05/28/2026 - 07:00 PM
Join Zoom Meeting 84005588380
2930 Gay Avenue, San Jose, CA 95127
District Board Room

AGENDA

Code: Regular #31-25/26
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 accommodations.

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/84005588380
Webinar ID: 840 0558 8380
Or One tap mobile:
+6699006833, 84005588380# US (San Jose)

THE MEETING MAY ALSO BE VIEWED THROUGH LIVE STREAM AS FOLLOWS:
1. Live stream YouTube English Channel "AlumRock TV"
https://www.youtube.com/@alumrocktv5143

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

Presentations/Recognitions involving students will be moved forward in the agenda.

Main Governing Board

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

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to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.

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

The Brown Act prevents the Board from discussing or acting on any item not on this published agenda. Those who wish to speak on a matter within the jurisdiction of the Board but not on the agenda may provide public comment in

this portion of the meeting. The Board or Administration may refer to staff for follow-up on 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.

3. CLOSED SESSION - Following Closed Session, the Board Reconvenes to Public Session.

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

    1. RECESS TO CLOSED SESSION: The Board will recess to Closed Session at approximately 7:05 p.m. Open Session will resume at conclusion of Closed Session.

2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Gov. Code Section 54956.8) Agency Negotiators:

    Public Property Advisors, Lisa Gillmor and Paulo Hernandez, and Sandra Garcia, Interim 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- 547, property at 600 Sinclair Dr., San Jose, CA 95116, To be determined. Under discussion/negotiations: Price and terms of payment.

3. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: Four (4) potential cases; Tort Claim of Claimant OSM #25-26-009

4. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Paragraph (1) of Subdivision (d) of Section 54956.9):

    (1) *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; (2) *Maria Gutierrez v. Alum Rock Union Elementary School District*, Santa Clara County Superior Court case no. 25CV462406.

5. PUBLIC EMPLOYEE DISCIPLINE / DISMISSAL / RELEASE / RESIGNATION/NON REELECTION (Government Code 54957 and 54957.1)

6. CONFERENCE WITH LABOR NEGOTIATORS-- Employee Organization: AREA (Alum Rock Educators Association); District Negotiators: (1) Sandra Garcia, Interim Superintendent; (2) Cesar Torrico, Assistant Superintendent, Human Resources; Lead Negotiator (3) Teresa DeCelles, Assistant Superintendent, Business.

7. CONFERENCE WITH LABOR NEGOTIATORS--Employee Organization: TEAMSTERS; District Negotiators: (1) Sandra Garcia, Interim Superintendent; (2) Cesar Torrico, Assistant Superintendent, Human Resources; Lead Negotiator (3) Teresa DeCelles, Assistant Superintendent, Business.

8. CONFERENCE WITH LABOR NEGOTIATORS--Employee Organization: CSEA (Classified School Employees Association); District Negotiators: (1) Sandra Garcia, Interim Superintendent; (2) Cesar Torrico, Assistant Superintendent, Human Resources; Lead Negotiator (3) Teresa DeCelles, Assistant Superintendent, Business.

9. CONFERENCE WITH LABOR NEGOTIATORS-- Affected Employees: Unrepresented Administrators, Superintendent, Certificated Management, Classified Management, Supervisory and Confidential Employees; District Negotiators: Board President or designee.

10. PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT Title: Superintendent and Assistant Superintendent

4. RECONVENE TO OPEN SESSION - DISTRICT OFFICE BOARD ROOM

1. Report of Action Taken in Closed Session

5. SPECIAL PRESENTATION/RECOGNITION

1. Special Recognition - ARUESD 2026 Retirees

   Alum Rock Union Elementary School District wishes to honor our 2026 Retirees.

2. Special Presentation - Transitional Kindergarten/Kindergarten Instructional Minutes Committee Report

3. Special Presentation- San Jose Evergreen Community College District (SJEECD) and Alum Rock Union Elementary School District (ARUSD) Dual Enrollment for 2026/2027 school year.

