

**APPROVED 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, August 8, 2019, 4:45 p.m. at the Alum Rock Union School
District Office Board Room, 2930 Gay Avenue, San Jose, CA 95127
Meeting #02-19/20**

1. OPEN SESSION

1.01 Call to Order / Roll Call / Pledge of Allegiance

President Linda Chavez welcomed everyone in the audience. President Linda Chavez called the Board Meeting to order at 4:58 p.m. followed by Roll Call.

Board Members Present:

Linda Chavez	President
Ernesto Bejarano	Vice-President (<i>arrived late at 5:30 p.m.</i>)
Dolores Marquez-Frausto	Clerk (<i>arrived late at 5:01 p.m.</i>)
Andrés Quintero	Member
Corina Herrera-Loera	Member

Administrative and Support Staff Members Present:

Dr. Hilaria Bauer	Superintendent
Rene Sanchez	Assistant Superintendent, Instructional Services
Carlos Moran	Assistant Superintendent, Human Resources
Kolvira Chheng	Assistant Superintendent, Business Services
Maribel Carrillo	Sr. Executive Assistant, Superintendent's Office

President Linda Chavez welcomed everyone and led the Pledge of Allegiance at this time.

1. OPEN SESSION *(continued)*

Superintendent Bauer opened the meeting with a moment of silence in memory of Cynthia Mykkanen, a Teacher of Alum Rock School District.

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

President Linda Chavez announced the items that would be discussed in Closed Session.

Counsel Rogelio Ruiz said that there was a typographical error on item 2.01. The case number is 2019040516.

1.03 Adjournment Closed Session.

President Linda Chavez announced that the Board would reconvene to Open Session at approximately 8:02 p.m. The Board adjourned to Closed Session at 5:02 p.m.

3. RECONVENE TO OPEN SESSION

3.01 Call to Order / Roll Call

The Board reconvened to Open Session at 7:19 p.m. President Linda Chavez welcomed everyone and took a second Roll Call in which all Board Members were present.

3.02 Report of Action Taken in Closed Session

Counsel Rogelio Ruiz reported that the Board took the following action:

- 2.01 *With a unanimous vote, approved a settlement up \$50,000 and \$19,500 are waivers applied to the agreement. Copy of the settlement is available upon request.***
- 2.02 *With unanimous vote, approved a settlement with D. Guerra and R Windnker parents on behalf of the students' nonpublic school provisions for assessment for IEP. C. Alvarez and D. Guerra which include reimbursement to parents in the amount of \$11,300.00 for education and related services for speech and language services and attorney fees up to \$1,700.***

Superintendent reported that the Board took the following action:

- 2.03 *Approved the hiring of Victor Guendulain, Assistant Principal at Joseph George, with a vote of 4 approved and 1 abstention, and Rebecca Jensen, Assistant Principal at Aptitud, with a unanimous vote.***

Superintendent Bauer reported that there was no other action to report at this time.

3.03 Agenda Review and Adoption

Member Andrés Quintero asked to move the following agenda item up *Agenda Item 6.02 Agenda Discussion/Action*.

8.02 Approve Contract with San Jose Police Department Secondary Employment Unit, School Resource Officer Program supports ARUSD middle schools in providing a safe and positive school environment, Student Services, \$100,000.00.

President Linda Chavez stated that members of the public asked to move the following agenda items *Agenda Item 6.02, 9.02 and 9.04 Agenda Review and Adoption*.

6.02 Approve the Local Control Accountability Plan (LCAP) 2019-2020 (Budget Revision).

9.02 As per Board Bylaw 9130, The Board will complete the establishment of board-led subcommittees, including purpose, duties, authority, and duration of each subcommittee. Board subcommittees established on 2/28/19: Budget and Finance-Vice President Ernesto Bejarano; Curriculum-President Linda Chavez; District Marketing-President Linda Chavez/Dolores Marquez-Frausto; Bond and Facilities-Clerk Dolores Marquez-Frausto; District Growth and Development-President Linda Chavez/Member Corina Herrera-Loera; Safety & Wellness- Vice President Ernesto Bejarano/Member Corina Herrera-Loera; Small Schools & Innovation- Member Andrés Quintero/Vice President Ernesto Bejarano. Board members may be added or deleted from any of these subcommittees.

9.04 The board will consider holding Board Meetings at the Middle Schools.

Clerk Dolores Marquez-Frausto asked where the items are going to be placed.

President Linda Chavez responded after item 6.01. The order will be 6.02, 8.02, 9.02 and 9.04.

4. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD

4.01 Requests to Address the Board

No one had Public Comments.

5. COMMENTS AND COMMUNICATION

5.01 Teamsters

There were no representatives from Teamsters at this time.

