

**SANTA CLARA COUNTY BOARD OF EDUCATION**

1290 Ridder Park Drive  
San Jose, California 95131

APPROVED on September 4, 2024  
August 26, 2024  
Regular Meeting #2446  
San Jose Room  
5:30 p.m.

**1. SCCBOE CALL TO ORDER**

President Berta called the meeting to order at approximately 5:30 p.m.

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

**B. Pledge of Allegiance**

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

Trustee(s) Present:

Grace Mah, Area 1  
Tara Sreekrishnan, Area 2  
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

Excused Absence:

Student Board Member De La Rosa Aguilera

**D. Set the Agenda**

**MOTION #2446-1 by Trustee Chon and seconded by Trustee Di Salvo to set the agenda. Motion carried 6-1-0.**

Motion carried with the following vote:

Yes: President Berta, Vice President Rocha, Trustees Chon, Di Salvo, Lari, and Mah  
No: Trustee Sreekrishnan  
Abstain: none  
Absent: none

President Berta reviewed the livestream details for the August 26, 2024, Board meeting and explained where to call to listen to the meeting in Spanish or Vietnamese or view ASL interpretation.

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

There were 17 public comments.

**3. CONSENT ACTION ITEMS**

**A. Request Approval of Consent Action Items as listed in Item #3 Consent Action Items**

**B. Request Approval of Minutes of Regular Board Meeting of August 7, 2024 (#2445)**

**MOTION #2446-2 by Vice President Rocha and seconded by Trustee Chon to approve Consent Action Items as listed in Item #3 Consent Action Items. 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

**4. INFORMATION ITEMS**

**A. First Reading of Board Policy 1312.3 Uniform Complaint Procedures**

Dr. Mary Ann Dewan, County Superintendent of Schools, presented an overview of proposed updates to Board Policy 1313.3 Uniform Complaint Procedures, which includes new language to reflect Assembly Bill 1078 (2023), Instructional Materials and Curricular Diversity. Trustee Mah requested additional information relating to the Assembly Bill and changes in the law. The Second Reading and adoption will be brought to the Board at the meeting on September 04, 2024.

**B. First Reading of Board Policy 5132 Dress and Grooming**

Dr. Dewan presented an overview of proposed updates to Board Policy 5132 Dress and Grooming, relating to changes in Education Code 212.1. The Second Reading and adoption will be brought to the Board at the meeting on September 04, 2024.

**C. First Reading of BB 9150.1 Compensation for Student Board Members of the Santa Clara County Board of Education**

Dr. Dewan presented an overview of proposed updates to Board Policy 9150.1 Compensation for Student Board Members of the Santa Clara County Board of Education, which provides updated language from Education Code 1090. Trustee Mah requested information relating to other County Boards and pay for Student Board Members. The Second Reading and adoption will be brought to the Board at the meeting on September 04, 2024.

**D. Charter Schools Update**

Mefula Fairley, Executive Director of the Charter Schools Department, provided an update on Charter School renewals, including:

- A renewal petition for Rocketship Sí Se Puede, which was received on August 20. The petition has been posted and the public hearing will take place on September 16.
- The public hearing on the renewal petition for Alpha: José Hernández which will take place on September 4.
- The two remaining renewal petitions, for Rocketship Alma and Rocketship Brilliant Minds, are expected to be submitted on September 3.

Executive Director Fairley also provided an update on Charter Schools start to the new school year and the upcoming annual back to school tour visits that will be conducted by the Charter Schools Department staff in September.

**5. CLOSED SESSION**

There were four (4) public comments.

The Board moved to a Closed Session at approximately 6:45 p.m. President Berta called Closed Session to order at approximately 7:00 p.m. and called roll. All Trustees were present.

**A. Interdistrict Attendance Appeal Filed on Behalf of Student, Resident District; Lakeside Joint School District, Desired District: Loma Prieta Joint Union School District**

**B. County Superintendent Evaluation**

- C. **Conference with Legal Counsel—Anticipated Litigation Consideration of whether to initiate litigation pursuant to Government Code Section 54956.9(d)(4): 1 case**
- D. **Conference with Legal Counsel—Anticipated Litigation Significant Exposure to litigation pursuant to Government Code Section 54956.9(d)(2): 1 cases**

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

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

The Board concluded Closed Session at 9:45 p.m. and returned to Open Session at 9:50 p.m.

President Berta reported that in the matter of 6A, the County Board voted to approve the interdistrict attendance appeal.

