

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

BOARD OF TRUSTEES



**Regular Board Meeting
March 8th, 2018**



Thursday, March 8, 2018
AGENDA - REGULAR BOARD MEETING

Type: AGENDA - REGULAR BOARD MEETING

Time: 5:30 p.m.

Code: Regular #17-17/18

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

1.01 CALL TO ORDER / ROLL CALL -- BOARD PRESIDENT ESAU RUIZ HERRERA.

1.02 ACTION: NOMINATION AND ELECTION OF BOARD CLERK.

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

1.04 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

2.01 CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) (four potential cases).

2.02 CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: AREA (Alum Rock Educator's Association); District Negotiators: (1) Hilaria Bauer, Ph.D., Superintendent; (2) Jess Serna, Interim Assistant Superintendent, Human Resources; and (3) Maribel Medina, Attorney.

2.03 CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: CSEA (California Schools Employees Association); District Negotiators: (1) Hilaria Bauer, Ph.D., Superintendent; (2) Jess Serna, Interim Assistant Superintendent, Human Resources; and (3) Maribel Medina, Attorney.

2.04 CONFERENCE WITH LABOR NEGOTIATORS, EMPLOYEE ORGANIZATION: TEAMSTERS; District Negotiators: (1) Hilaria Bauer, Ph.D., Superintendent; (2) Jess Serna, Interim Assistant Superintendent, Human Resources; and (3) Maribel Medina, Attorney.

2.05 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.

2.06 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.

2.07 PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE (Government Code Section 54957).

3. RECONVENE TO OPEN SESSION - DISTRICT OFFICE BOARD ROOM

3.01 CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE BY BOARD PRESIDENT ESAU RUIZ HERRERA.

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

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

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 AND/OR RECOGNITION

6.01 STUDENT RECOGNITION: Santa Clara County Spelling Bee. The Third Annual Santa Clara County Spelling Bee was held on Saturday, February 3, 2018. Student competitors from grades four through six participated throughout the county. Winners advance to the State competition in San Joaquin County on Saturday, May 12.

6.02 SPECIAL PRESENTATION: Ryan STEAM Academy.

6.03 SPECIAL PRESENTATION: March Madness Basketball Tournament. The Middle School March Madness Basketball Tournament just concluded this past weekend, with enthusiastic participation by our students and great attendance from our families. The Board will recognize both a girls and a boys team for their sportsmanship and tournament success.

6.04 SPECIAL PRESENTATION: ASES (After School Education and Safety) Program - City Year Presentation.

7. BOND / FACILITIES

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

7.02 PRESENTATION AND/OR UPDATE: Citizen's Bond Oversight Committee (CBOC). Mr. Ray Mueller, COC Chair, will give an update.

7.03 ACTION: Award of Contract for #B1617-Bond008 Environmental Consultant Services.

7.04 ACTION: Resolution No. 32-17/18 Resolution of the Board of Trustees of the Alum Rock Union Elementary School District, Santa Clara County, California, Authorizing the Issuance of Alum Rock Union Elementary School District (Santa Clara County, California) Election of 2016 General Obligation Bonds, Series A, and Actions Related Thereto.

8. CONTRACTS OVER \$100,000

8.01 ACTION: Approve Contract Increase with Mohawk Commercial Inc., Maintenance, \$40,000.00.

9. SUPERINTENDENT/BOARD BUSINESS

9.01 INFORMATION/DISCUSSION/ACTION: School Safety.

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

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

9.04 INFORMATION/DISCUSSION/ACTION: Mathson Community Center Update (Former MACSA center).

9.05 INFORMATION: Beauty A Day.

9.06 DISCUSSION/ACTION: Adopt the 2nd Reading of the Amended Board Policy 2121, Superintendent's Contract, Administration.

9.07 DISCUSSION/ACTION: 2018 CSBA Delegate Assembly Election. Ballots must be postmarked by the U.S. Post Office on or before Thursday, March 15, 2018.

9.08 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.

9.09 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. INSTRUCTIONAL SERVICES

10.01 INFORMATION/PRESENTATION: Local Control Accountability Plan (LCAP) Update- Stakeholder Input.

10.02 ACTION: Resolution No. 31-17/18; Formally requesting Application to the Open Space Authority Grant.

11. BUSINESS

11.01 INFORMATION/DISCUSSION: FISCAL EXPERT UPDATE. Assistant Superintendent Kolvira Chheng will provide a Fiscal Expert update to the Board.

11.02 INFORMATION/DISCUSSION: FCMAT UPDATE. Assistant Superintendent Kolvira Chheng will provide a FCMAT update to the Board.

11.03 ACTION: Approve 2016/2017 Annual Audit Extension Amendment

11.04 ACTION: Second Interim Financial Report.

11.05 ACTION: Approval of Easement Agreement between Alum Rock Union Elementary School District (Grantor) and the City of San Jose (Grantee) to allow Grantee permission to install an underground public sanitary sewer line and related underground sanitary sewer activities which includes construction, maintenance, operation, repair and replacement at the Horace Cureton School site.

12. HUMAN RESOURCES

12.01 INFORMATION Regarding Resignations.

12.02 ACTION: Approve Resolution#30-17/18 Reduction of Particular Kinds of Service.

13. CONSENT CALENDAR

13.01 ACTION: Approval of Minutes for the following meeting: September 14, 2017; Regular Board Meeting.

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

13.03 ACTION: Approve Contracts for Professional Services - Firms.

13.04 ACTION: Acceptance of Donations.

13.05 ACTION: Approval of Fundraising Activities.

13.06 ACTION: Acceptance of Vendor & Payroll Warrants-JANUARY.

13.07 ACTION: Acceptance of Vendor & Payroll Warrants-FEBRUARY.

13.08 ACTION: Resolution No. 27-17/18; California Public Schools Month - April 2018.

13.09 ACTION: Resolution No. 28-17/18; Public School Volunteer Week.

13.10 ACTION: 2017-2019 Comprehensive District/School Safety Plans.

13.11 ACTION: Approve New CSEA Job Description - Library Technician.

13.12 ACTION: Approve New CSEA Job Description - Bus Monitor.

13.13 ACTION: Approve/Ratify Notices of Employment and Changes of Status/March 8, 2018/Human Resources Department.

13.14 ACTION: School-sponsored Field Trip List.

14. FUTURE BOARD AGENDA REQUESTS

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

15. ADJOURNMENT

15.01 President adjourns the meeting.

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

1.02

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

Board of Trustees:

January 29, 2018

Subject: NOMINATION AND ELECTION OF THE BOARD CLERK

DISCUSSION/ACTION

Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Recommend Approval

1.02
Agenda Placement

Hilaria Bauer
Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2930 Gay Avenue, San Jose, CA 95127

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To the Board of Trustees:

Date: February 16, 2018

Subject: Santa Clara County Spelling Bee – Student Recognition

Staff Analysis: The third annual Santa Clara County Spelling Bee was held on Saturday, February 3, 2018. Student competitors from grades four through six participated throughout the county. Winners advance to the state competition in San Joaquin County on Saturday, May 12.

Alum Rock wishes to recognize and congratulate Venezia Mejia of Renaissance at Mathson and Kevin Tran of Chavez Elementary for their top ten finish in the Santa Clara County Spelling Bee.

Recognition Only

Submitted by: Rene Sanchez R.S.

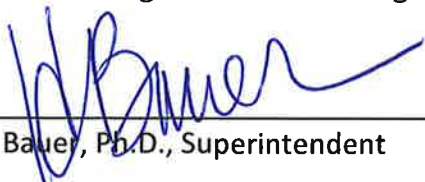
Title: Assistant Superintendent, Instructional Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Recognition Only

6.01
Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

Board of Trustees:

March 1, 2018

**Subject: SPECIAL PRESENTATION
RYAN STEAM ACADEMY**

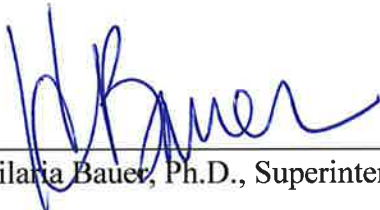
PRESENTATION

Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees: Meeting: March 8, 2018
Regular Board Meeting

Presentation

6.02
Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

Board of Trustees:

March 1, 2018

Subject:

**SPECIAL PRESENTATION
MARCH MADNESS BASKETBALL TOURNAMENT**

The Middle School March Madness Basketball Tournament just concluded this past weekend, with enthusiastic participation by our students and great attendance from our families. The Board will recognize both a girls and a boys team for their sportsmanship and tournament success.

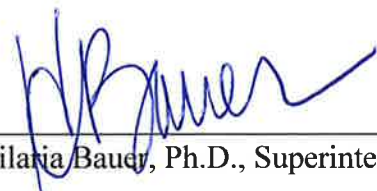
Special Presentation

Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees: Meeting: March 8, 2018
Regular Board Meeting

Presentation

6.03
Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To the Board of Trustees:

Date: February 27, 2018

Subject: ASES (After School Education and Safety) Program-CITY YEAR
PRESENTATION

Staff Analysis: City Year will provide a presentation on the partnership with Alum Rock Union Elementary School District. City Year serves twelve (12) schools under the ASES grant.

Recommendation: Presentation

Submitted by: Sandra Garcia Title: Director of State and Federal Programs
Approved by: Rene Sanchez Title: Assistant Superintendent of Instructional Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Presentation

6.04
Agenda Placement

Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

7.01

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

Board of Trustees:

February 19, 2018

Subject: PRESENTATION AND/OR UPDATE ON THE BOND/FACILITIES

Mr. Luis Rojas, CEO, Del Terra, will present a written update on the status of the Bond Projects.

Presentation/Update

Submitted by: Hilaria Bauer, Ph.D. Title: Superintendent

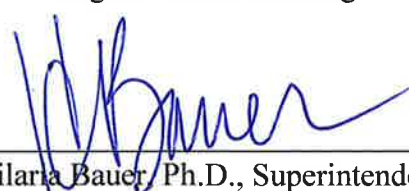
To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Presentation/Update

7.01

Agenda Placement



Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

7.02

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To the Board of Trustees:

Date: February 28, 2018

**Subject: Presentation and/or Update
Citizen's Bond Oversight Committee (CBOC)**

PRESENTATION AND/OR UPDATE

Submitted by: Kolvira Chheng  Title: Assistant Superintendent, Business Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Presentation/Update

7.02

Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF TRUSTEES

Board of Trustees:

Date: February 28, 2018

To the Superintendent of Schools

Subject: **Award of Contract for #B1617-Bond008
Environmental Consultant Services**

Staff Analysis: On April 13, 2017 the Board took action to approve and award contracts to Fast Track Construction and BRCO Contractors for HVAC upgrades at Dorsa and L.U.C.H.A. On May 11, 2017, the Board approved and awarded contract to Hazardous Management Services, Inc. in the amount of \$18,350.00 to provide environmental consultant services as required by the Division of State Architects (DSA).

Due to unforeseen added scope of work, approved additional weekend work to expedite project on schedule and the Division of State Architects inspection requirements additional fees for environmental testing and oversight was performed by Hazard Management Services, Inc. as follows:

<u>School</u>	<u>Proposed Amount</u>
Dorsa Elem School	\$22,000.00
L.U.C.H.A. Elem School	\$ 3,000.00
Total	\$25,000.00

Recommendation: Staff and Del Terra Group recommend the Board of Trustees award the additional fees to Hazard Management Services, Inc. in the amount of \$25,000.00, based on the additional scope of work and DSA inspection requirements.

Submitted by: Louie Moran

Title: Director of Facilities, Bonds and Leases

Approved by: Kolvira Chheng 

Title: Assistant Superintendent, Business Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Recommended Approval

Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

PURCHASE ORDER / CONTRACT ADJUSTMENT

C1718155
P.O. No. C1617391 Contract No. _____ Contract Original Amount: \$ 18,350.00
Vendor Name: Hazard Management Services, Inc. Vendor No. 22343

Please check:

_____ Cancel P.O. / Contract
_____ Change Item No.: _____
_____ Increase Amount Line Item No.: _____
_____ Decrease Amount Line Item No.: _____
_____ Add Line No.: _____
_____ Delete Line No.: _____
_____ Change org key/object code to: _____
_____ Change Vendor No. to: _____
_____ Add Freight: \$ _____
_____ Add Tax: _____ %
_____ Disencumber
_____ Change Order No.: _____
_____ Other _____

CONTRACTS ONLY

Change Orders:
Contracts Original Amount \$ 18,350.00
Change Order #: 1 \$ 25,000.00
Change Order #: _____ \$ _____
Change Order #: _____ \$ _____
New Contract Total \$ 43,350.00
(including Change Orders)

Line #	FUND	LOCATION	PROGRAM	ACCOUNT	\$ AMOUNT	Accountant Signature & Date
	<u>21</u>	<u>150</u>	<u>95060</u>	<u>6290</u>	<u>22,000</u>	<u>Marie Dwyer</u> <u>12/29/13</u>
	<u>21</u>	<u>270</u>	<u>95060</u>	<u>6290</u>	<u>3,000</u>	

Reason for Adjustment: Required overtime, weekend work, "Rushed" lab test results for short time frame.
Bid# B1617-Bond008 HVAC Upgrades at Dorsa and L.U.C.H.A. Elementary Schools

School/Dept.: <u>BONDS</u>	Requested by: <u>LOUIE MORAN</u>
Approval: _____ (for Contracts Only) <u>Louie Moran</u>	Assistant Superintendent of Business Services
	Program Manager
	Purchasing Manager
Date Requested: _____	Date Entered: _____ Entered By: _____

(Pursuant to Public Contract Code 20118.4, the total cost of change orders shall not exceed the greater of \$15,000.00 or 10% of the original contract amount. The ARUESD Board of Trustees must approve changes exceeding these limits.)



Hazard Management Services, Inc.
207 McHenry Avenue
Modesto, CA 95354
209-551-2000

Invoice

Date
9/18/2017
Invoice #
M16214.5

Bill To
ALUM ROCK UESD 2930 GAY AVENUE SAN JOSE, CA 95127

P.O. No.	Terms	Job No. - Project
C1617391	DUE UPON RECEIPT	M16214 - DORSA ES HVAC BLDGS A-D

DATE	ITEM	QTY	U/M	UNIT RATE	AMOUNT
2/15/2018	NEGOTIATED DISCOUNT	1	FF	-4,220.00	-4,220.00
6/26/2017	ASBESTOS PROJECT MONITORING (PARTIAL DAY)	4	HR	80.00	320.00
6/26/2017	LAB FEES - ASBESTOS BULK SAMPLE	5	EA	20.00	100.00
6/26/2017	LAB FEES - DAILY AIR SAMPLE	1	EA	20.00	20.00
6/26/2017	LAB FEES - TEM CLEARANCE SET	5	EA	200.00	1,000.00
6/27/2017	ASBESTOS PROJECT MONITORING	8	HR	80.00	640.00
6/27/2017	LAB FEES - ASBESTOS BULK SAMPLE	9	EA	20.00	180.00
6/27/2017	LAB FEES - DAILY AIR SAMPLE	1	EA	20.00	20.00
6/28/2017	ASBESTOS PROJECT MONITORING	10	HR	80.00	800.00
6/29/2017	ASBESTOS PROJECT MONITORING	9	HR	80.00	720.00
6/29/2017	LAB FEES - DAILY AIR SAMPLE	1	EA	20.00	20.00
6/30/2017	ASBESTOS PROJECT MONITORING	8	HR	80.00	640.00
6/30/2017	LAB FEES - TEM CLEARANCE SET	5	EA	200.00	1,000.00
7/1/2017	ASBESTOS PROJECT MONITORING	9	HR	80.00	720.00
7/3/2017	ASBESTOS PROJECT MONITORING	8	HR	80.00	640.00
7/3/2017	LAB FEES - TEM CLEARANCE SET	5	EA	200.00	1,000.00
7/5/2017	ASBESTOS PROJECT MONITORING	10	HR	80.00	800.00
7/6/2017	ASBESTOS PROJECT MONITORING	13	HR	80.00	1,040.00
7/6/2017	LAB FEES - TEM CLEARANCE SETS (2)	10	EA	200.00	2,000.00
7/7/2017	ASBESTOS PROJECT MONITORING	8	HR	80.00	640.00
7/7/2017	ADMIN SUPPORT	7	HR	45.00	315.00
7/7/2017	LAB FEES - AIR SAMPLE CLEARANCE	20	EA	50.00	1,000.00
7/8/2017	ASBESTOS PROJECT MONITORING	8	HR	80.00	640.00
7/8/2017	ADMIN SUPPORT	5	HR	45.00	225.00
7/8/2017	LAB FEES - AIR SAMPLE CLEARANCE	5	EA	50.00	250.00
7/8/2017	LAB FEES - TEM CLEARANCE SET	5	EA	200.00	1,000.00
7/10/2017	ASBESTOS PROJECT MONITORING	11	HR	80.00	880.00
7/10/2017	LAB FEES - TEM CLEARANCE SET	5	EA	200.00	1,000.00
7/11/2017	ASBESTOS PROJECT MONITORING	11	HR	80.00	880.00
7/11/2017	LAB FEES - TEM CLEARANCE SET	5	EA	200.00	1,000.00
7/12/2017	ASBESTOS PROJECT MONITORING	11	HR	80.00	880.00
7/12/2017	LAB FEES - TEM CLEARANCE SET (2)	10	EA	200.00	2,000.00
7/13/2017	ASBESTOS PROJECT MONITORING	13	HR	80.00	1,040.00
7/13/2017	ADMIN SUPPORT	2	HR	45.00	90.00

FINAL

TOTAL



Hazard Management Services, Inc.

207 McHenry Avenue
Modesto, CA 95354
209-551-2000

Invoice

Date
9/18/2017
Invoice #
M16214.5

Bill To
ALUM ROCK UESD 2930 GAY AVENUE SAN JOSE, CA 95127

P.O. No.	Terms	Job No. - Project
C1617391	DUE UPON RECEIPT	M16214 - DORSA ES HVAC BLDGS A-D

DATE	ITEM	QTY	U/M	UNIT RATE	AMOUNT
7/13/2017	LAB FEES - AIR SAMPLE CLEARANCE	20	EA	50.00	1,000.00
7/13/2017	LAB FEES - TEM CLEARANCE SET	5	EA	200.00	1,000.00
7/14/2017	ASBESTOS PROJECT MONITORING	1	HR	80.00	80.00
9/18/2017	FINAL REPORT	8	HR	80.00	640.00
<div><p>P.O. # C1718155</p><p>Del Terra Group</p><p>B1617-Bldg C08 HVAC Upgrades</p><p>Project Ref: Q Dorsa ES</p><p>Amount: \$22,000.00</p><p>Reviewed By: <u>[Signature]</u></p><p>Date Reviewed: <u>[Signature]</u></p><hr/><p>Date Forwarded: _____</p><p>Forwarded To: <u>LM. ARVED</u></p><p>DTG Processor: <u>C6-DTB</u> 373.0</p></div>					

FINAL

TOTAL \$22,000.00

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT - MEASURE 'J'



PROJECT EXPENDITURE REPORT

Data Date: 20-Feb-18

SCHOOL: DORSA ELEMENTARY									
DTG Project # HVAC									
Item	Voucher No.	Fiscal Year	Budget Code:		Description	Invoice Number:	Invoice Date:	Commitments Amount:	Invoice Amount:
			Fund	Obj					
6270 PRELIMINARY TESTS (ABATEMENT MONITORING)									
1			21	6270	Hazardous Management Service, Inc. Construction Abatement Monitoring BOA 04/13/17 PO# C1617391				
2	136299	2017	21-C	6290	HMS - Invoice	M16214.3R	06/30/17	\$ 7,240.00	\$ 6,920.00
3					Closed PO# C1617391 End Fiscal Year 2016/2017			\$ (320.00)	
4		2018/09	21-C	6290	Roll Over Fiscal Year 2017/2018 PO# C1718155			\$ 320.00	
5	139183	2018/01	21-C	6290	HMS - Invoice	M16214.4	09/18/17		\$ 320.00
6					Contract Adjustment PENDING BOA			\$ 22,000.00	
7					HMS - Invoice	M16215.4	09/18/17		\$ 22,000.00
8									
9									
6270 Abatement Monitoring Subtotal:						6270 Abatement Monitoring Subtotal:		\$ 29,240.00	\$ 29,240.00
Monitoring Remaining Balance:						Monitoring Remaining Balance:		\$	\$



Hazard Management Services, Inc.
207 McHenry Avenue
Modesto, CA 95354
209-551-2000

Invoice

Date
9/18/2017
Invoice #
M16215.5

Bill To
ALUM ROCK UESD 2930 GAY AVENUE SAN JOSE, CA 95127

P.O. No.	Terms	Job No. - Project
C1617391	DUE UPON RECEIPT	M16215 - L.U.C.H.A. ES HVAC BLDG A&B

DATE	ITEM	QTY	U/M	UNIT RATE	AMOUNT
2/15/2018	NEGOTIATED DISCOUNT	1	FF	-620.00	-620.00
7/6/2017	ASBESTOS PROJECT MONITORING (PARTIAL DAY)	8	HR	81.25	650.00
7/6/2017	LAB FEES - DAILY AIR SAMPLE	1	EA	20.00	20.00
7/6/2017	LAB FEES - AIR SAMPLE CLEARANCE	5	EA	50.00	250.00
7/7/2017	ASBESTOS PROJECT MONITORING	8	HR	80.00	640.00
7/7/2017	LAB FEES - DAILY AIR SAMPLE	1	EA	20.00	20.00
7/8/2017	ASBESTOS PROJECT MONITORING	5	HR	80.00	400.00
7/8/2017	LAB FEES - TEM CLEARANCE SET	5	EA	200.00	1,000.00
9/14/2017	FINAL REPORT	8	HR	80.00	640.00
<div><p>P.O. # C1718155</p><p>Del Terra Group</p><p>Bldg 17. Bond 008 HVAC Upgrades</p><p>Project Ref: @ L.U.C.H.A.</p><p>Amount: \$3,000.00</p><p>Reviewed By: [Signature]</p><p>Date Reviewed: [Signature]</p><p>Date Forwarded: [Signature]</p><p>Forwarded To: LM-ARIESO</p><p>DTG Processor: CB-02 378.0</p></div>					

FINAL

TOTAL \$3,000.00

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT - MEASURE 'J'



PROJECT EXPENDITURE REPORT

Data Date: 20-Feb-18

School: LUCHA DTG Project # HVAC												
Item	Voucher No.	Fiscal Year	Budget Code:		Description	Invoice Number:	Invoice Date:	Commitments Amount:	Invoice Amount:			
			Fund	Obj								
6270 PRELIMINARY TESTS (ABATEMENT MONITORING)												
1			21	6270	Hazardous Management Service, Inc. Construction Abatement Monitoring BOA 04/13/17 PO# C1617391			\$ 11,110.00				
2	136299	2017	21-C	6290	HMS - Invoice	M16215.3	07/03/17	\$	\$ 6,430.00			
3					Close PO# C1617391 End 2016/2017 Fiscal Year			\$	(4,680.00)			
4					Rollover Contract to the 2017/2018 Fiscal Year PO# C1718155			\$	4,680.00			
5	139183	2018/09	21-C	6290	HMS - Invoice	M16215.4	09/18/17	\$	4,680.00			
6		2018/01	21-C	6290	Contract Adjustment PENDING BOA			\$	3,000.00			
7					HMS - Invoice	M16215.5	09/18/17	\$	3,000.00			
8												
9												
6270 Abatement Monitoring Subtotal:										\$ 14,110.00	\$ 14,110.00	
Monitoring Remaining Balance:										\$	\$	

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

Bid# B1617-Bond008 HVAC Upgrades at Dorsa ES & L.U.C.H.A.

Hazard Management Services, Inc.**Original PO#** C1617391 2016/2017 FY**Rollover PO#** C1718155 2017/2018 FY

		Dorsa ES	LUCHA ES	TOTAL
Original PO\$		\$ 7,240.00	\$ 11,110.00	\$ 18,350.00
Increase/CO\$		\$ 26,220.00	\$ 3,620.00	\$ 29,840.00
	TOTAL	\$ 33,460.00	\$ 14,730.00	\$ 48,190.00

Revised Increase

		Dorsa ES	LUCHA ES	TOTAL
Original PO\$		\$ 7,240.00	\$ 11,110.00	\$ 18,350.00
Increase/CO\$		\$ 22,000.00	\$ 3,000.00	\$ 25,000.00
	TOTAL	\$ 29,240.00	\$ 14,110.00	\$ 43,350.00



Hazard Management Services, Inc.

207 McHenry Ave. • Modesto, CA 95354
(209) 551-2000 • www.hazmanage.com

July 20, 2017

Mr. Joe Stam, Program Manager
Alum Rock Union Elementary School District
2930 Gay Avenue
San Jose, CA 95127

Dear Mr. Stam:

This letter contains Hazard Management Services, Inc. (HMS, Inc.) request for additional funds as part of the ongoing HVAC Upgrade project at Alum Rock Union Elementary School District's (ARUESD) Dorsa Elementary School. This request is being submitted after our initial proposal amount for the project was exceeded by a number of factors out of HMS, Inc.'s control on the project. This proposal is to account for all samples, time performing oversight, and closeout time for the project documentation.

For this project, HMS, Inc.'s initial estimated fee was \$7,240. This amount was provided as part of PO C1617391. Based on the initial proposal amount and work completed to date and estimated to be completed in the future, HMS, Inc. is requesting an increase to our PO in the amount of ~~\$28,220~~ ^{\$25,000}. A few of the reasons for this increase are as follows:

- One set of clearance air samples collected during the project, failed to meet clearance criteria for the AHERA regulation. Per the HMS, Inc. project specifications, ARUESD can back charge the contractor for the second set of clearances:

Contractor is responsible for all fees (labor and sampling fees) associated with any set of clearance air samples that do not meet current EPA AHERA levels for re-occupancy after an abatement project.

HMS, Inc. recommends that \$1,400 be charged back to the contractor for the failed clearances.

- When the initial proposal was created for this project, HMS, Inc. was not aware of any project schedules or the contractor that would be performing remediation as part of this project. Once the contractor arrived onsite, it was clear they did not understand the requirements set forth in the project specifications and were not prepared to perform this project in an efficient manner. Examples of lack of preparedness include not arriving with properly trained and certified personnel, insufficient work force and lack of equipment to setup asbestos abatement areas as required by specifications. All of these issues lead to delays throughout the project that increased the amount of time required for HMS, Inc. to provide oversight.
- The general contractor performed additional abatement of areas that were not included in the drawings for full removal as part of this project. This was intended to help reduce the chance of impact to materials, but also to complete the work needed on this project. As these areas of demolition were not noted on the project demo drawings, HMS, Inc. was unaware of the number of containment areas to be completed as part of this project. This also lead to a number of additional clearance air samples being collected overall on this project.



Mr. Joe Stam, Program Manager
Alum Rock Union Elementary School District
July 20, 2017
Page Two

- The general contractor, Blane Roth Construction, requested an additional three sets of clearance air samples be collected overall on this project. This was completed because of the remediation contractor not meeting the project schedule and other trades needing to access the spaces as quickly as possible. This was notably completed in Building C, but also occurred in Building A at the start of the project. HMS, Inc. recommends the contractor be back charged for these clearances at a rate of \$1,400 per set to help offset our increased costs.

Thank you for the opportunity to submit this request. If you have any questions, please contact me at (209) 551-2000 (office) or (209) 484-4648 (cell) or by e-mail at cchipponeri@hazmanage.com.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Chris Chipponeri'.

