46
*Psychology/Counseling Services (Additional Individual Treatment)	\$1.21
**Psychology/Counseling Services (Group Treatment)	\$0.98
*Psychology/Counseling Services (Additional Group Treatment)	\$0.20
Nursing (Initial/Triennial Assessment)	\$8.15
Nursing (Annual/Amended Assessment)	\$4.66
*Registered Nurse Treatment Services	\$1.16
*Licensed Vocational Nurse Treatment Services	\$0.59
*School Health Aide Treatment Services	\$0.50
Physical Therapy (Initial/Triennial Assessment)	\$14.04
Physical Therapy (Annual/Amended Assessment)	\$9.75
*Physical Therapy (Initial Service - 3 units allowed)	\$3.90
*Physical Therapy (Additional Services)	\$1.22
Occupational Therapy (Initial/Triennial Assessment)	\$13.03
Occupational Therapy (Annual/Amended Assessment)	\$9.05
*Occupational Therapy (Initial Service - 3 units allowed)	\$4.30
*Occupational Therapy (Additional Time)	\$1.13
Speech Therapy (Initial/Triennial Assessment)	\$12.19
Speech Therapy (Annual/Amended Assessment)	\$6.65
**Speech Therapy (Individual treatment)	\$3.69
*Speech Therapy (Additional Individual Treatment)	\$1.11
**Speech Therapy (Group Treatment)	\$1.36
*Speech Therapy (Additional Group Treatment)	\$0.37
Audiology (Initial/Triennial Assessment)	\$9.86
Audiology (Annual/Amended Assessment)	\$7.40
**Audiology (Initial Treatment)	\$4.52
*Audiology (Additional Treatment)	\$1.23
Audiology (Fitting/Orientation/Checking Hearing Aid)	\$2.88
Medical Transportation (One Way Trip)	\$1.02
Medical Transportation Mileage (Per Mile)	\$0.07
*Targeted Case Management (Low Cost Provider Rate)	\$0.68
*Targeted Case Management (Medium Cost Provider Rate)	\$0.79
*Targeted Case Management (High Cost Provider Rate)	\$0.90

*Billed in 15-minute time increments

**Billed in 15-45 continuous minutes

Corporate Office

U.S. Postal Service Address

PO Box O
Hazleton PA 18201-0058

Package Delivery Address

75 Kiwanis Boulevard
West Hazleton PA 18202-1157
Phone (570) 455-8511 • (800) 360-8511 • Fax (570) 455-4526



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

INDEPENDENT CONTRACTOR AGREEMENT

TO: DIVISION OF BUSINESS SERVICES CONTRACT NO. _____
 FROM: Early Learning Department (School/Dept.) VENDOR NO. 18629
 PROGRAM MANAGER: Dr. Dianna Ballesteros

1. **PARTIES:** The Alum Rock Union Elementary School District (ARUESD), whose address is 2930 Gay Avenue, San Jose, CA 95127, and the following named Contractor:

Name of Individual/Company: SOMOS MAYFAIR
 Address: 370-B S. King Rd. City: San Jose State: CA Zip: 95116
 Phone: (408) 937-2576 Email Address: sramos@somosmayfair.org
 SSN: _____ or Fed I.D. #: _____

Mutually agree and promise as follows:

2. **CONTRACT TERM:** start date July 1, 2020 end date August 1, 2020
 3. **CONTRACTOR'S OBLIGATION:** In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

A. Description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach proposals, exhibits and other documentation if necessary:

This MOU specifically relates to the implementation and design of a Virtual Bridge to Kindergarten (B2K) Summer Program 2020. The Program is a free 4-week half-day summer program designed for children and families who will be entering T4TK/Kinder in the 2020-2021 school year. The B2K program will prepare 144 students for incoming T4TK/Kindergarten by teaching important skills needed to transition to school and beyond.

4. **COMPENSATION:** In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor upon Contractor's submission of a properly documented demand for payment (Invoice) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

_____ a. **Fee Rate:** \$ _____ per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

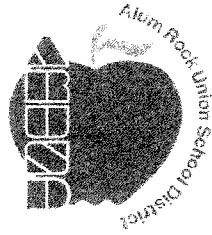
X b. **Other:** \$ 0.00 (describe rate agreement) Zero cost to Alum Rock Union Elementary School District.

