

## MEETING MINUTES

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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 4:00 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](http://sjusd.org).

### Attendees

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#### 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 - 4:00 PM

Board Vice President Teresa Castellanos called the meeting to order in open session at 4:00 p.m. She announced that Board President Wendi Mahaney-Gurahoo was absent due to illness and that she would be presiding over the meeting.

**B. Adoption of Closed Session Agenda**

Superintendent Nancy Albarrán announced two amendments to the closed session agenda. Pull item E.1. Student Discipline, Readmission for Student Expulsion Case Number 2023-2024-012 and pull item E.6. Public Employee Performance Evaluation.

Motion to adopt the closed session agenda as amended.

Motion made by: Brian Wheatley

Motion seconded by: Jose Magana

Voting:

Teresa Castellanos - Yes

Carla Collins - Yes

Jose Magana - Yes

Brian Wheatley - Yes

The closed session agenda was adopted as amended by a vote of 4-0 with Board President Wendi Mahaney-Gurahoo absent.

Adoption of the closed session agenda is located at 0:25 - 1:00 on the 09.26.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeeting> audio

**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 4:01 p.m.

**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. Conference with Labor Negotiator [Pursuant to Government Code Section 54957.6 (a)]**

**6. Public Employee Performance Evaluation**

**F. Reconvene in Open Session - 6:00 PM**

Board Vice President Teresa Castellanos reconvened the meeting at 6:01 p.m. She announced that

equipment for simultaneous Spanish interpretation was available on the table near the entrance doors. She also announced that she would be running the meeting in the absence of Board President Wendi Mahaney-Gurahoo who was absent due to illness.

### **G. Pledge of Allegiance**

Student Board Member Lara Harb led the Pledge of Allegiance.

### **H. Adoption of Open Session Agenda**

Superintendent Nancy Albarrán announced two amendments to the open session agenda. Pull item M.9. School Plan for Student Achievement (SPSA) for John Muir Middle School and pull item N.5. Readmission for Student Expulsion Case Number 2023-2024-012.

Motion to adopt the open session agenda as amended.

Motion made by: Jose Magana

Motion seconded by: Brian Wheatley

Voting:

Teresa Castellanos - Yes

Carla Collins - Yes

Jose Magana - Yes

Brian Wheatley - Yes

The open session agenda was adopted as amended by a vote of 4-0 with Board President Wendi Mahaney-Gurahoo absent.

The adoption of the open session agenda is located at 3:00 - 3:38 on the 09.26.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

### **I. Public Comments**

Board Vice President Teresa Castellanos opened public comments at 6:03 p.m. Speakers were allowed two (2) minutes each to address the Board.

Speaker: Emily Laxson

Topic: Measure R

Speaker: Joanne Ayar

Topic: Measure R

Speaker: Isra Yusuf

Topic: Measure R

Speaker: Alana Abatecola

Topic: Measure R

Speaker: Christopher Eikenberry

Topic: Measure R

Speaker: Karen Sauer

Topic: Measure R

Speaker: Allison Medlin

Topic: Measure R

Speaker: Chris Webb

Topic: Measure R

Speaker: Melissa Urbain

Topic: Measure R

Speaker: Susan Seyan

Topic: Measure R

Speaker: Melissa Webb

Topic: Arts education

Speaker: Chris Webb

Topic: Arts funding, Civil Grand Jury

Public comments closed at 6:23 p.m.

Public comments are located at 3:40 - 23:29 on the 09.26.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

## **J. Special Order of Business**

### **1. Presentation: Systematic Instructional Focus (INFORMATIONAL)**

Associate Superintendent Jodi Lax presented the update on the focus on systematic instruction. She provided information about the instructional framework for grades K-12 utilized in all San José Unified School District schools. Leland High School Principal Harveen Bal, Willow Glen Middle School Principal Lindsey Beall, and Canoas Elementary School Principal Allison Pruitt presented information about implementation at the site level at each of their schools.

Associate Superintendent Jodi Lax made closing remarks about the work that is being done at the school sites. She provided information about the instructional framework model, including collaborative, independent and guided practice and closure. Superintendent Nancy Albarrán thanked the principals for their commitment to the work. She clarified that the instructional framework is not new and explained that it provides an opportunity to focus on fundamentals and to calibrate around expectations.

Following the presentation, Associate Superintendent Jodi Lax, Superintendent Nancy Albarrán and Principals Lindsey Beall, Allison Pruitt, and Harveen Bal responded to questions from the Board members and Student Board Member.