Chris Chipponeri
Chief Operating Officer
Cal/OSHA CAC 10-4633
CDPH Lead I/A 20476



Hazard Management Services, Inc.

207 McHenry Ave. • Modesto, CA 95354
(209) 551-2000 • www.hazmanage.com

July 20, 2017

Mr. Joe Stam, Program Manager
Alum Rock Union Elementary School District
2930 Gay Avenue
San Jose, CA 95127

Dear Mr. Stam:

This letter contains Hazard Management Services, Inc. (HMS, Inc.) request for additional funds as part of the ongoing HVAC Upgrade project at Alum Rock Union Elementary School District's (ARUESD) LUCHA Elementary School. This request is being submitted after our initial proposal amount for the project was exceeded by a number of factors out of HMS, Inc.'s control on the project. This proposal is to account for all samples, time performing oversight, and closeout time for the project documentation.

For this project, HMS, Inc.'s initial estimated fee was \$11,110. This amount was provided as part of PO C1617391. Based on the initial proposal amount and work completed to date and estimated to be completed in the future, HMS, Inc. is requesting an increase to our PO in the amount of ~~\$3,620~~ *\$3,000*. A few of the reasons for this increase are as follows:

- When the initial proposal was created for this project, HMS, Inc. was not aware of any project schedules or the contractor that would be performing remediation as part of this project. Once the contractor arrived onsite, it was clear they did not understand the requirements set forth in the project specifications and were not prepared to perform this project in an efficient manner. Examples of lack of preparedness include not arriving with the proper notifications to regulatory agencies and a delay in providing the notifications for work to start and lack of equipment to setup asbestos abatement areas as required by specifications to the required extent. All of these issues lead to delays throughout the project that increased the amount of time required for HMS, Inc. to provide oversight.
- The general contractor performed additional abatement of areas that were not included in the drawings for full removal as part of this project. This was intended to help reduce the chance of impact to materials, but also to complete the work needed on this project. As these areas of demolition were not noted on the project demo drawings, HMS, Inc. was unaware of the number of containment areas to be completed as part of this project. This also lead to a number of additional clearance air samples being collected overall on this project.
- On June 24, 2017, the remediation contractor, PSI, was scheduled to work. HMS, Inc. arrived onsite and none of the remediation crew arrived onsite. This required a four hour charge to HMS, Inc.'s services in regards to the cancelled extra-day shift. This should be back charged to the contractor for \$320 to cover HMS, Inc.'s fees.

Thank you for the opportunity to submit this request. If you have any questions, please contact me at (209) 551-2000 (office) or (209) 484-4648 (cell) or by e-mail at cchipponeri@hazmanage.com.

Sincerely,

Chris Chipponeri
Chief Operating Officer
Cal/OSHA CAC 10-4633
CDPH Lead I/A 20476



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2930 Gay Avenue, San José, CA 95127 · Phone: 408-928-6800 · Fax: 408-928-6416 · www.arusd.org

To: Hilaria Bauer, Ph.D., Superintendent
From: Kolvira Chheng, Assistant Superintendent, Business Services
Re: Award of Additional Service to Hazard Management Services, Inc.
Date: February 27, 2018

Background:

On April 13, 2017 the Board approved and awarded contracts to Fast Track Construction and BRCO Contractors for HVAC upgrades at Dorsa and L.U.C.H.A E.S. On May 11, 2017 The Board approved and awarded Contract to Hazardous Management Services, Inc. in the amount of \$18,350.00 to provide environmental consultant service as required by The Division of State Architects.

Summary:

Due to unforeseen added scope of work, approved additional weekend work to expedite project on schedule and The Division of State Architects inspection requirements additional fees for environmental testing and oversight was performed by Hazard Management Services, Inc as follows

<u>School</u>	<u>Proposed Amount</u>
Dorsa E.S.t	\$22,000.00
L.U.C.H.A. E.S.	\$3,000.00
Total	\$25,000.00

Recommendation:

Based on the additional scope of work and DSA inspection requirements Del Terra Group, and staff recommend the board of Trustees award the additional fees to Hazard Management Services, Inc in the amount of **\$25, 000.00**

8.01

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF TRUSTEES

To the Superintendent of Schools:

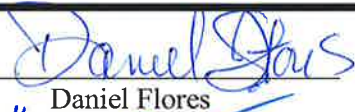
Date: March 2, 2018

Subject: Contract Increase with Mohawk Commercial, Inc.

Summary: On July 13, 2017 the Board approved Contract 1718000 Mohawk Commercial, Inc., for the purchase and installation of floor covers and related products. Due to extensive flooring safety issues, staff is recommending that we increase our contract by \$40,000. This will allow the department to pay off outstanding invoices and aid in the remaining of 2017-2018 FY. References multi-year contract C1617444. Board approved May 11, 2017.

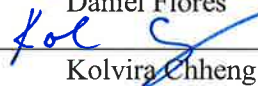
Recommendation: Staff recommends approval of the contract increase in the amount of \$40,000, for a total expenditure of \$300,000. 2017-2018 FY

Submitted by:


Daniel Flores

Title: Director, Maintenance, Operation & Transportation

Approved by:


Kolvira Chheng

Title: Assistant Superintendent, Business Services

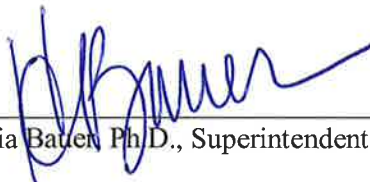
To the Board of Trustees:

Meeting: March 8, 2018

Recommended Approval

8.01

Agenda Placement


Hilaria Batten Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

RECEIVED
PURCHASING

2018 FEB 22 AM 11:38

PURCHASE ORDER / CONTRACT ADJUSTMENT

P.O. No. _____ Contract No. C1718000 Contract Original Amount: \$ 100,000.00
Vendor Name: MOHAWK COMMERCIAL, INC Vendor No. 22495

Please check:

_____ Cancel P.O. / Contract
_____ Change Item No.: _____
1 Increase Amount Line Item No.: _____
_____ Decrease Amount Line Item No.: _____
_____ Add Line No.: _____
_____ Delete Line No.: _____
_____ Change org key/object code to: _____
_____ Change Vendor No. to: _____
_____ Add Freight: \$ _____
_____ Add Tax: _____ %
_____ Disencumber
_____ Change Order No.: _____
_____ Other _____

CONTRACTS ONLY

Change Orders:
Contracts Original Amount \$ 100,000.00
Change Order #: 1 \$ 150,000.00
Change Order #: 2 \$ 10,000.00
Change Order #: 3 \$ 40,000.00
New Contract Total \$ 300,000.00
(Including Change Orders)

Line #	FUND	LOCATION	PROGRAM	ACCOUNT	\$ AMOUNT	Accountant Signature & Date
1	/ 05	450	/ 81300	/ 5815	\$40,000	<i>M 3/1/18</i>

Reason for Adjustment: Please increase C1718000 for the amount of \$40,000 to pay off outstanding invoices and for remaining of FY 17-18. Reference multi year contract C1617444.

Board approved May 11, 2017. Thank you

School/Dept.: <u>MOT</u>	Requested by: <u>Gloria Fernandez</u>
Approval: <u><i>Kal C</i></u> (for Contracts Only)	Assistant Superintendent of Business Services
_____	Program Manager
_____	Purchasing Manager
Date Requested: _____	Date Entered: _____ Entered By: _____

(Pursuant to Public Contract Code 20118.4, the total cost of change orders shall not exceed the greater of \$15,000.00 or 10% of the original contract amount. The ARUESD Board of Trustees must approve changes exceeding these limits.)

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF TRUSTEES

7.04

To the Board of Trustees:

Date: March 1, 2018

Subject:

Resolution No. 32-17/18

A Resolution of the Board of Trustees of the Alum Rock Union Elementary School District, Santa Clara County, California, Authorizing the Issuance of Alum Rock Union Elementary School District (Santa Clara County, California) Election of 2016 General Obligation Bonds, Series A, and Actions Related Thereto

Staff Analysis:

An election was held in the Alum Rock Union Elementary School District on June 6, 2016 for the issuance and sale of general obligation bonds of the District for various purposes in the maximum amount of \$139,999,671.60 (the "Measure I"). The District now desires to authorize the issuance of the first series of bonds (the "Bonds") under Measure I in an amount not-to-exceed \$35,000,000.

(a) Bond Resolution. This Resolution requests that the Board of Supervisors of the County of Santa Clara issue the Bonds on behalf of the District. The Resolution also specifies certain of the basic terms and parameters of the Bonds, and approves the form of Purchase Contract described below. In particular, Section 1 of the Resolution establishes the maximum aggregate principal amount of the Bonds to be issued (\$35,000,000). Section 4 of the Resolution states the maximum underwriting discount (0.80%) with respect to the Bonds, the maximum legal interest rate on the Bonds, and requests that the Bonds be sold on behalf of the District by the County at a negotiated sale to the Underwriters identified in the Purchase Contract. The resolution only approves the issuance of the Bonds as Current Interest Bonds; Capital Appreciation Bonds are not authorized.

(b) Form of Purchase Contract. Pursuant to the Purchase Contract, the Underwriters will agree to buy the Bonds from the District. All the conditions of closing the transaction are set forth in this document, including the documentation to be provided at the closing by various parties. Upon the pricing of the Bonds, the final execution copy of the Purchase Contract will be prepared following this form.

(c) Future Measure I Bond Issuances. Pursuant to the Resolution, the District also commits itself to applying a portion of the proceeds from the next issuance of bonds under Measure I, together with certain funds of the District, towards the prepayment of its 2010 Certificates of Participation.

FISCAL IMPACT

There is no fiscal impact to the General Fund resulting from the issuance of the Bonds.

Recommendation: Staff recommends approval of Resolution No. 32-17/18, a Resolution of the Board of Trustees of the Alum Rock Union Elementary School District, Santa Clara County, California, authorizing the issuance of Alum Rock Union Elementary School District (Santa Clara County, California) Election of 2016 General Obligation Bonds, Series A, and actions related thereto.

Approved by: Kolvira Chheng Title: Assistant Superintendent, Business Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Recommend Approval

7.04
Agenda Placement

Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____

Seconded by: _____

Approved: _____

Not Approved: _____

Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

RESOLUTION NO. 32-17/18

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT, SANTA CLARA COUNTY, CALIFORNIA, AUTHORIZING THE ISSUANCE OF ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT (SANTA CLARA COUNTY, CALIFORNIA) ELECTION OF 2016 GENERAL OBLIGATION BONDS, SERIES A, AND ACTIONS RELATED THERETO

WHEREAS, a duly called election was held in the Alum Rock Union Elementary School District (the "District"), Santa Clara County (the "County"), State of California, on June 6, 2016 (the "Election") and thereafter canvassed pursuant to law, at which the following proposition (the "Bond Measure") was submitted to the qualified electors of the District:

"To improve local neighborhood schools, fix leaky, deteriorated roofs, improve fire safety, repair/ upgrade classrooms, improve student safety and security, renovate outdated restrooms, upgrade heating/ventilation/electrical systems for energy efficiency, and computer technology, shall \$139,999,671.60 of Alum Rock Union Elementary School District bonds approved by the voters in June 2008, be reapproved at legal rates to renovate, acquire, construct, repair classrooms, sites, facilities/ equipment, with independent audits, citizens' oversight, no money for administrators' salaries and all money controlled locally?"

WHEREAS, at the Election the Bond Measure was approved by the requisite 55% vote of the qualified electors of the District voting on the proposition, as certified by the Registrar of Voters of the County (the "Authorization");

WHEREAS, at this time this Board of Trustees (the "Board") has determined that it is necessary and desirable to request the issuance by the Board of Supervisors of the County (the "County Board") of the first series of bonds under the Authorization in an aggregate principal amount not-to-exceed \$35,000,000 and to be designated as "Alum Rock Union Elementary School District (Santa Clara County, California), Election of 2016 General Obligation Bonds, Series A" (the "Bonds");

WHEREAS, this Board desires to authorize the issuance of the Bonds in one or more Series of Taxable or Tax-Exempt Current Interest Bonds (each as defined herein);

WHEREAS, the Bonds shall be issued pursuant to Article 4.5 of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code (the "Act");

WHEREAS, Section 15140(a) of the California Education Code provides that the County Board shall issue the Bonds on behalf of the District following adoption of a resolution of the Board of Trustees;

WHEREAS, on June 30, 2010, the District executed and delivered its Prior Certificates (as defined herein);

WHEREAS, the Board desires to prepay all or a portion of the Prior Certificates from proceeds of future issuances of bonds under the Authorization;

WHEREAS, the Board desires to set aside and restrict certain District funds to be used for the prepayment of the Prior Certificates;

WHEREAS, this Board desires to appoint certain professionals to provide services related to the issuance of the Bonds; and

WHEREAS, all acts, conditions and things required by law to be done or performed have been done and performed in strict conformity with the laws authorizing the issuance of general obligation bonds of the District, and the indebtedness of the District, including this proposed issue of Bonds, is within all limits prescribed by law;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT AS FOLLOWS:

SECTION 1. Definitions. As used in this Resolution, the terms set forth below shall have the meanings ascribed to them (unless otherwise set forth in the Purchase Contract):

(a) **“Authorized Officers”** means the Superintendent of the District, the Assistant Superintendent of Business Services of the District, or a designated deputy thereof.

(b) **“Bond Register”** means the registration books which the Paying Agent shall keep or cause to be kept on which the registered ownership, transfer and exchange of Bonds shall be recorded.

(c) **“Code”** means the Internal Revenue Code of 1986, as the same may be amended from time to time. Reference to any particular section of the Code shall be deemed to be a reference to any successor to any such section.

(d) **“Continuing Disclosure Certificate”** means that certain contractual undertaking executed by the District in connection with the issuance of the Bonds pursuant to paragraph (b)(5) of Rule 15c2-12 adopted by the Securities and Exchange Commission under the Securities Exchange Act of 1934, and relating to the Bonds, dated as of the date of issuance thereof, as amended from time to time in accordance with the provisions thereof.

(e) **“Current Interest Bonds”** means bonds the interest on which is payable semiannually on each February 1 and August 1 specified for each such Bond as designated and maturing in the years and in the amounts set forth in the Purchase Contract.

(f) **“Director of Finance”** means the Santa Clara County Director of Finance.

(g) **“Holder” or “Owner”** means the registered owner of a Bond as set forth on the Bond Register maintained by the Paying Agent pursuant to the County Resolution.

(h) **“Long Current Interest Bonds”** means Current Interest Bonds that mature more than 30 years from their date of initial execution and delivery.

(i) **“Official Statement”** means the Official Statement for the Bonds, as described in Section 7 hereof.

(j) **“Paying Agent”** means initially U.S. Bank National Association, or any other Paying Agent as shall be named in the Purchase Contract or Official Statement, and afterwards any successor financial institution, acting as paying agent, transfer agent, authentication agent and bond registrar for the Bonds.

(k) **“Permitted Investments”** means (i) the County Pooled Investment Fund maintained by the Director of Finance, and (ii) at the request of the District, (A) the Local Agency Investment Fund maintained by the Treasurer of the State of California; (B) other investments permitted under section 53601 of the California Government Code; and (C) investment agreements with financial institutions with senior unsecured credit ratings in one of the two highest rating categories (without regard to any refinement or gradation of such rating category by a plus or minus or a numeral) from one or more nationally recognized statistical rating organization.

(l) **“Principal” or “Principal Amount”** means, with respect to any Bond, the initial principal amount thereof.

(m) **“Prior Certificates”** means the District’s Taxable Certificates of Participation, 2010 Series A (Direct Subsidy Qualified School Construction Bonds), executed and delivered evidencing an aggregate principal amount of \$25,000,000, pursuant to a Trust Agreement, dated as of June 1, 2010, by and among the District, the Public Property Financing Corporation of California and U.S. Bank National Association, as trustee, and currently evidencing outstanding principal in an amount equal to \$22,730,000;

(n) **“Purchase Contract”** means the contract or contracts for purchase and sale of the Bonds, by and among the District, the County and the Underwriters named therein. To the extent the Bonds are sold pursuant to more than one Purchase Contract, each shall be substantially in the form presented to the Board, with such changes therein, deletions therefrom and modifications thereto as the Authorized Officer executing the same shall approve.

(o) **“Series”** means any Bonds executed, authenticated and delivered pursuant to the provisions hereof identified as a separate series of Bonds.

(p) **“Taxable Bonds”** means any Bonds not issued as Tax-Exempt Bonds.

(q) **“Tax-Exempt Bonds”** means any Bonds the interest on which is excludable from gross income for federal income tax purposes and is not treated as an item of tax preference for purposes of calculating the federal alternative minimum tax, as further described in an opinion of Bond Counsel supplied to the original purchasers of such Bonds.

(r) **“Underwriters”** means the underwriters of the Bonds that shall be named in the Purchase Contract.

SECTION 2. Purpose; Authorization. To raise money for the purposes authorized by voters of the District at the Election, and to pay all necessary legal, financial and contingent costs in

connection with the issuance of the Bonds, this Board hereby petitions the County Board to authorize the issuance of one or more Series of Bonds pursuant to the Act and to order such Bonds sold at a negotiated sale such that the Bonds shall be dated as of a date to be determined by said County Board, shall bear interest at a rate not-to-exceed that authorized at the Election, shall be payable upon such terms and provisions as shall be set forth in the Purchase Contract, and shall be in an aggregate principal amount not-to-exceed \$35,000,000. The Board hereby approves the sale of the Bonds at a negotiated sale, via a public offering or private placement, which is determined to provide more flexibility in the timing of the sale, an ability to implement the sale in a shorter time period, an increased ability to structure the Bonds to fit the needs of particular purchasers, and a greater opportunity for the Underwriters to pre-market the Bonds to potential purchasers prior to the sale, all of which will contribute to the District's goal of achieving the lowest overall cost of funds. The Board estimates that costs associated with the issuance of the Bonds, including compensation to the Underwriters, will equal approximately 2.1% of the Principal Amount of the Bonds.

This Board hereby authorizes the issuance of the Bonds in one or more Series of Current Interest Bonds, with appropriate Series designation, and further as any combination of Tax-Exempt and Taxable Bonds, all as set forth in the fully-executed Purchase Contract, subject to the provisions of a resolution of the County Board relating to the Bonds (the "County Resolution"). To the extent the issuance of Bonds includes Long Current Interest Bonds, the useful life of any facility financed with such Long Current Interest Bonds will equal or exceed the maturity of such Long Current Interest Bonds.

The purchase price received from the Underwriters pursuant to the Purchase Contract, to the extent of the principal amount thereof, shall be paid to the County to the credit of the Building Fund (as defined in the County Resolution).

The costs of issuance of the Bonds are hereby authorized to be paid either from premium withheld by the Underwriters upon the sale of the Bonds, or from the portion of the purchase price received from the Underwriters and representing the principal amount of the Bonds. To the extent costs of issuance are paid from such principal amount, the District may direct that a portion thereof, in an amount not-to-exceed 2.0% of such principal amount, in lieu of being deposited into the Building Fund, be deposited in a costs of issuance account to be held by a fiscal agent of the District appointed for such purpose.

SECTION 3. Paying Agent. This Board hereby appoints the Paying Agent, as defined in Section 1 hereof, to serve as the paying agent, bond registrar, transfer agent and authentication agent for the Bonds on behalf of the District. This Board hereby authorizes the payment of the reasonable fees and expenses of the Paying Agent as they shall become due and payable. The fees and expenses of the Paying Agent which are not paid as a cost of issuance of the Bonds may be paid in each year from *ad valorem* property taxes levied and collected for the payment thereof, insofar as permitted by law, including specifically by Section 15232 of the California Education Code.

SECTION 4. Rebate Fund. The following provisions shall apply to any Bonds issued as Tax-Exempt Bonds.

(a) The District shall create and establish a special fund designated the "Alum Rock Union Elementary School District Election of 2016 General Obligation Bonds, Series A" (the "Rebate Fund"). All amounts at any time on deposit in the Rebate Fund shall be held in trust, to the extent required to satisfy the requirement to make rebate payments to the United States (the "Rebate

Requirement”) pursuant to Section 148 of the Code, and the Treasury Regulations promulgated thereunder (the “Treasury Regulations”). Such amounts shall be free and clear of any lien hereunder and under the County Resolution and shall be governed by this Section and by the Tax Certificate to be executed by the District in connection with the Tax-Exempt Bonds (the “Tax Certificate”).

(b) Within 45 days of the end of each fifth Bond Year (as such term is defined in the Tax Certificate), (1) the District shall calculate or cause to be calculated with respect to the Bonds the amount that would be considered the “rebate amount” within the meaning of Section 1.148-3 of the Treasury Regulations, using as the “computation date” for this purpose the end of such Bond Year, and (2) the District shall deposit to the Rebate Fund from amounts on deposit in the other funds established under the County Resolution or from other District funds, if and to the extent required, amounts sufficient to cause the balance in the Rebate Fund to be equal to the “rebate amount” so calculated. The District shall not be required to deposit any amount to the Rebate Fund in accordance with the preceding sentence, if the amount on deposit in the Rebate Fund prior to the deposit required to be made under this subsection (b) equals or exceeds the “rebate amount” calculated in accordance with the preceding sentence. Such excess may be withdrawn from the Rebate Fund to the extent permitted under subsection (g) of this Section. The District shall not be required to calculate the “rebate amount” and shall not be required to deposit any amount to the Rebate Fund in accordance with this subsection (b), with respect to all or a portion of the proceeds of the Bonds (including amounts treated as proceeds of the Bonds) (1) to the extent such proceeds satisfy the expenditure requirements of Section 148(f)(4)(B) or Section 148(f)(4)(C) of the Code or Section 1.148-7(d) of the Treasury Regulations, whichever is applicable, and otherwise qualify for the exception to the Rebate Requirement pursuant to whichever of said sections is applicable, (2) to the extent such proceeds are subject to an election by the District under Section 148(f)(4)(C)(vii) of the Code to pay a one and one-half percent (1½%) penalty in lieu of arbitrage rebate in the event any of the percentage expenditure requirements of Section 148(f)(4)(C) are not satisfied, or (3) to the extent such proceeds qualify for the exception to arbitrage rebate under Section 148(f)(4)(A)(ii) of the Code for amounts in a “bona fide debt service fund.” In such event, and with respect to such amounts, the District shall not be required to deposit any amount to the Rebate Fund in accordance with this subsection (b).

(c) Any funds remaining in the Rebate Fund after redemption of all the Bonds and any amounts described in paragraph (2) of subsection (d) of this Section, or provision made therefor satisfactory to the District, including accrued interest, shall be remitted to the District.

(d) Subject to the exceptions contained in subsection (b) of this Section to the requirement to calculate the “rebate amount” and make deposits to the Rebate Fund, the District shall pay to the United States, from amounts on deposit in the Rebate Fund,

(1) not later than 60 days after the end of (i) the fifth Bond Year, and (ii) each fifth Bond Year thereafter, an amount that, together with all previous rebate payments, is equal to at least 90% of the “rebate amount” calculated as of the end of such Bond Year in accordance with Section 1.148-3 of the Treasury Regulations; and

(2) not later than 60 days after the payment of all Bonds, an amount equal to 100% of the “rebate amount” calculated as of the date of such payment (and any income attributable to the “rebate amount” determined to be due and payable) in accordance with Section 1.148-3 of the Treasury Regulations.

(e) In the event that, prior to the time any payment is required to be made from the Rebate Fund, the amount in the Rebate Fund is not sufficient to make such payment when such payment is due, the District shall calculate (or have calculated) the amount of such deficiency and deposit an amount equal to such deficiency into the Rebate Fund prior to the time such payment is due.

(f) Each payment required to be made pursuant to subsection (d) of this Section shall be made to the Internal Revenue Service, on or before the date on which such payment is due, and shall be accompanied by Internal Revenue Service Form 8038-T, such form to be prepared or caused to be prepared by the District.

(g) In the event that immediately following the calculation required by subsection (b) of this Section, but prior to any deposit made under said subsection, the amount on deposit in the Rebate Fund exceeds the "rebate amount" calculated in accordance with said subsection, the District may withdraw the excess from the Rebate Fund and credit such excess to the interest and sinking fund for the Bonds..

(h) The District shall retain records of all determinations made hereunder until three years after the complete retirement of the Bonds.

(i) Notwithstanding anything in this Resolution or the County Resolution to the contrary, the Rebate Requirement shall survive the payment in full or defeasance of the Bonds.

SECTION 5. Arbitrage Covenant. The District covenants that it will restrict the use of the proceeds of the Bonds in such manner and to such extent, if any, as may be necessary, so that the Bonds will not constitute arbitrage bonds under Section 148 of the Code and the applicable regulations prescribed thereunder or any predecessor section. Calculations for determining arbitrage requirements are the sole responsibility of the District.

SECTION 6. Legislative Determinations. This Board determines that all acts and conditions necessary to be performed by the Board or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general obligations of the District have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; and that no statutory or constitutional limitation of indebtedness or taxation will be exceeded as a result of the issuance of the Bonds.

SECTION 7. Official Statement. A Preliminary Official Statement relating to the Bonds, is hereby authorized to be prepared and the Authorized Officers, each alone, are hereby authorized and directed, for and in the name and on behalf of the District, to deliver such Preliminary Official Statement to the Underwriters to be used in connection with the offering and sale of the Bonds. The Authorized Officers, each alone, are hereby authorized and directed, for and in the name and on behalf of the District, to deem the Preliminary Official Statement "final" pursuant to 15c2-12 of the Securities Exchange Act of 1934, prior to its distribution and to execute and deliver to the Underwriters, a final Official Statement substantially in the form of the Preliminary Official Statement, with such changes therein, deletions therefrom and modifications thereto as the Authorized Officer executing the same shall approve. The Underwriters are hereby authorized to distribute copies of the Preliminary Official Statement to persons who may be interested in the purchase of the Bonds and is directed to deliver copies of any final Official Statement to the

purchasers of the Bonds. Execution of the Official Statement shall conclusively evidence the District's approval of the Official Statement.

SECTION 8. Security for the Bonds. Pursuant to the County Resolution, there shall be levied on all the taxable property in the District, in addition to all other taxes, a continuing direct *ad valorem* property tax annually during the period the Bonds are outstanding in an amount sufficient to pay the principal of and interest on the Bonds when due, which moneys when collected will be deposited in the Debt Service Fund (as defined in the County Resolution) and used for the payment of the principal of and interest on the Bonds when and as the falls due, and for no other purpose. The District covenants to cause the County to take all actions necessary to levy such *ad valorem* tax. Pursuant to Section 53515 of the California Government Code, the Bonds shall be secured by a statutory lien on all revenues received pursuant to the levy and collection of *ad valorem* taxes for the payment thereof.

Pursuant to California Government Code Sections 5450 and 5451, the District hereby pledges to the payment of the Bonds all revenues received from the levy and collection *ad valorem* taxes for the payment of the Bonds and all amounts on deposit in the Debt Service Fund. Such pledge shall constitute a lien on and security interest in such taxes and amounts in the Debt Service Fund. This pledge shall constitute an agreement between the District and the Owners of the Bonds to provide security for the payment of the Bonds in addition to any statutory lien that may exist.

SECTION 9. Purchase Contract. The form of the Purchase Contract on file with the Secretary of the Board is hereby approved. In connection with the sale of the Bonds, the Board authorizes the Authorized Officers, each alone, on behalf of the District, to execute and deliver to the Underwriters the Purchase Contract for the Bonds, with such modifications and including such terms and conditions as may be acceptable to such official and as may be accepted by the County; provided, however, that the interest rate on the Bonds shall not exceed that authorized at the Election, the underwriting discount (excluding original discount) shall not exceed 0.80% of the aggregate principal amount of the Bonds issued, and the aggregate principal amount of the Bonds shall not exceed \$35,000,000.

