AMENDED

Regular Board of Trustees Meeting - July 17, 2025 Agenda

Time: 5:30 PM

Location: Alum Rock Union Elementary School District, 2930 Gay Avenue, San Jose, CA 95127; District Board Room.

Code: Regular #01-25/26

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 arrangements.

THE MEETING WILL BE AVAILABLE FOR VIEWING LIVE VIA ZOOM WEBINAR MODE AND CAN BE ACCESSED AS FOLLOWS:

Join the Webinar from PC, MAC, iPad or Android:

https://arusd-org.zoom.us/j/84092255631?pwd=IfoFyhWh1FcwSBWb3r9kNtyMFHn8eg.1

Passcode: 213469

Phone one-tap: +16699006833,,84092255631#,,,,*213469# 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

LAND ACKNOWLEDGMENT - The 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.

*******PUBLIC COMMENT WILL BE ONLY IN PERSON: NO PUBLIC COMMENT WILL BE AVAILABLE THROUGH ZOOM*******

1. OPEN SESSION - CALL TO ORDER AND ROLL CALL

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

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to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.

1.3 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. on this agenda as stated below.

2. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD

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 / COMMUNICATION

3.1 Teamsters.

3.2 California School Employee's Association (CSEA).

3.3 Alum Rock Educator's Association (AREA).

3.4 Alum Rock Administrator's Association (ARAA).

3.5 Superintendent.

3.6 Board of Trustees.

4. BOND / FACILITIES - 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.)

4.1 Lyndale Elementary Play Structures Update Presentation

Staff will provide updates with a presentation.

Lyndale Play Structures Update Presentation.pdf

4.2 Bond Update Presentation

Staff will provide updates with a presentation.

Bond Update.pdf

5. 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.)

5.1 Resignations (Information Only)

Pursuant to Board Policy 4117.2 the Superintendent or designee has accepted the following resignations.

Cover - Resignations - 7.17.25.doc

Certificated Resignations.pdf

Classified Resignations 7.17.25.pdf

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.)

6.1 Education Protection Account (EPA) Spending Plan for 2025-2026

Propostition 30 grants K-14 local agencies full authority to determine how EPA funds are used, subject to the following conditions:

- The governing board must approve the spending plan at a public meeting.
- EPA funds may not be used for administrative salaries, benefits, or other administrative costs, as defined by the account code structure.
- Each year, the agency must publish the amount received and how funds were spent on its website.
- The annual financial audit must verify compliance with Proposition 30 spending requirements. Costs related to this audit are an allowable EPA expense.

- Noncompliance with spending requirements may result in civil or criminal penalties.

District Spending Plan (2025–2026):

The District will allocate $13,840,766 in EPA funds toward teacher salaries and benefits, by shifting expenditures from resource 0000 (unrestricted) to resource 1400 (EPA). No administrative costs will be charged to the EPA resource.

Revised-EPA.pdf

0290_001.pdf

It is the recommendation of the Superintendent that the Board of Trustees approve the District's Education Protection Account (EPA) Spending Plan for 2025-2026.

6.2 **Resolution No. 01-25/26 Annual Authorized Signatures**

To update authorized signatures to carry out Continued Funding Application (CFA) to California Department of Education (CDE) and California State Preschool Programs.

Resolution 01-25.26 - Continued Funding Application Board Cover.pdf

CDE -Board Resolution.pdf

It is the recommendation of the Superintendent that the Board of Trustees approve Resolution No. 01-25/26 Annual Authorized Signatures to California Department of Education and California State Preschool Programs.

6.3 **Adoption of Piggybackable Contracts for items such as Equipment, Materials, Supplies, and Services (non-construction services).**

California Public Contract Code (PCC) 20118, sections 20111 and 20112 authorizes school districts to order against competitive bids prepared by other school districts (commonly referred to as "piggyback") and public agencies, provided such authority is granted by the Board of Education and the originating agency at the time of the bid preparation and award of contract. Pursuant to the same code, these public agencies include any public corporation or agency, including any county, city, town or district.

District staff has determined that when appropriate, piggyback contracts will save administrative staff time and money, and these contracts often provide lower prices than we would be able to obtain as a single agency. It is recommended that the Governing Board approve the adoption of piggybackable contracts, which include but

are not limited to:

- General Services Administration (GSA)/California Multiple Award Schedule (CMAS)
- National Association of State Procurement Officials (NASPO ValuePoint)
- Sourcewell (formerly NJPA)
- OMNIA (formerly National IPA and U.S. Communities)
- CalSAVE Purchasing Cooperative Contract

Board Cover July 17 2025.pdf

Adoption Piggybackable Contracts Backup Information.pdf

It is the recommendation of the Superintendent that the Board of Trustees approve the use of piggybackable contracts and any applicable contract extension(s) for the purchase of equipment, materials, supplies, and services (non-construction services) for the 2025-2026 school term. Piggyback proposals are available in the Purchasing Department for review.

