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, March 14, 2024, 5:30 p.m. at the Alum Rock Union School
Board Members and Superintendent participated at 2930 Gay Avenue San Jose, CA 95127
Meeting #15-23/24

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 5:30 pm, followed by Roll Call. Board Members present were Corina Herrera-Loera (President), Andrés Quintero (Vice-President), Andrea Flores Shelton (Clerk), Linda Chavez (Member), Minh Pham (Member)

Administrative and Support Staff Members present were Dr. Hilaria Bauer(Superintendent), Barbara Campbell (Assistant Superintendent, Instructional Services), Kolvira Chheng (Assistant Superintendent, Business Services), Cesar Torrico (Assistant Superintendent, Human Resources), Maribel Carrillo (Sr. Executive Assistant, Superintendent's Office)

Call to order/Roll Call/Pledge of Allegiance: President Corina Herrera-Loera stated there was a quorum.

1.02 Discussion And/Or Modification(s) of the Agenda: Vice-President Andrés Quintero requested to move items 5.02 and 5.06 after item 3.01.

MOTION #01-15 carried* with a *vote of 5 in favor, no opposition, no absent, and no abstention.

3. Special Presentation

3.01 Special Presentation Jazz Band Performance.

Public Comment:
Veronica Talton

5. Superintendent/Board Business

5.02 Approve Resolution No. 42-23/24 Remove grades 6,7 and 8 from Aptitud at Goss.

Public Comment:
Parent @ Aptitud, Norma Pimentel, Female speaker; Wendy Ross, Chris Stad, Silvia, David, Mr. Rodriguez, Ruby, Arias, Martha Lopez, Male (student); Daisy Sanchez, Female speaker; Adriane Vane, Female (student), Female speaker,

MOTION #02-15 by Clerk Andrea Flores Shelton to deny Resolution#42-23/24 and not to remove grades 6,7 & 8 from Aptitud and to direct administration to come back with a plan in 60 days. MOTION #02-15 was seconded by Member Linda Chavez.

MOTION #02-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

5.02 Approve Contract with Q Communicators for Public Relations Marketing Services in the amount of $24,000.00.

MOTION #03-15 by Clerk Andrea Flores Shelton to approve Action Item 5.02 as presented. MOTION #03-15 was seconded by President Corina Herrera-Loera.

MOTION #03-15 failed* with a *vote of 2 in favor; three oppositions (Vice-President Andrés Quintero, Member Minh Pham, and Member Linda Chavez), no absent, and no abstention.

2. Public Members Who Wish To Address The Board

2.01 Requests to Address the Board

Public Comment:
Maria Martinez, Michael Evertt, Female speaker; Adriane Vane, Shawn Swiess, Mariana de Soto, Kalira Martinez, Josefina Oregel, Evelyn Toslin, Nerdinin Rivera, Miranda Yee, Alondra Rios, Male speaker; Adrianna Sanchez, and Myra.

4. Comments and Communications

4.01 Teamsters, 4.02 California School Employee's Association (CSEA), 4.03 Alum Rock Educator's Association (AREA), Alum Rock Administrator's Association (ARAA),4.05 Superintendent and 4.06 Board of Trustees/Communications/Comments.

5. Superintendent/Board Business

5.01 Approve Resolution No. 44-23/24 Freeze The Hiring of Administrators.

MOTION #04-15 by Member Minh Pham to approve Action Item 5.01 as presented. MOTION #04-15 was seconded by Vice-President Andrés Quintero.

MOTION #04-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

5.03 Update on RFP Affordable Housing Developers.

5.04 2024 Ballot for CSBA Delegate Assembly –Deadline is March 15, 2024. The Board may vote for no more than 4 candidates in the Region or Subregion as indicated on the ballot. All re-elected and newly elected Delegates will serve two-year terms beginning April 1, 2024-March 31, 2026. Ballots must be postmarked by the U.S. Post Office on or before Friday, March 15, 2024.

MOTION #05-15 by Vice-President Andrés Quintero to select Isabel Jubes-Flamerich, Jodi Muirhead, and Jessica Speise. MOTION #05-15 was seconded by Member Linda Chavez.

MOTION #05-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

5. **Superintendent/Board Business** *(continued)*

5.05 Approve Out of State Travel, Association of Latino Administrators and Superintendents (ALAS) Washington DC on Capitol Hill, March 21-22, 2024, for Dr. Bauer.

MOTION #06-15 by Member Minh Pham to approve Action Item 5.05 as presented. MOTION #06-15 was seconded by Member Andrea Flores Shelton.

MOTION #06-15 carried* with a *vote of 4 in favor; one opposition (Member Linda Chavez); no absent; and no abstention.

5.07 Approve Memorandum of Understanding between San Jose State University and Alum Rock Union Elementary School District effective April 15, 2024.

