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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, January 14, 2021, 5:30 p.m. at the Alum Rock Union School
Board Members and Superintendent participated via Zoom Meeting
Meeting #11-20/21

1. OPEN SESSION

1.01 Call to Order/Roll Call/Pledge of Allegiance

President Corina Herrera-Loera welcomed everyone in the audience. President Corina Herrera-Loera called the Board Meeting to order at 5:33 p.m. followed by Roll Call.

Board Members Present:

Corina Herrera-Loera	President
Andrés Quintero	Vice-President
Ernesto Bejarano	Clerk
Linda Chavez	Member
Minh Pham	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

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1. OPEN SESSION *(continued)*

1.01 Call to order/Roll Call/Pledge of Allegiance

President Corina Herrera-Loera said there is a quorum.

1.02 Discussion And/Or Modification(s) of the Agenda

There was none.

2. Public Hearing

2.01 District's Initial Bargaining Proposal to Open Negotiations with AREA for the period of July 1, 2021-June 30, 2024.

President Corina Herrera-Loera opened the public hearing at 5:34 pm.

2.02 AREA Initial Bargaining Proposal to Open Negotiations with the Alum Rock Union Elementary School District for the period of July 1, 2021-June 30, 2024.

President Corina Herrera-Loera opened the public hearing at 5:35 pm.

3. Public Members Who Wish To Address The Board

3.01 Requests to Address the Board

There was no public comment.

4. Comments and Communications

4.01 Teamsters

Thanh Phu wished everyone a Happy New Year. He welcomed Member Minh Pham.

Teamsters Business Agent, Alan Daurie, welcomed the new Board Member. He said Jess Serna is a very good person.

4.02 California School Employee's Association (CSEA)

Sharon Fontaine wished everyone a Happy New Year. She congratulated Member Minh Pham. She congratulated President Corina Herrera-Loera for her success.

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4. Comments and Communications *(continued)*

4.03 Alum Rock Administrator's Association (ARAA)

ARAA President, Maria Martinez, said Happy School Board month. She said a shout out to the VAPA team for sharing a fantastic showcase. She thanked all the grant providers.

4.04 Alum Rock Educator's Association (AREA)

AREA President, Jocelyn Merz, welcomed Member Minh Pham. She said the appointment process was a fair and open process. She said this was a new school year and it should be meaningful.

4.05 Superintendent

Superintendent Bauer shared a video with the Board with a special message to them.

4.06 Board of Trustees/Communications/ Comments

Clerk Ernesto Bejarano thanked everyone who helped put the video message together.

Vice-President Andrés Quintero thanked everyone who participated in the video by honoring the Board. He welcomed Member Minh Pham to the Board.

Member Linda Chavez welcomed Member Minh Pham to the Board. She wanted to recognize some of the employees and thank them for everything that they do.

Member Minh Pham thanked the Board for trusting him. He asked that the community not pay games with COVID and to take all precautions needed. He thanked Senior Executive Assistant Maribel Carrillo, children, staff, and those who took the time to do the video.

President Corina Herrera-Loera said she had no idea it was Board member appreciation month. She said the Board would not be here without the staff and children. She asked the community to take COVID seriously.

5. Superintendent/ Board Business

5.01 Board Policy 5145.7, Sexual Harassment Students.

Member Linda Chavez said she has some edits for Board Policy 5145.7. She asked to add back steps to investigate.

Clerk Ernesto Bejarano said where it speaks on discipline to add restorative justice.

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5. Superintendent/ Board Business *(continued)*

Public Comments:

1) Dilza Gonzalez said she was harassed when she attended middle school. She said she agreed with Member Linda Chavez there needs to be an investigation.

2) Veronica asked that the Board have their cameras on.

3) Brenda Zendejas congratulated Member Minh Pham.

5.02 Consider and Approve the formation of a District Facilities Repurposing Advisory Committee (Educ. Code section 17387 et seq.). Per the Education Code, this committee will include at least 7 members and no more than 11 members and is proposed to be made of representatives from different stakeholders' groups, including one individual representing: DAC, DELAC, SPARC, AREA, CSEA, Teamsters, ARAA, Community Based-Organizations, local area business, Neighborhood Association, Facilities Use, and Management. This committee will be co-facilitated by Mr. Rene Sanchez, Asst. Sup. Of Academic Services, and a committee elected chairperson.

MOTION #01-11 by Member Linda Chavez to approve Action Item 5.02 as presented. MOTION #01-11 was seconded by Clerk Ernesto Bejarano.