The presentation and discussion are located at 23:32 - 1:20:00 on the 09.26.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

### **2. Presentation: Mathematics Instruction and Achievement Update (INFORMATIONAL)**

Associate Superintendent Jodi Lax made opening remarks about the update on mathematics instruction and achievement, including providing support for students in grade level math and providing opportunities for advancement. Director of Secondary Curriculum and Instruction Melitta Nerhood presented data for middle and high school students including those enrolled in Accelerated

Math. Director of Elementary Curriculum and Instruction Rachel Powell presented information on the work being done to provide instructional support in mathematics for elementary school students to get them to grade level before they go to middle school, including systematic instruction, professional development for 5th and 6th grade teachers, Math Institute, and the 5th grade Ramp Up Program. Principal Christina Centeno presented information about systematic instruction, common formative assessments and intervention at Empire Gardens Elementary School. Associate Superintendent Jodi Lax provided additional information about the Math Institute and the Ramp Up program.

Following the presentation, Associate Superintendent Jodi Lax, Superintendent Nancy Albarrán, Directors Melitta Nerhood and Rachel Powell and Principal Christina Centeno responded to Board member questions.

Superintendent Nancy Albarrán left the meeting at 8:06 p.m.

At 8:09 p.m., Board Vice President Teresa Castellanos announced that the Board would take a five-minute break.

The presentation and discussion are located at 1:20:08 - 2:06:50 on the 09.26.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

## **K. Announcements and Reports**

Board Vice President Teresa Castellanos reconvened the meeting at 8:15 p.m.

### **1. Board of Education and Student Board Member**

Trustee José Magaña acknowledged the staff and PTO at Trace Elementary School for hosting a celebration of Hispanic heritage on Saturday. He announced that the Trace Elementary School PTO's walkathon fundraiser was held yesterday and that it had raised \$50,000. He reported that he had attended the CEA BTC barbecue fundraiser event and had also worked over the weekend to help launch Latinos for Education fellowships. He announced that PBS would be launching Voces American Historia: The Untold History of Latinos at 8:00 p.m. Eastern Time (ET) tomorrow.

Trustee Carla Collins wished everyone a wonderful fall break and encouraged everyone to get some well-deserved rest.

Trustee Brian Wheatley announced that he had recently taken a short vacation in San Diego. He gave an update on the meetings and events in which he had recently participated, including a Project Cornerstone meeting last night at Reed Elementary School, Caltrain's dedication of the electric train named after retiring Congressman Anna Eshoo, and the retirement celebration for Director Janet Wolk hosted by the Student Nutrition Department yesterday at the culinary center. He reported that he plans to attend the professional development session on customer service for parent liaisons tomorrow morning to see what it's about. He announced that he had been spending a lot of time supporting candidates and encouraged everyone to get involved and vote.

Student Board member Lara Harb gave an update on the ILC meeting that was held on Monday, September 23rd, reporting that Associate Superintendent Jodi Lax gave a presentation on the phone policy and provided an opportunity for students to give input on updates to the policy. She gave a brief report on the activities happening at the high schools, including club rush and homecoming events. She also reported that Castellero Middle school held their Cobra kickoff carnival last week and that John Muir Middle School held their Falcon dance at the beginning of September.

Board Vice President Teresa Castellanos acknowledged the importance of getting rest. She extended thanks to staff for their work and for stepping up in their leadership roles to keep schools safe.

Announcements and reports by the Board of Education and Student Board Member are located at 2:07:16 - 2:16:09 on the 09.26.2024 Regular Session Board Meeting Recording.  
<https://sjusd.app.box.com/v/boardmeetingaudio>

## 2. Superintendent and Executive Staff

Chief Business Officer Seth Reddy reported on yesterday's joint session between the SJTA bargaining team and the district bargaining team and extended thanks to everyone that attended. He gave an update on the work he has been doing to support the activities directors with the school clubs process and his participation in Schoolsite Council and PTA meetings to provide information about Measure R. He announced that he has begun volunteering once a week at Lincoln High School to help the teacher who coaches the Mock Trial team.

Assistant Superintendent J. Dominic Bejarano gave an update on the first of three training sessions that are scheduled for substitutes. He announced that substitutes are required to attend at least one session and reported that the focus of the session was safety, instruction, and class management best practices. He acknowledged the Human Resources team for their preparation and support.

Associate Superintendent Jodi Lax gave an update on the application process for the prescription for Naloxone that was made possible by the approval of the Board Policy and Administrative Regulation on Administering Medication and Monitoring Health Conditions and the goal to have it in the schools before the New Year's Break.

Announcements and reports by the Superintendent and Executive Staff are located at 2:16:12 - 2:19:07 on the 09.26.2024 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 September 12, 2024

Motion made by: Jose Magana

Motion seconded by: Brian Wheatley

Voting:

Teresa Castellanos - Yes

Carla Collins - Yes

Jose Magana - Yes

Brian Wheatley - Yes

The minutes of the Regular Session Meeting held September 12, 2024, were approved as submitted by a vote of 4-0 with Board President Wendi Mahaney-Gurahoo absent.

