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

No one wished to address the County Board of Education or the County Superintendent of Schools.

CLOSED SESSION

2. The Board convened into Closed Session to hear the following items:

   a. Hearing
   Subject Matter: Inter-District Transfer Appeal Filed on Behalf of Student
      Resident District: Alameda School District (Alameda County)
      Desired District: Sunnyvale School District

   b. Hearing
   Subject Matter: Inter-District Transfer Appeal Filed on Behalf of Student
      Resident District: East Side Union School District
      Desired District: San Jose Unified School District

   c. Hearing
   Subject Matter: Inter-District Transfer Appeal Filed on Behalf of Student #1
      Resident District: East Side Union School District
      Desired District: Campbell Union High School District

   d. Hearing
   Subject Matter: Inter-District Transfer Appeal Filed on Behalf of Student #2
      Resident District: East Side Union School District
      Desired District: Campbell Union High School District

3. Report of actions taken in Closed Session

   In the matter of Closed Session Item 2.A., Inter-District Transfer Appeal Filed on Behalf of Student, President Di Salvo reported that a motion (#2104-1) was made by member Chang and seconded by Vice President Hover-Smoot to uphold the appeal for the 2012-2013 school year based on: Factor 4 Harshness resulting from lack of available or appropriate after school care options for the pupil in the district of resident and Factor 5: A severe and demonstrated hardship to parents or guardians which could affect the pupil’s success in school. Vote carried 4-1-1 with member Mah voting no and member Song absent.
In the matter of Closed Session Item 2.B., Inter-District Transfer Appeal Filed on Behalf of Student, President Di Salvo reported that motion (#2104-2) was made by President Di Salvo and seconded by member Beauchman to deny based on Factor 12: Other exceptional or extraordinary circumstances, which would weigh heavily in favor of the affected school district. Vote carried 5-0-1 with member Song absent.

In the matter of Closed Session Item 2.C., Inter-District Transfer Appeal Filed on Behalf of Student, President Di Salvo reported that motion (#2104-3) was made by Vice President Hover-Smoot and seconded by member Mah to deny the appeal. Vote carried 5-0-1 with member Song absent.

In the matter of Closed Session Item 2.D., Inter-District Transfer Appeal Filed on Behalf of Student, President Di Salvo reported that motion (#2104-4) was made by member Chang and seconded by member Beauchman to uphold the appeal for all four years of high school based on Factor 1: The pupil’s psychological or physical well-being and Factor 12 Other exceptional or extraordinary circumstances which would weigh heavily in favor of the appellate pupil. Vote carried 5-0-1 with member Song absent.

4. Call to Order

   a. Roll Call
   
      Member(s) Present:  
      Grace Mah, Area 1  
      Michael Chang, Area 2  
      Leon Beauchman, Area 3  
      Joseph Di Salvo, Area 4  
      Julia Hover-Smoot, Area 7
   
      Member(s) Absent:  
      Anna Song, Area 5
   
      MOTION #2104-5 by President Di Salvo to excuse member Song due to illness. Member Chang seconded the motion and it carried 5-0-1 w/member Song absent.

   b. Adoption of Agenda

      Dr. Xavier De La Torre, County Superintendent of Schools, requested that Action Item 14.A. Discussion/Action on Rocketship Education Request to the Santa Clara County Board of Education to use the Santa Clara County Office of Education’s Zoning Exemption be pulled from the agenda until after the City of San Jose completes the CEQA analysis.

      MOTION #2104-6 by President Di Salvo that the Board pull Action Item 14.A. Discussion/Action on Rocketship Education Request to the Santa Clara County Board of Education to use the Santa Clara County Office of Education’s Zoning Exemption be pulled from the agenda until after the City of San Jose completes the CEQA analysis.
Vice President Hover-Smoot seconded the motion and it carried 5-0-1 with member Song absent.

c. **Pledge of Allegiance**

President Di Salvo asked several Washington School students to lead the pledge of allegiance.

5. **Employee of the Month:** Tammy Gray, Student Services, Para-Educator—Special Education (Gateway)

Member Chang introduced Tammy Gray, September’s Employee of the Month. He noted Tammy’s contributions, presented a plaque and an engraved pen in recognition of her work. Juana Kaanapu, teacher at Gateway School spoke about Tammy’s caring spirit and said she appreciated Tammy’s many contributions. Tammy paid tribute to the Kaanapu family and expressed her gratitude for the recognition.