SECTION 10. Continuing Disclosure. The District hereby covenants and agrees that it will comply with and carry out all of the provisions of that certain Continuing Disclosure Certificate executed by the District and dated the date of issuance and delivery of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof. Any Bond Holder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the District to comply with its obligations under this Section. Noncompliance with this Section shall not result in acceleration of the Bonds.

SECTION 11. Other Actions; Required Disclosures.

(a) Officers of the Board and District officials and staff are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they may deem necessary or advisable in order to proceed with the issuance of the Bonds and otherwise carry out, give effect to and comply with the terms and intent of this Resolution. Such actions heretofore taken by such officers, officials and staff are hereby ratified, confirmed and approved.

(b) Pursuant to the County Resolution, moneys in the Debt Service Fund and the Building Fund shall be invested, pursuant to law and the investment policy of the County, in Permitted Investments. The District hereby authorizes investments made pursuant to this Resolution and the County Resolution with maturities exceeding five years.

(c) The provisions of this Resolution as they relate to the terms of the Bonds may be amended by the Purchase Contract or the Official Statement.

(d) Based on a good faith estimate received by the District from its Municipal Advisor, the Board hereby finds that (i) the True Interest Cost of the Bonds (as defined in Government Code Section 5852.1(a)(1)(A)) is expected to be approximately 4.3%, (ii) the total Finance Charge of the Bonds (as defined in Government Code Section 5852.1(a)(1)(B)) is expected to be 2.1% of the expected principal amount of the Bonds, (iii) the total proceeds expected to be received by the District from the sale of the Bonds, less the Finance Charge of the Notes, is \$34,790,000, and (iv) the District expects that the Total Payment Amount (as defined in Government Code Section 5852.1(a)(1)(D)), calculated to the final maturity of the Bonds, will be \$72,350,470. The information presented in this section is included in satisfaction of Section 5852.1 of the Government Code, and shall not abrogate or otherwise limit any other provision of this Resolution or the County Resolution.

SECTION 12. Professional Services. The District hereby appoints Stradling Yocca Carlson & Rauth, a Professional Corporation, San Francisco, California as Bond Counsel and Disclosure Counsel and Mission Trail Advisors as Municipal Advisor, each in connection with the Bonds. The Board also authorizes the appointment of such Underwriters as shall be named in the Purchase Contract.

SECTION 13. Nonliability of County. Notwithstanding anything to the contrary contained herein, in the Bonds or in any other document mentioned herein, neither the County, nor its officials, officers, employees or agents shall have any liability hereunder or by reason hereof or in connection with the transactions contemplated hereby, the Bonds are not a debt of the County or a pledge of the County's full faith and credit, and the Bonds and any liability in connection therewith shall be paid solely from *ad valorem* taxes lawfully levied to pay the principal of or interest on the Bonds.

SECTION 14. Indemnification of County. The District shall defend, indemnify and hold harmless the County, its officials, officers, agents and employees ("Indemnified Parties") against any and all losses, claims, damages or liabilities, joint or several, to which such Indemnified Parties may become subject based in whole or in part upon any acts or omission related to the Bonds, except with regard to the County's responsibilities to provide for the levy and collection of *ad valorem* property taxes in each year sufficient to pay all principal of and interest coming due on the Bonds in such year, and to pay from such taxes all amounts due on the Bonds (the "County Responsibilities"). The District shall also reimburse the Indemnified Parties for any legal or other costs and expenses incurred in connection with investigating or defending any such claims or liabilities, except with regard to the County Responsibilities.

SECTION 15. Reimbursement of County Costs. The District shall reimburse the County for all costs and expenses incurred by the County, its officials, officers, agents and employees in issuing or otherwise in connection with the issuance of the Bonds.

SECTION 16. Resolution to County Director of Finance. The Secretary to this Board is hereby directed to provide a certified copy of this Resolution to the Director of Finance of the County or any such person appointed by this Board to carry out the duties of such Director of Finance (such person, the "Director of Finance"), or any authorized designee thereof, immediately, following its adoption.

SECTION 17. Request to County to Levy Tax. The Board of Supervisors and officers of the County are obligated by statute to provide for the levy and collection of *ad valorem* property taxes in each year sufficient to pay all principal of and interest coming due on the Bonds in such year, and to pay from such taxes all amounts due on the Bonds. The District hereby requests such Board of Supervisors to annually levy a tax upon all taxable property in the District sufficient to pay all such principal and interest coming due on the Bonds in such year, and to pay from such taxes all amounts due on the Bonds. The Board hereby finds and determines that such *ad valorem* taxes shall be levied specifically to pay the Bonds being issued to finance specific projects authorized by the voters of the District at the Election.

SECTION 18. Future Issuances of Bonds Under the Authorization. The Board hereby covenants that, following the issuance of the Bonds, the Board shall not issue any additional bonds under the Authorization unless such issuance of bonds shall be, in whole or in part, for the purpose of securing the prepayment of all then-outstanding Prior Certificates. The Board further covenants to cause to be issued, no earlier than 90 days prior to the first available prepayment date for the Prior Certificates, a series of bonds pursuant to the Authorization in such amount as shall be sufficient, together with any available Restricted Funds (as defined herein), to prepay all the then-outstanding Prior Certificates. In service thereof, the Board hereby restricts the following funds of the District and limits their use for no other purpose than the payment of principal and interest evidenced by the Certificates due prior to the first available prepayment date of the Prior Certificates, as well as the prepayment price of the Prior Certificates (collectively, the "Restricted Funds"): (i) State modernization matching funds currently on deposit in the County School Facility Fund (Fund 35); (ii) developer fee revenue currently on deposit in the Capital Facility Fund (Fund 25), as well as developer fee collections received by the District through the first available prepayment date for the Prior Certificates; and (iii) the unallocated balance currently on deposit in the Self Insurance Fund (Fund 67). The total amount of Restricted Funds currently available and projected to be available for the above described purposes is approximately \$12.8 million. The Board hereby directs the Authorized Officers to establish any necessary accounts in which such Restricted Revenues shall be held.

SECTION 19. Recitals. All the recitals in this Resolution above are true and correct and this Board so finds, determines and represents.

SECTION 20. Effective Date. This Resolution shall take effect immediately upon its passage.

PASSED, ADOPTED AND APPROVED this 8th day of March, 2018, by the following vote:

AYES: MEMBERS _____

NOES: MEMBERS _____

ABSTAIN: MEMBERS _____

ABSENT: MEMBERS _____

President of the Board of Trustees

ATTEST:

Secretary of the Board of Trustees

SECRETARY'S CERTIFICATE

I, _____, Secretary to the Board of Trustees of the Alum Rock Union Elementary School District, hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted at a regular meeting of the Board of Trustees of said District duly and regularly and legally held at the regular meeting place thereof on March 8, 2018, of which meeting all of the members of the Board of said District had due notice and at which a quorum was present.

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes.

Said resolution has not been amended, modified or rescinded since the date of its adoption, and the same is now in full force and effect.

Dated: March __, 2018

By: _____
Secretary

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

9.01

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

Board of Trustees:

February 19, 2018

Subject: SCHOOL SAFETY

INFORMATION/DISCUSSION/ACTION

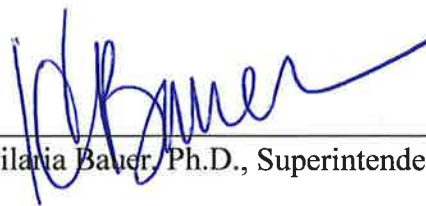
Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees: Meeting: March 8, 2018
Regular Board Meeting

Information/Discussion/Action

9.01

Agenda Placement



Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

Office of Superintendent of Schools

9.02

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

Board of Trustees:

February 19, 2018, 2018

**Subject: NEXT STEPS PERTAINING TO THE GEORGE/FISCHER
MULTI-PURPOSE ROOMS**

Discussion around 'Next Steps' pertaining to the George/Fischer
Multi-Purpose Rooms.

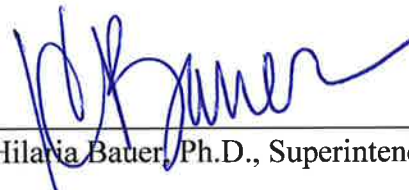
Information/Discussion/Action

Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees: Meeting: March 8, 2018
Regular Board Meeting

Information/Discussion/Action

9.02
Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

Board of Trustees:

January 29, 2018

Subject: DISCUSSION AROUND GEORGE MULTI-PURPOSE COMMUNITY ROOM

Discussion that will exclude the George campus pertaining to the earthquake faultline.

Information/Discussion/Action

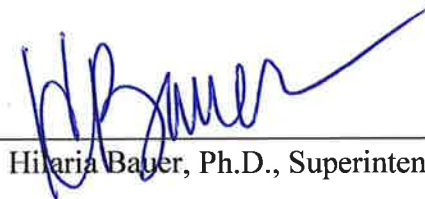
Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees: Meeting: March 8, 2018
Regular Board Meeting

Information/Discussion/Action

9.03

Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

Board of Trustees:

February 19, 2018

Subject:

MATHSON COMMUNITY CENTER UPDATE
(Former MACSA Center)

INFORMATION/DISCUSSION/ACTION

Submitted by: Hilaria Bauer

Title: Superintendent

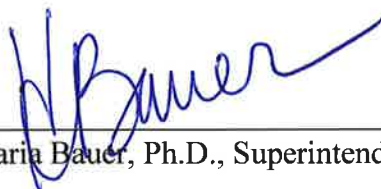
To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Information/Discussion/Action

9.04

Agenda Placement



Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____

Seconded by: _____

Approved: _____

Not Approved: _____

Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

Office of Superintendent of Schools

9.05

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

Board of Trustees:

February 19, 2018

Subject: BEAUTY A DAY

INFORMATION/DISCUSSION

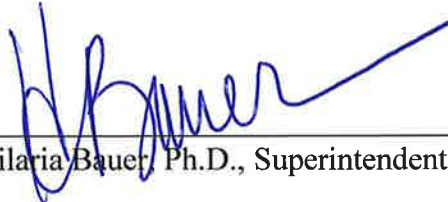
Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees: Meeting: March 8, 2018
Regular Board Meeting

Information/Discussion

9.05

Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

Board of Trustees:

February 26, 2018

**Subject: ADOPT THE SECOND READING OF THE AMENDED BOARD
POLICY 2121, SUPERINTENDENT'S CONTRACT,
ADMINISTRATION**

DISCUSSION/ACTION

Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Recommend Approval

9.06

Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

Alum Rock Union ESD

Board Policy

Superintendent's Contract

BP 2121

Administration

The Governing Board believes that the Superintendent's employment contract should outline the framework through which the Board and Superintendent are to work together to achieve district goals and objectives. When approving the Superintendent's employment contract, the Board shall consider the need for stability in district administration and shall ensure the best use of district resources.

(cf. 0200 – Goals for the School District
(cf. 2120 - Superintendent Recruitment and Selection)
(cf. 4312.1 - Contracts)
(cf. 9000 - Role of the Board)

The contract shall be reviewed by the district's legal counsel and may include the following:

1. General duties and responsibilities of the position

(cf. 2110 - Superintendent Responsibilities and Duties)

2. Term of the contract, which shall be for no more than four years pursuant to Education Code 35031

3. Length of the work year and hours of work

4. Salary, health and welfare benefits, and other compensation for the position

(cf. 4154/4254/4354 - Health and Welfare Benefits)

5. Reimbursement of work-related expenses, including mileage reimbursement, consistent with Board policies, regulations, and guidelines applicable to other professional administrative staff

(cf. 3350 – Travel Expenses)

The contract may also address payment for professional dues and activities, the district's provision of cell phones or other technological devices, and the Superintendent's use of his/her personal vehicle.

(cf. 4040 – Employee Use of Technology)

6. Vacation, illness and injury leave, and personal leaves

(cf. 4161/4261/4361 – Leaves)

(cf. 4161.1/4361.1 – Personal Illness/Injury Leave)

(cf. 4161.2/4261.2/4361.2 – Personal Leave)

(cf. 4161.5/4261.5/4361.5 – Military Leave)

(cf. 4161.8/4261.8/4361.8 – Family Care and Medical Leave)

7. Criteria, process, and procedure for annual evaluation of the Superintendent

(cf. 2140 - Evaluation of the Superintendent)

8. Conditions and process for termination of the contract including the maximum cash settlement that the Superintendent may receive If the contract is terminated prior to its expiration date

9. A statement that any subsequent increase in the Superintendent's salary shall be at the sole discretion of the Board

10. A statement that there shall be no automatic renewal or extension of the contract, although the Board can enter into a new contract with the Superintendent prior to the expiration of the existing contract

11. Timeline for providing written notice to the Superintendent if the Board does not wish to enter into a new contract, which shall be at least 45 days in advance of the expiration of the term of the contract pursuant to Education Code 35031, and the responsibility of the Superintendent to remind the Board in a timely manner of the requirement to give notice

12. Matters related to liability and indemnification against demands, claims, suits, actions, and legal proceedings brought against the Superintendent in his/her official capacity in the performance of duties related to his/her employment

The Board may deliberate about terms of the contract in closed session at a regular meeting. Discussions regarding the salary, salary schedule, or other compensation may occur in closed session only as permitted under Government Code 54957.6 between the Board and its designated representative(s) (the "labor exception"), for the purpose of reviewing the Board's position or instructing the designated representative(s) prior to or during bona fide negotiations with the current or prospective Superintendent. (Government Code 54956, 54957, 54957.6)

The Board may consult with district legal counsel prior to holding a closed session with the designated representative(s) to discuss compensation to be paid to the current or prospective Superintendent.

(cf. 9320 - Meetings and Notices)

(cf. 9321 - Closed Session Purposes and Agendas)

(cf. 9321.1 - Closed Session Actions and Reports)

Terms of the contract shall remain confidential until the ratification process commences.

(cf. 9011 - Disclosure of Confidential/Privileged Information)

The Board shall take final action on the Superintendent's contract in an open Regular meeting, which shall be reflected in the Board's minutes. Copies of the contract shall be available to the public upon request. (Government Code 53262, 54957.6)

(cf. 1340 - Access to District Records)

(cf. 3580 - District Records)

Termination of Contract

Prior to the expiration of the contract, the Board may terminate the Superintendent's employment contract in accordance with law and applicable contract provisions.

(cf. 4117.5/4217.5/4317.5 - Termination Agreements)

In such an event, any cash settlement that the Superintendent may receive upon termination of the contract shall not exceed his/her monthly salary multiplied by the number of months left on the contract or, if the unexpired term of the contract is more than 18 months and the contract was executed prior to January 1, 2016, no greater than the Superintendent's monthly salary multiplied by 18. For any contract executed on or after January 1, 2016, any cash settlement shall not exceed the Superintendent's monthly salary multiplied by 12. (Government Code 53260)

The cash settlement shall not include any noncash items other than health benefits, which may be continued for the same duration of time as covered in the settlement or until the Superintendent finds other employment, whichever occurs first. (Government Code 53260, 53261)

However, when the termination of the Superintendent's contract is based upon the Board's belief and subsequent confirmation through an independent audit that the Superintendent has engaged in fraud, misappropriation of funds, or other illegal fiscal practices, no cash or noncash settlement of any amount shall be provided. (Government Code 53260)

In addition, if the Superintendent is convicted of a crime involving an abuse of his/her office or position, he/she shall reimburse the district for payments he/she receives as paid leave salary pending investigation or as cash settlement upon his/her termination, and for any funds expended by the district in his/her defense against a crime involving his/her office or position. (Government Code 53243-53243.4, 53260)

Legal Reference:

EDUCATION CODE

35031 Term of employment

41325-41329.3 Conditions of emergency apportionment

GOVERNMENT CODE

3511.1-3511.2 Local agency executives

53243-53243.4 Abuse of office

53260-53264 Employment contracts

54954 Time and place of regular meetings

54956 Special meetings

54957 Closed session personnel matters

54957.1 Closed session, public report of action taken

54957.6 Closed sessions regarding employee matters

UNITED STATES CODE, TITLE 26

105 Self-insured medical reimbursement plan; definition of highly compensated individual

UNITED STATES CODE, TITLE 42

300GG-16 Group health plan; nondiscrimination in favor of highly compensated individuals

CODE OF FEDERAL REGULATIONS

1.105-11 Self-insured medical reimbursement plan

COURT DECISIONS

San Diego Union v. City Council, (1983) 146Cal.App.3d 947

ATTORNEY GENERAL OPINIONS

57 Ops. Cal. Atty. Gen. 209 (1974)

Management Resources:

CSBA PUBLICATIONS

Superintendent Contract Template, 2015

ATTORNEY GENERAL PUBLICATIONS

The Brown Act: Open Meetings for Local Legislative Bodies, 2003

WEB SITES

CSBA <http://www.csba.org>

Association of California School Administrators: <http://www.acsa.org>

Office of the Attorney General, Department of Justice: <http://caag.state.ca.us/>

Policy	ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
adopted:	July 2, 2013 San Jose, California
revised:	March 8, 2018

9.07

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

Board of Trustees:

March 1, 2018

Subject: 2018 CSBA DELEGATE ASSEMBLY ELECTION

Ballots must be postmarked by the U.S. Post Office on or before Thursday,
March 15, 2018.

Discussion/Action

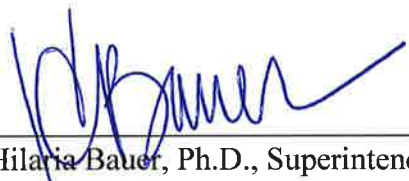
Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Discussion/Action

9.07
Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____



TIME SENSITIVE, REQUIRES BOARD ACTION

BALLOT DEADLINE: Thursday, March 15, 2018

January 29, 2018

MEMORANDUM

To: All Board Presidents and Superintendents
CSBA Member Boards of Education

From: Mike Walsh, President

Re: Ballot for 2018 CSBA Delegate Assembly Election
U.S. Postmark Deadline – Thursday, March 15, 2018

Enclosed is the ballot material for election of a representative to the CSBA Delegate Assembly from your region or subregion. The material consists of the ballot (on red paper), required candidate biographical sketch form, and if submitted, a résumé. In addition, provided is a watermarked “copy” of the ballot on white paper so that it may be included in board agenda packets, if you choose to do so. **Only the completed ballot on red paper is to be returned.**

The board, as a whole, may vote for up to the number of vacancies in the region or subregion as indicated on the ballot. For example, if there are three vacancies in the region or subregion, the board may vote for up to three individuals. Regardless of the number of vacancies, each board may cast no more than one vote for any one candidate. (The ballot also contains a provision for write-in candidates; their name and district must be clearly printed in the space provided.)

The ballot must be signed by the Superintendent or Board Clerk and returned in the enclosed envelope; if the envelope is misplaced, you may use your district’s stationery. Please write **DELEGATE ELECTION** prominently on the envelope with the region or subregion number on the bottom left corner of the envelope (this number appears at the top of the ballot). **Ballots must be postmarked by the U.S. Post Office on or before Thursday, March 15, 2018. No exceptions are allowed.**

Election results will be available no later than Friday, April 1. If there is a tie vote, a run-off election will be held. All re-elected and newly elected Delegates will serve two-year terms beginning April 1, 2018 – March 31, 2020. The next meeting of the Delegate Assembly is on Saturday, May 19 – Sunday, May 20 at the Hyatt Regency in Sacramento.

The names of all Delegates will be available on CSBA’s website no later than Friday, April 1. Please do not hesitate to contact our Executive Office at (800) 371-4691, should you have any questions. Thank you.

2018 Delegate Assembly Candidate Biographical Sketch Form

DUE: Sunday, January 7, 2018

Mail to: CSBA | Attn: Executive Office | 3251 Beacon Blvd., West Sacramento, CA 95691 | fax: (916) 371-3407 | or email: nominations@csba.org.

Please complete, sign and date this required one-page candidate biographical sketch form. An optional, one-page, single-sided, résumé may also be submitted; both will be copied exactly as received. Please do not state "see résumé" and please do not re-type this form. Any additional page(s) exceeding this one-page candidate form will **not** be accepted. It is the candidate's responsibility to confirm that all nomination materials have been received by the CSBA Executive Office. Late submissions will not be accepted. If you have any questions, please contact the Executive Office at (800) 266-3382.

Your signature indicates your consent to have your name placed on the ballot and to serve as a Delegate, if elected.

Signature:  Date: 11/28/2017

Name: <u>Frank Biehl</u>	CSBA Region-subregion #: <u>20</u>
District or COE: <u>East Side Union High School District</u>	Years on board: <u>11</u>
Profession: <u>Retired Business Owner</u>	Contact Number: (please check <input type="checkbox"/> Cell <input checked="" type="checkbox"/> Home <input type="checkbox"/> Bus.) <u>408 223 2330</u>
*Primary E-mail: <u>biehl@comcast.net</u>	
(*Communications from CSBA will be sent to primary email)	
Are you a continuing Delegate? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, how long have you served as a Delegate? <u>10 years</u>	

Why are you interested in becoming a Delegate? Please describe the skills and experiences you would bring to the Delegate Assembly.

I'm an experienced school board member who has demonstrated the ability to listen to a variety of points of view and create consensus for moving forward. I have the time to work hard and get things done. I'm focused on closing the "Opportunity Gap" by providing access to "A-G" and Career Technical Education courses to all students. I'm committed to the locally elected school board governance model and support decentralized, community based decision making.

I strongly believe that accessible quality public education is the foundation of our democracy. It provides upward economic and social mobility and drives prosperity. Education is the single most important investment a society can make to assure a better future for all.

Please describe your activities and involvement on your local board, community, and/or CSBA.

East Side Union High School District:
President, 2017, 2012; Vice President, 2012; Audit Committee Chair, three terms; Clerk, 2015, 2009
MetroED; President, 2010; Vice President, 2009, Board Member 2008-11
Santa Clara County School Boards Association; President, 2009/10; Vice President, 2008/09;
Hoffmann Awards Co-Chair, 2007/08
Chair of the Santa Clara County Ed Coalition, 2009/10
CSBA Delegate Assembly, 2008-17
CSBA Masters in Governance Certificate, 2008
President, School Site Council, Evergreen Valley High School, 2004-06

What do you see as the biggest challenge facing governing boards and how can CSBA help address it?

The biggest challenge facing governing boards and CSBA is the development of long-term, stable, adequate and equitable state and federal funding for education.

I would like to assist CSBA in becoming recognized as the number one advocate for students in California. To often CSBA is reactive to agendas being driven by other more powerful and effective political forces. CSBA needs to be strategic by taking an active early role in crafting both legislation and statewide educational initiatives. We need to drive the conversation and build coalitions that create funding and legislation that benefits students first.

Frank Biehl was elected as Governing Board Member of the East Side Union High School District (ESUHSD) in 2006 and reelected in 2010 and 2014. He has twice served as President of the Board. Other Board positions have included Vice President, Clerk and Chair of the Audit Committee. In November 2011, the 31 School Boards in the county elected Biehl to a four-year term on the Santa Clara County Committee on School District Organization. He was selected Chair in 2012.

Biehl presided as President of the Santa Clara County School Boards Association for the 2009-10 school year having previously served as Vice President and Co-Chair of the Hoffmann Awards.

In June 2009, Biehl was selected to Chair the Santa Clara County Ed Coalition, an education advocacy organization, that includes representatives from Association of California School Administrators, California School Employees Association, California Teachers Association, California Federation of Teachers, Parent Teachers Association, Santa Clara County Superintendents Association, Santa Clara County Office of Education, California County Superintendents Educational Services Association, Service Employees International Union and the Santa Clara County School Boards Association.

Biehl has served two terms, 2007-11, as the ESUHSD Representative on MetroED. This Board serves as the governing body of a Joint Powers Agreement between six school districts to provide Career Technical Education. Elected President in January 2010, Biehl served as Vice President the previous year. For his work at MetroED, Biehl was awarded the Outstanding Service to Youth Award from the San Jose Job Corps.

In 2016, Biehl helped develop and pass Measure Z, an innovative \$510 million school renovation and construction program that utilizes a financial structure of short-term bond financing, saving taxpayers millions in interest costs. Previously, Biehl in 2014 served on the Steering Committee for the successful "Measure I Tech Bond" election providing financing for computers and related infrastructure for 18 years. In 2012, Biehl chaired the "Citizens for Measure I" Committee supporting the successful \$120 million bond issue for the continued renovation of East Side high schools. Additionally, in 2008 Biehl served as the Endorsements Chair for the citizens committee supporting the successful \$349 million "Yes on Measure E" capital bond campaign for East Side high schools.

Californians for Justice awarded Biehl the "2007 Justice Champions Ally Award" in appreciation for his commitment to racial justice and quality education for all students. In May of 2008, the Latino Parent Coalition honored Frank Biehl for his work and leadership with Latino students and parents. Additionally, Biehl has twice, in 2010 and 2013, received the "Amigos de Puente Award" for outstanding contributions to the educational development and success of Latino students' pursuit of a college education.

Biehl is currently on the Board of Directors of the Lincoln Law School of San Jose. He is a member of the League of Women Voters, San Jose/Santa Clara Chapter where he serves on the Education Committee. He and his wife, Barbara, have lived on the East Side since 1990. Their two sons graduated from ESUHSD schools; Evergreen Valley in 2007 and Mt. Pleasant in 2012.

Frank Biehl's business and government experience includes: Vice President/General Manager/business owner; Sheriff's Department Management Analyst; Field Representative, California State Assembly; Associate Management Analyst, Santa Clara County Board of Supervisors. He has a BA in Political Science from San Jose State University.

His non-profit management and community activities have included: President, CEO, Silicon Valley Economic Development Corporation; Campaign Ethics Commissioner; President, East Hills Little League; President, Valley Ridge Homeowners Association; San Jose Rotary Member.

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Daniel R. Bobay

Your signature indicates your consent to have your name placed on the ballot and to serve as a Delegate, if elected.

1/1/2018

Signature: *Daniel R. Bobay*

Date:

Name: Daniel R. Bobay

CSBA Region-subregion #: 20

District or COE: Milpitas Unified School District

Years on board: 9

Profession: Retired Contact Number: (please v ☐ Cell ☒ Home ☐ Bus.) 408-719-0515

*Primary E-mail: drbobay@aol.com

(*Communications from CSBA will be sent to primary email)

Are you a continuing Delegate? ☐ Yes ☒ No If yes, how long have you served as a Delegate? _____

Why are you interested in becoming a Delegate? Please describe the skills and experiences you would bring to the Delegate Assembly.

Over the years I have served Two boards and during that time of about 18 years I have picked up quite a bit of experience in district administration and governance but, also the difficulties and challenges of the Regional Occupational Centers. I have made many trips to Sacramento mostly to talk with legislators that had little to do with education. I believe leadership is the key and since I have held board office every year I have served except for two years I believe I can add a detailed perspective to the activities of the delegate assembly.

Please describe your activities and involvement on your local board, community, and/or CSBA.

I have held board office in the two boards that I serve MUSD and MetroEd for 16 years. I have worked with six superintendents and on the MetroEd Board I serve with other board members from the six participating districts. I have participated in bond and parcel tax campaigns, superintendent searches, and establishing policy that makes sense for our district and our students.

What do you see as the biggest challenge facing governing boards and how can CSBA help address it?