Member Minh Pham said there should be a disclaimer disclosing if there is a financial interest.

Superintendent Bauer replied once the application process begins with the Business community it will be added to the application.

Public Comments:

1) Dilza Gonzalez said there has been declining enrollment. She said she recommends a parent to be part of this committee.

2) Flor De Leon said the district is losing money because of declining enrollment. She said a lot of children are being impacted.

3) Veronica Amador said there needs to be transparency.

4) Claudia Coello said having a committee is not a solution. She said she prefers town hall meetings.

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5. Superintendent/ Board Business *(continued)*

Superintendent Bauer asked Counsel Rogelio Ruiz to stay if this committee is a legal requirement. She said this committee is bound by the Brown Act rules.

Counsel Rogelio Ruiz said there was a demographic study done that shows declining enrollment for the next five years. He said Ed Code encourages school districts to have a committee made up of the groups mentioned.

Superintendent Bauer said she would like for the Board to have a Special Board Meeting on January 25, 2021.

President Corina Herrera-Loera said the application will be submitted by January 22, 2021, by 4:00 pm, and the Special Board meeting will be on January 25, 2021 at 5:30 pm.

Roll call vote: Ayes: Vice-President Andrés Quintero, Member Linda Chavez, Member Minh Pham, Clerk Ernesto Bejarano and President Corina Herrera-Loera.
Vote: 5/0; Motion Carries

5.03 Approve Resolution No. #26-20/21; Condemning the Violent, Seditious Actions at our National Capitol Inflicted by President Donald Trump.

MOTION #02-11 by Vice-President Andrés Quintero to approve Action Item 5.03 as presented. MOTION #02-11 was seconded by Clerk Ernesto Bejarano.

President Corina Herrera-Loera read the resolution.

Public Comments:

1) Flor De Leon said the focus should be on the kids. She said there was no immigration reform for over thirty years.

2) Dilza Gonzalez said she hopes all five Board members approve this resolution. She said it is important to let everyone know that the district will not accept this type of behavior.

3) Veronica said she hopes this goes beyond a resolution.

Roll call vote: Ayes: Vice-President Andrés Quintero, Member Minh Pham, Clerk Ernesto Bejarano and President Corina Herrera-Loera. Noes: Member Linda Chavez
Vote: 4/1; Motion Carries

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6. Business Services

6.01 Approve Amended Board Policy 3555, Nutrition Program Compliance.

MOTION #03-11 by Member Linda Chavez to approve Action Item 6.01 as presented. MOTION #03-11 was seconded by Clerk Ernesto Bejarano.

Roll call vote: Ayes: Vice-President Andrés Quintero, Member Linda Chavez, Member Minh Pham, Clerk Ernesto Bejarano and President Corina Herrera-Loera.
Vote: 5/0; Motion Carries

6.02 Approve Resolution No. 25-20/21 California School Finance Authority (CSFA) Tax Revenue Anticipation Notes.

MOTION #04-11 by Vice-President Andrés Quintero to approve Action Item 6.02 as presented. MOTION #04-11 was seconded by Clerk Ernesto Bejarano.

Roll call vote: Ayes: Vice-President Andrés Quintero, Member Minh Pham, Clerk Ernesto Bejarano and President Corina Herrera-Loera. Noes: Member Linda Chavez
Vote: 4/1; Motion Carries

7. Instructional Services

7.01 Approve Board Policy 6173, Education for Homeless Children.

MOTION #05-11 by Member Linda Chavez to approve Action Item 7.01 as presented. MOTION #05-11 was seconded by Vice-President Andrés Quintero.

Clerk Ernesto Bejarano said instead of using Homeless children it should read students experiencing homelessness.

Vice-President Andrés Quintero said if unhoused can be used instead of homeless.

Member Linda Chavez asked if initials could be used.

Counsel Rogelio Ruiz said the state and federal law refers to them as homeless.

Clerk Ernesto Bejarano said he does not like initials. He said he prefers students currently unhoused.

AMENDED MOTION #06-11 by Member Linda Chavez to approve action item 7.01 using students currently unhoused in place of homeless children. **MOTION #06-11 was seconded by Vice-President Andrés Quintero.**

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7. Instructional Services *(continued)*

Public Comments:

1) Veronica Amador thanked Clerk Ernesto Bejarano and Vice-President Andrés Quintero for changing the wording from homeless to unhoused.

2) Flor De Leon said unhoused is less harmful than homeless.