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

Dr. Vincent Matthews, San Jose Unified School District, thanked the Board for taking additional time to consider Action Item 14.A. “Discussion/Action on Rocketship Education Request to the Santa Clara County Board of Education to Use the Santa Clara County Office of Education’s Zoning Exemption.” Dr. Matthews’ district is moving forward in working to bring Rocketship Education charter schools into his district.

The following Tamien Community members addressed the Board on their concerns in Rocketship moving into their community:

- Julia Salas
- Dr. Angela Bymaster
- Brett Bymaster
- Mario Coelho
- Beatriz Perez
- Jeannie Traybak
- Patricia Flores
- Arcelia Ramirez
- Yolanda Lopez
- Yolanda Ballesteros
- Yasmin Ballesteros
- Naila Vargas
- Maria Marcelos
- Pastor Tony Traback
The following individuals affiliated with Rocketship spoke in support of Rocketship Education’s location in the Tamien community:

- Kate Mehr, Vice President, Rocketship
- Veronica Lopez
- Sara Valentine
- Aaron Toscano
- Karen Martinez
- Mecca Tyson
- Dione Tyson
- Miguel Burnagn
- Maria Contreras
- Blanca Carbajal
- Rita Jo Rodriguez
- Alex Peña
- Arisol Guirera
- Diana Mijares
- Narcisco Hernandez
- Maria Hernandez
- Esmeralda Navarro
- Heriberto Coto
- Carmen Davalos
- Mary Guzman
- Wanda Areistorena

7. Correspondence

- Email, August 13, 2012, Julia Hover-Smoot, Subject: RE: Bullis Charter School continues to widen the chasm between itself and the community it allegedly supports
- Email, August 13, 2012, Dave Cortright, Subject: Bullis Charter School continues to widen the chasm between itself and the community it allegedly supports
- Email, August 17, 2012, Subject: Bullis Charter School and MOU
- Email, August 17, 2012, Julia Hover-Smoot, Subject: Bullis Charter School MOU
- Email, August 17, 2012, Alfred Binetti, Subject: Bullis Charter School and MOU
- Email, August 24, 2012, Craig Mann, Subject: Mercury News Editorial_Don’t Delay Newest Rocketship School Site
- Letter, August 29, 2012, Ronald Woolf, Board President, Morgan Hill Unified School District, RE: Rocketship Education’s exemption from local zoning ordinances for their charter school sites
- Letter, August 30, 2012, Burke, Williams & Sorensen attorneys at law on behalf of superintendents of Santa Clara County School Districts, RE: Proposed Resolution to Exempt Rocketship Charter Schools from Zoning Requirements – September 5, 2012 County Board Meeting
• Letter, August 30, 2012, Superintendent Chris Funk—East Side Union High School District, RE: Proposed Resolution to Exempt Rocketship 8 Charter School from Zoning Requirements

8. Superintendent’s Report

Dr. De La Torre presented a summary on the recent Board retreats of August 20 & 21, 2012.

9. Consent Action Items

a) Approval of Minutes of Regular Board Meeting of August 8, 2012 (#2103)

b) Approval of Minutes of Special Boarding Meeting of August 14, 2012 (#2103-S1)

c) Approval of Minutes of Special Boarding Meeting of August 20, 2012 (#2103-S2)

d) Approval of Minutes of Special Boarding Meeting of August 21, 2012 (#2103-S3)

e) Request Approval to Submit a Non-Competitive CTE Teach Mentor Program Grant

f) Request Approval of Purchase Order Exceeding $200,000

g) Request to Accept Funds for Anti-Bullying Program

h) Request to Accept Three-Year Grant Funding to Support Student Mental Health Initiative

i) Request to Accept Funds for Bullying Prevention Symposium

j) Request to Accept Grant Funding from Santa Cruz County Office of Education to Support Student Mental Health Initiative

k) Request Approval of Accepting the Sobrato Family Foundation Education Fund Grant

l) Adoption of Resolution in Support of Proposition 30 and 38

m) Approval of a Resolution in Support of September 15, 2012 as the beginning of National Hispanic Heritage Month

n) Adoption of Resolution Declaring September 28, 2012 “College Day”

MOTION #2104-7 by member Beauchman to approve Consent Action Items 9.A. through 9.N. Member Mah seconded the motion and it carried 5-0-1 with member Song absent.

10. Public Hearing

a. Public Hearing Regarding Waiver Proposal

President Di Salvo opened the meeting for public comment. No one wished to address the Board or the County Superintendent.
11. Action Items

a. Waiver Proposal for Condition of Election of Territory Transfer

Suzanne Carrig, Administrative Program and Evaluation Specialist, explained the waiver proposal for condition of election of territory transfer and answered questions from the Board.

