

**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, September 8, 2022, 5:30 p.m. at the Alum Rock Union School  
Board Members and Superintendent participated via Zoom Meeting  
Meeting #05-22/23**

**1. OPEN SESSION**

**1.01 Call to Order/Roll Call/Pledge of Allegiance**

President Andrés Quintero welcomed everyone in the audience. President Andrés Quintero called the Board Meeting to order at 5:30 pm followed by Roll Call.

Board Members Present:

Andrés Quintero	President	<i>(arrived late at 5:35pm)</i>
Minh Pham	Vice-President	
Corina Herrera-Loera	Clerk	
Linda Chavez	Member	
Ernesto Bejarano	Member	

Administrative and Support Staff Members Present:

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

**1. OPEN SESSION (*continued*)**

**1.01 Call to order/Roll Call/Pledge of Allegiance**

Vice-President Minh Pham said there was a quorum.

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

There were no modifications made to the agenda.

**2. Closed Session**

**2.01 Recess to Closed Session**

Vice-President Minh Pham announced the items that would be discussed in Closed Session. There were no public comments from the audience at this time.

**3. RECONVENE TO OPEN SESSION**

**3.01 Report of Action Taken in Closed Session.**

President Andrés Quintero said there was a quorum.

Assistant Superintendent Torrico reported the following actions.

**2.06 The Board approved the settlement agreement with former employee #300152 in the amount of \$15,804.00 vote 5/0.**

**2.07 The Board approved the employment LaToya Lee, Manager of Transportation.**

**4. Special Presentation**

**4.01 FRC Report.**

Somos Mayfair, Victor Vasquez, Andrea Portillo and Angelita Escheveste gave a presentation.

Catholic Charities, Deyanira Hurtado, Rose Jaquez, and Raquel Sierra gave a presentation.

**4. Special Presentation (continued)**

Public Comment:

- 1) Dilza Gonzalez said she is a proud parent of Alum Rock. She thanked the FRCs for all the help they gave her.

**5. Public Members Who Wish To Address The Board**

**5.01 Requests to Address the Board**

Public Comment:

- 1) Ms. Tanner said she was grateful for the staff she gets to work with. She said teachers at her school are not connected with the new network.
- 2) Sandra Rivera said the clock in her classroom is not working. She said she is having technical issues and asked IT to check connections.
- 3) Brenda Zendejas said she is disappointed with President Andrés Quintero due to his attendance at a democratic meeting.
- 4) Victor Vasquez said he would like to invite the Board to attend the grand opening of the new headquarters of Somos Mayfair. He said it will take place this Saturday at 11:30 am.

**6. Comments and Communications**

**6.01 Alum Rock Administrator's Association (ARAA)**

Principal, Lupita Gutierrez, shared what was happening at the school sites. She said the year started with in-person events.

**6.02 Teamsters**

Representative from Teamsters, Yadira Reyes thanked the Board for the teamster's wage increase.

**6.03 California School Employee's Association (CSEA)**

There was no CSEA representative.

## **6. Comments and Communications**

### **6.04 Alum Rock Educator's Association (AREA)**

President Jocelyn Merz said there have been challenges, for example, in the last couple of years, everyone has dealt with COVID. She thanked MOT for the repairs to the AC units and Superintendent Bauer for the mask mandate.

### **6.05 Superintendent**

Superintendent Bauer spoke about community schools. She said the district is looking forward to doing repairs on the air conditioning units. She commented there will be important decisions regarding the Bond's program and facilities master plan.

### **6.06 Board of Trustees/Communications/ Comments**

Member Linda Chavez thanked Superintendent Bauer for bringing the Family Resources Centers to do a presentation.

Clerk Corina Herrera-Loera welcomed everyone back to school. She said she would like to visit all the schools in the future. She thanked Superintendent Bauer and her staff for sending messages to families.

Vice-President Minh Pham said he knows the last couple of years has been tough. He said he was excited because the Bond's program has restarted. He commented that he attended the Moon Festival at Yebra Buena High School.

President Andrés Quintero said he was excited about the beginning of the school year. He said you can feel the energy from students. He apologized for the miscommunication between himself and Vice-President Pham. He said he has the right to step out of the meeting if needed.

## **7. Public Hearing(s)**

### **7.01 Public Hearing Regarding Sufficiency of Instructional Materials.**

President Andrés Quintero opened the public hearing at 9:09 pm.

#### **Public Comments:**

- 1) Teolinda Mendoza said she does not have enough instructional materials. She said she has spoken to the principal at Adelante and has not gotten a response.

**7. Public Hearing(s) (continued)**

President Andrés Quintero closed the public hearing at 9:09 pm.

