Escuela Popular Board of Directors
Meeting Minutes
Tuesday, June 20, 2023 – 4:30 PM
Escuela Popular
149 N. White Rd,
San Jose, CA 95127
Room 200-Library

Board Member	Present	Absent	Board Member	Present	Absent
Pablo Reguerin, Board Chair	X		Maria del Rocio Preciado		x
San Juana Ochoa, Board Treasurer	X				
Dr. Bernard Gifford, Board Secretary	X				
Mayra Mejia	X				

Also in attendance: Patricia Reguerin

I. Call to Order	Time
The meeting was called to order by the Board President, Pablo Reguerin	4:34
II. Roll Call / Attendance	
See above.	4:35
III. Public Comment	
No public comment.	4:35
IV. Renewal of Board Member Terms and Offices	
Board terms were renewed from July 1, 2023- June 30, 2024, for the following board members: Pablo Reguerin-Board Chair Mayra Mejia- Vice Chair San Juana Ochoa -Secretary Bernard Gifford- Treasurer Motion: Bernie Gifford Second: Mayra Mejia Vote	4:36
V. Approval of Minutes of May 23, 2023	
Motion: Bernie Gifford Second: Mayra Mejia Vote	4:39

Member	Yay	Nay	Abstain	Absent
Reguerin	x			
Ochoa	x			
Gifford	x			
Mejia	x			
Preciado				x

Member	Yay	Nay	Abstain	Absent
Reguerin	x			
Ochoa	x			
Gifford	x			
Mejia	x			
Preciado				x

VI. Action/Discussion Items

6.1 Dashboard Local Performance Indicators for EPAFLC & EPCTC

See Board Packet
Patricia Reguerin presented on the Dashboard Local Performance Indicators for EPAFLC & EPCTC. Indicators included:

- Appropriately Assigned Teachers, Access to Curriculum-Aligned Instructional Materials, and Safe, Clean, and Functional School Facilities (LCFF Priority 1)
- Implementation of State Academic Standards (LCFF Priority 2)
- Parent and Family Engagement (LCFF Priority 3)
- School Climate (LCFF Priority 6)
- Access to a Broad Course of Study (LCFF Priority 7)

4:41

6.2 Approve Early Literacy Support Block Grant

See Board Packet
Patricia Reguerin presented the Early Literacy Support Block Grant Report and budget revision for Year 3.

Motion: Bernie Gifford
Second: San Juana Ochoa
Vote

Member	Yay	Nay	Abstain	Absent
Reguerin	x			
Ochoa	x			
Gifford	x			
Mejia	x			
Preciado				x

4:46

6.3 Approve Budget Overview for Parents and LCAP for EPAFLC and EPCTC

See Board Packet
Patricia Reguerin presented the Budget Overview for Parents and LCAP for EPAFLC and EPCTC

Motion: Mayra Mejia
Second: Bernie Gifford
Vote

Member	Yay	Nay	Abstain	Absent
Reguerin	x			
Ochoa	x			
Gifford	x			
Mejia	x			
Preciado				x

4:50

<table>
<tr>
<td>6.4 Financial Update</td>
<td>See Board Packet
Peter Laub from Edtec provided the financial update on
1. May Forcast Update
2. Debt Service Coverage
3. State Budget Update
4. Revised 23-24 Budget for Approval
3. Attachments: Detailed budget documents</td>
<td>4:55</td>
</tr>
<tr>
<td>6.5 Approve 2023-2024 Budget</td>
<td>See Board Packet
Peter Laub from Edtec presented the revised 2023-2024 Budget.

Motion: San Juana Ochoa
Second: Bernie Gifford

Vote
<table>
<tr><th>Member</th><th>Yay</th><th>Nay</th><th>Abstain</th><th>Absent</th></tr>
<tr><td>Reguerin</td><td>x</td><td></td><td></td><td></td></tr>
<tr><td>Ochoa</td><td>x</td><td></td><td></td><td></td></tr>
<tr><td>Gifford</td><td>x</td><td></td><td></td><td></td></tr>
<tr><td>Mejia</td><td>x</td><td></td><td></td><td></td></tr>
<tr><td>Preciado</td><td></td><td></td><td></td><td>x</td></tr>
</table>
</td>
<td>5:09</td>
</tr>
<tr>
<td>6.6 Approve EPA Expenditure Plan</td>
<td>See Board Packet
Peter Laub from Edtec presents on the EPA Expenditure Plan.