4. Teacher of the Year Staff wishes to recognize the 2026 Teacher of the Year

   Each year, all schools in the district are invited to nominate an outstanding teacher for consideration as Teacher of the Year. Each school nominates one teacher based on the criteria provided by the Santa Clara County Office of Education. A committee reviews all nominations and selects one teacher to represent Alum Rock Union School District as the Teacher of the Year. *Jonathan Almerido from LUCHA has been chosen as Alum Rock's 2026 Teacher of the Year.*

6. COMMENTS / COMMUNICATION

1. Teamsters.

2. California School Employee's Association (CSEA).

3. Alum Rock Educator's Association (AREA).

4. Alum Rock Administrator's Association (ARAA).

5. Interim Superintendent.

6. Board of Trustees.

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

1. PUBLIC HEARING. Developer Fee Update

   The Public Hearing is scheduled at 7:00 p.m., or soon thereafter, to solicit the recommendations and comments of members of the public regarding the proposal for changing school facilities fees.

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.)

1. Approve Superintendent Contract.

2. Approval of the Exclusive Negotiation Agreement with the School of Arts and Culture at MHP (SOAC) and SOMOS Mayfair Collective.

3. Board Policy 7150 Site Selection And Development: First Reading (Discussion Only; No Action).

4. Approve Resolution No. 90-25/26 Directing District Administration to Proceed with the Recommendation of the District Facilities Ad Hoc Committee for the Development of Athletic Fields at the Former Clyde L. Fischer Middle School Site.

9. BUSINESS SERVICES - Board Discussion And/ or Action (The Board may take action on any items in this section, unless it is designated for information only).

1. Resolution No. 88-25/26 Adopting and Implementing a change in Land 1 Developer Fees.

   Pursuant to Government Code section 65995 and Education Code section 17620, school districts may levy Level 1 developer fees on residential, commercial, and industrial development to help fund school facilities impacted by growth.

   The State Allocation Board increased the statutory maximum developer fee rates, and the District completed the Developer Fee Study supporting the fee adjustment. The District has agreed to split the statutory maximum developer fees with the East Side Union High School District on a 60%/40% basis, with the District receiving 60% of the allowable statutory fee.

   Staff recommends increasing the District's developer fees as follows:

   - Residential development: from $2.24 to $3.23 per square foot
   - Commercial/industrial development: from $0.32 to $0.52 per square foot
   - Rental self-storage facilities: $0.08 per square foot

   A public hearing was conducted in accordance with legal requirements prior to Board consideration of the attached resolution.

2. Board Policy 3100 Budget: First Reading (Discussion Only; No Action).

3. Board Policy 7110 Facilities Master Plan: First Reading (Discussion Only; No Action).

10. INSTRUCTIONAL SERVICES - Board Discussion And/ Or Action (The Board may take action on any items in this section, unless it is designated for information only.)

1. Resolution No. 85-25/26 Celebrating the 249th Anniversary of the Creation of the Flag of the United States of America and Expressing Support for the Pledge of Allegiance

   Alum Rock Union School District joins in acknowledging the 249th anniversary of the U.S. flag and supporting the Pledge of Allegiance by directing schools to recite it daily. The resolution ensures the Pledge is recited in alignment with educational programs and upholds the constitutional rights of students and staff.

11. 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.)

1. Resignations (Information Only)

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

2. Approve Resolution #83-25/26 Recognition of 2026 Classified Retirees

   Alum Rock Elementary School District hereby recognizes and wishes to honor the 2026 Classified Retirees.

3. Approve Resolution #84-25/26 Recognition of 2026 Certificated Retirees

   Alum Rock Elementary School District hereby recognizes and wishes to honor the 2026 Certificated Retirees.

12. 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.)

1. Approve Amergis Healthcare Staffing Contract for the 2026/2027 SY. This contract will provide LVN services to Alum Rock students with medical needs. Submitted by Special Education, $305,000 dollars.