5.02 California School Employee's Association (CSEA)

There were no representatives from CSEA at this time

5.03 Board of Trustees/Communications/Comments

Clerk Dolores Marquez-Frausto mentioned the shooting tragedies that happened and how her daughter said it hit home because she has an 8-month old boy. She asked that the families come to Alum Rock so they can be helped in whatever way possible. She feels there should be gun control.

Member Corina Herrera-Loera said she wanted to echo on the sentiment of her peer. She thanked the teachers, staff and everyone that supports their schools. She commented that she is here to make a difference at the district, to continue to learn and to do the best to lead on behalf of children.

President Linda Chavez thanked everyone for staying with them and thanked Peter Ortiz for staying connected with Alum Rock. She commented that tragedy brings us together to help one another. She asked if there was some type of help going on for the families at the district.

Vice-President Ernesto Bejarano expressed his heartfelt condolences to everyone affected in these events. He looked forward to engaging in those differences as a community and working through them in the interest of our children.

5.04 Alum Rock Administrator's Association (ARAA)

Tara Bickford President of ARAA and Principal at Joseph George, thanked the Board for its support of the summer programs. She spoke about core values that were discussed at the Management Retreat.

5.05 Alum Rock Educator's Association (AREA)

There were no representatives from AREA at this time.

5. COMMENTS AND COMMUNICATION (continued)

5.06 Superintendent

Superintendent Bauer mentioned that Jocelyn Merz had surgery. She spoke about the programs that took place this summer and she spoke about the ribbon cutting at Ocala Steam Academy and Sheppard Middle School with state-of-the-art tech labs at both facilities. She said they started the meeting with the news of a loss of a fantastic teacher from Painter her condolences go out to her family and colleagues. She mentioned the tragedy that occurred in Gilroy. The students were not Alum Rock students, but they were Alum Rock residences. She thanked the Board for her evaluation although it was a difficult process. As the Superintendent, she appreciated their support.

6. Instructional Services

6.01 Board will be updated regarding District Wide Social-Emotional Learning initiative.

Dr. Imee Almazan, Coordinator of State & Federal, gave a Power Point presentation. She will be using the 2018 year. Some of the highlights included the following:

Alum Rock 2018-2019		Family Survey			
After School Programs		Climate of Support for Academic Learning	Knowledge and Fairness of Discipline Rules and Norms	Safety	Sense of Belonging (School Connectedness)
94%		94%	93%	89%	94%

The “Why”

- Create shared understanding and vision of SEL
- Consistent, observable patterns
- Structure, processes, incentives

Premise: When social, emotional, and academic development are intentionally coordinated, students benefit from learning that enriches their knowledge of the academic content and increases critical thinking skills.

Connection: Our Needs to SEL

We need to understand the root of the issues that affect our students and what they experience during the critical developmental stages.

9. INSTRUCTIONAL SERVICES *(continued)*

- **Neighborhood Effects**
- **Familial Factors**
- **Health (Physical and/or Emotional)**
- **Culture/Climate at School**
- **Immigration Status**
- **Economic Hardship or Homelessness**

President Linda Chavez asked if anyone had questions.

Vice-President Ernesto Bejarano thanked Coordinator Almazan for her presentation and the level of work that went into putting it all together. He asked for a rough definition in terms of trauma exposure and how it is defined for the students to understand what trauma means for them.

Coordinator Almazan responded that students do not take a survey. Students presented symptoms of direct trauma in areas of physical, sexual and verbal abuse as well as 5 other factors with another family member with mental issues.

Vice-President Ernesto Bejarano asked if the data points are extrapolation.

Coordinator Almazan responded there are data points to consider.

Vice-President Ernesto Bejarano asked if the schools have different services or do they have some level of SEL services.

Coordinator Almazan said that they do have the same level of SEL services.

Vice-President Ernesto Bejarano asked if there are any plans beyond what was presented in terms of implementation to develop SEL services for the schools.

Coordinator Almazan responded that the vision will be created by the school site folks along with the parents or partners and it created a district wide plan for awareness.

Member Corina Herrera-Loera commented it was great to see Coordinator Almazan in her new role. In regards to the SEL practices, she would like to see the outcome of each program, how they are doing and what growth they have.

Clerk Dolores Marquez-Frausto commented that Coordinator Almazan was an awesome principal and that she raised the students' test scores. She requested to have information on the new roles.

Coordinator Almazan said she will provide her a synopsis.

6. INSTRUCTIONAL SERVICES (continued)

6.02 Approve the Local Control Accountability Plan (LCAP) 2019-2020 (Budget Revision).

Superintendent Bauer said there were very minor corrections done for the LCAP and, at this point, there is no presentation unless there are questions.

