Thursday, September 12, 2024
REGULAR BOARD MEETING AMENDED AGENDA

Type: REGULAR BOARD AMENDED AGENDA
Time: 5:30 p.m.
Code: Regular #08-24/25

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/86063927945
Webinar ID: 860 6392 7945
Or One tap mobile:
+16699006833, 86063927945# 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*********

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 to the Muwekma Ohlone People Tribe of the San Francisco Bay Area for their stewardship of these lands.

1. OPEN SESSION - CALL TO ORDER AND ROLL CALL

1.01 CALL TO ORDER/ ROLL CALL/ PLEDGE OF ALLEGIANCE -- PRESIDENT LINDA CHAVEZ.

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limited to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.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 ANNOUNCEMENT AND PUBLIC COMMENTS REGARDING ITEMS TO BE DISCUSSED IN CLOSED SESSION (Government Code Section 54957.7).

2.02 RECESS TO CLOSED SESSION: The Board will recess to Closed Session at approximately 5:35 p.m. Open Session will resume at conclusion of Closed Session.

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): Jane Doe 1, et al. v. Alum Rock Union School District, et al., Santa Clara County Superior Court case no. 23CV420187; Jane AAY Doe, by and through her Guardian ad Litem, John AAL Doe v. Alum Rock Union School District, et al., Santa Clara County Superior Court case no. 24CV429076; Jane Doe v. Alum Rock Union School District, et al., Santa Clara County Superior Court case no. 24CV435022; Jane AHK Doe, et al. v. Alum Rock Union School District, et al., Santa Clara County Superior Court case no. 24CV441079; Jane Doe E.W. v. Alum Rock Union School District, et al., Santa Clara County Superior Court case no. 22CV407905; JANE ROE 1, JANE ROE 2, and JANE ROE 3, vs. ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT, et al., County of Santa Clara Superior Court Consolidated Case No.: 22CV409107.

2.05 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – (Paragraph (1) of subdivision (d) of Section 54956.9): Evangelina Perez as Parent and Legal Guardian of Minor Child A.P v. Alum Rock Union School District Civil Action No. 5:24-cv-01691-VKD.

2.06 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – (Paragraph (1) of subdivision (d) of Section 54956.9): Arturo Vazquez vs Alum Rock Union Elementary School District, Does 1 to 10 Case No. 24CV441801.

2.07 INFORMATION/DISCUSSION/ACTION: LIABILITY CLAIMS (Government Code Section 54956.95) Tort Claim Claimant: Guardian Julio Tavares, on Behalf of Student CT Tort Claim #24-25-001. Agency: Alum Rock Union Elementary School District.

2.08 CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: AREA (Alum Rock Educators Association); District Negotiators: (1) Emmanuel Barbara, Interim Superintendent; (2) Cesar Torrico, Assistant Superintendent, Human Resources; Lead Negotiator (3) Assistant Superintendent, Business.

2.09 CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: CSEA (California Schools Employee Association); District Negotiators: (1) Emmanuel Barbara, Interim Superintendent; (2) Cesar Torrico, Assistant Superintendent, Human Resources; Lead Negotiator (3) Assistant Superintendent, Business.

2.10 CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: TEAMSTERS; District Negotiators: (1) Emmanuel Barbara, Interim Superintendent; (2) Cesar Torrico, Assistant Superintendent, Human Resources; Lead Negotiator (3) Assistant Superintendent, Business.

2.11 Public Employee Discipline/Dismissal/Release/Non-Reelection (Government Code Section 54957).

2.12 PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT (Government Code Section 54957): Title: Interim Superintendent; Superintendent; Assistant Superintendent, Business Services; Interim Director of Fiscal Services; Transportation Manager.

2.13 CONFERENCE WITH LABOR NEGOTIATORS Agency designated representatives: Board President. Unrepresented employee: Interim Superintendent, Superintendent and Assistant Superintendent of Business Services.

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/Action Consideration and Action

5.01 APPROVE Proposition 28 Arts and Music in Schools Annual Report, Fiscal Year 2023-24.

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 Interim Superintendent.

6.06 Board of Trustees/Communications/Comments.

7. PUBLIC HEARING (s) And/or Special Order of Business

7.01 Public Hearing: Regarding Sufficiency of Instructional Materials.

8. 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.)

8.01 Approve grant from Excite Credit union to implement Calkids savings options for parents.

8.02 Approve Contract for Superintendent.

8.03 Approve Amendment to Interim Superintendent Contract.

9. BUSINESS--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 Unaudited Actuals Financial Reports for 2023–2024 Report to the Board on Unaudited Actuals as Required by Law.

