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

Member Di Salvo requested to pull Consent Action Item 9.E. “Request Approval of Contract over $100,000 with Odysseware” for further discussion.

MOTION #2144-1 by member Chang to adopt the agenda with noted request. Member Mah seconded the motion and it passed 5-0-2 with member Hover-Smoot and Song absent.

c. Pledge of Allegiance

President Beauchman asked Rebecca Slattery, recipient of the Employee of the Month, to lead the pledge of allegiance.

2. Employee of the Month Recognition: Rebecca Slattery, Accounting Technician, Internal Business Services, Business Services Branch

(Member Song arrived at approximately 5:09 p.m.)

Member Chang introduced Rebecca Slattery, September's Employee of the Month. He noted Rebecca's contributions, presented a plaque and an engraved pen in recognition of her work. Member Chang introduced Jackie Durham, Controller, who spoke about Rebecca's commitment to providing superior volunteer support in multiple programs. Rebecca thanked her colleagues for the nomination.
3. Public Comments of Persons Desiring to Address the Board

No one wished to address the Board.

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

a) Subject Matter: Inter-District Transfer Appeal Filed on Behalf of Student
   Resident District: Franklin-McKinley School District
   Desired District: Mount Pleasant School District

b) Conference with Legal Counsel – Potential Litigation Government Code Section
   54956.9(d)(4)(two cases)

c) 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

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

5. Report of Actions taken in Closed Session

   (Member Hover-Smoot arrived at approximately 5:41 p.m.)

In the matter of Closed Session Item 4.A., President Beauchman reported that Motion
#2144-2 was made by member Mah and seconded by member Chang to uphold appeal
through 8th grade based on Factor 1 “The pupil’s psychological or physical well-being,”
and Factor 4 “Hardship resulting from lack of available or appropriate after school care
options for the pupil in the district of resident,” and Factor 12 “Other exceptional or
extraordinary circumstances which would weigh heavily in favor of the appellate pupil.”
Motion carried 6-0-1 with member Hover-Smoot abstaining.

In the matter of Closed Session Items 4.B, 4.C and 4.D., President Beauchman reported
that there were no reportable actions.

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

There were no public comments.

7. Correspondence

- Email, August 13, 2014, Deborah T., Subject: Vote to Remove the Geographic
  Preference and Exercise Oversight
8. Superintendent’s Report
   - Attended a countywide Chief Business Officer’s meeting
   - Provided the welcoming remarks at the “Courageous Conversations About Race” lecture series
   - Visited district school sites
   - Announced upcoming district superintendents’ retreat
   - Attended the annual Cambrian Festival sponsored by Councilman Donald Rocha
   - Attended the San Jose Silicon Valley first Chinese Star contest for K-12 students
   - Attended the Silicon Valley Leadership Group’s BBQ
   - Attended the San Jose Chamber’s PAC BBQ
   - Attended the Silicon Valley Leadership Group’s luncheon featuring Senator Dianne Feinstein – “Update on Washington”

9. Consent Action Items
   A. Request Approval of Minutes of Regular Board Meeting of August 13, 2014 (#2143)
   B. Request Acceptance of Donation(s)
   C. Request Adoption of Second Reading of Revised Board Policies 0220, 5141.21, E 5245.6 and 6173.1
   D. Request Approval for the Paving Work at Chandler Tripp School
   E. Request Adoption of Resolution in Support of September 28, 2014 as Confucius Day
   F. Request Adoption of Resolution in Support of Efforts at the Congressional Level to Address the Growing Humanitarian Crisis of Unaccompanied Children Fleeing Violence from Central America
   G. Request Adoption of Resolution in Support of September 15, 2014 as the Beginning of National Hispanic Heritage Month
   H. Morgan Hill Successor Agency Compensation and Government Dedication

MOTION #2144-3 by member Song to approve Consent Action Items 9A through 9D and 9F through 9I. Member Di Salvo seconded the motion and it carried unanimously.

Member Di Salvo spoke about the Odysseyware contract over $100,000 in regards to the Alternative Education Department’s WestEd report. Dr. Mary Ann Dewan, Chief Schools Officer, answered questions. Member Di Salvo requested that a WestEd checklist update be brought to the Board at a future meeting.