**8. Superintendent/ Board Business**

**8.01 Discussion/Consideration to Approve Resolution No. 06-22/23 Authorizing Remote Virtual/Teleconference Meetings of The Board And District Committees Subject To The Brown Act for the Period August 12, 2022 – September 12, 2022.**

**MOTION #01-05 by Vice-President Minh Pham to approve item 8.01 effective October Regular Meeting all Board members of the Board will resume meeting at the Boardroom as a body. MOTION #01-05 was seconded by Clerk Corina Herrera-Loera.**

**Roll call vote: Ayes: President Andrés Quintero, Vice-President Minh Pham, and Clerk Corina Herrera-Loera. Noes: Member Linda Chavez and Member Ernesto Bejarano.**

**Vote: 3/2; Motion Carries**

**8.02 Approve Superintendent's Contract.**

**MOTION #02-05 by Vice-President Minh Pham to approve Action Item 8.02 as presented. MOTION #02-05 was seconded by Member Ernesto Bejarano.**

**Roll call vote: Ayes: President Andrés Quintero, Vice-President Minh Pham, Member Ernesto Bejarano and Clerk Corina Herrera-Loera. Noes: Member Linda Chavez**

**Vote: 4/1; Motion Carries**

**9. Business**

**9.01 Approve Unaudited Actual Financial Reports for 2021-2022 Report to the Board on Unaudited Actuals as Required by law.**

Assistant Superintendent Chheng gave a presentation regarding Unaudited Actual Financial Reports for 2021-2022.

Public Comments:

- 1) Jocelyn Merz asked that the public take a close look at what was presented.

**9. Business** (continued)

**MOTION #03-05 by Member Ernesto Bejarano to approve Action Item 9.01 as presented. MOTION #03-05 was seconded by Clerk Corina Herrera-Loera.**

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

**9.02 Approve Amended Resolution No. 55-21/22 Committed General Fund Balance.**

**MOTION #04-05 by Clerk Corina Herrera-Loera to approve Action Item 9.02 as presented. MOTION #04-05 was seconded by Member Ernesto Bejarano.**

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

**9.03 Approve First Amendment to the Joint Use Agreement with San Juan Bautista (SJB) Child Development Centers for Join Use Facilities at Cassell Elementary.**

**MOTION #05-05 by Clerk Corina Herrera-Loera to approve Action Item 9.03 as presented. MOTION #05-05 was seconded by Vice-President Minh Pham.**

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

**10. Bonds**

**10.01 Approve Contract with LPA, Inc. for Architectural Services for Facilities Master Plan.**

**MOTION #06-05 by Member Linda Chavez to approve Action Item 10.01 as presented. MOTION #06-05 was seconded by Vice-President Minh Pham.**

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

**10. Bonds (continued)**

**10.02 Approve Contract Extension for Construction Management Services.**

**MOTION #07-05 by Vice-President Minh Pham to approve Action Item 10.02 as presented. MOTION #07-05 was seconded by Member Linda Chavez.**

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

**10.03 Approve Piggyback Bid 2018-19-001 Arvin Union School District Award of Locker Procurement for #B2223-at George Middle School.**

**10.04 Approve Piggyback Bid 2018-19-001 Arvin Union School District Award of Locker Procurement for #B2223- at Sheppard Middle School.**

**MOTION #08-05 by Vice-President Minh Pham to approve Action Items 10.03 and 10.04 as presented. MOTION #08-05 was seconded by Member Linda Chavez.**

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

**11. Instructional Services**

**11.01 Approve Resolution No. 10-22/23 Week of the School Administrator.**

**MOTION #09-05 by Member Linda Chavez to approve Action Item 11.01 as presented. MOTION #09-05 was seconded by Vice-President Minh Pham.**

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

**11.02 Approve Resolution No. 07-22/23 Creating a College Culture.**

**MOTION #10-05 by Member Linda Chavez to approve Action Item 11.02 as presented. MOTION #10-05 was seconded by Vice-President Minh Pham.**

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

## **11. Instructional Services**

### **11.03 Approve Resolution No. 08-22/23 Hispanic Heritage Month.**

**MOTION #11-05 by Member Linda Chavez to approve Action Item 11.03 as presented. MOTION #11-05 was seconded by Vice-President Minh Pham.**

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

### **11.04 Approve Resolution No. 09-22/23 Character Education Month.**

**MOTION #12-05 by Member Linda Chavez to approve Action Item 11.04 as presented. MOTION #12-05 was seconded by Vice-President Minh Pham.**

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

### **11.05 Approve Resolution No. 11-22/23 Digital Citizenship Week.**

**MOTION #13-05 by Member Linda Chavez to approve Action Item 11.05 as presented. MOTION #13-05 was seconded by Vice-President Minh Pham.**