MOTION #2104-8 by Vice President Hover-Smoot that the Board approve waiver proposal for placement on the agenda of the State Board of Education’s January 2013 agenda (waiver documents due to CDE staff October 2012.) Member Mah seconded the motion and it carried 5-0-1 with member Song absent.

12. Closed Session: The Board held a Closed Session to consider the following item:

a. Conference with Legal Counsel – Anticipated Litigation

Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9: (One potential case)

13. Report of Actions Taken in Closed Session

In the matter of Closed Session Item 12.A. “Conference with Legal Counsel — Anticipated Litigation”, President Di Salvo reported that there were no reportable actions.

14. Actions Items

a. Discussion/Action on Rocketship Education Request to the Santa Clara County Board of Education to Use the Santa Clara County Office of Education’s Zoning Exemption

This item was pulled from the agenda.

b. Finalize/Closure on the Selection of the Santa Clara County Board of Education’s Appointee to the Bullis Charter School Board of Directors

Dr. De La Torre presented an overview on the subject of the County Board appointee to the Bullis Charter School Board of Directors.

MOTION #2104-9 by member Chang that the Board postpone indefinitely the selection of a County Board appointee to the Bullis Charter School Board of Directors and instead support the appointment of member Mah to the Bullis Charter School Community Advisory Council. Vice President Hover-Smoot seconded the motion and it carried 5-0-1 with member Song absent.
c. Proposed Process and Time Line for Filling Board Vacancy

Board Members reviewed and discussed the proposed process and time line for filling the board vacancy for Trustee Area 6.

President Di Salvo selected an ad hoc Process Committee consisting of himself, and members Song and Mah. The Process Committee will screen applicant selection and determine written questions.

d. Reconsideration of Appointment to Los Gatos RDA Successor Agency Oversight Board

Dr. De La Torre explained the reconsideration of appointment to the Los Gatos RDA Successor Agency Oversight Board and answered questions.

MOTION #2104-10 by member Beauchman that the Board appoint Mr. Thomas Woodruff to the Los Gatos RDA Successor Agency Oversight Board with Mr. Andy Bursch serving as the alternate. Vice President Hover-Smoot seconded the motion and it carried 5-0-1 with member Song absent.

15. Information Items

a. County Board of Education Member Reports

Grace Mah
- Attended the grand opening of McCollam School (Special Education)
- Met with staff and community members from Washington Elementary School at the request of Mr. Bret Bymaster
- Attended the Bullis Charter School hearing
- Attended the Education Summit at Microsoft
- Invited to sit on the Children’s Vision Council

Leon Beauchman
- Appointed to the School Linked Services Oversight Committee
- Met with Council Member Javier Campos – discussion on Rocketship 6
- Announced the Back-to-School event on September 25, 2012 of the Santa Clara County Alliance of Black Educators – event taking place at San Jose Unified School District
- Thanked Linda Aceves, Chief Schools Officer, for hosted his mentee and himself regarding alternative schools.
- Pointed out Student Voices mentioned in the County Superintendent’s Report – member Beauchman is working with Don Bolce on this project
- Attended Silicon Valley Education’s Forum on “Higher Education”
Joseph Di Salvo

- Announced the upcoming September 11 meeting on Prop 30 at the Martin Luther King Library
- Met with Communitas Charter School members

16. Future Agenda Items

- Discussion on how the County Board of Education can convene and create a dialogue with community college trustees, September 19 (Anna Song)
- SCCOE’s role in re-engaging dropouts back into school, September 19 (Joseph Di Salvo)
- Meeting with the County Board of Education and the County Board of Supervisors to discuss School Linked Services and SJ2020, September 19 (Joseph Di Salvo)
- Board Self-Evaluation, October 3 (Grace Mah)
- Review of Gates Collaborative, October 17 (Joseph Di Salvo)
- Alternative Education Update, November 7 (Joseph Di Salvo)
- Early Childhood Education Update, November 7 (Joseph Di Salvo)
- Discussion on the County Board of Education’s membership with California School Boards Association [CSBA], (Julia Hover-Smoot)
- Foster Youth Update, First Quarter in 2013 (Joseph Di Salvo)

17. ADJOURNMENT

The meeting adjourned at 9:58 p.m.

Respectfully submitted,

Dr. Xavier De La Torre, County Superintendent of Schools
Ex-Officio Secretary

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