9.02 Approve Alpha: Blanca Alvarado Charter School Renewal Petition.

9.03 Demographic and Enrollment Projections by School Works.

9.04 Approve Request for Approval of RFP#2024-CNS01 Farm to School Fresh Produce for 2024 – 2025 School Year (World's Finest Farms)

9.05 Approve Request for Approval of RFP#2024-CNS01 Farm to School Fresh Produce for 2024 – 2025 School Year (Fresno BIPOC Produce)

9.06 Approve Request for Approval of RFP#2024-CNS01 Farm to School Fresh Produce for 2024 – 2025 School Year (Permanent Agriculture Inc)

9.07 Approve Request for Approval of RFP#2024-CNS01 Farm to School Fresh Produce for 2024 – 2025 School Year (Fiery Ginger Farm, LLC)

9.08 Approve Resolution No.13-24/25 GANN Limit Calculations.

10. 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.)

10.01 Update on Workforce Housing Project - Entitlement Phase and discussion/ action on the Design-Build RFQ/P process and requirements.

10.02 Approve Addendum No.1 for the contract extension with Project Support Services Inc. This extension would be for an additional one year from July 1, 2024 through June 30, 2025.

10.03 Approve Addendum No.1 for the contract extension with Pacific Metro Electric Inc. This extension would be an additional one year from November 30, 2023 to November 29th, 2024 for the Outdoor Classroom Project #6.

10.04 Approve Addendum No.2 for the extension of RFQ/P No.2122-BUS 03 with ARC Alternatives. This extension would be for an additional one year from July 1, 2024 through June 30, 2025.

11. 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.)

11.01 Approve School Sponsored Field Trip List.

11.02 Approve 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-three of implementation.

12. 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.)

12.01 Resignations (Information Only).

13. 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.)

13.01 Approve the AchieveKids Contract for the 2024/2025 SY. This contract will provide individualized instruction and behavior support services to autistic or severe behaviorally disordered students. Submitted by Special Education, $118,175.50 dollars.

13.02 Approve the Think Together Contract for the 2024/2025 SY. This contract will provide a comprehensive licensed preschool program to serve up to 48 children. Submitted by Early Learning, $1,119,679.00 dollars.

13.03 Approve the Glen Price Group Contract for the 2024/2025 SY. This contract will provide support in key areas of community schools implementation, including project management, professional development and capacity building, continuous improvement and implementation monitoring and data reporting, and sustainability planning. Submitted by Social Emotional Learning, $180,000.00 dollars.

13.04 Approve the After School Music Academy Contract for the 2024/2025 SY. This contract will provide music, martial arts and hiphop dance at five ARUSD middle schools for a total of twenty weeks. Submitted by State and Federal, $184,800.00 dollars.

14. Contract Extensions 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.)

14.01 Approve the Pine Health contract for the 2024/2025 SY. This contract adjustment is to provide an LVN to assist students with medical needs: A new increase request of $78,000.00. Submitted by: Special Education; original approved contract was in the amount of $168,750.00. The total contract amount for the 2024/2025 SY is in the amount of $246,750.00 dollars.

14.02 Approve the CityYear contract for the 2024/2025 SY. This contract adjustment is an amendment to include Cassell Elementary at No Cost. Submitted by: State and Federal; original approved total contract amount of $250,000.00 dollars.

15. 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.)

15.01 Approve Board Meeting Minutes for the following dates: Special Board Meeting, August 6, 2024, Regular Board Meeting, August 8, 2024, August 14, 2024, Special Board Meeting, August 16, 2024, Special Board Meeting, and Special Board Meeting, August 26, 2024.

15.02 Approve Acceptance of Donations.

15.03 Approve Fundraising Activities.

15.04 Approve Acceptance of Vendor & Payroll Warrants.

15.05 Approve Bond Contracts/Extensions.

15.06 Approve the Santa Clara County Treasury Investment Portfolio Status.

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

15.08 Approve Resolution No. 11-24/25 Hispanic Heritage Month September 15 – October 15, 2024.

15.09 Approve Resolution No. 10-24/25 Digital Citizenship Week October 21 – 25, 2024.

15.10 Approve Resolution No. 09-24/25 Week of the School Administrator October 13-19, 2024.

15.11 Approve Resolution No. 08-24/25 Creating a College Culture.

15.12 Approve Resolution No. 15-24/25, Regarding Sufficiency or Insufficiency of Instructional Materials.

15.13 ACTION: Approval of 2024-25 Unrepresented Salary Schedule - Wellness Center Site Specialist

15.14 Approve Resolution No. 12-24/25 Character Education Month October, 2024.

15.15 Approve Resolution No. 14-24/25 Attendance Awareness Month.

15.16 Approve/Ratify Notices of Employment and Changes of Status/September 12, 2024.

15.17 Approve Resolution No. 07-2425 Inventory Disposal.

15.18 Approve Memorandum(s) of Understanding.

15.19 Approve Contracts for Professional Services-Firms/Organizations

15.20 Current Enrollment (Information Only).

16. FUTURE BOARD AGENDA REQUESTS

16.01 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

17. ADJOURNMENT

17.01 President adjourns the meeting.

18. NEXT MEETING(S)

18.01 October 10, 2024 (2024-25 School Year).