The stock answer is Budgets but, in my opinion the buck is stopped in sacramento and those ears are generally deaf unless we gain som legislative action to provide direct funding to ROP's, address the issues of special education which drain our districts, end the endless loop of lawsuits from parents and teachers for a variety of reasons. focus and protect our education dollars so that they go to educating our children. Land that costs us millions of dollars to acquire and more tens of millions to build on. City and school district relationships which at best are often strained everytime new elected officials come into office. Using new technology to educate parents and others about what public education is all about in California. In short our challenges are many, we shouldn't have to combat them alone or as we discover them as individuals after taking office.



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Signature: [Signature] Date: 1/4/2017

Name: <u>Melissa Baten Caswell</u>	CSBA Region-subregion #: <u>20</u>
District or COE: <u>Palo Alto Unified School District</u>	Years on board: <u>10</u>
Profession: <u>High Tech Management</u>	Contact Number: (please check <input type="checkbox"/> Cell <input type="checkbox"/> Home <input type="checkbox"/> Bus.) <u>650-823-1166</u>
*Primary E-mail: <u>mcaswell@pausd.org</u>	
(*Communications from CSBA will be sent to primary email)	
Are you a continuing Delegate? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, how long have you served as a Delegate? _____	

Why are you interested in becoming a Delegate? Please describe the skills and experiences you would bring to the Delegate Assembly.

In addition to more than 17 years of community service leadership, I have a BA and MBA from Dartmouth College and more than 16 years of management experience in Finance and High Tech. After having been on the PAUSD School Board for 10 years and watching the CSBA operate, I believe that I have the background and perspective to be part of the leadership that sets policy, advocates, and reflects the interests of school districts. As a member of a K-12 Unified Suburban School District, I would like to have the chance to provide input on critical issues facing California's suburban K-12 districts. Issues that I am particularly interested in, and can provide testimony on, include: Adequate Student Funding, Student Mental Health and Wellness, Teacher Recruitment and Retention, Curriculum Needs, the Arts, Special Education Supports, College Readiness, Career Technical Education and Title IV Compliance.

Please describe your activities and involvement on your local board, community, and/or CSBA.

I have listened to thousands of students, parents, and teachers across our state, region and district. With that knowledge, I have worked with board members, local legislators, city council members, and community groups to address challenges, and advocated with constituency lobbying groups at the state and local level. Before joining our Board of Education in 2007, I was a leading community volunteer for over 7 years.

I bring strong experience, governance expertise, policy making skills, and perspective. I have allocated PAUSD dollars in tight budget times, and advocated at the state and local level to support teacher development and retention; address program needs in counseling, athletics, the arts, and more; advocate for innovative teaching; promote effective use of technology; address the effects of changing student enrollment; champion much needed campus renovation and expansion; and encourage the creation of partnerships to support initiatives on key issues.

What do you see as the biggest challenge facing governing boards and how can CSBA help address it?

Rising pension costs and teacher retention (in the face of extremely high housing and cost of living costs in California) are already straining school districts and will make progress on initiatives to reduce the achievement gap, increase graduation rates, support the academic growth and socio-emotional health of every child, and further the development of our next generation of leaders almost impossible.

CSBA Delegate Assembly needs strong listening and leadership skills, as well as strategic vision and knowledge, to successfully balance the needs of all constituents and to think creatively about solutions to these problems. I look forward to using my skills and experience to protect and further improve public education across California. I look forward to being your elected representative to extend the profoundly important work that we must do for students.

Melissa Baten Caswell

Palo Alto Unified School District

mcaswell@pausd.org

School Board Experience

Palo Alto Unified School District

2007 - PRESENT Governing Board Member (President 2011 & 2015, Vice President 2010 & 2014) - Term expires 2020

Board of Education Committee Assignments:

- Palo Alto City Housing Element TAG (2 years)
- Palo Alto City Regional Housing Mandate Committee (2 years)
- PAUSD Board Policy Review Committee (2 years, Chair 1 year)
- Palo Alto City-School Liaison Committee (6 years- Chair 3 years)
- Stanford/School Liaison (5 years)
- LA Hills Town Council/PAUSD School Liaison (2 years)
- PAUSD Property Subcommittee (1 year)
- ROP Policy Council (2 years)
- Board Liaison to the District-Wide PTA (4 years)
- Board Liaison to Palo Alto Partners in Education (PAUSD's local education foundation) (2 years)

Other Professional Experience

CollegeMojo.com	Founder and CEO. Tech startup in education. Helps students organize and manage the College Application Process.
Caswell Consulting	Principal. Marketing strategy, corporate positioning, and program development services.
Calico Commerce	VP: Marketing, Product Mgt, NetMarkets; Dir: Corp. Dev, Industry Solutions. Ecommerce Software Solutions.
Cadence Design	Director of Marketing, Alta Group (High-level Systems Design Business Unit). Software for Chip and Systems Design.
Compression Labs	Manager of Market Development, Industry Marketing and Field Marketing. Videoconferencing Systems .
IDE	Manager of Platform Marketing. Development Environment Software.
Sun Microsystems	Mgr: Strategic Accounts, Solaris1 Product Mgr, WW Edu & Research Mktg. Information Technology and Services.
Apple Computer	Intern Apple USA, Education Marketing Information Technology and Services.
Irving Trust	Financial Analyst, Relationship Manager. Banking and Finance.

Education

Dartmouth College MBA Amos Tuck School; AB Psychology, Economics

Professional Associations

- California Association of Large Suburban School Districts (CALSSD) (10 years)
- Schools for Strong Finance (SF2)(10 years)
- California School Boards Association Conference (10 years)

Other Community Volunteer Board Positions

- 2001-2003 Downtown Children's Center Parent Advisory Board (Pres. 2002-03)
- 2002-2004 Duveneck Elementary School PTA Executive Board (Pres. 2003-04, Sec. 2002, Parliamentarian 2005)
- 2004-2007 Palo Alto Council of PTAs Executive Board, (Pres. 2005-07, Vice Pres. 2004)
- 2005-2007 6th District PTA Executive Board (Santa Clara County)
- 2006-2012 Youth Community Service, Founding Board Member and Vice Chair
- 2008-2013 Palo Alto Medical Foundation Community Advisory Board
- 2008-PRESENT Palo Alto Art Center: Capital Campaign Cabinet (2008-11), Foundation Bd (2011-17) Emeritus Bd (2017+)

Other Community Volunteer Service while Living in Palo Alto:

Dartmouth College Alumni Interviewer, Development Committee Dartmouth Alumni Association, Development Committee Amos Tuck School (Dartmouth) Alumni Committee, Blue Ribbon and Green Ribbon Mayoral Task Forces; Family Resources Ambassador; BizWorld Instructor; Junior Great Books Instructor; Meet the Masters Instructor; Parent volunteer, AYSO, CYSA, YMCA, and Little League teams Leader, Troop Leader, Girl Scouts, Lice Checker, Duveneck Elementary School, Sun Microsystems Community Donations Committee

Relevant Awards:

- City of Palo Alto Commendation for leading Palo Alto PTA Council Hurricane Katrina relief program, 2006
- PTA Council Continuing Service Award, 2009
- Duveneck PTA Golden Oak Award, 2010

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Signature: Joe Mitchner

Date: December 21, 2017

Name: <u>Joe Mitchner</u>	CSBA Region-subregion #: <u>20</u>
District or COE: <u>Mountain View Los Altos Union High School District</u>	Years on board: <u>10 Years</u>
Profession: <u>Financial Management</u>	Contact Number: (Cell) <u>(650) 888-0553</u>
*Primary E-mail: <u>jmmvla@comcast.net</u>	
(*Communications from CSBA will be sent to primary email)	
Are you a continuing Delegate? <u>Yes</u>	If yes, how long have you served as a Delegate? <u>3 Years</u>

Why are you interested in becoming a Delegate? Please describe the skills and experiences you would bring to the Delegate Assembly.

I look forward to continuing to advocate for our students and to building on the experience and relationships developed during my 3 years on Delegate Assembly.

I am fully committed to raising opportunity and achievement for ALL students. Recognizing that every student is different, I appreciate the importance of providing classes, learning environments, and support systems that meet a wide range of needs.

My community involvement provides insights into ways our schools can establish collaborative partnerships with our communities, businesses, and non-profits to benefit our students. My professional financial background, which includes positions in both hi-tech finance and non-profit finance, enables me to contribute on critical financial issues.

Please describe your activities and involvement on your local board, community, and/or CSBA.

- CSBA Annual Education Conference (AEC) Planning Committee (2017 and 2018)
- Delegate Region 20, CSBA Delegate Assembly (2015-Present).
- Mountain View Los Altos Union High School District Board (2007-Present). Board President in 2010 and 2014.
- Mountain View Los Altos UHSD Representative on Santa Clara County School Boards Association. (2014-Present)
- Santa Clara County School Boards Association Hoffmann Awards Co-Chair (2016-17)
- CSBA Masters in Governance (Completed in 2009)

I have also served my local community as a board member and/or volunteer in the following organizations: City Parks and Recreation Commission, Elementary School and Council PTAs, School Site Council, Mountain View Educational Foundation, Leadership Mountain View, AYSO/CYSA Soccer, Little League Baseball, Friends of Stevens Creek Trail.

What do you see as the biggest challenge facing governing boards and how can CSBA help address it?

Increased and stable funding. It is unacceptable that the most prosperous state in the U.S. ranks near the bottom in funding. CSBA must effectively advocate for essential funding and deliver that message emphatically and consistently to state leaders and the general public.

Priority areas in which CSBA can advocate: 1) Reduce the skyrocketing pension burden on districts, 2) Lower the parcel tax threshold to enable local control, 3) Increase "Developer Fee" limits to align with education-related costs of developments.

Proper funding increases opportunity and achievement - beginning with high quality pre-K education and continuing with an array of classes and programs to engage our state's students, who come to us with varying academic backgrounds, abilities, and interests. CSBA and school leaders must demonstrate relentless commitment to achievement gaps, with an openness to new programs and approaches.

Our graduates must emerge college/career ready, with a passion for learning and an ability to think critically.

JOE MITCHNER

936 Barbara Avenue, Mountain View, CA 94040 | (650) 888-0553 | jmmvla@comcast.net

EDUCATION

- B.S., Industrial Engineering, Stanford University (1983)
- MBA (Emphasis in Finance and Accounting), University of California at Los Angeles (UCLA) (1991)
Thesis: "Reaching out to Minority Fans" (Client: Major League Baseball Office of the Commissioner)
- Masters in Governance, California School Boards Association (CSBA) (2009)

PROFESSIONAL EXPERIENCE

- Real Estate Financial Management (2005 – Present)
- Stanford University, (2000 – 2005)
Department of Athletics
Assistant Athletic Director – Finance and Budget
- Hewlett-Packard Corporation (1991 – 2000)
General Systems Division, Systems Technology Division, Corporate Real Estate Division
Senior Financial Analyst
- Oracle Corporation (1985 – 1989)
Corporate Finance Division
Accounting Manager, Financial Analyst

EDUCATION AND SCHOOLS EXPERIENCE

- Delegate Region 20, CSBA Delegate Assembly (2015 – Present)
- CSBA Annual Education Conference (AEC) Planning Committee – 2017 and 2018
- Mountain View Los Altos Union High School District Board (2007-Present)
Board President in 2010 and 2014
- Santa Clara County School Boards Association - Mountain View Los Altos UHSD Representative (2014-Present)
Hoffmann Awards Co-Chair (2016-2017)
- Central Coast Section (CCS) Board of Managers (High School Athletics Governing Body) (2012-2014)
- Strategic Planning & Budget Task Force Committees, Mountain View Whisman Elementary School District (2006-2010)
- Los Altos Mountain View PTA Council (2007 – Present), Treasurer (2016 – Present)
- Bubb Elementary School PTA (VP Membership, Financial Secretary) (2006 – 2010)
- School Site Council, Bubb Elementary School (2004 – 2006)

COMMUNITY VOLUNTEER

- Parks and Recreation Commission, City of Menlo Park (1983-1989), City of Mountain View (2007)
- Leadership Mountain View (LMV) program and LMV Advisory Council (2005 – 2011)
- Board Member, Friends of Stevens Creek Trail (2007)
- Central Coast Section (CCS) High School Athletics – Finance Committee (2014 – Present)
- Little League Baseball Board – Local and County (Includes President, Vice President, and Treasurer) (1978 – Present)
- Little League Baseball Coach (Mountain View, Menlo Park, Portola Valley) (1976 – 2011)
- AYSO Soccer Coach, Mountain View Los Altos Region 45 (2004 – 2012)

FAMILY

Wife, Erica; Son, Drew (Cornell University 2018); Daughters Alexis & Corinne (Scripps College 2021....Hopefully!)

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Signature: Jodi Muirhead

Date: 1/5/18

Name: <u>Jodi Muirhead</u>	CSBA Region-subregion #: <u>20</u>
District or COE: <u>Santa Clara Unified School District</u>	Years on board: <u>3</u>
Profession: <u>School Board Member</u>	Contact Number: (please V <input checked="" type="checkbox"/> Cell <input type="checkbox"/> Home <input type="checkbox"/> Bus.) <u>408-444-6160</u>
*Primary E-mail: <u>JMuirhead@scusd.net</u>	
(*Communications from CSBA will be sent to primary email)	
Are you a continuing Delegate? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, how long have you served as a Delegate? <u>1 year</u>	

Why are you interested in becoming a Delegate? Please describe the skills and experiences you would bring to the Delegate Assembly.

I am very concerned about ensuring that every student has the opportunity to graduate from our public schools ready for college or a career. I will be a passionate and effective component of a collaborative working environment with other delegates in our region and throughout the state to bring focus on the necessary financial and legal changes that are needed to advocate for students and improve our schools.

I have been an active volunteer in our schools for 20 years and an educator for 11 years. I am and have been involved on numerous school board and district committees. I was a founder and board member of Santa Clara Unified Parents, a district-wide advocacy and support non-profit. I was a software engineer for 13 years at several local technology companies. Throughout all these activities, I have been a strong collaborator and enjoy bringing people with diverse viewpoints together to reach a common goal. I received the PTA Honorary Service Award in 2014 and the Marilyn Rea Volunteer of the Year Award in 2008. I am the proud parent of three children; all are graduates of our public high school.

Please describe your activities and involvement on your local board, community, and/or CSBA.

I have been involved in numerous board committees, including the Policy, Budget, City Liaison, and Community College Liaison committees. I am on district wide committees, including the District Advisory Committee, Facilities Task Force and the district PTA Council. As a parent in the district, I was a member of school site council and on the board of parent organizations. I have volunteered at schools for 20 years and continue to do so. I am an active member of the CA Association of Suburban School Districts.

I am currently the President of the Santa Clara County School Boards Association (SCCSBA) and was previously the vice-president and co-chair of the Hoffmann Award Committee. I co-chaired last year's first fundraiser for CSBA's PAC. I completed the CSBA Masters in Governance Certificate in 2016 and have attended the CSBA AEC conference every year since I became a board member. I was an active and involved delegate in the past year's Delegate Assembly meetings.

I founded and was a board member for Santa Clara Unified Parents, a non-profit chartered to offer parent advocacy and support. I participated in the city of Santa Clara's Charter Review Committee and co-wrote the ballot statements for three city charter measures that resulted from our discussions and were placed on the November, 2016 ballot. They all passed overwhelmingly.

What do you see as the biggest challenge facing governing boards and how can CSBA help address it?

Governing boards have several challenges facing them, but this year it is most important to improve the strength of the public school system in California. CSBA must effectively advocate for districts to have the financial support and legislative support that they will need to equitably educate all students. CSBA and its delegates must work together to ensure that: there is sufficient school funding; there are enough teachers; there is an emphasis on STEAM education in grades K-12; and ALL students can graduate college/career ready.

Jodi Muirhead

3138 Butte St.
Santa Clara, CA 95051
(408) 444-6160

JMuirhead@scusd.net
Jodi@JodiMuirhead.com

Experience in the Education Field

- 2015 – present **Santa Clara County School Boards Association (SCCSBA)**
President, Vice-President, Hoffmann Award Co-Chair
Co-Chair, CSBA PAC fundraiser for Santa Clara and San Mateo Counties
- 2014 – present **Trustee, Santa Clara Unified School District**
Committee Member: District Advisory, Facilities Task Force, Budget, Policy, Sunnyvale City Liaison, West Valley-Mission Community College Liaison, PTA liaison
- 2011 – 2014 **Chairperson, Santa Clara Unified District Science Fair**
Joint project of Santa Clara Unified Parents and Santa Clara Unified School District
- 2011 – 2014 **Co-founder, Treasurer and Board Member, Santa Clara Unified Parents**
- 2006 – 2014 **Substitute Teacher, SCUSD, Santa Clara, CA, Grades K – 12; Discovery Charter, San Jose, CA, Grades K – 6**
Math and Literacy Intervention Teacher, Washington Open Elementary School, Santa Clara, CA
- 2012 **Campaign Leadership Team, Santa Clara Unified School District Measure A Parcel Tax Campaign, Santa Clara, CA**
- 2013 – 2014,
2010 – 2011 **Member, Site Council, Santa Clara High School, Santa Clara, CA**
- 2011 – 2013 **Board Member-at-Large, Youth Groups, Congregation Shir Hadash, Los Gatos, CA**
- 2006 – 2010 **Treasurer, Parent Board, Washington Open Elementary School, Santa Clara, CA**
Ways & Means Chair, Parent Board, Washington Open Elementary School, Santa Clara, CA
- 1996 – 2014 Participating Parent, Sunnyvale Parent Preschool, Santa Clara Parents Nursery School, Washington Open Elementary School, Buchser Middle School, Santa Clara High School, and Discovery Charter School 1.

Experience in the Community

- 2016 – 2017 **Member, Santa Clara Challenge Team**
- 2017 **Leadership Santa Clara**
- 2016 - 2017 **Member, City of Santa Clara Charter Review Committees**
Ballot Statement Co-Author, Measures O, P and Q. All passed overwhelmingly

Experience in the Engineering Field

- 1999 – 2000 Independent Systems Consultant
- 1996 – 1999 Senior Systems Consultant, Professional Services, Edify Corporation, Santa Clara, CA
- 1987 – 1996 Senior Software Engineer, Siemens Corporation (formerly ROLM, an IBM Company), Santa Clara, CA

Awards

- 2014 Santa Clara Unified PTA Council Honorary Service Award Recipient
- 2008 Marilyn Rea Volunteer of the Year Recipient

Education

- 2016 CSBA Masters in Governance Certificate
- 1982 - 1986 California Polytechnic State University, San Luis Obispo, CA
BS, Computer Science; Minor in English

Interests

Math, puzzles, technology, guiding children and adults

Motto

Learn Something New Every Day

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

Board of Trustees:

February 19, 2018

Subject: BOARD-CREATED 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 Committees are created, committee appointments will also be made.

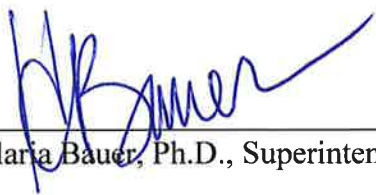
Discussion/Action

Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees: Meeting: March 8, 2018
Regular Board Meeting

Recommend Approval

9.08
Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

Board of Trustees:

February 19, 2018

Subject:

BOARD CREATED STANDING COMMITTEES

The Board will report on Board Created Standing Committees:

- Bond, Facilities, and Finance
- Curriculum and Technology
- Parent Engagement
- Small Schools and Innovation

Information/Discussion

Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Information/Discussion

9.09
Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

10.01

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION



To the Board of Trustees:

Date: February 21, 2018

Subject: Local Control Accountability Plan (LCAP) Update – Stakeholder Input

Staff Analysis: Staff will share the process for gathering stakeholder input, progress with the Local Control Accountability Plan (LCAP) and next steps. A presentation with initial findings will be presented to the Board in April.

Recommendation: Information only

Submitted by: Sandra Garcia  Title: Director of State and Federal Programs
Approved by: Rene Sanchez  Title: Assistant Superintendent of Instructional Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Information Only

10.01
Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by:

Seconded by:

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

10.02

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To the Board of Trustees:

Date: 2/27/18

Subject: Resolution No. 31-17/18
FORMALLY REQUESTING APPLICATION TO THE OPEN SPACE AUTHORITY GRANT
Farm to Table Indoor/Outdoor 21st Century Makerspace at Thomas P. Ryan Elementary

Staff Analysis: The Santa Clara Valley Open Space Authority has established a competitive Urban Open Space Grant Program for projects that provide healthy and safe open space and park areas within and near urban areas of Santa Clara County.

The Alum Rock Union School District has identified the Farm to Fresh Indoor/Outdoor Makerspace at Thomas P. Ryan Elementary School as a priority project.

Recommendation: Staff recommends approval of Resolution No. 31-17/18, Formally Requesting Application to the Open Space Authority Grant, as submitted.

Submitted by: Rene Sanchez

RS

Title: Assistant Superintendent, Instructional Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Recommend Approval

10.02

Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

**ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
BOARD OF TRUSTEES**

RESOLUTION NO. 31-17/18

FORMALLY REQUESTING APPLICATION TO THE OPEN SPACE AUTHORITY GRANT

Resolution of the Superintendent's Cabinet of the Alum Rock Unified School District (ARUSD), authorizing the submittal of an application for funding for a \$100,000.00 grant to the Santa Clara Valley Open Space Authority's Measure Q Urban Open Space Grant Program for a Farm to Table Indoor/Outdoor 21st Century Makerspace, located at Thomas P. Ryan Elementary School;

Whereas, in accordance with the voter-approved Measure Q Expenditure Plan, the Santa Clara Valley Open Space Authority has established a competitive Urban Open Space Grant Program for projects that provide healthy and safe open space and park areas within and near urban areas of Santa Clara County; and

Whereas, the ARUSD has identified the Farm to Fresh Indoor/Outdoor Makerspace at Thomas P. Ryan Elementary School as a priority project; and

Whereas, the ARUSD believes that the Project meets the criteria for the Authority's Measure Q Urban Open Space Grant Program; and

Whereas, the total project cost for the implementation of the Project is \$150,000.00; and

Whereas, the Authority's Program requires applicants to provide at least 50% match of grant request; and

Whereas, the ARUSD has secured (or will secure if not) \$50,000.00 from matching funds or in-kind resources; and

Whereas, if implemented, the ARUSD will operate and maintain the Project; and

Now, Therefore, Be It Resolved that this Superintendent's Cabinet of the Alum Rock Union School District hereby finds, determines, declares, and orders as follows:

1. **Truth of Recitals.** That the forgoing recitations are true and correct.
2. **Authorization.** Thomas P. Ryan Elementary School of the Alum Rock Union School District is hereby authorized to submit an application for funding to the Authority's Program in the amount of \$1000,000.00 for the Farm to Fresh Indoor/Outdoor 21st Century Makerspace.
3. **Measure Q Consistency.** That the Project is consistent with the Measure Q Expenditure Plan.
4. **Grant Agreement.** Superintendent of the Alum Rock Union School District is hereby authorized to conduct all negotiations, submit and sign all documents, including but not limited to, application, conservation easement, amendments, reimbursement requests and so on, which may be necessary for completion of the project.
5. **Matching Funds.** If awarded funding, Alum Rock Union School District has or will have available \$50,000 for matching funds as cash or in-kind and sufficient funds to complete the project.

6. **Operation and Maintenance.** The Alum Rock Union School District has or will have available sufficient funds to operate and maintain the project, if awarded funding.
7. **Program Guidelines.** Alum Rock Union School District has reviewed, understands, and agrees to the provisions contained in the Program Guidelines.
8. **Legal Compliance.** Alum Rock Union School District acknowledges that if the Project is funded, it will be required to comply with all federal, state and local laws.

PASSED and **ADOPTED** at a meeting of the Governing Board of the Alum Rock Union School District on March 8, 2018.

Esau Ruiz Herrera,

Karen Martinez,

Dolores Marquez-Frausto,

Andres Quintero,

Khanh Tran,

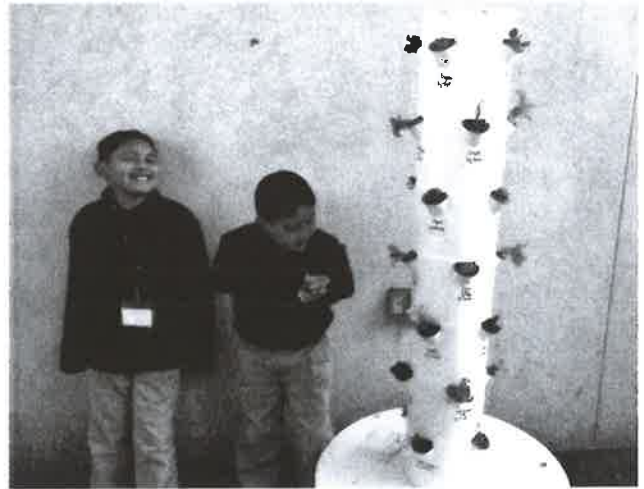
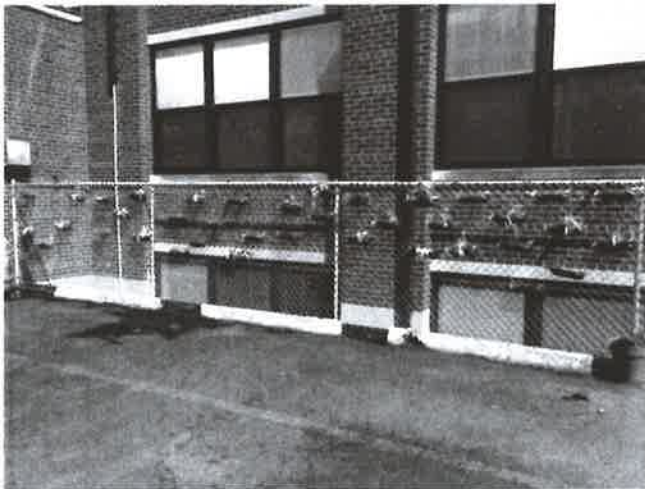
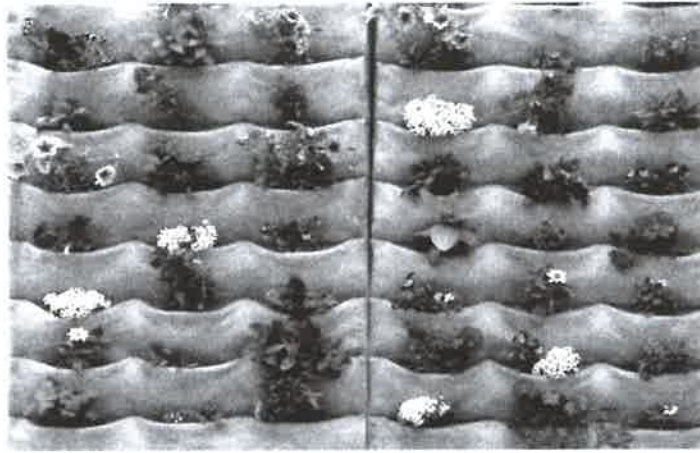
I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed, and adopted by the members of the Board of Trustees of the Alum Rock Union Elementary School District at a public meeting of said Board held on March 8, 2018.

Hilaria Bauer, Ph.D., Superintendent

Date

I've attached some photos of our project ideas as well as some of the technology we are requesting in the grant. Thank you!