   Amergis Healthcare will provide LVN services to Alum Rock students with medical needs such as diabetes management as well as assisting the District nurses.

2. Approve Amergis Healthcare Staffing Contract for the 2026/2027 SY. This contract will provide behavior technicians District-wide to assist teachers/students in the classrooms. Submitted by Special Education,

$4,344,000 dollars.

Amergis Healthcare will provide behavior technicians District-wide to assist teachers/students in the classrooms. Due to the lack of applicants for para positions, contracting with Amergis is necessary in order to stay compliant. Amergis will also provide virtual speech services while (3) Slp's are out on medical leave.

3. Approve Devine Interventions Service Contract for the 2026/2027 SY. This contract will provide mental health services and behavior clinical support to Special Education . Submitted by Special Education, $203,280 dollars.

   Ms. Devine will provide Mental Health services and behavior clinical support to special education TK-5th grade students within the Alum Rock School District per students Individualized Education Program (IEP) requirements. Contractor will manage cases of students with counseling IEP services for the District.

4. Approve RO Health for the 2026/2027 SY. This contract will provide LVN services to Alum Rock students with medical needs. Submitted by Special Education, $735,000 dollars.

   RO Health will provide LVN services to ARUSD students with medical needs such as diabetes management as well as assisting the District nurses.

5. Approve Think Together Contract for the 2026/2027 SY. This contract will offer a comprehensive licensed preschool program at Adelante 1, Adelante 2, McCollam & Painter. Submitted by Early Learning, $1,635,721 dollars.

   Think Together in coordination with Alum Rock Union Elementary School District (ARUESD), will offer a comprehensive licensed preschool program at Adelante I, Adelante II, McCollam and Painter which meets the developmental needs of the children it serves. The program will focus on the whole child with a strong focus on social emotional learning, literacy and math. It will operate as a full-day/full-year program for 244 days, and offer a 7-hour program that will serve up to 72 children.

13. CONSENT CALENDAR/ACTION ITEMS - BOARD DISCUSSION AND/OR ACTION

1. Approval of Minutes for the following meetings: May 8, 2026, Special Board Meeting, May 11, 2026, Special Board Meeting, May 14, 2026, Regular Board Meeting, May 16, 2026, Special Board Meeting and May 20, 2026, Special Board Meeting.

2. Acceptance of Grants/Awards Notification

   The District has received grants/awards as summarized on the attached sheet dated May 28, 2026.

3. Acceptance of Donations

   The District has received donations as summarized on the sheet dated May 28, 2026.

4. Approval of Fundraising Activities

   The District has received fundraising requests as summarized on the attached sheet dated May 28, 2026.

5. 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.

6. Approve AREA, CSEA and Teamsters Calendars for 2026-2027.

   District administration met with AREA, CSEA and Teamsters, to develop coordinated calendars for the 2026-2027 school year.

7. Approve Management Calendars for 2026-2027.

   Attached are Management/Confidential, Supervisory, Occupational Therapist-Management, Behavior Intervention Supervisory and SLS Supervisory calendars for the 2026-2027 school year.

8. Approve Unrepresented Calendar for 2026-2027.

   Attached is the Unrepresented (Wellness Center Specialist) Calendar for the 2026-2027 school year.

9. Approve Memorandum(s) of Understanding.

The District has received the following Memorandum(s) of Understanding as summarized on the sheet(s) dated May 28, 2026.