MOTION #07-15 by Member Minh Pham to approve Action Item 5.07 as presented. MOTION #07-15 was seconded by Vice-President Andrés Quintero.

MOTION #07-15 carried* with a *vote of 4 in favor; no opposition; no absent; and one abstention (Member Linda Chavez).

5.08 Approve Granada contract for ARUSD Bilingual teacher program, Summer 2024, in the amount of $27,410.76.

MOTION #08-15 by Member Minh Pham to approve Action Item 5.08 as presented. MOTION #08-15 was seconded by Clerk Andrea Flores Shelton.

Public Comment:
Female speaker, Teolinda Mendoza, Maria Martinez, Marianna Villegas and Jose Cortez.

MOTION #09-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

5.09 Approve Out of Country Travel, CAMINOS Program, Granada, Spain, May 31, 2024-June 14, 2024, for Dr. Bauer.

MOTION #10-15 by Clerk Andrea Flores Shelton to approve Action Item 5.09 as presented. MOTION #10-15 was seconded by President Corina Herrera-Loera.

MOTION #10-15 carried* with a *vote of 4 in favor; no opposition; no absent; and one abstention (Member Linda Chavez).

5. Superintendent/Board Business *(continued)*

5.10 Approve Out of Country Travel, CAMINOS Program, Granada, Spain for 12 teachers and 3 administrators to participate in a 10-day program at the Centro de Lenguas Modernas, designed to provide educational experiences that integrate language learning, cultural understanding and professional development in a collaborative setting.

MOTION #11-15 by Member Minh Pham to approve Action Item 5.10 as presented. MOTION #11-15 was seconded by Clerk Andrea Flores Shelton.

MOTION #11-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

6. Business Services

6.01 Approve Second Interim Financial Report.

MOTION #12-15 by Member Minh Pham to approve Action Item 6.01 as presented. MOTION #12-15 was seconded by Vice-President Andrés Quintero.

MOTION #12-15 carried* with a *vote of 4 in favor; one opposition (Member Linda Chavez); no absent; and no abstention.

6.02 Approve Resolution No. 40-23/24 To Confirm Alum Rock Union Elementary School District's Commitment to Fiscal Solvency.

MOTION #13-15 by Vice-President Andrés Quintero to approve Action Item 6.02 as presented. MOTION #13-15 was seconded by Clerk Andrea Flores Shelton.

MOTION #13-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

7. Instructional Services

7.01 Approve California Department of Education Expenditure Quarter 2 Report, from Aptitud Community Academy at Goss Early Literacy Support Block Grant (ELSB), and Literacy Action Plan in year-three of implementation.

MOTION #14-15 by Vice-President Andrés Quintero to approve Action Item 7.01 as presented. MOTION #14-15 was seconded by Clerk Andrea Flores Shelton.

MOTION #14-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

7. Instructional Services *(continued)*

7.02 Approve School Sponsored Field Trip List.

MOTION #15-15 by Member Minh Pham to approve Action Item 7.02 as presented. MOTION #15-15 was seconded by Vice-President Andrés Quintero.

MOTION #15-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

7.03 Approve ARUESD 2024-2027 Instructional Calendar.

MOTION #16-15 by Member Linda Chavez to approve Action Item 7.03 as presented. MOTION #16-15 was seconded by Clerk Andrea Flores Shelton.

MOTION #16-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

8. Human Resources

8.01 Approve Declaration of Need for Fully Qualified Educators for 2024/2025.

MOTION #17-15 by Member Linda Chavez to approve Action Item 8.01 as presented. MOTION #17-15 was seconded by Clerk Andrea Flores Shelton.

MOTION #17-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

8.02 Resignations

9. Contracts Over $100,000

9.01 Approve Contract with Think Together for the 2023-2024 SY. This contract will provide non-instructional services through the Expanded Learning Opportunity Program (ELOP) during Alum Rocks Spring Break.

MOTION #18-15 by Member Linda Chavez to approve Action Item 9.01 as presented. MOTION #18-15 was seconded by Vice-President Andrés Quintero.

MOTION #18-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

9. Contracts Over $100,000 *(continued)*

9.02 Approve Contract with Springboard Collaborative for the 2023-2024 EYP. This contract will provide summer literacy program designed to improve educational outcomes for students in grades K-3rd.

MOTION #19-15 by Member Linda Chavez to approve Action Item 9.02 as presented. MOTION #19-15 was seconded by Clerk Andrea Flores Shelton.

MOTION #19-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

9.03 Approve Contract with Galileo Learning for the 2023-2024 SY. This contract will provide summer camps to 250 students at LUCHA and Linda Vista.

MOTION #20-15 by Vice-President Andrés Quintero to approve Action Item 9.03 as presented. MOTION #20-15 was seconded by Member Linda Chavez.