7. 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.)

7.1 Approve the Renaissance Learning, Inc. Services Contract for the 2025/2026 SY. This contract will provide products, services, and 16 hours of associated training, to be implemented across the district office and all school sites. Submitted by Academic Services, $148,458.00 dollars.

Renaissance Learning will provide products and services, including eduCLIMBER, Inspect Plus, DnA, Nearpod, and 16 hours of associated training, to be implemented across the district office and all school sites. These products provide a data warehouse, MTSS tracking, and instructional supports and curriculum for English Learners, College and Career readiness, and engagement tools for teachers.

RENAISSANCE-LEARNING.pdf

It is the recommendation of the Superintendent that the Board of Trustees approve the contract with Renaissance Learning, Inc. in the amount of $148,458.00

7.2 Approve the Creative Learning Center Services Contract for the 2025/2026 SY. This contract will provide individualized instruction and behavior support services to autistic or severe

behaviorally disordered students. Submitted by Special Education, $211,693.00 dollars.

Creative Learning is a certified, highly specialized nonpublic school providing individualized instruction & behavior support services to autistic or severely behaviorally disordered students. Due to the severity of their disability, a nonpublic school placement is recommended.

CREATIVE-LEARNING-CENTER.pdf

It is the recommendation of the Superintendent that the Board of Trustees approve the contract with Creative Learning Center for the 25-26 school year. The cost of this contract is $211,693.00.

8. CONSENT CALENDAR/ACTION ITEMS - BOARD DISCUSSION AND/OR ACTION (The Board may take action on any item in this section, unless it is designated for information only.)

8.1 Acceptance of Donations

The District has received donations as summarized on the sheet dated July 17, 2025.

July17Donations Cover.pdf

July17Donations_DComm.pdf

July 17 Donations Back up.pdf

It is the recommendation of the Superintendent that the Board of Trustees approve acceptance of these donations.

8.2 Acceptance of Grant/Award Notification

The District has received a grant/award as summarized on the attached sheet dated July 17, 2025.

Grant Board Cover.pdf

Grants_DComm.pdf

Backup.pdf

It is the recommendation of the Superintendent that the Board of Trustees accept this grant/award.

8.3 Approve Memorandum(s) of Understanding

The District has received the following Memorandum(s) of Understanding as summarized on the sheet(s) dated July 17, 2025.

JULY-17-MOU-COVER-PAGE.pdf

July-17-2025-MOU.docx

UNIVERSITY-SANTA-CRUZ-HISTORY-&-CIVICS.pdf

UNIVERSITY-SAN-FRANCISCO-MULTITUDES.pdf

WESTERN-GOVERNORS-UNIVERSITY.pdf

It is the recommendation of the Superintendent that the Board of Trustees accept the following memorandum(s) of understanding. MOU details are on file in the Purchasing Office.

8.4 Approve Contracts for Professional Services-Firms/Organizations

The following contracts for professional services are being presented to the Board of Trustees for review and approval.

JULY-17-FIRMS-COVER-PAGE.pdf

July-17-2025-Firms.docx

FUN-SERVICES-BAY-AREA.pdf

MCGRAW-HILL.pdf

RAIZE-THE-BAR.pdf

SAVVAS-LEARNING-COMPANY.pdf

TEACHERS-CURRICULUM-INSTITUTE-TCI.pdf

DTA-PUBLIC-FINANCE.pdf

HARVEY-M.-ROSE-ASSOCIATES.pdf

MCKINLEY-ELEVATOR-CORPORATION.pdf

QUICK-LIGHT-RECYCLING-SERVICES.pdf

WATER-QUALITY-PLUMBING-INC.pdf

MORRISSEY-COMPTON-EDUCATIONAL-CENTER.pdf

It is the recommendation of the Superintendent that the Board of Trustees approve of the following contracts for professional services on the attached sheet(s). Contract details are on file in the Purchasing Office.

8.5 **Vendor & Payroll Warrants**

Summary of Vendor and Payroll Warrants issued during June month of Fiscal Year 2024/2025.

Total of vendor warrants	$	8,282,220.05
Total of payroll warrants	$	5,258,388.90
Total	**$**	**13,540,608.95**

Revised-Vendor Warrant Cover.doc_July17.2025.pdf

2025-06 June Monthly Warrant Report.pdf

2025 06 June AP Check Register Summary Report by Vendor.pdf

It is the recommendation of the Superintendent that the Board of Trustees approve the Vendor & Payroll Warrants for the month of June 2025.

