



**Thursday, September 10, 2020
REGULAR BOARD MEETING AGENDA**

Type: REGULAR BOARD MEETING AMENDED AGENDA

Time: 5:30 p.m.

Code: Regular #4-20/21

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 September 10, 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. Zoom - Live Board Meeting and use "Raise Hand" function to request opportunity to make a comments.

2. THE ZOOM MEETING CAN BE ACCESSED AS FOLLOWS:

Join Zoom Meeting <https://zoom.us/j/91351028940>

One tap mobile

+4086380968, Meeting ID:91351028940# US (San Jose)

+16699006833, Meeting ID:91351028940# US (San Jose)

Zoom Spanish Interpretation available- Zoom Instructions link www.arusd.org/zoomesp. If you call in you will not be able to access this function.

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

1. Live stream Youtube English Channel "AlumRock TV"

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

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to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.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

2.01 PUBLIC HEARING: GANN Limit Calculations.

2.02 Presentation and Public Hearing on the 2020-2021 draft Learning Continuity and Attendance Plan.

2.03 Public Hearing Regarding Sufficiency of Instructional Materials.

3. SPECIAL PRESENTATION-DISCUSSION, CONSIDERATION AND ACTION.

3.01 Presentation of the Citizen's Bond Oversight Committee (CBOC) School Sites' Visit (Information Only).

3.02 Presentation of the Fiscal Crisis Management Assistance Team (FCMAT) Report on the Fiscal Health Risk Analysis (FHRA) of the District (Information Only).

4. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD

4.01 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.

5. COMMENTS AND COMMUNICATION

5.01 Teamsters.

5.02 California School Employee's Association (CSEA).

5.03 Alum Rock Administrator's Association (ARAA).

5.04 Alum Rock Educator's Association (AREA).

5.05 Superintendent.

5.06 Board of Trustees/Communications/Comments.

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 Approve Board Policy 1312.1, Complaints Concerning District Employees –Third Reading.

6.02 Approve Board Policy 1312.3, Uniform Complaint Procedures – Second Reading.

6.03 Approve Board Policy 5125, Student Records-Third Reading.

6.04 Approve Board Policy 3580, District Records – Second Reading.

6.05 Board Policy 4119.21/4219.21/4319.21, Professional Standards – First Reading (Information Only).

6.06 Board Policy 4119.11/4219.11/4319.11, Sexual Harassment-Personnel – First Reading (Information Only).

6.07 Board Policy 5145.7, Sexual Harassment-Students – First Reading (Information Only).

6.08 Approve Biennial Notice - Conflict of Interest Code Amended.

6.09 Approve Board Resolution #14-20/21 Censure of Board Member Dolores Marquez. (Board Vice-President Corina Herrera-Loera)

6.10 District Energy Savings Solar Power Agreement Follow up (Information Only). (Board President Ernesto Bejarano)

7. CONTRACTS OVER \$100,000--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 Approve the Sunbelt Staffing Contract for the 2020-2021 SY. An Occupational Therapist will provide services to students at various sites with occupational therapy identified needs as per the students' IEP. Submitted by: Special Education, \$113,100.

8. BUSINESS--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 Approve Unaudited Actual Financial Reports for 2019–2020 Report to the Board on Unaudited Actuals as Required by Law.

8.02 Update on California School Finance Authority's (CSFA) Pooled TRANs Program for K-12 (Information Only).

8.03 Update on Request for Proposal (RFP) for Program Management Services for Construction Projects (Information Only).

8.04 Approve Citizen's Bond Oversight Committee (CBOC) Appointment.

9. 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.)

9.01 Resignations (Information Only).

10. 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.)

10.01 Approve Board Meeting Minutes for the following dates:(1) June 11, 2020, Regular Board Meeting.

10.02 Approve Acceptance of Donations.

10.03 Approve Acceptance of Vendor & Payroll Warrants.

10.04 Approve the Santa Clara County Treasury Investment Portfolio Status.

10.05 Approve/Ratify Notices of Employment and Changes of Status/September 10, 2020/Human Resources Department.

10.06 Approve Resolution No. 11-20/21, Regarding Sufficiency or Insufficiency of Instructional Materials.

10.07 Approve Resolution No. 12-20/21 GANN Limit Calculations.

10.08 Approve Resolution No. 08-20/21; CREATING A COLLEGE CULTURE

10.09 Approve Resolution No. 09-20/21; HISPANIC HERITAGE MONTH, September 15 - October 15, 2020

10.10 Approve Resolution No. 10-20/21; CHARACTER EDUCATION MONTH, October 2020.

10.11 Approve Resolution No. 11-20/21; WEEK OF THE SCHOOL ADMINISTRATOR, October 11 - 17, 2020.

10.12 Approve Memorandum(s) of Understanding.

10.13 Approve Contracts for Professional Services -Firms/Organizations.

11. CLOSED SESSION

11.01 RECESS TO CLOSED SESSION: The Board will recess to Closed Session at approximately 9:00 p.m. Open Session will resume at conclusion of Closed Session.

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

11.03 CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of section 54956.9: Claim for Damages of Nicole Kindle on Behalf of Student and two (2) potential cases.

11.04 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.

11.05 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.

11.06 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.

11.07 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957): Superintendent.

12. RECONVENE TO OPEN SESSION-DISTRICT OFFICE BOARD ROOM

12.01 REPORT OF ACTION TAKEN IN CLOSED SESSION.

13. RECEIVE REPORTS

14. FUTURE BOARD AGENDA REQUESTS

14.01 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

15. ADJOURNMENT

15.01 President adjourns the meeting.

16. NEXT MEETING(S)

16.01 October 8, 2020 (2020-21 School Year).