

SANTA CLARA COUNTY BOARD OF EDUCATION
1290 Ridder Park Drive
San Jose, California 95131

APPROVED

Regular Meeting #2069
Board Room — 5:00 p.m.
November 17, 2010
Teleconference Location:
Waikiki Beach Marriott Resort & Spa
2552 Kalakaua Avenue, Room 427
Honolulu—Oahu, HI

1. Call to Order

President Song called the meeting to order at 5:07 p.m.

Board member T.N. Ho made a statement in response to a Mercury News article regarding the validity of his Trustee Area 2 residency. He said his plan was to move to Southern California and join his wife there after finishing his County Board of Education term. He said he is still a resident and voter of Trustee Area 2.

Ina Bendis, self, addressed the validity of member Ho's residency in Trustee Area 2 and requested that he recuse himself from the meeting.

Member Mann asked member Ho to recuse himself from the meeting given questions regarding member Ho's Trustee Area 2 residency. In addition, member Mann explained that he believed member Beauchman would be ineligible to join the meeting due to a "defective" agenda posting.

Ina Bendis, self, spoke on the subject of member Beauchman's ineligibility to join the meeting.

Lori Peg, Assistant County Counsel, addressed the Board's concerns on member Beauchman's and member Ho's participation in the meeting. Referencing provisions of the Brown Act, Ms. Peg advised that member Beauchman and member Ho could participate in the meeting. Member Ho answered questions from board members on his residency status.

Roll Call

Members Present:

Grace Mah, Area 1
T.N. Ho, Area 2
Leon Beauchman, Area 3
Joseph Di Salvo, Area 4
Anna Song, Area 5
Craig Mann, Area 6
Jane Howard, Area 7

Members Absent:

Damariz Reyes, Student Board Member

b. Pledge of Allegiance

President Song asked member Ho to lead the pledge of allegiance.

c. Adoption of Agenda

Member Di Salvo requested to have Consent Action Item 8.B. pulled from the agenda for further discussion. Member Mann requested to have Closed Session Item 4.A. moved to the end of the agenda and to have Study Action Items 9.G, 9.H and 9.I deferred to another meeting, which will allow the two newly elected board members an opportunity to participate in the decision of these action items.

MOTION #2069-1 by member Mann that the Board move Closed Session 4.A. to the end of the agenda, pull Consent Action Item 8.B. for discussion and defer Study Action Items G, H and I to a meeting where the new board members can participate. President Song seconded the motion and it failed by a 3-4 vote with Vice President Mah and members Howard, Ho and Beauchman voting no.

MOTION #2069-2 by member Di Salvo that the Board move Closed Session 4.A. to the end of the agenda and pull Consent Action Item 8.B. for discussion. Member Mann seconded the motion and it carried 7-0 with the following roll call vote:

AYES: President Song, Vice President Mah, members Beauchman, Howard, Ho, Mann, and Di Salvo

NOES: none

ABSTAIN: none

ABSENT: none

2. Recognition of Retiring Board Members: Jane Howard and T.N. Ho

Dr. Charles Weis, County Superintendent of Schools, recognized member Ho and Howard for their contributions to the Board of Education and presented them with a plaque in recognition of their service.

Member Beauchman praised members Howard and Ho for their contributions to the Santa Clara County Board of Education.

(Member Ho left the meeting at approximately 6:28 p.m.)

(Member Beauchman disconnected from his teleconference participation at approximately 6:33 p.m.)

(Member Mah left the meeting at approximately 6:33 p.m.)

The Board broke for recess at 6:34 p.m. and reconvened into Open Session at 6:42 p.m.

3. Public Comments of Persons Desiring to Address the Board or to Present Petitions

Michael Chang, newly elected County Board of Education member, spoke about giving Julia Hover-Smoot (newly elected County Board of Education member) and himself the opportunity in participating in Dr. Weis' employment contract extension.

The following individuals spoke in support of Dr. Weis' employment contract extension:

- Dana Bunnett, resident of Los Altos
- Erik Burmeister, resident of Santa Clara County
- Adolfo Pando, SCCOE staff
- Cathy McKim, SCCOE staff
- Cindy Buck, SCCOE staff
- Manny Barbara, retired District Superintendent
- Gina Liebig, SCCOE staff
- Judy Bugarin, SCCOE staff
- Dr. Angela Haick, SCCOE staff
- Lisa Gonzalez, SCCOE staff
- Lisa Kaufman, SCCOE staff
- Deborah Keys, SCCOE staff
- Matthew Cottrell, SEIUP rep
- Deborah Watkins, Founder, California Alliance of African American Educators
- Diana Bautista, representative of Senator Maldonado
- Dennis Cima, SR VP, Silicon Valley Education Foundation

April Carlson, President of the Association of County Educators (ACE), requested that going forward the Board focus on the work at hand, which is students and school programs.

The following individuals requested that the decision on the renewal of ACE Charter School and the Summit Public School: Tahoma Charter School be moved to the December 8 meeting:

- Art Meza, parent
- Greg Lippman, lead petitioner, ACE Charter School
- Diane Tavenner, lead petitioner, Summit Public School: Tahoma Charter School

CHANGE IN AGENDA

6. Correspondence

- Email from Lisa Smith, dated November 13, 2010, Subject: For Your Consideration
- Email from Michael Chang, dated November 14, 2010, Subject: Letter to Board Regarding Superintendent Contract Process
- Email from Ellen Wheeler, dated November 15, 2010, Subject: Recommending Extension of Contract for Supt. Weis
- Email from Julia Hover-Smoot, dated November 15, 2010, Subject: RE: Letter to Board Regarding Superintendent Contract Process

7. Student Board Member Report

There was no student board member report.