E. Request Approval of Contract over $100,000 with Odysseyware

MOTION #2144-4 by member Song to approve contract over $100,000 with Odysseyware. Vice President Green seconded the motion and it carried unanimously.
10. Public Hearing

A. Public Hearing on Spark Charter Petition

President Beauchman explained the public hearing process regarding the Spark Charter Petition. Toni Cordova, Chief Strategy Officer, presented the staff report.

Laura Stuchinsky, board member and Gigi Carunungan, Curriculum Specialist, presented the merits on the Spark Charter Petition. Superintendent Ben Picard, Sunnyvale School District, commented on the petition request.

The following individuals commented on the charter petition:

S = Support  O = Oppose
- Jane Lii, founder, Spark Charter Schools (S)
- Dave Whittum, Sunnyvale Councilman (S)
- Rachel Torgunrud, student, (S)
- Paul Brunemeier, parent (S)
- John McManus, parent (S)
- Eina Clarke, parent (S)
- Ann McCarty, teacher (O)
- Heather Mumy, President, Sunnyvale Education Association (O)
- Kathleen Meadows, teacher (O)
- Wendy Smith, Sunnyvale resident (O)
- Don Pearson, Sunnyvale resident (O)
- Kathleen Keating, teacher (O)
- Javita Contreras, parent (S)
- Peter Laub, EdTech (S)
- David O’Brien, parent (S)
- Gustavo Abrego, parent (S)
- Stacey Peralta, parent (S)
- Luchi de Lima Boyle, parent (S)
- Umit Yapanal, parent (S)
- Shashi Guruprasad, parent (S)
- Niti Madan, parent (S)
- Lisa Lloyd, parent (S)
- Michelle Lopez, attorney, Young, Minney & Corr, LLP (S)

The Board asked clarifying questions.
11. Action Items

A. Request for a Material Revision to the Bullis Charter School Petition

President Beauchman explained the decision process. Ms. Cordova provided an opening statement.

Francis La Poll, board member, Bullis Charter School, thanked the Board of Education and staff for oversight throughout the years.

MOTION 2144-5 by member Di Salvo to approve the material revision to the Bullis Charter School Petition. Member Song seconded the motion and it carried unanimously.

*(Member Hover-Smoot left the meeting at approximately 9:54 p.m.)*

B. Request Approval of Contract Exceeding Prior Board Approval Amount (EBS Healthcare)

Dr. Dewan answered questions from the Board.

MOTION 2144-6 by member Song to approve the contract exceeding prior board approval amount for EBS Healthcare. Vice President Green seconded the motion and it carried 6-0-1 with member Hover-Smoot absent.

C. Request Approval of Contract Exceeding Prior Board Approval Amount (Maxim Healthcare)

MOTION 2144-7 by Vice President Green to approve the contract exceeding prior board approval amount for Maxim Healthcare. Member Mah seconded the motion and it carried 6-0-1 with member Hover-Smoot absent.

D. Request Acceptance of the William and Flora Hewlett Foundation Grant

Cecilio Dimas, Director of STEAM and Esther Tokihiro, Coordinator of VAPA, answered questions from the Board.

MOTION 2144-8 by member Di Salvo to accept the William and Flora Hewlett Foundation grant. Member Song seconded the motion and it carried 6-0-1 with member Hover-Smoot absent.
12. Information Items

A. Web Streaming Board Meetings

Ms. Cordova presented information on web streaming board meetings and answered questions.

B. First Reading of Revised Board Policy 6146.1

Board members reviewed the first reading of revised Board Policy 6146.1.

13. Board Committee Reports

Darcie Green
- Announced the California County Boards of Education (CCBE) conference on Sept 12-14

14. Board Committee Reports

Darcie Green
- Announced the upcoming annual meeting of the California Latinos School Board Association (CLSBA)

15. FUTURE AGENDA ITEMS

Requested items by Board members may be addressed at this time.
- STRIVE and Collective Impact, fall 2014 (Member Di Salvo)
- Foster Vision, Oct 1 (Member Mah)
- Board Retreat, Nov 22 (President Beauchman)
- Early Childhood, winter 2015 (Member Mah)
- Charter Schools Workshop, spring 2015 (President Beauchman)

16. Adjournment

The meeting adjourned at 10:35 p.m.

