Thursday, May 12, 2022
REGULAR BOARD MEETING AGENDA

Type: REGULAR BOARD MEETING AGENDA
Time: 5:30 p.m.
Code: Regular #14-21/22

The May 12, 2022, 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 REAL TIME 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://arusd-org.zoom.us/j/83759954795
One tap mobile
+16699006833, Meeting ID:837 5995 4795# 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-08-21, 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/LAND ACKNOWLEDGMENT- Board of Trustees of the Alum Rock Union Elementary School District does hereby acknowledge that the District schools and facilities sit on the traditional lands of the Muwekma Ohlone people, and the Board of Trustees further acknowledges with respect and reverence the Muwekma Ohlone People Tribe of the San Francisco Bay Area for their stewardship of these lands;/ PLEDGE OF ALLEGIANCE -- PRESIDENT ANDRES QUINTERO.

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to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.

1.03 WELCOME AND EXPLANATION TO AUDIENCE: Any person may address the Board on any item on the meeting agenda. Persons who wish to speak on an item on the agenda will have an opportunity to do so when that agenda item is introduced and presented during this meeting. If you wish to speak on an item on this agenda please use the "Raise hand" function on Zoom as described above when the agenda item is called. There is a limit of 2 minutes for each speaker. The Board has the right to limit total public comment on any agenda item to no more than 20 minutes.Persons who wish to speak to the Board about any matter within the jurisdiction of the District but not on this agenda will have an opportunity to speak during item 5.01 on this agenda as stated below.

2. SPECIAL PRESENTATION-DISCUSSION, CONSIDERATION AND ACTION

2.01 Recognition of Amigo de Alum Rock.

2.02 City of San Jose Presentation- Safety Education and San Jose Vision Zero.

2.03 Special Recognition - ARUESD 2022 Classified Employees of the Year

2.04 Santa Clara County Office of Education Classified School Employee of the Year

3. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD

3.01 PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD ON MATTERS NOT ON THE AGENDA: REQUESTS TO ADDRESS THE BOARD provides members of the public an opportunity to speak about any matter under the jurisdiction of the District but not on this agenda. (If the subject you wish to discuss is already on this agenda, please provide your comment when that item is called during the meeting.) Those who wish to speak on a within the jurisdiction of the District but not on this agenda should use the "Raise hand" function on Zoom as described above when this agenda item 3.01 is called. The Brown Act prevents the Board from discussing any item not on this published agenda but the Board may refer to staff for follow-up any formal written requests that are brought before the Board at this time. There is a limit of 2 minutes for each speaker. The Board has the right to limit total public comment on any agenda item to no more than 20 minutes. Written matters may be placed on a future meeting agenda.

4. COMMENTS AND COMMUNICATION

4.01 Alum Rock Administrator's Association (ARAA).

4.02 Teamsters.

4.03 California School Employee's Association (CSEA).

4.04 Alum Rock Educator's Association (AREA).

4.05 Superintendent.

4.06 Board of Trustees/Communications/Comments.

5. 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.)

5.01 Discussion/Consideration to Approve Resolution No. 53-21/22 Authorizing Remote Virtual/Teleconference Meetings Of The Board And District Committees Subject To The Brown Act For The Period May 16, 2022-June 14, 2022.

6. BONDS -- 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 Resolution No 50-21/22; RESOLUTION OF THE BOARD OF TRUSTEES OF THE ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT AUTHORIZING THE ISSUANCE AND SALE OF THE GENERAL OBLIGATION BONDS, 2016 ELECTION SERIES A IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED $40,000,000, AND APPROVING DOCUMENTS AND OFFICIAL ACTIONS RELATING THERETO.

6.02 Approve Resolution No 51-21/22: RESOLUTION REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SANTA CLARA TO ESTABLISH TAX RATE FOR BONDS OF THE ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT EXPECTED TO BE SOLD DURING FISCAL YEAR 2022-23, AND AUTHORIZING NECESSARY ACTIONS IN CONNECTION THEREWITH.

6.03 Approve Resolution No.52-21/22: RESOLUTION OF THE BOARD OF TRUSTEES OF THE ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT AUTHORIZING THE ISSUANCE AND SALE OF 2022 REFUNDING GENERAL OBLIGATION BONDS (FEDERALLY TAXABLE) IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED $40,000,000 FOR THE PURPOSE OF REFINANCING OUTSTANDING GENERAL OBLIGATION BONDS, 2012 ELECTION, SERIES A OF THE DISTRICT, AND APPROVING DOCUMENTS AND OFFICIAL ACTIONS RELATING THERETO.

6.04 Approve Contract with SixthDimension for Construction Management Services in the Amount, Not to Exceed, $300,120.00.

