



**Thursday, January 18, 2018  
AGENDA - REGULAR BOARD MEETING**

**Type: AGENDA - REGULAR BOARD MEETING**

**Time: 5:30 p.m.**

**Code: Regular #13 -17/18**

**Location: ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT, 2930 Gay Avenue, San Jose, CA 95127; Board Room.**

**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.**

**1. OPEN SESSION - CALL TO ORDER AND ROLL CALL**

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1.01 CALL TO ORDER / ROLL CALL -- PRESIDENT ANDRES QUINTERO.

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

1.03 ADJOURNMENT TO CLOSED SESSION: The Board will adjourn to Closed Session at approximately 5:35 p.m. Open Session will resume at the end of Closed Session in the Board Room at approximately 6:35 p.m.

**2. CLOSED SESSION**

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2.01 INFORMATION/DISCUSSION/ACTION; CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) (Government Code Section 54956.9): Three (3) potential cases.

2.02 INFORMATION/DISCUSSION/ACTION; CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION. Pursuant to paragraph (1) of subdivision (d) of Government Code Section 54956.9): Professional Asbestos & Lead Services, Inc. v. Everlast Builders, Inc., and Alum Rock Union Elementary School District. Santa Clara County Superior Court Case No 17 CV305853.

2.03 INFORMATION/DISCUSSION/ACTION: CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION. Pursuant to paragraph (1) of Subdivision (d) of Government Code Section 54956.9: Bay Area Asphalt and Cement, et al. v. Alum Rock Union Elementary School District, et al. Santa Clara County Superior Court Case No. 17CV306628.

2.04 DISCUSSION/ACTION; PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE (Government Code Section 54957).

**3. RECONVENE TO OPEN SESSION - DISTRICT OFFICE BOARD ROOM**

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3.01 CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE BY PRESIDENT ANDRES QUINTERO.

3.02 REPORT OF ACTION TAKEN IN CLOSED SESSION.

3.03 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.

**4. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD**

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4.01 "REQUESTS TO ADDRESS THE BOARD" provides members of the public an opportunity to speak to the Board about any matter under the jurisdiction of the Board and not otherwise on the agenda. Those who wish to address specific agenda items will have an opportunity to do so when that agenda item is introduced and presented during this meeting. Individuals wishing to speak are requested to proceed to the podium. There is a three-minute time limit for each speaker. The Board will automatically refer to staff any formal written requests that are brought before them at this time. Written matters may be placed on a future meeting.

**5. COMMENTS AND COMMUNICATION**

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5.01 Teamsters.

5.02 California School Employee's Association (CSEA).

5.03 Alum Rock Administrator's Association (ARAA).

5.04 Alum Rock Educator's Association (AREA).

5.05 Superintendent.

5.06 Board of Trustees/Communications/Comments.

**6. SPECIAL PRESENTATION**

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6.01 INFORMATION/DISCUSSION/ACTION; A presentation will be presented on the Early Learning Strategic Plan.

6.02 SPECIAL PRESENTATION; ASES (After School Education and Safety) Program.

**7. CONTRACTS OVER \$100,000**

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7.01 ACTION: Approve Contract for Facilities Condition Assessment Report with EMG Corp., Business Services, \$131,778.20

**8. BOND / FACILITIES**

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8.01 PRESENTATION AND/OR UPDATE ON THE BOND/FACILITIES. Mr. Luis Rojas will present a written update on the status of the Bond Projects.

**9. SUPERINTENDENT/BOARD BUSINESS**

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9.01 INFORMATION: The Board will receive a legal opinion on the status of the position of Board President.

9.02 INFORMATION/DISCUSSION/ACTION: Board Retreat and Training, which may include a session on Board Self-Evaluations.

9.03 INFORMATION/DISCUSSION/ACTION: Discussion around Next Steps pertaining to the George/Fischer Multi-Purpose Rooms.

9.04 INFORMATION/DISCUSSION/ACTION: Discussion around George Multi-Purpose Community Room that will exclude the George campus pertaining to the Earthquake Faultline.

9.05 DISCUSSION/ACTION: Adopt the 1st Reading of the Amended Board Policy 2121, Superintendent's Contract, Administration.

9.06 DISCUSSION/ACTION: Adopt the 2nd Reading of the Amended Board Policy 4030, Nondiscrimination in Employment, Personnel.