Respectfully submitted,

Jon R. Gundry, County Superintendent of Schools
Ex-Officio Secretary

:ca
RESOLUTION
RECOGNIZING SEPTEMBER 28, 2014
AS CONFUCIUS DAY

SANTA CLARA COUNTY BOARD OF EDUCATION
RESOLUTION No. 2144-1

WHEREAS, Confucius was a great sage, a great educator, and one of the most influential and respected philosophers in world history; and

WHEREAS, Confucian ideals have been a cornerstone for the development of culture, society, government, and education in many countries throughout history and the world; and

WHEREAS, Confucius authored the Lun-yu, also known as the Analects of Confucius, and a group of texts known as the "Five Classics" which have guided many countries in the attainment of social, economic and education equity; and

WHEREAS, the fundamental belief of Confucian ideology is "humanity," a belief that people possess qualities, such as morality and benevolence, which distinguish them from animals; and

WHEREAS, Confucian philosophy advocates filial piety, loyalty and reciprocity, which are qualities that are universally honored; and

WHEREAS, Confucius, as a teacher, believed people have integrity and dignity and are equal and educable; and

WHEREAS, Confucian teaching holds that there is abundant potential in each student, that there are no class distinctions, and that by nature all people are one and the same; and

WHEREAS, Confucian philosophy promotes "open door" schools and instruction that is both formal and informal; and

WHEREAS, Confucian doctrine tells us that the interaction between teacher and student is one of the most important relationships, promoting mutual trust, honor, and respect; and

WHEREAS, Confucian philosophy tells us that it is through the teaching profession that our communities learn to communicate to others the culture and values of their home and are in turn able to learn of the cultures and values of other people in the world;

NOW, THEREFORE, BE IT RESOLVED, that the Santa Clara County Board of Education and County Superintendent of Schools proclaim September 28, the birthday of one of the world's greatest teachers Confucius, as Confucius Day.

PASSED AND ADOPTED by the Santa Clara County Board of Education at a meeting held on September 3, 2014 by the following vote:

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

Leon Beauchman, President
Santa Clara County Board of Education

Jon R. Gundry
County Superintendent of Schools
RESOLUTION IN SUPPORT OF
EFFORTS AT THE CONGRESSIONAL LEVEL TO ADDRESS
THE GROWING HUMANITARIAN CRISIS OF UNACCOMPANIED CHILDREN
FLEEING VIOLENCE FROM CENTRAL AMERICA

SANTA CLARA COUNTY BOARD OF EDUCATION
RESOLUTION No. 2144-2

WHEREAS, the Santa Clara County Office of Education (SCCOE) is a champion for all children regardless of gender, race, religion, nationality or ethnic background, working to ensure that their basic needs are met so that they may be safe, healthy and successful in school and life; and

WHEREAS, the SCCOE has a strong tradition of embracing and valuing diversity and respecting the human and civil rights of all regardless of their immigration status; and

WHEREAS, an emergency humanitarian crisis is taking place at the United States-Mexico border where tens of thousands of unaccompanied children from Central America are being apprehended and detained in crowded shelters, detention centers and facilities on military bases where they have been subjected to inhumane living conditions for indeterminate periods of time; and

WHEREAS, these are unacceptable conditions that the United States Department of Homeland Security and Human Health Services are forced to address as they await the passage of comprehensive immigration reform; and

WHEREAS, data collected by the Department of Homeland Security shows that since October 2013, approximately 57,000 Central American children have fled from their home countries into the United States; and

WHEREAS, it is estimated that the number of children entering the United States in fiscal year 2014 will exceed 60,000; and

WHEREAS, more girls are migrating than in previous years because of regional increases in gender-based violence; and
WHEREAS, during their dangerous journey to the United States, many children become victims of trafficking, sexual abuse and violence; and

