

**SANTA CLARA COUNTY BOARD OF EDUCATION**

1290 Ridder Park Drive  
San Jose, California 95131

APPROVED on July 17, 2024  
June 5, 2024  
Regular Meeting #2442  
San Jose Room  
5:00 p.m.

**1. SCCBOE CALL TO ORDER**

President Berta called the meeting to order at approximately 5:00 p.m.

**A. Livestream the Board Meeting:** <https://tinyurl.com/sccboardmeeting>

**C. Roll Call (Including Action on Absences if Necessary)**

Trustee(s) Present:

Grace Mah, Area 1  
Don Rocha, Area 3 (Vice President)  
Joseph Di Salvo, Area 4  
Victoria Chon, Area 5  
Maimona Afzal Berta, Area 6 (President)  
Raeena Lari, Area 7  
Student Board Member Erick De La Rosa Aguilera

Tara Sreekrishnan, Area 2 (*arrived at 5:03 p.m.*)

Trustee(s) Absent:

None

**D. Set the Agenda**

**MOTION #2442-1 by Vice President Rocha and seconded by Trustee Chon to set the agenda. Motion carried 6-0-0-1.**

Motion carried with the following vote:

Yes: President Berta, Vice President Rocha, Trustees Chon, Di Salvo, Lari, and Mah

No: none

Abstain: none

Absent: none

Not Present at Vote: Trustee Sreekrishnan

President Berta reviewed the livestream details for the June 5, 2024, Board meeting and explained where to call to listen to the meeting in Spanish or Vietnamese or view ASL interpretation.

## **2. SPECIAL RECOGNITION**

### **A. Santa Clara County Youth Poet Laureate Reading and Recognition**

The Santa Clara County Youth Poet Laureate, Thy, performed a reading of her poem *The Butterfly Effect*. Dr. Dewan and Trustee Di Salvo presented a special recognition.

### **B. Recognition of the Santa Clara County Classified School Employees of the Year for 2024**

Dr. Dewan presented plaques recognizing the nine (9) Santa Clara County Classified School Employees of the Year.

- Rosa Ali (Alum Rock School District) - Administrative/Clerical Services
- April Fulton (Loma Prieta School District) - Custodial/Maintenance
- Valerie Baes (Alum Rock School District) - Food/Nutrition Services
- Dolores Lola Sernas Martinez (Santa Clara County Office of Education, Alternative Education) - Health/Student Services
- Patricia Perales Guerra (Alum Rock School District) - Paraprofessional Services
- Tien Phan (Alum Rock School District) - Security Services
- Elias Vidiro (Alum Rock School District) - Skilled Trade Services
- Romel Lindsey (Loma Prieta School District) - Technical Services
- Ricardo De la Cruz (Alum Rock School District) - Transportation Services

### **C. Recognition of the SCCOE Employee of the Month**

Trustee Chon introduced Simi Pannu as the Santa Clara County Office of Education's June Employee of the Month. Simi is a Supervisor of Identification and Recruitment for the Migrant Education Program. She was selected as the Employee of the Month for consistently going beyond the call of duty for the program and making a difference in the lives of students and families. She received a plaque, a cross pen, and reserved parking space.

### **D. Recognition of Excellence in Education**

Dr. Dewan reported that prior to the evening's board meeting, a reception was held

at the SCCOE to honor the schools and districts that received special recognitions from the California Department of Education or the California School Boards Association. A video recognizing the award winners was played.

### **3. STUDENT BOARD MEMBER REPORT**

Student Board Member De La Rosa Aguilera shared the following updates:

- Student Board Member De La Rosa Aguilera has continued to work toward his State Seal of Civic Engagement with support from SCCOE staff.
- Students from Sunol Community School recently had the opportunity to go kayaking at Elkhorn Slough at Moss Landing.
- Nine students at Blue Ridge recently completed the welding program and earned their certification from the American Welding Association. Beginning next week, select students will be able to participate in a two-week forklift certification class.
- Students at Osborne School have the opportunity to be dually enrolled in high school and college classes. Currently, over 30 students are enrolled. Recently, Osborne graduates attended the honors ceremony at San José City College where one of the students was a keynote speaker.
- The Student Board Member acknowledged a graduate of Osborne who recently graduated with two AA degrees from San José City College and will be continuing his education at UC Berkeley this fall.
- Student Board Member De La Rosa Aguilera thanked the Alternative Education College Liaisons and Academic Counselors, including Classified School Employee of the Year, Lola Sernas Martinez.