MOTION #02-01 by Member Andrés Quintero to approve Action Item 6.02 as presented. MOTION #02-01 was seconded by Member Corina Herrera-Loera.

Vice-President Ernesto Bejarano asked what the errors were for transparency reasons.

Ms. Sandra Garcia, Director of State & Federal, responded there were two things. The numbers for operating costs were off, but this does not impact the LCAP. Also there was an adjustment on budget goals, actions and services for general cost in Special Education.

President Linda Chavez asked if there was any Public Comment:

- 1) Flor DeLeon commented it is good to work with the county and community for the LCAP.

MOTION #01-01 carried with a vote of 5 in favor; no opposition; no absent; and no abstention.

8. Contracts Over \$100,000

8.02 Approve Contract with San Jose Police Department Secondary Employment Unit, School Resource Officer Program supports ARUSD middle schools in providing a safe and positive school environment, Student Services, \$100,000.00.

Superintendent Bauer asked the Board to approve item 8.02.

MOTION #02-02 by Clerk Dolores Marquez-Frausto to approve Action Items 8.02 as presented. MOTION #02-02 was seconded by President Linda Chavez.

President Linda Chavez asked if there was anyone from the community that would like to comment:

- 1) Natalie Baranet commented that there was a misleading article saying that Alum Rock is getting rid of police officers. Police officers should be supporting all our children to feel safe.
- 2) Dilza Gonzalez said, as a mother of three students she wants nothing more than their safety. She said law enforcement needs to do its jobs.

8. Contracts Over \$100,000 (continued)

- 3) Emelia Bejarano said she was a former student of Alum Rock and she was concerned about the cuts on police officers. She said that she felt a sense of being safe knowing the police officers were present.
- 4) Flor DeLeon said there are hard times in Alum Rock and people do not understand there is a 14-million-dollar deficit. She said she read an article that said Police Chief Garcia was going to add more police officers to patrol our communities. She asked what was going to be the next cut.
- 5) Laurie Valdez commented the \$100,000 can be used for trauma and collaboration. In 1999, 225 incidents happened on school campuses. Police officers on campus' do not make them safe.
- 6) Camille Llanes-Fontanilla Executive Director from Somos said there is a budgetary dryer situation at Alum Rock and she feels that 100 thousand dollars is a balance forward from the staff. She said it was shameful to have to choose safety over quality education for her children.
- 7) Lilanie Castillo said there should be more social and emotional programs without increasing police presence.
- 8) Male speaker spoke on behalf of AREA President Jocelyn Merz. She said safety of schools is a top priority and her understanding is 100 thousand dollars' contract is only for selected schools and she wanted to know where that money will come from.
- 9) Brenda Zendejas said there are schools that are combined elementary and middle school there is no security. If this agenda item gets approved how are they going to make all schools safe.

President Linda Chavez asked if there was any Board Discussion.

Vice-President Ernesto Bejarano thanked the community for their feedback. He said he has done his homework too. He commented at his campaign he said he wanted to focus on safety. His decision is based on his commitment. He said he works as a Social Worker in Social Services for the past 20 years for prevention and intervention. In January 2018 there was a memo sent to San Jose Unified School District, East Side Union School District and Campbell Unified School District clarifying the role that Police Officers are at campus is to deal with crisis situations at schools. He confirmed with Superintendent Bauer for each school site there is a layout provided to San Jose Police Officers.

8. Contracts Over \$100.000 (continued)

Member Corina Herrera-Loera said she is currently in law enforcement and was assigned to the East Side Union High School District for 7 years. She will be supporting this item because San Jose Police Department is great. Some of the police officers are great and some need more training. Her experience has been that youth feel connected with them and will inform them when to watch at someone's backpack or alert them to any other issues on campus.

President Linda Chavez said students will feel more safe if police officers are present. When she was campaigning, she saw there was a lot of need. She commented that they were trying to get creative with the dollars. She thanked everyone for speaking out. She said if money opens up, this item can be revisited.

Member Andrés Quintero said he appreciated the feedback from the community. He commented that they are here in the business of education at the school district. He cannot control what someone is reading and whether he/she gets pumped up and does something. The creep put in social media that he was targeting mestizos like myself, people from the audience, and his children which is really concerning. He feels that safety is super important and he does understand the situation Superintendent and staff are in. He cannot support the item for the reasons he stated.

Clerk Dolores Marquez-Frausto was against it before because the police officers were not of the same culture and they did not understand it. She saw it change in City Hall, bringing Latino officers. She said she was in a position in which she worked out in the field a lot and did home visits at some of the homes she visited, she would need to call the police for backup. She will be supporting this item.

MOTION #02-02 carried with a vote of 3 in favor; 2 oppositions (Vice-President Ernesto Bejarano and Member Andrés Quintero); no absent; and no abstention.

