

MEETING MINUTES

All meetings of the Governing Board are open to the general public with the exception of closed session items which are discussed confidentially in accordance with the law.

The Governing Board convenes in locations accessible in accordance with the Americans with Disabilities Act. Anyone planning to attend a meeting who has a disability and needs special assistance should call 408-535-6078 at least 24 hours in advance of the meeting to make special arrangements.

Spanish interpretation is available during meetings of the Governing Board. Anyone needing to arrange for interpretation services or to request a translated version of the agenda should call 408-535-6078 at least 24 hours in advance of the meeting to make special arrangements.

Ms. Wendi Mahaney-Gurahoo, President

Ms. Teresa Castellanos, Vice President

Mr. José Magaña, Member

Ms. Carla Collins, Member

Mr. Brian Wheatley, Member

Ms. Nancy Albarrán, Superintendent

Lara Harb, Student Board Member [Leland High School]

Gabriel Ruiz-Flores, Alternate Student Board Member [San José High School]

The Regular Session Meeting of the Board of Education will be called to order at 5:00 p.m. in the Board Room. The Board President will adjourn the Regular Session Meeting to a Closed Session to consider those items that are specifically exempt under the provisions of the Ralph M. Brown Act. Closed Sessions are not open to the general public.

The Closed Session will adjourn at 6:00 p.m. The Regular Session Meeting will be reconvened at 6:00 p.m. in the Board Room. The Superintendent will report all actions taken by the Board of Education in Closed Session prior to the conclusion of the Regular Session Meeting [Pursuant to Government Code 54957.1].

Current Board of Education information can be found at sjusd.org.

Attendees

Voting Members

Teresa Castellanos, Board Vice President

Carla Collins, Board Member

Jose Magana, Board Member

Brian Wheatley, Board Member

A. Call to Order in Open Session - 5:00 PM

Board Vice President Teresa Castellanos called the meeting to order in open session at 5:08 pm. She announced that Board President Wendi Mahaney-Gurahoo was absent due to illness and that Board Member José Magaña would be arriving late for the meeting.

B. Adoption of Closed Session Agenda

Superintendent Nancy Albarrán announced the following changes to the closed session agenda: Pull Item E.1. Student Discipline - Readmission [Pursuant to Education Codes 35146, 48912 and 48916] for Student Expulsion Case Number 2022-2023-026, add to Item E.2.A. Personnel, Public Employee Appointment, Director, Student Nutrition, 1.0 FTE and Assistant Manager, Special Education, 2.0 FTE, and change Item E.3. Conference with Legal Counsel - Anticipated Litigation to indicate four (4) rather than five (5) potential cases.

Motion made by: Brian Wheatley

Motion seconded by: Carla Collins

Voting:

Teresa Castellanos - Yes

Carla Collins - Yes

Jose Magana - Not Present

Brian Wheatley - Yes

The closed session agenda was adopted as amended by a vote of 3-0 with Board President Wendi Mahaney-Gurahoo absent and Trustee José Magaña not present.

Adoption of the closed session agenda is located at 0:24 - 1:51 on the 08.22.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

C. Public Comments Regarding Closed Session Agenda Items

There were no public comments regarding closed session agenda items.

D. Adjourn to Closed Session

The Board adjourned to closed session at 5:11 pm.

E. Closed Session Agenda

1. Student Discipline - Readmission [Pursuant to Education Codes 35146, 48912 and 48916]
2. Personnel [Pursuant To Government Code Section 54957 (b) (1)]
3. Conference with Legal Counsel - Anticipated Litigation [Pursuant to Government Code Section 54956.9(d)(2) or (3) or (4)]
4. Conference with Legal Counsel - Existing Litigation [Pursuant to Government Code Section 54956.9(d)(1)]
5. Liability Claims [Pursuant to Government Code Section 54956.95]
6. Conference with Labor Negotiator [Pursuant to Government Code Section 54957.6 (a)]
7. Public Employee Performance Evaluation

F. Reconvene in Open Session - 6:00 PM

Board Vice President Teresa Castellanos reconvened the meeting in open session at 6:14 pm.

G. Pledge of Allegiance

Student Board Member Lara Harb led the Pledge of Allegiance.

Board Vice President Teresa Castellanos introduced Student Board Member Lara Harb from Leland High School and Alternate Student Board Member Gabriel Ruiz-Flores from San José High School. She announced that Board President Wendi Mahaney-Gurahoo was absent due to illness and that she would be running the meeting.