Motion: Bernie Gifford
Second: San Juana Ochoa
Vote
<table>
<tr><th>Member</th><th>Yay</th><th>Nay</th><th>Abstain</th><th>Absent</th></tr>
<tr><td>Reguerin</td><td>x</td><td></td><td></td><td></td></tr>
<tr><td>Ochoa</td><td>x</td><td></td><td></td><td></td></tr>
<tr><td>Gifford</td><td>x</td><td></td><td></td><td></td></tr>
<tr><td>Mejia</td><td>x</td><td></td><td></td><td></td></tr>
<tr><td>Preciado</td><td></td><td></td><td></td><td>x</td></tr>
</table>
</td>
<td>5:10</td>
</tr>
<tr>
<td>6.7 Approve EPAFLC ELOP Plan</td>
<td>See Board Packet
Patricia Reguerin presented the Expanded Learning Opportunity Program plan.

Motion: Bernie Gifford
Second: Mayra Mejia
Vote
<table>
<tr><th>Member</th><th>Yay</th><th>Nay</th><th>Abstain</th><th>Absent</th></tr>
<tr><td>Reguerin</td><td>x</td><td></td><td></td><td></td></tr>
</table>
</td>
<td>5:12</td>
</tr>
</table>

	Ochoa	x				
	Gifford	x				
	Mejia	x				
	Preciado				x	

6.8 Approve Arts, Music and Instructional Materials Plan for EPAFLC and EPCTC

5:16

See Board Packet
Patricia Reguerin presented the Arts, Music and Instructional Materials Plan for EPAFLC and EPCTC.

Motion: Bernie Gifford
Second: Mayra Mejia
Vote

Member	Yay	Nay	Abstain	Absent
Reguerin	x			
Ochoa	x			
Gifford	x			
Mejia	x			
Preciado				x

6.9 Approve Declaration of Need for Fully Qualified Teachers for EPAFLC and EPCTC

5:17

See Board Packet
Patricia Reguerin presented the Declaration of Need for Fully Qualified Teachers for EPAFLC and EPCTC.

Motion: Bernie Gifford
Second: Mayra Mejia
Vote

Member	Yay	Nay	Abstain	Absent
Reguerin	x			
Ochoa	x			
Gifford	x			
Mejia	x			
Preciado				x

6.10 Approve Auditor Contract

5:19

See Board Packet
Patricia Reguerin presented the Auditor Contracts and recommended auditor to be selected be Christy White.

Motion: Bernie Gifford
Second: Mayra Mejia
Vote

Member	Yay	Nay	Abstain	Absent
Reguerin	x			
Ochoa	x			
Gifford	x			
Mejia	x			
Preciado				x

<table>
<tr><td>6.11 Executive Director Evaluation Process</td><td>Patricia Reguerin asked the board to select a subcommittee to work on developing the Executive Director evaluation. Mayra Mejia agreed to lead the committee, and Bernie Gifford will participate on the subcommittee.</td><td>5:25</td></tr>
<tr><td colspan="3">VII. Consent Agenda</td></tr>
<tr><td>7.1. Approve Check & CC Register for May 2023
7.2 Approve Board Calendar for FY2023-2024
7.3 Approve 2023-24 Employee Handbook
7.4 Approve 2023 MOU re: Summer Enrichment Program with Boys and Girls Club of Silicon Valley</td><td>See Board Packet

Motion: Bernie Gifford
Second: San Juana
Vote
<table>
<tr><th>Member</th><th>Yay</th><th>Nay</th><th>Abstain</th><th>Absent</th></tr>
<tr><td>Reguerin</td><td>x</td><td></td><td></td><td></td></tr>
<tr><td>Ochoa</td><td>x</td><td></td><td></td><td></td></tr>
<tr><td>Gifford</td><td>x</td><td></td><td></td><td></td></tr>
<tr><td>Mejia</td><td>x</td><td></td><td></td><td></td></tr>
<tr><td>Preciado</td><td></td><td></td><td></td><td>x</td></tr>
</table></td><td>5:33</td></tr>
<tr><td colspan="3">VIII. Closed Session</td></tr>
<tr><td>8.1 Closed Session: 54957 – Public Employee Discipline/Dismissal/Release</td><td></td><td>5:35</td></tr>
<tr><td colspan="3">IX. Report out of Closed Session</td></tr>
<tr><td>8.0 Report out of Closed Session on any Action Taken</td><td>Severance package for San Juana Ochoa was approved.</td><td>5:43</td></tr>
<tr><td colspan="3">X. Adjournment</td></tr>
<tr><td>10.0 Adjournment</td><td>The meeting was adjourned at 5:56.</td><td>5:56</td></tr>
</table>

Board Approved on: 11/14/23

ESCUELA POPULAR DEL PUEBLO
BOARD OF DIRECTORS

CLARIFYING STATEMENT FOR THE RECORD REGARDING DIRECTOR SANJUANA OCHOA'S RECUSAL FROM THE JUNE 20, 2023 CLOSED SESSION SEVERANCE DECISION

Regular Meeting of November 16, 2026, Agenda Item 8.6 (Action)

1. Director Ochoa's Recusal

Read by Director Ochoa when the Chair calls the item, before any discussion.

