



**Thursday, January 19, 2023
REGULAR BOARD MEETING AGENDA**

Type: REGULAR BOARD MEETING AGENDA

Time: 5:30 p.m.

Code: Regular #13-22/23

The January 19, 2023, REGULAR BOARD MEETING WILL BE CONDUCTED EXCLUSIVELY VIA CONFERENCE TELEPHONE AND THROUGH "ZOOM" VIDEO CONFERENCING. THE DISTRICT OFFICE AND BOARD ROOM WILL NOT BE OPEN AND AVAILABLE FOR THE PUBLIC TO ATTEND AND PARTICIPATE IN THE BOARD MEETING AT THE DISTRICT OFFICE. MEMBERS OF THE PUBLIC MAY PARTICIPATE AND COMMENT IN REAL TIME IN OPEN SESSION THROUGH THE FOLLOWING MEANS:

1. Zoom - Live Board Meeting and use "Raise Hand" function to request opportunity to make a comments.

2. THE ZOOM MEETING CAN BE ACCESSED AS FOLLOWS:

Join Zoom Meeting <https://arUSD-org.zoom.us/j/84567491125>

One tap mobile

+16699006833, Meeting ID: 845 6749 1125# US (San Jose)

Zoom Spanish Interpretation available- Zoom Instructions link www.arUSD.org/zoomesp. If you call in you will not be able to access this function.

THE MEETING MAY ALSO BE VIEWED THROUGH LIVE STREAM AS FOLLOWS:

1. Live stream Youtube English Channel "AlumRock TV"

<https://www.arUSD.org/alumrocktv>

In compliance with the Americans with Disabilities Act and Executive Order N-08-21, if you need Special Assistance, Disability-Related modifications or accommodation, including auxiliary aids or services, in order to participate in the Regular Board Meeting of the Board of Trustees, please contact the office of the District Superintendent at (408) 928-6822 or by email at maribel.carrillo@arUSD.org immediately and the district will make reasonable arrangements to ensure accommodation and electronic accessibility to this meeting.

1. OPEN SESSION - CALL TO ORDER AND ROLL CALL

1.01 CALL TO ORDER/ ROLL CALL/LAND ACKNOWLEDGMENT- 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;/ PLEDGE OF ALLEGIANCE -- PRESIDENT MINH PHAM.

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to, an announcement that an agenda item will be considered out of order, that consideration of an item has been withdrawn, postponed, rescheduled or removed from the Consent Calendar for separate discussion and possible action.

1.03 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. If you wish to speak on an item on this agenda please use the "Raise hand" function on Zoom as described above when the agenda item is called. 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 2.01 on this agenda as stated below.

2. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD

2.01 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 District but not on this agenda should use the "Raise hand" function on Zoom as described above when this agenda item 2.01 is called. 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. Special Presentation- Discussion, consideration and action.

3.01 Racial Equity Committee will provide an analysis from the Panorama survey (Information Only).

3.02 California Dashboard and Systems of Support (Identified Schools for Support) (Information Only).

3.03 Posthumous Recognition of Mr. Bud Jobe as Amigo de Alum Rock for 37 years of service to Alum Rock, including as Lyndale Elementary Principal.

3.04 Recognition of Dr. George Castro as "Amigo de Alum Rock" for his long contribution to our science education, including the MESA program and the George Middle School Science Lab.

3.05 January is School Board Recognition Month as a time to recognize their hard-working board members and educate the public about the important role that school boards play in schools and communities.

4. COMMENTS AND COMMUNICATION

4.01 Alum Rock Administrator's Association (ARAA).

4.02 Teamsters.

4.03 California School Employee's Association (CSEA).

4.04 Alum Rock Educator's Association (AREA).

4.05 Superintendent.

4.06 Board of Trustees/Communications/Comments.

5. 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.)

5.01 Discussion/Consideration to Approve Resolution No. 22-22/23 Authorizing Remote Virtual/Teleconference Meetings Of The Board And District Committees Subject To The Brown Act For The Period January 20, 2023 - February 20, 2023.

5.02 Approve Resolution #26-22/23 Certifying to the Board of Supervisors of Santa Clara County all proceedings in the November 8, 2022 General Obligation Bond Election (Measure S) and Establishing Citizens' Oversight for Measure S Bond Expenditures.

5.03 Approve Resolution #30-22/23 National Day of Racial Healing at Alum Rock Union School District.

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.)

6.01 ACTION: Approve 2021/2022 Annual Financial Audit Report.

6.02 Approve the 2021/22 Annual Performance and Financial Audit of General Obligation Bonds Reports for Measure J.

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

7.01 Approve Contract Addendum with Dale Scott and Company for Teacher-Staff Housing Initial Planning and Implementation Assistance.

7.02 Award of Bid Package and Contract for #B2223-Bonds 23 for ADA/DSA at Joseph George MS, Linda Vista ES and Adelante I Academy.

7.03 Award of Bid Package and Contract for #B2223-Bonds 24 for ADA/DSA at William Sheppard MS and San Antonio ES.

7.04 Approve the Purchase of Two (2) Portable Classrooms from Mobile Modular for Adelante I and Aptitud Academy.

7.05 Approve the purchase of 179 UPS/Battery backup units for network closets district-wide. These units will replace failed or failing devices. To keep in compliance with Public Contract Code (PCC) 20118 the District is using the following piggyback issued by Irvine USD - Bid No. 19/20-01 for IT Technology Equipment and Peripherals (awarded to CDWG). Submitted by: IT Support Services, \$429,739.84 dollars.