WHEREAS, many of these children are seeking to reunify with their parents, who themselves came to the United States in order to survive and help their families survive in the wake of war and failing economies; and

WHEREAS, The United Nations High Commissioner for Refugees ("UNHCR") interviewed more than 400 unaccompanied minors and the minors stated that extreme poverty, unemployment, trauma and the lack of state protection from gang violence and drug-traffickers were the main reasons for fleeing their home countries; and

WHEREAS, according to the UNHCR, approximately two-thirds of the minors who have recently arrived qualify for international protections as a result of violence and abuse in their home countries; and

WHEREAS, the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008, signed into law under President George W. Bush, along with several previous Acts, makes it illegal to send away unaccompanied children from non-congruous countries; and

WHEREAS, the children arriving from Central America countries fall under the 2008 provision and can't simply be turned away; and

WHEREAS, once apprehended by the U.S. Custom and Border Patrol, many of these children have been placed in detention facilities and processing centers where they have been subjected to inhumane living conditions for indeterminate periods of time; and

WHEREAS, The United States Supreme Court in 1982 ruled in Plyler v. Doe that public schools were prohibited from denying immigrant students access to elementary and secondary public education. The Court stated that undocumented children have the same right to a free public education as citizens of the United States and permanent residents; and

WHEREAS, unaccompanied immigrant children often have had long periods of disruption to their schooling; and

NOW, THEREFORE, BE IT RESOLVED, that the Santa Clara County Board of Education calls upon President Barack Obama and our federal, state and local officials to stop the deportations of all children by granting them refugee status under domestic and international law, along with access to legal representation and due process, and to support congressional funding for humanitarian care and essential services for children.
PASSED AND ADOPTED by the Santa Clara County Board of Education at a meeting held on September 3, 2014 by the following vote:

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

Leon Beauchman, President
Santa Clara County Board of Education

Jon R. Gundry
County Superintendent of Schools

4836-5639-7853, v. 1
RESOLUTION
RECOGNIZING SEPTEMBER 15 THROUGH OCTOBER 15 OF 2014
AS NATIONAL HISPANIC HERITAGE MONTH

SANTA CLARA COUNTY BOARD OF EDUCATION
RESOLUTION No. 2144-3

WHEREAS, the Santa Clara County Office of Education takes pride in joining citizens throughout the country in recognizing September 15, 2014 as the start of National Hispanic Heritage Month; and

WHEREAS, National Hispanic Heritage Month is an opportunity to share the historical and present contributions of Hispanic Americans; and

WHEREAS, the forerunner of National Hispanic Heritage Month began in 1968 as a proclamation by President Lyndon B. Johnson as a week to celebrate Hispanic culture, and recognize the important contributions that Hispanics have made to this nation; and

WHEREAS, in 1988, the week expanded into National Hispanic Heritage Month to commemorate, through community activities, a more balanced and accurate picture of Hispanic history, and is celebrated annually for a month starting September 15, as it coincides with the anniversary of the independence of five Latin American countries; and

WHEREAS, the Santa Clara County Office of Education recognizes the significant contributions and considerable advances that Hispanic Americans have made, and continue to make in our community, state and the world, in such areas as education, medicine, art, culture, public service, economics and development, politics and human rights; we see the greatness of America in those who have risen above injustice and enriched our society; and

WHEREAS, the Santa Clara County Office of Education in its continued effort to honor National Hispanic Heritage Month and to enhance equity and diversity, will make changes in all its language to replace the word "tolerance" with words like "acceptance," "respect," "inclusion" and "appreciation" whenever relating to equity and/or diversity;

NOW, THEREFORE, BE IT RESOLVED, that the Santa Clara County Board of Education and County Superintendent of Schools proclaim September 15, 2014 as the beginning of National Hispanic Heritage Month.

PASSED AND ADOPTED by the Santa Clara County Board of Education at a meeting held on September 3, 2014, by the following vote:

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

[Signatures]
Leon Beauchman, President
Santa Clara County Board of Education

Jon R. Gundry
County Superintendent of Schools