SCHOOL/ DEPARTMENT	DATE OF SERVICE	CONSULTANT NAME	COST	PURPOSE
Early Learning Dr. Dianna Ballesteros	05/29/2026-06/30/2027	San Jose State University	No Cost	Continuation of services with San Jose State University (SJSU) and the TK/K-SJSU Teacher Residency Consortium under two TK-K Implementation and Expansion Grant MOU Addendum. The consortium offers a residency program as a collaborative partnership among: Mount Pleasant Elementary School District (MPESD)(Lead LEA), Alum Rock Union Elementary School District (ARUESD), and other partner school districts. This will extend the funding timeline through 2027 and modifies the invoicing procedures between SJSU, MPESD, and ARUESD. Funding: Not Applicable
Purchasing Minh Tang	07/01/2026-06/30/2027	Santa Clara County Office of Education (Walden West)	Master - $550.00-900.00 per Student, Teacher or Aid	Contract Extension: POCO to include Lyndale. SCCOE will provide outdoor education to any ARUSD school site wishing to participate in the Walden West outdoor science program. Funding: General or Restricted
Student Support Service Dr. Kiela Jimenez	07/01/2026-06/30/2031	San Jose Evergreen Community College District-San Jose City College	No Cost	San Jose City College & ARUSD will provide concurrent enrollment opportunities & informational meetings about college for ARUSD middle school students Funding: Not Applicable

Student Support Service Dr. Kiela Jimenez	08/1/2025-06/30/2028	Santa Clara County Office of Education	No Cost	This agreement outlines the responsibilities and commitments of each Party regarding the participation in the SCCOE Student Data Warehouse and its corresponding systems. This MOU includes a data sharing agreement that is a national standard ("CA-NDPA"). Funding: Not Applicable
Student Support Services Dr. Kiela Jimenez	07/01/2026-06/30/2027	Teach for America (Ignite)	$88,000.00	Ignite will partner with the school by training, supporting, and compensating a designated Ignite Site Leader to ensure successful program integration, curriculum implementation, and fellow support on campus. Funding: Restricted

10. 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.

SCHOOL/ DEPARTMENT	**DATE OF SERVICE**	**CONSULTANT NAME**	**COST**	**PURPOSE**
Lyndale E.S. Jaqueline Montejano	06/05/2026-0605/2026	Bubblemania & Company	$275.00	Bubblemania and Company will provide a performance that combines magic and bubbles to create an entertaining experience for young children with autism in Susan Hamada's class. It will allow for sensory exploration, fine motor skills and science fun in an enjoyable and hands-on way. Funding: Restricted
McCollam E.S. Linda Diaz-Sepulveda	05/29/2026-05/29/2026	ASJ INC, Fun Services	$2,549.05	Fun Services will be responsible for the game setup and breakdown at McCollam Elementary for the carnival event held on May 29, 2026. Six carnival games will be provided along with the proper equipment. Funding: Restricted

M.O.T. Eric Wasinger	05/15/2026- 06/30/2026	Western Site Services	$14,000.00	Ratify - Western Site Services will provide on-site weekly pumping services at Painter School while the restroom trailers are being used Funding: Restricted
M.O.T. Eric Wasinger	07/01/2026- 06/30/2027	Liquidity Services DBA: Gov Deals	No Cost	Liquidity Services Operations LLC DBA GovDeals will provide services maintaining and operation an Online Auction System so that the District can post surplus assets, excluding land and building, for sale for potential buyers to bid on. Funding: Not Applicable
M.O.T. Eric Wasinger	05/29/2026- 06/30/2026	RJ Commercial Flooring Company	$20,076.00	Removal and Replacement of the flooring in the Music Room and Room 11, at Renaissance at Fischer. Funding: Restricted
Special Education Anthony Colonna	07/01/2026- 06/30/2027	Alette Brooks DBA: Autism Workshop	$10,000.00	Alette Brooks will provide teacher/staff consultation and group workshops on recommended practices in the education of students within the Alum Rock District with autism spectrum disorder. Funding: Restricted
Student Support Services Dr. Kiela Jimenez	07/01/2026- 06/30/2027	Panorama Education Inc.	$49,000.00	Panorama will provide district-wide climate and social-emotional learning surveys to ARUSD students, families and staff. Staff training, reports and professional development tools are also included. Funding: Restricted & General

11. Current Enrollment.

14. FUTURE BOARD AGENDA REQUESTS

1. 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

15. ADJOURNMENT

1. President adjourns the meeting.

16. NEXT MEETING(S)

1. June 11, 2026 (2025-2026 School Year).