

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

APPROVED
Board Agenda
May 7, 2014
Regular Meeting #2138
San Jose Room
5:00 p.m.

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

Member(s) Absent:

Julia Hover-Smoot, Area 7

MOTION #2138-1 by member Song to excuse member Hover-Smoot from the May 7, 2014 meeting due to a family medical issue. Member Di Salvo seconded the motion and it passed 5-0-2 with Vice President Green and member Hover-Smoot absent.

b. Adoption of Agenda

(Vice President Green arrived at approximately 5:08 p.m.)

Member Di Salvo requested that Consent Action Item 11.I. “*Request Approval of Resolution in Support of May 14, 2014 as the California Day of the Teacher*” be pulled for further discussion.

Member Song requested that Consent Action Item 11.K. “*Request Approval of Resolution in Support of May 2014 as National Asian—Pacific American Heritage Month*” be pulled for further discussion.

MOTION #2138-2 by member Mah to adopt the agenda with noted requests. Member Song seconded the motion and it carried 6-0-1 with member Hover-Smoot absent.

c. Pledge of Allegiance

President Beauchman asked Sheila Walters, recipient of the Employee of the Month Recognition, to lead the pledge of allegiance.

2. Employee of the Month Recognition: Sheila Walters, Coordinator, Multilingual Education Services, Curriculum and Instruction

Member Mah introduced Sheila Walters, May's Employee of the Month. She noted Sheila's contributions, presented a plaque and an engraved pen in recognition of her work. Melissa Christie and Dr. Yee Wan spoke about Sheila's creative talent, professionalism and dedication. Dr. Wan shared testimonials from Sheila's colleagues. Sheila thanked her colleagues and family for their support and acknowledged her husband in the audience.

3. Public Comments of Persons Desiring to Address the Board

Scott Spence, National Civil War Association (NCWA), briefed the Board on NCWA's upcoming events and spoke about the opportunities given to students to learn about the Civil War.

Spencer Sambor, Association of County Educators (ACE), addressed the Board about a Cost-of-Living (COLA) increase for ACE teachers and about the Santa Clara County Office of Education's goal #4 "Be a premier employer."

4. The Board held a Closed Session to consider the following items:

- a) Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(d)(1))
San Jose Unified School District v. Santa Clara County Office of Education, et al., Santa Clara County Superior Ct. Case No. 113CV241695
- b) Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(d)(1))
Sharma et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara et al., Sacramento Superior Ct. Case No. 34-2013-80001396
- c) Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(d)(1))
County of Santa Clara et al. v. Milpitas Economic Development Corp. et al., Sacramento Superior Ct. Case No. 34-2013-80001436
- d) Conference with Legal Counsel—Existing Litigation (Government Code Section 54956.9(d)(1))
Santa Clara County Office of Education et al. v. Successor Agency to the Redevelopment Agency of the City of Sunnyvale et al., Sacramento Superior Ct. Case No. 34-2013-80001627
- e) Conference with Legal Counsel—Initiation of Litigation (Government Code Section 54956.9(d)(4)) (Two cases)

- f) Conference with Real Property Negotiators
(Government Code Section 54956.8)
Property: 38 North Almaden Blvd., Unit 1800, San Jose, CA 95110
Agency Negotiator: Micaela Ochoa, Chief Business Officer, SCCOE
Under Negotiation: Price and Terms

5. Report of Actions taken in Closed Session

President Beauchman reported that in the matter of Closed Session Item 4.A., *San Jose Unified School District vs. Santa Clara County Office of Education, et al, Case Number: 113CV241695*, the Board voted to file an appeal. Motion #2138-3 by Member Mah and seconded by member Chang. Voted carried 6-0-1 with member Hover Smoot absent.

President Beauchman reported that in the matter of Closed Session items 4.B. through 4.D. and 4.F., there were no reportable actions.

President Beauchman reported that in the matter of Closed Session Item 4.E. *Conference with Legal Counsel—Initiation of Litigation, in the matter titled City of Brentwood, et al vs. Department of Finance et al, Case Number: 34-2013800001568*, the Board voted to file an amicus. Motion #2138-4 by member Di Salvo and seconded by member Song. Vote carried 6-0-1 with member Hover-Smoot absent.

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

Patrick Kim, parent, provided an update regarding an Individualized Education Program (IEP) and safety issue which his son has experienced at Ruskin Elementary School.

7. Correspondence

- Letter, April 24, 2014, Dave Cortright, Subject: The board chair of your darling charter school perjured himself

8. Superintendent's Report

- Acknowledged National Nurses' Day
- Acknowledged California Day of the Teacher
- Acknowledged May as National Asian—Pacific American Heritage Month
- Attended a Santa Clara County Superintendents Association meeting
- Attended a Look at Learning Showcase event
- Attended the dedication of Seven Trees Educational Center
- Visited the San Mateo County Office of Education with Dr. Kelly Calhoun
- Attended the Hoffman Awards Dinner

9. Board Committee Reports

Leon Beauchman

- Attended a recent Budget Study Committee meeting

Darcie Green

- Attended a Policy Subcommittee meeting that will be rescheduled due to a lack of a quorum
- Attended a Joint Legislative Advisory Committee meeting
- Announced an upcoming May 17 & 18 California School Boards Association Delegate Assembly meeting

Grace Mah

- Attended a Joint Legislative Advisory Committee meeting

Michael Chang

- Announced an upcoming May 20 meeting of the Regional Operations Committee

10. County Board of Education Members Report

Darcie Green

- Will be attending a meeting on Californians for Justice on May 8

Joseph Di Salvo

- Announced the May 10 Mayoral Candidate Forum
- Attended the New Schools Summit
- Attended a meeting sponsored by Innovative Public Schools at Microsoft

