ADMINISTERING THE OATH OF OFFICE
The Oath of Office was administered to newly appointed Trustee Darcie Green, Area 6 by former California State Assemblyman, Joe Coto.

President Di Salvo congratulated Trustees Song and Mah on their re-election and newly appointed Trustee Green. He presented them with a bouquet of flowers.

1. 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
   Anna Song, Area 5
   Darcie Green, Area 6
   Julia Hover-Smoot, Area 7

B. Adoption of Agenda

MOTION #2108-1 by member Beauchman that the Board approve the agenda as presented. Member Song seconded the motion and it passed unanimously.

C. Pledge of Allegiance

President Di Salvo asked members Mah, Song and Green, to lead the pledge of allegiance.

2. Employee of the Month Recognition: Mai Nyugen, Head Start Teacher, Franklin, Student Services, Early Learning Services

Member Mah introduced Mai Nyugen, November’s Employee of the Month. She noted Mai’s contributions, presented a plaque and an engraved pen in recognition of her work. Mr. Reza Azarmi, Head Start site supervisor, spoke about Mai’s skills in helping students exceed expectations and voiced his appreciation for her contributions to students and staff. Mai expressed her appreciation for her nomination and introduced her family.
3. Public Comments of Persons Desiring to Address the Board or to Present Petitions

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

4. Correspondence

- Email, October 15, 2012, John Janney, Subject: Marty Road Election Waiver
- Letter, October 25, 2012, Andrea Szabo, RE: 20 signatures in support of the 17 parcel Marty Road Territory Transfer from the Lakeside Joint Union School District to the Loma Prieta Joint Union Elementary School District
- Letter, October 29, 2012, Kathy Olavarri, RE: Opposition to the Waiver Request for Election of Territory Transfer

5. Superintendent’s Report

- Commented on the encouragement public education has received as demonstrated by the support from California voters on the passing of Proposition 30
- Congratulated newly appointed Trustee Green and re-elected Trustees Song and Mah
- Attended a Digital Education Consortium meeting
- Attended the City of San Jose’s Mayor’s Gang Prevention Task Force Policy meeting
- Attended a meeting of the California County Superintendents Educational Services Association (CCSESA)
- Spoke at a recent meeting of the La Raza Round Table
- Met with Parent Institute for Quality Education (PIQE) staff
- Attended a Los Altos School District Community meeting
- Attended a Bullis Board of Directors meeting

6. Consent Action Items

a. Approval of Minutes of Regular Board Meeting of October 17, 2012 (#2107)
b. Approval of Minutes of Special Board Meeting of October 29, 2012 (#2107-S1)
c. Request Acceptance of Donations
d. Request Acceptance of Donations
e. Adoption of Resolution Urging Congress and the Administration to Mitigate the Across-the-Board Cuts to Education that are Scheduled to Occur January 2, 2013

MOTION #2108-2 by member Song that the Board approve Consent Action Items 6A through 6E. Member Mah seconded the motion and it passed unanimously.
7. Public Hearing and Action

a. Public Hearing and Action to Reappointment Mr. Nicholas Gervase to the Santa Clara County Office of Education Personnel Commission for the Term December 1, 2012 through November 30, 2015

President Di Salvo opened the floor for public comment. No one wished to address the Board.

MOTION #2108-3 by member Song that the Board approve the reappointment of Nicholas Gervase to the Santa Clara County Office of Education Personnel Commission for the term December 1, 2012 to November 30, 2015. Member Mah seconded the motion and it carried unanimously.

8. Public Hearing

a. Public Hearing Regarding Waiver Proposal

Suzanne Carrig, Administrative Program/Evaluation Specialist and staff to the County Committee, explained the waiver proposal.