MOTION #20-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

9.04 Approve Contract with Silicon Valley Education Foundation for the 2023-2024 SY. This contract will provide Summer Elevate Math Intervention Programs for 2nd-6th grade students and Computer Science Institute for 5th-7th grade students.

MOTION #21-15 by Member Linda Chavez to approve Action Item 9.04 as presented. MOTION #21-15 was seconded by Clerk Andrea Flores Shelton.

MOTION #21-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

10. Contract Extensions Over $100,000

10.01 Approve Contract Extension with Assessment Resources, Inc. for the 2023-2024 SY. This contract extension with provide psycho-educational evaluations for students requiring initial or triennial evaluations at several sites within Alum Rock District.

MOTION #22-15 by Member Linda Chavez to approve Action Item 10.01 as presented. MOTION #22-15 was seconded by Clerk Andrea Flores Shelton.

MOTION #22-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

10. Contract Extensions Over $100,000 *(continued)*

10.02 Approve Contract Extension with Lozano Smith for the 2023-2024 SY. This contract extension will provide legal counsel for resolving open OCR cases as well as various student discipline cases.

MOTION #23-15 by Vice-President Andrés Quintero to approve Action Item 10.02 as presented. MOTION #23-15 was seconded Member Linda Chavez.

MOTION #23-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

11. CONSENT CALENDAR

There was a consensus from the Board to combine and take action on ***Agenda Items 11.01, 11.02, 11.03, 11.04, 11.05, 11.06, 11.07, 11.08, 11.10, 11.12, 11.13, 11.14,11.15, 11.16 and 11.17.***

MOTION #24-15 by Vice-President Andrés Quintero to approve Agenda Items 11.01, 11.02, 11.03, 11.04, 11.05, 11.06, 11.07, 11.08, 11.10, 11.12, 11.13, 11.14,11.15, 11.16 and 11.17. as presented. MOTION #24-15 was seconded by Clerk Andrea Flores Shelton.

MOTION #24-15 carried* with a *vote of 5 in favor; no opposition; no absent; and no abstention.

11.09 Approve Resolution No. 38-23/24 Dolores Huerta Day –April 12, 2024.

MOTION #25-15 by Member Minh Pham to approve Action Item 11.09 as presented. MOTION #25-15 was seconded Clerk Andrea Flores Shelton.

MOTION #25-15 carried* with a *vote of 4 in favor; one opposition (Member Linda Chavez); no absent; and no abstention.

11.11 Approve Resolution No. 36-23/24 Cesar Chavez Day – March 31, 2024.

MOTION #26-15 by Member Minh Pham to approve Action Item 11.11 as presented. MOTION #26-15 was seconded Clerk Andrea Flores Shelton.

MOTION #26-15 carried* with a *vote of 4 in favor; one opposition (Member Linda Chavez); no absent; and no abstention.

12. Closed Session

12.01 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.

Closed Session was extended until 11:59 pm.

13. RECONVENE TO OPEN SESSION

13.01 Report of Action Taken in Closed Session.

President Corina Herrera-Loera said there was a quorum.

Counsel Rogelio Ruiz reported the following actions:

Item 12.03 The Board unanimously approved a settlement with a family of a special needs student copy of the settlement agreement is available upon request.

Item 12.04 Matter of Leal & Trejo APC vs. ARUSD The Board unanimously approved the full and final release settlement agreement pursuant to which parties have agreed to mutual releases. The district will pay Leal & Trejo the sum of $255,000.00. Copy of the settlement agreement through the district upon request.

Item 12.04 Matter of ARUSD vs Del Terra all related cross complaints the Board unanimously approved the full and final release settlement agreement pursuant to which defendants and cross defendants will pay to the district the total sum of $500,000.00 exchange for what the district will dismiss the matter. The parties also agreed to mutual releases. A copy of the agreement is also available upon request to the district.

Item 12.07 The District has received notification the credential of Israel Santiago has been revoked based on that the Board unanimously approved the termination of Mr. Santiago.

Item 12.07 Motion made by Vice-President Andrés Quintero and Second by Member Linda Chavez, the Board, by a vote of 3/2, approved the unilateral termination of the Superintendent's contract of employment of the district which shall be effective March 25, 2024, voting in favor of the motion Vice-President Andrés Quintero, Member Linda Chavez, and Member Minh Pham. Opposed President Corina Herrera-Loera and Clerk Andrea Flores Shelton.

There were no further actions to report.

14. Future Board Agenda Requests

14.01 Future Board Agenda Requests

15. ADJOURNMENT

15.01 President Adjourns the Meeting

President Corina Herrera-Loera adjourned the meeting at 12:12 a.m.

Respectfully submitted,

Dr. Imee Almazan., Interim Superintendent
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