9. Superintendent/ Board Business

9.02 As per Board Bylaw 9130, The Board will complete the establishment of board-led subcommittees, including purpose, duties, authority, and duration of each subcommittee. Board subcommittee established on 2/28/19: Budget and Finance-Vice-President Ernesto Bejarano; Curriculum-President Linda Chavez; District Marketing-President Linda Chavez/Clerk Dolores Marquez-Frausto; Bond and Facilities-Clerk Dolores Marquez-Frausto; District Growth and Development-President Linda Chavez/Member Corina Herrera-Loera; Safety & Wellness-Vice President Ernesto Bejarano/Member Corina Herrera-Loera; Small Schools & Innovation-Member Andrés Quintero/Vice-President Ernesto Bejarano. Board members may be added or deleted from any of these subcommittees.

9. Superintendent/ Board Business *(continued)*

Superintendent Bauer said President Linda Chavez alerted her about the omission of her being part of the Budget Committee. There was no evidence reflected in the meeting minutes nor the recording and, for that reason, last sentence was added.

Clerk Dolores Marquez-Frausto feels the last sentence does not need to be added.

President Linda Chavez would like to be added again to the Budget Committee. She said she was originally added and was erased.

Member Corina Herrera-Loera asked President Linda Chavez if she should finish reading it and then ask for any comments.

President Linda Chavez said she would like to address each one at a time. This would be easier for her and easy for Senior Executive Assistant Maribel Carrillo to keep track of it.

Member Corina Herrera-Loera believes this is her second meeting, she thought she would be able to attend all the meetings but now things have changed. She commented to spend their time wisely.

Vice-President Ernesto Bejarano asked for the purpose of this activity and asked if it was to clarify who is on the committee or to determine its very existence.

President Linda Chavez said it's for all of the above.

Superintendent Bauer commented that they are following the bylaws and are also responding to the State Audit finding. The purpose is purpose, authority and duration. Each one of the subcommittees needs to have components to be established and that is why this is brought up to the Board to ratify.

Member Andrés Quintero said he was going to talk about Small Schools & Innovation. There will be new ideas and new ways of doing things. This will be brought up at the committee throughout the year.

Vice-President Ernesto Bejarano asked to be removed from Small Schools and Innovation committee.

Counsel Rogelio Ruiz said one of things that was unclear in the State Audit was the authority of Bonds Committee expenditures of funds. Committee is only advisory meaning the committee will come back and do recommendations to the Board and the Board should decide that or if they are going to be delegating. The Board should decide the duration of the committee. The reason that it is important is it is an Ad Hawk Committee it is not subject to the Brown Act it does not need to be publicized. A standing committee is subject to the Brown Act requirements every time that committee meets.

9. Superintendent/ Board Business (continued)

Member Andrés Quintero encourages his colleagues to be an advisory committee not to delegate authority to anybody and the authority should be dealt with the Board.

Clerk Dolores Marquez-Frausto asked Counsel Rogelio Ruiz he did not give the duration of the committee and Ad Hawk does not sunset.

Counsel Rogelio Ruiz said it is not Ad Hawk and you do not limit the duration. He gave an example some Boards review the applications limited duration once the process is completed there is no Brown Act issues there. If there is a Budget Committee year after year standing committee then you need to comply with the Brown Act.

President Linda Chavez spoke the Curriculum Committee is an Ad Hawk will meet every three months just for an advisory purpose. This would be to get the information and see what the children are being taught and maybe helpful for the Board to make decisions and the duration would be a year.

Member Andrés Quintero said that it will not be Ad Hawk because President Linda Chavez said they will be meeting every three months and Ad Hawk you meet once.

President Linda Chavez asked how many times a year for it to be an Ad Hawk.

Counsel Rogelio Ruiz responded if you meet two or three times a year that meets the definition of an Ad Hawk.

President Linda Chavez said Budget Committee will be an advisory to help inform the Board and also the community. This will help answer questions.

The Board had discussion regarding Curriculum Committee.

Counsel Rogelio Ruiz commented that to keep it simple subcommittees through the year. In December the Board will have an organizational meeting.

President Linda Chavez spoke on the District Marketing Committee they will meet every three months and this will be an Ad Hawk. The purpose of the committee to market Alum Rock School District. She suggested of maybe having the PR firm give them feedback. She said it would be advisory committee.

President Linda Chavez said for Bond & Facilities it is Dolores Marquez-Frausto.

Counsel Rogelio Ruiz the Bonds & Facilities it is no required by law and it does not require the Ad Hawk roles and responsibility.

9. Superintendent/ Board Business *(continued)*

Member Andrés Quintero suggested to let the Bonds & Facilities go. He said to let the Board deal with it because it is more transparent in order to avoid any sort of problem. The previous Program Manager would come in say that he gotten direction from the committee and that caused a lot of problems.

