

SANTA CLARA COUNTY BOARD OF EDUCATION

1290 Ridder Park Drive
San Jose, California 95131

APPROVED

Minutes of Regular Meeting #2009

Board Room

November 7, 2007

5:00 p.m.

Members Present: Gary Rummelhoff, President
Jane Howard, Vice President
Craig Mann
Leon Beauchman
T.N. Ho
Grace Mah
Anna Song

The meeting was called to order by President Rummelhoff at 5:17 p.m.

Setting the Agenda

MOTION #2009-1 by Mr. Mann, seconded by Ms. Song, that the agenda be approved as submitted.

MOTION #2009-1 carried unanimously: 7-0-0-0

Pledge of Allegiance

President Rummelhoff asked Wendy Lopez Martinez, recipient of COE's Student Recognition, to lead the pledge of allegiance.

COE Student Recognition: Wendy Lopez Martinez, Migrant Education Program, Gilroy High School

Vice President Howard introduced Wendy Lopez Martinez of Gilroy High School and presented her with an iPod and a plaque in recognition of her achievements. Vice President Howard introduced Mr. Gerry Lopez, Program Manager, Migrant Education Region 1, who stated that Wendy epitomizes everything that the Migrant Education Program hopes for in all its students. Mr. Lopez introduced Ms. Lorena Tariva, Migrant Program Coordinator, Gilroy Unified School District, who spoke of Wendy's ability to maintain academic achievements despite the constant moving between California and Mexico throughout the year. Wendy thanked the COE and the Migrant Education Region 1 Program for the recognition. She also thanked her family for their support and acknowledged her deceased grandmother's support as well.

Hearing of Persons Desiring to Address the Board or to Present Petitions

President Rummelhoff invited members of the public to address the Board.

The following individuals addressed the Board on their concerns of overcrowding at some elementary and middle schools in the Evergreen Elementary School District (EESD). As members of the Evergreen Parents Task Force, they asked if the Board has recommended a grade level span for middle schools in Santa Clara County or if the Board is aware of any study. Members of the Evergreen community have formed an Evergreen Parents Task Force and have tried to work with the EESD. Their proposal for an annual residence verification check and further meetings have been rejected.

- Mr. Prashant Ranade, EESD Resident
- Mr. Dilip Lalwani, EESD Resident
- Mr. Mark Mau, EESD Resident

Ms. Kim Fuentes Hendrickson, Autism Project PTA, Vice President, thanked Anna Song for attending their kick-off meeting and shared membership information with the Board.

The following individuals addressed the Board on their concerns regarding placement delays for their family members who have not yet started school.

- Ms. Netta Anderson
- Seth Griffin on behalf of John and Ashley Griffin

Consent Action Items

MOTION #2009-2 by Mr. Mann, seconded by Mr. Ho that the following Consent Action Items be approved:

- Request Approval of Minutes of Regular Meeting of October 17, 2007 (#2008)
- Request Approval of Minutes of Special Meeting of October 29, 2007 (#2008-S1)
- Request Approval to Submit Non-Competitive Grant for Region 5 under the Regional School and District Support System (RSDSS) Initiative
- Request Approval to Submit Non-Competitive Grant for the California Technology Assistance Project (CTAP)
- Request Approval of Purchase Order Exceeding \$100,000
- Request Approval of Purchase Order Exceeding \$100,000

MOTION #2009-2 carried 6-0-0-1 (*Member Song had stepped away from the table.*)

CHANGE IN AGENDA

Study Action Items

Priority Area Petition – Bullis Charter School

Mr. Ken Moore, Bullis Charter School Chair, thanked the Board for past support and introduced Ms. Ann Marie Gallagher, Bullis Charter School Board Member, who presented a proposal to revise the school's charter and thanked Board Members for their consideration of this issue and their support.

Mr. Dick Noack, attorney from Hopkins & Carley, explained the process of reviewing a requested amendment to an authorized charter. Mr. Noack, Dr. Porter Sexton–Executive Director of Center for Educational Planning and Bullis Charter School staff members, answered questions from the Board.