6.05 Approve Contract with Kleinfelder Construction Services for Construction Management Services in the Amount, Not to Exceed, $122,340.00.

6.06 Approve Contract with Stewart Signs for the Purchase of Ten (10) Marquis at $27,621.00 per Marquis Totaling $276,210.00.

7. BUSINESS SERVICES--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 Resolution No. 49-21/22: Fifth Amendment to Joint Use Agreement with Kidango, Inc. to Add Additional Facilities at the Cesar Chavez Early Learning Center.

7.02 Information:Presentation on Facilities Condition for Leases by Charter Schools.

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 Approve Declaration of Need For Fully Qualified Educators for 2022/2023.

8.02 Resignations (Information Only).

9. 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.)

9.01 Approve the contract with Psyched Services for the 2022-2023 school year. Psyched Services will conduct psycho-educational evaluations for students requiring initial or triennial evaluations at several sites within ARUSD. Submitted by: Special Education, $300,000 dollars.

9.02 Approve the contract with Think Together for 2021-2022 Summer School Program. Think Together will provide summer learning recovery services for up to 250 students across two school sites. Submitted by: State and Federal Programs, $214,704 dollars.

9.03 Approve the contract with YMCA for the 2021-2022 Summer School Program. Summer Enrichment Programs will help to improve the academic success of children in low-income environments. Submitted by: State and Federal Programs, $197,360 dollars.

9.04 Approve the contract with Lozano Smith, LLP. for the 2022-2023 school year. The use of legal counsel with issues related to Special Education ensures compliance. Submitted by: Special Education, $125,000 dollars.

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 Acceptance of Donations.

10.02 Approve Fundraising Activities.

10.03 Approve Acceptance of Vendor & Payroll Warrants.

10.04 Current Enrollment (Information Only).

10.05 Approve Work Calendars for All Units, 2022-2023.

10.06 Approve Out of State Travel, Innovative School Summit, Las Vegas, NV for Ana Gonzalez and Jesus Araujo. Estimated cost $4,650.92.

10.07 Approve Out of State Travel, Innovative School Summit, Las Vegas, NV for Alethia Ruiz and Fernando Rivas, Jr. Estimated cost $5,699.06.

10.08 Approve Contracts for Professional Services - Firms/Organizations.

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

10.10 Approve Resolution No. 45-21/22 Inventory Disposal.

10.11 Approve/Ratify Notices of Employment and Changes of Status/May 12, 2022.

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—EXISTING LITIGATION(Paragraph (1) of subdivision (d) of Section 54956.9): Alum Rock Union Elementary School District v. Karen Martinez, Santa Clara County Superior Court case no. 21CV381923; Alum Rock Union Elementary School District v. Dolores Marquez, Santa Clara County Superior Court case no. 20CV372554; CTG Construction, Inc. v. Alum Rock Union Elementary School District, Santa Clara County Superior Court case no. 21CV367630; Office of Administrative Hearings CASE NO. 2022020173. student v. Alum Rock Elementary School District (Government Code 54956.9 subdivision (d) (1). One (1) matter.

11.04 CONFERENCE WITH LEGAL COUNSEL--Anticipated Litigation pursuant (1) of subdivision (d) of Government Code Section 94956.9 (1) potential case.

11.05 CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: AREA (Alum Rock Educators Association); District Negotiators: (1) Hilaria Bauer, Ph.D., Superintendent; (2) Cesar Torrcio, Assistant Superintendent, Human Resources (3) Tereasa Smith, Director, Human Resources and (4) Kolvira Chheng, Assistant Superintendent, Business Lead Negotiators.

11.06 CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: CSEA (California School Employees Association); District Negotiators: (1) Hilaria Bauer, Ph.D., Superintendent; (2) Cesar Torrcio, Assistant Superintendent, Human Resources (3) Tereasa Smith, Director, Human Resources and (4) Kolvira Chheng, Assistant Superintendent, Business Lead Negotiators.

11.07 CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: TEAMSTERS; District Negotiators: (1) Hilaria Bauer, Ph.D., Superintendent; (2) Cesar Torrico, Assistant Superintendent (3) Tereasa Smith, Director, Human Resources and (4) Kolvira Chheng, Assistant Superintendent, Business Lead Negotiators.

11.08 PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT (Government Code Section 54957): Title: Assistant Principal.

12. FUTURE BOARD AGENDA REQUESTS

12.01 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

13. RECONVENE TO OPEN SESSION-VIA ZOOM

13.01 REPORT OF ACTION TAKEN IN CLOSED SESSION.

14. ADJOURNMENT

14.01 President adjourns the meeting.

15. NEXT MEETING(S)

15.01 June 9, 2022 (2021-22 School Year).