Vice-President Ernesto Bejarano asked for clarification about what is the difference between the CBOC and the Bond Facilities.

Counsel Rogelio Ruiz responded the Bond Oversight Committee is required by law and the Bond Facilities was created some time ago by this Board which is not legally required.

Vice-President Ernesto Bejarano asked if this Board Committee would be an advisory.

Clerk Dolores Marquez-Frausto said during the duration of when she served on the Bond Facilities Committee with Member Andrés Quintero it had started as a community input and where the bond money was going to. In those meetings it started out as Ad Hawk. The staff would be at the committee meetings. She said she lobbied for the bond and she wants to see this through. There were no laws that were broken it was halted by administration.

President Linda Chavez said it is now 9:56pm and asked if the Board wanted to extend the time.

The Board was in consensus to wait until 10:30pm to extend time.

Vice-President Ernesto Bejarano said his question was unanswered regarding the difference between the CBOC and Bonds & Facilities.

Member Andrés Quintero commented he stopped going to the Bonds & Facilities Committee meeting because the construction manager said everything has been decided he was given the authority by the committee.

Counsel Rogelio Ruiz does not know the purpose of the committee and there was no charter. He was actually not sure and said in the state audit there was a confusion on the authority.

Clerk Dolores Marquez-Frausto said they did not have the authority to make changes when the staff came to the meetings those decisions were already decided between the staff and the program manager. When it was brought to them it was a done deal.

Member Corina Herrera-Loera commented based on what she is hearing and what was explained to her is it is dangerous. Regardless this is an advisory committee no decisions need to be made. Her question is what is the purpose, duty and duration.

9. Superintendent/ Board Business (continued)

President Linda Chavez said seeing that there is still bond money and knowing things need to be repaired at the schools this needs to be revisited. There is a list and we should use to the money. The community has send it over and over that things need to be fixed. She asked if there was anyone else that wanted to be on the Bonds & Facilities Committee. Since there is no one else she is going to be in it.

Clerk Dolores Marquez-Frausto said as far as the purpose the past Board took action to put a priority list. The priority list could have been used for the schools to be fixed. The purpose to finish that list as much as they can and it is an advisory committee. The duration is until the money is gone.

Superintendent Bauer reminded the Board that they approved the action facilities assessment that superseded the list of projects. There is evidence that the Board approved the facilities assessment and the Board said to the community we are going to be using the facilities assessment like the Board approved.

Clerk Dolores Marquez-Frausto asked Mr. Ruiz how does the assessment override what the Board has already done with the priorities already set.

Counsel Rogelio Ruiz responded in the audit reports there is two big issues that the District did not have an up to date assessment facilities and the Board did not approve the facilities master plan. The master plan still does not exist. The priorities would be set considering the needs in the assessment plan approved by the Board. If and when the District assessment master plan would supersede any priority that was previously approved.

Clerk Dolores Marquez-Frausto said there is still money. She really wants to see this through to give our children what they deserve this is the only avenue that she can do this.

President Linda Chavez recommends no meeting until the master plan is ruled out and then we can go from there.

Counsel Rogelio Ruiz until the master plan is approved by the Board.

President Linda Chavez moved to District Growth & Development.

Member Corina Herrera-Loera asked to be removed from that committee.

President Linda Chavez also removed herself from that committee and it was cancelled.

President Linda Chavez moved to Safety & Wellness this would be Vice-President Ernesto Bejarano and Member Corina Herrera-Loera.

9. Superintendent/ Board Business (continued)

Vice-President Ernesto Bejarano stated the fact that is was voted to cut their police officers, he is very concerned about the safety and well-being. After having conversations with the community members the reframing of the discussion and safety. He thinks this committee will be a regular meeting because he is concerned about the cut in safety.

Member Corina Herrera-Loera to add the social and emotional learning programs.

Superintendent Bauer asked they state the purpose so the minutes could reflect that.

Vice-President Ernesto Bejarano said the purpose of the committee is to provide safety and wellness for students, children and families. The duration is until December 2019. This will be an advisory committee.

Superintendent Bauer informed the Board this would be action that they need to take.

MOTION #02-03 by Member Andrés Quintero to approve all committees expect Bonds & Facilities Committee (this to be dealt with separately) as presented. MOTION #02-03 was seconded by Member Corina Herrera-Loera.

Public Comments:

- 1) Flor DeLeon requested to have in writing what was discussed. How are you including the community? This is concerning to her having board members that already there when there was issues and there should be more Board members in the Bonds& Facilities.
- 2) Female speaker she said she know there is a reduction of funds. She has a suggestion to put both the Bond Committee and the Marketing together.