H. Adoption of Open Session Agenda

Superintendent Nancy Albarrán announced the following changes to the agenda: Pull item J.1 Presentation: Project Labor Agreements [INFORMATIONAL] and item M.4. Classified Personnel Actions and bring them both to the next meeting. Pull item N.4 Readmission for Student Expulsion Case 2022-2023-026.

Motion made by: Brian Wheatley

Motion seconded by: Carla Collins

Voting:

Teresa Castellanos - Yes

Carla Collins - Yes

Jose Magana - Not Present

Brian Wheatley - Yes

The open session agenda was adopted as amended by a vote of 3-0 with Board President Wendi Mahaney-Gurahoo absent and Trustee José Magaña not present.

Adoption of the open session agenda is located at 4:00 - 4:48 on the 08.22.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

I. Public Comments

Board Vice President Teresa Castellanos opened public comments at 6:16 pm. She announced that equipment for simultaneous Spanish interpretation was available on the tables near the entrance doors. Speakers were allowed two (2) minutes each to address the Board.

Speaker: Brian De Smet

Topic: Hoover uniform policy

Speaker: Roumen Boyadjiev

Topic: Sports facilities, swimming pools

Speaker: Chris Webb

Topic: Civil Grand Jury

Speaker: Melissa Webb

Topic: Accessibility of Board meetings

Three speakers from the Lincoln Foundation were allowed (5) minutes to present information about the Lincoln Foundation.

Speakers: Helen Chapman, Janet Akin, and Ray Umeda

Public comments closed at 6:33 pm.

Public comments are located at 4:51 - 21:22 on the 08.22.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

J. Special Order of Business

1. Presentation: Project Labor Agreements (INFORMATIONAL)

Item J.1 was pulled from the agenda during the adoption of the agenda.

2. Presentation: Human Resources Update (INFORMATIONAL)

Assistant Superintendent J. Dominic Bejarano made introductory remarks about the presentation. Director of Human Resources Peter Park gave an overview of recruitment and hiring. Director of Educational Equity Shannon McGee provided information about the onboarding of classified and management employees. Superintendent Nancy Albarrán made introductory remarks about the management hiring process. Assistant Superintendent J. Dominic Bejarano presented information about the management hiring process.

Following the presentation, Superintendent Nancy Albarrán, Director Peter Park and Director Shannon McGee answered questions from the Board members.

Superintendent Nancy Albarrán extended thanks to the Directors and Managers, particularly Director Shannon McGee and Director Lori Gustafson for always being ready to step in whenever a need arises to provide support to the principals. She also acknowledged the central office team for helping whenever needed.

The presentation and discussion are located at 21:26 - 1:07:02 on the 08.22.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

K. Announcements and Reports

1. Board of Education and Student Board Member

Trustee Carla Collins made brief remarks about the difficulties in getting students to two different campuses. She acknowledged the families that are adjusting to zero period. She announced that Silicon Valley Pride would be held this weekend.

Trustee Brian Wheatley commented on taking some time to relax during the month of July. He gave a brief report on the MetroED Governing Board Meeting that was held on Wednesday.

Board Vice President Teresa Castellanos had no report.

Student Board Member Lara Harb gave a brief report on the events that have been held at the high schools to welcome students back to campus. She announced that Lincoln High School was preparing to host SAT exams at their school and that the ILC student representatives would be meeting soon.

Announcements and Reports by the Board of Education and Student Board Member are located at 1:07:04 - 1:11:36 on the 08.22.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

2. Superintendent and Executive Staff

Chief Business Officer Seth Reddy acknowledged the work of staff to make the start of the school year successful for students. He made brief remarks on his visits to schools. He gave a brief report on the two orientation meetings he hosted for the School Connected Organizations and acknowledged Director of Procurement Tracy Morrison for providing information about the procurement process.

Assistant Superintendent J. Dominic Bejarano had no report.

Associate Superintendent Jodi Lax gave a brief update on SAT exams, which San José Unified provides free to all students, and an update on Transitional Kindergarten.

Superintendent Nancy Albarrán made brief remarks about the SAT and acknowledged the Board for keeping it a priority in the budget. She thanked the staff members that worked the summer program for their exceptional commitment and for supporting students with the highest needs. She reported on the orientation meeting that was held with the new student board members Lara Harb and Gabriel Ruiz-Flores. She acknowledged the work of translators Maria De Melo and Rosalba Gonzalez and extended appreciation for their diligence and commitment.

Board Vice President Teresa Castellanos extended gratitude to the staff who helped with the opening of the new school year.

