Thursday, November 10, 2022
REGULAR BOARD MEETING AGENDA

Type: REGULAR BOARD MEETING AGENDA
Time: 5:30 p.m.
Code: Regular #08-22/23

The November 10, 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/86149713474
One tap mobile
+16699006833, Meeting ID: 861 4971 3474# 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limited to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.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 2.01 on this agenda as stated below.

2. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD

2.01 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 2.01 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.

3. COMMENTS AND COMMUNICATION

3.01 Alum Rock Administrator's Association (ARAA).

3.02 Teamsters.

3.03 California School Employee's Association (CSEA).

3.04 Alum Rock Educator's Association (AREA).

3.05 Superintendent.

3.06 Board of Trustees/Communications/Comments.

4. 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.)

4.01 Approve Resolution #20-22/23 National Unhoused Youth Awareness Month.

4.02 Discussion/Consideration to Approve Resolution No. 22-22/23 Authorizing Remote Virtual/Teleconference Meetings Of The Board And District Committees Subject To The Brown Act For The Period November 16, 2022 - December 16, 2022.

4.03 Solar Energy and Facilities Master Plan (Information Only).

4.04 Waive Second-Reading requirement (per Board Bylaw 9310) and approve Amended Board Policy 5141.21, Administering Medication and Monitoring Health Conditions.

5. BONDS -- 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 Approve Notice of Completion and Change Orders for Project B2223-Bonds01 MATHSON PAVING by DRT Grading & Paving, Inc.

5.02 Approve Notice of Completion and Change Orders for Project B2223-Bonds02 FISCHER PAVING by DRT Grading & Paving, Inc.

5.03 Approve Notice of Completion and Change Orders for Project B2223-Bonds03 REMOVE AND REPLACE FENCES by Cal West Fence, Inc.

5.04 Approve Notice of Completion and Change Orders for Project B2223-Bonds04 INSTALL PRIVACY SLATS by Bosco Construction Services, Inc.

5.05 Approve Notice of Completion and Change Orders for Project B2223-Bonds06 RUSSO PAVING by American Asphalt Repair/Resurfacing Co.

5.06 Approve Notice of Completion and Change Orders for Project B2223-Bonds10 SAN ANTONIO PAVING by DRT Grading & Paving, Inc.

5.07 Approve Contract Extension for Construction Management Services. (Kleinfelder)

5.08 Approve Contract Extension for Construction Management Services. (SixthDimension)

5.09 Approve Contract with CDWG for District Wide Network Equipment Replacement under E-Rate Category 2.

5.10 Award of Bid Package and Contract for #B2223-Bonds21 at Aptitud, Renaissance at Fischer, and Renaissance at Mathson: Americans with Disabilities Access (ADA) and Fire Life Safety (FLS) Work in Support of the Shade Structure Projects.

6. INSTRUCTIONAL SERVICES--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 English Language Learners Reclassification Criteria.

6.02 Approve School Sponsored Field Trip List.

7. 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.)

7.01 Resignations (Information Only).

8. 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.)

8.01 Approve the Contract with Esther B. Clark School for the 2022/2023 SY. This contract is to provide individualized instruction & behavior support services to autistic or severe behaviorally disordered students. Submitted by: Special Education Department, $165,436 dollars.

8.02 Approve the Contract with Maxim Healthcare Services Inc. for the 2022/2023 SY. This contract is to provide LVN and RN services to Alum Rock Union School District students with medical needs such as diabetes management, as well as assisting the district nurses with COVID-19 related concerns. Submitted by: Student Services, $200,000 dollars.

8.03 Approve the Contract and RFP award to Ripcord Inc. for the 2022-2023, 2023-2024, and 2024-2025 SY. This three-year contract is for District document scanning/digital imaging, indexing conversion services, and secure destruction of documents. RFP No. 2223-TECH01. Submitted by: Information Technology, $162,050 dollars for the 3-year period.

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 Board Meeting Minutes for the following dates: September 27, 2022, Special Board Meeting , October 13, 2022, Regular Board Meeting and November 3, 2022, Special Board Meeting.

9.02 Approve Acceptance of Donations.

9.03 Approve Fundraising Activities.

9.04 Approve Acceptance of Vendor & Payroll Warrants.

9.05 Approval of Annual Developer Fees 2021-2022.

9.06 Approve/Ratify Notices of Employment and Changes of Status/November 10, 2022.

9.07 Approve Resolution No. 21-22/23 Inventory Disposal.

9.08 Approve Contracts for Professional Services -Firms/Organizations.

9.09 Approve Memorandum(s) of Understanding.

9.10 Current Enrollment (Information Only).

10. CLOSED SESSION

10.01 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.

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

10.03 CONFERENCE WITH LEGAL COUNSEL--Anticipated Litigation: significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Government Code Section 54956.9: Three (3) potential cases.

10.04 CONFERENCE WITH LEGAL COUNSEL--Appeal of Findings in Investigation Report (Gov. Code section 54957(b)(1); District's Administrative Regulation 4031).

10.05 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION (Paragraph (1) of subdivision (d) of Section 54956.9): CTG Construction, Inc. v. Alum Rock Union Elem. School District, Santa Clara County Superior Court case no. 20CV367630; 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; Alum Rock Union Elementary School District v. Esau Herrera, Santa Clara County Superior Court case no. 21CV382117 Leal & Trejo, APC v. Alum Rock Union Elem. Sch. District, Santa Clara County Superior Court case no. 19CV356647; Alum Rock Union Elem. Sch. District v. Del Terra Real Estate Services, Inc., San Mateo County Superior Court case no. 20-CIV-02466.

10.06 PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT (Government Code Section 54957): Title: Elementary School Outdoor Education Coordinators.

10.07 PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT (Government Code Section 54957): Title: Child Nutrition Operations Supervisor.

10.08 PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT (Government Code Section 54957): Title: Bond Program Manager.

10.09 Public Employee Discipline/Dismissal/Release (Government Code Section 54957).

11. RECONVENE TO OPEN SESSION-VIA ZOOM

11.01 REPORT OF ACTION TAKEN IN CLOSED SESSION.

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. ADJOURNMENT

13.01 President adjourns the meeting.

14. NEXT MEETING(S)

14.01 November 10, 2022 (2022-23 School Year).