Clerk Dolores Marquez-Frausto she said she is not offended this not fair to the community. This committee has no authority and there is money. The Board members that are voting against this you are putting a stop to this.

Member Andrés Quintero said there is a misunderstanding about this. He made motion to approve all expect the Bond Committee because of the audits.

President Linda Chavez thanked everyone for their comments and responded to the Flor DeLeon there could only be two Board members for each committee. She encouraged the community to be involved. The problems from the past the Board has corrected. They are trying to get along.

9. Superintendent/ Board Business (continued)

MOTION #02-03 carried with a vote of 3 in favor; no oppositions; no absent; and two (President Linda Chavez and Clerk Dolores Marquez-Frausto) abstentions.

MOTION #02-04 by Clerk Dolores Marquez-Frausto to approve Bonds & Facilities Committee as presented. MOTION #02-04 was seconded by Vice-President Ernesto Bejarano.

Clerk Dolores Marquez-Frausto said she wants to move forward and this just an advisory committee and she wants to see this through.

MOTION #02-04 carried with a vote of 3 in favor; two oppositions (Member Andrés Quintero and Member Corina Herrera-Loera); no absent; and no abstentions.

Motion made by Member Andrés Quintero to extend the meeting to 11:00pm. Second by Vice-President Ernesto Bejarano. The Board was consensus.

Vice-President Ernesto Bejarano said he wanted to make a point of parliamentary procedure with item 8.02. He explained to Mr. Ruiz his concern that he heard his colleagues online their vote with a full understanding of the actual vote was.

President Linda Chavez asked if once you voted can you go back.

Counsel Rogelio Ruiz responded to ask for the Board secretary to ask what the motion was and the vote was go from there.

Senior Executive Assistant Maribel Carrillo responded that Clerk Dolores Marquez-Frausto made the motion and President Linda Chavez second the motion.

Vice-President Ernesto Bejarano said the discussion he heard of his colleagues did not seem to online with the vote. He wanted to make sure that there was a clear understanding of what they were voting on and true feelings to be reflected.

Member Andrés Quintero commented for parliamentary the prevailing side can reconsider their vote.

Vice-President Ernesto Bejarano commented unless the maker of the motion reconsider.

Counsel Rogelio Ruiz responded what Member Andrés Quintero said only the persons that voted in favor of the motion can reconsider it he is not unaware of any other basis for it.

Clerk Dolores Marquez-Frausto if her colleague has second thoughts about changing his vote if he is she will redo her vote.

9. Superintendent/ Board Business (*continued*)

9.04 The board will consider holding Board Meetings at the Middle Schools.

President Linda Chavez said the Board was reviewing and discussing having a Board Meeting at the Middle Schools and there would be no cost. She respectfully asked if they can hold meetings at the Middle Schools.

President Linda Chavez the Board was reviewing and discussing having a Board Meetings at the Middle Schools. There will be no extra cost. She asked the Board respectfully if they can hold meetings at the middle schools.

Superintendent Bauer said there is extra cost to have Board Meetings at Middle Schools.

President Linda Chavez asked Assistant Superintendent of Business Services Kolvira Chheng how much would it be for the extra cost.

Assistant Superintendent Chheng responded that he does not know.

President Linda Chavez said she was going to do what the community asked. This was discussed prior and it was supposed to be brought up for the next meeting, it never was.

Member Andrés Quintero asked to limit the number is meetings at the Middle Schools. He can support a small amount. There used to be meetings at the Middles Schools and there lasted at 2:00am to 3:00am and it use to be the same people that would show up. This incurs cost.

Clerk Dolores Marquez Frausto commented when they would have the Board meeting at the Middle Schools they were successful. She requested for them to be limited and not during the winter time.

President Linda Chavez said twice a year one in November 2019.

Member Corina Herrera-Loera commented considering the cuts being made she prefers for it to be one meeting at the Middle School and see what the cost would be and go from there. She said that she preferred December this would give us a better idea what the children go through during the winter.

President Linda Chavez said December was hard it is super cold and it is better to have it sooner than later because the parents say it is hard to go to the meetings.

Vice-President Ernesto Bejarano said two events per year in terms of cost should be alright since they saved money tonight. He feels this is way that parents can engage better and it is worth it. He said we can see then what the cost is.

9. Superintendent/ Board Business (*continued*)

MOTION #02-05 by Member Andrés Quintero to hold the November 2019 meeting at a Middle School that President Linda Chavez works out with Superintendent Bauer. MOTION #02-05 was seconded by Clerk Dolores Marquez-Frausto.

President Linda Chavez called out for Public Comments.