### **4. PUBLIC COMMENTS OF PERSONS DESIRING TO ADDRESS THE SANTA CLARA COUNTY BOARD OF EDUCATION**

There were 16 public comments.

### **5. BUDGET STUDY SPECIAL PRESENTATION**

Stephanie Gomez, Assistant Superintendent, Business Services, and Leilani Aguinaldo from School Services of California presented on the current California fiscal

environment and the County School Service Fund Budget. This budget study session was presented at the request of the Board in lieu of the May 15 Budget Study Committee meeting.

There was one (1) public comment.

## **6. CONSENT ACTION ITEMS**

- A. Request Approval of Consent Action Items as listed in Item #6 Consent Action Items**
- B. Request Approval of Minutes of Regular Board Meeting of May 15, 2024 (#2441)**
- C. Request Adoption of Resolution Recognizing Juneteenth**
- D. Request Adoption of the Order of Election, Specifications of the Election, and Consolidation Request Resolution**

A revision was made to correct an error in the resolution for agenda item 6D.

- E. Request Second Reading and Adoption of Board Policy 5117 Interdistrict Attendance Appeals**
- F. Request Second Reading and Adoption of Board Policy 5131.2 Bullying**
- G. Request Second Reading and Adoption of Board Policy 0460 Local Control and Accountability Program**
- H. Request Second Reading and Adoption of Board Policy 9323.2 Actions by the Board**

**MOTION #2442-2 by Vice President Rocha and seconded by Trustee DiSalvo to approve Consent Action #6A-6C and 6E-6H. Motion carried 7-0-0.**

Motion carried with the following vote:

Yes: President Berta, Vice President Rocha, Trustees Chon, Di Salvo, Lari, Mah, and Sreekrishnan

No: none

Abstain: none

Absent: none



## **7. INFORMATION ITEMS**

### **A. Charter Schools Update**

Executive Director Mefula Fairley, Charter Schools Department, provided an update on two items:

- **Transitional Kindergarten (TK): Charter School Violations and Fines**  
Three SCCBOE-authorized charter schools recently received notice of fines for violating at least one of two requirements for TK classrooms: 1) average class sizes at or below 24 students, or 2) adult child ratios at or below 12:1. The fines were for the following schools: Rocketship Alma Academy (\$16,484), Rocketship Mateo Sheedy (\$35,048), and Voices College-Bound Language Academy at Morgan Hill (\$4,469).
- **Bullis Charter School (BCS)**  
The BCS renewal petition was submitted on June 3, 2024, and is posted on the SCCOE website. There will be a public hearing on this petition on July 17, 2024. The staff analysis will be published on August 16, 2024. Staff will conduct a site visit on a date to be determined. If a three-day extension is granted by the leadership from Bullis Charter School, the second hearing and action on this petition will take place at the September 4, 2024, meeting of the SCCBOE.

### **B. Charter School Spotlight**

Dr. Dewan stated that, in response to a request from the Board, the Charters School Department will be facilitating charter school spotlight presentations featuring the SCCBOE-authorized charters. This item marks the first of those presentations.

Representatives from Sunrise Middle School, including Director/Principal Teresa Robinson, Assistant Principal Jessica DeAnda, Math Director Ruben Gozman, and three students, provided an overview of the school's operations, its successes, and opportunities for future growth.

## **8. PUBLIC HEARING**

### **A. Conduct a Public Hearing on the 2024-25 County School Service Fund Budget**

President Berta opened the public hearing on the 2024-2025 County School Service Fund Budget at approximately 8:26 p.m.

Stephanie Gomez, Assistant Superintendent, Business Services, presented the 2024-2025 County School Service Fund Budget of the County Superintendent of Schools. She reported that the SCCOE is maintaining a positive certification despite the challenges created by declining student enrollment and lower average daily attendance in districts and SCCOE programs.

There was one (1) public comment.

President Berta closed the hearing at 8:40 p.m. The Board will take action on this item at the June 12, 2024, meeting.

**B. Conduct a Public Hearing on the 2024-25 Local Control Accountability Plan**

President Berta opened the public hearing on the 2024-2025 Local Control Accountability Plan (LCAP) at approximately 8:40 p.m.

Assistant Superintendent Teresa Shipp and Gema Alvarez, Manager of Implementation and Compliance, both from the Educational Services Division, presented an overview of the SCCOE Juvenile Court and Community School Local Control Accountability Plan (LCAP).

