Thursday, December 14, 2023
ANNUAL ORGANIZATIONAL AND REGULAR BOARD MEETING AMENDED AGENDA

Type: AGENDA - ANNUAL ORGANIZATIONAL AND REGULAR BOARD MEETING AMENDED AGENDA
Time: 5:30 p.m.
Code: Regular #10 -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/84681954098
Webinar ID: 846 8195 4098
Or One tap mobile:
+16699006833, 84681954098# 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, ROLL CALL, AND OFFICER ELECTIONS

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 ACTION: ANNUAL ORGANIZATIONAL MEETING, NOMINATION AND ELECTION OF BOARD PRESIDENT.

1.03 ACTION: ANNUAL ORGANIZATIONAL MEETING, NOMINATION AND ELECTION OF BOARD VICE-PRESIDENT.

1.04 ACTION: ANNUAL ORGANIZATIONAL MEETING, NOMINATION AND ELECTION OF BOARD CLERK.

1.05 ACTION: APPROVE AND APPOINT THE SUPERINTENDENT AS THE SECRETARY TO THE BOARD.

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to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.

1.07 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. COMMENTS AND COMMUNICATION

3.01 Alum Rock Administrator's Association (ARAA).

3.02 Teamsters.

3.03 California School Employee's Association (CSEA).

3.04 Alum Rock Educator's Association (AREA).

3.05 Superintendent.

3.06 Board of Trustees/Communications/Comments

4. 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.)

4.01 Approve Proposed Board Meeting Calendar for 2024. The Board will discuss and determine the proposed schedule for the Regular Board Meetings for the calendar year from January through December 2024. Proposed dates include: January 18; February 08; March 14; April 11; May 9; June 13 and June 27; July 18; August 8; September 12; October 10; November 14; and December 12.

4.02 Waive Second-Reading Requirement (per Board Bylaw 9310) and Approve Amended Board Bylaw 9270 Conflict of Interest Code and Resolution No. 22-23/24 Biennial Notice Second Reading and Adoption.

4.03 Approve Resolution # 23-23/24 Proclaiming January 2024 as School Board Recognition Month.

4.04 Discuss the process for the Board Self-Evaluation 2024 (Information Only).

4.05 Update on RFP Affordable Housing Developers (Information Only.)

4.06 INFORMATION/DISCUSSION/ACTION: BOARD-CREATED COMMITTEES. Creation/dissolution of, and/or appointment to, Board-Created committees, as per Board Bylaw 9130.

4.07 Approval to Appoint the Board Representative for the County Committee Election for 2024. The California Education Code requires that the Governing Board of each school district, at its annual initial meeting, select one of its members to vote in the election for members of the County Committee on School District Organization.

5. BONDS -- 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 Approval of Phase II Contract with Education Housing Partners (EHP) for Entitlements and MACSA Building Demolition.

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

6. 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.)

6.01 Approve 2023-24 First Interim Report.

6.02 Approve the Second Amendment for DANNIS WOLIVER KELLY (DWK) Agreement for Legal 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 Local Control Accountability Plan (LCAP) Timeline.

7.02 Approve English Language Learners Reclassification Criteria.

7.03 Approve School Sponsored Field Trip List.

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 (Informational Only).

8.02 Approve Revised Job Description - PARAEDUCATOR-SPECIAL EDUCATION II

8.03 Approve Revised Job Description - SENIOR ACCOUNTANT

8.04 Approve Revised Job Description - TRANSLATOR TECHNICIAN

9. 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.)

9.01 Approve Board Meeting Minutes for the following dates: October 28, 2023, Special Board Meeting, November 9, 2023, Regular Board Meeting and November 22, 2023, Special Board Meeting.

9.02 Approve Acceptance of Donations.

9.03 Approve Fundraising Activities.

9.04 Approve Acceptance of Vendor & Payroll Warrants.

9.05 Approve Resolution # 21-23/24 Education/State & Local Government Purchase Agreement Piggyback for Apple Products and Services, Bid No. #23/24-11.

9.06 Approve 2023-2024 SCCOE Authorized Signers.

9.07 Approve Bond Contracts/Extensions.

9.08 Approve Contracts for Professional Services - Firms/Organizations.

9.09 Approve Memorandum(s) of Understanding.

9.10 Approve Contracts for Professional Services - Individuals.

9.11 Approve/Ratify Notices of Employment and Changes of Status/November 9, 2023.

9.12 Current Enrollment (Information Only).

10. CLOSED SESSION

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

10.02 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.

10.03 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION (Paragraph (1) of subdivision (d) of Section 54956.9): 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 and no. 23CV425680; 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.

10.04 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.

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

10.06 PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT (Government Code Section 54957): Title: Principal

10.07 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. RECONVENE TO OPEN SESSION - VIA ZOOM

11.01 REPORT OF ACTION TAKEN IN CLOSED SESSION.

12. FUTURE BOARD AGENDA REQUESTS

12.01 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

13. ADJOURNMENT

13.01 President adjourns the meeting.