The following individuals spoke in support of the waiver proposal:
- Evan Lloyd
- Lisa Lloyd
- Nancy Cole
- Jesse Kiefer
- Amy Hansman
- Michael Robinson

The following individuals spoke in opposition of the waiver proposal:
- Karen Fishback
- Ralph Becker
- Maria Daane
- Ann Marie Pate
- Michael Gull
- Linda Kelley
- Maritza Tamayo-Sarver
- Theresa Bond
- Ziggy Fafard
- Ellie Moller
- Kathy Olavarri
- Les Niles
- Bryan Loomas
- Steven Cox
County Committee members who spoke in support of the waiver proposal:
• Josephine Lucey
• Pam Parker

Lakeside Joint School District staff who spoke in opposition of the waiver proposal:
• David Soldani, attorney
• Susan Ady, CBO
• Elizabeth Bozzo, Superintendent

Petitioners who spoke in support of the waiver proposal:
• Andras Szabo
• Andrea Szabo

Ms. Carrig answered clarifying questions from the Board.

9. Action Items

a. Waiver Proposal for Condition of Election of Territory Transfer

Paula Filseth, a resident of Lakeside Joint School District, read a letter from her Loma Prieta Joint Union neighbor who supports the transfer.

Vanessa Weiss spoke in opposition of the territory transfer.

Board members deliberated.

MOTION #2108-4 by member Chang to deny the County Board of Education to initiate the request to the State Board of Education to waive Education Code section 35756.5. President Di Salvo seconded the motion and it carried 4-3 with the following roll call vote:

AYES: President Di Salvo, Vice President Hover-Smoot, members Chang, and Green
NOES: members Beauchman, Mah and Song
ABSTAIN: none
ABSENT: none

(The Board broke for recess at 8:26 p.m. and reconvened into Open Session at 8:41 p.m.)
b. Decision on Discovery Charter School II

President Di Salvo explained the decision process and Dr. Xavier De La Torre, County Superintendent of Schools, presented the administration’s report.

Dale Jones, Executive Director/Superintendent of Discovery Charter School, presented a response to the administration’s report and answered questions from board members.

The following individuals spoke in support of the proposed charter for Discovery Charter School II:
- Jason Sandstrom
- Tom Sramek, Jr.
- Margaret LaBarbera
- Joa Mettlen
- Kimberly Dill
- Elena
- Amintha Petersen
- Lisa Corr, Attorney for Discovery Charter School, law offices of Middleton, Young & Minney

The Board directed clarifying questions to the petitioner.

MOTION #2108-5 by Vice President Hover-Smoot that the Board approve the countywide charter school petition for Discover Charter School II. Motion died for lack of a second.

MOTION #2108-5 by President Di Salvo that the Board table the decision on the countywide charter school petition for Discovery Charter School II to the November 28, 2012 County Board of Education meeting. Member Mah seconded the motion and it carried 6-1 with Vice President Hover-Smoot voting no.

c. Appointment to the City of San Jose RDA Successor Agency Oversight Board by the Santa Clara County Board of Education

Dr. De La Torre provided a brief explanation on the appointment to the City of San Jose RDA Successor Agency Oversight Board.

MOTION #2108-6 by member Mah to appoint Ms. Micaela Ochoa, SCCOE’s Chief Business Officer, to the City of San Jose’s RDA Successor Agency Oversight Board due to Kenneth Shelton’s retirement. Member Beauchman seconded the motion and it carried unanimously.

(Vice President Hover-Smoot left the meeting at approximately 11:08 p.m.)
10. Information Items
   
a. Guidelines for Considering a Charter School Zoning Exemption Request

Ms. Jessica Garcia-Kohl, Regional Director—Community Development of Rocketship Education, addressed concerns on the proposed changes to the guidelines and asked clarifying questions on the proposed changes. Dr. De La Torre addressed the questions. Board members participated in a brief discussion on the guidelines.

b. Early Learning Services Presentation

This item was tabled to a future meeting.

c. Alternative Education Update

This item was tabled to a future meeting.

d. Board Committee Reports

This item was tabled to a future meeting.

e. County Board of Education Member Reports

This item was tabled to a future meeting.

11. Future Agenda Items
   • Review of Gates Collaborative, November 28 (Joseph Di Salvo)
   • Office of Public School Construction Prop 55 Projects, November 28 (Dr. De La Torre)
   • Zoning Guidelines for Action, November 28
   • Foster Youth Update, First Quarter in 2013 (Joseph Di Salvo)

12. ADJOURNMENT

The meeting adjourned at 11:30 p.m.

Respectfully submitted,

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

:ca