9.07 DISCUSSION/ACTION: Adopt the 2nd Reading of the Amended Administrative Regulation 4031, Nondiscrimination in Employment and complaints concerning discrimination in Employment, Personnel.

9.08 INFORMATION/DISCUSSION/ACTION: Board Policy 2nd Reading BP9323 Board Bylaws Amendment. The board will consider amending the current bylaw to reinstate Robert's Rules of Order as the procedure for the board meetings with the following additional statement: All Board of Trustees meetings shall begin on time and shall be guided by an agenda prepared in accordance with Board Bylaws and posted and distributed in accordance with the Ralph M. Brown Act (open meeting requirements) and other applicable laws, and conducted under Robert's Rules of Order, unless Robert's Rules conflict with the Brown Act or existing board policies.

9.09 DISCUSSION/ACTION: Board Created Standing Committees. The Board will discuss the merits of, and may take action to create various Board Committees, such as (1) Bonds, Facilities, and Finance Committee; (2) Curriculum and Technology Committee; (3) Parent Engagement Committee; and (4) Small Schools and Innovation Committee. If Board-Created Committees are created, committee appointments will also be made.

9.10 INFORMATION/DISCUSSION: Board Created Standing Committees. The Board will report on the following committees: (1) Bond, Facilities, and Finance; (2) Curriculum and Technology; (3) Parent Engagement; and (4) Small Schools and Innovation.

## **10. BUSINESS**

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10.01 INFORMATION: Fiscal Expert. The SCCOE has assigned a fiscal expert team to work cooperatively with the District that was board approved on December 14, 2017. Assistant Superintendent of Business Services will welcome and introduce our appointed fiscal expert team.

## **11. HUMAN RESOURCES**

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11.01 INFORMATION Regarding Resignations.

## **12. CONSENT CALENDAR**

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12.01 ACTION: Approval of Minutes for the following meetings: (1) October 12, 2017, Regular Board Meeting; and (2) October 27, 2017, Special Board Meeting.

12.02 ACTION: Approve Memorandum(s) of Understanding(s).

12.03 ACTION: Approve Contracts for Professional Services - Individuals.

12.04 ACTION: Approve Contracts for Professional Services - Firms.

12.05 ACTION: Acceptance of Donations.

12.06 ACTION: Approval of Fundraising Activities.

12.07 ACTION: Enrollment/Attendance Report for Month 4 (November 20 thru December 15,2017).

12.08 ACTION: Acceptance of Vendor & Payroll Warrants.

12.09 ACTION: Resolution No. 19-17/18; African American History Month.

12.10 ACTION: Approve/Ratify Notices of Employment and Changes of Status/January 18, 2018/Human Resources Department.

12.11 ACTION: Approve Out of State Travel, School Climate & Culture Forum, Las Vegas, NV, July 10 -13, 2018 for Norma Flores & Jesus Araujo. Estimated cost \$2350.

12.12 ACTION: Approve Out of State Travel, CADA Conference, Reno, NV, February 28 - March 3, 2018 for Sarah Jacobs. Estimated cost \$1650.

12.13 ACTION: Approve Out of State Travel, City Year District Leader Learning Community, Detroit, MI, April 30 – May 1, 2018 for Hilaria Bauer. No cost.

12.14 ACTION: Approve Out of State Travel, CoSN Conference, Washington D.C, March 12-15, 2018 for Imee Almazan & Crystal Madril. Estimated cost \$4400.

12.15 ACTION: Approve Out of State Travel, National Principals Conference 2018, Chicago, IL, July 11-13, 2018 for Maria Martinez, Tara Bickford & Le Tran.

12.16 ACTION: Approve Out of State Travel, CoSN Conference, Washington D.C, March 12-15, 2018 for Avtar Gill. Estimated cost \$3100.

12.17 ACTION: Approve Revised Teamsters Job Description - Lead Driver Trainer

12.18 ACTION: Approve Quarterly Report on Williams Uniform Complaints.

12.19 ACTION: Approve School-Sponsored Field Trip List.

### **13. FUTURE BOARD AGENDA REQUESTS**

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13.01 Requests from Board of Trustees and/or from the Public.

### **14. ADJOURNMENT**

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14.01 President adjourns the meeting.