

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

**MINUTES OF A SPECIAL MEETING
BOARD OF TRUSTEES
of the Alum Rock Union School District
Held on Tuesday, March 24, 2020, 12:00 p.m.
Board Members and Superintendent participated via Zoom Meeting
Meeting #13-19/20**

1. OPEN SESSION

1.01 Call to Order / Roll Call

President Ernesto Bejarano called the Special Board Meeting to order at 12:03 p.m. and welcomed everyone in the audience. President Ernesto Bejarano led the Pledge of Allegiance at this time.

Board Members Present:

Ernesto Bejarano	President
Corina Herrera-Loera	Vice-President
Andrés Quintero	Clerk
Dolores Marquez-Frausto	Member
Linda Chavez	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

1. OPEN SESSION (continued)

1.01 Call to order/Roll Call/Pledge of Allegiance

President Ernesto Bejarano said there was a quorum. He said this is a new situation and there may be bumps in the way. He commented this may be a preview of meetings to come.

President Ernesto Bejarano said Director Avtar Gill is the meeting coordinator. He said all microphones will be muted except for the Trustees. He said that the public will be able to see the Board. He instructed people who would like to speak under the public comment to email publiccomment@arUSD.org. He commented there is also a live Spanish translation available if needed. He said the Board meeting is being broadcasted live on the Youtube channel "Alumrock TV".

2. PUBLIC MEMBERS WHO WISH TO ADDRESS THE BOARD

2.01 Requests to Address the Board

President Ernesto Bejarano said if the public would like to provide a public comment, they can do so by sending an email. He said this meeting is a Special Board Meeting and the only public comment that can be taken during this time is what is agendaized. He said there are only 20 minutes maximum for public comment.

Superintendent Bauer mentioned that Assistant Superintendent Sanchez said that there are currently no public comments and he will remain online to see if any public comments come in. She asked President Ernesto Bejarano if that is alright.

President Ernesto Bejarano said that would be fine.

3. SUPERINTENDENT / BOARD BUSINESS

3.01 Approve Resolution No. 28-19/20: COVID 19 School Closures.

Counsel Rogelio Ruiz said as everyone knows there is a flurry of public declarations of proclamations of emergency. He said culminating decision was made on or about March 13th by several local districts to shut down schools effective date of Monday, March 16, 2020. He said there was a declaration of public health emergency by the Health Officer. He commented there was an executive order was issued by the governor and other proclamations by the local educational officials including the county superintendent declaring an emergency declaring a need to close schools effective immediately as a result of the coronavirus pandemic. He said the purpose of this resolution is to memorialize the district's action of the closing of the schools in response to the coronavirus pandemic. He commented that this is to maximize the district's ability to maintain its full funding under the governor's executive order.

3. SUPERINTENDENT / BOARD BUSINESS *(continued)*

President Ernesto Bejarano asked Member Dolores Marquez-Frausto if she was able to hear the meeting.

Member Dolores Marquez-Frausto replied she can hear but she is fading in and out. She asked if the rest of her colleagues are at the Boardroom.

President Ernesto Bejarano replied that Clerk Andrés Quintero is on audio and video. He commented he, Vice-President Corina Herrera-Loera, and Member Linda Chavez are on video.

Vice-President Corina Herrera-Loera said she received a text from a community member that the zoom in Spanish is not working.

President Ernesto Bejarano said Director Avtar Gill is working on it and thanked Vice-President Corina Herrera-Loera for letting him know.

President Ernesto Bejarano asked Trustees if they had any questions.

President Ernesto Bejarano said he had a question for Counsel Rogelio Ruiz on the second page of the resolution right after item D. He asked that Counsel Rogelio Ruiz explain what it means.

Counsel Rogelio Ruiz said it is referred to as a saving clause which means because of the extraordinary nature in this resolution. He said there maybe at some point in time legal challenges. He commented on all these actions being taken into specific actions with specific orders that may impact this resolution and this saving provision in some portion of the resolution or some prior acts of the resolution. He commented they may be thrown out by the court of law because they violate the state and federal. He said the balance of the resolution stays in effect to the extent, in other words, it would not wipes the entire resolution and require the Board to do this all over again.

President Ernesto Bejarano said he had said he would revisit public comment.

Public Comment:

- 1) Assistant Superintendent Sanchez read an email from Sandra Rivera kindergarten teacher at Chavez asked why the Board Meeting was only to address the closure when teachers have been expected to go above and beyond in doing distance learning. She said each principal is given different information and being asked to do different things.

President Ernesto Bejarano asked Member Dolores Marquez-Frausto if she was able to hear the meeting.

Member Dolores Marquez-Frausto replied she can hear but she is fading in and out. She asked if the rest of her colleagues are at the Boardroom.