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

### **11.06 Approve Resolution No. 15-22/23, Regarding Sufficiency or Insufficiency of Instructional Materials.**

**MOTION #14-05 by Member Linda Chavez to approve Action Item 11.06 as presented. MOTION #14-05 was seconded by Vice-President Minh Pham.**

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

**11.07 California Department of Education Expenditure Quarter 4 Report, from Aptitud Community Academy at Goss Early Literacy Support Block Grant (ELSB), and Literacy Action Plan.**

**11.08 California Community Schools Partnership Program (CCSPP) Planning Grant.**



## **12. Human Resources**

**12.01 Approval and Ratification of Tentative Agreement between the Alum Rock Union Elementary School District and Teamsters Local 150, for the period of July 1, 2022 –June 30, 2023.**

**MOTION #15-05 by Vice-President Minh Pham to approve Action Item 12.01 as presented. MOTION #15-05 was seconded by Member Linda Chavez.**

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

**12.02 Approve/Ratify Tentative Agreement Between The Alum Rock Union Elementary School District and the California School Employees Association (CSEA), Chapter #305, for the period of July 1, 2021- June 30, 2022.**

**MOTION #16-05 by Vice-President Minh Pham to approve Action Item 12.02 as presented. MOTION #16-05 was seconded by Member Linda Chavez.**

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

### **12.03 Resignations**

## **13. Contracts Over \$100,000**

**13.01 Approve the Contract with Bay Alarm Company for the 2022-2023 SY. This contract is for overnight security patrol services.**

**MOTION #17-05 by Vice-President Minh Pham to approve Action Item 13.01 as presented. MOTION #17-05 was seconded by Member Linda Chavez.**

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

**13.02 Approve a One (1) Year Contract with AON Risk Insurance Services. This contract is to provide annual insurance and brokerage management services, and safety consulting services.**

**MOTION #18-05 by Vice-President Minh Pham to approve Action Item 13.02 as presented. MOTION #18-05 was seconded by Member Linda Chavez.**

### **13. Contracts Over \$100,000 (contracts)**

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

### **14. CONSENT CALENDAR**

*There was a consensus from the Board to combine and take action on Agenda Items 14.01, 14.02, 14.03, 14.04, 14.05, 14.06, 14.07, 14.08, 14.09, 14.11 and 14.12.*

- *Agenda Item 14.01 Approve Board Meeting Minutes for the following date: August 11, 2022, Regular Board Meeting.*
- *Agenda Item 14.02 Approve Fundraising Activities.*
- *Agenda Item 14.03 Approve Acceptance of Grant/Award Notification.*
- *Agenda Item 14.04 Approve Acceptance of Vendor & Payroll Warrants.*
- *Agenda Item 14.05 Approve the Santa Clara County Treasury Investment Portfolio Status.*
- *Agenda Item 14.06 Approve Resolution No. 12-22/23 Education/State & Local Government Purchase Agreement Piggyback for Apple Products, Services and Related Items, Bid #P-13 18/19.*
- *Agenda Item 14.07 Approve Resolution No. 13-22/23 GANN Limit Calculations.*
- *Agenda Item 14.08 Approve Contracts for Professional Services-Individuals*
- *Agenda Item 14.09 Approve Memorandum(s) of Understanding(s).*
- *Agenda Item 14.11 Approve/Ratify Notices of Employment and Changes of Status/September 8, 2022.*
- *Agenda Item 14.12 Current Enrollment.*

Member Ernesto Bejarano asked to pull item 14.10.

***MOTION #19-05 by Member Minh Pham to approve Agenda Items 14.01, 14.02, 14.03, 14.04, 14.05, 14.06, 14.07, 14.08, 14.09, 14.11 and 14.12 as presented. MOTION #19-05 was seconded by Member Linda Chavez.***

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

#### **14.10 Approve Contracts for Professional Services- Firms/Organizations.**

Member Ernesto Bejarano said he pulled this item because of the Chef Ann Foundation. He asked the Director of CNS Dennise Mendez to speak about the item.

#### **14. CONSENT CALENDAR**

Director of CNS Dennise Mendez said the Chef Ann Foundation will provide support at the facilities.

**MOTION #20-05 by Member Linda Chavez to approve Action Item 14.10 as presented. MOTION #20-05 was seconded by Vice-President Minh Pham.**

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

#### **15. Future Board Agenda Requests**

##### **15.01 Future Board Agenda Requests**

President Andrés Quintero asked that Board members email any future Board Agenda requests to Superintendent Bauer.

#### **16. ADJOURNMENT**

##### **16.01 President Adjourns the Meeting**

President Andrés Quintero adjourned the meeting at 10:41 pm.

Respectfully submitted,

DocuSigned by:

*Corina Herrera-Loera*

2B06037DDEA3418...

Corina Herrera-Loera, Board Clerk  
mc