# Thursday, October 12, 2023
# REGULAR BOARD MEETING AMENDED AGENDA

**Type: REGULAR BOARD MEETING AMENDED AGENDA**
**Time: 5:30 p.m.**
**Code: Regular #07-23/24**

**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/88159063614**
**Webinar ID: 881 5906 3614**
**Or One tap mobile:**
**+16699006833, 88159063614# 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limited to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.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 Presentation: Highlights of the student field trip to Sacramento State Capital - California Native American Day Celebration and Indigenous People's Day.

3.02 Presentation: Learning Communities for Schools Success Program (LCSSP) (Information Only)

3.03 Approve the Long Range Facilities Plan.

**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 Discussion/Information- Bike safety in our schools.

**6. BONDS -- 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.)**

6.01 Approve Consulting Services by Project Support Services (PSS) for Additional Non-Certified Projects requiring certification as required by DSA.

**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 Quarterly Report on Williams Uniform Complaints.

**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 Disclosure of major provisions of tentative agreement including costs to be incurred in current and subsequent fiscal years (Gov. Code section 3547.5);Approve and Ratify Tentative Agreement between the Alum Rock Union Elementary School District and AREA, for the period of July 1, 2023 - June 30, 2024.

8.02 Disclosure of major provisions of tentative agreement including costs to be incurred in current and subsequent fiscal years (Gov. Code section 3547.5);Approve and Ratify Tentative Agreement between the Alum Rock Union Elementary School District and CSEA Chapter #305, for the period of July 1, 2023 - June 30, 2026.

8.03 Ratify 2.1% Salary Increase to Teamsters Bargaining Unit Members Pursuant to "me, too" Provision.

8.04 Ratify 2.1% Salary Increase to CSEA Bargaining Unit Members Pursuant to "me, too" Provision.

8.05 Approve a 7.1% increase to Salary Schedules and 2% One-Time Off-Schedule Payments for Certificated Management, Classified Management, Supervisory and Confidential Employees for 2023-2024 School Year.

8.06 Approve Classified Substitute Pay Rates Effective 10-25-23.

8.07 Resignations (Informational Only).

**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 Kidango, Inc. for the 2023-2024 SY. This contract will provide a licensed California State Preschool Program at Cesar Chavez Early Learning Center and Cesar Chavez Preschool Center. Submitted by: Early Learning, $2,882,999.20 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 Acceptance of Donations.

10.02 Approve Fundraising Activities.

10.03 Approve Acceptance of Vendor & Payroll Warrants.

10.04 Approve Bond Contracts/Extensions.

10.05 Approval of Annual Developer Fees 2022-2023.

10.06 Approve/Ratify Notices of Employment and Changes of Status/October 12, 2023.

10.07 Approve Resolution No. 17-23/24 Inventory Disposal.

10.08 Approve Memorandum(s) of Understanding.

10.09 Approve Contracts for Professional Services - Firms/Organizations.

10.10 Approve Out of State Travel, National Council for Teachers of Mathematics (NCTM), Washington, DC for Robyn Riedstra and Vivian Nguyen (Sheppard Middle School) Estimated cost $5,126.00.

10.11 Current Enrollment (Information Only).

**11. CLOSED SESSION**

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

11.02 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.

11.03 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.

11.04 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. 2023040779.

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 Discipline/Dismissal/Release (Government Code Section 54957).

11.07 PUBLIC EMPLOYEE PERFORMANCE EVALUATION Title: Superintendent.

11.08 PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT (Government Code Section 54957): Titles: Operations Manager; Interim Principal; Administrator Fiscal Services

**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 November 9, 2023 (2023-24 School Year).