

**AMENDMENT NO. 1**  
**to the**  
**ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT**  
**COMMUNITY WORKFORCE AGREEMENT**

Preamble

This Amendment is made and entered into on this 11 day of August, 2023 by and between the Alum Rock Union Elementary School District (“District”) and the Santa Clara & San Benito Counties Building and Construction Trades Council, AFL-CIO (“Council”), on behalf of itself and its affiliated local Unions that have authorized the Council to enter into this Amendment (“Unions”).

Recitals

**Whereas**, a Community Workforce Agreement (“Agreement”) was entered into on April 5, 2017 by and between the District, the Council, the signatory Unions, and the contractors and/or subcontractors that have become or shall become signatory to the Agreement by signing the “Agreement to be Bound” thereto; and

**Whereas**, the Agreement applies to projects funded by the District’s Measure I and J bonds; and

**Whereas**, the District has continued to experience positive benefits from the Agreement and from an ongoing relationship with the Council and its affiliated local Unions; and

**Whereas**, the residents of the District area voted in favor of a new bond called Measure S, which reauthorizes the remaining \$71.5 million in Measure J bonds previously authorized by District voters to fund the modernization, renovation, repair, and updating of District facilities; and

**Whereas**, the parties to the Agreement now mutually desire to amend the Agreement to apply the Agreement to projects funded in whole or in part by Measure S; and

NOW, THEREFORE, IT IS HEREBY AGREED BETWEEN AND AMONG THE PARTIES TO AMEND THE AGREEMENT AS FOLLOWS:

- 1) The second paragraph of the Agreement is hereby amended and fully restated as follows:

*The purpose of this Agreement is to promote the efficiency of construction operations for the District through the use of skilled labor resulting in quality construction outcomes, and to provide for the peaceful settlement of labor disputes and grievances without strikes or lockouts, thereby promoting the public interest in assuring the timely and economical completion of Projects funded by proceeds from Measure I, Measure J, and/or Measure S bonds.*

2) Section 1.9 of the Agreement is hereby amended and fully restated as follows:

*“Project” means all District construction projects paid for in whole or in part out of Measure I, Measure J, and/or Measure S funds. The District and the Council may mutually agree in writing to add additional components to the Project’s scope of work covered by this Agreement. Although “Project” is used throughout this Agreement in the singular, it applies to all projects as defined in this Section.*

- 3) Other than as explicitly set forth herein, this Amendment No. 1 shall make no other changes, amendments, modifications, additions or deletions to the Agreement.
- 4) This Amendment No. 1 shall become effective when the District’s governing board ratifies this Amendment No. 1 and it is executed by the District and the Council.
- 5) This Amendment No. 1 shall be attached to and included with the Agreement for all intents and purposes, including all bid solicitations or similar documents issued by the District, and shall continue in full force and effect until completion of the Project(s) as defined therein.

Dated: August 26<sup>th</sup> 2023 SANTA CLARA & SAN BENITO COUNTIES  
BUILDING & CONSTRUCTION TRADES COUNCIL

David Bini  
David Bini  
Executive Director

Dated: August 29, 2023 ALUM ROCK UNION ELEMENTARY SCHOOL  
DISTRICT

Kol S  
Name: Kolvira Chheng  
Title: Asst. Supt., Bus. Svcs.