Announcements and Reports by the Superintendent and Executive Staff are located at 1:11:40 - 1:23:06 on the 08.22.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

L. Minutes

1. Approval of the Minutes of the Regular Session Meeting held June 27, 2024

Motion made by: Carla Collins

Motion seconded by: Brian Wheatley

Voting:

Teresa Castellanos - Yes

Carla Collins - Yes

Jose Magana - Not Present

Brian Wheatley - Yes

The minutes of the Regular Session Meeting held June 27, 2024, were approved as submitted by a vote of 3-0 with Trustee José Magaña not present and Board President Wendi Mahaney-Gurahoo absent.

Approval of the minutes is located at 1:23:09 - 1:23:33 on the 08.22.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

M. Approval of Consent Calendar

All Agenda items listed under the Consent Calendar will be enacted in one motion. There will be no discussion of these items prior to consideration of the motion, unless a member of the Board of Education or the Superintendent request that an item be removed from the Consent Calendar.

Item M.4 was pulled from the agenda during the adoption of the agenda.

Motion to approve consent calendar items M.1 through M.3 and M.5 through M.21.

Motion made by: Carla Collins

Motion seconded by: Brian Wheatley

Voting:

Teresa Castellanos - Yes

Carla Collins - Yes

Jose Magana - Not Present

Brian Wheatley - Yes

Consent calendar items M.1 through M.3 and M.5 through M.21 were approved by a vote of 3-0 with Trustee José Magaña not present and Board President Wendi Mahaney-Gurahoo absent.

Approval of the consent calendar is located at 1:23:34 - 1:24:28 on the 08.22.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

1. Acceptance of Gifts (ACTION)

Recommendation: That the Board of Education accept, with thanks, the gifts to the District as specified.

2. Management Personnel Actions (ACTION)

Recommendation: That the Board of Education approve the Management Personnel Actions as specified.

3. Certificated Personnel Actions (ACTION)

Recommendation: That the Board of Education approve the Certificated Personnel Actions as specified.

4. Classified Personnel Actions (ACTION)

Recommendation: That the Board of Education approve the Classified Personnel Actions as specified.

5. Short-term Limited Services Agreements (ACTION)

Recommendation: That the Board of Education approve the Short-term Limited Services Agreements as specified.

6. Resolution 2025-08-22-03 - Declaration of Need for Fully Qualified Educators (ACTION)

Recommendation: That the Board of Education approve and adopt Resolution 2025-08-22-03 - Declaration of Need for Fully Qualified Educators and request the California Commission on Teacher Credentialing to issue emergency permits to persons who meet the District's specified employment criteria for the teaching assignments needed, but who do not have the appropriate credential completed, effective July 1, 2024, through June 30, 2025.

7. Monthly Reports for the Month of June and July 2024 (ACTION)

Recommendation: That the Board of Education, based upon review of the monthly reports for June and July 2024, accept the following reports:

Approved Purchase Order Report

Accounts Payable Warrant Report
Payroll Warrant Report
Cash Flow

8. Student Body Funds (ACTION)

Recommendation: That the Board of Education authorize the list of specified school personnel to make expenditures of student body funds within the policies and regulations established by Education Code 42632 and the San José Unified School District for fiscal year 2024-2025.

9. Quarterly Report on Williams Uniform Complaints (ACTION)

Recommendation: That the Board of Education certify that San José Unified School District had no Williams Uniform Complaints filed during the period April 1 to June 30, 2024.

10. Approval of School-Sponsored Field Trips (ACTION)

Recommendation: That the Board of Education approve the school-sponsored field trips for elementary and secondary students as specified.

11. Ratification of Service Agreements for Extended Learning Opportunity Program Services (ELO-P) for 2023-2024 Summer Program (ACTION)

Recommendation: That the Board of Education ratify the Service Agreements for Right at School, Think Together and YMCA of Silicon Valley in the amounts specified for services provided during the 2023-2024 Extended Learning Opportunity Program (ELO-P) summer program.

<u>Provider</u>	<u>Amount Not to Exceed</u>
Right at School	\$534,187.00
Think Together	\$285,164.00
YMCA of Silicon Valley	\$315,784.66

12. Master Service Agreement with Almaden Valley Counseling Service (School-Based Mental Health Services) (ACTION)

Recommendation: That the Board of Education approve a Master Service Agreement with Almaden Valley Counseling Service, the prequalified firm, in the amount of \$750,000 to provide School-Based Mental Health Services during the 2024-2025 school year.