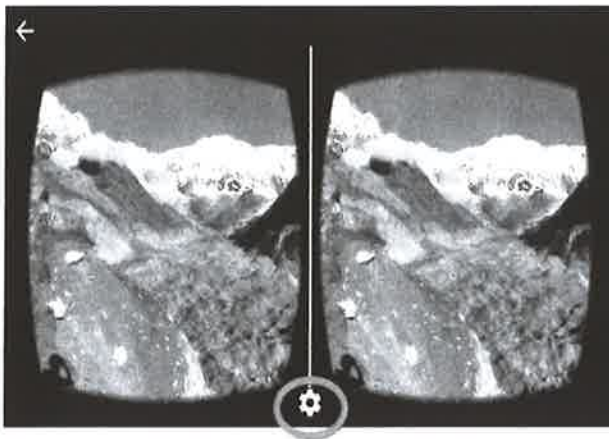
Examples of Vertical Gardens:



Examples of Technology (zspace computers- 3D):



Google Expedition Goggles (tour various environments around the world):



Examples of Compost Jars:



**WORM
HOTEL**

**Board Resolution Abstract
(Project Photos are Attached):**

Our vision for an indoor/outdoor 21st Century Makerspace is to provide students with a lab to answer environmental engineering inquiry questions. Our school community will benefit from planning, researching, and building models through design challenges focusing on composting and sustainable materials through a vertical garden and compost system. The challenges will conclude with two family nights, a farm to table tasting night and a student presentation night. Students would have flexible seating, 21st century materials and tools, as well as technology to develop their projects and work in groups.

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

11.01

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF TRUSTEES

Board of Trustees:

Date: February 22, 2018

Subject: **Fiscal Expert**

Staff Analysis: Assistant Superintendent of Business Services will provide a fiscal expert update.

****INFORMATION/DISCUSSION****

Approved by: Kolvira Chheng



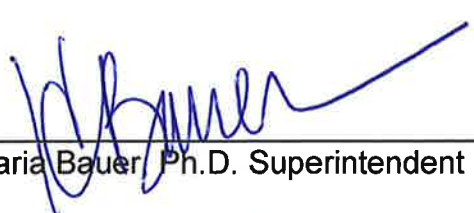
Title: Assistant Superintendent of Business Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

INFORMATION/DISCUSSION

11.01
Agenda Placement


Hilaria Bauer, Ph.D. Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved _____ Not Approved _____ Tabled _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

11.02

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To the Board of Trustees:

Date: February 26, 2018

Subject: FCMAT Update

Staff Analysis: The Board is requesting to have an updated status on the FCMAT Report and the requested documents. Assistant Superintendent of Business Services will provide a FCMAT update.

INFORMATION / DISCUSSION

Approved by: Kolvira Chheng  Title: Assistant Superintendent, Business Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

INFORMATION / DISCUSSION

11.02
Agenda Placement


Hilana Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF TRUSTEES


To the Board of Trustees:

Subject: 2016/2017 Annual Audit Extension Amendment

Staff Analysis: The District's external auditors, Crowe Horwath LLP, are requesting to amend the audit extension from 2/28/18 to 3/15/18 in order to continue performing their due diligence in conducting additional risk assessments and procedures. Pursuant of Education Code 41020.2(a), the county superintendent of schools may, after consultation with the school district governing board and the auditors under contract to the District and with the consent of the Controller's office and the Superintendent of Public Instruction, grant an appropriate extension for the completion of the audit and the filing of the audited financial statements.

Additionally, based on Education Code 41020.3 the District is required to hold a public hearing and review the audit report by 1/31. As a result of the amendment to the extended deadline for the audit, we acknowledge that this deadline will need to be moved to 4/15/18.

Recommendation: **DISCUSSION/INFORMATION/ACTION**

Submitted by: Kolvira Chheng  Title: Assistant Superintendent, Business Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Recommended Approval

11.03

Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

APPROVED: _____ NOT APPROVED: _____ TABLED: _____



Crowe Horwath LLP
Independent Member Crowe Horwath International
400 Capitol Mall, Suite 1400
Sacramento, California 95814-4498
Tel 916.441.1000
Fax 916.441.1110
www.crowehorwath.com

February 23, 2018

Dr. Hilaria Bauer, Superintendent
Alum Rock Union Elementary School District
2930 Gay Avenue
San Jose, California 95127

Dear Dr. Bauer,

We have recently received information from the Fiscal Expert Team and based on that information we have requested additional support from the District related to the audit. Additionally we had a phone call earlier this week with the Fiscal Expert Team and district management. During that call we discussed the overall status of the audit and the work that the Fiscal Expert Team is performing. Based on that discussion and the outstanding information we need for the audit, we suggest that District request an extension of time to file the audited financial statements until March 31, 2018.

Sincerely,

A handwritten signature in black ink that reads "Matthew Nethaway". The signature is fluid and cursive, with the first name "Matthew" and last name "Nethaway" clearly distinguishable.

Matthew Nethaway
Partner



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2930 Gay Avenue, San José, CA 95127 · Phone: 408-928-6800 · Fax: 408-928-6416 · www.arusd.org

February 27, 2018

Mary Ann Dewan, Ph.D.
Superintendent
Santa Clara County Office of Education
1290 Ridder Park Drive
San Jose, CA 95131

Subject: Request to Amend Audit Extension from 2/28/18 to 3/31/18

Dear Dr. Dewan,

The Alum Rock Union Elementary School District is requesting to amend its audit extension from 2/28/18 to 3/31/18 in order for its external auditors, Crowe Horwath LLP, to continue performing their due diligence in conducting additional risk assessments and procedures. Pursuant of Education Code 41020.2(a), the county superintendent of schools may, after consultation with the school district governing board and the auditors under contract to the District and with the consent of the Controller's office and the Superintendent of Public Instruction, grant an appropriate extension for the completion of the audit and the filing of the audited financial statements.

Additionally, based on Education Code 41020.3 the District is required to hold a public hearing and review the audit report by 1/31. As a result of the amendment to the extended deadline for the audit, we acknowledge that this deadline will need to be moved to 4/15/18.

Please let us know the decision on our request to amend the audit extension as soon as possible.

Sincerely,

Kolvira Chheng
Assistant Superintendent, Business Services, Alum Rock Union Elementary School District

Cc: Alum Rock Union Elementary School District Governing Board Members
Hilaria Bauer, Ph.D., Superintendent, Alum Rock Union Elementary School District
Megan Reilly, Chief Business Officer, Santa Clara County Office of Education
Judy Kershaw, Director, District Business Services, Santa Clara County Office of Education

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To the Board of Trustees:

Date: February 27, 2018

Subject: **Second Interim Financial Report**

Staff Analysis: The Second Interim Report is one measure designed to help the County and ultimately the State to monitor each school district's fiscal health. According to the State requirements, in order to have a Positive Certification, ARUESD must project at least 3% in unrestricted reserves in each of the current and following two years. Districts that may not meet this requirement receive a qualified budget certification and Districts that do not demonstrate that they will meet this requirement receive a negative budget certification. If any problems are anticipated, the County will offer immediate fiscal management advisory services.

School districts in California are required to maintain their financial affairs in accordance with prudent financial management principles. Those principles were strengthened and codified in 1991 with the passage of AB 1200. The increased oversight provided by AB 1200 was in response to a number of school district near-bankruptcies, requests for state loans, and defaults on school district financial obligations.

The statute requires school districts to self-certify budgets, interim reports, unaudited actuals, and disclosure statements related to collective bargaining. The law also requires county offices of education (COE) to review the various certifications and determine whether the financial position of the district is in conformance with state-recommended standards and criteria. The COE is empowered to initiate action if problems are disclosed or discovered. That action may take the form of additional questions or warnings, a lowering of the self-rating from "positive" to either "qualified" or "negative," appointment of a fiscal advisor, or more stringent measures if the situation warrants.

The Alum Rock Union Elementary School District is presenting a Qualified Certification of its financial condition. This means that the District may not meet its financial obligations for the current fiscal year or two subsequent fiscal years.

Recommendation: Staff recommends approval of the Second Interim Financial Report.

Approved by: Kolvira Chheng Title: Assistant Superintendent, Business Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Recommend Approval

11.04
Agenda Placement

Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

Office of Superintendent of Schools

11.05

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To the Board of Trustees:

Date: February 28, 2018

Subject: Approval of Easement Agreement between Alum Rock Union Elementary School District (Grantor) and the City of San Jose (Grantee) to allow Grantee permission to install an underground public sanitary sewer line and related underground sanitary sewer activities which includes construction, maintenance, operation, repair and replacement at the Horace Cureton School site.

Staff Analysis: The City of San Jose is requesting to install an underground public sanitary sewer line and related underground sanitary sewer activities which includes construction, maintenance, operation, repair and replacement at the Horace Cureton School site for the benefits for the CITY's residents. Grantee shall obtain and maintain all necessary permits, licenses and approval, from the relevant agencies and comply with all current law, ordinance, orders, rules, regulation and permits with respect to its use of the Easement Area pursuant to this agreement.

Recommendation: Staff is recommending that the Board of Trustees approve the Easement Agreement between the Alum Rock Union Elementary School District (Grantor) and the City of San Jose (Grantee) to allow the Grantee to install the underground public sanitary sewer line and related underground sanitary sewer facilities and maintenance.

Agreement will be provided to the Board under separate cover before the board meeting.

Approved by: Kolvira Chheng  Title: Assistant Superintendent, Business Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Recommend Approval

11.05
Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

12.01

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **Information Regarding Resignations**

Staff Analysis:

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

Submitted by: Jess Serna Title: Interim Assistant Superintendent,
Human Resources

To the Board of Trustees:
Information Only

Meeting: **March 8, 2018
Regular Board Meeting**

12.01
Agenda Placement

Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

**HUMAN RESOURCES DEPARTMENT
MEETING OF THE BOARD OF TRUSTEES**

March 8, 2018

CLASSIFIED RESIGNATIONS:

I. Resignations:

- | | | |
|------------------------|---|----------|
| 1. Candelas, Rocio | Paraeducator Special Education I/Cassell | 02/05/18 |
| 2. Muniz, Delia Corral | Paraeducator Special Education II/Russo-McEntee | 02/12/18 |

**ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT-
HUMAN RESOURCES DEPARTMENT
MEETING OF THE BOARD OF TRUSTEES**

March 08, 2018

CERTIFICATED RESIGNATIONS:

I. Resignations:

- | | | |
|--------------------|---|------------|
| 1. Coronado, Maria | School Psychologist/Special Education Dept. | 01/29/2018 |
| 2. Hendryx, Adam | 1/Ryan Elementary | 04/10/2018 |

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

12.02

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **Resolution #30-17/18 Reduction or Elimination of Particular Kinds of Service
and Criteria for Skipping and for Tie-Breaking for Certificated Employees**

Staff Analysis:

Given the current State of California budget crisis, the District is forced to consider the possible reduction or elimination of Particular Kinds of Service (PKS), for certificated staff for the 2018/2019 school year.

In order to implement this reduction in force, it may be necessary to apply tie-breaker criteria to distinguish among permanent or probationary employees who first rendered paid service to the District on the same date.

Education Code sections 44949 and 44955 set forth the process and procedure that school districts must follow in order to conduct a reduction in force of certificated staff. This procedure requires a board resolution to reduce or eliminate particular kinds of services and the issuance of a March 15 notice to employee(s) affected by this action. Enclosed is the resolution in order to commence that process.

Recommendation:

The staff recommends that the Board of Trustees approve Resolution #30-17/18 as presented.

Submitted by: Jess Serna Title: Interim Assistant Superintendent,
Human Resources

To the Board of Trustees:
Recommend Approval

Meeting: March 8, 2018
Regular Board Meeting

12.02
Agenda Placement

Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion
by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

**ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
RESOLUTION #30-17/18**

REDUCTION OF PARTICULAR KINDS OF SERVICE

WHEREAS, the Superintendent of the Alum Rock Union Elementary School District (the "District"), through his/her designee, the Assistant Superintendent of Human Resources, has recommended to the District's Governing Board (the "Board") that the District reduce particular kinds of service no later than the beginning of the 2018-2019 school year;

WHEREAS, the recommendation is based on the District's projected budget deficit for the 2018-2019 school year;

WHEREAS, the recommended reduction in services is related to the welfare of the District and its pupils and does not lower services to levels less than those levels mandated by state or federal law;

WHEREAS, the Board has considered all positively assured attrition which has occurred to date, that is, all death, resignations, retirements, and other permanent vacancies and additional attrition which may occur before the start of the 2018-2019 school year in reducing these services and, but for the attrition already assured and the attrition anticipated, would have found it necessary to reduce additional particular kinds of service;

WHEREAS, the recommendation includes the assessment that it shall be necessary to reduce the following particular kinds of service of the District no later than the beginning of the 2018-2019 school year.

Kind of Service	Number of Full-Time Equivalent Positions (FTEs)
Adapted PE Teacher	1.0
Total FTEs	1.0

WHEREAS, the Governing Board is required by law to give notice, not later than March 15, 2018, to all certificated employees affected by any decision to reduce or eliminate these particular kinds of service;

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

- A. The Board hereby determines to reduce services as specified in the recommendation set forth in the recitals above, no later than the beginning of the 2018-2019 school year.
- B. The Board hereby determines that, as the result of the above-stated reduction of particular kinds of service (the "Reduction in Force"), it will be necessary to terminate at the end of the 2018-2019 school year the employment of certificated employees of the District in a quantity and kind equal to the FTEs specified in the recommendation set forth in the recitals above.

- C. The Board hereby determines that there is a specific need at the District for personnel to teach specific courses of study and to retain certificated employees possessing the special training and experience needed to teach such courses that other employees with greater seniority do not possess. The specific needs of the District in this respect are set forth in Exhibit A to this Resolution and are incorporated as though fully set forth herein.
- D. In accordance with California Education Code section 44955(d)(1), the Board hereby determines that the Reduction in Force shall not include any permanent or probationary certificated employee who, by his/her training, experience, and assignment, is described within Exhibit A to this Resolution.
- E. In order to implement this Reduction in Force, it may be necessary to apply tie-breaking criteria to distinguish among certificated employees who first rendered paid probationary service to the District on the same date. Pursuant to Education Code section 44955(b), the Board determines that the order of layoff as between employees who first rendered paid service to the District on the same date shall be established on the basis of the criteria set forth in Exhibit B to this Resolution, which are incorporated as though fully set forth herein.
- F. The criteria set forth in Exhibit B to this Resolution shall also be used to determine the order of reemployment among those certificated employees who first rendered paid probationary service to the District on the same date. The Superintendent, or his designee, has the discretion to determine the appropriate weight of such criteria and the order in which such criteria are most relevant to serve the needs of the District and students in each tie-breaking situation.
- G. In accordance with California Education Code section 44955(b), the District resolves that except as otherwise provided by statute, the services of no permanent employee may be terminated under section 44955 while any probationary employee, or any other employee with less seniority is retained to render a service which said permanent employee is certificated and competent to render. "Certificated" shall mean that an employee possesses a credential issued by the California Commission on Teacher Credentialing that authorizes him/her to render instruction or services in the subject matter area in which he/she claims to be entitled to render instruction or services.
- H. The Superintendent is directed to send appropriate notices to all employees affected by the above-described reduction of a particular kind of service in accordance with the provisions of the California Education Code, to take all necessary action to implement this Resolution, and to afford the employees all rights to which they are entitled under the law and applicable Collective Bargaining Agreement(s).

PASSED AND ADOPTED by the Governing Board of the Alum Rock Union Elementary School District on March 8, 2018 by the following vote:

Ayes _____ Noes _____ Absent _____ Abstain _____

Board of Trustees:

Esau Ruiz Herrera, President _____

Karen Martinez, Vice President _____

Dolores Marquez-Frausto, Member _____

Andrés Quintero, Member _____

Khanh Tran, Member _____

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed, and adopted by the members of the Board of Trustees of the Alum Rock Union Elementary School District at a public meeting of said Board held on March 8, 2018.

Hilaria Bauer, Ph.D., Superintendent

Date

Exhibit A

"SKIPPING" CRITERIA PURSUANT TO EDUCATION CODE SECTION 44955(d)(1)

The District shall retain certificated employees, regardless of their seniority, to the extent one or more of their assignments meet any of the following criteria:

1. Employees who possess a credential authorizing the teaching of Special Education classes, are teaching one or more Special Education classes for the District in the 2018-2019 school year, and are expected to teach one or more Special Education classes for the District in the 2018-2019 school year.
2. Employees who possess a credential authorizing the teaching of Non-Core Single Subject Math classes in grades 6, 7, and 8, are teaching one or more Non-Core Single Subject Math classes in grades 6, 7, and 8 for the District in the 2018-2019 school year, and are expected to teach one or more Non-Core Single Subject Math classes in grades 6, 7, and 8 for the District in the 2018-2019 school year.
3. Employees who possess a credential authorizing the teaching of Non-Core Single Subject Science classes in grades 6, 7, and 8, are teaching one or more Non-Core Single Subject Science classes in grades 6, 7, and 8 for the District in the 2018-2019 school year, and are expected to teach one or more Non-Core Single Subject Science classes in grades 6, 7, and 8 for the District in the 2018-2019 school year.
4. Employees who possess a credential authorizing the teaching of Physical Education classes, are teaching one or more Physical Education classes for the District in the 2018-2019 school year, and are expected to teach one or more Physical Education classes for the District in the 2018-2019 school year.
5. Employees who possess a BCLAD Certificate and are teaching one or more Dual Language Immersion classes in the 2018-2019 school year, and are expected to teach one or more Dual Language Immersion classes for the District in the 2018-2019 school year.

Employees who meet any of the foregoing criteria for some but not all of their assignment(s) shall be retained only as to that portion of their assignment(s) in 2018-2019 that meets the foregoing criteria.

The Superintendent or his/her designee is authorized to determine which employees qualify to be "skipped" from the Reduction in Force and to determine the manner in which the foregoing criteria shall be applied to each employee.

Exhibit B

TIEBREAKING CRITERIA PURSUANT TO CALIFORNIA EDUCATION CODE SECTION 44955 (b)

Employees sharing the same first date of paid probationary service to the district shall be awarded tiebreaking points on the following basis:

<u>Criterion</u>	<u>Points</u>
Subject matter authorizations, including supplemental authorization, on credential(s) authorizing services for the district.	1 per authorization
Possession of credential(s) authorizing services for the district	4 for each professional clear credential 3 for each preliminary credential 2 for intern credential 1 for provisional internship permit or short-term staff permit
Column placement on salary schedule	1 per applicable column
Possession of Bilingual Cross-Cultural Language and Development Certificate (BCLAD)	1
Possession of a valid masters degree	1
Service as a member of Site Committee	1
Prior school year(s) of services to the District in certificated position	1 per school year or fraction thereof

Employees with a greater number of points shall be considered more senior than employees with a fewer number of points, for purposes of determining order of layoff and order of re-employment.

If application of the foregoing criteria fails to resolve a tie among two or more employees, among the employees who remain tied the employee with the earliest date of issuance of a preliminary or professional clear credential shall be considered the more senior employee. As among employees who remain tied who have never obtained a preliminary or professional clear credential, the employee with the earliest date of issuance of an intern credential shall be considered the more senior employee. As among employees who remain tied who have never obtained an intern, preliminary, or professional clear credential, the employee with the earliest date of issuance of an emergency or pre-intern credential, or short-term staff permit, shall be considered the more senior employee.

Exhibit B

TIEBREAKING CRITERIA CONT'D

Assuming that the preceding criteria do not resolve all ties between certificated employees having the same seniority date between two or more employees, employees will be ranked in order of seniority based upon the total number of days each has served as a substitute employee for the District.

Assuming that the preceding paragraphs do not resolve all ties between employees having the same seniority date, then employees with a Ph.D./Ed.D. from an accredited institution of higher education will be regarded as having greater seniority for purposes of determining seniority order than employees possessing a masters degree from an accredited institution of higher education. Similarly, employees with a masters degree from an accredited institution of higher education will be regarded as having greater seniority for purposes of determining seniority order than employees possessing two bachelors degrees. Similarly, employees with two Bachelors Degrees from an accredited institution of higher education will be regarded as having greater seniority for purposes of determining seniority than employees possessing a bachelors degree and an associate of arts/science degree from an accredited institution of higher education. Similarly, employees with a bachelors degree and an associate of arts/science from an accredited institution of higher education will be regarded as having greater seniority for purposes of determining seniority order than employees possessing a single bachelors degree from an accredited institution of higher education.

Assuming that the preceding criteria do not resolve all ties between employees having the same seniority date, then employees with double majors on their transcripts from accredited institutions of higher education will be regarded as having greater seniority for purposes of determining seniority order than employees possessing a single major and two minors on their transcripts from accredited institutions of higher education. Similarly, employees with a single major and two minors on their transcripts from accredited institutions of higher education will be regarded as having greater seniority for purposes of determining seniority order than employees possessing a single major and single minor on their transcripts from an accredited institution of higher education. Similarly, employees with a single major and single minor on their transcripts from accredited institutions of higher education will be regarded as having greater seniority for purposes of determining seniority order than employees possessing a single major on their transcripts from an accredited institution of higher education.

Assuming that the preceding criteria do not resolve all ties between certificated employees having the same seniority date then certificated employees will be ranked by total semester credits earned at an accredited institution of higher education starting with the greatest number of credits to the least number of credits.

Assuming that preceding criteria do not resolve all ties between certificated employees having the same seniority date then certificated employees will be ranked by total semester credits earned at an accredited institution of higher education after earning a Bachelors Degree starting with the greatest number of credits to the least number of credits.

The Superintendent or his designee is authorized to determine the number of tie-breaking permits to be awarded to each employees and to determine the manner in which the tie breaking criteria shall be applied to each employee. In the event that after application of the above criteria, employees are equally situated, then seniority shall be determined by a random drawing by lot.

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

13.01

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

Board of Trustees:

February 19, 2018

Subject:

**APPROVAL OF BOARD MEETING MINUTES FOR THE
FOLLOWING DATE:**

- September 14, 2017, Regular Board Meeting

Recommend Approval

Submitted by: Hilaria Bauer Title: Superintendent

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Recommend Approval

13.01
Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

**DRAFT MINUTES
ALUM ROCK ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San Jose, CA 95127**

**MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES
of the Alum Rock Union School District
Held on Thursday, September 14, 2017, 5:30 p.m. at the Alum Rock Union School
District Office Board Room, 2930 Gay Avenue, San Jose, CA 95127
Meeting #06-17/18**

1. OPEN SESSION

1.01 Call to Order / Roll Call

President Esau Ruiz Herrera welcomed everyone in the audience. President Esau Ruiz Herrera called the Board Meeting to order at 5:35 p.m. followed by Roll Call.

Board Members Present:

Esau Ruiz Herrera	President
Andrés Quintero	Vice-President (<i>arrived late at 5:40 p.m.</i>)
Dolores Marquez-Frausto	Clerk
Khanh Tran	Member
Karen Martinez	Member (<i>arrived late at 5:37 p.m.</i>)

Administrative and Support Staff Members Present:

Dr. Hilaria Bauer	Superintendent
Rene Sanchez	Assistant Superintendent, Instructional Services
Jess Serna	Interim Assistant Superintendent, Human Resources
Kolvira Chheng	Assistant Superintendent, Business Services
Patricia Tovar	Executive Assistant, Business Services
Angel Rodriguez	Executive Assistant/Communications Support, Superintendent's Office

Support Staff Member Absent:

Marie C. Sanchez	Sr. Executive Assistant, Superintendent's Office
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1. OPEN SESSION *(continued)*

1.02 Announcement and Public Comments Regarding Items to be Discussed in Closed Session

President Esau Ruiz Herrera announced all the Closed Session Agenda Items.

Public Comments:

- 1) Ray Mueller -- COC Chair, in support of renewing the Superintendent's Contract.
- 2) Natalie Abal -- Community member, in support of renewing the Superintendent's Contract *(referenced an email that was sent to Board President earlier)*
- 3) Ingrid Holguin -- Office of SJ Mayor Policy Advisor, in support of the Superintendent and read letter sent to the Board from San Jose Mayor Liccardo
- 4) Jocelyn Merz -- AREA President, commented she's also in support of renewing the Superintendent's Contract extension and asked the Board to vote in favor and not to abstain
- 5) Victor Vasquez -- SOMOS Mayfair Representative, in support of the Superintendent's Contract

1.02 Adjournment to Closed Session

President Esau Ruiz Herrera recessed to closed session at 5:49 p.m.

3. RECONVENE TO OPEN SESSION

3.01 Call to Order/Roll Call/Pledge of Allegiance

President Esau Ruiz Herrera called the meeting to order at 6:39 p.m., followed with the Pledge of Allegiance. President Esau Ruiz Herrera called roll call and reported that all members were present.

3.02 Report of Action Taken in Closed Session

Superintendent Hilaria Bauer reported that the Board took action *under Agenda Item 2.06 Public Employee Appointment: Director of State & Federal, to appoint Ms. Sandra Garcia as the new Director of State & Federal, effective September 15, 2017. The vote carried 3 in favor; 0 opposition; 2 absent (Member Karen Martinez and Vice-President Andrés Quintero); and no abstention.*

Superintendent Hilaria Bauer reported that the Board took action *under Agenda Item 2.03 Liability Claims-Tort Claim No. 17/18-001, to deny the application to file legal action dated August 14, 2017, and to direct administration to provide notice of denial as required by law. The vote carried 4 in favor; 1 opposition (Vice-President Andrés Quintero); 0 absent; and no abstention.*

3. RECONVENE TO OPEN SESSION *(continued)*

3.03 Discussion and/or Modification(s) of the Agenda

Member Khanh Tran asked to move *Agenda Item 8.01 Approve the Employment Agreement with Superintendent Hilaria Bauer before Agenda Item Item 4.01 Excellence Award.*

Vice-President Andrés Quintero asked to move *Agenda Items 11.01 thru 11.03 following Item 8.01 Approve the Employment Agreement with Superintendent Hilaria Bauer.* These agenda items include the following:

11.01 Extended Year Presentation

11.02 2017 California Assessment of Student Performance and Progress (CAASPP)

11.03 Local Control Accountability Plan (LCAP) Timeline

MOTION #06-01 passed by consensus to approve the agenda as amended.

8.01 Approve the Employment Agreement with Superintendent Hilaria Bauer

MOTION #06-01 by Member Khanh Tran to approve and extend the Employee Agreement with Superintendent Hilaria Bauer, for the term from September 14, 2017 thru June 30, 2020. MOTION #06-01 was seconded by Vice-President Andrés Quintero.

Vice-President Andrés Quintero piggybacked on extending support to Superintendent Hilaria Bauer and recognized the support from the teachers, community and non-profit groups, which speaks volumes.

Member Khanh Tran stated he will continue to support Superintendent Hilaria Bauer.

Member Karen Martinez commented she is looking forward to a board retreat to establish goals for the Board and the District in order to ensure that the work we are doing is set by these goals so that we can all work together.

Clerk Dolores Marquez-Frausto stated she is concerned that the Superintendent's evaluation process has not yet been completed.

Public Comments:

- 1) Ray Mueller -- COC Chair, spoke in support of Superintendent Hilaria Bauer that that the Board vote yes
1. Jeff Markham -- Community member, spoke in support of Superintendent Hilaria Bauer and acknowledges that she has united the community

3. RECONVENE TO OPEN SESSION *(continued)*

8.01 Approve the Employment Agreement with Superintendent Hilaria Bauer

President Esau Ruiz Herrera gave a brief history on the process of the evaluation and that it has been ongoing and premature from a procedural standpoint.

Member Khanh Tran commented he wants facts because he basis his decisions on facts and performance.

MOTION #06-01 carried with a vote of 3 in favor; 1 opposition (Clerk Dolores Marquez-Frausto); no absent; and 1 abstention (President Esau Ruiz Herrera).

Member Khanh Tran excused himself from the meeting at 6:59 p.m.

