Thursday, April 13, 2023
REGULAR BOARD MEETING AGENDA

Type: REGULAR BOARD MEETING AGENDA
Time: 5:30 p.m.
Code: Regular #17-22/23

In compliance with the Americans with Disabilities Act, if you need special assistance in order to participate in the public meeting of the Board of Trustees, please contact the Office of the Superintendent at (408) 928-6822. Notification 72 hours prior to the meeting will enable the District to make reasonable accommodations.

THE MEETING WILL BE AVAILABLE FOR VIEWING LIVE VIA ZOOM WEBINAR MODE AND CAN BE ACCESSED AS FOLLOWS:
Join Zoom Meeting: https://arusd-org.zoom.us/j/88674041441
Webinar ID: 886 7404 1441
Or One tap mobile:
+16699006833,88674041441# US (San Jose)

THE MEETING MAY ALSO BE VIEWED THROUGH LIVE STREAM AS FOLLOWS:
1. Live stream Youtube English Channel "AlumRock TV"
https://www.arusd.org/alumrocktv

*********PUBLIC COMMENT WILL BE ONLY IN PERSON: NO PUBLIC COMMENT WILL BE AVAILABLE THROUGH ZOOM*********

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 MINH PHAM.

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to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.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

3.01 SPECIAL RECOGNITION: Elementary Spelling Bee – Student Recognition.

3.02 PRESENTATION: LPA and ARC Alternatives will Provide Updates on the Facilities Master Plan and Energy Conservation Program.

4. COMMENTS AND COMMUNICATION

4.01 Teamsters.

4.02 California School Employee's Association (CSEA).

4.03 Alum Rock Educator's Association (AREA).

4.04 Alum Rock Administrator's Association (ARAA).

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 Approve Resolution No. 52-22/23 Declaring Black April (Fall of Saigon) Memorial Week.

5.02 Approve Resolution No. 56-22/23 Children's Bill Of Rights.

5.03 Approve the Workforce Housing Committee's Recommendation to Conduct a Feasibility Study at the Renaissance at Mathson and the District Office sites.

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 INFORMATION/DISCUSSION/ACTION: Citizen’s Bond Oversight Committee (CBOC) Appointment.

6.02 Approve Contract Extension for Construction Management Services.

6.03 Approve Notice of Added Architectural Services for Linda Vista Play Structure to Add Construction Services.

7. 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.)

7.01 Approve Quarterly Report on Williams Uniform Complaints.

7.02 Approve Resolution No. 48-22/23 Asian American and Pacific Islander Heritage Month – May 2023.

7.03 Approve Resolution No. 49-22/23 Cinco de Mayo – May 5, 2023.

7.04 Approve Resolution No. 51-22/23 National Environmental Education Week – April 16-22, 2023.

7.05 Approve Resolution No. 50-22/23 National Teacher Appreciation Week – May 1–5, 2023.

7.06 Approve School Sponsored Field Trip List.

7.07 Local Control and Accountability Plan (LCAP) - Initial Findings Presentation (INFORMATION/PRESENTATION).

7.08 Approve Resolution No. 57-22/23 Mental Health Awareness Month – May, 2023.

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 Resignations (Information Only).

8.02 Approve Declaration of Need For Fully Qualified Educators for 2023/2024.

8.03 Approve Resolution # 54-22/23 Classified School Employees Week, May 21-27, 2023.

8.04 Approve New Job Description – Equity, Diversity and Inclusion Coordinator

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 Devine Intervention Services for the 2023/2024 SY. Devine Intervention Services will provide mental health services and behavioral clinical support to special education TK-5th grade students within ARUSD per students IEP requirements. Submitted by: Special Education Department. $202,212.00 dollars.

9.02 Approve the contract with Lozano Smith for the 2023/2024 SY. Lozano Smith will provide counsel on issues related to special education to ensure compliance. Submitted by: Special Education Department. $125,00.00 dollars.

9.03 Approve the contract with Galileo Learning for the 2022/2023 Extended Year Program. Camp Galileo will offer summer camps to 300 students K-5th grade across two sites (Adelante II and LUCHA). Submitted by: State and Federal Department. $562,500.00 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 Board Meeting Minutes for the following dates: February 9, 2023, Regular Board Meeting, February 16, 2023, Special Board Meeting, February 27, 2023, Special Board Meeting and March 9, 2023, Regular Board Meeting.

10.02 Approve Acceptance of Donations.

10.03 Approve Fundraising Activities.

10.04 Approve Acceptance of Vendor & Payroll Warrants.

10.05 Approve Memorandum(s) of Understanding.

10.06 Approve Resolution No. 53-22/23 Inventory Disposal.

10.07 Approve Out of State Travel, Teacher Recruitment Day, Marshall, TX, Irma Barahona, Vanessa Le and Veronica Talton. Estimated cost $3,375.

10.08 Approve/Ratify Notices of Employment and Changes of Status/April 13, 2023.

10.09 Current Enrollment (Information Only).

10.10 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 Government Code Section 54956.9: Four (4) potential cases.

11.04 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; Office of Administrative Hearings, case no. 2023030398.

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

11.06 PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT (Government Code Section 54957): Titles: Middle School Principal, K-8 Principal, and Assistant Principals.

12. RECONVENE TO OPEN SESSION

12.01 REPORT OF ACTION TAKEN IN CLOSED SESSION.

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 May 11, 2023 (2022-23 School Year).