Approval of the minutes is located at 2:19:11 - 2:19:27 on the 09.26.2024 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.9 was pulled from the agenda during the adoption of the agenda.

Items M.11 and M.19 were pulled from the consent calendar.

Motion to approve the consent calendar except for M.9, M.11 and M.19.

Motion made by: Brian Wheatley

Motion seconded by: Carla Collins

Voting:

Teresa Castellanos - Yes

Carla Collins - Yes

Jose Magana - Yes

Brian Wheatley - Yes

The consent calendar, except for items M.9, M.11 and M.19, was approved by a vote of 4-0 with Board President Wendi Mahaney-Gurahoo absent.

Approval of the consent calendar is located at 2:19:31 - 2:20:25 on the 09.26.2024 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. Monthly Reports for the Month of August 2024 (ACTION)**

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

Approved Purchase Order Report

Accounts Payable Warrant Report

Payroll Warrant Report

Cash Flow

**7. Amendent No.1 to Multi-Year Service Agreement with Dannis Woliver Kelley (ACTION)**

Recommendation: That the Board of Education approve Amendment No.1 to the Multi-Year Service Agreement with Dannis Woliver Kelley to change the rate schedule for the 2024-2025 fiscal year.

**8. 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.

**9. School Plan for Student Achievement (SPSA) for John Muir Middle School (ACTION)**

Recommendation: That the Board of Education approve the revised School Plan for Student Achievement (SPSA) for John Muir Middle School during the 2024-2025 school year.

Item M.9 was pulled from the agenda during the adoption of the agenda. No Board action was taken on this item.

**10. Approval of Permanent PE Exemptions for High School Students (ACTION)**

Recommendation: That the Board of Education grant permanent exemptions from physical education courses to specified high school students in accordance with Education Code 51241(c).

**11. Three-Year Service Agreement with Enome, Inc., DBA Goalbook (ACTION)**

Recommendation: That the Board of Education approve the Service Agreement for Educational Products with Enome, Inc., DBA Goalbook in an amount not to exceed \$549,780.00 to provide Goalbook Toolkit access and services pursuant to Public Contract Code section 20118.3 from July 1, 2024, through June 30, 2027.

Motion made by: Brian Wheatley

Motion seconded by: Carla Collins

Voting:

Teresa Castellanos - Yes

Carla Collins - Yes

Jose Magana - Abstain

Brian Wheatley - Yes

The recommendation was approved by a vote of 3 yes and 1 abstention with Board President Wendi Mahaney-Gurahoo absent.

Board action is located at 2:20:33 - 2:20:45 on the 09.26.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

**12. Master Contract with Rate Schedule for Sunbelt Staffing, LLC [NPA] (ACTION)**

Recommendation: That the Board of Education approve the Master Contract with rate schedule for Sunbelt Staffing, LLC to provide special education and/or related services to students per their Individualized Education Program (IEP) during the 2024-2025 school year.

**13. Master Contract with Rate Schedule for The Phillips Academy [NPS] (ACTION)**

Recommendation: That the Board of Education approve the Master Contract with rate schedule for The Phillips Academy to provide educational and/or related services to students per their Individualized Education Program (IEP) during the 2024-2025 school year.

**14. CMAS Purchase Agreement with Presidio Networked Solutions Group, LLC (ACTION)**

Recommendation: That the Board of Education ratify the CMAS Purchase Agreement with Presidio Networked Solutions Group, LLC in an amount not to exceed \$663,548.17 for the purchase of telecommunications technology goods and services pursuant to CMAS Contract Number 3-13-70-2834G beginning October 6, 2024, through June 30, 2029.

**15. Amendment No. 2 to Service Agreement for Car and Cab Student Transportation Services with ADROIT Advanced Technologies, Inc. (ACTION)**

Recommendation: That the Board of Education ratify Amendment No. 2 to the Service Agreement for Car and Cab Student Transportation Services with ADROIT Advanced Technologies, Inc., increasing the not-to-exceed amount to \$600,000 rather than \$500,000 and extending the term through the 2024-2025 school year.

**16. Facilities Use Agreement with Sunrise Middle Charter School (ACTION)**

Recommendation: That the Board of Education ratify a Facilities Use Agreement with Sunrise Middle Charter School for use of classroom space for educational purposes within the boundaries of SJUSD, at San Jose High School Annex site from July 1, 2024, through June 30, 2027.

**17. Joint Use Agreement with Pacific Autism Center for Education (PACE) DBA Sunny Days Pre-School (ACTION)**

Recommendation: That the Board of Education ratify the Joint Use Agreement with Pacific Autism Center for Education (PACE) DBA Sunny Days Pre-School for space to provide preschool services at the Cory Site located at 2280 Kenwood Avenue, San José, beginning July 1, 2024, through June 30, 2025.

