Thursday, September 14, 2023
REGULAR BOARD MEETING AMENDED AGENDA

Type: REGULAR BOARD MEETING AMENDED AGENDA
Time: 5:30 p.m.
Code: Regular #06-23/24

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/87077672615
Webinar ID: 870 7767 2615
Or One tap mobile:
+16699006833, 87077672615# 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*********

The Agenda And All Public Agenda Materials Are Available On The District's Website At https://www.arusd.org/district/board-of-trustees/board-agendas,
and a copy can also be obtained at the District's Administrative Offices, Reception Area, located at 2930 Gay Ave, San Jose, CA 95127.

1. OPEN SESSION - CALL TO ORDER AND ROLL CALL

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to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.

1.02 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 Anti Bullying Presentation.

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 Regarding Sufficiency of Instructional Materials.

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 the Feasibility Study and Select a Site for Workforce Housing.

6.02 Approve Notice of Added Architectural Services for Additional Topographic Survey for Studio W in Conjuction with Bonds2223-Bonds7.

6.03 Approve Notice of Architectural & Engineering Services for HVAC Upgrades Project at District Office RFP No. 2223-Bonds43 for JK Architecture Engineering.

6.04 Approve Notice of Completion and Change Orders for Project B2223 Bond 23 ADA/DSA Accessibility Scopes at George, Linda Vista, and Adelante I – Selway Construction Inc.

6.05 Approve Notice of Completion and Change Orders for Project B2223 Bond 24 ADA/DSA Accessibility Scopes Sheppard & San Antonio – Selway Construction Inc.

6.06 Approve Notice of Contract Agreement Extension for Architectural Services for Studio W.

6.07 Approve Notice of Contract Agreement Extension for Consulting Services for PSS.

6.08 Approve Notice of Contract Agreement Extension for Architectural Services for LPA, Inc.

6.09 Approve Citizen’s Bond Oversight Committee (CBOC) Appointment.

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 School Sponsored Field Trip List.

7.02 Approve Resolution No. 15-23/24, Regarding Sufficiency or Insufficiency of Instructional Materials.

7.03 Approve Consolidated Application and Reporting System (CARS) 2021/22, 2022/23, and 2023/24 Reporting and 2023-2024 Application for Funding.

7.04 Approve THINK Together Designation of California State Preschool Program (CSPP) Facility Responsibility- Painter Elementary.

7.05 Approve California Department of Education (CDE) Amendment 01 Local Agreement for Early Education Services, for California State Preschool Programs (CSPP) within Alum Rock Union Elementary School District.

7.06 California Department of Education (CDE) Amendment 02 Local Agreement for Early Education Services, for California State Preschool Programs (CSPP) within Alum Rock Union Elementary School District (Information Only).

7.07 California Department of Education Expenditure Quarter 4 Report, from Aptitud Community Academy at Goss Early Literacy Support Block Grant (ELSB), and Literacy Action Plan in year-two of implementation (Information Only).

8. 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.)

8.01 Approve Request for Approval of RFP#2023-CNS05 Meat Products for 2023-2024 School Year.

8.02 Approve Unaudited Actuals Financial Reports for 2022–2023 Report to the Board on Unaudited Actuals as Required by Law.

8.03 Approve Resolution No.14-23/24 GANN Limit Calculations.

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 (informational Only)

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 The Creekside School for the 2023-2024 SY. This contract will provide individualized instruction and behavior support services to autistic and behaviorally disordered students. Submitted by: Special Education, $137,595.00 dollars.

10.02 Approve the Contract with Community School of Music and Arts for the 2023-2024 SY. This contract will provide visual art classes (Arts4Schools Instruction) to K-8 students at 10 school sites (Adelante, Adelante II, Aptitud, Cureton, Hubbard, Linda Vista, Lyndale, Meyer, Painter & Ryan). Submitted by: Academic Services, $169,322.00 dollars.

10.03 Approve the Contract with Verizon Wireless for the 2023-2024 SY. This contract is to purchase Jetpack (hotspot) student devices and provide a data plan for such devices through the use of LAUSD/Verizon agreement No. 4400007482. Submitted by: Technology, $275,000.00 dollars.