8.6 **Approve Bond Contracts/Extensions**

The District has received a summarized list of bond contracts/extensions dated July 17, 2025.

Bond Extensions Cover.pdf

Bonds.DComm.pdf

Ninyo & Moore - Board Meeting 07-17-25.pdf

The Solis Group Proposal - Board Meeting 07-17-25.pdf

It is the recommendation of the Superintendent that the Board of Trustees approve the Bond Contracts/Extensions.

8.7 Notices of Employment and Changes of Status / Human Resources

This item includes recommendations such as new hires, leaves of absence, or other changes in employee status.

Cover - Personnel Report - 7.17.25.doc

Certificated Personnel Report.pdf

Classified Personnel Report 7.17.25.pdf

8.8 Ratify Appointment of Teresa DeCelles to Facilities Repurposing Advisory Committee (FRAC).

The Education Code (section 17389) provides that the District's advisory committee shall include representation from Administrators. The Alum Rock Administrators Association (ARAA) has not appointed a representative to the FRAC. Ms. Decelles has already attended and participated in the first two meetings of the FRAC. To ensure compliance with the Education Code the Board is

requested to ratify Ms. Decelles' appointment to the FRAC.

Ratify Appointment of Teresa DeCelles to FRAC.pdf

8.9 Current Enrollment Report

Enrollment_DComm (Report).pdf

9. CLOSED SESSION - Following Closed Session, the Board reconvenes to Public Session. Adjournment of the Public Session will be no later than 10:30 p.m. for all Regular and Special Meetings, unless extended by a majority vote of the Board.

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

9.2 CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Gov. Code Section 54956.8) Agency Negotiators: Public Property Advisors, Lisa Gillmor and Paulo Hernandez, and German Cerda, Superintendent and Teresa DeCelles, Assistant Superintendent of Business Services; Properties: 1300 Tallahassee Dr., San Jose, CA 95122-3939, 1824 Daytona Dr., San Jose, CA 95122-1719, 3720 East Hills Dr., San Jose, CA 95127-2418, 1290 Bal Harbor Dr., San Jose, CA 95122-1902, 277 Mahoney Dr., San Jose, CA 95127-3547, 1711 E. San Antonio St., San Jose, CA 95116-3041, 500 Rough & Ready Rd., San Jose, CA 95133-2068, 2000 Kammerer Ave., San Jose, CA 95116-3016, 600 Sinclair Dr., San Jose, CA 95116, 2050 Kammerer Avenue, San Jose, CA 95116.
Negotiating Parties: Not yet determined
Under discussion/negotiations: Price and terms of payment

9.3 CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
Initiation of Litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: One (1) potential case.

9.4 CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION(Paragraph (1) of subdivision (d) of Section 54956.9): (1) Jane Doe 1, et al. v. Alum Rock Union School District, et al., Santa Clara County Superior Court case no. 23CV420187; (2) 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; (3) Jane Doe v. Alum Rock Union School District, et al., Santa Clara County Superior Court case no. 24CV435022; (4) Jane AHK Doe, et al. v. Alum Rock Union School District, et al., Santa Clara County Superior Court case no. 24CV441079; (5) Jane Doe E.W. v. Alum Rock Union School District, et al., Santa Clara County Superior Court case no. 22CV407905; (6) 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; (7) Jane Doe v. Alum Rock Union Elementary School District, Think Together and New Hope for Youth, Santa Clara County Superior Court case no. 24CV449309, and (8) Jane ACC Doe v. ARUSD, et al.(case no. 24CV444348); (9) C.T.L. by and through her Guardian Ad Litem, Julio Tavares v. Alum Rock Union School District, et al., Santa Clara County Superior Court case no. 25CV459535; (10) Evangelina Perez, as Parent and Legal Guardian of Minor Child A.P. v. Alum Rock Union School District, United States District Court Northern District of California case no. 524CV01691VKD; (11) In the Matter of the Layoff of Certificated Employees of the Alum Rock Union Elementary School District, Office of Administrative Hearings case no. 2025031038; (12) Maria Gutierrez v. Alum Rock Union Elementary School District, Santa Clara County Superior Court case no. 25CV462406.

9.5 PUBLIC PERFORMANCE EVALUATION (Government Code Section 54957): Superintendent

9.6 PUBLIC EMPLOYEE DISCIPLINE / DISMISSAL / RELEASE / RESIGNATION (Government Code 54957 and 54957.1)

9.7 PUBLIC EMPLOYEE APPOINTMENT / PUBLIC EMPLOYMENT (Government Code Section 54957) Title: Director, Social and Emotional Learning

10. RECONVENE TO OPEN SESSION - DISTRICT OFFICE BOARD ROOM

10.1 Report of Action Taken in Closed Session

Action:

11. ADJOURNMENT

President adjourns the meeting.