11.01 Extended Year Presentation

Assistant Superintendent Rene Sanchez, introduced Mr. Jason Sorich, Educational Technology Administrator, and Ms. Sandra Garcia, Director of State & Federal Programs, who provided a Power Point presentation on the great accomplishments held during summer school. Mr. Jason Sorich introduced Ms. Gloria Hayes-Perkins, Summer School Principal, who spoke about some of the summer highlights to include the following:

Elevate & Alearn Math	Jose Valdes Math Institute	Bridge to Kindergarten
Bridge to Middle School	ARUSD Special Education	SCCOE Special Education
Springboard	Think Together EL Summer Camp	YMCA Summer Program

Ms. Sandra Garcia reported that 11 schools had participated with 2 satellite schools (Evergreen and San Jose City College); 3,000 students; 129 Special Education students and over 300 parents.

Member Karen Martinez thanked the team and asked how long we have had summer school programs and Mr. Jason Sorich responded that we have had them for more than two years.

Clerk Dolores Marquez-Frausto asked how the students were selected to enter into these summer programs and when do we begin informing the community. Assistant Superintendent Rene Sanchez commented that we inform the community with teacher referrals and begin informing parents during the month of March.

Superintendent Hilaria Bauer commented that this was the first year that this enrichment program (Jose Valdes) was provided free of charge.

Vice-President Andrés Quintero commented he was thankful for the doubled amount of participants. He can attest that the quality of the program was great!

3. RECONVENE TO OPEN SESSION *(continued)*

11.01 Extended Year Presentation

Member Karen Martinez requested an upcoming report to show data with benefits and progresses to be brought to the October or the November Board Meeting.

Assistant Superintendent Rene Sanchez reported that the November Board Meeting would be the best month to be able to have the data completed.

11.02 2017 California Assessment of Student Performance and Progress

President Esau Ruiz Herrera stated that this information was embargoed and was not ready to be discussed at this time.

11.03 Local Control Accountability Plan (LCAP) Timeline

Assistant Superintendent Rene Sanchez, provided an informational update on the LCAP Timeline (*the board book shows an outline of the timeline*). Broader information will be provided in the next couple of months, including the different areas of focus at that time.

4. SPECIAL RECOGNITION AND/OR PRESENTATION

4.01 Excellence Award

Superintendent Hilaria Bauer introduced Ms. Jean Gallagher, Chief Special Services Officer, who presented the teachers, Ms. Clarissa Johnston and Mr. Prabhjot Singh, with the Excellence Award by the South East Consortium SELPA. Ms. Johnston and Mr. Singh teach Therapeutic Special Day Classes at Ryan Elementary School. Congratulations to both teachers!

Board Comments:

President Esau Ruiz Herrera gave thanks to both teachers for their dedication and for going the extra mile!

Clerk Dolores Marquez-Frausto gave thanks to them for their dedication to the students.

Vice-President Andrés Quintero congratulated both teachers.

Member Karen Martinez also thanked both teachers.

Superintendent Hilaria Bauer gave thanks to both teachers and commented that this is what Alum Rock is all about!

5. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD

There were no public comments at this time.

6. PUBLIC HEARING

6.01 Public Hearing: Sufficiency of Instructional Materials

President Esau Ruiz Herrera opened the Public Hearing at 7:28 p.m.

7. COMMENTS AND COMMUNICATION

7.01 Teamsters

There were no representatives from Teamsters at this time.

7.02 CSEA

There were no representatives from CSEA at this time.

7.03 Alum Rock Administrator's Association (ARAA)

Dr. Sandra Sarmiento, Cassell Principal, commented that the first days of school have been exciting and staff is getting prepared for Back-to-School Night.

7.04 Alum Rock Educator's Association (AREA)

Ms. Jocelyn Merz, AREA President, reiterated a message from earlier in support of the Superintendent's Contract Extension and gave thanks to the Board.

7.05 Superintendent

Superintendent Hilaria Bauer presented her slides and commented that the work to accomplish is that every student in Alum Rock will be a creative, collaborative, and confident individual. We're moving up! She gave thanks to the teachers for the tremendous success with parent engagement! She commented that we now need to focus on our youngest students.

7.06 Board of Trustees

Vice-President Andrés Quintero commented that he appreciates the clarification made by Member Khanh Tran of what is being said to the media. He admitted that there were things that were untrue, and he clarified his comments. He stated that he was thankful he was able to attend the Hispanic Caucus Institute Conference held in Washington D.C. and received a tremendous amount of information.

7. COMMENTS AND COMMUNICATION *(continued)*

7.06 Board of Trustees

Member Karen Martinez addressed the concerns with DACA and thanked her colleagues for their support. She commented she was excited that our EL students have been reclassified due to their progression.

Clerk Dolores Marquez-Frausto welcomed everyone back to school.

President Esau Ruiz Herrera welcomed everyone back to school and stated he was looking forward to working together with the community to meet that shared goal.

8. SUPERINTENDENT/BOARD BUSINESS

8.02 Renewal Contract for Continued Representation of Legal Services

Superintendent Hilaria Bauer requests approval for the renewal contract agreement for legal services with the Office of the County Counsel, County of Santa Clara for the term of July 1, 2017 through June 30, 2018.

MOTION #06-02 by Vice-President Andrés Quintero to approve the renewal contract agreement for legal services with the Office of the County Counsel of Santa Clara for the term of July 1, 2017 through June 30, 2018. MOTION #06-02 was seconded by President Esau Ruiz Herrera and Member Karen Martinez.

MOTION #06-02 carried a vote of 4 in favor; no opposition; 1 absent (Member Khanh Tran); and no abstention.

8.03 Review of Hours spent on Legal Counsel

Assistant Superintendent Kolvira Chheng, presented a summary breakdown of a memo that was provided to the Board with the 2016/2017 legal fees for the following firms: (1) Rehon & Roberts; Luis Saenz; Atkinson, Andelson, Loya, Ruud & Romo; Dannis Woliver Kelley; and Lozano Smith.

Board Comments:

Member Karen Martinez asked if this information had been made public, and if not, it should be posted.

Assistant Superintendent Kolvira Chheng replied that this information was made public and copies were made available to the public.

8. SUPERINTENDENT/BOARD BUSINESS *(continued)*

8.03 Review of Hours spent on Legal Counsel

Public Comment:

- 1) Ray Mueller, COC Chair, asked the cost of what was spent on the FCMAT Audit and also the Mathson Fire.

Board Comments:

Member Karen Martinez asked if the monies are paid from our insurance policy or from general fund.

Assistant Superintendent Kolvira Chheng replied that this was paid from the general fund account.

8.04 Selection for a New District Legal Counsel

Public Comments:

- 1) Jocelyn Merz -- AREA President, is happy that the District has hired competent qualified people that know the job (i.e., Human Resources spent \$127,374 for one person).
- 2) Jeff Markham -- Community member, states there are county resources that we can use. We need to find and retain better counsel.

Board Comments:

Member Karen Martinez asked if we are changing the process of how we see contracts come before us.

President Esau Ruiz Herrera commented that District has had general counsel and we are looking to select more competent representations.

Vice-President Andrés Quintero stated he would like to go through an RFP process. We should keep those that have done a good job and leave those that have not.

President Esau Ruiz Herrera stated that legal counsel represents the Board and not the Superintendent. The RFP process would be the cleaner way to bring someone on board; however, we need to do this by the November meeting.

Vice-President Andrés Quintero reported that he would like the Board to review the RFP entries and not have staff make the selection.

8. SUPERINTENDENT/BOARD BUSINESS *(continued)*

8.04 Selection for a New District Legal Counsel

Board Comments:

Clerk Dolores Marquez-Frausto stated that in the past years, the Board did the work.

Member Karen Martinez asked to hold a Special Board Meeting in order to do the selection.

President Esau Ruiz Herrera agreed to do this at a Regular Board Meeting and the first step should be to announce this and let us see how it goes. The entire Board should all get the information at the same time, and look for a legal advisor that is an expert in the field of education.

Vice-President Andrés Quintero commented that he agrees all Board members should be involved and not just the Board President (like it has been done in previous years).

Member Karen Martinez agreed that staff should post and provide the Board with direction.

Interim Assistant Superintendent Jess Serna commented that the District should consider and establish a scope of services prior to asking for proposals.

Additional Public Comment:

- 1) Ray Mueller -- COC Chair, asked President Esau Ruiz Herrera to reclude from this decision and propose what FCMAT suggested as you are very entrenched in the legal community

8. SUPERINTENDENT/BOARD BUSINESS

8.05 \$250,000 Set Aside as Restricted Funds-Federal Immigration

Vice-President Andrés Quintero requested that this item be postponed since the author was not in attendance any longer.

8.06 Board Training and Professional Development

President Esau Ruiz Herrera referenced a handout given to the Board with detailed information and shared the survey from the CSBA Board Self-Evaluation.

8. SUPERINTENDENT/BOARD BUSINESS (continued)

8.06 Board Training and Professional Development

Board Comments:

Member Karen Martinez stated that an ideal use of our time would be to include Board Training with the Board Self-Evaluation on October 21, 2017 or December 9, 2017.

President Esau Ruiz Herrera reported that he was not available on October 21, 2017, or perhaps look for another date in 2018, and/or hold two separate sessions. October 28, 2017 works only for Board Training; however, we will need to contact the CSBA representative regarding self-evaluation on dates in 2018. In addition, we also need to inform Member Khanh Tran about these training dates.

8.07 Call for Nominations for Directors-at-Large African American, American Indian and County

President Esau Ruiz Herrera reported there were no nominations at this time.

8.08 FCMAT Update Status Report

Assistant Superintendent Kolvira Chheng, presented the formal written responses to the FCMAT Extraordinary Audit. A memo was provided to the Board and read aloud so the audience could hear and be aware of its contents.

Public Comment:

- 1) Jeff Markham -- Community member stated that we are requesting items that are supposed to be given to us per Del Terra's contract; they are playing you; therefore, you need to take action.

Board Comments:

Clerk Dolores Marquez-Frausto, referenced the letter by Del Terra. She stated she had not received this information and was not aware of it. She also commented that she had recently been having trouble with her emails and that was probably the reason for her not receiving this information.

Vice-President Andrés Quintero thanked staff for their thorough work on the request and also for the support from Rehon & Roberts Law Firm.

Clerk Dolores Marquez-Frausto asked Assistant Superintendent Kolvira Chheng for clarification if he had met with Del Terra this current week.

8. SUPERINTENDENT/BOARD BUSINESS *(continued)*

8.08 FCMAT Update Status Report

Assistant Superintendent Kolvira Chheng responded that he has a weekly standing meeting with Del Terra.

Member Karen Martinez asked for clarification of their weekly standing meeting with Del Terra. She asked why Del Terra was not able to provide the requested documentation and information at that time.

Assistant Superintendent Kolvira Chheng responded that the letters were in regards to the projects from 2013 and that we only had information for the DSA Closeout Project. He also reported that with respect to the documents and projects for the Construction Management and Program Management Services from 2013-14, those documents have not yet been provided to the District.

Clerk Dolores Marquez-Frausto asked if that information was in that office at the time he became the CBO and moved in. Weren't those records in the computer or hard copies on file?

Assistant Superintendent Kolvira Chheng replied no as a practical matter and that the program management would have all the documentation, per the contract agreement. In addition, the Bonds Facilities Director would also have some documentation, but not all.

Clerk Dolores Marquez-Frausto requested to meet with Assistant Superintendent Kolvira Chheng to discuss this further at a later time.

Vice-President Andrés Quintero stated that in reference to records, in his experience as a previous COC Member, all these plans and documents are stored in trailers to maintain thorough reports.

Clerk Dolores Marquez-Frausto acknowledged Ms. Maria Newton, Bond Accountant, for her good recordkeeping.

8.09 MOT Department Report – Work Orders and Maintenance Projects 2016/17

Assistant Superintendent Kolvira Chheng, gave a presentation on the process and status of completed and pending work orders and the maintenance projects for 2016-17. He provided background, concerns with work order system, and the summer 2016 projects.

Board Comments:

Member Karen Martinez commented that with the new facilities system in place, it has taken us a year to discover this information.

8. SUPERINTENDENT/BOARD BUSINESS (*continued*)

8.09 MOT Department Report – Work Orders and Maintenance Projects 2016/17

Assistant Superintendent Kolvira Chheng gave a report on some of the projects performed.

Mr. Dan Flores, MOT Director, reported that weekly meetings are held with the maintenance crew to discuss and prioritize daily projects.

Vice-President Andrés Quintero requested to discuss *Agenda Items 8.10 thru 8.12* all at the same time. Items include the following:

- 8.10 Program and Construction Management Agreement for Measure I**
- 8.11 Construction Management Agreement for Measure J**
- 8.12 Program Management Agreement for Measure J**

Board Comments:

Vice-President Andrés Quintero stated that we have discussed this already and everyone knows how he feels about this issue. This past Saturday, he went to a meeting and understood that there was a federal agency involved in the investigation. He reported that there are terms within the contract allowing the District to terminate the contract for cause or for convenience. We are at a point where this has gotten out-of-hand and we need to drop and move forward. He also commented that he had asked for this item to be listed for Action; however, the Board President determines whether it is listed for Action or Information/Discussion.

Member Karen Martinez asked if Del Terra was in attendance because she had some questions to ask.

President Esau Ruiz Herrera replied that Del Terra was in attendance and that Mr. Luis Rojas would be presenting for *Agenda Item 9.01 Update on Bond/Facilities* and that she could ask her questions at that time.

Public Comments:

- 1) Jeff Markham -- Community member, addressed his concern with *Agenda 8.08 FCMAT Update Status Report*.
- 2) Ray Mueller -- COC Chair, commented that FCMAT recommends reworking the Del Terra contracts.

8. SUPERINTENDENT/BOARD BUSINESS *(continued)*

8.13 Executive Summary: Facility Assessment; AC Assessment; Measure J Bond Expenditures

Assistant Superintendent Kolvira Chheng presented an executive summary for the following three components: (1) Facilities Assessment; (2) Air Conditioning Assessment; and (3) Measure J Bond Expenditures.

Board Comments: Karen Martinez and Dolores Marquez-Frausto.

Public Comments:

- 1) Natalie Mall -- New parent, commented everyone is welcomed at Ryan. Ryan and other schools need to be fully up and running before we start pumping money into other buildings.
- 2) Ray Mueller -- COC Chair, commented that we can improve the MACSA building prior to building any more.

8.14 Citizens Oversight Committee (COC) for Technical Assistance

Superintendent Hilaria Bauer requested, on behalf of the COC Chair, the need for technical assistance in the form of legal assistance, but unable to seek without a board mandate.

Public Comment:

- 1) Ray Mueller -- COC Chair, would like to clarify his request by reading it to the Board: *"Citizen's Oversight Committee needs independent legal counsel, in light of the appearance, that the Board is not adhering to all the times set forth in the FCMAT Audit Response, and in some cases, is ignoring the document due to the fact, that we were told a few days ago, that general counsel is not our counsel due to our independent status. We must insist the service be provided to help each of us to make well-informed choices. On behalf of the COC, I request an agenda item to discuss how counsel will be hired"*.

Board Comments:

Vice-President Andrés Quintero commented that we should give them what they want, it makes sense. He stated that he would entertain a motion to give legal access to the COC. Attorney Luis Saenz, Legal Counsel, stated the Ed Code in relation to an Independent Counsel.

President Esau Ruiz Herrera clarified that what Vice-President Andrés Quintero means is that he wants to "Authorize the staff to secure a lawyer that is different from the Board Counsel.

8. SUPERINTENDENT/BOARD BUSINESS *(continued)*

8.14 Citizens Oversight Committee (COC) for Technical Assistance

MOTION #06-03 by Vice-President Andrés Quintero to authorize the staff to secure a lawyer that is different from the Board lawyer. MOTION #06-03 was seconded by Member Karen Martinez.

The Board had additional dialogue on this agenda item.

Board Comments:

Member Karen Martinez asked to modify the motion and to add “provide technical assistance”.

President Esau Ruiz Herrera commented this was a bad idea, and this was not an independent committee. The Board appoints the committee and provides resources. They have independence of opinions; they do not have independence from the District or the Board. We need to provide them with training on what their role is so they know what their true role is. Anything beyond that is inconsistent with what the COC is supposed to do. All we need to provide are documents – documents that reflect expenditures. Anything beyond that will feed the adversarial relationship development.

Member Karen Martinez stated that we have provided them with documents – can we start there?

Clerk Dolores Marquez-Frausto stated that the challenge has been that the members did not receive proper training. The CBO should be training them. She believed that Assistant Superintendent Linda Latasa did not provide any training at all.

Vice-President Andrés Quintero stated that he was not in agreement that we boast the COC for being independent when asking for bond approvals; however, now we are telling them to learn their place and take a seat.

President Esau Ruiz Herrera read the Ed Code and reported that the committee is not independent but completely dependent on the District.

MOTION #06-03 was withdrawn by Vice-President Andrés Quintero and Member Karen Martinez was in agreement to withdraw her second.

A Friendly Amendment was made to MOTION #06-03 by Vice-President Andrés Quintero to provide dedicated technical assistance to the COC. MOTION #06-03 was seconded by Member Karen Martinez.

Clerk Dolores Marquez-Frausto made the suggestion to research other districts’ COC’s and inquire what training is provided to their COC’s.

8. SUPERINTENDENT/BOARD BUSINESS (*continued*)

8.14 Citizen's Oversight Committee (COC) for Technical Assistance

Public Comments:

- 1) Ray Mueller -- COC Chair, stated we want separate counsel because we do not want to be embroiled in the Board's mess. Assistant Superintendent Linda Latasa did not provide training for us, four of us were on for four years and have only left after the FCMAT mess -- we want data and not fluff!
- 2) Jeff Markham -- Community member, commented that the COC is supposed to inform the community and not serve the Board.
- 3) Jan Odel -- Community member, thanked Vice-President Andres Quintero.
- 4) Jocelyn Merz: AREA President, reported that the District cannot advertise bonds -- so we take up the challenge; why are we criticizing volunteers trying to do a good job?

MOTION #06-03 did not get a vote from the Board.

**MOTION #06-04 by Member Karen Martinez to extend the meeting to 11:30 p.m.
MOTION #06-04 was seconded by Vice-President Andrés Quintero.**

MOTION #06-04 failed with a vote of 2 in favor (Vice-President Andrés Quintero and Member Karen Martinez); 2 in opposition (President Esau Ruiz Herrera and Clerk Dolores Marquez-Frausto); 1 absent (Member Khanh Tran); and no abstention.

Attorney Luis Saenz reported that the Board can only extend the meeting one time and that this was written in their Bylaws.

**MOTION #06-05 by Clerk Dolores Marquez-Frausto to extend the meeting to 11:15 p.m.
MOTION #06-05 was seconded by President Esau Ruiz Herrera.**

MOTION #06-05 carried with a vote of 4 in favor; no opposition; 1 absent (Member Khanh Tran); and no abstention.

MOTION #06-06 by Vice-President Andrés Quintero to authorize and direct administration to provide technical assistance including requested legal assistance to the COC. MOTION #06-06 was seconded by Member Karen Martinez.

MOTION #06-06 failed with a vote of 2 in favor (Vice-President Andrés Quintero and Member Karen Martinez); 2 in opposition (President Esau Ruiz Herrera and Clerk Dolores Marquez-Frausto); 1 absent (Member Khanh Tran); and no abstention.

Attorney Luis Saenz commented and clarified that technical assistance can also include legal assistance.

8. SUPERINTENDENT/BOARD BUSINESS *(continued)*

8.15 Bond, Facilities, and Finance Committee Meeting Schedule

Board Comments:

Clerk Dolores Marquez-Frausto reported that she had met with her committee members. Clerk Dolores Marquez-Frausto suggested this agenda item come back for action for a future meeting and she will invite and include her committee members to participate.

8.16 Fourth Amendment to Joint Use Agreement Between Alum Rock Union Elementary School District and Alpha Public Schools, Inc., Operating Blanca Alvarado

Member Karen Martinez reclused and removed herself from the meeting at this time.

MOTION #06-07 by Vice-President Andrés Quintero to approve the Fourth Amendment Joint Use Agreement between Alpha Public Schools, Inc., Operating Blanca Alvarado as presented. **MOTION #06-07** was seconded by President Esau Ruiz Herrera.

MOTION #06-07 carried with a vote of 3 in favor; no opposition; 1 reclused (Member Karen Martinez); 1 absent (Member Khanh Tran); and no abstention.

Board Comments: Dolores Marquez-Frausto, Esau Ruiz Herrera, and Andrés Quintero.

Member Karen Martinez reconvened back to the room to join the meeting.

8.17 Board-Created Standing Committees Report.

President Esau Ruiz Herrera reported there was nothing to report at this time.

9. BOND / FACILITIES

9.01 Presentation/Update on Bond/Facilities

Mr. Luis Rojas, CEO, Del Terra, gave a summary report on the Bond Projects for Measure J, Measure I Summer 2017, and Measure J Summer 2017. Following are some of the highlights:

Measure I Summer 2017

Mathson– Restroom Upgrade, Roof Restoration, Multi-Purpose Building; Hubbard – New Portable Installation, New Parking Area & Shade Structure; District Office / KIPP / Russo / LUCHA – Re-Roofing Replacement

9. BOND / FACILITIES *(continued)*

9.01 Presentation/Update on Bond/Facilities

Measure J Summer 2017

Fischer / George – Multi-Purpose Building; Dorsa / LUCHA – HVAC Upgrades

Various sites including roof replacements, re-roofing, replacement of existing walkways, etc. A detailed summary spreadsheet report was provided to the Board and the public.

Mr. Rojas reported that he was very concerned with FCMAT's comments and addressed some of the earlier comments. Mr. Rojas stated that the District was at fault for losing the documents and their poor communication and also pointed out that requests for documents must go through the CBO or the Superintendent. He reiterated how detailed the data should be or how much information needs to be provided **IF** and when it is requested to Del Terra – this is not a problem, but when it is **NOT** communicated, than it becomes a challenge. He also stated that he has been in this industry for 25 years, and has never had a law suit; he is very proud of his program and has no problem defending it!

Member Karen Martinez requested his attendance at the October meeting.

Mr. Luis Rojas responded that he would inform Assistant Superintendent Kolvira Chheng if he was available to be present.

Clerk Dolores Marquez-Frausto requested to modify the agenda and the Consent Calendar at this time.

MOTION #06-08 by Clerk Dolores Marquez-Frausto to modify and adopt Agenda Items 9.03 thru 9.08 and the Consent Calendar excluding Agenda Item 14.18. MOTION #06-08 was seconded by Member Karen Martinez.

MOTION #06-08 carried with a vote of 4 in favor; no opposition; 1 absent (Member Khanh Tran); and no abstention.

9.02 Resolution No. 53-16/17 Debt and Bond Issuance

Assistant Superintendent Kolvira Chheng gave a brief summary on this resolution. He reported that Moody will not downgrade the districts debt rating; however, S&P has not yet stated what action they will be taking.

Board Comments: Andrés Quintero and Karen Martinez.

President Esau Ruiz Herrera closed the Public Hearing for the Sufficiency or Insufficiency of Instructional Materials at 11:16 p.m. There were no speakers from the audience at this time.

10. BOND / FACILITIES *(continued)*

There was consensus from the Board to approve *Agenda Items 9.03 through 9.05* all at the same time with one motion.

- 9.03 Re-Roofing Project at L.U.C.H.A Elementary School Notice of Completion**
- 9.04 Re-Roofing Project at Mathson Middle School Notice of Completion**
- 9.05 Re-Roofing Project at Russo Elementary School Notice of Completion**

MOTION #06-08 by Vice-President Andrés Quintero to approve Agenda Items 9.03 through 9.05 as submitted. MOTION #06-08 was seconded by Clerk Dolores Marquez-Frausto.

MOTION #06-08 carried a vote of 4 in favor; no opposition; 1 absent (Member Khanh Tran); and no abstention.

There was also consensus from the Board to approve *Agenda Items 9.06 through 9.08* all at the same time with one motion.

- 9.06 Contract with Sugimura Finney Architects, Inc. (Arbuckle)**
- 9.07 Contract with Sugimura Finney Architects, Inc. (Cureton)**
- 9.08 Contract with Sugimura Finney Architects, Inc. (McCollam)**

MOTION #06-09 by Member Karen Martinez to approve Agenda Items 9.06 through 9.08 as submitted. MOTION #06-09 was seconded by Clerk Dolores Marquez-Frausto.

MOTION #06-09 carried a vote of 4 in favor; no opposition; 1 absent (Member Khanh Tran); and no abstention.

10. CONTRACTS OVER \$100,000

10.01 ASES Contract Adjustment with City Year, Inc.

MOTION #06-10 by Member Karen Martinez to approve contract with City Year. MOTION #06-10 was seconded by Vice-President Andrés Quintero.

MOTION #06-10 carried a vote of 4 in favor; no opposition; 1 absent (Member Khanh Tran); and no abstention.

12. HUMAN RESOURCES

12.01 Information Regarding Resignations

There was consensus from the Board to accept this agenda item as submitted.

13. BUSINESS SERVICES

13.01 Unaudited Actuals Financial Report for 2016-2017

Assistant Superintendent Kolvira Chheng presented a financial report on the Unaudited Actuals for 2016-17 school year.

MOTION #06-11 by Vice-President Andrés Quintero to approve and adopt the 2016-2017 Unaudited Actuals Financial Report. MOTION #06-11 was seconded by Member Karen Martinez.

MOTION #06-11 carried a vote of 4 in favor; no opposition; 1 absent (Member Khanh Tran); and no abstention.

13.02 Small Business Outreach and Information Session Report

Vice-President Andres Quintero thanked Assistant Superintendent Kolvira Chheng for a thorough outreach and detailed report.

14. CONSENT CALENDAR

(Consent Calendar item pulled for separate approval)

14.18 Out of State Travel, Harvard Law School: Negotiation and Leadership Program, Cambridge, MA, October 16-18, 2017

MOTION #06-12 by Clerk Dolores Marquez-Frausto to approve the Out-of-State Travel at Harvard Law School in Cambridge, MA, as submitted. MOTION #06-12 was seconded by President Esau Ruiz Herrera.

Vice-President Andrés Quintero commented that he felt that no Board Members should be allowed to attend this type of Negotiation and Leadership Conference.

President Esau Ruiz Herrera commented that he felt the opposite. He reported that these types of conferences were recommended and intended for all policy makers including Board Members. Unfortunately, due to his work obligations during this period, he was no longer able to attend.

Additional Board Comments: Andrés Quintero, Karen Martinez, and Dolores Marquez-Frausto.

14. CONSENT CALENDAR *(continued)*

14.18 Out of State Travel, Harvard Law School: Negotiation and Leadership Program, Cambridge, MA, October 16-18, 2017

MOTION #06-12 failed with a vote of 2 in opposition (Vice-President Andrés Quintero and Member Karen Martinez); 0 in favor; 1 absent (Member Khanh Tran); and 2 abstentions (President Esau Ruiz Herrera and Clerk Dolores Marquez-Frausto).

MOTION #06-13 by Vice-President Andrés Quintero to approve the Out-of-State Travel with the deletion of President Esau Ruiz Herrera. MOTION #06-13 was seconded by Clerk Karen Martinez.

Additional Board Comments: Andrés Quintero, Esau Ruiz Herrera, and Dolores Marquez-Frausto.

MOTION #06-13 carried a vote of 4 in favor; no opposition; 1 absent (Member Khanh Tran); no abstention.

2. RECONVENE TO CLOSED SESSION

The Board reconvened back to Closed Session at 11:37 p.m.

3. RECONVENE TO OPEN SESSION

The Board reconvened back to Open Session at 12:48 a.m. President Esau Ruiz Herrera reported that there was no action to report from Closed Session.