Roll call vote: Ayes: Vice-President Andrés Quintero, Member Linda Chavez, Member Minh Pham, Clerk Ernesto Bejarano and President Corina Herrera-Loera.
Vote: 5/0; Motion Carries

8. Human Resources

8.01 Approve the adoption of the District's Initial Bargaining Proposal to Open Negotiations with AREA for the period of July 1, 2021-June 30, 2024.

MOTION #07-11 by Member Linda Chavez to approve Action Item 8.01 as presented. MOTION #07-11 was seconded by President Corina Herrera-Loera.

Roll call vote: Ayes: Vice-President Andrés Quintero, Member Linda Chavez, Member Minh Pham, Clerk Ernesto Bejarano and President Corina Herrera-Loera.
Vote: 5/0; Motion Carries

President Corina Herrera-Loera said she will be closing the public hearing for item 2.01 at 7:54 pm.

President Corina Herrera-Loera said she will be closing the public hearing for item 2.02 at 7:55 pm.

8.02 Ratify One-Time Off-Schedule Payment to CSEA Bargaining Unit Members Pursuant to "me, too" Provision for 2019-2020 School Year.

MOTION #08-11 by Vice-President Andrés Quintero to approve Action Item 8.02 as presented. MOTION #08-11 was seconded by Clerk Ernesto Bejarano.

Roll call vote: Ayes: Vice-President Andrés Quintero, Member Minh Pham, Clerk Ernesto Bejarano and President Corina Herrera-Loera. Noes: Member Linda Chavez
Vote: 4/1; Motion Carries

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9. CONSENT CALENDAR

President Corina Herrera-Loera said she wanted to pull item 9.04.

There was a consensus from the Board to combine and take action on ***Agenda Items 9.01, 9.02, 9.03, 9.05, 9.06, 9.07, 9.08, 9.09, and 9.10.***

- ***Agenda Item 9.01*** *Approve Acceptance of Donations.*
- ***Agenda Item 9.02*** *Approve Acceptance of Vendor & Payroll Warrants*
- ***Agenda Item 9.04*** *Approve Acceptance of Grants/Awards Notification.*
- ***Agenda Item 9.05*** *Approve Quarterly Report on Williams Uniform Complaints.*
- ***Agenda Item 9.06*** *Approve Resolution No. 24-20/21 Inventory Disposal.*
- ***Agenda Item 9.07*** *Approve Contracts for Professional Services.*
- ***Agenda Item 9.08*** *Approve Memorandum(s) of Understanding(s).*
- ***Agenda Item 9.09*** *Approve School Accountability Report Cards (SARC).*
- ***Agenda Item 9.10*** *Approve/Ratify Notices of Employment and Changes of Status/January 14, 2021/Human Resources Department*

MOTION #09-11 by Clerk Ernesto Bejarano to approve Agenda Items 9.01, 9.02, 9.03, 9.05, 9.06, 9.07, 9.08, 9.09, and 9.10., as presented. MOTION #09-11 was seconded by Member Linda Chavez.

Roll call vote: Ayes: Vice-President Andrés Quintero, Member Linda Chavez, Member Minh Pham, Clerk Ernesto Bejarano and President Corina Herrera-Loera.
Vote: 5/0; Motion Carries

9.04 Approve Resolution No. 18-20/21; African American History Month.

President Corina Herrera-Loera read the resolution.

MOTION #10-11 by Member Linda Chavez to approve Action Item 9.04 as presented. MOTION #10-11 was seconded by Vice-President Andrés Quintero.

Public Comments:

1) Veronica said this resolution is to honor people of color. She asked if the district could do a collaboration with Black Kitchen Cabinet.

Roll call vote: Ayes: Vice-President Andrés Quintero, Member Linda Chavez, Member Minh Pham, and President Corina Herrera-Loera. Absent: Clerk Ernesto Bejarano.
Vote: 4/1; Motion Carries

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10. Closed Session

11.01 Recess to Closed Session

President Corina Herrera-Loera announced the items that would be discussed in Closed Session. There were no public comments from the audience at this time.

11. RECONVENE TO OPEN SESSION

11.01 Call to Order

The Board reconvened to Open Session at 8:40 p.m. President Corina Herrera-Loera welcomed everyone and said there was a quorum.

President Corina Herrera-Loera said there was nothing to report from the closed session.

12. ADJOURNMENT

12.01 President Adjourns the Meeting

President Corina Herrera-Loera adjourned the meeting at 8:43 p.m.

Respectfully submitted,

DocuSigned by:
Ernesto Bejarano
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Ernesto Bejarano, Board Clerk
mc