Anna Song

- Thanked everyone for celebrating her birthday
- Spoke about her stand on education

Grace Mah

- Attended the dedication of Seven Trees Educational Center
- Attended the annual Hoffman Awards event

Leon Beauchman

- Attended the dedication of Seven Trees Educational Center
- Attended the annual Hoffman Awards event
- Attended the Overfelt Awards Program event
- Attended a Santa Clara County Alliance of Black Educators (SCCABE) 25th Annual Student Recognition

11. Consent Action Items

- a) Request Approval of Minutes of Special Board Meeting of April 15, 2014 (#2136-S1)
- b) Request Approval of Minutes of Regular Board Meeting of April 23, 2014 (#2137)
- c) Request Approval of Contract Exceeding \$100,000
- d) Request Approval of Contract Exceeding \$100,000
- e) Request Approval of 2014-15 Indirect Cost Rates
- f) Request Approval of Mountain View Compensation Agreement
- g) Request Approval to Accept the Non-Competitive Grant from The David and Lucile Packard Foundation for Transitional Kindergarten and Birth through Third Grade Efforts
- h) Request Approval to Accept the Non-Competitive Grant from the California Department of Education—Special Education Division
- j) Request Approval of Resolution in Support of May 7, 2014 as National School Nurse Day

MOTION #2138-5 by member Song to approve Consent Action Items 11.A. through 11.H. and 11.J. Member Mah seconded the motion and it carried 6-0-1 with member Hover-Smoot absent.

- i) Request Approval of Resolution in Support of May 14, 2014 as the California Day of the Teacher

Member Di Salvo praised the contribution of teachers and said that efforts should be made to increase the number of teachers that mirror the diversity of students in class. Member Di Salvo requested that the word “*principals*” be added to the third whereas on the resolution.

MOTION #2138-6 by member Di Salvo to adopt the resolution in support of May 14, 2014 as the California Day of the Teacher. Member Song seconded the motion and it carried 6-0-1 with member Hover-Smoot absent.

- k) Request Approval of Resolution in Support of May 2014 as National Asian—Pacific American Heritage Month

Member Song wanted to personally acknowledge May 2014 as National Asian—Pacific American Heritage Month and spoke about what it was like being Asian American growing up and how it has changed today.

MOTION #2138-7 by member Song to adopt the resolution in support of May 2014 as National Asian—Pacific American Heritage Month. Member Chang seconded the motion and it carried 6-0-1 with member Hover-Smoot absent.

12. Action Items

- A. Request Approval of the 2014-15 Non-Public School Contracts

Dr. Mary Ann Dewan, Interim County Superintendent of Schools, briefly explained the 2014-15 Non-Public School Contracts.

Gia McElroy, parent, addressed the topic of oversight needed at Non-Public Schools and the need for ensuring that IEPs are followed.

MOTION #2138-8 by member Di Salvo to approve the 2014-15 Non-Public School Contracts. Member Song seconded the motion and it carried 6-0-1 with member Hover-Smoot absent.

B. Request Approval of Contract Exceeding \$250,000 for Excel Learning Academy

MOTION #2138-9 by member Di Salvo to approve the contract exceeding \$250,000 for Excel Learning Academy. Member Mah seconded the motion and it carried 6-0-1 with member Hover-Smoot absent.

C. Request Alternate Appointments to Successor Agency Oversight Boards

Dr. Dewan provided an overview on the alternate appointments to the Successor Agency Oversight Boards.

MOTION #2138-10 by member Mah to approve the alternate appointments to the Successor Agency Oversight Boards. Member Di Salvo seconded the motion and it carried 5-0-2 with members Hover-Smoot and member Song absent. (*Member Song had briefly stepped away from her desk.*)

13. Information Items

A. Update on Impact of the Local Control Funding Formula (LCFF) on County Sponsored Charter Schools

Micaela Ochoa, Chief Business Officer, presented the estimated impact of LCFF on districts in Santa Clara County and answered questions from the Board.

B. Discussion on Request for Proposal (RFP) for Lobbyist

Dr. Dewan reported that a Request for Proposal (RFP) for legislative advocacy services was needed since the last RFP was sent out in May of 2006.

C. First Reading of Revised Board Policy 3312(a) – Contracts

The Board reviewed the First Reading of Revised Board Policy 3312(a) – Contracts.

Dr. Dewan and Toni Cordova, Chief Strategy Officer, answered questions.

D. Review Professional Services Agreement

Maribel Medina, General Counsel, briefed the Board on the revised modifications to the Professional Services Agreement.

E. Head Start Monthly Board Reports

Dr. Dewan presented the March 2014 Head Start Monthly Board reports.

14. FUTURE AGENDA ITEMS

Requested items by Board members may be addressed at this time.

- Update on Discovery Charter School 1, May 21 (Member Chang)
- Update on Alternative Education Department including Lunch Services and After-Hours Family Mental Health Services Pilot, June 4 (Member Di Salvo)
- STRIVE and Collective Impact (Member Di Salvo)
- Charter Schools Workshop (President Beauchman)
- Broadcasting board meetings via CreaTV (Vice President Green)
- Foster Vision (Member Mah)
- Early Childhood – general policies and procedures (Member Mah)

The following requests were made to Future Agenda Items:

Darcie Green

- Branch Reports

Leon Beauchman

- Requested a presentation on Office of Innovative Schools as one of the pending Branch reports

15. Adjournment

The meeting adjourned at 9:17p.m. in honor of member Song's birthday.

Respectfully submitted,



Dr. Mary Ann Dewan, Interim County Superintendent of Schools
Ex-Officio Secretary

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