Thursday, May 11, 2023
REGULAR BOARD MEETING AGENDA

Type: REGULAR BOARD MEETING AGENDA
Time: 5:30 p.m.
Code: Regular #20-22/23

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/85942409059
Webinar ID: 859 4240 9059
Or One tap mobile:
+16699006833,85942409059# 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limited to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.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 - ARUESD 2023 Classified Employees of the Year

3.02 Special Recognition- Santa Clara County Office of Education 2022-2023 Classified School Employees of the Year

3.03 Special Presentation - Summer Extended Year Summer Program.

3.04 Teacher of the Year.

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. Public Hearing(s) And/or Special Order of Business

5.01 PUBLIC HEARING. District’s Initial Bargaining Proposal to Open Negotiations with the Teamsters 150 for the period of July 1, 2023 - June 30, 2026.

5.02 PUBLIC HEARING. Teamsters Local 150 Initial Bargaining Proposal to Open Negotiations with the Alum Rock Union Elementary School District for the period of July 1, 2023 - June 30, 2026.

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 Agreement with EHP for Workforce Housing Feasibility Study at the Renaissance at Mathson and District Office Sites.

6.02 Reject Bid Proposal from Bosco and Rebid RFP No.2223-Bonds31, Adelante II HVAC Pads and Paths.

6.03 Reject Bid Proposal from Bosco and Rebid RFP No.2223-Bonds32, McCollam HVAC Pads and Paths.

6.04 Reject Bid Proposal from Bosco and Rebid RFP No. 2223-Bonds33, Russo/McEntee HVAC Pads and Paths.

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 the Memorandum of Understand (MOU) between Alum Rock Union Elementary School District and Kidango for the Administration of the California State Preschool Program (CSSP) Grant at the Cesar Chavez Early Learning Center.

7.02 Approve Renewal of Contract for Legal Services with Rehon and Roberts, APC.

8. 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.)

8.01 Approve Adoption of The California Department of Education (CDE), Early Education Division (EED) grant to expand California State Preschool Program (CSPP) services in Alum Rock Union Elementary School District.

8.02 Approve Resolution No. 59-22/23 Aptitud Community Academy at Goss Revocation of Dependent Charter (Revert back to a district traditional school).

8.03 Leanlab Education Grant Award (Information Only).

8.04 Approve School Sponsored Field Trip List.

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).

9.02 Adopt the District's Initial Bargaining Proposal to Open Negotiations with Teamsters Local 150 for the period of July 1, 2023 to June 30, 2026.

9.03 Receive Teamsters Local 150 Initial Bargaining Proposal to Open Negotiations with the Alum Rock Union Elementary School District for the period of July 1, 2023 to June 30, 2026.

10. 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.)

10.01 Approve the contract with Black Oak Speech Therapy for the remainder of 2022/2023 School Year and extend into the 2023/2024 School Year. Black Oak Speech Therapy will provide speech and language therapy to students enrolled in ARUSD. Submitted by: Special Education Department. $176,000.00 dollars.

10.02 Approve the contract with Delta Healthcare Providers for the 2023/2024 School Year. Delta Healthcare provides speech therapy at various sites for students with identified needs per their student's IEP. Submitted by: Special Education Department. $152,200.00 dollars.

10.03 Approve the contract with ProSolve LLC. - Quest for the 2022/2023 Extended School Year Program. ProSolve will provide the Quest Camp experience which focuses on developing students' critical thinking, creativity, communication, and collaboration for up to 80 students at George and Sheppard Middle Schools. Submitted by: State and Federal Programs. $112,000.00 dollars.

10.04 Approve the contract with Think Together for the 2022/2023 Extended School Year Program. Think Together will provide summer learning recovery services for up to 280 students across two school sites (Ryan & Painter) Submitted by: State and Federal Programs. $336,723.00 dollars.

10.05 Approve the contract with YMCA of Silicon Valley for the 2022/2023 Extended School Year Program. YMCA of Silicon Valley and ARUSD are collaborating to offer extended summer learning opportunities that focus on academic enrichment, strengthening literacy, and instilling 21st Century Learning Skills for up to 160 students across two sites (LUCHA & Adelante II). Submitted by: State and Federal Programs. $161,600.00 dollars.

11. 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.)

11.01 Approve Contracts for Professional Services -Firms/Organizations.

11.02 Approve Memorandum(s) of Understanding.

11.03 Approve Acceptance of Donations.

11.04 Approve Fundraising Activities.

11.05 Approve Acceptance of Vendor & Payroll Warrants.

11.06 Approve Resolution No. 60-22/23 Inventory Disposal.

11.07 Approve/Ratify Notices of Employment and Changes of Status/May 11, 2023.

11.08 Approve CSEA, Teamsters, Supervisory, and Management Confidential Calendars for 2023 – 2024.

11.09 Current Enrollment (Information Only).

12. CLOSED SESSION

12.01 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.

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

12.03 CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATIONSignificant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: Claim for Damages of MG; Claim for Damages of HMN on behalf of minor RN; four additional potential cases.

12.04 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.

12.05 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.

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

13. RECONVENE TO OPEN SESSION

13.01 REPORT OF ACTION TAKEN IN CLOSED SESSION.

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 June 08, 2023 (2022-23 School Year).