MOTION #2009-3 by Mr. Beauchman, seconded by Ms. Song, that the Board hold a Public Hearing and a Study Action item to vote on the Bullis Charter School's proposal at the November 26 meeting.

MOTION #2009-3 carried unanimously: 7-0-0-0.

Ms. Ellen Wheeler, Board Trustee of the Mountain View Whisman School District, spoke in favor of the motion.

Information Items

SCCOE 2006-2007 Annual Financial Audit Report

Cathy Grovenburg introduced auditor Leonard Danna, CPA Partner–Vavrinek, Trine, Day & Co., LLP. Mr. Danna reported on the Annual Financial Audit. Mr. Danna and Ms. Nimrat Johal, Controller–Internal Business Services, answered questions from the Board.

Study Action Items

Request Approval of the Monthly Financial Report and Budget Revisions for the Period Ending September 30, 2007

MOTION #2009-4 by Mr. Ho, seconded by Ms. Song that the Monthly Financial Report, Budget Revisions for the Period Ending September 30, 2007, be approved.

MOTION #2009-4 carried unanimously: 7-0-0-0.

Recess

The Board broke for recess at 9:27 p.m. and reconvened at 9:36 p.m.

(The meeting continued in the San Jose Room to accommodate the large number of individuals attending the ACE Charter School public hearing.)

Public Hearing

Public Hearing on the Disclosure Statement of the Reopener Tentative Agreement between the County Superintendent of Schools and SEIU Local 521

President Rummelhoff invited members of the public to address the Board.

No one wished to address the Board at this time.

Public Hearing on the Appeal of the ACE Charter School Petition

President Rummelhoff reviewed the process for the public hearing and opened the hearing for public comment.

Staff presented a report on the ACE Charter School Petition.

Mr. Greg Lipmann, Petitioner from ACE Public School Network, gave a presentation on the merits of the petition.

The following representatives from the Alum Rock Union Elementary School District gave a brief presentation on their opposition to the petition:

- Mr. Jose Manzo, Deputy Superintendent
- Ms. Bonnie Piché, Assistant Superintendent, Instructional Services
- Ms. Rebecca Wright, Assistant Superintendent, Business Services

The following individuals spoke in support of ACE Charter School:

- Ms. Elizabeth Alvarez, parent
- Ms. Christina Ortiz, parent
- Ms. Art Meza, parent
- Ms. Jennifer Andaluz, Executive Director of Downtown College Preparatory
- Ms. Nora Lombera, parent
- Ms. Lisa Corr, Attorney, Law Offices of Spector, Middleton, Young and Minney
- Mr. Michael Buerger, ACE Public School Network
- Ms. Tamara Alvarado, Movimiento de Arte y Cultura Latino Americana (MACLA)
- Ms. Tania Gutierrez, parent
- Mr. Al Castellano, Castellano Family Foundation
- Ms. Anna Moreland, parent
- Ms. Raquel Nuno, parent
- Ms. Mary Dominguez, parent
- Father Francisco Rios, pastor, Our Lady Star of the Sea Parish
- Mr. Esau Herrera, private citizen
- Brother Bill Minkel, Franciscan priest, Our Lady of Guadalupe Church
- Ms. Reyna Nava, parent
- Father Eduardo Samaniego, Most Holy Trinity Catholic Church
- Ms. Susan Hammer, former Mayor of San Jose City
- Ms. Blanca Alvarado, County Supervisor District 2
- Mr. Sam Liccardo, Councilmember District 3

The following individuals spoke against the ACE Charter School:

- Ms. Maria Lopez, parent
- Ms. Hilaria Bauer, parent
- Ms. Maria Avila, parent
- Ms. Amelia Blas, parent
- Ms. Aurora Queredo, parent
- Mr. Jose Landia, parent
- Ms. Norma Rodriguez, Principal, Dorsa Elementary School
- Mr. Lalo Morales, parent
- Ms. Veronica Paganelli, parent
- Ms. Veronica Spatola, teacher, Dorsa Elementary School
- Ms. Claudia Cadenas, teacher, Dorsa Elementary School
- Ms. Carmen Rodriguez, parent
- Mr. Steven Scully, parent
- Ms. Kim Scully, parent
- Ms. Tanya Freudenberger, Board President, Alum Rock Union School District
- Ms. Silvia Serrano, parent
- Ms. Araiyo, parent
- Ms. Laura Correa, parent
- Ms. Zocorro Zepada, parent
- Ms. Norma Martinez, Superintendent, Alum Rock Union School District
- Mr. Doug Paganelli, Program Improvement Administrator, Dorsa Elementary School
- Mr. Oscar Leon, parent
- Ms. Linda Gonzales, parent

Study Action Items

Interim Superintendent Agreement

MOTION #2009-5 by Mr. Mann, seconded by Ms. Song that the Board approve the Memorandum of Understanding between the Santa Clara County Board of Education and Mr. Joe Fimiani, Interim Superintendent, which includes a monthly stipend of \$4,000 per month and an additional sum of \$70 per month for auto expense reimbursement.

MOTION #2009-5 carried unanimously 7-0-0-0.

Information Items

Establishment of Positions

Interim Superintendent Fimiani provided information on the establishment of positions and answered questions.

Discussion of Criteria for Search Consultant Firm and Process for Community Involvement

Board members discussed the process and criteria of selecting a search firm for a county superintendent and the process of community involvement.

Board Committee Reports

There were no Board committee reports.

County Board of Education Reports

Craig Mann

- Attended La Raza Roundtable
- Spoke with Susan Hammer

Anna Song

- Attended a Project Autism PTA meeting
- Attended a Barnes & Noble Healthy Halloween event
- Met with Sandra Soto, District Chief of Staff, Office of Representative Zoe Lofgren
- Met with Greg Lipmann, Petitioner from ACE Public School Network

Jane Howard

- Spoke with Susan Hammer, former Mayor of San Jose
- Attended the Christopher High School groundbreaking ceremony
- Met with three superintendents regarding their input in hiring a new county superintendent

Leon Beauchman

- Attended an After School All Stars' breakfast
- Attended a Leaders & Legends dinner
- Attended La Raza Roundtable meeting
- Attended the Young Artist Showcase event

T.N. Ho

- Attended the Young Artist Showcase event

Grace Mah

- Attended State Superintendent Jack O'Connell's Achievement Workshop at Orchard School District
- Met with Susan Hammer, former Mayor of San Jose City
- Met with Mr. Greg Lipmann, Petitioner from ACE Public School Network

Gary Rummelhoff

- Met with Tanya Freudenberger, Board President, Alum Rock Union School District
- Met with Gustavo Gonzalez, Board Member, Alum Rock Union School District
- Attended a Federal Reserve Bank of San Francisco meeting on “Return on Investment for Early Childhood Education in Preschool”
- Attended the annual Santa Clara County School Boards Association meeting
- Attended La Raza Roundtable meeting
- Met with Superintendent Don Iglesias, San Jose Unified School District
- Met with Superintendent Manny Barbara, Oak Grove School District
- Met with John Danner and Reed Hastings

Superintendent’s Report

- Passing away of Mr. Arthur Donald Doorbos, former Santa Clara County Superintendent of Schools
- Berryessa Library – Community Hearing, November 8, 6:00 p.m.

Disclosure of Items to be Discussed in Closed Session

President Rummelhoff reported that the Board will hold a Closed Session to consider the following item:

- Liability Claim, Claimant: Ayala; Agency Claimed Against: Santa Clara County Office of Education

Closed Session

The Board convened into Closed Session at 10:17 p.m.

OPEN SESSION – 10:20 p.m.

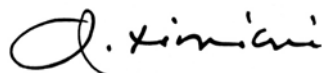
Report of Closed Session Actions

President Rummelhoff reported that there were no reportable actions.

Adjournment

The meeting was adjourned at 10:20 p.m.

Respectfully submitted,



Joe Fimiani, Interim Superintendent
Ex-Officio Secretary