**18. Joint Use Agreement with Willow Glen Community Extended Day Enrichment Program (ACTION)**

Recommendation: That the Board of Education approve a Joint Use Agreement with Willow Glen Community Extended Day Enrichment Program (WGCEDEP) at Willow Glen Elementary located at 1425 Lincoln Ave, San José, from September 1, 2024, through June 30, 2027.

**19. Second Amendment to the Joint Use Agreement with YMCA of Silicon Valley (ACTION)**

Recommendation: That the Board of Education approve the Second Amendment to the Joint Use Agreement with YMCA of Silicon Valley for before and after school day care purposes which removes the leased premises at Allen at Steinbeck School from the agreement beginning October 1, 2024.

Motion made by: Brian Wheatley

Motion seconded by: Carla Collins

Voting:

Teresa Castellanos - Yes

Carla Collins - Yes

Jose Magana - Abstain

Brian Wheatley - Yes

The recommendation was approved by a vote of 3 yes and 1 abstention with Board President Wendi Mahaney-Gurahoo absent.

Board action is located at 2:20:47 - 2:21:11 on the 09.26.2024 Regular Session Board Meeting

Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

## **20. 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. Public Hearing - Pupil Textbooks and Instructional Materials (Williams Settlement Case)**

The public hearing to receive comments regarding pupil textbooks and instructional materials for grades TK-12 opened at 8:29 p.m.

Associate Superintendent Jodi Lax announced that the public hearing provides an opportunity for anyone in the community to speak up if there are concerns about the items that are covered by the Williams Settlement, which are textbooks, facilities and staffing.

There were no requests to make comments regarding pupil textbooks and instructional materials for grades TK-12.

The public hearing closed at 8:30 p.m.

The public hearing is located at 2:21:16 - 2:21:59 on the 09.26.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

#### **2. Resolution 2025-09-26-01 Pupil Textbooks and Instructional Materials (Williams Settlement Compliance) (ACTION)**

Recommendation: That the Board of Education approve and adopt Resolution 2025-09-26-01 Pupil Textbooks and Instructional Materials, Williams Settlement, Education Code Section 60119 during the 2024-2025 school year.

Motion made by: Brian Wheatley

Motion seconded by: Jose Magana

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.

Board action is located at 2:22:06 - 2:22:40 on the 09.26.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

#### **3. Amendment No. 1 to Agreement for Food Services with Sodexo America, L.L.C. (ACTION)**

Recommendation: That the Board of Education approve Amendment No. 1 to the Agreement for Food Services with Sodexo America, L.L.C. increasing the amount to \$7,415,023.06 rather than \$7,205,587.00 to provide a wider variety of local fresh fruit and vegetables to all San José Unified students during the 2024-2025 school year.

Chief Business Officer Seth Reddy provided information about the amendment to the Agreement for Food Services with Sodexo America, LLC.

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.

Board action is located at 2:22:41 - 2:23:48 on the 09.26.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

#### **4. Collective Bargaining Agreement with the American Federation of State, County, and Municipal Employees, Local 101 (AFSCME) (ACTION)**

Recommendation: That the Board of Education ratify the tentative agreement with the American Federation of State, County, and Municipal Employees, Local 101 (AFSCME).

Assistant Superintendent J. Dominic Bejarano extended thanks to the AFSCME bargaining team for their collaboration during the discussions on the reopener.

Motion made by: Brian Wheatley

Motion seconded by: Jose Magana

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.

Board action is located at 2:23:48 - 2:24:52 on the 09.26.2024 Regular Session Board Meeting Recording. <https://sjusd.app.box.com/v/boardmeetingaudio>

#### **5. Readmission for Student Expulsion Case 2023-2024-012 (ACTION)**

Item N.5 was pulled from the agenda during the adoption of the agenda. No Board action was taken.

#### **O. Closed Session Report**

Chief Business Officer Seth Reddy gave the closed session report. He announced that Board President Wendi Mahaney-Gurahoo was absent due to illness. Vice President Teresa Castellanos, Trustee José Magaña, Trustee Carla Collins and Trustee Brian Wheatley were all in attendance in closed session.

The Board discussed personnel items with no reportable action.

The Board held a conference with legal counsel regarding three cases of anticipated litigation and approved settlements in the amounts of \$147,000, \$44,292.65 and \$83,350 by a vote of 4-0.

The Board also discussed and approved existing litigation, OAH Case Number 2024050855, in the amount of \$121,500 by a vote of 4-0. The Board also discussed existing litigation, Superior Court of California, County of Santa Clara, Case Number 18CV330233 with no reportable action.

The Board also held a conference with labor negotiators with no reportable action.

The closed session report is located at 2:25:00 – 2:26:00 on the 09.26.2024 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 8:34 p.m.

#### **1. Next Board Meeting - October 17, 2024**