13. Master Service Agreement with Gardner Health Services (School-Based Mental Health Services) (ACTION)

Recommendation: That the Board of Education approve a Master Service Agreement with Gardner Health Services, the prequalified firm, in the amount of \$100,000 to provide School-Based Mental Health Services during the 2024-2025 school year.

14. Service Agreement with Pacific Clinics (Tier 3 Mental Health Services) (ACTION)

Recommendation: That the Board of Education approve a Service Agreement with Pacific Clinics, the prequalified firm, in an amount not to exceed \$1,543,500 to provide Tier 3 Mental Health Services to students in grades TK-12 at participating district school sites during the 2024-2025 school year.

15. Service Agreement with Pacific Clinics (School-Based Mental Health Services) (ACTION)

Recommendation: That the Board of Education approve a Service Agreement with Pacific Clinics, the prequalified firm, in an amount not to exceed \$1,123,500 to provide School-Based Mental Health Services to students in grades TK-12 at participating district school sites during the 2024-2025 school year.

16. Master Service Agreement with YWCA Golden Gate Silicon Valley (School-Based Mental Health Services) (ACTION)

Recommendation: That the Board of Education approve a Master Service Agreement with YWCA Golden Gate Silicon Valley, the prequalified firm, in the amount of \$70,000 to provide School-Based Mental Health Services during the 2024-2025 school year.

17. Adoption and Purchase of Character Development and Leadership Curriculum and Professional Development (ACTION)

Recommendation: That the Board of Education approve the adoption and purchase of the Character Development and Leadership Curriculum and Professional Development in an amount not to exceed \$14,124 for the six comprehensive high schools in San José Unified.

18. Service Agreement with Research for Better Teaching, Inc. (ACTION)

Recommendation: That the Board of Education approve a Service Agreement with Research for Better Teaching, Inc. in an amount not to exceed \$50,000 to provide in-person training for 25 participants for the Analyzing Teaching for Student Results (ATSR) course on the dates specified in Exhibit A during the 2024-2025 school year.

19. Resolution 2025-08-22-01 Declaring the Futility of Public Bidding for Acid Rite and Accu-Tab Swimming Pool Products (ACTION)

Recommendation: That the Board of Education approve and adopt Resolution 2025-08-22-01 Declaring the Futility of Public Bidding for Acid Rite and Accu-Tab Swimming Pool Products for the Maintenance Department during the 2024-2025 school year.

20. Resolutions 2025-08-22-04, 2025-08-22-05, 2025-08-22-06 and 2025-08-22-07 Authorizing San José Unified School District to Accept California Schools Healthy Air, Plumbing, and Efficiency (CalSHAPE) Program Grant Funding (ACTION)

Recommendation: That the Board of Education approve and adopt Resolutions 2025-08-22-04, 2025-08-22-05, 2025-08-22-06 and 2025-08-22-07 Authorizing San José Unified, upon Recommendation from the California Energy Commission, to Accept California Schools Healthy Air, Plumbing, and Efficiency (CalSHAPE) Program Grant Funding to undertake and complete energy efficiency projects.

21. Ratification of Construction and Purchasing Related Contracts and Items (ACTION)

Recommendation: That the Board of Education ratify District staff's approval of Contracts, Change Orders, and Amendments referenced in the attached list.

N. Action, Information, and Discussion Items

1. Amendment to Board Policy and Administrative Regulation 5141.21: Administering Medication and Monitoring Health Conditions (1st Reading) (INFORMATIONAL)

This item is informational.

Public comment opened at 7:37 pm. The speaker was allowed two (2) minutes to address the Board.

Speaker: Ray Kiddy

Topic: In support of item N.1. Amendment to Board Policy and Administrative Regulation 5141.21: Administering Medication and Monitoring Health Conditions.

Public comment closed at 7:39 pm.

Associate Superintendent Jodi Lax provided information about the updates to the policy and regulation, and the development of the plan. Manager of Health and Family Supports Jennifer Ramirez, provided information specific to the process for receiving the free Naloxone from the state and dispensing Naloxone. Superintendent Nancy Albarrán and Associate Superintendent Jodi Lax answered Board member questions.

Public comment and discussion are located at 1:24:37 - 1:50:08 on the 08.22.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

2. Updated 2024-2027 Local Control and Accountability Plan and Budget, Including Measure Y Parcel Tax (ACTION)

Recommendation: That the Board of Education adopt the updated 2024-2027 local control and accountability plan and budget, including Measure Y parcel tax.