President Ernesto Bejarano commented that he is on video as well as Vice-President Corina Herrera-Loera and Member Linda Chavez. He also stated that Clerk Andrés Quintero is on audio and video.

Vice-President Corina Herrera-Loera said she received a text from a community member that the Zoom in Spanish is not working.

President Ernesto Bejarano said Director Avtar Gill is working on it and thanked Vice-President Corina Herrera-Loera for letting him know.

President Ernesto Bejarano asked Trustees if they had any questions.

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President Ernesto Bejarano stated that he had said he would revisit public comment.

Public Comment:

- 1) Assistant Superintendent Sanchez read an email from Sandra Rivera, kindergarten teacher at Chavez, who asked why the Board Meeting was only to address the closure when teachers have been expected to go above and beyond in doing distance learning. She said each principal has been given different information and is being asked to do different things.

3. SUPERINTENDENT / BOARD BUSINESS *(continued)*

Vice-President Corina Herrera-Loera thanked the administration and Counsel Rogelio Ruiz for putting this Special Board Meeting together. She thanked President Ernesto Bejarano for coordinating with Superintendent Bauer and keeping the Board posted. She commented that things changed by the hour within this last week. She said she is in agreement with the resolution and she is looking forward to voting on that. She said she was thinking about the Superintendents within the East Side Alliance and how they collaborate to serve families in the community. She commented she is looking forward to having all the children connected with a device.

Clerk Andrés Quintero said he wanted to echo on the recognition to all the staff and teachers for putting packages together for students to continue their learning at home. He thanked custodians for keeping everyone safe and CNS for passing out food to children.

Member Linda Chavez thanked everyone for doing their jobs that they are doing. She said this is beyond the district's control. She thanked those who are going above and beyond. She said the Board should backup the administration because the Board does not know the details. She said, in the end, the Board needs to make a decision that is best for everyone's health and education. She asked everyone to be patient.

Dolores Marquez-Frausto thanked the staff and Director Avtar Gill for connecting the Board. She was thankful for the public comment that came in. She said the district needs to get used to this process and the public has been informed. She thanked the staff that worked so hard on putting the Board Meeting together.

MOTION #01-13 by Member Dolores Marquez-Frausto to approve Action Item 3.01 as presented. MOTION #01-13 was seconded by Clerk Andrés Quintero.

Public Comment:

- 1) Assistant Superintendent Sanchez read a public comment from Delza Gonzalez. She said she appreciates that this issue of importance was addressed. She asked how the district is involving parents and teachers in the decisions related to students. She asked how the district is addressing the special education students. She said she heard that translation has been a huge issue for parents.

President Ernesto Bejarano said he would like to echo the sentiment of everyone who has spoken. He said obviously these are unprecedented times for everyone. He said he appreciates the comments made by Vice-President Corina Herrera-Loera about how things sometimes change within the hour. He said he assumes the next meeting there can be something set to make modifications to adapt the new orders. He thanked the district's staff who have been seemly working around the clock to get things lined up. He said it is not easy to coordinate as individuals with everyone's family but also with a fairly large organization. He said there is no one more prepared than the district's resilient Alum Rock Community. He thanked the volunteers.

3. SUPERINTENDENT / BOARD BUSINESS (continued)

President Ernesto Bejarano said he did not know if anyone went to the food distribution. But after speaking with the district's CNS staff, that has not been an easy task.

Counsel Rogelio Ruiz asked Board President if he could have an accurate record of who made the motion and seconded it.

President Ernesto Bejarano said there was a motion to pass the resolution made by Member Dolores Marquez-Frausto and Clerk Andrés Quintero seconded it.

MOTION #01-13 carried with a vote of 5 in favor; no opposition; no absent; and no abstention.

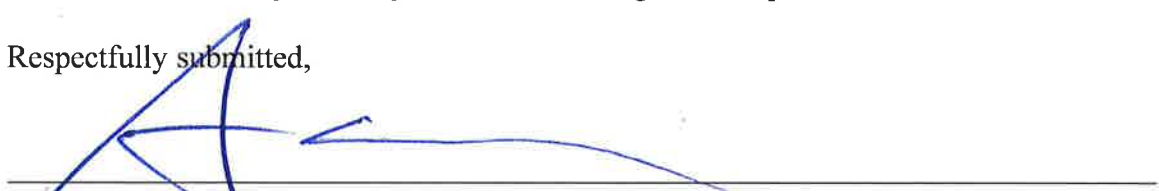
President Ernesto Bejarano thanked everyone for their participation and for coordinating the Board Meeting. He said he knows there were some challenges. He said for everyone to take care of themselves and their families.

4. ADJOURNMENT

4.01 President Adjourns the Meeting

President Ernesto Bejarano adjourned the meeting at 12:37 p.m.

Respectfully submitted,



Andrés Quintero,
Clerk

/mc