15. FUTURE BOARD AGENDA REQUESTS

15.01 Requests from Board of Trustees and/or from the Public

There were no agenda items at this time.

16. ADJOURNMENT

16.01 President Adjourns the Meeting

President Esau Ruiz Herrera adjourned the meeting at 12:48 a.m.

Respectfully submitted,

Dolores Marquez-Frausto, Board Clerk
HB/pt

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San Jose, CA 95127

13.02

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF TRUSTEES

To the Board of Trustees:

Subject: Acceptance of Memorandum(s) of Understanding

Staff Analysis:

The District has received the following Memorandum of Understanding as summarized on the sheet dated March 8, 2018.

Recommendation:

Staff recommends acceptance of this memorandum of understanding.

Prepared by: Maria Martinez *EMK* Title: Procurement Manager
Approved by: Kolvira Chheng *K* Title: Assistant Superintendent of Business Services

To the Board of Trustees:

Meeting: March 8, 2018

Recommend Approval

13.02
Agenda Placement

Hilaria Bauer
Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

**Alum Rock Union Elementary School District
March 8, 2018 Board Meeting**

MEMORANDUMS OF UNDERSTANDING

<u>SCHOOL / DEPARTMENT</u>	<u>DATE OF SERVICE</u>	<u>CONSULTANT NAME</u>	<u>COST</u>	<u>PURPOSE</u>
Academic Services Rene Sanchez	07/15/17- 06/30/18	Sana Clara County Office Of Education	\$5,000.00	Contract Adjustment: Increase C1718053 additional Visual Arts Professional Development for K-8 teachers Funding: Restricted



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

PURCHASING

PURCHASE ORDER / CONTRACT ADJUSTMENT

2019 FEB 28 AM 9:10

P.O. No. _____ Contract No. c1718053 Contract Original Amount: \$ 10,000

Vendor Name: SCCOE Vendor No. 10547

Please check:

- ☐ Cancel P.O. / Contract
☒ Change Item No.: 1
☐ Increase Amount Line Item No.: _____
☐ Decrease Amount Line Item No.: _____
☐ Add Line No.: _____
☐ Delete Line No.: _____
☐ Change org key/object code to: _____
☐ Change Vendor No. to: _____
☐ Add Freight: \$ _____
☐ Add Tax: _____ %
☐ Disencumber
☐ Change Order No.: _____
☐ Other _____

CONTRACTS ONLY

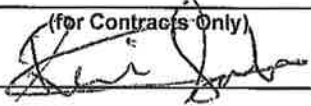
Change Orders:

Contracts Original Amount \$ 10,000
 Change Order #: 1 \$ 5,000
 Change Order #: _____ \$ _____
 Change Order #: _____ \$ _____

New Contract Total \$ 15,000
 (including Change Orders)

Line #	FUND	LOCATION	PROGRAM	ACCOUNT	\$ AMOUNT	Accountant Signature & Date
1	06	305	62640	5815	\$5,000	

Reason for Adjustment: Additional professional development for K-8 teachers for Visual Arts Professional Development.

School/Dept.: <u>Academic Services</u>	Requested by: <u>Tracy Loftin</u>
Approval: _____ (for Contracts Only) 	Assistant Superintendent of Business Services
_____	Program Manager
_____	Purchasing Manager
Date Requested: <u>2.26.18</u>	Date Entered: _____ Entered By: _____

(Pursuant to Public Contract Code 20118.4, the total cost of change orders shall not exceed the greater of \$15,000.00 or 10% of the original contract amount. The ARUESD Board of Trustees must approve changes exceeding these limits.)

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San Jose, CA 95127

13.03

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF TRUSTEES

To the Board of Trustees:

Subject: CONTRACTS FOR PROFESSIONAL SERVICES – FIRMS/ORGANIZATIONS

Staff Analysis:

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

Recommendation:

Staff recommends approval of the following contracts for professional services on the attached sheet. Contract details are on file in the Purchasing Office.

Prepared by: Maria Martinez *EM* Title: Procurement Manager

Approved by: Kolvira Chheng *K* Title: Assistant Superintendent of Business Services

To the Board of Trustees:

Meeting: March8, 2018

Recommend Approval

13.03

Agenda Placement

Hilaria Bauer

Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

Alum Rock Union Elementary School District
March 8, 2018 Board Meeting

PROFESSIONAL CONSULTANT SERVICES – FIRMS/ORGANIZATIONS

<u>DEPARTMENT</u>	<u>DATE OF SERVICE</u>	<u>CONSULTANT NAME</u>	<u>COST & FUNDING</u>	<u>PURPOSE</u>
Ocala Tracy Leathers	03/14/18- 06/14/18	Children's Discovery Museum	\$275.00	Family Science Night Funding: Restricted
Ocala Tracy Leathers	03/14/18- 06/14/18	Youth Science Institute	\$400.00	Presentation for SLS families Funding: Restricted
Maintenance Daniel Flores	12/13/17- 12/30/17	S&S Plumbing, Inc., dba: Dependable Rooter and Plumbing	\$28,612.12	Emergency services for broken water main line at Hubbard E.S. Funding: Restricted
Maintenance Daniel Flores	12/10/17- 12/31/17	S&S Plumbing, Inc., dba: Dependable Rooter and Plumbing	\$9,416.08	Emergency service and repair for ground drain line in boys' restroom at Painter E.S. Funding: Restricted
Maintenance Daniel Flores	03/01/18- 06/30/18	R&R Refrigeration & Air Conditioning, Inc.	\$27,195.27	Installation of new mini ductless system in two offices of the band room at George M.S. Funding: Restricted
Maintenance Daniel Flores	03/01/18- 06/30/18	R&R Refrigeration & Air Conditioning, Inc.	\$14,346.88	Removal & replacement of walk-in freezer at District Office Funding: Restricted
State & Federal Sandra Garcia	03/08/2018- 06/14/2018	Schmahl Science Workshops	No Cost	Master Contract: Student Science workshops and assemblies for district students Funding: N/A



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2018 FEB 28 AM 9:20

INDEPENDENT CONTRACTOR AGREEMENT

TO: DIVISION OF BUSINESS SERVICES

CONTRACT NO. _____

FROM: ARUA (School/Dept.)

VENDOR NO. _____

1. **PARTIES:** The Alum Rock Union Elementary School District (ARUESD), whose address is 2930 Gay Avenue, San Jose, CA 95127, and the following named Contractor:

Name of Individual/Company: Children's Discovery Museum
 Address: 180 Woz Way City: SJ State: CA Zip: 95110
 Phone: 408 298-5437 Fax: ()
 SSN: _____ Fed I.D. #: 94-2870828
 Contractor's License: _____ Type: _____ Expiration: _____

Mutually agree and promise as follows:

2. **CONTRACT TERM:** effective dates 3/14/18 to 6/14/18
 3. **CONTRACTOR'S OBLIGATION:** In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

- A. One line description for Governing Board Report:
Family Science Night @ STEAM NIGHT 3/14/18
 B. Full description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach proposals, exhibits and other documentation if necessary:
providing hands on activities for families

4. **COMPENSATION:** In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor upon Contractor's submission of a properly documented demand for payment (Form BUS-106) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

- a. **Fee Rate:** \$ _____ per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.
 b. **Flat Rate:** \$ 275 to be the total payment to the Contractor including travel and/or other expenses.
 c. **Other:** \$ _____ (describe rate agreement) _____

5. **BUDGET CODE:**

FUND	DEPARTMENT	PROG/COUNTER	OBJECT	\$ AMOUNT	PROG. TITLE	BUS OFC
<u>06</u>	<u>260</u>	<u>912</u>	<u>5815</u>	<u>275.00</u>		

6. **TERMINATION:** This contract may be terminated by ARUESD at its sole discretion, upon five-day advance written notice thereof to the Contractor, or canceled immediately by written mutual consent.
 7. **INDEPENDENT CONTRACTOR STATUS:** This contract is by and between two Independent contractors and is not intended to and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture, or association. In executing this agreement, the Contractor certifies that no one who has or who will have any financial interest under this agreement is an officer or employee of ARUESD. Additionally, as the Contractor is not an ARUESD employee, ARUESD is not responsible for obtaining workers' compensation insurance coverage for the Contractor.
 8. **COMPLETENESS OF AGREEMENT:** This agreement constitutes the entire understanding of the parties and any change or modification shall be in writing and signed by both parties hereto.



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2018 FEB 28 AM 9:20

INDEPENDENT CONTRACTOR AGREEMENT

TO: DIVISION OF BUSINESS SERVICES

CONTRACT NO. _____

FROM: OLIVIA GARCIA ACADEMY School/Dept.)

VENDOR NO. _____

1. **PARTIES:** The Alum Rock Union Elementary School District (ARUESD), whose address is 2930 Gay Avenue, San Jose, CA 95127, and the following named Contractor:

Name of Individual/Company: YSI - Youth Science Institute

Address: 2914 Garden Hill Dr City: Los Gatos State: CA Zip: 95032-7069

Phone: 408, 356-4945 X12 Fax: 408 358-3683

SSN: _____ Fed I.D. #: _____

Contractor's License: _____ Type: _____ Expiration: _____

Mutually agree and promise as follows:

2. **CONTRACT TERM:** effective dates 3/14/18 to 6/14/18

3. **CONTRACTOR'S OBLIGATION:** In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

- A. One line description for Governing Board Report:

YSI Presentation For SLS Families

- B. Full description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach proposals, exhibits and other documentation if necessary:

4. **COMPENSATION:** In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor upon Contractor's submission of a properly documented demand for payment (Form BUS-106) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

a. **Fee Rate:** \$ _____ per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

b. **Flat Rate:** \$ 400.00 to be the total payment to the Contractor including travel and/or other expenses.

c. **Other:** \$ _____ (describe rate agreement) _____

5. **BUDGET CODE:**

FUND	DEPARTMENT	PROG/COUNTER	OBJECT	\$ AMOUNT	PROG. TITLE	BUS OFC
<u>06</u>	<u>200</u>	<u>9112</u>	<u>5815</u>	<u>\$400</u>		

6. **TERMINATION:** This contract may be terminated by ARUESD at its sole discretion, upon five-day advance written notice thereof to the Contractor, or canceled immediately by written mutual consent.

7. **INDEPENDENT CONTRACTOR STATUS:** This contract is by and between two independent contractors and is not intended to and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture, or association. In executing this agreement, the Contractor certifies that no one who has or who will have any financial interest under this agreement is an officer or employee of ARUESD. Additionally, as the Contractor is not an ARUESD employee, ARUESD is not responsible for obtaining workers' compensation insurance coverage for the Contractor.

8. **COMPLETENESS OF AGREEMENT:** This agreement constitutes the entire understanding of the parties and any change or modification shall be in writing and signed by both parties hereto.



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2930 Gay Avenue, San José, CA 95127 · Phone: 408-928-6800 · Fax: 408-928-6416 · www.arusd.org

To: Hilaria Bauer, Ph.D., Superintendent

From: Daniel Flores, Director of Maintenance, Operation & Transportation *K*

Re: Contract Approval Dependable Rooter and Plumbing

Date: March 8, 2018

Background:

Hubbard School had a broken pipe causing severe water leakage. Due to the nature of the emergency, the District contacted three (3) companies and had to choose the first one to respond. Dependable Rooter and Plumbing was the most responsive to assist the District with fixing the broken pipe.

Recommendation:

Staff recommends that the Board of Trustees approve the contract with Dependable Rooter and Plumbing in the amount of \$28,612.12 for emergency repairs at Hubbard Elementary.



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

RECEIVED
PURCHASING

2018 FEB 21 PM 1:49

INDEPENDENT CONTRACTOR AGREEMENT

TO: DIVISION OF BUSINESS SERVICES CONTRACT NO. _____

FROM: MAINTENANCE (School/Dept.) VENDOR NO. _____

1. **PARTIES:** The Alum Rock Union Elementary School District (ARUESD), whose address is 2930 Gay Avenue, San Jose, CA 95127, and the following named Contractor:

Name of Individual/Company: S&S Plumbing Inc. dba Dependable Rooter and Plumbing

Address: 903 N. 15th Street City: San Jose State: CA Zip: 95112

Phone: (408) 920-7080 Fax: (408) 709-3630

SSN: _____ Fed I.D. #: 47-4505955

Contractor's License: _____ Type: _____ Expiration: _____

Mutually agree and promise as follows:

2. **CONTRACT TERM:** effective dates 12/13/2017 to 12/30/2017

3. **CONTRACTOR'S OBLIGATION:** In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

- A. One line description for Governing Board Report:

Emergency service for broken water main line at Hubbard Elementary School.

- B. Full description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach proposals, exhibits and other documentation if necessary:

DRP was asked to mobilize on leak to have it repaired by beginning of classes the following week upon further inspection DRP noted broken pipe was causing leak. DRP returned following day to excavate concrete, cut out pipe and bridge with HyMax hydraulic couplings and pipe.

4. **COMPENSATION:** In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor upon Contractor's submission of a properly documented demand for payment (Form BUS-108) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

 a. **Fee Rate:** \$ _____ per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

X b. **Flat Rate:** \$ 28,612.12 to be the total payment to the Contractor including travel and/or other expenses.

 c. **Other:** \$ _____ (describe rate agreement) _____

5. **BUDGET CODE:**

FUND	DEPARTMENT	PROG/COUNTER	OBJECT	\$ AMOUNT	PROG. TITLE	BUS OFC
05	450	8130-0	5815	\$28,612.12		

6. **TERMINATION:** This contract may be terminated by ARUESD at its sole discretion, upon five-day advance written notice thereof to the Contractor, or canceled immediately by written mutual consent.

7. **INDEPENDENT CONTRACTOR STATUS:** This contract is by and between two independent contractors and is not intended to and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture, or association. In executing this agreement, the Contractor certifies that no one who has or who will have any financial interest under this agreement is an officer or employee of ARUESD. Additionally, as the Contractor is not an ARUESD employee, ARUESD is not responsible for obtaining workers' compensation insurance coverage for the Contractor.


8. **COMPLETENESS OF AGREEMENT:** This agreement constitutes the entire understanding of the parties and any change or modification shall be in writing and signed by both parties hereto.



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2930 Gay Avenue, San José, CA 95127 · Phone: 408-928-6800 · Fax: 408-928-6416 · www.arusd.org

To: Hilaria Bauer, Ph.D., Superintendent

From: Daniel Flores, Director of Maintenance, Operation & Transportation 

Re: Contract Approval Dependable Rooter and Plumbing

Date: March 8, 2018

Background:

Painter School had a broken drain in one of the boy's restrooms. Due to the nature of the emergency, the District contacted multiple companies, but had to choose the first one to respond. Dependable Rooter and Plumbing was the most responsive company to assist the District with the installation of a new drain line.

Recommendation:

Staff recommends that the Board of Trustees approve the contract with Dependable Rooter and Plumbing in the amount of \$9,416.08 for repairs at Hubbard Elementary.



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

RECEIVED
SCHOOL DISTRICT

2018 FEB 21 PM 1:48

INDEPENDENT CONTRACTOR AGREEMENT

TO: DIVISION OF BUSINESS SERVICES CONTRACT NO. _____
FROM: MAINTENANCE (School/Dept.) VENDOR NO. 22409

1. **PARTIES:** The Alum Rock Union Elementary School District (ARUESD), whose address is 2930 Gay Avenue, San Jose, CA 95127, and the following named Contractor:

Name of Individual/Company: S&S Plumbing Inc. dba Dependable Rooter and Plumbing
Address: 903 N. 15th Street City: San Jose State: CA Zip: 95112
Phone: (408) 920-7080 Fax: (408) 709-3630
SSN: _____ Fed I.D. #: 47-4505955
Contractor's License: _____ Type: _____ Expiration: _____

Mutually agree and promise as follows:

2. **CONTRACT TERM:** effective dates 11/10/2017 to 11/30/2017

3. **CONTRACTOR'S OBLIGATION:** In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

- A. One line description for Governing Board Report:

Emergency Service for Ben Painter Elementary School.

- B. Full description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach proposals, exhibits and other documentation if necessary:

Pumber repair 2 cast iron drain line in ground serving urinals in boys restroom.

Install new floor drain with trap prime to replace broken drain, per code..

4. **COMPENSATION:** In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor upon Contractor's submission of a properly documented demand for payment (Form BUS-106) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

_____ a. **Fee Rate:** \$ _____ per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

☒ b. **Flat Rate:** \$ 9,416.08 to be the total payment to the Contractor including travel and/or other expenses.

_____ c. **Other:** \$ _____ (describe rate agreement) _____

5. **BUDGET CODE:**

FUND	DEPARTMENT	PROG/COUNTER	OBJECT	\$ AMOUNT	PROG. TITLE	BUS OFC
05	450	8130-0	5815	9,416.08		

6. **TERMINATION:** This contract may be terminated by ARUESD at its sole discretion, upon five-day advance written notice thereof to the Contractor, or canceled immediately by written mutual consent.

7. **INDEPENDENT CONTRACTOR STATUS:** This contract is by and between two independent contractors and is not intended to and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture, or association. In executing this agreement, the Contractor certifies that no one who has or who will have any financial interest under this agreement is an officer or employee of ARUESD. Additionally, as the Contractor is not an ARUESD employee, ARUESD is not responsible for obtaining workers' compensation insurance coverage for the Contractor.

8. **COMPLETENESS OF AGREEMENT:** This agreement constitutes the entire understanding of the parties and any change or modification shall be in writing and signed by both parties hereto.



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2930 Gay Avenue, San José, CA 95127

Phone: 408-928-6800

Fax: 408-928-6416

www.arusd.org

To: Hilaria Bauer, Ph.D., Superintendent

From: Daniel Flores, Director of Maintenance, Operation & Transportation

Re: Contract Approval R&R Refrigeration & Air Conditioning, Inc.

Date: March 8, 2018

Background:

The HVAC unit in the annex room at George Middle School needs to be replaced in order for the room be able to have occupancy. The District reached out to 3 companies for proposals, and based pricing, experience and reliability, staff is recommending to contract with R&R Refrigeration & Air Conditioning, Inc.

Recommendation:

Staff recommends that the Board of Trustees approve the contract with R&R Refrigeration & Air Conditioning in the amount of \$27,195.27 for the installation of the HVAC unit in the annex room at George Middle School.



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

INDEPENDENT CONTRACTOR AGREEMENT

TO: DIVISION OF BUSINESS SERVICES CONTRACT NO. _____

FROM: MAINTENANCE (School/Dept.) VENDOR NO. _____

1. **PARTIES:** The Alum Rock Union Elementary School District (ARUESD), whose address is 2930 Gay Avenue, San Jose, CA 95127, and the following named Contractor:

Name of Individual/Company: R&R REFRIGERATION & AIR CONDITIONING, INC.

Address: 1775 Monterey Hwy, 66A City: San Jose State: CA Zip: 95112

Phone: (408) 297-0383 Fax: (408) 453-5853

SSN: _____ Fed I.D. #: _____

Contractor's License: _____ Type: _____ Expiration: _____

Mutually agree and promise as follows:

2. **CONTRACT TERM:** effective dates 03/01/2018 to 06/30/2018

3. **CONTRACTOR'S OBLIGATION:** In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

- A. One line description for Governing Board Report:

INSTALLATION OF NEW MINI DUCTLESS SYSTEM IN 2 OFFICE OF THE BAND ROOM AT GEORGE MIDDLE SCHOOL.

- B. Full description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach proposals, exhibits and other documentation if necessary:

INSTALL INDOOR UNITS, CONDENSER, LINE SETS, DRAIN LINES & PERFORM START-UP AT GEORGE MIDDLE SCHOOL.

4. **COMPENSATION:** In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor upon Contractor's submission of a properly documented demand for payment (Form BUS-106) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

 a. **Fee Rate:** \$ _____ per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

 X b. **Flat Rate:** \$ 27,195.27 to be the total payment to the Contractor including travel and/or other expenses.

 c. **Other:** \$ _____ (describe rate agreement) _____

5. **BUDGET CODE:**

FUND	DEPARTMENT	PROG/COUNTER	OBJECT	\$ AMOUNT	PROG. TITLE	BUS OFC
05	450	8130-0	5650	27,195.27		

6. **TERMINATION:** This contract may be terminated by ARUESD at its sole discretion, upon five-day advance written notice thereof to the Contractor, or canceled immediately by written mutual consent.

7. **INDEPENDENT CONTRACTOR STATUS:** This contract is by and between two independent contractors and is not intended to and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture, or association. In executing this agreement, the Contractor certifies that no one who has or who will have any financial interest under this agreement is an officer or employee of ARUESD. Additionally, as the Contractor is not an ARUESD employee, ARUESD is not responsible for obtaining workers' compensation insurance coverage for the Contractor.

8. **COMPLETENESS OF AGREEMENT:** This agreement constitutes the entire understanding of the parties and any change or modification shall be in writing and signed by both parties hereto.



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2930 Gay Avenue, San José, CA 95127

Phone: 408-928-6800

Fax: 408-928-6416

www.arusd.org

To: Hilaria Bauer, Ph.D., Superintendent

From: Daniel Flores, Director of Maintenance, Operation & Transportation

Re: Contract Approval R&R Refrigeration & Air Conditioning, Inc.

Date: March 8, 2018

Background:

The walk-in freezer, which is used by Child Nutrition Services Program for food storage and distribution to all sites, is in need of major repairs for it to be functional. The District reached out to 3 companies for proposals, and based pricing, experience and reliability, staff is recommending to contract with R&R Refrigeration and Air Conditioning, Inc.

Recommendation:

Staff recommends that the Board of Trustees approve the contract with R&R Refrigeration & Air Conditioning in the amount of \$14,346.88 for the repair of the walk-in freezer, which is located at the district office.



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

RECEIVED
PURCHASING

2018 FEB 21 PM 1:54

INDEPENDENT CONTRACTOR AGREEMENT

TO: DIVISION OF BUSINESS SERVICES CONTRACT NO. _____

FROM: Maintenance (School/Dept.) VENDOR NO. _____

1. **PARTIES:** The Alum Rock Union Elementary School District (ARUESD), whose address is 2930 Gay Avenue, San Jose, CA 95127, and the following named Contractor:

Name of Individual/Company: R&R Refrigeration & Air Conditioning, Inc.

Address: 1775 Monterey Hwy, 66A City: San Jose State: CA Zip: 95112

Phone: (408) 297-0383 Fax: (408) 453-5853

SSN: _____ Fed I.D. #: _____

Contractor's License: _____ Type: _____ Expiration: _____

Mutually agree and promise as follows:

2. **CONTRACT TERM:** effective dates 03/01/2018 to 06/30/2018

3. **CONTRACTOR'S OBLIGATION:** In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

- A. One line description for Governing Board Report:

PROVIDE EQUIPMENT FOR THE REMOVAL & REPLACEMENT FOR THE WALK-IN FREEZER AT THE DISTRICT OFFICE

- B. Full description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach proposals, exhibits and other documentation if necessary:

R&R WILL REMOVE & REPLACE EXISTING KRAMER EQUIPMENT & INSTALL NEW MASTER-BILT EVAPORATOR COIL & CONDENSING UNIT ON THE GROUND.

4. **COMPENSATION:** In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor upon Contractor's submission of a properly documented demand for payment (Form BUS-106) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

 a. **Fee Rate:** \$ _____ per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

 b. **Flat Rate:** \$ _____ to be the total payment to the Contractor including travel and/or other expenses.

 X c. **Other:** \$ 14,346.88 (describe rate agreement) flat rate

5. **BUDGET CODE:**

FUND	DEPARTMENT	PROG/COUNTER	OBJECT	\$ AMOUNT	PROG. TITLE	BUS OFC
05	450	8130-0	5650	\$14,346.88		

6. **TERMINATION:** This contract may be terminated by ARUESD at its sole discretion, upon five-day advance written notice thereof to the Contractor, or canceled immediately by written mutual consent.

7. **INDEPENDENT CONTRACTOR STATUS:** This contract is by and between two Independent contractors and is not intended to and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture, or association. In executing this agreement, the Contractor certifies that no one who has or who will have any financial interest under this agreement is an officer or employee of ARUESD. Additionally, as the Contractor is not an ARUESD employee, ARUESD is not responsible for obtaining workers' compensation insurance coverage for the Contractor.

8. **COMPLETENESS OF AGREEMENT:** This agreement constitutes the entire understanding of the parties and any change or modification shall be in writing and signed by both parties hereto.



ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2018 FEB 28 AM 8:52

INDEPENDENT CONTRACTOR AGREEMENT

TO: DIVISION OF BUSINESS SERVICES

CONTRACT NO. _____

FROM: State & Federal (School/Dept.)

VENDOR NO. _____

1. **PARTIES:** The Alum Rock Union Elementary School District (ARUESD), whose address is 2930 Gay Avenue, San Jose, CA 95127, and the following named Contractor:

Name of Individual/Company: Schmah1 Science Workshops

Address: 171 Branham Lane, Suite 10-223 City: San Jose State: CA Zip: 95136

Phone: (408) 281-7595 X14

Fax: ()

SSN: _____

Fed I.D. #: 06-1780217

Contractor's License: _____

Type: _____

Expiration: _____

Mutually agree and promise as follows:

2. **CONTRACT TERM:** effective dates March 8, 2018 to June 14, 2018

3. **CONTRACTOR'S OBLIGATION:** In consideration of the compensation, the Contractor shall provide the following services, materials, products, and/or reports:

A. One line description for Governing Board Report:
Master Contract: Science Grants for Schools in Alum Rock School District

B. Full description of services to be provided and expected results (e.g. services, materials, products and/or reports). Attach proposals, exhibits and other documentation if necessary:

Hands on Science workshops and Science fair assembly presentations.

This is 100% grant supported; no cost to the district/school for inkind services.
Open to all schools desiring to participate.

4. **COMPENSATION:** In consideration of Contractor's provision of services as described above, and subject to the payment provisions expressed herein, ARUESD shall pay Contractor upon Contractor's submission of a properly documented demand for payment (Form BUS-106) which shall be submitted not later than 30 days from the end of the month in which the contract services were rendered, and upon approval of such demand by ARUESD as follows: (Check either a, b, or c)

 a. **Fee Rate:** \$ _____ per hour/day of service as may be requested by ARUESD, not to exceed a maximum of _____ hours/days of services. ARUESD may, but is not obligated to, request the maximum number of hours/days of service.

 b. **Flat Rate:** \$ _____ to be the total payment to the Contractor including travel and/or other expenses.

 X c. **Other:** \$ 0 (describe rate agreement) No cost to district/school-100% grant supported

5. **BUDGET CODE:**

FUND	DEPARTMENT	PROG/COUNTER	OBJECT	\$ AMOUNT	PROG. TITLE	BUS OFC
-	-	-	-	Master Contract		

6. **TERMINATION:** This contract may be terminated by ARUESD at its sole discretion, upon five-day advance written notice thereof to the Contractor, or canceled immediately by written mutual consent.

7. **INDEPENDENT CONTRACTOR STATUS:** This contract is by and between two independent contractors and is not intended to and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture, or association. In executing this agreement, the Contractor certifies that no one who has or who will have any financial interest under this agreement is an officer or employee of ARUESD. Additionally, as the Contractor is not an ARUESD employee, ARUESD is not responsible for obtaining workers' compensation insurance coverage for the Contractor.

13.04

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To the Board of Trustees:

Date: February 22, 2018

Subject: **Acceptance of Donations**

Staff Analysis: The District has received donations as summarized on the sheet dated March 8, 2018.

Recommendation: Staff recommends approval for acceptance of these donations.