- 1) Dilza Gonzalez said parents are requesting to have meetings nearby their homes. She thanked the Board for having the meetings at the Middle Schools.
- 2) Frank Chavez commented when he was a Board member they use to do presentations at the District.
- 3) Male speaker feels this would be a great opportunity for parents to engage and want to join Alum Rock School District.

Vice-President Ernesto Bejarano asked to modify the motion made by Member Andrés Quintero to add Fall and Spring meetings. He asked that their PR firm that handles the social media target the surrounding areas where the meeting will take place.

Member Andrés Quintero said it is not necessary to modify the motion. First we get the cost and then schedule the other two meetings.

Clerk Dolores Marquez-Frausto asked Superintendent Bauer for a ball park figure for the cost for the setup of the Board meeting offsite.

Superintendent Bauer responded she had a conversation with Clerk Dolores Marquez-Frausto regarding costs when she was president and does not remember what the cost was.

MOTION #02-05 carried with a vote of 5 in favor; no oppositions; no absent; and no abstentions.

7. Contract Extensions Over \$100,000—Board Discussion And/ Or Action.

7.01 Approve Contract Extension, Original amount \$59,000, for Maxim Healthcare, Per Settlement Agreement OAH CASE NO. 2019040516 for Students requiring a 1:1 outside the District, Special Education, New contract amount \$123,750.

MOTION #02-06 by Member Andrés Quintero to approve Action Items 7.01 as presented. MOTION #02-06 was seconded by Member Corina Herrera-Loera.

MOTION #02-06 carried with a vote of 5 in favor; no oppositions; no absent; and no abstentions.

8. Contracts Over \$100,000

President Linda Chavez asked if there is a motion to approve 8.01, 8.03, 8.04, 8.05 and 8.06.

8.01 Approve Contract with Esther B. Clark School for non-public tuition related cost for students and disabilities, Special Education, \$100,296.00.

8.03 Approve Contract with Ro Health, Inc., Provide LVN services for students with medical needs, Student Services, \$140,000.

8.04 Approve Contract with City of San Jose, Recreation & Neighborhood Services, Provide 84 students with a comprehensive program that includes: tutoring, homework assistance, science, technology, engineering and math enrichment, State & Federal, \$123,045.

8.05 Approve Contract with Think Together, Inc., Provide a comprehensive licensed preschool program at Adelante Dual Language I and II, Early Learning, \$485,982.

8.06 Approve Contract with County of Santa Clara Department of Behavioral Health Services, Provide School Linked Coordinators to support students and their families socially and emotionally and assist with academic success, Student Services, \$179,000.00.

MOTION #02-07 by Member Andrés Quintero to approve Action Items 8.01, 8.03, 8.04, 8.05 and 8.06 as presented. MOTION #02-07 was seconded by Member Corina Herrera-Loera.

Vice-President Ernesto Bejarano had a question regarding item 8.01 wanted to clarify if services are provided for non-public schools and asked if the service is provided for Charter Schools.

Superintendent Bauer responded if the IEP requires it, yes.

Vice-President Ernesto Bejarano asked how often are these services provided to Charter Schools.

Superintendent Bauer responded she does not have the number of Special Ed Students that are provided services that are from Charter Schools.

Member Andrés Quintero commented Charter Schools will not admit there is students that do comeback. He said these folks send the expenses to the District. Alum Rock School District welcomes all students and provides those services.

Vice-President Ernesto Bejarano requested from staff if there was a way to keep track of students that come back and need to have services provided to them.

Clerk Dolores Marquez-Frausto had a question on item 8.05 the description led her to believe there was a cost for the district it never said it was a grant. She asked it be specific.

8. Contracts Over \$100,000 (continued)

Vice-President Ernesto Bejarano wanted to clarify that services will be provided to all students with medical needs who may not live in the boundaries of Alum Rock School District but go to school in the Alum Rock School District services will be provided.

MOTION #02-07 carried with a vote of 5 in favor; no oppositions; no absent; and no abstentions.

9. Superintendent/ Board Business

9.01 Board will select a board member to participate in District Strategic Planning Committee.

President Linda Chavez if anyone wanted to be part of the District Strategic Planning Committee. Vice-President Ernesto Bejarano and Clerk Dolores Marquez-Frausto.

MOTION #02-08 by Member Andrés Quintero to approve Vice-President Ernesto Bejarano and Clerk Dolores Marquez-Frausto to be a part of the District Strategic Planning Committee as presented. MOTION #02-08 was seconded by Clerk Dolores Marquez-Frausto.

MOTION #02-08 carried with a vote of 5 in favor; no oppositions; no absent; and no abstentions.

9.03 FIRST READING OF AMENDED BOARD BYLAW 1312.3—Uniform Complaint Procedures and Administrative Regulations 1312.3 Uniform Complaint Procedure.