7.06 Notice of Completion and Change Orders for Project B2223-Bonds07 ADELANTE I PAVING.

7.07 Notice of Completion and Change Order for Small Projects Asphalt Sheppard MS Project B2223-Bonds08.

7.08 Notice of Completion and Change Orders for Project B2223-Bonds09 Joseph George MS, Asphalt Replacement by Silicon Valley Paving, Inc.

7.09 Notice of Completion and Change Orders for Project B2223-Bonds11 Multiple Schools Signs Project.

7.10 Notice of Completion for Project B2223-Bonds15 MONUMENT SIGNS.

7.11 Notice of Completion and Change Orders for Project B2223-Bonds17 at Joseph George MS Asphalt Replacement by Silicon Valley Paving, Inc.

7.12 Notice of Completion and Change Orders for Project B2223-Bonds18 at Adelante I Academy Asphalt Replacement.

7.13 Notice of Completion and Change Orders for Project B2223-Bonds19 at Cesar Chavez ES Asphalt Replacement by Silicon Valley Paving, Inc.

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

8.01 Approve School Sponsored Field Trip List.

8.02 Approve Resolution No. 28-22/23 African American History Month.

8.03 Approve Resolution No. 27-22/23 Lunar New Year.

8.04 Approve Resolution No. 29-22/23 The Great Kindness Challenge Week.

8.05 Approve School Accountability Report Cards (SARC).

8.06 Approve Quarterly Report on Williams Uniform Complaints.

9. 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.)

9.01 Resignations (Information Only).

10. 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.)

10.01 Approve the contract with Think Together for the 2022/2023 SY. This contract is for Enrichment-Based Programming for approximately 100 students at McCollam Elementary and 100 students at Hubbard Media Arts Academy. Submitted by: State and Federal Department, \$ 116,601 dollars.

10.02 Approve the contract with Think Together for the 2022/2023 SY. This contract will provide a 5-day Spring Break Camp (9 hours a day) on non-instructional days for up to 400 students across 4 schools (TBD). Submitted by: State and Federal Department, \$243,121 dollars.

11. Contract Extension 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.)

11.01 Approve the Contract Extension with LIFT Enrichment, Inc. for the 2022-2023 SY. This contract extension is for additional workshops (122 hours) for 440 students at various elementary school sites. Submitted by: State and Federal

Department; original approved contract was in the amount of \$52,500. Requested increase amount \$64,050 for a total contract amount of \$116,550 dollars.

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

12.01 Approve Contracts for Professional Services -Firms/Organizations.

12.02 Approve Memorandum(s) of Understanding.

12.03 Approve/Ratify Notices of Employment and Changes of Status/January 19, 2023.

12.04 Approve Acceptance of Donations.

12.05 Approve Fundraising Activities.

12.06 Approve Acceptance of Vendor & Payroll Warrants.

12.07 Approve Acceptance of Grant/Award Notification.

12.08 Current Enrollment (Information Only).

13. CLOSED SESSION

13.01 RECESS TO CLOSED SESSION: The Board will recess to Closed Session at approximately 9:00 p.m. Open Session will resume at conclusion of Closed Session.

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

13.03 CONFERENCE WITH LEGAL COUNSEL--Anticipated Litigation: significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Government Code Section 54956.9: Four (4) potential cases.

13.04 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION (Paragraph (1) of subdivision (d) of Section 54956.9): CTG Construction, Inc. v. Alum Rock Union Elem. School District, Santa Clara County Superior Court case no. 20CV367630; Alum Rock Union Elementary School District v. Karen Martinez, Santa Clara County Superior Court case no. 21CV381923; Alum Rock Union Elementary School District v. Dolores Marquez, Santa Clara County Superior Court case no. 20CV372554; Alum Rock Union Elementary School District v. Esau Herrera, Santa Clara County Superior Court case no. 21CV382117 Leal & Trejo, APC v. Alum Rock Union Elem. Sch. District, Santa Clara County Superior Court case no. 19CV356647; Alum Rock Union Elem. Sch. District v. Del Terra Real Estate Services, Inc., San Mateo County Superior Court case no. 20-CIV-02466.

13.05 CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: AREA (Alum Rock Educators Association); District Negotiators: (1) Hilaria Bauer, Ph.D., Superintendent; (2) Cesar Torrico, Assistant Superintendent, Human Resources; (3) Kolvira Chheng, Assistant Superintendent, Business; (4) Jess Serna, Lead Negotiator.

13.06 Public Employee Discipline/Dismissal/Release (Government Code Section 54957).

14. RECONVENE TO OPEN SESSION-VIA ZOOM

14.01 REPORT OF ACTION TAKEN IN CLOSED SESSION.

15. FUTURE BOARD AGENDA REQUESTS

15.01 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

16. ADJOURNMENT

16.01 President adjourns the meeting.

17. NEXT MEETING(S)

17.01 February 9, 2023 (2022-23 School Year).