



## AGENDA

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Code: Regular #3-25/26

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 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/84500368555>

Phone one-tap: +16699006833,,84500368555# (San Jose)

Translation services will be provided.

**PUBLIC COMMENT:**

MEMBERS OF THE PUBLIC have the right and opportunity to address the Community on any item on the agenda. There is a limit of 2 minutes for each speaker. The Committee has the right to limit the total public comment on any agenda item to no more than 20 minutes. Persons attending via Zoom should click "Raise Hand" to request to speak.

### 1. ROLL CALL - Committee Chair Juan Estrada

### 2. DISCUSSION / CONSIDERATION / ACTION - Approve the Public Bid Waiver Application to the Waiver Office of the State Board of Education.

The District's Board of Trustees in Resolution #15-25/26 has declared the following former school sites as exempt surplus land:

1. Former Sylvia Cassell Elementary School site, 1300 Tallahassee Dr., San Jose, CA 95122-3939;
2. Former Donald Meyer Elementary School site, 1824 Daytona Dr., San Jose, CA 95122-1719;
3. Former Horace Cureton Elementary School site, 3720 East Hills Dr., San Jose, CA 95127-2418;
4. Former A.J. Dorsa Elementary School, 1290 Bal Harbor Dr., San Jose, CA 95122-1902;
5. Former Joseph George Middle School site, 277 Mahoney Dr., San Jose, CA 95127-3547.

The District intends to submit an application to the State Board of Education to waive all of California Education Code (EC) sections 17472, 17473, 17474, and portions of sections 17455, 17466, 17468, 17470, and 17472. Those provisions provide for a public bid process for surplus school property, which requires a district to specify terms and conditions for the sale or lease of surplus property, and then sell or lease to the highest bidder.

The District proposes to submit an application to the State Board of Education for a waiver of those legal requirements. If granted, this will allow the District to sell or lease the properties in a manner that best serves

the District schools and community through the request for proposal (RFP) and negotiated process. Pursuant to Education Code section 33051, the State Board of Education may deny the waiver application if the District's Facilities Repurposing Advisory Committee is not provided an adequate opportunity to review the request. The Committee is requested to review and consider the request. Any objections the Committee may have will be summarized for the State Board of Education in the District's waiver application.

The waiver application will then be submitted to the Board of Trustees for consideration and approval at an open session Board Meeting. Once approved by the ARUSD Board, it will then be submitted to the State Board of Education for consideration and approval.

### **3. ADJOURNMENT**