5. **BUDGET CODE:**

FUND	DEPARTMENT	PROG/COUNTER	OBJECT	\$ AMOUNT	PROG. TITLE	BUS OFC
010-00	00-0-5815-00-	1110-1000-0000	00-360-	5051 --- \$0.00	LCAP	

6. **TERMINATION:** This contract may be terminated by ARUESD at its sole discretion, upon 30-day advance written notice thereof to the Contractor, or canceled immediately by written mutual consent.
7. **INDEPENDENT CONTRACTOR STATUS:** This contract is by and between two independent contractors and is not intended to and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture, or association. In executing this agreement, the Contractor certifies that no one who has or who will have any financial interest under this agreement is an officer or employee of ARUESD. Additionally, as the Contractor is not an ARUESD employee, ARUESD is not responsible for obtaining workers' compensation insurance coverage for the Contractor.
8. **COMPLETENESS OF AGREEMENT:** This agreement constitutes the entire understanding of the parties and any change or modification shall be in writing and signed by both parties hereto.

CONTRACTS MUST BE SUBMITTED 30 DAYS PRIOR TO BOARD MEETING



Memorandum of Understanding (MOU) Between ARUSD and SOMOS Mayfair

This Memorandum of Understanding (MOU) is entered by and between ARUSD and SOMOS Mayfair (SOMOS).

Introduction

The purpose of this MOU is to establish agreement regarding our collaboration on the implementation of the Virtual Summer Bridge to Kindergarten (B2K) Program within ARUSD in Summer of 2020.

This MOU would specifically relate to implementation and design of a Virtual B2K Program in the Summer of 2020.

The partnership recognizes the crucial importance of early learning to prepare students, engage families, and build teacher/family/student relationships focusing on the success of our community's students. Kindergarten readiness is a predictor of 3rd grade proficiency and later academic performance and life opportunities. Early learning success is crucial.

The Virtual B2K Program is to be a free 4-week, half-day summer program designed especially for parents and students who will be entering kindergarten in the 2020/2021 school year. The Virtual B2K program will prepare up to 144 children for a successful start to the kindergarten year by teaching important skills needed to transition to school and beyond. A key component is parent education to build engagement in their child's learning. While students are learning, parents participate in virtual parenting classes as well.

Program Dates

Monday, July 6, 2020 through Friday, July 31, 2020

Key Program Features and Goals of the Virtual B2K

- Student instruction covering self-regulation, social expression, self-care/motor skills and pre-K academics.
- Pre-K teachers create early relationships with students and families and understand

learning and other needs.

- Concurrent virtual parent sessions build skills in literacy, communications and educational support.
- Development of a limited virtual parent engagement component offered to working parents who are unable to participate during the Virtual B2K session hours.

Goals of this effort

- 1) Improve the academic preparation and opportunities of up to 144 children, eligible ages T4-TK-K entering school year fall 2020-2021.
- 2) Engage and build relationships with families and strengthen parent engagement over time.
- 3) Compare assessment data between B2K students and control cohort for the Kindergarten year and up to 3rd grade.

I. MOU Term

This agreement shall become effective July 1st, 2020 and continue through August 1st, 2020 unless terminated pursuant to the termination provisions of this agreement described in Section VI.

II. Funding Availability

Funding for the school site supervisors and Kinder teachers will be provided by ARUSD.

SOMOS funding for the services outlined in this MOU are fully supported by a combination of funding from SOMOS Mayfair and the Santa Clara County School Link Services FY 20-21 annual contract. Corresponding program budget Attachment A.

III. Scope of Responsibilities

ARUSD and SOMOS agree on the following:

1. ARUSD responsibilities:

- a. Program Outreach: ARUSD Community liaisons will execute an outreach and recruitment strategy co-developed by ARUSD and SOMOS Mayfair.
- b. Student instruction and parent education sessions will be held virtually.
- c. Hire B2K teachers, selects curriculum, conducts training of B2K teachers, develops B2K assessment, recruits B2K students and parents, and oversees student instruction.
- d. Provide staff support for the program (Principal, teachers, curriculum and instruction coordination).
- e. ARUSD Pre-K teachers will track student attendance and student achievement.
- f. Provides student data over Kindergarten year and during later school years, evaluates and reviews B2K efficacy with partners..
- g. Provide lunch to all participating children in the Virtual B2K program through its grab-and-go curbside distribution.