Approved by: Kolvira Chheng  Title: Assistant Superintendent, Business Services

To the Board of Trustees:

Meeting: March 8, 2018
 Regular Board Meeting

Recommend Approval

13.04
Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ACCEPTANCE OF DONATIONS

<u>DONOR NAME</u>	<u>DESCRIPTION OR PURPOSE</u>	<u>ESTIMATED VALUE</u>	<u>RECEIVING SCHOOL OR DEPARTMENT</u>
Mr. & Ms. Dan Fry	Materials & Supplies	\$ 485.33 (various raffle gifts)	ARUESD STEAM
Philanthropic Ventures Foundation	Materials & Supplies	\$ 500.00	Adelante Academy
YourCause, LLC Trustee	Materials & Supplies	\$ 200.00	Adelante Academy
Philanthropic Ventures Foundation	Materials & Supplies	\$ 500.00	Adelante Academy
The Hugh Stuart Center	Materials & Supplies	\$ 30,000.00	Aptitud Academy (Science Dept)
Foothill-De Anza Colleges Foundation	Materials & Supplies	\$ 675.00	Cureton Elementary
eScip	Materials & Supplies	\$ 273.22	Cureton Elementary
Box Tops for Education	Materials & Supplies	\$ 129.80	Cureton Elementary
Dorsa Elem School Community	Materials & Supplies	\$ 3,000.00	Dorsa Elementary
Walmart	Materials & Supplies	\$ 500.00	Hubbard Elementary
Philanthropic Ventures Foundation	Materials & Supplies	\$ 401.00	Hubbard Elementary
Orchard Supply Hardware	Materials & Supplies	\$ 250.00	Lyndale Elementary
East Bay Community Foundation	Materials & Supplies	\$ 5,000.00	Mathson Middle
Applied Materials Foundation & Employees	Materials & Supplies	\$ 200.00	Painter Elementary
Environmental Volunteers	Materials & Supplies	\$ 1,000.00	Painter Elementary
Renaissance Acad PTO	Materials & Supplies	\$ 2,000.00	Renaissance Academy
Spirit and Pride	Materials & Supplies	\$ 38.00	Russo/McEntee Academy

Office of Superintendent of Schools

13.05

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION


To the Board of Trustees:

Date: February 26, 2018

Subject: **Approval of Fundraising Activities**

Staff Analysis: The District has received fundraising requests as summarized on the attached sheet dated March 8, 2018.

Recommendation: Staff recommends approval of these fundraising event requests.

Approved by: Kolvira Chheng  Title: Assistant Superintendent, Business Services

To the Board of Trustees:

Meeting: March 8, 2018
 Regular Board Meeting

Recommend Approval

13.05
Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

APPROVAL OF FUNDRAISING ACTIVITY

<u>SCHOOL</u>	<u>FUNDRAISING ACTIVITY</u>	<u>ACTIVITY SPONSOR</u>	<u>DATE</u>
Adelante Academy	Movie Night Sales	PTA	03/02/18-03/02/18
Adelante Academy	ASB Snack Bar Sales	ASB	03/09/18-03/09/18
Adelante Academy	PTA Talent Show Sales	PTA	03/16/18-03/16/18
Fischer Middle	Backpack Sales	ASB	09/01/17-06/15/18
Fischer Middle	Movie Night Sales	ASB	02/15/18-02/15/18
Meyer Elementary	Catalog Sales	ASB	02/26/18-03/09/18
Russo/McEntee Acad	Book Fair Sales	ASB	04/20/18-04/27/18

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

13.06

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF TRUSTEES

To the Board of Trustees:

February 1, 2018

Subject: Vendor & Payroll Warrants-JANUARY

Staff Analysis: Summary of Vendor and Payroll Warrants issued during January month of Fiscal Year 2017/2018.

Total of vendor warrants	\$	5,580,995.00
Total of payroll warrants	\$	<u>4,750,372.62</u>
Total	\$	10,331,367.62

Recommendation: Staff recommends approval of the Vendor & Payroll Warrants for the month of January 2018.

Approved by: Kolvira Chheng  Title: Assistant Superintendent, Business Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Recommend Approval

13.06
Agenda Placement


Hilari Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

January 2018

<u>VENDOR WARRANTS</u>	<u>AMOUNT</u>
General Fund (Incl Payroll A/P)	\$2,938,234.78
Cafeteria Fund	\$240,508.18
Deferred Maintenance Fund	\$0.00
Building Fund	\$1,021,815.01
Capital Facilities Fund	\$0.00
County School Facility Fund	\$0.00
Special Reserve for Capital Outlay Fund	\$0.00
Health and Welfare	\$1,375,586.77
Worker's Comp	\$1,143.78
Subtotal	<u>\$5,577,288.52</u>
Student Body Fund	\$3,706.48
Total Vendor Warrants	<u>\$5,580,995.00</u>

<u>PAYROLL WARRANTS</u>	
10th of the month	\$317,924.85
EOM Payroll	\$4,433,004.75
Manual Checks	\$310.82
Void Checks	(\$867.80)
Total Payroll Warrants	<u>\$4,750,372.62</u>
Grand Total All Warrants	<u>\$10,331,367.62</u>

AP Warrants used # 138855 - 139233
AP Direct Deposit Stub Used #101204 - 1010210
Payroll Direct Deposit Pay Stub used # 60275658 - 60277077
Payroll Checks used #10118750 - 10118931

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

13.07

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF TRUSTEES

To the Board of Trustees:


February 1, 2018

Subject: Vendor & Payroll Warrants-FEBRUARY

Staff Analysis: Summary of Vendor and Payroll Warrants issued during February month of Fiscal Year 2017/2018.

Total of vendor warrants	\$	5,315,619.17
Total of payroll warrants	\$	<u>5,039,341.72</u>
Total	\$	10,354,960.89

Recommendation: Staff recommends approval of the Vendor & Payroll Warrants for the month of February 2018.

Approved by: Kolvira Chheng  Title: Assistant Superintendent, Business Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Recommend Approval

13.07
Agenda Placement


Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

February 2018

<u>VENDOR WARRANTS</u>	<u>AMOUNT</u>
General Fund (Incl Payroll A/P)	\$2,621,825.18
Cafeteria Fund	\$275,332.17
Deferred Maintenance Fund	\$0.00
Building Fund	\$819,800.73
Capital Facilities Fund	\$0.00
County School Facility Fund	\$0.00
Special Reserve for Capital Outlay Fund	\$0.00
Health and Welfare	\$1,564,348.07
Worker's Comp	\$182.00
Subtotal	<u>\$5,281,488.15</u>
Student Body Fund	\$34,131.02
Total Vendor Warrants	<u>\$5,315,619.17</u>

<u>PAYROLL WARRANTS</u>	
10th of the month	\$615,142.50
EOM Payroll	\$4,425,390.51
Manual Checks	\$1,640.49
Void Checks	(\$2,831.78)
Total Payroll Warrants	<u>\$5,039,341.72</u>
Grand Total All Warrants	<u>\$10,354,960.89</u>

AP Warrants used # 139234 - 139713
AP Direct Deposit Stub Used #101211- 101217
Payroll Direct Deposit Pay Stub used # 60277078 - 60278633
Payroll Checks used #10118932 - 10119138

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2930 Gay Avenue, San Jose, CA 95127

13.08

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To the Board of Trustees:

Date: February 16, 2018

Subject: Resolution No. 27-17/18
California Public Schools Month - April 2018

Staff Analysis: The purpose of California Public Schools Month is to encourage communities and schools to set aside time during the month of April to honor our public schools and enlist the community's continued support for public education.

Recommendation: Staff recommends approval of Resolution No. 27-17/18, California Public Schools Month, as submitted.

Submitted by: Rene Sanchez *RS*

Title: Assistant Superintendent, Instructional Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Recommend Approval

13.08

Agenda Placement

Hilaria Bauer
Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

Resolution No. 27-17/18 PROCLAIMING APRIL 2018, "CALIFORNIA PUBLIC SCHOOLS MONTH"

WHEREAS, the issues and challenges confronting California's public schools are often complex, the decisions difficult, the expectations and demands many, and the rewards, at times too few;

WHEREAS, the California State Board of Education has the utmost respect and admiration for all those involved in the California public schools: teachers, administrators, educational support personnel, local governing board members, students, and their families;

WHEREAS, the State Board of Education's mission is "to create strong, effective schools that provide a wholesome learning environment through incentives that cause a high standard of student accomplishment, as measured by a valid, reliable accountability system," which is, in turn, a natural extension of the State Board's vision:

"All California students of the 21st century will attain a level of academic knowledge, applied learning, and performance skills to ensure fulfilling personal lives and careers and contribute to civic and economic progress in our diverse and changing democratic society;" and

WHEREAS, research has determined that one of the main attributes of effective schools is the competent leadership of principals; and

WHEREAS, the Free and Accepted Masons of California have sponsored and promoted *Public Schools Month* since 1920 to encourage communities and schools to set aside one month as a special time for the discussion of public schools and to enlist the support of the general public to the cause of public education;

NOW, THEREFORE, BE IT RESOLVED, that the Alum Rock Union Elementary School District joins with the California State Board of Education and proclaims April, 2018, *California Public Schools Month*, extending its sincere appreciation to all who make our public schools successful and improving, and urging local and all educational agencies to schedule fitting and appropriate events during this month.

PASSED AND ADOPTED this 8th day of March, 2018, by the Board of Trustees of the Alum Rock Union Elementary School District, County of Santa Clara, State of California.

Ayes _____ Noes _____ Absent _____ Abstain _____

Board of Trustees:

Esau Ruiz Herrera,

Karen Martinez,

Andrés Quintero,

Dolores Marquéz - Frausto,

Khanh Tran,

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed, and adopted by the members of the Board of Trustees of the Alum Rock Union Elementary School District at a public meeting of said Board held on March 8, 2018.

Hilaria Bauer, Ph.D., Superintendent

Date

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

13.09

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To the Board of Trustees:

Date: February 16, 2018

Subject: Resolution No. 28-17/18
Public School Volunteer Week

Staff Analysis: The Alum Rock Union Elementary School District is privileged to have a group of men and women who tirelessly volunteer in our schools to provide support in the classrooms, offices, and playgrounds. Hundreds of Alum Rock volunteers have enriched the lives of students and staff and have made Alum Rock schools a better place in which to study and teach. April 16 – April 20, 2018, is *Public School Volunteer Week*. A focus on volunteers during this week is a modest way to say thank you and recognize Alum Rock volunteers for demonstrating, on a daily basis, the true spirit of giving. *Public School Volunteer Week* reflects the power that volunteers have to “inspire by example” since volunteers both encourage those they help, motivate others to serve, and are positive role models for our children and our community.

Recommendation: Staff recommends approval of Resolution No. 28-17/18, Public School Volunteer Week, as submitted.

Submitted by: Rene Sanchez *R.S.* Title: Assistant Superintendent, Instructional Services

To the Board of Trustees:

Meeting: March 8, 2018
Regular Board Meeting

Recommend Approval

13.09

Agenda Placement

[Signature]

Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

Resolution No. 28-17/18

PROCLAIMING APRIL 16 – 20, 2018,

“CELEBRATE PUBLIC SCHOOL VOLUNTEER WEEK”

WHEREAS, across the nation, millions of volunteers work in their communities utilizing their time and their talents daily to make a real difference in the lives of others; and

WHEREAS, April 16-20, 2018, is *Public School Volunteer Week* and a most appropriate time to recognize these volunteers for demonstrating, on a daily basis, the true spirit of giving; and

WHEREAS, this special week offers opportunities to thank some of Alum Rock’s most valuable assets – our volunteers- and to recognize the myriad of ways in which they improve our communities; and

WHEREAS, *Public School Volunteer Week* reflects the power that volunteers have to ‘inspire by example’ since volunteers both encourage those they help and motivate others to serve, and are positive role models for our children and our community; and

WHEREAS, the Alum Rock Union Elementary School District is fortunate to have volunteers who give thousands of hours each year to provide support in the classroom, offices, and playgrounds of our schools; and

WHEREAS, the Alum Rock Union Elementary School District is privileged to have this group of men and women who tirelessly give of themselves to provide much needed support to our schools, and hundreds of Alum Rock volunteers have enriched the lives of students and staff and have made Alum Rock schools a better place in which to study; and

WHEREAS, the Alum Rock Union Elementary School District Trustees urge our employees and community members to honor all volunteers in our community.

NOW, THEREFORE, BE IT RESOLVED, that the Alum Rock Union Elementary School District Trustees do hereby announce and proclaim to all its recognition and sincere appreciation of Alum Rock volunteers and the invaluable services they provide through their concern, commitment, and generosity of spirit.

PASSED AND ADOPTED this 8th day of March, 2018, by the Board of Trustees of the Alum Rock Union Elementary School District, County of Santa Clara, State of California.

Ayes_____

Noes_____

Absent_____

Abstain_____

Board of Trustees:

Esau Ruiz Herrera,

Karen Martinez,

Andrés Quintero,

Dolores Marquéz - Frausto,

Khanh Tran,

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed, and adopted by the members of the Board of Trustees of the Alum Rock Union Elementary School District at a public meeting of said Board held on March 8, 2018.

Hilaria Bauer, Ph.D., Superintendent

Date

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

2930 Gay Avenue,
San Jose, CA 95127

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF TRUSTEES

To the Board of Trustees:

Date: March 8, 2018

Subject:

SB 187 Comprehensive District/School Safety Plans

Schools must routinely write or revise their Comprehensive School Safety Plans

Staff Analysis:

Schools have completed revising their Comprehensive School Safety Plans. Using the district provided template, schools developed plans to reflect their needs while integrating numerous elements of school safety. The submitted plans for twenty-five schools are in compliance with SB187 guidelines and are available for review.

Recommendation: Staff recommends approval of the submitted school safety plans for 2017-2019

Submitted by: Norma Flores

Title: Director of Student Services

Approved by: Rene Sanchez

Title: Assistant Superintendent, Academic Services

To the Board of Trustees:
Recommend Approval

Meeting: March 8, 2018
Regular Board Meeting

Agenda Placement

Hilaria Bauey, Ph.D. Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____

Seconded by: _____

Approved: _____

Not Approved: _____

Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

13.11

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: **Approval of New CSEA Job Description – Library Technician**

Staff Analysis:

- Library Technician

Recommendation:

Staff recommends approval of the job description.

Submitted by: Jess Serna Title: Interim Assistant Superintendent,
Human Resources

To the Board of Trustees:
Recommend Approval

Meeting:

March 8, 2018
Regular Board Meeting

13.11
Agenda Placement


Hilana Bauer, Ph. D, Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

LIBRARY TECHNICIAN

DEFINITION

Under the general supervision of the Coordinator of Academic Services and/or his designee, perform a variety of complex and responsible clerical work of above average difficulty in the receipt, cataloging, processing, distributing of books and/or instructional materials and other related work as required.

EXAMPLES OF DUTIES

Assumes responsibility for assigned routine procedures, records and prepares running account of department expenditures, assists with acquisition of materials for use in special classes; e.g. visually handicapped; receives and handles correspondence relating to purchase of library and instructional materials and other budgeted items; assists the department and school sites in locating publishing and ordering information; prepares purchase orders; answers phones; receives and checks shipments of materials; organizes and maintains material housed in District Warehouse. Communicates with textbook materials from outside vendors/publishers; processes and distributes state textbook orders to school sites and handles requests for textbook materials. Periodically travel to school sites to monitor book rooms. Assist with excess/obsolete materials. Prepares library material orders for vendors, receives and processes library materials according to established procedures.

MINIMUM QUALIFICATIONS

Knowledge of:

- Instructional Materials (maintenance and procedures); Clerical skills for processing library forms, instructional materials order forms, storage and circulation of textbook/library materials;
- General office skills
- Modern office methods, procedures, and equipment;
- Library terminology and standard library practices and techniques;
- Correct English usage, spelling, grammar and punctuation
- Computer and Internet proficiency with ability to learn new software applications;
- Ability to service students and staff in a friendly manner.

Ability to:

- Work with Library Textbook Software Destiny
- Operate a variety of office equipment, e.g., electronic calculator,
- Communicate with Follett for Library materials;
- Typing Speed: 40wpm
- Assist with preparing instructional material order forms and distribute State Textbooks;
- Prepare correspondence for the approval of the program manager;
- Perform physical tasks related to handling of Library and textbook materials;

Training and Experience:

- Successful work experience leading to proficiency in Library Media operations; or two years of appropriate formal post secondary school courses to provide background in library services, techniques and procedures; or any combination of experience and/or training that could likely provide the desired knowledge and abilities.

Working Conditions:

Environment:

- Office/Warehouse – moderately cold to hot environment
- Physical Abilities: Sitting, walking and standing for extended periods of time
- Frequent carrying, pushing, pulling or lifting up to 40 lbs
- Frequent bending at the waist, stooping, reaching overhead and above the shoulders

Salary Range: 11

Work Year: 12 months

Bargaining Unit: CSEA

Board Approved 3/8/2018

LIBRARY TECHNICIAN


2/26/18
CSEA
[Handwritten initials and signature]

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

13.12

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: Approval of New CSEA Job Description – Bus Monitor

Staff Analysis:

- Bus Monitor

Recommendation:

Staff recommends approval of the job description.

Submitted by: Jess Serna Title: Interim Assistant Superintendent,
Human Resources

To the Board of Trustees:
Recommend Approval

Meeting:

March 8, 2018
Regular Board Meeting

13.12
Agenda Placement

Hilaria Bauer, Ph. D, Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT

CLASS TITLE: BUS MONITOR

BASIC FUNCTION:

Under the direction of an assigned management and/or supervisory position in the Special Education Department, assist bus driver with every day duties of pupil management during the duration of the bus ride to and from school. Monitors the conduct of students on the school bus with special needs to maintain discipline and safety; rides school bus to prevent altercations between students and damage to the bus; Participates in school bus safety drills; and assists bus driver in enforcing bus rules.

REPRESENTATIVE DUTIES:

Assist students on and off the bus; push wheelchairs and lift students as needed.

Assist children in getting on the bus and to assigned seats.

Maintain order and behavior of children on the bus so the driver will not be distracted from safe driving.

Maintain a positive, calm attitude and a soft voice while on the job.

Protects all children from physical punishment or verbal abuse by anyone in any program activity, and immediately reports any such incident to the supervisor or person in charge.

Notifies the Special Education department of concerns regarding the children's health, behavior, or emotional state.

Updates bus seating chart as needed and keeps a current chart on file in the office and on the bus.

Observe and control behavior and interaction of students according to approved procedures exercise positive restraint techniques according to approved procedures; report progress regarding student behavior.

Position and reposition students frequently, including placing them in therapeutic equipment.

Assure the health and safety of students by following health and safety practices and procedures; assist in maintaining a clean and orderly environment.

Participate in meetings and in-service training programs as assigned.

Assist the bus driver with safety, movement, management and care of the children boarding the school bus, leaving the bus or being transported.

Seats self in an area on the bus to ensure observation of all passengers at all times and make sure they are following school bus safety rules.

Assist the school bus driver in reporting infractions of school bus safety.

Is responsible for securing students who ride in child restraint seats, etc.

Attend school bus safety meetings.

Maintain a high standard of student conduct at all times.

Perform any other tasks deemed necessary by the Special Education program director.

Perform other related duties and responsibilities as assigned.

Handwritten notes and signatures:
OK
2/29/18
C. Calabrese
D. [unclear]
D. [unclear]

KNOWLEDGE AND ABILITIES:**KNOWLEDGE OF:**

Basic child guidance principles and practices.
Interpersonal skills using tact, patience and courtesy.
Record-keeping techniques.

ABILITY TO:

Maintain order on the bus while children are being transported.
Establish good working relationships with children, parents, bus driver and other staff.
Print and write legibly.
Understand and follow oral and written directions
Learn the procedures, functions and limitations of assigned duties
Communicate effectively with children and adults.
Establish and maintain corporative working relationships with others.
Communicate effectively both orally and in writing.
Monitor and discipline students according to approved policies and procedures.

EDUCATION AND EXPERIENCE:

Graduation from high school and some experience working with youth in an organized setting, or equivalent.

LICENSES AND OTHER REQUIREMENTS:

Valid First Aid and CPR certificate within six months of employment.

WORKING CONDITIONS:**ENVIRONMENT:**

Specialized transportation for students with special needs.

PHYSICAL DEMANDS:

Lifting, carrying, pushing and pulling heavy equipment and students.
Dexterity of hands and fingers to manipulate specialized apparatus.
Bending at the waist, kneeling or crouching.
Sitting for extended periods of time.
Hearing and speaking to exchange information in person or on the telephone.
Seeing to monitor children.

HAZARDS:

Exposure to anti-social behavior.
Exposure to bodily fluids and infectious diseases.

SALARY RANGE:	6.5
WORK YEAR:	9.5 months
BARGAINING UNIT:	CSEA
DATE APPROVED:	3/8/2018

[Handwritten signatures and dates]
3/26/18
CSEA
[Signature]

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue
San José, CA 95127

13.13

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION – BOARD OF EDUCATION

To the Board of Trustees:

Subject: Approve/Ratify Notices of Employment and Changes of Status/March 8, 2018/
Human Resources Department

Staff Analysis:

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

Recommendation:

The Board is requested to approve the hiring of any new employee, and any change of status for existing employees.

Submitted by: Jess Serna Title: Interim Assistant Superintendent,
Human Resources

To the Board of Trustees:
Recommend Approval

Meeting:

March 8, 2018
Regular Board Meeting

13.13
Agenda Placement

Hilaria Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____ Seconded by: _____

Approved: _____ Not Approved: _____ Tabled: _____

**ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT-
HUMAN RESOURCES DEPARTMENT
MEETING OF THE BOARD OF TRUSTEES
March 8, 2018**

CERTIFICATED OFFERS OF EMPLOYMENT:

I. New Hire:

1. Rivera, Sezcov	School Psychologist/Special Education Dept.	02/05/2018
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II. Substitute Personnel:

1. Arellano, Mildred	Substitute Teacher	2/28/2018
2. Arias-Cuevas, Sofia	Substitute Teacher	2/14/2018
3. Balcaceres, Lauren	Substitute Teacher	2/26/2018
4. Bishop, Alexandra	Substitute Teacher	2/12/2018
5. Castillo, Arazeli	Substitute Teacher	2/14/2018
6. Foote, Amanda	Substitute Teacher	2/26/2018
7. Mueckl, Steven	Substitute Teacher	2/26/2018
8. Salas, Maria	Substitute Teacher	2/26/2018
9. Shumba, Veneka	Substitute Teacher	2/26/2018
10. Swencionis, Rita	Substitute Teacher	2/26/2018

III. Employee Contracts:

1. Bank, Hannah	School Counselor Intern/Student Services	01/18/2018-06/30/2018
2. Colon-Arellano, Mildred	Substitute Principal/District Wide	03/09/2018-06/30/2018
3. Crandall, Diann	Speech Therapist/Special Education	03/08/2018-06/30/2018
4. Sanchez, Mario	Substitute Principal/Ryan Elementary	03/09/2018-06/30/2018

CERTIFICATED CHANGES OF STATUS:

IV. Initial Variable Term Credential Waiver Request:

1. Morales, Elizabeth	Multiple Subject/BCLAD: Spanish Credentialing Program
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CLASSIFIED PERSONNEL – March 8, 2018

CLASSIFIED OFFERS OF EMPLOYMENT:

I. New Hire:

1. Arenas, Ariana Guadalupe	Child Welfare and Attendance Liaison/Student Services	02/26/18
2. Banda, Alejandra	Campus Paraeducator/Painter	02/05/18
3. Figueroa, Marisol Espino	Paraeducator Special Education II/Ryan	01/22/18
4. Garcia, Maria P	Paraeducator Special Education II/Ryan	02/08/18
5. Garcia-Cogliandro, Christine	Satellite Supervisor/Sheppard	02/26/18
6. Ramirez, Ghya Felice	Paraeducator Special Education I/Ocala	02/26/18
7. Rivas, Lydia Zamora	Campus Paraeducator/Adelante I	02/14/18
8. Rubio, Guadalupe	Paraeducator Special Education II/Ryan	02/12/18

II. Change of Status:

1. Aguirre, Maria	Administrative Assistant/State and Federal	02/02/18
2. Azevedo, Nelia	Child Nutrition Assistant II/Fischer	01/30/18

III. Contracted Employee:

1. Gumisad, Stacey	Judge, Clinician/ VAPA	02/01/18-06/30/18
2. Rodriguez, Anthony	After School Sports Coach/ Fischer	01/30/18-06/14/18

IV. Classified Substitute Personnel:

1. Arriaga De Maldonado, Leticia	Substitute Child Nutrition	02/09/18
2. Chen, Jennifer	Substitute Clerical	02/09/18
3. Quezadas, Esmeralda Ramirez	Substitute Child Nutrition	02/09/18

ALUM ROCK UNION ELEMENTARY SCHOOL DISTRICT
2930 Gay Avenue, San Jose, CA 95127

13.14

Office of Superintendent of Schools

ITEM REQUIRING ATTENTION - BOARD OF EDUCATION

To the Board of Trustees:

Date: February 26, 2018

Subject: School-sponsored Field Trip List

Staff Analysis: Student field trips are an important component of the educational program. Field trips supplement and enrich classroom-learning experiences and provide opportunities for students to relate their new learning to the outside world.

Recommendation: Staff recommends approval of out-of-county school-sponsored and overnight field trips.

Submitted by: Sandra Garcia



Title: Director of State and Federal Programs

Approved by: Rene Sanchez



Title: Assistant Superintendent of Instructional Services

To the Board of Trustees:

Meeting: March 08, 2018
Regular Board Meeting

Recommend Approval

13.14
Agenda Placement


Hilario Bauer, Ph.D., Superintendent

DISPOSITION BY BOARD OF TRUSTEES

Motion by: _____

Seconded by: _____

Approved: _____

Not Approved: _____

Tabled: _____



Alum Rock Union Elementary School District Field Trip Information Sheet

Overnight Field Trips are in **BOLD**

Field Trips for Board Approval: March 08, 2018

School	Field Trip Event	City, and County	Date	Grade	# of classes	Budget (coding)	Purpose: (academic standard the trip supports)
Adelante Academy	California Academy of Science	San Francisco, San Francisco	03/28/2018	2	3	PTA	Students will learn about plants, animals and their habitats.
Adelante Academy	U.C. Berkeley	Berkeley, Alameda	04/11/2018	4	2	PTA	Students will tour campus and learn about college requirements.
Dorsa Elementary	Exploring New Horizons	Felton, Santa Cruz	05/29/2018-06/01/2018	5	2	Donations	Students will learn about redwood ecology, marine biology, botany, geology, astronomy, animal behavior.
LUCHA Academy	O'Neil Sea Odyssey	Santa Cruz, Santa Cruz	04/12/2018	4	2	Donations	Students will learn about ocean life, earth's features and waves.
Painter Elementary	Monterey Bay Aquarium	Monterey, Monterey	04/10/2018	2	2	ASB	Students will learn about sea animals and their habitats.
Painter Elementary	Walden West Science Camp	Saratoga, Santa Clara	04/17/2018-04/20/2018	5	3	ASB	Students will learn about the ecosystems and participate in hands-on science activities.
Ryan Elementary	Monterey Bay Aquarium	Monterey, Monterey	03/13/2018	TK	3	ASB	Students will learn about sea animals and their habitats.
San Antonio Elementary	Oakland Zoo	Oakland, Alameda	03/16/2018	K & 1	4	Title I	Students will learn about animals and their habitats.
Sheppard Middle	Board Walk	Santa Cruz, Santa Cruz	06/06/2018	8	6	ASB	End of Year Promotion Celebration for 8 th graders