> "This item concerns my former employment with Escuela Popular and the severance the Board approved for me in June 2023. Because it is a matter uniquely affecting my employment, I am recusing myself. I will not participate in the discussion or the vote on this item, and I will leave the room until the Board has concluded it."

Director Ochoa then leaves the room. The minutes should record the times she left and returned.

2. Statement for the Record

Read by Pablo Reguerin, who attended the June 20, 2023 meeting.

> "I am making this statement to complete the public record of the Board's meeting of June 20, 2023. I attended that meeting. The other directors present were Dr. Bernard Gifford, then-Director Mayra Mejia, and Director Sanjuana Ochoa. Then-Director Maria del Rocio Preciado was absent.
>
> Item 8.1 on the agenda for that meeting was a closed session under Government Code section 54957 concerning Director Ochoa's separation from employment. At the time, Director Ochoa was both a member of this Board and an employee of Escuela Popular.
>
> Director Ochoa recused herself from that item and did not attend the closed session. [She left the room before the closed session began and returned only after the Board reconvened in open session.] She did not take part in the Board's discussion, did not vote, and did not attempt to influence any other director regarding her separation or severance. The decision was made by the three other directors present: Dr. Gifford, Ms. Mejia, and me. [Each of us voted to approve the severance package.] When the Board returned to open session, it reported that it had approved a severance package for San Juana Ochoa.
>
> The approved minutes of the June 20, 2023 meeting record the closed session and the report of the action taken, but they do not record Director Ochoa's recusal [or the vote of each director on that action]. That was an omission in the minutes, not in the conduct of the meeting.
>
> This statement supplements the approved minutes of the June 20, 2023 meeting. It does not amend those minutes or reopen any action the Board took at that meeting."

3. Confirmation by the Board Chair

Read by Dr. Bernard Gifford.

"I also attended the June 20, 2023 meeting. Pablo's statement is accurate."

4. Motion

"I move that the Board adopt the Clarifying Statement for the Record as read by the Board Chair and confirmed by Dr. Gifford; direct that the full text of the statement be included in the minutes of this meeting; and direct the Board Chair, or a designee other than Director Ochoa, to attach a copy of the adopted statement to the approved minutes of the June 20, 2023 meeting in the Board's minute book, together with the cross-reference notation in Part 5 of this document."

Moved by Director Martha Maciel, seconded by Director Luis Polanco, and adopted by the following roll-call vote:

Director	Aye	No	Abstain	Recused	Absent
Dr. Pablo Reguerín	X				
Dr. Bernard Gifford	X				
Sanjuana Ochoa				X	
Martha Maciel	X				
Lori Ramos Chavez					X
Luis Polanco	X				

5. Cross-Reference Notation for the June 20, 2023 Minutes

To be placed on the approved June 20, 2023 minutes in the minute book.

"Clarification adopted November 16, 2026: See the Clarifying Statement for the Record adopted by the Board of Directors on November 16, 2026 (Agenda Item 8.6), attached, which documents that Director Sanjuana Ochoa recused herself from Closed Session Item 8.1 and did not participate in the discussion of, or decision on, her severance. These minutes otherwise remain as approved on November 14, 2023."

6. Suggested Minute Entry for November 16, 2026

Item 8.6: Adoption of Clarifying Statement for the Record Regarding Director Sanjuana Ochoa's Recusal from the June 20, 2023 Closed Session Severance Decision. Director Ochoa stated that the item concerned her former employment, recused herself, and left the room at [7:12] p.m. Board Chair Reguerin read the Clarifying Statement for the Record, the full text of which follows, and Dr. Gifford confirmed its accuracy. [Insert statement text.] Motion: [Maciel]. Second: [Polanco

Vote: [list each director by name and vote]. Director Ochoa: recused, not present for the item. Director Ochoa returned to the room at [7:17] p.m.

4920-9105-8657, v. 1