2. SOMOS responsibilities:

- a. Provide project management of virtual parent education sessions that may include Parent Cafés, SEEDS of Literacy and Triple P.
- b. Recruit and provide training and oversight of Promotores as facilitators of the parent education sessions.
- c. Program Outreach: ARUSD Community liaisons will execute an outreach and recruitment strategy co-developed by ARUSD and SOMOS.
- d. Provide language appropriate parent classes (English, Spanish).
- e. Adhere to all ARUSD distance learning policies.
- f. Work with the school Principal(s), B2K teachers to handle issues in timely fashion.
- g. Help coordinate program-closing Virtual BTK ceremony with Principals and teachers and B2K partners.
- h. In coordination with the Principals and teachers, allow for visitors of the Virtual B2K program from time to time, for outreach and fund-raising. Will plan such visits so as not to interfere with virtual instruction.
- i. Keep accurate attendance data on parent participation.
- j. Work with B2K partners to identify and take receipt of student and family data, assessment information, etc. for program evaluation purposes.
- k. Facilitate interim feedback reporting of program/student progress to all partners.
- l. Facilitate the reporting of evaluation data, lessons learned, and expansion considerations to all stakeholders.
- m. Administer the ASQ (Ages and Stages) questionnaire to participating children via the online application.
- n. Evaluate and summarize findings, lessons learned, and expansion considerations after the Virtual B2K program ends in summer 2020.

Any changes in the above agreements must be made by consensus by ARUSD and SOMOS. Both parties must authorize all changes or amendments to this MOU in writing.

I. Confidentiality of Data

All student and family data and assessment data will be treated as confidential and shall be protected from unauthorized use. Data will be used for analysis and evaluation of program efficacy and no identification or personal information will be noted.

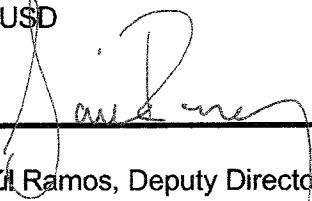
II. Termination

Termination of this agreement may be made by any party, at any time, with at least 30 days notice.

Authorized Signatures:

Dr. Hilaria Bauer, Superintendent
ARUSD


Date



5/27/2020

Saul Ramos, Deputy Director
SOMOS Mayfair

Date

				2020 Bridge to Kinder (B2K) Budget 6/17 to 7/14 (No classes July 3rd)
	META Total	SOMOS Total	2020 B2K Totals	Assumptions / Notes 4 Clusters
Parent Workshops	-	4,000	4,000	<i>\$1,000 parent group. 4 groups total.</i> <i>Binders, curriculum, chart paper, markers, classroom materials and food supplies</i> <i>2 classrooms per site, potentially up to two classrooms of parent workshops</i>
Technology / Chrome Books		6,000	6,000	<i>15 Chrome books @ \$300; plus IT support @ \$100 per</i>
Outreach	-	1,500	1,500	<i>Outreach fliers to be printed by ARUSD</i> <i>Outreach - PA Support</i>
Participant Incentives	-	1,500	1,500	<i>\$50 gift card for each parent completion (60 X \$50)</i>
Graduation Celebrations	-	2,600	2,600	<i>\$550 per school site class (4 sites)</i>
Livescan & TB Testing	-	1,200	1,200	<i>Livescan and testing for 12 facilitators and volunteers/site</i> <i>Calc @ \$100 per person.</i>
Sub Total Supplies		16,800	16,800	
Parent Classrooms (includes food delivery)	-	850	850	<i>Snacks: \$60/day x 8 days x 4 groups</i> <i>Parent Workshops (2 days per week * 4 weeks = 8 days)</i>
Parent Workshops Leader Training	-	250	250	<i>\$200/full-day sessions, total of 3 sessions total</i> <i>(snacks & lunch)</i>
Robust Breakfast	-	4,200	4,200	<i>160 Students for B2K; 5 days per week; 4 weeks (-1 days for July 3rd)</i> <i>Based on FY19 actual costs - assumes similar cost structure for FY20</i>
Sub Total Food		5,300	5,300	
Orientations				
Facilitator Training (3 days)	3,500	-	3,500	<u>Pre-Training:</u> 8 facilitators @ (\$23) for 16 hours
Child Care for workshops (11 days)	-	4,600	4,600	<u>Workshops:</u> 6 Providers, \$23/hr for 6hrs per day for 12 days SOMOS Maestras
Leader Incentive	-	2,000	2,000	<u>Leaders:</u> 4 Leaders, \$500 incentive for facilitation
Parent Workshops Facilitators and Evaluation days	9,280	-	9,280	<u>Day-time Workshops:</u> 8 facilitators @ \$23/ 7 hrs. per day / 10 days (4 planning/eval days) 4 facilitators * \$23 * 77hrs
Logistics - Prg Support	-	2,400	2,400	<u>B2K Runner(s):</u> Food & Supplies purchase, prep and delivery at each site. (12 days * 2 hrs. * 4 sites * \$20 per hr.)
ASQ's	-	6,800	6,800	<u>Conduct ASQs for 80 children:</u> 80 ASQs / 3hrs per ASQ / \$20hr SOMOS Maestras
Parent Leadership Development Follow up	2,840	-	2,840	<u>Leadership Follow up:</u> 80hrs @ \$23hr
Sub Total Facilitators	15,620	15,800	31,420	
Somos Staff (June - Prep) B2K		12,802	12,802	<i>1 month of Somos' staff time; 2 Coordinator @ 0.50FTE each (\$4,640);</i> <i>1 Prg Mgr @ 0.40FTE (\$2,334); 1 Prg Dir @ 0.25FTE (\$1,927)</i>
Somos Staff (July - Execution) B2K		9,280	9,280	<i>3 Coordinators @ 0.50FTE each for one month. 1 Facilities/IT @ .50 FTE</i> <i>Oversight of all parent programs.</i>
Somos Overhead		11,340	11,340	<i>Calculated at 12% of total cost</i>
Sub Total Oversight		33,422	33,422	
TOTAL	15,620	71,322	86,942	SOMOS Mayfair to cover 100% of expenses outlined on the budget