10. Business-Board Discussion And/Or Action

10.02 Approve Memorandum of Understanding (MOU) Between the District and Catholic Charities of Santa Clara (CCSCC) to Operate the Family Resource Centers at Horace Cureton Elementary and Hubbard Media Arts Academy.

MOTION #02-09 by Member Andrés Quintero to approve Action Item 10.02 as presented. MOTION #02-07 was seconded by Member Corina Herrera-Loera.

Clerk Dolores Marquez-Frausto said she was against this item. She is a strong believer she keeps state and church separate.

MOTION #02-09 carried with a vote of 4 in favor; no oppositions; no absent; and one abstention (Clerk Dolores Marquez-Frausto).

10. Business-Board Discussion And/Or Action

10.03 Approve Agreement Between the District and City of San Jose to Allow the City's Office of Emergency Management to Use Certain Facilities Owned by the District During Emergencies for Shelter or Mass Care Services.

Member Andrés Quintero asked President Linda Chavez he would like to ask Counsel Rogelio Ruiz to excuse himself of item 10.03 because he is employed by the City of San Jose.

Counsel Rogelio Ruiz said this is a non-monetary agreement no financial interest involved so you do not need to excuse yourself.

MOTION #02-10 by Clerk Dolores Marquez-Frausto to approve Action Item 10.03 as presented. MOTION #02-10 was seconded by Member Andrés Quintero.

MOTION #02-10 carried with a vote of 4 in favor; no oppositions; no absent; and one abstention (Vice-President Ernesto Bejarano).

11. Bonds

11.01 Citizen's Bond Oversight Committee (CBOC) Appointment.

MOTION #02-11 by Member Andrés Quintero to approve Gabriel Campbell to Citizen's Oversight Committee as presented. MOTION #02-11 was seconded by Vice-President Ernesto Bejarano.

MOTION #02-11 carried with a vote of 5 in favor; no oppositions; no absent; and no abstention.

12. Human Resources

12.01 Information Regarding Resignations.

Clerk Dolores Marquez-Frausto thanked Angel Rodriguez for the services he gave to Alum Rock.

13. Consent Calendar- Board Discussion And/ Or Action

There was consensus from the Board to combine and take action on Agenda Items 13.02, 13.03, 13.04, 13.05, 13.06, 13.07, 13.08, 13.09, 13.10, 13.11, and 13.12 to discuss.

Vice-President Ernesto Bejarano asked to pull Agenda Item 13.01 Approval of Minutes for the following meetings: (1) May 30, 2019, Special Board Meeting/Study Session; (2) June 13, 2019, Regular Board Meeting to be discussed separately.

13. Consent Calendar- Board Discussion And/ Or Action *(continued)*

13.02 Acceptance of Donations.

13.03 Approval of Fundraising Activities.

13.04 Acceptance of Vendor & Payroll Warrants.

13.05 Seal of Biliteracy Achievement Wards- Criteria

13.06 English Language Learners Reclassification Criteria.

13.07 Resolution No. 01-19/20: History Social Science and Benchmark Advance Alignment 2019-2020.

13.08 Approve/Ratify Notices of Employment and Changes of Status/August 8, 2019/Human Resources Department.

13.09 Approve Amended 2019-2020 Supervisory Calendar.

13.10 Approve Contracts for Professional Services- Firms.

13.11 Approve Acceptance of Memorandum (s) of Understanding.

13.12 School-sponsored Field Trip List.

MOTION #02-12 by Member Andrés Quintero to approve Agenda Items 12.02, 12.03, 12.04, 12.05, 12.06, 12.07, 12.08, 12.09, and 12.11 as presented. MOTION #20-21 was seconded by Member Corina Herrera-Loera.

MOTION #02-12 carried with a vote of 5 in favor; no opposition; no absent; and no abstention.

13.01 Approval of Minutes for the following meetings: (1) May 30, 2019, Special Board Meeting/Study Session; (2) June 13, 2019, Regular Board Meeting.

Vice-President Ernesto Bejarano said he did understand there is a transition with the staff however he needs to pull the minutes from May 30, 2019, there is significant amount of corrections. The minutes for June 13, 2019 were of comprehensive nature clear and concise.

MOTION #02-13 by Member Andrés Quintero to approve June 13, 2019 Meeting Minutes as presented. MOTION #20-13 was seconded by Vice-President Ernesto Bejarano.

MOTION #02-13 carried with a vote of 5 in favor; no opposition; no absent; and no abstention.

14. FUTURE BOARD AGENDA REQUESTS

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

There was none.

15. ADJOURNMENT

14.01 President Adjourns the Meeting

President Linda Chavez adjourned the meeting at 10:55 p.m.

Respectfully submitted,



Dolores Marquez-Frausto
Board Clerk

mc