8. Consent Action Items

a. Request Approval of Minutes of Regular Meeting of November 3, 2010 (#2068)

MOTION #2069-3 by member Mann that Consent Action Item 8.A be approved as presented. Member Howard seconded the motion and it carried 4-0-0 with Vice President Mah and members Ho and Beauchman absent.

b. Request Approval to Submit Non-Competitive Grant for Growing Summer Learning Technical Assistance

Member Di Salvo inquired on Packard's '*vision for summer learning*' and '*summer learning best practices*.'

MOTION #2069-4 by member Mann that Consent Action Item 8.B. be approved as presented. Member Di Salvo seconded the motion and it carried 4-0-0 with Vice President Mah and members Ho and Beauchman absent.

9. Action Items

a. Consider Amendments to the County Superintendent of Schools Employment Contract – Possible Action: Approve Amendment #2 to the County Superintendent of Schools Employment Contract

Board members deliberated on extending Dr. Weis' employment contract.

Dennis Cima, Senior Vice President of the Silicon Valley Education Foundation commended Dr. Weis' leadership.

MOTION #2069-5 by member Di Salvo that the Board postpone considering Dr. Weis employment contract extension until the first meeting of April 2011. Member Mann seconded the motion and it carried 4-0-0 with Vice President Mah and members Ho and Beauchman absent.

b. Renewal of the Charter for ACE Charter School for the Period July 1, 2011 Through June 30, 2016

MOTION #2069-6 by member Howard to defer the ACE Charter School renewal decision to the December 8, 2010 meeting. Member Mann seconded the motion and it carried 4-0-0 with Vice President Mah and members Ho and Beauchman absent.

c. Decision on the Charter Petition for Summit Public School: Tahoma

MOTION #2069-7 by member Mann to defer the decision on the charter petition for Summit Public School—Tahoma to the December 8, 2010 meeting. Member Di Salvo seconded the motion and it carried 4-0-0 with Vice President Mah and members Ho and Beauchman absent.

The Board broke for recess at 7:52 p.m. and reconvened into Open Session at 8:00 p.m.

d. Request Approval to Re-Program Funds

MOTION #2069-8 by member Mann to approve to re-program funds in the Head Start Program. Member Howard seconded the motion and it carried 4-0-0 with Vice President Mah and members Ho and Beauchman absent.

e. 2010-11 State Budget Revision

Doug Coffman, Director of Internal Business Services, presented the 2010-11 State Budget Revision. Mr. Coffman and Kenneth Shelton, Chief Business Officer, answered questions from the Board.

MOTION #2069-9 by member Mann to approve the new revenues. Member Howard seconded the motion and it carried 4-0-0 with Vice President Mah and members Ho and Beauchman absent.

f. Request Approval of the Environmental Education Department Tentative Lease Agreement (in concept) Between the SCCOE and Walden West Outdoor School Foundation – Fund 850 (Environmental Education)

MOTION #2069-10 by member Di Salvo to approve the Environmental Education Department Tentative Lease Agreement (in concept) Between the SCCOE and Walden West Outdoor School Foundation. Member Mann seconded the motion and it carried 4-0-0 with Vice President Mah and members Ho and Beauchman absent.

(Member Howard left the meeting at approximately 8:04 p.m.)

- g. Discussion and Decision of the 2010-11 California School Boards Association (CSBA) Membership Dues

This item was deferred to a future meeting.

- h. Second Reading and Adoption of Board Policies 2000 and 9000

This item was deferred to a future meeting.

- i. Request Approval of Resolution and Board Bylaw 9270 Conflict of Interest

This item was deferred to a future meeting.

10. INFORMATION ITEMS

- a. Annual Report to the Board: Leadership Public School

Larry Vilaubi, Principal and Charles Ku, Dean, of Leadership Public School presented highlights from the 2009-2010 school year and answered questions.

- b. Annual Report to the Board: University Prep Charter School

Dan Ardaz, Executive Director; Sandy Tortch, Counselor; and Phil Hophan, Principal of University Prep Charter School, presented highlights from the 2009-2010 school year and answered questions.

- c. County Board of Education Committee Reports

This item was tabled for the next meeting.

- d. County Board of Education Member Reports

This item was tabled for the next meeting.

- e. County Superintendent's Report:

Dr. Weis presented the following information relative to the activities of the Office:

- Attendance & Enrollment for Community Schools: October 6, 2010 through November 3, 2010

4. Closed Session – Public Employee Performance Evaluation: Title: County Superintendent of Schools

This item was tabled.

11. FUTURE AGENDA ITEMS

- Champions for Leadership Program (Grace Mah)
- Branch Department Updates – January 2011 (Grace Mah)
- Civil Grand Jury report on School District Consolidation – January 2011 (Joseph Di Salvo)
- Alternative Education Budget – January 2011 (Joseph Di Salvo)
- WestEd Report – January 2011 (Joseph Di Salvo)

12. ADJOURNMENT

The meeting adjourned at 9:00 p.m.

Respectfully submitted,



Dr. Charles Weis, County Superintendent of Schools
Ex-Officio Secretary

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