Associate Superintendent Jodi Lax provided information about the updated 2024-2027 LCAP. Superintendent Nancy Albarrán made remarks about the oversight of the County Office of Education, local control and advocacy.

Trustee José Magaña arrived at the meeting at 8:02 pm.

Motion made by: Brian Wheatley

Motion seconded by: Carla Collins

Voting:

Teresa Castellanos - Yes

Carla Collins - Yes

Jose Magana - Yes

Brian Wheatley - Yes

The recommendation was approved by a vote of 4-0 with Board President Wendi Mahaney-Gurahoo absent.

Discussion and Board action are located at 1:50:10 - 1:52:41 on the 08.22.2024 Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

3. Salary Increases for Employees (ACTION)

Recommendation: That the Board of Education approve salary increases as follows:

- (1) accept the public disclosure of the agreements with AFSCME, CSEA, and SJTA;
- (2) accept the certification of the agreements with AFSCME, CSEA, and SJTA;
- (3) ratify the agreements with AFSCME, CSEA, and SJTA;
- (4) correspondingly update the salary schedule for San José Unified management employees effective July 1, 2024;
- (5) correspondingly update the employment agreements for the superintendent, chief business

officer, associate superintendent, and assistant superintendent effective July 1, 2024;
(6) increase the compensation of each individual board member of the San José Unified School District by 4 percent effective July 1, 2024; and
(7) delegate to the superintendent or her designee the authority to take any and all actions necessary to implement these compensation items.

Public comment opened at 8:05 pm. The speaker was allowed five (5) minutes to address the Board as the bargaining representative for the California School Employees Association (CSEA).

Speaker: Sharon Calhoun

Topic(s): In support of item N.3. Salary increases for employees and appreciation for training for clerical and instructional associate employees, support for Measure R

Public comment closed at 8:08 pm.

Chief Business Officer Seth Reddy remarked on the commitment of employees and the amount of work they do to get school ready for students at the start of each school year. He extended thanks to the bargaining group presidents, business agents, and executive directors of SJTA, AFSCME and CSEA for their collaboration and for ratifying all the agreements. Superintendent Nancy Albarrán expressed appreciation for the time the bargaining group presidents and business agents spend representing and advocating for employees.

Motion made by: Jose Magana

Motion seconded by: Carla Collins

Voting:

Teresa Castellanos - Yes

Carla Collins - Yes

Jose Magana - Yes

Brian Wheatley - Yes

The recommendation was approved by a vote of 4-0 with Board President Wendi Mahaney-Gurahoo absent.

Public comment, discussion and Board action are located at 1:52:47 - 1:58:22 on the 08.22.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

4. Readmission for Student Expulsion Case 2022-2023-026 (ACTION)

Item N.4 was pulled from the agenda during the adoption of the agenda.

O. Closed Session Report

Superintendent Nancy Albarrán announced that Board President Wendi Mahaney-Gurahoo and Trustee José Magaña were absent from the meeting. She gave the closed session report.

The Board discussed personnel items and approved recommendations by a vote of 3-0.

Vote:

Teresa Castellanos - Yes

Carla Collins - Yes

José Magaña - Absent

Wendi Mahaney-Gurahoo - Absent

Brian Wheatley - Yes

The Board held a conference with legal counsel and approved settling four cases of anticipated litigation in the amounts of \$31,500, \$68,000, \$220,398 and \$300,000 by a vote of 3-0.

Vote:

Teresa Castellanos - Yes

Carla Collins - Yes

José Magaña - Absent

Wendi Mahaney-Gurahoo - Absent

Brian Wheatley - Yes

The Board also discussed existing litigation, Superior Court of California, County of Santa Clara, Case Number 18CV330233 and United States District Court, Northern District of California, Case Number 5:20-CV-2798, and Superior Court of California, County of Alameda, Case Number 22CV005456 with no reportable action.

The Board also discussed liability claims by Albert Butler and Jaymin Patel and denied them by a vote of 3-0.

The Board also held a conference with labor negotiators with no reportable action and the Board did not discuss the Superintendent's evaluation.

The closed session report is located at 1:58:24 – 1:59:37 on the 08.22.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

P. Adjourn

Board Vice President Teresa Castellanos announced the date of the next meeting.

Motion made by: Jose Magana

Motion seconded by: Brian Wheatley

Voting:

Teresa Castellanos - Yes

Carla Collins - Yes

Jose Magana - Yes

Brian Wheatley - Yes

The meeting adjourned at 8:11 pm.

1. Next Board Meeting - September 12, 2024