President Berta closed the hearing at 9:04 p.m. The Board will take action on this item at the June 12, 2024, meeting.

**9. ACTION ITEMS**

**A. Request Approval of the Budget Revisions for the Month of May 2024**

Stephanie Gomez, Assistant Superintendent, Business Services, presented on May 2024 budget updates. During the month of May 2024, expenditure budgets were increased by \$11,526,616; revenue was increased by \$11,350,616; and fund balance was decreased by \$176,000.

**MOTION #2442-3 by Vice President Rocha and seconded by Trustee Di Salvo to approve the Budget Revisions for May 2024. Motion carried 7-0-0.**

Motion carried with the following vote:

Yes: President Berta, Vice President Rocha, Trustees Chon, Di Salvo, Lari, Mah, and Sreekrishnan

No: none

Abstain: none

Absent: none

**B. Approve the hiring of a separate legal counsel for the Board of Education**

President Berta explained that the board was requesting additional separate legal counsel from the firm Rutan & Tucker, LLP to provide guidance on its authority vis-à-vis the Superintendent of Schools due to availability of the existing separate legal counsel.

**MOTION #2442-4 by Vice President Rocha and seconded by Trustee Mah to approve the hiring of a separate legal counsel for the Board of Education. Motion carried 5-2-0.**

Motion carried with the following vote:

Yes: President Berta, Vice President Rocha, Trustees Di Salvo, Lari, and Mah

No: Trustees Chon and Sreekrishnan

Abstain: none

Absent: none

**10. CLOSED SESSION**

The Board moved to Closed Session at approximately 9:15 p.m. President Berta called Closed Session to order at 9:27 p.m. and called roll. All Trustees were present.

**A. Expulsion Appeal Filed on Behalf of Student – Resident District: Union School District**

**11. OPEN SESSION (Immediately Following Closed Session)**

**A. Report of Actions Taken in Closed Session**

The Board concluded Closed Session at 11:01 p.m. and returned to Open Session at 11:08 p.m.

President Berta indicated that in the matter of 10A, the County Board denied the appeal.

**MOTION #2442-5 by Vice President Rocha and seconded by Trustee Lari to deny the appeal having found that:**

- 1. the district substantially complied with the hearing notice and hearing procedures required by the Education Code, and**
- 2. the student received a fair hearing before the administrative panel and the district board, and**
- 3. substantial evidence of conduct supporting, and**

4. **the student did not meet their burden to establish that there is relevant and material evidence which, in the exercise of reasonable diligence, could not have been produced or which was improperly excluded at the hearing.**

**Motion carried 7-0-0.**

Motion carried with the following vote:

Yes: President Berta, Vice President Rocha, Trustees Chon, Di Salvo, Lari, Mah, and Sreekrishnan

No: none

Abstain: none

Absent: none

#### CHANGE IN AGENDA ORDER

### 6. CONSENT ACTION ITEMS

#### **D. Request Adoption of the Order of Election, Specifications of the Election, and Consolidation Request Resolution**

President Berta indicated that a revised Order of Election, Specifications of the Election, and Consolidation Request Resolution has been uploaded in Board Docs.

**MOTION #2442-6 by Vice President Rocha and seconded by Trustee Chon to approve the revised resolution. Motion carried 7-0-0.**

Motion carried with the following vote:

Yes: President Berta, Vice President Rocha, Trustees Chon, Di Salvo, Lari, Mah and Sreekrishnan

No: none

Abstain: none

Absent: none

### 12. BOARD COMMITTEE REPORTS

President Berta provided an update from the May 18-19, 2024, California School Board Association Delegate Assembly. She shared that CSBA approved the creation of Region 14, which will be the region that represents County School Boards in addition to their geographic region. President Berta also shared an advocacy brief titled "Drowning in Documentation" created by CSBA.



Trustee Mah announced she had participated in a meeting of the Head Start Policy Council. The meeting did not establish quorum.