10.04 Approve Contract with AON Risk Insurance Services West. This contract will provide insurance and brokerage management services, plus safety consultant services. Submitted by: Business Services, $452,000.00 dollars.

11. 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.)

11.01 Approve the Contract Extension with Maxim Healthcare for the 2023-2024 SY. This contract extension will provide an additional 2 Board Certified Behavior Analysts (BCBA) for District use in general education support. Submitted by: Special Education; original approved contract amount $700,000.00, requested increase amount $374,400.00 for a total contract amount of $1,074,400.00 dollars.

11.02 Approve the Contract Extension with THINK Together Inc. for the 2023-2024 SY. This contract extension is to add preschool program services at Painter Elementary for up to 24 children at no cost. In addition, THINK Together will assign a Teacher Aid at McCollam Elementary for up to 4 hours per day over 246 program days during the 2023-2024 school year. Submitted by: Early Learning; original approved amount of $1,090,210.50, requested increase of $41,941.00 for a total contract amount of $1,132,151.50 dollars.

11.03 Approve the Contract Extension with AchieveKids for the 2023-2024 SY. This contract extension will provide certified, highly specialized nonpublic school for individualized instruction and behavior support to autistic or severe behaviorally disordered students. Submitted by: Special Education; original approved contract amount $103,932.00, requested increase amount $93,837.00 for a total contract amount of $197,769.00 dollars.

11.04 Approve the Contract Extension with Blazerworks for the 2023-2024 SY. This contract extension will provide a speech therapist for Independent Studies. Submitted by: Special Education; original approved contract amount $450,000.00, requested increase of $140,000.00 for a total contract amount of $590,000.00 dollars.

12. 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.)

12.01 Approve Board Meeting Minutes for the following dates: July 27, 2023, Special Board Meeting and August 10, 2023, Regular Board Meeting.

12.02 Approve Acceptance of Donations.

12.03 Approve Fundraising Activities.

12.04 Approve Acceptance of Vendor & Payroll Warrants.

12.05 Approve the Santa Clara County Treasury Investment Portfolio Status.

12.06 Approve Contracts for Professional Services - Firms/Organizations.

12.07 Approve Bond Contracts/Extensions.

12.08 Approve Memorandum(s) of Understanding.

12.09 Approve the Application for Exemption from the Required Expenditures for Classroom Teachers' Salaries.

12.10 Approve Resolution No. 08-23/24 Hispanic Heritage Month September 15 – October 15, 2023.

12.11 Approve Resolution No. 09-23/24 Character Education Month October, 2023.

12.12 Approve Resolution No. 10-23/24 Digital Citizenship Week October 16 – 20, 2023.

12.13 Approve Resolution No. 11-23/24 Week of the School Administrator October 8 – 14, 2023.

12.14 Approve Resolution No. 12-23/24 Creating a College Culture.

12.15 Approve Resolution No. 13-23/24 Inventory Disposal.

12.16 Approve/Ratify Notices of Employment and Changes of Status/September 14, 2023.

12.17 Current Enrollment (Information Only).

13. CLOSED SESSION

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

13.02 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.

13.03 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.

13.04 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (pursuant to Government Code Section 54956.9, subd. (d)(1)) – Two Matters – OAH Case No. 2023050596, and OAH Case No. 2023080123.

13.05 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 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.

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

13.07 Superintendent's Evaluation.

13.08 PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT (Government Code Section 54957): Titles: Director of Fiscal Services; Operations Manager of Security; Procurement Manager; Operations Manager; Coordinator of Special Education

14. RECONVENE TO OPEN SESSION

14.01 REPORT OF ACTION TAKEN IN CLOSED SESSION.

15. FUTURE BOARD AGENDA REQUESTS

15.01 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

16. NEXT MEETING(S)

16.01 October 12, 2023 (2023-24 School Year).

17. ADJOURNMENT

17.01 President adjourns the meeting.