Thursday, June 22, 2023
REGULAR BOARD MEETING AGENDA

Type: REGULAR BOARD MEETING AGENDA
Time: 5:00 p.m.
Code: Regular #22-22/23

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/89374048161
Webinar ID: 893 7404 8161
Or One tap mobile:
+16699006833, 89374048161# 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limited to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.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. CLOSED SESSION

2.01 RECESS TO CLOSED SESSION: The Board will recess to Closed Session at approximately 5:05 p.m. Open Session will resume at conclusion of Closed Session.

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

2.03 CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: four potential cases.

2.04 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; Office of Administrative Hearings, case no. 2023040779.

2.05 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.

2.06 CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: TEAMSTERS; District Negotiators: (1) Hilaria Bauer, Ph.D., Superintendent; (2) Cesar Torrico, Assistant Superintendent, Human Resources; (3) George Kleidon Ed. D., Director, Human Resources; (4) Kolvira Chheng, Assistant Superintendent, Business and (5) Jess Serna, Lead Negotiator.

2.07 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) George Kleidon Ed. D., Director, Human Resources; (4) Kolvira Chheng, Assistant Superintendent, Business and (5) Jess Serna, Negotiator.

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

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

3. RECONVENE TO OPEN SESSION

3.01 REPORT OF ACTION TAKEN IN CLOSED SESSION.

4. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD

4.01 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.

5. Special Presentation- Discussion, consideration and action

5.01 Pathway to Seal of Biliteracy Achievement Awards Student Recognition (Information Only).

5.02 Update from LPA, Inc. and ARC Alternatives.

6. COMMENTS AND COMMUNICATION

6.01 Teamsters.

6.02 California School Employee's Association (CSEA).

6.03 Alum Rock Educator's Association (AREA).

6.04 Alum Rock Administrator's Association (ARAA).

6.05 Superintendent.

6.06 Board of Trustees/Communications/Comments.

7. BONDS -- 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 Acceptance of Bid Package and Contract for #B2223-Bonds37 at Adelante Academy II.

7.02 Approve Sourcewell Piggyback Bid Contract #010521-LTS-3 for the Purchase of Two (2) Play Structures through Miracle Playsystems, Inc., for McCollam Elementary.

7.03 Acceptance of Bid Package and Contract for #B2223-Bonds38 at Millard McCollam ES.

7.04 Acceptance of Bid Package and Contract for #B2223-Bonds39 at Russo-McEntee Academy

7.05 Acceptance of Pool of Hazardous Materials Survey Services for Hazardous Materials Survey and Abatement Services

7.06 Acceptance of Pool of Commissioning Agents for Commissioning Services.

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 Progress of Local Performance Indicators (Information Only).

8.02 Review and Approve the 2023-2024 Local Control Accountability Plan (LCAP), 2022-2023 LCAP Annual Update, 2023-2024 Budget Overview for Parents and 2023-2024 LCAP Addendum.

9. 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.)

9.01 Adoption of the District's Proposed 2023-24 Budget.

9.02 Approve Request of IFB#2023-CNS04 Juice and Dairy Products and Services for 2023-2024 School Year.

9.03 Approve RFP#2023-CNS02 Distribution of Commercial Food Products and Paper Supplies for 2023-2024 School Year.

10. 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.)

10.01 Resignations (Information Only).

10.02 Approve New Position and Job Description – HUMAN RESOURCES SPECIALIST

10.03 Approval and Ratification of Tentative Agreement between the Alum Rock Union Elementary School District and Teamsters Local 150, for the period of July 1, 2023 - June 30, 2026.

11. 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.)

11.01 Approve the Contract with Maxim Healthcare Staffing Services, Inc. for the 2023-2024 SY. This contract will provide LVN and RN services to ARUSD students with medical needs, such as diabetes management. Submitted by: Student Services, $200,000.00 dollars.

11.02 Approve the Contract with Imagine Learning for the 2023-2024 SY and the Extended Year Program (EYP). This contract will provide all TK-2nd grade students with licenses in language, literacy and math, as well as professional development for teachers. Submitted by: Academic Services, $477,000.00 dollars.

11.03 Approve the Contract with Curriculum Associates for the 2023-2024 SY. This contract will provide an EL program management platform that organizes all EL student data, supports critical meeting and monitoring processes, enables accurate reporting, and supports instructional planning for multilingual students, as well as a professional development. Submitted by: Academic Services, $122,288.60 dollars.

11.04 Approve the Contract with AchieveKids for the 2023-2024 SY. This contract will provide individualized instruction & behavior support services to autistic or severe behaviorally disordered students. Submitted by: Special Education, $103,932.00 dollars.

12. CONTRACT EXTENSION 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.)

12.01 Approve the Contract Extension with Delta Flex Travelers for the 2022-2023 SY. This contract will provide a speech therapist to ARUSD students with speech related services and ACC assessments. Submitted by: Special Education; original approved contract amount of $151,200. Requested increase of $35,000 for a total contract amount of $186,200.00 dollars.

12.02 Approve the Contract Extension with Ripcorp Inc. for the 2022-2023, 2023-2024, and 2024-2025 SY. This three-year contract is to digitize an additional 2 million District documents. Submitted by: Information Technology; original approved contract amount, $162,050. Requested increase of $255,600 for a total contract amount of $417,650.00 dollars.

12.03 Approve the Contract Extension with Think Together for the 2022-2023 Extended Year Program (EYP). This contract request is to extend the term for one additional month from June 30, 2023 through July 31, 2023 in order to provide additional support for the summer school program. Submitted by: State & Federal; Requested increase of $0 dollars. Original approved contract amount $2,463,065.00 dollars.

12.04 Approve the Contract Extension with KV Educational Services for the 2022-2023 Extended Year Program (EYP). This contract will provide CTE Arts, Media & Entertainment academic enrichment services at 2 school sites (Ryan and Painter) for grades 3rd-5th and 6th-8th. Submitted by: State & Federal; original approved contract amount $61,000. Requested increase of $61,000 for a total contract amount of $122,000.00 dollars.

12.05 Approve the Contract Extension with YMCA of Silicon Valley for the 2022-2023 Extended Year Program (EYP). This contract will provide summer enrichment programs for up to 160 students at 2 school sites (LUCHA and Adelante II). Submitted by: State & Federal; original approved contract amount $161,600.00 Requested increase of $141,400.00 for a total contract amount of $303,000.00 dollars.

12.06 Approve the Contract Extension with Khai Heating & Air Conditioning for the 2022-2023 SY. This contract will provide preventative maintenance and repairs to Airedale HVAC unit's districtwide. Submitted by: Maintenance Department; original approved contract amount of $88,000, requested increase of $40,000 for a total contract amount of $128,000.00 dollars.

13. 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.)

13.01 Approve Board Meeting Minutes for the following date: May 11, 2023, Regular Board Meeting.

13.02 Approve Acceptance of Donations.

13.03 Approve Fundraising Activities.

13.04 Approve Resolution No.64-22/23 to Establish Debt Service Fund for General Obligation Bonds, Election of 2022 Series A.

13.05 Current Enrollment (Information Only).

13.06 Approve Contracts for Professional Services -Firms/Organizations.

13.07 Approve Memorandum(s) of Understanding.

13.08 Approve/Ratify Notices of Employment and Changes of Status/June 22, 2023.

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 July 20, 2023 (2023-24 School Year).