### **13. COUNTY BOARD OF EDUCATION MEMBER REPORTS**

#### **Trustee Lari**

- On May 17, Trustee Lari attended the LUNA Local 270 Dinner to celebrate student scholarship recipients.
- On May 18, Trustee Lari attended Health Matters, Stanford Medical School's annual community health event. Trustee Mah was also in attendance.
- On May 18, Trustee Lari attended a student art exhibition in Morgan Hill titled "Soul of My Soul" at the Civic Center Plaza. The exhibition honored the Palestinian children who have been killed in Gaza in recent months.
- On May 22, Trustee Lari attended the premiere of "Blanca Stories" a celebration of arts education and advocacy at Overfelt High School organized by Alpha Public Schools, Audacity Performing Arts Project, Sunrise Middle School, and Overfelt High School.
- On May 24, Trustee Lari attended the unveiling of a mural in East San José, portraying Latino identity, culture, and representation.
- On May 24, Trustee Lari attended a panel discussion on how to begin addressing the missing and murdered indigenous people crisis locally. It was held at City Hall, jointly hosted by the Indian Health Center and Councilmember Peter Ortiz.
- On May 28, Trustee Lari attended the tour of SCCOE Special Education sites.
- On May 30, Trustee Lari attended the SCCOE staff recognition event. She thanked the staff for their hard work.
- On May 31, Trustee Lari attended the Opportunity Youth Academy Graduate Resource and College and Career Fair.

#### **Trustee Mah**

- Trustee Mah attended the Decision Day for seniors at ACE Charter School.
- Trustee Mah attended the world premiere of the "Blanca Stories" documentary.

- Trustee Mah attended the tour of the SCCOE Special Education program.
- Trustee Mah attended the Hester Completion Ceremony.
- Trustee Mah attended the SCCOE staff recognition event.
- Trustee Mah attended the Kids in Common Children's Action Network Meeting.
- Trustee Mah attended the Stanford Health Matters event.

Trustee Chon

- Thanked Dr. Dewan for inviting Thy to perform *The Butterfly Effect*.
- Trustee Chon attended the SCCOE staff recognition event and thanked staff for putting the event together.

Trustee Sreekrishnan

- On May 25, Trustee Sreekrishnan attended the 2024 Neurodiverse Olympics with PRAGNYA and Sunnyvale Public Safety.

President Berta

- President Berta attended the SCCOE Special Education site visit.
- President Berta attended the "Blanca Stories" documentary premiere, which also included a folklorico performance.

#### 14.SUPERINTENDENT'S REPORT

- On May 16, Dr. Dewan attended the SCCOE's Virtual Young Artist Showcase.
- On May 22, Dr. Dewan attended a site visit to Child Advocates of Silicon Valley, one of the SCCOE's partners.
- On May 23, students and families at Connect West held their completion ceremony. Dr. Dewan also attended the Hester completion ceremony on May 29.
- On May 24, the SCCOE and Capitol Advisors hosted a workshop on the May Revise budget. Board Trustees were provided with electronic and paper copies of the presentation.
- On May 28, the SCCOE hosted a tour of Special Education sites.

- On May 31, Dr. Dewan attended the Annual Spring Carnival at Chandler Tripp and the OYA Graduate Resource Fair.
- On June 3, Dr. Dewan attended the Children's Agenda Network meeting on social-emotional learning.
- This morning, the SCCOE launched the solar energy project at Walden West with partners from ENGI.
- Dr. Dewan reminded trustees of the OYA Graduation Ceremony on June 6, the Special Education Gateway Completion Ceremony on June 7, and the Alternative Education Graduation Ceremony on June 11.
- Dr. Dewan also noted that June 7-9 is Wear Orange Weekend to promote gun violence awareness. Orange ribbons were provided for Trustees.
- June 19 is Juneteenth. All SCCOE locations will be closed in honor of the holiday.
- The CSBA has announced early registration for their Annual Education Conference December 5-7, 2024, in Anaheim.
- New name tags have been provided for each of the Trustees.
- Happy Birthday to Vice President Rocha.

## **15. INFORMATION ITEM**

### **A. Future Agenda Items**

Dr. Dewan reported that the SCCOE is making progress on the items previously mentioned and that staff will continue to update the chart in BoardDocs.

Trustee Mah requested that an item on the Head Start Policy Council and the shared governance with the Board of Education be placed on a future agenda.

## **16. ADJOURNMENT**

The next Santa Clara County Board of Education regular meeting is scheduled for June 12, 2024.

**MOTION #2442-7 by Trustee Chon and seconded by Trustee Lari to adjourn the meeting. Motion carried 7-0-0. The meeting was adjourned at approximately 11:45 p.m.**

Motion carried with the following vote:

Yes: President Berta, Vice President Rocha, Trustees Chon, Di Salvo, Lari, Mah and Sreekrishnan

No: none

Abstain: none

Absent: none

Not Present at Vote: none

Respectfully submitted,



Mary Ann Dewan, Ph.D.  
County Superintendent of Schools  
Ex-Officio Secretary

: kc