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

INDEPENDENT CONTRACTOR AGREEMENT

TO: DIVISION OF BUSINESS SERVICES CONTRACT NO. _____

FROM: Superintendent's Office (School/Dept.) VENDOR NO. _____

PROGRAM MANAGER: Dr. Bauer

1. **PARTIES:** The Alum Rock Union Elementary School District (ARUESD), whose address is 2930 Gay Avenue, San Jose, CA 95127, and the following named Contractor:

Name of Individual/Company: Jess Serna

Address: 1203 West Monterey Ave City: Stockton State: CA Zip: 95204

Phone: (209) 467-7094 Email Address: _____

SSN: _____ or Fed I.D. #: _____

Mutually agree and promise as follows:

2. **CONTRACT TERM:** start date July 1, 2020 end date June 30, 2021

3. **CONTRACTOR'S OBLIGATION:** In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

A. Description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach proposals, exhibits and other documentation if necessary:

Professional coaching services and lead bargaining unit negotiator. Professional coaching for both Assistant Superintendent of Human Resources and Director of Human Resources. Lead bargaining negotiations for all units.

4. **COMPENSATION:** In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor upon Contractor's submission of a properly documented demand for payment (Invoice) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

_____ a. **Fee Rate:** \$ _____ per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

☒ b. **Other:** \$ 3,000.00 (describe rate agreement) per month for coaching services and \$708.00 day plus \$250.00 day for travel allowance for negotiations.

5. **BUDGET CODE:**

FUND	DEPARTMENT	PROG/COUNTER	OBJECT	\$ AMOUNT	PROG. TITLE	BUS OFC
03	600	7700-0	5815	\$70,000.00	not to exceed	
<u>010-0000-0-5815-00-0000-7200-000000-600-7700</u> <u>JL</u> <u>5/7/2020</u>						

6. **TERMINATION:** This contract may be terminated by ARUESD at its sole discretion, upon 30-day advance written notice thereof to the Contractor, or canceled immediately by written mutual consent.

7. **INDEPENDENT CONTRACTOR STATUS:** This contract is by and between two independent contractors and is not intended to and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture, or association. In executing this agreement, the Contractor certifies that no one who has or who will have any financial interest under this agreement is an officer or employee of ARUESD. Additionally, as the Contractor is not an ARUESD employee, ARUESD is not responsible for obtaining workers' compensation insurance coverage for the Contractor.

8. **COMPLETENESS OF AGREEMENT:** This agreement constitutes the entire understanding of the parties and any change or modification shall be in writing and signed by both parties hereto.

CONTRACTS MUST BE SUBMITTED 30 DAYS PRIOR TO BOARD MEETING

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

9.05

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: Approve/Ratify Notices of Employment and Changes of Status/June 11, 2020/
Human Resources Department

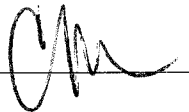
Staff Analysis:

This item includes recommendations such as new hires, leaves of absence, or other changes in employee status.

Recommendation:

District administration is recommending that the Board of Trustees approve the hiring of any new employee, and any change of status for existing employees.

Submitted by: Carlos Moran



Title: Assistant Superintendent, Human Resources

To the Board of Trustees:

Meeting:

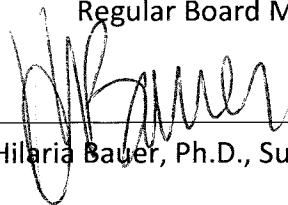
June 11, 2020

Recommend Approval

Regular Board Meeting

9.05

Agenda Placement



Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

**ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT-
HUMAN RESOURCES DEPARTMENT
MEETING OF THE BOARD OF TRUSTEES
June 11, 2020**

CERTIFICATED CHANGES OF STATUS:

- I. Rescind from Retirement:**
1. Aly, Mervat

06/04/2020