**MOTION #2446-3 by Trustee Mah and seconded by Trustee Lari to approve the appeal based on factors one (1) and two (2) for length of time through grade 5. 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

President Berta reported that in the matter of 6B, the County Board took no reportable action.

President Berta reported that in the matter of 6C, the County Board took no reportable action.

President Berta reported that in the matter of 6D, the County Board took no reportable action.

**7. ACTION: DECISION BULLIS CHARTER SCHOOL (at or after 7:30pm)**

The Board heard an opening statement from Executive Director Mefula Fairley.

The Board heard a statement from Bullis Superintendent Maureen Israel and attorney John Lemmo.

The Board heard a statement from Los Altos School District Board President Bryan Johnson.

There were 20 public comments.

**MOTION #2446-4(a) by Trustee Sreekrishnan and seconded by Vice President Rocha to adopt Staff's recommendations and approve of resolution as proposed by Staff, conditionally approving for a term of five (5) years, and alternatively denying Bullis Charter School's renewal Charter; with the addition that any changes to the conditions within the MOU come back to the Board for approval; and deny Bullis' request to add admissions preferences for siblings of students who are admitted to, rather than already attending, Bullis. Motion failed 3-4-0.**

Yes: Vice President Rocha, Trustees Lari, and Sreekrishnan

No: President Berta, Trustees Chon, Di Salvo, and Mah

Abstain: none

Absent: none

**MOTION #2446-4(b) by Trustee Di Salvo and seconded by Trustee Mah to approve Bullis Charter School's renewal Charter for a period of seven (7) years; denial of Bullis' request to add admissions preferences for siblings of students who are admitted to, rather than already attending, Bullis. Motion failed 3-4-0.**

Yes: Trustees Di Salvo, Mah, and Sreekrishnan

No: President Berta, Vice President Rocha, Trustees Chon, and Lari

Abstain: none

Absent: none

**MOTION #2446-4(c) by President Berta and seconded by Trustee Chon to deny Bullis Charter School's renewal Charter and adopt a resolution of denial; adopting Staff's recommended findings of denial and finding that Bullis Charter School's corrective action plan pursuant to Education Code Section 47607(e) has been unsuccessful, and rejecting the proposed conditional approval and conditions of approval. Motion failed 3-3-1.**

Yes: President Berta, Vice President Rocha, and Trustee Chon

No: Trustees Di Salvo, Mah, and Sreekrishnan

Abstain: Trustee Lari

Absent: none

**MOTION #2446-4(d) by Trustee Sreekrishnan and seconded by Vice President Rocha to adopt Staff's recommendations and approval of resolution as**

**proposed by Staff, conditionally approving for a term of five (5) years, and alternatively denying Bullis Charter School's renewal Charter; with the addition that any changes to the conditions within the MOU come back to the Board for approval at the December 2024 meeting. Motion failed 3-4-0.**

Yes: Vice President Rocha, Trustees Sreekrishnan, and Lari

No: President Berta, Trustees Chon, Di Salvo, and Mah

Abstain: none

Absent: none

**MOTION #2446-4(e) by Trustee Mah and seconded by Trustee Di Salvo to approve Bullis Charter School's renewal Charter for a period of five (5) years with no conditions. Motion failed 3-4-0.**

Yes: Trustees Di Salvo, Mah, and Sreekrishnan

No: President Berta, Vice President Rocha, Trustees Chon, and Lari

Abstain: none

Absent: none

**MOTION #2446-4(f) by Trustee Sreekrishnan and seconded by President Berta to adopt Staff's recommendations and approval of resolution as proposed by Staff, conditionally approving for a term of five (5) years, and alternatively denying Bullis Charter School's renewal Charter; with the addition that there be no 10% cap on the admissions preference for low-income students and MOU with conditions signed by Bullis come back to the Board for approval in December 2024. Motion carried. 4-3-0.**

Yes: President Berta, Vice President Rocha, Trustees Lari, and Sreekrishnan

No: Trustees Chon, Di Salvo, and Mah

Abstain: none

Absent: none

## **8. ADJOURNMENT**

The next Santa Clara County Board of Education regular meeting is scheduled for September 4, 2024.

**MOTION #2446-5 by Trustee Chon and seconded by Vice President Rocha to adjourn the meeting. Motion carried 7-0-0. The meeting was adjourned at approximately 1:38 a.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

Respectfully submitted,



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

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